MINUTES OF THE MEETING OF THE INDIANA STATE ETHICS COMMISSION January 11, 2024

I. Call to Order

A regular meeting of the State Ethics Commission ("Commission") was called to order at 10:00 a.m. Commission members present were Katherine Noel, Chair; Corinne Finnerty; John Krauss; Sue Anne Gilroy; and Rafael Sanchez. Office of Inspector General (OIG) staff present included David Cook, Inspector General; Tiffany Mulligan, Chief of Staff and Chief Legal Counsel; Sean Gorman, State Ethics Director; Mark Mitchell, Director of Investigations; Doreen Clark, Staff Attorney; Mark Mader, Staff Attorney; Hope Blankenberger, Staff Attorney, Mike Lepper, Special Agent; Jason Fajt, Special Agent; Sam Stearley, Special Agent, and Nathan Baker, Legal Assistant.

Others present were Mattheus Mitchell, Compliance and Ethics Specialist, Indiana Department of Revenue; Matthew Gerber, Ethics Officer, Family and Social Services Administration; Jessica Keyes, General Counsel, Family and Social Services Administration; and, Allison Taylor, former employee of the Family and Social Services Administration.

II. Adoption of Agenda and Approval of Minutes

Commissioner Krauss moved to adopt the agenda. Commissioner Gilroy seconded the motion, and the Commission passed the agenda (5-0).

Commissioner Gilroy moved to approve the Minutes of the December 14, 2023, Commission Meeting, and Commissioner Krauss seconded the motion, which passed (3-0). Commissioners Noel and Sanchez abstained due to absence from the December meeting.

III. Consideration of Waiver of Post-Employment Restrictions for Allison Taylor

Matthew Gerber, Deputy General Counsel and Ethics Officer for the Family and Social Services Administration (FSSA), and Jessica Keyes, General Counsel for FSSA, presented the proposed Waiver of Post-Employment Restrictions in this matter to the Commission for their approval.

Commissioner Sanchez moved to approve the Waiver, and Commissioner Krauss seconded the motion, which passed (5-0).

IV. Consideration of Final Report

In the Matter of Joseph F. Mulinaro Case Number 2023-03-0109

State Ethics Director Sean Gorman presented the Final Report regarding the Agreed Settlement in the Matter of Joseph Mulinaro for final approval. The Final Report was signed by Commissioners present at the meeting.

V. Ethics Director's Report

State Ethics Director Sean Gorman provided the following to the State Ethics Commission:

Nathan Baker, Legal Assistant at the Office of Inspector General, sent email reminders to the list of approximately 2200 state employees who have been identified as subject to the annual financial disclosure filing requirement under the Code of Ethics. These annual disclosures for calendar year 2023 are due to be filed by February 1, 2024. Mr. Baker is the primary point of contact for this process and coordinates tracking, updating records, and communicating with agencies and identified filers.

Mark Mader, Senior Staff Attorney at the Office of Inspector General, has announced his retirement from employment, effective January 19, 2024. Director Gorman reports that the agency has enjoyed working with him and benefited immensely from his experience in a long, distinguished career in public service. Mr. Mader previously worked as a deputy prosecutor in an Indiana county prosecutor's office, as a deputy attorney general in the Indiana Attorney General's office, as legal counsel at Indiana's Alcohol and Tobacco Commission, and early legal career work at the Kentucky Governor's office. The Office of Inspector General congratulates Mr. Mader on his well-earned retirement.

The Office of Inspector General issued 11 informal advisory opinions since the Commission's previous meeting, regarding circumstances involving post-state employment opportunities, prospective outside employment opportunities, gifts, and nepotism. Director Gorman provides that legal staff at the Office of Inspector General take care to analyze specific circumstances in light of past Commission decisions in previous formal advisory opinions. Staff will often emphasize a recommendation in these informal advisory opinions that the requestor seek the Commission's formal advisory opinion when presented with unique fact patterns, matters that the Commission has not previously weighed in on, or circumstances where the Commission's application of the Code is uncertain.

VI. Adjournment

Commissioner Gilroy moved to adjourn the public meeting of the State Ethics Commission. Commissioner Krauss seconded the motion, which passed (5-0).

The public meeting adjourned at 10:23 a.m.