

## Chapter Eth 2

## STATEMENT OF ECONOMIC INTERESTS

Eth 2.045 Identification of organizations	Eth 2.08 Signing statement
Eth 2.06 Interests held for the benefit of another	Eth 2.09 Failure to file a statement of economic interests as required by law
Eth 2.07 Valuation	

**Eth 2.01 Annual filing by state public officials.** History: Cr. Register, June, 1976, No. 246, eff. 7-1-76; r. Register, October, 1978, No. 274, eff. 11-1-78.

**Eth 2.02 Initial statement of economic interests.** History: Cr. Register, June, 1976, No. 246, eff. 7-1-76; am. Register, September, 1976, No. 249, eff. 10-1-76; am. Register, October, 1977, No. 262, eff. 11-1-77; r. Register, October, 1978, No. 274, eff. 11-1-78.

**Eth 2.03 Filing by nominees and candidates for state public office.** History: Cr. Register, June, 1976, No. 246, eff. 7-1-76; am. (1) (Intro.) and (a) and (2), Register, September, 1976, No. 249, eff. 10-1-76; r. Register, October, 1978, No. 274, eff. 11-1-78.

**Eth 2.035 Current information.** History: Cr. Register, June, 1976, No. 246, eff. 7-1-76; r. Register, October, 1978, No. 274, eff. 11-1-78.

**Eth 2.04 Determination of significant fiduciary relationship.** History: Cr. Register, June, 1976, No. 246, eff. 7-1-76; am. (intro.) and (1), renum. (2) to be Eth 2.06 and am., Register, September, 1976, No. 249, eff. 10-1-76; r. Register, October, 1978, No. 274, eff. 11-1-78.

**Eth 2.045 Identification of organizations.** The identification of an organization is information sufficient to enable a person to ascertain without extraordinary diligence the following information:

- (1) The general nature of the business or activity in which the organization is engaged.
- (2) The identity of the organization's directors and principal officers, if any.
- (3) In the case of a partnership, the identity of the general partners.
- (4) If the organization's business is primarily income producing real property, the property's location.

History: Cr. Register, June, 1977, No. 258, eff. 7-1-77; am. Register, October, 1978, No. 274, eff. 11-1-78.

**Eth 2.05 Trusts.** History: Cr. Register, June, 1976, No. 246, eff. 7-1-76; r. and recr. Register, September, 1976, No. 249, eff. 10-1-76; r. Register, October, 1978, No. 274, eff. 11-1-78.

**Eth 2.06 Interests held for benefit of another.** Economic interests held in the name of a bank, broker-dealer, trustee, or nominee for the account of a person are owned by the person for whose benefit they are held. A person owns economic interests held in the name of another person or entity if by reason of any contract, understanding, relationship, including a family relationship or arrangement, such person obtains therefrom benefits substantially equivalent to those of ownership.

History: Renum. from 2.04 (2) and am., Register, September, 1976, No. 249, eff. 10-1-76.

**Eth 2.07 Valuation.** (1) For the purpose of determining whether economic interests are required to be disclosed under s. 19.44 Stats., the following methods of valuation shall be used:

Register, October, 1978, No. 274

(a) The value of securities listed on a stock exchange shall be the closing price on such exchange.

(b) The value of unlisted securities traded in the over-the-counter market shall be the average of the bid and asked price.

(c) The value of securities for which no market information is readily available shall be determined as follows:

1. Common stock or equivalent securities—book value (net worth divided by number of outstanding voting shares times the number of shares held).

2. Preferred stock—redemption price or par or stated value if not redeemable.

3. Debt securities—unpaid balance.

(d) The value of a sole proprietorship shall be its net worth as shown on the books of the business.

(e) The value of an interest in the capital of a partnership shall be the book value (net worth of the partnership times percentage of interest held). If the interest is only in "net profit or loss" of a partnership, identify the partnership and indicate that the interest is only in "net profit or loss".

*History:* Cr. Register, June, 1976, No. 246, eff. 7-1-76; am. (1) (intro.), Register, October, 1978, No. 274, eff. 11-1-78.

**Eth 2.08 Signing statement.** Each person required to file a statement of economic interests shall sign such statement indicating the truth of the information contained therein. If such statement is prepared by a person other than the person required to file a statement of economic interests, such person shall also sign the statement and provide his or her address.

*History:* Cr. Register, June, 1976, No. 246, eff. 7-1-76; am. Register, September, 1976, No. 249, eff. 10-1-76.

**Eth 2.09 Failure to file a statement of economic interests as required by law.** If a person fails to file a statement of economic interests by the deadline established for filing, or if a person fails to disclose economic interests required to be disclosed, the board shall issue a notice to such person. The notice shall be sent by certified mail and shall provide:

(1) A specific indication of the nature of such person's failure to file a statement of economic interests as required by law.

(2) A date by which such person shall file a statement of economic interests as required by law. The date set for filing the statement shall not be less than 10 days from the date the notice is issued.

(3) A statement which explains what action the board will take to enforce the financial disclosure provisions of the law.

*History:* Cr. Register, June, 1976, No. 246, eff. 7-1-76.