

1 Amend 2 Cal. Code Regs. Section 18351 to read:

2 **§ 18351. ~~Conflict of Interest~~ Conflict-of-Interest Code of the Fair Political Practices**

3 **Commission.**

4 (a) The Political Reform Act, Government Code Sections 81000, et seq., requires state
5 and local government agencies to adopt and promulgate ~~Conflict of Interest~~ Conflict-of-Interest
6 Codes. The Fair Political Practices Commission has adopted a regulation, Regulation 18730,
7 which contains the terms of a standard model ~~Conflict of Interest~~ Conflict-of-Interest Code,
8 which can be incorporated by reference, and which may be amended by the Fair Political
9 Practices Commission to conform to amendments in the Political Reform Act after public notice
10 and hearings. Therefore, the terms of Regulation 18730 and any amendments to it duly adopted
11 by the Fair Political Practices Commission along with the attached Appendix in which officials
12 and employees are designated and disclosure categories are set forth, are hereby incorporated by
13 reference and constitute the ~~Conflict of Interest~~ Conflict-of-Interest Code of the Fair Political
14 Practices Commission.

15 Designated ~~employees~~ positions shall file statements of economic interests with the Fair
16 Political Practices Commission which will make the statements available for public inspection
17 and reproduction. (Gov. Code Section 81008.) Statements for all designated ~~employees~~ positions
18 will be retained by the Fair Political Practices Commission. For informational purposes only:
19 Statements for Fair Political Practices Commissioners are filed with the Office of the Attorney
20 General.

21

(b) Appendix

	<i>Assigned</i>
	<i>Disclosure</i>
<i>Designated Positions</i>	<i>Category</i>
<i>EXECUTIVE OFFICE</i>	
Executive Director	1
Communications Director	1
Government Affairs Director <u>Legislative Coordinator</u>	1
Executive Fellow	3
Consultant	*
<i>LEGAL DIVISION</i>	
General Counsel	1
<u>Assistant General Counsel</u>	<u>1</u>
FPPC Counsel	1
Political Reform Consultant	3
Staff Services Analyst/Legal Analyst	4
<i>ENFORCEMENT DIVISION</i>	
Division Chief	1
Assistant Division Chief	1
Chief Investigator <u>Supervising Special Investigator II</u>	1
FPPC Counsel	1
Investigator <u>All Investigators (except Supervising Special Investigator II)</u>	2
Accounting Specialist <u>All Program Specialists</u>	2

1	Political Reform Consultant	2
2	Staff Services Analyst/Associate Governmental Program Analyst	5
3	<i>TECHNICAL ASSISTANCE DIVISION</i>	
4	Division Chief	1
5	Assistant Chief	1
6	Manager, Filing Officer Programs	3
7	Political Reform Consultant	3
8	Staff Services Analyst	3
9	<i>ADMINISTRATION DIVISION</i>	
10	Division Chief	1
11	Chief Information Officer <u>Data Processing Manager</u>	4
12	All Information Technology Staff, other than	
13	Chief Information Officer, at or above the position of	
14	Associate Information Systems Analyst level	5
15	<u>Associate Information Systems Analyst (Network Operations)</u>	5
16	Associate Personnel Analyst <u>Personnel Officer</u>	4
17	Associate Governmental Program Analyst	4
18	Budget Officer	4
19	Staff Services Analyst	4
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1 * Consultants shall disclose pursuant to the broadest disclosure category in the code
2 subject to the following limitations:

3 The Executive Director may determine in writing that a particular consultant, although a
4 "designated ~~employee~~ position," is hired to perform a range of duties that are limited in scope
5 and thus is not required to comply with the disclosure requirements described in this section.
6 Such determination shall include a description of the consultant's duties and, based upon that
7 description, a statement of the extent of disclosure requirements. The determination of the
8 Executive Director is a public record and shall be retained for public inspection in the same
9 manner and location as this ~~conflict of interest code~~ Conflict-of-Interest Code. Nothing herein
10 excuses any such consultant from any other provision of this ~~conflict of interest~~ Conflict-of-
11 Interest Code.

12 *Disclosure Categories*

13 *Category 1*

14 A designated ~~employee~~ position in this category must report investments, business
15 positions, interests in real property, and sources of income, including gifts, loans, and travel
16 payments.

