
CLOVIS UNIFIED SCHOOL DISTRICT

BOARD BYLAWS BOARD MEMBER LEGAL PROTECTION

PURPOSE: To address liability insurance and legal protection for Board members.

A. Liability Insurance

The Board shall provide insurance necessary to protect Board members and employees while acting within the scope of their office or employment in accordance with Education Code section 35208.

B. Protection Against Liability

No Board member shall be liable for harm caused by his/her act or omission when acting within the scope of District responsibilities. The act or omission must be in conformity with federal, state, and local laws and made in furtherance of an effort to control, discipline, expel, or suspend a student, or maintain order or control in the classroom or school. (20 USC 7946)

The protection against liability shall not apply as provided in applicable laws. (20 USC 7946)

Adopted: 09/23/2020

EDUCATION CODE

17029.5 Contract funding; board liability

35208 Liability insurance

35214 Liability insurance (self-insurance or a combination of self-insurance and insurance through an insurance company)

GOVERNMENT CODE

815.3 Intentional torts

820-823 Tort Claims Act

825.6 Indemnification of public entity

1090-1098 Conflicts of interest, prohibitions applicable to specified officers

54950-54963 The Ralph M. Brown Act

87100-89503 Conflicts of interest

UNITED STATES CODE, TITLE 18

16 Crime of violence defined

UNITED STATES CODE, TITLE 20

6731-6738 Teacher Protection Act

**CLOVIS UNIFIED
SCHOOL DISTRICT**

COURT DECISIONS

Caldwell v. Montoya (Paramount Unified School District) 10 Cal 4th 972 (1995)

Doc# 41946-4 (06/2020, 07/2003)