

**CONFLICT OF INTEREST CODE  
OF THE  
CASA DE LA PLAYA GEOLOGIC HAZARD ABATEMENT DISTRICT**

1. Standard Code of FPPC

The Political Reform Act of 1974 (Government Code § 81000 *et seq.*) requires each state and local government agency to adopt and promulgate a conflict of interest code. As a government agency, Casa De La Playa Geologic Hazard Abatement District (the "District") is therefore required to adopt such a code. The Fair Political Practices Commission ("FPPC") has adopted a regulation (2 Cal. Code of Regs. § 18730) which contains the terms of a model conflict of interest code, which can be incorporated by reference as an agency's code. After public notice and hearing, the regulation may be amended by the FPPC to conform to amendments in the Political Reform Act.

2. Adoption of Standard Code of FPPC

The terms of 2 Cal. Code of Regs. § 18730 and any future amendments to it duly adopted by the FPPC are hereby adopted and incorporated herein by reference. This regulation and the Appendix attached hereto designating certain positions and establishing disclosure categories shall constitute the Conflict of Interest Code of the District. This Code shall take effect when approved by the Board of Supervisors for the County of San Diego, and shall thereupon supersede any and all prior codes adopted by the District.

3. Filing of Statements of Economic Interests

Pursuant to Section 4 of the model code set forth in 2 Cal. Code of Regs. § 18730(b), individuals serving in the designated positions set forth in the Appendix shall file Statements of Economic Interests (Form 700) with the Clerk of the District. Upon receipt of the statements of the members of the Board of Directors, the Clerk shall make and retain copies and forward the originals of these statements to the Clerk of the Board of Supervisors for the County of San Diego. Statements for all other individuals in designated positions shall be retained by the Clerk of the District.

Approved and/or authorized by the  
Board of Supervisors of the County of San Diego.  
Meeting Date: 12/13/2016 Minute Order No. 15  
By: [Signature] Date: 12/16/2016  
Deputy Clerk of the Board Supervisors

Approved and/or authorized by the Board  
of Supervisors of the County of San Diego  
Date: 12/13/16 Minute Order No. 1  
THOMAS J. PASTUSZKA  
Clerk of the Board of Supervisors  
[Signature]  
Deputy Clerk

**APPENDIX TO  
CONFLICT OF INTEREST CODE OF  
CASA DE LA PLAYA GEOLOGIC HAZARD ABATEMENT DISTRICT**

**Preamble**

Any person designated in Section I of this Appendix who is unsure of any right or obligation arising under this Code may request a formal opinion or letter of advice from the FPPC or an opinion from Casa De La Playa Geologic Hazard Abatement District's ("the District") General Counsel. (Gov. Code § 83114; 2 Cal. Code of Regs. § 18730(b)(11).) A person who acts in good faith in reliance on an opinion issued to him or her by the FPPC shall not be subject to criminal or civil penalties for so acting, provided that all material facts are stated in the opinion request. (Gov. Code § 83114(a).)

Opinions rendered by General Counsel do not provide any statutory defense to an alleged violation of conflict of interest statutes or regulations. The prosecuting agency may, but is not required to, consider a requesting party's reliance on General Counsel's opinion as evidence of good faith. In addition, the District may consider whether such reliance should constitute a mitigating factor to any disciplinary action that the District may bring against the requesting party under Gov. Code § 91003.5.

**I.**

**Designated Positions**

<u>Designated Positions</u>	<u>Categories Disclosed</u>
Members of the Board of Directors	All
Clerk	All
Treasurer	All
General Counsel	All
Consultants <sup>1</sup>	--

---

<sup>1</sup> With respect to consultants, the Board of Directors 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 written disclosure requirements described in these categories. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Board of Directors' determination is a public record and shall be retained for public inspection by the District in the same manner as this Conflict of Interest Code. Nothing herein excuses any such consultant from any other provision of this Conflict of Interest Code.

