

BOARD OF DIRECTORS

Series 200

POLICY TITLE BOARD MEMBER LIABILITY

No. 205

Board members will not be held personally liable for actions taken in the performance of their duties and responsibilities vested in them by the laws of Iowa and the members of the school district community. In carrying out the duties and responsibilities of their office, board members will act in good faith.

The school district shall defend, save harmless and indemnify board members against tort claims or demands, whether groundless or otherwise, arising out of an alleged act or omission occurring within the scope of their official duties, unless the act constitutes a willful and wanton act or omission. The school district, however, cannot save harmless or indemnify board members for punitive damages.

Board members may be liable for punitive damages if actual malice or willful, wanton, and reckless misconduct is proven.

Legal Reference: Wood v. Strickland, 420 U.S. 308 (1975).
 42 U.S.C. §§ 1983, 1985 (2012).
 Iowa Code ch. 670 (2013).

Cross Reference: 709 Insurance Program

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