

Sanchez, Rodzandra (COE)

From: Diaz-Greco, Gilma M. (COE)
Sent: Thursday, April 13, 2017 9:01 AM
To: Sanchez, Rodzandra (COE)
Subject: Dusty Melton, Lobbyist (Lobbyist Registration and Contingency fees for Sales Representatives) INQ 17-112
Attachments: RQO 06-65 Oettinger SalesRepLobbyistRegistration.pdf; RQO 06-34.ContingencyFees.Salespersons.pdf

INQ 17-112 Melton

-----Original Message-----

From: Centorino, Joseph (COE)
Sent: Wednesday, April 12, 2017 4:15 PM
To: 'Dusty Melton' <dustymelton@earthlink.net>
Cc: Turay, Radia (COE) <Radia.Turay@miamidade.gov>; Perez, Martha D. (COE) <perezmd@miamidade.gov>; Diaz-Greco, Gilma M. (COE) <Gilma.Diaz-Greco@miamidade.gov>
Subject: INQ 17-112 Dusty Melton, Lobbyist (Lobbyist Registration and Contingency fees for Sales Representatives)

Dusty,

In accordance with your request, I am forwarding to you RQO 06-65, which indicates that sales representatives at JM H engaged in influencing decisions that are made by a JM H product review committee are considered lobbyists and must register as such.

I am also forwarding RQO 06-34, which indicates that contingency fees accepted by sales representative lobbyists are permissible under the Lobbying Code.

If there is any other information we can provide you with, please let me know.

Joe

Joseph M. Centorino
Executive Director and General Counsel
Miami-Dade Commission on Ethics and Public Trust
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-----Original Message-----

From: Dusty Melton [mailto:dustymelton@earthlink.net]
Sent: Wednesday, April 12, 2017 3:06 PM
To: Centorino, Joseph (COE) <Joseph.Centorino@miamidade.gov>

Subject: commissions at Jackson Memorial Hospital

Joe:

Trust all is well at your end. I seem to recall one or more opinions (don't recall formal or informal) regarding sales representatives at JMH. My best memory is that those folks are considered lobbyists and must register and etc., but that commissions paid to them upon a successful product sale to the hospital are acceptable compensation. If you or one of your colleagues could send me a foundational opinion or two on point, I'd be most grateful.

What I'm trying to understand is (again, if sales commissions are okay) the distinction between such a payment to an employee contingent upon a successful sale and the prohibition against fees paid to lobbyists generally upon successfully obtaining a contract and etc.

Warm regards,

Dusty