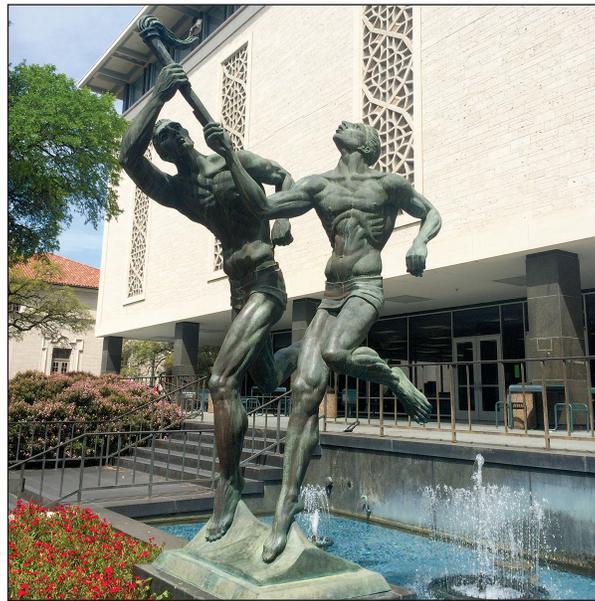


2015

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June 7–9, 2015

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SUNDAY AFTERNOON, JUNE 7, 2015

Presiding Officer:

Kyle R. ZumBerge, The University of Texas System Office of General Counsel, Austin, TX

2:00 p.m. Registration Opens

Includes light refreshments.

2:50 p.m. Welcoming Remarks

FUNDAMENTALS OF HIGHER EDUCATION TAXATION ISSUES

3:00 p.m. 1.00 hr

Fundamentals of Section 501(c)(3) Status

An overview of the requirements of section 501(c)(3) as they apply to universities, foundations and other types of entities.

Richard A. Speizman, KPMG LLP, Washington, DC

4:00 p.m. 1.00 hr

Fundamentals of UBIT and Qualified Sponsorships

Knowing the basics is essential in determining whether unrelated business income (UBI) exists. Learn some of the reasons for unrelated business income tax (UBIT) and the three basic requirements, review the exceptions and exclusions for UBIT; plus, understand the basics of qualified sponsorships.

Joseph R. Irvine, The Ohio State University, Columbus, OH

5:00 p.m. Break

5:15 p.m. 1.00 hr

Fundamentals of Fringe Benefits

Fringe benefits are an important part of any employment package. Understand the tax complexities that go along with common perks and benefits.

Tracy Paglia, Moss Adams LLP, Stockton, CA

6:15 p.m. 1.00 hr

Tax Fundamentals of Scholarships and Fellowships

An introductory level examination of the federal income tax treatment and reporting obligations involving scholarships and fellowships, including qualified scholarship awards and related expenses, tuition reduction arrangements, and the tax and reporting treatment of awards with employment or other service obligations.

Sean P. Scally, Vanderbilt University and Medical Center, Nashville, TN

7:15 p.m. Adjourn to Reception

WELCOME TO TEXAS RECEPTION AND BUFFET

Meet and network with your fellow colleagues and enjoy Texas barbeque and live music.

MONDAY MORNING, JUNE 8, 2015

Presiding Officer:

Mary M. Bachinger, National Association of College and University Business Officers, Washington, DC

7:45 a.m. Conference Room Opens

Includes continental breakfast.

8:30 a.m. 1.00 hr

Recent Developments in College and University Tax Law

Recent tax law developments that affect institutions of higher education, including updates on Congressional activity, IRS enforcement initiatives and pronouncements, and judicial decisions.

Bertrand M. Harding Jr., Law Offices of Bertrand M. Harding Jr., Alexandria, VA
Edward J. Jennings, University of Michigan, Ann Arbor, MI

9:30 a.m. .75 hr

Understanding UBIT for Digital and Online Activities

Colleges and universities conduct a myriad of activities online, particularly through their website, including education, publishing, advertising, sponsorship and sale of merchandise. An institution may conduct the activities itself or in conjunction with a service provider or other "partner." Applying IRS current guidance in these areas often raises issues, especially since the guidance has not kept pace with the changes in technology. Explore various online/digital activities, examine the potential unrelated business implications and discuss possible alternatives to unrelated business income tax treatment.

Richard J. Locastro, Gelman, Rosenberg & Freedman, Bethesda, MD

10:15 a.m. Break

10:30 a.m. 1.25 hrs

Nonresident Alien Tax Issues—Digging Deeper

Review the complexities of paying foreign entities that receive U.S.-sourced income payments from start to possible tax exemption to reporting. Plus, look at specific cases to see what's really happening and how to deal with the nonresident alien tax issues that emerge.

