Utah Ethics Act Re: Gifts

Can Not Take:
A gift of substantial value or
A substantial economic benefit tantamount to a gift:
- Loans at an interest rate substantially lower than commercial rate
- Compensation received for private services at a rate substantially higher than fair market value of service performed

Directly or indirectly. For self or another.

When:
- Where the gift would tend to improperly influence the employee to depart from the faithful and impartial discharge of his or her duties; or
- The employee knows or should know that the gift is for rewarding the employee for official action taken; or
- The employee has recently, is now, or will be involved in governmental action directly affecting the donor or lender, unless proper disclosure is made of the gift

Utah Procurement Code Re: Gratuities

Can Not Take:
Gratuity: anything of value, including money, a loan at a better deal than market value, an award, employment, admission to an event, a meal, lodging, travel, or entertainment for which a charge is normally made. For self or family member.

From person interested in selling to WSU or current contractor.

When:
Participating in a procurement, meaning:
- preparing, administering conducting, or making decisions regarding a standard procurement process;
- making a recommendation regarding award of a contract or regarding a decision to obtain a procurement item for a particular person;
- evaluating a quote, a bid, or a response; or
- awarding a contract or otherwise making a decision to obtain a procurement item from a particular person; or
Acting as a contract administer, including:
- making payments relating to the contract;
- ensuring compliance with the contract;
- auditing a contractor in relation to the contract;
- enforcing the contract.

Utah Bribery Statute

Can Not Take:
Any Benefit
Directly or Indirectly

When:
It is with the understanding or agreement that the purpose or intent is to influence an action decision, opinion, recommendation, judgment, vote, nomination, or exercise of discretion of a public servant.

Utah Ethics Act Re: Gifts

Excerpt:
- An occasional non-cash item of $50 value or less
- An award publicly presented in recognition of public services
- Any bona fide loan made in the ordinary course of business
- A political campaign contribution

Utah Procurement Code Re: Gratuities

Excerpt:
Promotional or hospitality items, such as a pen, pencil, stationery, toy, pin, trinket, snack, nonalcoholic beverage, or appetizer, can be accepted in amounts where the total value of all the hospitality items given is less than $10 for one procurement or contract or less than $50 per vendor per calendar year.

Donations made to the institution are excluded, unless the donation is made with the intent to influence a procurement decision.

WHEN IN DOUBT, DON’T TAKE IT

There are criminal and/or civil penalties for each of these statutes, which can include prison, fines, and mandatory termination.