

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

CODE: BCA-R

SCHOOL BOARD MEMBER CODE OF ETHICS

Use of Title and Prestige of Public Office -W.S. 9-12-103

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

Nepotism -W.S. 9-12-104

- (a) No school 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 school board member shall not supervise or manage a family member who is in an office or position of the school district.
- (b) A school board member, acting in his official capacity, shall not participate in his official responsibility or capacity regarding a matter relating to the employment or discipline of a family member.

Misuse of Office -W.S. -9-12-105

- (a) A school board member shall not use public funds, time, personnel, facilities or equipment for his private benefit or that of another unless the use is authorized by law.
- (b) A school 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 school board member obtains through or in connection with his/her position, unless the information is available to the general public or unless the dissemination is authorized by law.

Official Decisions and Votes -W.S. 9-12-106

- (a) A school board member shall not make an official decision or vote on an official decision if the school board member has a personal or private interest in the matter. In determining whether he has a personal or private interest in a matter, the school board member shall recognize the importance of his/her right to represent his/her constituency and shall abstain from voting only in clear cases of a personal or private interest as defined in this subsection. A school board member shall not vote to give money or any direct financial benefit to himself 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 school board member, an interest which is direct and immediate as opposed to speculative and remote; and
 - (ii) Is an interest that provides the school 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.
- (b) A school 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 school 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 16-0-203 (f). Those provisions shall control to the extent inconsistent with this section.

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

Actions Taken When Negotiating For Employment -W.S. 9-12-107

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

Penalties -W.S. 9-12-109

(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 school board member from his 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.

Definitions -W.S. 9-12-102

(a) "Family member" means an individual:

(i) Who is the spouse, parent, sibling, child, grandparent, or grandchild; or

(ii) Is a member of the individual's household

Adopted: 2/16/99