

33<sup>RD</sup> ANNUAL  
**SCHOOL LAW CONFERENCE**



February 22–23, 2018  
AT&T Conference Center ■ Austin, Texas

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 **Live Webcast February 22–23**

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Earn up to 12.50 Hours of Credit Including 1.75 Hours of Ethics Credit Approved in TX, CA, and OK

TX Legal Specialization Credit Expected for: Administrative Law, Civil Appellate Law,  
Civil Trial Law, Labor and Employment Law

Texas Education Agency (TEA) Continuing Professional Education (CPE) Credit Available for Texas Educators

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**THURSDAY MORNING, FEB 22, 2018**

**Presiding Officer:**  
**Julie Leahy, Texas Classroom Teachers Association, Austin, TX**

**7:30 a.m. Registration Opens**

Includes continental breakfast.

**8:35 a.m. Welcoming Remarks**

**8:45 a.m. 1.00 hr**

**Commissioner Decisions Update**

Hear an update on Commissioner of Education decisions from the past year.

Mark P. Tilley, Texas Association of School Boards, Austin, TX

**9:45 a.m. .50 hr**

**Recent Opinions Issued by the Attorney General**

Review recent opinions issued by the Texas Attorney General that may affect public schools and school law.

Haley Turner, Walsh Gallegos Treviño Russo & Kyle P.C., Austin, TX

**10:15 a.m. Break**

**10:30 a.m. 1.00 hr**

**In Case of Emergency: A Legal Toolkit for Disaster Preparedness**

Disaster is brewing ... What do you do to prepare (if you have time)? And how do you quickly get operations back to normal after it hits? Explore the legal and practical issues of disaster preparedness and recovery from an operations and employment standpoint. Using recent disasters as a guide (wildfires, man-made fires, hurricanes, tornadoes, flooding, etc), examine lessons learned and get helpful tips.

Merri Schneider-Vogel, Thompson & Horton LLP, Houston, TX  
Ellen H. Spalding, Rogers, Morris & Grover, L.L.P., Houston, TX

**11:30 a.m. 1.00 hr**

**Advice From the Inside: Preparing for and Dealing with Student Issues that Follow Catastrophic Events**

When disaster strikes, school districts serve as a port in the storm for students and the wider-community in crisis. Hear practical advice regarding legal issues to raise and steps to take before, during, and after a catastrophic event to support students, the mission of the school district, and stay #StudentStrong.

Justin R. Graham, Katy Independent School District, Katy, TX  
Stephanie Maher, Humble Independent School District, Humble, TX

**12:30 p.m. Lunch On Your Own**

**THURSDAY AFTERNOON**

**Presiding Officer:**  
**Julie Leahy, Texas Classroom Teachers Association, Austin, TX**

**1:45 p.m. .50 hr**

**Immigration Issues Affecting Public School Districts**

Survey established case law on the service of undocumented students in public schools, and explore several key issues related to the service of undocumented students, including student privacy laws, student documentation requests, and federal immigration enforcement efforts in schools.

Juan J. Cruz, J. Cruz & Associates, LLC, Laredo, TX

**2:15 p.m. .50 hr**

**Partners in Education: The Parent/Educator Relationship**

Teachers and administrators work as partners with parents to ensure a positive educational experience for students. Discuss the pros and cons of informal communications between educators and parents, such as texting and the use of online programs, as well as tips for helping school employees maintain a professional and effective relationship with parents.

Andrea Slater Gulley, Amarillo Independent School District, Amarillo, TX

**2:45 p.m. .50 hr**

**An Overview of Unemployment Claims and Appeals**

Survey unemployment compensation law in Texas and review who can file unemployment claims, the times during which claims can be filed, what the qualification and eligibility criteria are for receiving unemployment benefits, methods for appealing adverse rulings, best strategies for handling claim responses and appeals, and how an employer can qualify for chargeback protection.

William T. (Tommy) Simmons, Texas Workforce Commission, Austin, TX

**3:15 p.m. .50 hr**

**Medical Privacy in the Workplace**

Employees may be required to share private health information with their employers. Explore the various laws that impact the collection and handling of such information, including the ADA, FMLA, workers' compensation, and HIPAA, and the best practices for complying.

