Administrative Discretion Regarding Board Policy

Adopted: 01/20/1998 **| Last Revised:** 01/14/2025 **| Last Reviewed**: 01/14/2025

The Board of Education desires to be proactive in communicating its philosophy, priorities, and expectations for the district; clarifying the roles and responsibilities of the Board, Superintendent, and other senior administrators; and setting direction for the district through written policies. However, the Board recognizes that, in the course of operating district schools or implementing district programs, situations may arise which may not be addressed in written policies.

In any such situations, or when immediate action is necessary to avoid any risk to the safety or security of students, staff, or district property or to prevent disruption of school operations, the Superintendent or designee shall have the authority to act on behalf of the district in a manner that is consistent with law and Board policies.

As necessary, the Superintendent or designee shall consult with other district staff, including the legal counsel and/or the appropriate Cabinet member(s), regarding the exercise of this authority.

Any exercise of administrative authority shall be nondiscriminatory and demonstrate the district's commitment to equity in district programs and activities.

The Superintendent shall be accountable to the Board for all areas of operation under their authority. As appropriate, the Superintendent or designee shall notify the Board as soon as practicable after exercising the authority granted under this policy. The Board president and the Superintendent shall schedule a review of the action at the next regular Board meeting. If the action indicates the need for additions or revisions to Board policies, the Superintendent or designee shall make the necessary recommendations to the Board.

Policy Reference Disclaimer:
These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the Board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

Legal References:

STATE
EDUCATION CODE
35010 Control of district; prescription and enforcement of rules
35035 Powers and duties of the superintendent; transfer authority
35160 Authority of governing boards
35161 Board delegation of any powers or duties
35163 Official actions, minutes and journal

MANAGEMENT RESOURCES
WEBSITES
CSBA District and County Office of Education Legal Services https://legalservices.csba.org/#
CSBA http://www.csba.org/#

Policy Adopted: 01/20/1998
Revised: 12/11/2001

Revised: 02/07/2012
Revised: 05/19/2015
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Revised: 01/14/2025