

NEW COURSES

FALL 2008

1456 - Taxation: Non-Profit Organizations (Formerly Tax Exempt Organizations) **3 Credits**
The rules affecting charitable organizations, including tax-exempt income, unrelated business income, lobbying and political activities, and the deduction of contributions. Prerequisite: LAW 1440 Taxation: Federal Income Tax . This course will be taught by Professor Martin.

The course will cover both tax and non-tax aspects of the non-profit sector of American life. Topics will include the formation and governance of non-profit organizations, rules regarding charitable solicitation, qualification for and maintenance of tax-exempt status, charitable contributions and public and private foundations.

Why take this course?

The charitable and non-profit sector is becoming an increasingly important part of the economy. An attorney may be employed in the sector or may be called upon in a professional capacity to advise a charity or non profit organization. Or, as a member of the community in which he or she resides, a lawyer will almost certainly serve as a director, trustee, member or volunteer for a tax-exempt entity. In those capacities lawyers often are called upon for counsel.

1590 - Legal History (American) Seminar **2 Credits**
American legal history from the seventeenth century to the present, including the significance of law in the structure of American social and economic institutions; the political, social and economic contexts of legislative and judicial action; jurisprudential ideologies; and the relationship of law to politics. This course will be taught by Professor Gerber.

This course will concentrate on the colonial period through the turn of the nineteenth century. The objective is to discern what this formative period of the American regime can teach us about the origins of American constitutionalism. In "Constitutionalism, Ancient and Modern" Charles H. McIlwain defined constitutionalism as having one essential quality. He said, "It is a legal limitation on government; it is the antithesis of arbitrary rule; its opposite is despotic government, the government of will instead of law." The seminar will also examine slavery in the courts, as well as women and the family in nineteenth century America and the profound questions raised for American constitutionalism.

1710 - Comparative Administrative Law **3 Credits**

The role of administrative law in different states with an emphasis on how nations address common issues of the administrative state. Different approaches to the role of government agencies in both individual decision-making such as licensing and adjudication, and rulemaking or adoption of normative acts will be discussed. Topics will include the role of judicial review and legislative oversight of the bureaucracy, accountability of individual government officials, and rights of individuals within the bureaucracy.

1715 - Comparative Constitutional Law **3 Credits**

Analysis of critical common elements of constitutional regimes and their variations. Constitutions of the United States and European Union states will be reviewed along with newly drafted constitutions of central and eastern Europe and Asia. Issues addressed will include basic structures of government, separation of functions, and guarantees of individual rights. This course will be taught by Professor Veltri.

1214 - Advanced Trademark/Copyright Law**3 Credits**

Advanced study of current problems in trademark and copyright law. The historical background and general survey, analysis of the interrelationship of these areas, and the effectiveness of controls that are designed to prevent misuses of these rights; comparisons with foreign legal systems.

1362 - International Law: Non-governmental Organizations**3 Credits**

Overview of legal environment for Non-governmental organizations and the role of NGOs in society. A comparison of international and municipal laws relating to the existence and operation of NGOs in both developed and developing countries. The legal foundation of NGOs, structure and governance, economic activities and taxation, and reporting requirements. Emerging trends occurring in civil society which include NGO and government relations, advocacy, ethics and accountability, social partnership and the prevention of foreign NGOs.

1560 - Jurisprudence (Seminar)**2 Credits**

A study of theory and philosophy as they apply to the functions of the legal system. Selected topics include: Natural Law; Positivism; Realism; Morality and Law; Obligation; Civil Disobedience; and the Role of the Courts as an agent of change.