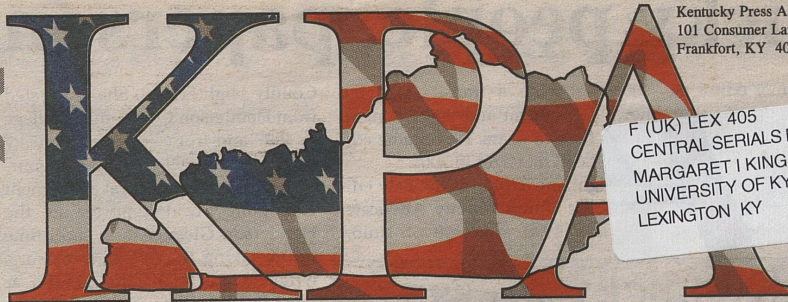


The
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Press



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'Tails of the Bluegrass' chapter series set to begin in September

Newspaper readers in Kentucky can take a 10-week trip with Woody, a black and tan miniature dachshund, as he travels across the state in KPA's 2005 Fall Chapter Series project "Tails of the Bluegrass."

The serial story is written by Kentucky native Leigh Anne Florence of Shepherdsville and will be available to all Kentucky newspapers for publication beginning the week of Sept. 10 and continuing through the week of Nov. 18. The story chronicles the trip of Woody, told in his voice, as he, his red-haired dachshund sister Chloe and their parents travel across the state.

"It's a great way for kids across the state to learn the history and geography of Kentucky through the eyes of a dog," Florence said. "Kids love animals and it is a great way to learn together."

Throughout each story, readers travel with Woody to different cities and counties in Kentucky, gaining some important life lessons. In the series Woody learns what it means to adopt a highway, rides around Bowling Green in a Corvette and learns that Daisy Duke does not live in Hazard, Ky., Florence said.

She said the stories give children something to relate to. She said adults can learn something from the stories too.

"Adults say, 'I learned stuff I did not know,'" Florence said some family and friends told her after reading the series.

Florence, a native of Murray, gave up teaching after seven years to focus on writing a children series.



Photo supplied by Mark Van Patten Bowling Green Daily News
Leigh Anne Florence, author of the KPA 2005 Fall Chapter Series, poses with Woody, the black and tan miniature dachshund, and Chloe, his red-haired sister. The series is told from the voice of Woody and tells of his family's trip across the state.

Her stories, based on Woody, The Kentucky Wiener dog, are rhyming morality stories that she said parallel her life and teach children lessons about events they might experience in their own lives such as dealing with stepparents and moving to a new home.

Her first book was released in

June 2003. Since that time, Florence, her husband, Woody and Chloe spend their days traveling to schools and libraries across Kentucky speaking on Woody, his books and his "Five Ways to Be Successful" and "Five Ways to Improve Writing." The four have been to over 100 of

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August News & Notes

Celebrate Constitution Day Sept. 17

Constitution Day or Citizenship Day is September 17. Every school that receives federal funds is required to teach about the Constitution on that day. (That is almost every school in the country.)

NAEP Foundation has two resources you may want to use for Constitution Day. On their web site, naefoundation.org, click on Newspapers In Education in the blue bar near the top of the page. On the NIE page, click on NIE Reports and Publications. First Things First is a series of lesson plans to teach the First Amendment at all grade levels. Speaking of a Free Press is a list of quotations about Freedom of the press and the First Amendment in general. These are great discussion or writing starters.

Citizen community forum planned

A Citizen Kentucky community forum titled "Civic Literacy: the People, the Press & Public Policy" in conjunction with the University of Kentucky's First Amendment Center will be held from 11 a.m. to 1 p.m. Sept. 14 at the Student Center Patio near the Free Speech Area at UK.

How can Kentucky improve its civic literacy so more people are paying attention to public affairs, joining in public deliberations,

See NEWS on Page 12

Kentucky people, papers in the news

Chris Hamilton, former editor at the **Lebanon Enterprise**, is the new tourist and convention commission executive director in Lebanon. He began his newspaper career in 1980 as a sports writer in Lebanon. He was sports editor from 1987 to 1999. In

2000, he made a transition to the news department and was the news editor for two years. He became editor/general manager in 2002.

Leigh Ann Tipton is the new editor of the **Union County Advocate**. She is a 1995 graduate of Union

County High School. She graduated from Henderson Community College in 1997 and from Western Kentucky University in 1999 with a B.A. in journalism. She was a general assignment and police beat reporter at the **Henderson Gleaner** for a short time before taking the position of sports writer at the **Evansville Courier & Press** in 1999, where she has been for almost six years.

Stephanie Treap Davis, who works in the advertising department at the **Appalachian News-Express**, has released her own album, "How to Say I Love You In A Song." She began recording the album in May 2004. Her album was released in May and is a compilation of love songs that span generations. Davis described it as a country, bluegrass, '70s, folkish blend that covers tracks of stars like Dolly Parton and Allyson Kraus.

The **Falmouth Outlook** celebrated its 98th birthday on Tuesday, June 21. The newspaper was established in 1907 by Warren J. Shonert Sr. and has never missed a week's publication. The newspaper started with only seven subscribers. It now has over 4,000. The paper is now owned by **The Delphos Herald Inc.**

The **Paintsville Herald** welcomed new advertising agent **Sherletta Ousley** to its staff in mid-July.

The **Carlisle County News** bound books are now housed at the Ballard/Carlisle Historical and Genealogical Society after being

donated to the society by **Kentucky Publishing, Inc.**, owners of **The Advance Yeoman** and four other weekly newspapers. The newspapers owners, **Greg and Teresa LeNeave** wanted the books to always be available for public viewing. They made arrangements with the Genealogy and Historical Society for the placements of several books dating back to the 1930's.

Denver Shannon joined the advertising department at **The Paintsville Herald** at the end of June. He has worked as a car salesman for most of his sales-oriented career, and served four years as a linguist for the U.S. Air Force. He speaks Russian and French.

Claudia Kuhn joined the staff at **The Anderson News** as a sales representative. She is a Montgomery County native. She replaces ad representative **Kim Coyle**, who moved to a sales position in Frankfort. She is a graduate of the University of Kentucky with a degree in elementary education. She gained experience in sales while working at Glenn Nissan in Lexington. She has also been employed by a life insurance company, and worked and volunteered at Simon House in Frankfort.

Val Kortz is a new account executive for **The Paducah Sun**. Kortz has more than 25 years experience in customer service, most recently with

See PEOPLE on Page 12

The Kentucky Press

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Deaths

Former Louisville Times editor dies

Bill Darrell Shepler, of Crestwood, an editor for **The Louisville Times** for 27 years, died Sunday, July 31 at his home. He was 79.

Shepler was chief of the **Times'** wire copy desk, which handled national and international news, when he retired around the time the **Times** ceased publication in 1987.

Shepler was a native of Kansas City, Mo. He moved to Louisville in the early 1960s. He is survived by his wife Joan, three children and four grandchildren.

Former WKU journalism school head dies

David Bickers "Boss" Whitaker, the man credited with establishing Western Kentucky University's School of Journalism, died Friday, July 22, at his home in Bowling Green. He was 83.

Before going to WKU, he worked as city editor for **The Daily News** in Bowling Green from 1948-1951. He also worked for more than a decade at the **Courier-Journal** and later at the **Louisville Times** as a copy editor.

He was named director of student publications at WKU in 1970, and in 1977 he established Western's journalism program after the journalism department was separated from the mass communications department.

Take an adventure with statewide classifieds

Are you ready for an adventure? Only the strong will survive but I think you can handle the challenge.

From now through Sept. 15

Kentucky Press Service is having a contest to help boost sales of statewide classified ads. If you work at a newspaper, then you are eligible to win the prize. That's the only stipulation. Anyone who works at a member newspaper can sell statewide classified ads as long as your newspaper participates in the statewide classified program.

The person selling the most statewide classified ads before Sept. 15 will win a rafting adventure in

Advertising Plus

By Teresa Revlett
KPS Director of Sales



Lansing, W. Va. courtesy of Go Extreme and KPS. Top seller will get a trip for three and the second place seller will get a trip for two.

