

## **Fresno Unified Board Policy (BP) 3320 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 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 accompanying administrative regulation, unless a procedure for processing such claims is otherwise provided by state or federal law or regulation. (Government Code 935)

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 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)

*Fresno Unified School District prohibits discrimination, harassment (including sexual harassment), intimidation, and bullying based on actual or perceived race, color, ethnicity, national origin, immigration status, ancestry, age (40 and above), religious creed, religion, political belief or affiliation, gender, gender identity, gender expression, genetic information, mental or physical disability, sex, sexual orientation, marital status, pregnancy or parental status, childbirth, breastfeeding/lactation status, medical condition, military and veteran status, or association with a person or a group with one or more of these actual or perceived characteristics or any other basis protected by law or regulation, in its educational program(s) or employment.*

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 Cost in Civil actions  
 810-996.6 Government Claims Act  
 53051 Information filed with secretary of state and county clerk  
 6500-6536 Joint powers agreements  
 PENAL CODE  
 72 Fraudulent claims

Policy FRESNO UNIFIED SCHOOL DISTRICT  
 adopted: June 23, 1994 Fresno, California  
 reviewed: December 15, 2003  
 revised: December 13, 2023

*Policy Section: 3000 Business and Noninstructional Operations*