

# WHO PAYS?

**Public Body, Public Official**

\$50/year cumulative Gift limit DOES NOT APPLY

**Source DOES NOT have a "legislative or administrative interest" in Public Body in a matter subject to the Public Official's decision or vote.**

**Source DOES have a "legislative or administrative interest" in Public Body in a matter subject to the Public Official's (or subordinate's) decision vote.**

## Guide to Oregon Ethics Act\* Gift Limitations and Exceptions - ORS 244.020(6)(b) Exceptions (A)-(O)

Category	Scenario	Conditions	Limitation/Exception	
Food Beverage Admission Reception Meeting	Public Official "represents" Public Body at reception, meal, meeting	Factors: Large number of people invited; event is publicized; written program available	Allowable as Exception to Gift Rules (exception (E))	
	Food/beverage consumed in association with review or execution of financial documents including any business agreement between Public Body and a private or public entity		Allowable as Exception to Gift Rules (exception (I))	
	Food/beverage is incidental (secondary or minor) to main purpose of reception and no cost is placed on food or beverage	Social gathering where food and beverages are informally provided	Allowable as Exception to Gift Rules (exception (L))	
		Plated sit-down meal	\$50/year cumulative Gift limit applies	
	Food/beverage consumed during trade-promotion, fact-finding mission, economic development activity, or negotiation	Sponsor is directly and immediately associated with the event.	Public Official receives authorization to represent Public Body and activity has been "officially sanctioned" via written approval from Council or supervisor.	Allowable as Exception to Gift Rules (exception (H))
	Private meals		\$50/year cumulative Gift limit applies	
Travel Lodging Food Reasonable Expenses	Expenses paid by fed/state/local govt; membership organization to which Public Body pay dues; or by 501©(3)	Public Official will deliver speech, make presentation, participate on panel	Allowable as Exception to Gift Rules (exception (F))	
		Public Official will "represent" Public Body but will not deliver speech, make presentation, participate on panel	Must receive authorization to represent Public Body via written approval from Council or supervisor.	Allowable as Exception to Gift Rules (exception (F))
		None of Above	\$50/year cumulative Gift limit applies	
	Trip is trade-promotion, fact-finding mission, economic development activity, or negotiation	Sponsor is directly and immediately associated with the event.	Public Official receives authorization to represent Public Body and activity has been "officially sanctioned" and trip expenses approved in advance via written approval from Council or supervisor.	Allowable as Exception to Gift Rules (exception (H))
	Travel expenses paid by one public official to another for travel within Oregon	To or from an event that bears a relationship to Public Official's office and Public Official participates in an official capacity		Allowable as Exception to Gift Rules (exception (K))
Entertainment Spectator or Participant	None of Above		\$50/year cumulative Gift limit applies	
	Entertainment is incidental (secondary or minor) to main purpose of another event		Allowable as Exception to Gift Rules (exception (M))	
	Public Official is viewing and/or participating in the entertainment for a ceremonial purpose with an official role in the entertainment event	Public Official is acting in official capacity and is representing Public Body	Must receive authorization to represent Public Body via written approval from Council or supervisor.	Allowable as Exception to Gift Rules (exception (N))
	None of Above		\$50/year cumulative Gift limit applies**	
Anything of economic value**	As part of the usual/customary practice of Public Official's private business, employment, volunteer work.	Gift bears no relationship to Public Official's official position.	Allowable as Exception to Gift Rules (exception (O))	
	None of Above		\$50/year cumulative Gift limit applies**	
Unsolicited tokens or awards of appreciation	plaque, trophy, desk item, wall memento, or similar	Resale value reasonably expected to be less than \$25 (assumed unless made from valuable raw material)	Allowable as Exception to Gift Rules (exception (C))	
	None of Above		\$50/year cumulative Gift limit applies	
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\* Note: this chart is intended as a **guide only**, and is not a substitute for legal advice regarding specific situations. Please call Ethics Commission at 503-378-5105 regarding application of these rules to specific situations.