

**JENNIFER S. BARD**

November 2014

1802 Hartford Avenue, Room 316  
Lubbock, TX 79409-0004  
Office Telephone: 806.834.1950

**PRESENT POSITIONS:**

**TEXAS TECH UNIVERSITY, LUBBOCK, TX**

Special Assistant to the Provost for Academic Engagement (9-1-2014-present)

**TEXAS TECH UNIVERSITY SCHOOL OF LAW, LUBBOCK, TX**

Alvin R. Allison Professor of Law (2007-)

Associate Dean for Faculty Research and Development (August 2011-January 2013)

Professor of Law (tenured and promoted October 2006)

Associate Professor of Law (July 2003-October 2007)

Director, Health Law Concentration Program (2005-)

Director, JD/MD Program (2009-)

Assistant Director for Human Subject Research, Center for Biodefense, Law and Public Policy (2006-)

**Courses Taught:**

Torts, Public Health Law, Bioethics, Constitutional Issues in Health Law, Human Subject Research Law, Correctional Health Care Law, Assisted Reproductive Technology, Law, Medicine, and Literature, Insurance Law, Medical Malpractice

**TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER, LUBBOCK, TX**

**SCHOOL OF MEDICINE, LUBBOCK, TX**

**2003-Present**

Professor (clinical) (2013-present)

Associate Professor (clinical) (2004-2012)

Department of Psychiatry

Search Committee for Chair of the Public Health Department (2012)

**GRADUATE SCHOOL OF BIOMEDICAL SCIENCES**

**2014-present**

Professor, Public Health Program

**Courses Taught**

Introduction to Public Health

## HONORS AND AWARDS

Elected to University of Connecticut Public Health Program's Chapter of the Delta Omega Public Health Honor Society, Beta Rho chapter (2014)  
Texas Tech University Nominee, Minnie Stevens Piper Foundation Piper Professor Awards Program (2014)  
Presidential Leadership Academy (2013-2014)  
Research Associate, Texas Tech University Ethics Center (2008-2010)  
Fellow of the American Bar Foundation (2013-  
Chair, Executive Council, Texas Tech University Teaching Academy (2013-2014)  
Robert Wood Johnson, Scholars in Residence Fellowship (2013).  
President's Excellence in Academic Achievement Award (2012)  
Provost's Integrated Scholar (2012)  
Elected Member, American Law Institute (2009)  
Elected to Texas Tech University Teaching Academy (top 15% of Professors in University) (2009)  
President's Excellence in Teaching Award (2009)  
Elected member, American College of Legal Medicine Board (2009)  
Outstanding First Year Teacher Award, Phi Alpha Delta Law School Honor's Fraternity (2008)

## EDUCATION

---

**Wellesley College**, Wellesley, MA, A.B. 1983

*Editor-in-Chief, the Wellesley News*  
*Wellesley College Scholar*

**Oxford University**, Graduate Student in Honors School of Jurisprudence, St. Hilda's College, Oxford, England, (Matriculated October 1983-June 1984)  
(Studied Tort Law, Contract Law, European Economic Community Law, Philosophy, Bioethics, Politics, Economics, and Criminology)

**Yale Law School**, New Haven, CT, J.D. 1987

Yale Legal Services Organization, Child Advocacy Clinic  
Graduate Fellow, Davenport College

**University of Connecticut**, Farmington, CT

M.P.H. (Master's in Public Health) 1997  
Practicum Neonatal Intensive Care Unit, John Dempsey Hospital  
Graduate Fellowship, 1995-1996  
The Kennedy Institute of Ethics at Georgetown University, Intensive Bioethics Course (June 1996)  
The Hastings Center (visiting student January 1997)

**Texas Tech University**, Lubbock, TX, Ph.D. (May 2013).

Dissertation Title: *Whistleblowing in Higher Education*

## Past ACADEMIC EMPLOYMENT

### 2003-Present

**Jan. 2012**      **LA TROBE UNIVERSITY, MELBOURNE, AUSTRALIA**  
Visiting Professor  
Taught USA Torts in Global Business Law LLM Program

**Aug. 2010-  
May 2011**      **DRAKE LAW SCHOOL, DES MOINES, IA**  
Visiting Professor  
Taught Health Law I, The Business of Health Law, and Legal & Clinical Issues in Human Subject Research  
Advised Health Law Students Organization

**Sept. 2001-  
June 2003**      **UNIVERSITY OF TEXAS SCHOOL OF MEDICINE, GALVESTON, TX**  
Assistant Professor, Department of Preventive Medicine and Community Health  
Member, Institute for the Medical Humanities  
Clerkship Director, Medical Jurisprudence  
Research Director, Program on Legal and Ethical Issues In Correctional Health  
Scientist, Sealy Center for Vaccine Development  
Fellow, Center for Interdisciplinary Research in Women's Health

#### **Teaching Responsibilities**

Integrated Curriculum Evaluation Exercise, 2001-2003  
Internal Medicine Ethics Case Conference Series, 2002-2003  
Neurology Clerkship Lectures (every six weeks), 2001-2003  
Practice of Medicine I and II, 2001-2003  
Surgery Ethics Rounds, 2001-2003

**Sept. 2001-  
June 2003**      **GRADUATE SCHOOL OF MEDICAL SCIENCES UNIVERSITY OF TEXAS MEDICAL  
BRANCH, GALVESTON, TX, Institute for the Medical Humanities**  
General Clinical Research Center, Ethics lecture, 2001-2002  
MEHU 6101: Ethics of Scientific Research, 2002, 2003  
MEHU 6304: Bioethics and the Law, spring term, 2002

**Sept. 2001-  
June 2003**      **UNIVERSITY OF HOUSTON LAW CENTER, HOUSTON, TX**  
Adjunct Professor, Health Law Institute  
Co-taught LLM Seminar with Dr. William Winslade (Director of LLM Program)

Jennifer S. Bard, C.V.

