



University of Baltimore Law Review

Volume 50 | Issue 1

Article 1

10-1-2020

University of Baltimore Law Review, Volume 50, Issue 1, Fall 2020

Follow this and additional works at: <https://scholarworks.law.ubalt.edu/ublr>



Part of the [Law Commons](#)

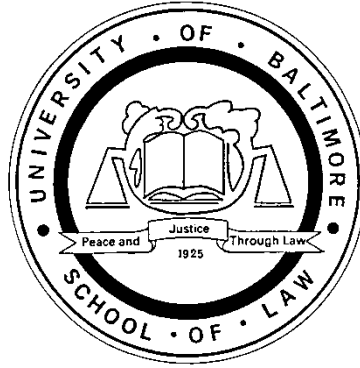
Recommended Citation

(2020) "University of Baltimore Law Review, Volume 50, Issue 1, Fall 2020," *University of Baltimore Law Review*. Vol. 50 : Iss. 1 , Article 1.

Available at: <https://scholarworks.law.ubalt.edu/ublr/vol50/iss1/1>

This Article is brought to you for free and open access by ScholarWorks@University of Baltimore School of Law. It has been accepted for inclusion in University of Baltimore Law Review by an authorized editor of ScholarWorks@University of Baltimore School of Law. For more information, please contact hmorrell@ubalt.edu.

UNIVERSITY OF BALTIMORE LAW REVIEW



ARTICLES

Surveilling the Digital Abortion Diary

Cynthia Conti-Cook

Female Student Patient “Privacy” at Campus Health Clinics: Realities and Consequences

Lynn M. Daggett

Balancing Benefits and Harms of Sexual Orientation and Gender Identity Genomics Research: Legal and Life Implications

Lisa E. Smilan

COMMENTS

A Call to Action: What Maryland Schools Are Doing to Protect Children and Why Other States Should Follow Suit

Kelsey Lear

Growing Up in Prison: Rethinking Juvenile Offender Parole Hearings to Eliminate Essential Life Sentences

Jenna McGreevy

UNIVERSITY OF BALTIMORE LAW REVIEW



The University of Baltimore comprises: (1) the Yale Gordon College of Arts and Sciences, which awards the B.A., B.S., M.A., M.S., and M.F.A. degrees in addition to graduate certificates; (2) the School of Law, which awards the Juris Doctorate, the LL.M. in Taxation, and the LL.M. in the Law of the United States degrees; (3) the Merrick School of Business, which awards the B.S., M.B.A., and M.S. degrees, as well as undergraduate and graduate certificates; and (4) the College of Public Affairs, which awards the B.A., B.S., M.A., M.S., M.P.A., and D.P.A. degrees, as well as undergraduate and graduate certificates. The University's classrooms, libraries, and social and administrative buildings are located in midtown Baltimore.

The University of Baltimore and its School of Law opened in 1925. On September 1, 1970, the University of Baltimore School of Law merged with and acquired what was previously known as the Mount Vernon School of Law of Eastern College, which was founded in 1935.

The University of Baltimore School of Law has both a day and an evening division. The day division offers a full-time, three-year program leading to the Juris Doctorate degree upon satisfactory completion of eighty-seven semester hours of work. The evening division has a four-year Juris Doctorate degree program also requiring satisfactory completion of eighty-seven semester hours. In addition, the School of Law offers an LL.M. in Taxation program and an LL.M. in the Law of the United States program.

The University of Baltimore is regionally accredited by the Middle States Association of Colleges and Schools. The School of Law is accredited by the American Bar Association and holds membership in the Association of American Law Schools.

In the winter term of 1971, the School of Law created the *University of Baltimore Law Review*. Editor in Chief Richard H. Mosse and Managing Editor Larry M. Polsky led a staff of nine founding members: Joseph L. Bocchini Jr., Vaughn C. Brennan, John P. Coale, Bruce W. Haupt, Michael J. Kananack, Gerald B. Lascher, Keith E. Mathews, Claudette A. Pelletier, and Paul W. Rosenbaum.

Today the *University of Baltimore Law Review* is an established scholarly legal journal, edited and published by students at the University of Baltimore School of Law under the direction of a student Editorial Board. The *University of Baltimore Law Review* has published forty-nine volumes to date.

