



T I T L E I X

T H U R S D A Y S



Informal Resolution of Title IX Matters



Brief history of Title IX and informal resolution

Current state of informal resolution at colleges and K12s

Tips to ensure your informal resolution process is a viable and attractive option

History of Informal Resolution



- Pre-2011
- 2011-2017
- 2017-2020



The Final Rule allows a school, in its discretion, to choose to offer and facilitate informal resolution options, such as mediation or restorative justice, so long as both parties give voluntary, informed, written consent to attempt informal resolution. Any person who facilitates an informal resolution must be well trained.



- Formal complaint must be filed
- May not require as a condition of enrollment or continuing enrollment
- Ability to stop the informal process
- Never for allegations brought by student against an employee

Informal Resolution Benefits



- Timeliness
- Resources of institution
- Avoids adversarial nature of the process
- Remedies are beyond those in the formal process
- Agreement from parties for the resolution
- Compliance with resolution and ongoing support for the parties



- Rename “informal resolution”
- Explain the option for informal resolution, the procedural requirements, and benefits in initial intake meeting
- Gently raise the issue at key steps in the process or at anytime when moment might be right
- Provide training in informal techniques like mediation, restorative justice, etc. to key administrators



UPCOMING EVENTS

12/1/22 TIX Thursdays
Mid-School Year Trends

1/5/23 TIX Thursdays
Update on New Regulations

1/6/23 K12 Title IX Investigator
Training