Associate Member, Health Law and Policy Institute  
Supervised LLM Thesis

### **Professional Associations and Editor Positions**

American Law Institute (elected member since 2009)  
American Bar Association Section of Legal Education and Admissions to the Bar,  
Professionalism Committee (Sept 1, 2010-Aug 31, 2012)  
Editorial Advisory Board, *Mental Health Law & Policy Journal*, Cecil R. Humphreys School of Law,  
University of Memphis  
Association of American Law Schools (AALS),  
Section on Law, Medicine, and Healthcare-Secretary 2010  
Section on Mental Disability Law, Chair-2007-2008; Executive Committee Member, 2007-  
Executive Committee Member 2007-  
Society of American Law Teachers (SALT)  
Law School Representative, 2008-  
Co-Editor, Cambridge Journal of Bioethics, 2009-  
American Society of Bioethics and Humanities (ASBH),  
Deputy Editor, American College of Legal Medicine Board, *Journal of Legal Medicine* (201—2014)  
Editor-in-chief, the Internet Journal of Law, Healthcare and Ethics (2005-2006)  
American Society of Law, Medicine and Ethics (Member)  
American Public Health Association

### **PEER REVIEWER (Articles and Fellowships)**

American Journal of Bioethics  
MIT Press  
Oxford University Press  
Journal of Insurance Law  
Université de Toulouse, IDEX Program, Attractivity Chairs 2013  
Internet Journal of Law, Bioethics and Medicine  
Robert Wood Johnson Foundation  
Wellcome Trust, External Grant Reviewer(Great Britain)  
Yale Journal of Health Policy, Law, and Ethics

### **GRANT SUPPORT**

Scholars in Residence Fellow, Robert Wood Johnson Foundation (\$30,000) 2013  
  
Principal Investigator (2006-2007)  
Assistant Director (2007 to present)  
The Law, Policy, and Ethics Core (LPEC), \$255,953  
Western Regional Center of Excellence for Biodefense and Emerging Infectious Diseases Research  
(WRCE) (5U54AI057156)  
Funded by: Public Health Services, Department of Health and Human Services  
Jennifer S. Bard, C.V.

## PUBLICATIONS

Jennifer S. Bard, *Introducing New Users to an Old Poison: The Tobacco Industry's Efforts to Thwart the FDA's Regulation of E-Cigarettes*, 8 ST. LOUIS U. J. HEALTH L. & POL'Y (forthcoming 2015).

Jennifer S. Bard, *DSM-6 and Beyond: Looking Ahead to the Effects of Biological Based Diagnosis on Criminal Sentencing*, 2015 UTAH L. REV. (SYMPOSIUM ISSUE) (forthcoming 2015).

Jennifer S. Bard & Lindsay Penrose, *Responding to Requests for Assisted Reproductive Technology Intervention Involving Women Who Cannot Give Consent*, 24 HEALTH MATRIX J. L.-MED. (forthcoming 2015).

Jennifer S. Bard, *A Taxonomy for Analyzing Legal and Ethical Issues Arising When Conducting Human Subject Research Outside the Borders of One's Own Country*, HOUS. J. INT'L L. (forthcoming 2014).

Jennifer S. Bard, *The Professor as Whistleblower: The Tangled World of Constitutional and Statutory Protections*, 12 DARTMOUTH L.J. (forthcoming 2014).

Jennifer S. Bard, *Would Research Ethics Survive the Defunding of the Research University?*, 44(1) HASTINGS CTR. REP. 11–12 (Jan.–Feb. 2014).

Jennifer S. Bard & Craig M. Klugman, *Futility on the Border: What should a hospital do for an undocumented person in a vegetative state who can no longer benefit from hospital treatment?*, HASTINGS CTR. REP. (July–Aug. 2013).

Jennifer S. Bard, *Putting Patients First: How the FDA Could Use Its Existing Powers To Reduce Post-Market Adverse Events*, 10(2) IND.HEALTH L.REV. 495 (2013).

Craig M. Klugman & Jennifer S. Bard, *Medicolegal & Ethical Aspects of Prehospital Emergency Medicine*, in *The ABC of Prehospital Emergency Medicine* (Boylan M, ed.) (Wiley-Blackwell) ((2013).

Jennifer S. Bard, *What to Do When You Can't Hear the Whistleblowing: A Proposal to Protect the Public's Health by Providing Whistleblower Protection for Medical Researchers*, 9 IND. HEALTH L. REV. 1 (2012).

Jennifer S. Bard, *Closing the Gaps in Human Subject Research Law: Regulating Clinical Research Conducted Outside of the United States*, 21 ANNALS HEALTH L. 201 (2012).

Jennifer S. Bard, *Lack of Political Will and Public Trust Dooms Presumed Consent*, 12 AM. J. BIOETHICS 2 (2012).

