



State of New Jersey
STATE ETHICS COMMISSION

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April 21, 2021

Chiqueena Lee, Esq.
Ethics Liaison Officer
Department of Corrections
Trenton, New Jersey 08625

Via Email Only: Chiqueena.Lee01@doc.nj.gov

Re: Waiver to the Provisions of *N.J.S.A. 52:13D-17.2(b)*

Dear Ms. Lee:

At its April 20, 2021 meeting, the State Ethics Commission considered your request on behalf of Heather McNenny, Senior Correctional Police Officer, Department of Corrections, whose father, Arthur DiGiovanni, is employed by Harrah's Casino as a slot technician. Based on the facts and circumstances set forth below, the Commission granted a waiver of the general prohibition of section 17.2(b).

Generally, Section 17.2(b) of the Conflicts Law prohibits all State officers and employees and members of their immediate families from holding an interest in, holding employment with, representing, appearing for, or negotiating on behalf of the holder of, or applicant for, a casino license or any holding or intermediary company with respect thereto. However, the statute also contains the following exception language:

except that ... a member of the immediate family of a State officer or employee, or person, may hold employment with the holder of, or applicant for, a casino license if, in the judgment of the State Ethics Commission ... such employment will not interfere with the responsibilities of the State officer or employee, or person, and will not create a conflict of interest, or reasonable risk of the public perception of a conflict of interest, on the part of the State officer or employee, or person

The Commission agrees that there is no conflict between Ms. McNenny's position at the Department and her father's employment with Harrah's Casino. Ms. McNenny's position and her father's employment do not overlap, and there is no conflict of interest or reasonable risk of the public perceiving any kind of conflict between her position and her father's casino employment.

Based on the facts and circumstances set forth above, the Commission granted the waiver of the general prohibition of section 17.2(b) in the case of Heather McNenny and her father, Arthur DiGiovanni.

Very truly yours,

STATE ETHICS COMMISSION



For the Commission
Mark T. Holmes
Executive Director

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