

AGENDA- (Special Board Meeting)
KINGSBURG JOINT UNION HIGH SCHOOL DISTRICT
BOARD OF TRUSTEES
Board Room 1900 18th Avenue 3:00 p.m.
Kingsburg, CA 93631
March 19, 2018

1. CALL TO ORDER _____

2. SALUTE TO THE FLAG

3. ROLL CALL AND ESTABLISHMENT OF A QUORUM

Members Present _____

Members Absent _____

4. OTHERS PRESENT _____

5. APPROVAL OF AGENDA

Nagle: _____ Thomsen: _____ Jackson: _____ Lunde: _____ Serpa: _____

Motion _____ Second _____ Vote _____

6. PUBLIC COMMENT

A special meeting of the Board of Trustees of the Kingsburg Joint Union High School District has been duly called at the hour of 3:00 p.m. in the board room at Kingsburg Joint Union High School District to consider the following items of business to be upon the agenda:

Public Comment

The Public Comment portion of the agenda provides an opportunity for the public to address the Governing Board on items within the Board's jurisdiction and which are not already on the agenda. The Board of Education is prohibited by law from taking action on matters discussed that are not on the agenda and no adverse conclusions should be drawn if the Board does not respond to public comments made at this time. Concerns will be referred to the Superintendent's office for review and response. Speakers should limit their comments to three (3) minutes. Twenty (20) minutes per issue will be allowed. Any person who wishes to speak during this time should rise and be recognized by the President. Speakers should state their name and the subject of their remarks. These time limits may be extended by action of the Board as necessary.

Board Room Accessibility: The Kingsburg Joint Union High School District encourages those with disabilities to participate fully in the public meeting process. If you need a disability related modification or accommodation, including auxiliary aids or services to participate in the public meeting, please contact the Administrative Assistant to the Superintendent at 897-7721 at least 48 hours before the scheduled Board of Trustees meeting so that we may make every reasonable effort to accommodate you [Government Code § 54954.2; Americans with Disabilities Act of 1990, § 202 (42 U.S.C. § 12132.)]

7. CLOSED SESSION

7.1 Consideration of discipline in the matter of KHS-11-1718
(Education Code 48900-48925)

7.2 Consideration of discipline in the matter of KHS-12-1718
(Education Code 48900-48925)

7.3 Consideration of discipline in the matter of KHS-13-1718
(Education Code 48900-48925)

CLOSED SESSION – Notice to Public: (Closed Session Items Covered by Law May Be Requested Or Called For As Per: Government Codes: 54954.3; 54956.7; 54956.8; 54956.86; 54956.9 (a), (b), (c); 54956.95; 54957; 54957.6; 54957.8 and Education Codes: 48900; 49070.)

From _____ to _____

From _____ to _____

From _____ to _____

8. ACTION

8.1 Resolution #R20-1718 - Volunteer Services and Worker’s Compensation Insurance.....3

9. ADJOURNMENT _____
(Time)

FOR BOARD ACTION:

Motion _____ Second _____ Vote _____

Nagle: _____ Thomsen: _____ Jackson: _____ Lunde: _____ Serpa: _____

ISSUE: Presented to the Board is Resolution #R20-1718 Designating Persons Performing Volunteer Services Without Pay for the School District or County Superintendent as Employees for the Limited Purpose of Qualifying for Worker's Compensation Insurance Coverage Under California Labor Code Sections 3200, IT SEQ.

ACTION: Approve or deny Resolution #R20-1718.

RECOMMENDATION: Recommend approval

FOR BOARD ACTION:

Motion _____ Second _____ Vote _____
Nagle: _____ Serpa: _____ Jackson: _____ Thomsen: _____ Lunde: _____



KINGSBURG JOINT UNION HIGH SCHOOL DISTRICT

1900 18th Avenue • Kingsburg, California 93631 • (559) 897-7721 • FAX (559) 897-7759

Don Shoemaker, Superintendent

Board of Trustees: Rick Jackson, Brent Lunde, Steve Nagle, Mike Serpa, Johnie Thomsen

RESOLUTION #R20-1718

RESOLUTION DESIGNATING PERSONS PERFORMING VOLUNTEER SERVICES WITHOUT PAY FOR THE SCHOOL DISTRICT OR COUNTY SUPERINTENDENT AS EMPLOYEES FOR THE LIMITED PURPOSE OF QUALIFYING FOR WORKERS' COMPENSATION INSURANCE COVERAGE UNDER CALIFORNIA LABOR CODE SECTIONS 3200, ET SEQ.

WHEREAS, persons who perform volunteer services without pay for the school district or county superintendent are not currently covered by Workers' Compensation insurance since they do not fall within the definition of "employee" as defined by California Labor Code, section 3351 and 3351.5, which governs eligibility for Workers' Compensation Insurance coverage, and are in fact specifically excluded from such designation by Labor Code section 3352, subdivision (i); and

WHEREAS, the state legislature has seen fit, by passing Labor Code section 3364.5, to provide that in certain circumstances where persons perform volunteer services for a school district or county superintendent, such persons may be deemed employees of the school district or county superintendent while performing such service in order to qualify for Workers' Compensation Insurance coverage, provided the governing body of the school district or county superintendent has adopted a resolution so declaring; and

WHEREAS, this school district or county superintendent desires to provide, as authorized by the Labor Code, Workers' Compensation Insurance coverage to persons who perform volunteer services without pay on its behalf;

NOW, THEREFORE, BE IT RESOLVED that the governing board of the school district or county superintendent of schools, under the Authority of California labor Code 3364.5 adopts and declares the following:

All persons who perform volunteer services without pay for the school district or county superintendent are, while performing such volunteer services, hereby designated "employees" of the school district or county superintendent for the limited purpose of qualifying for Workers' Compensation Insurance coverage under California Labor Code sections 3200, et seq.

BE IT FURTHER RESOLVED that "volunteer services without pay" is defined for purposes of this resolution as services performed by any person who receives no remuneration other than remuneration for meals, transportation, lodging, or reimbursement of any other incidental expenses associated with such volunteer services.

AND BE IT FURTHER RESOLED that the effective date of the Resolution shall be March 12th, 2018.

PASSED AND ADOPTED this 12th day of March 2018, by the following vote:

Ayes: _____

Signed: _____

Noes: _____

Absent: _____

Signed: _____