

19th Annual

# SCHOOL LAW CONFERENCE

Earn up to 11.25 Hours of Credit Including 2.00 Hours of Ethics Credit

Specialization Requested/Expected for: Administrative Law, Civil Trial Law



February 26-27, 2004

The Four Seasons Hotel  
Austin, Texas

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## THURSDAY MORNING, FEBRUARY 26

**Presiding Officer:**  
Denise Hays, Austin

**8:30 a.m. Registration Opens**

Includes continental breakfast.

**9:20 a.m. Welcoming Remarks**

**9:30 a.m. (0.50 hour)**

### Commissioner Update

Summary of decisions from Commissioner of Education and SBEC issued in the last 12 months.

Ellen B. Huchital, Houston

**10:00 a.m. (0.75 hour)**

### Legal Rights of Gay Students and Employees

After the Supreme Court's *Lawrence* decision, litigation over gay rights continues to increase. In what areas are gay rights issues being raised in the public school context and how are the courts addressing those issues?

Eric W. Schulze, Austin

**10:45 a.m. Break**

**11:00 a.m. (0.75 hour)**

### Record Privacy, Parental Rights and Military Recruiters

Director of the Family Policy Compliance Office will discuss and respond to questions concerning FERPA, PPRA and the military recruiter provisions of NCLB. Focus will be on the most recent changes and guidance on these laws.

LeRoy Rooker, Washington, DC

**11:45 a.m. (0.50 hour)**

### Speeches, Messages and Prayers at Graduation

This session will synthesize First Amendment case law and guidance from the Department of Education on religion in schools to offer practical suggestions for the coming graduation season.

Joy Surrañt Baskin, Austin

**12:15 p.m. Lunch on your own**

## THURSDAY AFTERNOON

**1:30 p.m. (0.75 hour)**

### Criminal Statutes that Affect Employees, Trustees and Officials in School Settings

If you receive a grand jury target letter in the mail, it's too late. Avoid the long arm of the law by attending this session on criminal statutes related to open government, gifts to public servants, use of public property, and abuse of governmental authority.

Scott A. Durfee, Houston

**2:15 p.m. (0.50 hour)**

### Navigating OCR Investigations: Do You Have Your Oars Ready?

This topic will provide practical tips for school administrators, attorneys, and board members in preparing for an investigation by the Office for Civil Rights.

M. Kaye DeWalt, Houston

**2:45 p.m. (0.75 hour)**

### Fair Labor Standards Act: Old, New, and In-Between

Class actions against school districts are increasing. "Exempt" classifications are about to change. Learn what's new and what to avoid in administering this critical federal law.

Cheryl T. Mehl, Austin

**3:30 p.m. Break**

**3:45 p.m. (0.50 hour ethics/PR credit)**

### Ethics Rules for Dealing with Unrepresented Persons

Discussion of ethical issues confronting lawyers dealing with unrepresented persons, especially pro se plaintiffs.

Miles J. LeBlanc, Houston

**4:15 p.m. (0.50 hour)**

### Gift of Public Funds

New cases and emerging trends in the use of public funds - what has changed and where are we going?

Paul Taylor, Austin

**4:45 p.m. (0.33 hour)**

### Late Breaking News Practitioners Need to Know About

This session will cover important, recently issued, late-breaking court cases and/or administrative decisions not covered by other presentations at the conference.

Nan P. Hundere, San Antonio

**5:05 p.m. Adjourn to Reception**

## FRIDAY MORNING, FEBRUARY 27

**Presiding Officer:**  
Lisa A. Brown, Houston

**8:30 a.m. (1.50 hours ethics/PR credit)**

### The 11 Commandments of Professional Responsibility

A session of informative and entertaining parables covering ethics and professional responsibility.

Michael Sean Quinn, Austin

**10:00 a.m. (0.50 hour)**

### DOs and DONT's of Conducting Elections

Issue spotting and preventive advice on use of district resources and employee/trustee involvement in campaigns.

Arturo G. Michel, Houston

**10:30 a.m. Break**

**10:45 a.m. (0.75 hour)**

### Breaking Up Is Hard to Do: Ending Employment Relationships

An in-depth discussion of the pitfalls to be aware of and the legal strategies to consider in connection with the separation of contractual and at-will personnel.

David M. Feldman, Houston

**11:30 a.m. (0.50 hour)**

### No Child Left Behind Texas Implementation Update

A review of Texas' implementation of NCLB and outstanding issues remaining for the 2004-05 school year.

David Anderson, Austin

**12:00 p.m. Lunch on your own**

## FRIDAY AFTERNOON

1:15 p.m. (0.50 hour)

### Distribution of Student or Community Literature on School Campuses

Status of school district's ability to enforce prior review distribution policies in light of recent Fifth Circuit opinion.

