

## **BOARD BYLAWS**

### **SUBJECT: Conflict of Interest**

#### **Incompatible Activities**

Jurupa Unified School District (the "District") Board members shall not engage in any employment, activity, or enterprise for compensation which is inconsistent, incompatible, in conflict with, or inimical to the Board member's duties as an officer of the District. (Government Code Section 1126.)

#### **Conflicts of Interest Code**

The District has adopted a Conflict of Interest Code (the "Code") pursuant to the requirements of the Political Reform Act of 1974, Government Code Section 8100 *et seq.* (the "Act"). The Code sets forth the required provisions for the disclosure of assets and income of designated employees, the disqualification of designated employees from acting where a conflict of interest exists, the list of designated employees subject to the disclosure provisions of the Code, and the list of disclosure categories specifying the types of assets and income required to be disclosed by each of the designated employees. The requirements of the Code are in addition to other state and local laws pertaining to conflicts of interest and have the force and effect of law. All officers and employees are directed to refer to the District's Conflict of Interest Code for these specific requirements.

The Conflict of Interest Code is held in the office of the Assistant Superintendent Business Services, as the District's Filing Officer/Official.

#### **Conflict of Interest - Contracts**

District Officers or employees shall not be financially interested in any contract made by them in their official capacity, or by the Board. Nor shall they be purchasers at any sale or vendors at any purchase made by them in their official capacity.

An Officer or employee shall not be deemed to be interested in a contract if any of the exceptions set forth in Government Code Section 1091.5 apply.

A Board member shall not be deemed to be financially interested in a contract if he or she has only a remote interest in the contract and if the remote interest is disclosed during a Board meeting and noted in the official Board minutes. The affected Board member shall not vote or debate on the matter or attempt to influence any other Board member to enter into the contract. Remote interests are specified in Government Code Section 1091(b), and include interest of a parent in the earnings of his or her minor child. (Government Code Section 1091.)

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Adopted: 8-3-92	revised: 1-22-13
revised: 8-1-94	revised: 10-20-14
revised: 1-5-98	revised: 10-17-16
revised: 1-10-11	revised: 2-7-22

**Disqualification**

If a Board member or the Superintendent determines he or she has a financial interest in a decision within the meaning of Government Code Section 87100 that person shall, immediately prior to the consideration of the matter, do all of the following:

1. Publicly identify the financial interest that gives rise to the conflict of interest in detail sufficient to be understood by the public, except that disclosure of the exact street address of a residence is not required.
2. Recuse himself or herself from discussing and voting on the matter, or otherwise acting in violation of Section 87100.
3. Leave the room until after the discussion, vote, and any other disposition of the matter is concluded, unless the matter has been placed on the portion of the agenda reserved for uncontested matters.
4. Notwithstanding paragraph 3, the official described in this section may speak on the issue during the time that the general public speaks on the issue.

**Personnel - Family Members**

A Board member shall abstain from voting on personnel matters that uniquely affect a relative of the Board member. A Board member may vote, however, on collective bargaining agreements and personnel matters that affect a class of employees to which the relative belongs. (Education Code Section 35107)