

Brothers, Sheila C.

From: Smith, William T.
Sent: Tuesday, March 17, 2020 4:06 PM
To: Brothers, Sheila C.
Subject: Changes to Juris Doctorate

Hey Sheila,
Here's the recommendation for the JD prop. N

Proposal Name: Proposed Changes to JD, including Sections within *SR 5.3.4.1* (Dismissal, Probation, and Suspension Policies for JD)

This is a recommendation that the University Senate approve the College of Law request to provide for probation and suspension, rather than dismissal and readmission, and to incorporate additional graduation requirements. Existing *SR 5.3.4.1.1 Exclusion of Poor Scholarship and Readmission* (and subparagraphs 5.3.4.1.1.1 through 5.3.4.1.1.6) would be replaced by the proposed *SR 5.3.4.1.1 Probation, Suspension, and Required Repetition of Courses* (and subparagraphs 5.3.4.1.1.1 through 5.3.4.1.1.3).

Rationale: This proposal reflects the College of Law desire to update their terminology pertaining to students who are having trouble maintaining adequate grade performance. It also aligns the minimum grade point average with course grade requirements. Additionally, a breadth requirement has been proposed in which the students have to take six of nine specified courses.

William T Smith, Associate Professor
Dept of Electrical and Computer Engineering
(859) 257-1009

CHANGE DOCTORAL DEGREE PROGRAM FORM

GENERAL INFORMATION

College:	<u>Law</u>	Department:	<u>Law</u>
Current Major Name:	<u>Law</u>	Proposed Major Name:	<u>Law</u>
Current Degree Title:	<u>Juris Doctor</u>	Proposed Degree Title:	<u>Juris Doctor</u>
Current Formal Option(s):	<u>NA</u>	Proposed Formal Option(s):	<u>NA</u>
Current Specialty Fields w/in Formal Option:	<u>NA</u>	Proposed Specialty Fields w/in Formal Option:	<u>NA</u>
Date of Contact with Institutional Effectiveness ¹ (OSPIE@l.uky.edu):		<u>07/08/2019</u>	
Bulletin (yr & pgs):	_____	CIP Code ¹ :	<u>22.0101</u>
Today's Date:		<u>July 8, 2019</u>	
Accrediting agency (if applicable):	<u>American Bar Association</u>		
Requested Effective Date:	<input checked="" type="checkbox"/> Semester following approval.	OR	<input type="checkbox"/> Specific Date ² : _____
Dept Contact Person:	<u>Douglas Michael</u>	Phone:	<u>257-1485</u>
Email:		<u>michaeld@uky.edu</u>	

CHANGE(S) IN PROGRAM REQUIREMENTS

	<u>Current</u>	<u>Proposed</u>
1. Number of transfer credits allowed:	<u>45</u>	<u>45</u>
<i>(Maximum is Graduate School limit of total of 9 hours (or 25% of the credit hours needed to fulfill the pre-qualifying residency requirement.)</i>		
2. Residence requirement:	<u>6 semesters</u>	<u>6 semesters</u>
<i>(Minimum of one year before and after Qualifying Exams.)</i>		
3. Language(s) and/or skill(s) required:	<u>None</u>	<u>None</u>
4. Provisions for monitoring progress and termination criteria:	<u>Dismissal and readmission</u>	<u>Probation and suspension as indicated in attached memorandum</u>
5. Total credit hours required:	<u>90</u>	<u>90</u>
6. Required courses:	<u>All first-year courses; LAW 835 (Professional Responsibility), six credits of experiential courses, one course satisfying the substantial writing requirement</u>	<u>All first-year courses, LAW 835 (Professional Responsibility), six credits of experiential courses, one course satisfying the substantial writing requirement, and six of: LAW 920 -Administrative Law, LAW 851 -Business Associations, Law 822 - Constitutional Law II, Law 811 - Criminal Procedure, Law 890 - Evidence, LAW 915 - Family Law, LAW 882 - Secured Transactions, LAW 860 - Taxation I, LAW 876 - Trusts and Estates.</u>
7. Required distribution of courses	<u>See above</u>	<u>See above</u>

¹ Prior to filling out this form, you MUST contact Institutional Effectiveness. That office can also assist with the CIP code.