Each trip

includes:

1 day rafting on the Lower Section of the New River (minimum age 12)

2 nights camping at Extreme Expeditions (campsite only - bring your own supplies i.e. tent, sleeping bags, etc.)

Light breakfast each morning
Lunch on the River the day of rafting

Steak Dinner Cookout following the rafting trip

Complimentary beverages after the rafting trip

If you need any other information, feel free to check their website at www.goextreme.com

Just as a refresher course - When you sell a 25 word statewide classified ad, the ad will appear once in 17 daily newspapers and 53 weekly newspapers across Kentucky. The ads sell for \$225 for 25 words. Your newspaper keeps \$112.50 and you send a check or credit card number to Kentucky Press Service for the balance. If the ad is more than 25 words, the cost goes up by \$7 per word. The member newspaper keeps half of the total cost of the ad.

Clients that have had good results in statewide classifieds in the past have been truck driving firms, auction and realty clients - some with

unique properties, vacation getaways and festivals. Basically any client that has a product or service with statewide appeal would be a good candidate for a statewide classified ad.

And what a bargain! Statewide classified ads have a combined readership of two million plus. Where else can you get over two million readers for only \$225?

If you have any questions about the contest, give me or Stephanie Conrad a call. My direct line is 502-227-7992 or you can email me at trevlett@kypress.com. Stephanie coordinates the statewide classified program. She can be reached at 502-223-8821 or 1-800-264-5721. Her email address is sconrad@kypress.com

Happy selling!

Rules to follow with real estate advertising

BY JEREMY ROGERS
KPA General Counsel
Dinsmore & Shohl



Newspapers have a continuing exposure to legal liability from real estate advertising. While newspapers review and scrutinize hard-hitting investigative pieces and headline news to guard against claims of defamation and invasion of privacy, it is equally important to have procedures in place to ensure that ordinary apartment-for-rent advertisements do not violate state and federal fair housing laws.

Fair housing groups constantly scrutinize the real estate listings of newspapers eager to file claims against newspapers with the Kentucky Commission on Human Rights and the U.S. Department of Housing and Urban Development. Fortunately, however, newspapers can take a few simple steps to go a long way toward guarding against claims of fair housing violations.

Both the federal Fair Housing Act and Kentucky's Fair Housing Law forbid real estate advertisers such as realtors and landlords from discriminating on the basis of race, color, religion, sex, disability, familial status, or national origin. However, fair housing laws go a step further

and make newspapers and other advertising media liable for printing or publishing advertisements that state a preference or limitation based upon these categories for the sale or rent of houses, townhouses, condominiums, apartments, co-ops, nursing homes, residential hotels, and any other type of residential housing as well as vacant land for future construction.

This can be a problem for newspapers, especially small and local papers, for a number of reasons. First, a majority of real estate and apartment listings are written in the first instance by realtors, home sellers and landlords - not by newspaper staff. Second, with each new apartment or home that becomes available, new and different advertisements are presented and often comprise a considerable portion of each new edition of the paper.

For these reasons, newspapers that publish real estate or apartment advertisements should have a policy or checklist concerning the review and publication of such advertisements as a guide for employees who are involved in the process. Clear policies, however, are tough to come by. Terms and phrases that can run afoul of fair housing rules may seem arbitrary and unpredictable, and the law does not provide particular

terms or phrases that are prohibited or permitted. Therefore, to some degree newspapers must simply rely upon common sense.

Here are some generalized examples that should help give you an idea:

Race, color, national origin. Words that describe the residences, residents, neighbors or neighborhoods in racial or ethnic terms (such as "Russian neighborhood" or "Christians only") are often fair housing violations. On the other hand, ads for a home in a 'desirable neighborhood' are okay.

Religion. Religious designations (such as "no Muslims," "Jewish home," or "Christian tenant preferred") are often violations. Ads with the name of an entity with a religious reference (for example, St. Mary's Catholic Home), or those which contain a religious symbol (such as a cross), standing alone, might suggest a religious preference. For such advertisements, including a disclaimer (such as "This apartment complex does not discriminate on the basis of race, color, religion, national origin, sex, disability or family status") usually makes them permissible. Ads that describe properties of the housing (such as "two blocks from synagogue"), or services (such as "kosher meals provid-

ed") generally are not held to state a preference for persons likely to make use of such facilities or services and are not violations, but disclaimers are appropriate for such ads also.

Sex. Ads stating a preference to sell or rent to a man or a woman are a violation. Terms like "mother-in-law suite" and "bachelor apartment" are commonly used as physical descriptions of housing units and are not considered to show a preference for men or women. Advertisements for roommates or co-tenants that share common living space (as opposed to common areas such as laundry facilities) are an exception and may state a preference for men or women.

Disability. Limitations or discrimination based on disability (such as "no wheelchairs") violate fair housing laws. On the other hand, ads with descriptions of properties (such as "great view" or "quiet neighborhood"), facilities (such as "near biking path"), or neighborhoods ("sidewalks") are not violations. Ads describing accessibility features (such as wheelchair ramp) are also okay. Ads describing the conduct required of residents (such as "non-smoking") are also okay.

Familial status. This is often the

See RULES on Page 10

AG Opinions

Lexington Snitch/University of Kentucky

The Kentucky Attorney General's office was asked to decide if the University of Kentucky violated or subverted the intent of the Open Records Act in the disposition of Lexington Snitch Publisher Tom Woodburn's May 25 request for a copy of the fax submitted by Randolph Morris to the UK Athletics Department regarding his decision to make himself available for the NBA draft.

In a response dated May 31, University Records Custodian Frank Butler denied Woodburn's request on the basis of KRS 61.878(1)(k) incorporating the Family Education Rights and Privacy Act into the Open Records Act. He explained that the term "education record" is defined by the regulations and means those "records that are directly related to the student and maintained by an educational agency." It was his position that if such a record did exist, it would be exempt from disclosure.

In supplemental correspondence directed to the AG's office, University General Counsel Barbara W. Jones observed, "In an effort to resolve the matter the University, while not waiving the basis for the May 31, 2005, denial advised Mr. Woodburn that the document he had requested had been discarded and was not available to be produced in the event he was successful on the appeal."

The university asked Woodburn if he would be willing to withdraw his appeal knowing that the document was not available. Woodburn declined to withdraw the appeal.

Jones reiterated that if the requested record had been retained by the University and still existed, the record would qualify for exclusion from public inspection by operation of KRS 61.878(1)(k) and FERPA.

In view of the fact that the requested record no longer exists, that the University denied access on this basis, the AG's office said it had no alternative but to affirm the denial on that basis. They did not address the underlying issue in relation to the application of FERPA to communications from a student athlete to the University announcing his decision to leave the University. They instead focused on the interrelated issues of

proper records management and records access.

According to the AG's ruling, the disputed record in this appeal clearly constitutes official correspondence of the University of Kentucky and falls squarely within the parameters of Series No. U0100 of the State University Record Retention Schedule as it "documents the major activities, functions and programs of an agency and the important events in its history." The AG's office pointed out that should Morris wish to return to the University in the future, the disputed record would be integral to the resumption of his academic career. The record may have significance in evidencing compliance with NCAA rules and regulations, the AG's office noted.

"While we do not find, as a matter of law, that the University of Kentucky violated the Open Records Act by failing to afford Mr. Woodburn access to the requested record, that record having been discarded, or that its reliance on KRS 61.878(1)(k) and FERPA was misplaced, we do find that the University subverted the intent of the Act by failing to establish effective controls over the creation, maintenance and use of the record, thus frustrating any arguable right of public access," Assistant Attorney General Amye Bensenhaver wrote in her opinion.

The AG's office noted that they can't, of course, afford Woodburn the relief he seeks, a copy of the fax, but they referred this matter to the Kentucky Department for Libraries and Archives for additional inquiry as that agency deems warranted. In the office's review of the issues arising under KRS 61.870 to 61.884, the AG's office concluded that the University of Kentucky subverted the intent of the law in the handling of a public record and in its disposition of Woodburn's request.

