

1     Conflict of Interest

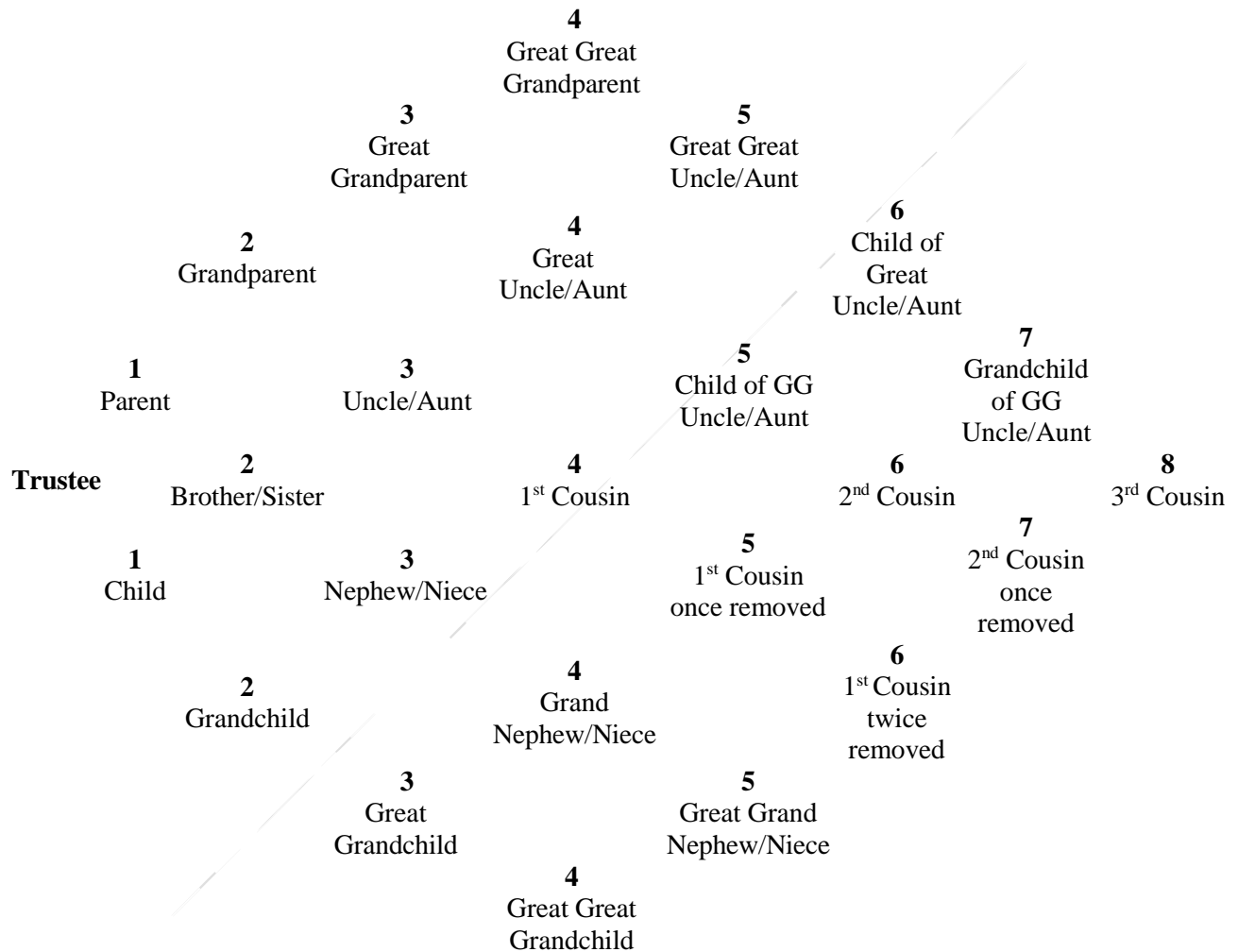
2  
3     A trustee may not:

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- 5       1. Engage in a substantial financial transaction for the trustee’s private business purpose,  
6             with a person whom the trustee inspects or supervises in the course of official duties.  
7
  - 8       2. Perform an official act directly and substantially affecting, to its economic benefit, a  
9             business or other undertaking in which the trustee either has a substantial financial  
10            interest or is engaged as counsel, consultant, representative or agent.  
11
  - 12       3. Act as an agent or solicitor in the sale or supply of goods or services to a district.  
13
  - 14       4. Have a pecuniary interest, directly or indirectly, in any contract made by the Board, when  
15             the trustee has more than a ten percent (10%) interest in the corporation. A contract does  
16             not include: 1) merchandise sold to the highest bidder at public auctions; 2) investments  
17             or deposits in financial institutions that are in the business of loaning or receiving money,  
18             when such investments or deposits are made on a rotating or ratable basis among  
19             financial institutions in the community or when there is only one (1) financial institution  
20             in the community; or 3) contracts for professional services other than salaried services or  
21             for maintenance or repair services or supplies when the services or supplies are not  
22             reasonably available from other sources, if the interest of any Board member and a  
23             determination of such lack of availability are entered in the minutes of the Board meeting  
24             at which the contract is considered.  
25
  - 26       5. Be employed in any capacity by the District, with the exception of officiating at athletic  
27             competitions under the auspices of the Montana Officials Association.  
28
  - 29       6. Perform an official act directly and substantially affecting a business or other undertaking to  
30             its economic detriment when the officer or employee has a substantial personal interest in a  
31             competing firm or undertaking.  
32
  - 33       7. Appoint or renew to a position of trust or emolument any person related or connected by  
34             consanguinity within the fourth (4<sup>th</sup>) degree or by affinity within the second (2<sup>nd</sup>) degree.  
35
    - 36            a. This prohibition does not apply to the issuance of an employment contract to a  
37                person as a substitute teacher who is not employed as a substitute teacher for more  
38                than thirty (30) consecutive school days.
    - 39            b. This prohibition does not apply to the renewal of an employment contract of a  
40                tenured teacher or classified employee employed without a written contract for a  
41                specific term related to a Board member, who was initially hired before the Board  
42                member assumed the trustee position.
    - 43            c. This prohibition does not apply if trustees comply with the following  
44                requirements: 1) **All trustees**, except the trustee related to the person to be  
45                employed or appointed, vote to employ the related person; 2) the trustee related to  
46                the person to be employed abstains from voting; and 3) the trustees give fifteen

1 (15) days written notice of the time and place of their intended action in a  
2 newspaper of general circulation in the county where the school is located.  
3

4 8. Affinity is the legal relationship arising as the result of marriage. Relationship by affinity  
5 terminates upon the death of one of the spouses or other dissolution of marriage, except  
6 when the marriage has resulted in issue still living.  
7

8 Degrees of Consanguinity  
9



1 Degree of Affinity

2

			<b>3</b> Great Grandparent-in-law
		<b>2</b> Grandparent-in-law	
	<b>1</b> Parent - in - Law		<b>3</b> Uncle/Aunt-in-law
<b>Trustee</b>	<b>1</b> Spouse	<b>2</b> Brother/Sister-in-law	
	<b>1</b> Step Child		<b>3</b> Nephew/Niece-in-law
		<b>2</b> Step Grandchild	
			<b>3</b> Step Great Grandchild

3

4 Policy History:

5 Adopted on: February 2007

6 Revised on: September 2010, March 2020

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