

APPLICATION FOR NEW COURSE

1. Submitted by the College of Law Date: Aug 11, 2009

Department/Division proposing course: Law

2. Proposed designation and Bulletin description of this course:

a. Prefix and Number LAW 858

b. Title* Nonprofit Organizations

*If title is longer than 24 characters, offer a sensible title of 24 characters or less: _____

c. Courses must be described by at least one of the categories below. Include number of actual contact hours per week.

() CLINICAL () COLLOQUIUM () DISCUSSION () LABORATORY (3) LECTURE
() INDEPEND. STUDY () PRACTICUM () RECITATION () RESEARCH () RESIDENCY
() SEMINAR () STUDIO () OTHER – Please explain: _____

d. Please choose a grading system: Letter (A, B, C, etc.) Pass/Fail

e. Number of credit hours: 3

f. Is this course repeatable? YES NO If YES, maximum number of credit hours: _____

g. Course description:

This course introduces students to the laws and policies governing the formation, operation, and dissolution or conversion of nonprofit organizations, including charities, foundations, associations, and clubs. The general substantive coverage of the course is approximately one-half "organizational" law – the state law governing the formation and operation of the entity – and approximately one-half federal income tax law. PREREQUISITES: Law 851 (Business Associations) and Law 860 (Tax I).

h. Prerequisite(s), if any:

LAW 851 - Business Associations

LAW 860 - Taxation I

i. Will this course also be offered through Distance Learning? YES NO

If YES, please check one of the methods below that reflects how the majority of the course content will be delivered:

Internet/Web-based Interactive video Extended campus

3. Supplementary teaching component: N/A or Community-Based Experience Service Learning Both

4. To be cross-listed as: _____ / _____
Prefix and Number printed name Cross-listing Department Chair signature

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5. Requested effective date (term/year): Spring / 2010
6. Course to be offered (please check all that apply): Fall Spring Summer
7. Will the course be offered every year? YES NO
If NO, please explain: Will likely be offered every other year because of faculty teaching loads
8. Why is this course needed?
Nonprofit organization law is a necessary component of a standard College of Law curriculum. This course has been offered on an experimental basis under College of Law rules and has been enthusiastically received by students.
-
9. a. By whom will the course be taught? Dean David A. Brennen
Professor Douglas C. Michael
- b. Are facilities for teaching the course now available? YES NO
If NO, what plans have been made for providing them?
-
10. What yearly enrollment may be reasonably anticipated?
35
-
11. a. Will this course serve students primarily within the department? Yes No
- b. Will it be of interest to a significant number of students outside the department? YES NO
If YES, please explain.
-
12. Will the course serve as a University Studies Program course[†]? YES NO
If YES, under what Area?
- [†]AS OF SPRING 2007, THERE IS A MORATORIUM ON APPROVAL OF NEW COURSES FOR USP.
13. Check the category most applicable to this course:
- traditional – offered in corresponding departments at universities elsewhere
- relatively new – now being widely established
- not yet to be found in many (or any) other universities
14. Is this course applicable to the requirements for at least one degree or certificate at UK? Yes No
15. Is this course part of a proposed new program? YES NO
If YES, please name:
16. Will adding this course change the degree requirements for ANY program on campus? YES NO
If YES[‡], list below the programs that will require this course:

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‡In order to change the program(s), a program change form(s) must also be submitted.

17. The major teaching objectives of the proposed course, syllabus and/or reference list to be used are attached.

18. Check box if course is 400G- or 500-level and graduate students by (i) requiring additional assignments by the graduate students; and/or (ii) the establishment of different grading criteria in the course for graduate students. (See SR 3.1.4)

19. Within the department, who should be contacted for further information about the proposed new course?
 Douglas C. Michael

