

Drake University Law School Student Handbook Supplement 2019-2020

The following Handbook changes have been approved and will be incorporated into the Student Handbook at the end of the Spring 2020 term.

8/29/19 Faculty Meeting:

Rule 4.1.1 UNDERGRADUATE REQUIREMENTS

(1) UNDERGRADUATE DEGREE

Except as indicated in paragraph 4.1.1(2), an applicant must have received an undergraduate degree from an accredited college or university before enrolling in the Drake University Law School. The Dean, may grant an applicant's petition for an exception to this requirement **only in circumstances that meet [ABA Standards](#)**. **Unless a student is granted such a Dean's waiver or is enrolled under Rule 4.1.1 (2) or (3), every student enrolled at Drake Law must arrange for a transcript for their undergraduate degree to be sent directly from the degree granting institution one week prior to the withdrawal deadline for the student's first Fall Semester [or October 7, whichever comes first]. Failure to do so will result in immediate withdrawal of the student from all classes and a mark of "W" on the transcript.**

9/26/19 Faculty Meeting:

9.2.2 SUMMER COURSE LOAD

During the regular summer session, students may take no more than seven credits. During the summer interim session, students may take only one course at a time, except that a student taking the July bar exam is limited to five credits in all sessions that summer. **Students will not be permitted to take more than 12 total credits for all sessions.**

(LLM/MJ - Compliance & Risk Management)

12.3.1 ACADEMIC REQUIREMENTS

(a) CREDIT HOURS

A candidate for the LL.M./M.J. degree in Compliance and Risk Management must successfully complete 24 semester hours of credit drawn from the Drake Law School and/or Drake College of Business and Public Administration (hereinafter "CBPA") curriculum. **Of the 24 semester hours of credit, no more than 50% may be drawn from the CBPA.**

11/21/2019 Faculty Meeting:

12.3.2 GPA REQUIREMENTS

(1) NATIVE ENGLISH SPEAKERS

To be in good academic standing, and therefore eligible to continue law studies, candidates for the LL.M./M.J. degree are required to have at least a 2.5 cumulative grade point average (CGPA) at the completion of **their first six credits completed and each semester following. If at the end of their first six credits or any semester thereafter, a student's CGPA falls below 2.5, they will have six credits to return their CGPA to above a 2.5 to remain eligible to continue with their studies.**

(2) NON-NATIVE ENGLISH SPEAKERS

The minimum CGPA for students who are not natives of the United States and whose education was not in primarily English-speaking schools will be a 2.0. All other LL.M students are required to have a minimum GPA of 2.5.

12.3.1 ACADEMIC REQUIREMENTS

(c) REQUIREMENTS

A candidate for the M.J. degree in Compliance and Risk Management must satisfy the following requirements:

1. Intro to Law (0 credits)*
2. Operational Risk Management (CBPA course, 3 credits)
3. The Law of Compliance and Risk Management (3 credits)
4. Negotiation and Conflict Resolution (CBPA course, 3 credits)
5. The Regulatory Process (3 credits)*
6. The Law of Business Organizations (CBPA Course BLAW 250)(3 credits) or Business Associations (Law School course)(4 credits)
7. Foundations of Law (3 credits)*
8. Sufficient additional elective credits to total 24.

The program director may individualize the above-asterisked requirements for each student based on the following factors:

1. **whether the student is enrolled in or has completed orientation to law school; and**
2. **whether the law student is enrolled in or has completed the first-year curriculum; and**
3. **the grades achieved in those classes, subject to the requirements of Faculty Handbook section 12.3.1(d)**

A candidate for the LL.M. degree in Compliance and Risk Management must satisfy the following requirements:

1. Operational Risk Management (CBPA course, 3 credits)

2. The Law of Compliance and Risk Management (3 credits)
3. Negotiation and Conflict Resolution (CBPA course, 3 credits)
4. Administrative Law or The Regulatory Process (3 credits)*
5. The Law of Business Organizations (CBPA Course BLAW 250)(3 credits) or Business Associations (Law School course)(4 credits)*
6. Foundations of Law (3 credits)*
7. Sufficient additional elective credits to total 24.

The program director may individualize the above asterisked requirements for each student based on the following factors:

1. whether the student’s law degree is from a domestic, foreign, common law, or civil law jurisdiction,
2. the classes the student completed in his or her previous law school studies and
3. the grades achieved in those classes, subject to the requirements of Faculty Handbook section 12.3.1(d)

12/10/2019 Faculty Meeting

8.7.2 DEAN'S LIST

Each semester a Dean's list is announced of those students who are taking at least nine graded credit hours and who attain a semester grade point average of at least 3.25.

