



**Policy**

**6-8040 Claims for Money or Damages**

As a prerequisite to bringing suit against the Yosemite Community College District, any claim against the District for money or damages as set forth below, or 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, Chapter 1 (commencing with Section 900) and Chapter 2 (commencing with Section 910) of the Government Code of California:

Claims for fees, salaries, wages, mileage or other expenses and allowances.

**Reference:**

Education Code Sections [72502](#); Government Code [900 et. Seq](#)

**Adopted:** June 28, 2004

**Administrative Procedure**

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**6-8040 Claims for Money or Damages**

Claims for money or damages as prescribed under District Policy 4012 shall be submitted to the Office of the Chancellor or designee on the appropriate form.

Within forty-five (45) days after the claim has been presented to the Chancellor, the Board of Trustees may take action to allow the claim in whole or in part or the Board may take action to reject the claim. If the Board takes no action, the claim is rejected by operation of law on the forty-fifth (45<sup>th</sup>) day after it was presented to the Chancellor.

The Chancellor or designee shall serve notice to the claimant of the Board’s action allowing or rejecting the claim. The claimant will be notified that the claim is rejected, allowed, allowed in certain amount and rejected as to the balance or rejected by operation of law. Said notice shall also inform the claimant on the six (6) month time limit pertaining to filing court action.

If the District decides to allow the claim or offer a compromise in an attempt to settle the dispute, the District shall require the claimant to sign a release or waiver agreeing to payment as full and complete settlement of the claim.

**Cross Reference:**  
Procedure 3810 – Claims Against the District

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**Procedure Last Revised:** June 13, 2007