

# TITLE IX COMPLAINT PROCESS

Complaint ***MEETS*** the definition contained in Board Policy 411.11 of (see links below):

- [Sexual Harassment](#)
- [Sexual Assault](#)
- [Dating Violence](#)
- [Domestic Violence](#)
- [Stalking](#)

Complaint ***DOES NOT MEET*** the definition contained in Board Policy 411.11 of (see links below):

- [Sexual Harassment](#)
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- [Domestic Violence](#)
- [Stalking](#)

Title IX Coordinator contacts Complainant:

- Offer Supportive Measures
- If formal complaint not filed, explains the right to do so
- Explains District grievance process

Complainant did not or does not want to file a formal complaint.

Incident ***IS NOT*** egregious enough to warrant Title IX Coordinator filing formal complaint.

Follow Harassment / Discrimination Process

Incident ***IS*** egregious enough to warrant Title IX Coordinator filing formal complaint.

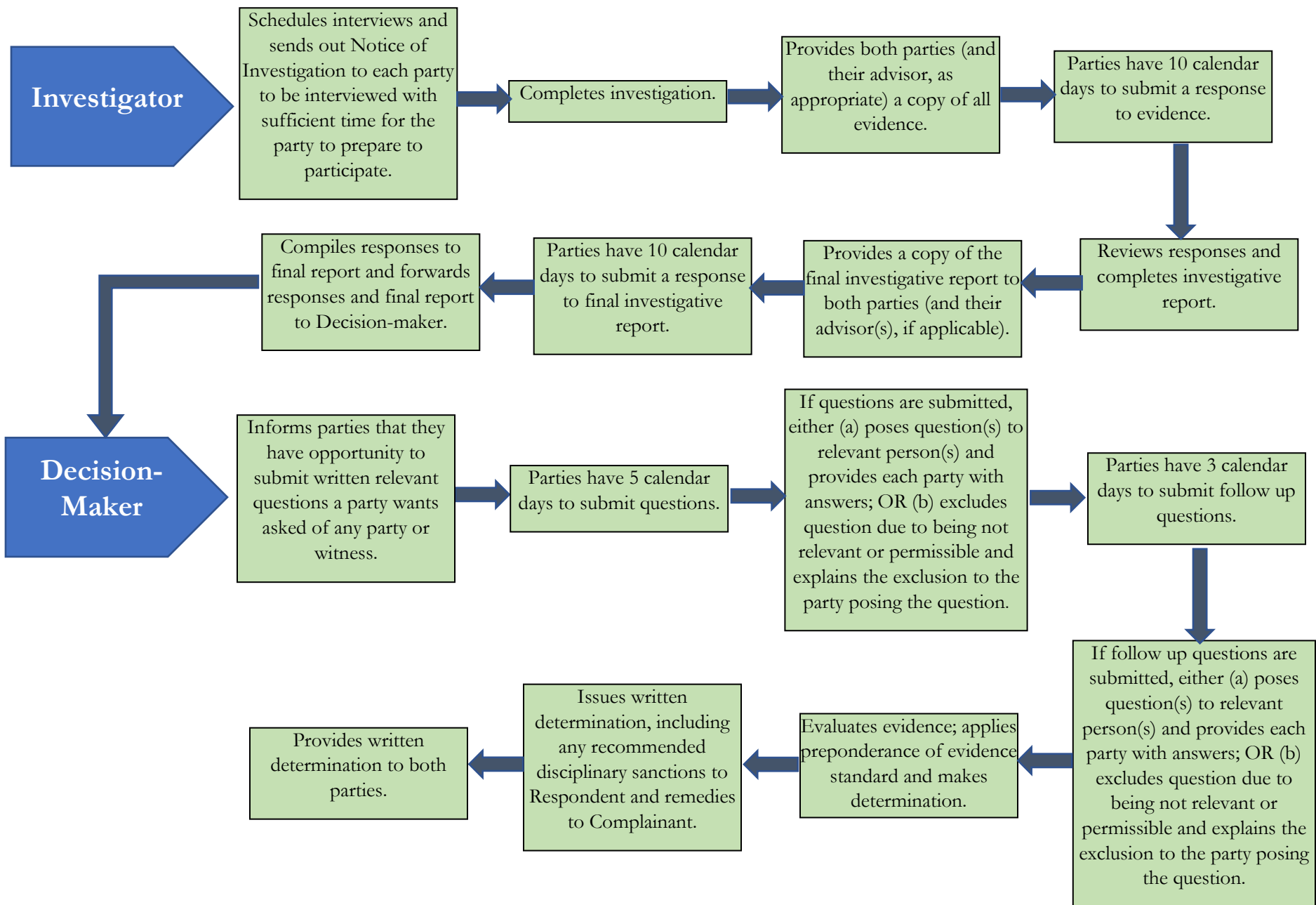
Complainant filed or will be filing a formal complaint.

**Title IX  
Coordinator**

Sends out Written Notice to Complainant and Respondent (must be sent at least 5 days prior to interview but within 15 days of receipt of Complaint).

Assigns case to District Investigator.

Arranges meeting with Investigator, Principal, and Respondent/Respondent's parent/guardian to discuss process.



### Sexual Harassment.

Title IX sexual harassment means conduct on the basis of sex in any District education program or activity and in the United States that satisfies one or more of the following:

1. An employee of the District conditioning the provision of an aid, benefit, or service of the District on an individual's participation in unwelcome sexual conduct; or
2. Unwelcome conduct determined by a reasonable person to be so severe, pervasive, and objectively offensive that it effectively denies a person equal access to the District's education program or activity.

### Sexual Assault.

Sexual assault, as defined in 20 U.S.C. §1092(f)(6)(A)(v), means an offense classified as a forcible or nonforcible sex offense under the uniform crime reporting system of the Federal Bureau of Investigation, including but not limited to rape, incest, sexual assault with an object, and fondling.

### Dating Violence.

Dating violence, as defined in 34 U.S.C. §12291(a)(10), means violence on the basis of sex committed by a person who is or has been in a social relationship of a romantic or intimate nature with the Complainant.

1. The existence of such relationship shall be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.
2. Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
3. Dating violence does not include acts covered under the definition of domestic violence.

### Domestic Violence.

Domestic violence, as defined in 34 U.S.C. §12291(a)(8), includes felony or misdemeanor crimes of violence committed by a current or former spouse or intimate partner of the victim, by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabitated with the victim as a spouse or intimate partner, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction receiving grant monies, or by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction.

### Stalking.

Stalking, as defined in 34 U.S.C. §12291(a)(30), means engaging in a course of conduct on the basis of sex directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others or suffer substantial emotional distress. For the purposes of this definition:

1. Course of conduct means two or more acts including, but not limited to, acts in which the stalker directly, indirectly or through third parties by any action, method, device or means, follows, monitors, observes, surveils, threatens, or communicates to or about a person, or interferes with a person's property.
2. Reasonable person means a reasonable person under similar circumstances and with similar identities to the victim.
3. Substantial emotional distress means significant mental suffering or anguish that may but does not necessarily require medical or other professional treatment or counseling.