

Title IX Final Rules now expected in March 2024

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Earlier this month, the U.S. Department of Education (ED) announced that the final release of changes to two sets of Title IX regulations is now anticipated for March 2024.

Originally targeted for May 2023, the ED extended that release date to October 2023. As of October 31, 2023, the Office of Management and Budget, the office which reviews any rules before they are finalized, hadn't reviewed either of the rules - one on athletics and the other containing broader Title IX guidance.

A public review period of the proposed regulation changes closed in September 2022; the ED ensured each comment would be thoroughly read and considered. The Title IX athletics proposal was released in April 2023; the public review period for this proposal was open until May 2023. "That publication of the draft initiated a public comment period because the Administrative Procedure Act (APA) requires public comment as part of agency rulemaking. 244,000 comments were submitted on the regulations related to sex discrimination and harassment, with another 120,000 subsequently submitted on the proposed OCR (Office of Civil Rights) athletics gender equity rule. OCR has now effectively combined NPRMs (Notice of Proposed Rulemaking) and is expected to issue final rules on both simultaneously in one regulatory revision." (ATIXA)

While waiting for the release of the two proposals, institutions receiving federal funding must continue to abide by the [Title IX Final Rule 2020](#).

References:

ATIXA: Brett A. Sokolow, Esq., TNG Consulting and ATIXA

<https://www.atixa.org/blog/ocr-revised-the-title-ix-regulations-final-rule-publication-date-to-march-2024-is-that-date-realistic/>