Jennifer S. Bard, *Introduction*, 9 IND. HEALTH L. REV. 389 (2012) (An introduction to the AALS Symposium Articles: Teaching Health Law Outside the Classroom).

Jennifer S. Bard, *When Public Health and Genetic Privacy Collide: Positive and Normative Theories Explaining How ACA's Expansion of Corporate Wellness Programs Conflicts with GINA's Privacy Rules*, 39 J.L. MED. & ETHICS 469 (2011).

Jennifer S. Bard, *Practicing Medicine and Studying Law: How Medical Schools Used to Have the Same Problems We Do and What We Can Learn from Their Efforts to Solve Them*, 10 SEATTLE J. FOR SOC. JUST. 135 (2011).

Jennifer S. Bard, RIGHTS TO HEALTH CARE INFORMATION: AND THE BAND PLAYED ON IN THE PICTURE OF HEALTH: MEDICAL ETHICS AND THE MOVIES (Henri Colt & Sylvia Quadrelli, eds. 2011) (Oxford).

Jennifer S. Bard & Brett Gardner, *30 Ways for First Year Law Students to Achieve Success*, (<http://ssrn.com/abstract=1650386>) (2010).

Jennifer S. Bard, Thomas W. Mayo & Stacey A. Tovino, *Three Ways of Looking At a Health Law and Literature Class*, 1 DREXEL L. REV. 512 (2009).

Jennifer S. Bard, *I'm Interested in Health Law-Now Where Can I Get a Job?*, 14 N.Y. ST. B.A. HEALTH L.J. 73 (2009).

Jennifer S. Bard, *What We In Law Can Learn From Our Colleagues in Medicine About Teaching Students How to Practice Their Chosen Profession*, 36 J.L. MED. & ETHICS 841 (2009).

Jennifer S. Bard, *Learning from Law's Past: A Call for Caution Incorporating New Innovations in Neuroscience*, 7(9) AM. J. BIOETHICS 73 (2007).

Jennifer S. Bard, *Supreme Court's FDA Decision Highlights Little Understood Issue of Preemption*, ASBH EXCHANGE, spring 2008, at 6.

Jennifer S. Bard, *Immaculate Gestation? How Will Ectogenesis Change Current Constitutional Theory on Abortion Law?*, in ECTOGENESIS: ARTIFICIAL WOMB TECHNOLOGY AND THE FUTURE OF HUMAN REPRODUCTION 149 (Scott Gelfand & John R. Shook eds., 2006).

Jennifer S. Bard, *Standing Together: How Bioethics and Public Health Can Join Forces to Provide Equitable Health Care*, 5 AM. J. BIOETHICS 220 (2005).

Jennifer S. Bard, *Re-arranging Deck Chairs on the Titanic: Why Insanity Defense Law Reform is Not Enough to Solve the Problem of Crimes Committed by the Mentally Ill*, 5 HOUS. J. HEALTH L. & POL'Y 1 (2005).

Jennifer S. Bard, *How the Ethical Catastrophe of Transplanting a Second Set of Organs in Jessica Santillan After She Suffered Brain Damage Should Lead To Reform in the Donation System* 1 INTERNET J.L., HEALTH CARE & ETHICS 2 (2003).

William Winslade, Amy McGuire, Jennifer S. Bard & Cheryl Erwin, THE TEXAS MEDICAL JURISPRUDENCE EXAMINATION: A SELF-STUDY GUIDE (2002).

Jennifer S. Bard, C.V.

Jennifer S. Bard, *The Diagnosis is Anencephaly and the Parents Ask about Organ Donation: Now What? A Guide for Hospital Counsel and Ethics Committees*, 21 W. NEW ENG. L. REV. 49 (1999).

D.O. Lewis & Jennifer S. Bard, *Multiple Personality and Forensic Issues*, 14(3) PSYCHIATRIC CLINICS OF NORTH AMERICA 74114(3) (1991).

## **BOOK REVIEWS AND ESSAYS**

---

Jennifer S. Bard, *The Book of Woe: The DSM and the Unmaking of Psychiatry by Gary Greenberg (Blue Rider Press, Penguin Group (USA), New York, NY 2013), 416 Pages, \$28.05, 34 J. Legal Med. 313 (2013).*

Jennifer S. Bard, *Failing Law Schools*, 33 J. LEGAL MED. 417 (2012).

Jennifer S. Bard, Book Review, 8(2) AM. J. BIOETHICS 52 (2008) (reviewing SONIA SHAH, *THE BODY HUNTERS: HOW THE DRUG INDUSTRY TESTS ITS PRODUCTS ON THE WORLD'S POOREST PATIENTS* (2006)).

Jennifer S. Bard, Book Review, 33 J. HEALTH POL. POL'Y & L. 45 (2007) (reviewing MICHELLE GOODWIN, *BLACK MARKETS: THE SUPPLY AND DEMAND OF BODY PARTS* (2006)).

Jennifer S. Bard, Book Review, 6(6) AM. J. BIOETHICS 74 (2006) (reviewing JUDITH DAAR, *REPRODUCTIVE TECHNOLOGIES AND THE LAW* (2006)).

Jennifer S. Bard, *Reflections on an Impossible Profession: A First Hand Account of the Development of Contemporary, Multi-disciplinary Bioethics* 9 DEPAUL J. HEALTH CARE L. 1149 (2006) (reviewing JONATHAN D. MORENO, *IS THERE AN ETHICIST IN THE HOUSE? ON THE CUTTING EDGE OF BIOETHICS* (2005)).

