

**COUNCIL OF THE CITY OF ABERDEEN, MARYLAND**  
**Ordinance No. 13-O-01**

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<b>Introduced By:</b>	<b>Mayor Michael E. Bennett</b>
<b>Date Introduced:</b>	<b>January 14, 2013</b>
<b>Deferred on:</b>	<b>January 28, 2013</b>
<b>Amendments Adopted:</b>	
<b>Date Adopted:</b>	<b>February 11, 2013</b>
<b>Date Effective:</b>	<b>March 4, 2013</b>

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**ORDINANCE NO. 13-O-01**

1 **AN ORDINANCE concerning**

2  
3 **AMENDMENTS TO CITY'S ETHICS ORDINANCE**  
4

5 **FOR** the purpose of amending conflict of interest and financial disclosure requirements and  
6 certain procedures in the City's Ethics Ordinance to conform to requirements of Maryland law  
7 and the State Ethics Commission; and matters generally related to revisions to the City's ethics  
8 ordinance.  
9

10 **BY** repealing and re-enacting, with amendments  
11 Chapter 43. ETHICS  
12 Sections 43-2.B.(1), 43-3.H. and 43-4  
13 Code of the City of Aberdeen (2010 Edition as amended)  
14

15 **EXPLANATORY STATEMENT:** The Maryland General Assembly enacted Legislation  
16 in 2010 designed to subject elected county, municipal and other local government officials and  
17 candidates for elective office to conflict of interest standards and financial disclosure  
18 requirements at least equivalent to those of the State's requirements. In order to implement the  
19 2010 State legislation, the Aberdeen City Council adopted Ordinance 11-O-02, establishing new  
20 conflict of interest, financial disclosure and lobbying regulation requirements for the City. The  
21 State Ethics Commission had reviewed the City's new ethics requirements enacted by Ordinance  
22 11-O-02 and has directed the City to make specified changes to comply with the requirements of  
23 Subtitle 8 of the Maryland Public Ethics Law or COMAR 19A.A.04. This Ordinance is intended  
24 to comply with the directive from the State Ethics Commission.

**EXPLANATION:**

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW

((Double Parenthesis)) indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment.

\* \* \* indicates existing unmodified text omitted from Ordinance

**SECTION 1. BE IT ENACTED BY THE COUNCIL OF THE CITY OF ABERDEEN,** that Sections 43-2.B.(1), 43-3.H. and 43-4 of the Code of the City of Aberdeen (2010 Edition as amended), Chapter 43, Ethics, are amended to read as follows:

**Chapter 43. ETHICS**

**§ 43-2. Ethics Commission.**

B. The Ethics Commission shall:

(1) ((Receive)) DEVISE, RECEIVE and maintain all forms required by this chapter;

**§ 43-3. Conflicts of interest.**

H. Solicitation and acceptance of gifts.

(1) An official or employee may not solicit any gift((:

(a) That would tend to impair the impartiality and the independence of judgment of the official or employee receiving the gift;

(b) Is of \$100 or more, or is of significant value that would give the appearance of impairing the impartiality and independence of judgment of the official or employee; or

(c) Is of \$100 or more, or is of significant value that the recipient official or employee believes or has reason to believe is designed to impair the impartiality and independence of the official or employee)).

(2) An official or employee may not directly solicit or facilitate the solicitation of a gift, on behalf of another person, from an individual regulated lobbyist.

(3) An official or employee may not knowingly accept a gift, directly or indirectly, from a person that the official or employee knows or has the reason to know:

(a) Is doing business with or seeking to do business with the City office, agency, board or commission with which the official or employee is affiliated;

(b) Has financial interests that may be substantially and materially affected, in a manner distinguishable from the public generally, by the performance or nonperformance of the official duties of the official or employee;

(c) Is engaged in an activity regulated or controlled by the official's or employee's governmental unit; or

(d) Is a lobbyist with respect to matters within the jurisdiction of the official or employee.

