



RESOLUTION AGREEMENT

Texas A&M University

OCR Case Number: 06-17-2183

OCR and Texas A&M University (TAMU or the University) enter into this agreement to resolve the allegation in the above-referenced complaint. This agreement does not constitute an admission of liability, non-compliance, or wrongdoing by the University. The University assures the U. S. Department of Education, Office for Civil Rights, (OCR), that it will take the following actions to comply with the requirements of Title IX of the Education Amendments of 1972 (Title IX), 20 U.S.C. § 1681, and its implementing regulations at 34 C.F.R. Part 106, which prohibit discrimination based on sex by recipients of Federal financial assistance.

Prior to the completion of OCR's investigation, the University agreed to resolve the issues of this investigation pursuant to Section 302 of OCR's Case Processing Manual. Accordingly, to resolve the issues of this investigation, the University agrees to take the following actions.

Action Item 1

By June 29, 2018, the University will submit for OCR's review and approval, proposed amendment(s) to its Student Conduct Code (Code)¹ to ensure sexually harassing conduct by a student amounting to indecent exposure, and other behavior that would violate Title IX, is treated as a violation of the Code. As part of the amendment(s), the University will ensure that allegations of such conduct will be investigated in accordance with the University's Title IX Grievance Policies and Procedures, consistent with other allegations of sexual harassment.

Reporting Requirement Action Item 1

By June 29, 2018, the University will submit for OCR's review and approval, a copy of the proposed amendment(s) to the Code pursuant to Action Item 1.

Within 30 days of receiving OCR's approval of the amendment(s) to the Code, the University will submit to OCR documentation evidencing the amendment(s) have been adopted and implemented by the University. This documentation will include, at a minimum, a link to or copy of the updated section(s) of the Code.

Action Item 2

Within 30 days of adopting and implementing the amendment(s) referenced in Action Item 1, the University will submit for OCR's review and approval additions to its training program for student conduct panel members, and other employees charged with processing Title IX complaints, and to its manual for the Student Conduct Office staff, to

¹ TAMU chooses to process Title IX complaints made against students via the Code, as opposed to via a separate Title IX grievance procedure. See University Rule 8.01.01.M1 (<http://rules-saps.tamu.edu/PDFs/08.01.01.M1.pdf>); Student Rule 47 (<http://student-rules.tamu.edu/rule47>)

ensure relevant personnel are aware of the amendment(s) to the Code pursuant to Action Item 1.

Reporting Requirement: Action Item 2

By July 31, 2018, the University will submit for OCR’s review and approval the proposed additions to its training program for student conduct panel members, and other employees charged with processing Title IX complaints, and to its manual for the Student Conduct Office Staff.

Within 30 days of receiving OCR’s approval of the proposed additions, the University will submit documentation evidencing the University has adopted and implemented the proposed additions to the training program and to its manual for Student Conduct Office Staff. . This documentation will include, at a minimum, a copy of the updated training program materials and updated manual.

The University understands that by signing this Agreement, it agrees to provide the foregoing information in a timely manner in accordance with the reporting requirements of this Agreement. Further, the University understands that during the monitoring of this Agreement, if necessary, OCR may visit the University, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the University has fulfilled the terms of this Agreement and is in compliance with Title IX of the Education Amendments of 1972 (Title IX), 20 U.S.C. § 1681, and its implementing regulations at 34 C.F.R. Part 106. Upon completion of the obligations under this Agreement, OCR shall close and dismiss this case.

The University 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, 100.10), or judicial proceedings to enforce this Agreement, OCR shall give the University written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

This Agreement will become effective immediately upon the signature of the University’s representative below.

Title & Name of TAMU Authorized Official (Print)

Signature

Date