

Committee on Disability Rights

Co-sponsored by the Committee on Children and the Law and the Elder Law and Special Needs Section

Thursday, January 28, 2016

9:15 a.m. - 12:15 p.m.

New York Hilton Midtown

1335 Avenue of the Americas, New York City
(between 53rd and 54th Streets)

Gibson Room, 2nd Floor

IMPORTANT INFORMATION

Under New York's MCLE rule, this program has been approved for a total of up to 3.0 credit hours, consisting of 3.0 credit hours in the area of professional practice. This program will not qualify for credit for newly admitted attorneys because it is not a basic practical skills program.

Discounts and Scholarships: New York State Bar Association members and non-members may apply for a discount or scholarship to attend this program, based on financial hardship. This discount applies to the educational portion of the program only. Under that policy, any member of our Association or non-member who has a genuine basis of his or her hardship, if approved, can receive a discount or scholarship, depending on the circumstances. Requests for discounts or scholarships must be received before January 13, 2016. For more details, please contact Linda McMahon at lmcmahon@nysba.org or 518.487.5686.

Violence Within and Without of Schools: Protecting and Educating Our Children (K-12) in 2016

This program will provide insight and understanding of the legal challenges confronting school districts related to school violence. An overview of the history of relevant laws, regulation and state and federal guidance related to safety and violence and prevention for students and staff will be offered highlighting state and federal responses over time. Recent case developments relating to school violence and liability will be addressed from topics ranging from bullying, internet and off-campus threats, peer on peer assault and staff safety issues will be covered. The final portion of the program focus on where do we go from here. Presenters will discuss different state and local strategies and programs which are geared to respond to the challenges of school violence and to highlight what preventive and supportive measures in NY and across the nation which are in development to address this national crisis.

Who should attend?

Attorneys for the Child in family court matters, public service attorneys, private attorneys working with children with and without disabilities, criminal law attorneys, educators, attorneys working with public and private schools, attorneys involved in mental health services and county/agency service providers working with the K-12 population.

COMMITTEE ON DISABILITY RIGHTS CHAIRPERSON

TARA L. MOFFETT, ESQ.

Girvin & Ferlazzo, PC
Albany, NY

PROGRAM CHAIRS

TARA L. MOFFETT, ESQ.

Girvin & Ferlazzo, PC
Albany, NY

KAREN S. NORLANDER, ESQ.

Girvin & Ferlazzo, PC
Albany, NY

9:15 – 9:20 a.m.

Welcome and Introductions

9:20 a.m. – 10:10 a.m.

From Zero Tolerance to Early Identification and Protection – an overview of relevant laws, regulations and state and federal guidance.

a. History and development of educational approaches to school response to violence and prevention.

i. NY Educ. §3214, Project Save, IDEA, Commissioner's Regulations at Parts 200 and 201; Section 504 of the Rehabilitation Act, Dignity for All Students Act, Gun Free School Act, NY Safe Act, FERPA emergency disclosure.

ii. Employment and Access to schools- Staff background and safety checks, training and fingerprinting, building safety measures, visitor and volunteer policies.

Speakers:

Karen Norlander, Esq.

Girvin & Ferlazzo, PC, Albany

Jay Worona, Esq.

New York State School Boards Association, Latham



- 10:10 – 11:00 a.m.

A View from the Bench – current cases, examples and lessons.

b. Cite recent examples/cases involving school shootings, dating violence, fighting, gangs, drugs, peer harassment, hazing, discrimination or harassment based on race, gender, sex, sexual orientation, religion or religious practice, ethnicity, etc.

i. What are the problem situations and are there patterns to address?
- Speakers:

Jennifer Monthie, Esq.
Disability Rights New, Albany

Tara Moffett, Esq.
Girvin & Ferlazzo, PC, Albany
- 11:00 – 11:10 a.m.

Break
- 11:10 a.m. – 12:10p.m.

Developing solutions to a national crisis – Strategies and programs that are working

c. restorative justice, peer courts, collaborations with mental health and behavioral support services, family collaboration, community outreach, counseling, school-wide interventions, updating zero tolerance policies, climate focus, PBIS, anti-bullying, curriculum choice, alternatives to discipline, use of resource officers/staffing.
- Presenters:

Dana Kaplan
Mayor's Office of Criminal Justice, NYC

Sarah Rudgers-Tysz, Esq.
Mediation Matters, Albany
- 12:10 – 12:15 p.m.

Questions and Answers

PANELISTS		
<div>Dana Kaplan Mayor's Office of Criminal Justice New York City</div>	<div>Tara Moffett, Esq. Girvin & Ferlazzo, PC Albany</div>	<div>Jennifer Monthie, Esq. Disability Rights New York Albany</div>
<div>Karen Norlander, Esq. Girvin & Ferlazzo, PC Albany</div>	<div>Sarah Rudgers-Tysz, Esq. Mediation Matters Albany</div>	<div>Jay Worona, Esq. New York State School Boards Association Latham</div>



Accommodations for Persons with Disabilities: NYSBA welcomes participation by individuals 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 Linda McMahon at lmcmahon@nysba.org or 518.487.5686.



For overnight room accommodations, please call the New York Hilton Midtown at 1-800-445-8667 and identify yourself as attending the Annual Meeting of the New York State Bar Association. Room rates are \$260 for single/double occupancy, plus taxes. Reservations must be made by December 21, 2015. You can also reserve your overnight room on the web at www.nysba.org/am16accomm.



For questions about this specific program, please contact Linda McMahon at 518-487-5686. **For registration questions only, please call 800-582-2452. Fax registration form to 518-463-5993.**

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