(1) EXCEPTION FOR ~~STUDENTS ENROLLED IN THE SUPREME COURT INTERNS~~
HONORS JUDICIAL INTERNSHIP

An exception will be made to the nine graded credit requirement for students participating in the ~~Honors Judicial Supreme Court~~ Internship.

1/23/2020 Faculty Meeting

9.1.1 SATISFACTORY PROGRESS; ACADEMIC PROBATION

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(3) SPECIAL ACADEMIC STATUS

A student whose CGPA is ~~between~~ 2.25 ~~and~~ to 2.5 will not be permitted to participate in a leadership position in extra or co-curricular activities unless the student obtains a waiver of this rule from the Assistant Dean (such a waiver will not allow the same student to be a leader of more than one organization at a time), must have their schedules approved by the Associate Dean or Assistant Dean for Academic Services and must attend PLA and ISG in the spring semester of the 1L year. These students will be considered “in good standing” and no notation of special status will be made on their transcript.

(Updated 1/15/15)

(Updated 8/24/17)

(Updated 1/25/18)

(Updated 5/9/19)

2/27/2020 Faculty Meeting

Removal of rules related to LLM/MJ in IP Law

12.1 MASTER OF LAWS (LL.M./M.J.) IN INDIVIDUALIZED LEGAL STUDIES (ILS)

A candidate for an LL.M./M.J. degree, whether in Individualized Legal Studies, ~~Intellectual Property~~, or Compliance and Risk Management, must submit an application explaining their qualifications for admission. Applications for all LL.M./M.J. candidates will be reviewed by an LL.M./M.J. Admissions Committee, comprised of the Assistant Dean of Admissions, the Associate Dean, and the Program Director for the specific LL.M./M.J. program in question. All admission decisions will be based on full review of the applicant's file, and are subject to faculty review and appeal.

(Updated 10/04/18)

~~12.2 MASTER OF LAWS (LL.M./M.J.) IN INTELLECTUAL PROPERTY (IP)~~

~~12.2.1 ACADEMIC REQUIREMENTS~~

~~(1) CREDIT HOURS~~

~~A candidate for the LL.M./M.J. degree in Intellectual Property must successfully complete 24 semester hours of law credit drawn from the regular Drake Law School curriculum.~~

~~(1) JD and MJ Credits~~

~~A student who begins study in the Drake J.D. program, but does not complete the J.D. degree requirements, may apply for admission into an M.J. program. Students who are admitted to an M.J. program may request to have credits earned from J.D. courses applied towards the M.J. degree. The Associate Dean has discretion to determine which J.D. courses may count towards the M.J. degree. Grades from all Drake J.D. courses applied towards the M.J. degree will be included in computation of the M.J. cumulative GPA.~~

(Updated 3/24/2016)

~~(A) A student academically dismissed from the Drake Law School J.D. program who wishes to enroll in the M.J. program must submit an M.J. application for admission to be evaluated by the Admissions Committee. The applicant must demonstrate that the reason(s) for the prior dismissal will not adversely affect his or her ability to successfully complete the M.J. program. The applicant must submit a written explanation providing support for that claim. In the event an applicant is admitted to the M.J. program, the Associate Dean will determine which credits earned in the J.D. program (in courses where a C or better was earned) may apply~~

towards the M.J. degree. No credit may be given towards the M.J. degree for any J.D. program course credit that is more than seven (7) years old.

(Updated 8/24/2016)

~~(b) GRADING CONSIDERATIONS~~

Please see Sec. 8.2.1 (a) and (b) for information regarding grading standards for M.J. and LL.M students.

(Updated 4/17/2015)

~~(c) REQUIREMENTS~~

A candidate for the LL.M./M.J. degree in Intellectual Property must satisfy the following requirements. The Director will provide a list of courses that will qualify for each requirement, which will be reviewed annually and posted to the website.

~~(1) Basic Course Requirement—6 credit hours of basic IP coursework.~~

~~(2) Advanced Course Requirement—6 credit hours of advanced IP coursework.~~

~~(3) Elective Course Requirement—One of three specified elective IP law courses.~~

(Updated 11/17/16)

~~(d) PREVIOUSLY COMPLETED COURSEWORK~~

No candidate with a J.D. from an ABA approved law school will be given credit toward an LL.M./M.J. degree for repeating work or a course already completed by the candidate toward fulfillment of the candidate's J.D.

~~(e) RELATED COURSEWORK~~

Subject to approval by the Program Director, students may elect to take no more than 6 new semester hours of related coursework outside the LL.M./M.J. curriculum, including related upper level or graduate coursework at other academic units at Drake University.

