

POLICY TITLE: Pregnancy and Related Conditions [Parenting Students]

DIVISION: Student Affairs / Talent & Culture

POLICY OWNER/POSITION TITLE: Title IX Coordinator

Scope

NWTC does not discriminate in its education program or activity against any applicant for admission, student, applicant for employment, or employee on the basis of current, potential, or past pregnancy or related conditions as mandated by Title IX of the Education Amendments of 1972 (Title IX). The NWTC prohibits members of the NWTC community from adopting or implementing any policy, practice, or procedure which treats an applicant for admission, student, applicant for employment, or employee differently on the basis of current, potential, or past parental, family, or marital status. This policy and its pregnancy-related protections apply to all pregnant persons, regardless of gender identity or expression.

Definitions

- ***Familial Status.*** The configuration of one's family or one's role in a family.
- ***Marital Status.*** The state of being married or unmarried.
- ***Parental Status.*** The status of a person who, with respect to another person who is under the age of 18, is a biological, adoptive, foster, or stepparent; a legal custodian or guardian; in loco parentis with respect to such a person; or actively seeking legal custody, guardianship, visitation, or adoption of such a person.
- ***Pregnancy and Related Conditions.*** The full spectrum of processes and events connected with pregnancy, including pregnancy, childbirth, termination of pregnancy, or lactation; related medical conditions; and recovery therefrom.
- ***Reasonable Modifications.*** Individualized modifications to the NWTC's policies, practices, or procedures that do not fundamentally alter the NWTC's education program or activity.

Information Sharing Requirements

Any NWTC employee who becomes aware of a student's pregnancy or related condition is required to:

- Provide the student with the Title IX Coordinator or Deputy Coordinator's contact information and communicate that the Coordinator(s) can help take specific actions to prevent discrimination and ensure equal access to the NWTC's education program and activity.
- Complete a Starfish Title IX referral

Upon notification of a student's pregnancy or related condition, the Title IX Coordinator or Deputy Coordinator will contact the student and inform the student of the NWTC's obligations to:

- Prohibit sex discrimination.
- Provide reasonable modifications.
- Allow a voluntary leave of absence.
- Ensure lactation space availability.
- Maintain a Resolution Process for alleged discrimination.
- Treat pregnancy as comparable to other temporary medical conditions for medical benefit, service, plan, or policy purposes.

The Title IX Coordinator or Deputy Coordinator will also notify the student of the process to file a complaint for alleged discrimination, harassment, or retaliation, as applicable.

Reasonable Modifications for Students

Students who are pregnant or are experiencing related conditions are entitled to Reasonable Modifications to prevent sex discrimination and ensure equal access to the NWTC's education program and activity. Any student seeking Reasonable Modifications must contact the Title IX Coordinator or Deputy Coordinator to discuss appropriate and available Reasonable Modifications based on their individual needs. Students are encouraged to request Reasonable Modifications as promptly as possible, although retroactive modifications may be available in some circumstances. Reasonable Modifications are voluntary, and a student can accept or decline the offered Reasonable Modifications. Not all Reasonable Modifications are appropriate for all contexts. Modifications are not "reasonable" if the modification would fundamentally alter the nature of the education program or activity. NWTC reserves the right to deny modifications that are not reasonable.

Reasonable Modifications may include:

- Breaks during class to express breast milk, breastfeed, or attend to health needs associated with pregnancy or related conditions, including eating, drinking, or using the restroom
- Intermittent absences to attend medical appointments
- Access to online or homebound education
- Changes in schedule or course sequence
- Time extensions for coursework and rescheduling of tests and examinations
- Allowing a student to sit or stand, or carry or keep water nearby
- Counseling
- Changes in physical space or supplies (for example, access to a larger desk or a footrest)
- Elevator access
- A larger uniform or other required clothing or equipment
- Other changes to policies, practices, or procedures determined by the Title IX Coordinator
- Lactation spaces that are clean, shielded from view or intrusion, and spaces other than restrooms

In situations such as clinical rotations, performances, labs, and group work, the institution will work with the student to devise an alternative path to completion, if possible. In progressive curricular and/or cohort-model programs, medically necessary leaves are sufficient cause to permit the student to shift course order, substitute similar courses, or join a subsequent cohort when returning from leave. Students are encouraged to work with their faculty members and the NWTC's support systems to devise a plan for how to best address the conditions as pregnancy progresses, anticipate the need for leaves, minimize the academic impact of their absence, and get back on track as efficiently and comfortably as possible. The Title IX Coordinator will assist with plan development and implementation as needed.