Jennifer A. Powell, Eichelbaum Wardell Hansen Powell & Mehl, PC, Austin, TX

**3:45 p.m. Break**

**4:00 p.m. 1.00 hr**

**What Happens in Vegas?**

What happens when school employees or students engage in immoral or unseemly (noncriminal) conduct off campus? Examine legal issues that may come into play, including board policies, educator codes of ethics, and student codes of conduct.

Giana Ortiz, The Ortiz Law Firm, Arlington, TX  
S. Anthony Safi, Mounce, Green, Myers, Safi, Paxson & Galatzan, P.C., El Paso, TX

**5:00 p.m. .50 hr | .25 hr ethics**

**The Complaints You Won't Hear**

Teachers call their organizations and attorneys about many issues that don't ever result in grievances. Hear from a teacher attorney about the complaints that the school board/school district won't typically hear, but which are the basis for the majority of calls from unhappy teachers.

Paige Williams, Texas Classroom Teachers Association, Austin, TX

**5:30 p.m. Adjourn**

**FRIDAY MORNING, FEB 23, 2018****Presiding Officer:**

**Mark P. Tilley, Texas Association of School Boards, Austin, TX**

**7:30 a.m. Conference Room Opens**

Includes continental breakfast.

**8:30 a.m. .75 hr****Civil Rights Litigation Update**

Get updated on recent developments in Title IX and Section 504/ADA litigation involving schools, and hear about retaliation claims, recent appellate decisions, and liability issues currently on review before appellate courts.

Thomas P. Brandt, Fanning Harper Martinson Brandt & Kutchin, P.C., Dallas, TX

**9:15 a.m. .50 hr****Cyberbullying and the Impact of David's Law**

Explore new developments to state law on bullying brought about S.B.179, David's Law, and take a look at how cyberbullying and other aspects of bullying cases have been treated by the courts.

Christine Badillo, Walsh Gallegos Treviño Russo & Kyle P.C., Austin, TX

**9:45 a.m. .50 hr****Navigating the World of SBEC Disciplinary Hearings: Lessons Learned and Practice Tips**

With allegations of educator misconduct on the rise, litigating educator disciplinary cases will likely become more common. Review current enforcement trends and sanctions issued by the agency, and get practical tips for litigating disciplinary matters.

Joey W. Moore, Walsh Gallegos Treviño Russo & Kyle P.C., Austin, TX

**10:15 a.m. Break****10:30 a.m. .75 hr****Under Attack! Minimizing the Risk and Mitigating the Impact of Cybercrime**

According to the FBI, schools and colleges are the hot new target for sophisticated cybercriminals. These crooks use a combination of new technology and old-fashioned con-artist techniques to steal millions of dollars and put sensitive data at risk. There are legal and practical steps a school can take to prevent and mitigate cybercrime. Learn about the most commonly employed cybercrime techniques and the steps your institution can take to minimize the risk and mitigate the impact of cyber-attacks.

Mari M. McGowan, Abernathy, Roeder, Boyd & Hullett, P.C., McKinney, TX

Brett Leatherman, Federal Bureau of Investigation, Dallas, TX

**11:15 a.m. .50 hr | .25 hr ethics****Cybersecurity Planning**

When (not if) a data breach occurs, will you be ready to respond? Learn the most important steps to take, key considerations, and essential tools to use in developing your incident response plan.

Leslie C. Thorne, Haynes and Boone, LLP, Austin, TX  
Emily Westridge Black, Haynes and Boone, LLP, Austin, TX

**11:45 a.m. Pick Up Lunch**

Included in registration.

**FRIDAY AFTERNOON****Presiding Officer:**

**Mark P. Tilley, Texas Association of School Boards, Austin, TX**

**LUNCHEON PRESENTATION****12:05 p.m. .50 hr | .25 hr ethics****Dealing with Rogue Board Members**

When a board member is pursuing interests that are different from the rest of the board it can create inefficiencies and disharmony. Learn how a school district's legal counsel can assist the district and the rest of the board in dealing with board members who are not all on the same page.

