

# TOWN OF INDIAN HEAD

## ETHICS COMMISSION

### Financial Disclosure Statement Definitions

**“Attributable interest”** means:

1. Any interest held by a member of the immediate family of the person making the statement, if such interest was at any time during the reporting period directly or indirectly controlled by the person making the statement.
2. An interest held, at any time during the applicable period, by:
  - (i) A business entity in which the individual held a 10% or greater interest;
  - (ii) A business entity described in section (i) of this subsection in which the business entity held a 25% or greater interest;
  - (iii) A business entity described in section (ii) of this subsection in which the business entity held a 50% or greater interest; and
  - (iv) A business entity in which the individual directly or indirectly, through an interest in one or a combination of other business entities, holds a 10% or greater interest.
3. Any interest held by a trust or an estate

**“Business Entity”** means any corporation, general or limited partnership, sole proprietorship, joint venture, unincorporated association or firm, institution, trust, foundation, or other organization, whether or not operated for profit. “Business entity” does not include a governmental entity.

**“Doing business with”** means having or negotiating a contract that involves the commitment, either in a single transaction or a combination of transactions, of Five Thousand Dollars (\$5,000) or more of Town or Town-controlled funds or being regulated by or otherwise subject to the authority of the Town; or being registered as a lobbyist in accordance with the Indian Head Ethics Ordinance.

**“Earned income”** means income such as wages, salary, bonuses, professional fees or commissions that result from an individual’s personal labor or services, long-term disability benefits received prior to social security minimum retirement age, and net earnings from self-employment by the owner or operator of a business, or a minister or a statutory employee for federal income tax purposes.

**“Financial interest”** means:

1. Ownership of any interest as a result of which the owner has received, within any of the past three (3) years, or is presently receiving, or in the future is entitled to receive, more than One Thousand Dollars (\$1,000) per year; or

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2. Ownership, or the ownership of securities of the kind representing or convertible into ownership, of more than three percent (3%) of a business entity by a Town official or employee, or the spouse or domestic partner of an official or employee.

**“Gift”** means the transfer of anything of economic value regardless of the form without adequate and lawful consideration. “Gift” does not include a political campaign contribution regulated under the Elections Article, Annotated Code of Maryland, or any other provision of state or local law regulating the conduct of elections or the receipt of political campaign contributions.

**“Immediate Family”** means an individual’s parents, siblings, spouse, domestic partner, children, or dependents.

**“Interest”** means any legal or equitable economic interest, whether or not subject to an encumbrance or a condition, that is owned or held, in whole or in part, jointly or severally, directly or indirectly. For purposes of completion of the Financial Disclosure Statement, “interest” includes any interest(s) held at any time during the reporting period. “Interest” does not include:

1. An interest held in the capacity of an agent, custodian, personal representative, trustee, or other fiduciary unless the holder has an equitable interest therein;
2. An interest in a time or demand deposit in a financial institution;
3. An interest in an insurance or endowment policy or annuity contract under which an insurer promises to pay a fixed number of dollars either in a lump sum or periodically for life or some other specified period;
4. A common trust fund or a trust that forms part of a pension or profit-sharing plan which has more than twenty-five (25) participants and that has been determined by the Internal Revenue Service to be a qualified trust under the Internal Revenue Code; or
5. A college savings plan under the Internal Revenue Code;
6. “Interest” does not include a mutual fund or exchange-traded fund that is publicly traded on a national scale unless the mutual fund or exchange-traded fund is composed primarily of holdings of stocks and interests in a specific sector or area that is regulated by the individual's governmental unit.

**“Person”** means an individual or a business entity.

**“Quasi-governmental entity”** means an entity that is created by State statute, that performs a public function, and that is supported in whole or in part by the State but is managed privately.