

Budget Advisory Committees

Generally, members of City advisory bodies who are not selected to represent a specific class of people are considered public officials. Even though BAC's are only providing a suggested outcome and not making the final budget determination, members need to disclose any potential conflicts of interest if their affiliation rises to the level outlined on ORS 244.

Additionally, per the new rules adopted by Council in November 8, 2017 per Resolution 37328, as amended, Enhance Community Service Opportunities and Transparency for Boards and Commissions, all potential conflicts must be recorded in the minutes and included with any recommendation made by the body.

A member must declare a potential conflict if the BAC is deliberating and or voting on a topic that could benefit a business with which the person [member] is associated.

ORS 244.020(3) provides the definition of a **“business with which the person is associated.”**

- Any private business or closely held corporation of which the person or the person's relative is a director, officer, owner or employee, or agent or any private business or closely held corporation;
- Any private business or closely held corporation of which the person or the person's relative has owned stock, another form of equity interest, stock options or debt instruments worth \$1,000 or more at any point in the preceding calendar year;
- Any publicly held corporation in which the person or the person's relative owns or has owned \$100,000 or more in stock or another form of equity interest, stock options or debt instruments at any point in the preceding calendar year; or
- Any publicly held corporation of which the person or the person's relative is a director or officer.

Who is a relative?

- **Spouse** of a public official or candidate
- **Children** of a public official or candidate
- **Children of the spouse** of a public official or candidate
- **Siblings** of a public official or candidate
- **Siblings of the spouse** of a public official or candidate
- **Spouse of siblings** of a public official or candidate
- **Spouse of siblings of the spouse** of a public official or candidate
- **Parents** of the of public official or candidate
- **Parents of the spouse** of a public official or candidate
- **Person** for whom the public official or candidate has a **legal support obligation**
- **Person benefiting from a public official** when benefits are from the public official's public employment
- **Person who provides benefits to a public official** or candidate when benefits are from the person's employment

For purposes of “relatives” defined by the last two bulleted items, examples of benefits may include, but not be limited to, elements of an official compensation package including benefits such as insurance, tuition or retirement allotments.