

CONFLICT OF INTEREST CODE
OF THE
SALINAS VALLEY MEMORIAL HEALTHCARE SYSTEM

~~A. —~~ PURPOSE

~~This is the Conflict of Interest Code of Salinas Valley Memorial Healthcare System (hereinafter “SVMHS”). The purposes of this Code are to provide for the disclosure of assets, income, and business positions of designated SVMHS employees which may be materially affected by their official actions and to provide for the disqualification of designated employees from participation in SVMHS decisions in which they may have a financial interest.~~

~~B. —~~ BACKGROUND

~~_____ The Political Reform Act of 1974, (Government Code Sections 81000, et seq.,) requires state and local government agencies to adopt and promulgate Conflict of Interest Codes. interest codes. The California Fair Political Practices Commission has, pursuant to its authority under Section 83112 of the Government Code, adopted a regulation, section 18730 of Title 2 of the California Code of Regulations, which contains the terms of a standard Conflict of Interest Code. This regulation is codified at Title 2 California Code of Regulations Section 18730. This regulation may conflict-of-interest code, which can be incorporated by reference by local agencies into their Conflict of Interest Code, and the Code, together with the designation of employees and disclosure categories, meets the requirements in an agency’s code. After public notice and hearing, the Fair Political Practices Commission may amend the standard code to conform to amendments of the Political Reform Act.~~

~~C. —~~ ADOPTION OF CONFLICT OF INTEREST CODE

~~1. This Conflict of Interest Code of Salinas Valley Memorial Healthcare System consists of:~~
~~(a) Therefore, the terms of Title 2 California Code of Regulations Section section 18730, which of title 2 of the California Code of Regulations and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference; This regulation and~~
~~(b) the attached Appendix in which officials and employees are designated and disclosure categories are set forth. Appendices, designating positions and establishing disclosure categories, shall constitute the Conflict of Interest Code of the Salinas Valley Memorial Healthcare System (hereafter “Agency”).~~

~~Pursuant to Section 18730(b)(4) of the Code of Regulations: (a) the members of the Board of~~

~~Directors of SVMHS, and those individuals described in the Appendix as individuals who manage public investments,~~

~~2. _____ Individuals holding designated positions shall file ~~statements~~ their statement of economic interests with SVMHS, ~~which~~ the Salinas Valley Memorial Healthcare System, which will make the statements available for public inspection and reproduction pursuant to Government Code section 81008. Upon receipt of the statements for Members of the Board of Directors and President / Chief Executive Officer, the Agency shall make and retain a copy copies, and forward the ~~originals to the Monterey County Board of Supervisors, which shall be the filing officer; and (b) all other designated employees shall file statements of economic interests with SVMHS, which shall retain the~~ original statements:~~

~~3. As provided in Government Code Section 82011, the code reviewing body is the Monterey County Board of Supervisors. Pursuant to Title 2 California Code of Regulations Section 18227, ~~to the Office of~~ the Clerk of the Board ~~shall be the official responsible~~ of Supervisors of Monterey County. Statements for ~~receiving and retaining statements of economic interests filed with the Board of Supervisors~~ all other designated positions shall be retained by the Agency.~~

~~4.1. _____ Subsequent amendments to Title 2 California Code of Regulations Section 18730 duly adopted by the Fair Political Practice Commission, after public notice and hearings, are also incorporated by reference unless the Board of Directors of SVMHS, within 90 days after the date on which an amendment to Section 18730 becomes effective, adopts a resolution providing that the amendment is not to be incorporated into this Code~~

Attachments: Appendix A: Designated Positions

Appendix B: Disclosure Categories

Adopted as Amended and Restated: August 23, 2012
By Resolution 2012-08

**CONFLICT OF INTEREST CODE OF THE
SALINAS VALLEY MEMORIAL HEALTHCARE SYSTEM
APPENDIX A: DESIGNATED EMPLOYEES POSITIONS**

