

ASSEMBLY BILL

No. 1845

Introduced by Assembly Member Krell

February 11, 2026

An act to amend Sections 67380, 67381, and 67383 of, to add Section 66281.85 to, and to repeal and add Section 67381.1 of, the Education Code, relating to postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 1845, as introduced, Krell. Student safety: human trafficking.

(1) Existing federal law, known as Title IX, prohibits a person, on the basis of sex, from being excluded from participation in, being denied the benefits of, or being subject to discrimination under any educational program or activity receiving federal financial assistance. A portion of the Donahoe Higher Education Act, known as the Equity in Higher Education Act, requires the appropriate governing board or body of each campus of the University of California, the California State University, and the California Community Colleges, private postsecondary educational institutions, and independent institutions of higher education, as a condition of receiving state financial assistance, to, among other things, provide training to all employees on the identification of sexual harassment, including the person to whom it should be reported. Provisions of the Donahoe Higher Education Act apply to the University of California only to the extent that the Regents of the University of California act, by resolution, to make them apply.

This bill would require those postsecondary educational institutions, as part of the above-described sexual harassment training for employees, to also include certain information related to human trafficking. The bill would also require those postsecondary educational institutions to

ensure that each employee annually completes this training. The bill would prohibit the failure of a postsecondary educational institution employee to report human trafficking to the institution or to local law enforcement authorities from, by itself, resulting in the liability of the institution.

(2) Existing law requires the governing board of a community college district, the Trustees of the California State University, the Board of Directors of the College of the Law, San Francisco, the Regents of the University of California, and the governing board of a postsecondary educational institution receiving public funds for student financial assistance to require the appropriate officials at each campus to compile records of crimes on campus that are reported and involve violence, hate violence, theft, destruction of property, illegal drugs, or alcohol intoxication. Under existing law, this requirement and others related to student safety do not apply to community colleges unless and until the Legislature makes funds available to the community colleges for this purpose.

This bill would require the appropriate officials at each campus to also compile records of crimes on campus that are reported and involve human trafficking. The bill would impose this requirement and others related to student safety on all community colleges, regardless of whether the Legislature has made funds available to community colleges for this purpose.

(3) Existing law requires the Trustees of the California State University, the governing board of independent postsecondary institutions, the governing board of a community college district, and the Regents of the University of California to adopt rules requiring each of their respective campuses to enter into written agreements with local law enforcement agencies that clarify operational responsibility for investigations of certain violent crimes, sexual assaults, and hate crimes occurring on campus. Existing law requires these written agreements to be reviewed and updated, as specified.

This bill would require the written agreements with local law enforcement agencies to also clarify operational responsibilities for investigations of human trafficking occurring on campus. The bill would also require the written agreements between community colleges and local law enforcement agencies to apply to additional on-campus crimes. The bill would require these written agreements to be reviewed and updated, if necessary, on or before July 1, 2027, and every 5 years thereafter.

(4) Existing law requires the governing board of a community college district, the Trustees of the California State University, the Regents of the University of California, and the governing boards of independent postsecondary educational institutions, in order to receive state funds for student financial assistance, to (A) adopt a policy concerning sexual assault, domestic violence, dating violence, and stalking involving a student, as specified, and (B) adopt detailed and victim-centered policies and protocols regarding sexual assault, domestic violence, dating violence, and stalking involving a student, as provided.

This bill would require those postsecondary educational institutions to also adopt a policy concerning incidents of human trafficking that involve students, faculty, or staff. The bill would require the policy to include, among other things, a statement that human trafficking is a state and federal crime, and the physical and mental signs that may indicate that human trafficking is occurring.

(5) Existing law establishes various student financial aid programs, including the Cal Grant Program. As a condition for participation in the Cal Grant Program, existing law requires the governing board of a community college district, the Trustees of the California State University, the Regents of the University of California, and the governing board of a private or independent postsecondary educational institution to adopt and implement written policies and procedures to ensure that any report of certain violent crimes, sexual assault, or hate crimes, committed on or off campus, that is received by a campus security authority, and made by the victim for purposes of notifying the institution or law enforcement, is immediately, or as soon as practicably possible, forwarded to the appropriate law enforcement agency, as provided.

