

## **GP-18 Board Member Compensation and Expenses/Insurance/Liability (redlined from BID/BIE)**

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 shall receive no compensation for their services. ~~However, upon submitting vouchers or supporting bills for necessary expenses incurred in the performance of their duties, Board members will be reimbursed from district funds.~~

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

The Board will 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 the Act.

### **LEGAL REF.:**

20 U.S.C. 7941 through 7948 (Coverdell Teacher Protection Act limits the liability of school board members)

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. 22-32-109.1 (9) (immunity provisions in safe schools law also apply to school board members)

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)