

428 Conflict of Interest – Federal Awards

I. PURPOSE

The purpose of this policy is to observe Federal regulations that require the School District to maintain a written conflict of interest policy as part of its written standards of conduct.

II. GENERAL STATEMENT OF POLICY

It is the policy of the School Board and School District to contract for goods and services in conformance with Federal regulations and in a manner that will avoid any conflict of interest or the appearance thereof.

III. DEFINITION

- A. A conflict of interest is a direct or indirect financial or other benefit received as a result of an action taken by or influenced by a District employee, officer or agent on behalf of the District.
- B. An indirect financial or other benefit includes benefits received by an employee, officer, or agent's:
 - 1. Immediate family;
 - 2. Partner;
 - 3. Organization that currently employs, or is about to employ, an employee, officer, agent or an employee, officer or agent's immediate family or partner.

IV. PROHIBITIONS

- A. No employee, officer or agent may participate in the selection, award, or administration of a contract supported by a Federal award if he or she has a real or apparent conflict of interest.
- B. Solicitation or acceptance of gratuities, favor, or anything of monetary value from contractors or parties to subcontracts is prohibited, unless the unsolicited value is nominal as defined in and in accordance with District Policy 421 – Gifts to Employees and School Board Members.

V. DISCLOSURES

- A. Any potential or actual conflicts of interest must be disclosed, immediately and in



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writing, to the Director of the Federal Program.

- B. The Director of the Federal program shall disclose in writing any potential or actual conflict of interest to the federal awarding agency in accordance with applicable Agency's policy.

VI. VIOLATIONS

Employees or officers who violate the provisions of this policy may be subject to discipline, which may include reprimand, suspension, and/or termination or discharge.

Legal References:

Office of Management and Budget 2 CFR Chapter 2 § 200.112 (Conflict of Interest)

Office of Management and Budget 2 CFR Chapter 2 § 200.318 (General Procurement Standards)

Cross References:

MSBA/MASA Model Policy 421 (Gifts to Employees and School Board Members)

School Board Action:

Adopted May 17, 2016