

Day 1, Monday, October 18

Time	Title	Description	Speaker
1:00 - 1:45	Cancel Culture, Free Speech, and Social Media		Howard Gillman, Ph.D. Jennifer Papillo, J.D., LL.M. Hannah Ross, J.D. Denzil Suite, Ph.D.
2:15 - 3:00	Affirmative Action in Admissions, Scholarships, Funding and Programming	<p>This panel will discuss the latest updates in legal risks involved in affirmative diversity efforts on campus. The program will review the legal landscape and would provide on-the-ground strategies for various types of diversity programs in light of this fast-changing area of the law. The learning objectives will include:</p> <ul style="list-style-type: none"> • Understanding the legal framework informing diversity efforts, including Title IX, Title VI, and Title VII, as well as related case law, regulations, resolution agreements, and guidance • Navigating the legal framework in the contexts of specific types of campus initiatives intended to attract diverse candidates and applicants, retain them, and support their success • Mitigating and addressing direct challenges to diversity programs from within and outside the institution 	Tamla J. Lewis, J.D., M.Ed. Joshua Richards, J.D.
Coffee Talks			
3:30 - 4:15	Updates on Clery Act Compliance	This session will share recent updates on Clery Act enforcement actions and identify effective practices.	Leslie M. Gomez, J.D. Gina Maisto Smith, J.D.
	Closures and Mergers	A discussion of the closure and merger processes, including lessons learned to support students and employees during institutional transition.	Joshua Grubman, J.D.
	Respondent Re-Education in Title IX Matters	This "Coffee Talk" will expand upon our pre-conference session entitled Who SAID harm can't be repaired through informal resolution?: Creating restorative & educational learning environments for students accused of sexual misconduct, by diving into the guiding principles in creating our educational workshops and answering questions about practicalities and considerations involving implementation.	Zach Gall, LPC, NCC Chelsea Jacoby, Ed.D
	Separating Ties Between the Campus and the Police		Steven J. Healy Denzil Suite, Ph.D.
	Title IX	During this session, participants will engage with each other and a facilitator around developments in Title IX guidance and rules since the Cardona administration has taken over at the Department of Education, focusing in particular on best practices to adapt to the frequently-changing compliance obligations under Title IX.	Joshua Richards, J.D.

Day 2, Tuesday, October 19

Time	Title	Description	Speaker
1:00 - 1:45	<i>Title IX General Update</i>		Marjory Fisher, J.D. Tamlia J. Lewis, J.D., M.Ed. Jeffrey Nolan, J.D.
2:15 - 3:00	<i>Expert Panel: Speaking of Diversity, Equity, and Inclusion</i>	Are you struggling with a legal challenge at your home institution? Want to learn more about a topic discussed in another session? Have a burning question that you cannot leave the conference without answering? Now is your chance. We have assembled a team of experts in higher education law, campus public safety and student affairs to answer your most pressing questions and engage in further discussions of case studies, best practices and lessons-learned.	Dr. Marybeth Boger Kristie Damell, Ed.D. Olabisi Ladeji Okubadejo, J.D., M.A. Jody Shipper, J.D.
3:30 - 4:15	<i>Accommodating Students in Internships, Clinical Rotations, and Other Applied Learning</i>	Just as the pandemic has changed the way that we work and learn, it has changed the way that students learn to work. The pandemic has also exacerbated many individual health conditions resulting in a steep increase in disability-related accommodation requests. Amid this changing landscape, it is more important than ever that college and university professionals and their partners understand the rules and best practices governing applied learning. In this session, two higher education attorneys will address the application of disability law and COVID-19 health protocols to both in-person and remote applied learning programs.	Susan D. Friedfel, J.D. Seth Gilbertson, J.D.

Day 3, Wednesday, October 20

Time	Title	Description	Speaker
1:00 - 1:45	Expert Panel: Return to Campus	Are you struggling with a legal challenge at your home institution? Want to learn more about a topic discussed in another session? Have a burning question that you cannot leave the conference without answering? Now is your chance. We have assembled a team of experts in higher education law, campus public safety and student affairs to answer your most pressing questions and engage in further discussions of case studies, best practices and lessons-learned.	Eva Chatterjee-Sutton, M.A. Gary L. Derr, Ed.D., M.A. Dr. Sara Kelly Rebecca Kieffer, M.S.W. Cara Palumbo Schrantz, J.D.
Coffee Talks			
2:15 - 3:00	Heritage Protection Laws and Campus Memorials	Universities face competing forces as they contemplate disputed memorials. Students, faculty, staff, alumni, and politicians have varying expectations about the outcome of memorial disputes; some demand removal while others insist memorials to the Confederacy remain in place. Student activists had charged that universities failed to respond to requests to remove memorials honoring controversial figures. In contrast, influential alumni and donors demand the memorial landscape remains as it was when they were students. Conservative politicians reject liberal initiatives to rid state universities of “southern heritage.” Another restraining factor includes state laws restricting the removal or relocation of Confederate war memorials — generally known as heritage protection laws. Eight southern states — Kentucky, Alabama, Georgia, South Carolina, North Carolina, Tennessee, Virginia, and Mississippi — enacted laws explicitly protecting Confederate war memorials. What are heritage protection laws and the legal challenges that confront them?	Ainsley Carry, Ed.D., MBA, MSL Denzil Suite, Ph.D.
	Drugs on Campus: Policy to Best Practice	Some aspect of drugs on campus have been the same for decades. Other aspects are entirely new- the darkweb, vaping, the changing legal status of cannabis- to name a few. We need policy that is inspired by the mission of our institution and anchored in a sound legal framework. And we need best practices that provide accountability, flexibility, and education. Come join us in discussion about how we might better address drugs on campus.	Tom Fontana, LCMHC, LADC

