

School Board Member Compensation/Expenses/Insurance/Liability

The taxability and tax status of all compensation, expense reimbursement, and other payments that the district makes to, or on behalf of, the members of the Board of Education is determined by applicable state and federal law. Board members must follow the Board's policy or administratively established procedures for claiming and substantiating all amounts for which payment or reimbursement is requested.

Compensation

Board members will serve without compensation for their services unless compensation has been authorized by a written resolution adopted by a majority vote of the Board in a public meeting; except that no Board member may have their compensation increased during the term in office to which they have been elected or appointed.

Any compensation provided to Board members must not exceed \$150 per day for not more than 5 days of service per week, excluding federal and state holidays. Board members may only receive compensation for days when official Board duties—meaning Board meetings and other official activities and duties, including those that are conducted with a majority of the Board present—are performed.

Reimbursement

Upon submitting vouchers and supporting bills for expenses incurred in carrying out specific services previously authorized by the Board, Board members may be reimbursed from district funds. In accordance with the Board's policy on expense authorization and reimbursement and in amounts approved by a majority vote of the Board in a public meeting.

Insurance and liability

The Board shall purchase liability insurance and errors-and-omissions insurance to protect its members individually and collectively for claims made against them as a result of their membership on the Board.

The Board shall rely on the Colorado Governmental Immunity Act, C.R.S. 24-10-101 *et. Seq.* (the act) as the statement of its obligation to defend and indemnify Board members. If the Board elects to provide for the defense of a Board member in a claim which alleges willful and wanton conduct by the Board member, the Board may require the Board member to post a reasonable bond to ensure reimbursement of any amounts advanced, in accordance with Act.

Adopted: September 27, 1988
Revised: December 10, 2017
Revised: April 11, 2017
Reviewed: January 9, 2018
Reviewed: November 10, 2021

LEGAL REFS.: C.R.S. 22-12-101 *et seq.* (Teacher and School Administrator Protection Act also limits liability of school board members)
C.R.S. 22-32-104 (5) (board member compensation)
C.R.S. 22-32-110 (1)(n),(u) (power to provide necessary expenses)
C.R.S. 24-10-101 *et seq.* (Colorado governmental Immunity Act)
C.R.S. 24-18-104 (3)(d),(e) (reimbursements are not considered gifts)
20 USC (Coverdell Teacher Protection Act contained in limits the liability of school board members)

CROSS REF.: DKC, Expence Authorization/Reimbursement (Mileage and Travel)
EI, Insurance Program/Risk Management

Garfield School District No. Re-2, Rifle, Colorado