



ANGELO STATE UNIVERSITY

Office of Title IX Compliance

**TO:** Texas Tech System Board of Regents  
**CC:** President Ronnie Hawkins, President  
**FROM:** Jessica Gooch, Director of Student Transitions & Title IX Compliance  
**SUBJECT:** Chief Executive Officer Reporting Under Tex. Edu. Code § 51.253(c)  
**DATE:** October 12, 2023

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Under the Texas Education Code, Section 51.253(a) the Title IX Coordinator must submit a written report no less than every three months to the Institution’s Chief Executive Officer (CEO) regarding reports received from employees who are required to report under the Texas Education Code<sup>1</sup> and the type of incident described in the employee’s report that constitutes “sexual harassment,” “sexual assault,” “dating violence,” or “stalking.”<sup>2</sup>

This report includes the investigation status of these reports; the disposition, if any, of any disciplinary processes arising from these reports; and the reports for which the institution determined not to initiate a disciplinary process.<sup>3</sup> It should be noted the reports received from Confidential Resources along with Employee’s Failure to report are called out in Appendix A.

Under the Texas Education Code, Section 51.253(c), the Chief Executive Officer of the institution shall submit an annual report of the data gathered via the Title IX Coordinator’s quarterly report to the institution’s governing body and post on the institution’s website. For the purposes of complying with the reporting requirements under Section 51.253(c), the attached written report (Appendix A, Table 1) includes all of the required reporting information for Angelo State University for the 2020 year which includes statistics from **September 1, 2022, to August 31, 2023**.

An attached summary data report (Appendix B) with the aggregate data, based on the written report (Appendix A), has also been included. The summary data in Appendix B 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.

*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.<sup>4</sup>

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<sup>1</sup> Texas Education Code, Section 51.252

<sup>2</sup> Texas Education Code, Section 51.251.

<sup>3</sup> Texas Education Code, Section 51.253(a)

<sup>4</sup> For example, reports made by students and all other non-employees (including incidents under TEC, Section 51.252(d)) are excluded from Appendices A and B. Additionally, if the Title IX 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  
CEO’s Annual Report

## **Terminology:**

### **Alleged Conduct:**

**Dating Violence:** Physical, sexual, or verbal abuse or violence, or threat of abuse or violence, committed by a person who is or has been in a social relationship of a romantic or intimate nature with the Complaining Party. The existence of such a relationship will be determined based on the type and length of the relationship and the frequency of interaction between the persons involved in the relationship. A casual acquaintanceship or ordinary socializing between two individuals does not constitute a romantic or intimate relationship. This definition does not include acts covered under Domestic or Family Violence.

**Sexual Assault:** Sexual contact or intercourse with a person without the person's consent, including sexual contact or intercourse against the person's will or in a circumstance in which the person is incapable of consenting to the contact or intercourse. Sexual assault includes:

- (1) *Non-Consensual Sexual Contact* – Intentional sexual touching, however slight, with any object or part of one's body of another's private areas without consent.
- (2) *Non-Consensual Sexual Intercourse* – Sexual penetration or intercourse, however slight, with a penis, tongue, finger, or any object, and without consent. Penetration can be oral, anal, or vaginal.

**Sexual Harassment:** Unwelcome sex-based verbal or physical conduct that:

- (1) in the employment context, unreasonably interferes with a person's work performance or creates an intimidating, hostile, or offensive work environment that is severe, persistent, or pervasive; or
- (2) in the education context, is sufficiently severe, persistent, or pervasive that the conduct interferes with a student's ability to participate in or benefit from educational programs or activities.

**Stalking:** A course of conduct directed at a specific person that would cause a reasonable person to fear for the person's own safety or the safety of others or would cause that person to suffer substantial emotional distress. A "course of conduct" means two or more acts in which a person directly, indirectly or through third parties, by any action, method, device or means, follows, monitors, observes, surveils, threatens, or communicates to or about a person or interferes with a person's property. "Reasonable person" means a reasonable person under similar circumstances and similarly situated to the Complaining Party. "Substantial emotional distress" means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

### **Investigation Status:**

**Insufficient Information to Investigate:** The report lacks information to investigate formally.

**No Indication of Policy Violation:** The report does not rise to the level of a policy violation.

**Victim Requested Not to Investigate:** The Complainant requested that the institution not investigate the report. Upon initial inquiry, the institution determined that there was not a risk to the University Community.

**Formal Investigation Ongoing:** Formal Investigation is taking place.

**Formal Investigation Completed:** Formal Investigation is complete and the resolution process (i.e. pre-hearing, hearing or informal resolution is occurring).

**Informal Resolution Pending:** The report is being resolved utilizing the informal resolution process.

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Appendices A and B. It is the responsibility of the 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.

