

Business and Non-Instructional Operations

Claims and Actions Against the District

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.

Any claim for money or damages not governed by the Government Claims Act (Government Code 810-996.6) or specifically excepted by Government Code 905 shall be presented and acted upon in accordance with district-established procedures consistent with the manner and time limitations specified in the administrative regulation, unless a procedure for processing such claims is otherwise provided by state or federal law or regulation. (Government Code 935) *This policy is effective immediately and applies retroactively to any and all claims, including to claims which accrued prior to the enactment of this policy.*

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. (Government Code 53051)

Legal Reference:

EDUCATION CODE

35200 Liability for debts and contracts

35202 Claims against districts; applicability of Government Code

CODE OF CIVIL PROCEDURE

340.1 Damages suffered as result of childhood sexual abuse

GOVERNMENT CODE

800 Costs in civil actions

810 - 996.6 Claims and actions against public entities

6500-6536 Joint exercise of powers

**BP 3320(b)**

53051 Information filed with secretary of state and county clerk  
PENAL CODE  
72 Fraudulent claims

Adopted: (02-07) 02-19

ORANGE UNIFIED SCHOOL DISTRICT  
Orange, California