



RULES OF THE BOARD OF TRUSTEES

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- (1) The District Board of Trustees (DBOT) is vested with the responsibility and authority for the proper operation and improvement of the College. In carrying out this responsibility, the DBOT, acting as a Board, upon consideration of recommendation(s) of the President as appropriate, shall exercise all powers and perform all duties specified by law, State Board of Education Rules, and the Rules of the DBOT as provided herein.
- (2) Duly appointed committees of the DBOT may, when warranted, act on matters within the scope of the Committee's appointment. Such action shall be confirmed by the full DBOT at the next regular or special meeting following the action of the Committee.
 - A. The President is authorized to act on the basis of the Committee's action.
- (3) Each DBOT member may only be dismissed for cause and by due process, in accordance with the Florida Constitution and Florida Statutes. The Florida Governor may suspend a Trustee for malfeasance, misfeasance, neglect of duty, drunkenness, incompetence, permanent inability to perform official duties, incompetence, commission of a felony or failure to attend three consecutive regular DBOT meetings in any one (1) fiscal year. Additionally, the Florida Senate may, in proceedings prescribed by law, remove from office or reinstate a suspended Trustee.
- (4) Members of the DBOT are prohibited from engaging in contractual, employment, personal, familial, and/or financial activities that are inappropriate and unlawful pursuant to Florida Statutes, Chapters 112, included, but not limited to, the following:
 - A. Subject to certain exemptions in section 112.313, Florida Statute, members of the DBOT shall not have or hold any employment or contractual relationship with any business entity or any agency which is subject to the regulation of, or is doing business with, the College, excluding those organizations and their officers who, when acting in their official capacity, enter into or negotiate a collective bargaining contract.
 - B. Subject to certain exemptions in section 112.313, Florida Statute, members of the DBOT of the College are prohibited from holding any employment or having a contractual relationship which will pose a frequently recurring conflict between private interests and public duties, or which will impede the full and faithful discharge of public duties.
 - C. Subject to certain exemptions in section 112.313, Florida Statute, no Trustee acting in their official capacity, shall either directly or indirectly purchase, rent, or lease any realty, goods, or services for the College from any business entity of which the Trustee or the Trustee's spouse or child is an officer, partner, director, or proprietor or in which such Trustee or the Trustee's spouse or child, or any combination of them, has a material interest. Nor shall a Trustee, acting in a private capacity, rent, lease, or sell any realty, goods, or services to the College. This subsection shall not affect or be construed to prohibit contracts entered into prior to:



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1. October 1, 1975.
2. Qualification for elective office.
3. Appointment to public office.
4. Beginning public employment.

D. Pursuant to section 112.3143, Florida Statutes, no Trustee shall participate in any matter which would inure to the Trustee's special private gain or loss; which the Trustee knows would inure to the special private gain or loss of any principal by whom the Trustee is retained or to the parent organization or subsidiary of a corporate principal by which the Trustee is retained; or which the Trustee knows would inure to the special private gain or loss of a relative or business associate of the public officer, without first disclosing the nature of the Trustee's interest in the matter. A written memorandum, which indicates the nature of the conflict, shall be filed with the President's Office, prior to the meeting in which consideration of the matter will take place, and shall be incorporated into the minutes. Any such memorandum shall become a public record upon filing, shall immediately be provided to the other Trustees, and shall be read publicly at the next meeting held subsequent to the filing of this written memorandum.

1. If the conflict is unknown or not disclosed prior to the meeting, the Trustee must orally disclose the conflict at the meeting when the conflict becomes known. Also, a written memorandum must be filed with the President's Office within fifteen (15) days of the disclosure being made and must be provided to the other members of the DBOT with the disclosure being read publicly at the next scheduled meeting.
2. For purposes of this subsection, the term "participate" means any attempt to influence the decision by oral or written communication, whether made by the officer or at the officer's direction.

E. Further, no Trustee shall vote in an official capacity upon any measure, which would inure to the Trustee's special private gain or loss; which the Trustee knows would inure to the private gain or loss or any principal by whom the Trustee is retained or to the parent organization or subsidiary or a corporate principal by which the Trustee is retained; or which the Trustee knows would inure to the special private gain or loss of a relative or business associate of Trustee. Such Trustee shall, prior to the vote being taken, publicly state to the assembly the nature of the officer's interest in the matter from which they are abstaining from voting and, within fifteen (15) days after the vote occurs, disclose the nature of their interest as a public record in a memorandum filed with the President's Office who will incorporate the memorandum in the minutes.

(General Authority: F.S. Chapter 112, 112.313, 112.3143, 1001.61, 1001.63, 1001.64, SBE Rule 6A-14.024, 6A-14.060)

(Adopted 07/01/72, Revised 06/23/80, 06/23/87, 04/07/11, 12/04/12, 11/12/24, Formerly 1.10)
(Reviewed 2/11/14, 01/12/16)