(4) Notwithstanding Subsection H(3) above, an official or employee may accept the following:

(a) Meals and beverages consumed in the presence of the donor or sponsoring entity;

(b) Ceremonial gifts or awards that have insignificant monetary value;

(c) Unsolicited gifts of nominal value that do not exceed \$20 in cost or trivial items of informational value;

(d) Reasonable expenses for food, travel, lodging, and scheduled entertainment of the official or the employee at a meeting which is given in return for the participation of the official or the employee in a panel or speaking engagement at the meeting;

(e) Gifts of tickets or free admission extended to an elected local official to attend charitable, cultural, or political events, if the purpose of this gift or admission is a courtesy or ceremony extended to the elected official's office;

(f) A specific gift or class of gifts that the Ethics Commission exempts from the operation of this subsection upon finding, in writing, that acceptance of the gift or class of gifts would not be detrimental to the impartial conduct of the business of the City and that the gift is purely personal and private in nature;

(g) Gifts from a person related to the official or employee by blood or marriage, or any other individual who is a member of the household of the official or employee; or

(h) Honoraria for speaking to or participating in a meeting, provided that the offering of the honorarium is in not related in any way to the official's or employee's official position.

(5) PARAGRAPH 4 OF THIS SUBSECTION H DOES NOT APPLY TO A GIFT:

(A) THAT WOULD TEND TO IMPAIR THE IMPARTIALITY AND THE INDEPENDENCE OF JUDGMENT OF THE OFFICIAL OR EMPLOYEE RECEIVING THE GIFT;

(B) OF \$100 OR MORE, OR IS OF SIGNIFICANT VALUE THAT WOULD GIVE THE APPEARANCE OF IMPAIRING THE IMPARTIALITY AND INDEPENDENCE OF JUDGMENT OF THE OFFICIAL OR EMPLOYEE;

(C) OF \$100 OR MORE, OR IS OF SIGNIFICANT VALUE THAT THE RECIPIENT OFFICIAL OR EMPLOYEE BELIEVES OR HAS REASON TO BELIEVE IS DESIGNED TO IMPAIR THE IMPARTIALITY AND INDEPENDENCE OF THE OFFICIAL OR EMPLOYEE.

**§ 43-4. Financial disclosure: local elected officials and candidates to be local elected officials.**

A. ((Elected officials)) APPLICATION OF SECTION.

(1) This section applies to all local elected officials and candidates to be local elected officials.

(2) ((Except as provided in Subsection B of this section, a)) A local elected official or candidate to be a local elected official shall file the financial disclosure statement required under this section:

(a) On a form ((which is part of this chapter)) PROVIDED BY THE ETHICS COMMISSION;

(b) Under oath or affirmation; and

(c) With the Ethics Commission.

(3) Deadlines for filing statements.

(a) An incumbent local elected official shall file a financial disclosure statement annually no later than January 31 of each year for the preceding calendar year.

(b) An individual, who is appointed to fill a vacancy in an office for which a financial disclosure statement is required, and who has not already filed a financial disclosure statement, shall file a statement for the preceding calendar year within 30 days after appointment.

(c) An individual who, other than reasons of death, leaves an office for which a statement is required shall file a statement within 60 days after leaving the office. The statement shall cover:

[1] The calendar year immediately preceding the year in which the individual left office, unless a statement covering that year has already been filed by the individual; and

[2] The portion of the current calendar year during which the individual held the office.

B. Candidates to be local elected officials.

((1) A minor child's employment or business ownership need not be disclosed if the agency that employs the individual does not regulate, exercise authority over, or contract with the place of employment or business entity of the minor child.

(2) A statement filed under this section may also include a schedule of additional interests or information that the individual making the statement wishes to disclose.))

(1) EXCEPT AN OFFICIAL WHO HAS FILED A FINANCIAL DISCLOSURE STATEMENT UNDER ANOTHER PROVISION OF THIS SECTION FOR THE REPORTING PERIOD, A CANDIDATE TO BE AN ELECTED OFFICIAL SHALL FILE A FINANCIAL DISCLOSURE STATEMENT EACH YEAR BEGINNING WITH THE YEAR IN WHICH THE CERTIFICATE OF CANDIDACY IS FILED THROUGH THE YEAR OF THE ELECTION.

(2) A CANDIDATE TO BE AN ELECTED OFFICIAL SHALL FILE A STATEMENT REQUIRED UNDER THIS SECTION:

(A) IN THE YEAR THE CERTIFICATE OF CANDIDACY IS FILED, NO LATER THAN THE FILING OF THE CERTIFICATE OF CANDIDACY;

(B) IN THE YEAR OF THE ELECTION, ON OR BEFORE THE EARLIER OF JANUARY 31 OR THE LAST DAY FOR THE WITHDRAWAL OF CANDIDACY; AND

(C) IN ALL OTHER YEARS FOR WHICH A STATEMENT IS REQUIRED, ON OR BEFORE JANUARY 31.

