



TEXAS TECH UNIVERSITY

Operating Policy and Procedure

OP 40.03: Sexual Misconduct

DATE: August 14, 2020

PURPOSE: Texas Tech University (TTU) is committed to providing and strengthening an educational, working, and living environment where students, faculty, staff, and visitors are free from sex discrimination of any kind. Therefore, TTU prohibits discrimination based on sex and other types of sexual misconduct, including but not limited to sexual harassment, sexual assault, dating violence, and stalking. The purpose of this Operating Policy/Procedure (OP) is to (1) state TTU’s requirements for reporting incidents of sexual misconduct; (2) state TTU’s policy on sexual misconduct; (3) implement electronic reporting protocols for such incidents; (4) develop a comprehensive prevention and outreach program; (5) establish penalties for noncompliance with this OP; and (6) provide amnesty or immunities to students and employees who report incidents of sexual misconduct.

REVIEW: This OP will be reviewed in November of odd-numbered years by the TTU Title IX Coordinator, Dean of Students, and Assistant Vice President for Human Resources, in consultation with the System Offices of Equal Opportunity and General Counsel, with substantive revisions forwarded to the Associate Vice President for Administration and Chief of Staff to the President. Any substantive changes to this policy must be approved by the Board of Regents.

POLICY/PROCEDURE

1. Discrimination based on sex and other types of sexual misconduct (including the reporting and prevention of, and the grievance process and remedies for sexual misconduct) in the TTU community is governed by Texas Tech University [System Regulation 07.06](#), which includes two distinct policies and procedures based on applicable federal and state law:
 - a. [System Regulation 07.06.A Title IX Sexual Misconduct](#), and
 - b. [System Regulation 07.06.B Non-Title IX Sexual Misconduct](#).

The Sexual Misconduct Policy Applicability [Flowchart](#), attached to each policy, summarizes these policies’ applicability and their respective procedures. Questions regarding the applicability of these policies should be directed to the Title IX Coordinator or System Office of Equal Opportunity, whose contact information is provided in Section 2 of this OP.

2. TTU Title IX Coordinator and designated Deputy Coordinator for TTU students and employees:

CONTACT	PHONE	ADDRESS	EMAIL
TTU Title IX Coordinator: Kimberly Simón Texas Tech Office of the President	806.834.1949	TTU Administration Building, Room 115D Office of the President Texas Tech University Box 42005 Lubbock, TX 79409	kimberly.simon@ttu.edu

CONTACT	PHONE	ADDRESS	EMAIL
<i>TTU Assistant Title IX Coordinator:</i> Meredith Holden, Title IX Case Manager	806.834.5556	Suite 232E, Student Union Building Office for Student Rights & Resolution Texas Tech University Lubbock, TX 79409	meredith.holden@ttu.edu
<i>TTU Title IX Deputy Coordinator for Students:</i> Matthew Gregory, Dean of Students	806.742.2984	Suite 201 AA, Student Union Building Office of the Dean of Students Texas Tech University Lubbock, TX 79409	deanofstudents@ttu.edu
<i>TTU Title IX Deputy Coordinator for Employees:</i> Dawn Payne, Assistant Vice Chancellor and Director, Texas Tech University System Office of Equal Opportunity	806-742-3627	TTU System Administration Building 1508 Knoxville Ave., Suite 309 Office of Equal Opportunity Texas Tech University System, Box 41073, Lubbock, TX 79409	dawn.payne@ttu.edu
<i>TTU Title IX Deputy Administrator for Athletics:</i> Judi Henry, Executive Senior Associate Athletics Director and Senior Woman Administrator	806.834.0976	Athletic Office, Room 109 Texas Tech University 2526 6th Street Lubbock, TX 79409	judi.henry@ttu.edu
<i>TTU Title IX Deputy Administrator for Academic Affairs:</i> Sean Cunningham, Associate Professor and Chair, Department of History	806.742.3744	131 Holden Hall Texas Tech University 1011 Boston Ave Lubbock, TX 79409	sean.cunningham@ttu.edu

3. The following additional resources are available:

CONTACT	PHONE	ADDRESS
Office for Student Civil Rights and Sexual Misconduct	806.742.7233	Suite 232-E Student Union Building Lubbock, Texas 79409
Office of the Dean of Students	806.742.2984	Suite 201 AA Student Union Building Lubbock, Texas 79409
Texas Tech University System Office of Equal Opportunity	806.742.3627	TTU System Administration Building 1508 Knoxville Ave., Suite 309, Box 41073 Lubbock, TX 79409

CONTACT	PHONE	ADDRESS
Human Resources	806.742.3851	160 Doak Conference Center 2518 15th Street Lubbock, Texas 79409
Student Counseling Center	806.742.3674	Student Wellness Center, Room 201 Lubbock, Texas 79409
Employee Assistance Program	806.743.1327	3601 4th Street Lubbock, Texas 79430
Psychology Clinic	806.742.3799	TTU Psychology Building, Room 111A Lubbock, Texas 79409
Family Therapy Clinic	806.742.3060	TTU Human Sciences Building, Room 165 Lubbock, Texas 79409
TTU RISE Office	806.742.2110	Drane Hall, Room 247 Lubbock, Texas 79409
Lubbock Voice of Hope	806.763.7273	P.O. Box 2000 Lubbock, Texas 79457
Legal Aid of NorthWest Texas	806.763.4557	1711 Avenue J Lubbock, Texas 79401
Legal Aid Society of Lubbock	806.762.2325	906 Main St. #103 Lubbock, Texas 79401
University Medical Center	806.775.8200	602 Indiana Ave. Lubbock, Texas 79415
Covenant Medical Center	806.725.0000	3615 19th Street Lubbock, Texas 79410

4. The following outside agencies are available as additional resources:

- a. Nothing in this OP or the incorporated regulations shall limit an individual from seeking assistance or filing a complaint with an outside agency.
- b. Administrative Agencies:

CONTACT	PHONE	ADDRESS
U.S. Equal Employment Opportunity Commission	1.800.669.4000	300 E. Main Dr., Suite 500 El Paso, Texas 79901
Texas Workforce Commission	512.463.2222	101 E. 15th Street Austin, Texas 78778
U.S. Department of Education, Office of Civil Rights	214.611.9600	1999 Bryan Street, Suite 1620 Dallas, Texas 75201

- c. Law Enforcement Agencies:

CONTACT	PHONE	ADDRESS
TTU Police Department	806.742.3931	413 Flint Ave. Lubbock, Texas 79409
Lubbock Police Department	806.775.2865	916 Texas Ave. Lubbock, Texas 79401

CONTACT	PHONE	ADDRESS
Lubbock County Sheriff's Department	806.775.1400	811 Main Street P.O. Box 10536 Lubbock, Texas 79407
Texas Department of Public Safety	512.424.2000	5805 North Lamar Blvd. Austin, Texas 78752

AUTHORITATIVE REFERENCES

- Title VII of the Civil Rights Act of 1964
- Title IX of the Education Amendments of 1972
- 34 CFR Part 106
- Texas Labor Code Chapter 21
- Violence Against Women Act (VAWA)
- Campus Sexual Violence Elimination Act of 2013 (Campus SaVE)
- Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act
- Texas Education Code Sections 51.9363, 51.251 – 51.260, and 51.281 – 51.295
- Texas Family Code Sections 71.004 and 71.0021
- Texas Penal Code Section 42.072