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(Original Signature of Member)

114TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To protect unpaid interns from workplace harassment and discrimination.

\_\_\_\_\_  
IN THE HOUSE OF REPRESENTATIVES

Mr. CUMMINGS (for himself and \_\_\_\_\_) introduced the following bill; which was  
referred to the Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To protect unpaid interns from workplace harassment and  
discrimination.

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

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Unpaid Intern Protec-  
5       tion Act of 2015”.

6       **SEC. 2. UNLAWFUL DISCRIMINATION AGAINST INTERNS.**

7       It shall be unlawful for an employer to discriminate  
8       against an intern on the basis of—

1 (1) race, color, religion, sex, national origin, or  
2 age, or

3 (2) disability if such intern is a qualified indi-  
4 vidual with a disability.

5 **SEC. 3. PROCEDURES.**

6 The procedures applicable to a claim for a violation  
7 of this Act are—

8 (1) with respect to alleged discrimination based  
9 on race, color, religion, sex, or national origin, the  
10 procedures applicable for a claim for a violation of  
11 title VII of the Civil Rights Act of 1964 (42 U.S.C.  
12 2000e et seq.),

13 (2) with respect to alleged discrimination based  
14 on age, the procedures applicable for a violation of  
15 Age Discrimination in Employment Act of 1967 (29  
16 U.S.C. 621 et seq.), and

17 (3) with respect to alleged discrimination based  
18 on a disability, the procedures applicable for a viola-  
19 tion of the Americans with Disabilities Act of 1990  
20 (42 U.S.C. 12111 et seq.)

21 **SEC. 4. REMEDIES.**

22 The district courts of the United States shall have  
23 jurisdiction to grant such legal and equitable relief as may  
24 be appropriate for a violation of this Act.

1   **SEC. 5. STATE IMMUNITY.**

2           A State shall not be immune under the eleventh arti-  
3 cle of amendment to the Constitution of the United States  
4 from an action in a court of the United States for a viola-  
5 tion of this Act. In an action against a State for a violation  
6 of this Act, remedies (including remedies at law and in  
7 equity) are available for the violation to the same extent  
8 as such remedies are available in an action against any  
9 public or private entity other than a State.

10   **SEC. 6. DEFINITIONS.**

11           For purposes of this Act:

12           (1) **DISABILITY.**—The term “disability” has the  
13 meaning given such term as applied in the Ameri-  
14 cans with Disabilities Act of 1990 (42 U.S.C. 12101  
15 et seq.).

16           (2) **EMPLOYER.**—The term “employer” has the  
17 meaning given such term in—

18           (A) section 701 of the Civil Rights Act of  
19 1964 (42 U.S.C. 2000e) with respect to dis-  
20 crimination based on race, color, religion, sex,  
21 or national origin,

22           (B) section 11 of the Age Discrimination  
23 in Employment Act of 1967 (29 U.S.C. 630)  
24 with respect to discrimination based on age,  
25 and

1 (C) section 101 of the Americans with Dis-  
2 abilities Act of 1990 (42 U.S.C. 12111) with  
3 respect to discrimination based on disability.

4 (3) INTERN.—The term “intern” means an in-  
5 dividual who performs uncompensated voluntary  
6 service for an employer, to earn credit awarded by  
7 an educational institution or to learn a trade or oc-  
8 cupation.

9 (4) QUALIFIED INDIVIDUAL WITH A DIS-  
10 ABILITY.—The term “qualified individual with a dis-  
11 ability” has the meaning given such term in section  
12 101 of the Americans with Disabilities Act of 1990  
13 (42 U.S.C. 12111).

14 (5) STATE.—The term “State” has the mean-  
15 ing given such term in—

16 (A) section 701 of the Civil Rights Act of  
17 1964 (42 U.S.C. 2000e) with respect to dis-  
18 crimination based on race, color, religion, sex,  
19 or national origin,

20 (B) section 11 of the Age Discrimination  
21 in Employment Act of 1967 (29 U.S.C. 630)  
22 with respect to discrimination based on age, or

23 (C) section 4 of the Americans with Dis-  
24 abilities Act of 1990 (42 U.S.C. 12103) with  
25 respect to discrimination based on disability.