Donna Kepley, Arctic International LLC, Austin, TX

11:45 a.m. .50 hr

FATCA: What it Means For Your Institution

The new Foreign Account Tax Compliance Act (FATCA) regulations impact institutions with foreign academic, research or investment activities. Hear planning strategies and best practices for addressing FATCA compliance at your institution.

Bob Lammey, Ernst & Young LLP, Boston, MA
Lauren Weronick, Ernst & Young LLP, Austin, TX

12:15 p.m. Pick Up Lunch

Included in registration.

MONDAY AFTERNOON

Presiding Officer:

Joseph R. Irvine, The Ohio State University, Columbus, OH

LUNCHEON PRESENTATION

12:35 p.m. .75 hr

What's on the Horizon: Legislative and Policy Outlook for Colleges and Universities

A look from inside the beltway at how Congress is addressing current tax issues affecting higher education institutions; plus what you need to know about approaching excise taxes on high-cost health plans.

Richard A. Grafmeyer, Capitol Tax Partners, Washington, DC

1:20 p.m. Break

1:35 p.m. .75 hr

Tax Aspects of Settlement Payments

An overview of proper tax reporting and withholding treatment of settlement payments arising from agreements to resolve and release the educational institution from actual or threatened claims of legal action by employees, former employees, students or others.

Sean P. Scally, Vanderbilt University and Medical Center, Nashville, TN

2:20 p.m. 1.00 hr

Alternative Investments: Navigating the New Normal

Many organizations that are invested in alternative investments are faced with managing the related risk and compliance. Walk through the technical tax aspects of alternative investments and hear best practices to manage organizational risk and compliance.

Moderator:
Jackie Coburn, Crowe Horwath LLP, Dallas, TX

Panelists:
Rick Klee, University of Notre Dame, Notre Dame, IN
David L. Stark, KPMG LLP, Greensboro, NC

3:20 p.m. Break

3:30 p.m. .75 hr

Issuing and Processing Tax-Exempt Bonds

Gain a better understanding of tax responsibilities connected to all phases of debt issuance, including an overview of how the tax and debt management functions interact throughout the debt issuance phase, with a discussion of project spending, reimbursements, private use, arbitrage, and allocations.

Kelly Farmer, University of Minnesota, Minneapolis, MN
Carole Fleck, University of Minnesota, Minneapolis, MN

4:15 p.m. 1.00 hr

Beyond the University: Structuring, Creating, and Maintaining Related Entities

Analyze different uses of related organizations by colleges and universities, and learn best practices for entity choice and creation (taxable, disregarded or tax-exempt), corporate governance, tax compliance, and tax planning.

Erin Couture, PwC, Boston, MA
Ben Davidson, Stanford University, Palo Alto, CA

5:15 p.m. Adjourn

TUESDAY MORNING, JUNE 9, 2015

Presiding Officer:

Mike Sorrells, BDO USA, LLP, Bethesda, MD

7:45 a.m. Conference Room Opens

Includes continental breakfast.

8:30 a.m. 1.50 hrs

Athletics and Tax

A discussion about the tax issues on your Athletic Director's mind, including qualified sponsorship, licensing, equipment and apparel deals, compensation and fringe benefits for coaches, personal appearances, endorsements, facility rental, UBIT, charitable giving, and more.

Moderator:
Kyle R. ZumBerge, The University of Texas System Office of General Counsel, Austin, TX

Panelists:
Ben Davidson, Stanford University, Palo Alto, CA
Rick Klee, University of Notre Dame, Notre Dame, IN
Joel Levenson, University of Central Florida, Orlando, FL

10:00 a.m. Break

10:15 a.m. 1.00 hr

Tax Issues in Research and Technology

Identify various tax issues connected to university conducted research and resulting technology and come away with information on how to work through tax issues connected to these important areas.

Moderator:
Kelly Farmer, University of Minnesota, Minneapolis, MN

Panelist:
Bertrand M. Harding Jr., Law Offices of Bertrand M. Harding Jr., Alexandria, VA
Edward J. Jennings, University of Michigan, Ann Arbor, MI
Sean P. Scally, Vanderbilt University and Medical Center, Nashville, TN

11:15 a.m. 1.00 hr

Developing a UBIT Checklist for your CFO and/or other Executives

A UBIT checklist, which is best completed when filing the Form 990-T (the annual income tax return for nonprofits), may help the signer, typically the CFO, and other executives to understand and appreciate UBIT at your institution and take comfort in the proper management and reporting of its federal income tax liabilities. The checklist should summarize the institution's current UBIT situation and its overall long-term position, as well as analyze risks and impact of high-profile unrelated activities. Learn ways to utilize a UBIT checklist and modify or tailor it to meet the needs of your institution.

