

**Procedure Title: Purchasing**  
**Procedure Number: 01-2006-0011**  
**Board Policy Reference: IV.G. Financial Condition**

---

**Accountable Administrator: President**  
**Position responsible for updating: Chief Finance Officer**  
**Original Date: 01-30-06**  
**Date Approved by Cabinet: 02-21-06; 08-30-11**  
**Authorized Signature: *Signed original on file***  
**Dated: 02-24-06; 08-30-11**  
**Date Posted on Web: 08-30-11**  
**Revised: 08-15-11**  
**Reviewed: 08-11**

---

**Purpose/Principle/Definitions:**

The function of College purchasing is to provide goods and services that serve the educational mission. Items commonly used in the various campuses, departments, and subdivisions will be standardized whenever consistent with educational goals, in the interest of efficiency or economy and whenever providing optimal value to the college.

The Grant Accountant is appointed by the College to serve as the purchasing agent. The position will be responsible for developing and administering the College's purchasing process and determining compliance with Community College Rules of Procurement, Generally Accepted Accounting Principles, and Federal, State, and local law.

No obligation may be incurred by any officer or employee of the College unless that expenditure has been authorized in the budget or by College action and/or College policy. In all cases, calling for the expenditure of College money, except payrolls, a purchase order must be used. Purchase orders should be fully authorized prior to incurring an obligation.

No purchase, with the exception of a petty cash purchase and cash-paid out transactions (Pendleton campus only), will be authorized unless covered by an approved purchase order. No invoices will be approved for payment unless purchases were made on approved purchase orders.

The staff under the direction of the Chief Finance Officer will review invoices due and payable for the purchase of supplies and services to determine if they are within budget amounts. After appropriate administrative review, the Interim Controller will direct payment of the claims against the College. The Interim Controller is responsible for the accuracy of all invoices.

## **Guidelines:**

### **Expenditure of College Funds for Meals, Refreshments and Gifts**

The College recognizes there may be occasions when it is appropriate for college members, administrators, and others to expend College funds in the course of conducting College business to provide meals or refreshments. College funds may be used to pay for individual or group meals only if official College business is being conducted during the time in which the meal is provided and only if the meal provides a particularly practical time or setting for the discussion. Meals may be provided by the College as a part of college or administrative work sessions, at college or department-level committee meetings, to recognize the contributions of staff through retirement dinners, or other recognition events or other College approved activities. Purchase orders for meals and refreshments require the following information:

- Time, date and location of the meeting (must be on a college campus unless otherwise directed by the College President)
- Purpose of the meeting and how it is consistent with educational goals
- Number of anticipated attendees

### **Gifts**

The purchase of gifts may also be approved, in certain situations. Such occasions may include, but are not limited to, various College and departmental meetings, gatherings to celebrate College successes or recognize individual achievements, contributions or outstanding service to the College, and other College-sponsored activities. Such expenditures may be made with prior approval from the President or Vice President subject to the provisions of this administrative procedure.

The use of college funds, as used in this procedure, means the use of money in any accounts of the College and includes all funds. Exceptions are funds collected from staff members or others for the specific purpose of providing gifts or other social events. It is also recognized that departments may have established a “social fund” or “sunshine fund” to which individual College employees may voluntarily contribute. These funds are not associated with college funds.

### **Public Official Ethical Considerations**

Public officials must know that they are held personally responsible for complying with the provisions in Oregon Government Ethics law. This means that each public official must make a personal judgment in deciding such matters as the use of official position for financial gain, what gifts are appropriate to accept, or when to disclose the nature of conflicts of interest. A detailed guide for public officials can be obtained online at [www.oregon.gov/ogec](http://www.oregon.gov/ogec).

ORS 244.040(1) Prohibits every public official from using or attempting to use the position held as a public official to obtain a financial benefit, if the opportunity for the financial benefit would not otherwise be available but for the position held by the public official. Additionally, a public official may not use their position to obtain financial benefits for a business with which the public official, a relative, or a member of the public official’s household is associated. When participating in an official capacity and met with a potential or actual conflict of interest related to a business, associated with the public official, relative or household member, the public official must disclose the nature of the conflict of interest by giving written notice to the Office of the President as well as the purchasing agent.

