

EDA 391T: Higher Education Law
Instructor: Jeffery L. Graves
Spring 2006
Tuesday 4:00 - 7:00 pm
SZB 422

Course Objectives:

The objective of this course is to provide students with an overview of the subject areas of law most relevant to higher education and to introduce students to methods of legal analysis and decision-making so that they can anticipate and recognize legal problems as higher education administrators. Additionally, through class discussion of typical higher education legal issues, students will learn how to incorporate legal advice from attorneys into business and policy decision-making. Students will also learn to access court cases, regulations, statutes, and understand the legal relationships among these various sources of law. Because the majority of the grade will be based upon a written paper, the course will also cover some basic rules of writing, concentrating on avoiding certain mistakes that in the past have been relatively common in the final papers.

Course Requirements:

- Complete assigned reading prior to class;
- Prepare for and participate in class discussion and exercises; and
- Prepare a final paper on a topic mutually agreed upon by the instructor and each student.

Required Reading:

Selections from *The Law of Higher Education*, by William A. Kaplin and Barbara A. Lee, Third Edition (1995); and from *Cases, Problems and Materials: An Instructional Supplement to the Law of Higher Education* (Kaplin and Lee), Third Edition (1995), Revised Edition 2001.

Additional cases and materials will be handed out in class.

Grading:

Class participation, preparedness and attendance will count for forty percent of the course grade. Final topic selection, preparation of an abstract and final paper outline will count for ten percent of the grade. The final paper will count for the remaining fifty percent of the course grade. Incompletes are strongly discouraged. Students should familiarize themselves with The University's policy on incompletes as it applies to graduate students.

Course Organization:

The course will be taught primarily through two methods: class work consisting of lecture and class discussion of the assigned readings, and preparation of a final paper exploring in detail a topic related to higher education law. Class will typically begin with an analysis of assigned materials in the main text, followed by discussion of the

cases in the supplements. Each student will be asked to prepare at least one case analysis of one of the assigned cases during the semester, and begin discussion of that case with the analysis.

Instructor/Office Hours Information:

The instructor for this course is Jeffery L. Graves, Associate Vice President for Institutional Compliance and Legal Affairs, University of Texas at Austin and Adjunct Lecturer, Higher Education Administration Program, Department of Educational Administration.

Office:	Main 206	Office hours:	Flexible, by appointment
Phone:	(512) 232-7166	Fax:	(512) 471-1069
Email:	jeff@irla.utexas.edu		

Note:

As a full time employee of The University, I am in my office many workdays and am available for consultation. The most reliable method of communication if I am not in my office is email, and second is to leave a short message with my assistant, Leea Mechling.

The University of Texas at Austin provides, upon request, appropriate academic accommodations for qualified students with disabilities. For more information, contact the Office of the Dean of Students at 471-6259, 471-4641 TTY.

EDA 391T: Higher Education Law
Instructor: Jeffery L. Graves
Spring 2006 Course Schedule
(SUBJECT TO CHANGE)

Week	Syllabus Topic	Text	Supplement
One 1/17 /2006	Overview Handouts		
Two 1/24 /2006	Case Dissection State Action Discussion	1-67	pp 3-10 pp 14-24
Three 1/31 /2006	Trustees/Administrators/Agents	76-142	pp 39-48 pp 58-63 pp 67-76
Four 2/7 /2006	Faculty	150-169 197-254	119-132 148-156
Five 2/14 /2006	Law Library		
Six 2/21 /2006	Library Review Faculty (continued)	254-299	157-161 168-179
Seven 2/28 /2006	Faculty (concluded)	299-343	182-189 191-202
Eight 3/7 /2006	Students (talk to instructor regarding topic)	371-418	212-226
<u>Spring Break 3/13-3/17</u>			
Nine 3/21 /2006	Students (continued) (Final Paper topic selection due)	421-465	228-242
Ten 3/28 /2006	Students (continued)	465-516	244-252 262-280 285-291

Eleven 4/4 /2006	Students (continued)	516-556	316-325 327-333 337-343
Twelve 4/11 /2006	Students (concluded) (Final Paper abstract due)	556-591	355-363
Thirteen 4/18 /2006	The Community	605-608 663-665	366-381 383-392
	State Government	671-700	417-424
Fourteen 4/25 /2006	Federal Government	711-716 724-740	
	Education Associations	748-754 772-775 792-835 894-898	454-458 459-464
Fifteen 5/2 /2006	Open Forum Questions/summary/evaluation		

(Final Paper due by 5 pm date of final)