

DISCLOSURE OF CONFIDENTIAL INFORMATION

All confidential/privileged information shall be released only as allowed by law.

(cf. 4112.6/4212.6/4312.6 - Personnel Records)
(cf. 5125 - Student Records)

Confidential/privileged information which is produced for or which comes out during closed sessions of the Board of Trustees shall not be divulged or released unless a majority of Board members agree to release the information, subject to applicable laws regarding closed sessions. (Education Code 35146, Government Codes 3549.1, 6250 et seq., 54956.8, 54956.9, 54957 et seq.)

This policy is not intended to cause the withholding of information about the purpose and subject(s) of the closed session as required for public information under Government Code Section 54957.7.

Information from closed sessions shall be released by the president or chairman of the meeting in which the closed session is held.

Any Board member who willfully and for monetary gain uses or discloses confidential/privileged information as defined in Government Code 1098 is guilty of a misdemeanor.

(cf. 4119.23 - Unauthorized Release of Confidential/Privileged Information)
(cf. 9321 - Closed Session)

Legal Reference:

EDUCATION CODE

35010 *Power of governing board to adopt rules for its own governance*

35146 *Closed session*

GOVERNMENT CODE

1098 *Public officials and employees: confidential information*

6254 *Public Records; exemption of particular records*

54957 *Closed Session; "employee" defined; exclusion of witnesses*

54957.1 *Subsequent public report and roll call vote; employee matters in closed session*

54957.5 *Public records*

54957.6 *Closed session; representatives with employee organization*

54957.7 *Reasons for closed session*

EVIDENCE CODE

1040 *Privilege for Official Information*