² Programs are typically made effective for the semester following approval. No program will be made effective until all approvals are received.

CHANGE DOCTORAL DEGREE PROGRAM FORM

within program:		
8. Minor area or courses outside program required:	<u>NA</u>	<u>NA</u>
9. Distribution of courses levels required (400G-500/600-700):	<u>800-900</u>	<u>800-900</u>
10. Qualifying examination requirements:	<u>NA</u>	<u>NA</u>
11. Explain whether the proposed changes to the program (as described in numbers 1 through 10) involve courses offered by another department/program. <u>Routing Signature Log must include approval by faculty of additional department(s).</u>		
<u>No</u>		
12. Other requirements not covered above:		
<u>Required GPA for graduation raised from 2.0 to 2.2</u>		
13. What is the rationale for the proposed changes? If the rationale involves accreditation requirements, please include specific references to those requirements.		
<u>Promotion and retention criteria are updated to (1) provide for probation and suspension rather than dismissal and readmission (2) to simplify and clarify procedures. The additional graduation requirement is to assure minimum competence in broad areas of law practice. The required GPA is increased to coordinate with increase in required grade point averages for individual courses approved by the faculty at the same time.</u>		

CHANGE DOCTORAL DEGREE PROGRAM FORM

Signature Routing Log

General Information:

Proposal Name: JD Program Changes

Proposal Contact Person Name: Douglas Michael Phone: 7-1485 Email: michaeld@uky.edu

INSTRUCTIONS:

Identify the groups or individuals reviewing the proposal; note the date of approval; offer a contact person for each entry; and obtain signature of person authorized to report approval.

Internal College Approvals and Course Cross-listing Approvals:

Reviewing Group	Date Approved	Contact Person (name/phone/email)	Signature
College faculty	5/9/19	Douglas Michael / 7-1485 / michaeld@uky.edu	
		/ /	
		/ /	
		/ /	
		/ /	

External-to-College Approvals:

Council	Date Approved	Signature	Approval of Revision³
Undergraduate Council	NA		
Graduate Council	NA		
Health Care Colleges Council	NA		
Senate Council Approval		University Senate Approval	

Comments:

³ Councils use this space to indicate approval of revisions made subsequent to that council's approval, if deemed necessary by the revising council.

MEMORANDUM

July 10, 2019

TO: University Senate Council

FROM: Douglas C. Michael
Associate Dean for Academic Affairs, College of Law

SUBJECT: Changes for *Juris Doctor* degree program

The College of Law submits for your approval the attached program changes. The changes stem from the revision by the faculty of its required average grade rule. Subject to some exceptions, the old required range was 2.9 to 3.1, and the new required range, subject to more limited and clearer exceptions, is 3.0 to 3.2. The College has long had a required average grade in each course. That rule was revised last spring, and the overall required grade point average was raised slightly. This, in turn, made changes to our retention, promotion and graduation grade point average requirements necessary. In the course of those changes, the faculty made the broader changes in these two areas.

1. Retention and promotion

Current College of Law rules provide for a student to be “dropped” from the College of Law for failure to maintain a certain grade point average after each semester. The student may then petition the College for readmission. We believe this terminology is outdated, and we have replaced this procedure with placement on probation or suspension from the College, each with attendant requirements for removal from that status. We also simplified the requirements for students on probation or suspension, as well as the procedures for removal from that status.

We also expanded on the current requirement to repeat required courses in which a student receives a failing grade. For the first-year courses, a student must repeat a course in which the student received a D+ or lower until the student receives a C- or higher. The first-year courses are fundamental to the study of any other law course. They are also subjects tested on the bar examinations in every state. For our students to be successful lawyers, they should demonstrate proficiency in these fundamentals.