(Updated 9/24/15)

~~**12.2.2 WRITTEN PROJECT REQUIREMENT**~~

~~(1) PROJECT LENGTH REQUIREMENT~~

Subject to waiver by the Program Director, a candidate for the LL.M./M.J. in Intellectual Property shall write a paper of two to four (2-4) credit hours under the supervision of a full-time member of the Drake law faculty. With the permission of the supervising professor, the LL.M./M.J. written project requirement can be satisfied by a paper or written project completed for any course within the LL.M./M.J. curriculum. The minimum standards for the paper are as follows:

- ~~1. The paper must be a written project of sufficient quality and suitably documented for a project of its type to be deemed of professional quality by the supervising professor.~~

2. ~~The project must be at least 35 pages long, double spaced on 8 ½" x 11" paper, including any footnotes.~~
3. ~~The project must involve submission of a draft to the supervising professor, with the requirement of a rewrite at the option of that professor.~~

~~(2) LL.M./M.J. THESIS~~

- ~~(3) The subject of the research, the nature and quantity of the work required and the number of credits awarded are determined by the supervising professor and is not intended as a substitute for offered courses. Students may be required to present the thesis as determined by the LL.M./M.J. Program Director. (4 credits = 60 pages and 200 hours; 5 credits = 70 pages and 250 hours; 6 credits = 80 pages and 300 hours)~~

~~12.2.3 EXPERIENTIAL TRAINING REQUIREMENT~~

~~(1) CLINIC, INTERNSHIP OR OTHER EXPERIENTIAL TRAINING REQUIREMENTS~~

~~Subject to waiver by the Program Director, a candidate for the LL.M./M.J. degree is required to satisfy an experiential training requirement by participating in one of the law school's clinics, internship programs, or first-year trial practicum or by taking a professional skills course designated by the Program Director.~~

~~(2) CREDIT VS. COMPENSATION~~

~~The internship experiences which may qualify for the Experiential Training Requirement are sometimes done for academic credit and sometimes done for compensation. Accreditation rules do not permit a candidate to earn academic credit for work for which the candidate is compensated (i.e., paid internships). However, with the Program Director's approval, a candidate can satisfy the experiential training requirement in a paid internship; however, the internship will not count toward the required 24 semester hours of course work.~~

~~(Updated 5/7/13)~~

~~12.2.4 ADDITIONAL REQUIREMENTS FOR LL.M. CANDIDATES FROM NON-COMMON LAW JURISDICTIONS AND ALL M.J. CANDIDATES~~

~~Unless the Program Director grants a waiver, LL.M. candidates who do not have a basic or an advanced law degree in a common law jurisdiction and all M.J. candidates must complete:~~

- ~~1. Foundations of Law and~~
- ~~2. Legal Writing and/or Legal Research.~~

~~(Updated 5/11/11)~~

~~(Updated 11/16/17)~~

~~12.2.5 GPA REQUIREMENTS~~

~~(1) NATIVE ENGLISH SPEAKERS~~

~~To be in good academic standing, and therefore eligible to continue law studies, candidates for the LL.M./M.J. degree are required to have at least a 2.5 cumulative grade point average (CGPA) at the completion of each semester of classes.~~

~~(2) NON NATIVE ENGLISH SPEAKERS~~

~~The minimum CGPA for students who are not natives of the United States and whose education was not in primarily English speaking schools will be a 2.0. All other LL.M. students are required to have a minimum GPA of 2.5. (Approved to apply retroactively to the beginning of the LL.M. Program.)~~

~~(Updated 9/27/12)~~

~~**12.2.6 MINIMUM SEMESTER HOURS**~~

~~At least 12 semester hours must be earned in regularly scheduled class sessions at Drake Law School (i.e., excluding internship, clinic, independent research, and courses taken at another institution).~~

~~**12.2.7 TIMELINE TO COMPLETE DEGREE**~~

~~Subject to waiver by the Associate Dean for Academic Affairs, full-time students must complete the requirements for the LL.M./M.J. degree within two academic years and part-time students must complete the requirements within 84 months of entering law school.~~

~~**12.2.8 ADMISSION REQUIREMENTS**~~

- ~~1. Applicants for the LL.M. must hold a J.D. from an ABA accredited school, an LL.B., or an equivalent degree from a foreign law school.~~
- ~~2. Applicants for the M.J. must hold a bachelor's degree or an equivalent degree from a foreign school.~~
- ~~3. The LL.M./M.J. program is open both to domestic and foreign students. Participants may enroll on either a full-time or part-time basis.~~
- ~~4. Unless approved by the Program Director, LL.M./M.J. candidates who do not have a basic or advanced law degree in a common law jurisdiction will not be able to begin their studies in the spring semester.~~

~~**12.2.9 ENGLISH LANGUAGE COMPETENCY**~~

~~International candidates for an LL.M. or M.J. degree whose native language is not English must submit documentation of a valid TOEFL score. As a general rule, applicants must have a TOEFL score of 80 or above on the Internet-based test or an IELTS score of 6.5 or above to be admitted. Test results are valid for two years only. The law school may request the applicant to participate in a telephone interview.~~

