

STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION

STATEMENT OF POLICY

POLICY NUMBER: 8-0-102

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POLICY TITLE: PERSONAL BENEFITS FROM PROJECTS

LEGAL AUTHORITY: Sections 59-53-20 and 8-13-700 et. seq. of the 1976 Code of Laws of South Carolina, As Amended

DIVISION OF RESPONSIBILITY: Human Resource Services

DATE APPROVED BY BOARD: August 13, 1976

DATE OF LAST REVISION: July 25, 2023

DISCLAIMER

PURSUANT TO SECTION 41-1-110 OF THE CODE OF LAWS OF SC, AS AMENDED, THE LANGUAGE USED IN THIS DOCUMENT DOES NOT CREATE AN EMPLOYMENT CONTRACT BETWEEN THE EMPLOYEE AND THE SC STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION / THE SC TECHNICAL COLLEGE SYSTEM. THE STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION / THE SC TECHNICAL COLLEGE SYSTEM RESERVES THE RIGHT TO REVISE THE CONTENT OF THIS DOCUMENT, IN WHOLE OR IN PART. NO PROMISES OR ASSURANCES, WHETHER WRITTEN OR ORAL, WHICH ARE CONTRARY TO OR INCONSISTENT WITH THE TERMS OF THIS PARAGRAPH CREATE ANY CONTRACT OF EMPLOYMENT.

It is the policy of the State Board for Technical and Comprehensive Education (SBTCE) that an employee may only receive benefits from the use of System Office/College resources or work performed by students for instructional purposes if the benefits are also available to the general public. The employee cannot derive personal gain or other benefit from work performed by students, even if the work is performed for instructional purposes.

To clarify, an employee of the System Office/College may not:

- be paid for work performed by themselves or students that were part of a classroom learning activity;

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- contract with a company to perform work for the company using System Office/College resources and/or students whereby the employee receives payment from said company even when the work is part of a classroom learning or lab activity;
 - sell goods produced as part of a classroom learning activity or goods that were produced by the employee using System Office/College resources; or
 - use System Office/College property, equipment, or other resources for their own commercial purposes where the employee receives payment or other economic benefit.

Where there are conflicts or inconsistencies between this policy and the Ethics Reform Act of 1991, the provisions of the Ethics Act will take precedence. For additional information related to this topic, please refer to the State Ethics Commission's Rules of Conduct Section 8-13-700 Use of Official Position or Office for Financial Gain; Disclosure of Potential Conflict of Interest.