

## Sanchez, Rodzandra (COE)

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**From:** Diaz-Greco, Gilma M. (COE)  
**Sent:** Wednesday, September 26, 2018 4:39 PM  
**To:** Sanchez, Rodzandra (COE)  
**Subject:** INQ 18-138, Evelyn Campos, Division Director of Professional Compliance, Miami-Dade Aviation Department (Outside Employment)

INQ 18-138 Campos

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**From:** Diaz-Greco, Gilma M. (COE)  
**Sent:** Wednesday, September 26, 2018 4:38 PM  
**To:** Campos, Evelyn (Aviation) (ECampos@miami-airport.com) <ECampos@miami-airport.com>  
**Cc:** Arrojo, Jose (COE) <Jose.Arrojo@miamidade.gov>; Murawski, Michael P. (COE) <Michael.Murawski@miamidade.gov>; Perez, Martha D. (COE) <Martha.Perez2@miamidade.gov>; Turay, Radia (COE) <Radia.Turay@miamidade.gov>  
**Subject:** INQ 18-138, Evelyn Campos, Division Director of Professional Compliance, Miami-Dade Aviation Department (Outside Employment)

Dear Evelyn:

You have inquired under what circumstances the County Ethics Code requires County employees to file an affidavit with the County Clerk of the Board disclosing outside employment with a County vendor. We assume for purposes of this inquiry that the outside employment would not pose any prohibited conflicts of interest under the County Ethics Code.

Section 2-11.1(f) of the County Ethics Code addresses this issue. It states that:

“Compulsory disclosure by employees of firms doing business with the County. Should any person included in the terms defined in subsections (b)(1) through (6) be employed, either himself or herself or through a member of his or her immediate family, by a corporation, firm, partnership or business entity **in which he or she does not have a controlling financial interest**, and should the said corporation, firm, partnership or business entity have substantial business commitments to or from the County or any County agency, or be subject to direct regulation by the County or a County agency, then said person shall file a sworn statement disclosing such employment and interest with the Clerk of the Circuit Court in and for Miami-Dade County.”(Emphasis added).

The affidavit requirement would therefore apply where an employee is working for a County vendor company that is **not** privately owned by the employee or by the employee’s immediate family member. Under that circumstance, the County employee would have to file an affidavit with the Miami-Dade County Clerk of the Board. The affidavit can be found at: [http://ethics.miamidade.gov/library/2016-publications-rqo/affidavit\\_of\\_no\\_controlling\\_interest.pdf](http://ethics.miamidade.gov/library/2016-publications-rqo/affidavit_of_no_controlling_interest.pdf).

Employees or their immediate family members seeking to contract with the County as vendors through entities privately owned **by the employee or the employee’s immediate family members** would be covered by a separate section of the County Ethics Code, Section 2-11.1(c). In that case, the employee would be required to request an ethics opinion from the COE prior to contracting with the County (form can be found at [http://ethics.miamidade.gov/library/forms/county\\_employee\\_seeking\\_to\\_be\\_a\\_county\\_vendor\\_2013.pdf](http://ethics.miamidade.gov/library/forms/county_employee_seeking_to_be_a_county_vendor_2013.pdf)), but would not have to file an affidavit with the Clerk of the Board.

I hope this is useful. Let me know if we may be of further assistance.

Best regards,

Gilma (Mimi) Diaz-Greco  
Staff Attorney



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