

SECTION 2970.  
CONFLICT OF INTEREST CODE FOR THE  
STATE LANDS 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 **State Lands Commission (Commission)**.

~~Individuals holding designated positions shall file their statements of economic interest with the **Commission's Filing Officer**, who will make the statements available for public inspection and reproduction. (Gov. Code Sec. 81008.) Upon receipt of the statements of the Executive Officer, the **Commission** shall make and retain copies and forward the originals to the Fair Political Practices Commission. Elected state officers (Lieutenant Governor and State Controller) and the Director of Finance do not file a statement of economic interests under this conflict-of-interest code. The statements for these officials are filed with the FPPC. All other statements will be retained by the **Commission**.~~

The Executive Officer must file his/her statement of economic interest electronically with the Fair Political Practices Commission. Elected state officers (Lieutenant Governor and State Controller) and the Director of Finance do not file a statement of economic interest under this conflict-of-interest code. The statements for these officials are filed 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.

## DISCLOSURE CATEGORIES

### Category 1

Designated employees assigned to this category must report:

- Any interest in real property in the State of California.
- Investments, business positions and income, including receipt of loans, gifts, and travel payments from a business entity that engages in the acquisition, sale, or development of real property.
- Investments, business positions and income, including receipt of loans, gifts, and travel payments from any person that holds a lease or rental agreement with the agency.

### Category 2

Designated employees assigned to this category must report:

Investments, business positions and income, including receipt of loans, gifts, and travel payments from a private or public utility, title company, or a business entity which prepares environmental impact reports or which engages in the exploration, production, transportation, exploitation, or sale of oil, gas or geothermal, or other energy resources or minerals (including, but not limited to, those enumerated in Public Resources Code section 6407), and

Investments, business positions in business entities and income, including receipt of loans, gifts, and travel payments from sources that are subject to the regulatory, permit or licensing authority of, or have an application for a license or permit pending before, the State Lands Commission.

### Category 3

Designated employees assigned to this category must report:

Investments, business positions in business entities and income, including receipt of loans, gifts, and travel payments from a private or public utility, title company, or any source which provides services including consulting and research services, equipment, leased space, materials or supplies which are of the type to be utilized by the agency.

### Category 4

Designated employees assigned to this category must report:

Investments, business positions in business entities and income, including receipt of loans, gifts, and travel payments, from sources, that provide Human Resources services or supplies, materials, machinery, or equipment of the type utilized by the agency, including, but not limited to recruiting or employment firms, benefits brokers, management consulting firms, and educational service firms or consultants.

## DESIGNATED POSITIONS

## ASSIGNED DISCLOSURE CATEGORIES

Accounting Administrator I Supervisor	1, 2, 3
<del>Appraiser, all levels</del>	<del>1, 2</del>
Assistant Chief Counsel	1, 2, 3
Assistant Chief, <del>MRM</del> <u>Mineral Resources Management</u> Division	1, 2, 3
Assistant Executive Officer	1, 2, 3
Assistant Manager, Land Operations	1, 2, 3
Associate Governmental Program Analyst, Contracts <del>Officer</del> <u>or Procurement</u>	<del>1, 2, 3</del>
Attorney, all levels in any unit of the Commission	1, 2, 3
Auditors, all levels in all fields	1, 2
Boundary Determination Officer, all levels	1, 2
<del>Business Services Assistant</del>	<del>2, 3</del>
<del>Business Services Officer, all levels</del>	<del>2, 3</del>
CEA, all levels in any unit of the Commission	1, 2, 3
Chief, Research & Development, Ext. Dev.	1, 2, 3
Commissioners and Designees	1, 2, 3**
Engineer, all levels in all fields	1, 2
Environmental Program Manager, all levels	1, 2
Environmental Scientist, all levels	1, 2
Executive Officer	1, 2, 3
Geologist, all levels in all fields	1, 2
<del>Information Technology Manager I</del>	<del>3</del>
<del>Information Technology Supervisor, all levels</del>	<del>3</del>
<del>Marine Facilities Inspection &amp; Management Division, Chief</del>	<del>1, 2, 3</del>
<del>Marine Facilities Inspection &amp; Management Division, Assistant Chief</del>	<del>1, 2, 3</del>
Marine Safety Inspector	1, 2, 3

DESIGNATED POSITIONSASSIGNED DISCLOSURE CATEGORIES

Marine Safety Operations Supervisor	1, 2, 3
Marine Safety Specialist, all levels	1, 2, <del>3</del>
Marine Safety Supervisor	1, 2, 3
Mineral Resources Inspector, all levels	1, 2
Office Services Supervisor, all levels	<del>1</del> , 2, 3
Public Land Management Specialist, III/IV	1, 2
Public Land Manager, all levels	1, 2, 3
<del>Records Manager, all levels</del>	<del>1, 2, 3</del>
Research Program Specialist, all levels	1, 2
<del>Senior Information Systems Analyst, (Supervisor)</del>	<del>3</del>
<del>Staff Services Analyst, Contracts or Procurement</del>	<del>2, 3</del>
Staff Services Manager, all levels	<del>1</del> , 2, 3
Staff Services Manager, all levels, Personnel Office	<del>2</del> , 3, 4
<del>Systems Software Specialist III (Tech)</del>	<del>3</del>
Consultant/New Position	*

\* Consultants/New Positions 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 Officer, or his/her designee shall determine in writing that a particular consultant/new position, although a "designated position," is hired to perform duties that are limited in scope, and thus is not required to fully comply with the disclosure requirements described in this section. Such determination shall include a description of the consultant/new position's duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Officer or his/her designee'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 Sec. 81008.)

#### State Lands Commissioners

Elected state officers (Lieutenant Governor and State Controller) and the Director of Finance who serve on the State Lands Commission are not required to file a statement of economic interests under this conflict-of-interest code. Elected state officers are excepted from filing under Government Code Section 82019, and the Director of Finance is excepted from filing under Regulation 18730, Section 3.

**\*\*State Lands Commissioner Designees**

Individuals who are appointed to serve as designees for State Lands Commissioners must file statements of economic interests unless they meet the exception in Regulation 18730, Section 3. To meet this exception, the designees must have a statement filed with the Fair Political Practices Commission which reports all investments, income, business positions in business entities and real property.