(3) A CANDIDATE TO BE AN ELECTED OFFICIAL:

(A) SHALL FILE THE STATEMENT REQUIRED UNDER § 43-4(B)(2)(A) OF THIS CHAPTER WITH THE CERTIFICATE OF CANDIDACY OR WITH THE COMMISSION PRIOR TO FILING THE CERTIFICATE OF CANDIDACY; AND

(B) SHALL FILE THE STATEMENTS REQUIRED UNDER § 43-4(B)(2)(B) AND (C) WITH THE COMMISSION.

(4) IF A CANDIDATE FAILS TO FILE A STATEMENT REQUIRED BY THIS SUBSECTION, OTHER THAN A STATEMENT REQUIRED TO BE FILED WITH A CERTIFICATE OF CANDIDACY, THE CITY SHALL PROVIDE WRITTEN NOTICE TO THE CANDIDATE DIRECTING THE CANDIDATE TO FILE THE STATEMENT WITHIN 5 DAYS FROM THE DATE OF THE NOTICE.

(5) IF A CANDIDATE FAILS TO FILE A STATEMENT REQUIRED BY THIS SUBSECTION, OTHER THAN A STATEMENT REQUIRED TO BE FILED WITH A CERTIFICATE OF CANDIDACY, AFTER WRITTEN NOTICE IS PROVIDED BY THE CITY AT LEAST 20 DAYS BEFORE THE LAST DAY FOR THE WITHDRAWAL OF CANDIDACY, THE CANDIDATE IS DEEMED TO HAVE WITHDRAWN THE CANDIDACY.

(6) THE BOARD OF ELECTIONS MAY NOT ACCEPT ANY CERTIFICATE OF CANDIDACY UNLESS A STATEMENT HAS BEEN FILED IN PROPER FORM.

(7) WITHIN FIVE DAYS OF THE RECEIPT OF A STATEMENT REQUIRED UNDER THIS SUBSECTION, THE PERSON RECEIVING THE STATEMENT SHALL FORWARD THE STATEMENT TO THE COMMISSION OR THE OFFICE DESIGNATED BY THE COMMISSION.

((C. For the purposes of § 43-4A of this chapter, the following interests are considered to be the interests of the individual making the statement:

(1) Any interest held by a member of the individual's immediate family, if the interest was, at any time during the reporting period, directly or indirectly controlled by the individual.

(2) An interest held by a business entity in which the individual held a thirty-percent or greater interest at any time during the reporting period.

(3) An interest held by a trust or an estate in which, at any time during the reporting period:

(a) The individual held a reversionary interest or was a beneficiary; or

(b) If a revocable trust, the individual was a settler.))

#### C. PUBLIC RECORD.

(1) THE ETHICS COMMISSION OR OFFICE DESIGNATED BY THE ETHICS COMMISSION SHALL MAINTAIN ALL FINANCIAL DISCLOSURE STATEMENTS FILED UNDER THIS SECTION.

(2) FINANCIAL DISCLOSURE STATEMENTS SHALL BE MADE AVAILABLE DURING NORMAL OFFICE HOURS FOR EXAMINATION AND COPYING BY

THE PUBLIC SUBJECT TO REASONABLE FEES AND ADMINISTRATIVE PROCEDURES ESTABLISHED BY THE ETHICS COMMISSION.

(3) IF AN INDIVIDUAL EXAMINES OR COPIES A FINANCIAL DISCLOSURE STATEMENT, THE ETHICS COMMISSION OR THE OFFICE DESIGNATED BY THE ETHICS COMMISSION SHALL RECORD:

(A) THE NAME AND HOME ADDRESS OF THE INDIVIDUAL REVIEWING OR COPYING THE STATEMENT; AND

(B) THE NAME OF THE PERSON WHOSE FINANCIAL DISCLOSURE STATEMENT WAS EXAMINED OR COPIED.

(4) UPON REQUEST BY THE OFFICIAL OR EMPLOYEE WHOSE FINANCIAL DISCLOSURE STATEMENT WAS EXAMINED OR COPIED, THE ETHICS COMMISSION OR THE OFFICE DESIGNATED BY THE ETHICS COMMISSION SHALL PROVIDE THE OFFICIAL WITH A COPY OF THE NAME AND HOME ADDRESS OF THE PERSON WHO REVIEWED THE OFFICIAL'S FINANCIAL DISCLOSURE STATEMENT.

