

OWEN COUNTY
CODE OF ETHICS
ORDINANCE # 106
Ammendment # 1 of Ordinance # 92

AN ORDINANCE AMENDING SECTION IV, SUBSECTION C,
CODE OF ETHICS, ORDINANCE #92 FOR ELECTED AND
APPOINTED COUNTY OFFICIALS AND EMPLOYEES OR
CANDIDATES FOR PUBLIC OFFICE IN OWEN COUNTY.

"BE IT ORDAINED BY THE FISCAL COURT OF OWEN COUNTY,
COMMONWEALTH OF KENTUCKY:"

IV. Financial Disclosure

A. The following individuals shall be required to file a financial disclosure statement:

- 1. Elected officers;
- 2. Candidates for elected office;
- 3. Management personnel such as chief deputies, department heads;
- 4. Officers and employees with procurement authority exceeding five hundred dollars (\$500.00) per purchase;
- 5. None of the above shall include unpaid appointees.

B. The financial disclosure statement should include the following information:

- 1. Name of filer;
- 2. Current business address, business telephone number, and home address of filer;
- 3. Title of the filer's public office or office sought;
- 4. Occupations of filer and spouse;
- 5. Positions held by the filer and any member of the filer's immediate family in any business organization or nonprofit entity from which the filer or any member of the filer's immediate family received compensation in excess of \$1,000 during the preceding calendar year, and the name, address, and telephone number of the business organization or nonprofit entity, if said business organization or nonprofit entity does business with the county of more than \$1,000.00 per calendar year;

6. Name, address, and telephone number of each business organization located within the Commonwealth in which the filer or any member of the filer's immediate family had an interest of one thousand dollars (\$1,000) at fair market value or five percent (5%) ownership interest or more during the preceding year, if said business organization or nonprofit entity does business with the county of more than \$1,000.00 per calendar year;

7. The location and type (commercial, residential, agricultural) of all real property within the county, other than the filer's primary residence, in which the filer or any member of the filer's immediate family had an interest of one thousand dollars (\$1,000) or more during the past year;

8. Any officer or employee, or any member of his immediate family, of the county government who shall have any private financial interest, directly or indirectly, in any contract or matter pending before or within any department or agency of the county government shall disclose such private interest to the fiscal court or the local ethics commission.

9. Any county judge/executive, magistrate or commissioner, sheriff, jailer, coroner, constable, surveyor, county attorney, county clerk, or a member of his immediate family, who has a private interest in any matter pending before the court shall disclose such private interest on the records of the court and shall disqualify himself from participating in any decision or vote relating thereto.

10. Any officer or employee, or their family members, of an independent agency or special district who shall have any private financial interest, directly or indirectly, in any contract or matter pending before or within such independent agency or special district shall disclose such private interest to the governing body of such agency or district and file a financial disclosure statement with the Commission and County Clerk and, further, same shall be noted in the minutes of the agency or district.

11. Any disclosure required which requires information not within the possession of the filer shall not be required of the filer but shall be required from the person or entity having possession of said information and if the required disclosure is not made by the person or entity in the possession thereof, said person or entity shall forfeit any position or business relationship with the county.

C. The financial disclosure statement shall be on a form provided to each officer and employee required to file the statement, by first class mail or hand delivered, no later than March 1, of each year by the Board, or the designated administrative official. The financial disclosure statement shall be filed by officers and employees no later than 5:00 p.m. on April 30 of each year. Candidates shall be required to file the statement no later than thirty (30) days after their deadline for filing or the date of nomination. Newly-appointed officers and employees should be required to file their initial statement no later than thirty (30) days after the date of appointment.

D. Each statement shall be signed and dated by the individual filing the statement of financial interest. Signing a fraudulent statement shall be a Class A misdemeanor.

E. All pay and benefits shall be withheld until a non-complying officer or employee is in compliance with the filing requirements. Candidates and nominees who fail to comply with these filing requirements shall be fined \$25.00 for each day they are in non-compliance.

F. All financial disclosure statements shall be open records. Each individual or organization requesting to view financial disclosure statements shall complete a form giving full name, address, telephone number and organization/individual represented if other than individual making request. One copy of this form shall be attached to the statement so requested and shall become a part of the record. A copy of the request shall be forwarded to the person who is the subject of the request.

G. The financial disclosure statements shall be filed with the Owen County Clerk.

Given first reading on the 11th day of February, 1997.

Published in the Owen County News Hearld on the 26th day of February, 1997.

Given second reading, passed adopted and approved by the Owen County Fiscal Court of Owen County, Kentucky, upon motion of Magistrate Garroll Shryock, second by Magistrate Eugene Vannarsdall, at a duly convened meeting thereof held on the 11th day of March 11, 1997 with yea and nay votes as follows:

Eugene Vannarsdall	<u>Yea</u>
Bobby Gaines	<u>Yea</u>
Noel True	<u>Yea</u>
Garroll Shryock	<u>Yea</u>

Given final publication in the Owen County News Herald on the
19th day of March, 1997.

Tom Olds

Tom Olds,
County Judge/Executive

ATTEST:

Mary Kay Duncan

Mary Kay Duncan
County Clerk