This bill would require those postsecondary educational institutions, on or before July 1, 2027, to adopt and implement revised written policies and procedures that include human trafficking in the above-described reporting requirement.

(6) By imposing new duties on community college districts, this bill would create a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state,

reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. This act shall be known, and may be cited, as the
2 Student Safety and Anti-Exploitation Act.

3 SEC. 2. Section 66281.85 is added to the Education Code,
4 immediately following Section 66281.8, to read:

5 66281.85. (a) On or before July 1, 2027, a postsecondary
6 institution shall include all of the following as part of the training
7 it provides for employees pursuant to paragraph (9) of subdivision
8 (b) of Section 66281.8:

9 (1) The definition of human trafficking, including sex trafficking
10 and labor trafficking.

11 (2) Myths and misconceptions about human trafficking.

12 (3) Physical and mental signs to be aware of that may indicate
13 that human trafficking is occurring.

14 (4) Guidance on how to identify individuals who are most at
15 risk for human trafficking.

16 (5) Protocols on how to report human trafficking, including,
17 but not limited to, the national hotlines available by calling
18 1-888-373-7888 and by texting 233-733, the contact information
19 for local law enforcement agencies that an employee may use to
20 make a confidential report, and the contact information of
21 appropriate campus authorities consistent with the policy adopted
22 pursuant to Section 67381.1.

23 (b) Beginning July 1, 2027, a postsecondary institution shall
24 ensure that each employee annually completes the training
25 described in paragraph (9) of subdivision (b) of Section 66281.8,
26 as supplemented pursuant to subdivision (a) of this section.

27 (c) The employee training described in this section may include
28 information and materials used in training by private nonprofit
29 organizations that represent the interests of human trafficking
30 victims and information and materials produced by the Department
31 of Justice.

32 (d) Failing to report human trafficking to a postsecondary
33 institution or to local law enforcement agencies by an employee

1 of the postsecondary institution shall not, by itself, result in the
2 liability of a postsecondary institution.

3 (e) A postsecondary institution shall post and display the model
4 notice developed pursuant to subdivision (d) of Section 52.6 of
5 the Civil Code on the institution’s internet website and in a
6 prominent location on campus.

7 (f) For purposes of this section, the following definitions apply:

8 (1) “Human trafficking” means any violation of Section 236.1
9 of the Penal Code.

10 (2) “Postsecondary institution” means a campus of the
11 University of California, the California State University, or the
12 California Community Colleges, a private postsecondary
13 educational institution, or an independent institution of higher
14 education that receives state financial assistance.

15 (3) “Prominent location” means that location, or those locations,
16 in the main administrative building or other area where notices
17 regarding the institution’s rules, regulations, and procedures, and
18 standards of conduct are posted.

19 SEC. 3. Section 67380 of the Education Code is amended to
20 read:

21 67380. (a) Except as provided in subparagraph (C) of
22 paragraph ~~(6)~~, ~~(6)~~ and subdivisions (d) and (e), the governing board
23 of each community college district, the Trustees of the California
24 State University, the Board of Directors of the ~~college named in~~
25 ~~Section 92200, College of the Law, San Francisco~~, the Regents of
26 the University of California, and the governing board of any
27 postsecondary educational institution receiving public funds for
28 student financial assistance shall do all of the following:

29 (1) Require the appropriate officials at each campus within their
30 respective jurisdictions to compile records of both of the following:

31 (A) All occurrences reported to campus police, campus security
32 personnel, or campus safety authorities of, and arrests for, crimes
33 that are committed on campus and that involve violence, *human*
34 *trafficking*, hate violence, theft, destruction of property, illegal
35 drugs, or alcohol intoxication.