2. Graduation

Current College of Law rules provide that a student must complete 90 credit hours with an overall grade point average of 2.0. The required average grades for our courses has been raised by 0.3 since 2007, but the graduation minimum grade point average has not been similarly raised. The faculty believe that this change is consistent with the change in underlying grades.

The faculty also believe that lawyers should demonstrate competence in a variety of subjects which may be encountered in practice. We have added a “distribution” requirement whereby a graduate must take six of nine specified courses in broad practice areas.

I. Proposed changes to University Senate Rules [new – replaces existing rule]

5.3 REPEAT OPTION, SCHOLASTIC PROBATION, SUSPENSION AND REINSTATEMENT

Rule 5.3.4.1 College of Law

5.3.4.1.1. Probation, suspension, and required repetition of courses

5.3.4.1.1.1 Probation

a. Placement on probation. A student is placed on probation in any of the following circumstances.

- i. After completion of the first semester, the student's grade point average is below 2.0.
- ii. After completion of any other semester, the student's cumulative grade point average is below 2.2.

b. Consequences of probation. A student on probation:

- i. Must have all course enrollments approved by the Associate Dean for Academic Affairs;
- ii. May not have outside employment;
- iii. Must raise his or her grade point average as follows:
 - (A). In the first following semester to 2.2 for that semester, and, by the end of the second following semester, to a cumulative average of 2.2; or
 - (B). If the first following semester is intended to be the student's final semester, to a cumulative average of 2.2 by the end of that semester.
- iv. Must enroll in and attend all Academic Success classes offered during the period of probation.
- v. May not graduate from the College of Law.

c. Removal from probation. A student who meets requirements (i) through (iv) of subsection (b) of this rule shall be removed from probation.

5.3.4.1.1.2. Suspension.

a. Placement on suspension. A student is suspended from the College of Law if

- i. The student is on probation and fails to meet the requirements (i) through (iv) of subsection 1(b) of this rule within the time frame provided; or
- ii. The student's cumulative grade point average is below 2.2 at the end of any semester after having been removed from probation under Rule 5.3.4.1.1.1(c).

b. Consequences of suspension. A student on suspension may neither attend nor graduate from the College of Law.

c. Removal from suspension. A student may not be removed from suspension except upon approval of the College of Law faculty (after consideration by the Academic Status Committee) and the Dean. The faculty may impose additional academic standards in individual cases, and in any case may impose other reasonable conditions of readmission including, but not limited to, specification of schedule of study (including specification of particular courses and limitation of hours), and the limitation of extracurricular activities. The faculty may also require the repetition of courses either with or without substitution of the grades awarded in the courses retaken. The student may have an opportunity to be heard at any Committee or faculty meeting hereunder. A student removed from suspension is placed on probation for the student's next semester or summer term but is not thereby subject to subsection (a)(ii) of this Rule. A student suspended for a second time may not be removed from suspension.

5.3.4.1.1.3. Repetition of courses. Any student who receives a grade of E in a required course must reregister for the course and complete all requirements therefor. A student who receives a grade of "D+" or lower in any first-year class must repeat that class until the student receives a grade of "C-" or better. When such a required course is retaken or when a student elects to repeat an elective course in which the student received a failing grade, both the initial and subsequent grade will be reflected on the student's record and counted in the computation of grade point average for purposes of this Rule.

Rule 10. Requirements for Graduation

A. Juris Doctor degree

Students admitted to the College of Law are eligible for the degree of Juris Doctor (J.D.) upon completion of a minimum of three academic years (six full time semesters or equivalent) of residence and 90 semester hours of courses in the College of Law with a grade point average of at least ~~2.0~~ 2.2

... .

All courses in the first year of law study are required, as is a course in professional responsibility, an upper division writing course, six upper division substantive courses, and six credit hours of experiential courses.

