

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.

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/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

*Members of the IVCCD Compliance Review Committee include
Dr. Chris Duree, Robin Anctil, Chris Bland, Dr. Lisa Breja,
Dr. Kathleen Brown, Mandy Brown, Nate Chua, Lynn Duit, Nate Forsyth,
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 15th 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.

Contacts:

Kathleen.Brown@iavalley.edu or

Nate.Forsyth@iavalley.edu.

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.
