



Board Policy

Board-Attorney Relationship

**Board
Operations
Policy 2008**

Policy Statement

The District shall employ an attorney to provide necessary legal services and advice to the Board, the Superintendent, and the Superintendent's staff, as needed.

- The attorney(s) appointed by the Board and his/her co-counsels shall be permitted to represent the Board and the District in all legal proceedings and before quasi-judicial or administrative agencies of government.
- A decision to seek legal advice or assistance shall originate only from the President of the Board, the Superintendent, or persons specifically authorized by the Superintendent, except as noted below.
- The attorney shall represent the entire Board and any counsel shall be given to all Board members.
- An individual Board member may request a legal opinion on an issue affecting the Board or the District if the response will not require extensive time or research for the attorney. A request for additional legal counsel may be submitted to the Board president for approval. If the Board president disapproves the request, the Board member may submit it for discussion at an open Board meeting or executive session.
- All written legal opinions shall be delivered to the Board president or the Superintendent for distribution to the entire Board.
- The Superintendent shall develop procedures through which employees may obtain legal opinions on District matters.

Responsibility

The Board President and the Superintendent shall ensure that the policy is followed.

References

Related Policies: 2002 Board Powers and Duties
Related Documents: Red Clay Consolidated School District Administrative Memorandum "Attorney Contact and/or Need for Legal Opinion"

Adoption Date

05/20/2009

Revision/ Reapproval Date