



Angelo State University Operating Policy and Procedure

OP 16.03: Sexual Harassment, Sexual Assault, Sexual Misconduct, and Title IX Policy and Complaint Procedure

DATE: August 14, 2020

PURPOSE: Angelo State University (ASU) is committed to providing and strengthening an educational, working, and living environment where students, faculty, staff, and visitors are free from sex discrimination of any kind. Therefore, ASU prohibits discrimination based on sex and other types of sexual misconduct, including but not limited to sexual harassment, sexual assault, dating violence, and stalking. The purpose of this Operating Policy/Procedure (OP) is to (1) state ASU's requirements for reporting incidents of Sexual Misconduct; (2) state ASU's policy on Sexual Misconduct; (3) implement electronic reporting protocols for such incidents; (4) develop a comprehensive prevention and outreach program; (5) establish penalties for noncompliance with this OP; and (6) provide amnesty or immunities to students and employees who report incidents of Sexual Misconduct.

REVIEW: This Operating Policy/Procedure (OP) will be reviewed in December of odd-numbered years by the ASU Director of Title IX Compliance/Title IX Coordinator, Senior Executive Assistant to the President and General Counsel, and Director of the Office of Human Resources, in consultation with the System Offices of Equal Opportunity and General Counsel, with substantive revisions forwarded to the ASU President. Any substantive changes to this OP must be approved by the Board of Regents.

POLICY/PROCEDURE:

1. Discrimination based on sex and other types of sexual misconduct (including the reporting and prevention of, and the grievance process and remedies for sexual misconduct) in the ASU community, is governed by Texas Tech University [System Regulation 07.06 Sexual Misconduct](#), which includes two distinct policies and procedures based on applicable federal and state law:
 - a. [System Regulation 07.06.A Title IX Sexual Misconduct](#), and
 - b. [System Regulation 07.06.B Non-Title IX Sexual Misconduct](#).

The Sexual Misconduct Policy Applicability [Flowchart](#), attached to each policy, summarizes these policies' applicability and their respective procedures. Questions regarding the applicability of these policies should be directed to the Title IX Coordinator or System Office of Equal Opportunity, whose contact information is provided in Section 2 of this OP.

[Major Revision: August 14, 2020]

2. ASU Title IX Coordinator and designated Coordinators for ASU students and employees:

CONTACT	PHONE	ADDRESS	EMAIL
<i>ASU Director of Title IX Compliance/Title IX Coordinator:</i> Michelle Miller, Director of Title IX Compliance/Title IX Coordinator	325.486.6357	Mayer Administration Building, Room 210 Office of Title IX Compliance ASU Station #11044 San Angelo, TX 76909	michelle.miller@angelo.edu
<i>ASU Title IX Deputy Coordinator for Employees:</i> Charlotte Bingham, Assistant Vice Chancellor of Administration, Texas Tech University System Office of Equal Opportunity	806.742.3627	TTU System Administration Building, 1508 Knoxville Avenue, Suite 309 Office of Equal Opportunity Texas Tech University System, Box 41073 Lubbock, TX 79409	charlotte.bingham@ttu.edu
<i>ASU Title IX Deputy Coordinator, Athletic Equity:</i> Scottie Moler Assistant Athletic Director of Compliance	325.486.6072	Junell Center/Stephens Arena, Room 205 Angelo State University 2235 S. Jackson Street San Angelo, TX 76904	scottie.moler@angelo.edu

3. The following additional resources are available:

CONTACT	PHONE	ADDRESS
ASU Office for Student Affairs	325.942.2047	112D Houston Harte University Center ASU Station # 11047 San Angelo, Texas 76909
Texas Tech University System Office of Equal Opportunity	806.742.3627	TTU System Administration Building 1508 Knoxville Avenue, Suite 309 Box 41073 Lubbock, TX 79409
ASU Human Resources	325.942.2168	Hardeman Student Services Center Room 202 ASU Station # 11009 San Angelo, Texas 76909
University Counseling Center	325.942.2171	University Clinic ASU Station # 11019 San Angelo, Texas 76909
Concho Valley Rape Crisis Center	325.655.2000	113 N. Harrison Street San Angelo, Texas 76901
Legal Aid of NorthWest Texas	844.252.7999	17 S. Chadbourne, Suite 403 San Angelo, Texas 76903

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Shannon Medical Center	325.653.6741	120 E. Harris San Angelo, Texas 76903
San Angelo Community Medical Center	325.949.9511	3501 Knickerbocker Road San Angelo, Texas 76904

4. The following outside agencies are available as additional resources:

a. Nothing in this OP or the incorporated regulations shall limit an individual from seeking assistance or filing a complaint with an outside agency.

b. Administrative Agencies:

CONTACT	PHONE	ADDRESS
U.S. Equal Employment Opportunity Commission	1.800.669.4000	300 E. Main Dr., Suite 500 El Paso, Texas 79901
Texas Workforce Commission	512.463.2222	101 E. 15th Street Austin, Texas 78778
U.S. Department of Education, Office of Civil Rights	214.611.9600	1999 Bryan Street, Suite 1620 Dallas, Texas 75201

c. Law Enforcement Agencies:

CONTACT	PHONE	ADDRESS
ASU Police Department	325.942.2071	1702 W. Avenue N San Angelo, Texas 76909
San Angelo Police Department	325.481.2696	401 E. Beauregard Ave. San Angelo, Texas 76903
Tom Green County Sheriff's Department	325.655.8111	222 W. Harris Ave. San Angelo, Texas 76903
Texas Department of Public Safety	512.424.2000	5805 North Lamar Blvd. Austin, Texas 78752

AUTHORITATIVE REFERENCES:

- Title VII of the Civil Rights Act of 1964
- Title IX of the Education Amendments of 1972
- 34 CFR Part 106
- Texas Labor Code Chapter 21
- Violence Against Women Act (VAWA)
- Campus Sexual Violence Elimination Act of 2013 (Campus SaVE)
- Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act
- Texas Education Code Sections 51.9363, 51.251 – 51.260, and 51.281 – 51.295
- Texas Family Code Sections 71.004 and 71.0021
- Texas Penal Code Section 42.072