

SCANPO Legal Symposium

Because many attorneys have nonprofits clients, serve on a nonprofit board of directors or volunteer for a nonprofit organization, SCANPO has scheduled a full-day symposium dedicated to legal issues in the nonprofit arena. The program will cover a broad range of topics including fiduciary duties, tax exemptions and by-laws, employment issues, governance and ethical considerations.

Logistics

The SC State Museum is located at 301 Gervais Street, Columbia, SC. The phone number is 803-898-4921.

For directions, visit www.museum.state.sc.us.

About SCANPO

The SC Association of Nonprofit Organizations (SCANPO) has been serving and supporting members for 13 years. SCANPO provides the only statewide network of nonprofits and nonprofit friends, with membership exceeding 800 individuals and organizations. Providing training and technical assistance, cost saving programs, and advocacy and policy representation, SCANPO is an essential asset to any nonprofit organization.

Not a member? Join us today!

For more information, contact SCANPO:

Phone: (803) 929-0399

Toll-Free: 1-800-438-8508

E-mail: info@scanpo.org

Web: www.scanpo.org

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OF NONPROFIT ORGANIZATIONS

Serving, supporting and strengthening nonprofits for a better South Carolina

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OF NONPROFIT ORGANIZATIONS

Serving, supporting and strengthening nonprofits for a better South Carolina

2009 South Carolina Nonprofit Legal Symposium



Tuesday, December 8, 2009

**SC State Museum
Columbia, SC**

**Get valuable CLE credits including two hours
of required ethics credit!**

**CLE credits have been approved.*

Symposium Agenda

8:00 - 8:30 a.m.

Registration and Continental Breakfast

Welcome and Introduction

Mason B. Hardy, SCANPO

8:30 - 9:30 a.m.

Practice Tips for Drafting (and Re-Drafting) Bylaws and Policies

Sue-Ann (Susie) Gerald Shannon, Esq., McNair Law Firm, P.A.

This presentation offers some foundational practice tips (including checklists) on the when, why, and how of drafting bylaws and organizational policies for nonprofit organizations.

9:30 - 10:30 a.m.

Legal Issues and Nonprofit Social Enterprise

Jaelyn Cherry, J.D., USC School of Law

Nonprofits are increasingly involved in finding new ways to diversify their organizations. This presentation will focus on the legal issues facing those nonprofits that choose “social enterprise” ventures as one alternative towards sustainability or as another means to accomplish their missions.

10:30 - 10:45 a.m. **Break**

10:45 - 11:45 p.m.

Traps, Pitfalls and Little Known Statutory Requirements for Nonprofits Under State and Federal Law

Burnet R. Maybank III, Esq., Nexsen Pruet

Former Director of Revenue and General Counsel in the Secretary of State's office will discuss little known traps and pitfalls under the state's Tax, ABL, FOIA, workers compensation, gaming and Solicitation of Charitable Funds Act, as well as IRS provisions relating to exempt organizations and charitable giving.

11:45 a.m. - 12:45 p.m.

Lunch (on your own)

12:45 - 1:45 p.m.

South Carolina Nonprofit Corporation Act

Martin C. McWilliams, Jr., Esq., USC School of Law

South Carolina is lucky to have one of the most comprehensive and modern nonprofit-corporation statutes in the nation, a version of the Revised Model Nonprofit Corporation Act. The Act can, however, be complicated in application. This presentation will walk the audience through the statute, focusing on clarification.

1:45 - 2:45 p.m.

Employment Agreements: How to Define the Employment Relationship

Chris Gantt-Sorenson & Liz Speidel, Haynsworth Sinkler Boyd, PA

This presentation will provide employers with the resources and tools they need to define the employment relationship. We will be discussing the different options available to employers, including at-will relationships, defined term employment agreements, restrictive covenants (non-compete/non-solicitation), and confidentiality agreements. In addition, we will review the terms and conditions that must be included in incentive compensation agreements and severance agreements to ensure compliance with state and federal laws.

2:45 - 3:45 p.m.

Ethics in the Electronic Age

Karen L. Gieselman, Esq., Fisher & Phillips, LLP

Employees and employers are becoming increasingly dependent on technology. Technology offers exciting new opportunities to work more effectively and reach more people. However, technology can also raise ethical issues, particularly where the advances in technology encroach on privacy. This presentation will cover the ethical issues associated with confidentiality, email, privacy and electronically stored information in the electronic age.

3:45 - 4:00 p.m. **Break**

4:00 - 5:00 p.m.

Ethics for Nonprofit Boards

John C. Ruoff, Ph.D., SC Fair Share

Directors of a nonprofit corporation have core ethical and legal duties of loyalty, care and obedience to mission. The session will focus on the duty of loyalty, improper conflicts of interest, and excess benefits, transactions and policies that nonprofits should adopt to avoid violations.

Registration

Please make additional copies of this form if necessary

Name

Organization

Address

City

State

Zip

Phone

Fax

E-Mail

Please Check One*:

- SCANPO Member w/ SC Bar Nonprofit Manual - \$135
- SCANPO Member w/ out manual - \$75
- Non-Members w/ manual - \$195
- Non-Members w/ out manual - \$125

The SC Bar *Nonprofit Corporate Practice Manual* retail cost is \$80 plus tax, shipping & handling = BIG savings!

***Attorneys who plan to receive CLE credit must attend session with manual.**

Amount Due \$ _____

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2711 Middleburg Drive, Suite 201

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Or fax to 803-929-0173

Register online at www.scanpo.org

NOTE: Registrations received after December 1 or onsite will be charged an additional \$10 late registration fee. Cancellations must be received in writing by December 1 to obtain a refund minus a \$15 processing fee.