

Client Alert: Key Takeaways from the New Proposed Title IX Regulations

Publications

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The Department of Education marked the fiftieth anniversary of Title IX, the landmark civil rights law prohibiting sex discrimination in federally funded education programs and activities, by releasing its highly anticipated Title IX Notice of Proposed Rulemaking on June 23. The proposed regulations would expand protections against sex-based discrimination of all types and restore some of the flexibility that colleges and universities were afforded to address and resolve complaints of sex-based discrimination prior to the regulations promulgated by the Trump Administration in 2020. At the same time, the proposed regulations would expand the legal obligations of colleges and universities to identify, address, and prevent sex-based discrimination on their campuses and beyond. Once these proposed regulations are published in the Federal Register, stakeholders will have 60 days to submit comments for the Department's consideration as it formulates a final set of regulations.

There is a lot to analyze in these new regulations, and institutions of higher education would do well to think carefully about how the proposed regulations would impact their operations when crafting comments. In this article, we summarize five key takeaways we urge institutions to think about as they chart a course forward.

[Read the alert here.](#)

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