36 (B) All occurrences of noncriminal acts of hate violence reported
37 to, and for which a written report is prepared by, designated campus
38 authorities.

39 (2) Require any written record of a noncriminal act of hate
40 violence to include, but not be limited to, the following:

1 (A) A description of the act of hate violence.

2 (B) Victim characteristics.

3 (C) Offender characteristics, if known.

4 (3) (A) Make the information concerning the crimes compiled
5 pursuant to subparagraph (A) of paragraph (1) available within
6 two business days following the request of any student or employee
7 of, or applicant for admission to, any campus within their respective
8 jurisdictions, or to the media, unless the information is the type of
9 information exempt from disclosure pursuant to Article 1
10 (commencing with Section 7923.600) of Chapter 1 of Part 5 of
11 Division 10 of Title 1 of the Government Code, in which case the
12 information is not required to be disclosed. Notwithstanding Article
13 1 (commencing with Section 7923.600) of Chapter 1 of Part 5 of
14 Division 10 of Title 1 of the Government Code, the name or any
15 other personally identifying information of a victim of any crime
16 defined by Section 236.1, 243.4, 261, 262, 264, 264.1, 273a, 273d,
17 273.5, 286, 287, 288, 289, 422.6, 422.7, or 422.75 of, or former
18 Section 288a of, the Penal Code shall not be disclosed without the
19 permission of the victim, or the victim’s parent or guardian if the
20 victim is a minor.

21 (B) For purposes of this paragraph and subparagraph (A) of
22 paragraph (1), the campus police, campus security personnel, and
23 campus safety authorities described in subparagraph (A) of
24 paragraph (1) shall be included within the meaning of “state or
25 local police agency” and “state and local law enforcement agency,”
26 as those terms are used in Article 1 (commencing with Section
27 7923.600) of Chapter 1 of Part 5 of Division 10 of Title 1 of the
28 Government Code.

29 (4) (A) Require the appropriate officials at each campus within
30 their respective jurisdictions to prepare, prominently post, and
31 copy for distribution on request, a campus safety plan that sets
32 forth all of the following: ~~the~~

33 (i) ~~The~~ availability and location of security ~~personnel,~~ *personnel.*

34 (ii) ~~The~~ methods for summoning assistance of security ~~personnel,~~
35 ~~any~~ *personnel.*

36 (iii) ~~Any~~ special safeguards that have been established for
37 particular facilities or ~~activities,~~ *any activities.*

38 (iv) ~~Any~~ actions taken in the preceding 18 months to increase
39 ~~safety,~~ *and any safety.*

1 (v) Any changes in safety precautions expected to be made
2 during the next 24 months. ~~For~~

3 (B) ~~For~~ purposes of this ~~section~~, *paragraph*, posting and
4 distribution may be accomplished by including relevant safety
5 information in a student handbook or brochure that is made
6 generally available to students.

7 (5) Require the appropriate officials at each campus within their
8 respective jurisdictions to report information compiled pursuant
9 to paragraph (1) relating to hate violence to the governing board,
10 trustees, board of directors, or regents, as the case may be. The
11 governing board, trustees, board of directors, or regents, as the
12 case may be, shall, upon collection of that information from all of
13 the campuses within their jurisdiction, make a report containing a
14 compilation of that information available to the general public on
15 the internet website of each respective institution. It is the intent
16 of the Legislature that the governing board of each community
17 college district, the Trustees of the California State University, the
18 Board of Directors of the ~~college named in Section 92200~~, *College*
19 *of the Law, San Francisco*, the Regents of the University of
20 California, and the governing board of any postsecondary
21 educational institution receiving public funds for student financial
22 assistance establish guidelines for identifying and reporting
23 occurrences of hate violence. It is the intent of the Legislature that
24 the guidelines established by these *postsecondary educational*
25 ~~institutions of higher education~~ be as consistent with each other
26 as possible. These guidelines shall be developed in consultation
27 with the Civil Rights Department and the California Association
28 of Human Relations Organizations.

