

**FIRST AMENDED CONFLICT OF INTEREST POLICY**  
**New Mexico School for the Arts**

**ARTICLE 1**  
**PURPOSE**

The New Mexico School for the Arts (the "Charter School"), is a New Mexico state charter school. The purpose of this First Amended Conflict of Interest Policy is to protect the interests of the Charter School. The policy addresses the procedures that should be followed if the Charter School is contemplating entering into a transaction or arrangement that might benefit the private interest of a governing board member, officer or committee member or might result in a possible excess benefit transaction. This First Amended Conflict of Interest Policy is intended to supplement but not replace any applicable state and federal laws governing conflict of interest applicable to charter schools.

**ARTICLE 2**  
**DEFINITIONS**

**2.1 Interested Person.** An interested person is any member of the Governing Board, officer, or member of a committee with Board delegated powers who has a direct or indirect financial interest as defined below.

**2.2 Financial Interest.** A person has a financial interest if the person has, directly or indirectly, through business, investment or family:

(1) An ownership or investment interest in any entity with which the Charter School has a transaction or arrangement;

(2) A compensation arrangement with the Charter School or with any entity or individual with which the Charter School has a transaction or arrangement; or

(3) A potential ownership or investment interest in, or compensation arrangement with, any entity or individual with which the Charter School is negotiating a transaction or arrangement.

**2.3 Compensation.** Compensation includes direct and indirect remuneration as well as gifts or favors that are not insubstantial.

**2.4 Conflict of Interest.** A financial interest is not necessarily a conflict of interest. A person who has a financial interest may have a conflict of interest only if the Board or committee decides that a conflict of interest exists.

