

**SENATE . . . . . No. 827**

---

**The Commonwealth of Massachusetts**

\_\_\_\_\_

PRESENTED BY:

***Sal N. DiDomenico***

\_\_\_\_\_

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act protecting students abroad.

\_\_\_\_\_

PETITION OF:

NAME:

*Sal N. DiDomenico*

DISTRICT/ADDRESS:

*Middlesex and Suffolk*

**SENATE . . . . . No. 827**

---

By Mr. DiDomenico, a petition (accompanied by bill, Senate, No. 827) of Sal N. DiDomenico for legislation to protect students abroad. Higher Education.

---

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 743 OF 2019-2020.]

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the One Hundred and Ninety-Second General Court  
(2021-2022)**  
\_\_\_\_\_

An Act protecting students abroad.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 15A of the General Laws as appearing in the 2018 Official Edition, shall be  
2 amended by inserting after Section 44 the following section:-

3 Section 45. (a) (1) Secondary and postsecondary institutions involved with providing  
4 student services abroad, located in the commonwealth and which require waivers for students  
5 participating in these programs shall prioritize health, safety and security in program  
6 development, implementation and management of study abroad programs. They shall achieve  
7 this by conducting risk assessments for program sites and activities to include assessments of  
8 lodging locations, maintaining written emergency plans and protocols specific to the destination  
9 and base of travel, and identifying and leveraging relevant authorities, networks and resources to  
10 establish statistical reporting of any student injured, assaulted or subjected to a criminal act while

11 participating in the student sponsored travel. These plans, protocols and statistics shall be  
12 available for review upon request and prior to travel, by any consumer interested in participating  
13 in the sponsored program.

14 (2) Staff on study abroad trips shall be trained to anticipate and respond responsibly to  
15 student health, safety and security issues, including but not limited to basic first aid and  
16 familiarization with established emergency action plans. Prior to said study abroad trips, said  
17 institutions shall provide training to students to mitigate the risk of injury by providing updates  
18 on activities involving health, safety and security issues occurring at the proposed destination.

19 (b) (1) Said institutions shall file by November 1 of each year a report on its programs  
20 with the secretary of the commonwealth. Said report shall contain the following information  
21 from the previous academic year, including summer terms: (i) deaths of program participants that  
22 occurred during program participation as a result of program participation; (ii) accidents and  
23 illnesses that occurred during program participation as a result of program participation and that  
24 required hospitalization; (iii) sexual assaults and crimes against program participants, and details  
25 of the incidents, including date, time, location, and whether it was during participation in the  
26 program; and (iv) country, primary program host, and program type.

27 (2) For purposes of paragraph (1), "primary program host" shall have the following  
28 meaning:- an institution or organization responsible for or in control of the majority of decisions  
29 being made on the program including, but not limited to, student housing, local transportation,  
30 and emergency response and support.

31 (3) Information reported under paragraph (1), clause (i), may be supplemented by a brief  
32 explanatory statement.

33 (4) Said institutions shall request hospitalization and incident disclosure from students  
34 upon completion of the program.

35 (c) (1) The secretary of the commonwealth shall publish on its website: (i) the reports  
36 required by subsection (b) paragraph (1) in a format that facilitates identifying information  
37 related to said institutions; (ii) links to the United States Department of State's Consular  
38 Information Program informing the public of conditions abroad that may affect their safety and  
39 security; and (iii) links to the publicly available reports on sexual assaults and other criminal acts  
40 affecting study abroad program participants during program participation. This information shall  
41 not be limited to programs subject to this section.

42 (2) The secretary of state shall provide the information it posts on its website as required  
43 by paragraph (1) to the Department of Higher Education, in electronic format, at the time it posts  
44 the information. The Department shall post the information on its website and may otherwise  
45 distribute the information. In materials distributed or posted, the Department must reference this  
46 section.

47 (3) Said institutions shall include in its written materials provided to prospective program  
48 participants a link to the secretary of state website stating that program health and safety  
49 information is available at the website.