

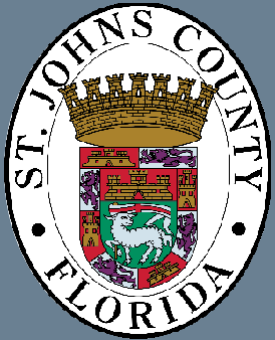
2022 VOTING CONFLICT LAWS

Prepared by:

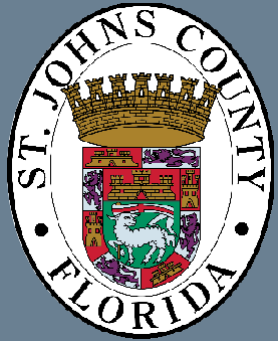
St. Johns County Office of the County Attorney



CODE OF ETHICS FOR PUBLIC OFFICERS AND EMPLOYEES



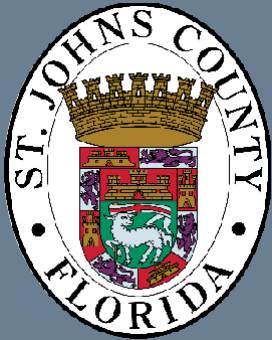
- The Code of Ethics is found in Chapter 112 of the Florida Statutes.
- According to the Legislature, the policy of the State is that no officer or employee of a state agency or of a county, city, or other political subdivision of the State, and no member of the Legislature or legislative employee, shall have any interest, financial or otherwise, direct or indirect; engage in any business transaction or professional activity; or incur any obligation of any nature which is in substantial conflict with the proper discharge of his or her duties in the public interest.



Voting Conflicts

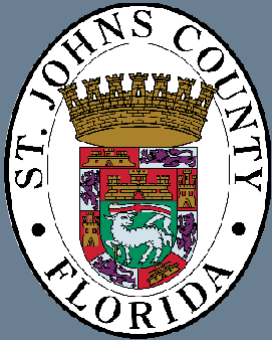
§ 112.3143, Florida Statutes

COMMON PRE-VOTE QUESTIONS



- Do I have a conflict of interest?
- What is the nature of my conflict?
- Who benefits from my vote?
- Do I stand to lose or gain something by voting?
- Do my friends or family stand to lose or gain something by my vote?

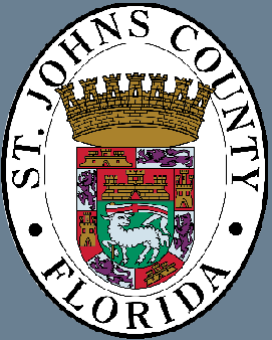
VOTING CONFLICTS



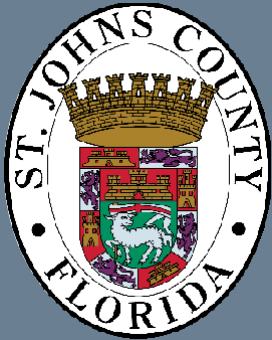
- A public officer may not vote on any matter that the officer knows would inure to his or her special private gain or loss.
- “Public Officer” means any person elected or appointed to hold office in any agency, including any person serving on an advisory body such as the ACH Grants Panel.
- “Special Private Gain or Loss” generally means an economic benefit or harm that would inure to the officer, his or her relative, business associate, or principal.
- “Relative” means, any father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law or daughter-in-law.

SPECIAL PRIVATE GAIN OR LOSS

- If the matter to be voted on affects a class of people that includes the officer, his or her relative, business associate, or principal, the following 4 factors must be considered to determine whether a special private gain or loss exists:
 1. The size of the class affected by the vote.
 2. The nature of the interests involved.
 3. The degree to which the interests of all members of the class are affected by the vote.
 4. The degree to which the officer, his or her relative, business associate, or principal receives a greater benefit or harm when compared to other members of the class.



VOTING CONFLICT RULE FOR APPOINTED OFFICERS



- No appointed County officer shall participate in any matter without first disclosing the nature of his or her interest in the matter, which would inure to his or her the special private gain or loss.
- Such disclosures must be made by memorandum, which will be filed as public record with the Clerk, provided to the other members and read at the next official meeting of the body.
- Whenever a public officer or former public officer is considered for appointment or reappointment, the number and matter of such memoranda are considered. tat.

