



AMENDMENT NO. _____ Calendar No. _____

Purpose: To require reports regarding the processing of complaints by the Office for Civil Rights of the Department of Education.

IN THE SENATE OF THE UNITED STATES—119th Cong., 1st Sess.

S. 163

To require institutions of higher education participating in Federal student aid programs to share information about title VI of the Civil Rights Act of 1964, including a link to the webpage of the Office for Civil Rights where an individual can submit a complaint regarding discrimination in violation of such title, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Ms. BALDWIN

Viz:

1 At the appropriate place, insert the following:

2 **SEC. ____.** **REPORTS ON PROCESSING OF COMPLAINTS BY**
3 **OFFICE FOR CIVIL RIGHTS.**

4 (a) **IN GENERAL.**—The Secretary of Education, act-
5 ing through the Assistant Secretary for Civil Rights of the
6 Department of Education, shall provide, to the Committee
7 on Health, Education, Labor, and Pensions and the Com-
8 mittee on Appropriations of the Senate and the Committee

1 on Education and Workforce and the Committee on Ap-
2 propriations of the House of Representatives—

3 (1) by not later than 30 days after the date of
4 enactment of this Act, an annual report regarding
5 the processing of complaints filed with the Office for
6 Civil Rights for each of fiscal years 2020, 2021,
7 2022, 2023, and 2024; and

8 (2) beginning on the date of enactment of this
9 Act, a quarterly report regarding the processing of
10 complaints filed with the Office for Civil Rights for
11 each quarter of the fiscal year.

12 (b) CONTENTS.—Each report required under sub-
13 section (a) shall, at a minimum, include the following in-
14 formation for the period covered by the report:

15 (1) The number of complaints filed, in the ag-
16 gregate and disaggregated by the basis of discrimi-
17 nation.

18 (2) The number of complaints that were filed
19 during such period or that were in process as of the
20 first day of such period and that, as of the last day
21 of such period, are in each of the following statuses,
22 in the aggregate and disaggregated by the basis of
23 discrimination:

24 (A) Open for investigation and still pend-
25 ing.

1 (B) Resolved by the rapid resolution proc-
2 ess.

3 (C) Closed by mediation.

4 (D) Dismissed for insufficient evidence.

5 (E) Dismissed for lack of jurisdiction.

6 (F) Closed with a finding of noncompli-
7 ance.

8 (3) The average processing time of the com-
9 plaints described in paragraph (2) in each status, in
10 the aggregate and disaggregated by the basis of dis-
11 crimination, measured as follows:

12 (A) For complaints that are open for in-
13 vestigation and still pending, the average dura-
14 tion, in days, of the period beginning on the
15 date of the filing of the complaint (referred to
16 in this paragraph as the “filing date”) and end-
17 ing on the last day of the reporting period.

18 (B) For complaints resolved by the rapid
19 resolution process, the average duration, in
20 days, of the period beginning on the filing date
21 and ending on the date of such resolution.

22 (C) For complaints closed by mediation,
23 the average duration, in days, of the period be-
24 ginning on the filing date and ending on the
25 date on which the complaint is closed.

1 (D) For complaints dismissed for lack of
2 jurisdiction, the average duration, in days, of
3 the period beginning on the filing date and end-
4 ing on the date of dismissal.

5 (E) For complaints dismissed for insuffi-
6 cient evidence, the average duration, in days, of
7 the period beginning on the filing date and end-
8 ing on the date of dismissal.

9 (F) For complaints closed with findings of
10 noncompliance, the average duration, in days,
11 of the period beginning on the filing date and
12 ending on the date on which the complaint is
13 closed.