

ARTICLE XX-G
SEXUAL VIOLENCE EDUCATION AT
INSTITUTIONS OF HIGHER EDUCATION
(Art. added Nov. 17, 2010, P.L. , No.104)

Section 2001-G. Scope of article.

This article relates to college and university sexual violence education.

(2001-G added Nov. 17, 2010, P.L. , No.104)

Section 2002-G. Definitions.

The following words and phrases when used in this article shall have the meanings given to them in this section unless the context clearly indicates otherwise:

"Department." The Department of Education of the Commonwealth.

"Education program." A sexual violence education program under this article.

"Independent institution of higher education." As defined in the act of November 29, 2004 (P.L.1383, No.180), known as the Uniform Crime Reporting Act.

"Institution of higher education." An independent institution of higher education, a community college, a State-related institution or a member institution of the State System of Higher Education.

"Matriculating." Enrolling in an institution of higher education or private licensed school.

"Private licensed school." As defined in the act of December 15, 1986 (P.L.1585, No.174), known as the Private Licensed Schools Act.

"Sexual violence." An act of sexual violence as defined in 42 Pa.C.S. § 6402 (relating to definitions).

"Student." A person who is enrolled on a full-time basis at an institution of higher education or private licensed school.

(2002-G added Nov. 17, 2010, P.L. , No.104)

Section 2003-G. Education program.

(a) General rule.--Institutions of higher education and private licensed schools shall establish a sexual violence awareness educational program. Institutions of higher education and private licensed schools may collaborate with a Statewide nonprofit organization, local rape crisis center or local sexual assault program that arranges for the provision of services to sexual violence and rape victims in the development of a sexual violence awareness education program. Each education program shall provide the following:

(1) A discussion of sexual violence.

(2) A discussion of consent, including an explanation that the victim is not at fault.

(3) A discussion of drug and alcohol-facilitated sexual violence.

(4) Information relating to risk education and personal protection.

(5) Information on where and how to get assistance, including the importance of medical treatment and evidence collection, and how to report sexual violence to campus authorities and local law enforcement.

(6) The possibility of pregnancy and transmission of sexual diseases.

(7) Introduction of members of the educational community from:

(i) Campus police or security and local law enforcement.

(ii) Campus health center, women's center and rape crisis center.

(iii) Campus counseling service or any service responsible for psychological counseling and student affairs.

(8) A promise of discretion and dignity.

(9) A promise of confidentiality for victims of sexual assault.

(b) Student bill of rights.--Consistent with the campus sexual assault victims' bill of rights under section 485(f)(8) of the Higher Education Act of 1965 (Public Law 89-329, 20 U.S.C. § 1092(f)(8)), a student bill of rights shall be made available to students.

(2003-G added Nov. 17, 2010, P.L. , No.104)

Section 2004-G. Follow-up.

An institution of higher education and private licensed school shall conduct a follow-up program for the duration of the school year for new students. The program may consist of the following:

(1) Lecturers relating to sexual violence prevention and awareness.

(2) Institutional activities relating to sexual violence prevention and awareness.

(3) Videos and other educational materials relating to sexual violence prevention and awareness.

(2004-G added Nov. 17, 2010, P.L. , No.104)

Section 2005-G. Duties of department.

The department shall:

(1) Ensure compliance with this article.

(2) Solicit the cooperation of other agencies, institutions and organizations, both public and private, in carrying out the provisions of this article.

(3) Otherwise administer the provisions of this article.

(2005-G added Nov. 17, 2010, P.L. , No.104)

Section 2006-G. Report.

An institution of higher education and a private licensed school shall report to the department on the implementation of the education program by the institution or school.

(2006-G added Nov. 17, 2010, P.L. , No.104)