The Courier-Journal/Office of the Governor

The Kentucky Attorney General's office was asked to decide whether the Office of the Governor properly relied on KRS 61.878(1)(i) and (j) in partially denying Courier-Journal reporter Tom Loftus' April 4 request for certain correspondence and e-mail records retained by the Office of the

Governor.

In his request, Loftus asked for copies of records of any and all correspondence and electronic mails sent to volunteer Dave Disponett, or sent out of the Capitol by volunteer Dave Disponett since Dec. 9, 2003.

By letter dated April 8, 2005, Michael T. Alexander, Deputy General Counsel for the Office of the Governor, responded to Loftus' request advising in relevant part: "Although your request is technically deficient, because you have failed to identify with some reasonable degree of specificity the documents and/or files you wish to review, we have nevertheless determined, in the spirit of cooperation, to accommodate your request."

Without waiving any objections contained in the Open Records Act, Alexander agreed to immediately release certain e-mails to Loftus and to provide him with a supplemental response on or before April 13. He explained that Disponett does not have a computer assigned to him or use a privately owned computer, but acknowledged he has an e-mail account within the Governor's Office where e-mail messages are received. He noted that it was his understanding that Mr. Disponett never responded to any messages.

On April 13, Alexander provided Loftus with the supplemental response, releasing additional e-mails and advising that certain of the e-mails responsive to the request were exempt from disclosure under KRS 61.878(i) and (j).

"Clearly, documents that are preliminary in nature and contain preliminary recommendations, observations and opinions fall within these exemptions," Alexander wrote. "Certain e-mails that you requested are exempt from disclosure under this exception contain preliminary recommendations, observations and opinions."

Alexander also noted that in addition to the "preliminary documents," some of these exempt documents are also correspondence Disponett received from private individuals, none of which relays final agency action or relates in any way to the administration of a government contract. Therefore, the documents that fall within the exemptions were not made available to Loftus.

Following the partial denial of Loftus' request, attorney Jon L. Fleischaker initiated the instant appeal on behalf of his client, The Courier-Journal, arguing that the Office of the Governor's reliance upon KRS 61.878(1)(i) and (j) was misplaced.

The AG's office examined each of the 154 e-mails implicated by Loftus' request. It is of the AG's opinion that the e-mails fall within nine general categories. The two largest categories are those categories pertaining to request for Disponett's assistance in obtaining state employment.

Requests made to Disponett for assistance in obtaining an appointment for a particular position of employment - These e-mails solicit Disponett's assistance in obtaining an appointment, a particular position, retention of employment or reinstatement to a position. These documents, according to the AG's office, can best be described as preliminary in character inasmuch as they constitute the applicant's initial steps in seeking a position in state government. The AG's office found that the Governor's office could properly deny access to them under KRS 61.878(1)(j) if they were not adopted by the respective agencies as part of the final hiring/retention/reinstatement decision.

Requests to Disponett for assistance in getting other individuals jobs or positions of employment - These e-mails consist of requests recommending individuals for state employment and often include resumes, as well as letters of recommendation and letters of introduction, and largely reflect an opinion about a particular individual, the AG's office found. The AG's office found that these e-mails had to be turned over only if they resulted in hiring or promotion of the recommended individual, and left it to the Office of the Governor to ascertain which of these letters let to that result.

Conversational e-mails - These non-exempt e-mails include conversational-type communications such as jokes, poems, lunch inquiries and commentary containing information but are devoid of recommendation, opinions or policy formulations, the AG's office wrote in its opinion. These

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KPA summer interns share their experiences

Amanda Morris
Murray State
Sophomore
The Union
County Advocate



I have always thought of interns as the ones who made sure every-one's coffee cup was filled with hot, fresh coffee with just the right amount of sugar. I thought the intern was the one who went around taking notes so that no one missed anything. These thoughts, of course, were wrong.

As I entered The Union County Advocate as an advertising intern I quickly realized the staff was like a team and since there was no editor or business manager, I quickly found myself learning how to do several other jobs, which I have also come to love.

Throughout my internship there have been many things that have stood out. One of the biggest challenges was not using a computer to layout. During my first several days I would find myself looking at the tape and the page wondering exactly how I was going to get it to line up, not using a computer. Then there were days when we would all order pizza and sit in the break room and laugh. But the most interesting times were with the customers. Every time I answered the phone or helped someone who walked in the door I never knew how they were going to be or what they were going to say.

Working with Lisa, the advertising manager, and the whole staff at The Advocate has taught me much more than how to lay out ads. They have taught me how a real paper works — the insides and outs. I have learned how much effort and teamwork it takes to produce a weekly paper. This internship has been a wonderful experience and has defiantly surpassed my expectations.

Amber Coulter
WKU
Sophomore
Crittenden Press



My internship at The Crittenden Press in Marion has taught me about the work-

ings of a weekly newspaper and assured me that I will be very happy with the promise of change and adventure inherent in my future career choice.

On one occasion, I was writing a story about the growing popularity of motorcycles in the area. While I was interviewing the owner of a local bike repair shop, he asked me if I had ever ridden on a motorcycle before.

When I said 'no,' he insisted that I could not possibly write such a story without having ridden myself. This made fairly good sense to me, so four hours later I was shouting questions over my interview subject's shoulder from the back of a midnight blue Harley-Davidson Classic over a nearly-inaudible rendition of "Janie's Got a Gun."

The day following that particular episode, I found myself in the depths of the local quarry mine to write a profile on the industry while the company sales representative was turning off the headlights so I could see what absolute darkness really was. The preceding day I had been speaking to a 97-year-old woman and her family and friends about her fascinating history as a local mid-century entrepreneur.

Besides teaching me to be a better writer, handle a camera and be responsible for my own appointments and stories, this internship has solidified my confidence that I want to be in a field that beckons me to embark upon new adventures every day.

Arthur Lewis
EKU
Senior
Springfield Sun



My intern experience here at The Springfield Sun has been very enlightening for me in many ways. Coming in, I was a little apprehensive because I had never even heard of Springfield. But once I got here, I saw firsthand how amicable everyone was. Soon folks around town would call me by name.

The most interesting thing I experienced happened on the second or third week into the internship. A few

businesses suffered losses due to forged checks. I was calling businesses to ask how much was stolen. Some owners said "no comment," others said "I'd rather not talk about it." But one owner chose to speak his mind, using every expletive imaginable. He said, "you reporters are always trying to dig up dirt." He also told me to get a real job. I asked him what was a real job, and then he hung up on me.

That experience has shown me how unruly people can be at any given moment. The situation totally caught me off guard; however, I do feel better equipped to handle future incidents, should they arise.

This internship has surpassed my hopes. My writing ability and vocabulary aptitude have developed significantly. I am also confident that I can take decent pictures now. A couple of the most valuable things I've learned have been the importance of meeting objectives ASAP and always striving to improve your performance in every area of journalism.

My attitude about journalism is very positive.

Bo Calvert
University of Louisville
Senior
Kentucky Standard

It has been an honor to not only be accepted at The Kentucky Standard as an intern, but to be trusted as a source of news by the readers of the newspaper.

There is an undeniable sense of community among long time employees at the Kentucky Standard, further there is a sense among the community of Bardstown that the paper is a staple of life.

Bardstown is well on its way to becoming a larger city and it's interesting to see the process. Since the beginning of my internship a new high-tech hospital has been built, Nelson County threatened to sue Bardstown for attempting to extend its boundaries and an attempted murder trial has left the community stunned.

Bardstown turned 225 years old during my internship so it's not as if the town is coming of age, it's an old man by most standards. I believe what is happening is that Bardstown

is expanding at its own pace and keeping its unique qualities as a historic landmark. Naturally, The Standard is tapping the pulse of this expansion.

In light of recent media events in the national scene- (national media outlets being labeled as "biased" or "liberal", fabricated sources that lead to resignation of journalists and journalists who refuse to reveal their sources with the consequence of jail time) the trustworthy relationship between The Kentucky Standard and its readership is worth noting.

