The U.S. Department of Education recently issued new guidelines for how universities and K-12 schools will investigate and adjudicate sexual misconduct allegations beginning Aug. 14. To ensure that students, faculty and staff are aware of the new rules and how they will work in practice, Title IX coordinators for all four campuses in the CU system have begun meeting with stakeholder groups to explain what has changed with Title IX, what will remain the same, and how the campuses can continue to address sexual misconduct with strong university policies that complement the new Title IX rules.

Valerie Simons, associate vice chancellor and Title IX coordinator for CU Boulder’s Office of Institutional Equity and Compliance (OIEC), is leading the systemwide implementation of the new rules issued on May 6. This effort is in addition to the work of a statewide committee she chairs that is providing recommendations to all of Colorado’s institutions of higher education required to update their policies under the new rules.

Mandatory trainings

No later than Aug. 14, universities and K-12 schools across the country are required to implement the federal rule changes and provide appropriate training to all students, faculty and staff.

On the Boulder campus, all incoming students must complete online community equity and effective bystander intervention training that launched July 15 and includes new sexual misconduct guidance. Returning undergraduate students, new and returning graduate students, and all faculty and staff will be required to complete a similar course that will be available in August.

“We want students, faculty and staff to know that we are working to ensure a safe and nondiscriminatory environment for all who come to our campuses to pursue their academic and career goals,” Simons said. “The only way to do that is by upholding strong policies, procedures and practices to prevent and respond to sexual misconduct.”

Commitment to equity and fairness

Simons said the campus equity offices are committed to providing equity and fairness during resolutions in sexual misconduct cases, to complying with new and existing applicable federal and state laws, and to creating processes that campus communities can understand and access.

CU’s sexual misconduct policy, APS 5014, is being updated to include the new guidance. While the policy will apply to the entire university, each campus has the authority to adopt implementing procedures consistent with the revised APS 5014.

The policy remains strong, Simons said. Efforts that will continue include full investigation of all sexual misconduct allegations; on- and off-campus jurisdiction; provision of supportive measures and services to parties; mandatory reporting by responsible employees; and procedural protections for all parties during formal investigations.

The federal government’s new regulations narrow sexual misconduct definitions under Title IX, specify jurisdiction for
such cases, and prescribe grievance procedures and staff roles for adjudications. However, the regulations do not restrict universities from additionally addressing sexual misconduct outside the purview of Title IX, which CU will continue to do, Simons said.

Mandated federal changes include definitions and terminology about what is considered prohibited conduct; the separation of roles between decision-makers and sexual misconduct investigators; and the inclusion of live, cross-examination hearings that provide cost-free advisers if needed.

Since fall 2018, when federal education officials issued proposed changes to Title IX rules, the CU system’s Title IX Committee has been analyzing them and working to establish a model for scenarios that are consistent with university policies and applicable laws. Committee members include campus Title IX, human resources and university counsel staff.

**CU streamlines state and federal lobbying operations**

CU’s primary state and federal lobbying operations will consolidate into the system Office of Budget and Finance after Vice President for Government Relations Tanya Kelly-Bowry retires from her position next month after 22 years of lobbying for CU.

Kelly-Bowry will scale back her role to work on state lobbying efforts beginning with the 2021 session of the Colorado General Assembly. She will no longer have a vice president title or administrative responsibilities. Current Vice President for Budget and Finance and Chief Financial Officer Todd Saliman will oversee the newly combined operation. With the elimination of Kelly-Bowry’s vice presidential position, the move will result in savings, said CU President Mark Kennedy, who lauded her service.

“Under Tanya’s outstanding leadership, CU’s Office of Government Relations has brought in millions of dollars of state and federal funding to CU every year and saves millions more by seeking to prevent potentially damaging legislation, so it is a crucial part of our operation,” Kennedy said. “We are grateful we will continue to benefit from Tanya’s experience and expertise, and we know that with Todd’s skills and years of experience in government and lobbying that he will maintain a high level of performance in the new, streamlined structure.”

