

# Compliance Matters

Iowa Valley Community College District

Fall 2017

[Edition 1, Volume 2]

## *New Guidance on Campus Sexual Misconduct*

On Sept. 22, U.S. Secretary of Education Betsy DeVos announced the release of a new interim Q & A on guidance to protect all students from discrimination. The interim guidance provides information on how to treat students fairly and to investigate and adjudicate allegations of campus sexual misconduct under the federal law. The Q & A guidance can be found at:

<https://www2.ed.gov/about/offices/list/ocr/docs/qa-title-ix-201709.pdf>.

According to DeVos, “the department will follow the proper legal procedures to craft a new Title IX regulation that better serves students and schools and will seek public and stakeholder comments through a rulemaking process

## *Family Policy Compliance Office (FPCO)*

The U.S. Department of Education established the Family Policy Compliance Office (FPCO) to meet the needs of students and/or learners of all ages by

on Title IX responsibilities arising from complaints of sexual misconduct.”

The Office of Civil Rights is located in the U.S. Department of Education and offers technical assistance to help schools achieve voluntary compliance with the civil rights laws it enforces. It also works with schools to develop approaches to prevent and address discrimination issues and concerns.

A school can obtain technical assistance by contacting the OCR enforcement office by calling 1-800-421-3481 or emailing [OCR@ed.gov](mailto:OCR@ed.gov).

implementing two laws that ensure student and parent rights in education: the *Family Educational Rights and Privacy Act (FERPA)* and the *continued on page 2*

## *Athletic Compliance Corner*

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### **Junior Varsity Athletics**

Junior Varsity student-athletes must meet the same requirements as varsity student-athletes.

### **Interpretation**

- Athletes participating on the junior varsity team must meet the same academic eligibility requirements as varsity athletes as set forth by the NJCAA. These requirements differ between a first season sport participant and a second season sport participant.
- If a student-athlete plays on both the JV and varsity teams, the countable games are combined between the two teams, and the student-athlete is only able to participate in the maximum number of games as allowed by the *continued on page 3*

**FPCO** from page 1  
*Protection of Pupil Rights  
Amendment (PPRA)*. Any  
parent and eligible student  
seeking assistance or wishing  
to file a complaint under both  
laws are required to do so in

## October Compliance Mandates

### **Equity in Athletics Disclosure Report**

As part of the guidance under  
the U.S. Department of  
Education Equity in Athletics  
Disclosure Act of 1994,  
colleges that participate in  
Title IV programs, and have  
an intercollegiate athletic  
program, must (no later than  
Oct. 15 of each year) make  
available on request to  
enrolled students, prospective  
students, and the public,  
certain student information.

### **Fiscal Operation Report & Application to Participate (FISAP) Reporting**

The FISAP report represents  
fiscal operations and request  
for future funding for Title IV  
Federal Campus-Based Funds

writing to the following  
address:  
Family Policy Compliance  
Office  
U.S. Department of Education  
300 Maryland Avenue, SW  
Washington, D.C. 20202-5920

(*SEOG, Perkins Loan, and  
Work-Study*) and Federal Pell  
Grant reporting. The report  
for the preceding award year  
(July 1 to June 30) must be  
submitted to the U.S.  
Department of Education on  
or before Oct. 1.

### **Annual Campus Security Report – Missing Person Notification Policy (Campus Security Act & Campus Sex Crimes Participation Act)**

Any institution participating  
in a Title IV federal student  
financial aid program that  
maintains campus housing  
facilities must establish a  
missing student notification  
policy and related procedures  
for those students who live in  
on-campus housing and who  
have been missing for 24  
hours. The security report,  
required under the U.S.

Phone: 1-800-USA-LEARN or  
1-800-872-5327

For more information go to:  
[https://www2.ed.gov/policy/g  
en/guid/fpc/index.html](https://www2.ed.gov/policy/gen/guid/fpc/index.html).

Department of Education,  
must contain a statement of  
the policies regarding missing  
student notification  
procedures for students who  
reside in on-campus housing  
facilities.

### **Annual Campus Security Report (Clery Act)**

On or before Oct. 15 of each  
year, the U.S. Department of  
Education requires the  
submission of a security  
report. The security report or  
notice of availability of the  
report, containing information  
regarding campus crime  
statistics and security  
measures for the preceding  
calendar year, must be  
distributed to all students and  
employees. Notice must be  
provided to prospective  
students and prospective  
employees of the availability  
of the report. The crime

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Jacque Goodman, Barb Jennings, Dr. Patrick Kennedy, Dr. Barb Klein,  
Dr. Robin Lilienthal, MaryAnne Nickle, Kathy Pink, Angie Redmond,  
Dr. Martin Reimer, Cindy Schulte, Colleen Springer, Byron Steiber,  
Dr. Lisa Stock and Jim Wilson.*

statistics are reported by the Title IX Coordinators on the campuses and the statistics must be submitted in the form to the U.S. Department of Education, which is responsible for making the information available to the public.

### **Program Participation Agreements and IPEDS**

The U.S. Department of Education requires educational institutions to complete surveys as part of the program participation agreements signed in connection with financial aid and as part of the Integrated Postsecondary Education Data System (IPEDS) or any other Federal postsecondary institution data collection effort on or before Oct. 31 of each year. Filing the required

IPEDS forms also fulfills certain reporting requirements under Title VI and VII and the ADA regulations.

Fall collection of data typically opens in September and closes in October for reporting purposes.

### **November Compliance Mandates**

#### **Tax-Exempt Organization Information Returns**

On or before the 15<sup>th</sup> day of the fifth month following the close of the fiscal year (by Nov. 15), Form 990 must be filed with the U.S. Internal Revenue Service (IRS).

### **Athletics from page 1**

NJCAA for that sport.

- Individual and team statistics are only counted at the region and national level for varsity events.
- Eligibility must be submitted for all players, both varsity and JV.
- Participation on the JV team counts as a season of eligibility used, regardless of the number of games in which the student-athlete participated.

MCC and ECC have JV baseball.

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**Compliance Matters** is published bi-annually to provide updates about important compliance rules, regulations, mandates and policies pertaining to Iowa Valley. For more information, please contact Cindy Schulte, Director of Governmental Affairs, at [Cindy.Schulte@iavalley.edu](mailto:Cindy.Schulte@iavalley.edu).

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