

**NOTICE OF INTENTION TO AMEND THE
CONFLICT OF INTEREST CODE OF THE
SAN DIEGO COUNTY EDUCATIONAL
FACILITIES AUTHORITY NO. 2**

NOTICE IS HEREBY GIVEN that the San Diego County Educational Facilities Authority No. 2 (the "Authority") intends to amend its Conflict of Interest Code (the "Code") pursuant to Government Code Section 87306.

The Code designates those employees, members, officers, and consultants who make or participate in making governmental decisions and must file disclosure statements. The proposed amendment removes officials specified in Government Code Section 87200 as required, designates the position of Consultant as required, deletes positions not required to be designated, revises disclosure categories and declares the Authority's Filing Officer in the incorporation page of the Code.

The Authority hereby establishes a 45-day comment period on the proposed amendment and will adopt the amendment immediately thereafter. Any interested person may submit written comments concerning the proposed amendment. Written comments must be submitted no later than January 12, 2009, to be considered by the Authority before it adopts the amended Code. Any interested person or his/her duly authorized representative may request a public hearing on the amendment no later than December 26, 2008.

The Authority has prepared a written explanation of the reasons for the amendment in the designations and disclosure responsibilities and has available all information upon which its proposal is based.

The proposed amended Code and Explanation may be reviewed at, and copies obtained from, Dana Perrin, Program Business Specialist, Educational Facility Solutions Group, San Diego County Office of Education, 6401 Linda Vista Road, Room 507, San Diego, CA 92111.

Any comments or inquiries should be directed to the attention of Dana Perrin, Program Business Specialist, Educational Facility Solutions Group, San Diego County Office of Education, 6401 Linda Vista Road, Room 507, San Diego, CA 92111; (858) 292-3883.

Approved and/or authorized by the Board
of Supervisors of the County of San Diego
Date 9/17/09 Minute Order No. 12
THOMAS J. PASTUSZKA
Clerk of the Board of Supervisors
Thomas J. Pastuszka
Deputy Clerk

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: *Sumbyant* Date: 12/16/2016
Deputy Clerk of the Board Supervisors

COUNTY OF SAN DIEGO
BOARD OF SUPERVISORS
2009 FEB 23 PM 3 12

**CONFLICT OF INTEREST CODE
OF THE
SAN DIEGO COUNTY
EDUCATIONAL FACILITIES AUTHORITY NO. 2**

STANISLAW PASTUSZKA
CLERK OF THE BOARD
OF SUPERVISORS

(Amended January 12, 2009)

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 2 California Code of Regulations Section 18730 which 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 Section 18730 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 attached regulation and Appendix designating officials and employees and establishing disclosure categories, shall constitute the conflict of interest code of the San Diego County Educational Facilities Authority No. 2 (the "Authority").

All Officials and Designated Employees required to submit a statement of economic interests shall file their statements with the Secretary of the Authority as the Authority's Filing Officer. The Filing Officer shall make and retain a copy of all statements filed by all Officials who manage public investments, and forward the originals of such statements to the Clerk of the Board of Supervisors of the County of San Diego. The Filing Officer shall retain the originals of the statements of all other Designated Employees. The Filing Officer will make all retained statements available for public inspection and reproduction (Gov. Code Section 81008).

APPENDIX

CONFLICT OF INTEREST CODE

OF THE

SAN DIEGO COUNTY EDUCATIONAL FACILITIES AUTHORITY NO. 2

(Amended January 12, 2009)

EXHIBIT "A"

OFFICIALS WHO MANAGE PUBLIC INVESTMENTS

Authority Officials who manage public investments, as defined by 2 Cal. Code of Regs. § 18701(b), are NOT subject to the Authority's Code, but are subject to the disclosure requirements of the Act. (Government Code Section 87200 et seq.). [Regs. § 18730(b)(3)] These positions are listed here for informational purposes only.

It has been determined that the positions listed below are officials who manage public investments¹:

Board Directors and Alternates

Treasurer/San Marcos USD Assistant Superintendent, Business Services

Financial Consultant

¹ Individuals holding one of the above-listed positions may contact the FPPC for assistance or written advice regarding their filing obligations if they believe that their position has been categorized incorrectly. The FPPC makes the final determination whether a position is covered by § 87200.

DESIGNATED POSITIONS

GOVERNED BY THE CONFLICT OF INTEREST CODE

DESIGNATED EMPLOYEES'
TITLE OR FUNCTION

DISCLOSURE CATEGORIES
ASSIGNED

Legal Counsel

1, 2

Consultant²

²

Consultants shall be included in the list of Designated Employees and shall disclose pursuant to the broadest disclosure category in this Code subject to the following limitation:

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 are limited in scope and thus is not required to fully comply with the disclosure requirements described in this Section. 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 in the same manner and location as this Conflict of Interest Code.

EXHIBIT "B"

DISCLOSURE CATEGORIES

The disclosure categories listed below identify the types of investments, business entities, sources of income, including gifts, loans and travel payments, or real property which the Designated Employee must disclose for each disclosure category to which he or she is assigned.

Category 1: All investments and business positions in business entities, and sources of income located in, that do business in or own real property within the jurisdiction of the Authority.

Category 2: All interests in real property which is located in whole or in part within, or not more than two (2) miles outside, the jurisdiction of the Authority.

Category 3: All investments and business positions in, and sources of income from, business entities that are engaged in land development, construction or the acquisition or sale of real property within the jurisdiction of the Authority.

Category 4: All investments and business positions in, and sources of income from, business entities that are banking, savings and loan, or other financial institutions.

Category 5: All investments and business positions in, and sources of income from, business entities that provide services, supplies, materials, machinery, vehicles or equipment of a type purchased or leased by the Authority.