Communications concerning subscriptions, business matters, and permission to reprint materials contained in the *Law Review* should be addressed to *University of Baltimore Law Review*, University of Baltimore School of Law, 1420 N. Charles St., Baltimore, MD 21201-5779; 410-837-4489; or UBLawReview@ubalt.edu.

Back issues in electronic format can be found at *Law Review's* ScholarWorks page, <https://scholarworks.law.ubalt.edu/ublrl/> and are also available in electronic format through HeinOnline, <http://heinonline.org>.

The *Law Review* invites the submission of articles. To submit an article for review, please email your article, cover letter, and curriculum vitae or resume to UBLawReview@ubalt.edu. Manuscripts submitted for publication should conform to *The Bluebook, A Uniform System of Citation* (21st ed. 2020).

The views expressed in this volume are those of the authors and do not necessarily reflect the policies or opinions of the *Law Review*, its editors and staff, or the University of Baltimore.

ATTENTION LAW REVIEW ALUMNI

In an ongoing effort to increase and facilitate communication between *University of Baltimore Law Review* alumni and current members of the journal, we ask that all alumni contact the *University of Baltimore Law Review* at UBLawReview@ubalt.edu and provide the following information: name, year(s) on *Law Review*, address, phone number, email address, and current employment.

Copyright © 2020 by the *University of Baltimore Law Review*. All rights reserved.

SCHOOL OF LAW

Administrative Officers

Kurt L. Schmoke, President, University of
Baltimore, B.A., J.D.
Ronald Weich, Dean, School of Law, B.A., J.D.
Dionne L. Koller, Associate Dean of Academic
Affairs, B.A., M.A., J.D.

Harvey Morrell, Interim Library Director, B.A., J.D.,
M.L.S.
Stephen J. Wilson, Assistant Dean for Finance
Administration, B.S., M.B.A.
Victoria Schultz, Associate Dean for Administration,
B.A., J.D.

Faculty

Professor José F. Anderson, B.A., J.D.
Assoc. Professor Barbara A. Babb, B.S., M.S., J.D.
Assoc. Professor John Bessler, B.A., J.D., M.F.A.
M.St.
Professor Fred B. Brown, B.S., J.D., LL.M.
Clinical Fellow Katy Clemens, B.A., J.D.
Professor Philip J. Closius, B.A., J.D.
Assoc. Professor Gilda Daniels, B.A., J.D.
Assoc. Professor J. Amy Dillard, B.A., J.D.
Assoc. Professor Gregory Dolin, B.A., J.D.,
M.D.
Clinical Fellow Jessica Den Houter, B.A., J.D.
LL.M.
Professor Emeritus Eric Easton, B.S., J.D.,
Ph.D.
Clinical Fellow Jessica Emerson, B.A., M.S., J.D.
Professor Garrett Epps, B.A., M.A., J.D., LL.M.
Professor Emerita Wendy Gerzog, B.A., M.A.,
J.D., LL.M.
Venable Professor Michele E. Gilman, B.A., J.D.
Professor Nienke Grossman, B.A., J.D.,
LL.M.
Dean Julius Isaacson Professor of Law Steven P.
Grossman, B.A., J.D., LL.M.
Professor Daniel L. Hatcher, B.B.A., J.D.
Professor Cassandra Jones Havard, B.A., J.D.
Assoc. Professor Michael Hayes, B.S., J.D.
Dean Joseph Curtis Professor of Law F. Michael
Higginbotham, A.B., J.D., LL.M.
Professor William Hubbard, B.A., J.D.
Professor David Jaros, B.A., J.D., M.P.P.
Professor Margaret Johnson, B.A., J.D.
Assoc. Professor Elizabeth Keyes,
B.A., M.P.A., J.D.
Assoc. Professor Robert Knowles, B.A., J.D.
Assoc. Dean Dionne L. Koller, B.A., M.A.,
J.D.
Professor Emerita Rebecca Korzec, B.A., J.D.
Professor Neha Lall, B.A., J.D.
Venable Professor of Law Robert H. Lande, B.A.,
J.D., M.P.P.
Professor Kenneth Lasson, A.B., J.D., M.A.
Professor Jaime Alison Lee, B.A., J.D.