17 *Category 2*

18 A designated ~~employee~~ position in this category must report:

19 Interests in real property.

20 Investments and business positions in business entities, and income, including gifts,
21 loans, and travel payments, from sources that:

22 (A) Are, or were, during the previous two years a "candidate," "public official,"
23 "committee," "lobbyist," "lobbying firm," or "lobbyist employer" within the meaning of the

1 Political Reform Act, or file periodic reports pursuant to Government Code Sections 86114 and
2 86116; or

3 (B) Are attorneys that represent persons described in Category ~~2A~~ 2(A) in matters
4 directly related to their status as described in Category ~~2A~~ 2(A); or

5 (C) Are committee treasurers; or

6 (D) Were the subject of a ~~complaint~~ complaint to, investigation by, or enforcement action
7 of, the Commission, that was acted upon or participated in by the filer during the period covered
8 by the statement.

9 *Category 3*

10 A designated ~~employee position~~ employee position in this category must report investments and business
11 positions in business ~~entities~~ entities, and income, including gifts, loans, and travel payments,
12 from sources that:

13 (A) Are, or were, during the previous two years a "candidate," "public official,"
14 "committee," "lobbyist," "lobbying firm," or "lobbyist employer" within the meaning of the
15 Political Reform Act, or file periodic reports pursuant to Government Code Sections 86114 and
16 86116; or

17 (B) Are attorneys that represent persons described in Category ~~3A~~ 3(A) in matters
18 directly related to their status as described in Category ~~3A~~ 3(A); or

19 (C) Are committee treasurers.

20 *Category 4*

21 A designated ~~employee position~~ employee position in this category must report investments and business
22 positions in business entities and income, including gifts, loans, and travel payments, from

1 sources that are of the type that within the previous two years has provided services, equipment,
2 leased space, materials, or supplies to the ~~Fair Political Practices~~ Commission.

3 *Category 5*

4 A designated ~~employee~~ position in this category must report investments and business
5 positions in business entities, and income, including gifts, loans, and travel payments, from
6 sources that manufacture, distribute, supply, or install computer hardware or software of the type
7 utilized by the ~~agency~~ Commission, as well as entities providing computer consultant services.

8 NOTE: Authority cited: Section 83112, Government Code. Reference: Sections 87300, 87302,
9 87303, 87306 and 87311, Government Code.

10 HISTORY

- 11 1. New section filed 9-28-76; effective thirtieth day thereafter (Register 76, No. 40).
- 12 2. Amendment filed 5-2-79; effective thirtieth day thereafter (Register 79, No. 18).
- 13 3. Repealer and new section filed 4-22-81; effective thirtieth day thereafter (Register 81, No. 17).
- 14 4. Amendment filed 2-10-82; effective thirtieth day thereafter (Register 82, No. 7).
- 15 5. Amendment filed 10-10-86; effective thirtieth day thereafter (Register 86, No. 41).
- 16 6. Amendment filed 9-11-90; operative 10-11-90 (Register 90, No. 43). Submitted to OAL for
17 printing only pursuant to Government Code section 11343.8.
- 18 7. Amendment of section and Appendix filed 8-28-95; operative 8-28-95 pursuant to
19 Government Code section 11343.4(d). Approved by Fair Political Practices Commission
20 (Register 95, No. 35).
- 21 8. Editorial correction deleting previously repealed text (Register 95, No. 39).

1 9. Change without regulatory effect amending second paragraph in subsection (a) and Appendix
2 filed 10-2-95 pursuant to section 100, title 1, California Code of Regulations (Register 95, No.
3 40).

4 10. Amendment of Appendix and Reference citations filed 2-26-99; operative 3-28-99 (Register
5 99, No. 9). Submitted to OAL for printing only pursuant to Government Code section 11343.8.
6 This regulatory action was approved on 1-21-99 by the Attorney General of the State of
7 California as required by Government Code section 82011.

8 11. Amendment of Appendix filed 5-10-2002; operative 6-9-2002 (Register 2002, No. 19).
9 Submitted to OAL for printing only pursuant to Government Code section 11343.8. This
10 regulatory action was approved on 4-2-2002 by the Attorney General of the State of California as
11 required by Government Code section 82011.

12 12. Amendment of section and Appendix filed 1-23-2006; operative 2-22-2006 (Register 2006,
13 No. 4). Submitted to OAL for printing only pursuant to Government Code section 11343.8. This
14 regulatory action was approved on 12-8-2005 by the Attorney General of the State of California
15 as required by Government Code section 82011.

16 13. Amendment of section and Appendix filed 12-17-2007; operative 12-17-2007 (Register
17 2007, No. 51). Submitted to OAL for printing only pursuant to Government Code section
18 11343.8. This regulatory action was approved on 11-8-2007 by the Attorney General of the State
19 of California as required by Government Code section 82011.