

P0450 LEGAL SERVICES

BOARD POLICY:

An attorney(s) shall be retained to provide legal services to the Board of Education and to provide legal counsel to the Superintendent and the Superintendent's staff. The Board may select other special legal counsel as deemed appropriate.

Implemental Procedures:

1. The attorney(s) shall attend Board meetings as requested, give advice and counsel when called upon, and shall attend to all legal matters pertaining to the Board and the school district.
2. The attorney(s) shall be familiar with the agenda so as to give legal advice regarding action to be taken by the Board.
4. A Board member may ask legal counsel for an opinion on a legal issue affecting the Board or the school district, which will not require legal research or significant expenditure of funds. The Board member requesting any such opinion realizes that the opinion may be given to all Board members, since the Board attorney represents the total Board. A Board member desiring a more in-depth opinion or a written legal opinion shall submit the request to the President of the Board or the President's designee who shall submit the request to legal counsel or disapprove the request. A member whose request is disapproved may resubmit the request for discussion by the Board in open Board meeting or executive session, whichever is appropriate.
5. Decisions regarding the filing of a case, appealing a decision and other decisions of similar importance shall be made by the Board. Legal counsel shall obtain decisions of lesser importance from the Superintendent or designee.
6. Legal counsel shall be regarded as attorney for both the Board and administration unless a specific decision has been made to the contrary in cases where a conflict or potential conflict exists between the Board's interest and the administration's interest. In such cases, the decision to have legal counsel act on behalf of only one of the parties shall be clearly communicated to both parties.

Latest Revision Date: November 2017

Previous Revision Date: August 2012 P0450

Updated administratively for alignment purposes: November 2020