

State of California



Fair Political Practices Commission

Filing officer - Allegation of duties

P.O. BOX 807 • SACRAMENTO, 95804 ••• 1100 K STREET BUILDING, SACRAMENTO, 95814

August 19, 1976

A-76-576

Mr. S. L. Burr
Staff Assistant
Office of City Manager
1500 Warburton Avenue
Santa Clara, California

Dear Mr. Burr:

I have been asked to respond to your letter of July 27, 1976, addressed to Chairman Lowenstein. You asked the following question:

We are contemplating having designated persons for agencies of the City file statements of economic interest pursuant to a Conflict of Interest Code with the Office of the City Clerk rather than with the Agency.

Please inform us whether the Political Reform Act of 1974 as amended by SB 1373 would preclude us from adopting this policy.

Senate Bill 1373, amending Government Code Section 81005(g), provides:

All reports and statements required by Chapter 7 - one original with the agency; provided that for reports and statements filed by the head of the agency, a member of a board or commission not under a department of state government or not under the jurisdiction of a local legislative body, and a person who files a financial disclosure report pursuant to Article 2 (commencing with Section 87200) of Chapter 7, the agency shall make and retain a copy and forward the original to the code reviewing body.

The Political Reform Act of 1974, as amended by SB 1373, would permit adoption of your contemplated procedure under the following conditions:

1. As §81005(g) of the Act requires all such statements to be filed with the agency, each agency participating in

THE CITY OF SANTA CLARA
CALIFORNIA

1500 Warburton Ave.
984-3102

July 27, 1976

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Mr. Daniel Lowenstein, Chairman
Fair Political Practices Commission
1100 K Street
Sacramento, California 95814

Dear Mr. Lowenstein:

We are contemplating having designated persons for agencies of the City file statements of economic interest pursuant to a Conflict of Interest Code with the Office of the City Clerk rather than with the Agency.

Please inform us whether the Political Reform Act of 1974 as amended by SB 1373 would preclude us from adopting this policy.

Very truly yours,



S. L. Burr
Staff Assistant,
Office of the City Manager

SLB:ec