## **COLUMNS AND OP-ED PIECES**

Jennifer S. Bard, Op-Ed, *Jennifer Bard: Supreme Court to examine Affordable Care Act's legality*, Amarillo Globe-News, June 19, 2012.

Jennifer S. Bard, Op-Ed, *Court will examine legality, not merits, of health care reform*, Houston Chronicle, June 15, 2012.

Jennifer S. Bard, Op-Ed, *Future Conviction Could Still Come*, HOUSTON CHRONICLE, MAY 30, 2011.

Jennifer S. Bard, Op-Ed, *Need Moral, Legal, Scientific Perspectives On Stem Cell Research*, DES MOINES REGISTER, Feb. 10, 2011.

Jennifer S. Bard, *Ethics Generator: As Exams Approach, Strive For Honor*, TEXAS TECH DAILY TREADOR, DEC. 2010.

Jennifer S. Bard, C.V.

Jennifer S. Bard, Op-Ed, *There's No Proof Tort Reform Reduces Medical Costs*, HOUSTON CHRONICLE, Nov. 21, 2009.

Jennifer S. Bard, Op-Ed, *Don't Blame Health Officials for Flu Response*, HOUSTON CHRONICLE, May 9, 2009.

Jennifer S. Bard, Op-Ed., *Test of a Just Society: We Have a Second Chance to Do Right by Yates*, HOUSTON CHRONICLE, July 16, 2006.

Jennifer S. Bard, Op-Ed., *Court Ruling on Forced Medication is No Victory for Mental Illness Advocates*, AUSTIN AMERICAN-STATESMAN, June 21, 2003.

Jennifer S. Bard, Op-Ed., *Jesica's Family Deserved More Consideration: (When a Family Objects to Brain Death)*, THE HARTFORD COURANT, CTNOW.com, Mar. 4, 2003.

Jennifer S. Bard, Op-Ed., *Unjust Rules for Insanity, (The Andrea Yates Verdict)*, N.Y. TIMES, Mar. 13, 2002.

Reprinted in:

*Failed Insanity Defense Exposes Flaws in Texas Law*, HOUSTON CHRONICLE, Mar. 14, 2002

*Texas' Unjust Insanity Rules*, HONOLULU ADVERTISER, Mar. 14, 2002.

Jennifer S. Bard, *Pleading Insanity: What the Andrea Yates Case Reveals about American Views of Mental Illness*, WELLESLEY COLLEGE MAGAZINE, Spring 2002 at 16-17.

Jennifer S. Bard, *How Can We Learn From Our Mistakes: The Legacy of the Anthrax Vaccine*, XV(3) U. HOUS. L. & POL'Y CTR HEALTH L. NEWS 8, Apr. 2002.

Jennifer S. Bard, Op-Ed., *Is Bush Wrong About Cloning?*, THE GALVESTON COUNTY DAILY NEWS, Nov. 29, 2001.

Jennifer S. Bard, Op-Ed., *A Shot in the Arm For America: Mass Vaccination Not the Answer to Anthrax Scare*, HARTFORD COURANT, Nov. 4, 2001.

Jennifer S. Bard, Column, *When a Woman Doesn't Need a Man: Legal Issues Regarding Cloning as an Infertility Treatment*, 3(1) J. BIOLAW & BUS. 56 (1998).

## **SUBSTANTIAL BLOG POSTINGS**

Contributing Editor, Health Law Professor Blog

Contributor, Harvard Bill of Health Blog

Guest Contributor Prawfs Blog (May 2014)

*Solving Two Federal Problems at Once: Lets Mail Information to Those Losing Their Inadequate Health Insurance*, HEALTH LAW PROF BLOG (Nov. 15, 2013),

Jennifer S. Bard, C.V.



[http://lawprofessors.typepad.com/healthlawprof\\_blog/2013/11/solving-two-federal-problems-at-once-lets-mail-information-to-those-losing-their-inadequate-health-i.html](http://lawprofessors.typepad.com/healthlawprof_blog/2013/11/solving-two-federal-problems-at-once-lets-mail-information-to-those-losing-their-inadequate-health-i.html).

*The Difference Between a Law Professor and a Pundit*, HEALTH LAW PROF BLOG (Nov. 8, 2013), [http://lawprofessors.typepad.com/healthlawprof\\_blog/2013/11/the-difference-between-a-law-professor-and-a-pundit.html](http://lawprofessors.typepad.com/healthlawprof_blog/2013/11/the-difference-between-a-law-professor-and-a-pundit.html).

*Resources for Learning About (and Tracking) Violations of Research Law and Ethics*, HEALTH LAW PROF BLOG (Oct. 18, 2013), [http://lawprofessors.typepad.com/healthlawprof\\_blog/2013/10/resources-for-learning-about-and-tracking-violations-of-research-law-and-ethics.html](http://lawprofessors.typepad.com/healthlawprof_blog/2013/10/resources-for-learning-about-and-tracking-violations-of-research-law-and-ethics.html).

*Tools for Teaching the Fungal Meningitis*, HARVARD LAW SCHOOL PETRIE-FLOM CENTER BILL OF HEALTH BLOG (Oct. 23, 2012), <http://blogs.law.harvard.edu/billofhealth/2012/10/23/tools-for-teaching-the-fungal-meningitis-outbreak/>.

