

Title IX Student Brochure

2020 - 2021



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**Title IX Promise:
Equal access to education for all students.**

Your Rights Under Title IX

Under Title IX of the Education Amendments of 1972 (20 U.S.C. 1681) and its implementing regulations (34 C.F.R. 106) sexual harassment is a form of prohibited sex discrimination. Title IX provides:

No person in the United States shall, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any educational program or activity receiving Federal financial assistance.

At Los Angeles Pacific College (LAPC), we support Title IX as a just cause. There is no place for sexual misconduct in the education system. Under this rule, LAPC provides free and personalized services to help survivors keep their education on track.

LAPC's Commitment to Unlawful Discrimination

Sexual harassment is treated as discrimination. Sexual harassment is an unwelcome conduct determined by a reasonable person to be so severe, pervasive, and objectively offensive that it effectively denies a person equal access to the school's education program or activity.

LAPC is committed to creating an environment that is free from unlawful discrimination on the basis of sex, which includes sexual harassment and violence. We uphold the belief that education should be available to all who seek it, regardless of sex, disability, sexual orientation, gender identity, or immigration status.

Additionally, our institution is committed to greater awareness of sexual harassment and violence and the elimination of its occurrence. We encourage staff and students to participate upholding Title IX rights. We ask you to promptly report all incidents of sexual harassment and violence; LAPC will take the appropriate measures to take action.

Interim Support

After you make a formal report and while your investigation is underway, LAPC offers interim support which may include changing classes. If you chose not to file a formal report, LAPC will still offer steps to help protect you. The complainant determines what level of support is required to meet their needs which includes:

- Academic course adjustments
- Counseling
- No contact orders
- Leave of absence
- Class schedule changes

No Retaliation

Retaliation against a person who has filed a complaint of sexual harassment or violence, or someone who participates in the investigation of the complaint (i.e., witness), is not allowed under institutional policy. Reports of retaliation are taken seriously and may result with disciplinary action, whether the survivor continues with the complaint or not.

LAPC Will Conduct an Impartial Investigation: Fairness, Equal Treatment and the Presumption of Innocence

The protection and safety of the victim is key. The investigation of a complaint is conducted by Title IX officials who have received training on protection and accountability. Both the complainant and respondent receive the same opportunities to have others present, be accompanied to related meetings by an advocate (does not have to be an attorney) of their choice. Both receive equal rights to present witnesses and information; obtain notification of the timeframes for all major stages of investigation; receive simultaneous written notification of the result of any institutional disciplinary proceedings; and, have equal rights of appeal, if any.

Preponderance-of-Evidence Standard of Proof

The complaint will be resolved based on what the investigators find that is more likely to have happened than no to have happened. Under the preponderance standard, the burden of proof is met when the party with the burden convinces the fact finder that there is a greater than 50% chance that the claim is true. This is referred to as the preponderance-of-evidence standard of proof. Note, the fact finder never assumes that one party is credible and the other is not.

Resolution

If the results of an investigation determines sexual misconduct occurred, LAPC takes immediate and reasonable steps to remedy the situation as best as possible which may include the elimination of the hostile environment and prevention of reoccurrence.

The Final Finding explains how and why the decision maker reached the conclusion and offers both parties the opportunity to appeal.

Any student found to be in violation of Title IX may face sanctions that could include suspension or expulsion. These remedies are to help get the complainant get back on track to completing the educational program.

Help Someone

If you know someone who has experienced any kind of sexual violence, including dating/domestic violence or stalking, be supportive.

- Let them know there are resources available.
 - o LAPC provides confidential support and guidance to victims.
 - o A student advocate will provide the student who can explain medical, academic, legal and reporting options.
 - o If it is a member of the LAPC staff or faculty, confidential support is available.
- Listen.
 - o Be supportive and compassionate. Show patience.
- Don't ask for details or why it happened.
 - o Let the survivor share what they are comfortable with sharing; avoid questions of blame.
 - o Ask how you can help.
- Challenge statements blaming themselves.
 - o It is the perpetrator who is at fault.

- If medical attention is required, accompany the survivor.
 - Respect privacy.
 - o Don't reveal anything or share details about the survivor's experience without the survivor's permission.
 - Don't forget about you.
 - o Supporting a survivor can be an emotional experience, don't forget about your own needs.
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Resources

National Sexual Assault Hotline:
Call: 1-800-656-4673
Online Chat: <https://hotline.rainn.org/online>

LA Country- Public Service:
Call: 2-1-1
Hub for all types of services, resources, and information.

LAPC Contacts

Title IX Coordinator: GetHelp@lapacific.edu.

Call: (213) 384-2318
Text: (213) 973-7549.

Additional resources and information is published at: www.lapacific.edu/gethelp