

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM  
2021 REGULAR SESSION  
**Unofficial Document**

Amend printed copy of **HB 145/HCS 1**

On page 1, lines 6 through 9, delete all language and insert the following in lieu thereof:

**"(a) "Complainant" means a student who has formally filed a complaint alleging that he or she is the victim of a violation of the rules of student conduct promulgated by the governing body of a public postsecondary education institution to address criminal conduct or other conduct that would violate Title IX or other federal law if left unaddressed;"**; and

On page 4, lines 2 through 5, delete all language and insert the following in lieu thereof:

**"(c) Cross-examine any testimony through counsel and, if the student is not represented by counsel, personally, except cross-examination of a student conducted by a participant personally shall require:**

- 1. The participant to submit the questions in writing to a neutral hearing officer. The neutral hearing officer shall ask all relevant questions, state the specific rationale for excluding any question, and grant a participant the right to amend a question excluded to cure any objection thereto; and**
- 2. Cross-examination to be restricted as required by Title IX or other applicable federal law; and"**; and

On page 5, line 11, after "**disciplinary issue;**" delete "**and**"; and

On page 5, after line 11 and before line 12, insert:

Amendment No. \_\_\_\_\_

Rep. Rep. Kim Banta

Committee Amendment \_\_\_\_\_

Signed: \_\_\_\_\_

Floor Amendment \_\_\_\_\_

LRC Drafter: \_\_\_\_\_

Adopted: \_\_\_\_\_

Date: \_\_\_\_\_

Rejected: \_\_\_\_\_

Doc. ID: XXXX

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**"(c) Impair an institution's ability to require one (1) or more complainants to serve as a representative of a class of student victims if:**

- 1. The class is so numerous that joinder of all members is impracticable;**
- 2. There are questions of law or fact common to the class;**
- 3. The claims or defenses of the representatives are typical of the claims or defenses of the class; and**
- 4. The representative parties will fairly and adequately protect the interests of the class; and";** and

On page 5, line 12, delete "**(c)**" and insert "**(d)**" in lieu thereof.