

PERSONNEL

Sexual Harassment

The District shall provide employees an employment environment free of sexual harassment as defined and otherwise prohibited by state and federal law including Title IX and its implementing regulations, in the educational programs and activities it offers, including the area of employment, volunteering and their party contractors.

Sexual harassment means conduct on the basis of sex that satisfies one or more of the following:

- (1) An employee of the District conditioning the provision of an aid, benefit, or service of the District on an individual’s participation in unwelcome sexual conduct;
- (2) 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 District’s education program or activity; or
- (3) “Sexual assault” as defined in 20 U.S.C. § 1092(f)(6)(A)(v), “dating violence” as defined in 34 U.S.C. § 12291(a)(10), “domestic violence” as defined in 34 U.S.C. § 12291(a)(8), or “stalking” as defined in 34 U.S.C. § 12291(a)(30).

Reporting

Employees should report claims of sexual harassment to the District’s Title IX Coordinator and/or use the District’s Title IX Sexual Harassment Grievance Procedures. All formal complaints about behavior that may violate this policy shall be addressed through the District’s Title IX Sexual Harassment Grievance Procedures.

Initiating a complaint of sexual harassment shall not adversely affect the complainant's employment, compensation, or work assignments

Legal References:	42 USC § 2000(e) et seq. 20 USC 1681 et seq 34 C.F.R. Part 106	Title VII of Civil Rights Act Title IX Nondiscrimination on the Basis of Sex in Education
	§ 49-2-101, et seq. MCA § 49-1-102, MCA § 49-3-201, MCA et seq	Human Rights Act Freedom from discrimination Governmental Code of Fair Practices

Cross References: Title IX Sexual Harassment\_Grievance Procedures

Policy History:

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