



FOOTHILLS

EDUCATION

CHARTER HIGH SCHOOL

Board Policy: BHA
Board Member Conflict of Interest

Board Approval: Pending

Financial Governance:

1. No Board member shall use or attempt to use his or her official position to secure unwarranted privileges, advantages, employment for himself or herself, and of his or her immediate family members, or others.
2. No Board member shall act in his or her official capacity in any matter in which he or she, or any of his or her immediate family members, or any business organization in which he or she has a material financial interest, that would reasonably be expected to impair his or her objectivity or independence of judgment. Compliance with Code Section 20-2-505 shall not constitute a violation of this paragraph.
3. No Board member shall solicit or accept or knowingly allow any of his or her immediate family members or any business organization in which he or she as an interest to solicit or accept any gift, favor, loan, political contribution, service, promise of future employment, or other things of value based upon an understanding that the gift, favor, loan, contribution, service, promise or other things of value was given or offered for the purpose of influencing that board member in the discharge of his or her official duties. This paragraph shall not apply to the solicitation or acceptance of contributions to the campaign of an announced candidate for elective public office if the board member has no knowledge or reason to believe that the campaign contribution, if accepted, was given with the intent to influence the board member in the discharge of his or her official duties. For the purposes of this paragraph, a gift, favor, loan, contribution, service, promise, or other thing of value shall not include the items contained in subparagraphs (a) (2) (A) through (a) (2) (J) of Code Section 16-10-2.
4. No Board member shall use, or knowingly allow to be used, his or her official position or any information not generally available to the members of the public which he or she receives or acquires in the course of and by reason of his or her official position for the purpose of securing financial gain for himself or herself, any of his or her immediate family members, or any business organization with which he or she is associated.

5. No Board member or any of his or her immediate family members or business organization in which he or she has interest shall represent any person or party other than the local board or local school system in connection with any cause, proceeding, application, or other matter pending before the board in which he or she serves or on any proceeding involving the local school system in which he or she serves.
6. NO Board member shall be prohibited from making an inquiry for information on behalf of a constituent if no fee, reward, or other thing of value is promised to, given to, or accepted by the board member or any of his or her immediate family members in return therefore.
7. No Board member shall be deemed in conflict with these provisions if, by reason of his or her participation in any matter required to be voted upon by the board, no material or monetary gain accrues to him or her as a member of any profession, occupation or group to any greater extent than any gain could be reasonably expected to accrue to any other member of that profession, occupation, or group.
8. No Board member may also be an officer of any organization that sells goods or services to that local school board, except as provided in Code Section 20-2-505 and excluding nonprofit membership organizations.
9. No Board member shall sell to any county board any supplies or equipment used, consumed, or necessary in the operation of any public school in this state unless there are fewer than three sources for such supplies or equipment within the county; provided, however, that any purchase pursuant to this subsection for supplies or equipment that is equal or greater than \$10,000.00 shall be approved by a majority of the members of the board in an open meeting. Any board member violating this shall be guilty of a misdemeanor.
10. No local board may do business with a bank or financial institution where a Board member is an employee, stakeholder, director or officer when such a member owns 30% or more stock in that institution.
11. No Board member may have a financial interest in school buses, bus equipment or supplies, provide services for buses owned by the Board, or sell gasoline to the Board from a corporation in which the Board member is a shareholder.
12. No Board member shall accept a monetary fee or honorarium in excess of \$101.00 for a speaking engagement, participation in a seminar, discussion panel, or other activity which directly relates to the official duties of that public officer or the office of that public officer. Actual and reasonable expenses for food, beverages, travel, lodging, and registration for a meeting which are provided to permit participation in a panel or speaking engagement at the meeting shall not be monetary fees or honoraria.

Conduct As Board Members:

1. No Board member shall disclose to or discuss with any information which is subject to attorney-client privilege belonging to the local Board to any person other than other Board members, the Board attorney, the school superintendent, or persons designated by the local school superintendent for

such purposes unless such privilege has been waived by a majority vote of the whole Board.

2. No Board member shall vote on the employment or promotion of any of his or her immediate family members. No immediate family member of a Board member may be employed or promoted unless a public, recorded vote is taken separately from all other personnel matters.
3. No Board member shall be employed in any position in the school district in which they serve.
4. No Board member shall hold another county office.
5. No Board member shall be employed by the State Department of Education or serve concurrently as a member of the State Board of Education.
6. No Board member shall serve on the governing body of a private elementary or secondary educational institution.

Each member of the Board understands and acknowledges that no person shall be eligible for election as a member of the local Board unless he or she:

- (1) Has read and understands the code of ethics and the conflict of interest provisions applicable to members of the local boards of education and has agreed to abide by them; and
- (2) Has agreed to annually disclose compliance with the State Board of Education's policy on training for members of local boards of education, the code of ethics of the local board of education, and the conflict of interest provisions applicable to members of local boards of education.