Assoc. Professor Matthew Lindsay, B.A., M.A., J.D.
Professor John A. Lynch, Jr., B.A., J.D., LL.M.
Assoc. Professor James Maxeiner, B.A., J.D., LL.M.
Ass't Professor Hugh McClean, B.A., J.D., LL.M.
Professor Audrey McFarlane, B.A., J.D.
Dean Joseph Curtis Professor Emerita Lynn McLain,
B.A., J.D.
DLA Piper Professor of Law Michael I.
Meyerson, B.A., J.D.
Clinical Fellow Nickole Miller, B.A., J.D.
Professor Nancy M. Modesitt, B.A., J.D.
Laurence M. Katz Professor of Law Jane C. Murphy,
B.A., J.D.
Assoc. Professor Odeana R. Neal, A.B., J.D.
Professor Max Oppenheimer, B.S., J.D.
Clinical Fellow Veryl Pow, B.A., J.D.
Clinical Fellow Emily Poor, B.A., J.D.
Professor Emeritus Arnold Rochvarg, B.A., J.D.
Professor Robert Rubinson, B.A., J.D.
Professor Elizabeth J. Samuels, A.B., J.D.
Professor Walter D. Schwidetzky, B.A.,
M.B.A., J.D., LL.M.
University of Maryland Regents Professor Mortimer
Sellers, A.B., J.D., B.C.L., D.Phil.
Professor Emeritus Stephen J. Shapiro, B.A., J.D.
Ass't Professor Matthew Sipe, B.A., J.D.
Professor Amy E. Sloan, B.A., J.D.
Judge-in-Residence Professor Frederic N. Smalkin,
B.A., J.D.
Clinical Fellow Alexandra Smith, B.A., J.D.
Low Income Tax Clinic Director John Snyder, III,
B.A., J.D.
Professor Colin Starger, B.A., J.D.
Professor Donald H. Stone, B.A., J.D.
Professor Charles Tiefer, B.A., J.D.
Clinical Fellow Sakinah Tillman, B.A., J.D.
Professor Angela M. Vallario, B.S., J.D., LL.M.
Professor Emeritus Byron L. Warnken, B.A., J.D.
Professor Kimberly Wehle, B.A., J.D.
Dean Ronald Weich, B.A., J.D.
Professor Barbara Ann White, B.A., M.A., Ph.D.,
J.D.
Ass't Professor Sonya Ziaja B.A., J.D., Ph.D.

Adjunct Faculty

Hon. Steven Adler, B.A., J.D.
Adinia N. Smith, B.A., J.D.
James B. Astrachan, B.S., J.D., LL.M.
Andre J. Barnett, B.S., J.D., LL.M.
Benjamin Beasley, B.M., J.D.
Michael Belsky, B.A., J.D.
Michael W. Bender, J.D., LL.M.
E. Todd Bennett, B.A., J.D.
Michael Berman, B.A., M.A., J.D.
Jeffrey Bernstein, B.A., J.D.
Leslie Billman, B.A., J.D.
Carol A. Bittner, B.A., J.D.
H. Allen Black, III, B.S., J.D.
Jerry Bodman, B.A., J.D.
Ashley Bond, B.A., J.D.

Jennifer Burroughs, B.A., J.D.
Russell Butler, B.A., J.D.
Ronald Cherry, B.A., J.D.
Drew Chlan, B.A., J.D.
Caroline D. Ciraolo, J.D.
Martin J. Clarke, B.A., J.D.
Amanda S. Conn, B.A., J.D.
William J. Cook, B.A., J.D.
Kaitlin Corey, B.A., J.D.
Paul Cucuzzella, B.S.B.A., J.D.
Robin Denick, J.D.
Claudia Diamond, B.A., J.D.
Neil Dilloff, B.A., J.D.
Erin Murphy Ehman, B.A., J.D.
Arturo Estrada, B.B.A., J.D.

