See changes in para. (d)

Adopt 2 Cal. Code Regs. Section 18750.3 to read:

§ 18750.3 Charter Schools - Adoption and Promulgation of Conflict of Interest Codes

(a) A charter school established under Education Code section 47600 et seq. shall adopt and promulgate a conflict of interest code in accordance with Section 87300 et seq. of the Act, unless the charter school has been included in the conflict of interest code of its chartering agency. “Chartering agency” means the local school district, county board of education, or the State Board of Education that granted the petition for establishment of the charter school. If a charter school and its chartering agency cannot agree on whether the charter school may have its own conflict of interest code, the code reviewing body of the chartering agency shall make the determination.

(b) The Commission is the code reviewing body of a charter school with jurisdiction in more than one county. The county board of supervisors is the code reviewing body for a charter school with jurisdiction wholly within one county.

(c) For purposes of this regulation, a charter school has jurisdiction in more than one county if the charter school:

(1) Has been chartered by more than one school district and the school districts are not located in the same county;

(2) Is a statewide benefit charter school; or

(3) Is a nonclassroom-based charter school in which a majority of its enrolled students reside in more than one county.

(d) A charter management organization or education management organization (as defined in Cal. Code Regs., tit. 5 § 4804) authorized by the State Board of Education to

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operate at multiple sites throughout the state pursuant to Education Code section 47605.8, and operating at sites in multiple counties, that holds or controls any public funds shall adopt and promulgate a conflict of interest code unless the organization has been included in the conflict of interest code of the charter school it manages or operates or the charter school’s chartering agency. The conflict of interest code shall require full disclosure for members of its governing board and any other individuals that manage public funds.


HISTORY