## II.

### Disclosure Categories

#### Category 1. All-Inclusive Reportable Investments

An individual in a designated position in this category shall report all reportable investments, as defined in Gov. Code § 82034, in business entities located in, doing business in, planning to do business in, or having done business in the previous two (2) years in San Diego County which operate or provide any of the following:

- Accounting or auditing services
- Banks and savings and loans
- Computer hardware or software, or computer services or consultants
- Communications equipment or services
- Construction and building materials, equipment, parts and service
- Engineering, surveying, architectural, and appraising
- Entities or persons who have filed claims against the District or have claims pending against the District
- Equipment rental
- Insurance brokers and agencies
- Insurance adjusting, claims auditing or administration, or underwriting services
- Office equipment or supplies
- Personnel and employment companies and services
- Printing or reproduction services, publications, and distribution
- Real property, including brokers
- Real estate development
- Safety equipment and supplies
- Securities, investment or financial services companies
- Soils testing, analysis, and compaction
- Title insurance and escrow

#### Category 2. Reportable Interests in Real Property

An individual in a designated position in this category shall disclose all interests in real property, as defined in Gov. Code §§ 82033 and 82035, that is

(a) within or not more than two (2) miles outside the boundaries of San Diego County that has situated on it any business entity named in category no. 1 above; or

(b) within two (2) miles of any facility or real property owned, used by or within the District.

#### Category 3. Reportable Income

An individual in a designated position in this category shall disclose all income as defined in Government Code § 82030 of the individual in a designated position from the below-

listed sources located in, doing business in, planning to do business in, or having done business in the previous two (2) years in San Diego County during the reporting period.

- Accounting or auditing services
- Banks and savings and loans
- Computer hardware or software, or computer services or consultants
- Communications equipment or services
- Construction and building materials, equipment, parts and service
- Engineering, surveying, architectural, and appraising
- Entities or persons who have filed claims against the District or have claims pending against the District
- Equipment rental
- Insurance brokers and agencies
- Insurance adjusting, claims auditing or administration, or underwriting services
- Office equipment or supplies
- Personnel and employment companies and services
- Printing or reproduction services, publications, and distribution
- Real property, including brokers
- Real estate development
- Safety equipment and supplies
- Securities, investment or financial services companies
- Soils testing, analysis, and compaction
- Title insurance and escrow

**Category 4. Less-Inclusive Reportable Investments**

An individual in a designated position in this category shall disclose only investments as defined in Gov. Code § 82034 in any business entity, which within the last two years has contracted with or in the future foreseeably may contract with the District to provide personnel, services, supplies, material, machinery or equipment:

(a) to the District, of the type utilized by the District which is located in or doing business in San Diego County, and associated with the job assignment or position of the individual in a designated position; or

(b) to any entity which has contracted with the District within the last two years or which in the future foreseeably may contract with the District to provide services, supplies, materials, machinery or equipment associated with the job assignment or position of the individual in a designated position.

**Category 5. Less-Inclusive Reportable Income**

An individual in a designated position in this category shall disclose only that reportable income as defined in Gov. Code § 82030 which is derived from a source which within the last two years has contracted with the District or in the future foreseeably may contract with the District to provide personnel, services, supplies, materials, machinery or equipment:

(a) to the District, of the type utilized by the District which is located in or doing business in San Diego County, and associated with the job assignment or position of the individual in a designated position; or

(b) to any entity which has contracted with the District within the last two years or which in the future foreseeably may contract with the District to provide personnel, services, supplies, materials, machinery or equipment associated with the job assignment or position of the individual in a designated position.

Category 6. Business Positions

An individual in a designated position in this category shall disclose by completing Form 700, Schedule "C." An individual in a designated position shall list:

(a) the name and address of each business entity in which he or she is a director, officer, partner, trustee, employee, or in which he or she holds any position of management;

(b) a description of the business activity in which the business entity is engaged; and

(c) the individual's position with the business entity.

**CONFLICT OF INTEREST CODE  
OF THE  
CASA DE LA PLAYA GEOLOGIC HAZARD ABATEMENT DISTRICT**

1. Standard Code of FPPC

The Political Reform Act of 1974 (Government Code § 81000 *et seq.*) requires each state and local government agency to adopt and promulgate a conflict of interest code. As a government agency, Casa De La Playa Geologic Hazard Abatement District (the "District") is therefore required to adopt such a code. The Fair Political Practices Commission ("FPPC") has adopted a regulation (2 Cal. Code of Regs. § 18730) which contains the terms of a model conflict of interest code, which can be incorporated by reference as an agency's code. After public notice and hearing, the regulation may be amended by the FPPC to conform to amendments in the Political Reform Act.

2. Adoption of Standard Code of FPPC

The terms of 2 Cal. Code of Regs. § 18730 and any future amendments to it duly adopted by the FPPC are hereby adopted and incorporated herein by reference. This regulation and the Appendix attached hereto designating certain positions and establishing disclosure categories shall constitute the Conflict of Interest Code of the District. This Code shall take effect when approved by the Board of Supervisors for the County of San Diego, and shall thereupon supersede any and all prior codes adopted by the District.

