

**Exhibit 5145.71-E(1): Title IX Sex Discrimination and Sex-Based Harassment Complaint Procedures**

Status: ADOPTED

Original Adopted Date: 10/01/2020 | Last Revised Date: 07/01/2024 | Last Reviewed Date: 07/01/2024

**NOTICE OF TITLE IX NONDISCRIMINATION**

The Code of Federal Regulations, Title 34, Section 106.8 requires the district to issue the following notification to students at all grade levels, and their parents/guardians or other authorized legal representative:

The district does not discriminate on the basis of sex and prohibits sex discrimination, including sex-based harassment, in any education program or activity that it operates. The prohibition against discrimination on the basis of sex is required by federal law (20 USC 1681-1688; 34 CFR Part 106) and extends to employment. The district also prohibits retaliation against any student for filing a complaint or exercising any right granted under Title IX.

The district is required, as specified in Title IX, to take prompt and equitable action to address any potential Title IX violations that are brought to its attention. Any inquiries about the application of Title IX, this notice, and who is protected by Title IX may be referred to the district's Title IX Coordinator, to the Assistant Secretary for Civil Rights of the U.S. Department of Education, or both.

The district has designated and authorized the following employee(s) as the district's Title IX Coordinator to address concerns or inquiries regarding discrimination on the basis of sex, including sex-based harassment:

Superintendent

(name and/or title/position)

12400 Caliente Creek Rd Caliente Ca 93518

(address)

661.867.2301

(telephone number)

Any individual may report sex discrimination, including sex-based harassment, to the Title IX Coordinator or any other school employee at any time, including during non-business hours, by mail, phone, or email. During district business hours, reports may also be made in person. Upon receiving an allegation of sex harassment, including sex-based harassment, the Title IX Coordinator will promptly notify the parties, in writing, of the applicable district complaint procedure.

To view an electronic copy of the district's policies and administrative regulations on sex discrimination, including sex-based harassment, including the grievance process that complies with 34 CFR 106.45, please see Board Policy/Administrative Regulation 5145.7 - Sex Discrimination and Sex-Based Harassment and Administrative Regulation 5145.71 - Title IX Sex Discrimination and

Sex-Based Harassment Complaint Procedures on the district's website at [www.calienteschooldistrict.org](http://www.calienteschooldistrict.org)

To inspect or obtain a copy of the district's sex discrimination and sex-based harassment policies and administrative regulations, please contact: [661.867.2301](tel:661.867.2301) superintendent.

Materials used to train employees; the Title IX Coordinator; investigator(s), decisionmaker(s), and other person(s) who are responsible for implementing the district's grievance procedures or have the authority to modify or terminate supportive measures; and any person(s) who facilitates an informal resolution process, are available at the district office upon request.

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**Policy Reference Disclaimer:**

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

<b>State</b>	<b>Description</b>
5 CCR 4600-4670	Uniform complaint procedures
5 CCR 4900-4965	Nondiscrimination in elementary and secondary educational programs receiving state or federal financial assistance
Civ. Code 1714.1	<a href="#">Liability of parent or guardian for act of willful misconduct by a minor</a>
Civ. Code 51.9	<a href="#">Liability for sexual harassment; business, service and professional relationships</a>
Ed. Code 200-270	<a href="#">Prohibition of discrimination</a>
Ed. Code 48900	<a href="#">Grounds for suspension or expulsion</a>
Ed. Code 48900.2	<a href="#">Additional grounds for suspension or expulsion; sexual harassment</a>
Ed. Code 48985	<a href="#">Notices to parents in language other than English</a>
Gov. Code 12950.1	<a href="#">Sexual harassment training</a>
<b>Federal</b>	<b>Description</b>
20 USC 1092	<a href="#">Definition of sexual assault</a>
20 USC 1221	<a href="#">Application of laws</a>
20 USC 1232g	<a href="#">Family Educational Rights and Privacy Act (FERPA) of 1974</a>
20 USC 1681-1688	Title IX of the Education Amendments of 1972; discrimination based on sex
34 CFR 106.1-106.82	<a href="#">Nondiscrimination on the basis of sex in education</a>