D. ((The Ethics Commission shall review the financial disclosure statements submitted under this section for compliance with the provisions of this section and shall notify an individual submitting the statement of any omissions or deficiencies. The Ethics Commission may take appropriate enforcement action to ensure compliance with this section.)) RETENTION REQUIREMENTS. THE ETHICS COMMISSION OR THE OFFICE DESIGNATED BY THE ETHICS COMMISSION SHALL RETAIN FINANCIAL DISCLOSURE STATEMENTS FOR FOUR YEARS FROM THE DATE OF RECEIPT.

E. CONTENTS OF STATEMENT.

(1) INTERESTS IN REAL PROPERTY.

(A) A STATEMENT FILED UNDER THIS SECTION SHALL INCLUDE A SCHEDULE OF ALL INTERESTS IN REAL PROPERTY WHEREVER LOCATED.

(B) FOR EACH INTEREST IN REAL PROPERTY, THE SCHEDULE SHALL INCLUDE:

[1] THE NATURE OF THE PROPERTY AND THE LOCATION BY STREET ADDRESS, MAILING ADDRESS, OR LEGAL DESCRIPTION OF THE PROPERTY;

[2] THE NATURE AND EXTENT OF THE INTEREST HELD, INCLUDING ANY CONDITIONS AND ENCUMBRANCES ON THE INTEREST;

[3] THE DATE WHEN, THE MANNER IN WHICH, AND THE IDENTITY OF THE PERSON FROM WHOM THE INTEREST WAS ACQUIRED;

[4] THE NATURE AND AMOUNT OF THE CONSIDERATION GIVEN IN EXCHANGE FOR THE INTEREST OR, IF ACQUIRED OTHER THAN BY PURCHASE, THE FAIR MARKET VALUE OF THE INTEREST AT THE TIME ACQUIRED;

[5] IF ANY INTEREST WAS TRANSFERRED, IN WHOLE OR IN PART, AT ANY TIME DURING THE REPORTING PERIOD, A DESCRIPTION OF THE INTEREST TRANSFERRED, THE NATURE AND AMOUNT OF THE CONSIDERATION RECEIVED FOR THE INTEREST, AND THE IDENTITY OF THE PERSON TO WHOM THE INTEREST WAS TRANSFERRED; AND

[6] THE IDENTITY OF ANY OTHER PERSON WITH AN INTEREST IN THE PROPERTY.

(2) INTERESTS IN CORPORATIONS, PARTNERSHIPS AND LIMITED LIABILITY COMPANIES.

(A) A STATEMENT FILED UNDER THIS SECTION SHALL INCLUDE A SCHEDULE OF ALL INTERESTS IN ANY CORPORATION, PARTNERSHIP, LIMITED LIABILITY PARTNERSHIP, LIMITED LIABILITY CORPORATION OR LIMITED LIABILITY COMPANY, REGARDLESS OF WHETHER THE CORPORATION, PARTNERSHIP, LIMITED LIABILITY PARTNERSHIP, LIMITED LIABILITY CORPORATION OR LIMITED LIABILITY COMPANY DOES BUSINESS WITH THE CITY OF ABERDEEN.

(B) FOR EACH INTEREST REPORTED UNDER THIS PARAGRAPH, THE SCHEDULE SHALL INCLUDE:

[1] THE NAME AND ADDRESS OF THE PRINCIPAL OFFICE OF THE CORPORATION, PARTNERSHIP, LIMITED LIABILITY PARTNERSHIP, LIMITED LIABILITY CORPORATION OR LIMITED LIABILITY COMPANY;

[2] THE NATURE AND AMOUNT OF THE INTEREST HELD, INCLUDING ANY CONDITIONS AND ENCUMBRANCES ON THE INTEREST;



1 [3] WITH RESPECT TO ANY INTEREST TRANSFERRED, IN WHOLE  
2 OR IN PART, AT ANY TIME DURING THE REPORTING PERIOD, A  
3 DESCRIPTION OF THE INTEREST TRANSFERRED, THE NATURE  
4 AND AMOUNT OF THE CONSIDERATION RECEIVED FOR THE  
5 INTEREST AND, IF KNOWN, THE IDENTITY OF THE PERSON TO  
6 WHOM THE INTEREST WAS TRANSFERRED; AND  
7

