

NOTICE PUBLICATION/REGULATIONS SUBMISSIONS

FILE PRINT

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 10/2019)

OAL FILE NUMBERS	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER	EMERGENCY NUMBER
	Z-	2020-1218-01	1

For use by Office of Administrative Law (OAL) only

ENDORSED - FILED  
In the office of the Secretary of State  
of the State of California

JAN 28 2021

1:28 P.M.

2020 DEC 18 A 10:34  
OFFICE OF ADMINISTRATIVE LAW

NOTICE	REGULATIONS
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AGENCY WITH RULEMAKING AUTHORITY  
Board of Governors of the California Community Colleges

AGENCY FILE NUMBER (If any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE	TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	NOTICE REGISTER NUMBER	PUBLICATION DATE	

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Conflict of Interest Code	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	ADOPT
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	AMEND 50500
TITLE(S)	REPEAL
5	

3. TYPE OF FILING	<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
	<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)		<input checked="" type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
	<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> Other (Specify)	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)	Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	Effective on filing with Secretary of State	§100 Changes Without Regulatory Effect	Effective other (Specify)
				30 days after SOS filing per 2 CCR 1875

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY	<input checked="" type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input checked="" type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
	<input type="checkbox"/> Other (Specify)		

7. CONTACT PERSON Tanya Bosch - Regulations Coordinator	TELEPHONE NUMBER (916) 445-4826	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional)
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE 	DATE 12-18-2020
TYPED NAME AND TITLE OF SIGNATORY Marc A. LeForestier, General Counsel	

For use by Office of Administrative Law (OAL) only

**AUTHORIZED FOR FILING AND PRINTING**

JAN 28 2021

Office of Administrative Law

# Board of Governors of the California Community Colleges—Final Revisions to Title 5: Conflict of Interest Code (5 C.C.R. § 50500)

## SECTION 50500 OF SUBCHAPTER 2 OF CHAPTER 1 OF DIVISION 6 OF TITLE 5 OF THE CALIFORNIA CODE OF REGULATIONS IS AMENDED TO READ:

### § 50500. General Provisions.

The Political Reform Act, Government Code sections 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, California Code of Regulations, title 2, section 18730, which contains the terms of a standard Conflict of Interest Code, which can be incorporated by reference, and which may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act after public notice and hearings. Therefore, the terms of California Code of Regulations, title 2, section 18730, and any amendments to it duly adopted by the Fair Political Practices Commission, along with the attached Appendix in which officials and employees are designated and disclosure categories are set forth, are hereby incorporated by reference and constitute the Conflict of Interest Code of the Board of Governors of the California Community Colleges.

Designated employees shall file their statements with the California Community Colleges Chancellor's Office, which will make the statements available for public inspection and reproduction. (Gov. Code, § 81008). Upon receipt of the statements for the Board of Governors and the Chancellor, the agency shall make and retain a copy and forward the original to the Fair Political Practices Commission. Statements for all other designated employees will be retained by the agency.

The members of the Board of Governors and the Chancellor must file their statements of economic interests electronically with the Fair Political Practices Commission. All other individuals holding designated positions must file their statements with the Board of Governors of the California Community Colleges. All statements must be made available for public inspection and reproduction under Government Code section 81008.

### Appendix

#### *Designated Employees*

#### *Disclosure Categories*

#### **Board of Governors**

Members ..... 1, 4

#### **Executive Office**

Chancellor..... 1, 4

Deputy Chancellor .....	1, 4
Executive Vice Chancellor .....	1, 4
Director .....	1, 4
Specialist/Employment and Certification .....	2, 4
Consultants*/New Positions .....	*

**Communications and Marketing Division**

Vice Chancellor .....	1, 4
Director .....	2, 4, 1, 4
Information Technology Specialist I .....	2
Consultants*/New Positions .....	*

**Office of the General Counsel Legal Affairs Division**

Vice-Chancellor and General Counsel .....	1, 4
Attorney (All levels) Staff Counsel, all levels .....	1, 4
Consultants*/New Positions .....	*2

**Governmental Relations Division**

Vice Chancellor .....	1, 4
Assistant Vice Chancellor .....	1, 4
Director .....	1, 4
Administrator/Academic Planning and Development .....	1
Specialist in/Academic Planning and Development .....	2
Specialist/Employment and Certification .....	2, 4
Consultants*/New Positions .....	*2

**Digital Innovation and Infrastructure Division Technology, Research, and Information Services Division**

Vice Chancellor .....	1, 4
Administrator/Academic Planning and Development .....	1
Data Processing Manager II .....	1
Information Technology Manager (All levels) .....	2
Specialist in/Information Systems and Analysis .....	2
Senior Information Systems Analyst (Specialist) .....	3
Staff Information Systems Analyst (Supervisor) .....	3
Staff Information Systems Analyst (Specialist) .....	3
Senior Programmer Analyst (Specialist) .....	3
Staff Programmer Analyst (Specialist) .....	3
Systems Software Specialist II (Technical) .....	3
Information Technology Specialist (All levels) .....	3
Research Data Specialist (All levels) .....	3
Systems Software Specialist III (Technical) .....	3
Systems Software Specialist III (Supervisor) .....	3
Consultants*/New Positions .....	*2