Designated Positions¹ Assigned Disclosure Category

Designated Positions*

Disclosure Category

(see last page for requirements
associated with each disclosure
category assignment)

Legal Counsel <u>Administrative Dir Nutrition & Environmental Svcs</u>	-	1, 2, 3, 4	-	-
Vice President/Operations			1, 2, 3, 4	
Vice President/Finance & Information Technology			1, 2, 3, 4	
Vice President/Chief Medical Officer			1, 2, 3, 4	
Vice President/Patient Care & Cardiovascular Services			1, 2, 3, 4	
Vice President/Physician Integration & Business Development			1, 2, 3, 4	
Vice President/Strategic Management & Planning			1, 2, 3, 4	
Controller/Treasurer			1, 2, 3, 4	
Director of Marketing			1, 2, 3, 4	
Assistant Controller			1, 2, 3, 4	
Executive Administrative Director/Resource Management Dir Rehabilitation & Woundcare Svcs	-	1, 2, 3, 4	-	-
<u>Assistant Director of Resource Management Cardiology</u>	-	1, 2, 3,	-	-

¹ Public officials who manage public investments are not covered by the Conflict of Interest Code because they must file a statement of economic interests pursuant to Government Code section 87200. Therefore, those positions are listed below for information purposes only:

Members of the Board of Directors

President / Chief Executive Officer

An individual holding one of the above-listed positions may contact the Fair Political Practices Commission for assistance or written advice regarding their filing obligations if they believe their position has been categorized incorrectly. The Fair Political Practices Commission makes the final determination whether a position is covered by Government Code Section 87200.

			4		
Senior Buyer				1, 2, 3, 4	
Resource Management Support Specialist Buyer				1, 2, 3, 4	
Warehouse Manager				1, 2, 3, 4	
Hospital Architect				1, 2, 3, 4	
Consultants**				1, 2, 3, 4	
Manager of Off-Site Facilities/Construction				1, 3, 4	
Assistant Chief Engineer <u>Director Medical Records</u>	-	-	1, 3, 4		-
Chief Engineer Plant Operations				1, 3, 4	
Chief Biomed Engineer				1, 3, 4	
Department Secretary for Biomedical Services				1, 3, 4	
Lead Stationary Engineer				1, 3, 4	
Assistant Director of Safety and Security <u>Respiratory Care & Neurodiag</u>	1, 3, 4	-		<u>3</u>	-
Senior Administrative Director of Information Technology				1, 3, 4	
Assistant Director of Pharmacy <u>Cardiology Supervisor</u> Clinical Program	1, 3, 4	-		<u>3</u>	-
Cardiovascular Diagnostics Center Manager	1, 3, 4	-		<u>3</u>	-
Assistant Director of Respiratory Care <u>Chief Biomed Engineer</u>	1, 3, 4	-		<u>3</u>	-
<u>Chief Financial Officer</u>	<u>1</u>	-	-	-	
<u>Chief Medical Officer</u>	<u>1</u>	-	-	-	
<u>Chief Nursing</u> Director <u>Officer</u>	1, 3, 4	-	-	-	
<u>Chief of Staff</u>	-	-	<u>3</u>		<u>4</u>
<u>Chief Operating Officer</u>	<u>1</u>	-	-	-	
Nursing <u>Clinical</u> Assistant Director <u>NICU</u>	1, 3, 4	-		<u>3</u>	-
Clinical Assistant Director Surgical Suite	1, 3, 4	-		<u>3</u>	-
<u>Clinical Manager</u>	-	-	<u>3</u>	-	
<u>DI/Mammography Manager</u>	-	-	<u>3</u>	-	
Senior Administrative Director of Cardiopulmonary	1,	-	<u>3</u>	-	