The most important thing I learned is the trust between a newspaper and its readers should not be taken for granted.

Brittany Johnson
UK
Senior
Casey County
News,
Lebanon
Enterprise



I never thought I would find myself conducting an interview at a goat farm. But there I was, petting baby goats and snapping photos of new farming equipment bought with agricultural diversification funding. My goat interview actually spawned one of the pieces I am most proud of from my 9-week KPA internship experience at the Casey County News in Liberty and my week at the Lebanon Enterprise. Valuable lesson number one: always be prepared to go anywhere.

A UK senior in the School of Journalism, I learned things about the business of journalism that cannot be taught. Among them, the most substantial is that journalism is right in front of you. The real journalist is someone who can generate critical thinking in his or her community and do so without the community knowing what's happening.

I learned journalists can't make everyone happy 100 percent of the time. They just have to tell the truth and educate the public the best they can.

Being trusted with some tough stories and the opportunity to improve my photography skills made this internship the valuable

See INTERNS on Page 8

Boot camp success will lead to even more in 2006

Summertime continuing education sessions for Kentucky journalists are here to stay. That was made clear on July 7 when about 50 journalists attended KPA's journalism mini boot camp at the Lexington Herald-Leader.

Oh, By The Way

By David Greer
KPA Member Services
Director



for Estep's time and use of the paper's conference room. Also, thanks to Imel and the Daily News for the great photo session.

A second similar boot camp was to be held July 28 in Madisonville, after The Press deadline for this issue. Although registration for Madisonville didn't approach Lexington levels, it appears the two-site approach is something participating papers liked. In all, nearly 80 newspaper staffers will have attended the two one-day boot camps.

I plan to repeat the one-day boot camps next year in July. The topics will probably be different. I welcome your thoughts, input and suggestions for next year's topics via dgreer@kypress.com or (800) 264-5721.

Bill Estep, Herald-Leader veteran reporter, and Joe Imel, Daily News photojournalist from Bowling Green, were the camp's Lexington instructors. Estep addressed how to write in-depth stories about complex community issues while Imel led a session he called "Photojournalism for Reporters." Both did a great job and received many nice comments.

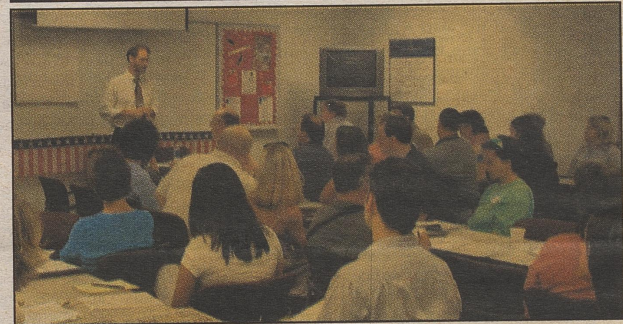
My thanks to the Herald-Leader

read this, the July 28 session in Madisonville will be history. Imel was to repeat his photojournalism session while Courier-Journal reporters Jason Riley and Laura Ungar were to lead the morning session on in-depth coverage of complex local issues.

Speaking of boot camps, the usual three-week KPA journalism boot camp will be back next year. Decreasing attendance in 2004 led to a decision to sit out this summer. Besides, boot camp instructor Jim St. Clair is working on a book and needed some time off this summer to meet his publisher's deadline.

Already, I've received inquiries about next year's three-week boot camp. My plan now is to do both the three-week version and the one-day mini camps. They serve different audiences with the three-week camp aimed at entry-level journalists and those who aspire to be print journalists. The one-day mini camps, on the other hand, are aimed primarily at people who are already in the field and have spent some time on the job.

Again, if you have comments or suggestions on either boot camp, give me a call or e-mail.



Top photo: Photojournalist Joe Imel of the Daily News in Bowling Green shows Sarah Durbin of Farmland Publications in Columbia the proper way to hold a camera while using a long lens. Imel led the boot camp's afternoon session. His topic was "Photojournalism for Reporters." Bottom photo: Lexington Herald-Leader reporter Bill Estep conducts the morning session at the KPA journalism mini boot camp. Estep, chief of the paper's Somerset bureau, gave those attending tips on how to write in-depth stories on complex community issues. The Lexington workshop was held at the Herald-Leader on July 7. About 50 attended.

TAILS

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Kentucky's 120 counties.

"Woody has quite a following," she said.

Each story in the 10-week series is approximately 850 words per column and includes color illustrations by James Asher, the illustrator of the Woody book series.

KPA is paying for the copyright privileges for "Tails of the Bluegrass." The project is a partnership between KPA, LG&E Foundation, Knight Ridder Productions and the Kentucky Network for Newspapers in Education.

During the publication period, Woody along with his sister and parents will travel to various towns all across Kentucky to meet readers and sign the collected newspaper articles, complete with Woody's pawprint.

To inquire about the serial story or to ensure your paper is included, contact Kriss Johnson at kjohnson1@herald-leader.com. You can also sign up for the chapter series by completing the registration form available on the KPA web site at www.kypress.com and faxing it to Johnson.

One of the goals of the serial story is to introduce children to the routine of reading their local newspaper.

LOOKING FOR AN EMPLOYEE?

Check out kypress.com for the latest resumes or to post available jobs at your newspaper.

Ruling on college press leaves heads scratching

By DOUGLAS LEE
Correspondent
First Amendment Center

From beginning to end, the 7th U.S. Circuit Court of Appeals' opinion in *Hosty v. Carter* is a curious read.

In its opening paragraph, for example, the court does not begin by acknowledging the important First Amendment issues at stake in the case. Nor does it express concern for the rights of the student journalists at Governors State University, who saw a dean of student affairs censor the university's newspaper, the *Innovator*, out of existence.

Rather, the court begins its opinion by patronizingly describing the *Innovator's* content. "None of the articles concerned the apostrophe missing from the University's name," the court writes. Instead the students tackled meatier fare, such as its decision not to renew the teaching contract of ... the paper's faculty adviser."

From there, the court proceeds through a confusing analysis of the First Amendment rights of college journalists and ultimately concludes that, while the dean might have violated the students' rights by interfering in the newspaper's publication, she could not be punished for doing so. Along the way, the court applies the U.S. Supreme Court's decision in *Hazelwood School District v. Kuhlmeier* (1988) in a manner that appears designed primarily to antagonize the college student press.

In *Hazelwood*, the Supreme Court held that high school administrators constitutionally could exercise editorial control over student newspapers published as part of a journalism curriculum, as long as that control was reasonably related to legitimate educational concerns. In doing so, the court refused to extend the protections for student expression it adopted in *Tinker v. Des Moines Independent Community School*

District (1969) – protections that prohibit regulation of student speech unless the speech is likely to disrupt schoolwork or discipline – to student speech that occurs in a school-sponsored curricular or extracurricular activity.

In a footnote, the court in *Hazelwood* noted it was not deciding whether the substantial deference afforded to high school educators in determining the reasonableness of an educational concern also should be afforded to college and university administrators.

Since *Hazelwood* was decided, student-press advocates have feared it would be extended to allow censorship of college media. Those fears appeared to have been relieved in 2003 when the three-judge panel of the 7th Circuit that initially heard the appeal in *Hosty* emphatically rejected the dean's argument that *Hazelwood* allowed her to censor the student newspaper. The full court's ruling superceding the panel decision naturally causes those fears to resurface, particularly because the court went out of its way to proclaim that "*Hazelwood's* framework applies to subsidized student newspapers at colleges as well as elementary and secondary schools."

The 7th Circuit's proclamation is puzzling, however, primarily because the court never clearly identifies what it considers *Hazelwood's* "framework" to be. Moreover, the court aggressively cites concepts from *Hazelwood* that it later concedes have little relevance to most college newspapers.

Having announced it was applying *Hazelwood*, the court in *Hosty* first analyzed whether the *Innovator* was a public forum. Under long-established First Amendment principles, speech in a public forum (such as on a sidewalk, public park or town square open to all) cannot be regulated on the basis of its content. As the court recognized, student publica-

tions almost never are open to all, as someone – student or adult – must choose and edit content. The court therefore concluded the *Innovator* was not a public forum, a conclusion neither surprising nor troubling.

