

5-E Board Report **March 4**, 2009 Page 1 of 3

POLICY 3.75

5-E I recommend that the Board approve development of the proposed <u>repeal</u> of Policy 3.75, entitled "Witness Duty."

[Contact: Darron Davis, PX 48953 or Pat Kaupe, PX 48043.]

Repeal-Development CONSENT ITEM

• This policy is being proposed for repeal as it has been included in Policy 3.70 "Witness or Jury Duty".

5-E Board Report **March 4**, 2009 Page 2 of 3

POLICY 3.75

WITNESS DUTY

When employees are under subpoena as witnesses in connection with their official duties or are under subpoena as witness in a court proceeding in which they are not a party to the litigation, they shall receive their regular compensation while on witness duty and shall remit to the Board in check or money order (no cash) the amount of fees, less travel allowance, received for witness duty. An employee who is party to litigation may request personal leave or annual leave as provided for in School Poard policion

- 9 School Board policies.
- 10 STATUTORY AUTHORITY: Fla. Stat. §§ 120.53, 230.22, 231.00S1, 231.39
- 11 LAWS IMPLEMENTED: Fla. Stat. §§ 231.42, 231.43
- 12 HISTORY: 11/29/76; 6/16/82 <u>To Be Repealed:</u> ____2009

1 2 Legal Signoff:

The Legal Department has reviewed the proposed <u>repeal</u> of Policy 3.75 and finds it legally sufficient for repeal-development by the Board.

Attorney

Date