Bylaw 9250: Remuneration, Reimbursement And Other Benefits

Status: ADOPTED

Original Adopted Date: 06/08/1993 | **Last Revised Date:** 08/27/2024 | **Last Reviewed Date:** 08/27/2024

Remuneration

Each member of the Board of Trustees may receive a compensation of $50.00 per meeting (where a quorum of three trustees is required), but compensation shall not exceed $200.00 per month.

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 section shall be effective upon approval by the Board. (Education Code 35120)

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

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

Student Board members shall receive no remuneration for meetings attended. (Education Code 35012)

Reimbursement of Expenses

Board members shall be reimbursed for traveling expenses incurred when performing services directed by and authorized in advance by the Board. (Education Code 35044)

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

The district will only reimburse persons for necessary expenses and under no circumstances will reimbursement be made for alcoholic beverages, entertainment or other personal expenses.

Health and Welfare Benefits

All district health and welfare benefits shall be available to Board members only if permitted by the district insurance providers. Board members may select from the schedule of available benefits.

Board members are eligible for the medical, dental and/or vision coverage provided all current employees at district expense. Any amount in excess of the district contribution for current employees shall be paid by the Board member on a monthly basis.

Health and welfare benefits provided to Board members shall be extended at the same level to their spouses, domestic partners, dependent children under the age of 21, dependent children under the age of 25 who are fulltime students at a college or university, and dependent children regardless of age who are physically or mentally incapacitated.

Benefits for Retired Board Members

Board members who complete four years of service before retiring from the Board may continue to participate in the health and welfare benefits program provided for district employees until they reach the age of sixty-five at their own expense. (Government Code: 53201

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 Governing Board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State	Description
Cal. Const. Art. XVI, Sec. 6	Prohibition on gifts of public funds
Ed. Code 33050-33053	General waiver authority
Ed. Code 33362-33363	Reimbursement of expenses; board member or member-elect
Ed. Code 35012	Board members; number, election, and terms
Ed. Code 35044	Payment of traveling expenses of representatives of board

State	Description
Ed. Code 35120	Board member compensation
Ed. Code 35160	School Board authority
Ed. Code 35172	Promotional activities
Ed. Code 44038	Cash deposits for transportation purchased on credit
Fam. Code 297-297.5	Rights, protections, benefits under the law; registered domestic partners
Gov. Code 20322	Elective officers; election to become member
Gov. Code 20420-20445	Membership in Public Employees' Retirement System; definition of safety employees
Gov. Code 3543.7	Duty to meet and negotiate in good faith
Gov. Code 53200-53209	Group insurance
Gov. Code 54952.3	Simultaneous or serial meetings; announcement of compensation
Gov. Code 8314	Use of public resources
H&S Code 1373	Health services plan; coverage for dependent children
Ins. Code 10277-10278	Group and individual health insurance; coverage for dependent children

Federal	Description
26 CFR 1.403(b)-2	Tax-sheltered annuities; definition of employee
26 USC 403	Tax-sheltered annuities
42 USC 18011	Right to maintain existing health coverage

Management Resources	Description
Attorney General Opinion	83 Ops.Cal.Atty.Gen. 124 (2000)
Attorney General Opinion	91 Ops.Cal.Atty.Gen. 37 (2008)
Court Decision	Thorning v. Hollister School District (1992) 11 Cal.App.4th 1598
Court Decision	Board of Education of the Palo Alto Unified School District v. Superior Court of Santa Clara County (1979) 93 Cal.App.3d 578
Institute for Local Government Publication	Sample Expense and Use of Public Resources Policy Statement, January 2006
Internal Revenue Service Publication	Tax-Sheltered Annuity Plans (403(b) Plans) for Employees of Public Schools and Certain Tax-Exempt Organizations, Publication 571, rev. January 2025
Website	CSBA District and County Office of Education Legal Services
Website	Public Employees' Retirement System
Website	Institute for Local Government
Website	Internal Revenue Service
Website	CSBA

Cross References	Description
1160	Political Processes
3100	Budget
3100	Budget
3350	Travel Expenses
3350	Travel Expenses
3350-E PDF(1)	Travel Expenses

Cross References	Description
3513.1	Cellular Phone Reimbursement
4154	Health And Welfare Benefits
4154	Health And Welfare Benefits
4254	Health And Welfare Benefits
4254	Health And Welfare Benefits
4354	Health And Welfare Benefits
4354	Health And Welfare Benefits
9110	Terms Of Office
9150	Student Board Members
9240	Board Training
9324	Minutes And Recordings