Karen A. Ferretti, J.D.
Nancy Forster, B.A., J.D.
Steve Gevarter, J.D.
Diane Glauber, B.A., M.P.A., J.D.
Lydie Glynn, B.A., J.D.
Elizabeth Green, J.D.
Bonnie Greenberg, J.D.
Lawrence S. Greenberg, B.A., J.D.
Hadrian N. Hatfield, J.D.
Jermaine D. Houghton, B.A., J.D.
Richard Heinecke, J.D.
Hon. John Alvin Henderson, B.A., J.D., LL.M.
Jeffrey C. Herwig, B.A., J.D.
Jeffrey Jacobson, J.D.
Donald Jodrey, B.A., M.P.A., J.D.
William W. Kanwisher, B.A., J.D.
Andrew Katzenberg, B.A., J.D.
Jay Knight, B.A., J.D.
Ari Kodeck, B.S., J.D.
James Paul Krawczyk, Jr., B.S., J.D.
Jeremy Krum, J.D.
Sheldon H. Laskin, B.A., J.D., LL.M.
Gregory Lawrence, B.S., J.D.
John Leovy, B.A., M.A., J.D.
Cheri Levin, A.B., J.D.
Robert Lidston, A.B., M.A., Ph.D., J.D.
Adam Lippe, J.D.
Joan Little, B.A., J.D.
Mary Jo Livingston, J.D.
Richard C. Loeb, B.A., J.D.
Robert S. McCord, B.A., J.D.
Jeremy M. McCoy, B.A., J.D.
Rachel T. McGuckian, B.A., J.D.
Patricia McLane, B.A., M.A., J.D.
Adam Meehan, J.D.
Michelle Mendez, B.A., J.D.
Ronald V. Miller, Jr., B.S., J.D.
Judith Moran, B.S., J.D.
Gregg. H. Mosson, B.A., J.D.
Hon. Joseph Murphy, Jr., A.B., J.D.
Pierce Murphy, B.A., J.D.
Alan Nemeth, B.S., J.D.
Patrick O'Malley, J.D.
Albert Palewicz, B.A., J.D.
Bradford Peabody, B.A., J.D.
Linda T. Penn, B.S., J.D.
Jason Z. Qu, J.D.

Christopher Rahl, B.A., J.D.
Ira Rainess, B.A., J.D.
Stacey Rice, B.A., J.D.
Stuart Rombro, B.A., J.D.
Brian Saccenti, J.D.
Delegate Samuel I. Rosenberg, B.A., J.D.
Mercedes Salvania, A.A., LL.B., LL.M.
Tamara D. Sanders, B.A., J.D.
Christopher Schoen, J.D.
Hon. Mark F. Scurti, B.A., M.A., J.D.
Ren Serey, J.D.
Hon. Stephen Sfekas, B.S.F.S., M.A., J.D.
Marc E. Shach, B.S., M.B.A., J.D.
Denise O. Shaffer, B.A., J.D.
Daniel Shemer, J.D.
Daryl J. Sidle, J.D.
Ephraim R. Siff, J.D.
Charles L. Simmons, B.S., J.D.
Andrew Sindler, B.A., J.D.
John Singer, B.A., M.A., J.D.
Andrew G. Slutkin, B.S., J.D.
Norman L. Smith, J.D.
Patricia Smith, B.A., M.A., J.D.
John B. Snyder III, J.D.
Frank Spector, B.A., J.D.
Michael Spekter, J.D.
Donna Star-Deelen, B.A., J.D., LL.M.
Andrew T. Stephenson, J.D.
Larry Strauss, B.A., J.D., LL.M.
Hon. Stephen Swift, B.A., J.D.
Karen T. Syrylo, B.A., CPA
Mark Talty, J.D.
Hon. Nicole Taylor, A.A., B.S., J.D.
Hon. Hope Tipton, B.A., J.D.
Jeffrey C. Toppe, J.D.
Michael Torres, J.D.
Judith Tortora, B.A., J.D.
Marie Vasbinder, J.D.
Ryan Walburn, B.A., J.D.
Cheri P. Wendt-Taczak, B.A., J.D.
Nicole M. Whitaker, B.A., J.D.
M. Hamilton Whitman, Jr., B.A., J.D.
Carrie J. Williams, J.D.
Mildeen G. Worrell, B.A., J.D., LL.M.
Daria Zane, B.S., J.D.
Alex Zarzecki, B.S., J.D.

GRADUATE TAX PROGRAM

Governing Committee

Darlene Brannigan Smith, Dean, Robert G. Merrick
School of Business, Ph.D.
Fred B. Brown, Director, Graduate Tax Program
and Professor of Law, B.S., J.D., LL.M.

