



MONTANA UNIVERSITY SYSTEM
OFFICE OF THE COMMISSIONER OF HIGHER EDUCATION

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Office of Legal Counsel
Ali Bovingdon, Chief Legal Counsel
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TO: Campus Legal Counsel
FROM: Ali Bovingdon, MUS Chief Legal
DATE: July 11, 2024
RE: Title IX Guidance

The U.S. Department of Education's final Title IX regulations are scheduled to go into effect on August 1, 2024. The attorneys general of 22 states, including Montana, filed litigation seeking to enjoin implementation of the new regulations.

On June 13, 2024 the federal district court of Louisiana issued a preliminary injunction enjoining the U.S. Department of Education from "implementing, enacting, enforcing, and taking action in any manner to enforce the Final Rule" in the states of Montana, Louisiana, Mississippi and Idaho. The Final Rule is defined to include all changes to regulations, not just the provisions that were challenged.

In light of the ruling, the MUS **will not** proceed with implementation of the new regulations. All campuses of the MUS are directed to continue to operate under current policies which align with the 2020 Title IX regulations.

As always, the MUS is committed to creating a safe learning environment for all students, faculty and staff. Complaints of discrimination should be evaluated based upon the individual facts to determine if the conduct alleged rises to the level of prohibited conduct pursuant to MUS policy.