**Outcome:**

**Informal Resolution:** The report is being or has been resolved informally.

**Responsible:** The student has been found responsible for violating Angelo State's Title IX and Sexual Misconduct policy.

**Not Responsible:** The student has been found not responsible for violating Angelo State's Sexual Harassment, Sexual Assault, Sexual Misconduct and Title IX Policy.

**Policy Violation:** The employee has violated Angelo State's Sexual Harassment, Sexual Assault, Sexual Misconduct and Title IX Policy.

**No Policy Violation:** The employee did not violate Angelo State's policy.

**No 16.03 Violation:** The employee did not violate Angelo State's Sexual Harassment, Sexual Assault, Sexual Misconduct and Title IX Policy.

**Other Policy Violation:** The employee did not violate Angelo State's Sexual Harassment, Sexual Assault, Sexual Misconduct and Title IX Policy but did violate another Angelo State policy.

**Appendix A  
CEO Annual Report  
2022-2023**

**Reports Received Under Texas Education Code, 51.252:**

<b>Report Number</b>	<b>Date Received</b>	<b>Alleged Conduct Reported by Employees Under TEC § 51.252</b>	<b>Investigation Status</b>	<b>Disciplinary Status</b>
2022012801	9/8/22	Sexual Harassment	Victim Requested Not to Investigate	
2022013501	9/9/22	Sexual Assault	Formal Investigation	Complainant withdrew formal complaint- case closed.
2022016401	9/15/22	Stalking	No Jurisdiction	
2022020901	9/26/22	Stalking	Victim Requested Not to Investigate	
2022022501	9/28/22	Sexual Assault	Victim Requested Not to Investigate	
2022025901	9/26/22	Sexual Assault	Insufficient Information to Investigate  Victim did not respond to multiple attempts to contact	
20220259	10/5/2022	Domestic Violence	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220261	10/5/2022	Domestic Violence	Victim Requested Not to Investigate.	
20220270	10/6/2022	Domestic Violence	Victim Requested Not to Investigate.	
20220278	10/7/2022	Sexual Assault	Insufficient Information to Investigate. Victim did not respond to	

			multiple attempts to contact.	
20220279	10/9/2022	Stalking	Victim Requested Not to Investigate.	
20220293	10/10/2022	Sexual Harassment	Case linked to Report 2022030902.	
20220301	10/10/2022	Sexual Harassment	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220298	10/11/2022	Sexual Harassment	Victim Requested Not to Investigate.	
20220304	10/11/2022	Sexual Harassment	No Jurisdiction	
20220309	10/11/2022	Sexual Harassment	Victim Requested Not to Investigate	
20220310	10/11/2022	Sexual Harassment	No Indication of Policy Violation	
20220316	10/13/2022	Sexual Assault, Dating Violence	Formal Investigation	Complainant withdrew formal complaint- case closed.
20220335	10/17/2022	Sexual Assault	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220336	10/17/2022	Sexual Harassment	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220338	10/18/2022	Sexual Harassment	No Jurisdiction	
20220350	10/20/2022	Sexual Harassment	Insufficient Information to Investigate. Victim	

			did not respond to multiple attempts to contact.	
20220368	10/24/2022	Sexual Harassment	Case linked to Report 2022030903	
20220386	10/24/2022	Sexual Assault, Sexual Harassment, Dating Violence	Formal Investigation	Respondent found not responsible.
20220408	11/1/2022	Dating Violence	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220417	11/3/2022	Stalking, Sexual Harassment	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220418	11/3/2022	Sexual Harassment	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220437	11/8/2022	Stalking, Sexual Harassment	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220447	11/11/2022	Domestic Violence	Victim Requested Not to Investigate	
20220452	11/12/2022	Domestic Violence	Victim Requested Not to Investigate	
20220473	11/15/2022	Stalking	Victim Requested Not to Investigate	
20220476	11/16/2022	Sexual Harassment	Victim Requested Not to Investigate	

20220514	11/30/2022	Domestic Violence, Sexual Harassment	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220523	12/1/2022	Sexual Assault	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220534	12/4/2022	Domestic Violence	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220555	12/7/2022	Domestic Violence	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220591	12/13/2022	Domestic Violence	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220606	12/14/2022	Stalking	No Jurisdiction	
20220618	12/13/2022	Domestic Violence	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220631	12/30/2022	Stalking	Victim Requested Not to Investigate	
20220667	1/17/2023	Domestic Violence	Victim Requested Not to Investigate	