8 [4] WITH RESPECT TO ANY INTEREST ACQUIRED DURING THE  
9 REPORTING PERIOD:

10  
11 A. THE DATE WHEN, THE MANNER IN WHICH, AND THE  
12 IDENTITY OF THE PERSON FROM WHOM THE INTEREST  
13 WAS ACQUIRED; AND  
14

15 B. THE NATURE AND THE AMOUNT OF THE CONSIDERATION  
16 GIVEN IN EXCHANGE FOR THE INTEREST OR, IF ACQUIRED  
17 OTHER THAN BY PURCHASE, THE FAIR MARKET VALUE OF  
18 THE INTEREST AT THE TIME ACQUIRED.  
19

20 (C) AN INDIVIDUAL MAY SATISFY THE REQUIREMENT TO REPORT THE  
21 AMOUNT OF THE INTEREST HELD UNDER ITEM (B)[2] OF THIS  
22 PARAGRAPH BY REPORTING, INSTEAD OF A DOLLAR AMOUNT:  
23

24 [1] FOR AN EQUITY INTEREST IN A CORPORATION OR LIMITED  
25 LIABILITY CORPORATION, THE NUMBER OF SHARES HELD  
26 AND, UNLESS THE CORPORATION'S STOCK IS PUBLICLY  
27 TRADED, THE PERCENTAGE OF EQUITY INTEREST HELD;  
28

29 [2] FOR AN EQUITY INTEREST IN A PARTNERSHIP OR A LIMITED  
30 LIABILITY PARTNERSHIP, THE PERCENTAGE OF EQUITY  
31 INTEREST HELD; OR  
32

33 [3] FOR AN EQUITY INTEREST IN A LIMITED LIABILITY COMPANY,  
34 THE PERCENTAGE OF EQUITY INTEREST HELD.  
35

36 (3) INTERESTS IN BUSINESS ENTITIES DOING BUSINESS WITH THE CITY.  
37

38 (A) A STATEMENT FILED UNDER THIS SECTION SHALL INCLUDE A  
39 SCHEDULE OF ALL INTERESTS IN ANY BUSINESS ENTITY THAT DOES  
40 BUSINESS WITH THE CITY, OTHER THAN INTERESTS REPORTED  
41 UNDER PARAGRAPH (2) OF THIS SUBSECTION.  
42

43 (B) FOR EACH INTEREST REPORTED UNDER THIS PARAGRAPH (3), THE  
44 SCHEDULE SHALL INCLUDE:

1 [1] THE NAME AND ADDRESS OF THE PRINCIPAL OFFICE OF THE  
2 BUSINESS ENTITY;

3  
4 [2] THE NATURE AND AMOUNT OF THE INTEREST HELD,  
5 INCLUDING ANY CONDITIONS TO AND ENCUMBRANCES IN  
6 THE INTEREST;

7  
8 [3] WITH RESPECT TO ANY INTEREST TRANSFERRED, IN WHOLE  
9 OR IN PART, AT ANY TIME DURING THE REPORTING PERIOD, A  
10 DESCRIPTION OF THE INTEREST TRANSFERRED, THE NATURE  
11 AND AMOUNT OF THE CONSIDERATION RECEIVED IN  
12 EXCHANGE FOR THE INTEREST AND, IF KNOWN, THE  
13 IDENTITY OF THE PERSON TO WHOM THE INTEREST WAS  
14 TRANSFERRED; AND

15  
16 [4] WITH RESPECT TO ANY INTEREST ACQUIRED DURING THE  
17 REPORTING PERIOD:

18  
19 A. THE DATE WHEN, THE MANNER IN WHICH, AND THE  
20 IDENTITY OF THE PERSON FROM WHOM THE INTEREST  
21 WAS ACQUIRED; AND

22  
23 B. THE NATURE AND THE AMOUNT OF THE CONSIDERATION  
24 GIVEN IN EXCHANGE FOR THE INTEREST OR, IF ACQUIRED  
25 OTHER THAN BY PURCHASE, THE FAIR MARKET VALUE OF  
26 THE INTEREST AT THE TIME ACQUIRED.

27  
28 (4) GIFTS.

