

By Senator Legg

17-00914A-15

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1 A bill to be entitled
2 An act relating to sexual assault; requiring a state
3 university and a Florida College System institution to
4 implement and administer various sexual assault
5 prevention, education, and training initiatives;
6 protecting a campus-based victim advocate from certain
7 types of retaliation by his or her employer; requiring
8 the Florida Council Against Sexual Violence to
9 implement specified training programs and to monitor
10 the campus-based victim advocacy programs' compliance
11 with those requirements; providing an effective date.
12

13 Be It Enacted by the Legislature of the State of Florida:
14

15 Section 1. A state university and a Florida College System
16 institution shall implement and administer all of the following
17 requirements:

18 (1) (a) A campus-based victim advocacy program must operate
19 independently from the university police and Florida College
20 System institution police.

21 (b) Communications between a campus-based victim advocate
22 and a victim must be privileged and confidential, and a client
23 file must be confidential.

24 (c) A state university and a Florida College System
25 institution must ensure that campus-based victim advocates
26 complete a training program developed and conducted by the
27 Florida Council Against Sexual Violence which includes, but is
28 not limited to, current information on victims' rights,
29 confidentiality, and privileges.

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30 (d) A campus-based victim advocate must be protected from
31 retaliation by his or her employer for:

32 1. Maintaining the privacy and confidentiality of a client;
33 and

34 2. Exposing a state university's or a Florida College
35 System institution's failure to comply with the federal
36 requirements under 20 U.S.C. ss. 1681-1688.

37 (e) A state university and a Florida College System
38 institution must negotiate and enter into memoranda of
39 understanding with the local certified rape crisis centers and
40 send a campus-based first responder who is a law enforcement
41 officer or victim advocate to all community-based sexual assault
42 response team meetings.

43 (f) A state university and a Florida College System
44 institution must implement and require all students to annually
45 participate in an in-person sexual assault prevention training
46 that has been demonstrated to be effective in reducing the
47 commission of rape and that includes, but is not limited to,
48 bystander intervention training.

49 (g) University police and Florida College System
50 institution police shall distribute the Sexual Battery Victim's
51 Rights and Services brochure developed by the Florida Council
52 Against Sexual Violence to all victims reporting sexual battery,
53 as specified in s. 794.052, Florida Statutes.

54 (2) The Florida Council Against Sexual Violence shall
55 implement the training program in paragraph (1)(c) and monitor
56 the campus-based victim advocacy programs' compliance with the
57 requirements under paragraph (1)(c).

58 Section 2. This act shall take effect July 1, 2015.