



SEC. 1507. ONLINE SURVEY TOOL FOR CAMPUS SAFETY

Excerpt of the [Consolidated Appropriations Act](#),
H.R. 2471, 117 Cong. §1507 [2022]

1 “(ii) usage of electronic service, simi-
2 lar to the service used by the eligible enti-
3 ty, for other commonly used court orders,
4 including with respect to viability and cost.

5 “(g) NO REGULATIONS OR GUIDELINES RE-
6 QUIRED.—Notwithstanding section 2105, the Attorney
7 General shall not be required to publish regulations or
8 guidelines implementing this section.

9 “(h) AUTHORIZATION OF APPROPRIATIONS.—There
10 is authorized to be appropriated to carry out this section
11 \$10,000,000 for fiscal years 2023 through 2027.”.

12 **SEC. 1507. ONLINE SURVEY TOOL FOR CAMPUS SAFETY.**

13 (a) IN GENERAL.—The Secretary of Education, in
14 consultation with the Attorney General, the Director of
15 the Centers for Disease Control and Prevention, the Sec-
16 retary of Health and Human Services, and experts in do-
17 mestic violence, dating violence, sexual assault, sexual har-
18 assment, and stalking, shall develop, design, and make
19 available through a secure and accessible online portal, a
20 standardized online survey tool regarding postsecondary
21 student experiences with domestic violence, dating vio-
22 lence, sexual assault, sexual harassment, and stalking.

23 (b) DEVELOPMENT OF SURVEY TOOL.—In devel-
24 oping the survey tool required under subsection (a), the
25 Secretary of Education shall—

1 (1) use best practices from peer-reviewed re-
2 search measuring domestic violence, dating violence,
3 sexual assault, sexual harassment, and stalking;

4 (2) consult with the higher education commu-
5 nity, experts in survey research related to domestic
6 violence, dating violence, sexual assault, sexual har-
7 assment, and stalking, and organizations engaged in
8 the prevention of and response to, and advocacy on
9 behalf of victims of, domestic violence, dating vio-
10 lence, sexual assault, sexual harassment, and stalk-
11 ing, including victims from culturally specific popu-
12 lations and victims with disabilities, regarding the
13 development and design of such survey tool and the
14 methodology for administration of such survey tool;
15 and

16 (3) ensure that the survey tool is readily acces-
17 sible to and usable by individuals with disabilities.

18 (c) ELEMENTS.—

19 (1) IN GENERAL.—The survey tool developed
20 pursuant to this section shall be fair and unbiased,
21 be scientifically valid and reliable, meet the highest
22 standards of survey research, and notify the partici-
23 pant that anonymized results of the survey may be
24 published.

1 (2) SURVEY QUESTIONS.—Survey questions in-
2 cluded in the survey tool developed pursuant to this
3 section shall—

4 (A) be designed to gather information on
5 student experiences with domestic violence, dat-
6 ing violence, sexual assault, sexual harassment,
7 and stalking, including the experiences of vic-
8 tims of such incidents;

9 (B) use trauma-informed language to pre-
10 vent re-traumatization; and

11 (C) include—

12 (i) questions that give students the
13 option to report their demographic infor-
14 mation;

15 (ii) questions designed to determine
16 the incidence and prevalence of domestic
17 violence, dating violence, sexual assault,
18 sexual harassment, and stalking;

19 (iii) questions regarding whether stu-
20 dents know about institutional policies and
21 procedures related to domestic violence,
22 dating violence, sexual assault, sexual har-
23 assment, and stalking;

24 (iv) questions designed to determine,
25 if victims reported domestic violence, dat-

1 ing violence, sexual assault, sexual harass-
2 ment, or stalking—

3 (I) to whom the incident was re-
4 ported and what response the victim
5 may have received;

6 (II) whether the victim was in-
7 formed of, or referred to, national,
8 State, local, Tribal, or on-campus re-
9 sources; and

10 (III) whether the entity to whom
11 the victim reported the incident con-
12 ducted an investigation and the dura-
13 tion and final resolution of such an
14 investigation;

15 (v) questions regarding contextual fac-
16 tors, such as whether force, incapacitation,
17 or coercion was involved;

18 (vi) questions to determine whether an
19 accused individual was a student at the in-
20 stitution;

21 (vii) questions to determine whether a
22 victim reported an incident to Federal,
23 State, local, Tribal, or campus law enforce-
24 ment;

1 (viii) questions to determine why the
2 victim chose to report or not report an in-
3 cident to the institution or State, local, or
4 campus law enforcement;

