

NORTH CAROLINA BAR ASSOCIATION

seeking liberty + justice

Change: How Cultural and Political Shifting Affects the Practice of Education Law



LIVE and WEBCAST

Friday, April 12, 2019
North Carolina Bar Center
8000 Weston Parkway
Cary

6.0
HOURS

TOTAL CLE CREDIT

1.0
HOUR

Ethics/Professional
Responsibility

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www.tinyurl.com/CLE721EDM

Program includes the 2019
Education Law Section
Annual Meeting

AVAILABLE FORMATS



PROGRAM SUMMARY

A wave of cultural and political change has swept over the country during the past few years, affecting not only the laws governing education but also the types of issues faced by students and employees. During this program, explore how the current era compares with past historical phases, what new challenges and opportunities are presenting themselves in schools and universities, and the roles education attorneys can play in government and society broadly. This program includes topics of interest for both the junior education law attorney and the more seasoned practitioner.

WHAT PEOPLE ARE SAYING...



This was an excellent program in both design and implementaion. The committee did a fantastic job in finding excellent speakers on the various topics.



Great program. I appreciate all of the time and effort that went into planning!

—Attendees, *Calm in the Midst of the Storm* — 2018 Education Law Annual Meeting

AGENDA

FRIDAY, APRIL 12, 2019 | 8:30 a.m. – 4:30 p.m.

8:30 **Registration and Continental Breakfast**

8:55 **Introductions and Announcements**

9:00 **Common Schooling? North Carolina's Long and Serendipitous Journey**

Boger

This introductory lecture reflects on the history of public elementary, secondary and higher education in our state from 1776 to the present. The focus is on the political, economic and legal circumstances that appear to have induced changes in the modes through which North Carolinians sought to socialize, share knowledge with, impart skills to, deepen the insights of, confer social advantage upon, and consult the happiness of its rising generations.

9:45 **Law Enforcement and School Safety**

Hill

Learn about issues unique to the enforcement of criminal laws on campuses, both at the K-12 and university levels. Topics such as the interview and interrogation of students, searches, weapons laws (including concealed weapons restrictions) and school resource officer training are covered. Also hear about law enforcement efforts to combat school violence.

10:45 **Break**

11:00 **Thinking Outside the Box: Lab Schools, Early Colleges and Other Innovative Educational Partnerships**

Edwards and Mayes

Explore the legal intricacies and practical challenges associated with partnerships between school districts and institutions of higher education. Speakers focus on the lab school (an elementary or secondary school operated by a university but supported in part by the local school district) and the early college (a public high school operated by the school district but located on a college campus).

12:00 **Networking Lunch**

1:00 **Free Speech in the School Environment: Walkouts, Taking a Knee and Other Social and Political Protests**

Ramee

Since student Mary Beth Tinker was suspended from school for wearing a black arm band to protest the Vietnam war and teacher Marvin Pickering was fired after writing a letter to editor that was critical of the superintendent and school board, courts have sought to define the lines between constitutionally protected speech and advocacy

AGENDA

and unprotected trouble-making and disruption of the educational environment. These issues have been brought to the fore in recent years with deepened political divisions and a renewed sense of civic engagement among staff and students. Hear an overview of the free speech rights of students and school employees, and apply these concepts to contemporary issues, such as school walkouts, taking a knee during the National Anthem, the “Day of Silence,” and other forms of political and social protest.

1:45 **Title IX Regulations –
Where We Are Now and
Where We’ll Be Soon: What
Happens After the Proposed
Rule Becomes Final?**

Davis

With hundreds of comments submitted from across the nation to the U.S. Department of Education in response to the Notice of Proposed Rulemaking (NPRM), this session explores where schools stand now and the most significant changes that will be required by the new regulations. Review how this affects higher education and K-12 differently with a focus on North Carolina-specific issues. Finally, consider the structural and resource changes likely to be required from schools beyond just the policy issues.

