

**JOINT OPERATING COMMITTEE
OF
ERIE COUNTY TECHNICAL SCHOOL**

TITLE IX RESOLUTION

WHEREAS, the new Title IX regulations promulgated by the United States Department of Education Office of Civil Rights at 34 C.F.R. Part 106 (“Title IX”) become effective August 14, 2020 (unless postponed through federal injunction); and

WHEREAS, Erie County Technical School (“School”) is in the process of developing a comprehensive policy, with associated grievance procedures and notice provisions, which addresses all of the requirements of the new Title IX regulations; and

WHEREAS, due to the emergent situation caused by COVID-19, the School does not have the comprehensive policy changes in final form and, while the School works to complete that task, the Joint Operating Committee (“JOC”) of the School hereby RESOLVES as follows:

1. Effective August 14, 2020, the JOC declares the School shall comply with the Title IX regulations found at 34 C.F.R. Part 106. The Superintendent shall ensure the substantive and procedural requirements of Title IX are implemented in the School.
2. The Joint Operating Committee authorizes the Superintendent to designate the School’s Title IX Coordinator. The Superintendent hereby designates Catherine Doty, Administrative Services and Human Resources Coordinator, as the School’s Title IX Coordinator/s. The Title IX Coordinator/s can be contacted at (814) 464-6883; cdoty@ects.org, c/o Erie County Technical School, 8500 Oliver Road, Erie, PA 16509.
3. Until such time the comprehensive policy is in final form and approved by the Joint Operating Committee, the Joint Operating Committee directs the Superintendent to do the following:
 - a. Designate one or more “investigators” within the meaning of Title IX.
 - b. Designate one or more “initial decision-makers” within the meaning of Title IX, provided, however, the Title IX Coordinator may not serve as an initial decision-maker.
 - c. Designate one or more “appeal decision-makers” within the meaning of Title IX, provided, however, the Title IX Coordinator may not serve as an appeal decision-maker.
 - d. Designate one or more “facilitators” to handle Title IX’s authorized informal resolution process.

- e. Ensure the School's Nondiscrimination Notice provides the School does not discriminate on the basis of sex within the meaning of Title IX and 34 C.F.R. Part 106 in any of the programs or activities it operates, including admission and employment practices.
 - f. Ensure the School's Title IX Nondiscrimination Notice and identification and contact information of the Title IX Coordinator are posted on the School's website.
 - g. Work with the Solicitor to ensure Title IX-compliant grievance procedures are followed should there be a Title IX claim during the interim period and that the complainant and respondent are afforded all rights granted to them under the new Title IX regulations. The Joint Operating Committee declares the School shall use the preponderance of evidence standard of proof in its grievance procedures.
 - h. Work with the Title IX Coordinator to identify and establish "supportive measures" as defined in Title IX and offer, as appropriate, to any complainant and respondent.
 - i. Continue working toward the finalization of a comprehensive Title IX policy and ensure all related documents (Student Handbook, employee handbooks or policies, etc.) are updated to reflect the Title IX policy changes.
 - j. Ensure comprehensive training is provided to the Title IX "appointees" identified above.
4. The Joint Operating Committee declares that this resolution, and the new regulations found at 34 C.F.R. Part 106, preempt any and all existing School policies, administrative procedures or practices which are inconsistent with the provisions of 34 C.F.R. Part 106, as of the effective date of the new Title IX regulations (either August 14, 2020 or a later date if established by a federal court).

ATTEST:

ERIE COUNTY TECHNICAL SCHOOL

Joint Operating Committee Secretary

Joint Operating Committee President

SECRETARY'S CERTIFICATE

I HEREBY CERTIFY that the foregoing is a true and correct copy of a Resolution duly adopted by the affirmative vote of a majority of the members of the Joint Operating Committee of Erie County Technical School, Erie County, Pennsylvania, at a meeting held on August 27,

2020; that proper notice of such meeting was duly given as required by law; and that said Resolution has been duly recorded upon the Minutes of said Joint Operating Committee, showing how each member voted thereon.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said School this ____ day of August, 2020.

Joint Operating Committee Secretary

(SEAL)