29 (6) (A) Notwithstanding Article 1 (commencing with Section
30 7923.600) of Chapter 1 of Part 5 of Division 10 of Title 1 of the
31 Government Code, require any report made by a victim or an
32 employee pursuant to Section 67383 of a Part 1 violent crime,
33 sexual assault, *human trafficking*, or hate crime, as described in
34 Section 422.55 of the Penal Code, received by a campus security
35 authority and made by the victim for purposes of notifying the
36 institution or law enforcement, to be immediately, or as soon as
37 practicably possible, disclosed to the local law enforcement agency
38 with which the institution has a written agreement pursuant to
39 Section 67381 without identifying the victim, unless the victim
40 consents to being identified after the victim has been informed of

1 the victim’s right to have the victim’s personally identifying
2 information withheld. If the victim does not consent to being
3 identified, the alleged assailant shall not be identified in the
4 information disclosed to the local law enforcement agency, unless
5 the institution determines both of the following, in which case the
6 institution shall disclose the identity of the alleged assailant to the
7 local law enforcement agency and shall immediately inform the
8 victim of that disclosure:

9 (i) The alleged assailant represents a serious or ongoing threat
10 to the safety of students, employees, or the institution.

11 (ii) The immediate assistance of the local law enforcement
12 agency is necessary to contact or detain the assailant.

13 (B) The requirements of this paragraph shall not constitute a
14 waiver of, or exception to, any law providing for the confidentiality
15 of information.

16 (C) This paragraph applies only as a condition for participation
17 in the Cal Grant Program established pursuant to Chapter 1.7
18 (commencing with Section 69430) of Part 42.

19 (b) Any person who is refused information required to be made
20 available pursuant to subparagraph (A) of paragraph (1) of
21 subdivision (a) may maintain a civil action for damages against
22 any institution that refuses to provide the information, and the
23 court shall award that person an amount not to exceed one thousand
24 dollars (\$1,000) if the court finds that the institution refused to
25 provide the information.

26 (c) For purposes of this section:

27 (1) “Hate violence” means any act of physical intimidation or
28 physical harassment, physical force or physical violence, or the
29 threat of physical force or physical violence, that is directed against
30 any person or group of persons, or the property of any person or
31 group of persons because of the ethnicity, race, national origin,
32 religion, sex, sexual orientation, gender identity, gender expression,
33 disability, or political or religious beliefs of that person or group.

34 (2) “*Human trafficking*” means a violation of Section 236.1 of
35 the Penal Code.

36 ~~(2)~~

37 (3) “Part 1 violent crime” means willful homicide, forcible rape,
38 robbery, or aggravated assault, as defined in the Uniform Crime
39 Reporting Handbook of the Federal Bureau of Investigation.

40 ~~(3)~~

1 (4) “Sexual assault” includes, but is not limited to, rape, forced
2 sodomy, forced oral copulation, rape by a foreign object, sexual
3 battery, or the threat of any of these.

4 (d) This section does not apply to the governing board of a
5 private postsecondary educational institution receiving funds for
6 student financial assistance with a full-time enrollment of less than
7 1,000 students.

8 (e) This section shall apply to a campus of one of the *segments*
9 ~~of public postsecondary educational systems~~ *education* identified
10 in subdivision (a) only if that campus has a full-time equivalent
11 enrollment of more than 1,000 students.

12 ~~(f) Notwithstanding any other provision of this section, this~~
13 ~~section shall not apply to the California Community Colleges~~
14 ~~unless and until the Legislature makes funds available to the~~
15 ~~California Community Colleges for the purposes of this section.~~

16 SEC. 4. Section 67381 of the Education Code is amended to
17 read:

18 67381. (a) The Legislature reaffirms that campus law
19 enforcement agencies have the primary authority for providing
20 police or security services, including the investigation of criminal
21 activity, to their campuses.