5 (ix) questions to determine the impact
6 of domestic violence, dating violence, sex-
7 ual assault, sexual harassment, and stalk-
8 ing on the victim's education, including di-
9 minished grades, dropped classes, leaves of
10 absence, and negative financial con-
11 sequences (such as costs associated with
12 loss in paid tuition due to leaves of ab-
13 sence, loss in scholarship awards due to di-
14 minished grades, loss of foreign-student
15 visas, and costs associated with counseling,
16 medical services, or housing changes);

17 (x) questions to determine the impact
18 and effectiveness of prevention and aware-
19 ness programs and complaints processes;

20 (xi) questions to determine attitudes
21 toward sexual violence and harassment, in-
22 cluding the willingness of individuals to in-
23 tervene as a bystander to sex-based (in-
24 cluding against lesbian, gay, bisexual, or
25 transgender (commonly referred to as

1 “LGBT”) individuals), race-based, na-
2 tional origin-based, and disability-based
3 discrimination, harassment, assault, do-
4 mestic violence, dating violence, sexual as-
5 sault, sexual harassment, and stalking; and
6 (xii) other questions, as determined by
7 the Secretary of Education.

8 (3) ADDITIONAL ELEMENTS.—In addition to
9 the standardized questions developed by the Sec-
10 retary of Education under paragraph (2), subject to
11 the review and approval of the Secretary of Edu-
12 cation, an institution of higher education may re-
13 quest additional information from students that
14 would increase the understanding of the institution
15 of school climate factors unique to the campuses af-
16 filiated with the institution.

17 (4) RESPONSES.—The responses to the survey
18 questions described in paragraph (2) shall—

19 (A) be submitted confidentially;

20 (B) not be included in crime statistics; and

21 (C) in the case of such responses being in-
22 cluded in a report, not include personally identi-
23 fiable information.

24 (d) ADMINISTRATION OF SURVEY.—

1 (1) FEDERAL ADMINISTRATION.—The Sec-
2 retary of Education, in consultation with the Attor-
3 ney General, the Director of the Centers for Disease
4 Control and Prevention, and the Secretary of Health
5 and Human Services, shall develop a mechanism by
6 which institutions of higher education may, with re-
7 spect to the survey tool developed pursuant to this
8 section—

9 (A) administer such survey tool; and

10 (B) modify such survey tool to include ad-
11 ditional elements or requirements, as deter-
12 mined by the institution, subject to the review
13 and approval of the Secretary of Education.

14 (2) COSTS.—The Secretary of Education may
15 not require an institution of higher education to pay
16 to modify the survey tool in accordance with para-
17 graph (1)(B).

18 (3) ACCESSIBILITY.—The Secretary of Edu-
19 cation shall ensure that the survey tool is adminis-
20 tered in such a way as to be readily accessible to
21 and usable by individuals with disabilities.

22 (4) INSTITUTIONAL ADMINISTRATION.—Begin-
23 ning not later than 1 year after the date on which
24 the Secretary of Education makes available to insti-
25 tutions the mechanism described in paragraph (1),

1 and every 2 years thereafter, each institution of
2 higher education that receives Federal educational
3 assistance shall administer the survey tool developed
4 pursuant to this section.

5 (e) COMPLETED SURVEYS.—The Secretary of Edu-
6 cation shall require each institution of higher education
7 that administers the survey tool developed pursuant to this
8 section to ensure, to the maximum extent practicable, that
9 an adequate, random, and representative sample size of
10 students (as determined by the Secretary) enrolled at the
11 institution complete the survey tool developed pursuant to
12 this section.

13 (f) REPORT.—

14 (1) IN GENERAL.—Beginning not later than 2
15 years after the date of enactment of this Act, the
16 Secretary of Education shall—

17 (A) prepare a biennial report on the infor-
18 mation gained from the standardized elements
19 of the survey under this section and publish
20 such report in an accessible format on the
21 website of the Department of Education, in-
22 cluding as part of any online consumer tool of-
23 fered or supported by the Department of Edu-
24 cation that provides information to students re-
25 garding specific postsecondary educational insti-

1 tutions, such as the College Scorecard or any
2 successor or similar tool; and

3 (B) submit such report to Congress.

4 (2) INCLUSIONS AND EXCLUSIONS.—The report
5 required to be prepared under paragraph (1)—

6 (A) shall include campus-level data for
7 each institution and attributed by name of each
8 campus in a manner that permits comparisons
9 across institutions and campuses; and

10 (B) shall not publish any individual survey
11 responses.

12 (g) PUBLICATION.—Each institution of higher edu-
13 cation shall publish, in a manner that is readily accessible
14 and usable by individuals, including individuals with dis-
15 abilities—

16 (1) the campus-level results of the standardized
17 elements of the survey under this section on the
18 website of the institution and in the biennial report
19 required under subsection (f) for the campuses affili-
20 ated with the institution; and

21 (2) the campus-level results of the additional
22 elements modifying the survey by the institution, if
23 any, on the website of the institution.