

# CONFLICTS OF INTERESTS POLICY



## PURPOSE

This policy of ownership disclosure and prohibiting conflicts of interest applies to all members of the Memphis Area Association of REALTORS®.

## OWNERSHIP DISCLOSURE

Members must disclose ownership interest or financial interest in entities prior to speaking to a decision-making body about the entity. After making the necessary disclosure, a member may participate in the discussion and vote on the matter unless the member has a conflict of interest as defined in this policy.

Ownership interest is defined as the cumulative holdings of the member, the member's spouse, children, siblings, and any trust, corporation, or partnership in which any of the foregoing individuals is an officer or director, or owns, in the aggregate, at least fifty percent (50%) of the (a) beneficial interest (if a trust), (b) stock (if a corporation), or (c) partnership interests (if a partnership).

Financial interest means any interest involving money, investments, credit, or contractual rights.

**Disclosure of Mutual Ownership:** When the Memphis Area Association of REALTORS® has an ownership interest in an entity and a member has an ownership interest in that same entity, such member must disclose the existence of his or her ownership interest prior to speaking to a decision-making body on any matter involving that entity.

**Disclosure of Financial Interest & Decision-Making Capacity:** If a member has personal knowledge that the Memphis Area Association of REALTORS® is considering doing business with an entity in which a member has any financial interest, or with an entity in which the member serves in a decision-making capacity, then such member must disclose the existence of his or her financial interest or decision-making role prior to speaking to a decision-making body about the entity.

If a member has a financial interest in, or serves in a decision-making capacity for, any entity that the member knows is offering products and services that compete with those offered by the Memphis Area Association of REALTORS®, then such member must disclose the existence of his or her financial interest or decision-making role prior to speaking to a decision-making body about an issue involving those competing products and services.

## OWNERSHIP DISCLOSURE

A member of any of the Memphis Area Association of REALTORS®' decision-making bodies will be considered to have a conflict of interest whenever that member:

1. Is a principal, partner, or corporate officer of a business providing products or services to the Memphis Area Association of REALTORS® or in a business being considered as a provider of products or services (“the Business”); or
2. Holds a seat on the board of directors of the Business unless the person’s only relationship to the Business is service on such board of directors as the Memphis Area Association of REALTORS®’s representative; or
3. Holds an ownership interest of more than one percent (1%) of the Business.

Members must disclose conflicts of interest at the outset of any discussions by a decision-making body pertaining to the Business or any of its products or services.

Members may not participate in discussion relating to that Business other than to respond to questions asked of them by other members of the body. Furthermore, no member with a conflict of interest may vote on any matter in which the member has a conflict of interest, including votes to block or alter the actions of the body in order to benefit the Business in which he or she has an interest.