

**BRANSON/LAKES AREA TOURISM
COMMUNITY ENHANCEMENT DISTRICT
(TCED or Tourism District)**

CONFLICT OF INTEREST POLICY

Adopted for the Tourism District by the Board of Directors on May 27, 2010

The proper operation of public, quasi-governmental entities, such as special districts supported by tax revenues in the State of Missouri, requires that directors, employees and volunteers be independent, impartial, and responsible to the people; that decisions and policy be made in the proper channels; that public office not be used for personal gain; and that the public have confidence in the integrity of its leadership. In recognition of these goals, there is hereby established a procedure for disclosure by members of the TCED Board of Directors and its volunteers and employees of their private or other interests in matters affecting the TCED.

Any employee or member of the TCED Board of Directors or its Financial Oversight Committee (FOC) who has a substantial personal or private interest (as defined by State statute and set forth hereinbelow) in any matter before the Board or FOC, shall disclose on this document the nature of his/her interest, and shall excuse himself/herself from the room during discussion and voting on any matters relating to this interest. A *“Substantial Interest”* is defined in RSMO Section 105.450 (10) as ownership by the individual, his/her spouse, or children, whether singularly or collectively, directly or indirectly, of ten percent or more of any business entity, or of an interest having a value of ten thousand dollars or more, or the receipt by an individual, his/her spouse or dependent children, whether singularly or collectively, of a salary, gratuity, or other compensation or remuneration of five thousand dollars, or more, per year from an individual, partnership, organization, or association within any calendar year.

The following acts are specifically prohibited by TCED employees, members of the TCED Board of Directors and its FOC. No employee or member of the TCED Board of Directors or its FOC shall:

- 1) Act or refrain from acting in any capacity in which he/she is lawfully empowered to act as such Board or Committee member by reason of any payment, offer to pay, promise to pay, or receipt of anything of actual pecuniary value paid or payable, or received or receivable, to himself/herself or any third person, including any gift or contribution, made or received in relationship to or as a condition of the performance of an official act, other than lawful expense reimbursement; or
- 2) Use confidential information obtained in the course of or by reason of his/her capacity with the TCED in any manner with intent to result in financial gain for himself/herself, his/her spouse, his/her dependent child in his/her custody, or in any business with which he/she is associated; or

- 3) Disclose confidential information obtained in the course of or by reason of his/her TCED service in any manner with intent to result in financial gain for himself/herself or any other person; or
- 4) Favorably act on any matter that is specifically designed so as to provide a special monetary benefit to such employee, Board or FOC member or his/her spouse, parents or dependent children. *“Special Monetary Benefit” means being materially affected in a substantially different manner or degree than the manner or degree in which the public in general will be affected or, if the matter affects only a special class of persons, then affected in a substantially different manner or degree than the manner or degree in which such class will be affected.* In all such matters, employees, Board and FOC members must recuse themselves from acting (being present for or participating in discussion and voting); or
- 5) Use his/her decision-making authority for the purpose of obtaining a financial gain which materially enriches himself/herself, his/her spouse or dependent children by acting or refraining from acting for the purpose of coercing or extorting from another anything of actual pecuniary value.

In addition to the foregoing, TCED employees, Board and FOC members shall use their best judgment to avoid any appearance of impropriety or a conflict of interest, recognizing that public perception of the impartiality, fairness and integrity of TCED employees, Board and FOC members is vitally important to the effective functioning of the TCED, as well as its reputation in the community.

Any employee, Board or Committee member may appeal a decision of the TCED Board concerning this policy to the Missouri Ethics Commission, and any written determination of such Commission shall be final and binding.

DISCLOSURE: I have reviewed the Conflict of Interest Policy as set forth above and as an employee, TCED Board or FOC member, am hereby disclosing that I believe I have a possible conflict with matters related to: _____

I will abstain from discussion and voting on the matters relating to the above possible conflict(s), and agree to abide by the TCED Conflict of Interest Policy.

Acknowledged and agreed to by _____
Print first and last name above

Who is serving the TCED in the following manner: _____
Note Board, Committee or employment status

X _____
TCED Volunteer or Employee Signature *Date*