

118TH CONGRESS
1ST SESSION

H. R. 2421

To address the needs of individuals with disabilities within the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act.

IN THE HOUSE OF REPRESENTATIVES

MARCH 30, 2023

Mrs. DINGELL introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To address the needs of individuals with disabilities within the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act.

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 “Safe Equitable Cam-
5 pus Resources and Education Act of 2023”.

6 **SEC. 2. AMENDMENTS TO THE CLERY ACT.**

7 (a) IN GENERAL.—Section 485(f) of the Higher Edu-
8 cation Act of 1965 (20 U.S.C. 1092(f)) is amended—

9 (1) in paragraph (1)—

1 (A) in the matter preceding subparagraph
2 (A), by inserting “in an accessible format” after
3 “an annual security report”;

4 (B) in subparagraph (F)(ii), by inserting
5 “and of the crimes described in clause (iii),
6 and” after “clause (i)”; and

7 (C) in subparagraph (J)—

8 (i) in clause (ii), by striking “and”
9 after the semicolon;

10 (ii) by redesignating clause (iii) as
11 clause (iv); and

12 (iii) by inserting after clause (ii) the
13 following:

14 “(iii) ensure that such emergency re-
15 sponse and evacuation procedures take into
16 account the needs of students and staff
17 with disabilities; and”;

18 (2) by redesignating paragraphs (2) through
19 (18) as paragraphs (3) through (19), respectively;

20 (3) by inserting after paragraph (1) the fol-
21 lowing:

22 “(2) All reports, materials and information provided
23 in accordance with this subsection shall be available free
24 of charge, in a timely manner, and in accessible formats
25 for individuals with disabilities, including those individuals

1 who are blind or deaf or have cognitive, intellectual, or
2 communication disabilities.”;

3 (4) in paragraph (7)(A), as redesignated by
4 paragraph (2)—

5 (A) by redesignating clauses (iii) through
6 (v) as clauses (iv) through (vi), respectively;
7 and

8 (B) by inserting after clause (ii) the fol-
9 lowing:

10 “(iii) The term ‘disability’ has the meaning
11 given such term in section 3 of the Americans with
12 Disabilities Act of 1990 (42 U.S.C. 12102).”; and

13 (5) in paragraph (9), as redesignated by para-
14 graph (2)—

15 (A) in subparagraph (B)—

16 (i) in clause (i)—

17 (I) in subclause (I)—

18 (aa) in item (ee), by striking
19 “; and” and inserting “, includ-
20 ing abusive behavior and attacks
21 targeting individuals with disabil-
22 ities; and”; and

23 (bb) in item (ff), by striking
24 “(vii); and” and inserting
25 “(viii);”

1 (II) in subclause (II), by striking
2 the period at the end and inserting a
3 semicolon; and

4 (III) by adding at the end the
5 following:

6 “(III) an assurance that all prevention and
7 awareness programs and materials are acces-
8 sible to, and inclusive of the needs of, individ-
9 uals with disabilities, including those who are
10 deaf or blind or have cognitive, intellectual, or
11 communication disabilities; and

12 “(IV) an assurance that campus security
13 personnel and other individuals responsible for
14 the provision of information or resources under
15 this subsection receive training about working
16 with individuals with disabilities.”;

17 (ii) in the matter preceding subclause
18 (I) of clause (iii), by inserting “and in such
19 formats as are necessary to ensure their
20 accessibility to individuals with disabili-
21 ties,” after “writing”;

22 (iii) in clause (iv)—

23 (I) in subclause (I)—

24 (aa) in item (aa), by striking
25 “and” after the semicolon; and

1 (bb) by inserting after item

2 (bb) the following:

3 “(cc) be conducted by officials who re-
4 ceive annual training on how to conduct an
5 investigation and hearing process with an
6 accuser or an accused who has a disability,
7 including individuals who are blind or deaf
8 or have cognitive, intellectual, or commu-
9 nication disabilities; and

10 “(dd) be accessible to individuals with
11 disabilities, including individuals who are
12 blind, deaf, or have cognitive, intellectual,
13 or communication disabilities;”;

14 (II) in subclause (II)—

15 (aa) by striking “and” at
16 the end;

17 (bb) by striking “the ac-
18 cuser” and inserting “with re-
19 spect to such proceedings—

20 “(aa) the accuser”; and

21 (cc) by inserting after item
22 (aa), as added by item (bb), the
23 following:

24 “(bb) an accuser or an accused with a
25 disability who discloses such disability is

1 also entitled to be accompanied to any
2 such meeting or proceeding by an inter-
3 preter, transliterator, or other individual
4 providing communication assistance serv-
5 ices, provided by the institution in accord-
6 ance with section 504 of the Rehabilitation
7 Act of 1973 (29 U.S.C. 794) and the
8 Americans with Disabilities Act of 1990
9 (42 U.S.C. 12101 et seq.), to ensure the
10 accuser or accused’s ability to fully partici-
11 pate; and

12 “(cc) the accuser and the accused are
13 entitled to the same opportunities to re-
14 quest accommodations related to their dis-
15 abilities; and”;

16 (III) in subclause (III), in the
17 matter preceding item (aa), by insert-
18 ing “and in such accessible format as
19 is required in the case of an accuser
20 or an accused individual with a dis-
21 ability” following “shall be simulta-
22 neously informed, in writing”;

23 (iv) by adding after clause (vii) the
24 following:

1 “(viii) Information about the accommodations
2 available to individuals with disabilities with respect
3 to such programs and procedures, how individuals
4 with disabilities may request such accommodations,
5 and an assurance that such accommodations will be
6 provided in a timely manner such that access to pro-
7 grams and the timing of procedures under this sub-
8 paragraph shall not be substantially impeded.”;

9 (B) in subparagraph (C), by striking
10 “(vii)” and inserting “(viii)”; and

11 (C) by inserting after subparagraph (C)
12 the following:

13 “(D) All materials, websites, and other
14 forms of communication associated with the
15 policy described in subparagraph (A) shall be
16 provided in accessible formats for individuals
17 with disabilities, including those individuals who
18 are deaf, blind, or have cognitive, intellectual,
19 or communication disabilities. Provision of such
20 accessible formats shall be timely and shall in-
21 clude procedures for addressing problems and
22 failures of any accessibility technology in-
23 volved.”.

24 (b) TECHNICAL CORRECTION.—Section
25 120(a)(2)(B)(i) of the Higher Education Act of 1965 (20

1 U.S.C. 1011i(a)(2)(B)(i) is amended by striking
2 “485(f)(6)” and inserting “485(f)(7)”.

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