



## **CONFERENCE & ANNUAL MEETING**

### **VIRTUAL CONFERENCE & ANNUAL MEETING**

**December 5, 2020**

**9:00 - 9:05**

**Welcome**

**9:05 - 10:05**

**Stress Hardiness in Uncertain Times**

Amy Kingery, MBA, LCSW, LAC - Colorado Lawyer Assistance Program (COLAP)

*Stress isn't all bad. On a day-to-day basis, it motivates us to get our to-do list accomplished and, in extreme cases, it can save our lives. However, when we become overwhelmed, our stress response isn't working for us; it's working against us, causing many negative side effects that can compromise our health, our relationships, and even our work. Unforeseen periods of extreme change in our work and personal lives, coupled with often simultaneous feelings of isolation and feeling trapped with those you may be isolating with can have a similar impact. Luckily, years of research in practice has also given the field strategies for how to build up our resiliency to work and life stressors, survive and thrive in the wake of extreme stress environments.*

**10:05 - 11:05**

**Regulation of Off-Campus Student Speech in the Social Media Age**

Jon Fero, Esq. - Semple, Farrington, Everall & Case, P.C.

Sonja McKenzie, Esq. - Cherry Creek School District

Daniel Spivey, Esq. - Semple, Farrington, Everall & Case, P.C.

*The pervasive and omnipresent nature of the Internet has blurred the traditional on-campus/off-campus distinction for regulating student speech. Social media does not stop at the schoolhouse doors, and educators are being confronted with increasingly challenging disciplinary situations. When can students be disciplined for online speech made off-campus?*

*The U.S. Supreme Court and the Tenth Circuit have not addressed the standard applied when a public school district disciplines a student for speech that the student made off-campus and not during school activities. Other jurisdictions now apply the standard articulated in Tinker v. Des Moines Independent Community School District, 393 U.S. 503 (1969). Under Tinker, a public school may not restrict private student expression unless the school reasonably forecasts it would materially and substantially interfere with the requirements of appropriate discipline in operation of the school, or impinge upon the rights of other students.*

*Accordingly, there is a growing recognition by federal courts that a student may be disciplined for expressive conduct, even conduct occurring off school grounds, when this conduct would foreseeably create a risk of substantial disruption within the school environment, at least when it was similarly foreseeable that the off-campus expression might also reach campus. We will review recent decisions in this evolving area of law and outline workable standards for educators to apply.*

**11:05 - 11:15**

**Break**

**11:15 – 11:40**

**Roundtable Discussions of Current School Law Topics**

*Including:*

- *IDEA litigation*
- *Title IX implementation*
- *FERPA and online learning*

**11:40 - 12:00**

**Business Meeting**

***Approved for 2 general credits including 1.2 in ethics***