Saliman, whose title will change to senior vice president of strategy, government relations and chief financial officer, previously served in the Colorado General Assembly, including a stint on its Joint Budget Committee, which sets the state budget. Before coming to CU in 2012, he was the state’s budget director in the administration of former Gov. Bill Ritter. He has teamed with Kelly-Bowry and her Government Relations operation over the past several years to lobby the Joint Budget Committee and Legislature.

“The staff in Government Relations is a high-functioning team that serves CU extremely well, and I am fortunate to get to work even more closely with this terrific group,” Saliman said. “I’m particularly pleased that Tanya will continue lobbying for us. She’s the best lobbyist in the state, with a stellar reputation at the Capitol along with a deep understanding of CU, its needs and issues.”

Kelly-Bowry leaves stellar lobbying legacy at CU Over the course of her successful 22-year career lobbying for CU, Tanya Kelly-Bowry and her team have secured close to $3 billion for the university through state and federal legislative efforts. After retiring from CU next month, she will continue her efforts in the 2021 session of the Colorado General Assembly, but without administrative duties or a vice presidential title.

“Since I first became a legislator, Tanya Kelly-Bowry was always the go-to person for me. She knew the Legislature, worked on key issues, was trustworthy and competent,” said Colorado General Assembly House Speaker KC Becker,
D-Boulder. “CU has been lucky to have her over the years, and I was lucky to be able to work with her on so many important policies.

“I am also happy my friend Todd Saliman will carry on her legacy in Government Affairs for our great university,” Becker said.

The funding she and her team secured includes money from the state General Fund, earmarks and state and federal capital construction appropriations. Over her career, Kelly-Bowry has worked on thousands of pieces of legislation with some 400 legislators and congressional members, five governors, as well as the executive branch and federal agencies from both sides of the political aisle. In the course of her CU career, she has worked with 34 regents, 17 chancellors and six CU presidents.

“I've had a great ride at CU and have been honored to work for dedicated Regents, six presidents starting with John Buechner, Sandy Bracken, Betsy Hoffman, Hank Brown, Bruce Benson and Mark Kennedy and our incredible chancellors,” Kelly-Bowry said. “I'm looking forward to the next chapter of my life and am happy to continue to be a CU champion in my new role at the Capitol.”

Kudos poured in from state and federal elected officials after her retirement announcement. Sen. Kevin Priola, R-Brighton, said Kelly-Bowry has always delivered for CU.

“Tanya is an incredible lobbyist for CU. She works her heart out and bleeds black and gold,” Priola said. “The university is in good hands with Todd Saliman, Heather Retzko and Jerry Johnson, and I'm so glad I'll continue to see Tanya under the gold dome.”

U.S. Congressman Ed Perlmutter, D-Golden, said she leaves big shoes to fill.

“I am honored to wish my friend and confidante Tanya Kelly Bowry all the best as she transitions to a new phase in her career,” Perlmutter said. “We have known each other for years, since I served in the state Legislature, and she has been a key adviser of mine and one to so many elected officials, the leadership at CU and the Board of Regents. We have worked issues affecting every CU campus in the state, but I’m particularly proud of our work in the space industry. Together we fought to successfully bring the National Solar Observatory to Colorado and CU.

“Every year we work to try and secure full funding for labs and research facilities that provide cutting-edge technological breakthroughs recognized nationally and around the world,” Perlmutter said. “We worked closely on the Anschutz campus build-out and the successful relocation of the University Physicians Inc. to campus, and during the construction of the Rocky Mountain Regional VA Medical facility.

“On a personal note, I will miss Tanya’s service to us on behalf of the University, her can-do attitude and positive spirit,” he said.

Kelly-Bowry lauded CU’s faculty, staff and students.

“Our incredible faculty are second to none, our staff are amazing and our students bring me hope for the future,” she said. “Our state and federal Government Relations team is, bar none, the best in the nation. I have every confidence that Todd Saliman will do a fantastic job in his expanded role. He’s exceptionally capable, and CU is in good hands.

“Thank you, CU, for allowing me the great honor to serve with my exceptional VP colleagues in this role.”

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Links
[3] https://connections.cu.edu/sites/default/files/t9_01.jpg