

AMEND BOARD REPORT 99-0728-PO1
CODE OF ETHICS FOR THE CHICAGO BOARD OF EDUCATION

That the Board adopt an the following proposed amendment to the amended Code of Ethics for the Chicago Board of Education (Board Report 99-0728-PO1) (Board Report 96-0327-PO7, adopted March 27, 1996 and amended April 21, 1999, 99-0421-PO2).

DESCRIPTION PURPOSE:

In 1988, the Illinois General Assembly enacted the State Gift Ban Act as a means to limit and regulate the

gifts that government employees can receive by virtue of their employment position. One provision of the

POLICY TEXT:

Introduction

The Chicago Board of Education ("the Board") believes that it is imperative that public officials and employees act in the highest ethical manner and preserve the public trust. Members of the Board have been entrusted with a task of utmost importance: improving the quality of public education in the City of Chicago. To carry out the important duties and responsibility of the Board, it is important that clear, comprehensive ethical requirements be established so that members of the public will have confidence in

(c) - "Campaign for elective office" means any activity in furtherance of an effort to influence

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6. an endowment or insurance policy or annuity contract purchased from an insurance company;
7. compensation for property taken for use by the Board pursuant to the eminent domain power; and
8. personal interests or other rights obtained by Departmental employees through a

3. Collective contributions including, but not limited to, the purchase of

distributing, or receiving payment for tickets for any political fundraiser, political meeting, or other political event.

4. Collective expenses including the solicitation of, or preparation of, any document or report regarding

any thing of value intended as a campaign contribution.

- ~~(2) owns a five percent or greater interest of any class of stock of a corporation by vote or value;~~
- ~~(2) owns a five percent or greater interest in the profits or capital of a partnership.~~

- ~~(4) owns a five percent or greater beneficial interest in a trust; or~~
 - ~~(5) is an officer or director of a corporation, the general or managing partner of a partnership, or the trustee of a trust.~~
- ~~(e) "Indirect Economic Interest." A person is considered to have an indirect economic interest if the person's relative who is not a member of the person's household:~~
- ~~(1) is the proprietor of a sole proprietorship;~~
 - ~~(2) owns a five percent or greater interest of any class of stock of a corporation by vote~~

(b) No person may be hired for, or transferred to, a position in which he would exercise supervision and evaluation authority over a relative or domestic partner who is employed at that school or Board facility.

(c) No person may become a contract principal at a school in which a relative or domestic

partner of that person is employed in a member of the Local School Council. No

person, otherwise eligible, shall be a candidate for, or be appointed to, a Local School Council for a school where the person's relative or domestic partner is the principal.

(d) The prohibitions contained in subsections (a), (b) and (c) will not apply when supervisory

relative or domestic partner of such an official or employee during within six months after expiration of the official's term of office or the employee's employment shall be evidence

with a relative or domestic partner of such an official or employee by such a person within

- (b) No Parent or Community Local School Council member shall receive any form or remuneration or parent stipend from his school, except that the Board of Education may provide for reimbursement of members of Local School Councils for reasonable and necessary expenses (excluding lodging or meal expenses) incurred in the performance of their duties.

principalship of the school in which he or she serves as a council member shall abstain from voting on the question of whether the current principal's contract shall be renewed. If a teacher representing on a Local School Council votes on the question of whether the

- (c) No person who has a direct or indirect economic interest in a specific Board business, service or regulatory transaction shall give, directly or indirectly, to any official or employee whose decision or action may be substantially affect such transaction, or to his spouse or domestic partner or other member of his household, and none of them shall accept, any gift or loan of (i) cash or its equivalent regardless of value or (ii) an item or service other than an occasional one or nominal value (less than \$50.00); provided, however, that the items or services from any one source do not exceed a cumulative value of \$100.00 during any calendar year. ~~Nothing herein shall be construed to prohibit such official or employee, or his/her spouse, domestic partner or other member of his household, from accepting gifts from relatives.~~
- (d) Except as prohibited in subsections (a) and (b), nothing in this Section 10 ~~X~~ shall prohibit any person from giving or receiving: (i) an award publicly presented in recognition of ~~public service;~~ (ii) ~~commercially reasonable loans made in the ordinary course of the~~

lender's business; (iii) political contributions, provided they are reported to the extent required by law; (iv) reasonable hosting, including travel and expenses, entertainment, meals or refreshments furnished in connection with public events, appearances, or ceremonies related to official Board business, if furnished by the sponsor of such public event.

