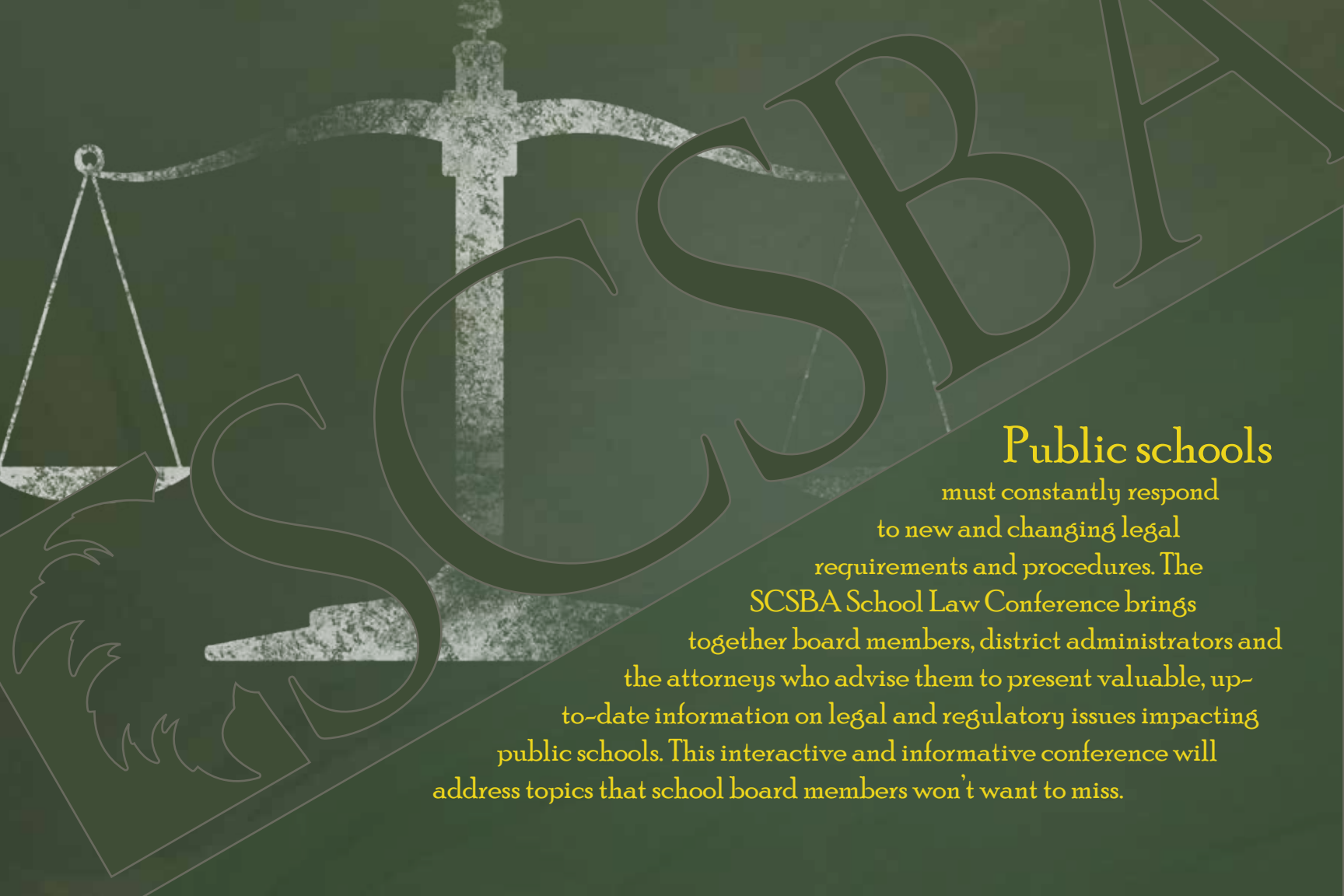


SOUTH CAROLINA SCHOOL BOARDS ASSOCIATION

# SCHOOL LAW CONFERENCE



2017



**Public schools**  
must constantly respond  
to new and changing legal  
requirements and procedures. The  
SCSBA School Law Conference brings  
together board members, district administrators and  
the attorneys who advise them to present valuable, up-  
to-date information on legal and regulatory issues impacting  
public schools. This interactive and informative conference will  
address topics that school board members won't want to miss.

# OBJECTIVES

- Increase understanding of federal and state laws governing school boards and districts
- Present recent legal changes affecting school boards and districts
- Clarify the legal roles and responsibilities of board members on specialized topics

SCSBA will apply for CLE credit for attorneys in attendance.

