

3.2.3 The governing board has a policy addressing conflict of interest for its members. **(Board conflict of interest)**

Compliance Partial Compliance Non-Compliance

Narrative:

The Alabama State Board of Education follows Code of Alabama 1975 § Section [36-25-5](#), which addresses conflict of interest for its members. Code of Alabama Section [36-25-5](#) states that no public official or public employee shall use or cause to be used his or her official position or office to obtain personal gain for himself or herself, or family member of the public employee or family member of the public official, or any business with which the person is associated unless the use and gain are otherwise specifically authorized by law.

The code specifically states that conflict of interest exists when a member of a legislative body, public official or public employee has a substantial financial interest by reason of ownership of, control of, or the exercise of power over any interest greater than five percent of the value of any corporation, company, association, or firm, partnership, proprietorship, or any other business entity of any kind or character which is uniquely affected by proposed or pending legislation; or who is an officer or director for any such corporation, company, association, or firm, partnership, proprietorship, or any other business entity of any kind or character which is uniquely affected by proposed or pending legislation.

Further, State Board Policy [111.01](#) strongly discourages the presentation of gifts, services, transportation, food, entertainment or things of value to its members. Code of Alabama 1975 § Section [36-25-14](#) requires the filing of statement of economic interest that covers the State Board and college employees earning a base pay of at least \$50,000 or more.

NOTE: Chattahoochee Valley Community College has never had cause to evoke this policy. In addition, the College has found no evidence that any Alabama State Board of Education member has ever been impeached or removed from office due to acceptance of gifts, services, transportation, food, entertainment or other things of value.

SUPPORT DOCUMENTATION
Code of Alabama 1975 § Section 36-25-5
State Board Policy 111.01: Institutional Gifts Board Members, Officers, Directors
Code of Alabama 1975 § Section 36-25-14