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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 North Carolina

CH Cherryholmes



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State Administrative Officials Classified by Functions ,1977 **CSG State Directory** ,2001 Nominations to the Department of Commerce and the Consumer Product Safety Commission United States. Congress. Senate. Committee on Commerce, Science, and Transportation,2010 **COGEL Blue Book** ,1990 **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 **Combined Federal/state Disclosure and Election Directory** ,2000

Cumulative List of Organizations Described in Section 170 (c) of the Internal Revenue Code of 1954 ,2003

Nominations--Department of Commerce and Federal Maritime Commission United States. Congress. Senate. Committee on Commerce, Science, and Transportation,1980 The North Carolina Code of 1927 North Carolina,1928 A National Review of State Alcohol and Drug Treatment Programs and Certification Standards for Substance Abuse Counselors and Prevention Professionals ,2005 **Conservation Directory 2000** National Wildlife Federation,1999 The Lyons Press is proud to present the forty fifth annual edition of the National Wildlife Federation s Conservation Directory of U S and international organizations and agencies working to protect the environment the most vital resource of its kind Included are members of the United States Congress government agencies citizens groups educational institutions databases services periodicals and other directories federally protected conservation areas indexes and more This annual directory is essential for colleges and universities libraries environmental activists students outdoor writers science editors natural resource agencies those seeking employment in the field of conservation researchers and all individuals interested in wildlife and ecology **Conservation Directory** ,1991 **Antitrust Policy in Health Care Markets** Roger D. Blair,Christine Piette Durrance,Tirza J. Angerhofer,2022-12-08 Health care costs in the United States are much higher than in other countries These cost differences can be explained in part by a lack of competition in the United States Some markets such as pharmaceuticals and medical equipment have elements of monopoly Other markets such as health insurance have elements of monopsony Many other markets may be subject to collusion on prices such as generic drugs or wages such as the nurse labor market Lawful monopoly and monopsony are beyond the reach of antitrust laws but collusion is not When appropriate vigorous antitrust enforcement challenging anticompetitive conduct can aid in reducing health care costs This book

addresses monopoly monopsony cartels of sellers and buyers horizontal and vertical merger policy and antitrust enforcement through private suits as well as the efforts of the antitrust Agencies The authors demonstrate how enforcing antitrust laws can ultimately promote competition and reduce health care costs **Using the Internet in Election Offices** David H.

Maidenberg,1998 **A Theory of Mediators' Ethics** Omer Shapira,2016-03-14 Many aspects relating to the conduct of mediation are left to mediator choice but mediators often lack adequate guidance on how their discretion ought to be exercised In this book Omer Shapira identifies the ethical norms that govern mediators conduct Adopting a professional ethics perspective on the basis of role morality and applying it to a core definition of mediators role Shapira argues that all mediators are placed in ethical relationships with mediation parties the mediation profession the public and their employers or principals that produce ethical obligations The book goes on to explore the legitimate expectations of these groups and analyzes existing codes of conduct for mediators Shapira constructs a theory of mediators ethics that produces a proposed model code of conduct for mediators a detailed set of norms of mediators ethics that can be rationally justified and defended with regard to mediators at large Annual Report of the Federal Trade Commission for the Fiscal Year Ended ... United States. Federal Trade Commission,1982 *Nominations of John Hammerschmidt to be a Member of the National*

Transportation Safety Board, Jeffrey Runge to be Administrator of the National Highway Traffic Safety Administration, Nancy Victory to be Assistant Secretary of Commerce for Communications and Information, and Otto Wolff to be Assistant Secretary of Commerce and Chief Financial Officer United States. Congress. Senate. Committee on Commerce, Science, and Transportation,2003 **Dual Relationships And Psychotherapy** Arnold Lazarus,2002-06-21 The opinions expressed in

this publication go directly to the challenges we will collectively face as we enter the 21st century from the Foreword by Patrick H DeLeon PhD JD ABPP Past President American Psychological Association This volume through a series of diverse approaches and considerations has dispelled for all time the monolithic notion that dual relationships are always harmful and should be avoided remarkable and refreshing Nicholas A Cummings PhD ScD Former President American Psychological Association This book the first of its kind covers the clinical ethical and legal aspects of non sexual dual relationships It provides detailed guidelines on how to navigate the complexities of intended and unintended crossings of the boundaries of the therapeutic relationship Contributors representing various therapeutic approaches and work settings challenge the prevailing interpretations of ethical standards as presented by the American Psychological and the American Counseling Associations Code of Ethics Through case examples they demonstrate how non sexual dual relationships may result in increased trust familiarity and therapeutic effectiveness Discussions include concerns of rural military church hearing impaired and other small communities behavioral cognitive humanistic and feminist views on DR and more This is a book for all practicing therapists Appendices contain guidelines to nonsexual dual relationships in psychotherapy **Nominations of**

Inspector General United States. Congress. Senate. Committee on Commerce, Science, and Transportation,1980 The

Fourth Estate ,1922

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