



# CALIFORNIA DEPARTMENT OF State Hospitals

**Regulations Unit**  
1600 Ninth Street, Room 410  
Sacramento, CA 95814

September 1, 2017

## **NOTICE OF INTENTION TO AMEND THE CONFLICT OF INTEREST CODE OF THE DEPARTMENT OF STATE HOSPITALS**

NOTICE IS HEREBY GIVEN that the **Department of State Hospitals (DSH)**, pursuant to the authority vested in it by section 87306 of the Government Code, proposes amendment to its conflict of interest code. A comment period has been established commencing on **September 1, 2017**, and closing on **October 16, 2017**. All inquiries should be directed to the agency contact person listed below.

**DSH** proposes to amend its conflict of interest code in title 9, section 400, California Code of Regulations (CCR), to include employee positions that involve the making or participation in the making of decisions that may foreseeably have a material effect on any financial interest, as set forth in subdivision (a) of section 87302 of the Government Code. The amendment carries out the purposes of the law and no other alternative would do so and be less burdensome to affected persons.

Changes to the conflict of interest code contain technical amendments to title 9, section 400, CCR, including the Appendices as follows:

1. **Appendix A** - The current code for the Department of Mental Health was approved on November 22, 2005, by the Fair Political Practices Commission (FPPC). There are classifications/positions filled by individuals who are not currently identified in the current conflict of interest code who make or participate in making governmental decisions that could affect their personal economic interest. DSH has updated the list of designated positions to include newly identified classifications that make or participate in making governmental decisions. In addition, classifications/positions were eliminated from the current conflict of interest code because they are no longer utilized by DSH.

2. **Appendix B** – The Disclosure Categories were updated and tailored to ensure the new list of designated positions are disclosing the appropriate financial conflict of interests.

Printed copies of the proposed amendments and explanation of reasons may be obtained by submitting a request to the agency contact person listed below.

The **Department of State Hospitals** has determined that the proposed amendments:

1. Impose no mandate on local agencies or school districts.
2. Impose no costs or savings on any state agency.
3. Impose no costs on any local agency or school district that are required to be reimbursed under Part 7 (commencing with § 17500) of Division 4 of Title 2 of the Government Code.
4. Will not result in any nondiscretionary costs or savings to local agencies.
5. Will not result in any costs or savings in federal funding to the state.
6. Will not have any potential cost impact on private persons, businesses or small businesses.

### **Written Comment Period and Submittal of Comments**

The public comment period for this regulatory action will begin on **September 1, 2017**, and ends on **October 16, 2017**. Any interested person may submit written comments relating to the proposed amendment by submitting them electronically or by postal mail to the address below during the public comment period or at the conclusion of the public hearing. If a hearing is requested public comments can also be submitted at the hearing. At this time, no public hearing is scheduled. A person may request a hearing no later than **September 29, 2017**.

Submit comments electronically at: [DSH.Regulations@dsh.ca.gov](mailto:DSH.Regulations@dsh.ca.gov)

Submit comments by Postal mail: Amy Whiting, Department of State Hospitals  
1600 9<sup>th</sup> Street, Sacramento, California 95814

### **Agency Contact Person**

All inquiries concerning this proposed amendment and any communication required by this notice should be directed to: Ms. Mable Basequez, Human Resources Manager, at (916) 651-5662.