

CCSA Annual Workshop Agenda

Thursday, December 1, 2022

All events will take place in San Diego B Room unless otherwise noted.

8:00 am – 8:30 am	Registration and Continental Breakfast
8:30 am – 8:45 am (.25 MCLE)	Opening Remarks and Introduction <i>Presenter: Robert Jacobsen, CCSA President and General Counsel, Norwalk-La Mirada USD</i>
8:45 am – 9:45 am (1.0 MCLE)	Legislative Update from CSBA – A CSBA representative will present a summary of pending and recently passed legislation affecting public education and public school districts. This presentation is intended to provide school district and county office of education attorneys with an understanding of new laws and pending legislation and the resulting requirements. <i>Presenter: Kristin Lindgren, Deputy General Counsel, CSBA</i>
10:00 am – 11:00 am (1.0 MCLE)	The Brown Act and Technology: Are Remote Meetings Still Allowed? May Trustees “Like” Each Other’s Posts on Social Media? – The purpose of the Brown Act is to facilitate public participation in local government. This session will review the legal requirements under the Brown Act, discuss the new laws pertaining to remote/virtual (“teleconference”) meetings, as well as the laws on social media participation and the dangers when regulating public forums. <i>Presenters: Kathryn E. Meola, Partner, Atkinson, Andelson, Loya, Ruud & Romo; Mike Ambrose, Senior Associate, Atkinson, Andelson, Loya, Ruud & Romo</i>
11:15 am – 12:30 pm (1.25 MCLE)	Critical Race Theory Issues – This session will feature defense counsel in a review of one of the first CRT-related lawsuits in the U.S. The plaintiffs, Fair Education Santa Barbara, pursued an action against the Santa Barbara Unified School District to block implicit bias training for faculty and students, alleging the anti-bias programs resulted in a number of violations, including under Education Codes 220 and 221 which prohibit gender, race and religious discrimination. Plaintiff also sought to void the implicit bias consultant contracts based upon failure to procure the consultant through competitive bidding under the Public Construction Code. The case was extensively litigated and was ultimately resolved in the district’s favor in a 2021 published decision. <i>Fair Education Santa Barbara v. Santa Barbara Unified School District (2021) 72 Cal. App 5th 884.</i> <i>Presenters: Craig Price, Partner, Griffith & Thornburgh, LLP; Austin S. Payne, Partner, Griffith & Thornburgh, LLP</i>
12:30 pm – 1:30 pm San Diego A Room	Lunch
1:40 pm – 2:40 pm (1.0 MCLE) San Diego B Room	Concurrent Sessions: Main Room: 1. Personal Social Media Usage, Employee Ethics, and the Question of Discipline for Out of Work Conduct – The use of technology is woven into the fabric of everyday life. Smart phones and computers now allow people to be virtually connected all of the time. School employers increasingly find themselves in circumstances where an employee’s personal social media usage is seen by various members of the school community and raised as a concern regarding an employee’s ethical fitness to work in education or around children. Has social media become such a problem that school employers need to adopt personal social media policies that address an employee’s ethical obligations? Should employers subject employees to discipline for personal social media usage that fails to adhere to the ethical standards of the education environment? <i>Presenters: Julia Vlahos, Associate Counsel, Schools Legal Service; Tumara Thelen, Associate Counsel, Schools Legal Service</i>
Presidio Room	Breakout Room: 2. Charter Petition, Renewal, and Appeal Processes Post AB 1505: Issues and Challenges – During this interactive session, changes to the charter petition, renewal, and appeal processes established by AB 1505 will be discussed and attendees will explore some of the issues and implementation challenges associated with these changes. Whether new to charter school law or working with charter authorizers regularly, attendees will take away helpful information to assist them with serving their charter authorizer clients. <i>Presenter: Bill Schuetz, CCSA Immediate Past President and Shareholder, Dannis Woliver Kelley</i>

<p>2:50 pm – 3:50 pm (1.0 Competence Issues MCLE)</p>	<p>Pivoting Past the Pandemic: Work Life Balance for Legal Professionals – In this session, participants will learn about work-life balance for attorneys and how to overcome burnout. Discussion will also center on how substance abuse and mental health issues can lead to detrimental and/or deadly consequences. How to develop a self-care plan and use wellness strategies during these challenging times will also be discussed. Participants will learn about the Lawyer Assistance Program (LAP) and other resources to maintain a balanced and healthy lifestyle. This presentation is interactive and attendees will need their smartphones. Presenter: Lita Abella, Sr. Program Analyst, Office of Case Management and Supervision, Lawyer Assistance Program, the State Bar of California</p>
<p>4:00 – 6:00 pm (5.50 total MCLE)</p>	<p>Reception – Location TBA</p>

CCSA Annual Workshop Agenda Friday, December 2, 2022

All events will take place in San Diego B Room unless otherwise noted.