B1. Upper Division Substantive Courses. A student must successfully complete Professional Responsibility as well as six of the following courses: Administrative Law, Business Associations, Constitutional Law II, Criminal Procedure, Evidence, Family Law, Secured Transactions, Taxation I, Trusts and Estates.

Old rules repealed:

5.3.4.1.1 Exclusion for Poor Scholarship and Readmission

5.3.4.1.1.1 Unsatisfactory GPA

All students in the College of Law must maintain a satisfactory cumulative GPA, and failure to do so will result in the student being dropped from the college for poor scholarship. Any student who earns a GPA below 1.5 for his or her first semester of law study may be suspended by the Dean on recommendation of the Law Faculty Academic Status Committee for poor scholarship. Any student who fails to earn a 2.0 cumulative grade point average at the end of the first two semesters will automatically be suspended for poor scholarship. In addition, any student whose cumulative GPA falls below a 2.0 at the end of any subsequent semester will also be suspended from the college. [US: 10/11/82]

5.3.4.1.1.2 E in a required course

Any student who earns a grade of E in a required course must reregister for the course and complete all requirements thereof. When such a required course is retaken or when a student elects to repeat an elective course in which the student has earned a failing grade, both the initial and subsequent grade will be reflected on the student's record and counted in the computation of class standing, subject to readmission standards below.

5.3.4.1.1.3 Policies on readmission

Any student dropped for poor scholarship may petition the Law Faculty Academic Status Committee for readmission. A recommendation to the Dean for readmission is within the discretion of the Academic Status Committee; however, in most cases, the following policies will guide the Committee: a student suspended after the first semester will be required to petition the full Law Faculty for readmission; in the case of students suspended at the end of the second semester, a student with a cumulative GPA of 1.90 and above will normally be readmitted, a student with a cumulative GPA of 1.70 to 1.89 may be readmitted but will be carefully scrutinized, and a student with a cumulative GPA below 1.70 will normally not be readmitted; any student dropped at the end of the third semester or thereafter will be subject to case-by-case analysis.

5.3.4.1.1.4 Failure to raise GPA after readmission

Any student who is readmitted after being dropped at the end of the second semester and who fails to raise his or her cumulative GPA to 2.0 by the end of the third semester will be readmitted again at that time only if he or she has made material progress toward raising his or her cumulative GPA to 2.0. Material progress at a minimum shall mean obtaining a 2.0 GPA for the semester. Moreover, such a student must raise his or her cumulative GPA to 2.0 by the end of the fourth semester. In addition to the foregoing academic standards for readmission, the Academic Progress Committee may impose additional academic standards in individual cases, and in any case may impose other reasonable conditions of readmission including, but not limited to, limitation of outside work, specification of schedule of study (including specification of particular courses and limitation of hours), and the limitation of extracurricular activities. The Academic Progress Committee with the approval of the full Law Faculty may also require the repetition of courses either with or without substitution of the grades earned in the courses retaken. Failure to comply with the requirements and conditions of readmission will result in the student being suspended again from the College of Law, in which case he or she will not be readmitted without approval of the University Senate Council upon the recommendation of the Dean following action by the full Law Faculty. Any student aggrieved at any time by recommendation of the Academic Status Committee may petition the full Law Faculty for review. [US: 12/4/89; US: 4/12/93]

5.3.4.1.1.5 Standing of student who has had to repeat courses

For purposes of the above rules, a student who is required by the Academic Status Committee to repeat fourteen (14) or more hours of the freshman curriculum in his or her third and fourth semester will be considered as enrolled in his or her first and second semesters.

5.3.4.1.1.6 Unsatisfactory GPA after 90 hours

A student who has once been suspended for poor scholarship and who fails to have a 2.0 cumulative GPA at the end of the semester or summer session in which he or she completes the 90th hour of course work will not be allowed to graduate from the College of Law. Such student will not be allowed to enroll in additional hours of course work in an attempt to achieve a 2.0 cumulative GPA. [US: 11/8/76; SC transmittal: 3/14/91]