*When the Cure May be Worse than the Disease, Who gets Make the Final Decision: West Nile*, HEALTH LAW PROF BLOG (Aug. 28, 2012).

*Teaching Constitutional Issues in the ACA Decision Part 1: A Look behind the Curtain to Find some of Justice Kennedy's Words in an Unsigned Dissent*, HEALTH LAW PROF BLOG (June 29, 2012), [http://lawprofessors.typepad.com/healthlawprof\\_blog/2012/06/teaching-constitutional-issues-in-the-aca-decision-part-1-a-look-behind-the-curtain-to-find-some-of-.html](http://lawprofessors.typepad.com/healthlawprof_blog/2012/06/teaching-constitutional-issues-in-the-aca-decision-part-1-a-look-behind-the-curtain-to-find-some-of-.html).

*Michael Jackson's Death Exposes Danger of Over-Broad Physician Prescribing Powers*, HEALTH LAW PROF BLOG (Dec. 16, 2011), [http://lawprofessors.typepad.com/healthlawprof\\_blog/2011/12/michael-jacksons-death-exposes-danger-of-over-broad-physician-prescribing-powers-jennifer-s-bard-a-jury-in-california.html](http://lawprofessors.typepad.com/healthlawprof_blog/2011/12/michael-jacksons-death-exposes-danger-of-over-broad-physician-prescribing-powers-jennifer-s-bard-a-jury-in-california.html).

*The Picture of Health: Medical Ethics and the Movies*, HEALTH LAW PROF BLOG, May 10, 2011.

*Securities Law Case Helps Increase FDA Authority to Monitor Post-Market Adverse Events*, HEALTH LAW PROF BLOG (Guest Blogger) (Mar. 25, 2011), [http://lawprofessors.typepad.com/healthlawprof\\_blog/2011/03/securities-law-case-helps-increase-fda-authority-to-monitor-post-market-adverse-events.html](http://lawprofessors.typepad.com/healthlawprof_blog/2011/03/securities-law-case-helps-increase-fda-authority-to-monitor-post-market-adverse-events.html).

*Securities Law Case Helps Increase FDA Authority to Monitor Post-Market Adverse Events*, HEALTH LAW PROF BLOG (Guest Blogger) (Mar. 25, 2011), [http://lawprofessors.typepad.com/healthlawprof\\_blog/2011/03/what-law-students-dont-understand-about-the-us-news-rankings-how-it-can-hurt-them-and-what-we-as-law-professors-can-do-ab.html](http://lawprofessors.typepad.com/healthlawprof_blog/2011/03/what-law-students-dont-understand-about-the-us-news-rankings-how-it-can-hurt-them-and-what-we-as-law-professors-can-do-ab.html).

*What Law Students Don't Understand About The US News Rankings, How It Can Hurt Them and What We as Law Professors Can Do About It*, HEALTH LAW PROF BLOG (Guest Blogger) (Mar. 18, 2011), [http://lawprofessors.typepad.com/healthlawprof\\_blog/2011/03/securities-law-case-helps-increase-fda-authority-to-monitor-post-market-adverse-events.html](http://lawprofessors.typepad.com/healthlawprof_blog/2011/03/securities-law-case-helps-increase-fda-authority-to-monitor-post-market-adverse-events.html).

*The Battle Over Embryos*, HEALTH LAW PROF BLOG (Guest Blogger) (Mar. 8, 2011), [http://lawprofessors.typepad.com/healthlawprof\\_blog/2011/03/the-battle-over-embryos.html](http://lawprofessors.typepad.com/healthlawprof_blog/2011/03/the-battle-over-embryos.html).

*Closing the Loopholes for Big Pharma*, WOMEN'S BIOETHICS BLOG (Contributing Editor) (Jan. 20, 2008), <http://www.wellsphere.com/bioethics-article/closing-the-loopholes-for-big-pharma/196696>.

## ACADEMIC AND PROFESSIONAL PRESENTATIONS

Oct. 2014, American Association of Bioethics and the Humanities, San Diego, CA, *Ethical Concerns for Primary Care Providers from the Affordable Care Act's "One-Size-Fits-All" Wellness Programs*.

July 2014, Athens Institute for Education and Research, 11<sup>th</sup> Annual International Conference on Law, Athens, Greece, *Legal and Ethical Issues in Conducting Human Subject Research Outside the Borders of One's Own Country*.

June 2014, American Society for Law, Medicine and Ethics, San Francisco, CA, *Legal Options for Tenants with Bedbug Infestations* (A Report Funded by the Robert Wood Johnson Foundation); *The Obese as a Vulnerable Population*.

Oct. 2013, American Association of Bioethics and the Humanities annual meeting, Atlanta, Georgia, *Presumed Consent Laws Are Not the Answer to Increasing Organ Donation: How Can We Find Out What Is?*

Aug. 2013, Southeastern Association of Law Schools, West Palm Beach, Florida, *Employee Benefits and Disability Rights in a Post-Affordable Care World* (Discussant); *Research Deans Talk About What Works (and What Doesn't) on Encouraging Faculty Research and Scholarship* (Moderator and Discussant); *Health Care Reform Revisited: What Progress Has Been Made Since Last Year?* (Discussant).

Feb. 2013, Lubbock County Women's Lawyer's Association, *Affordable Care Act*.

Oct. 2012, American Public Health Association, San Francisco, California, *Queer Medicine: Teaching, Learning & Practicing* (With Craig M. Klugman, Sean Philpot and Brian Riedel).