Unfortunately, in reaching that conclusion the court approached the issue as if only two possibilities existed – that a student newspaper either is a public forum in which no regulation is allowed, or it is a non-public forum in which all regulation related to legitimate educational concerns is permitted. Having excluded the first possibility in almost all cases, the court spoke as though college newspapers enjoyed no more protection than high school publications prepared as part of a class assignment. The court even went so far as to assert that the line between high school and college newspapers in many cases is not bright, and to suggest that college administrators in those cases are entitled to substantial deference in regulating the content of student newspapers.

Having seemingly extended *Hazelwood* to college campuses, the court then backtracked, acknowledging that many colleges and universities subsidize student newspapers but empower student editors to determine the newspapers' content. In those cases, the court said, the forum is neither public nor non-public but is instead a "designated" or "limited purpose" public forum. In such a forum, the court held, college administrators may not interfere in the publication of a student newspaper. At least in these cases, the court finally appeared to concede, *Hazelwood* does not really apply after all.

Although it wondered whether the *Innovator's* faculty adviser in fact could exercise some control over the newspaper (rather than just offer advice, as the students claimed), the 7th Circuit recognized that the procedural posture of the case required it

to construe all facts in the students' favor. (The case was up on the dean's motion for summary judgment, meaning the dean was asking the court to grant her judgment as a matter of law, before a trial. Thus the court was not weighing credibility or evidence. In such cases, to be fair to the non-moving party, the court construes all facts in its favor.) The court therefore held the *Innovator* to be a designated public forum that should have been free from the dean's interference.

In a final curious twist, the court nevertheless dismissed the case, stating that because the dean's conduct was not clearly unlawful, she could not be liable for damages. The dean, the court said, could not be expected to know with certainty how a court would apply *Hazelwood* in this case or that a court would determine the *Innovator* to be a designated public forum.

Of all the conclusions reached in the 7-4 ruling, the majority's holding that the dean's conduct was not clearly unlawful is perhaps the most troubling. As the dissenting judges pointed out, each court that had addressed a similar issue – before and after *Hazelwood* – had ruled against the college administrator who had censored a student publication.

Moreover, the dissenting judges said, the dean admitted in the trial court that she knew the *Innovator* served as a public forum within the exclusive editorial control of student editors. Under these facts, the dissent argued, the dean could not claim to have acted reasonably or in good faith.

In light of all its curiosities, the legacy of *Hosty* is difficult to predict. The court's recognition of the fact that many college publications are designated public forums, however, fortunately makes it unlikely that *Hosty* will spark a torrent of censorship on university campuses.

Got a legal question?

Contact your hotline attorneys:

Jon L. Fleischaker: 502-540-2319, R. Kenyon Meyer: 502-540-2325,
Ashley C. Pack: 502-540-2385 or Jeremy S. Rogers: 502-540-2384

INTERNS

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tool it was. I was given real responsibility and that experience is what prepares me to be a full-time journalist.

KPA internships are real. Interns see the true face of Kentucky media and get 10 weeks to be a part of it. That 10 weeks has given me the desire to be a part of it in the future.

The people are what make a newspaper, the staff and the community, and they don't get much better than in Liberty and Lebanon.

Chase Sewell
WKU
Senior
Standford Interior
Journal



My time at the Interior Journal has been far too short. Ten weeks isn't nearly enough time to write all the fascinating stories of the people I have met.

Every article I worked on had 10 real-life stories playing in the background. Each one an epic in its own right.

I don't regret for a moment coming here to Stanford; coming here to this small town that was anything but.

It is the life you heard about from your grandparents as a kid, the kind of life you think couldn't possibly exist anywhere in the world we live in today.

But small town life is alive and well here. There are people that know your name, even if you are "just visiting." People that gossip about anything and everything, hoping their "tips" turn into a news article.

Then there are people that do extraordinary things, and just take it in stride.

Pam Johnson, a woman who has such fond memories of the past, that she spends her time recreating them in the present.

She moved her parent's schoolhouse to her own property so that her family would have a place to gather. And as for her home, every room is a child's wildest dream: a scaled-down town square in her basement, and the equivalent of a candy store next to her kitchen.

Dedication and love for the past

runs deep here in Lincoln County.

The most inspiring story I had the honor to hear was that of two friends. The friendship between these two men was so strong, that even when one passed on when he lost his battle with cancer, the friendship continued. Barney Hoskins walked more than 11 miles for his friend Gerald Hammons in the local Relay for Life. He didn't look at that feat as something to be applauded or written about; he saw it as something he could do for his friend.

The love for another human being knows no distance or barrier. And that love is ever present here in Lincoln County.

I can honestly say that my love for writing and taking pictures has been renewed. I loved the excitement on people's faces when I took their picture or wrote a story about them.

They were happy to be important; I was happy to tell their story.

I wish I could stay longer. There are hundred of stories I still want to write and thousands of pictures I want to capture.

I have taken nearly 600 pictures in the 10 weeks I have been here. All of which are in hopes that I can look back on them years from now and remember a place that felt like home.

My path in life is still uncertain. I don't know where I will be in a year from now when I leave college, but I do know that what I learned here, both about journalism and about people, will be with me.

As I leave Stanford, I take a small part of it with me. With a few newspapers and a mountain of memories in hand, I bid farewell and hope that some things never change.

Jessica Wade
Murray State
Senior
The Daily News



My name is Jessica Wade and I am a senior print journalism major at Murray State University. My internship is currently at The Daily News in Bowling Green and will last until August, 2005.

This was my first internship and I have learned so much throughout my time here. While here, I have experienced other job tasks along

with reporting. Some of the other things I have done are write obituaries, wedding, engagement, and anniversary announcements.

This internship lived up to my expectations. From the moment I stepped in the door, everyone has been helpful, nice, and patient with me. The most interesting thing that has happened to me has been meeting all of the different people throughout the Bowling Green community.

What impressed me most about the "real" world of journalism is how smoothly the newspaper can work. As long as everyone works ahead and gets their stories done before deadline, the atmosphere is laid back.

This experience has strengthened my attitude about a career in journalism by showing me that journalism is where I belong. I am excited about beginning a career in this field.

Before this internship, I had little experience working with newspaper computer programs. Now, I understand NewsEditPro and feel comfortable using it. Any shyness I've ever had is gone because this internship forced me to get out and meet the public. I am really proud of the stories I've written. I don't think I could have asked for a better internship.

Hilly Schiffer
UK
Junior
Sentinel-News



I am a junior at the University of Kentucky majoring in journalism with an emphasis in photography.

My internship at the Sentinel-News, in Shelbyville, was more than just an educational learning experience. It was an eye-opener to my future in the journalism field.

After working at The Kentucky Kernel, UK's student daily paper, I was not used to working in a bi-weekly paper setting. Through my internship, I learned that my writing and photographing style may be best suited in a small city with a community newspaper.

At community newspapers reporters are a part of most of the decisions for what is to be published. During my internship, I was able to be a part of all the different

aspects of putting a paper together not just photography and writing. One area I did not expect to have a chance to do participate in was writing columns. Come to find out, column writing ended up being my favorite part of the internship.

Since I was able to help out in every part of the paper, I became a well-rounded photojournalist. I learned quickly how to produce good photographs with good stories, which is a critical combination in small newsrooms.

Writing and photographing become hand in hand and makes a complete journalist by seeing it through all aspects.

Kelly Richardson
WKU
Junior
The News-Enterprise



I am a junior at Western Kentucky University, and I'm interning at The News-Enterprise in Elizabethtown. I didn't really know what to expect since this was my first internship, but I was surprised at the amount of stories I've been able to write during these 10 weeks. It was nice to find that I wasn't going to be writing briefs the entire time.

I was even able to travel to St. Louis during my internship, which was a lot of fun and good experience. I covered the Base Realignment and Closure regional meeting, and since I've never covered anything with other media there or attended press conferences, I was really glad I got this opportunity.

