



## STATE ETHICS COMMISSION

1324 MAIL SERVICE CENTER  
RALEIGH, NC 27699-1324  
WWW.ETHICS.COMMISSION.NC.GOV

ROBERT L. FARMER  
CHAIRMAN

PERRY Y. NEWSON  
EXECUTIVE DIRECTOR

August 31, 2009

The Honorable Beverly Perdue  
Governor of North Carolina  
20301 Mail Service Center  
Raleigh, NC 27699-0301

*Via email*

Re: Evaluation of Statement of Economic Interest Filed By Mr. Michael P. Voiland

Dear Governor Perdue:

I am in receipt of Mr. Michael P. Voiland's August 21, 2009 Statement of Economic Interest as an ex-officio member of the **Sedimentation Control Commission** ("Commission"). I have reviewed it for actual and potential conflicts of interest in accordance with G.S. Chapter 138A, the State Government Ethics Act ("the Ethics Act").

**I did not find an actual conflict of interest or the potential for a conflict of interest.**

The Sedimentation Control Commission was established to develop and administer a comprehensive State erosion and sedimentation control program. The Commission also assists local and state governmental agencies in developing erosion and sedimentation control programs, and prepares publications and other materials dealing with sedimentation control techniques.

The State Government Ethics Act establishes ethical standards for certain public servants, including conflict of interest standards. G.S. 138A-31 prohibits public servants from using their positions for their financial benefit or for the benefit of a member of their extended family or a business with which they are associated. G.S. 138A-36(a) prohibits public servants from participating in certain official actions in which they have an economic interest or if the public servant, a member of the public servant's extended family, or a business with which the public servant is associated would otherwise benefit from that action.

Mr. Voiland fills the ex-officio role of the Director of the Water Resources Research Institute and the NC Sea Grant program at NC State University.

In addition to the conflicts standards noted above, G.S. 138A-32 prohibits public servants from accepting gifts, directly or indirectly (1) from anyone in return for being influenced in the discharge of their official responsibilities, (2) from a lobbyist or lobbyist principal, or (3) from a person or entity which is doing or seeking to do business with the public servant's agency, is regulated or controlled by the public servant's agency, or has particular financial interests that may be affected by the public servant's official actions. Exceptions to the gift rule are set out in G.S. 138A-32(e).

Please contact me if you have any questions concerning my evaluation or the ethical standards governing public servants under the State Government Ethics Act.

Sincerely,

A handwritten signature in cursive script that reads "Stacey A. Phipps".

Stacey A. Phipps  
Attorney, SEI Unit

cc: Mr. Michael P. Voiland  
Mr. Mell Nevils, Ethics Liaison  
Mr. Kyle Sonnenberg, Chairman of the Commission



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ROBERT L. FARMER  
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PERRY Y. NEWSON  
EXECUTIVE DIRECTOR

July 2, 2009

The Honorable Beverly Perdue  
Governor of North Carolina  
20301 Mail Service Center  
Raleigh, NC 27699-0301

*Via email*

Re: Evaluation of Statement of Economic Interest Filed By Mr. Joseph E. Glass

Dear Governor Perdue:

I am in receipt of Mr. Joseph E. Glass' June 30, 2009 Statement of Economic Interest as a prospective appointee to the **Sedimentation Control Commission** ("Commission"). I have reviewed it for actual and potential conflicts of interest in accordance with G.S. Chapter 138A, the State Government Ethics Act ("the Ethics Act").

**I did not find an actual conflict of interest or the potential for a conflict of interest.**

The Sedimentation Control Commission was established to develop and administer a comprehensive State erosion and sedimentation control program. The Commission also assists local and state governmental agencies in developing erosion and sedimentation control programs, and prepares publications and other materials dealing with sedimentation control techniques.

The State Government Ethics Act establishes ethical standards for certain public servants, including conflict of interest standards. G.S. 138A-31 prohibits public servants from using their positions for their financial benefit or for the benefit of a member of their extended family or a business with which they are associated. G.S. 138A-36(a) prohibits public servants from participating in certain official actions in which they have an economic interest or if the public servant, a member of the public servant's extended family, or a business with which the public servant is associated would otherwise benefit from that action.

Mr. Glass fills the role of a professional engineer, nominated by the Professional Engineers of North Carolina, on the Commission.

In addition to the conflicts standards noted above, G.S. 138A-32 prohibits public servants from accepting gifts, directly or indirectly (1) from anyone in return for being influenced in the discharge of their official responsibilities, (2) from a lobbyist or lobbyist principal, or (3) from a person or entity which is doing or seeking to do business with the public servant's agency, is regulated or controlled by the public servant's agency, or has particular financial interests that may be affected by the public servant's official actions. Exceptions to the gift rule are set out in G.S. 138A-32(e).

Please contact me if you have any questions concerning my evaluation or the ethical standards governing public servants under the State Government Ethics Act.

Sincerely,

A handwritten signature in black ink that reads "Stacey A. Phipps".

Stacey A. Phipps  
Attorney, SEI Unit

cc: Mr. Joseph E. Glass  
Mr. Mell Nevils, Ethics Liaison  
Chairman of the Commission