

To: Texas Tech University System Board of Regents
From: James Johnston, Interim President
Date: October 14, 2021
Subject: Chief Executive Officer Reporting Under Texas Education Code § 51.253(c)

Under the Texas Education Code (TEC), Section 51.253(c), the institution’s Chief Executive Officer (CEO) is required to submit an annual report to the institution’s governing body and post on the university’s website a report concerning the reports received by employees under the TEC, Section 51.252 when the type of incident described in the employee’s report constitutes “sexual harassment,” “sexual assault,” “dating violence,” or “stalking” as defined in the TEC, Section 51.251, and any disciplinary actions taken under TEC, Section 51.255.

For the purposes of complying with these reporting requirements, the attached summary data report¹ (Appendix A) includes all of the required reporting information to the Texas Tech University System Board of Regents for the 2020-2021 academic year, as of October 1, 2021. The summary data report is categorized based on the reporting requirements under TEC, Section 51.253(c). The reports received may be applicable in multiple reporting categories, and therefore, the summary data in the categories may not add up to the totals of other categories.

The summary data report is also posted on the Midwestern State University website as per the public reporting requirements under TEC, Section 51.253(c) at <https://msutexas.edu/titleix/annual-reports.php>.

Note: Any additional reports received by the Title IX Coordinator that do not meet the required reporting criteria in the Texas Education Code have been omitted for the compliance purposes of this specific report.

¹ When identifiable, duplicate reports were consolidated and counted as one report in the summary data, and confidential employee reporting is noted as a sub-set to the total number of reports received.

CEO Summary Data Report 2020-2021 Academic Year

Texas Education Code, Section 51.252	
Number of reports received under Section 51.252	37
Number of confidential reports ² under Section 51.252	5
Number of investigations conducted under Section 51.252	7
Disposition ³ of any disciplinary processes for reports under Section 51.252:	
a. Concluded, No Finding of Policy Violation	3
b. Concluded, with Employee Disciplinary Sanction	1
c. Concluded, with Student Disciplinary Sanction	3
d. SUBTOTAL	7
Number of reports under Section 51.252 for which the institution determined not to initiate a disciplinary process.	0
Texas Education Code, Section 51.255	
Number of reports received that include allegations of an employee's failure to report or who submits a false report to the institution under Section 51.255(a)	0
Any disciplinary action taken, regarding failure to report or false reports to the institution under Section 51.255(c):	
a. Employee termination	0
b. Institutional intent to terminate, in lieu of employee resignation	0

² “Number of confidential reports” is a sub-set of the total number of reports that were received under Section 51.252, by a confidential employee or office (e.g., Counseling Center, Student Health Center, Victim Advocate for Students, or Student Ombuds).

³ “Disposition” means “final result under the institution’s disciplinary process” as defined in the Texas Higher Education Coordinating Board’s (THECB) rules for TEC, Section 51.259 (See 19 Tex. Admin. Code Section 3.6(e) (2019)); therefore, pending disciplinary processes will not be listed until the final result is rendered.