

RESOLUTION AGREEMENT
CUNY York College
Case No. 02-15-2321

In order to resolve Case No. 02-15-2321, the City University of New York - York College (the College) assures the U.S. Department of Education, New York Office for Civil Rights (OCR), that it will take the actions detailed below pursuant to the requirements of Title IX of the Education Amendments of 1972 (Title IX), as amended, 20 U.S.C. § 1681 et seq., and its implementing regulation at 34 C.F.R. Part 106.

Action Item 1:

By November 15, 2015, the College President will review the xxxxxxxxxxxxxx report and authorize any action the College President deems necessary. This may include, but is not limited to, implementing the originally recommended corrective actions. Any corrective action(s) must be implemented by December 15, 2015.

Reporting Requirement: By January 15, 2015, the College will send OCR with documentation evidencing the President's review of the investigative report, and evidence of any corrective action(s) taken.

Action Item 2:

By December 15, 2015, the College will send the complainant a written notice of the President's determination and a description of the corrective actions implemented, if any, in accordance with Action Item 1 above.

Reporting Requirement: By January 15, 2015, the College will provide OCR with copies of the notice issued in accordance with Action Item 2.

Action Item 3:

By February 29, 2016, the College will provide training to all staff responsible for responding to complaints of discrimination under Title IX, including the College's xxxxxxxxxxxxxx. The training will include a discussion of the College's obligation to promptly and equitably investigate complaints of discrimination under Title IX, including gender-based harassment, different treatment, and sexual harassment, in accordance with the regulations implementing Title IX; the College's process for responding to and investigating such complaints; and the College's obligation to provide written notice to the parties of the outcome of the investigation.

Reporting Requirement: By March 15, 2016, the College will provide documentation to OCR demonstrating that training was provided in accordance with Action Item 3 above; including the name and credentials of the trainer, the date(s) of the training, copies of any training materials distributed, and a list of attendees.

The College understands that OCR will not close the monitoring of this agreement until OCR determines that the College has fulfilled the terms of this agreement and is in compliance with the regulations implementing Title IX, at 34 C.F.R. § 106.31, which was at issue in this case. The College also understands that by signing this agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements of this agreement. Further the College understands that during the monitoring of this agreement, if necessary, OCR may visit the College, interview staff, and request such additional reports or data as are necessary for OCR to determine whether the College has fulfilled the terms of this agreement and is in compliance with the regulations implementing Title IX, at 34 C.F.R. § 106.3. In addition, the College understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this agreement. Before initiating administrative enforcement (34 C.F.R. §§ 100.9 and 100.10), or judicial proceedings to enforce this agreement, OCR shall give the College written notice of the alleged breach and a minimum of sixty (60) calendar days to cure the alleged breach.

10/22/2015
Date

/s/
Qiana Watson
Interim Executive Director
Office of Legal Affairs and Labor Relations
York College

10/22/2015
Date

/s/
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Senior Litigation Counsel
The City University of New York