

MONTANA BOARD OF REGENTS OF HIGHER EDUCATION

Policy and Procedures Manual

SUBJECT: STUDENT AFFAIRS

Policy 507 – Title IX

Adopted: May 25, 2012; Repealed and Replaced: January 5, 2021

I. Board Policy

Title IX of the Education Amendments of 1972 (Title IX) prohibits discrimination on the basis of sex in educational programs or activities receiving federal financial assistance. Consistent with Title IX, the Montana University System (MUS) is committed to maintaining educational and working environments that are free from sex-based discrimination and to taking prompt and effective steps to end sex-based discrimination, prevent it from recurring, and, as appropriate, remedy its effects. Sex-based discrimination includes sexual harassment, sexual assault, stalking, dating violence, and domestic violence.

II. Policies and Procedures

Each campus within the MUS is responsible for developing policies and procedures in compliance with Title IX, its regulations set forth in 34 C.F.R. Part 106 (“Title IX”), and this policy. This includes but is not limited to:

- A. Designating at least one individual as a Title IX Coordinator to coordinate the campus’s efforts to comply with its responsibilities under Title IX and this policy. The Title IX Coordinator shall ensure that all Title IX coordinators, investigators, hearing officers, and any person who facilitates an informal resolution process receives training as required by Title IX.
- B. Providing training for all students and employees that fulfills the requirements of Title IX, the Violence Against Women Act (“VAWA”), and the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (“Clery Act”). Any MUS employee, or person hired or retained to serve on behalf of the MUS who is involved in adjudicating complaints of sex-based discrimination must receive training in accordance with Title IX including training on how to serve impartially.
- C. Publishing a notice of nondiscrimination on the basis of sex on the campus’s website and in its handbooks and catalogs that are provided to applicants, students, and employees stating that the campus does not discriminate on the basis of sex in any of its programs or activities, including in admissions and employment, and that inquiries concerning the application of Title IX may be referred to the Title IX coordinator, to the Office for Civil Rights, U.S. Department of Education, or both. The notice shall also provide contact information for the Title IX Coordinator.
- D. Publishing and distributing policies prohibiting and defining sex-based discrimination and the procedures for reporting and adjudicating reported sex-based discrimination and retaliation.

All campuses of the Montana University System shall follow Title IX policies and procedures adopted and approved by the Commissioner of Higher Education. The Board of Regents delegates to the Commissioner of Higher Education the authority to adopt and revise policies and procedures necessary to ensure compliance with Title IX within the MUS.

For related policy and procedure, see also Policy 703 – Non-discrimination, Montana University System.