The "real" world of journalism is quite a bit different than the college version, but I was glad to find there were enough similarities where I felt like I could do the job. The thing I liked most was that I proved to myself that I could handle "real" journalism, and other people trusted me enough to let me. This experience hasn't changed my desire to become a journalist, and since I enjoyed it in a real world setting, it made me want to do it even more.

I think the most important thing I learned was that, like I said, I could do this and I liked doing this, which gave me confidence in my major choice and my future career.

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INTERNS

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Megan Jones
EKU
Sophomore
Appalachian
News-Express



My name is Megan Jones, and I spent this past summer interning at the Appalachian News-Express. I'm entering my second year at Eastern Kentucky University as a journalism major, with a minor in sociology.

As the intern, I tended to get a little bit of everything in terms of news story topics. The experiences I gained at the News-Express helped me to better understand what the news business is all about — caffeine, mid-day snacks and endless phone calls.

I was a little intimidated at first, as any person would be, but I found ways to understand life and entertain myself during my internship. I got to know the people at the News-Express, those besides the reporters in the editorial department. I told jokes and laughed with Janice, the proofreader, and discussed serious philosophies of life with Rita, from circulation. Talking with them eased the pressures of serious story writing and taught me to respect humanity, in whatever form it may reveal itself.

Most of all, I will never forget the faces and emotions I saw on the job.

I remember seeing the wet, teary eyes of a fragile 8-year-old girl on the stand during a horrific rape trial, of which she was the victim. The shaky stature of a truck driver explaining what went wrong while he was driving shadowed my rain-soaked reporter's notebook. My story concerning the theft of a tree from government property brought four individuals to justice.

These experiences will help me shape my future career in journalism.

Jill Stinson
Kentucky League of Cities

Good internships are priceless. A lot can be said about being able to tell a perfect stranger the number of cities in Kentucky, that the mayor of Frenchburg rides a Harley or that Lebanon is the home of five

Japanese manufacturing facilities. Those are the kind of things I learned during my Kentucky Press Association-sponsored internship at the Kentucky League of Cities, but they were far from the only things.

During my internship, I had the opportunity to build my resume and improve my writing and reporting skills. There were also plenty of lessons in public relations. I also got an in-depth look at how city governments go about their daily business.

KPA Associate Division offers public relations internships to Kentucky students at accredited state universities. The internships last 10 weeks, are paid by KPA Associates and are extended to a variety of organizational industries.

This internship gave me an inside look at Kentucky politics and allowed me to write and learn about the wide variety of projects and challenges that Kentucky cities face.

I also had the opportunity to write articles for statewide publications and I helped organize information and promotional tools for special events. Throughout all of these tasks, I worked with an array of photographers, editors, designers and production staff.

Internships, internships, internships — regardless of which professor or practitioner you speak with, that's the advice they give to students in communications-related fields. Not always do I heed the advice of my elders, but in this instance I did. I secured internships each summer while in college, each of which proved valuable.

From talking with other recipients of KPA internships, I know they too have a deep appreciation for the program. You can't put a price tag on this kind of experience.

Sara Gividen
UK
Senior
Carrollton News-Democrat



I had the opportunity to experience the full spectrum of a small town newsroom while interning in advertising at the News-Democrat in Carrollton. My primary focus was advertisement sales, however, I received exposure to editing, reporting, photography, layout and design.

My time was spent working on a

special supplement honoring the 50th Anniversary of Carroll County Hospital. This supplement was my own individual project and required selling ads, design, research, interviews, picture taking and writing.

I came into this internship expecting to gain experience in as many aspects of producing a newspaper as possible and feel that this internship has exceeded those expectations. I saw the many dimensions of journalism first hand, in dealing with deadlines, sales, people and of course, reporting news.

I feel the people I worked with at the News-Democrat is definitely one of the most enjoyable. The News-Democrat office staff was composed of eight individuals with the highest degree of professionalism. My fellow employees made the internship fun and exciting by welcoming me into their newsroom and creating a comfortable environment.

My stay as an advertising intern at the News-Democrat is definitely one of the most beneficial steps I have taken toward a career in journalism. The lessons I learned about working with others, designing a newspaper and ad sales will undoubtedly be useful throughout my professional career.

Shannon Nicole Mason
UK
Junior
The Times-Tribune



I earned many interesting experiences during my internship at The Times-Tribune in Corbin that have far surpassed my expectations.

I have been exposed to many things some reporters never see in their entire lives.

I've been ogled by male prisoners during a jail tour, I have been called out by the jailer in a county fiscal court meeting and I have watched and reported as that county was almost shutdown. I was the first to tell the nation about a 14-pound baby girl, I met Kentucky's first lady and I attended a basket weaving convention (but, it wasn't underwater).

I have learned many lessons during the past few months as well. For instance, there aren't always dogs and ponies at dog and pony shows

and always be on the look out for stop signs where you least expect them. However, the most valuable lesson I have learned is the importance of building a strong relationship with the members of the community in which you work.

As my editor says, sometimes you just have to leave the notepad and pen in the car and get to know people and let them get to know you. The most important thing in any relationship is trust, including the trust in a relationship between a reporter and his or her community. Once you earn that trust, you can present trustworthy news to the people that deserve it.

Tavia Green
WKU
Junior
Kentucky New Era



Every summer I go back home to work at Shoney's. This year I went back home, but Shoney's wasn't cutting me a paycheck. Instead, I had the opportunity to intern at the Kentucky New Era, the same paper that I retrieved from the orange carrier boxes as a little girl.

The community rejoiced for me. It was a huge accomplishment and even though I spent almost 18 years in Hopkinsville, I learned information about my town that I never knew. I was given history lessons from the historian who was one my favorite sources. I received calls from the mayor offering his support and knowledge on certain subjects. I learned tons about local government. I shamefully say I didn't know the first thing about my town. I wrote about various subjects from community events to agriculture and business.

The newsroom was a place where I found my niche and I learned about how the business runs. It was intriguing and each day I got to see first hand how much work is put into making one 50 cent paper. From advertising, designing and story writing it was interesting to see how everyone's little piece of creativity went together to make a full product. I learned about team work, diligence and perseverance.

I'll never forget when the President of the United States came

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INTERNS

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to Hopkinsville. I was in the newsroom that day. I saw how national security works as several reporters prepared hours in advance to go see him speak. I will never forget the shock of hearing the verdict of the Michael Jackson trial and getting to record the citizen's reactions. And the sad news when Luther Vandross died, London was terrorized, and a man was murdered in cold blood in a local county. I was there to see it all unfold among fellow writers.

It was great sharing that excitement and getting to write about events.

The journalists in the newsroom were very helpful and warm. It was a small open newsroom and it was easy to ask questions. It felt good being part of the team. I got to participate in meetings, help generate

my own ideas and meet dozens of people in the community doing a small column that features a citizen of any age, race, religion, or creed.

Above all I got to assess myself and see if I could be a journalist as a living. Getting to experience the real life of a journalist made me think about time-management, family life and other aspects of life that I will have in my future. I realized that I really like journalism. I had my own insecurity that I could never make a deadline or write very fast. I was so used to feature writing, but I learned that I can do timely news stories.

It's not in a classroom that you will have three stories to write in one day before deadline or have to go and investigate potential hearsay. Only in the newsroom can you learn to feel, act and be a real journalist. I encourage anyone in any profession to have an internship, because you may think you want to be something

but until you do it, you won't have that confidence to know you can fulfill your passion.

Whitney Prather
EKU
Senior
Henry County
Local



My internship experience working at the Henry County Local has made me anticipate graduating from Eastern Kentucky University next year more than ever. Thus far, reporting for the Local has surpassed my expectations of what my time there would be like.

Perhaps the most enjoyable story I worked on was about the Twin Oaks Assisted Living apartments. The feature did not focus on the fact that these people could no longer

live on their own, or even on the benefits of assisted living, but rather the late night parties they threw, complete with games of poker and rook, and old music favorites from the record player. The article put a refreshing, fun spin on a subject that is often portrayed negatively.

