

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 6951
OFFERED BY Ms. BONAMICI of OREGON**

Add at the end the following:

1 **TITLE IV—RISE ACT**

2 **SEC. 401. SHORT TITLE.**

3 This title may be cited as the “Respond, Innovate,
4 Succeed, and Empower Act” or the “RISE Act”.

5 **SEC. 402. PERFECTING AMENDMENT TO THE DEFINITION**
6 **OF DISABILITY.**

7 Section 103(6) of the Higher Education Act of 1965
8 (20 U.S.C. 1003(6)) is amended by striking “section
9 3(2)” and inserting “section 3”.

10 **SEC. 403. SUPPORTING STUDENTS WITH DISABILITIES TO**
11 **SUCCEED ONCE ENROLLED IN COLLEGE.**

12 Section 487(a) of the Higher Education Act of 1965
13 (20 U.S.C. 1094(a)) is amended by adding at the end the
14 following:

15 “(30)(A) The institution will carry out the fol-
16 lowing:

17 “(i) Adopt policies that make any of the
18 following documentation submitted by an indi-

1 vidual sufficient to establish that such indi-
2 vidual is an individual with a disability:

3 “(I) Documentation that the indi-
4 vidual has had an individualized education
5 program (IEP) in accordance with section
6 614(d) of the Individuals with Disabilities
7 Education Act, including an IEP that may
8 not be current on the date of the deter-
9 mination that the individual has a dis-
10 ability. The institution may ask for addi-
11 tional documentation from an individual
12 who had an IEP but who was subsequently
13 evaluated and determined to be ineligible
14 for services under the Individuals with Dis-
15 abilities Education Act, including an indi-
16 vidual determined to be ineligible during
17 elementary school.

18 “(II) Documentation describing serv-
19 ices or accommodations provided to the in-
20 dividual pursuant to section 504 of the Re-
21 habilitation Act of 1973 (29 U.S.C. 794)
22 (commonly referred to as a ‘Section 504
23 plan’).

24 “(III) A plan or record of service for
25 the individual from a private school, a local

1 educational agency, a State educational
2 agency, or an institution of higher edu-
3 cation provided in accordance with the
4 Americans with Disabilities Act of 1990
5 (42 U.S.C. 12101 et seq.).

6 “(IV) A record or evaluation from a
7 relevant licensed professional finding that
8 the individual has a disability.

9 “(V) A plan or record of disability
10 from another institution of higher edu-
11 cation.

12 “(VI) Documentation of a disability
13 due to service in the uniformed services, as
14 defined in section 484C(a).

15 “(ii) Adopt policies that are transparent
16 and explicit regarding information about the
17 process by which the institution determines eli-
18 gibility for accommodations.

19 “(iii) Disseminate such information to stu-
20 dents, parents, and faculty in an accessible for-
21 mat, including during any student orientation
22 and making such information readily available
23 on a public website of the institution.

24 “(B) Nothing in this paragraph shall be con-
25 strued to preclude an institution from establishing

1 less burdensome criteria than that described in sub-
2 paragraph (A) to establish an individual as an indi-
3 vidual with a disability and therefore eligible for ac-
4 commodations.”.

5 **SEC. 404. AUTHORIZATION OF FUNDS FOR THE NATIONAL**
6 **CENTER FOR INFORMATION AND TECHNICAL**
7 **SUPPORT FOR POSTSECONDARY STUDENTS**
8 **WITH DISABILITIES.**

9 Section 777(a) of the Higher Education Act of 1965
10 (20 U.S.C. 1140q(a)) is amended—

11 (1) in paragraph (1), by striking “From
12 amounts appropriated under section 778,” and in-
13 serting “From amounts appropriated under para-
14 graph (5),”; and

15 (2) by adding at the end the following:

16 “(5) AUTHORIZATION OF APPROPRIATIONS.—
17 There is authorized to be appropriated to carry out
18 this subsection \$10,000,000.”.

19 **SEC. 405. INCLUSION OF INFORMATION ON STUDENTS**
20 **WITH DISABILITIES.**

21 Section 487(a) of the Higher Education Act of 1965
22 (20 U.S.C. 1094(a)), as amended by section 403, is fur-
23 ther amended by adding at the end the following:

24 “(31) The institution will submit, for inclusion
25 in the Integrated Postsecondary Education Data

1 System (IPEDS) or any other Federal postsec-
2 ondary institution data collection effort, key data re-
3 lated to undergraduate students enrolled at the in-
4 stitution who are formally registered as students
5 with disabilities with the institution’s office of dis-
6 ability services (or the equivalent office), including
7 the total number of students with disabilities en-
8 rolled, the number of students accessing or receiving
9 accommodations, the percentage of students with
10 disabilities of all undergraduate students, and the
11 total number of undergraduate certificates or de-
12 grees awarded to students with disabilities. An insti-
13 tution shall not be required to submit the informa-
14 tion described in the preceding sentence if the num-
15 ber of such students would reveal personally identifi-
16 able information about an individual student.”.

17 **SEC. 406. RULE OF CONSTRUCTION.**

18 None of the amendments made by this title shall be
19 construed to affect the meaning of the terms “reasonable
20 accommodation” or “record of impairment” under the
21 Americans with Disabilities Act of 1990 (42 U.S.C. 12101
22 et seq.) or the rights or remedies provided under such Act.

