

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

Except:

- 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

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 administrator, including:

- making payments relating to the contract;
- ensuring compliance with the contract;
- auditing a contractor in relation to the contract;
- enforcing the contract.

Except:

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.

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.

***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.