

Alaka'i O Kaua'i Public Charter School
Conflict of Interest Policy

The purpose of a conflict of interest policy is to demonstrate to the public that the governing board is operating in a fair and unbiased manner. It is meant to reduce the risk of the board's judgment being unduly influenced by a secondary interest.

Board members must refrain from voting on matters affecting their financial, personal and familial interest and limit the circumstances under which they can receive anything of value because of their official position.

Pursuant to Section 2.2 of the State Public Charter School Contract ("Charter Contract"), a charter governing board "shall comply with the Code of Ethics (Hawaii Revised Statutes ("HRS") Chapter 84) and shall adopt and adhere to a conflict of interest policy which is consistent with the Code of Ethics, and which includes provisions related to nepotism."

Board members should familiarize themselves with the State Code of Ethics. They may also want to review the Hawaii State Ethics Commission Ethics Guide. They can also contact the State Ethics Commission at 808-587-0460 or ethics@hawaiiethics.org with any questions they may have pertaining to the Ethics Code.

The Code of Ethics requires that State of Hawaii legislators and employees disqualify themselves from taking "any official action directly affecting 1) A business or other undertaking in which the employee has a substantial financial interest; or, (2) A private undertaking in which the employee is engaged as legal counsel, advisor, consultant, representative, or other agency capacity." HRS §84-14 (a).

Pursuant to HRS §84-3, an "official act" or "official action" means "a decision, recommendation, approval, disapproval, or other action, including inaction, which involves the use of discretionary authority."

Also pursuant to HRS §84-3, "financial interest" means an interest held by an individual, the individual's spouse, or dependent children which is:

- 1) An ownership interest in a business.
- 2) A creditor interest in an insolvent business.
- 3) An employment, or prospective employment for which negotiations have begun.

Adopted by Board: February 7, 2016

Reviewed and approved by the Governing Board: April 11, 2018

Under review by the Attorney General

Conflict of Interest Disclosure Statement

This Conflict of Interest Disclosure Statement is intended to help the charter school's officers and members of the Board of Directors ensure that they are not compromising their ability to act in the charter school's best interest by placing themselves in a position of an actual or potential conflict of interest. Please initial following Item A or Item B, whichever is appropriate, and provide a detailed explanation if you answered Item B (attach additional sheets if necessary). Please review the Conflicts of Interest Policy when completing these items.

Item A: I am not aware of any relationship or interest or situation involving myself or my immediate family or any entity with which I am affiliated that might result in a conflict of interest between me and the charter school.

Initial Here: __

Item B: There may be relationships or interests or situations involving myself or my immediate family or any entity with which I am affiliated that either currently or is likely to result in a conflict of interest between me and the charter school.

Initial Here: __

Immediate family is an individual's brother, sister, ancestor, descendant, spouse, brother--in-- law, sister--in--law, son--in--law, daughter--in--law, mother--in--law, or father--in--law.

Item C: I am a board member, a committee member, an officer or an employee of the following organization(s) which may present a real or potential conflict:

I have read and understand the charter school's conflicts of interest policy and agree to be bound by it. I will promptly inform the Board of Directors of any material change that develops in the information contained in the foregoing statement.

Typed/Printed Name

Signature

Date