

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE
OFFERED BY MR. Roc**

Before section 1012, insert the following:

1 **SEC. 1011A. FREE SPEECH PROTECTIONS.**

2 Section 112 of the Higher Education Act of 1965 (20
3 U.S.C. 1011a) is amended—

4 (1) in subsection (a)—

5 (A) by redesignating paragraph (2) as
6 paragraph (3); and

7 (B) by inserting after paragraph (1) the
8 following:

9 “(2) It is the sense of Congress that—

10 “(A) free speech zones and restrictive speech
11 codes are inherently at odds with the freedom of
12 speech guaranteed by the First Amendment of the
13 Constitution; and

14 “(B) no public institution directly or indirectly
15 receiving financial assistance under this Act should
16 restrict the speech of such institution’s students
17 through such zones or codes.”;

18 (2) by redesignating subsections (b) and (c) as
19 subsections (c) and (d), respectively; and

1 (3) by inserting after subsection (a), the fol-
2 lowing:

3 “(b) DISCLOSURE OF FREE SPEECH POLICIES.—No
4 institution of higher education shall be eligible to receive
5 funds under this Act, including participation in any pro-
6 gram under title IV, unless the institution certifies to the
7 Secretary that the institution has annually disclosed to
8 current and prospective students any policies held by the
9 institutions related to protected speech on campus, includ-
10 ing policies limiting where and when such speech may
11 occur.”.

