

110TH CONGRESS
1ST SESSION

S. _____

To amend section 485(f) of the Higher Education Act of 1965 regarding law enforcement emergencies.

IN THE SENATE OF THE UNITED STATES

Mr. DURBIN introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To amend section 485(f) of the Higher Education Act of 1965 regarding law enforcement emergencies.

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 “Campus Law Enforce-
5 ment Emergency Response Act of 2007”.

6 **SEC. 2. LAW ENFORCEMENT EMERGENCIES.**

7 Section 485(f) of the Higher Education Act of 1965
8 (20 U.S.C. 1092(f)) is amended—

9 (1) by redesignating paragraphs (9) through
10 (15) as paragraphs (10) through (16), respectively;

1 (2) by inserting after paragraph (8) the fol-
2 lowing:

3 “(9)(A) Each institution of higher education
4 participating in any program under this title shall
5 develop and distribute as part of the report de-
6 scribed in paragraph (1)—

7 “(i) a statement of policy regarding the in-
8 stitution’s law enforcement emergency response
9 program; and

10 “(ii) statistics concerning the occurrence of
11 law enforcement emergencies on the campus of
12 the institution.

13 “(B) In this paragraph:

14 “(i) The term ‘campus’ has the meaning
15 given the term in paragraph 6(A)(i), except
16 that the term includes a noncampus building or
17 property, as defined in paragraph (6)(A)(ii), of
18 an institution of higher education.

19 “(ii) The term ‘law enforcement emer-
20 gency’ means a shooting, the presence of an
21 armed and dangerous person, a bomb threat,
22 the presence of an unauthorized hazardous or
23 toxic material that poses a threat to health and
24 safety, a lock-down, a reverse evacuation, or
25 any other comparable type of incident, on the

1 campus of an institution of higher education,
2 that involves the participation of one or more
3 law enforcement agencies.

4 “(C) The policy described in subparagraph (A)
5 shall address the following:

6 “(i) Procedures students, employees, and
7 others on the campus of the institution will be
8 directed to follow if a law enforcement emer-
9 gency occurs.

10 “(ii) Procedures the institution and law en-
11 forcement agencies will follow to inform stu-
12 dents, employees, and others on the campus of
13 the institution about a law enforcement emer-
14 gency on the campus and will follow to direct
15 the actions of the students, employees, and oth-
16 ers. Such procedures may include e-mail alerts,
17 telephone alerts, text-message alerts, radio an-
18 nouncements, television alerts, audible alert sig-
19 nals, and public address announcements.

20 “(D) Each institution participating in any
21 program under this title shall test the institu-
22 tion’s law enforcement emergency response pol-
23 icy and procedures on at least an annual basis.

24 “(E) Each institution participating in any
25 program under this title shall make reports to

1 the students, employees, and others on the cam-
2 pus of the institution, not later than 30 minutes
3 after the discovery of a law enforcement emer-
4 gency on the campus, through the procedures
5 described in subparagraph (C)(ii).

6 “(F) The Secretary and the Attorney Gen-
7 eral shall jointly have the authority—

8 “(i) to review, monitor, and ensure
9 compliance with this paragraph;

10 “(ii) to advise institutions of higher
11 education on model law enforcement emer-
12 gency response policies, procedures, and
13 practices; and

14 “(iii) to disseminate information con-
15 cerning those policies, procedures, and
16 practices.

17 “(G) CAMPUS LAW ENFORCEMENT EMER-
18 GENCY RESPONSE GRANTS.—

19 “(i) PROGRAM AUTHORITY.—The Sec-
20 retary may make grants to institutions of
21 higher education or consortia of such insti-
22 tutions, or enter into contracts with such
23 institutions, consortia, and other organiza-
24 tions, to develop, implement, operate, im-
25 prove, test, or disseminate campus law en-

1 forcement emergency response policies,
2 procedures, or programs.

3 “(ii) AWARDS.—Grants and contracts
4 under this subparagraph shall be award-
5 ed—

6 “(I) on a competitive basis; and

7 “(II) for a period not to exceed 1
8 year.

9 “(iii) APPLICATIONS.—An institution
10 of higher education, a consortium, or an
11 organization that desires to receive a grant
12 or enter into a contract under this sub-
13 paragraph shall submit an application to
14 the Secretary at such time, in such man-
15 ner, and containing or accompanied by
16 such information as the Secretary may rea-
17 sonably require by regulation.

18 “(iv) PARTICIPATION.—In awarding
19 grants and contracts under this subpara-
20 graph, the Secretary shall make every ef-
21 fort to ensure—

22 “(I) the equitable participation of
23 institutions of higher education that
24 are eligible to participate in programs
25 under this title;

1 “(II) the equitable geographic
2 participation of such institutions; and

3 “(III) the equitable participation
4 of such institutions with large and
5 small enrollments.

6 “(v) AUTHORIZATION OF APPROPRIA-
7 TIONS.—There are authorized to be appro-
8 priated to carry out this subparagraph
9 \$5,000,000 for fiscal year 2008 and such
10 sums as may be necessary for each of the
11 4 succeeding fiscal years.”.