



California Fair Political Practices Commission

May 5, 1987

Jerry Stockett, CPUC
General Manager
California Municipal Insurance Authority
5330 Primrose Dr., Ste. 150
Fair Oaks, CA 95628

Re: Your Request for Advice
Our File No. A-87-109

Dear Mr. Stockett:

This is in response to your request for advice concerning the conflict of interest disclosure provisions of the Political Reform Act.^{1/}

FACTS

The California Municipal Insurance Authority (CMIA) is a joint powers agency with a membership of ten cities. CMIA is in the process of adopting a conflict of interest code which has been submitted to the Fair Political Practices Commission for approval.

QUESTION

You have asked whether the members of CMIA's board of directors must file statements of economic interests as individuals, on behalf of the cities they represent, or both.

CONCLUSION

The board members must disclose their own personal financial interests and sources of income as set forth in CMIA's conflict of interest code and are not required to disclose interests held by or sources of income to the cities they represent.

^{1/}Government Code Sections 81000-91015. All statutory references are to the Government Code unless otherwise indicated. Commission regulations appear at 2 California Administrative Code Section 18000, et seq. All references to regulations are to Title 2, Division 6 of the California Administrative Code.

ANALYSIS

The Act provides as one of its stated purposes:

Assets and income of public officials which may be materially affected by their official actions should be disclosed and in appropriate circumstances the officials should be disqualified from acting in order that conflicts of interest may be avoided.


Section 81002(c).

To implement this purpose, the Act requires state and local government agencies to adopt conflict of interest codes requiring certain officials to file periodic statements of economic interests (Form 730) disclosing specified investments, interests in real property and sources of income which may be affected by decisions the official makes. (Sections 87300-87313.) This disclosure requirement applies only to the official's or employee's own personal financial interests. Therefore, when members of CMIA's board of directors file statements of economic interests, they are not required to disclose interests held by or sources of income to the cities which they represent.

Please do not hesitate to contact me at (916) 322-5662 if you have additional questions.

Sincerely,

Diane M. Griffiths
General Counsel


By: Carla Wardlow
Political Reform Consultant

DMG:CW:kmt

CHARTER MEMBERS:

- CITY OF ALTURAS,
- CITY OF AVALON
- CITY OF BLUE LAKE
- CITY OF CLEARLAKE
- CITY OF PACIFIC GROVE
- CITY OF PLACERVILLE
- CITY OF POINT ARENA
- CITY OF RANCHO CUCAMONGA
- CITY OF TEHAMA
- CITY OF TRINIDAD

CALIFORNIA MUNICIPAL INSURANCE AUTHORITY

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A Public Agency
 5330 Primrose Drive, Suite 150
 Fair Oaks, CA 95628
 (916) 965-8450

OFFICERS:

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WILLIAM S. PITT
- VICE PRESIDENT:
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PHYLLIS BURROWS

April 3, 1987

State of California
 Fair Political Practices Commission
 Technical Assistance and Analysis Division
 428 J Street
 Sacramento, CA 95804

Gentlemen:

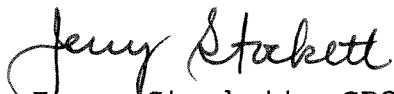
I have been authorized on behalf of the California Municipal Insurance Authority's Board of Directors to make an inquiry regarding the filing of "Statements of Economic Interests".

The question raised by the CMIA Board of Directors is as follows:

Should the joint powers agency Board Members file as individuals or should they file "Statements of Economic Interests" on behalf of the Cities they represent, or both?

We would appreciate a written response to this issue at your earliest convenience.

Sincerely,



Jerry Stockett, CPCU
 General Manager



California Fair Political Practices Commission

April 13, 1987

Jerry Stockett, CPCU
General Manager
California Municipal
Insurance Authority
5330 Primrose Drive, Suite 150
Fair Oaks, CA 95628


Re: 87-109

Dear Mr. Stockett:

Your letter requesting advice under the Political Reform Act was received on April 8, 1987 by the Fair Political Practices Commission. If you have any questions about your advice request, you may contact me directly at (916) 322-5662.

We try to answer all advice requests promptly. Therefore, unless your request poses particularly complex legal questions, or more information is needed, you should expect a response within 21 working days if your request seeks formal written advice. If your request is for informal assistance, we will answer it as quickly as we can. (See Commission Regulation 18329 (2 Cal. Adm. Code Sec. 18329).) You also should be aware that your letter and our response are public records which may be disclosed to the public upon receipt of a proper request for disclosure.

Very truly yours,


Jeanne Pritchard
Chief
Technical Assistance and Analysis
Division

JP:plh