MEMORANDUM

Date: August 5, 2026

To: Melissa Manriquez
Clerk of the Board of Supervisors

From: Jan Lesher
County Administrator

Re: **Agenda Item Request for the August 25, 2026 Board of Supervisors Meeting**

Please place an Agenda item on the August 25, 2026 Board of Supervisors Meeting Agenda entitled:

Discussion/Direction/Action - Proposed Resolution Np. 2026-____, of the Board of Supervisors regarding Protecting the Public Trust by Prohibiting Personal Profit From Nonpublic Information

JKL/anc

c: Carmine DeBonis, Jr., Deputy County Administrator
Steve Holmes, Deputy County Administrator
Chad Kasmar, Deputy County Administrator

RESOLUTION NO. 2026 - _____

PIMA COUNTY RESOLUTION PROTECTING THE PUBLIC TRUST BY PROHIBITING PERSONAL PROFIT FROM NONPUBLIC INFORMATION

WHEREAS, due to the nature of their work, Pima County employees often have access to nonpublic information; and

WHEREAS, Arizona Revised Statute 38-504(B) prohibits public officers and employees from using or disclosing confidential, nonpublic information; and

WHEREAS, the proliferation of prediction markets provides the means for individuals to wager on a wide variety of topics, including government actions, election outcomes, politics, military actions, weather events, wildfires, sports, and other global, federal, state, and local affairs; and

WHEREAS, many of these wagers are expressly prohibited by applicable State law, and

WHEREAS, the public trust is eroded when public officials use nonpublic information learned in the course of their employment for personal profit.

NOW, THEREFORE, BE IT RESOLVED, the Pima County Board of Supervisors hereby orders and directs as follows:

1. All Pima County employees are prohibited from disclosing or using any nonpublic information obtained due to their public service to personally profit from, avoid loss from, or assist another person or entity in profiting or avoiding loss from participation in prediction markets. Any violation of this Resolution may result in discipline, up to and including termination, and may be referred to law enforcement.

2. To ensure the proper conduct of government business, to the extent not already so designated, all nonpublic information obtained by Pima County employees due to their public service that could be used for profit or the avoidance of loss via transactions on prediction markets is hereby designated confidential.

3. This Resolution shall not confer any legal rights or remedies upon any person and shall not be used as a basis for legal challenges to any action or inaction of a Pima County department, officer, employee, or agent thereof.

4. Nothing in this Resolution shall be construed to conflict with any federal or State law, regulation, or court order. Nothing in this Resolution shall affect or alter the existing statutory powers of any Pima County elected office or department.

5. For purposes of this Resolution, "Pima County employees" includes all Pima County officers and employees, members of boards, committees and commissions in all departments and Special Districts.

6. If any provision of this Resolution or its application to any person or circumstance is held invalid by any court of competent jurisdiction, such invalidity does not affect any other provision or application of this Resolution which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Resolution are declared to be severable.

7. This Resolution takes effect immediately upon approval, and shall remain in effect until repealed, replaced, or rescinded.

PASSED AND ADOPTED THIS _____ day of _____, 2026

_____
Jennifer Allen, Chair, Board of Supervisors

ATTEST:

_____
Melissa Manriquez, Clerk of the Board

APPROVED AS TO FORM:

_____
Deputy County Attorney