# REGISTRATION

The registration fee for SCSBA members is \$195 per person, which includes lunch on Saturday. Registration for all others is \$395 per person. Additional guest lunch tickets are available for \$40 each. Guest lunch ticket purchases and/or special dietary requests can be made when registering online. The deadline for cancellations is August 3, 2017. No refunds will be made after this date.

School board members and district administrators must register through their board secretary. Registrations by individual members are not accepted in an effort to prevent duplicate registrations, invoicing and credit card charges.

Associate members must register through their company's contact assigned by SCSBA. Registrations by individual members are not accepted.

# BOARDMANSHIP

Boardmanship Institute: 15 points, 7 hours

# HOTEL

The Marriott at Grande Dunes is located at 8400 Costa Verde Drive in Myrtle Beach. A nightly room rate of \$139 for single/double occupancy, plus tax and fees, is available through July 17, 2017, or until the room block is full, whichever comes first. Hotel reservations will be accepted either by calling central reservations or using an online link. The reservation information is available at [scsba.org](http://scsba.org).

All hotel reservations will require a one (1) night's guarantee that will be refundable only if the reservation is canceled by August 1, 2017.

# DRESS CODE

The dress code throughout the conference is casual. Dressing in layers is recommended, as temperatures may vary in the meeting rooms.

# AGENDA

## Saturday, August 19

8 - 8:45 a.m.

### **Registration and continental breakfast**

*Co-sponsored by Halligan Mahoney & Williams, P.A.*

8:45 - 9:45 a.m.

### **First general session**

#### **Welcome and purpose**

*Queenie Boyd, SCSBA President, Lee County School District*

**Federal overview and court update** - Learn about recent key rulings and pending cases in the U.S. Supreme Court and lower federal courts and their implications for public schools.

*Sonja H. Trainor, Esquire, National School Boards Association*

9:45 - 10:45 a.m.

**Impact of immigration enforcement actions on school districts** - This presentation will highlight some of the issues school districts face in light of the heightened attention on immigration enforcement actions. This session will review relevant laws regarding the citizenship status of students; community partnerships for support of students and families; and special issues that may arise while working with this student population.

*Dr. Helen Grant, Chief Diversity and Multicultural Inclusion Officer, Richland County School District Two*

10:45 - 11 a.m.

### **Beverage break**

*Co-sponsored by Duff & Childs, L.L.C.*

11 a.m. - 12 p.m.

**Breakout sessions** (Choose one. Repeats at 1:30 p.m.)

- **Sunshine on my shoulders: Understanding the new FOIA requirements and remedies available to public bodies** - Join this breakout session to review your obligations as a school board and school board member under the Freedom of Information Act (FOIA) as well as strategies for complying with FOIA's open meeting and records requirements. The presentation will also focus on the new amendments to FOIA, which clarify the procedures for responding to FOIA records requests, and for the first time, provide clear remedies to public bodies and their members about dealing with abusive or nuisance requests for records.

*John M. Reagle, Esquire, Halligan Mahoney & Williams, P.A.*

*Shirley M. Fawley, Ph.D., Esquire, Halligan Mahoney & Williams, P.A.*

- **Effective policies and practices in the schoolhouse to keep boards out of the courthouse** - In this interactive session, participants will learn about potential missteps that can keep boards entangled in litigation, complaints or grievances.

*Dr. Jesulon Gibbs-Brown, Superintendent, Orangeburg Consolidated School District Three*

*Dr. Tiffany N. Richardson, General Counsel and Director of Policy and Legal Services, SCSBA*

# UPCOMING EVENTS

- **Let's work together: S.C. State Board of Education and school boards** – This presentation will outline those situations for which school districts seek State Board of Education approval of waivers or other designations, such as school of choice.

*Cathy L. Hazelwood, Deputy Superintendent, Division of Legal Affairs, South Carolina Department of Education*

- **2017 Legislative roundup** – Get an overview of education-related legislation enacted this year and issues that may lie ahead in 2018, like the new education accountability system and state oversight of districts' finances.

*Debbie Elmore, Director of Governmental Relations and Communications, SCSBA*

12 - 1:30 p.m.

**Lunch** (included in registration)

1:30 - 2:30 p.m.

**Breakout sessions** (Choose one. Repeated from 11 a.m.)

- **Sunshine on my shoulders: Understanding the new FOIA requirements and remedies available to public bodies**
- **Effective policies and practices in the schoolhouse to keep boards out of the courthouse**
- **Let's work together: S.C. State Board of Education and school boards**
- **2017 Legislative roundup**

2:30 - 2:45 p.m.

**Beverage break**

*Co-sponsored by White & Story, LLC*

- **Beyond the Basics Series – Weathering the Storm: October 12, 2017 - Columbia, SCSBA Training Center**
- **Risky Business Seminar – SCSBIT's Workers' Compensation and Property & Casualty Insurance Trust Seminar: October - TBD**
- **Legislative Advocacy Conference & Delegate Assembly: December 1-3, 2017 - Charleston, Charleston Marriott**
- **Annual Convention, New Board Orientation, Board Chair Workshop: February 15-18, 2018 - Hilton Head, Hilton Head Marriott**

2:45 - 3:45 p.m.

