

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 1463

To amend the Elementary and Secondary Education Act of 1965 to address gender equity in mathematics and science education and to assist schools and educational institutions in the elimination of sexual harassment and abuse.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 15 (legislative day, September 7), 1993

Ms. MIKULSKI (for herself, Mr. KENNEDY, Mr. HARKIN, Mr. SIMON, Ms. MOSELEY-BRAUN, Mr. SARBANES, Mr. INOUE, Mrs. BOXER, and Mrs. MURRAY) introduced the following bill; which was read twice and referred to the Committee on Labor and Human Resources

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## A BILL

To amend the Elementary and Secondary Education Act of 1965 to address gender equity in mathematics and science education and to assist schools and educational institutions in the elimination of sexual harassment and abuse.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Fairness in Education  
5 for Girls and Boys Act of 1993”.

1 **SEC. 2. FINDINGS.**

2 The Congress finds that—

3 (1) our Nation’s schools are struggling to main-  
4 tain an environment that is conducive to learning  
5 and that fairly educates girls and boys;

6 (2) recent studies show that women continue to  
7 be underrepresented in careers in mathematical and  
8 scientific fields because those fields are stereotyped  
9 as male professions;

10 (3) because girls and young women are influ-  
11 enced at an early age in making career choices, ef-  
12 fective gender equity training must occur in order to  
13 change the disparities in mathematics and science  
14 achievement between girls and boys;

15 (4) a fundamental prerequisite for an effective  
16 learning environment is that such environment be  
17 free from sexual harassment and abuse as such har-  
18 assment and abuse has a measured impact on our  
19 children’s school attendance, concentration and class  
20 participation; and

21 (5) the Federal Government has an important  
22 role in eliminating sexual harassment and abuse in  
23 our Nation’s schools, and providing a productive  
24 learning environment for all students by encouraging  
25 education programs that include training and tech-  
26 nical assistance.

1 **SEC. 3. PURPOSE.**

2 It is the purpose of this Act—

3 (1) to enrich the quality of mathematics and  
4 science education by encouraging gender-fair train-  
5 ing, practices and policies;

6 (2) to assist schools to eliminate sexual harass-  
7 ment and abuse and to develop a safe and healthy  
8 learning environment; and

9 (3) to improve overall instruction and training  
10 in all federally funded education programs by in-  
11 creasing awareness of the need for gender equity in  
12 education.

13 **TITLE I—GENDER EQUITY IN**  
14 **MATHEMATICS AND SCIENCE**  
15 **EDUCATION**

16 **SEC. 101. ELEMENTARY AND SECONDARY EDUCATION PRO-**  
17 **GRAMS.**

18 Section 2006 of the Elementary and Secondary Edu-  
19 cation Act of 1965 (20 U.S.C. 2986) is amended—

20 (1) in paragraph (1) of subsection (b)—

21 (A) in subparagraph (B), by inserting  
22 “and female” after “of minority”;

23 (B) in subparagraph (D), by striking “or”  
24 after the semicolon;

25 (C) in subparagraph (E), by striking the  
26 period and inserting a semicolon; and

1 (D) by adding at the end the following new  
2 subparagraphs:

3 “(F) preservice and inservice training, and re-  
4 training, of teachers and other school personnel in  
5 gender-equitable instruction in mathematics and  
6 science; or

7 “(G) providing funds for grant projects to pro-  
8 vide career counseling, special instructional activi-  
9 ties, and other targeted intervention and followup  
10 programs to encourage historically underserved stu-  
11 dents to participate fully in mathematics and science  
12 programs.”; and

13 (2) in paragraph (3) of subsection (c), by in-  
14 serting “, including informal education such as pro-  
15 grams sponsored by community-based organiza-  
16 tions,” after “special projects”.

17 **SEC. 102. STATE APPLICATION.**

18 Subparagraph (H) of section 2008(b)(2) of the Ele-  
19 mentary and Secondary Education Act of 1965 (20 U.S.C.  
20 2988(b)(2)(H)) is amended by inserting “, sex and race  
21 or ethnicity” after “statistics on the number”.

22 **SEC. 103. FEDERAL ADMINISTRATION.**

23 Subsection (c) of section 2011 of the Elementary and  
24 Secondary Education Act of 1965 (20 U.S.C. 2991(c)) is  
25 amended by adding at the end the following new sentence:

1 “Whenever feasible, such data shall be collected, cross-tab-  
2 ulated, and reported by sex according to race or ethnicity  
3 and socioeconomic status.”.

4 **SEC. 104. NATIONAL PROGRAMS.**

5 (a) NATIONAL CLEARINGHOUSE.—Paragraph (4) of  
6 section 2012(d) of the Elementary and Secondary Edu-  
7 cation Act of 1965 (20 U.S.C. 2992(d)(4)) is amended—

8 (1) in subparagraph (C), by striking “and”  
9 after the semicolon;

10 (2) in subparagraph (D), by striking the period  
11 and inserting “; and”; and

12 (3) by adding at the end the following new sub-  
13 paragraph:

14 “(E) disseminate gender equity teacher  
15 training models of proven effectiveness, and  
16 provide leadership training for girls and young  
17 women.”.

