

Chief Executive Officer Report

TO: Del Mar College Board of Regents
FROM: Mark Escamilla, Ph.D., President & Chief Executive Officer
DATE: October 13, 2020
RE: Chief Executive Officer Reporting Requirements under Tex. Educ. Code § 51.253(c)
Annual Report – 2019-2020 Academic Year
Period from September 1, 2019 through August 16, 2020

Under the Texas Education Code (TEC), Section 51.253(c), the institution's Chief Executive Officer is required to submit a data report at least once during each fall or spring semester to the institution's governing body and post on the institution's internet website a report concerning the reports received by employees under the TEC, Section 51.252 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 the Chief Executive Officer's reporting requirements under TEC, Section 51.253(c), the attached summary data report¹ (Appendix A) includes all of the required reporting information to the Del Mar College Board of Regents for the 2019-2020 academic year, period from September 1, 2019 through August 16, 2020. The summary data in Appendix A 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 **Title IX Webpage** as per the public reporting requirements under TEC, Section 51.253(c).

Per the Texas Education Code (TEC), Section 51.253(c), this annual report along with a compliance certification shall be submitted to the Texas Higher Education Coordinating Board no later than October 31 of each year.

Note: Any additional reports received by the Title IX Coordinator or Deputy 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.²

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.

² For example, reports made by students and all other non-employees (including incidents under 3.5(d)(3)) are excluded from Appendix A. Additionally, if a Title IX Coordinator or Deputy Coordinator determines that the type of incident described in a report, as alleged, does not constitute "sexual harassment," "sexual assault," "dating violence," or "stalking" as defined in the TEC, Section 51.251, the report is excluded from Appendix A. It is the responsibility of the

Appendix A
Summary Data Report – Annual Report
2019-2020 Academic Year

Period September 1, 2019 through August 16, 2020

Texas Education Code, Section 51.252	
Number of reports received under Section 51.252³	22
Number of confidential reports ⁴ under Section 51.252	18
Number of investigations conducted under Section 51.252	1
Disposition ⁵ of any disciplinary processes for reports under Section 51.252:	
a. Concluded, No Finding of Policy Violation ⁶	a. 1
b. Concluded, with Employee Disciplinary Sanction	b. 0
c. Concluded, with Student Disciplinary Sanction	c. 0
d. SUBTOTAL	d. 1
Number of reports under Section 51.252 for which the institution determined not to initiate a disciplinary process ⁷	22

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	--
b. Institutional intent to termination, in lieu of employee resignation	--

Title IX Coordinator or Deputy Title IX Coordinator to assess each report received and determine whether it is properly included in this report, and if so, to correctly identify the type of incident.