Conflicts of Interest in Contracting Decision Flowchart

1. Is there a contract between you or your spouse and your unit of government? NO

YES

2. Do you or your spouse receive a prohibited “benefit” directly under that contract? NO

YES

3. Are you involved in “making” or “administering” that contract? NO

YES

4. Does an exception apply? NO

YES

STOP! Class 1 misd. Void contract

Did you:

- Attempt to influence the award of a contract under which you or your spouse directly benefit?
- Solicit or receive a gift, favor, reward, or service in exchange for influencing the award of a contract even if you or your spouse don’t directly benefit under that contract?

G.S. 14-234
Gifts & Favors Decision Flowchart

1. Is the giver of the gift ("prohibited giver") a:
   - Past (within the previous 12 months),
   - Current, or
   - Potential future vendor or contractor with your unit?

   YES ➔ CAN accept the gift

   NO ➔ 2. Are you involved in preparing or administering a contract (or inspecting or supervising a construction project) with the prohibited giver on behalf of your unit?

   YES ➔ CAN accept the gift

   NO ➔ 3. Is there an exception?*

       YES ➔ CAN accept the gift

       NO ➔ STOP! Class 1 misd.

*Exceptions:
1. Honoraria
2. Souvenirs/advertising items of nominal value
3. Meals at banquets
4. Gifts to professional organizations
5. Non-business customary gifts from family and friends

G.S. 133-32