

NOTICE: On November 17, 2022, in the case Pernell, et al., v. Florida Board of Governors, et al., the United States District Court for the Northern District of Florida issued a preliminary injunction prohibiting enforcement of portions of Florida Statutes Section 1000.05 (the Florida Educational Equity Act) and Florida Board of Governors Regulation 10.005 (Prohibition of Discrimination in University Training or Instruction). Consistent with the District Court's order, until further judicial action, the University will not enforce the provisions of this Regulation that reference Board

Florida Atlantic University ("FAU") is committed to providing a workplace and educational environment that is free from discrimination and harassment. To facilitate compliance with federal, state, and local civil rights laws and regulations, and to affirm its

violations pertaining to BOG Regulation 10.005 (Prohibition of Discrimination in University Training or Instruction) will be investigated and addressed in accordance with the processes detailed in [BOG Regulation 10.005](#)

- C. The University's Office of Civil Rights and Title IX ("OCR9") shall administer this Regulation. The Executive Director of OCR9 is the University's Title IX Coordinator. Inquiries regarding the procedures contained in this Regulation should be forwarded to OCR9
- D. It shall be a violation of this Regulation for any University Community Member to deny, deprive, or limit the educational or employment access, benefits, or opportunities of any member of the FAU community, guest, or visitor on the basis of that person's actual or perceived membership in a protected status as defined by law or University regulations and policies
- E. Activities covered under this Regulation include, but are not limited to, all educational, athletic, cultural and social activities occurring on campus or sponsored by FAU, housing supplied by the University, training and instruction (as defined in BOG Regulation 10.005) and employment practices between the University and its employees.

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students and must report any claims of harassment, discrimination, or sexual misconduct to OCR9

3. Reports or allegations of an alleged violation of this Regulation will be processed upon the filing of a written complaint with OCR, consistent with the requirements

complaint under this Regulation is independent and does not preclude the Complainant from also filing a complaint with federal, state or local enforcement agencies. The filing of a complaint with OCR does not constitute a filing with, or have any effect on the filing time limitations of those external agencies. All Complainants are advised to contact these external agencies directly to learn the filing deadlines and procedures for each agency. Contact information for these agencies is available from the (e)-6 (c)4 (t)-2 (on t)-1.9 (he)3.9 (f)

and made maliciously or recklessly. All disciplinary action shall be subject to applicable University Regulations and Policies, including but not limited to University Regulation 5.009 (Grievance Procedure), University Regulation 4.007 (Student Code of Conduct), University Policy 1.15, BOG Regulations, including but not limited to BOG Regulation 10.005 (Prohibition of Discrimination in University Training or Instruction) and applicable collective bargaining agreements. In the event the investigation finds that an instruction or training is inconsistent with requirements of this Regulation with regards to the concepts set forth in BOG Regulation 10.005(1), the University's Chief Compliance & Ethics Officer shall inform the BOG Office of Inspector General.

Specific Authority: Article IX of the Florida Constitution; Florida Board