	<a href="#">programs</a>
34 CFR 99.1-99.67	<a href="#">Family Educational Rights and Privacy</a>
34 USC 12291	<a href="#">Definition of dating violence, domestic violence, and stalking</a>
42 USC 1983	<a href="#">Civil action for deprivation of rights</a>
42 USC 2000d-2000d-7	Title VI, Civil Rights Act of 1964
42 USC 2000e-2000e-17	Title VII, Civil Rights Act of 1964, as amended
U.S. DOJ, FBI Publication	<a href="#">National Incident-Based Reporting System</a>
<b>Management Resources</b>	<b>Description</b>
Court Decision	Davis v. Monroe County Board of Education (1999) 526 U.S. 629
Court Decision	Doe v. Petaluma City School District (1995, 9th Cir.) 54 F.3d 1447
Court Decision	Gebser v. Lago Vista Independent School District (1998) 524 U.S. 274
Court Decision	Oona by Kate S. v. McCaffrey (1998, 9th Cir.) 143 F.3d 473
Court Decision	Reese v. Jefferson School District (2000, 9th Cir.) 208 F.3d 736
Court Decision	Donovan v. Poway Unified School District (2008) 167 Cal.App.4th 567
Court Decision	Flores v. Morgan Hill Unified School District (2003, 9th Cir.) 324 F.3d 1130
CSBA Publication	<a href="#">Providing a Safe, Nondiscriminatory School Environment for Transgender and Gender-Nonconforming Students, Policy Brief, February 2014</a>
CSBA Publication	<a href="#">Safe Schools: Strategies for Governing Boards to Ensure Student Success, 2011</a>
Federal Register	<a href="#">Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance, April 29, 2024, Vol. 89, No. 83, pages 33474-33896</a>
U.S. DOE, Office for Civil Rights Publication	<a href="#">Sexual Harassment: It's Not Academic, September 2008</a>
U.S. DOE, Office for Civil Rights Publication	<a href="#">Revised Sexual Harassment Guidance: Harassment of Students by School Employees, Other Students, or Third</a>

Parties, January 2001

U.S. DOE, Office for Civil Rights  
Publication

Examples of Policies and Emerging Practices for  
Supporting Transgender Students, May 2016

Website

U.S. Department of Justice, Federal Bureau of  
Investigation

Website

CSBA District and County Office of Education Legal  
Services

Website

California Department of Education

Website

CSBA

Website

U.S. Department of Education, Office for Civil Rights

**Cross References**

**Code**

**Description**

0410

Nondiscrimination In District Programs And Activities

1312.3

Uniform Complaint Procedures

1312.3

Uniform Complaint Procedures

1312.3-E(1)

Uniform Complaint Procedures

1312.3-E(2)

Uniform Complaint Procedures

1313

Civility

3552

Summer Meal Program

3552

Summer Meal Program

3580

District Records

3580

District Records

4030

Nondiscrimination In Employment

4030

Nondiscrimination In Employment

4117.7

Employment Status Reports

4118

Dismissal/Suspension/Disciplinary Action

4118

Dismissal/Suspension/Disciplinary Action

4119.11

Sex Discrimination and Sex-Based Harassment

4119.11

Sex Discrimination and Sex-Based Harassment

4131

Staff Development

4218	<a href="#"><u>Dismissal/Suspension/Disciplinary Action</u></a>
4218	<a href="#"><u>Dismissal/Suspension/Disciplinary Action</u></a>
4219.11	<a href="#"><u>Sex Discrimination and Sex-Based Harassment</u></a>
4219.11	<a href="#"><u>Sex Discrimination and Sex-Based Harassment</u></a>
4317.7	<a href="#"><u>Employment Status Reports</u></a>
4319.11	<a href="#"><u>Sex Discrimination and Sex-Based Harassment</u></a>
4319.11	<a href="#"><u>Sex Discrimination and Sex-Based Harassment</u></a>
5030	<a href="#"><u>Student Wellness</u></a>
5141.4	<a href="#"><u>Child Abuse Prevention And Reporting</u></a>
5141.4	<a href="#"><u>Child Abuse Prevention And Reporting</u></a>
5141.52	<a href="#"><u>Suicide Prevention</u></a>
5141.52	<a href="#"><u>Suicide Prevention</u></a>
5144	<a href="#"><u>Discipline</u></a>
5144	<a href="#"><u>Discipline</u></a>
5144.1	<a href="#"><u>Suspension And Expulsion/Due Process</u></a>
5144.1	<a href="#"><u>Suspension And Expulsion/Due Process</u></a>
5145.3	<a href="#"><u>Nondiscrimination/Harassment</u></a>
5145.3	<a href="#"><u>Nondiscrimination/Harassment</u></a>
5145.7	<a href="#"><u>Sex Discrimination and Sex-Based Harassment</u></a>
5145.7	<a href="#"><u>Sex Discrimination and Sex-Based Harassment</u></a>
5145.9	<a href="#"><u>Hate-Motivated Behavior</u></a>
5146	<a href="#"><u>Married/Pregnant/Parenting Students</u></a>
6145	<a href="#"><u>Extracurricular And Cocurricular Activities</u></a>
6145	<a href="#"><u>Extracurricular And Cocurricular Activities</u></a>
6159	<a href="#"><u>Individualized Education Program</u></a>
6159	<a href="#"><u>Individualized Education Program</u></a>
6164.5	<a href="#"><u>Student Success Teams</u></a>
6164.5	<a href="#"><u>Student Success Teams</u></a>
6164.6	<a href="#"><u>Identification And Education Under Section 504</u></a>
6164.6	<a href="#"><u>Identification And Education Under Section 504</u></a>

