Recent Changes to the OCR Case Processing Manual (and Other OCR/Title IX Developments Under the Current Administration)

September 21, 2018, 1:45 p.m.  Session 11b
New U.S. Sexual Misconduct Rules Bolster Rights of Accused and Protect Colleges

- New York Times, August 29, 2018
Now … on to the Office for Civil Rights.
U.S. DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

CASE PROCESSING MANUAL
(CPM)

EFFECTIVE DATE: MARCH 5, 2018
TAKEAWAY #1. IMMEDIATELY IMPACTFUL.
TAKEAWAY #2. MANY MORE GROUNDS FOR DISMISSAL.
TAKEAWAY #3: NO PARALLEL PROCEEDINGS.
TAKEAWAY #4: DISSUADES REPEAT FILINGS.
TAKEAWAY #5: COMPLAINANT CONSENT.
TAKEAWAY #6: NEW VOLUNTARY RESOLUTION PROCESSES.
TAKEAWAY #7: SCOPE OF INVESTIGATIONS.
TAKEAWAY #8: RESOLUTION OPTIONS AND TIMING.
TAKEAWAY #9: ***NO APPEALS.

NO APPEALS.
TAKEAWAY #10: TALK WITH OCR, EARLY AND OFTEN.
KEEP CALM AND GET YOUR HORNs UP
QUESTIONS?

JAMES A. KELLER, ESQ.
CHAIR, HIGHER EDUCATION PRACTICE GROUP
SAUL EWING ARNSTEIN & LEHR

James.Keller@saul.com
215-972-1964