

North Wasco County School District 21

Code: BBAA
Adopted: 6/27/96
Revised/Readopted: 1/14/04; 10/22/15; 5/23/19;
11/18/21; 8/20/26
Orig. Code: BBAA

~~Individual~~ Board Member's Authority and Responsibilities

An individual Board member exercises the authority and responsibility of their position when the Board is ~~in legal session only~~ in a meeting which is being held in accordance with Oregon's Public Meetings Law. A Board member has the authority to act in the name of the Board ~~only~~ when authorized by a specific Board motion. The affirmative vote of the majority of members of the Board is required to transact any business.

When authorized to act as the district's designated representative in collective bargaining, a Board member may make and accept proposals in bargaining subject to subsequent approval by the Board.

~~A Board members has the right to express personal opinions in public.~~ may speak on behalf of the Board or district only when specifically authorized to do so. Any other statements do not represent the position of the Board or district. When expressing personal ~~such~~ opinions in public, ~~the~~ Board members are encouraged to ~~must~~ clearly identify the opinions as their own.

~~Members will be knowledgeable of information requested through Board action, supplied by the superintendent, gained through attendance at district activities and through professional Board activities.~~

All Board members shall maintain awareness of relevant district information and participate in Board functions and professional Board development activities.

All ~~m~~Members of the Board will adhere to the following in carrying out the responsibilities of membership:

1. Request for ~~Records~~ Information

Any individual Board member who desires a copy of ~~a written report or survey prepared by the administrative staff will~~ an existing record may make such a request to the superintendent. ~~A copy of the material may be made available to each member of the Board. Requests for the generation of reports or information which require additional expense to the district must be submitted to the Board for consideration.~~ Requests involving confidential records or significant staff time will be referred to the Board for approval.

2. Requests for Legal Opinions

Requests for legal advice or opinions by a Board member that will incur a cost for the district must be approved by a majority vote of the Board before the request is made to legal counsel. The Board chair is authorized to obtain legal advice or opinions if advantageous to do so prior to the next meeting (e.g., advice regarding an executive session or a decision to invite district legal counsel) without a need for Board approval. Legal counsel is responsible to the Board.

~~Any Board member may request a legal opinion. Such request, however, shall be made through the Board chair to the superintendent. Legal counsel is responsible to the Board.~~

~~Requests for legal advice or opinions by a Board member that will incur a cost for the district must be approved by a majority vote of the Board before the request is made to legal counsel. The Board chair is authorized to obtain legal advice or opinions if advantageous to do so prior to the next meeting (e.g., advice regarding an executive session or a decision to invite district legal counsel) without a need for Board approval. Legal counsel is responsible to the Board.~~

3. Action on Complaints or Requests Made to a Board Members

When a Board members receives complaints or requests for action from staff, students or members of the public, the Board members will direct the staff, students, members of the public to the appropriate public complaint policy (Board Policy KL – Public Complaints). Such information will be conveyed to the superintendent. An individual Board member is not authorized to independently act on complaints.

4. Board Member's Relationship to Communication with Administration

Individual Board members will be informed about the district's educational program, may visit schools or other facilities to gain information and may request information from the superintendent. No individual Board member may direct the superintendent to action without Board authorization. Board members will not intervene in the administration of the district or its schools.

5. Contracts or Agreements Made by Individual Board Members

~~Contracts or agreements made by individual Board members without the Board's authority are invalid.~~ All district contracts must be approved by the Board, unless otherwise delegated by the Board to the superintendent or designee for approval before an order can be drawn for payment. If a contract is made without authority of the Board, the individual making such contract shall be personally liable.

6. Visits to Schools

Board members may visit schools in accordance with Board policy BG – Board–Staff Communications.

7. Public Meetings Law

All Board members will comply with Public Meetings Law, including participating in an approved¹ training at least once during each term of office.

8. Mandatory Reporting

A Board member having reasonable cause to believe that any child with whom the Board member comes in contact has suffered abuse or that any person with whom the Board member comes in

¹ Approved by the Oregon Government Ethics Commission.

contact has abused a child shall immediately make an oral report or cause an oral report be made to Department of Human Services² or local law enforcement.

9. Oregon Ethics Laws

All Board members will adhere to Oregon Government Ethics laws, including filing the statement of economic interest as required by Oregon Revised Statute (ORS) 244.

10. Confidential Information

All Board members will not disclose confidential information received as part of Board service.

11. Other Laws, Policies, Agreements and Procedures

All Board members will follow all laws, Board policies, working agreements, and any other procedures established by the district.

END OF POLICY

Legal Reference(s):

[ORS 192.311 – 192.478](#)

[ORS 192.610 – 192.705](#)

[ORS Chapter 244](#)

[ORS 332.045](#)

[ORS 332.055](#)

[ORS 332.057](#)

[ORS 332.075](#)

[ORS 332.107](#)

[ORS 419B.010](#)

² (855) 503-SAFE (7233)

38 OR. ATTY. GEN. OP. 1995 (1978)
S. Benton Educ. Ass’n v. Monroe Union High Sch. Dist., 83 Or. App. 425 (1987).

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Cross Reference(s):

~~DFEA—Free Admissions~~