



Agenda Request Form

Meeting Date	Agenda Item Number
August 20, 2020	H-1

Title
Resolution to Supplement School Board Policy JCAC
Requested Action
School Board Consideration of Superintendent's Recommendation for Approval of the Resolution to Supplement School Board Policy JCAC
Summary Explanation and Background
<p>On May 6, 2020, the U.S. Department of Education, Office of Civil Rights, published the final rule to substantially amend Federal Title IX regulations relating to sexual harassment. After public comment, the new regulation became final on August 14, 2020. The new regulation and commentary exceed 2000 pages and many lawsuits have been filed in an attempt to prevent the implementation of the new regulations. As such, it is recommended by the Superintendent, upon advisement from the School Board Attorney, that the School Board adopt this resolution as an interim measure pending modifications to School Board Policy JCAC. That updated Policy will incorporate the final regulation subject to the outcome of pending litigation and will be submitted for the School Board's approval at a later date.</p>
Priority Area
Positive Culture and Climate Organizational and Operational Effectiveness
Financial Impact
N/A
Exhibits: (List)
Resolution
Source of Additional Information
Tom Roach, School Board Attorney 770.479.1406

A RESOLUTION TO SUPPLEMENT SCHOOL BOARD POLICY JCAC

WHEREAS, 20 U.S.C. § 1681 *et seq.* authorizes and directs school districts receiving federal financial assistance to effectuate Title IX of the Education Amendments of 1972, as amended;

WHEREAS, the Board adopted Policy JCAC which prohibits discrimination and harassment based upon “Constitutionally-Protected Differences” and other legally protected statuses (e.g., race, age, gender, gender identity, color, religion, national origin, disability or any other constitutionally protected class or status) and authorizes investigations of discrimination or harassment in School District's programs or activities;

WHEREAS, on May 6, 2020, the U.S. Department of Education, Office of Civil Rights, published the final rule amending Title IX regulations at 34 C.F.R. Part 106;

WHEREAS, the amended Title IX regulations are effective on August 14, 2020;

NOW, THEREFORE BE IT RESOLVED, that the Cherokee County Board of Education hereby implements the provisions of the amended Title IX regulations. The Board implements all aspects of the regulations, including, but not limited to, updated definitions of sexual harassment, equal treatment in responding to complaints of sexual harassment, an objective grievance process, and appropriate notice throughout;

BE IT FURTHER RESOLVED, the preponderance of evidence standard will be applied in determining responsibility;

BE IT FURTHER RESOLVED that the Board continues to authorize Dr. Debra Murdock, Chief Operating Office, School Operations, as a Title IX Coordinator to coordinate compliance with the amended regulations. The Coordinator may be contacted at:

Cherokee County School District
1205 Bluffs Parkway
P.O. Box 769
Canton, Georgia 30169
Phone: 770-479-1871

BE IT FURTHER RESOLVED that the Superintendent will draft and submit for approval a policy to supplement Board Policy JCAC which reflects the requirements of new federal regulations pertaining to Title IX of the Education Amendments Act of 1972.

Approved by the Cherokee Board of Education on Thursday, August 20, 2020.

Chair
Cherokee County Board of Education

Superintendent
Cherokee County School District