



BOARD POLICY

3810

DESERT COMMUNITY COLLEGE DISTRICT

CLAIMS AGAINST THE DISTRICT

(by public entities or public officers/employees)

Any claims against the District for money or damages, which are not governed by any other statutes or regulations expressly relating thereto, shall be presented and acted upon in accordance with Title I, Division 3.6, Part 3, Chapter 1 (commencing with Section 900) and Chapter 2 (commencing with Section 910) of the California Government Code.

Claims must be presented according to this policy as a prerequisite to filing suit against the District.

Claims that are subject to the requirements of this policy include, but are not limited to, the following:

- Claims by public entities: claims by the state or by a state department or agency or by another public entity.
- Claims by individuals for fees, wages and allowances: claims for fees, salaries or wages, mileage, or other expenses and allowances.

Notwithstanding the exceptions listed in Section 905 of the Government Code of the State, all claims by public officers or employees for fees, salaries, wages, overtime pay, holiday pay compensating time off, vacation pay, sick leave pay, and any other expenses or allowances claimed due from the District, when a procedure for processing such claims is not otherwise provided by State or local laws, shall be presented within the time limitations and in the manner prescribed by Sections 910 through 915.2 of the Government Code of the State. Such claims shall further be subject to the provisions of Section 945.4 of the Government Code of the State relating to the prohibition of suits in the absence of the presentation of claims and action thereon by the District.

The designated place for service of claims, lawsuits or other types of legal process upon the District is the office of the Superintendent/President.

Reference: Education Code Section 72502; Government Code Sections 900 et seq.; 910

Approval Date: June 14, 2005
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College Planning Council Review: February 22, 2013
Board of Trustees Review: May 18, 2012
Next Review: May 2017

Administrator: VP Administrative Services