

Preventing Sexual Violence in Higher Education Act 2016 Annual Report

Name of Higher Education Institution: The Moody Bible Institute of Chicago

Completed By/Primary Contact: Rachel Monfette

Address: 820 N. LaSalle, Chicago, IL 60610

Phone Number: 312-329-4106

Email Address: titleIX@moody.edu

I. Executive Summary

a. Overview

The Moody Bible Institute of Chicago (“Moody”) was founded as a place to train men and women to serve God in full time vocational ministry, whether in the context of church leadership, missionary assignment or nonprofit community service. Moody continues to equip students for this purpose today.

To advance Moody’s core value of “the worth and dignity of the individual,” Moody “seeks to foster interactions that encourage an atmosphere of respect for all members of the Moody community and an educational and work environment free from Sex-Based Misconduct,” as stated in and in accordance with Moody’s Title IX Policy and Complaint Procedure (“Title IX Policy”) enclosed herewith. Under Moody’s Title IX Policy, Moody holds all members of our community, including students, staff and guests, to standards of conduct that not only comply with State and federal law, but that also reflect how our belief in the authority of Jesus Christ compels us to treat one another with respect, humility and service. To this end, Moody has an appointed Title IX Coordinator and devotes resources to train investigators to conduct fair, balanced and trauma-informed investigations in accordance with Moody’s Title IX Policy.

b. Preventing Sexual Violence in Higher Education Act 2016 Annual Report

This 2016 Annual Report (this “Report”) was prepared in accordance with the requirements of the Illinois Preventing Sexual Violence in Higher Education Act, 110 ILCS 155/1 et seq.; 110 ILCS 205/9.21(b) (the “Illinois Preventing Sexual Violence Act”), in a format that Moody determined would be most useful to the Moody community and most accurately present the data herein. Moody recommends carefully reading this Report in its entirety to understand the full context of the information provided.

This Report first provides a description of the training provided to Moody students and employees in the 2016 calendar year concerning the prevention of Sexual Violence, Moody’s Title IX Policy and support and advocacy resources available to the Moody community. This Report then identifies data for the 2016 calendar year concerning the total number of reports of Sexual Violence, Dating Violence, Domestic Violence and Stalking received by Moody, Moody’s responses to each such report, and the complaint resolution procedure outcomes of each such report, as described herein. It is important to note that the process for investigating and completing the complaint resolution procedure with respect to a particular reported incident may in some cases span multiple calendar

years. Accordingly, this Report may contain only partial information with respect to certain reports. For example, if an incident report was received by Moody in 2016 but not resolved until 2017, the incident report would be identified in this 2016 Report but Moody's response would be identified in its 2017 Annual Report.

It is important to note that the information presented in this Report may differ from the information presented in reports issued by Moody in compliance with other legal reporting requirements to the extent such other reporting requirements differ from the requirements of the Illinois Preventing Sexual Violence Act. For example, Moody's Annual Security Report (the "Clery Report") issued in accordance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (the "Clery Act") follows the FBI's Uniform Crime Reporting hierarchy rule in accordance with the Clery Act regulations (see 34 C.F.R. § 668.46(c)(9)), whereas this Report follows the following guidance from the Illinois Attorney General's undated Preventing Sexual Violence in Higher Education Act Frequently Asked Questions Regarding Reporting Requirements (the "Attorney General FAQs"): "When more than one violation has been reported from a single incident (e.g., sexual assault and domestic violence), the [higher education institution ("HEI")] must count all violations separately in its report." In addition, the Attorney General FAQs provide that this Report should include reports of incidents where the location of the incident is unknown, whereas the Clery Report is limited to Clery geography (defined below).

Capitalized terms used but not defined in this Report shall have the meaning set forth in Moody's Title IX Policy. Notably, the definitions of Sexual Violence, Dating Violence, Domestic Violence and Stalking in Moody's Title IX Policy follow Illinois law, which differ from the definitions used for purposes of the institution's compliance with the Clery Act.

III. Reports of Sexual Violence, Domestic Violence, Dating Violence and Stalking

a. Reports

The following chart identifies the total number of reports made to the following groups of individuals in the 2016 calendar year. See 110 ILCS 155/25 and 110 ILCS 205/9.21(b).

	Reports ^{FN1} to the Title IX Coordinator or Responsible Employee	Reports ^{FN1} to confidential and anonymous resources ^{FN2}
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FN1. In preparing this Report, Moody considered what geographic areas to use to calculate the number of reports of Sexual Violence, Domestic Violence, Dating Violence, and Stalking. The Illinois Preventing Sexual Violence Act does not specify what geographic areas to use to calculate such report data. However, the Attorney General FAQs provide that this Report should include only data related to complaints of incidents that occurred within the geographic areas defined by the Clery Act as “Clery geography” (see 34 CFR 668.46(a)) or for which the location of the incident alleged in the complaint was unknown. This Report is therefore limited as such. In addition, this Report includes reports of incidents only to the extent such incidents involved students enrolled at Moody’s Illinois campus, and does not include incidents relating to students at its campuses outside Illinois, unless part of the Illinois campus’ Clery geography, because the jurisdiction of the Illinois Attorney General and the Illinois Department of Human Rights is limited to Illinois. Notably, the Chicagoland Title IX Consortium (the “Consortium”) sought clarification from representatives of the Office of the Illinois Attorney General (“AG Representatives”) at the Consortium’s September 15, 2017 meeting regarding whether HEIs’ reporting requirements under the Illinois Preventing Sexual Violence Act are limited to HEIs’ Illinois campuses or include campuses outside Illinois. The AG Representatives committed to provide additional guidance to the Consortium regarding this issue, but as of the date of filing this Report, the Illinois Attorney General has not done so.

