



MONTGOMERY COUNTY ETHICS COMMISSION

Steven Rosen
Chair

Kenita V. Barrow
Vice Chair

October 10, 2016

Waiver 16-08-023

Pursuant to § 19A-12(b)(1)(B) of the Public Ethics Law, a public employee must not be employed by a business that negotiates or contracts with the County agency with which the public employee is affiliated, unless the Ethics Commission grants a waiver.

Gloria Charles is a Community Health Nurse in the Public Health Services Division at the Montgomery County Department of Health and Human Services (DHHS). She requests a waiver of the prohibition of § 19A-12(b)(1)(B) so that she can be employed as a Registered Nurse in the Neonatal Intensive Care Unit at Holy Cross Hospital, an entity that contracts with DHHS.

DHHS has several contracts with Holy Cross Hospital for various services. Ms. Charles's outside employment with Holy Cross is not funded by nor has any relationship to the contracts DHHS has with the hospital, and her employment with DHHS as a Community Health Nurse has no relation to the contracts the County has with Holy Cross.

Pursuant to § 19A-8(b)(3) of the Public Ethics Law, the Ethics Commission may grant a waiver of the prohibition of § 19A-12(b) if the Ethics Commission concludes that the proposed employment is not likely to create an actual conflict of interest. Upon a review of the request and the Department's concurrence in and support for the waiver request, the Commission finds that there is no actual conflict of interest. Pursuant to the standard of § 19A-8(b)(3), the Commission grants the waiver of the prohibition of § 19A-12(b).

In reaching this decision, the Commission has relied upon the facts as presented by Ms. Charles.

For the Commission:

Steven Rosen, Chair

MONTGOMERY COUNTY ETHICS COMMISSION

100 MARYLAND AVENUE, ROOM 204, ROCKVILLE, MARYLAND 20850
OFFICE: 240.777.6670 FAX: 240.777.6672