

FRESNO COUNTY SUPERINTENDENT OF SCHOOLS
FRESNO COUNTY BOARD OF EDUCATION

Business and Noninstructional Operations
CLAIMS AND ACTIONS AGAINST FRESNO COUNTY BOARD OF EDUCATION AND
FRESNO COUNTY SUPERINTENDENT OF SCHOOLS

The County Board and County Superintendent desire to ensure that their operations are conducted in a manner that minimizes risks, protects resources, and promotes the health and safety of students, staff, and the public.

Any and all claims for money or damages against the County Board or County Superintendent shall be presented to and acted upon in accordance with law, County Superintendent and County Board policy, and County Superintendent administrative regulation as well as the Joint Powers Authority (“JPA”) agreement or insurance coverage.

Any claim for money or damages not governed by the Government Claims Act (Government Code 810 - 996.6) or excepted by Government Code section 905 shall be presented consistent with the manner and time limitations in the Government Claims Act, unless a procedure for processing such claims is otherwise provided by state or federal law.

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

Roster of Public Agencies

The County Superintendent or designee shall file for the County Superintendent and County Board the information required for the Roster of Public Agencies with the Secretary of State and the County Clerk. (Government Code 53051.) Any changes to such information shall be filed within 10 days after the change has occurred. (Government Code 53051.)

Legal Reference

Code Of Civil Procedure

340.1 Damages suffered as result of childhood sexual abuse

Government Code

800 Cost in civil actions

810-996.6 Claims and actions against public entities

6500-6536 Joint exercise of powers

53051 Information filed with secretary of state and county clerk

Penal Code

72 Fraudulent claims

Court Decisions

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

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

CSEA v. South Orange Community College District (2004) 123 Cal.App.4th 574

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CSEA v. Azusa Unified School District (1984) 152 Cal.App.3d 580
State of California v. Superior Court (Bodde) (2004) 32 Cal.4th 1234
Tapia v. County of San Bernardino (1994) 29 Cal.App.4th 375

Management Resources

Web Sites

California Secretary of State's Office: <http://www.sos.ca.gov>

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3320, 03/2010; Doc# 24632-2, rev. 07/2018