CONFLICT-OF-INTEREST CODE
OF THE
OFFICE OF THE COUNTY COUNSEL

The Political Reform Act of 1974 (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, section 18730 of Title 2 of the California Code of Regulations, which contains the terms of a standard conflict-of-interest code that can be incorporated by reference in a Department'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. Therefore, the terms of section 18730 of Title 2 of the California Code of Regulations and any amendments to it duly adopted by the Fair Political Practices Commission together with the attached Appendices designating positions and establishing disclosure categories are hereby incorporated by reference and together constitute the Conflict-of-Interest Code of the **Office of the County Counsel, County of Monterey** (the Department).

Individuals holding designated positions shall file their statement of economic interests with the **Office of the County Counsel, County of Monterey**, which will make the statements available for public inspection and reproduction pursuant to Government Code section 81008. Statements for all other designated positions shall be retained by the Department.

Attachments: Appendix A: Designated Positions
Appendix B: Disclosure Categories

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07/02/08
03/12/13
03/16/18
07/16/18
04/19/22
9/26/23
10/08/24

APPENDIX A: DESIGNATED POSITIONS

Designated Positions[1]	Assigned Disclosure Category
County Counsel	1
Chief Assistant County Counsel	1
Assistant County Counsel	1
Chief Deputy County Counsel	1
Deputy County Counsel IV	1
Deputy County Counsel III	1
Deputy County Counsel II	1
Deputy County Counsel I	1
Administrative Operations Manager	1
Management Analyst III	1
Management Analyst II	1
Management Analyst I	1
~~Principal Risk and Benefits Analyst~~	~~1~~
Risk Manager	1
Supervising Risk Management Analyst	1
Safety Officer	1
Ergonomics Manager	1
Worker's Compensation Manager	1
Risk Management Analyst III	1
Risk Management Analyst II	1
Risk Management Analyst I	1
~~Associate Risk and Benefits Analyst~~	~~1~~
Finance Manager	1
Consultants[2]	1

[1] Public officials who must file a statement of economic interests pursuant to Government Code section 87200 are not covered by this Conflict-of-Interest Code. Therefore, those positions are listed below for information purposes only:

County Counsel

2 Consultants are included in the list of designated 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 follows:

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

(1) 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 Department 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 contract;
6. Grant agency approval to a plan, design, report, study, or similar

APPENDIX B: DISCLOSURE CATEGORIES

General Provisions Applicable to All Categories

When an individual who holds a designated position is required to disclose investments and sources of income, he or she shall disclose investments in 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 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.

When an individual who holds a designated position is required to disclose interests in real property, he or she shall disclose the type of real property described below 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 Department.

When an individual who holds a designated position is required to disclose business position, 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 **Office of the County Counsel, County of Monterey** is the County of Monterey.

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.

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item;

7. Adopt, or grant agency approval of, policies, standards, or Guidelines for the agency, or for any subdivision thereof; or

(2) Serves in a staff capacity with the agency and in that capacity participates in making a governmental decision as defined in Regulation 18704(a) and (b) 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 under Section 87302.

Consultants to the Office of the County Counsel, County of Monterey shall be subject to disclosure under Category 1, subject to the following limitation:

The County Counsel 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 with the disclosure requirements of Category 1. In such cases, the County Counsel may designate a different disclosure requirement. Such determination must be made in writing and shall include a description of the consultant's duties and, based upon that description, a statement of the extent of the consultant's disclosure requirements. Such determination by the County Counsel is a public record and shall be retained for public inspection in the same manner and location as the Department's Conflict-of-Interest Code.

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 interests in real property.

Category 4
A designated position in this category must report all investments, business positions and income, including gifts, loans, 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 Agency.

Category 5
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 6
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.