Walter Schwidetzky, Professor of Law, B.A.,
J.D., LL.M.
John Sigler, Assoc. Professor of Accounting,
A.B., M.S., M.B.A., J.D.

Faculty

Professor Fred B. Brown, B.S., J.D., LL.M.
Professor Walter D. Schwidetzky, B.A., M.B.A.,
J.D., LL.M.

Professor John Snyder, Director, Low Income Tax
Clinic, B.A., J.D.

Adjunct Faculty

Michael Bender, J.D.
Caroline Ciraolo
Robin Denick, B.A., J.D., LL.M.
Arturo Estrada, J.D.
Hon. Maurice B. Foley, B.A., J.D., LL.M.
Steve Gevarter, J.D.
Elizabeth Green, J.D.
Richard Heinecke
Jeffrey Jacobson, J.D.

Cheryl Jones, J.D.
Sheldon Laskin, B.A., J.D., LL.M.
Adam Meehan, J.D.
Christopher Schoen, J.D.
Daryl J. Sidle, B.A., M.A., J.D.
Larry Strauss, J.D., M.S.T.
Hon. Stephen Swift, J.D.
Mildeen G. Worrell, B.A., J.D., LL.M.-Tax

LL.M. IN THE LAW OF THE UNITED STATES

International Legal Education Committee

Dean Joseph Curtis Professor of Law F. Michael
Higginbotham, A.B., J.D., LL.M.
Professor Nienke Grossman, B.A., J.D., LL.M.

Professor Steven P. Grossman, B.A., J.D., LL.M.
Professor Odeana Neal, A.B., J.D., M.A.
Professor Emeritus Stephen J. Shapiro, B.A., J.D.

UNIVERSITY OF BALTIMORE LAW REVIEW

VOL. 50

2020–2021

EXECUTIVE BOARD

Editor in Chief
J.J. Lucido

Managing Editor
Aaron Sarro

Production Editors

Jordan Cook Jenna McGreevy Kristin McManus Lucas Van Deusen

Assistant Managing Editor
Meredith Ashley

Articles Editor
Yemisi Giwa-Otusajo

Executive Editor
Victoria Devore

Comments Editor
Taylor Bayat

Symposium Editor
Christian Coward

Publications Editor
Cassandra Brumback

ASSOCIATE EDITORS

Madison Buchness
Micah Millsaps

Jordan Culley
Evan Raigrodski

Kelsey Lear
Andrew Will

STAFF

Zachary Babo
Andrew Barnes
Matthew Bendorf
Michael Blanchard
Lisa Blitstein
Patrick Brooks
John Chase
Celia Feldman
Julianna B. Felkoski
Joshua Gehret
Daniel Grossman
Ryan Hollen
Sina Jahanshahi

Zachary Jones
Joel Jordan
Taylor Kitzmiller
Regan Leavitt
Andrew J. Loewen
Sabrina Marquez
Kari Martiniano
Eliza R. McDermott
Samson R. Nabozny
Olubusola Olanrewaju
Camille Pappy
Ellen Pruitt
Felicia Rugh

Arriana Sajjad
Cody Saunders
Amanda Scanlon
Molly S. Shaffer
Caterina Sorrento
Jared Stape
Miranda Walker
Marc Weiner
Hayley Weisman
Claudia Wozniak
Kayla York

Faculty Advisor
Professor Audrey McFarlane

Faculty Advisor Emeritus
Professor Emeritus Eugene J. Davidson

Administrative Assistant
Shavaun O'Brien

UNIVERSITY OF BALTIMORE LAW REVIEW

VOL. FIFTY

FALL 2020

NUMBER ONE

ARTICLES

Surveilling the Digital Abortion Diary

Cynthia Conti-Cook 1

Female Student Patient “Privacy” at Campus Health
Clinics: Realities and Consequences

Lynn M. Daggett 77

Balancing Benefits and Harms of Sexual Orientation
and Gender Identity Genomics Research: Legal and
Life Implications

Lisa E. Smilan 155

COMMENTS

A Call to Action: What Maryland Schools Are Doing
to Protect Children and Why Other States Should
Follow Suit

Kelsey Lear 199

Growing Up in Prison: Rethinking Juvenile
Offender Parole Hearings to Eliminate Essential
Life Sentences

Jenna McGreevy 221