

SETTLEMENT AGREEMENT

This agreement made and entered into between the Executive Branch Ethics Commission (hereinafter the "Commission") and William Harris.

WHEREAS, this agreement involves the matter styled *Executive Branch Ethics Commission v. William Harris*, Case No. 15-005;

WHEREAS, the Commission is designated by statute as the agency responsible for enforcing the Executive Branch Code of Ethics; KRS Chapter 11A;

WHEREAS, on January 30, 2015, the Commission alleged facts in an Initiating Order that William Harris violated the Executive Branch Code of Ethics codified at KRS 11A.020(1)(b), (c), and (d), and KRS 11A.020(2);

WHEREAS, William Harris was at all relevant times mentioned in the Initiating Order a "public servant" as defined in KRS 11A.010(9) and thus subject to the Executive Branch Code of Ethics; and

WHEREAS, William Harris indicates his desire to resolve all issues in this action by the execution of a Settlement Agreement.

NOW, THEREFORE, in settlement of the above allegations, the Commission and William Harris agree, pursuant to KRS 11A.100, as follows:

1. William Harris admits that he committed violations of the Executive Branch Code of Ethics codified at KRS 11A.020(1)(b), (c), and (d), and KRS 11A.020(2), as stated in the Appendix A to the Commission's Initiating Order of January 30, 2015, attached hereto and incorporated by reference herein.

2. William Harris agrees to pay the Commission a civil penalty of one thousand dollars (\$1,000.00) on or before March 15, 2016 in accordance with an Agreed Final Order.

3. William Harris agrees that upon the Agreed Final Order being issued by the Commission that he waives all rights to any further administrative process or appeal pursuant to KRS 13B.140 thereon.

4. The parties further agree that the acceptance of this Settlement Agreement and Agreed Final Order by both parties, and the fulfillment of its express terms, is in full accord and satisfaction of the herein referenced *Executive Branch Ethics Commission v. William Harris*, Agency Case No. 15-005.

5. This Settlement Agreement constitutes a public reprimand to William Harris, a copy of which will be provided to his appointing authority pursuant to KRS 11A.100(3)(c).

IN WITNESS THEREOF, the parties have caused this agreement to be executed:



William Harris

8/9/15

Date

EXECUTIVE BRANCH ETHICS COMMISSION:



Chair, William David Denton

9-30-15

Date



Vice Chair, William G. Francis

9-30-15

Date



Member, Lewis G. Paisley

9-30-15

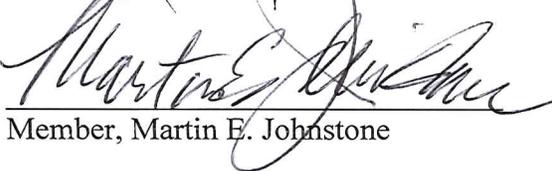
Date



Member, Richard L. Masters

9-30-15

Date



Member, Martin E. Johnstone

9-30-15

Date

**APPENDIX A
CASE NO. 15-005
INITIATING ORDER**

ALLEGATION OF VIOLATIONS

The Respondent, William Harris, was at all relevant times an employee of the Commonwealth of Kentucky, serving in the Department of Juvenile Justice, Justice and Public Safety Cabinet. As such, the Respondent was subject to the jurisdiction of the Commission. KRS 11A.010(9)(h).

During the course of its preliminary investigation, the Commission found probable cause to believe that William Harris committed the following violations:

COUNT I

William Harris, during his course of employment as a Youth Worker III, Louisville Day Treatment Center, Department of Juvenile Justice (“Department”), Justice and Public Safety Cabinet, used or attempted to use his influence in matters that involved a substantial conflict between his personal or private interest and his duties in the public interest; used or attempted to use any means to influence a public agency in derogation of the state at large; and failed to avoid all conduct which might in any way lead members of the general public to conclude that he was using his official position to further his professional or private interest.

Specifically, between March 2014 through July 2014, Harris used state time for his own personal use. Harris had requested and was given approval by the Department to work part-time for a private, outside employer. However, Harris worked full-time for this outside employer, as well as working overtime for this employer. On multiple occasions, Harris, while claiming to be working for the Department, was actually working for his outside employer. Harris would leave work from the Department early or would arrive to the Department late and claimed time that he was traveling to and from his outside employer as state time on his timesheets. Harris claimed

sick leave on his timesheets for time that we was actually working at his outside employer. Finally, Harris claimed voting leave for time that he did not use to vote.

Harris, by falsely completing his timesheets as stated above, used any means to influence his agency in derogation of the state at large. Harris used his official position in using state time, sick leave, and voting leave inappropriately giving him a financial gain of wages and benefits to which he was not entitled. Finally, by presenting falsified timesheets to his agency for time he did not work, did not vote, and was not sick, Harris was failing to avoid all conduct which might in any way lead members of the general public to conclude that he was using his official position to further his private interest.

These facts constitute violations of KRS 11A.020(1)(b), (c) and (d) and KRS 11A.020(2).

KRS 11A.020(1)(b), (c), and (d) provides:

- (1) No public servant, by himself or through others, shall knowingly:

 - (b) Use or attempt to use any means to influence a public agency in derogation of the state at large;
 - (c) Use his official position or office to obtain financial gain for himself or any members of the public servant's family; or
 - (d) Use or attempt to use his official position to secure or create privileges, exemptions, advantages, or treatment for himself or others in derogation of the public interest at large.

KRS 11A.020(2) provides:

- (2) If a public servant appears before a state agency, he shall avoid all conduct which might in any way lead members of the general public to conclude that he is using his official position to further his professional or private interest.

(End of document)