

BOARD MEMBER CONFLICT OF INTEREST

The Board and individual members follow the letter and spirit of the Ohio ethics law and other laws regarding conflicts of interest.

A Board member will not have any direct or indirect pecuniary interest in a contract with the District, including being an employee of a private company or nonprofit organization that has a contract with the District.

This restriction does not apply to a Board member who is a shareholder in a corporation, does not own more than five percent of the corporation's stock and is not an officer or director of the corporation. Before the District and corporation enter into a contract, the Board member must file an affidavit with the District's Treasurer stating his/her exact status and connection with the corporation.

A Board member also is not prohibited from having a pecuniary interest in a contract with the District if all these factors apply:

1. The Board member's pecuniary interest in the contract is that the member is employed by a political subdivision, instrumentality, or agency of the state or a private institution of higher education that is contracting with the Board.
2. The Board member does not participate in any discussion or debate regarding the contract or vote on the contract.
3. The Board member files an affidavit with the school District Treasurer stating his/her exact employment status with the political subdivision, instrumentality, or agency or private institution of higher education, contracting with the Board.

A Board member will not sell any labor, equipment or supplies to the District and will not be employed by the Board in any capacity for compensation. A Board member is not prohibited from serving as a volunteer with the District provided he/she receives no compensation from the District. A Board member serving as a volunteer will be prohibited from participating in matters before the Board that affect officials and employees of the District department with which he/she volunteers.

The law specifically forbids:

1. a prosecuting attorney, city attorney or person serving in a similar capacity from serving on this Board;
2. a Board member from serving as the school dentist, physician or nurse;

3. a Board member from voting on a contract to employ a person as a teacher or instructor if he/she is related to that person as father, mother, brother, or sister;
4. a Board member from authorizing, or employing the authority or influence of his/her office to secure authorization of, any public contract, including a contract for employment, in which he/she, a member of his/her family or his/her business associates have an interest;
5. a Board member from having an interest in the profits or benefits of a public contract entered into by, or for the use of, the District and
6. a Board member from occupying any position of profit during his/her term of office or within one year thereafter in the prosecution of a public contract authorized by him/her or a board of which he/she was a member at the time of authorization of that contract.

[Adoption date: August 6, 1991]

Revised: January 10, 2017
October 18, 2023

LEGAL REFS.: ORC 102.03; 102.04
2921.02 (B); 2921.42; 2921.43; 2921.44
3313.13; 3313.33; 3313.70
3319.21
4117.20

CROSS REFS.: BBBA, Board Member Qualifications
BBF, Board Member Code of Ethics