What has impressed me most about the world of community journalism is the hunger the county has for the Local. They read it, they care about it, they write letters to the editor, and there is never a lack for ideas or submissions - this is truly the community's paper.

That hunger is also what has inspired and gratified me - running in to grab my Diet Pepsi and seeing the farmers at the Marathon station smile as they read the paper on Wednesday morning; when they ask if I have any stories ready for next week's paper; and when they say "I read your article on..." or "nice job."

RULES

Continued from page 3

toughest one because, unlike race, religion and national origin, many advertisers do not think of family status as a protected class. Ads must not state a preference, limitation or discrimination based on family status. Limitations on the number or ages of children or the preference for adults, married couples or singles are examples of violations of fair housing laws. Ads with descriptions such as "two bedroom," or "family room" are permissible and so are ads describing facilities ("near playground") or neighborhoods ("quiet streets").

Rules of Thumb

1. Instead of ads that convey the preference of one group over another, use words that describe features of the property. For example, say "convenient access to playground and one block from elementary school" instead of "great for families with small children." While landlords may genuinely prefer to have Christian tenants or childless tenants, such preferences are a violation of fair housing and should not be conveyed in advertisements.

2. Never print ads that describe a home, apartment or neighborhood with words that in any way relate to race, color, religion, age, family status, or national

origin. Such descriptions are never necessary to convey the relevant information about a residence.

3. Avoid phrases such as "exclusive" or "private," that convey preferences for one group over another or tend to describe a community's makeup.

4. Be careful when making references to well-known racial, ethnic, or religious landmarks nearby. As described above, they can be permissible, but this is a gray area that should be avoided when possible. Otherwise, always include a disclaimer that the landlord or seller does not discriminate on the basis of race, color, religion, national origin, sex, disability or family status.

Realtors, landlords and sellers are also required to comply with fair housing laws in placing advertisements. However, because newspapers and other advertising media are also independently liable under fair housing laws, you should not rely upon advertisers to make sure the ads are in compliance. As always, if you have any questions about compliance with fair housing laws, please contact your hotline attorneys.

As always, if you have any questions, call your hotline attorneys:

Jon L. Fleischaker: (502) 540-2319
R. Kenyon Meyer: (502) 540-2325
Ashley C. Pack: (502) 540-2385
Jeremy S. Rogers: (502) 540-2384

**HAVE AN ITEM
YOU'D LIKE
INCLUDED IN THE
PEOPLE AND
PAPERS SECTION?**

**Send it to Dana Lear,
News Bureau Director,
at dlear@kypress.com.
Deadline is the
20th of each month.**

OPINIONS

Continued from page 4

e-mails are not exempt under KRS 61.878(1)(i) and (j) and are subject to disclosure because they constitute neither drafts, notes, nor correspondence with private individuals or subjective expression of opinion or recommendation.

Request to Disponett from agency heads for assistance in filling positions - These e-mails, according to the AG's office, consist of communications from agency heads to Disponett for assistance in filling vacancies in a particular agency. They are in the nature of a factual communication, rather than an expression of opinion or recommendation and are not exempt from KRS 61.878(1)(i) and (j), according to the AG's office.

Communications containing facts and factual narratives - this category of e-mails, according to the AG's office, consists of non-policy fact-based communications. Examples include a work order for repairs to an office, a thank-you note, a request for review and signature, an update on the status of a project, a thought for the day, and a vacation announcement. The AG's office found these records must be disclosed.

Constituent-type request records - This broad category of e-mails, according to the AG's office, consists of communications to Disponett from individuals seeking assistance and some form of governmental action on the correspondent's behalf. The AG's office also found that these e-mails do not qualify for exclusion under KRS because they were submitted with the expectation of agency action and nothing in the record on appeal suggests that the candor of the correspondents was dependent upon assurances of confidentiality.

Legislation update records - These e-mails track the progress of certain legislation and express opinions on the viability of a number of proposed bills. The AG's office found that these e-mails could be properly withheld from disclosure under KRS 61.878(1)(j) as preliminary record in which opinions are expressed and policies formulated or recommended.

Meeting schedules, travel schedules and details, luncheon detail records - These e-mails contain travel related communications and other scheduling matters. The AG's office, and the courts, have recognized that a public official's appointment schedule and appointment calendars may be

excluded from public inspection pursuant to KRS 61.878(1)(i).

Drafts of appointment announcements, news release, etc. - These e-mails, such as a draft of a news release and a draft of an announcement of appointment, could properly be withheld from disclosure under KRS 61.878(1)(i), the AG's office found, because they represent a tentative version, sketch or outline of a formal and final written product.

"Our decision reflects a reasonable compromise between the need for governmental confidentiality and the public's right to know about the operations of the Office of the Governor as reflected in e-mails directed to that office," Assistant Attorney General James M. Ringo wrote.

The Kentucky Post/Kentucky Transportation Cabinet

The Kentucky Attorney General's office was asked to decide whether the Kentucky Transportation Cabinet violated the Kentucky Open Records Act in denying the request submitted by Amanda York, of the Kentucky Post, for the daily schedule for former Deputy Secretary of Transportation Dick Murgatroyd through 2004, to include meetings, appointments, speaking engagements and other activities where Murgatroyd acted in his official capacity, on the basis of KRS 61.878(1)(i).

By letter dated May 23, York requested access to Murgatroyd's daily schedule, emphasizing that disclosure of the information contained in such records is in the public interest and would primarily benefit the general public. Dan G. Druen Jr., Commissioner of the Department of Administrative Services and Custodian of Records, denied York's request. According to Druen, the only schedule in existence would be the personal calendar of Murgatroyd. In the Cabinet's view an "appointment calendar is not an accurate log of what actually occurred, and is subject to many changes."

York initiated an appeal on June 6. It is The Post's view that such calendars, though subject to change, provide an explanation to taxpayers of how public servants such as Murgatroyd spend their time, or plan to spend their time on a particular day. If the daily schedule is the sole responsive record, The Post contends that it is not preliminary.

Because the only existing record

which is responsive to York's request is the "personal calendar" of Murgatroyd, and the Kentucky Court of Appeals conclusively established that records of this type are exempt from inspection or disclosure pursuant to KRS 61.878(1)(i) and (j) in another case, the AG's office ruled that the Cabinet properly denied York's request.

The Courier-Journal/Louisville Arena Task Force

The Kentucky Attorney General's office was asked to decide if the Louisville Arena Task Force properly relied on KRS 61.810(1)(g) and KRS 61.810(1)(k) in conducting a closed session at its June 13 meeting to discuss the hiring of a consultant to aid the Task Force in the citing of a new arena in Louisville and whether the Task Force violated KRS 61.815(1)(c) in taking final action in the course of that closed session.

On June 16, Jon L. Fleischaker, attorney for the C-J, submitted a written complaint to Lt. Gov. Stephen B. Pence, in which he alleged that the Task Force cannot discuss, much less vote upon, the hiring of a consultant in a closed session under section (g) or any of the KRS 61.810 exceptions. Fleischaker also objected that the Task Force violated KRS 61.815(1)(c) by voting in closed session to recommend to the Commerce Cabinet that one of the two groups submitting proposals be hired as a consultant.

As a means of remedying these violations, The C-J proposed that the Task Force discuss any proposals by, and recommendations for, the hiring of consultants in open session and that it disclose any minutes, recordings and transcripts of the closed session.

On June 20, Pence responded to the newspaper's open meeting complaint, defending the June 13 closed session and explaining that "had the session been open to the public, including the consultants, negotiations would have been placed in jeopardy causing an unfair advantage to the competing bidders and possible expenditure of additional public funds."

Responding to The Courier-Journal's allegation that KRS 61.815(1)(c) prohibits final action in closed session, Pence invoked KRS 815(2) which "excepts subsection (g) of KRS 61.810(1) from the requirements of KRS 61.815(1) concluding

that the Task force "would be well within its legal rights to take final action at a meeting that was closed per KRS 61.810(1)(g).

