

Earlier this year, the U.S. Department of Education approved new regulations relating to [Title IX of the Education Amendments of 1972](#). These new federal regulations include key changes to provisions addressing scope, questioning at live hearings, review of evidence, appeals, and training, among others. All educational institutions which receive federal funding, including California State University Channel Islands (CSUCI), must comply with these regulations or risk loss of federal funding.

On August 14, 2020, the Chancellor's Office issued "[Addendum B: Federal Mandated Hearing Addendum](#)", which accompanies CSU Executive Orders (EO) [1096](#) and [1097](#), and outlines the policy and procedures required under the Title IX Federal Regulations. The U.S. Department of Education acknowledges that CSUCI and other universities may address misconduct through their policies and through state law, and CSUCI is firmly committed to responding to and addressing sexual harassment and sexual misconduct that affects the CSU community. In the case of California law and CSU policy, policies are more expansive than the conduct prohibited by the Federal Regulations. As such, our policies governing sexual harassment, sexual misconduct, and sex- and gender-based discrimination, as stated in EO [1095](#), [1096](#) and [1097](#), still remain fully in effect.

The Changes

All formal complaints submitted to the Title IX & Inclusion office will be first assessed under [Addendum B](#) to determine whether those procedures apply. If a formal complaint does not meet the criteria to be processed under [Addendum B](#), the complaint may be processed under EO [1096](#) or [1097](#) (our current single-investigator model) or [Addendum A](#) (our current hearing-model for student cases involving sexual misconduct).

There are two significant aspects of [Addendum B](#):

- Under [Addendum B](#), alleged incidents can be considered for investigation only if they occur within the United States, and only if they occur in University sanctioned programs or activities, or on properties owned or controlled by the University or recognized student organizations. If these criteria are not met, the allegations may be evaluated under EO [1096](#) and [1097](#), or [Addendum A](#), which apply more broadly to alleged violations involving any University student, staff, or faculty member, including incidents that occur at non-CSUCI locations and outside of the United States
- All [Addendum B](#) investigations, which apply the Federal Regulations, will involve live hearings with mandatory Hearing Advisors who will conduct the cross-examination of the Parties. The hearing will be facilitated by a Hearing Officer, who will monitor decorum and assess the appropriateness of the questions. The CSU will provide trained Hearing Advisors if either complainant or respondent do not have one available.
- Other regulation details are available at [Addendum B](#). Any inquiries can be directed to titleix@csuci.edu.

What has NOT changed:

- Employees still have a duty to report potential incidents of sexual misconduct, sexual harassment, dating and domestic violence and stalking to the Title IX & Inclusion office, unless they are specifically exempt under CSU policy.
- EO [1096](#) and [1097](#) and [Addendum A](#) are still in effect but only after consideration whether allegations are governed by [Addendum B](#), based on specifically defined criteria.
- Regardless of the process, or whether a case meets criteria for an investigation, our Title IX team continues to provide supportive measures and other services, conduct intakes relating to reports and complaints of sex- and

gender-based misconduct, and coordinate with other campus offices on Title IX issues of misconduct, harassment, stalking, and gender equity.

All current active investigations as well as intakes regarding alleged incidents that occurred **prior to August 14, 2020**, will still go through the process under EO [1096](#) and [1097](#) or [Addendum A](#). Incidents occurring on or after August 14, 2020 will be subject to the new process described above, including determining whether they are governed by procedures stated in [Addendum B](#).

CSU Channel Islands remains committed to supporting a safe and equitable campus environment as we move forward with these new federal regulations. The Title IX & Inclusion office will continue to work and collaborate to provide supportive measures and other services in our processes for our campus community.