29  
30 (A) A STATEMENT FILED UNDER THIS SECTION SHALL INCLUDE A  
31 SCHEDULE OF EACH GIFT IN EXCESS OF \$20 IN VALUE OR A SERIES  
32 OF GIFTS TOTALING \$100 OR MORE RECEIVED DURING THE  
33 REPORTING PERIOD FROM OR ON BEHALF OF, DIRECTLY OR  
34 INDIRECTLY, ANY ONE PERSON WHO DOES BUSINESS WITH OR IS  
35 REGULATED BY THE CITY.

36  
37 (B) FOR EACH GIFT REPORTED, THE SCHEDULE SHALL INCLUDE:

38  
39 [1] A DESCRIPTION OF THE NATURE AND VALUE OF THE GIFT;  
40 AND

41  
42 [2] THE IDENTITY OF THE PERSON FROM WHOM, OR ON BEHALF  
43 OF WHOM, DIRECTLY OR INDIRECTLY, THE GIFT WAS  
44 RECEIVED.

1 (5) EMPLOYMENT WITH OR INTERESTS IN ENTITIES DOING BUSINESS WITH  
2 THE CITY.

3  
4 (A) A STATEMENT FILED UNDER THIS SECTION SHALL INCLUDE A  
5 SCHEDULE OF ALL OFFICES, DIRECTORSHIPS, AND SALARIED  
6 EMPLOYMENT BY THE INDIVIDUAL OR MEMBER OF THE IMMEDIATE  
7 FAMILY OF THE INDIVIDUAL HELD AT ANY TIME DURING THE  
8 REPORTING PERIOD WITH ENTITIES DOING BUSINESS WITH THE  
9 CITY.

10  
11 (B) FOR EACH POSITION REPORTED UNDER THIS PARAGRAPH, THE  
12 SCHEDULE SHALL INCLUDE:

13  
14 [1] THE NAME AND ADDRESS OF THE PRINCIPAL OFFICE OF THE  
15 BUSINESS ENTITY;

16  
17 [2] THE TITLE AND NATURE OF THE OFFICE, DIRECTORSHIP, OR  
18 SALARIED EMPLOYMENT HELD AND THE DATE IT  
19 COMMENCED; AND

20  
21 [3] THE NAME OF EACH CITY AGENCY WITH WHICH THE ENTITY  
22 IS INVOLVED.

23  
24 (6) INDEBTEDNESS TO ENTITIES DOING BUSINESS WITH THE CITY.

25  
26 (A) A STATEMENT FILED UNDER THIS SECTION SHALL INCLUDE A  
27 SCHEDULE OF ALL LIABILITIES, EXCLUDING RETAIL CREDIT  
28 ACCOUNTS, TO PERSONS DOING BUSINESS WITH THE CITY OWED AT  
29 ANY TIME DURING THE REPORTING PERIOD:

30  
31 [1] BY THE INDIVIDUAL; OR

32  
33 [2] BY A MEMBER OF THE IMMEDIATE FAMILY OF THE  
34 INDIVIDUAL IF THE INDIVIDUAL WAS INVOLVED IN THE  
35 TRANSACTION GIVING RISE TO THE LIABILITY.

36  
37 (B) FOR EACH LIABILITY REPORTED UNDER THIS PARAGRAPH, THE  
38 SCHEDULE SHALL INCLUDE:

39  
40 [1] THE IDENTITY OF THE PERSON TO WHOM THE LIABILITY WAS  
41 OWED AND THE DATE THE LIABILITY WAS INCURRED;

42  
43 [2] THE AMOUNT OF THE LIABILITY OWED AS OF THE END OF THE  
44 REPORTING PERIOD;

[3] THE TERMS OF PAYMENT OF THE LIABILITY AND THE EXTENT  
TO WHICH THE PRINCIPAL AMOUNT OF THE LIABILITY WAS  
INCREASED OR REDUCED DURING THE YEAR; AND

[4] THE SECURITY GIVEN, IF ANY, FOR THE LIABILITY.

(7) EMPLOYMENT OF IMMEDIATE FAMILY MEMBERS BY THE CITY. A  
STATEMENT FILED UNDER THIS SECTION SHALL INCLUDE A SCHEDULE  
OF THE IMMEDIATE FAMILY MEMBERS OF THE INDIVIDUAL EMPLOYED  
BY THE CITY IN ANY CAPACITY AT ANY TIME DURING THE REPORTING  
PERIOD.

(8) SOURCES OF EARNED INCOME.