- (e) Any gift given in violation of the provisions of this Section shall be turned over to the Chief ~~Fiscal~~ Financial Officer, who shall add the gift to the inventory of Board property.
- (f) Nothing in this Section 10 shall prohibit any official or employee, or his spouse or domestic partner or other member of his household, from accepting a gift on the Board's behalf; provided, however, that the person accepting the gift shall promptly report receipt of the gift to the Board and to the Chief ~~Fiscal~~ Financial Officer, who shall add it to the inventory of Board property.

~~(g) Any official or employee who receives any gift or money for participating in the course of~~

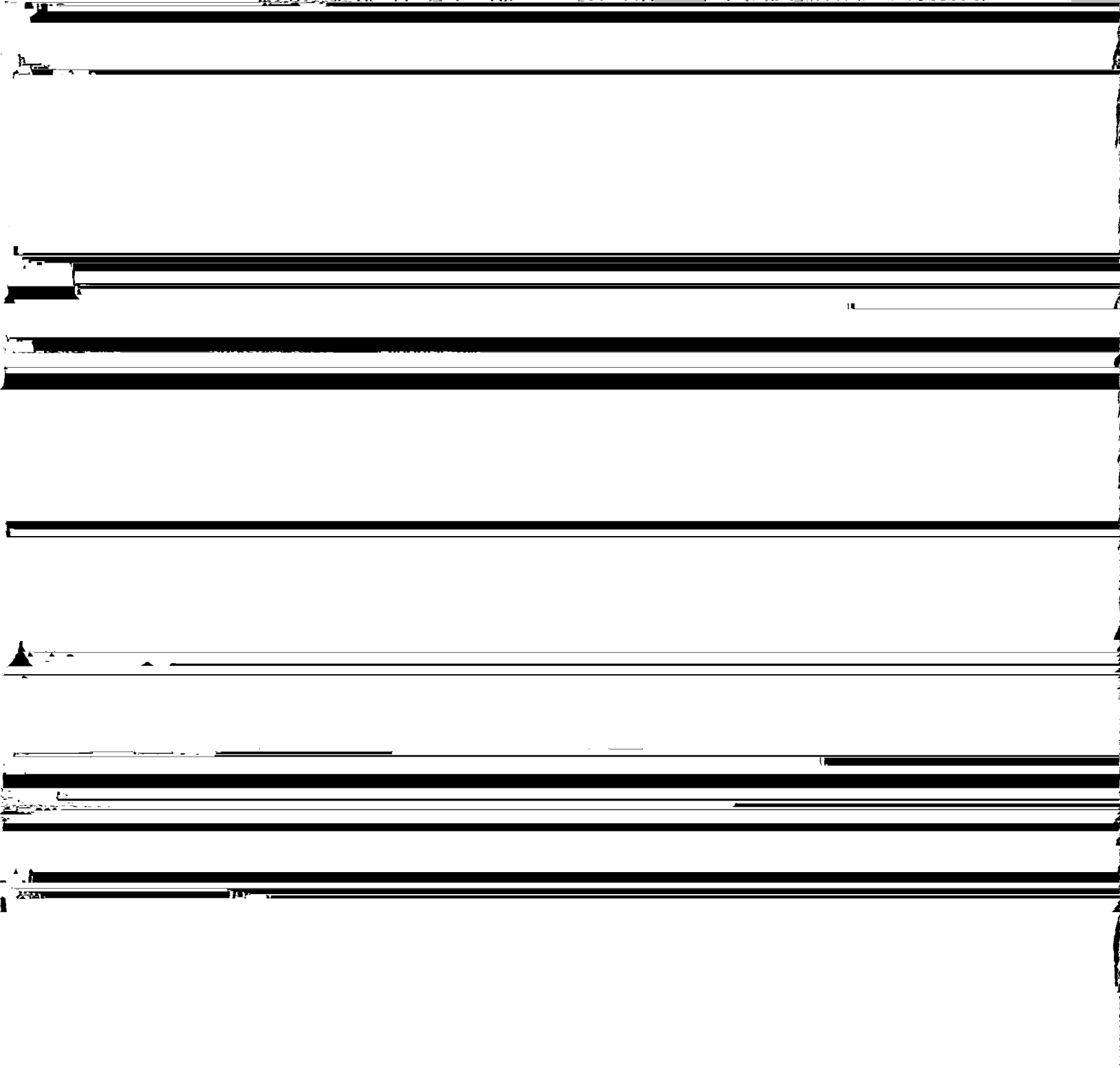
his public employment in speaking engagements, lectures, debates or organized discussion forums shall report the payment to the Board within five business days.