Name: Associate Dean for Academic Affairs Phone: 71485 Email: michaeld@uky.edu

20. Signatures to report approvals:

<p>N/A</p> <p>DATE of Approval by Department Faculty</p> <p>March 26, 2009</p> <p>DATE of Approval by College Faculty</p> <p>* DATE of Approval by Undergraduate Council</p> <p>* DATE of Approval by Graduate Council</p> <p>* DATE of Approval by Health Care Colleges Council (HCCC)</p> <p>* DATE of Approval by Senate Council</p> <p>* DATE of Approval by University Senate</p>	<table border="0" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%; border-top: 1px solid black; border-bottom: 1px solid black;">/</td> <td style="width: 40%; border-top: 1px solid black; border-bottom: 1px solid black;">Reported by Department Chair</td> <td style="width: 30%; border-top: 1px solid black; border-bottom: 1px solid black;">signature</td> </tr> <tr> <td style="border-bottom: 1px solid black;">David A. Brennen</td> <td style="border-bottom: 1px solid black;">Reported by College Dean</td> <td style="border-bottom: 1px solid black;">signature</td> </tr> <tr> <td style="border-top: 1px solid black; border-bottom: 1px solid black;">/</td> <td style="border-top: 1px solid black; border-bottom: 1px solid black;">Reported by Undergraduate Council Chair</td> <td style="border-top: 1px solid black; border-bottom: 1px solid black;">signature</td> </tr> <tr> <td style="border-top: 1px solid black; border-bottom: 1px solid black;">/</td> <td style="border-top: 1px solid black; border-bottom: 1px solid black;">Reported by Graduate Council Chair</td> <td style="border-top: 1px solid black; border-bottom: 1px solid black;">signature</td> </tr> <tr> <td style="border-top: 1px solid black; border-bottom: 1px solid black;">/</td> <td style="border-top: 1px solid black; border-bottom: 1px solid black;">Reported by Health Care Colleges Council Chair</td> <td style="border-top: 1px solid black; border-bottom: 1px solid black;">signature</td> </tr> <tr> <td colspan="3" style="border-top: 1px solid black; border-bottom: 1px solid black; text-align: center;">Reported by Office of the Senate Council</td> </tr> <tr> <td colspan="3" style="border-top: 1px solid black; border-bottom: 1px solid black; text-align: center;">Reported by Office of the Senate Council</td> </tr> </table>	/	Reported by Department Chair	signature	David A. Brennen	Reported by College Dean	signature	/	Reported by Undergraduate Council Chair	signature	/	Reported by Graduate Council Chair	signature	/	Reported by Health Care Colleges Council Chair	signature	Reported by Office of the Senate Council			Reported by Office of the Senate Council		
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*If applicable, as provided by the *University Senate Rules*. (<http://www.uky.edu/USC/New/RulesandRegulationsMain.htm>)

Nonprofit Organizations
Spring 2007
Prof. Michael

Syllabus and Course Information

Description. This course will introduce you to the laws and policies governing the formation, operation, and dissolution or conversion of nonprofit organizations, including charities, foundations, associations, and clubs. These entities form a growing and increasingly important part of our economy. The concepts involved in this course will be helpful for your general law practice or as a starting point for further advanced study of nonprofit organizations in the healthcare, trust, or bankruptcy areas (to name a few). The general substantive coverage of the course is approximately one-half "organizational" law – the state law governing the formation and operation of the entity – and approximately one-half federal income tax law. The tax law is not (for the most part) computational and technical, but concerns limitations on the operations of the entity in order to obtain and retain exemption from federal income tax. I plan to cover Chapters 1 through 7 and part of Chapter 10 of the casebook, so a review of those parts of the table of contents will give you a good idea of where we are going this semester.

Prerequisites. Law 851 (Business Associations) and Law 860 (Tax I).

Materials. Fishman & Schwarz, *Nonprofit Organizations* (3rd ed. 2006) with statutory supplement. Other materials may be distributed as necessary. There is a TWEN site for this course for which you should register right away to be sure you stay informed.

Evaluation. Your grade will be based on a midterm examination (30%), class participation (10%) and a final examination (60%). The midterm will be a "take-home" exam distributed after class on Monday, March 5 and due by 3 p.m. on Friday, March 9. Class will not meet during the midterm-writing time period. The final will be given on Monday, April 30 at 1:30 pm. There will be exceptions only in case of emergency.

Attendance and participation. This class is substantially problem-based. It is imperative to your understanding and success in this class that you have read the materials and made your best effort at understanding the assigned problems. I will assume that you are available to participate unless you notify me otherwise before class. Class participation will be scored each time on a scale of 0 (unprepared or no answer) to 10 (superior with exceptional insight). I would expect an average score to be around 7. I will average all of your scores together for your class participation grade at the end of the semester. I follow only the College of Law attendance rules: you are permitted eleven absences (whether excused or not). I will assume that you know when you are not here and that you can count to eleven, and therefore I will not assume responsibility for warning you if your attendance is becoming a problem. I will not modify your grade based solely on your attendance, but note that a material part of your grade is based upon participation, and it is hard for you to participate if you're not here.

Contact information. My office is Room 232, telephone 257-1485, email michaeld@uky.edu. My administrative assistant is Ms. Isaacs. Her office is Room 21, telephone 257-5139, email misaacs@uky.edu. I am generally available during normal business hours, or you may make an appointment to see me at a time of our mutual convenience. If I have not had the privilege of you in my class before, I would welcome a short visit from you during the first week of class, if for no other purpose than just to introduce yourself.

Goals and aspirations. As you may be aware, this is a new offering for the College of Law. It is one which I have believed for many years should be a core part of a well-rounded curriculum. Since it is new, I may need to make some changes as we go along. I will try to be flexible, and I ask the same of you. I welcome your positive or negative feedback at *any* time. I hope that you and I will both find this an interesting and productive semester together.