Upon receipt of the Task Force's denial of the newspaper's open meetings complaint, Fleischaker initiated an appeal asserting: that the Task Force did not meet, and cannot meet, its burden of proof relative to the claim that open discussion would jeopardize retention of a consultant and provide an unfair advantage to the competing bidder and that KRS 61.810(1)(g) does not apply to a situation in which a public agency is selecting a vendor to supply services to the agency at taxpayer cost, but to those situations in which a public agency is negotiating with a business entity whose "undisclosed" interest in sitting, retention, expansion or upgrading its business would be compromised by open discussion.

In supplemental correspondence directed to the AG's office following commencement of The C-J's appeal, Ellen F. Benzing, counsel for the Louisville Task Force, elaborated on the Task Force's position.

She explained that the June 13 meeting was conducted for the purpose of "listening and discussing presentation from both Pricewaterhouse Coopers and the Leib Group" and that "for a brief portion" of the meeting the Task Force conducted a closed session so that it could discuss the presentations put forth by the consultants. She maintained that the Task Force properly relied on KRS 61.810(1)(g). It was her position that the presence of the public, including the consultants, would have impeded actual contract negotiations, limiting the ability of the Commonwealth to retain either of the two business entities and to negotiate the best possible deal.

The AG's office found the Task Force's argument to be "unpersuasive." The AG's office found that the Task Force's reliance on KRS 61.810(1)(g) and KRS 61.810(1)(k) was misplaced.

The office also found that although the Task Force contests the allegation that it took final action in closed session, and that The Courier-Journal presents no clear evidence to the contrary, but that the Task Force's position that KRS 61.815(2) authorizes final action in a properly conducted closed session is without merit.

NEWS

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voting, volunteering and contributing to the public good? How can schools and universities graduate good citizens? How can journalists turn-on or inadvertently turn-off civic life? Join civic leaders, journalists, educators and students for roundtable discussions on these topics and more during the community forum.

Improve your political news coverage

The National Press Foundation, the Institute for Rural Journalism and Community Issues at UK, and the Kiplinger Program in Public Affairs Journalism are sponsoring a two-day program (Sept. 9-10) in Somerset on improving your coverage of political news from the state capital and Washington through your newsroom.

Attendance will be limited to 20 to 25 journalists, and attendees will be required to attend both days of the conference. See www.nationalpress.org to download the application form. Applicants must submit two copies of the application form, current resume and up to five samples of recent work, with clips or scripts copied on 8 1/2 X 11 paper. The deadline for receipt of applications is Monday, Aug. 15.

The National Press Foundation is a non-profit organization, based in DC, which provides educational programs to journalists.

Former and current journalists and government officials will offer techniques for tapping into online resources and cultivating political and governmental contacts to allow you to get news and information from the capitals without being based there.

There is no cost to attend. Meals and lodging will be covered. Participants are responsible for their travel costs.

Please call Kiplinger Program Manager, Betsy Hubbard if you have any questions, 614-247-8845, or contact her at hubbard.160@osu.edu.

PEOPLE

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Paducah Bank.

The Daily News in Bowling Green launched its newly revamped web site located at bgdailynews.com. Bgdailynews.com first went live in early 1995 and has gone through a few revisions, but none as major as this one. Visitors to the site will immediately notice easier navigation that is compatible with many different web browsers. The page is also wider to allow the display of more stories and larger pictures. Links on the left hand side of the page lead to other sections of the website that are of more general interest about the newspaper and the community. Each story summary on the front page is linked to the complete story that appeared in the Daily News including photographs. Icons next to the story headline indicate if there is a photograph, which accompanies the text. E-commerce has become an integral part of the new bgdailynews.com too. Readers will be able to place a classified ad anytime through the 24/7 Ad Taker link in the classified section. Subscribers will be able to pay for their subscriptions online too. If newspaper readers wish to order a reprint of a photograph that appeared in the Daily News, there is a link that makes that possible from their computer. Users of the classified advertising portion of the website will notice a number of improvements. Website and email addresses in the ads will be clickable and classified ads can be saved for viewing at a later date. The employment category of the site connects to the Job Network, a database of jobs from the over 800 newspapers that are active with Townnews.com. Candidates can search by geographic area, job title, job responsibilities or even by company name. There are also many interactive features in Job Network that will be useful to job hunters. The site was designed by Melanie Weis of Townnews.com, a provider of Internet services and web design to over 800 newspapers across the U.S. Scott Lewis has been named to the new position of Online Specialist and will oversee the operation of bgdailynews.com and other sites to be developed.

Ken Paul Mink, a former Lexington Herald-Leader writer and former editor of the Hazard Herald,

has been named one of the World's Top 100 Travel Media Professionals by a Connecticut publishing firm. Mink, a native of Vicco, is now the editor of the online travel magazine The Travelling Adventurer (www.travellingadventurer.com) based in Knoxville, Tenn. Scott American Corp., West Redding, Conn., said the top 100 travel media journalists were adjudged to be the most influential — based on the respect they enjoy and the markets they reach. The travel journalists were selected from a list of hundreds of travel media from newspapers, magazines, broadcaster, trade publications, web sites and news agencies. Mink is also an author, with his latest book, "So You Want Your Kid to be a Sports Superstar" released this spring by Trafford Publishing of Victoria, Canada.

Abby Lowry began her new job as a graphic artist at The Jessamine Journal in June. Most of her work will involve designing display advertising. She is a 2000 graduate of West Jessamine High School. She also attended Lexington Community College where she earned an associate's degree last year in information technology and design, with options in graphic design and Web design. She also studied graphic arts last fall at Northern Kentucky University. During the four years she was in college, she worked for The Finishing Touch of Kentucky, a wholesaler of equestrian jewelry in Nicholasville, where she not only designed the company's catalog and magazine ads, but also its jewelry.

Jobe Publishing, Inc. welcomed Shannon Jefferies to The Herald-News, Metcalfe County Light and The Monroe County Citizen news team. He is a native of Metcalfe County. He will be reporting primarily for the two Metcalfe County newspapers.

Angie Mullikin was recently named managing editor of the Sentinel-Echo in London. For the past three years she worked as the Local Store Marketing Coordinator for TDS Restaurants, Inc., which owns and operates nine McDonald's restaurants in five counties. Her job included public relations, marketing and coordination of special events including Ronald McDonald shows and activities. From 2000-2002 she worked as lifestyles editor at the Richmond Register. There she wrote feature and news stories, took photographs and edited all submitted copy

and columnists. Mullikin is a 1999 graduate of Eastern Kentucky University.

Larry Dale Keeling, a columnist with the Lexington Herald-Leader, was the speaker at the July 21 meeting of the Frankfort Kiwanis Club.

The Fort Campbell Courier is now available on the Fort Campbell Internet to keep individuals informed on a weekly basis about events and activities pertaining to Fort Campbell Soldiers, family members and post employees. The Web site is located at www.campbell.army.mil.

The Leader-News in Central City recently installed a new state-of-the-art stuffing machine to assist bindery personnel in putting the newspaper together. The equipment allows workers to insert advertisements and sections together more efficiently.

David Stith has joined the Woodford Sun staff as a reporter and photographer, replacing Allison Kelley Fleck, who resigned in June. Stith is a Woodford County native. He graduated from Western Kentucky University in 2004 with a bachelor's degree in journalism. He covered Bowling Green city commission meetings, and is experienced with public affairs reporting and feature writing.

Sunday Challenger reporter and columnist Vicki Prichard has been promoted to the newly created position of assistant editor. In her new role, Prichard will report directly to Michael Jennings, the Challenger's associate editor/projects, and focus her work on issues that drive and challenge the Northern Kentucky region. Prichard will continue to write her popular political column, "The NKY Buzz" each week.

Photojournalists Neal Cardin and Forrest Berkshire of The News-Enterprise in Elizabethtown earned 12 awards in the 2005 Hardin County Community Fair Fine Arts Department professional photography division. Berkshire took first place in three categories: black and white-nature, black and white-scenery and color-animal. In other classes, Berkshire was awarded second place for: black and white-portrait, color-nature and color-portrait. Cardin took first place in two categories: black and white-portrait and color-nature. Cardin also received second place for color-animal, color-scenery and black and white-nature and third place for black and white-scenery.