



POLICY 1.0125

5-H I recommend that the Board approve development of the proposed revised Policy 4.104, entitled "Legal Advisor to [the] School Board," which will be renumbered as Policy 1.0125.

[Contact: Gerald A. Williams, Esq., and Bruce A. Harris, Esq., PX 48500.]

Development

CONSENT ITEM

- This Policy, currently in Chapter Four, is being revised and transferred to Chapter One, as most Policies in Chapter Four will be repealed.
- The revision clarifies that the Chief Counsel normally serves as legal advisor to the Board at all Board meetings, workshops, and hearings.

POLICY 4.104 1.0125

LEGAL ADVISOR TO THE SCHOOL BOARD

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3 1. The Legal Advisor is that ~~person~~ attorney designated by the School Board to
4 advise the School Board at a particular meeting, workshop, or hearing and has
5 such powers and duties as given by these rules and the School Board. The Chief
6 Counsel regularly serves as Legal Advisor.

- 7 2. The School Board shall, ~~whenever possible,~~ avoid appointing as Legal Advisor any
8 person who is, at that time, representing a party in a proceeding before the School
9 Board.

10 STATUTORY AUTHORITY: Fla. Stat. § 1001.41(2) 120.53(1), 230.22, FS

11 LAWS IMPLEMENTED: Fla. Stat. § 1001.43(10) 120.53, FS

12 HISTORY: 8/17/74; 03/26/01 (as 4.104); ____/____/2007 (as 1.0125)

Legal Signoff:

The Legal Department has reviewed proposed Policy 1.0125 and finds it legally sufficient for development by the Board.

Attorney

Date