~~(h) The Chief Purchasing Officer shall appoint a standing committee that will receive and~~

~~investigate violations of the Board's policy concerning the offering, receipt, and~~

employee must notify the Ethics Officer of the following: the name and address of the secondary employer; the location of the proposed secondary employment, if different from the secondary employer's address; the nature and duties of the secondary employment; and the anticipated hours of the secondary employment. If the employee derives income from his own business or provides personal or professional services to third parties, such information, including the nature of the business or services and the approximate number of hours per month or year, as appropriate, spent on such business or service must be reported to the Ethics Officer.

(b) No non-clerical employee of the office of the Chicago Board of Education or the office of



- (b) No former official or employee shall, for a period of one year after the termination of the official's or employee's term of office or employment, assist or represent any person in

any business transaction involving the Board, if the official or employee participated personally and substantially in the subject matter of the transaction during his term of office or employment; provided, that if the official or employee exercised Contract Management Authority with respect to a contract, this prohibition shall be permanent as to that contract.

- (c) No former Board Member shall be eligible for employment by the Board in any capacity for a period of one year after the termination of his membership on the Board. During the same year, the Board shall not enter into any contracts or agreements for goods and/or services with the former member or any entity, other than a publicly traded corporation,

4. any other person who will be paid any fee for communicating with Board employees or officials when such communications are intended to influence the issuance of the contract or lease.

(c) ~~The above-listed disclosures, as well as any other disclosures that must be submitted to~~

the Board by persons entering into contracts or leases with the Board, are to be kept in a form which allows their inspection by the public or any other entity.

(d) In order to assist candidates for public office in monitoring compliance with Chicago's

ordinance which sets an upper limit of \$1,500.00 on campaign contributions by an entity that does business with the Board or has done business with the Board during the past

20. Ethics Advisor

(a) The Chief Executive Officer, with the advice and consent of the Board of Education, shall

designate an Ethics Advisor for the Board of Education. The duties of the Ethics Advisor

may be delegated to an officer or employee of the Board of Education unless the position has been created as an office by the Board of Education.

(b) The Ethics Advisor shall provide guidance to the officers and employees of the Board of Education concerning the interpretation of and compliance with the provisions of this policy and State ethics laws. The Ethics Advisor shall perform such other duties as may be delegated by the Board of Education.

Reviewed for Consideration:

Respectfully submitted:

Barbara Eason-Watkins

Barbara Eason-Watkins

Arne Duncan

Arne Duncan

Noted:

John Maiorca

John Maiorca
Chief Financial Officer

Approved as to Legal Form ^{SD}

Ruth Moscovitch

Ruth Moscovitch
General Counsel