

ETHICS AND CONDUCT

The State has enacted the "Municipal Officers' and Employees' Ethics Act" UCA § 10-3-13 which establishes standards of conduct for elected and appointed officials. According to this act, an elected or appointed officer or municipal employee may not:

1. Disclose or improperly use private, controlled or protected information acquired by reason of his position or in the course of official duties in order to further substantiate their personal economic interest or to secure special privileges or exemptions for himself or others.
2. Use or attempt to use his position to further substantiate his personal economic interest, or secure privileges for himself or others.
3. Knowingly receive, accept, take, seek, or solicit, directly or indirectly for himself or another a gift of substantial value or a substantial economic benefit tantamount to a gift (which is defined as a loan received at an interest rate that is substantially lower than the commercial rate, or compensation received for private services rendered at a rate substantially exceeding the fair market value of the services) that would tend to improperly influence a reasonable person to depart from the faithful and impartial discharge of the person's public duties; or the person knows or a reasonable person in the office should know that under the circumstances the gift is primarily for the purpose of rewarding the person for official action taken.

This does not apply to:

- a. An occasional non-pecuniary gift under \$50 in value.
 - b. An award presented publicly in recognition for public service.
 - c. A bona fide loan in ordinary course of business.
 - d. Political campaign contributions.
4. Fail to disclose in a public meeting any personal interest or investment by any elected or appointed official of a municipality, which creates a conflict between officials' personal interests and his public duties.

Also, according to the Act, a Disclosure Statement must be filed annually with the town and proper notification must be given if any of the following situations exist:

- Town official or employee receives compensation for assisting any person or entity in a transaction involving the Town.
- Town official or employee is an officer, director, agent, employee or owner of substantial interest (over \$2,000) in business regulated by the Town.

• Town official or employee is an officer, director, agent, employee or owner of substantial interest in business, which does or anticipates doing business with the Town. Besides filing a disclosure statement, elected and appointed officials must also disclose their position verbally in open meeting to the other members of the body to which they belong as well as immediately prior to any discussion involving the business or interest. Certain penalties may be imposed for violation of the above requirements. They include:

1. Potential Second Degree Felony action.
2. Mandatory removal from office.
3. Rescission of transaction. Please see the complete text of the applicable State Law [UCA § 10-3-13](#) "Municipal Officers' and Employees' Ethics Act."

I, _____ as a member of the Town Council in the Town of Rocky Ridge, do hereby commit to following the rules of Conflict of Interest as outlined here and in the Town's Policy on Conflict of Interest.

Signature

Office

Attest

Date