8:00 am – 8:30 am	Registration and Continental Breakfast
8:30 am – 8:45 am (.25 MCLE)	Opening Remarks and Introduction <i>Presenter: Robert Jacobsen, CCSA President and General Counsel, Norwalk-La Mirada USD</i>
8:45 am – 9:45 am (1.0 MCLE)	Collective Bargaining Under the EERA: How Did it Start, Where is it Now, and Where is it Going? – This session will provide a historical perspective on the original intent of collective bargaining under the EERA, how decisional case law and legislative action has further shaped the contours of the EERA from its original drafting, and where influential forces will take collective bargaining in California into the future. This session will feature one of AALRR’s founding partners, Jim Romo, whose deep collective bargaining experience ranges from the initiation of the EERA and includes time at the table, as general counsel to numerous school boards, and as a school board member himself. <i>Presenters: James C. Romo, Partner, Atkinson, Andelson, Loya, Ruud & Romo; Paul Z. McGlocklin, CCSA Secretary/Treasurer and Partner, Atkinson, Andelson, Loya, Ruud & Romo</i>
9:50 am – 11:20 am (1.50 MCLE)	School Investigations Best Practices & Trauma Informed Approaches – This presentation will cover best practices, tips & tricks, and troubleshooting real world scenarios for K-12 investigations of harassment, discrimination, Title IX and other policy violations. Topics covered will include trauma informed approaches to investigations work and a look forward into what the Biden administration’s proposed Title IX regulatory changes might have on California K-12 investigations. A practical skills training component will be included. <i>Presenters: Ashley N. Emerzian, Founding Shareholder, Emerzian Shankar Legal Inc.; Inna Shankar, Founding Shareholder, Emerzian Shankar Legal Inc.</i>
11:30 am – 12:00 pm (.50 MCLE)	2021 Layoffs Summaries (Certificated and Classified Layoffs) – Updates from the 2021 Layoffs cycle will be presented, including the annual summaries of layoff decisions. Both certificated and classified layoff decisions will be discussed. <i>Presenter: Julia Vlahos, Associate Attorney, Schools Legal Service</i>
12:00 pm – 1:15 pm San Diego A Room	Lunch 2023 CCSA Board of Directors Election Results <i>Presenter: Robert Jacobsen, CCSA President and General Counsel, Norwalk-La Mirada USD</i>
1:20 pm – 2:20 pm (1.0 MCLE)	Concurrent Sessions:
San Diego B Room	Main Room: 1. California Voting Rights Act and By-Trustee Area Elections – Approximately a quarter of school districts in the state have moved to by-trustee area elections. Plaintiffs’ counsel continue to send out demands to public agencies to make the transition to by-trustee area elections under the California Voting Rights Act, and the number of school districts making this transition continues to grow, both in response to such demands and voluntarily in order to avoid these demands. This session will provide an overview of the CVRA and by-trustee area elections, legal and other issues that have arisen both before and after the transition being made, how sequencing of the elections operates, and best practices for districts considering or having already made the transition. We will also review recent case law and trends under the CVRA. <i>Presenter: Harold Freiman, Partner, Lozano Smith; Jonathan Berry-Smith, Associate, Lozano Smith; Doug Johnson, President, National Demographics Corporation</i>
San Diego C Room	Breakout Room: Overview of the Top 5 Recent Special Education Decisions, Update on Independent Study and Special Education, and the Impact of the New (Proposed) Title 5 Regulations – In this interactive discussion, hot topics within Special Education and Student Services will be discussed. Attendees will receive timely updates on the current important issues within Special Education and Student Services. <i>Presenters: Lenore A. Silverman, Partner, Fagen Friedman & Fulfrost LLP; Dee Anna Hassanpour, Partner, Fagen Friedman & Fulfrost LLP</i>

2:30 pm – 3:30 pm (1.0 Implicit Bias MCLE)	<p>I Don't See Color: Understanding the Role of Anti-Racism in Society – When people say “I don't see color,” it is often an attempt to convey the idea that they are not racist and that a person's skin color plays no role in their evaluation of people. This is a scientific impossibility. Moreover, people often mistakenly believe that simply being “not racist” is enough to eliminate racial discrimination. In actuality, taking a neutral stance on race can be a form of racism. This program seeks to define terms like race, racism, systemic racism, and anti-racism, and provide context to these concepts. Participants will come away with a better understanding of racism and the importance of anti-racist behaviors in the workplace and society.</p> <p>Presenter: Ray English, Assistant Dean and Professor of Practice, Arizona State University</p>
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(5.25 total MCLE)