June 2012, American Association of Law, Medicine and Ethics Health Law Professor's Conference, Tempe, Arizona, *Legal Challenges in Providing Health Care to Undocumented Immigrants*.

May 2012, Texas Tech University Health Sciences Center, Garrison Institute on Aging, *Ethical Issues in Corporate Wellness Programs*.

Jennifer S. Bard, C.V.

Jan. 2012, American Association of Law Schools, Section on Law, Medicine and Health Care, "*Reaching Out Beyond the Classroom: Health Law Professors Interacting with the Real World*" (Panel organizer and moderator).

Sept. 2011, Texas Tech University Health Sciences Center School of Medicine, Lubbock, Texas, *The Constitutionality of Health Care Reform*.

Sept. 2011, Southern Methodist University, Dallas, Texas, Garner Honors Lecture, *HeLa Cells and the Law*.

Sept. 2011, Texas Tech Ethics Center, Lubbock, Texas, *Using Movies to Teach Ethics*.

Apr. 2011, Drake University, Des Moines, Iowa, *Legal and Ethical Issues in the Insanity Defense*.

Aug. 2011, Southeastern Association of Law Schools, Hilton Head, South Carolina, *Providing Protection for Human Subjects Outside of Federal Regulation*.

Aug. 2010, Southeastern Association of Law Schools, Palm Beach, Florida, Moderator, *Academic Oversight of Moot Court Teams*.

Mar. 2010, 19th Annual Ethics Symposium Sponsored by TPMG Department of Medical Ethics Kaiser Permanente, Plenary Speaker, San Ramon, California, *Legal and Ethical Issues in Medical Futility* and Workshop Leader *Teaching Bioethics: The Constitutional Framework of Physician Assisted Death* (with Elizabeth Pendo and Kelly Dineen).

Jan. 2010, Texas Tech Faculty Colloquium, *Resources Available for Law Faculty Scholarship and Funded Research* (with handout).

Jan. 2010, Texas Tech Hispanic Law Students' Association, *Second Semester First Year—Now that You Know, What Can You Do Differently?* (with handout).

Oct. 2009, American Medical Writer's Association, Dallas, Texas, *Hot Topics in Medical Ethics: Nothing is Black and White—It's All Shades of Gray* (with Wendy Wagner).

Sept. 2009, Texas Tech University Medical School, Lubbock, Texas, Fifth Annual Constitution Day Lecture, *Free Speech in Everyday Life—What the Constitution Does and Does Not Protect*.

June 2009, Bioethics Retreat, Rocky Gap, Maryland, *How Bioethics is Taught Differently in a Law, Medicine and Nursing School* (with Elizabeth Pendo and Kelly Dineen).

June 2009, American Association of Law, Medicine and Ethics Health Law Professor's Conference, Cleveland, Ohio, *Good Samaritan Kidney Donation: A Public Health Critique of Extending the Search for Donor Organs to Nonrelated, Living Strangers*.

Sept. 2008, Texas Tech University Health Sciences Center School of Medicine, Lubbock, Texas, *The Role of the Supreme Court in Interpreting the Constitution* (Constitution Day Address).

Jennifer S. Bard, C.V.

Aug. 2008, Texas Tech University School of Law HLSA Orientation Boot Camp, Lubbock, Texas, *The Difference Between an A Student and a C Student*.

June 2008, ASLME Annual Health Law Professor's Conference, Philadelphia, Pennsylvania, *Teaching Health Law Through Literature* (panel with Tom Mayo and Stacey Tovino).

June 2008, 20<sup>th</sup> Annual Bioethics Camp, Santa Rosa, California, *Update on the Genetic Information Non-Discrimination Act ("GINA")* (with Elizabeth Pendo).

Mar. 2008, 17<sup>th</sup> Annual Ethics Symposium Sponsored by TPMG Department of Medical Ethics Kaiser Permanente, San Francisco, California, *Update on Medical Futility: When Communication Fails, Confronting Health Care Disparities*.

Mar. & Apr. 2008, Presentation to Neuropsychiatry Residents and Fellows at Texas Tech University Health Sciences Center, Lubbock, Texas, *What Your Patients Need You to Know About U.S. Law*.

Oct. 2007, American Association of Bioethics and the Humanities, Paper Session, *Trans-disciplinary Approaches to Trans-institutionalization of People with Mental Illness*.

Sept. 2007, Texas Tech University School of Medicine, Lubbock, Texas, *Constitution Day Address*.

---

July 2007, 19<sup>th</sup> Annual Bioethics Camp, Lake George, New York, *Writing About Bioethics for the Public*, (with Kate Scannell).

June 2007, American Society Of Law, Medicine, and Ethics, National Health Law Teachers Conference, Boston, Massachusetts, *How and Why to add Correctional Health Law to the Curriculum*.

Jan. 2007, American Association of Law Professors, Annual Meeting, Section on Mental Disability, *Access to Mental Health Care in Prison*.

Mar. 2007, 16<sup>th</sup> Annual Ethics Symposium, sponsored by the TPMG Department of Medical Ethics at Northern California Kaiser Permanente, San Ramon, California, *Bioethics at the Crossroads of Public and Private Health Care Decisions*.

Dec. 2006, Mind Wars-Brain Research and National Defense, Jonathan Moreno, Jennifer Bard and Paul Root Wolpe moderated by P.J. Crowley, Center for American Progress, Washington, D.C.

