

Banning Lewis Ranch Academy (BLRA)
Board of Directors Elected and Appointed Position Eligibility Policy

Purpose and Scope: This policy addresses the eligibility of individuals to serve in elected or appointed positions on the Banning Lewis Ranch Academy Board of Directors (BOD). In the event of a conflict between this policy and currently approved organizational bylaws the more restrictive of the two directives shall apply.

1.0 Conflict of Interest

- 1.1 The ultimate goal of the BOD is to create a governance environment within the school that address the needs of the school and is also representative of the school's diversity. Additionally, the BOD wishes to avoid any conflict of interest within the governance structure.

- 1.2 For the purpose of this policy the following definitions shall apply:
 - 1.2.1 Close family relationship
 - 1.2.1.1 Spouse, mother, father, mother-in-law, father-in-law, daughter, son, sister, brother, sister-in-law, brother-in-law, aunt, uncle, niece or nephew
 - 1.2.2 Employee of the school management company
 - 1.2.2.1 Any person currently or anytime during the last three calendar years who has been considered a payroll employee of the school management company
 - 1.2.3 Employee of the Banning Lewis Ranch Management Company
 - 1.2.3.1 Any person who receives or has received compensation from the Banning Lewis Ranch Management Company during the last three calendar years
 - 1.2.4 Employee of the Banning Lewis Ranch Metropolitan District
 - 1.2.4.1 Any person who receives or has received compensation from the Banning Lewis Ranch Metropolitan District during the last three calendar years
 - 1.2.5 Banning Lewis Ranch Management Company affiliated
 - 1.2.5.1 Any person who served in an appointed or elected position affiliated with the Banning Lewis Ranch Management Company during the last three calendar years
 - 1.2.6 Banning Lewis Ranch Metropolitan District affiliated
 - 1.2.6.1 Any person who served in an appointed or elected position affiliated with the Banning Lewis Ranch Metropolitan District during the last three calendar years
 - 1.2.7 Employee of Falcon School District 49 or any school servicing the District 49 area

- 1.2.7.1 Any person who receives or has received compensation from the Falcon School District 49 or any school servicing the District 49 area during the last three calendar years
- 1.2.8 Employee or employer of a BLRA School Board member
 - 1.2.8.1 Employee is any person who receives or has received compensation from a BLRA Board member during the last three calendar years
 - 1.2.8.2 Employer is any person who compensates or has compensated a BLRA Board member during the last three calendar years
 - 1.2.8.3 Compensation includes being paid or payment (in the form of 1099, W4, etc.), on the payroll, being hired or have hired
 - 1.2.8.4 Transactions, where services were rendered or paid, but not as an employee/employer are not applicable.

- 1.3 Conflict of Interest
 - 1.3.1 Individuals defined as an employee of the school management company are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
 - 1.3.2 Individuals considered to have a close family relationship with employees of the school management company are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
 - 1.3.3 Individuals defined as an employee of the Banning Lewis Ranch Management Company are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
 - 1.3.4 Individuals considered to have a close family relationship with employees of the Banning Lewis Ranch Management Company are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
 - 1.3.5 Individuals defined as affiliated with the Banning Lewis Ranch Management Company are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
 - 1.3.6 Individuals considered to have a close family relationship with affiliated persons of the Banning Lewis Ranch Management Company are ineligible to serve in an elected or appointed position on the BLRA Board of Directors

- 1.3.7 Individuals defined as an employee of the Banning Lewis Ranch Metropolitan District are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
- 1.3.8 Individuals considered to have a close family relationship with employees of the Banning Lewis Ranch Metropolitan District are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
- 1.3.9 Individuals defined as affiliated with the Banning Lewis Ranch Metropolitan District are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
- 1.3.10 Individuals considered to have a close family relationship with affiliated persons of the Banning Lewis Ranch Metropolitan District are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
- 1.3.11 Individuals defined as an employee of Falcon School District 49 or any school servicing the District 49 area are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
- 1.3.12 Individuals considered to have a close family relationship with an Employee of Falcon School District 49 or any school servicing the District 49 area are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
- 1.3.13 Individuals defined as an employee or employer of a BLRA School Board Director are ineligible to serve in an elected or appointed position on the BLRA Board of Directors

2.0 **General Eligibility Requirements**

- 2.1 Individuals who are not a permanent resident of El Paso County are ineligible to server in an elected or appointed position on the BLRA Board of Directors
- 2.2 Individuals who have previously been convicted of a felony are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
- 2.3 Individuals who have previously been convicted of domestic violence are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
- 2.4 Individuals who have previously been convicted of any crime whose punishment involved restrictions on access to or involvement with minors are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
- 2.5 Individuals who have been involved in any documented incident that disrupted instruction at BLRA or any other school are ineligible to serve in an elected or appointed position on the BLRA Board of Directors

- 2.6 Individuals who have been involved in any document incident concerning threats to directors, staff, or students of BLRA or any other school are ineligible to serve in an elected or appointed position on the BLRA Board of Directors
- 2.7 Individuals who have been involved in any documented incident concerning violations of BLRA rules or policies must receive BOD approval prior to being nominated for any elected or appointed position on the BLRA Board of Directors
- 2.8 Individuals who have at anytime withdrawn their child from enrollment as a student at BLRA must receive BOD approval prior to being nominated for any elected or appointed position on the BLRA Board of Directors

3.0 **Change in Status of Elected or Appointed Individual**

- 3.1 At such time that a status change occurs resulting in an individual's election or appointment becoming noncompliant with Section 2 that individual must resign their position within twenty-four hours

4.0 **Compliance Resolution**

- 4.1 The BOD has final authority concerning eligibility of elected and appointed positions
- 4.2 The BOD reserves the right to immediately remove, by a simple majority vote, any elected or appointed individual deemed at the sole discretion of the BOD to be non-compliant with this policy
- 4.3 The BOD reserves the right to immediately remove, by a simple majority vote, any elected or appointed individual whose actions are deemed, at the sole discretion of the BOD, to be detrimental to the school environment or the school image

Adopted: Emergency Provisional Approval February 16, 2010

Revised: Revision 1 March 2020

-Policy updated to include section 1.2.8 which further defines the conflict of interest of an employee or employer of School Board Member

-Policy updated to include section 1.3.13 deeming employees or employers of School Board directors ineligible to serve in an appointed or elected position

-Policy title updated to meet naming standard

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CROSS REF.: