

Civil Rights Compliance Rule 0520-12-04

The Background:

All recipients of federal financial assistance from the U.S. Department of Education must comply with federal civil rights laws (Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq.) and Title IX of the Education Amendments of 1972 (20 U.S.C. § 1681 et seq.)). This item presents a new rule outlining the Department's oversight and investigation processes. The rule ensures consistency and transparency regarding Department responsibilities in responding to complaints arising under Titles VI and IX.

The State Board approved a version of this rule on first reading at the July 23, 2021 quarterly meeting. Since Significant revisions have been made to the rule since first reading, it is being proposed on first reading again to allow for another public rulemaking hearing on this version of the rule.

To collect public feedback, the State Board staff will hold a rulemaking hearing between first and final reading.

The Fiscal Analysis Impact:

T.C.A. § 49-1-212 requires that the Department prepare a fiscal analysis of any policy, rule, or regulation proposed to the State Board of Education. This item has no financial impact on an LEA.

The Recommendation:

The Department of Education recommends acceptance of this item on first reading. The SBE staff concurs with this recommendation.