2:30 **Break**

2:45 **Who Are We: Saints, Scholars,
Snakes or Silos?***

Crumpler

This ethics presentation explores who we are as lawyers, what motivates us and whether we have obligations outside the courtroom. Think more deeply about our role in society and in government, as champions of a greater good and guardians of larger values. We need to see ourselves as leaders and agents of change, not as paid-by-the-billable-hour automatons.

3:45 **Case Law/Legislative Update
Shaw**

Hear this popular update on case law and legislation relevant to education law practitioners.

4:30 **Adjourn**

* Indicates portion providing Ethics/Professional Responsibility credit

PROGRAM DETAILS

SPEAKERS

- **John C. “Jack” Boger**, University of North Carolina School of Law, Chapel Hill
- **Laura E. Crumpler**, Schwartz & Shaw PLLC, Raleigh
- **Sarah O. Edwards**, University of North Carolina at Charlotte, Office of Legal Affairs, Charlotte
- **Todd Davis**, University of North Carolina at Greensboro, Greensboro
- **Tammera S. Hill**, North Carolina Attorney General’s Office, Raleigh
- **André F. Mayes**, Charlotte-Mecklenburg Schools, Charlotte
- **Neal A. Ramee**, Tharrington Smith LLP, Raleigh
- **Brian C. Shaw**, Schwartz & Shaw PLLC, Raleigh

CLE AND PUBLICATION SCHOLARSHIPS

Full and partial scholarships are available for attorneys experiencing a financial hardship of any kind.

Apply at www.ncbar.org/cle/scholarship.

SPECIAL ACCOMMODATIONS

NCBA makes every effort to ensure a quality learning experience. If you have dietary restrictions or need special accommodations, please contact us at least one (1) week prior to the program start date.

We extend our sincere gratitude to the NCBA Education Law Section as well as the planners and speakers who volunteer their time and expertise toward the goal of presenting an educational program of the highest quality.

HOTEL INFORMATION

Contact hotels directly for reservations at the special NCBA room rate. Rates are based on availability and rooms may sell out.

Embassy Suites

201 Harrison Oaks Boulevard, Cary

- **Nightly Rate:** \$174 single/double
- **Reservations:** 919.677.1840 or www.tinyurl.com/NCBA-Embassy
- **Corporate Account Code:** 2691626

