

LYC 43rd Annual Civics and Law Related Education Conference



Student and Faculty Mental Health and Substance Abuse Issues – What Can School Districts Do?

Friday, October 4, 2019 | 8:30a.m.–3:30p.m.

Embassy Suites | 86 Congress Street | Saratoga Springs, NY

Attorneys: 6.0 MCLE credits (5.0 in areas of professional practice; 1.0 in ethics)

Educators: 5.0 CTLE credits

www.nysba.org/LYC43

PROGRAM DESCRIPTION

As the number of students and faculty members experiencing mental health and substance abuse issues continues to grow, school districts need to learn what constitutes the state of the law in this area as well as best practices to ensure that they are working towards the goal of protecting all members of the educational community. In addition, learn whether what students tell school counselors and staff is truly “private”.

Whether you are an attorney, teacher, administrator or a person who is simply interested in this topic, come and explore the thorny issues which this topic presents for school districts as educators and as employers. As an added bonus, attorneys receive one continuing credit hour of ethics! For educators, join a discussion of seasoned educators, school psychologists and social workers to determine best practices for how staff can work together to support the whole child.

AGENDA

7:30–8:30 **Registration and Buffet Breakfast**

8:30–8:35 **Welcome and Introduction**
Craig R. Bucki, Esq., Chair, Law, Youth and Citizenship Committee | Partner, Philips Lytle, LLP

8:35–10:05

1. Responding to Student Mental Health and Substance Abuse Issues

Studies tell us that there continues to be a dramatic rise in the number of students who are experiencing mental health and substance abuse issues. Join a discussion of practitioners who will explore the legal framework for identifying, evaluating and supporting students requiring mental health services. Legal issues include: the Individuals with Disabilities Education Act (IDEA); Section 504; student discipline; legal agreements with mental health care providers; mental health surveys; and the provision of educational services for hospitalized students.

Moderator:

Jay Worona, Esq., Deputy Executive Director & General Counsel, New York State School Boards Association

Speakers:

Andrew J. Freedman, Esq., Partner, Hodgson Russ, LLP

Laura J. Granelli, Esq., Partner, Jaspan Schlesinger, LLP

(1.5 areas of professional practice)

10:05–10:20 **Refreshment Break**

10:20–11:35

2. Student Privacy Rights–What is Truly Private About What is Told to School Counselors and Staff

Open lines of communication between students and staff are a hallmark of a positive and caring school climate. This can lead students to divulge their most private thoughts and feelings. But at what point should or must parents be notified of information students have shared? Learn about what constitutes the parameters of student privacy rights and the legal obligations school officials have in this area.

Speaker:

Beth Bourassa, Esq., Partner, Whiteman Osterman & Hanna, LLP

(1.5 areas of professional practice)

11:35–12:50 **Lunch Buffet**

12:50–1:00 **Time allotted to travel between meeting rooms for Concurrent Sessions 3 A/B**

1:00–2:00

3. Concurrent Sessions A and B will be in separate meeting rooms.

*Only Session B offers CLE credit

3A. For Educators (CLE credit–None)

Educators and Mental Health Practitioners–Best Practices for Joining Forces

Today teachers serve roles well beyond those of educating the student body. Join a discussion of seasoned educators, school psychologists and social workers to determine best practices for how staff can work together to support the whole child.

Speaker:

Amy Molloy, MSW, M.Ed., Project Director, Mental Health Association of NYS, Inc.
Flora Covey, NCSP, School Psychologist/CIO, South Glens Falls Central School

* 3B. For Attorneys (CLE credit–1.0 ethics)

The School Lawyer's Ethical Obligation to Properly Navigate the Relationship between the School District, the Superintendent and the Board of Education

Learn how to navigate the relationship between the Board, the Superintendent and the School Attorney, while maintaining the required level of professionalism and ethical standards. This program will address and provide guidance regarding many of the obstacles and ethical considerations facing School Attorneys in connection with their representation of School Districts and their governing Boards of Education.

Speaker:

Michael K. Lambert, Esq., Partner, Shaw, Perelson, May & Lambert, LLP
(1.0 ethics)

2:00–2:15

Refreshment Break

2:15–3:30

4. Responding to Faculty Members Who Suffer From Mental and Substance Abuse Issues

School districts, as employers, sometimes find themselves in the position of facing staff members who suffer from mental health and substance abuse issue. Learn what constitutes legally defensible strategies to respond to such issues in the workplace.

Speakers:

Donald E. Budmen, Esq., Partner, Ferrara Fiorenza P.C.
Richard K. Zuckerman, Esq., Partner, Lamb & Barnosky, LLP
(1.5 areas of professional practice)

3:30

Adjournment

6.0 MCLE Credits

This course is approved for MCLE credit in New York for all attorneys, including those newly admitted.

New York: 6.0 Total Credits: 5.0 Areas of Professional Practice; 1.0 Ethics

California and Pennsylvania: 4.0 Substantive Law; 1.0 Ethics

New Jersey: 6.0 Total Credits: 1.0 Ethics/Professionalism, 0.0 towards certification in civil trial law, criminal trial law, workers compensation law and/or matrimonial law.

Uniform Certificates of Attendance can be issued for use in other jurisdictions.

The New York State Bar Association has been certified by the New York State Continuing Legal Education Board as an accredited provider of continuing legal education in the State of New York.

For information about the CLE Rules, visit www.nycourts.gov/attorneys/cle

REGISTRATION

Phone: 1-800-582-2452

Online: www.nysba.org/LYC43 *(Note: Educators must register by phone or mail – no online registration available)*

Mail: Member Resource Center, New York State Bar Association, One Elk Street, Albany, NY 12207 *(The Educators' registration form is available online at www.nysba.org/LYC43).*

Fax: 518-463-5993

PRICING

NYSBA Members – \$100

Non-Members – \$200

Educators – \$50 *(Note: Educators who are also Attorneys are not eligible for the Educators discounted rate. All Attorneys must pay the appropriate NYSBA Member or Non-Member price if they want to receive CLE credit for attending this program).*

OVERNIGHT ACCOMMODATIONS

Embassy Suites | 86 Congress Street | Saratoga Springs, NY 12866

Phone: 518-290-9090 | Mention the Group Block Code below

Group/Block Code: LYC

Online: https://embassysuites.hilton.com/en/es/groups/personalized/A/ALBESES-LYC-20191003/index.jhtml?WT.mc_id=POG

Pricing: \$117/night (plus taxes) *Reservations at this reduced rate can be made 24 hours a day and will be accepted until September 20, 2019 (or until room block is full).*

INFORMATION AND POLICIES

Cancellations Are Easy: Full refunds are given with notice three days prior to the program date. Registrations canceled less than three business days from the program date will be assessed a cancellation fee of \$25.00.

Tuition Assistance: Any New York attorney who has a genuine financial hardship may apply for tuition assistance for a CLE program. Learn more at www.nysba.org/tuitionassistance.

Accommodations for Persons with Disabilities: NYSBA is committed to complying with all applicable laws that prohibit discrimination against individuals on the basis of disability in the full and equal enjoyment of its goods, services, programs, activities, facilities, privileges, advantages, or accommodations. To request auxiliary aids or services or if you have any questions regarding accessibility, please contact Kim Francis at kfrancis@nysba.org.



Law, Youth & Citizenship Program

NEW YORK STATE BAR ASSOCIATION

1 Elk Street, Albany, NY 12207

www.lycny.org

For information about this program, contact Kim Francis at (518) 487-5611 or kfrancis@nysba.org