

## **ADVISORY OPINION 92 – 11**

December 21, 1992

RE: Ethics Commission Advisory Opinion Request

Your request dated November 11, 1992, to the Attorney General, for an opinion regarding proposed consulting work has been referred to the Executive Branch Ethics Commission (the "Commission"). Accordingly, the Commission issues the following advisory opinion.

The relevant facts are as follow: John Doe is employed as a branch manager in a cabinet of state government. An out-of-state law firm has requested that Mr. Doe act as a consultant for it on issues in which he works daily in state government. The law firm's clients do business in states other than Kentucky; moreover, no services would be provided through the law firm to Kentucky businesses in connection with Mr. Doe's consulting services.

While the Code of Ethics applies to Mr. Doe in his capacity as a state employee, the Commission finds that he is not prohibited thereunder from being employed as a consultant in the above circumstances. The Commission takes particular notice that Mr. Doe will be providing no consulting services to or on behalf of firms that do business with the Commonwealth of Kentucky. If the out-of-state law firm does business with or represents clients before Mr. Doe's agency of state government, the Commission does not approve Mr. Doe's employment.