Supporting documentation for Reasonable Modifications will only be required when it is necessary and reasonable under the circumstances to determine which Reasonable Modifications to offer to determine other specific actions to take to ensure equal access.

Information about pregnant students' requests for modifications will be shared with faculty and staff only to the extent necessary to provide the Reasonable Modification.

Students experiencing pregnancy-related conditions that manifest as a temporary disability under the Americans with Disabilities Act (ADA) or Section 504 of the Rehabilitation Act are eligible for reasonable

accommodations just like any other student with a temporary disability. The Title IX Coordinator will consult with the Disability Services team to ensure the student receives reasonable accommodations for their disability as required by law.

Certification to Participate

All students should be informed of health and safety risks related to participation in academic and co-curricular activities, regardless of pregnancy status. A student may not be required to provide health care provider or other certification that the student is physically able to participate in the program or activity, unless:

- 1) The certified level of physical ability or health is necessary for participation;
- 2) The institution requires such certification of all students participating; and
- 3) The information obtained is not used as a basis for pregnancy-related discrimination.

Lactation Space Access

The NWTC provides students and employees with access to lactation spaces that are functional, appropriate, and safe. Such spaces are regularly cleaned, shielded from view, and free from the intrusion of others.

Lactation spaces are located in the following locations:

NWTC Green Bay	NWTC Marinette	NWTC Sturgeon Bay	NWTC Shawano
SC112 (near the Commons) BT348 (College of Business) ET122 (Trades & Engineering Technology)	SC101N	SC120	107A

If a specific room is not available where you attend, please contact the Title IX Coordinator or Deputy Coordinator to request that arrangements be made.

Leaves of Absence

Students

Students are permitted to take a voluntary leave of absence for a reasonable time as deemed medically necessary by their health care provider because of pregnancy and/or the birth, adoption, or placement of a child. The leave term may be extended in the case of extenuating circumstances or medical necessity.

To the extent possible, NWTC will take reasonable steps to ensure that students who take a leave of absence or medical leave return to the same position of academic progress that they were in when they took leave, including access to the same or an equivalent course catalog that was in place when the leave began.

Continuation of students’ scholarship, fellowship, or similar NWTC-sponsored funding during the leave term will depend on the students’ registration status and the policies of the funding program regarding registration status. Students will not be negatively impacted by or forfeit their future eligibility for their scholarship, fellowship, or similar NWTC-supported funding by exercising their rights under this policy.

The Title IX Coordinator or Deputy Coordinator will advocate for students with respect to financial aid agencies and external scholarship providers if a leave of absence places eligibility into question.

To initiate a leave of absence, the student must contact the Title IX Coordinator or designee at least 30 calendar days prior to the initiation of leave, or as soon as practicable.

Employees

Information on employment leave can be found [here](#).

If an employee, including a student-employee, is not eligible for leave under the leave policy because they either (1) do not have enough leave time available under that policy, or (2) have not been employed long enough to qualify for leave under that policy, they are eligible to qualify for pregnancy or related condition leave under Title IX. Pregnancy and related conditions will be regarded as a justification for a leave of absence without pay for a reasonable period of time.

Employees who take leave under Title IX must be reinstated to the status held when leave began or a comparable position without a negative effect on any employment privilege or right.

Policy Dissemination and Training

A copy of this policy will be made available to faculty and employees in annually required training and posted on the NWTC website. NWTC will educate all new students about this policy and the location of this policy as part of orientation. Educational materials will be made available to all members of the NWTC community to promote compliance with this policy and familiarity with its procedures.

Revision History

Revision Number	Effective Date	Description
1	8/1/2024	Initial Version