

SENATE BILL NO. 223

March 10, 2021, Introduced by Senators CHANG, BRINKS, LAUWERS, GEISS, JOHNSON, HERTEL, BAYER, WOJNO, MOSS and POLEHANKI and referred to the Committee on Judiciary and Public Safety.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
(MCL 380.1 to 380.1852) by adding sections 1508 and 1526b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1508. (1) By not later than June 1, 2021, in consultation
2 with experts on sexual assault and sexual harassment, including,
3 but not limited to, the Michigan domestic and sexual violence
4 prevention and treatment board and the Michigan Coalition to End
5 Domestic and Sexual Violence, the department shall develop age-

1 appropriate informational material relating to sexual assault and
2 sexual harassment and make that material available to all school
3 districts, intermediate school districts, and public school
4 academies that operate any of grades 6 to 12. The informational
5 material must include at least all of the following:

6 (a) Information regarding what constitutes sexual assault or
7 sexual harassment.

8 (b) An explanation that sexual assault or sexual harassment is
9 not the victim's fault.

10 (c) Resources available for individuals who have experienced
11 sexual assault or sexual harassment, including, but not limited to,
12 information on title IX, as enacted under the education amendments
13 of 1972, 20 USC 1681 to 1688, appropriate contact information for
14 organizations that offer assistance to victims of sexual assault or
15 sexual harassment, and actions that the individual may take.

16 (2) A school district, intermediate school district, or public
17 school academy shall disseminate the informational material made
18 available by the department under subsection (1) to each pupil in
19 grades 6 to 12 who is enrolled in a school operated by the school
20 district, intermediate school district, or public school academy,
21 in a form and manner determined appropriate by the school district,
22 intermediate school district, or public school academy.

23 Additionally, the school district, intermediate school district, or
24 public school academy shall disseminate to those pupils the contact
25 information for the school district's, intermediate school
26 district's, or public school academy's title IX coordinator and the
27 school district's, intermediate school district's, or public school
28 academy's policies on sexual assault and sexual harassment,
29 including specific information stating that the policies prohibit

1 adverse action against an individual for reporting sexual assault
2 or sexual harassment, in a form and manner determined appropriate
3 by the school district, intermediate school district, or public
4 school academy. The school district, intermediate school district,
5 or public school academy shall ensure that all the information
6 described in this subsection remains accessible to those pupils and
7 their parents or legal guardians and is included in a student
8 handbook or similar publication prepared by the school district,
9 intermediate school district, or public school academy and on the
10 school district's, intermediate school district's, or public school
11 academy's webpage if the school district, intermediate school
12 district, or public school academy maintains a webpage.

13 Sec. 1526b. Beginning with the 2021-2022 school year, the
14 board of a school district or intermediate school district or board
15 of directors of a public school academy, together with a local
16 organization that receives funding from the Michigan domestic and
17 sexual violence prevention and treatment board and that serves the
18 geographic area of the school district, intermediate school
19 district, or public school academy, is encouraged to provide all
20 educators and school personnel who have contact with pupils
21 training at least every 5 years in responding to pupils who have
22 experienced sexual assault or sexual harassment. This training may
23 be provided as part of the professional development provided under
24 section 1527. If a school district, intermediate school district,
25 or public school academy is located in an area without a local
26 organization that receives funding from the Michigan domestic and
27 sexual violence prevention and treatment board, the school
28 district, intermediate school district, or public school academy is
29 encouraged to provide the training described in this section

1 together with the Michigan domestic and sexual violence prevention
2 and treatment board or the Michigan Coalition to End Domestic and
3 Sexual Violence.

4 Enacting section 1. This amendatory act takes effect 90 days
5 after the date it is enacted into law.