(A) A STATEMENT FILED UNDER THIS SECTION SHALL INCLUDE A  
SCHEDULE OF THE NAME AND ADDRESS OF EACH PLACE OF  
EMPLOYMENT AND OF EACH BUSINESS ENTITY OF WHICH THE  
INDIVIDUAL OR A MEMBER OF THE INDIVIDUAL'S IMMEDIATE  
FAMILY WAS A SOLE OR PARTIAL OWNER AND FROM WHICH THE  
INDIVIDUAL OR MEMBER OF THE INDIVIDUAL'S IMMEDIATE  
FAMILY RECEIVED EARNED INCOME, AT ANY TIME DURING THE  
REPORTING PERIOD.

(B) A MINOR CHILD'S EMPLOYMENT OR BUSINESS OWNERSHIP NEED  
NOT BE DISCLOSED IF THE AGENCY THAT EMPLOYS THE  
INDIVIDUAL DOES NOT REGULATE, EXERCISE AUTHORITY OVER, OR  
CONTRACT WITH THE PLACE OF EMPLOYMENT OR BUSINESS  
ENTITY OF THE MINOR CHILD.

(9) A STATEMENT FILED UNDER THIS SECTION MAY ALSO INCLUDE A  
SCHEDULE OF ADDITIONAL INTERESTS OR INFORMATION THAT THE  
INDIVIDUAL MAKING THE STATEMENT WISHES TO DISCLOSE.

F. FOR THE PURPOSES OF § 43-4(E)(1), (2) AND (3) OF THIS CHAPTER, THE  
FOLLOWING INTERESTS ARE CONSIDERED TO BE THE INTERESTS OF THE  
INDIVIDUAL MAKING THE STATEMENT:

(1) AN INTEREST HELD BY A MEMBER OF THE INDIVIDUAL'S IMMEDIATE  
FAMILY, IF THE INTEREST WAS, AT ANY TIME DURING THE REPORTING  
PERIOD, DIRECTLY OR INDIRECTLY CONTROLLED BY THE INDIVIDUAL.

(2) AN INTEREST HELD BY A BUSINESS ENTITY IN WHICH THE INDIVIDUAL  
HELD A 30% OR GREATER INTEREST AT ANY TIME DURING THE  
REPORTING PERIOD.

1 (3) AN INTEREST HELD BY A TRUST OR AN ESTATE IN WHICH, AT ANY TIME  
2 DURING THE REPORTING PERIOD:

3  
4 (A) THE INDIVIDUAL HELD A REVERSIONARY INTEREST OR WAS A  
5 BENEFICIARY, OR

6  
7 (B) IF A REVOCABLE TRUST, THE INDIVIDUAL WAS A SETTLOR.  
8

9 G. (1) THE COMMISSION SHALL REVIEW THE FINANCIAL DISCLOSURE  
10 STATEMENTS SUBMITTED UNDER THIS SECTION FOR COMPLIANCE  
11 WITH THE PROVISIONS OF THIS SECTION AND SHALL NOTIFY AN  
12 INDIVIDUAL SUBMITTING THE STATEMENT OF ANY OMISSIONS OR  
13 DEFICIENCIES.  
14

15 (2) THE COMMISSION MAY TAKE APPROPRIATE ENFORCEMENT ACTION TO  
16 ENSURE COMPLIANCE WITH THIS SECTION.  
17

18 **SECTION 2. BE IT FURTHER ENACTED BY THE COUNCIL OF THE CITY**  
19 **OF ABERDEEN**, that this Ordinance shall become effective (i) at the expiration of twenty (20)  
20 calendar days following adoption, or (ii) upon approval by the State Ethics Commission,  
21 whichever occurs last.

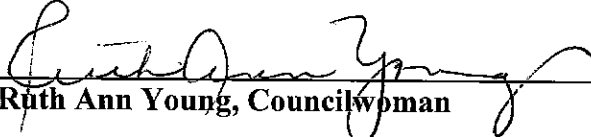
**COUNCIL OF THE CITY OF ABERDEEN**

  
Michael E. Bennett, Mayor

  
Ruth E. Elliott, Councilwoman

  
Bruce E. Garner, Councilman

  
Sandra J. Landbeck, Councilwoman

  
Ruth Ann Young, Councilwoman

**ATTEST:**

**SEAL:**

  
Monica A. Correll, City Clerk

Date February 11, 2013