~~(Updated 5/9/19)~~

~~**12.2.10 TRANSFER OF FOREIGN LAW GRADUATES FROM THE LL.M./MJ PROGRAM TO THE J.D. PROGRAM**~~

~~LL.M./M.J. candidates with a foreign law degree who subsequently matriculate into the J.D. program may apply credits earned as an LL.M./M.J. student toward the J.D. degree with the written consent of the Associate Dean for Academic Affairs. If the student subsequently re-enters the LL.M./M.J. program after being awarded the J.D., credits earned in the J.D. program above the minimum required for award of the J.D. degree may be applied toward the LL.M./M.J. degree.~~

~~**12.2.11 TRANSFER OF STUDENTS FROM OTHER GRADUATE LAW PROGRAMS**~~

Candidates wishing to transfer from a graduate law program from another accredited law school should follow the procedure listed for new applicants. Subject to approval by the Program Director, up to nine (9) semester hours of courses in which the student earned a grade of 2.5 (on a 4.0 scale) or above usually can be transferred to Drake University Law School. Grades from transferred courses, however, will not be calculated into the student's cumulative grade point average at the Law School.

12.2.12 JOINT J.D./LL.M. PROGRAM

With the approval of the Program Director, candidates who have taken relevant courses at Drake Law School as part of their J.D. program (including students earning a J.D. from another ABA-accredited law school who visited Drake Law School for two semesters or participated in the summer programs sponsored by Drake Law School) may be permitted to apply up to 9 semester hours for credit toward the LL.M. degree. Credits earned more than 7 years prior to enrollment in the LL.M. program may not be credited towards the LL.M.

(Updated 9/24/15)

J.D. coursework can be used to satisfy the basic, LL.M. paper, and experiential training requirements. Students who have claimed 9 credits toward the LL.M. degree under the J.D./LL.M. option and need to complete the experiential training requirement will be able to count their internship or clinic participation toward the 12 required in-house credits of regularly scheduled class sessions.

(Updated 12/10/13)

12.2.13 PROFESSIONAL ENRICHMENT OPPORTUNITY

Subject to waiver by the Program Director, a candidate for the LL.M./M.J. degree is required to satisfy a practical education requirement by attending at least one guest lecture or professional enrichment opportunity offered through the Intellectual Property Law Center.

(Updated 11/17/2016)

12.3 MASTER OF LAWS (LL.M./M.J.) IN COMPLIANCE AND RISK MANAGEMENT

12.3.1 ACADEMIC REQUIREMENTS

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(d) PREVIOUSLY AND CONCURRENTLY COMPLETED COURSEWORK

(1) Previous and Concurrent Coursework Performed at Drake

No candidate with a J.D. from an ABA-approved law school will be given credit toward an LL.M./M.J. degree for repeating work or a course already completed by the candidate toward fulfillment of the candidate's J.D. except as described in this section.

If a student is concurrently enrolled in the Compliance and Risk Management M.J. or LL.M program, and another Drake program (such as ~~not including the~~ MBA, MPA, ~~or but not including the~~ J.D. program) the three required CBPA Compliance courses (Operational Risk Management, Negotiation and Conflict Resolution, and The Law of Business Organizations (BLAW 250) will be credited towards the student's Compliance degree even if the student is also given credit for the course towards the student's other degree, so long as the student receives a grade of B- or higher in the course.

If a student is concurrently enrolled in the MBA or MPA program at Drake University, the three required CBPA Compliance courses (Operational Risk Management, Negotiation and Conflict Resolution, and The Law of Business Organizations (BLAW 250) and the elective Corporate Governance and Ethics (MBA 240) will be credited towards the student's Compliance degree even if the student is also given credit for the course towards the student's other degree, so long as the student receives a grade of B- or higher in the course.

Any student who is not concurrently enrolled in the Compliance and Risk management M.J. or LL.M program, and another Drake program (such as MBA, MPA) must take the full number of credits required for their Compliance degree in order to be awarded their Compliance degree. If a student has already taken a course required by the student's Compliance degree program, and the student received a grade of C (for law school classes) or B- (for CBPA classes) or higher, the student will not be permitted to retake the course as part of the Compliance M.J. or LL.M program. Rather, the student must take elective credits to reach the required credit total. (For example, if a student took Operational Risk Management as part of an MBA program, received a B- or higher, and later applied to and was accepted into the Compliance M.J. Program, the student would be required to take 3 credits of electives in lieu of Operational Risk Management.) If a student has already taken a course required by the student's Compliance degree program, such as Administrative Law or Operational Risk Management, and the student received a grade of C- or below for law school classes, or C+ or below for CBPA classes, the student will be required to re-take the course as part of the Compliance M.J. or LL.M program.