**College Finance and Facilities Planning Division**

Vice Chancellor ..... 1, 4  
Assistant Vice Chancellor ..... 1, 4  
Director ..... 1, 4  
Administrator/Fiscal Planning and Administration ..... 1  
Education Administrator (All levels) ..... 1, 4  
Administrator/Facilities Planning and Utilization..... 1  
Specialist in/Fiscal Planning and Administration ..... 2  
Specialist in/Facilities Planning and Utilization ..... 2  
Consultants\*/New Positions ..... \*1

**Educational Services Division Student Services and Special Programs Division**

Executive Vice Chancellor ..... 1, 4  
Vice Chancellor ..... 1, 4  
Administrator/Student Services Planning and Development.... 1  
Administrator for Academic Planning and Development..... 2, 4  
Education Administrator (All levels) ..... 2, 4  
Specialist in/Student Services Planning and Development..... 2, 4  
Specialist in Academic Planning and Development..... 2, 4  
Community College Program Assistant II..... 2, 4  
Consultants\*/New Positions ..... \*2

**Workforce and Economic Development Division Economic Development and Workforce Preparation Division**

Vice Chancellor ..... 1, 4  
Director for Vocational Education..... 2, 4  
Administrator for Vocational Education ..... 2, 4  
Specialist in/General Vocational Education..... 2, 4  
Staff Services Manager I (Supervisory)..... 2, 4  
Community College Program Assistant II..... 2, 4  
Consultants\*/New Positions ..... \*2

**Academic Affairs Division**

Vice Chancellor ..... 1, 4  
Administrator/Academic Planning and Development ..... 1, 4  
Specialist/Academic Planning and Development..... 2  
Specialist/General Vocational Education ..... 2  
Consultants\* ..... 2

**Institutional Effectiveness Division**

Vice Chancellor ..... 1, 4  
Administrator for Academic Planning and Development..... 2, 4  
Staff Services Manager I (Specialist) ..... 2, 4  
Consultants\*/New Positions ..... \*

**Human Resources and Internal Operations Division**

Vice Chancellor Director ..... 1, 4  
Accounting Administrator (All levels) + (Supervisor) ..... 3  
Associate Business Management Analyst ..... 3  
Business Services Officer I (Specialist)..... 3  
Business Services Assistant (Specialist)..... 3  
Staff Services Manager II (Supervisor) ..... 3  
Staff Services Manager I ..... 3  
Associate Governmental Program Analyst (Business Services) . 3  
Consultants\* /New Positions ..... \*2

\*Consultants/new positions shall be included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The Chancellor 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 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 Chancellor’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 Section 81008.)

\*Note: With respect to consultants, the Chancellor may determine in writing that a particular consultant, although a “designated person,” 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 determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Chancellor'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, § 81008.) Nothing herein excuses any such consultant from any other provision of the Conflict of Interest Code.

**Disclosure Categories**

1. Designated employees in Category 1 must report the following:
  - (a) All interests in real property in the State of California.
  - (b) Any investment or business position in a business entity, or any source of income (including gifts, loans, and travel payments), if the business entity or source of income is engaged in publishing, manufacturing, selling, or leasing: instructional materials, equipment, or services utilized by community college districts, the Board of Governors, or the Chancellor’s Office.
    - (1) Instructional materials;
    - (2) Equipment; or

~~(3) Services, including training or consulting services; when such materials, equipment or services are of the type utilized by community college districts or the Board of Governors or Chancellor's Office.~~

(c) Any investment or business position in a business entity, or any source of income (including gifts, loans and travel payments), if the business entity or source of income is engaged in selling or leasing real estate which is utilized by a community college district, s or the Board of Governors, or the Chancellor's Office.

2. Designated employees in Category 2 must report the following:

(a) Any investment or business position in a business entity, or any source of income (including gifts, loans, and travel payments), if the business entity or source of income is engaged in publishing, manufacturing, selling, or leasing: instructional materials, equipment, or services utilized by community college districts, the Board of Governors, or the Chancellor's Office.

~~(1) Instructional materials;~~

~~(2) Equipment; or~~

~~(3) Services, including training or consulting services; when such materials, equipment or services are of the type utilized by community college districts or the Board of Governors or Chancellor's Office.~~

3. Designated employees in Category 3 must report the following:

(a) Any investment or business position in a business entity, or any source of income (including gifts, loans, and travel payments), if the business entity or source of income is engaged in publishing, manufacturing, selling, or leasing: instructional materials, equipment, or services utilized by the Board of Governors, or the Chancellor's Office.

~~(1) Instructional materials;~~

~~(2) Equipment; or,~~

~~(3) Services, including training or consulting services; when such materials, equipment or services are of the type utilized by the Board of Governors or Chancellor's Office.~~

4. Designated employees in Category 4 must report the following:

(a) Any investment or business position in a business entity, or any source of income (including gifts, loans, and travel payments), if the business entity or source of income provides education, training, or experience to persons toward meeting minimum qualifications for employment in a community college district.

Note: Authority cited: Sections 87300 and 87307, Government Code. Reference: Sections 89503, 89505, and 87300, et seq., 87301, 87302, 87303, 87304, 87306, 87307, 87308, 87309, 87310, 87312, and 87313, Government Code.

This is the last page of the conflict of interest code for the **Board of Governors of the California Community Colleges**.



**CERTIFICATION OF FPPC APPROVAL**

Pursuant to Government Code Section 87303, the conflict of interest code for the **Board of Governors of the California Community Colleges** was approved on

12/4/ 2020.

A large, stylized handwritten signature in black ink, appearing to read "John M. Feser, Jr.", written over a horizontal line.

John M. Feser, Jr.

Senior Commission Counsel

Fair Political Practices Commission