

Pecuniary Interests and Political Contributions of Board Members and Employees

It is unlawful for any member of the Tyler County Board of Education and any employees of the Tyler County Board of Education to attempt to, or to influence a decision regarding the awarding of contracts for delivering, providing, or supplying goods or services wherein that employee may personally benefit financially, either directly or indirectly, from the awarding of that contract. However, nothing in this policy shall prohibit or make unlawful the employment of the spouse or child of any member or employee of the Tyler County Board of Education.

Any person who violates this policy shall be charged with a misdemeanor offense and, if convicted, shall be removed from office and employment, shall have any professional license or certification immediately revoked, and shall be fined according to the limits allowed by §61-10-15(b) of the West Virginia State Code.

Any person, firm, or corporation that offers or provides any compensation or thing of value, or promises to perform any services for any member of the Tyler County Board of Education or any of the Board's employees with the intent to secure the influence, support, or vote of the person for any contract, service, award, or other matter as to which any county or school district becomes or may become the paymaster is guilty of a misdemeanor and, upon conviction, shall be fined according to the limits allowed by §61-10-15(d) of the West Virginia State Code.

The provisions of this policy do not apply to any person who is a salaried employee of a vendor or supplier under a contract subject to the provisions of §61-10-15(a) if the employee, his or her spouse, or child:

1. Is not a party to the contract;
2. Is not an owner, shareholder, director, or an officer of a private entity under the contract;
3. Receives no commission, bonus, or other direct financial benefit of thing of value by virtue of the contract;
4. Does not participate in the deliberations or awarding of the contract; and
5. Does not approve or otherwise authorize the payment for any goods, services, or supplies furnished or performed under the contract.

The provisions of this policy do not apply to any person who has a pecuniary interest in a bank within the county serving or under consideration to serve as a depository of funds for the county or board of education, if the person does not participate in the deliberations or any ultimate determination of the depository of the funds.

The provisions of this policy do not apply to any person who has a pecuniary interest in any public utility subject to regulation by the Public Service Commission of West Virginia or to publications in newspapers required by law to be published.

No school employee or school official shall have a pecuniary interest in the sale, proceeds or profits in any book or other thing used or to be used in Tyler County Schools.

It is unlawful for any member of the Tyler County Board of Education or any employees of the Tyler County Board of Education to obligate local, state, or federal funds awarded to and under the control of the Tyler County Board of Education in support of, or to influence the support of any candidate for public office, including contributions to individual campaigns or political action committees.

This policy shall be in force upon official action of the Tyler County Board of Education.

Source: West Virginia State Code §61-10-15

Date Adopted: 2/21/11

Effective Date: 2/21/11

Dates Revised: 11/16/15