Miles T. Bradshaw, Karczewski | Bradshaw, L.L.P., Nacogdoches, TX  
Leslie R. Story, Texas Association of School Boards, Austin, TX

**12:35 p.m. Break****12:50 p.m. .50 hr****Top 10 Hits of Legal Issues in Special Education in 2017**

Service animals, transgender students, and *Endrew F.* are just a few of the most enlightening developments in special education law for 2017. Hear a Casey Kasem-style countdown covering the most recent and important court cases, due process hearing opinions, and legal developments that every school lawyer needs to know. Explore the latest changes in special education law and provide lessons learned as well as best practice tips you can use to steer your schools in the right direction away from the court room.

Dianna D. Bowen, Thompson & Horton LLP, Dallas, TX

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E**

This course has been approved for Minimum Continuing Legal Education credit by the State Bar of Texas Committee on MCLE in the amount of 12.50 hours, of which 1.75 credit hours will apply to legal ethics/professional responsibility credit. The University of Texas School of Law is a State Bar of California approved MCLE provider (#1944), and an Oklahoma Bar Association MCLE presumptively-approved provider (#179).

**1:20 p.m. .50 hr****Copyright**

Copyright doesn't come up daily in school practice, but when it does it can be befuddling. Take a short primer on copyright educational fair use, plus a discussion of some current school copyright law defensive actions.

Carol A. Simpson, Eichelbaum Wardell Hansen Powell & Mehl, P.C., Plano, TX

**1:50 p.m. 1.00 hr ethics****Ethics Jeopardy: Hollywood Edition**

Get ethics credit in a fun, interactive, game show format. Refresh your knowledge of the Texas Disciplinary Rules and learn about new ethics opinions through hypotheticals based on your favorite Hollywood movies. Plus, you will be able to use your cell phone or laptop to vote on the best answer to each ethical dilemma, with results displayed in real time.

Adam T. Schramek, Norton Rose Fulbright, Austin, TX

**2:50 p.m. Adjourn****UPCOMING CONFERENCES**

**25<sup>TH</sup> ANNUAL  
LABOR AND EMPLOYMENT LAW  
CONFERENCE**  
MAY 10–11, 2018

**31<sup>ST</sup> ANNUAL  
TECHNOLOGY LAW CONFERENCE**  
MAY 25–26, 2018

**28<sup>TH</sup> ANNUAL CONFERENCE ON  
STATE AND FEDERAL APPEALS**  
JUNE 14–15, 2018

**13<sup>TH</sup> ANNUAL  
ADVANCED ADMINISTRATIVE LAW  
SEMINAR**  
AUGUST 16–17, 2018

[www.utcle.org/conferences](http://www.utcle.org/conferences)

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## HOW TO REGISTER

### Online:

www.utcle.org/conferences/SL18

### Mail:

The University of Texas  
School of Law  
Attn. CLE  
PO Box 7759  
Austin, TX 78713-7759

### Fax:

512.475.6876

**Questions? 512.475.6700**

If you have dietary requirements or would like to request accommodations under the ADA, please contact Customer Service at 512.475.6700 or service@utcle.org at least 10 business days prior to the conference.

## REGISTRATION BENEFITS

**Before the Conference:** Access course materials—downloadable PDFs of papers and slides—and speaker and attendee roster in "Your Briefcase" 48 hours before the conference.

**After the Conference:** Unlimited access to final, complete course materials—downloadable PDFs of papers and slides—in "Your Briefcase."

**eConference:** Complimentary access to the eConference—with papers, slides, and video—for CLE credit (TX and CA) you may have missed at the live conference. Available in "Your Briefcase" 6–8 weeks after the conference.

**TX MCLE Credit Reporting:** UT Law CLE can report credit on your behalf directly to the State Bar of Texas. Track your Texas MCLE credit claimed and reported through UT Law CLE in "Your Account."

**Your Account:** Activate "Your Account" online at www.utcle.org. Your UT Law CLE Account is created for you as a first-time conference registrant (mail and fax registrations) with the email address you provide.

## ECONFERENCE AND COMPLETE CONFERENCE MATERIALS

### eConference

Complete eConference package includes all conference materials and video for download from "Your Briefcase" at www.utcle.org.

### Complete Conference Materials

Comprehensive Binder and Audio products from the live conference—for research and self-study. Available for download and shipping.

