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HOUSE FLOOR AMENDMENTS

2024 Regular Session

Amendments proposed by Representative Glorioso to Reengrossed Senate Bill No. 294 by Senator Hodges

1 AMENDMENT NO. 1

2 On page 1, line 5, delete " and 3399.40" and insert "3399.40, and 3399.41"

3 AMENDMENT NO. 2

4 On page 1, line 17, after "due process;" insert "to provide for remedies;"

5 AMENDMENT NO. 3

6 On page 2, line 7, delete " and 3399.40" and insert "3399.40, and 3399.41"

7 AMENDMENT NO. 4

8 On page 3, delete lines 16 through 22, and insert the following:

9 (5) "Student-on-student discriminatory harassment" means unwelcome
10 conduct that targets its a victim ~~on the basis of a class protected under federal, state,~~
11 ~~or local law~~ **in violation of this Part** and that is so severe, pervasive, and objectively
12 offensive and so undermines and detracts from the victim's educational experience
13 that the victim is effectively denied equal access to an institution's resources and
14 opportunities."

15 AMENDMENT NO. 5

16 On page 6, between lines 20 and 21, insert the following:

17 **§3399.41. Remedies**
18 **A. The attorney general may obtain injunctive relief, protective order,**
19 **writ of mandamus, or declaratory relief to prevent any violation of this Part.**
20 **Should the attorney general prevail, the court shall award reasonable attorney**
21 **fees and costs.**
22 **B. A student who is harmed in violation of this Part shall have a cause**
23 **of action for remedies as provided for in this Subsection and may obtain**
24 **appropriate relief, including but not limited to any of the following:**
25 **(1) Injunctive relief, protective order, writ of mandamus or a**
26 **prohibition, or declaratory relief to prevent any violation of this Part. The**
27 **court may waive the requirement that the student petitioner post bond to obtain**
28 **injunctive relief for good cause shown.**
29 **(2) Actual damages.**
30 **(3) Recovery of reasonable attorney fees and costs."**