

20th Annual

SCHOOL LAW CONFERENCE

Earn up to 12.25 hrs of Credit including 2.0 hrs of Ethics Credit
Specialization Credit Expected for Administrative Law and Civil Trial Law

Approved for Continuing Education for School Board Members Credit



February 24–25, 2005
Four Seasons Hotel
Austin, Texas

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THURSDAY MORNING, FEB. 24, 2005

Presiding Officer:
Lisa A. Brown

8:00 a.m. Registration Opens

Includes continental breakfast.

8:50 a.m. Welcoming Remarks

9:00 a.m. .75 hr

The 30th Anniversary of *Goss v. Lopez*

In 1975, the U.S. Supreme Court outlined the due process standards that apply when schools suspend students. For the last 30 years, the court of appeals have applied *Goss* to a wide variety of ever-changing scenarios confronting today's schools. This session by a noted national speaker will highlight the past, present, and future of *Goss v. Lopez*.

Julie Underwood, Alexandria, VA

9:45 a.m. .50 hr

Juvenile Justice: A Primer on Juvenile Justice and How It Impacts Students, Schools, Communities and the Society

A snapshot view of the disciplinary procedures, administrative hearings, punishment, criminal culpability, and community concerns of students, parents, school administrators and other prime concerns.

Bobbie G. Edmonds, Ft. Worth

10:15 a.m. Break

10:30 a.m. .50 hr

Parent-School Partnership: When Things Go Wrong

State law provides that parents will be "partners" with educators, but sometimes there are concerns as to how the school is applying Chapter 26 of the Texas Education Code. This session will focus on current issues in the parent-school partnership.

Susan Feller Heiligenthal, Austin
Linda Schlueter, San Antonio

11:00 a.m. .50 hr

School Employee Immunity Issues after House Bill 4 and *Meyers v. Doe*

The Education Code provides many school employees with comprehensive immunity from state causes of action. HB 4 further fortified these protections and added new ones. Despite this, does *Meyers v. Doe* make it easy to pierce these immunities?

Kevin F. Lungwitz, Austin

11:30 a.m. .50 hr

Settlement Agreements: Legal Requirement, Examples, and Practical Issues

This topic includes discussion of legal requirements for settlements, examples of different issues to address in a settlement agreement, and practical issues such as mediations and delegation of settlement authority.

Jeffrey A. Davis, Houston

THURSDAY AFTERNOON

Presiding Officer:

Lisa A. Brown

12:00 p.m. Box Lunch Presentation

Take a short break to pick up your box lunch, included in the registration fee. Panel discussion begins at 12:45.

School Finance Update 1.00 hr.

Hear the latest school finance issues, starting at 12:45.

David Thompson III, Houston, Moderator
Lynn M. Moak, Austin
Former Lt. Governor Bill Ratliff, Mt. Pleasant
Joe Wisnosky, Austin

1:45 p.m. .50 hr

The Petition for Redress: Local Employee Grievances

A survey of the legal landscape, procedures and rights that govern the employee grievance process.

Paul Tapp, Austin

2:15 p.m. .75 hr

Point-Counterpoint: Employment Contract Clauses

When a district offers a certified employee a contract, to what have the parties agreed? This panel, in a point-counterpoint format, will discuss the practical applications and legal interpretations of selected contract provisions from multiple viewpoints.

Holly Claghorn, Austin
Dohn S. Larson, Austin
Merri Schneider-Vogel, Houston

3:00 p.m. Break

3:15 p.m. .50 hr

Teacher Retirement System: Retire/Rehire

An overview of issues involved in rehiring TRS retirees, including negotiating contracts, forfeiture of retirement benefits, third party entities, independent contractors, misconceptions and health insurance.

Rebecca M. Smith, Austin
Outline written by Shellie Hoffman Crow, Austin

3:45 p.m. 1.00 hr including 25 hr of ethics

School District Trustees and Employees: Conflicts of Interest and Misconduct

School district trustees and employees increasingly find themselves to be targets for media and regulatory attention about conflicts of interest and misconduct. Hear the latest developments about nepotism, gifts, employee disclosure of potential conflicts of interest, Sarbanes-Oxley Act applications, potential new legislation, and tighter new financial audit requirements for school districts. A panel of attorneys representing school districts and administrators lead a lively discussion of the old, the new, and the gray areas in this evolving area of law.

Neal W. Adams, Bedford
David M. Feldman, Houston
Elneita Hutchins-Taylor, Houston
Kathleen Wells, Austin

4:45 p.m. Adjourn

FRIDAY MORNING, FEBRUARY 25, 2005

Presiding Officer:

Lynn Rossi Scott

8:30 a.m. .75 hr including .75 hr ethics

Who Am I and For Whom Do I Work? Issues Involved in Representing an Organization

This presentation will discuss issues faced by attorneys working for school districts from the in-house counsel's perspective, including the relationship between in-house counsel and outside counsel.