## REGISTRATION FORM

PLEASE PRINT CLEARLY

SL18

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Firm \_\_\_\_\_

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City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Telephone \_\_\_\_\_ Fax \_\_\_\_\_

Registrant's Email (required) \_\_\_\_\_

Assistant's Email (optional) \_\_\_\_\_

*Invoices, confirmations, and receipts are emailed to these addresses.*

### REGISTRATION—Includes Electronic Course Materials and Friday Luncheon Presentation

Special group registration rates available. Call 512.475.6700.

#### Select Registration Type

- Individual registration by February 14 . . . . . \$525
- Individual registration after February 14. . . . . \$575
- School District Employee registration by February 14 . . . . . \$425
- School District Employee registration after February 14 . . . . . \$475
- State Employee registration by February 14 . . . . . \$375
- State Employee registration after February 14 . . . . . \$425

#### Printed course binder available for an additional fee through February 14

*Conference registration includes Electronic Course Binder Download (PDF) in "Your Briefcase" at www.utcle.org.*

- Printed Course Binder. . . . . \$37.89  
*Price includes 8.25% Sales Tax*
- Printed Course Binder for tax exempt registrants . . . . . \$35  
*(e.g., government employees and nonprofits)*

#### ◆ Live Webcast Registration

*Includes Electronic Course Binder Download (PDF) in "Your Briefcase"*

- Individual registration . . . . . \$445
- School District Employee registration . . . . . \$345
- State Employee registration . . . . . \$345

#### ECONFERENCE—For Texas MCLE Credit

Complete eConference package includes all conference materials and video for download from "Your Briefcase" at www.utcle.org. Available 6–8 weeks after the live conference date.

- Individual eConference . . . . . \$475  
*Call 512.475.6700 to register additional participants.*

#### COMPLETE CONFERENCE MATERIALS<sup>†</sup>—For Research and Self-Study

Comprehensive Binder and Audio from the live conference. Available for download 4–6 weeks after the live conference date.

- eBinder Download (PDF). . . . . \$225
- Printed Binder. . . . . \$275
- Audio Download (MP3) . . . . . \$175

<sup>†</sup>Texas customers—add 8.25% sales tax or include an Exemption Certificate . . . . . \$ \_\_\_\_\_  
*Sales tax will be invoiced separately on taxable orders for which payment does not include tax.*

TOTAL \$ \_\_\_\_\_

#### METHOD OF PAYMENT

- Check (make check payable to The University of Texas at Austin)
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**AUSTIN**

February 22–23, 2018

**CONFERENCE LOCATION**



**AT&T Conference Center**

The University of Texas at Austin  
 1900 University Avenue  
 Austin, TX  
 877.744.8822 (reservations)

**Special Room Rate: \$189**

good through February 7, 2018  
 reference "2018 UTCLE School Law Conference"  
 (subject to availability)

**Parking:**

Free daily self-parking at UT garages. Separate fees apply for valet and overnight parking.

**KEY DATES**

**February 14, 2018**

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

**February 16, 2018**

*last day for cancellation (full refund)*

**February 19, 2018**

*last day for cancellation (partial refund)*  
 \$50 processing fee applied

**February 22 2018, 8:35 a.m.**

*Conference begins*

**REASONS TO ATTEND THE SCHOOL LAW CONFERENCE**

UT Law’s **33<sup>rd</sup> Annual School Law Conference** is the definitive program for school administrators, school board members, education professionals and the legal counsel who represent them. Presentations offer in-depth, practical discussion of the legal and regulatory issues affecting schools and school districts and provide a must-have set of materials and resources. This year’s conference offers attendees the opportunity to:

- Explore the impact of “David’s Law” and the ways in which courts are treating traditional and cyberbullying claims.
- Survey the laws that impact the collection and handling of private health information and hear the best practices for complying.
- Learn to navigate the world of SBEC disciplinary hearings with practical tips on how to adjust to enforcement trends.
- Examine legal issues that may come into play when school employees or students engage in immoral or unseemly – but not criminal – conduct off campus.
- Prepare for cybersecurity threats by examining the risks particular to schools and by reviewing what needs to be in every school’s incident response plan.
- Learn from yesterday and plan for tomorrow with a deep dive into disaster planning and recovery from both the student service and operations perspectives.
- Hear practical tips for managing rogue board members and how to address the inefficiencies and disharmony they can create.
- Network with fellow school law attorneys while earning up to 12.50 hours of credit, including 1.75 hours of ethics.