**Breakout sessions** (Choose one.)

- **@legal\_pitfalls\_of\_using\_technology...**  
**#socially(media)acceptable** - In the age of ever expanding and endless technology, a word posted here and a word posted there can have unexpected outcomes. This interactive session will examine and explore the often unintended results of student, teacher, administrative and board uses of technology. At the conclusion of the presentation, individuals will be able to avoid the legal pitfalls of using technology in 140 characters or less.  
Tierney F. Dukes, *Attorney, Boykin & Davis, LLC*
- **Avoiding the boom: Navigating uncertain legal waters -**  
In recent years, school districts have navigated a number of new and important questions: How should my district treat transgender students? How can my district meet the new overtime obligations? How does my district comply with Obamacare? No sooner had schools set their sails to address these questions than political winds began blowing in new and different directions. How are schools to chart a course in such uncertain legal waters, and what new issues are on the horizon? In this session, attendees will receive updates on laws and regulations and guidance on hot topics from prior SCSBA conferences, including transgender students, the overtime law changes in the Fair Labor Standards Act, Michelle Obama's school lunch regulations, and the Affordable Care Act, among others.  
David Lyon, Esquire, *Duff & Childs, L.L.C.*  
Lindsay Anne Thompson, Esquire, *Director of Compliance, Georgetown County School District*

- **Using borrowed tools: How school districts can benefit from financing tools available to county and city governments -** Come learn about the county and municipal governments' useful financing tools provided by the General Assembly. Through cooperation with these governments, school districts may be able to take advantage of these tools, such as tax increment financing, real estate development agreements, municipal and county assessment districts, development impact fees and FILOT agreements.  
Theodore B. DuBose, *Attorney, Haynsworth Sinkler Boyd, P.A.*
- **Employee accommodation -** The Americans with Disabilities Act and animals at school: What are a school district's obligations to its employees? Leave this session with the information you need to make sure your school district is ADA compliant.  
Ashley C. Story, Esquire, *White & Story, LLC*  
Andrea E. White, Esquire, *White & Story, LLC*

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# Sunday, August 20

7:30 - 8:15 a.m.

## **Registration and continental breakfast**

*Co-sponsored by Boykin & Davis, LLC*

8:15 - 9:30 a.m.

## **Second general session**

### **Opening remarks**

Queenie Boyd, *SCSBA President, Lee County School District*

**District counsel: Finding the law and order** - School district attorneys are on the front line of school law. They see and hear it all. In this session, four seasoned attorneys will discuss some common school law topics while giving insight into their role as in-house counsel. With an all-access pass to the day-to-day action, district attorneys have a unique perspective to share.

William "Bill" Burkhalter, Jr., *General Counsel, Aiken County Public School District*

Kenneth S. Generette, *Staff Attorney, Horry County Schools*

Doug Webb, *General Counsel, Greenville County Schools*

Susan G. Williams, *General Counsel, Richland One*

Moderator: Dr. Tiffany N. Richardson, *General Counsel and Director of Policy and Legal Services, SCSBA*

9:30 - 9:45 a.m.

### **Beverage break**

*Co-sponsored by Haynsworth Sinkler Boyd, P.A.*

9:45 - 10:45 a.m.

## **Closing general session**

**Our community: Diversity is more than race** - Increasingly more families are eligible for free and reduced priced meals, are dealing with some form of trauma, or are grappling with mental health concerns. This presentation will explore legal options to address sensitive issues like poverty, domestic violence, mental health/ special needs, aging primary caregivers, abuse and neglect, discipline and divorce or separation. Whether or not you are aware of them, these issues are prevalent in the lives of many of the children that you serve and may impact your ability to educate and train. This session will allow board members to consider these legal issues from a different perspective - the perspective of the student and family that do not have relationships or resources to help them weather these storms. We are all a part of the same community, and we all want children to succeed.

Kimaka Nichols-Graham, *Managing Attorney & Education Unit Head, South Carolina Legal Services*

Jennifer Rainville, *Staff Attorney & Lead School Discipline Attorney, South Carolina Legal Services*

11 a.m.

## **Closing remarks**

Queenie Boyd, *SCSBA President, Lee County School District*

SOUTH CAROLINA SCHOOL BOARDS ASSOCIATION  
SCHOOL LAW  
CONFERENCE

2017

SCSBA • 111 Research Drive • Columbia, SC 29203

August 19-20, 2017  
Marriott at Grande Dunes, Myrtle Beach

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