

Trinity Valley Community College

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Trinity Valley Community College

107501

STUDENT COMPLAINTS:

SEXUAL HARASSMENT

FLDA

(LEGAL)

Title IX prohibits gender discrimination in education programs that receive federal financial assistance. *20 U.S.C. 1681; 34 CFR 106.11*

EMPLOYEE- STUDENT
SEXUAL HARASSMENT OR
ABUSE

Sexual harassment of students includes such activities as engaging in sexually oriented conversations for purposes of personal sexual gratification, telephoning students at home or elsewhere to solicit inappropriate social relationships, physical contact that reasonably would be construed as sexual in nature, and enticing or threatening students to engage in sexual behavior in exchange for grades or other school-related benefit. Sexual harassment of students by employees can be discrimination on the basis of sex under Title IX. *20 U.S.C. 1681-1686; Franklin v. Gwinnett County Schools, 112 S.Ct. 1028 (1992)* [See also DHA]

A College District official who has authority to take corrective action on the College District's behalf and who has actual notice of teacher-student sexual harassment or abuse shall take corrective measures to address the harassment or abuse. *Gebser v. Lago Vista ISD, 118 S.Ct. 1989 (1998)*

STUDENT-STUDENT
SEXUAL HARASSMENT OR
ABUSE

When gender-based peer harassment takes place in a context subject to the College District's control, and that College District exercises substantial control over the harasser, it shall take appropriate action in light of the known harassment. *Davis v. Monroe County Bd. of Educ., 119 S.Ct. 1661 (1999)*

The College District shall not directly discriminate on the basis of sex when addressing peer sexual harassment. *Rowinsky v. Bryan ISD, 80 F.3d 1006 (5th Cir.), cert. denied, 117 S.Ct. 165 (1996)*

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