

VENTURA COUNTY BOARD OF EDUCATION

BOARD POLICY NO. 2000

ADOPTED: 2/24/97

CLASSIFICATION: Administration

REVISED: 04/14/09

SUBJECT: Concepts and Roles in Administration

The Board and the Superintendent are constitutional officers which have duties and responsibilities specified in various codes and regulations. The general duties and powers of the Board and the Superintendent are set forth in Division 1, Parts 2 and 3 of the Education Code. Mandatory duties of the Board are set forth in Education Code section 1040 and the discretionary duties are set forth in sections 1041 and 1042. The Board is fiscally independent.

The Superintendent, as the executive officer of the Board, administers the policies adopted by the Board under the powers and duties accorded to the Board under law. The Superintendent has an independence from and an interrelationship to the Board. The Superintendent has constitutional authority and statutory powers and functions which do not require action of the Board. The Superintendent has discretionary powers to promote the advancement of education and coordinate the educational program through the county school service fund programs and activities which require approval of the Board.

Education Code section 35160 et seq., known as the *permissive code*, permits action of the Superintendent and the Board which is not in conflict with or inconsistent with, or preempted by, any law and which is not in conflict with the purposes for which those agencies are established. It is the intent of the Legislature that school districts, county boards of education and county superintendents have broad authority to carry on programs and activities which, in the determination of the governing board of the school district, the Board, or the Superintendent are necessary or desirable in meeting their needs and are not inconsistent with the purposes for which the funds were appropriated.

Legal Reference:

EDUCATION CODE

1040	Duties & Responsibilities; County Boards of Education
1041	County Board; Seal; Printing
1042	County Boards; Authority
1240	Duties, Responsibilities & General Powers; County Superintendent
35160 et seq.	Authority of governing boards