Sept. 2006, Constitution Day Address, Texas Tech University School of Medicine, Lubbock, Texas, *Medical Privacy and the Constitution*.

June 2006, Bioethics Retreat, Lake Tahoe, California, *Current Legal Issues in Bioethics*.

June 2006, ASLME National Health Law Teachers Conference, Baltimore, Maryland, *Teaching Difficult and Sensitive Topics in Health Law*.

Jennifer S. Bard, C.V.

Sept. 2005, Constitution Day Address, Texas Tech University School of Medicine, Lubbock, Texas, *Is There A Constitutional Right to Health Care?*

June 2005, American Society of Law, Medicine & Ethics, Health Law Teachers Conference, Houston, Texas, *Tort Reform as a Threat to the Public's Health.*

Feb. 2005, Presentation to the Internal Medicine Society, Texas Tech University Medical School, Lubbock, Texas, *The Truth About Malpractice Insurance Reform.*

Oct. 2004, Society of American Law Teachers Teaching Conference, Las Vegas, Nevada, *Class and Legal Education.*

Sept. 2004, Texas Tech University Health Sciences Center, Lubbock, Texas, *Ethical Issues Facing the Resident in Ob-Gyn.*

Sept. 2004, Annual Meeting of the Association for Politics and the Life Sciences, Chicago, Illinois, *Protecting Human Subjects Against the Threat of Public Health Crisis.*

June 2004, A poster presentation of a pilot study to survey law students about their level of awareness, American Society of Law, Medicine, and Ethics National Health Law Teacher's Conference, Newark, New Jersey, *What Do Law Students Know About the Recent History of Public Health?*

Apr. 2004, Presentation to Faculty Journal Club, Texas Tech University Health Sciences Center, Lubbock, Texas, *Is the Match Illegal?*

Dec. 2001, 2002, & 2003, General Clinical Research Center Course for New Investigators, Galveston, Texas, *Special Issues Related to Research with Prisoners.*

Nov. 2003, Texas Tech University Health Sciences Center, Lubbock, Texas, *Ethical Issues Facing the Resident in Psychiatry.*

Nov. 2003, American Public Health Association's 131<sup>st</sup> Annual Meeting, San Francisco, California, *Facing the New Menace: Medical, Legal, Social and Ethical Issues in Treating Hepatitis C Among the Female Incarcerated Population.*

Nov. 2003, American Public Health Association's 131<sup>st</sup> Annual Meeting, San Francisco, California, *Balancing the Risks: Legal and Ethical Issues in Smallpox Vaccine Trials with Children.*

Nov. 2003, Panel Member, the 2003 Generalist in Medical Education Conference, Washington, D.C., *Exposing the Pedagogy of Professionalism: Finding Consensus in Medicine's Contract with Society.*

Dec. 2003, Biology Department Faculty Seminar, Texas Tech University, Department of Biology, Lubbock, Texas, *Ethical Issues in Genetic Testing.*

Jennifer S. Bard, C.V.

Oct. 2003, American Association of Bioethics and the Humanities, Annual Meeting, Montreal, Canada, *What's the Rush? Ethical and Legal Issues When a Family and Hospital Disagree Over Termination of Ventilator Support From a Dead Patient.*

Oct. 2003, American Correctional Health Association Annual Meeting, Austin, Texas, *Legal and Ethical Issues in the Medical Care of Women Prisoners.*

Oct. 2003, 4th Annual Meeting of the American Correctional Health Association, Austin, Texas, *One More Try- A Case Analysis and Proposed Program for Teaching Ethics to OB/GYN Residents* (with C.E. Vaiani).

June 2003, ASLME Health Law Teachers Conference, Widener University School of Law, Wilmington, Delaware, *Teaching About The Next Public Health Crisis: Hepatitis C in the Prison System.*

Apr. 2003, Co-Speaker, Association of Internal Medicine (AIM), Galveston, Texas, *Just Because We Can, Should We? Tests and Procedures for Patients: An Open Discussion on Decision Making in Medical Care.*

Apr. 2003, Surgery Conference, Ethics Section, University of Texas Medical Branch Galveston, Texas, *Should Patient Life-Styles Be A Factor In Offering Surgery: The Case Of The IV Drug User With Endocarditis?*

Jan. 2003, Discussion Leader, Breakout Session, San Antonio, Texas, Sponsored by the University of Minnesota, Centers for Disease Control and Prevention (CDC), National Institutes of Health (NIH), University of Texas Medical Branch at Galveston, and The Society for Correctional Physicians, *Case Identification: Proactive vs. Reactive, Management of Hepatitis C in Prisons Conference.*

Nov. 2002-June 2003, Neurology Senior Clerkship Continuing Lecture, *Legal Issues in Brain Death.*

Nov. 2001 & 2002, General Clinical Research Center Course for New Investigators, Galveston, Texas, *Legal Issues in Clinical Research.*

Oct. 2002, American Society for Bioethics and Humanities Fifth Annual Meeting, Baltimore, Maryland, *Requests for Retrieval of Sperm from the Dead or Nearly Dead.*

Oct. 2002, Mark A. Nordenberg Lecture in Law and Psychiatry, Endowed Lecture, University of Pittsburgh School of Law, Pittsburgh, Pennsylvania, *The Future of the Insanity Defense.*

Sept. 2002 & Aug. 2002, Grand Rounds, Department of Neurology, and Grand Rounds Department of Internal Medicine, Galveston, Texas, *Legal and Ethical Issues in Brain Death.*

May 2002, Friends Research Institute Conference, Ethics of Research with Children, San Francisco, California, *Research on the Most Vulnerable Children of All: The Unborn.*

Feb. 2002, presented at The Artificial Womb and Designer Babies: The End of Natural Motherhood? Conference, Oklahoma State University, Ethics Center, Tulsa, Oklahoma, *Immaculate Gestation? How Will Ectogenesis Change Current Paradigms of Social Relationships and Values.*

Jennifer S. Bard, C.V.

