

Sanchez, Rodzandra (COE)

From: Diaz-Greco, Gilma M. (COE)
Sent: Tuesday, July 10, 2018 1:38 PM
To: Sanchez, Rodzandra (COE)
Subject: INQ 18-168, Ramon Castellanos, Records Custodian, Government Affairs and Media Relations Division, Miami-Dade County Elections Department (Financial Disclosure)

INQ 18-168 Castellanos

From: Diaz-Greco, Gilma M. (COE)
Sent: Tuesday, July 10, 2018 1:37 PM
To: Castellanos, Ramon (Elections) <Ramon.Castellanos2@miamidade.gov>; Trutie, Suzy (Elections) <suzy.trutie@miamidade.gov>
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Subject: INQ 18-168, Ramon Castellanos, Records Custodian, Government Affairs and Media Relations Division, Miami-Dade County Elections Department (Financial Disclosure)

Ramon:

You have inquired whether a County Source of Income form (SOI) is properly filed where the filer has listed the name of a source of income but does not list the address for that source.

An SOI filer must list the address of his or her sources of income. The SOI form does not require that filers list the **amounts** of income they earn, only the **names and addresses of those sources**. The SOI form clearly indicates that addresses for a filer's sources of income must be listed. The rationale behind the requirement that the address of a filer's source of income be listed is to promote transparency and provide sufficient information for the public to verify the filer's financial interests relating to his or her income. County Ethics Code § 2-11.1(i).

In previous opinions, the COE has created exemptions to this requirement where special circumstances are present. For example, the COE determined in INQ 16-65 that where no address was available for a parcel of land listed as a source of income, that a description that would serve to distinguish that parcel of land from another would suffice. In addition, the COE determined in INQ 18-141 that listing "Social Security" in the SOI form is sufficient, even without a specific address, because Social Security payments are deposited directly into the recipient's bank account and no paperwork is created which lists a specific Social Security office address; the Social Security Administration provides a central address to which inquiries can be made; and that address can be automatically attributed to a filer who lists Social Security retirement payments as source of income on the County SOI Form.

These exemptions are not present where an SOI filer is listing as a source of income items such as his or her salary, brokerage accounts, rental properties, etc. Addresses for those sources are readily available to the filer and must therefore be listed. To hold otherwise would basically negate the requirement that an address be listed for each source of income on the SOI. Therefore, barring any special circumstances, an SOI filer must list the addresses of his or her sources of income.

Please contact me if you have any further questions.

Best regards,

Gilma (Mimi) Diaz-Greco
Staff Attorney



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From: Financial Disclosures (Elections)
Sent: Thursday, July 05, 2018 2:16 PM
To: Diaz-Greco, Gilma M. (COE) <Gilma.Diaz-Greco@miamidade.gov>
Cc: Financial Disclosures (Elections) <FINDISCELEC@miamidade.gov>
Subject: SOI address question

Hi Mimi,

Hope you had a great 4th of July!

We have received a few SOIs where the filers are declaring investments as a source of income, see attached. Could please advise if that's acceptable?

Thank you,

Ramon Castellanos Jr, Records Custodian
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