Purchase orders made payable to Blue Mountain Community College employees are discouraged. In nearly every purchasing situation, purchase orders need to be made payable to the vendor from whom the College is acquiring goods or services. Employees who purchase goods or services outside this procedure as well as other purchasing policies may find that the College will not reimbursement the purchase. Any employee reimbursement requires a fully detailed explanation as to why the purchase did not originate with the vendor before receiving reimbursement.

**Legal References:**

Community College Rules of Procurement,  
ORS 244, ORS 279, ORS 294, ORS 341

**Forms:**

Procurement Conflict of Interest Disclosure Form



**PROCUREMENT CONFLICT OF INTEREST DISCLOSURE FORM**

Oregon law prohibits public officials from using their position to secure a financial benefit for themselves, their relatives, or businesses with which they or their relatives are associated. College employees are considered public officials. Conflicts of interest arise when participating in an official action could or would result in a financial gain or loss to the public official, a relative, or a business with which either are associated. There are two types of conflicts under Oregon law – “actual” and “potential” conflicts.

Employees with an actual or potential conflict of interest must complete this form and deliver it to the risk management officer. Conflicts must be disclosed in writing prior to taking any official action.

Questions about a potential conflict of interest should be referred to the risk management officer.

**EMPLOYEE INFORMATION**

Name \_\_\_\_\_ Department \_\_\_\_\_  
Position Title \_\_\_\_\_ Phone extension \_\_\_\_\_

**CONFLICT OF INTEREST DISCLOSURE**

Describe in detail the nature of the conflict including the relationship or financial interest with any vendor, contractor, or business entity with which the College does business or is likely to do business, for which you have an opportunity to take an official action.

0

Signature \_\_\_\_\_ Date \_\_\_\_\_

Admin Procedure BO-01-2006-0011 Rev. 08/11

BMCC is an equal opportunity educator and employer.

\*\*\*PLEASE RETURN SIGNED FORM TO THE OFFICE OF THE PRESIDENT \*\*\*

**DEFINITION OF TERMS**

**“Business”** is defined as any corporation, partnership, proprietorship, firm, enterprise, franchise, association, organization, self-employed individual and any other legal entity operated for economic gain but excluding any income-producing not-for-profit corporation that is tax exempt under section 501(c) of the Internal Revenue Code with which a public official or a relative of the public official is associated only as a member or board director or in a non-remunerative capacity.

**“Potential Conflict of Interest”** means any action or any decision or recommendation by a person acting in a capacity as a public official, the effect of which could be to the private pecuniary benefit or detriment of the person or the person’s relative, or a business with which the person or the person’s relative is associated, unless the pecuniary benefit or detriment arises out of the following:

- (a) An interest or membership in a particular business, industry, occupation or other class required by law as a prerequisite to the holding by the person of the office or position.
- (b) Any action in the person’s official capacity which would affect to the same degree a class consisting of all inhabitants of the state, or a smaller class consisting of an industry, occupation or other group including one of which or in which the person, or the person’s relative or business with which the person or the person’s relative is associated, is a member or is engaged.
- (c) Membership in or membership on the board of directors of a nonprofit corporation that is tax-exempt under section 501(c) of the Internal Revenue Code.

**“Actual Conflict of Interest”** means any action or any decision or recommendation by a person acting in a capacity as a public official, the effect of which would be to the private pecuniary benefit or detriment of the person or the person’s relative or any business with which the person or a relative of the person is associated.

**“Public Official”** is defined as any person who, when an alleged violation of ORS 244 occurs, is serving the State or Oregon or any of its political subdivisions or any other public body as defined in ORS 174.109 as an elected official, appointed official, employee or agent, irrespective of whether the person is compensated for the services.

**“Relative”** means spouse, children, siblings, spouses of siblings or parents of the public official or of the public official’s spouse, any individual for whom the public official has a legal support obligation, or any individual for whom the public official provides benefits arising from the public official’s public employment or from whom the public official receives benefits arising from that individual’s employment.

