

Adoption of Conflict of Interest Code (Consent Calendar)

Requested Action: Adopt a conflict of interest code for the Council.

Background

The State Political Reform Act requires state and local government agencies to adopt a conflict of interest code within 6 months after they come into existence (Government Code Section 873000 et seq.). As a new state agency, the Council must comply with this requirement.

At its April 22-23, 2010 meeting, the Council reviewed a proposed conflict of interest code prepared by staff, and following review and discussion, directed staff to initiate the formal rulemaking process pursuant to the state Administrative Procedure Act (APA).

Consistent with the APA and Fair Political Practices rulemaking procedures, staff filed a notice of proposed rulemaking with the Office of Administrative Law (OAL), provided the proposed code to affected employees for their review, and established a 45-day written comment period for public comment. No comments were received by staff by the close of the comment period, July 12, 2010. Once the code is adopted by the Council, it will be forwarded to the FPPC, which must formally approve it, and then transmit it to the OAL (and from there, to the Secretary of State) before it can become effective.

List of Attachments

Attachment 1 - Draft Conflict of Interest Code and FPPC Regulation Sec. 18730

Attachment 2 - Conflict of Interest Code Adoption Procedures

Contact

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