

113TH CONGRESS
2D SESSION

H. R. 5485

To amend the Higher Education Act of 1965 to require additional reporting on crime and harm that occurs during student participation in programs of study abroad, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 16, 2014

Mr. SEAN PATRICK MALONEY of New York introduced the following bill;
which was referred to the Committee on Education and the Workforce

A BILL

To amend the Higher Education Act of 1965 to require additional reporting on crime and harm that occurs during student participation in programs of study abroad, and for other purposes.

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 “Ravi Thackurdeen Safe
5 Students Study Abroad Act”.

1 **SEC. 2. APPLICATION OF CLERY ACT TO PROGRAMS OF**
2 **STUDY ABROAD.**

3 (a) REPORTING OF CRIME STATISTICS.—Paragraph
4 (12) of section 485(f) of the Higher Education Act of
5 1965 (20 U.S.C. 1092(f)) is amended—

6 (1) by striking “and” at the end of subpara-
7 graph (C);

8 (2) by striking the period at the end of sub-
9 paragraph (D) and inserting a semicolon; and

10 (3) by adding at the end the following:

11 “(E) while a student is participating in a
12 program of study abroad approved for credit by
13 an institution of higher education, distinguished
14 by whether the criminal offense occurred at a
15 location described in subparagraph (A), (B),
16 (C), or (D) or at another location, without re-
17 gard to whether the institution owns or controls
18 a building or property at such location.”.

19 (b) ADDITIONAL REPORTING FOR PROGRAMS OF
20 STUDY ABROAD.—Section 485(f) of the Higher Education
21 Act of 1965 (20 U.S.C. 1092(f)) is amended—

22 (1) by redesignating paragraph (18) as para-
23 graph (19); and

24 (2) by inserting after paragraph (17), the fol-
25 lowing new paragraph:

1 “(18)(A) Each institution of higher education
2 participating in any program under this title, other
3 than a foreign institution of higher education, shall
4 develop and distribute as part of the report de-
5 scribed in paragraph (1), a statement that the insti-
6 tution has adopted and implemented a program to
7 protect students participating in a program of study
8 abroad approved for credit by the institution from
9 crime and harm while participating in such program
10 of study abroad that, at a minimum, includes the
11 following:

12 “(i) A biennial review by the institu-
13 tion of the programs of study abroad ap-
14 proved for credit by the institution to de-
15 termine—

16 “(I) the effectiveness of the pro-
17 grams at protecting students from
18 crime and harm, and whether changes
19 to the programs are needed (based on
20 the most recent guidance or other as-
21 sistance from the Secretary) and will
22 be implemented;

23 “(II) for the 10 years preceding
24 the date of the report, the number (in
25 the aggregate for all programs of

1 study abroad approved for credit by
2 the institution) of—

3 “(aa) deaths of program
4 participants resulting during pro-
5 gram participation;

6 “(bb) accidents and illnesses
7 occurring during program partici-
8 pation that resulted in hos-
9 pitalization;

10 “(cc) sexual assaults against
11 program participants occurring
12 during program participation;
13 and

14 “(dd) incidents involving
15 program participants during the
16 program participation that re-
17 sulted in police involvement or a
18 police report; and

19 “(III) with respect to the inci-
20 dents described in items (aa) through
21 (dd) of subclause (II), whether the in-
22 cidents occurred—

23 “(aa) on campus;

24 “(bb) in or on a noncampus
25 building or property;

1 “(cc) on public property;

2 “(dd) in dormitories or other
3 residential facilities for students;

4 or

5 “(ee) at a location not de-
6 scribed in items (aa) through
7 (dd) of this subclause, without
8 regard to whether the institution
9 owns or controls a building or
10 property at the location.

11 “(ii) The crime statistics described in
12 paragraph (12)(E).

13 “(B) An institution of higher education de-
14 scribed in subparagraph (A) shall—

15 “(i) provide each student who is interested
16 in participating in a program of study abroad
17 approved for credit by the institution, with a
18 pre-trip orientation session and advising that
19 includes—

20 “(I) a list of countries in which such
21 programs of study abroad are located;

22 “(II) all current travel information,
23 including all travel warnings and travel
24 alerts, issued by the Bureau of Consular

1 Affairs of the Department of State for
2 such countries; and

3 “(III) the information described in
4 clauses (i) and (ii) of subparagraph (A),
5 provided specifically for each program of
6 study abroad approved for credit by the in-
7 stitution in which the student is consid-
8 ering participation; and

9 “(ii) provide each student who returns
10 from such a program of study abroad with a
11 post-trip orientation session, including an exit
12 interview that assists the institution in carrying
13 out subparagraph (A) and clause (i) of this sub-
14 paragraph.

15 “(C) An institution of higher education shall
16 not disaggregate or otherwise distinguish informa-
17 tion for purposes of subparagraph (A) or (B) in a
18 case in which the number of students in a category
19 is insufficient to yield statistically reliable informa-
20 tion or the results would reveal personally identifi-
21 able information about an individual student.

22 “(D) The Secretary shall periodically review a
23 representative sample of the programs described in
24 subparagraph (A) that have been adopted and imple-
25 mented by institutions of higher education to protect

1 students participating in a program of study abroad
2 described in subparagraph (A) from crime and harm
3 while participating in such program of study
4 abroad.”.

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