Christopher B. Gilbert, Houston  
Charles J. Crawford, McKinney

1:45 p.m. (0.50 hour)

### Leaves of Absence

This session discusses the various types of applied leave of absences examining the pitfalls and quagmires as they relate to employees and administrators.

E. Matthew Guedea, Austin

2:15 p.m. Break

2:30 p.m. (0.50 hour)

### Student Discipline

This discussion provides an update of recent Texas caselaw regarding student discipline and addresses legislative changes to Chapter 37 of the Texas Education Code.

Lisa Tatum, San Antonio

3:00 p.m. (0.75 hour)

### Whistle-blower/Retaliation Claims: or, "Do You Want Some Cheese with that Whine?"

A discussion of state/federal statutes that prohibit retaliation against employees who report wrongdoing or participate in certain proceedings.

Roger D. Hepworth, Austin  
Mark W. Robinett, Austin

3:45 p.m. Adjourn

Mail this registration form or fax a copy to: (512) 475-6876

## REGISTRATION FOR SL04

The University of Texas School of Law • Office of Continuing Legal Education

Attn: SL04 • Post Office Box 7759 • Austin TX 78713-7759

### PLEASE PRINT CLEARLY

Bar Card# \_\_\_\_\_ ☐ TX ☐ Other State: \_\_\_\_\_ ☐ N/A

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E-mail Address \_\_\_\_\_

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### REGISTRATION - Includes printed materials in course binder.

☐ Early Registration Fee due by Wed., February 18, 2004 ..... \$375.00  
Add E-materials on CD (PDF files of printed materials) for \$50. See below.\*

☐ Registration Fee after Wed., February 18, 2004 ..... \$425.00  
Add E-materials on CD (PDF files of printed materials) for \$50. See below.\*

### ALSO AVAILABLE - Allow 2-3 weeks from conference date for delivery.

☐ Printed materials in course binder \* ..... \$150.00  
Printed materials are **automatically included** with Registration.

☐ Audio CD Set \* ..... \$160.00

☐ In-House CLE for 2 - Includes audio CD + printed materials \* ..... \$750.00

\_\_\_\_\_ Add participants with printed materials at \$200 each ..... \$ \_\_\_\_\_

\_\_\_\_\_ Add participants without printed materials at \$150 each ... \$ \_\_\_\_\_

☐ \*Add E-materials CD (PDF files of printed materials) to any purchase ... \$50.00

### METHOD OF PAYMENT

TOTAL ENCLOSED ..... \$ \_\_\_\_\_

☐ Check (make checks payable to: The University of Texas at Austin)

☐ VISA or ☐ Mastercard (sorry, no AMEX or Discover)

Card #     -     -     -

**X** \_\_\_\_\_  
Authorized Signature

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Exp. Date (mm/yy)

## Can't attend? You've got options!

- **Printed Materials in Course Binder** - Improve your practice by access and reference to leading resource materials, written by renowned authorities in the field.
- **E-materials on CD** - Add electronic versions of conference materials for only \$50 to your registration or purchase of printed materials, audio CDs, or In-House CLE packages. E-Materials are distributed 2-3 weeks after the conference and include searchable versions of printed materials in PDF format.
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## About the Hotel



### The Four Seasons Hotel

98 San Jacinto  
Austin, TX 78701  
(512) 478-4500

\$155 single or double special group rate good through **February 5, 2004**

Parking: Self-parking \$5.00 with validation. Valet: \$12.00 per day.

### Key dates:

Cancellations & last-minute registrations

**February 18, 2004, 5 p.m.**

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

**February 20, 2004, 5 p.m.**

•last day for full refund

**February 23, 2004, 5 p.m.**

(Monday before conference)  
•last day for partial refunds  
(\$50 processing fee applied)

**February 26, 2004, 9:30 a.m.**

•conference begins

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## ABOUT THE COVER

"Untitled" oil on board, 32 x 40 by Will Klemm. Mr. Klemm's work may be seen at the Wally Workman Gallery in Austin, Texas. Call 512-472-7428 or visit [www.wallyworkman.com](http://www.wallyworkman.com)



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This course has been approved for Minimum Continuing Legal Education credit by the State Bar of Texas Committee on MCLE in the amount of 11.25 hours, of which 2.00 credit hours will apply to legal ethics/professional responsibility credit.



THE UNIVERSITY OF TEXAS AT AUSTIN  
THE UNIVERSITY OF TEXAS SCHOOL OF LAW  
P.O. Box 7759 • Austin, TX 78713-7759

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## NON-PROFIT-ORG

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