

Wilson County Board of Education

Policy Description:

Board Member Conflict of Interest

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Policy Number:

1.107

Amended Date:

06/04/07

Rescinds: IIC5

Reviewed: 06/10

Issued: 08/96

1 A board member shall not be directly interested in any contract in which the Board may be interested. "Directly
2 interested" means any contract with the board member or with any business in which the board member is sole
3 proprietor, a partner, or the person having controlling interest. "Controlling interest" shall include the individual
4 with the ownership or control of the largest number of outstanding shares owned by any single individual or
5 corporation.

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7 This policy shall not prohibit any board member from voting on the school budget or any budget amendments,
8 unless the vote is on a specific budget amendment in which such board member is directly interested.

9
10 A board member shall not be indirectly interested in any contract in which the Board may be interested unless
11 the board member publicly acknowledges such interest. "Indirectly interested" means any contract in which the
12 board member is interested but not directly so, as defined above, including contracts in which the board member
13 may have a direct interest but is the sole supplier of goods or services in the county.

14
15 Any board member who is an employee of the Wilson County government and whose employment predates
16 his/her initial election/appointment to the Board may vote on matters in which he/she has a conflict of interest if
17 the member informs the Board immediately prior to the vote as follows: "Because I am an employee of Wilson
18 County, I have a conflict of interest in the proposal about to be voted. However, I declare that my argument and
19 my vote answer only to my conscience and to my obligation to my constituents and the citizens the Board
20 represents." The vote of any board member having a conflict of interest who does not inform the Board of such
21 conflict shall be void if challenged during the same board meeting at which the vote was cast and prior to the
22 transaction of any further business by the Board.

23
24 Any board member who is also an employee of the Wilson County government and whose employment began
25 on or after the date on which he/she was initially elected/appointed to serve on the Board shall not vote on
26 matters in which he/she has a conflict of interest.

27
28 If a board member has a conflict of interest in a matter to be voted on by the Board, he/she may abstain for
29 cause by announcing such to the chairman. Any board member who abstains from voting for cause on any issue
30 coming to a vote before the Board shall not be counted for the purpose of determining a majority vote.¹

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¹ TCA 12-4-101; TCA 12-4-102

1 **PENALTY FOR UNLAWFUL INTEREST**

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If a board member becomes directly or indirectly interested in any such contract, he/she shall forfeit all pay and compensation and shall be dismissed from the Board and be ineligible to serve in the same or similar position for ten (10) years.¹