22 (b) The Trustees of the California State University, the Regents
23 of the University of California, *the governing board of each*
24 *community college district*, and the governing board of independent
25 postsecondary institutions, as defined, shall adopt rules requiring
26 each of their respective campuses to enter into written agreements
27 with local law enforcement agencies that clarify operational
28 responsibilities for investigations of *human trafficking*, Part 1
29 violent crimes, sexual assaults, and hate crimes occurring on each
30 campus.

31 (c) Local law enforcement agencies shall enter into written
32 agreements with campus law enforcement agencies if there are
33 college or university campuses of the governing entities specified
34 in subdivision (b) located in the jurisdictions of the local law
35 enforcement agencies.

36 (d) Each written agreement entered into pursuant to this section
37 shall designate which law enforcement agency shall have
38 operational responsibility for the investigation of each *human*
39 *trafficking*, Part 1 violent crime, sexual assault, and hate crime,

1 and delineate the specific geographical boundaries of each agency’s
2 operational responsibility, including maps as necessary.

3 (e) A written agreement entered into pursuant to this section
4 shall be reviewed, updated if necessary, and made available for
5 public viewing ~~by~~ *on or before* July 1, ~~2016~~, 2027, and every five
6 years thereafter.

7 (f) Each agency shall be responsible for its own costs of
8 investigation unless otherwise specified in a written agreement.

9 (g) ~~Nothing in this~~ *This section shall not* affect existing written
10 agreements between campus law enforcement agencies and local
11 law enforcement agencies that otherwise meet the standards
12 contained in subdivision (d) or any existing mutual aid procedures
13 established pursuant to state or federal law.

14 (h) ~~Nothing in this~~ *This section shall be construed to not* limit
15 the authority of campus law enforcement agencies to provide police
16 services to their campuses.

17 (i) As used in this section, the following ~~terms have the~~
18 ~~following meanings:~~ *definitions apply:*

19 (1) *“Hate crime” means any offense described in Section 422.55*
20 *of the Penal Code.*

21 (2) *“Human trafficking” means a violation of Section 236.1 of*
22 *the Penal Code.*

23 (3) *“Independent postsecondary institutions” means institutions*
24 *operating pursuant to Section 830.6 of the Penal Code or pursuant*
25 *to a memorandum of understanding as described in subdivision*
26 *(b) of Section 830.7 of the Penal Code.*

27 (1)

28 (4) *“Local law enforcement agencies” means city or county law*
29 *enforcement agencies with operational responsibilities for police*
30 *services in the community in which a campus is located.*

31 (2)

32 (5) *“Part 1 violent crimes” means willful homicide, forcible*
33 *rape, robbery, and aggravated assault, as defined in the Uniform*
34 *Crime Reporting Handbook of the Federal Bureau of Investigation.*

35 (3) ~~“Hate crime” means any offense described in Section 422.55~~
36 ~~of the Penal Code.~~

37 (4)

38 (6) *“Sexual assault” includes, but is not limited to, rape, forced*
39 *sodomy, forced oral copulation, rape by a foreign object, sexual*
40 *battery, or threat of any of these.*

1 (5) “Independent postsecondary institutions” means institutions
2 operating pursuant to Section 830.6 of the Penal Code or pursuant
3 to a memorandum of understanding as described in subdivision
4 (b) of Section 830.7 of the Penal Code.

5 (j) This section shall be ~~known~~ *known*, and may be cited *cited*,
6 as the Kristin Smart Campus Safety Act of 1998.

7 (k) It is the intent of the Legislature by enacting this section to
8 provide the public with clear information regarding the operational
9 responsibilities for the investigation of crimes occurring on
10 university and college campuses by setting minimum standards
11 for written agreements to be entered into by campus law
12 enforcement agencies and local law enforcement agencies.

