

# 2017

SOUTH CAROLINA SCHOOL BOARDS ASSOCIATION

# SCHOOL LAW CONFERENCE

## Saturday, August 19

8 - 8:45 a.m.           **Registration and continental breakfast** .....Foyer  
*Co-sponsored by Halligan Mahoney & Williams, P.A.*

8:45 - 9:45 a.m.       **First general session** ..... Atlantic ballrooms 1-4

**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 School District Two*

Kathryn Long Mahoney, Esquire, *Halligan Mahoney & Williams, P.A.*

**Moderator:** Scott T. Price, *Executive Director, SCSBA*

10:45 - 11 a.m.       **Beverage break** .....Foyer  
*Co-sponsored by Duff & Childs, L.L.C.*

11 a.m. - 12 p.m.      **Breakout sessions** (*choose one of four*) Repeats at 1:30 p.m.

❖ **Sunshine on my shoulders: Understanding the new FOIA requirements and remedies available to public bodies** - *Atlantic ballrooms 1-3*

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 to deal 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 - Oleander B**

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*

❖ **Let's work together: S.C. State Board of Education and school boards - Tides 1 & 2**

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 - Atlantic ballroom 4**

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*).....*Atlantic ballrooms 5-8*

1:30 - 2:30 p.m.       **Breakout sessions** (*choose one of four*) Repeated from 11 a.m.

❖ **Sunshine on my shoulders: Understanding the new FOIA requirements and remedies available to public bodies - Atlantic ballrooms 1-3**

❖ **Effective policies and practices in the schoolhouse to keep boards out of the courthouse - Oleander B**

❖ **Let's work together: S.C. State Board of Education and school boards - Tides 1 & 2**

❖ **2017 Legislative roundup - Atlantic ballroom 4**

2:30 - 2:45 p.m.       **Beverage break** .....*Foyer*  
*Co-sponsored by White & Story, LLC*

2:45 - 3:45 p.m.       **Breakout sessions** (*choose one of four*) Repeated from 1:30 p.m.

❖ **@legal\_pitfalls\_of\_using\_technology...#socially(media)acceptable - Atlantic ballrooms 1-3**

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 - Tides 1 & 2**

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 - Oleander B**

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, PA*

❖ **Employee accommodation - Atlantic ballroom 4**

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*

## Sunday, August 20

7:30 - 8:15 a.m.      **Registration and continental breakfast** ..... *Foyer*  
*Co-sponsored by Boykin & Davis, LLC*

8:15 - 9:30 a.m.      **Second general session** ..... *Atlantic ballrooms 1-4*

### **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*

Lindsay Anne Thompson, Esquire, *Director of Compliance, Georgetown County School District*

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

9:45 - 10:45 a.m. **Closing general session**..... *Atlantic ballrooms 1-4*

**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**..... *Atlantic ballrooms 1-4*  
*Queenie Boyd, SCSBA President, Lee County School District*