

CHAPTER 2.00 - SCHOOL BOARD GOVERNANCE AND ORGANIZATION

LEGAL SERVICES

2.12

1. The School Board shall obtain an attorney, from outside its own membership, who shall act as general counsel to the Board and the Superintendent. The General Counsel shall report to the Board. The Board shall provide a written contract for its attorney, which shall specify duties and responsibilities for the duration (of the contract with renewal and termination provisions and compensation to be paid. Special counsel may be retained to assist the General Counsel in any litigation or other matter when specifically approved by the School Board.
2. The Superintendent shall have the authority to obtain, at Board expense, an attorney to represent the Superintendent in any legal matter when the General Counsel to the School Board has a legal conflict of interest in representing both the School Board and the Superintendent.
3. The School Board may provide legal services for any School Board member or employee who is sued for any action arising out of or in the course of employment by the District.
4. By action of the School Board at a public meeting and when in the best interest of the School District.
 - a. The School District shall reimburse the reasonable expenses for legal services for Board Members and employees who are charged with a civil or criminal action arising out of and in the course of the performance of assigned duties and responsibilities upon successful defense of those actions. However, in a criminal action, a plea of guilty, or *nolo contendere* or a guilty verdict shall not be considered a "successful defense."
 - b. The School Board may reimburse a member or employee for any judgment arising out of or in the course of the performance of assigned duties and responsibilities.

STATUTORY AUTHORITY:

1001.41, F.S.

LAWS IMPLEMENTED:

1001.41; 1001.43; 1012.26, F.S.

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HISTORY:

**ADOPTED: 08/18/98
REVISION DATE(S): 07/08/04
FORMERLY: 2.13; 2.14**