

PAYMENT OF BOARD MEMBER/ADMINISTRATOR DEFENSE EXPENSES

Pursuant to Wisconsin Statutes section 895.35(1), The Parkview School District shall pay reasonable expenses incurred by a Board member or administrator in connection with the successful defense of any proceeding to which the Board member or administrator was a party because of his/her position with the school district. Payment may be made upon the written request of the Board member or administrator and approval of the School Board.

The Parkview School District retains all rights and discretion provided under Wisconsin Statutes section 895.35 to determine whether to pay or refuse to pay any expenses pursuant to Wisconsin Statutes 895.25 for any reason, including but not limited to:

- a. The Board member or school administrator breached or failed to perform his/her duties with the district; and
- b. The Board member's or school administrator's breach or failure to perform those duties constitutes:
 - (1) A willful failure to deal fairly with the district in connection with a matter in which the Board member or administrator has a material conflict of interest;
 - (2) A violation of criminal law, unless the Board member or administrator had reasonable cause to believe his/her conduct was lawful or had no reasonable cause to believe his/her conduct was unlawful;
 - (3) A transaction from which the Board member or administrator derived an improper personal profit; or
 - (4) Willful misconduct.

Expenses paid by the district shall not include any expenses previously paid to or on behalf of the Board member or administrator by any person, including a third party insurer, or in excess of any money paid or obligated to be paid under provisions of the liability insurance plan maintained by the district and/or the individual Board member or administrator.

The termination of a proceeding by judgment, order, settlement, conviction or upon a plea of no contest or its equivalent shall not, of itself, create a presumption that payment is not required under this policy.

APPROVED: June 23, 1987
 November 20, 2006
 January 19, 2009
 SEPTEMBER 15, 2014