

Title IX Final Rule & Higher Education

Association for Student Conduct Administration

Appeals

Appellate Process

- Chance to appeal responsibility or dismissal finding available to both parties
- Basis for appeal:
 - “Procedural irregularity”
 - New evidence
 - Bias or conflict of interest
 - Institution may add others

Appellate Procedure

- If appealed, the non-appealing party must be notified in writing
- Both parties must have chance to write statement in response to outcome
- Appellate hearing officer cannot have been involved with original proceedings
- Once decision made, appellate officer must simultaneously notify both parties of appeal decision and rationale

Additional Resources

ASCA Webinar- [Overview of Title IX Regulations](#)

ASCA White Paper- [Title IX of the Amendments of 1972: 2020 Regulation](#)

Dept. of Education Regulations, Federal Register- [34 CFR Part 106, ID 1870-AA14](#)

About ASCA

The Association for Student Conduct Administration is the only non-profit, professional membership organization devoted to the advancement of the higher education student conduct profession

Membership in ASCA shall generally be open to any person who has a legitimate interest in the mission, vision, core values and activities of the Association and who agrees to abide by the provisions contained in the Associations Bylaws and Statement of Ethical Principles and Standards of Conduct.

ASCA Core Values: Advocacy; Community; Equity & Inclusion; Education; Integrity; Leadership



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