20220668	1/4/2023	Domestic Violence	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220673	1/19/2023	Stalking	Victim Requested Not to Investigate	
20220686	1/19/2023	Sexual Harassment	Victim Requested Not to Investigate	
20220692	1/24/2023	Stalking	Victim Requested Not to Investigate	
20220726	1/31/2023	Domestic Violence	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220727	1/30/2023	Domestic Violence	Victim Requested Not to Investigate	
20220728	2/6/2023	Sexual Assault	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220333	2/6/2023	Sexual Assault	Formal Investigation Pending	Pending Hearing
20220774	2/14/2023	Sexual Assault	Victim Requested Not to Investigate	
20220835	2/21/2023	Sexual Assault	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20220834	3/1/2023	Stalking	No Indication of Policy Violation	
20220886	3/13/2023	Sexual Harassment	Sent to System OEO	



20220889	3/13/2023	Sexual Assault- Non-Consensual Sexual Contact	Victim Requested Not to Investigate	
20220896	3/7/2023	Sexual Assault	Insufficient Information to Investigate	
20220925	3/17/2023	Stalking	Victim Requested Not to Investigate	
20220987	4/12/2023	Sexual Assault	Victim Requested Not to Investigate	
20221024	4/17/2023	Dating Violence	Victim Requested Not to Investigate	
20221072	4/28/2023	Sexual Assault	Victim Requested Not to Investigate	
20221076	4/20/2023	Sexual Harassment	Insufficient Information to Investigate	
20221078	4/17/2023	Sexual Assault	Insufficient Information to Investigate	
20221140	5/5/2023	Stalking	Victim Requested Not to Investigate	
20221142	5/15/2023	Dating Violence	Victim Requested Not to Investigate	
20221143	5/17/2023	Sexual Assault	Insufficient Information to Investigate	
20221242	7/13/2023	Dating Violence	Insufficient Information to Investigate	
20230002	7/31/2023	Sexual Assault	Formal Investigation Ongoing	
20230024	8/7/2023	Sexual Assault	Victim Requested Not to Investigate	
20230030	8/9/2023	Sexual Assault	Victim Requested Not to Investigate	

20230039	8/9/2023	Sexual Harassment	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20230070	8/16/2023	Sexual Assault	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20230092	8/22/2023	Sexual Assault	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	
20230099	8/24/2023	Stalking, Sexual Harassment	Victim Requested Not to Investigate	
20230125	8/27/2023	Sexual Harassment	Insufficient Information to Investigate. Victim did not respond to multiple attempts to contact.	

**Reports Received via Confidential Resources:**

<b>Date Received</b>	<b>Alleged Conduct Reported by Employees Under TEC § 51.252(c)</b>
9/1/22	Sexual Harassment
9/2/22	Dating Violence
9/2/22	Sexual Harassment
9/6/22	Sexual Harassment
9/15/22	Sexual Assault
9/27/22	Sexual Assault
10/03/22	Sexual Assault
10/06/22	Stalking
10/18/22	Sexual Assault
10/19/22	Sexual Assault
10/25/22	Sexual Assault
10/26/22	Stalking
10/28/22	Sexual Assault

11/03/22	Stalking
11/14/22	Sexual Assault
11/29/22	Sexual Assault
1/24/23	Dating Violence
2/16/23	Sexual Harassment
3/21/23	Sexual Harassment
4/10/23	Sexual Assault
8/30/23	Sexual Assault

**Alleged Conduct Under TEC, Section 51.255(a):**

Report Number	Date Received	Alleged Conduct Reported by Employees Under TEC 51.255(a)	Investigation Status	Disciplinary Status
IR 4759	12/14/22	Stalking	Responding Party not a student or employee, but OEO offered supportive resources to Complaining Party.	
IR 4766	12/24/22	Sexual Harassment	Complaining Party did not respond to OEO.	
IR 4999, IR 5002	3/13/22	Sexual Harassment	Formal investigation conducted.	Multiple policy violations found.
26-2023	8/30/2023	Domestic Violence	Responding Party not a student or employee, but HR provided supportive resources.	

**Appendix B  
Summary Data Report  
2022-2023**

<b>Texas Education Code, Section 51.252</b>	
<b>Number of reports received under Section 51.252<sup>5</sup></b>	
a. Received from employees under 21.252	74
b. Received from Confidential Resources under 21.252(c)	21
<b>Number of investigations conducted under Section 51.252</b>	<b>5</b>

<sup>5</sup> For example, reports made by students and all other non-employees (including incidents under TEC, Section 51.252(d)) are excluded from Appendices A and B. Additionally, if the Title IX 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 Appendices A and B. It is the responsibility of the 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.

Disposition <sup>6</sup> of any disciplinary processes for reports under Section 51.252:	
a. Disciplinary Process Pending	1
b. Concluded, No Finding or Policy Violation	3
c. Concluded, with Employee Disciplinary Sanction	1
d. Concluded, with Student Disciplinary Sanction	0
e. <b>SUBTOTAL</b>	<b>5</b>

ASU Station #11044 | San Angelo, Texas 76909  
 Phone: 325-942-2022 | Email: title.ix@angelo.edu

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<sup>6</sup> “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.