

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend SCS/Senate Bill No. 921, Page 1, Section title, Lines 3-4,

2 by striking the words "the reporting of incidents by law  
3 enforcement agencies" and inserting in lieu thereof the  
4 following: "domestic violence"; and

5 Further amend said bill and page, section 43.545, line 6 by  
6 inserting after all of said line the following:

7 "173.2050. 1. The governing board of each public  
8 institution of higher education in this state shall engage in  
9 discussions with law enforcement agencies with jurisdiction over  
10 the premises of an institution to develop and enter into a  
11 memorandum of understanding concerning sexual assault, domestic  
12 violence, dating violence, and stalking, as defined in the  
13 federal Higher Education Act of 1965, 20 U.S.C. Section 1092(f),  
14 involving students both on and off campus.

15 2. The memorandum of understanding shall contain detailed  
16 policies and protocols regarding sexual assault, domestic  
17 violence, dating violence, and stalking involving a student that  
18 comport with best practices and current professional practices.

19 At a minimum, the memorandum shall set out procedural  
20 requirements for the reporting of an offense, protocol for  
21 establishing who has jurisdiction over an offense, and criteria

1 for determining when an offense is to be reported to law  
2 enforcement.

3 3. The department of public safety in cooperation with the  
4 department of higher education shall promulgate rules and  
5 regulations to facilitate the implementation of this section.  
6 Any rule or portion of a rule, as that term is defined in section  
7 536.010, that is created under the authority delegated in this  
8 section shall become effective only if it complies with and is  
9 subject to all of the provisions of chapter 536 and, if  
10 applicable, section 536.028. This section and chapter 536 are  
11 nonseverable, and if any of the powers vested with the general  
12 assembly pursuant to chapter 536 to review, to delay the  
13 effective date, or to disapprove and annul a rule are  
14 subsequently held unconstitutional, then the grant of rulemaking  
15 authority and any rule proposed or adopted after August 28, 2016,  
16 shall be invalid and void."; and

17 Further amend the title and enacting clause accordingly.