

**PARK COUNTY SCHOOL DISTRICT 6
BOARD OF EDUCATION POLICY**

CODE: BCB-R

BOARD MEMBER CONFLICT OF INTEREST

Use of Title and Prestige of Public Office -W.S. 9-13-103

- (a) No Board member shall use their office or position for their private benefit.
- (b) As used in this section, "private benefit" means the receipt by the Board member of a gift which resulted from holding that office.

Nepotism -W.S. 9-13-104

- (a) No Board member shall advocate or cause the employment, appointment, promotion, transfer or advancement of a family member to an office or position of a school district. A Board member shall not supervise or manage a family member who is in an office or position of the District.
- (b) A Board member, acting in their official capacity, shall not participate in their official responsibility or capacity regarding a matter relating to the employment or discipline of a family member.

Misuse of Office -W.S. -9-13-105

- (a) A Board member shall not use public funds, time, personnel, facilities or equipment for their private benefit or that of another unless the use is authorized by law.
- (b) A Board member shall not use public funds, time, personnel, facilities or equipment for political or campaign activity unless the use is:
 - (i) Authorized by law; or
 - (ii) Properly incidental to another activity required or authorized by law and the Board member allocates and reimburses the District for any additional costs incurred for that portion of the activity not required or authorized by law.
- (c) A Board member shall not disseminate to another person official information which the Board member obtains through or in connection with their position, unless the information is available to the general public or unless the dissemination is authorized by law.

Official Decisions and Votes -W.S. 9-13-106

- (a) A Board member shall not make an official decision or vote on an official decision if the Board member has a personal or private interest in the matter. In determining whether they have a personal or private interest in a matter, the Board member shall recognize the importance of their right to represent their constituency and shall abstain from voting only in clear cases of personal or private interest as defined in this subsection. A Board member shall not vote to give money or any direct financial benefit to themselves except for tax reductions affecting the general public. For the purpose of this section, a personal or private interest:
 - (i) Is, with respect to the Board member, an interest which is direct and immediate as opposed to speculative and remote; and
 - (ii) Is an interest that provides a Board member a greater benefit or a lesser detriment than it does for a large or substantial group or class of persons who are similarly situated.

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(b) A Board member described by subsection (a) of this section shall abstain from voting on the decision and from making any official decision in the matter. The Board member's abstention from voting must be recorded in the governmental entity's official records.

(c) This section shall not be construed to supersede W.S. 15-9-220, 16-6-118 or 16-9-203 (f). Those provisions shall control to the extent inconsistent with this section.

Actions Taken When Negotiating For Employment -W.S. 9-13-107

(a) A Board member may not vote or take an official action in a matter affecting a person with whom the Board member is negotiating for prospective employment.

Penalties -W.S. 9- 13-109

(a) Any person who violates this act is guilty of a misdemeanor punishable upon conviction by a fine of not more than one thousand dollars (\$1,000.00).

(b) Violation of any provision of this act constitutes sufficient cause for termination of a Board member from their office or position.

(c) If any action is prohibited both by this act and any provision of title 6, the provision of this act shall not apply and the provisions of title 6 shall apply.

Adopted: 2/16/99
Revised:4/16/24