STATE OF CALIFORNIA
FAIR POLITICAL PRACTICES COMMISSION
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Office of Administrative Law
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TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission (the Commission), under the authority vested in it by the Political Reform Act (the Act)[1] by Section 83112 of the Government Code proposes to adopt, amend, or repeal regulations in Title 2, Division 6 of the California Code of Regulations. The Commission will consider the proposed regulation at a public hearing on or after **August 17, 2017** at the offices of the Fair Political Practices Commission, 428 J Street, Suite 800, Sacramento, California, commencing at approximately **10:00 a.m.** Written comments should be received at the Commission offices no later than **5:00 p.m.** on **August 15, 2017**.

NOTICE OF INTENTION TO AMEND EXISTING CONFLICT OF INTEREST CODE

The Commission is providing notice of its intention to review and amend 2 Cal. Code Reg. Section 18351, the Commission's conflict of interest code. Authority for this action is based on Government Code Section 87306. A 45-day written comment period has been established commencing on **May 26, 2017**, and closing on **July 10, 2017**. Written comments concerning the proposed amendments should be directed to the Fair Political Practices Commission, Attention: Brian Lau, 428 J Street, Suite 620, Sacramento, California 95814. For inquiries, call (916) 322-5660. Any written comments relating to the proposed action must be received no later than **August 15, 2017,** in order for them to be considered by the agency before it amends its code.

The Commission has prepared an Initial Statement of Reasons as a written explanation of the reasons for the amendments. This Initial Statement of Reasons, the regulatory language of the proposed amendment, and other information upon which the proposed amendment is based are available to interested persons at the Commission's address listed above.

After the Commission's public hearing, the agency's proposed conflict of interest code will be submitted to the agency's Code Reviewing Body (i.e., the Attorney General's Office) for its review.

REGULATORY ACTION

Amend 2 Cal. Code Regs. Section 18351: Pursuant to Government Code Section 87306 and 2 Cal. Code Regs. Section 18750, the Commission will amend its conflict of interest code due to changed circumstances, including the creation of new positions which must be designated pursuant to Government Code Section 87302 and relevant changes in the duties assigned to existing positions.

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[1] The Political Reform Act is contained in Government Code sections 81000 through 91014. All further statutory references are to the Government Code. The regulations of the Fair Political Practices Commission are contained in sections 18110 through 18997 of Title 2 of the California Code of Regulations (hereafter Regulation).

Executive Office

- The positions of Communications Director and Legislative Coordinator have been moved from the Executive Office into the External Affairs and Education Division. The External Affairs position no longer exists.

External Affairs and Education Division

- The former Technical Assistance Division has been renamed and restructured resulting in the new External Affairs and Education Division.

- The Communications Director position has been retitled Information Officer and moved from the Executive Office.

- Legislative Coordinator has been retitled Legislative and External Affairs Coordinator and moved from the Executive Office.

- The positions of Staff Services Manager I and Political Reform Consultant have been moved from the former Technical Assistance Division.

Legal Division

- The positions of Staff Services Manager II and Political Reform Consultant have been moved from the former Technical Assistance Division.

Enforcement Division

- The position of Assistant Enforcement Chief has been listed separately. This position was formerly included in the FPPC Counsel designation.

- Staff Services Manager I is a new position responsible for supervising the Political Reform Consultants.

- A former Political Reform Consultant position was retitled Staff Services Analyst/Assistant Political Reform Consultant.

- The Staff Services Analyst (Procurement Position) was retitled Staff Services Analyst (subpoena services). The duties have not changed.

- The Associate Government Program Analyst position has been abolished.

Administration and Technology Division

- The position of Data Processing Manager was retitled Chief Information Officer.

- The Personnel Officer position was upgraded to Division Manager. The position now also oversees the Statement of Economic Interests Unit. The disclosure categories were adjusted accordingly.

- The Staff Services Manager I is a new position and oversees the Statement of Economic Interests Unit.

- The Project Manager position was limited term and is no longer in use.

Technical Assistance Division

- This division has been retitled External Affairs and Education Division. Some positions were absorbed by the Legal Division.

SCOPE:

The Commission may adopt the language noticed herein, or it may choose new language to implement its decisions concerning the issues identified above or any related issues. The Commission must determine that no alternative considered by the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

FISCAL IMPACT STATEMENT:

Fiscal Impact on Local Government. This regulation will have no fiscal impact on any local entity or program.

Fiscal Impact on State Government. This regulation will have no fiscal impact on any state entity or program.

Fiscal Impact on Federal Funding of State Programs. This regulation will have no fiscal impact on the federal funding of any state program or entity.

The adoption of the proposed amendments: (1) will not impose a cost or savings on any state agency, local agency or school district that is required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of the Government Code; (2) will not result in any nondiscretionary cost or savings to local agencies; (3) will not result in any cost or savings in federal funding to the state; (4) will not impose a mandate on local agencies or school districts; and (5) will not have any potential cost impact on private persons or businesses including small businesses.

AUTHORITY:

Government Code Section 83112 provides that the Fair Political Practices Commission may adopt, amend, and rescind rules and regulations to carry out the purposes and provisions of the Political Reform Act.

REFERENCE:

The purpose of this regulation is to implement, interpret, and make specific Government Code Section 87300, 87302, 87303, 87306 and 87311.

CONTACT:

Any inquiries should be made to Brian Lau, Fair Political Practices Commission, 428 J Street, Suite 800, Sacramento, CA 95814; telephone (916) 322-5660 or 1-866-ASK-FPPC. Proposed regulatory language can be accessed at http://www.fppc.ca.gov/the-law/fppc-regulations/proposed-regulations-and-notices.html