

Fullerton School District

Board Bylaws

Remuneration, Reimbursement and Other Benefits

BB 9250

Bylaws of the Board

Board Adopted: November 27, 1990

Revised: November 19, 1998, September 11, 2001, August 27, 2002, October 26, 2010, September 9, 2014

Remuneration

Each member of the Board of Trustees may receive the maximum monthly compensation as provided for in law. (Education Code 35120)

On an annual basis, the Board may increase the compensation of Board members beyond the limit delineated in Education Code 35120 in an amount not to exceed five percent based on the present monthly rate of compensation. Any increase made pursuant to this rate shall be effective upon approval by the Board. (Education Code 35120)

Board members are not required to accept payment for meetings attended.

If a member does not attend all Board meetings during the month, he/she is eligible to receive a percentage of the monthly compensation equal to the percentage of meetings attended unless otherwise authorized by the Board in accordance with law. (Education Code 35120)

A member may be paid for meetings he/she missed when the Board, by resolution, finds that he/she was performing designated services for the District at the time of the meeting or that he/she was absent because of illness, jury duty, or a hardship deemed acceptable by the Board. (Education Code 35120)

In order to receive compensation for attending any Board meetings, Board members shall be present for at least 80% of the meeting time.

Reimbursement of Expenses

Board members shall be reimbursed for all expenses incurred when authorized in advance by the Board of Trustees. (Education Code 35044)

The rate of reimbursement shall be the same rate specified for District personnel.

Health and Welfare Benefits

Board members may participate in the health and welfare benefits program provided for District employees.

Health and welfare benefits for Board members shall be no greater than that received by District nonsafety employees with the most generous schedule of benefits. (Government Code 53208.5)

The District shall pay the premiums required for Board members electing to participate in the District health and welfare benefits program to the same extent that it pays for district employees.

Health and welfare benefits provided to Board members shall be extended at the same level to their spouse/registered domestic partner and to their eligible dependent children as specified in law and the health plan.

Benefits for Retired Board Members

Any Board member retiring from the Board, after serving at least two terms, may continue the health and welfare benefits program provided for District employees at his/her own expense if coverage is in effect at the time of retirement.

Health and welfare eligibility and benefits terminate when retired Board members reach age 65 or become Medicare eligible, unless otherwise specified by the most generous schedule of benefits offered to nonsafety employees. (Government Code 53208.5)

Health and welfare benefits for retired Board members shall be no greater than that received by District nonsafety employees with the most generous schedule of benefits. (Government Code 53208.5)

Legal References:

EDUCATION CODE

1090 Compensation for members and mileage allowance

33050-33053 General waiver authority

33362-33363 Reimbursement of expenses (Department of Education and CSBA workshops)

35012 Board members; number, election and term

35044 Payment of traveling expenses of representatives of board

35120 Compensation (services as member of governing board)

35172 Promotional activities

44038 Cash deposits for transportation purchased on credit

GOVERNMENT CODE

20322 Elective officers; election to become member

53200-53209 Group insurance

UNITED STATES CODE, TITLE 26

403(b) Tax-sheltered annuities

COURT DECISIONS

Thorning v. Hollister School District, (1992) 11 Cal.App.4th 1598

Board of Education of the Palo Alto Unified School District v. Superior Court of Santa Clara County, (1979)

93 Cal.App.3d 578

ATTORNEY GENERAL OPINIONS

83 Ops.Cal.Atty.Gen. 124 (2000)

Management Resources:

WEB SITES

CSBA: <http://www.csba.org>

Public Employees' Retirement System: <http://www.calpers.ca.gov>

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