

## TITLE IX POLICY AND PROCEDURES

Morris Jeff Community School does not discriminate on the basis of sex in its education programs and activities and, accordingly, requires its staff, teachers, employees and students to abide by the requirements of Title IX of the Educational Amendments of 1972 and its implementing regulations. Sexual harassment is a form of sex discrimination and is explicitly prohibited, whether such conduct occurs on or off campus during or after school hours during or directly related to school-sponsored activities, or at a time and/or place directly related to school functions or an employee's school-related duties. It is the intent of Morris Jeff Community School to maintain an environment free from sexual assault and sexual harassment of any kind; therefore, this policy commands that no student shall be subjected to sexual assault or sexual harassment by other students or Morris Jeff Community School staff or employees. This policy shall be enforced and the accompanying procedures shall be implemented regardless of whether a complaint has been filed with or an investigation has been instituted by any law enforcement agency.

Questions regarding Title IX may be referred to the U. S. Department of Education, Office of Civil Rights (OCR) or to Morris Jeff Community School's Title IX Coordinator, Tiffany Cherrie, at phone number: 504-355-0210 ; or email: [tcherrie@morrisjeffschool.org](mailto:tcherrie@morrisjeffschool.org)

### Definition of Sexual Harassment

- 1) Sexual assault or sexual harassment is unwelcome conduct of a sexual nature.
- 2) Sexual harassment may include, but is not limited to, unwelcome sexual advances, requests for sexual favors, and other verbal, nonverbal, or physical conduct of a sexual nature when at least one (1) of the following occurs:
  - a) Submission to such conduct is made, either implicitly or explicitly, a term or condition of the student's grades, academic status, or progress or is used to deprive the student of access to the educational opportunities and benefits provided by the Morris Jeff Community School.
  - b) Submission to or rejection of such conduct is used as the basis for academic or other school-related decisions affecting the student.
  - c) Such conduct of a sexual nature is sufficiently severe, persistent, or pervasive and has the purpose or effect of unreasonably interfering with the student's academic performance or of creating an intimidating, hostile, or offensive educational environment for the student.
- 3) Extended Definition of Sexual Harassment which may include but is not limited to:
  - Verbal harassment or abuse;
  - Uninvited letters, telephone calls, or materials of sexual nature;
  - Uninvited or inappropriate leaning over, cornering, patting or pinching;
  - Uninvited sexually suggestive looks or gestures;
  - Intentional brushing against a student's or school employee's body;
  - Uninvited pressure for dates;
  - Uninvited sexual teasing, jokes, remarks or questions;
  - Any sexually motivated unwelcome touching;
  - Any conduct resulting in an intimidating, hostile or offensive educational environment; or

- Attempted or actual rape or sexual assault or sexual battery.

## No Retaliation

Retaliation of any nature against any student or teacher, staff, or employee who makes a report or complaint or who participates in any investigation under this policy is a serious violation of the Morris Jeff Community School' sexual harassment policy. Such retaliation is considered an act of sexual discrimination itself; therefore, reports and complaints of such retaliation are handled in the same manner as those of sexual harassment. A reference to "sexual harassment" in this policy and the related procedures shall also include retaliation.

## Violations

- 1) Students and employees are encouraged and expected to immediately report incidences of alleged sexual discrimination or harassment and/or retaliation in accordance with these regulations and procedures.
- 2) A report or complaint of an alleged violation of this policy must be sufficiently clear and explicit so that it can be recognized as a legitimate report of sexual discrimination or harassment or retaliation. This means that a report or complaint must, at a minimum, include: (1) a description of an alleged act of sexual discrimination or harassment or retaliatory conduct, including the date, time, and place it allegedly occurred; (2) identity of the alleged victim; (3) identity of the alleged harasser; and (4) identity of the reporting person.
- 3) All alleged violations of this policy shall be handled seriously and according to these regulations and procedures.
- 4) Discipline/Consequences.
  - a) Any student who is determined to have engaged in a sexual assault, sexual discrimination or harassment or retaliation against another individual in violation of this policy may be subject to disciplinary action, up to and including expulsion.
  - b) Any employee who is determined to have permitted, engaged in, or failed to report sexual assault, sexual harassment or retaliation in violation of this policy and the related procedures may be subject to disciplinary action, up to and including termination.

## Enforcement

Each Director, Principal, staff member, and teacher has the responsibility of taking such reasonable steps necessary and practicable to maintain a work environment and educational environment free of sexual assault and sexual discrimination or harassment. Such steps shall include implementation of the following:

- 1) All teachers, other staff members, and all employees shall cooperate, as needed, in any formal and informal investigations instituted under this policy. The director or principal is responsible to investigate any report of sexual discrimination or harassment involving student on student in coordination with the Title IX Coordinator. Reports involving an employee shall also be immediately reported to the Title IX Coordinator.

- 2) All directors, principals, administrators and staff in charge of discipline of students shall, in accordance with policy and law, take such disciplinary action against any student found to be in violation of the sexual harassment policy as may be appropriate under the circumstances.
- 3) Within the first week of school each school year, the Title IX Coordinator through each Director or Principal shall ensure that an in-service program addressing the sexual harassment policy and procedures is provided for all teachers, staff and employees.
- 4) During orientation at the beginning of each school year or at the time of a new student's enrollment, the school shall ensure that instruction about sexual harassment, the Morris Jeff Community School policy, and its procedures are provided to students.
- 5) Teachers, counselors, or administrators shall instruct students on the sexual assault, dating violence, or sexual harassment report and complaint procedures within the educational setting on an as-needed basis.
- 6) Each Director or Principal shall ensure that the sexual assault, dating violence, or sexual harassment policy and procedures are provided to all students, parents, and employees by:
  - a) Including a restatement of the policy and procedures in the student handbook;
  - b) Posting an age-appropriate restatement of the policy against sexual assault and sexual harassment, the report and complaint procedures, and notice of the Title IX Coordinator at visible and accessible sites for students, for parents, and for employees;
  - c) Making a copy of the complete policy and procedures available by request for students, parents, and employees at the school office and the central office; and
  - d) Maintaining the policy and procedures on the Morris Jeff Community School website.

\*\*The Title IX Coordinator for Morris Jeff Community School is: Tiffany Cherrie, 504-355-0210,  
tcherrie@morrisjeffschool.org

### Appeal or Grievance of Title IX Finding

Any appeal or grievance related to a Title IX Investigation shall be sent in writing to Morris Jeff Community School Head of School/Superintendent, Patricia Perkins, at the following address: 211 S. Lopez Street, New Orleans, LA 70119, and emailed to: pperkins@morrisjeffschool.org.

In reviewing the decision, the Head of School/Superintendent of Morris Jeff Community School may uphold, modify, or reverse the decision of the Title IX Coordinator; however, the Head of School/Superintendent of Morris Jeff Community School review of the Title IX Investigation findings is final.