

Sanchez, Rodzandra (COE)

From: Diaz-Greco, Gilma M. (COE)
Sent: Tuesday, February 20, 2018 9:54 AM
To: Sanchez, Rodzandra (COE)
Subject: Steve Shiver, Executive Director, Miami-Dade County Police Benevolent Association (PBA) (Lobbyist Registration) INQ 18-50

INQ 18-50 Shiver

From: Centorino, Joseph (COE)
Sent: Friday, February 16, 2018 5:49 PM
To: 'steve@dcpba.org' <steve@dcpba.org>
Cc: Turay, Radia (COE) <Radia.Turay@miamidade.gov>; Perez, Martha D. (COE) <Martha.Perez2@miamidade.gov>; Diaz-Greco, Gilma M. (COE) <Gilma.Diaz-Greco@miamidade.gov>; Sanchez, Gerald (CAO) <Gerald.Sanchez@miamidade.gov>; Kirtley, Eddie (CAO) <Eddie.Kirtley@miamidade.gov>
Subject: INQ 18-50 Steve Shiver, Executive Director, Miami-Dade County Police Benevolent Association (PBA) (Lobbyist Registration)

Mr. Shiver:

You inquired concerning whether you would need to register as a lobbyist under Section 2-11.1(s) of the Miami-Dade County Code of Ethics for appearances before the County Commission or other contacts with County officials in situations that would be considered lobbying under that section. As Executive Director of the PBA, you are not considered a county employee, but rather an employee of the PBA, a not-for-profit entity that serves as the recognized bargaining unit for Miami-Dade County Police Officers.

Section 2-11.1(s)(4) of the County Ethics Code provides that, "Any person who only appears as a representative of a not-for-profit corporation or entity (such as a charitable organization, a trade association or trade union), without special compensation or reimbursement for the appearance, whether direct, indirect or contingent, to express support or opposition to any item, shall register with the Clerk, as required by this Subsection, but, upon request shall not be required to pay any registration fees." It is my opinion that, based on this provision, you should register with the clerk as a lobbyist, but that you should not be required to pay the lobbyist registration fee.

However, please be aware that you would still be required, under Section 2-11.1(s)(2)(d) of the Ethics Code, to take the lobbyist ethics course provided by the Commission on Ethics within sixty (60) days of registering, and to pay the \$100 fee for the course.

Sincerely,
Joe Centorino

Joseph M. Centorino

Executive Director and General Counsel
Miami-Dade Commission on Ethics and Public Trust
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