3. Filing of Statements of Economic Interests

Pursuant to Section 4 of the model code set forth in 2 Cal. Code of Regs. § 18730(b), individuals serving in the designated positions set forth in the Appendix shall file Statements of Economic Interests (Form 700) with the Clerk of the District. Upon receipt of the statements of the members of the Board of Directors, the Clerk shall make and retain copies and forward the originals of these statements to the Clerk of the Board of Supervisors for the County of San Diego. Statements for all other individuals in designated positions shall be retained by the Clerk of the District.

**APPENDIX TO  
CONFLICT OF INTEREST CODE OF  
CASA DE LA PLAYA GEOLOGIC HAZARD ABATEMENT DISTRICT**

**Preamble**

Any person designated in Section I of this Appendix who is unsure of any right or obligation arising under this Code may request a formal opinion or letter of advice from the FPPC or an opinion from Casa De La Playa Geologic Hazard Abatement District's ("the District") General Counsel. (Gov. Code § 83114; 2 Cal. Code of Regs. § 18730(b)(11).) A person who acts in good faith in reliance on an opinion issued to him or her by the FPPC shall not be subject to criminal or civil penalties for so acting, provided that all material facts are stated in the opinion request. (Gov. Code § 83114(a).)

Opinions rendered by General Counsel do not provide any statutory defense to an alleged violation of conflict of interest statutes or regulations. The prosecuting agency may, but is not required to, consider a requesting party's reliance on General Counsel's opinion as evidence of good faith. In addition, the District may consider whether such reliance should constitute a mitigating factor to any disciplinary action that the District may bring against the requesting party under Gov. Code § 91003.5.

**I.**

**Designated Positions**

<u>Designated Positions</u>	<u>Categories Disclosed</u>
Members of the Board of Directors	All
Clerk	All
Treasurer	All
General Counsel	All
Consultants <sup>1</sup>	--

---

<sup>1</sup> With respect to consultants, the Board of Directors 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 written disclosure requirements described in these categories. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Board of Directors' determination is a public record and shall be retained for public inspection by the District in the same manner as this Conflict of Interest Code. Nothing herein excuses any such consultant from any other provision of this Conflict of Interest Code.

## II.

### Disclosure Categories

#### Category 1. All-Inclusive Reportable Investments

An individual in a designated position in this category shall report all reportable investments, as defined in Gov. Code § 82034, in business entities located in, doing business in, planning to do business in, or having done business in the previous two (2) years in San Diego County which operate or provide any of the following:

- Accounting or auditing services
- Banks and savings and loans
- Computer hardware or software, or computer services or consultants
- Communications equipment or services
- Construction and building materials, equipment, parts and service
- Engineering, surveying, architectural, and appraising
- Entities or persons who have filed claims against the District or have claims pending against the District
- Equipment rental
- Insurance brokers and agencies
- Insurance adjusting, claims auditing or administration, or underwriting services
- Office equipment or supplies
- Personnel and employment companies and services
- Printing or reproduction services, publications, and distribution
- Real property, including brokers
- Real estate development
- Safety equipment and supplies
- Securities, investment or financial services companies
- Soils testing, analysis, and compaction
- Title insurance and escrow

#### Category 2. Reportable Interests in Real Property

An individual in a designated position in this category shall disclose all interests in real property, as defined in Gov. Code §§ 82033 and 82035, that is

- (a) within or not more than two (2) miles outside the boundaries of San Diego County that has situated on it any business entity named in category no. 1 above; or
- (b) within two (2) miles of any facility or real property owned, used by or within the District.

#### Category 3. Reportable Income

An individual in a designated position in this category shall disclose all income as defined in Government Code § 82030 of the individual in a designated position from the below-



listed sources located in, doing business in, planning to do business in, or having done business in the previous two (2) years in San Diego County during the reporting period.