Edward J. Jennings, University of Michigan, Ann Arbor, MI

12:15 p.m. Adjourn

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ABOUT THE COVER



The Torchbearers by Charles Umlauf, 1963.

Made of bronze and over 12 feet tall, this sculpture stands at the entrance of the Peter Flawn Academic Center on The University of Texas at Austin campus.

The two male runners running close together and passing a torch between them represent the passing of knowledge from one generation to the next or from a teacher to a student.

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The 2015 Higher Education Taxation Institute is approved for Continuing Legal Education credit in the following jurisdictions:

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- Supreme Court of New Jersey Board on Continuing Legal Education
- New York State Bar Association
- Oklahoma Bar Association
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- The Bar of the Supreme Court of Vermont

The Institute has been submitted for approval of Continuing Legal Education credit to the following jurisdictions:

- The Florida Bar
- Indiana Commission for Continuing Legal Education
- Minnesota Board of Continuing Legal Education
- North Carolina State Bar
- Supreme Court of Ohio Commission on Continuing Legal Education
- Pennsylvania Continuing Legal Education Board

Upon request, the Institute will be submitted to other jurisdictions for approval of CLE credit.

CPE CREDIT

The University of Texas School of Law is registered with the National Association of State Boards of Accountancy (NASBA) as a sponsor of continuing professional education on the National Registry of CPE Sponsors. State boards of accountancy have final authority on the acceptance of individual courses for CPE credit. Complaints regarding registered sponsors may be submitted to the National Registry of CPE Sponsors through its website: www.learningmarket.org.

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Program Level: Overview
Advance Preparation: None

To comply with NASBA *Standards* that the Registry sponsor is required to maintain records of participation, dates and locations of programs and number of CPE credits earned by participants, attendance sign-in sheets will be available at the registration desk and attendees claiming CPE credit must sign in to verify attendance for each segment. You will need your CPA license number to sign in. A CPE Certificate of Completion will be issued at the conclusion of the conference.

HOW TO REGISTER

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good through May 7
 (subject to availability)

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KEY DATES

May 29, 2015

last day for early registration
 add \$50 for registrations
 received after this time

June 1, 2015

last day for cancellation (full refund)

June 3, 2015

last day for cancellation (partial refund)
 \$50 processing fee applied

June 7, 2015, 2:50 p.m.

Institute begins

**REASONS TO ATTEND
 THE HIGHER EDUCATION TAXATION INSTITUTE**

The **Higher Education Taxation Institute (HETI)** provides a unique forum for college and university tax professionals from around the country to examine and discuss federal tax issues and compliance, legislative, judicial, regulatory and administrative changes affecting colleges and universities. 2015 Institute highlights:

- *Fundamentals of Higher Education Taxation Issues* focused series of presentations opens the conference—hear from **Richard A. Speizman**, KPMG LLP, Washington, DC, **Joseph R. Irvine**, The Ohio State University, Columbus, OH, **Tracy Paglia**, Moss Adams LLP, Stockton, CA, and **Sean P. Scally**, Vanderbilt University and Medical Center, Nashville, TN
- Learn planning strategies and best practices for addressing FATCA compliance
- Dig deep into the complexities of nonresident alien tax issues with **Donna Kepley**, Arctic International LLC, Austin, TX
- Explore compensation and tax issues in research and technology
- Review recent tax law developments, including updates on Congressional activity, IRS initiatives and judicial decisions
- **Richard J. Locastro**, Gelman, Rosenberg & Freedman, Bethesda, MD, presents Understanding UBIT for Digital and Online Activities
- *Beyond the University: Structuring, Creating and Maintaining Related Entities* provides best practices for entity creation, governance, and maintenance
- **Kyle R. ZumBerge**, The University of Texas System Office of General Counsel, Austin, TX, moderates a panel discussion on tax issues in athletic departments, from both a private and public institution perspective
- **Edward J. Jennings**, University of Michigan, Ann Arbor, MI, provides the UBIT Checklist for the CFO

MCLE CREDIT

The 2015 Higher Education Taxation Institute is approved for Continuing Legal Education credit by the following jurisdictions—TX, CA, NJ, NY, OK, TN, VT

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