

# AQUATIC PRESERVE SOCIETY, INC. CODE OF ETHICS

## PREAMBLE

- (1) It is essential to the proper conduct and operation of (herein "APS") that its board members, officers, and employees be independent and impartial and that their position not be used for private gain. Therefore, the Florida Legislature in Section 112.3251, Florida Statute (Fla. Stat.), requires that the law protect against any conflict of interest and establish standards for the conduct of APS board members, officers, and employees in situations where conflicts may exist.
  
- (2) It is hereby declared to be the policy of the state that no APS board member, officer, or employee shall have any interest, financial or otherwise, direct or indirect, or incur any obligation of any nature which is in substantial conflict with the proper discharge of his or her duties for the APS. To implement this policy and strengthen the faith and confidence of the people in Citizen Support Organizations, there is enacted a code of ethics setting forth standards of conduct required of APS board members, officers, and employees in the performance of their official duties.

## STANDARDS

The following standards of conduct are enumerated in Chapter 112, Fla. Stat., and are required by Section 112.3251, Fla. Stat., to be observed by APS board members, officers, and employees.

### **1. Prohibition of Solicitation or Acceptance of Gifts**

No APS board member, officer, or employee shall solicit or accept anything of value to the recipient, including a gift, loan, reward, promise of future employment, favor, or service, based upon any understanding that the vote, official action, or judgment of the APS board member, officer, or employee would be influenced thereby.

### **2. Prohibition of Accepting Compensation Given to Influence a Vote**

No APS board member, officer, or employee shall accept any compensation, payment, or thing of value when the person knows, or, with reasonable care, should know that it was given to influence a vote or other action in which the APS board member, officer, or employee was expected to participate in his or her official capacity.

### **3. Salary and Expenses**

No APS board member or officer shall be prohibited from voting on a matter affecting his or her salary, expenses, or other compensation as an APS board member or officer, as provided by law.

### **4. Prohibition of Misuse of Position**

An APS board member, officer, or employee shall not corruptly use or attempt to use one's official position or any property or resource which may be within one's trust, or perform official duties, to secure a special privilege, benefit, or exemption.

**5. Prohibition of Misuse of Privileged Information**

No APS board member, officer, or employee shall disclose or use information not available to members of the general public and gained by reason of one's official position for one's own personal gain or benefit or for the personal gain or benefit of any other person or business entity.

**6. Post-Office/Employment Restrictions**

A person who has been elected to any APS board or office or who is employed by an APS may not personally represent another person or entity for compensation before the governing body of the APS of which he or she was a board member, officer, or employee for a period of two years after he or she vacates that office or employment position.

**7. Prohibition of Employees Holding Office**


No person may be, at one time, both an APS employee and an APS board member at the same time.

**8. Requirements to Abstain From Voting**

An APS board member or officer shall not vote in official capacity upon any measure which would affect his or her special private gain or loss, or which he or she knows would affect the special gain or any principal by whom the board member or officer is retained. When abstaining, the APS board member or officer, prior to the vote being taken, shall make every reasonable effort to disclose the nature of his or her interest as a public record in a memorandum filed with the person responsible for recording the minutes of the meeting, who shall incorporate the memorandum in the minutes. If it is not possible for the APS board member or officer to file a memorandum before the vote, the memorandum must be filed with the person responsible for recording the minutes of the meeting no later than 15 days after the vote.

**9. Failure to Observe APS Code of Ethics**

Failure of an APS board member, officer, or employee to observe the Code of Ethics may result in the removal of that person from their position. Further, failure of the APS to observe the Code of Ethics may result in the Florida Department of Environmental Protection terminating its Agreement with the APS.

Signature:  Print Name Kevin Claridge, President  
Date: 08/21/20