13 SEC. 5. Section 67381.1 of the Education Code is repealed.

14 ~~67381.1. (a) The Legislature reaffirms that campus law~~
15 ~~enforcement agencies have the primary authority for providing~~
16 ~~police or security services, including the investigation of criminal~~
17 ~~activity, to their campuses.~~

18 ~~(b) The governing board of each community college district~~
19 ~~shall adopt rules requiring each of their respective campuses to~~
20 ~~enter into written agreements with local law enforcement agencies~~
21 ~~that clarify operational responsibilities for investigations of Part~~
22 ~~1 violent crimes occurring on each campus.~~

23 ~~(c) Local law enforcement agencies shall enter into written~~
24 ~~agreements with community college campus law enforcement~~
25 ~~agencies if there are community college campuses located in the~~
26 ~~jurisdictions of the local law enforcement agencies.~~

27 ~~(d) Each written agreement entered into pursuant to this section~~
28 ~~shall designate which law enforcement agency shall have~~
29 ~~operational responsibility for the investigation of each Part 1~~
30 ~~violent crime and delineate the specific geographical boundaries~~
31 ~~of each agency’s operational responsibility, including maps as~~
32 ~~necessary.~~

33 ~~(e) Written agreements regarding community college law~~
34 ~~enforcement agencies entered into pursuant to this section or~~
35 ~~pursuant to Section 67381 as that section read before January 1,~~
36 ~~2016, shall be available for public viewing.~~

37 ~~(f) Each agency shall be responsible for its own costs of~~
38 ~~investigation unless otherwise specified in a written agreement.~~

39 ~~(g) Nothing in this section shall affect existing written~~
40 ~~agreements between community college campus law enforcement~~

1 agencies and local law enforcement agencies that otherwise meet
2 the standards contained in subdivision (d) or any existing mutual
3 aid procedures established pursuant to state or federal law.

4 (h) Nothing in this section shall be construed to limit the
5 authority of community college campus law enforcement agencies
6 to provide police services to their campuses.

7 (i) As used in this section, the following terms have the
8 following meanings:

9 (1) “Local law enforcement agencies” means city or county law
10 enforcement agencies with operational responsibilities for police
11 services in the community in which a campus is located.

12 (2) “Part 1 violent crimes” means willful homicide, forcible
13 rape, robbery, and aggravated assault, as defined in the Uniform
14 Crime Reporting Handbook of the Federal Bureau of Investigation.

15 (j) It is the intent of the Legislature by enacting this section to
16 provide the public with clear information regarding the operational
17 responsibilities for the investigation of crimes occurring on
18 community college campuses by setting minimum standards for
19 written agreements to be entered into by community college
20 campus law enforcement agencies and local law enforcement
21 agencies.

22 (k) (1) Upon the governing board of a community college
23 district adopting a rule requiring each of its campuses to update
24 an agreement entered into pursuant to this section or pursuant to
25 Section 67381 as that section read before January 1, 2016, the
26 governing board of the community college district shall be treated
27 as a governing entity specified in subdivision (b) of Section 67381
28 and the community college district and its campuses shall be
29 subject to the requirements of Section 67381 instead of this section.

30 (2) The Legislature encourages the governing board of each
31 community college district to adopt a rule requiring each of its
32 respective campuses to update these agreements.

33 SEC. 6. Section 67381.1 is added to the Education Code, to
34 read:

35 67381.1. (a) The Legislature finds and declares both of the
36 following:

37 (1) Human trafficking is inimical to every postsecondary
38 educational institution’s core values and inherently harmful and
39 dehumanizing.

1 (2) Human trafficking is a violation of human rights and a
2 violation of federal and state law.

3 (b) In order to receive state funds for student financial assistance,
4 the governing board of each community college district, the
5 Trustees of the California State University, the Regents of the
6 University of California, and the governing boards of independent
7 postsecondary educational institutions shall adopt a policy
8 concerning incidents of human trafficking that involve students,
9 faculty, or staff. The policy shall include all of the following:

10 (1) A statement that human trafficking is a state and federal
11 crime.

12 (2) A statement that human trafficking is a violation of the
13 student and employee code of conduct.

