

**CONFLICT OF INTEREST CODE FOR THE
OCEAN PROTECTION COUNCIL**

The Political Reform Act (Government Code § 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 {2 Cal. Code of Regs. §18730) that 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, 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 California Code of Regulations § 18730 and any amendments duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendices, designating officials and employees and establishing disclosure categories, shall constitute the conflict of interest code of the **California Ocean Protection Council (Council)**.

Individuals holding designated positions shall file their statements with the **Natural Resources Agency/ Ocean Protection Council**, which will make the statements available for public inspection and reproduction. (Gov. Code Sec. 81008.) Upon receipt of the statements of the Council members, their alternates, and the Executive Director, the **Natural Resources Agency / Ocean Protection Council** shall make and retain a copy and forward the original to the **Fair Political Practices Commission**. All other statements will be retained by the **Natural Resources Agency/ Ocean Protection Council**.

Authority: Gov. Code §§ 87300 and 87304 Reference: Gov. Code §§ 87300, *et seq.*

APPENDIX A

DESIGNATED POSITIONS

Designated Position	Assigned Disclosure Categories
Council Members and Alternates	1, 2
Executive Director	1, 2
Science Policy Advisor	1, 2
Staff Counsel, -Natural Resources Agency	1, 2
Environmental Program Manager	1, 2
Environmental Scientist (all levels) Including but not limited to, Supervisory and Specialist	1, 2
Staff Services Manager I	2
Staff Services Analyst	2
Information Systems Analyst	3
Consultants/New Positions	*

* Consultants and new positions shall disclose pursuant to the broadest disclosure category in the code, subject to the following limitation:

The Executive Director 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 comply with the disclosure requirements described in this section. Such a determination shall include a description of the consultant's or new position's duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Director's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code. (Gov. Code Sec. 81008.)

Elected state officers who serve on the Ocean Protection Council and the Secretary of the Natural Resources Agency, the Secretary of the Environmental Protection Agency, and the Chair of the State Lands Commission are not required to file a statement of economic interests under this conflict of interest code. This exception for elected state officers is found in Government Code Section 82019, and the exception for the Secretary and Chair is found in Regulation 18730, Section 3.

APPENDIX B

DISCLOSURE CATEGORIES

(1) Persons in Category (1) must disclose:

- All investments and business positions in a business entity and sources of income, including gifts, loans, and travel payments, from entities involved in maritime shipping, energy (such as oil and gas), fishing, marine aquaculture, scientific research, pharmaceuticals, ocean recreational activities and companies that engage in environmental planning, real estate (such as sales, brokerage or investment) or construction.
- Interests in real property in the State of California.

(2) Persons in Category (2) must disclose all investments and business positions in a business entity or income, including gifts, loans, and travel payments, from a source which is of the type that contracts with the Council to provide goods, services, materials or facilities to the Council or receives grants or monies from or through the Council.

(3) Persons in Category (3) must disclose all investments and business positions in a business entity and sources of income, including gifts, loans, and travel payments, if the business entity or source provides information technology or telecommunications goods, products or services including computer hardware or software companies, computer consultant services, IT training companies, data processing firms and media services.

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