

**West Virginia School of Osteopathic Medicine
Board of Governors – Special Meeting
Thursday, August 13, 2020**

**Teleconference Information:
1-844-621-3956 (Toll Free)
Access code: 120 310 1390**

I. Call to Order, Roll Call/Quorum, and Mission Statement

Meeting was called to order at 10:03 am by Board Chair, Steven Sarver. Roll call was taken by Board Secretary, Fred Earley. A quorum was present. The WVSOM mission statement was read by Board Vice Chair, Dr. Robert Holstein.

Members Present:

Steven Sarver, Chair (teleconference)	Sherri Miller (teleconference)
Robert Holstein, D.O., Vice Chair (teleconference)	Frederick Morgan, D.O. (teleconference)
J. Fred Earley, II, J.D. (teleconference)	Gary Poling, D.O. (teleconference) joined call at 10:05 am
Gregory Burton (teleconference)	Todd Smith, D.O. (teleconference)
Aaron Byczynski (teleconference)	

Members Absent:

Randall Belt, D.O.	David Ramsey
John Garlitz, D.O.	

Others in Attendance:

James W. Nemitz, Ph.D., President	Debbie Green, Scribe/Board Liaison
Jeffrey Shawver, J.D., General Counsel	

II. Introductions

Chair Sarver introduced three new Board members: Frederick B. Morgan, D.O. who replaced Charles Davis, D.O.; Todd A. Smith, D.O. who replaced Cheryl Schreiber; and new student representative Aaron Byczynski, OMS-III who replaced Jubel Puthusseril, OMS-IV.

III. Rules

A. Institutional Policy GA-14: Equal Opportunity, Nondiscrimination, Sexual Misconduct, and Other Forms of Harassment (revised; emergency rule).

Of note, Institutional Policy GA-14: Equal Opportunity, Nondiscrimination, Sexual Misconduct, and Other Forms of Harassment was renamed prior to the August 13, 2020 special meeting to Institutional Policy GA-14: Title IX, Sexual Harassment, and Discrimination.

Chair Sarver asked Jeffrey Shawver, Vice President for Legal Affairs & General Counsel, to present the revisions to Institutional Policy GA-14. Mr. Shawver stated the U.S. Department of Education recently released new Title IX regulations affecting all higher education institutions that receive federal funds with a compliance deadline of August 14, 2020. Mr. Shawver stated that the revisions to GA-14 were very extensive and that essentially the

proposed policy, as an emergency rule, was a “strike and insert” and will replace the current Institutional Policy GA-14 once the Board of Governors approves it. Mr. Shawver noted the revised policy has policy statements and footnotes which have been added within the document in order to make an audit or compliance review more streamlined. Mr. Shawver reviewed the revised 24-page policy with the Board. Questions and discussion regarding the policy revisions followed.

It was moved and seconded (Earley/Holstein) to adopt the revisions of Institutional Policy GA-14: Title IX, Sexual Harassment, and Discrimination as an emergency rule as presented.
Motion Carried

B. Institutional Policy SR-1: COVID-19 Response (revised).

Mr. Shawver stated Institutional Policy SR-1 was approved at the June Board meeting as an emergency rule which can be in effect for up to 90 days. Since the COVID-19 pandemic has continued to limit campuses, it is necessary for the Board of Governors to approve Institutional Policy SR-1 as a special rule that will remain in effect until the Board revokes it at a future meeting after the pandemic is over. The terms within the revised Institutional Policy SR-1 are the same as when they were approved as an emergency rule; however, the emergency rule language has been struck from the policy. Essentially, the policy allows the President to waive requirements in academic policies and procedures due to COVID-19 restrictions.

It was moved and seconded (Burton/Byczynski) to adopt the revisions of Institutional Policy SR-1: COVID-19 Response as presented. Questions and discussion followed regarding the policy.
Motion Carried

IV. Next Meeting Date

The next scheduled Board meeting will be held on Friday, September 11, 2020 at 10:00 am in the John Manchin, II, D.O. Conference Center located in the Clinical Evaluation Center.

V. Adjournment

It was moved and seconded (Miller/Earley) to adjourn. The motion carried and the Board meeting adjourned at 10:41 am.

Approved on September 11, 2020



J. Fred Earley, II, J.D.

Secretary

/dg