COPY

CONFLICT OF INTEREST CODE FOR THE RANCHO SANTA FE FIRE PROTECTION DISTRICT

Section 1 - Purpose.

A. The Political Reform Act of 1974 (Government Code section 81000 et seq., "Act" herein), required the Rancho Santa Fe Fire Protection District ("DISTRICT") to adopt and promulgate a conflict of interest code. The Fair Political Practices Commission has adopted a regulation, 2 California Code of Regulations section 18730, which contains the terms of the Standard Conflict of Interest Code and amendments thereto by the Fair Political Practices Commission in accordance with the Act.

B. This Resolution shall be known as the "Conflict of Interest Code" of the District.

C. Nothing in this resolution is intended to modify or abridge the provisions of the Act commencing with Government Code ("GC") Section 87100, which is applicable to all public officials of the District and directs that no public official of the District shall make, participate in the making or in any way attempt to use their official position to influence a District decision in which the official knows, or has reason to know, that he or she has a financial interest as defined by the Act.

D. This resolution intends to designate those public officials of the District who are involved in District decisions, and to require designated officials to disclose those financial interests (using Form 730) which could foreseeably be affected, in a material manner, by a District decision made by the official in the performance of the official's responsibilities.

Section 2 - Amendment and Review.

A. The District shall amend its Conflict of Interest Code, subject to the provision of GC Section 87303, when change is necessitated by a change in circumstances, including the creation of new positions which must be designated pursuant to subdivision (a) of GC Section 87302 and relevant changes in the duties assigned to existing positions. Amendments or revisions shall be submitted to the code reviewing body within 90 days after the changed circumstances necessitating the amendments have become apparent. If after nine months following the occurrence of those changes the Conflict of Interest Code has not been amended or revised, the superior court may issue any appropriate order in an action brought under the procedures set forth in GC Section 87305.

B. Notwithstanding subdivision (a), every state agency shall submit to the code reviewing body a biannual report identifying changes in its code, including, but not limited to, all new positions designated pursuant to subdivision (a) of GC Section 87302, changes in the list of reportable sources of income, and relevant changes in the duties assigned to existing positions. These reports shall be submitted no later than March 1 of each odd-numbered year.

Section 3 - Definitions Incorporated.

A. Unless otherwise indicated, the definitions of the Act, regulations and amendment thereto and binding judicial opinions thereon are incorporated herein, and this Chapter shall be interpreted in a manner consistent with such definitions.

COPY

Section 4 - Standard Code.

A. By this reference, 2 California Code of Regulations section 18730, the Standard Conflict of Interest Code, is incorporated herein together with each and every amendment thereto duly adopted by the Fair Political Practices Commission.

B. The filing officer shall maintain one copy of the Standard Conflict of Interest Code for public review.

Section 5 - Filing Officer.

A. The Board Secretary is the filing officer of the District.

Section 6 - Disclosure Categories.

A. Category 1 - Business Position/Investment Interests. Disclose each District-related, business entity in which the employee/member holds a position or has a direct or indirect business investment worth more than $1,000.

B. Category 2 - Real Property Interest. Disclose each interest in real property located within the jurisdiction of the District in which the employee/member has a direct or indirect interest worth more than $1,000.

C. Category 3 - Income Interests. Disclose all income of the employee/member from any District-related source aggregating $250.00 or more (or $25.00 or more in the case of gifts) during the reporting period.

D. Category 4 - Less Inclusive Reportable Interests. Disclose all investment and management interests in business entities (as described in Categories 1 and 3) contracting with or selling to the District or which foreseeable could so contract or sell; and all income from a source (as described in Category 2) which sells ore contracts with the District or which foreseeable could so sell or contract.

Section 7 - Department Positions.

A. The following are the designated positions within the District departments together with the required disclosure category:

Position	Category
1. All positions as may be designated by resolution of the District Board from time to time.	1, 2, 3
2. Board of Directors	1, 2, 3
3. Board Clerk/Secretary	1, 2, 3
4. Candidates for Election	1, 2, 3

COPY

5. Chief Officers, including but not limited to: Fire Chief Deputy Chief	1, 2, 3
6. Staff Officers, including but not limited to: Administrative Manager Chief Officers Fire Marshal Deputy Fire Marshal Fire Prevention Specialist - Inspector Urban Forester	1, 2, 3
7. District Legal Counsel	1, 2, 3
8. Consultant	Refer to Section 8

Section 8 - Consultants

A. "Consultant" shall include any natural person who provides, under contract, information, advice, recommendations, or counsel to the District, provided, however, that "consultant shall not include a person who:

1. Conducts research and arrives at conclusions with respect to his or her rendition of information, advice, recommendation, or counsel independent of the control and direction of the agency or counsel independent of the control and direction of the agency or of any agency official other than normal contract monitoring; and

2. Possesses no authority with respect to any District decision beyond the rendition of information, advice recommendation, or counsel.

B. Disclosure Category.

Position	Category
1. Consultant	1, 2, 3

C. Limitation to the Disclosure Category. The Board President or Fire Chief may determine that a particular consultant, although in a "designated position", is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements described in this section. Such determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure required. The determination shall be included in the contract by which the consultant is hired by the District. The Board President or Fire Chief'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.

Approved and/or authorized by the Board of Supervisors of the County of San Diego
Date: 12/12/2000 Minute Order No 31
THOMAS J. PASTUSZKA
Clerk of the Board of Supervisors
By: David Lampley
Deputy Clerk