

	<b>ABERDEEN SCHOOL DISTRICT 6-1</b>	<b>NEPN Code: BCB</b>
	<b>POLICIES AND REGULATIONS</b>	

### **SCHOOL BOARD MEMBER CONFLICT OF INTEREST**

School Board members will not engage in nor have a financial interest directly or indirectly, in any activity that conflicts (or raises a reasonable question of conflict) with their duties and responsibilities in the school system.

School Board members will not engage in work of any type where information concerning customer, client, or employer originates from any information available to them through school sources that would benefit them financially.

School Board members will not have any direct financial interest in a contract with the school district or furnish directly any labor, equipment or supplies to the district unless the amount involved is less than five thousand dollars (\$5,000). It shall be the responsibility of the School Board member to inform the District of any financial interest prior to any financial transaction. They will not furnish the names of students or parents to anyone selling these materials.

Board members will not perform an official act which directly and substantially confers an economic benefit on a business or other undertaking in which he or she has a substantial financial interest, or in which he or she is engaged as a counsel, consultant, representative, or agent. It is not the intent of this policy to prevent the District from contracting with corporations or businesses because a board member is an employee of the firm. However, in such instances the member may be expected to declare an association with the firm and refrain from debating or voting on the question.

No Board member may participate in discussing or vote on any issue in which the member has a conflict of interest. Each member shall decide if any potential conflict of interest requires such member to be disqualified from participating in discussion or voting. However, no member may participate in discussing or vote on an issue if the following circumstances apply:

- (1) The member has a direct financial interest in the matter before the Board; or
- (2) At least two-thirds of the Board votes that a member has an identifiable conflict of interest that should prohibit the member from voting on a specific matter.

If a member with a direct financial interest participates in discussion or votes on a matter before the Board, that member's vote will be invalidated.

**LEGAL REFERENCES:**

Constitution of the State of South Dakota, Art. VIII, Sec. 17  
 SDCL 13-20-2.1 Interest of school district officer or employee in sale of school equipment as misdemeanor-Exception.  
 SDCL 13-43-1 Employment of school board member in same district prohibited  
 SDCL 6-1-2 Conditions under which contract with local officer permitted

**POLICY CROSS REFERENCE:**

GBEA - STAFF MEMBER CONFLICT OF INTEREST

**ADOPTED:** September 27, 1999  
**REVISED:** August 14, 2006  
**REVIEWED:** February 13, 2012  
**REVISED:** August 25, 2014  
**REVIEWED:** August 12, 2019