

Amend 2 Cal. Code Regs., Section 18723.1 to read:

§ 18723.1. Statements of Economic Interests: Public Officials with Multiple Positions.

(a) Definitions. For purposes of this regulation.

(1) “Expanded Statement of Economic Interests” or “expanded statement” means a single statement of economic interests that a public official who holds multiple positions subject to reporting requirements may file in lieu of separate ~~and distinct~~ statements of economic interests for each position. An expanded statement shall disclose all reportable interests for all jurisdictions and list all positions for which it is filed.

(2) “Primary Position” means:

(A) For an official who holds multiple positions specified in Section 87200, the office to which the official was elected, or the position with the agency that requires the broadest disclosure if the official was not elected to a position specified in Section 87200.

(B) For an official who holds a single position specified in Section 87200 and one or more designated positions, the position specified in Section 87200.

(C) For an official who holds multiple designated positions, the position that requires the broadest disclosure.

(3) “Additional Position” means any position subject to reporting requirements that is not a primary position.

(b) Filing of Multiple Statements of Economic Interests and Listing of Additional Positions on Expanded Statement Not Required. An official is not required to file a statement of economic interests for a position, or list an additional position on an expanded statement, as follows:

1 (1) An official who holds a position specified in Section 87200 is not required to file
2 statements of economic interests under an agency's conflict of interest code or list that agency
3 position as an additional position in an expanded statement when the geographical jurisdiction of
4 that agency is the same or is wholly included within the jurisdiction of the agency for the position
5 specified in Section 87200.

6 (2) An official who holds multiple designated positions is not required to file statements
7 of economic interests under an agency's conflict of interest code or list that agency position as an
8 additional position in an expanded statement when the geographical jurisdiction of the agency is
9 the same or is wholly included within the jurisdiction of the other agency, the disclosure for the
10 other agency is the same as Section 87200, and the filing officer is the same for both agencies.

11 ~~(3) Statewide Elected Officers. Notwithstanding subdivisions (a)(1) and (c)(5), a~~
12 ~~statewide elected officer,~~ An elected state officer, ~~as specified in Section~~ Sections 82053 82021
13 and 82024, who holds multiple positions subject to reporting requirements, ~~and who files an~~
14 ~~expanded statement~~ is only required to file for the officer's primary position elective state office
15 and need not file an expanded statement and is not required to list additional positions.

16 (c) Authorization to File an Expanded Statement. An official who holds multiple
17 positions subject to reporting requirements may file an expanded statement with each agency
18 subject to the following conditions:

19 (1) Filing Location. An expanded statement shall be filed with the filing official for the
20 primary position as defined in subdivision (a)(2). The official shall file copies of the expanded
21 statement for each additional position with the filing officer of the respective agency.

22 (2) Format of the Expanded Statement. The format of an expanded statement shall be as
23 follows:

1 (A) If filed in paper format, the expanded statement submitted for the primary position
2 shall be signed under penalty of perjury and verified by the filer pursuant to Section 81004(a),
3 and the filer shall file a copy of that signed expanded statement for each additional position with
4 the applicable filing officer.

5 ~~(2)~~ (B) If filed for the primary position through the Commission's electronic filing
6 system or an agency's approved electronic filing system, thereby satisfying the requirements of
7 Section 81004(a) with respect to the expanded statement, the filer shall file a copy of that
8 expanded statement, indicating the electronic filing system's ~~SAN~~ System Acceptance Number
9 as described in Regulation 18115.2, for each additional position with the applicable filing officer.
10 If an agency's approved electronic filing system is incapable of processing an expanded
11 statement, the expanded statement shall be submitted in paper format as described in subdivision
12 (c)(2)(A) or electronic format as described in subdivision (c)(2)(C).

13 ~~(3)~~ (C) If filed in electronic format without a certified electronic filing system pursuant to
14 ~~subdivision (b) of Regulation 18757~~ 18757(b), the expanded statement submitted for the primary
15 position shall include a secure electronic signature, as defined in ~~subdivision (b)(2) of Regulation~~
16 ~~18104~~ 18104(b)(2), under penalty of perjury and verified by the filer pursuant to Section
17 81004(a), and the filer shall file a copy of that expanded statement for each additional position
18 with the applicable filing officer.

19 (4) If the primary and any additional positions are required to file with the Commission,
20 the filer shall only be required to file the expanded statement with the Commission once, for the
21 primary position.

22 (5) The official may only file an expanded assuming office statement for positions the
23 official assumes on the same day, or an expanded leaving office statement for positions the

1 official leaves on the same day. For purposes of this provision, an official assumes or leaves a
2 primary position and an additional position on the same day if the official is required by law to
3 hold the additional position throughout the duration of the time the official holds the primary
4 position.

5 (d) Filing an Expanded Statement Not Required. An official who holds multiple positions
6 subject to reporting requirements is not required to file an expanded statement and may instead
7 ~~fulfil~~ fulfill those reporting requirements by submitting separate statements for each position.

8 ~~(e) Alternative to Electronic Filing Systems. If the Commission's electronic filing system~~
9 ~~or an agency's approved electronic filing system is not capable of processing an expanded~~
10 ~~statement, the expanded statement shall be submitted in paper format as described in subdivision~~
11 ~~(e)(1) or electronic format pursuant to subdivision (b) of Regulation 18757.~~

12 ~~(f) (e) No Forwarding to the Commission~~ When Filing With Other Agencies. If an
13 official ~~files a copy of an expanded statement for an additional position~~ is not required to file a
14 statement of economic interests with the Commission, that copy is not required to be forwarded
15 the official need not forward a copy of the expanded statement to the Commission.

16 Note: Authority cited: Section 83112, Government Code. Reference: Sections 82019 and 87200-
17 87210, Government Code.