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EXECUTIVE DIRECTOR

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Annual Gifts & "Freebies" Edition

October 2005

"WHEREAS, THE PEOPLE OF NORTH CAROLINA ENTRUST PUBLIC POWER TO ELECTED AND APPOINTED OFFICIALS FOR THE PURPOSE OF FURTHERING THE PUBLIC, NOT PRIVATE OR PERSONAL, INTEREST..."
EXECUTIVE ORDER NO. ONE

Letter from the Director

Questions to the Board of Ethics regarding the legality and appropriateness of the acceptance of gifts by covered Public Officials are common throughout the year, but are more frequent during the traditional "gift-giving season." While this subject has been addressed before, it bears reexamination on an annual basis, not only because of its timely nature but also because of the large number of new Public Officials joining the ranks of those covered by Executive Order Number One each year.

Accordingly, we once again devote this entire newsletter to the subject of gifts to Public Officials covered under Executive Order One. While we hope this will answer some of your basic gift questions, it is by no means intended to cover each and every situation. As each situation is different, I urge you to contact your Agency head, legal counsel, or the Board of Ethics with any specific questions you have concerning gifts. Together we can find the right answer.

Perry Y. Newson

"Always do the right thing. It will gratify some and astonish the rest."

Mark Twain

Gifts, "Freebies," & Related Questions

Many people, both in and out of State government, are surprised to learn that there is no comprehensive statewide law or policy on gifts -- only a hit-or-miss collection of laws, rules, or policies applicable to specific situations or select agencies, departments, or boards. For example,

- It is unlawful for anyone to "corruptly give, offer, or promise anything of value" to any **Department of Transportation** employee or Board member with the intent to influence any official act, and it is unlawful for such employee or board member to solicit or accept the same (§136-13);
- The Secretary of the **Department of Administration**, any of the Secretary's "assistants," and **Advisory Budget Commission** members may not accept or receive gifts, money, or anything of value from any person, firm, or corporation to whom a contract may be awarded (§143-63);
- No public officer or employee may solicit or receive any gift, reward, or promise of reward *in exchange for* recommending, influencing, or attempting to influence the award of a contract by the public agency he or she serves (§14-234);
- It is unlawful for any public utility to give **Utilities Commission** members or staff any gift of money, property, or anything of value, and it is unlawful for such Commissioners or staff to accept the same (§62-327);
- It is unlawful for "any person holding office under the laws of this State" to receive or consent to receive anything of value or personal advantage for performing or omitting to perform any official act within the scope of his or her official authority (§14-217); and
- The **State Chief Information Officer**, the **Chief Deputy State Information Officer**, and "any other Office employee" cannot accept or receive "any money or anything of value whatsoever" from any person or company to whom any contract may be awarded (§147-33.99). (Continued on next page.)

N C Board Of Ethics

G Orfield



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North Carolina Reports North Carolina. Supreme Court,1953 Cases argued and determined in the Supreme Court of North Carolina **State Administrative Officials Classified by Functions** ,1977 *Combined Federal/state Disclosure and Election Directory* ,2000 **The Legal Scholar's Guidebook** , **State Executive Directory** ,1989-07 **The State of State Legislative Ethics** ,2002 Presents an overview of state ethics laws The goal of the publication is to help legislators staff lobbyists the media and the public understand the complexities and extent of state ethics laws strengthen interest in public service and restore public confidence *COGEL Blue Book* ,1993 **Research on Professional Responsibility and Ethics in Accounting** Tara J. Shawver,2024-05-30 Research on Professional Responsibility and Ethics in Accounting Volume 26 explores many aspects across professional responsibility and ethics in accounting including changing auditing approaches whistleblowing fraudulent practices the impact of communications and the impact Covid 19 has had on corporate social responsibility *CSG State Directory* ,2001 *Index-catalogue of the Library of the Surgeon-General's Office, United States Army National Library of Medicine (U.S.)*,1887 The Death Penalty Roger Hood,Carolyn Hoyle,2015-01-08 The fifth edition of this highly praised study charts and explains the progress that continues to be made towards the goal of worldwide abolition of the death penalty The majority of nations have now abolished the death penalty and the number of executions has dropped in almost all countries where abolition has not yet taken place Emphasising the impact of international human rights principles and evidence of abuse the authors examine how this has fuelled challenges to the death penalty and they analyse and appraise the likely obstacles political and cultural to further abolition They discuss the cruel realities of the death penalty and the failure of international standards always to ensure fair trials and to avoid arbitrariness discrimination and conviction of the innocent all violations of the right to life They provide further evidence of the lack of a general deterrent effect shed new light on the influence and limits of public opinion and argue that substituting for the death penalty life imprisonment without parole raises many similar human rights concerns This edition provides a strong intellectual and evidential basis for regarding capital punishment as undeniably cruel inhuman and degrading Widely relied upon and fully updated to reflect the current state of affairs worldwide this is an invaluable resource for all those who study the death penalty and work towards its removal as an international goal **The Army Lawyer** ,2003 **Authors and Subjects** ,1880 **Checklist of Official North Carolina State Publications** ,1991 *School Counseling* Rosemary A. Thompson,2013-05-13 In this second edition of a practical and eminently useful resource Rosemary Thompson discusses the new and expanded roles of today s school counselors In the wake of recent school violence and in light of the tough decisions that students now face everyday the role of the school counselor has changed dramatically Today more than ever school counselors must do more than simply offer guidance on educational and vocational choices but must become catalysts for change This second edition examines the ways in which recent economic political social and educational trends have impacted the professional school

counselor Throughout the text Thompson integrates her discussion of recent national reform issues and the new professional standards set forth by the American School Counselors Association Focusing throughout on the inherent benefits of and need for professional counseling in our schools this second edition is a groundbreaking resource and will be of great value to school counseling students and professionals alike **Bulletin of the North Carolina State Board of Health** ,1907

Beverage Journal ,1922 **Democracy's Detectives** James T. Hamilton,2016-10-10 Investigative journalism holds democracies and individuals accountable to the public But important stories are going untold as news outlets shy away from the expense of watchdog reporting Computational journalism using digital records and data mining algorithms promises to lower the cost and increase demand among readers James Hamilton shows *Striking the Balance* Matthew Lippman,2016-12-22 Award winning professor and author Matthew Lippman enhances teaching and learning with his newest text *Striking the Balance* Debating Criminal Justice and Law Organizing the book around clashing points of view on contemporary issues in criminal justice and criminal law Lippman puts each debate into context for students to help them develop a better understanding of the issue Designed to develop the reader s critical thinking skills the text offers students summaries of contrasting views from original sources questions for classroom discussion and engaging You Decide activities Additionally chapter topics are independent of one another giving instructors the flexibility to customize the material to their individual course organization Edited to minimize technical legal terms the text is the perfect companion to any criminal law or introductory criminal justice textbook *The Weekly Underwriter* Alasco Delancey Brigham, Henry Rogers Hayden,1925

Unveiling the Magic of Words: A Review of "**N C Board Of Ethics**"

In some sort of defined by information and interconnectivity, the enchanting power of words has acquired unparalleled significance. Their ability to kindle emotions, provoke contemplation, and ignite transformative change is actually awe-inspiring. Enter the realm of "**N C Board Of Ethics**," a mesmerizing literary masterpiece penned with a distinguished author, guiding readers on a profound journey to unravel the secrets and potential hidden within every word. In this critique, we shall delve in to the book is central themes, examine its distinctive writing style, and assess its profound effect on the souls of its readers.

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