San Mateo County Board of Education Policy

Board of Education            BP 9260

Legal Protection and Liability Insurance

Liability Insurance

The County Superintendent of Schools shall provide liability insurance necessary to protect County Board members while acting within the scope of their office.

Protection Against Liability

No County Board member shall be liable for harm caused by his/her act or omission when acting within the scope of County Board responsibilities unless the harm was proximately caused by an act or omission that constitutes willful or criminal misconduct, or a conscious, flagrant indifference to the rights or safety of the individual harmed.

Legal References:

Education Code 17029.5 Contract funding; board liability
Education Code 35208 Liability insurance
Education Code 35214 Liability insurance (self-insurance or a combination of self-insurance and insurance through an insurance company)
Government Code 815.3 Intentional torts
Government Code 820-823 Tort Claims Act
Government Code 825.6 Indemnification of public entity
United States Code, Title 20, 6731-6738 Teacher Protection Act

Adopted: SMCBE 10/01/08
Revised: 04/19/17