

RESOLUTION # 01-111722

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE MOUNTAIN VIEW
WHISMAN SCHOOL DISTRICT PERMITTING LACTATION BREAKS
DURING BOARD MEETINGS AND EXCUSED ABSENCES FOR NURSING
TRUSTEES**

WHEREAS, the Board of Trustees of the Mountain View Whisman School District (Board) recognizes the immediate and long-term health advantages of breastfeeding for infants and mothers and desires to provide a supportive environment for any Trustee to express milk for her infant child upon her return to active service as a Trustee following the birth of her child;

WHEREAS, the Board recognizes that some Board meetings (regular or special) can be lengthy, sometimes lasting for several hours or more;

WHEREAS, the Board recognizes that during a Board meeting a nursing Trustee may need to request, and receive, a reasonable break in a private location for lactation purposes;

WHEREAS, the Board recognizes that while employees are legally afforded a reasonable amount of break time during work to express breast milk for an infant child, no such rights exist for a nursing Trustee;

WHEREAS, the Board wishes to provide similar accommodations to nursing Trustees during lengthy Board meetings; and,

WHEREAS, the Board recognizes that it may be necessary for a nursing Trustee with a newly born infant to miss a Board meeting(s) soon after her infant is born, and that this is an acceptable reason for absence pursuant to both Education Code section 35120, subdivision (c) and Board Bylaw No. 9250.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Governing Board finds the foregoing recitals to be true and correct.

Section 2. Prior to or during a Governing Board meeting (regular or special), a nursing Trustee may coordinate with the Board President or meeting Chair to arrange for a reasonable break during the meeting if needed by the Trustee for lactation purposes.

Section 3. During the reasonable break, the nursing Trustee shall be provided a private, safe and clean location, other than a restroom, which is in close proximity to the location where the meeting is being held but shielded from view and free from intrusion.

Section 4. During the reasonable break, the meeting shall be in recess so as to prevent the Trustee from missing any portion of the meeting.

Section 5. Reasonable efforts shall be made by the Board President or meeting Chair to avoid undue attention as to the reason for the break.

Section 6. Due to challenges related to being a new mother/nursing Trustee and consistent with Education Code section 35120 and Board Bylaw 9250, it is acceptable for a new mother/nursing Trustee to miss a meeting(s), and upon request, the Board shall adopt

a resolution so that the Trustee may be compensated for a meeting(s) missed under such circumstances.

Section 6. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED by the following vote of the Board of Trustees of the Mountain View Whisman School District this ____ day of _____, 2022:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

I HEREBY CERTIFY that the foregoing resolution was duly introduced, passed, and adopted by the Board of Trustees at a regularly called and conducted meeting held on the above date.

Laura Blakely, President
Board of Trustees
Mountain View Whisman School District