To clarify the meaning of the phrase "program or activity" as applied to educational institutions that are extended Federal financial assistance, and for other purposes.

IN THE SENATE OF THE UNITED STATES

OCTOBER 5 (legislative day, SEPTEMBER 24), 1984

Mr. Dole (for himself, Mr. Warner, Mr. Wilson, and Mr. Trible) introduced the following bill, which was read twice and referred to the Committee on Labor and Human Resources

A BILL

To clarify the meaning of the phrase "program or activity" as applied to educational institutions that are extended Federal financial assistance, and for other purposes.

1. Be it enacted by the Senate and House of Representa-
   tives of the United States of America in Congress assembled,

2. SEC. 908. (a) Title IX of the Education Amendments of
   1972 is amended by adding at the end thereof the following
   new section:

6. "SEC. 908. (a) Notwithstanding the decisions of the Su-
    preme Court in Grove City College and others against Bell,
    Secretary of Education, and in North Haven against Bell, the
    phrase 'program or activity' as used in this title shall, as
applied to educational institutions which are extended Federal financial assistance, mean the educational institution.

"(b) In any other application of the provisions of this title, nothing in paragraph (A) shall be construed to expand or narrow the meaning of the phrase 'program or activity' and that phrase shall be construed without reference to or consideration of the Supreme Court decision in Grove City and North Haven."

(b) Section 504 of the Rehabilitation Act of 1973 is amended by inserting "(a)" after the section designation and by adding at the end thereof the following subsection:

"(b)(1) Notwithstanding the decisions of the Supreme Court in Grove City College and others against Bell, Secretary of Education and in North Haven against Bell, the phrase 'program or activity' as used in this title shall, as applied to educational institutions which are extended Federal financial assistance, mean the educational institution.

"(2) In any other application of the provisions of this title, nothing in paragraph (A) shall be construed to expand or narrow the meaning of the phrase 'program or activity' and that phrase shall be construed without reference to or consideration of the Supreme Court decision in Grove City or North Haven."

c) The Age Discrimination Act of 1975 is amended by adding at the end thereof the following new section:

"SEC. 606. (a) Notwithstanding the decisions of the Supreme Court in Grove City College and others against Bell, Secretary of Education, and in North Haven against Bell, the phrase 'program or activity' as used in this title shall, as applied to educational institutions which are extended Federal financial assistance, mean the educational institution.

(b) In any other application of the provisions of this title, nothing in paragraph (A) shall be construed to expand or narrow the meaning of the phrase 'program or activity' and that phrase shall be construed without reference to or
consideration of the Supreme Court decision in Grove City and North Haven."