

## Orange Center Elementary School District

### CONFLICT OF INTEREST CODE

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 Title 2 of the California Code of Regulations, section 18730, which contains the terms of a standard conflict of interest code and may 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 CCR section 18730, and any amendments to it adopted by the Fair Political Practices Commission, are hereby incorporated by reference in this code. This regulation and the attached appendices designating positions and establishing disclosure requirements shall constitute the Orange Center Elementary School District's (District) conflict of interest code.

The Form 700s for designated positions, other than the members of the Board of Trustees and District's Superintendent, shall be filed with the School District. District's Board of Trustees and District's Superintendent are to file their original Form 700s directly with the Clerk of the Board for the Fresno County Board of Supervisors using the electronic filing system. If the Form 700s are not filed electronically, the paper Form 700 and waiver shall be filed with the School District and, upon receipt of these paper Form 700s with waivers, the School District shall make and retain a copy and forward the original to the Clerk of the Board of Supervisors.

The School District shall retain a copy of all electronically filed form 700s, a copy of all paper Form 700s with waivers and the original Form 700s of designated positions and shall make the Form 700s available for public review, inspection, and reproduction. (Gov. Code section 81008.)

The provisions of all Conflict of Interest Codes and amendments thereto previously adopted by the District are hereby superseded.

*Adopted by the Orange Center Elementary School District Board of Trustees September 12, 2018*

Approved and/or authorized by the Board of Supervisors of the County of Fresno	
Meeting Date: <u>12.4.18</u>	Agenda Item No. <u>37</u>
By: <u>Kelley Hancock</u>	Date: <u>12.4.18</u>
Deputy Clerk	

## APPENDIX A

### Public Officials Who Manage Public Investments

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

None

An individual holding one of the positions below may contact the Fair Political Practices Commission for assistance or written advice regarding their filing obligations if they believe that 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.

### DESIGNATED POSITIONS

<u>Designated Position</u>	<u>Disclosure Category</u>
Board of Trustees Members	1
Superintendent/Principal	1

### Disclosures for Third Party Consultants

Third party consultants are “designated employees” who must disclose financial interests as determined on a case-by-case basis by the Superintendent or his/her designee. The written determination of Superintendent or designee shall include a description of the consultant's duties and a statement of the extent of disclosure requirements based upon that description. All such determinations are public records and shall be retained for public inspection along with this conflict of interest code.

For purposes of this section and for compliance with the Political Reform Act and 2 CCR section 18701, a consultant is defined as “an individual who, pursuant to a contract with the District, 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 a permit, license, application, certificate, approval, order or similar authorization or entitlement;
4. Authorize the District to enter into, modify, or renew a contract that requires District approval;
5. Grant District approval to a contract that requires District approval and in which the District is a party, or to the specifications for such a contract;
6. Grant District approval to a plan, design, report, study or similar item; or
7. Adopt or grant District approval of District policies, standards or guidelines.

A consultant also means an individual who, pursuant to a contract with the District, serves in a staff capacity with the District and in that capacity participates in making a governmental decision as defined in 2 CCR section 18702.2 or performs the same or substantially all the same duties for the District that would otherwise be performed by an individual holding a position specified in the District's conflict of interest code. (2 CCR section 18701.)

## **APPENDIX B**

### **DISCLOSURE CATEGORIES**

1. Category 1: A person designated Category 1 shall disclose:
  - a. Interests in real property located entirely or partly within District boundaries, or within two miles of District boundaries or of any land owned or used by the District.
  - b. Investments and business positions in business entities, and income, including loans, gifts, and travel payments, from all sources.