18 (b) MODEL PROGRAMS.—Paragraph (3) of section  
19 2012(e) of the Elementary and Secondary Education Act  
20 of 1965 (20 U.S.C. 2992(e)(3)) is amended—

21 (1) in subparagraph (D), by striking “and”  
22 after the semicolon;

23 (2) in subparagraph (E), by striking the period  
24 and inserting “; and”; and

1           (3) by adding at the end the following new sub-  
2 paragraph:

3           “(F) achieve gender equity both in access  
4 to a computer-use program and in the teaching  
5 practices used in such program.”.

6 **SEC. 105. REGIONAL CONSORTIA USE OF FUNDS.**

7           Section 2017 of the Elementary and Secondary Edu-  
8 cation Act of 1965 (20 U.S.C. 2994a) is amended—

9           (1) in paragraph (15), by striking “and” after  
10 the semicolon;

11           (2) in paragraph (16), by striking the period  
12 and inserting “; and”; and

13           (3) by adding at the end the following new  
14 paragraph:

15           “(17) disseminate gender equity teacher train-  
16 ing models of proven effectiveness, and provide lead-  
17 ership training for girls and young women.”.

18 **SEC. 106. PROGRAMS FOR COMPUTER-BASED INSTRU-**  
19 **CTION.**

20           Subsection (b) of section 4604 of the Elementary and  
21 Secondary Education Act of 1965 (20 U.S.C. 3154(b)) is  
22 amended—

23           (1) in paragraph (2), by striking “or” after the  
24 semicolon;

1           (2) by redesignating paragraph (3) as para-  
2 graph (5); and

3           (3) by inserting after paragraph (2) the follow-  
4 ing new paragraphs:

5           “(3) model programs to eliminate sex-role  
6 stereotyping and gender bias in computer-based in-  
7 struction;

8           “(4) evaluation of the degree of gender equity  
9 in the computer education resources assisted under  
10 this section; or”.

11 **TITLE II—ELIMINATION OF SEX-**  
12 **UAL HARASSMENT AND**  
13 **ABUSE**

14 **SEC. 201. DEFINITIONS.**

15           Subparagraph (C) of section 1471(7) of the Elemen-  
16 tary and Secondary Education Act of 1965 (20 U.S.C.  
17 2891(7)(C)) is amended—

18           (1) in the matter preceding clause (i)—

19                   (A) by striking “effective school”; and

20                   (B) by striking “schools—” and inserting  
21 “schools:”; and

22           (2) in clause (iii), by inserting “, including an  
23 environment free from sexual harassment and  
24 abuse,” after “environment”.

1 **SEC. 202. TARGETED USE OF FUNDS.**

2 Subsection (b) of section 1531 of the Elementary and  
3 Secondary Education Act of 1965 (20 U.S.C. 2942(b)) is  
4 amended—

5 (1) in paragraph (6), by striking “and” after  
6 the semicolon;

7 (2) by redesignating paragraph (7) as para-  
8 graph (8); and

9 (3) by inserting after paragraph (6) the follow-  
10 ing new paragraph:

11 “(7) programs of training, technical assistance,  
12 and education that are designed to eliminate sexual  
13 harassment and abuse in schools; and”.

14 **SEC. 203. EFFECTIVE SCHOOLS.**

15 Paragraph (3) of section 1542 of the Elementary and  
16 Secondary Education Act of 1965 (20 U.S.C. 2952(3)) is  
17 amended—

18 (1) in the matter preceding subparagraph (A),  
19 by striking “effective schools”; and

20 (2) in subparagraph (C), by inserting “, includ-  
21 ing an environment free from sexual harassment and  
22 abuse,” after “environment”.

23 **SEC. 204. WOMEN’S EDUCATIONAL EQUITY.**

24 Paragraph (1) of section 4002(a) of the Elementary  
25 and Secondary Education Act of 1965 (20 U.S.C.  
26 3042(a)(1)) is amended—



1 (1) by redesignating subparagraphs (E) and  
2 (F) as subparagraphs (F) and (G), respectively; and

3 (2) by inserting after subparagraph (D) the  
4 following new subparagraph:

5 “(E) the development and implementation  
6 of programs that address sexual harassment  
7 and violence in order to ensure that educational  
8 institutions are free from threats to the safety  
9 and the well-being of students and employees;”.

10 **SEC. 205. PROGRAMS FOR THE IMPROVEMENT OF COM-**  
11 **PREHENSIVE SCHOOL HEALTH EDUCATION.**

12 Subsection (b) of section 4605 of the Elementary and  
13 Secondary Education Act of 1965 (20 U.S.C. 3155(b)) is  
14 amended—

15 (1) by redesignating paragraphs (7), (8), (9),  
16 and (10) as paragraphs (10), (11), (12), and (13),  
17 respectively; and

18 (2) by inserting after paragraph (6) the follow-  
19 ing new paragraphs:

20 “(7) sexual harassment and assault;

21 “(8) depression and suicide;

22 “(9) eating disorders;”.

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