

# ARKANSAS ETHICS COMMISSION

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## ADVISORY OPINION NO. 98-EC-012 Issued July 17, 1998

### ISSUE:

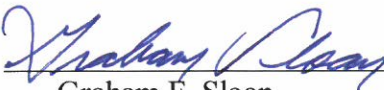
Whether it is permissible for a staff attorney for either a state agency or constitutional officer to use his or her state stationery to correspond with others about the affairs of a private group or association of which the staff attorney happens to be a member?

### ANSWER:

The statutes under the Commission's jurisdiction do not address this issue. Accordingly, the Commission cannot provide a definitive answer. The Commission notes, however, that Ark. Code Ann. § 21-8-304<sup>1</sup> and Governor's Policy Directive No. 5<sup>2</sup> are potentially applicable to the situation.

This advisory opinion is issued by the Arkansas Ethics Commission pursuant to Ark. Code Ann. § 7-6-217(g)(2).

### ARKANSAS ETHICS COMMISSION

By:   
Graham F. Sloan  
Staff Attorney

<sup>1</sup> This statute provides, in pertinent part, that "no state employee shall use his position to secure special privileges or exemption for himself... that is not available to others."

<sup>2</sup> This Policy Directive states, in pertinent part, that "[u]se of any and all State-owned...supplies shall be restricted to official State use only" and that "[u]nauthorized or personal use of...supplies may be grounds for dismissal."