Services <u>Clinical Informatics</u>	3, <u>4</u>			
Ethics & Compliance Officer <u>Director Community Development & CMN</u>	1, 3, <u>4</u>	-	<u>3</u>	-
Assistant Director Audio Visual <u>Education</u> and Events <u>PCS w/Masters</u>	1,3, <u>4</u>	-	<u>3</u>	-
<u>Director Medical Staff Services</u>	-	-	<u>3</u>	-
Director of Ambulatory Medical Informatics	1,3, <u>4</u>	-	<u>3</u>	-
Rehab Supervisor <u>Director of Physician Relations & Managed Care</u>	1,3, <u>4</u>	-	<u>3</u>	-
Director of Aacreditation and Regulatory Compliance <u>Resource Management</u>	1,3, <u>4</u>	<u>2</u>	-	-
<u>Director of Volunteer Services</u>	-	<u>2</u>	-	-
<u>Director of Women's & Children's Services</u>	-	<u>2</u>	-	-
<u>Director Pt Financial Svcs/Pt Registration</u>	<u>1</u>	-	-	-
Senior Administrative Director of Quality & Risk Management <u>Services</u>	1,3, <u>4</u>	-	<u>4</u>	-

~~*It has been determined that the positions listed below manage public investments and will file a statement of economic interests pursuant to Government Code Section 87200:~~

~~———— Members of the Board of Directors~~

~~———— President/Chief Executive Officer~~

~~** Consultants shall be~~

Designated Positions

Assigned Disclosure Category

Director Revenue Integrity & Compliance	-	-	<u>3</u>	-
Employee Health Manager	-	-	<u>3</u>	-
Executive Admin Dir Nutrition & Environmental Svcs	-	-	<u>3</u>	-
Executive Director Plant Ops/Hosp Constr	<u>1</u>	-		-
Foundation Director	-	-	<u>3</u>	-
Infection Control Preventionist Manager	-	-	<u>3</u>	-
Lab Manager	-	-	<u>3</u>	-
Manager Clinical Documentation & Coding	-	-	<u>3</u>	-
Manager Risk, Patient Safety & Patient Relations	-	-	<u>3</u>	-
Manager Security and Off-Site Facil & Constr	-	-	<u>3</u>	-
Nursing Director	-	<u>2</u>	-	-
Senior Administrative Director Human Resources	<u>1</u>	-	-	-
Senior Administrative Director Patient Care Svcs	<u>1</u>	-	-	-
Sleep Medicine Center Manager	-	-	<u>3</u>	-
Sr Admin Director Cardiopulmonary Services	<u>1</u>	-	-	-
Sr Administrative Director Marketing, Government & PR	<u>1</u>	-	-	-
Sr. Admin. Director Information Technology	<u>1</u>	-	-	-
Sr. Administrative Director H.I.M./Registration	<u>1</u>	-	-	-
Sr. Administrative Director Resource Management	<u>1</u>	-	-	-
Warehouse Manager	-	-	<u>3</u>	-
Consultants / New Positions ²	-	-		-

² ~~Consultants are~~ included in the list of designated ~~employees and shall disclose pursuant to the broadest~~ positions. For purposes of this Code, "consultant" has the same meaning as set forth in 2 Cal. Code Regs., tit. 2, section 18701(a)(2), as it may be amended from time to time, but which reads as follows as of adoption of this restated and amended Conflict-of-Interest Code:

"Consultant" means an individual who, pursuant to a contract with a state or local government agency:

(A) Makes a governmental decision whether to:

1. Approve a rate, rule, or regulation;
2. Adopt or enforce a law;
3. Issue, deny, suspend, or revoke any permit, license, application, certificate, approval, order, or similar authorization or entitlement;
4. Authorize the agency to enter into, modify, or renew a contract provided it is the type of contract which requires agency approval;
5. Grant agency approval to a contract which requires agency approval and in which the agency is a party or to the specifications for such a contract;
6. Grant agency approval to a plan, design, report, study, or similar item;
7. Adopt, or grant agency approval of, policies, standards, or guidelines for the agency, or for any subdivision thereof; or

(B) Serves in a staff capacity with the agency and in that capacity participates in making a governmental decision or performs the same or substantially all the same duties for the agency that would otherwise be performed by an individual holding a position specified in the agency's Conflict of Interest Code.

