



Disclosure Form - Conflicts of Interest

OVERVIEW

Appointed employees and elected officials of the County are required to comply with Utah law, Cache County Code, and policies of the County when it comes to disclosures of potential and real conflicts of interest and ethics. The purpose of this form is to inform you about prohibited acts related to employee ethics and for appointed employees and officers to disclose potential and real conflicts of interest. This form is to be completed at the beginning of each calendar year and anytime a new potential or real conflict of interest arises as specified in this form. It is each employee’s responsibility to ensure they disclose such conflicts.

PROHIBITED ACTS

Appointed employees and officers of the County shall not:

1. Disclose confidential information acquired by reason of their official position or use that information to secure special privileges or exemptions for themselves or others;
2. Use or attempt to use their official position to secure special privileges for themselves or for others; or
3. Knowingly receive, accept, take, seek, or solicit, directly or indirectly, any gift or loan for themselves or for another, if the gift or loan tends to influence them in the discharge of their official duties.

DISCLOSURE REQUIRED

Please complete the following by signing your initials to indicate whether you do or do not hold any of the following positions. Per Utah Code, the information provided shall be kept on file and may be subject to disclosure to the public. If you are an elected official and answer “yes” to questions 1-3 then your sworn statement will be posted by the County Clerk on the County’s website until you leave office in accordance with Utah Code.

1. I hold a position where I receive or agree to receive compensation¹ for assisting² a person or business entity³ in a transaction involving Cache County (Utah Code Section 17-16a-5).

No, I do not hold such a position.

_____ Yes, I do hold such a position. (If you select yes, you must complete the Conflict of Interest Sworn Statement form and select #1 on that form.)

¹ Compensation is defined in Utah Code Section 17-16a-3(4) as anything of economic value, however designated, which is paid, loaned, granted, given, donated, or transferred to any person or business entity for or in consideration of personal services, materials, property, or any other thing whatsoever.

² Assist is defined in Utah Code Section 17-16a-3(2) as to act, or offer or agree to act, in such a way as to help, represent, aid, advise, furnish information to, or otherwise provide assistance to a person or business entity, believing that such action is of help, aid, advice, or assistance to such person or business entity and with the intent to so assist such person or business entity

³ Business entity is defined in Utah Code Section 17-16a-3(3) as a sole proprietorship, partnership, association, joint venture, corporation, firm, trust, foundation, or other organization or entity used in carrying on a business.



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2. I hold a position where I am an officer, director, agent, employee, or the owner of a substantial interest⁴ in a business entity which is subject to the regulations of Cache County (Utah Code Section 17-16a-6).

No, I do not hold such a position.
 Yes, I do hold such a position. (If you selected yes, you must complete a Conflict of Interest Sworn Statement form and select #2 on that form.)

3. I hold a position where I am an officer, director, agent, employee, or owner of a substantial interest in a business entity which does or anticipates doing business with Cache County (Utah Code Section 17-16a-7).

No, I do not hold such a position.
 Yes, I do hold such a position. (If you selected yes, you must complete a Conflict of Interest Sworn Statement form and select #3 on that form.)


4. I hold a position where I have a personal interest or investment which creates a potential or actual conflict between that interest and my public duties (Utah Code Section 17-16a-8).

No, I do not hold such a position.
 Yes, I do hold such a position. (If you selected yes, you must complete a Conflict of Interest Sworn Statement form and select #4 on that form.)

ACKNOWLEDGEMENT

I, Michael C. McGinnis, hold the position of Public Defender for Cache County.

By signing below, I acknowledge I have read and understand the “Prohibited Acts” and “Disclosure Required” sections above. I also acknowledge I completed the relevant portions of the “Disclosure Required” section, that all of the information I provided is true and accurate to the best of my knowledge, and that if I have a potential or actual conflict of interest as indicated above, I will complete the Sworn Statement Form from the County and follow the relevant instructions provided on that form. I also understand that any elected official or appointed employee who *knowingly* and *intentionally* violates the County Officers and Employees Disclosure Act shall be dismissed from employment or removed from office as required by Utah Code Section 17-16a-10. Please contact the County Attorney’s Officer for any legal questions you have.



Officer/Appointed employee Signature

Signed at:
2025-01-24 11:59:17

01/24/2025

(mm/dd/yyyy)

⁴ Ownership of a substantial interest is defined in Utah Code Section 17-16a-3(8) as 10% of the outstanding shares of a corporation or 10% interest in any other business entity, legally or equitably held or owned by the officer or employee, their spouse, or their children.