- Accounting or auditing services
- Banks and savings and loans
- Computer hardware or software, or computer services or consultants
- Communications equipment or services
- Construction and building materials, equipment, parts and service
- Engineering, surveying, architectural, and appraising
- Entities or persons who have filed claims against the District or have claims pending against the District
- Equipment rental
- Insurance brokers and agencies
- Insurance adjusting, claims auditing or administration, or underwriting services
- Office equipment or supplies
- Personnel and employment companies and services
- Printing or reproduction services, publications, and distribution
- Real property, including brokers
- Real estate development
- Safety equipment and supplies
- Securities, investment or financial services companies
- Soils testing, analysis, and compaction
- Title insurance and escrow

**Category 4. Less-Inclusive Reportable Investments**

An individual in a designated position in this category shall disclose only investments as defined in Gov. Code § 82034 in any business entity, which within the last two years has contracted with or in the future foreseeably may contract with the District to provide personnel, services, supplies, material, machinery or equipment:

(a) to the District, of the type utilized by the District which is located in or doing business in San Diego County, and associated with the job assignment or position of the individual in a designated position; or

(b) to any entity which has contracted with the District within the last two years or which in the future foreseeably may contract with the District to provide services, supplies, materials, machinery or equipment associated with the job assignment or position of the individual in a designated position.

**Category 5. Less-Inclusive Reportable Income**

An individual in a designated position in this category shall disclose only that reportable income as defined in Gov. Code § 82030 which is derived from a source which within the last two years has contracted with the District or in the future foreseeably may contract with the District to provide personnel, services, supplies, materials, machinery or equipment:

(a) to the District, of the type utilized by the District which is located in or doing business in San Diego County, and associated with the job assignment or position of the individual in a designated position; or

(b) to any entity which has contracted with the District within the last two years or which in the future foreseeably may contract with the District to provide personnel, services, supplies, materials, machinery or equipment associated with the job assignment or position of the individual in a designated position.

Category 6. Business Positions

An individual in a designated position in this category shall disclose by completing Form 700, Schedule "C." An individual in a designated position shall list:

(a) the name and address of each business entity in which he or she is a director, officer, partner, trustee, employee, or in which he or she holds any position of management;

(b) a description of the business activity in which the business entity is engaged; and

(c) the individual's position with the business entity.

**CONFLICT OF INTEREST CODE  
OF THE  
CASA DE LA PLAYA GEOLOGIC HAZARD ABATEMENT DISTRICT**

1. Standard Code of FPPC

The Political Reform Act of 1974 (Government Code § 81000 *et seq.*) requires each state and local government agency to adopt and promulgate a conflict of interest code. As a government agency, Casa De La Playa Geologic Hazard Abatement District (the "District") is therefore required to adopt such a code. The Fair Political Practices Commission ("FPPC") has adopted a regulation (2 Cal. Code of Regs. § 18730) which contains the terms of a model conflict of interest code, which can be incorporated by reference as an agency's code. After public notice and hearing, the regulation may be amended by the FPPC to conform to amendments in the Political Reform Act.

2. Adoption of Standard Code of FPPC

The terms of 2 Cal. Code of Regs. § 18730 and any future amendments to it duly adopted by the FPPC are hereby adopted and incorporated herein by reference. This regulation and the Appendix attached hereto designating certain positions and establishing disclosure categories shall constitute the Conflict of Interest Code of the District. This Code shall take effect when approved by the Board of Supervisors for the County of San Diego, and shall thereupon supersede any and all prior codes adopted by the District.

3. Filing of Statements of Economic Interests

Pursuant to Section 4 of the model code set forth in 2 Cal. Code of Regs. § 18730(b), individuals serving in the designated positions set forth in the Appendix shall file Statements of Economic Interests (Form 700) with the Clerk of the District. Upon receipt of the statements of the members of the Board of Directors, the Clerk shall make and retain copies and forward the originals of these statements to the Clerk of the Board of Supervisors for the County of San Diego. Statements for all other individuals in designated positions shall be retained by the Clerk of the District.

**APPENDIX TO  
CONFLICT OF INTEREST CODE OF  
CASA DE LA PLAYA GEOLOGIC HAZARD ABATEMENT DISTRICT**

**Preamble**

Any person designated in Section I of this Appendix who is unsure of any right or obligation arising under this Code may request a formal opinion or letter of advice from the FPPC or an opinion from Casa De La Playa Geologic Hazard Abatement District's ("the District") General Counsel. (Gov. Code § 83114; 2 Cal. Code of Regs. § 18730(b)(11).) A person who acts in good faith in reliance on an opinion issued to him or her by the FPPC shall not be subject to criminal or civil penalties for so acting, provided that all material facts are stated in the opinion request. (Gov. Code § 83114(a).)

Opinions rendered by General Counsel do not provide any statutory defense to an alleged violation of conflict of interest statutes or regulations. The prosecuting agency may, but is not required to, consider a requesting party's reliance on General Counsel's opinion as evidence of good faith. In addition, the District may consider whether such reliance should constitute a mitigating factor to any disciplinary action that the District may bring against the requesting party under Gov. Code § 91003.5.

