



Newsletter

January 2025

Model Policy 522: Title IX Sex Nondiscrimination Policy

On January 8, 2025, a federal court issued a decision vacating the federal 2024 Final Rule on Title IX. Consistent with the court's order, the 2024 Title IX regulations are not effective in any jurisdiction, including Minnesota. This court decision affects MSBA Model Policy 522 (*Title IX Sex Nondiscrimination Policy*).

In light of this court decision, MSBA has replaced the 2024 version of Model Policy 522 with the former version that was based upon the 2020 Final Rule on Title IX regulations. MSBA recommends that school boards rescind the 2024 version of Model Policy 522 (if they adopted the 2024 version, which MSBA issued in July 2024). School boards should then adopt the 2020 version, which MSBA issued in August 2020.

Model Policy 208 (*Development, Adoption, and Implementation of Policies*) states: "If a policy is modified with minor changes that do not affect the substance of the policy or because of a legal change over which the school board has no control, the modified policy may be approved at one meeting at the discretion of the school board." This provision permits a school board to rescind the 2024 version of Policy 522 and adopt the 2020 version in a single meeting.

Schools should consult with their legal counsel if they have Title IX matters that have been initiated under the 2024 Final Rule.

MSBA will continue to monitor developments regarding Title IX and will share information as it becomes available.

The current and recent Policy Services Newsletters can be found on the MSBA website under Services/Policy Services.

If you have questions about Policy Services, how to navigate the online Policy Reference Manual, or the content of the model policies, please contact Terry Morrow at (507) 934-8126 or (800) 324-4459 or by email at tmorrow@mnmsba.org

Jaymyson Sillman (jsillman@mnmsba.org) can assist if technological issues arise related to accessing the model policies or the revisions.