Consultants to, and new positions of, the Salinas Valley Memorial Healthcare System shall be subject to disclosure ~~category in the code~~ under Category 1, subject to the following limitation:

The President ~~/~~ Chief Executive Officer may determine in writing that a particular consultant ~~or new position~~, although a ~~"designated position,"~~ is hired to perform a range of duties that is limited in scope and

thus is not required to ~~fully~~ comply with the disclosure requirements ~~described in this section of~~ [Category 1](#). [In such cases, the President / Chief Executive Officer may designate a different disclosure requirement.](#) Such ~~written~~ determination [must be made in writing and](#) shall include a description of the ~~consultant's~~ [consultant's or new position's](#) duties and, based upon that description, a statement of the extent of [the consultant's or new position's](#) disclosure requirements. Such determination [by the President / Chief Executive Officer](#) is a public record and shall be retained for public inspection in the same manner and location as ~~this conflict of interest code~~; [the Agency's Conflict of Interest Code](#).

~~Nothing herein excuses any consultant from any other provisions of this Conflict of Interest Code, specifically those dealing with disqualification.~~

**CONFLICT OF INTEREST CODE OF THE
SALINAS VALLEY MEMORIAL HEALTHCARE SYSTEM
APPENDIX B: DISCLOSURE CATEGORIES**

~~Category 1. — A~~

General Provisions Applicable to All Categories

When an individual who holds a designated ~~employee assigned to Category 1~~ position is required to disclose investments ~~that may be materially affected by any decision made~~ and sources of income, he or ~~participated~~ she shall disclose investments in ~~by~~ business entities and sources of income which do business in the jurisdiction, plan to do business in the jurisdiction, or have done business in the jurisdiction within the past two years. In addition to other activities, a business entity is doing business within the jurisdiction if it owns real property within the jurisdiction.

When an individual who holds a designated ~~employee. — The employee should complete the appropriate schedules of Form 700 for investments.~~ position is required to disclose sources of income, he or she shall include gifts received from donors located inside as well as outside the jurisdiction.

~~Category 2. — A~~When an individual who holds a designated ~~employee assigned to Category 2~~ position is required to disclose interests in real property ~~that may be materially affected by any decision made or participated in by the designated employee. The employee should complete the appropriate schedule of Form 700 for~~, he or she shall disclose real property if it is located within the jurisdiction, or not more than two miles outside the boundaries of the jurisdiction, or within two miles of any land owned or used by Agency.

When an individual who holds a designated position is required to disclose business positions, he or she shall disclose positions in business entities that do business in the jurisdiction, plan to do business in the jurisdiction, or have done business in the jurisdiction within the past two years.

For purposes of this Conflict of Interest Code, the jurisdiction of the Salinas Valley Memorial Healthcare System is Monterey County.

Category 1

A designated position in this category must report all investments, business positions, interests in real property, and sources of income, including gifts, loans, and travel payments.

~~Category 3.—A designated employee assigned to Category 3 is required to disclose income that may be materially affected by any decision made or participated in by the designated employee. The employee should complete the appropriate schedules of Form 700 for income.~~

~~Category 4.—A designated employee assigned to Category 4 is required to disclose any business entity in which the designated employee is a director, officer, partner, trustee, employee or holds any position of management that may be materially affected by any decision made or participated in by the designated employee. The employee should complete the appropriate schedules of Form 700 for business positions.~~

Category 2

A designated position in this category must report all investments, business positions, and sources of income, including gifts, loans, and travel payments.

Category 3

A designated position in this category must report all investments, business positions and income, including gifts, loans, and travel payments, from sources which are of the type to supply materials, products, supplies, commodities, services, machinery, vehicles, or equipment utilized by the Agency.

Category 4

A designated position in this category must report all investments, business positions and income, including gifts, loans, and travel payments, from sources which are of the type to receive grants or other monies from or through the Agency.