

Frigo, Victoria (COE)

From: Frigo, Victoria (COE)
Sent: Tuesday, November 27, 2012 9:16 AM
To: Jean Olin (jeanolin.munilaw@gmail.com)
Cc: Centorino, Joseph (COE)
Subject: Gift law questions
Attachments: RQO 07-28 Salazer, C. Letter.pdf; RQO 02-46.pdf

Jean,

In response to your questions about gifts—

- The County Code does not address gifts from lobbyists. State law applies where the County Code is silent.
- Regarding gifts offered only to County employees—
County Aviation Dept. employees were required to disclose discounts from a local developer who offered to reduce down payments on condominiums purchased by County Aviation Dept. employees. *See* RQO 07-28, attached.

The County Ethics Code at Sec. 2-11.1 (a) states that references to County personnel shall be applicable to municipal personnel who serve in comparable capacities. Consequently, municipal employees who receive discounts under similar circumstances would be required to disclose the discounts as gifts.

- Regarding gifts to municipal employees who are required to disclose *only* under the County Code—
County employees have been advised to file State Form 9 with the Clerk of the Board of County Commissioners. *See* RQO 02-46, attached.

Applying the County Ethics Code at Sec. 2-11.1 (a), municipal employees file gift disclosures with their respective municipal clerks in satisfaction of the County Code.

- Similar reasoning applies to “local officers” who are required to disclose under State law—
“Local officers” file State Form 9 with their respective municipal clerks simultaneously with the filing of the form with the State Ethics Commission. Again, *see* RQO 02-46.

Feel free to call if you have further questions.

Regards,

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