Carrie Rhynehart Galatas, Conroe

9:15 a.m. .50 hr

Commissioner Update

An update of the important 2004 decisions of the Commissioner of Education, with special emphasis on employment matters.

Holly Claghorn, Austin

9:45 a.m. .50 hr

Attorney General Update

A summary of decisions from the Texas Attorney General issued in the last twelve months.

Marianna M. McGowan, McKinney

10:15 a.m. Break

10:30 a.m. .50 hr

Private Companies: Vendors and Their Contracts

Common pitfalls and landmines with energy conservation contracts, copier contracts, soda vending contracts and others.

Fred Stormer, Amarillo

11:00 a.m. 1.00 hr, including 1.00 hr ethics

EthicsJeopardy ©

Finally, an opportunity to earn ethics credit in an informative, participatory, fun and interactive format. It's all here: conflicts, discovery, confidentiality, fiduciary duties and more. Fact scenarios set the stage for audience participation in selecting answers based on actual ethics opinions, ABA Model Rules, and the Texas Rules.

Berry Crowley, Austin

©Texas Center for Legal Ethics and Professionalism

12:00 p.m. Lunch on your own

FRIDAY AFTERNOON

Presiding Officer:

Lynn Rossi Scott

1:15 p.m. .75 hr

Legal Guidance for Dealing with the Police, CPS and Divorced Parents

This presentation will discuss current Texas statutes, regulations, case law and administrative decisions regarding a school district's legal responsibilities when dealing with the police, CPS and divorced parents, including release of records, cooperating with investigations and understanding the legal consequences of custody orders.

Dianna D. Wojcik, Dallas

2:00 p.m. .75 hr

Employee Privacy Issues

An examination of privacy interests and legal rights of school district employees, including use of school computers and disclosure of personal information.

Martha P. Owen, Austin

2:45 p.m. .50 hr

No Child Left Behind—Updates, Questions and Resolutions

A review of new information about NCLB, and TEA's activities to implement this comprehensive federal law.

David Anderson, Austin

3:15 p.m. .50 hr

Construction Contracts and Immunity Issues

An evolving and often-conflicting area of the law involves a school district's potential immunity from liability regarding construction contracts entered into with construction contractors and professional service providers. This presentation will focus on the status of current litigation, the impact of HB 4's tort reform, governmental immunity and contract actions.

John Thomas Sears, Austin

3:45 p.m. Adjourn

REGISTRATION FOR SL05

Mail this registration form to:

The University of Texas School of Law, Attn. SL05
P.O. Box 7759, Austin, TX 78713-7759

or fax a copy to: (512) 475-6876

PLEASE PRINT CLEARLY

Bar Card# _____ ☐ State: _____ ☐ N/A

CPA# _____ ☐ State: _____ ☐ N/A

Name [Mr. / Ms.] _____

Firm _____

Address _____

City _____ State _____ Zip _____

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REGISTRATION

Includes Course Binder and Thursday Box Luncheon Presentation

☐ Early Registration Fee due by Wed., Feb. 16, 2005 \$395.00

☐ Registration Fee after Wed., Feb. 16, 2005 \$445.00

THURSDAY BOX LUNCHEON PRESENTATION—Included in registration fee.

☐ Yes, please count me in for lunch. n/c

CONFERENCE PUBLICATIONS AND MEDIA

Allow 2-4 weeks from the conference date for delivery.

☐ Course Binder \$200.00

Note: Conference registration includes Course Binder.

☐ Audio CD Set \$175.00

☐ eBinder on CD (PDF format) \$200.00/\$50.00
(\$200 purchased alone, \$50 with registration or purchase of Course Binder or Audio CD Set)

GROUP CLE: Bring the conference in-house and learn at your convenience.

Allow 2-4 weeks from the conference date for delivery.

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_____ Add participants (includes Course Binder) for \$200 each \$ _____

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AUSTIN

February 24–25, 2005

CONFERENCE LOCATION



Four Seasons Hotel

98 San Jacinto
Austin, TX 78701
(512) 685-8100

SPECIAL RATE \$159 single or double
(subject to availability) good
through February 1, 2005

Parking: \$5 self-parking; \$10 valet

KEY DATES

Registration and Cancellation

February 16, 2005, 5 p.m.

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

February 18, 2005, 5 p.m.

•last day for full refund

February 21, 2005, 5 p.m.

•last day for partial refunds
\$50 processing fee applied

February 24, 2005, 9 a.m.

•conference begins

M
C
L
E

This course has been approved for
Minimum Continuing Legal Educa-
tion credit by the State Bar of
Texas Committee on MCLE in the
amount of 12.25 hours, of which
2.00 credit hours will apply to
legal ethics/professional responsibility
credit.

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