



# National Association of College and University Attorneys

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TO: NACUA Board of Directors

FROM: Miles Postema, Chair, Committee on Legal Education  
Karl F. Brevitz and Camille B. Heenan, Staff Liaisons

DATE: February 23, 2009

SUBJECT: March 2009 Report, Committee on Legal Education

### Charge to the Committee

The Committee, taking into account the needs of the membership, the most promising subject areas and the potential market for the Association, is responsible for recommending possible topics for NACUA CLE Workshops and working with staff to plan, select speakers for and otherwise implement each CLE Workshop, including those workshops that are cosponsored by client associations.

### Committee Leaders

Miles Postema, Chair  
Richard Weitzner, Vice Chair

### Work Plan for 2008 - 2009

#### 1. Continued Planning and Implementation of Fall 2008 and Spring 2009 CLE Workshops.

- a) The Fall 2008 workshop, *Managing the Higher Education Research Enterprise in a Time of Change*, was held November 12 – 14, in cooperation with the Association of American Universities, the Association of American Medical Colleges, and the Council on Governmental Relations. Paid attendance for the workshop totaled 181, compared to the 140 that was budgeted. The workshop planning group was chaired by Theresa Colecchia of the University of Pittsburgh.

b) The Spring 2009 workshop, *Higher Education Discrimination Law: ADA, FMLA, EEOC, OCR and More—Essential Updates for College and University Counsel*, is scheduled for March 18 - 20 in Tempe, Arizona. As of the writing of this report, the workshop has attracted 96 paid registrants. The planning group is chaired by Committee Vice-Chair Richard Weitzner.

**2. Initiation of Planning for the Fall 2009 and Spring 2010 CLE Workshops.**

The Fall 2009 Workshop is scheduled for November 11 – 13 in Washington, D.C. Instead of the originally scheduled topic of computer law, the workshop will now focus on compliance and regulatory issues to meet the increasing challenges faced by university counsel in this area. The planning group for this workshop has been appointed and will be chaired by Committee Chair Miles Postema. The Spring 2010 CLE Workshop will cover higher education employment law issues and is scheduled for March 17 – 19 in San Diego, California. The planning committee will be chaired by Committee Vice-Chair Richard Weitzner. The committee held its first conference call on February 13.

**3. Planning and Implementation of 2007-2008 Virtual Seminar Series; Initial Planning of 2008 - 2009 Virtual Seminar Series with Objective of Increasing the Number of Virtual Seminars Presented Each Year.**

On October 30 we presented our first virtual seminar of the year, *Help with HEOA: Understanding the New Higher Education Act Reporting and Disclosure Requirements*, presented in cooperation with the American Council on Education (ACE). The program drew 256 registered sites with estimated total listening audience of 1,299. Panelists were NACUA members Kate Tromble, Stephanie Gold and Dennis Blumer.

Our November 19, 2008, virtual seminar *A Change is Going to Come: 2008 Developments in the ADA and the FMLA that Will Impact Your College or University in 2009* drew 159 paid sites with an estimated total listening audience of 828. Panelists were NACUA members Darrell VanDeusen and Megan P. Norris.

Our December 18, 2008, virtual seminar *E-Verify and I-9 Compliance for Colleges and Universities* drew 126 paid sites with an estimated total listening audience of 641. Panelists were NACUA member Helen L. Konrad and Elise Fialkowski.

Our January 29, 2009, virtual seminar *New FERPA Regulations: Compliance for Colleges and Universities* drew 218 paid sites and an estimated total listening audience of 1,218. The program was presented in cooperation with the American Council on Education (ACE) and EDUCAUSE). NACUA members Jonathan Alger, Steven McDonald, Rodney Petersen and Margaret (Peg) O'Donnell served as panelists.

On February 26, 2009, we will present *Campus Civility and Harassment Codes and the First Amendment* with NACUA members Robert O'Neil, Lawrence White and Derek Langhauser.

Future virtual seminars will address endowment issues, e-discovery, international programs and office technology management.

**4. Evaluation of the January General Counsel Institute and Whether to Include it as a Regular Part of the CLE Workshop Topic Rotation.**

NACUA's first General Counsel Institute was held on January 8 – 12, 2009, in New Orleans, Louisiana. The Institute had 84 paid registrants and has received very positive evaluations. We are tentatively planning to hold a second General Counsel Institute in January 2011.

**5. Review Topic Rotation for NACUA's Two-Day CLE Workshops.**

The committee will continue to discuss whether to add a "wild card" topic into the regular CLE conference rotation but may also discuss the appropriate balance of live and electronic program delivery in light of the current difficult economic climate.

**6. Provide Input Into the Annual Report of the Board Advisory Council on Diversity and Inclusivity.**

Committee Chair Miles Postema represents the committee on the Board Advisory Council on Diversity and Inclusivity and provides the council information on the Committee's efforts to emphasize diversity in terms of both topic and presenter selection.