Nov. 2001, First Year Class, UTMB, Galveston, Texas, *Ethical and Legal Issues at the Beginning of Life, Practice of Medicine.*

Sept. 1995, Leadership in Learning Conference (peer reviewed), Curry College, Milton, Massachusetts, *Legal Issues for Professional Training Programs, Such as Law School and Medical Schools, in Accommodating Students with Disabilities, with a Special Focus on Learning Disabilities* (with B.T. Bard).

## **ACADEMIC SERVICE AT TEXAS TECH**

### **TEXAS TECH UNIVERSITY SCHOOL OF MEDICINE SERVICE**

Search Committee, Chair of Department of Public Health

Board of Advisors, Community Medical School

Texas Tech University Health Sciences Center Institutional Review Board, Alternate Member

### **TEXAS TECH UNIVERSITY**

Chair, Executive Board, Teaching Academy

Chair, SACSCOC Quality Enhancement Plan Selection Committee

SACSCOC Reaffirmation Team 10: Substantive Change

Faculty Grievance Panel

### **TEXAS TECH UNIVERSITY SCHOOL OF LAW**

Chair, SACSCOC Reaffirmation Committee (2013-present)

Chair, Rules Committee (2012-2013)

Personnel Committee (2012-2013)

Chair, Promotion Committee, Professor DeLeith Gossett (2012)

Strategic Planning Committee (2012)

Dean Search Committee (2008-2009)

Honors Council (2003, 2008, 2009, 2010)

Search Committee for AT & T Professor of Law (2007-2008) Chair,

Promotion Committee, Professor Rosemary Dillon (2007)

Promotion and Tenure Committee, Professor Richard Rosen (2007)

Post-Tenure Review Committee, Clerkship Committee (2003-2007)

Law School Representative to Texas Tech Institute of Forensic Sciences (2003-2007)

Diversity Committee (2003-2006)

Advisor: Health Law Students Association

## **OTHER EMPLOYMENT**

**1997- 2001**      **Conn. Attorney General's Office, Hartford, CT**

Assistant Attorney General II, Health Care Fraud/Whistle Blower Department

Chief Whistle Blower Attorney

Investigated reports of fraud and abuse in state Medicaid program

Jennifer S. Bard, C.V.

Advised the Commissioner of the Department of Social Services in complex medical reimbursement cases  
Worked closely with Federal and State law enforcement agencies in joint operations pursuing health care fraud  
Responsible for investigating reports of fraud and abuse in state government including substantial investigations of the National Guard in a case of Air National Guardsmen who refused mandatory Anthrax vaccinations; the Department of Environmental Protection in a case of allegations of improper favoritism for top political contributors and the State University System for allegations of improper handling of laboratory animals and improper administration of Federal grant funds

**1995-1997 University of Connecticut Public Health Program**

Full Time Graduate Student

Awarded graduate assistantship and full tuition scholarship

**1995 Government Affairs Department, AIDS Action Council, Washington D.C.**

Health Policy Analyst

Advised National Organization representing 135 HIV/AIDS groups on developing policy and drafting legislation to provide effective health care for men, women, and children with HIV/AIDS.

Drafted policy papers on issues involving the structuring of Medicaid and Medicare services

Co-Chaired Medicaid Subcommittee of the National Organizations Responding to AIDS ("NORA")

Lobbied Congress and drafted Congressional testimony

**1988-1995 Shearman & Sterling, New York, NY**

Associate, Litigation

Lead Associate experience with international and complex litigation including antitrust, mergers and acquisitions, white-collar crime, bank fraud, and art law

Represented Minorco in its effort to acquire Consolidated Goldfields in the first four billion dollar takeover (SDNY); Corning, Inc. in its defense of its patent for optical fiber (SDNY);

The Wildenstein Gallery in its efforts to retrieve a painting confiscated by the Nazis from the Wildenstein family; Theodore Harris in successfully overturning his death sentence and obtaining at re-sentencing two consecutive life sentences

Hands-on trial experience in New York state and federal courts

Special Assistant Corporation Counsel (1990-1991)

Six-month pro-bono placement by Shearman & Sterling (Tort Trial Division)

Represented the City of New York in New York Supreme Court

Carried full trial docket, selected juries, tried cases, negotiated settlements, and argued motions

**1987-1988 The Honorable Frank H. Freedman, Chief Federal District Court Judge, District of Massachusetts (deceased)**

Law Clerk



Assisted Judge with all aspects of a busy Federal District Court including criminal and civil jury trials, legal research, opinion and memo drafting

**BAR ADMISSIONS**

State Bars: Connecticut, New York, Massachusetts, District of Columbia

Courts: U.S. Supreme Court, Ninth Circuit Court of Appeals, Court of Military Appeals, Southern District of New York, Eastern District of New York, District of Connecticut