

San Dieguito Union High School District

Claims and Actions Against the District

BP 3320

Business and Noninstructional Operations

The Governing Board desires to conduct district operations in a manner that minimizes risk, protects district resources, and promotes the health and safety of students, staff, and the public. Any and all claims for money or damages against the district shall be presented to and acted upon in accordance with the Government Claims Act or other applicable state or district procedures, as well as the district's joint powers authority (JPA) agreement or other insurance coverage.

Upon notice to the district of a claim, the Superintendent or designee shall take all necessary steps to protect the district's rights under any applicable contractual agreements, including the right to indemnification from its insurance or other coverage provider.

In accordance with Government Code 935.4, the Board delegates to the Superintendent the authority to allow, compromise, or settle claims of \$50,000 or less pursuant to any conditions of coverage in the district's JPA agreement or insurance coverage.

Roster of Public Agencies

Within 10 days of any change in the name of the district, the mailing address of the Board, or the names and addresses of the Board president, the Board clerk or secretary, or other Board members, the Superintendent or designee shall file the updated information with the Secretary of State and the County Clerk.

State References

CCP. 340.1

Description

Damages suffered as result of childhood sexual abuse –
<https://simbli.eboardsolutions.com/SU/BGhSMfNslshCvTtUEVoUtzrslshA>

Ed. Code 35200

Liability for debts and contracts

Ed. Code 35202

Claims against districts; applicability of Government Code

Gov. Code 53051

Information filed with secretary of state and county clerk

Gov. Code 6500-6536

Joint powers agreements

Gov. Code 800

Cost in civil actions

Gov. Code 810-996.6

Government Claims Act

Pen. Code 72

Fraudulent claims

Management Resources References

Description

Court Decision

City of Stockton v. Superior Court, (2007) 42 Cal. 4th 730

Court Decision

Connely v. County of Fresno, (2006) 146 Cal.App.4th 29

Court Decision

CSEA v. Azusa Unified School District, (1984) 152 Cal.App.3d 580

Court Decision

CSEA v. South Orange Community College District, (2004) 123

Cal.App.4th

574

Website

California Secretary of State's Office -

<https://simbli.eboardsolutions.com/SU/boqYBvXk4Ayr0Vpws1sh5Z9FA>

Board Readopted: April 20, 2022