Day 3, Wednesday, October 20 (cont.)

Coffee Talks			
2:15 - 3:00	<i>Navigating Your First Title IX Hearing</i>	Has your campus ever held a Title IX (or other disciplinary) hearing? Did COVID provide a respite from onerous Title IX requirements under the Final Rule? Join us to discuss how New Jersey Institute of Technology (NJIT) tackled this challenging process for the first time during the COVID lockdown. With the benefits of 20-20 hindsight, you will gain practical insight into how to prepare for and execute a successful Title IX hearing (including incorporating the new Cardona guidance), with ample time for questions!	Kristie Damell, Ed.D. Megan Farrell, J.D., MBA
	<i>Queer and Trans People in Higher Education</i>	In the current hostile sociopolitical landscape, students, educators, education administrators, and legislators are witnessing and experiencing vacuums in federal and state protections for queer and trans (QT) people in higher education. In addition, education leaders must reckon with the invisibility and exclusion of QT people in education policy that has predated these rollbacks. Join Dr. Garvey as he overviews institutional, state, and federal policies and legal issues for QT people in higher education.	Jason C. Garvey, Ph.D., M.A.
	<i>Key Building Blocks for Privacy Compliance: Privacy Policies and Vendor Contracts</i>	Privacy laws control how higher education institutions can collect and use personal information, and create a variety of obligations that institutions must fulfill. This presentation will focus on two areas that should be a focus of every institution's privacy compliance program: the institution's privacy policy and the privacy provisions in its vendor contracts. The presentation will include a deep dive into how institutions can create and maintain accurate privacy policies, with a particular emphasis on what institutions should and should not be saying in their privacy policies. The presentation also will cover the privacy-related contractual provisions that institutions should put in place with any vendor that will be collecting or using personal information on behalf of the institution, and the issues that often crop up during negotiations over those provisions.	Alexander (Sandy) R. Bilus, J.D.
3:30 - 4:15	<i>Student Mental Health</i>	Panelists will explore trends in student mental health from both a clinical and legal perspective, and provide narratives from the field on the higher ed landscape.	Jason Katte, M.A., LPC Adam Malcolm, J.D. William Stackman, Ph.D.

Day 4, Thursday, October 21

Time	Title	Description	Speaker
Coffee Talks			
1:00 - 1:45	<i>Intersection of Title IX and Title VII of the Civil Rights Act</i>	Title IX and Title VII – Different Sections of the Same Law – This coffee talk discussion will focus on the interplay between Title IX and Title VII of the federal Civil Rights Act. Title VII covers discrimination in the employment setting. How can an institution coordinate compliance with both sections of the law? What are traps for the unwary? Where do things stand as of Fall 2021?	Janet Elie Faulkner, J.D.
	<i>Athletics: Alston, NIL, Title IX, and other important developments.</i>	College sports are in a state of flux. Join us as we explore name, image, and likeness (NIL) developments, the impact of NCAA v. Alston, and gender equity compliance as we approach the 50th anniversary of Title IX.	Janet P. Judge, J.D.
	<i>COVID On Campus</i>		Eva Chatterjee-Sutton, M.A.
	<i>Keys to Effective and Efficient Title IX Team Training</i>		Joshua D. Whitlock, J.D.
	<i>Mental Health and the Wellness Environment</i>	Hudziak will update attendees on the progress and outcomes of the Wellness Environment and the impact of COVID on college students. Data from the past 18 months collected from the students in the Wellness environment, pre and during the pandemic, demonstrate the power of health promotion activities in WE on outcomes such as mood, sleep, exercise, and stress.	Jim Hudziak, MD
2:15 - 3:00	<i>Labor Law Updates</i>		Scott Schneider, J.D.
3:30 - 4:15	<i>Expert Panel: Final Questions?</i>	Are you struggling with a legal challenge at your home institution? Want to learn more about a topic discussed in another session? Have a burning question that you cannot leave the conference without answering? Now is your chance. We have assembled a team of experts in higher education law, campus public safety and student affairs to answer your most pressing questions and engage in further discussions of case studies, best practices and lessons-learned.	Barbara M. Fienman, Ph.D. Joshua Grubman, J.D. Steven J. Healy Steven Richard, J.D., MBA