14 (3) Physical and mental signs to be aware of that may indicate
15 that human trafficking is occurring.

16 (4) Guidance on how to identify individuals who are most at
17 risk for human trafficking.

18 (5) Protocols on how to report human trafficking, including,
19 but not limited to, the national hotlines available by calling
20 1-888-373-7888 and by texting 233-733, the contact information
21 for local law enforcement agencies that a person may use to make
22 a confidential report, and the contact information for appropriate
23 campus authorities.

24 (c) For purposes of this section, “human trafficking” means a
25 violation of Section 236.1 of the Penal Code.

26 SEC. 7. Section 67383 of the Education Code is amended to
27 read:

28 67383. (a) As a condition for participation in the Cal Grant
29 Program established pursuant to Chapter 1.7 (commencing with
30 Section ~~96430~~ 69430) of Part ~~42~~, 42 or the *Cal Grant Reform Act*
31 *established pursuant to Chapter 1.5 (commencing with Section*
32 *69405) of Part 42, as applicable*, the governing board of each
33 community college district, the Trustees of the California State
34 University, the Regents of the University of California, and the
35 governing board of each private and independent postsecondary
36 *educational* institution shall, on or before July 1, ~~2015~~, 2027, adopt
37 and implement written policies and procedures to ensure that any
38 report of *human trafficking*, a Part 1 violent crime, sexual assault,
39 or hate crime, committed on or off campus, received by a campus
40 security authority, as defined pursuant to Section 668.46 of Title

1 34 of the Code of Federal Regulations, as that section existed on
2 May 15, 2014, and made by the victim for purposes of notifying
3 the institution or law enforcement, is immediately, or as soon as
4 practicably possible, forwarded to the appropriate law enforcement
5 agency.

6 (b) Notwithstanding Article 1 (commencing with Section
7 7923.600) of Chapter 1 of Part 5 of Division 10 of Title 1 of the
8 Government Code, the report shall be forwarded to the appropriate
9 law enforcement agency without identifying the victim, unless the
10 victim consents to being identified after the victim has been
11 informed of the victim’s right to have the victim’s personally
12 identifying information withheld.

13 (c) For purposes of this section, the appropriate law enforcement
14 agency shall be a campus law enforcement agency if one has been
15 established on the campus where the report was made. If no campus
16 law enforcement agency has been established, the report shall be
17 immediately, or as soon as practicably possible, forwarded to a
18 local law enforcement agency.

19 (d) For purposes of this section:

20 (1) “Hate crime” means any offense as described in Section
21 422.55 of the Penal Code.

22 (2) “*Human trafficking*” means a violation of Section 236.1 of
23 the Penal Code.

24 ~~(2)~~

25 (3) “Local law enforcement agency” means a city or county law
26 enforcement agency with operational responsibilities for police
27 services in the community in which a campus is located.

28 ~~(3)~~

29 (4) “On or off campus” means the campus and any noncampus
30 building or property as defined in Section 668.46 of Title 34 of
31 the Code of Federal Regulations, as that section existed on May
32 15, 2014.

33 ~~(4)~~

34 (5) “Part 1 violent crime” means willful homicide, forcible rape,
35 robbery, or aggravated assault, as defined in the Uniform Crime
36 Reporting Handbook of the Federal Bureau of Investigation.

37 ~~(5)~~

38 (6) “Sexual assault” includes, but is not limited to, rape, forced
39 sodomy, forced oral copulation, rape by a foreign object, sexual
40 battery, or the threat of any of these.

1 (e) The requirements of this section shall not constitute a waiver
2 of, or exception to, any law providing for the confidentiality of
3 information.

4 SEC. 8. If the Commission on State Mandates determines that
5 this act contains costs mandated by the state, reimbursement to
6 local agencies and school districts for those costs shall be made
7 pursuant to Part 7 (commencing with Section 17500) of Division
8 4 of Title 2 of the Government Code.

O