TownePlace Suites by Marriott

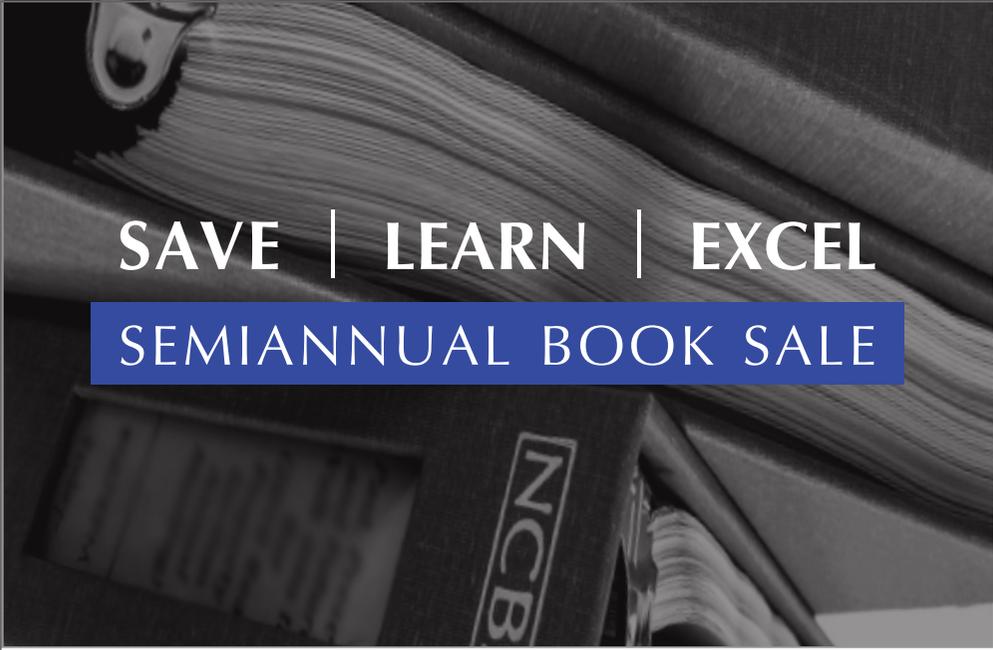
120 Sage Commons Way, Cary

- **Nightly Rate:** \$114 studio queen with sleeper sofa (Sunday–Thursday)
- **Reservations:** 919.678.0005
- **Ask for the NCBA corporate rate.**

PLANNERS

- **Laura E. Crumpler**, Schwartz & Shaw PLLC, Raleigh
- **Sarah O. Edwards**, University of North Carolina at Charlotte, Office of Legal Affairs, Charlotte
- **James W. “Jim” O’Rourke**, North Carolina School Boards Association, Raleigh
- **David J. Sullivan**, Fayetteville Technical Community College, Fayetteville

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STEP 2: Select your tuition rate. (Register early and save 10%. Payment must be received three (3) weeks prior to program date to qualify for the early rate.)

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Live (721EDM) Webcast (721LWC) Video Replay (See below.)

Video Replay registration (if selected).

Video Replays are scheduled for this program. The agenda may not include certain breakouts/tracks shown at the original program. For a list of dates and locations visit www.tinyurl.com/CLE721EDM and indicate your choice below.

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www.tinyurl.com/PremierPass

REGISTRATION: All registrations are processed after payment is received. To qualify for the early tuition rate, payment must be received prior to the deadline indicated. Stated early discount rate percentage is approximate. Registrations may be capped based on venue size and may include an overflow room with additional seating. **CHANGES TO EXISTING REGISTRATIONS:** Should an attendee need to cancel his or her registration to a Live, Webcast or Video Replay program, the cancellation request must be received by 9:00a ET one (1) week prior to the start of the program to receive a full refund. Any attendee requesting cancellation less than one week prior to the program will receive a refund, less a \$75 administrative fee. An attendee may choose to transfer his or her registration at a program to the Live, Webcast or Video Replay format of the same program only. Transfer requests must be received by 9:00a ET one (1) business day prior to the program start date. An attendee may further choose to substitute his or her registration to a Live or Video Replay program only. Substitution means sending another person to attend the Live or Video Replay program when the original registrant is unable to attend. Substitution requests must be received by 9:00a ET one (1) week prior to the program start date. The substituted person may be assessed a different fee based on their NCBA membership classification. Cancellation, transfer and substitution requests must be provided in writing by email at askcle@ncbar.org or by calling 800.228.3402. If an attendee misses any portion of a program, that portion is not subject to substitution, refund or transfer. Except as provided herein, registrations including On Demand registrations, cannot be cancelled, substituted or transferred once purchased. **NO-SHOWS:** Anyone who is registered for a program, including CLE Premier Pass holders, but does not check in is considered a no-show. No-shows are not issued a refund, and Premier Pass holders will be assessed a \$75 administrative fee. These registrants will receive the digital materials, available in their online accounts, in full consideration of tuition paid. **MISCELLANEOUS:** The NCBA reserves the right to cancel or reschedule programs at any time. Should the NCBA cancel or reschedule a program, registrants may elect to receive a full refund or attend the newly scheduled program. Notifications regarding program changes will be sent to the email address on file. The NCBA is not responsible for any additional expenses incurred as a result of such cancellation or rescheduling. Each attorney must maintain a record of his or her attendance for the NC State Bar Annual Report. MCLE credit is reported by the NCBA only if a NC State Bar number is provided. Registration and attendance at NCBA CLE programs constitutes an agreement by the registrant with the NCBA for use and distribution of the attendee's image or voice in photographs, videotapes, electronic reproductions and audiotapes of such programs and activities. Unless specified, spouses or guests are not eligible to attend NCBA CLE programs and activities without registering to attend. These terms are subject to change.