**I.**

**Designated Positions**

<u>Designated Positions</u>	<u>Categories Disclosed</u>
Members of the Board of Directors	All
Clerk	All
Treasurer	All
General Counsel	All
Consultants <sup>1</sup>	--

---

<sup>1</sup> With respect to consultants, the Board of Directors 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 written disclosure requirements described in these categories. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Board of Directors' determination is a public record and shall be retained for public inspection by the District in the same manner as this Conflict of Interest Code. Nothing herein excuses any such consultant from any other provision of this Conflict of Interest Code.

## II.

### Disclosure Categories

#### Category 1. All-Inclusive Reportable Investments

An individual in a designated position in this category shall report all reportable investments, as defined in Gov. Code § 82034, in business entities located in, doing business in, planning to do business in, or having done business in the previous two (2) years in San Diego County which operate or provide any of the following:

- Accounting or auditing services
- Banks and savings and loans
- Computer hardware or software, or computer services or consultants
- Communications equipment or services
- Construction and building materials, equipment, parts and service
- Engineering, surveying, architectural, and appraising
- Entities or persons who have filed claims against the District or have claims pending against the District
- Equipment rental
- Insurance brokers and agencies
- Insurance adjusting, claims auditing or administration, or underwriting services
- Office equipment or supplies
- Personnel and employment companies and services
- Printing or reproduction services, publications, and distribution
- Real property, including brokers
- Real estate development
- Safety equipment and supplies
- Securities, investment or financial services companies
- Soils testing, analysis, and compaction
- Title insurance and escrow

#### Category 2. Reportable Interests in Real Property

An individual in a designated position in this category shall disclose all interests in real property, as defined in Gov. Code §§ 82033 and 82035, that is

- (a) within or not more than two (2) miles outside the boundaries of San Diego County that has situated on it any business entity named in category no. 1 above; or
- (b) within two (2) miles of any facility or real property owned, used by or within the District.

#### Category 3. Reportable Income

An individual in a designated position in this category shall disclose all income as defined in Government Code § 82030 of the individual in a designated position from the below-

listed sources located in, doing business in, planning to do business in, or having done business in the previous two (2) years in San Diego County during the reporting period.

- Accounting or auditing services
- Banks and savings and loans
- Computer hardware or software, or computer services or consultants
- Communications equipment or services
- Construction and building materials, equipment, parts and service
- Engineering, surveying, architectural, and appraising
- Entities or persons who have filed claims against the District or have claims pending against the District
- Equipment rental
- Insurance brokers and agencies
- Insurance adjusting, claims auditing or administration, or underwriting services
- Office equipment or supplies
- Personnel and employment companies and services
- Printing or reproduction services, publications, and distribution
- Real property, including brokers
- Real estate development
- Safety equipment and supplies
- Securities, investment or financial services companies
- Soils testing, analysis, and compaction
- Title insurance and escrow

**Category 4. Less-Inclusive Reportable Investments**

An individual in a designated position in this category shall disclose only investments as defined in Gov. Code § 82034 in any business entity, which within the last two years has contracted with or in the future foreseeably may contract with the District to provide personnel, services, supplies, material, machinery or equipment:

(a) to the District, of the type utilized by the District which is located in or doing business in San Diego County, and associated with the job assignment or position of the individual in a designated position; or

(b) to any entity which has contracted with the District within the last two years or which in the future foreseeably may contract with the District to provide services, supplies, materials, machinery or equipment associated with the job assignment or position of the individual in a designated position.

**Category 5. Less-Inclusive Reportable Income**

An individual in a designated position in this category shall disclose only that reportable income as defined in Gov. Code § 82030 which is derived from a source which within the last two years has contracted with the District or in the future foreseeably may contract with the District to provide personnel, services, supplies, materials, machinery or equipment:

(a) to the District, of the type utilized by the District which is located in or doing business in San Diego County, and associated with the job assignment or position of the individual in a designated position; or

(b) to any entity which has contracted with the District within the last two years or which in the future foreseeably may contract with the District to provide personnel, services, supplies, materials, machinery or equipment associated with the job assignment or position of the individual in a designated position.

Category 6. Business Positions

An individual in a designated position in this category shall disclose by completing Form 700, Schedule "C." An individual in a designated position shall list:

(a) the name and address of each business entity in which he or she is a director, officer, partner, trustee, employee, or in which he or she holds any position of management;

(b) a description of the business activity in which the business entity is engaged; and

(c) the individual's position with the business entity.