

**DISCLOSURE BY NON-ELECTED STATE EMPLOYEE OF FINANCIAL INTEREST
AND DETERMINATION BY APPOINTING AUTHORITY**
AS REQUIRED BY G. L. c. 268A, § 6

RECEIVED
STATE ETHICS COMMISSION
2016 NOV 28 AM 9:44

	STATE EMPLOYEE INFORMATION
Name:	Michael T. Rogers
Title or Position:	CO III – Lieutenant
State Agency:	Department of Correction
Agency Address:	MCI –Plymouth, P.O. Box 207, South Carver, MA 02324
Office Phone:	508-291-2441 X0
Office E-mail:	
	My duties require me to participate in a particular matter, and I may not participate because of a financial interest that I am disclosing here. I request a determination from my appointing authority about how I should proceed.
	PARTICULAR MATTER
Particular matter E.g., a judicial or other proceeding, application, submission, request for a ruling or other determination, contract, claim, controversy, charge, accusation, arrest, decision, determination, or finding.	Please describe the particular matter. My duties as a Lieutenant for the Department of Correction at MCI-Plymouth, require me to act as Shift Commander of the 4pm to 12am shift. My wife is also assigned at MCI- Plymouth and works the 8am to 4pm shift. Occasionally, my wife will swap a shift or work overtime on the 4pm to 12am shift. As I may occasionally work overtime on the 8x4 shift.
Your required participation in the particular matter: E.g., approval, disapproval, decision, recommendation, rendering advice, investigation, other.	Please describe the task you are required to perform with respect to the particular matter. As a Shift Commander, the task at hand would be the supervision of my wife, if she were to work the 4pm to 12am shift or if I were to work the 8x4 shift. At no time, have I used my position to show favor or bias towards my wife. When assigning posts for the shift, I do so based on seniority. In the past when she has worked the 4pm to 12am shift she was assigned the post of visits, which is the least desirable post to work.
	FINANCIAL INTEREST IN THE PARTICULAR MATTER
Write an X by all that apply.	<input type="checkbox"/> I have a financial interest in the matter. <input type="checkbox"/> My immediate family member has a financial interest in the matter. <input type="checkbox"/> My business partner has a financial interest in the matter. <input type="checkbox"/> I am an officer, director, trustee, partner or employee of a business organization, and the business organization has a financial interest in the matter. <input type="checkbox"/> I am negotiating or have made an arrangement concerning future employment with a person or organization, and the person or organization has a financial interest in the matter.
Financial interest in the matter	Please explain the financial interest and include a dollar amount if you know it. There is no financial interest in the matter. The overtime is hired by a rotating list.

Employee signature:	<i>Lt. Michael S. Rogers</i>
Date:	11-7-16

DETERMINATION BY APPOINTING OFFICIAL

	APPOINTING AUTHORITY INFORMATION
Name of Appointing Authority:	Thomas A. Turco, III
Title or Position:	Commissioner
Agency/Department:	Department of Correction
Agency Address:	50 Maple Street Milford, MA 01757
Office Phone:	508-422-3330
Office E-mail	Thomas.Turco@MassMail.State.MA.US
	DETERMINATION
Determination by appointing authority: Write an X by your selection.	<p>As appointing official, as required by G.L. c. 268A, § 6, I have reviewed the particular matter and the financial interest identified above by a state employee.</p> <p><input type="checkbox"/> I am assigning the particular matter to another employee, or</p> <p><input type="checkbox"/> I am assuming responsibility for the particular matter, or</p> <p><input checked="" type="checkbox"/> I have determined that the financial interest is not so substantial as to be deemed likely to affect the integrity of the services which Commonwealth may expect from the employee.</p>
Appointing Authority signature:	<i>Thomas A. Turco III</i>
Date:	11/14/16
Comment:	Lt. Rogers does not approve swaps for his spouse. The swap agreement itself states in Paragraph 5: "Swap Slips must be signed by the shift commander. If two (2) swaps are affected, the signature of the shift commander on each shift is required." The approval for Sgt. Rogers to swap onto the shift for which Lt. Rogers is the shift commander comes from her own shift commander; there is not a situation in which Lt. Rogers can choose among pending swap requests to ensure that his wife receives a swap in preference to others.

Attach additional pages if necessary.

File copy with:

State Ethics Commission, One Ashburton Place, Room 619, Boston, MA 02108