

# 2016 Free Ethics IVN

## Technology Competence: The New Ethical Mandate for North Dakota Lawyers and the Practice of Law



### Various IVN Sites in North Dakota

Wednesday, March 16, 2016 • 1:00 p.m. - 4:00 p.m. (Central)

Sponsored by the State Bar Association of North Dakota and the North Dakota CLE Commission

#### Credits

Approved for 3.0 CLE Ethics Credit Hours (North Dakota)  
CLE credit applied for in Minnesota

#### Deadline

All registrations must be received by March 11, 2016. After that date, registrations are on-site only and based on availability. If seating is no longer available, the materials can be purchased for \$95 to use as self-study credit.

*The North Dakota Supreme Court has adopted the technology amendments to the ABA Model Rules of Professional Conduct that were proposed by the ABA Commission on Ethics 20/20 and approved by the ABA in August 2012. The rules changes to the North Dakota Rules of Professional Conduct are effective March 1, 2016. They are intended to ensure that lawyers' use of technology complies with their ethical obligations to protect clients' confidential information in this digital age.*

*The changes include technology competence in protecting client confidences and requiring that reasonable steps be taken to safeguard client confidences against unauthorized access and disclosure not only within a law firm but also outsourcing to third parties.*

*In this presentation, we will:*

- Review the new changes to the rules with an emphasis on the technology-confidentiality amendments;*
- Provide a brief history of the charge of the ABA Commission on Ethics 20/20 and what prompted the proposed rules changes;*
- Discuss what technologies are being used by lawyers in the practice of law and how those technologies present ethical challenges for lawyers; and*
- Discuss what lawyers can and should do to comply with their ethical obligations, including developing and implementing information security practices and programs.*

*The presentation will include the assistance of technology expertise to help lawyers understand the technologies, the benefits and risks of their use, and what measures can be taken to protect information that is obtained, received, created, stored, and transmitted by lawyers.*

## PRESENTERS

**Tracy Vigness Kolb** has been practicing law in North Dakota since 1995. She has practiced in the private and public sector handling litigation, administrative and legislative matters, and legal and regulatory compliance matters, particularly in the health care setting. Tracy has an in-depth working knowledge of HIPAA and HITECH and other data privacy and security laws; and has counseled and assisted clients and lawyers in their compliance efforts with these laws that includes developing data privacy and security programs. Among

other privacy and security-related work and projects, Tracy was a member of the American Bar Association's HITECH Task Force, a group of lawyers that worked over five years studying and developing analyses, templates, forms and educational materials dealing with key HITECH privacy and security compliance issues.

**Ken Satkunam** is President and founder of NorthStar Technology Group, a leading Information Technology firm in Fargo, N.D. Since

1994 Ken has served nearly every IT role, from technical support to CIO, for healthcare organizations as large as 23,000 employees. His current role is to provide leadership and direction to his passionate team of engineers and strategic direction for NorthStar's valued clients. Ken is a frequent presenter and has contributed information security content to leading industry journals like *eWeek* and *DM News*. He can be found most weekends in local gyms cheering for both his son's basketball teams.

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REGISTER ONLINE at [HYPERLINK](#)

"<http://www.sband.org>" [www.sband.org](http://www.sband.org), Continuing Legal Education, SBAND Seminars, 2016 Free Ethics March

Name \_\_\_\_\_

Phone \_\_\_\_\_

## I will attend at:

- \_\_\_\_\_ **Bismarck** - BSC NECE 304 Auditorium, 1200 Schafer Street
- \_\_\_\_\_ **Bismarck** - BSC VoTech 236 & 246, 1200 College Drive
- \_\_\_\_\_ **Bottineau** - DCB Nelson 105, Nelson Science Center
- \_\_\_\_\_ **Devils Lake** - LRSC Admin 171, 1801 College Drive North
- \_\_\_\_\_ **Dickinson** - DSU Klinefelter 324, 291 Campus Drive
- \_\_\_\_\_ **Fargo** - NDSU EM Lebedeff Rm 170 & 183, 1310 Centennial Boulevard
- \_\_\_\_\_ **Grand Forks** - UND Gamble 130, 264 Centennial Drive
- \_\_\_\_\_ **Minot** - MiSU Admin 364, 500 University Drive West
- \_\_\_\_\_ **Valley City** - VCSU Rhoades 101, 101 College Street Southwest
- \_\_\_\_\_ **Wahpeton** - NDSCS Library 117, 800 6th Street North
- \_\_\_\_\_ **Watford City** - McKenzie County Extension Office Meeting Room
- \_\_\_\_\_ **Williston** - WSC Western Star 120, 1410 University Avenue

## Three easy ways to register:

1. Online  
[www.sband.org](http://www.sband.org)
2. By Mail  
P.O. Box 2136  
Bismarck, ND 58502
3. By Fax  
701-224-1621

## Questions

Call 1-800-472-2685 or  
701-255-1404

## Registration Policy

Attendance is mandatory to receive credit. You may purchase the materials for self-study credit.

## Deadline

All registrations must be received by **March 11, 2016**.

View campus maps here: <http://cts.ndus.edu/sits-departments/alt/videoconferencing/campus-maps/>

- \_\_\_\_\_ FREE - I am able to attend
- \_\_\_\_\_ \$95.00 - I am unable to attend;
- \_\_\_\_\_ Self-study materials available online

## Credit Card Information

Please charge this to my \_\_\_\_\_MC \_\_\_\_\_Visa

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**Accommodations** If you have a disability and need special accommodations in order to attend this seminar, please contact the SBAND office at least two weeks prior to the seminar.

**Site Monitors** If you would like to be a site monitor for this IVN, please email [Carrie@sband.org](mailto:Carrie@sband.org).

**Materials** are available **ONLY** online at [www.sband.org](http://www.sband.org), Continuing Legal Education, Seminar Materials, 2016 Free Ethics March. If you wish to have the hard copies you must print and bring them with you.

You must be in attendance and sign the registration sheet in order to receive credits.

**CLE Cancellation Policy** Due to limited seating, if you are unable to attend, please contact SBAND as soon as possible so others may attend.