FN2. Given the confidential nature of reports to confidential and anonymous resources, Moody is unable to ascertain information sufficient to determine whether such reports are duplicative of reports to the Title IX coordinator or responsible employees. Therefore, such reports to confidential and anonymous resources may result in double counting for purposes of this Report. It is also worth noting that reports to confidential and anonymous resources are not included within the Table of Annual Crime Statistics in Moody’s Clery Report in accordance with the Clery Act regulations (see 34 C.F.R. § 668.46(a)), so the statistics in this Report may differ those included in Moody’s Clery Report.

Sexual Violence	1	1
Domestic Violence	0	0
Dating Violence	1	1
Stalking	4	1

b. Responses to Reports to the Title IX Coordinator or Responsible Employees

Of the total number of reports or disclosures made to the Title IX coordinator or responsible employees at the higher education institution (identified in Section III(a)), the following chart identifies the number of times the following occurred:

	Survivor requested not to proceed with complaint resolution procedure	HEI investigated allegation^{FN3}	HEI referred allegation to local or State law enforcement^{FN4}	HEI resolved allegation through complaint resolution procedure
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FN3. Moody investigates every report of Sexual Violence, Domestic Violence, Dating Violence, or Stalking submitted to Moody's Title IX Coordinator as part of Moody's Title IX Policy to the extent reasonably possible. An investigation under Moody's Formal Process may not be possible such as when the Complainant requests not to proceed and indicates an unwillingness to cooperate with the Formal Process, or where the Respondent has withdrawn from Moody or is otherwise no longer part of Moody's campus community. An investigation under the Formal Process may not be necessary where all parties involved in the incident desire to resolve the matter informally and Moody determines that informal resolution is in the best interest of both parties and appropriate in light of the allegations and risk of potential harm to the Moody campus community. The statistics below identify the number of reports or disclosures that were investigated as part of the Formal Process.

FN4. The Illinois Preventing Sexual Violence Act requires that Moody report the number of allegations of Sexual Violence, Domestic Violence, Dating Violence, and Stalking that were referred to local or State law enforcement but does not explain whether this means action taken by the HEI to refer the individual reporting the allegations to law enforcement or the HEI's own direct contact to law enforcement on behalf of the individual reporting the allegations. Moody informs every Complainant and/or person reporting allegations of Sexual Violence, Domestic Violence, Dating Violence, or Stalking that Public Safety can assist in making reports to law enforcement, but this Report identifies only the number of allegations for which Moody made direct contact to local or State law enforcement on behalf of the Complainant and/or individual reporting the allegations. Notably, the Consortium sought clarification from AG Representatives at the Consortium's September 15, 2017 meeting regarding whether this requirement means action taken by the HEI to refer the individual reporting the allegations to law enforcement or the HEI's own direct contact to law enforcement on behalf of the individual reporting the allegations. The AG Representatives committed to provide additional guidance to the Consortium regarding this issue, but as of the date of filing this Report, the Illinois Attorney General has not done so.

Sexual Violence	0	1	0	0 ^{FN6}
Domestic Violence	0	0	0	0
Dating Violence	0	1	0	0 ^{FN6}
Stalking	1	3 ^{FN5}	0	1 ^{FN6}

FN5. In 2016, Moody did not investigate as part of the Formal Process one report of Stalking because, during a preliminary investigation, the Complainant requested that Moody not proceed and was unwilling to cooperate with the Formal Process. The Complainant was also no longer part of Moody's campus community when the report was received by Moody, thereby preventing Moody from conducting the Formal Process.

FN6. Two reports received in 2016—one alleging Sexual Violence, Dating Violence, and Stalking and the other alleging Stalking—were not resolved through Moody's Formal Process until 2017, and thus will be reflected in Moody's 2017 Preventing Sexual Violence in Higher Education Act Report.

c. Complaint Resolution Procedure Outcomes

Of the total number of reports reviewed through the complaint resolution procedure, the following chart identifies the number of students who received the following outcomes.

	Found not responsible for violation of comprehensive policy	Dismissed/expelled	Suspended	Otherwise disciplined
Sexual Violence	0	0	0	0
Domestic Violence	0	0	0	0
Dating Violence	0	0	0	0
Stalking	0	0	0	1 ^{FN7}

FN7. Discipline involved Respondent being placed on warning status through Student Development and a no-contact order being put in place for the remainder of the academic year.

IV. Enclosures

Enclosed with this Report is a copy of the most recent version of each of the following documents:

- Moody’s comprehensive policy concerning Sexual Violence, Domestic Violence, Dating Violence, and Stalking, titled “Title IX Policy and Complaint Procedure”, adopted consistent with federal and State law.
- Moody’s concise, written notification of a survivor’s rights and options, titled “Title IX – Things You Need To Know”, distributed in accordance with federal and State law.