



MEC
OPINION NO.

2006-Dle. 103--3

STATE OF MISSOURI
MISSOURI ETHICS COMMISSION
P. O. BOX 1370
JEFFERSON CITY, MISSOURI 65102

573/751-2020
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June 21, 2006

At the June 20, 2006 meeting of the Missouri Ethics Commission, your request for an opinion was discussed. The following is the Commission's response to your question:

Is it a conflict of interest for a contractor who removes rock from a school construction site to deposit the rock on property of a school board member?

From the facts presented the site preparation contractor would be awarded the project after submission of bids. The rock to be disposed of would become the property of the successful contractor and disposal of the rock and excess fill would be the responsibility of the contractor. Deposit of the excess material on the property of the school board member, would not result in a conflict of interest for the school board member. The school board member should abstain from voting on the rock removal contract and on any other matter pertaining to the rock removal contract.

Sincerely,

R.F. Connor
Executive Director

RFC:jh

NOTICE

Anyone examining this advisory opinion should be careful to note that an opinion of the Missouri Ethics Commission deals only with the specific request to which the opinion responded and only as to the law as it existed at the date of the response and cannot be relied upon for any other purpose or in any other manner.