

116TH CONGRESS
1ST SESSION

H. R. 2875

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

MAY 21, 2019

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

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 institution of
13 the programs of study abroad approved for
14 credit by the institution to determine—

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

21 “(II) for the 10 years preceding the
22 date of the report, the number (in the ag-
23 gregate for all programs of study abroad
24 approved for credit by the institution) of—

1 “(aa) deaths of program partici-
2 pants occurring during program par-
3 ticipation or during any other activi-
4 ties during the study abroad period;

5 “(bb) accidents and illnesses oc-
6 ccurring during program participation
7 that resulted in hospitalization;

8 “(cc) sexual assaults against pro-
9 gram participants occurring during
10 program participation; and

11 “(dd) incidents involving pro-
12 gram participants during the program
13 participation that resulted in police
14 involvement or a police report; and

15 “(III) with respect to the incidents de-
16 scribed in items (aa) through (dd) of sub-
17 clause (II), whether the incidents oc-
18 curred—

19 “(aa) on campus;

20 “(bb) in or on a noncampus
21 building or property;

22 “(cc) on public property;

23 “(dd) in dormitories or other res-
24 idential facilities for students; or

1 “(ee) at a location not described
2 in items (aa) through (dd) of this sub-
3 clause, without regard to whether the
4 institution owns or controls a building
5 or property at the location.

6 “(ii) The crime statistics described in para-
7 graph (12)(E).

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

10 “(i) provide each student who is interested
11 in participating in a program of study abroad
12 approved for credit by the institution, with a
13 pre-trip orientation session and advising that
14 includes—

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

17 “(II) all current travel information,
18 including all travel warnings and travel
19 alerts, issued by the Bureau of Consular
20 Affairs of the Department of State for
21 such countries; and

22 “(III) the information described in
23 clauses (i) and (ii) of subparagraph (A),
24 provided specifically for each program of
25 study abroad approved for credit by the in-

1 stitution in which the student is consid-
2 ering participation; and

3 “(ii) provide each student who returns
4 from such a program of study abroad with a
5 post-trip orientation session, including an exit
6 interview that assists the institution in carrying
7 out subparagraph (A) and clause (i) of this sub-
8 paragraph.

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

16 “(D) The Secretary shall periodically review a
17 representative sample of the programs described in
18 subparagraph (A) that have been adopted and imple-
19 mented by institutions of higher education to protect
20 students participating in a program of study abroad
21 described in subparagraph (A) from crime and harm
22 while participating in such program of study
23 abroad.”.

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