



California Fair Political Practices Commission

December 21, 1989

Adolph Donins
1931 North H Street, #67
Oxnard, CA 93030

Re: Request for Informal Assistance
Our File No. I-89-682

Dear Mr. Donins:

You have requested advice concerning the conflict of interest provisions of the Political Reform Act ("Act").^{1/} Your request is one for general assistance. Accordingly, we are treating it as a request for informal assistance.^{2/}

QUESTIONS

Which employees of the State Compensation Insurance Fund (the "Fund") are required to file statements of economic interests? Where are those statements located, and are they of public record?

CONCLUSION

The conflict of interest code for the Fund is currently on file at the offices of the Fair Political Practices Commission. As stated in the conflict of interest code, the original financial disclosure statements for the board of directors are forwarded to our offices. However, original statements for all additional designated positions, and copies of the board of directors' statements, are filed at the Fund's offices in Sacramento. Pursuant to Section 81008, every statement of economic interests filed pursuant to the Act is a public record and open for public inspection and reproduction.

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

^{2/} Informal assistance does not provide the requestor with the immunity provided by an opinion or formal written advice. (Government Code Section 83114; 2 Cal. Code of Regs. Section 18329(c)(3).)

Mr. Donins
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I have enclosed a copy of the conflict of interest code for the Fund. To obtain copies of statements of economic interests for designated employees, you should contact the agency directly at its Sacramento office. If you are interested only in the board of director's statements, you may contact our Technical Assistance and Analysis Division at (916) 322-5662 for assistance.

FACTS

You have been referred to the offices of the Fair Political Practices Commission to ascertain if the employees of the State Compensation Insurance Fund are filing disclosure statements, and if so, whether you can obtain copies from our office.

ANALYSIS

Conflict of interest codes must be promulgated by all state agencies. They must designate those positions within the agency which make or participate in the making of decisions which may have a foreseeable material financial effect on any financial interest. For each designated position, the code must describe the types of financial interests made reportable.

To determine which employees are designated and what disclosure requirements they have been assigned, please refer to the enclosed copy of the conflict of interest code for the Fund, complete with the appendix of designated employees and the appendix of disclosure categories.

I hope that the above has been helpful to you. If you have any questions, or would like to discuss this further, please feel free to call me at (916) 322-5901.

Sincerely,

Kathryn E. Donovan
General Counsel



By: Cheryl A. Hoff
Staff Services Analyst
Legal Division

KED:CAH:I89682

cc State Compensation Insurance Fund

Fair Politics Practice Commission
428 J Street, Suite 800
Sacramento, Ca 95804

FPPC

Nov 29 1 17 PM '89

Dear Sirs, Madams,

My name is Adolph Donins, and I'm representing myself in a Workers' Compensation case. (Case No. 87 P 10301). The name of Insurance Company in the case is- State Compensation Insurance Fund, 669 County Square Drive, Ventura, Ca 93002. The private agency or company involved in this case is - DS Associates- Rehabilitation Consultants, 5755 Valentine Road, Suite 304, Ventura, Ca 93003.

My complaint is that the owners of DS Associates- Terry Dinneen, Susan Okoneski and Pamela Joyce- have spouses working for State Fund, Ventura branch in the capacity of Sales Manager and Assistant Claim Manager respectively. Therefore, in my judgment there's a violation of California Government Code & 3625. Auditors General Office, with whom I'm handling the case, suggested that I should ascertain that the State Fund has filled Disclosure relating to financial interests, as far as the owners spouses of DS Associates are concerned.

When I contacted the legal department of State Fund I was told that this information is confidential, but that 'designed employees' of State Fund do file disclosure which is found with your agency - and is public record. Therefore, please write me, informing that there's disclosure done and filled with you, or, there's no disclosure.

Sincerely,

Adolph Donins

Adolph Donins
1931 N. 'H' St. # 67
Oxnard, Ca 93030
Nov. 27, 1989
1-805-4855242



California Fair Political Practices Commission

December 1, 1989

Adolph Donins
1931 N. "H" Street, #67
Oxnard, CA 93030

Re: Letter No. 89-682

Dear Mr. Donins:

Your letter requesting advice under the Political Reform Act was received on November 29, 1989 by the Fair Political Practices Commission. If you have any questions about your advice request, you may contact Cheryl Hoff, in the Legal Division, directly at (916) 322-5901.

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 more information is needed, we will contact you shortly to advise you as to the information needed. If your request is for informal assistance, we will answer it as quickly as we can. (See Commission Regulation 18329 (2 Cal. Code of Regs. 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,

A handwritten signature in cursive script that reads "Kathryn E. Donovan".

Kathryn E. Donovan
General Counsel

KED:plh