

Policy ABA: Authority

Status: DRAFT

Original Adopted Date: 03/13/2019 | **Last Reviewed Date:** 03/13/2019

AUTHORITY

This school board exercises legislative authority over this school district in accordance with the laws of the State of Mississippi. It determines policy, delegates executive, supervisory and instructional authority to its employees, and appraises the results achieved in light of the goals of this school district.

This school board shall concern itself primarily with broad questions of policy and with the appraisal of results, rather than with administrative details. The application of policies shall be an administrative task to be performed by the superintendent and his/her staff who shall be held responsible for the effective administration and supervision of the entire school system.

All matters to be submitted to this school board shall first be brought before the superintendent for investigation. If these matters require school board action, they shall be presented to the school board by the superintendent.

The individual board member has no legal authority to act individually unless specifically delegated authority to act by this school board at its legal meeting.

It shall be the duty of the superintendent and the school board to limit the expenditure of school funds during the fiscal year to amounts set forth in the respective school budgets as reflected in the board minutes. It shall be unlawful for any school district to budget expenditures from a fund in excess of the resources available within that fund for such expenditures.

PERSONAL LIABILITY

Any member of the school board, superintendent, or other school official who shall knowingly enter into any contract, incur any obligation, or make any expenditure in excess of the amount available for the fiscal year shall be personally liable for the amount of such excess. However, no school board member, superintendent or other school official shall be personally liable (a) in the event of any reduction in adequate education payments by action of the Governor acting through the Department of Finance and Administration, or (b) for claims, damages, awards or judgments due to tort actions. Such immunity shall not be a defense in cases of fraud, criminal action, or intentional breach of fiduciary obligations imposed by statute. ' 37-61-19

The Mississippi Public School Accountability Standard for this policy is standard 1.
