

**CONFLICT-OF-INTEREST CODE FOR THE
SAN FRANCISCO BAY CONSERVATION AND
DEVELOPMENT COMMISSION**

The Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict-of-interest codes. The Fair Political Practices Commission has adopted a regulation (2 Cal. Code of Regs. Sec. 18730) that contains the terms of a standard conflict-of-interest code, which can be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendices designating positions and establishing disclosure categories shall constitute the conflict of interest code of the San Francisco Bay Conservation and Development Commission (**Commission**).

Commissioners, Alternate Commissioners, Board Members, Alternate Board Members and the Executive Director must file their statements of economic interests electronically with the **Fair Political Practices Commission**. All other individuals holding designated positions must file their statements with the **Commission**. All statements must be made available for public inspection and reproduction under Government Code Section 81008.

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APPENDIX A

<u>Designated Positions</u>	<u>Disclosure Categories</u>
Accounting Officer (all levels)	2, 3
Associate Governmental Program Analyst	2
Associate Management Analyst	2
Associate Personnel Analyst	3
Bay Development Design Analyst	2, 3
Career Executive Assignment (all levels)	1
Commissioners and Alternates, All	1
Chief Counsel I	1
Coastal Program Analyst (all levels)	2, 3
Coastal Program Manager	2, 3
Design Review Board, All members	1
Engineer Criteria Review Board, All members	1
Environmental Scientist (all levels)	2, 3
Executive Director	1
Engineer (all levels)	2
Attorney (all levels)	1
Information Technology all levels)	2
Staff Services Analyst	3
Staff Services Manager (all levels)	3
Consultants	*

* Consultants shall be included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The Executive Director may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus, is not required to comply fully with the disclosure requirements described in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Director's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict-of-interest-code. (Gov. Code Section 81008.)

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APPENDIX B

DISCLOSURE CATEGORIES

The Commission has specific jurisdictional boundaries, which can be found in the McAteer-Petris Act, Chapter 2. Definition of San Francisco 66610-66611. Although the Commission is a state agency, only economic interests within the Commission's boundaries (and 2-mile radius) are reportable.

Category 1: Persons in this category must report:

- (a) An interest in real property is reportable if the property, or any part of it, is located within or not more than two (2) miles outside the boundaries of the Commission's jurisdiction or within 2 miles of any land owned or used by the Commission.
- (b) Investments, and business positions in business entities, and sources of income, including gifts, loans, and travel payments, from entities located in or doing business within the Commission's jurisdiction.

Category 2: Persons in this category must report investments and business positions in business entities, and sources of income, including gifts, loans and travel payments, from entities that are subject to the regulatory or permit authority of the Commission including, but not limited to:

- (a) Entities that import or export goods or materials through a port, provides import or export services, or engages in maritime shipping, the loading or unloading of cargo, or any other commercial activity as a port;
- (b) Engages in environmental planning, real estate, (sales, brokerage or investment) or construction;
- (c) Engages in energy research, development, facilities construction, transportation, or transmission within the Commission's jurisdiction; and

- (d) Entities or sources of income from ocean-oriented commercial recreation or ocean-oriented public assembly facilities, including but not limited to restaurants, specialty shops, and hotels.

Category 3: Persons in this category must report:

Investments and business positions in business entities and sources of income (including receipt of gifts, loans, and travel payments) if the business entity or source provides leased facilities, products, equipment, vehicles, machinery or services (including training or consulting services) of the type utilized by the Commission.

Category 4: Persons in this category must report:

Investments and business positions in business entities and sources of income (including receipt of gifts, loans and travel payments) if the business entity or source provides information technology or telecommunications goods, products or services including computer hardware or software companies, computer consultant services, IT training companies, data processing firms and media services.

State of California
Office of Administrative Law

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SAN FRANCISCO BAY CONSERVATION
& DEVELOPMENT COMMISSION

In re:
San Francisco Bay Conservation and
Development Commission

Regulatory Action:

Title 14, California Code of Regulations

Adopt sections:
Amend sections: 11600
Repeal sections:

NOTICE OF FILING AND PRINTING ONLY

Government Code Section 11343.8

OAL Matter Number: 2018-1011-02

OAL Matter Type: File and Print Only (FP)

This is a Conflict of Interest code that has been approved by the Fair Political Commission and is being submitted for filing with the Secretary of State and printing only.

OAL filed this regulation(s) or order(s) of repeal with the Secretary of State, and will publish the regulation(s) or order(s) of repeal in the California Code of Regulations.

Date: October 30, 2018



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