

Conflict of Interest Code of
The San Mateo County Joint Powers Financing Authority

I. **Background**

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 code. The Fair Political Practices Commission has adopted a regulation, California Code of Regulations Section 18730, which contains the terms of standard conflict of interest code. This regulation and any amendments thereto may be incorporated by reference by local agencies and, together with the designation of positions and disclosure categories, meets the requirements of the Political Reform Act.

II. **Adoption of Conflict-of-Interest Code**

The terms of Title 2 California Code of Regulations Section 18730 are hereby incorporated by reference herein and, along with this document identifying designated positions and disclosure categories, constitute the Conflict-of-Interest Code of the San Mateo County Joint Powers Financing Authority (the “Authority”).

Pursuant to the Political Reform Act and its regulations, individuals holding designated positions shall file statements of economic interest electronically or with the Authority, which shall retain a copy and forward the originals to the San Mateo County Clerk, which shall be the filing officer. Pursuant to the Authority’s By-laws (at § 1.5), the San Mateo County Board of Supervisors shall be the code reviewing body.

Subsequent amendments to Title 2 California Code of Regulations Section 18730 duly adopted by the Fair Political Practices Commission, after public notice and hearings, are also incorporated by reference unless this Authority, within 90 days after the date on which an amendment to Section 18730 becomes effective, adopts a resolution providing that the amendment is not to be incorporated into this Code.

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List of Designated Positions and Financial Disclosure Categories

- III. Each individual holding a position listed in the table below must file a statement disclosing the kinds of financial interests shown for the designated individual's position. Statements must be filed at the time and on the forms prescribed by law. Failure to file statements on time may result in penalties including but not limited to late fines.

Designated Positions	Disclosure Category
Members, Joint Powers Financing Authority	1, 2, 3, 4
Assistant Secretary, Joint Powers Financing Authority	1, 2, 3, 4
Consultants*	

*The President of the Authority, or designee, after consultation with the County Attorney, shall review the duties and authority of any consultants retained by the Authority. Those consultants who, within the meaning of 2 Cal. Code of Regulations § 18700 et. seq are required to file statements of economic interests, shall do so. During each calendar year, the Authority shall maintain a list of such consultants for public inspection in the same manner and location as this Conflict-of-Interest Code. Nothing herein excuses any consultant from any other provision of this Conflict-of-Interest Code, specifically those dealing with disqualification.

IV. **Disqualification of Individuals Holding Designated Positions**

Individuals holding designated positions must disqualify themselves from making or participating in the making of any decision if the individual holding the designated position has a reportable financial interest which it is reasonably foreseeable may be affected materially by the decision. No individual holding a designated position shall be required to disqualify themselves with respect to any matter which could not be legally acted upon or decided without their participation.

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Description of Disclosure categories

- a. Category 1: A designated individual assigned to Category 1 is required to disclose investments which may foreseeably be materially affected by any decision made or participated in by the designated individual.
- b. Category 2: A designated individual assigned to Category 2 is required to disclose interests in real property which may foreseeably be materially affected by any decision made or participated in by the designated individual.
- c. Category 3: A designated individual assigned to Category 3 is required to disclose income which may foreseeably be materially affected by any decision made or participated in by the designated individual.
- d. Category 4: A designated individual assigned to Category 4 is required to disclose any business entity in which the designated individual is a director, officer, partner, trustee, or holds any position of management which may foreseeably be materially affected by any decision made or participated in by the designated individual.