

RESOLUTION OF THE COUNTY OF SANTA BARBARA CITIZENS INDEPENDENT  
REDISTRICTING COMMISSION  
ADOPTING A CONFLICT OF INTEREST CODE

Resolution No: 2021-1

- a. The Political Reform Act, Government Code Sections 81000 et seq. ("Political Reform Act") requires state and local government agencies, with final decision-making authority, to adopt and promulgate a conflict of interest code;
- b. The Political Reform Act implementing regulations are adopted by the Fair Political Practices Commission ("FPPC") and are located at Title 2 Sections 18110-18998, of the California Code of Regulations ("CCR");
- c. A conflict of interest code designates the positions within an agency that involve the making or participation in the making of decisions which may foreseeably have a material effect on any financial interest. Government Code Section 87302(a);
- d. The designated public officials must periodically disclose certain investments, interests in real property, sources of income, gifts, loans and business positions, based on the disclosure requirements and disclosure categories adopted by their agency. The disclosures are submitted on Statements of Economic Interests, also known as Form 700;
- e. A conflict of interest code and all amendments are effective once approved by the local "code reviewing body". The Board of Supervisors is the code reviewing body for conflict of interest codes adopted by dependent local agencies in Santa Barbara County. Government Code Section 82011(b). A conflict of interest code must be reviewed, and amended as necessary, at least every two years;
- f. The Santa Barbara County Clerk, Recorder and Assessor ("Clerk, Recorder and Assessor"), at the direction of the Santa Barbara County Board of Supervisors ("Board of Supervisors"), adopted a Single Comprehensive Conflict of Interest Code ("Single Code"), which is a compilation of the conflict of interest codes of all County departments and dependent commissions, boards, agencies and special districts ("Member Agencies"). The Single Code incorporates by reference the Model Standard Conflict of Interest Code which includes the required basic provisions for a conflict of interest code, Title 2 CCR Section 18730;
- g. The designated positions within each Member Agency are required to file their Form 700 disclosure statements, electronically using eDisclosure, with the Clerk, Recorder and Assessor. The Single Code is intended to help ensure timely amendments by each Member Agency, and to facilitate the filing of Form 700s;
- h. The County of Santa Barbara Citizens Independent Redistricting Commission ("CIRC") was created by Santa Barbara County Code Section 2-10.9A. That section requires that each commission member shall be a designated employee for purposes of the conflict of interest code adopted by the County of Santa Barbara pursuant to Article 3 (commencing with Section

RESOLUTION OF THE COUNTY OF SANTA BARBARA CITIZENS INDEPENDENT REDISTRICTING COMMISSION ADOPTING A CONFLICT OF INTEREST CODE

87300) of Chapter 7 of Title 9 of the Government Code. The CIRC shall adopt a redistricting plan adjusting the boundaries of the supervisorial districts. Thus, the CIRC would be considered to be an agency with final decision-making authority, which would require them to adopt a conflict of interest code.

i. The CIRC desires to adopt a conflict of interest code by being added to the County's Single Code. The CIRC members hold the designated positions that will be required to file Statements of Economic Interests (Form 700). See, attached Exhibit C. The CIRC members will be required to provide disclosures in accordance with Disclosure Category 1 of the Single Code. A copy of the Single Code Disclosure Categories is attached as Exhibit B.

NOW, THEREFORE BE IT RESOLVED BY THE COUNTY OF SANTA BARBARA CITIZENS INDEPENDENT REDISTRICTING COMMISSION THAT:

1. The CIRC adopts a conflict of interest code by requesting that it be added to the County's Single Conflict of Interest Code. The CIRC's designated positions and disclosure categories are set forth in Exhibit C – Designated Positions, and Exhibit B – Disclosure Categories.

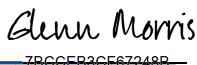
Passed and adopted this 19th day of January 2021, by the following vote:

Yes: Bradley, Gray, Hudley, Katz, McClintock, Morris, Olmedo, Rios, Turley, Twibell

No: None

Abstain: None

COUNTY OF SANTA BARBARA CITIZENS  
INDEPENDENT REDISTRICTING  
COMMISSION

DocuSigned by:  
  
78CCEB2CF67248B  
Chair Glenn Morris

## **EXHIBIT “B” – STANDARD DISCLOSURE CATEGORIES**

### **A. APPROPRIATE FORMS**

**Designated employees/officials shall file FPPC form 700s based on the corresponding disclosure categories specified in Exhibit B.**

### **B. STANDARD DISCLOSURE CATEGORIES**

**When a designated employee or official is required to disclose investments, business positions or sources of income, he or she need only disclose investments and business positions in business entities and sources of income which do business, plan to do business or have done business in the last two (2) years in the County of Santa Barbara. When a designated employee or official is required to disclose real property he or she need only disclose real property located in the County of Santa Barbara, or within two miles of the County of Santa Barbara.**

#### **Category 1**

All investments; business positions; interests in real property; sources of income including receipt of loans, gifts and travel payments. (Must file FPPC Form 700 with all schedules.)

#### **Category 2**

Interests in real property. (Must file FPPC Form 700 with schedule that discloses interests in real property).

#### **Category 3**

Investments, business positions, interests in real property and sources of income, including receipt of loans, gifts, and travel payments, subject to the regulatory, permit or licensing authority of the designated employee/officer’s Code Agency. (Must file FPPC Form 700 schedules disclosing interests in investments, real property, business positions, income of loans, gifts and travel payments)

#### **Category 4**

Investments in business entities and sources of income, including receipt of loans, gifts, and travel payments, from sources of the type that engage in land development, construction or the acquisition of real property. (Must file FPPC Form 700 schedules disclosing interests in investments, real property, business positions, income of loans, gifts and travel payments)

#### **Category 5**

Investments in business entities and sources of income, including receipt of loans, gifts, and travel payments, from sources of the type that contracts with the County of Santa Barbara to provide services, supplies, materials, machinery or equipment to any County department or agency. (Must file FPPC Form 700 schedules disclosing interests in investments, real property, business positions, income of loans, gifts and travel payments)

**Category 6**

Investments in business entities and sources of income, including receipt of loans, gifts, and travel payments, from sources of the type that contracts with the County of Santa Barbara to provide to the designated employee's Code Agency, services, supplies, materials, machinery or equipment. (Must file FPPC Form 700 schedules disclosing interests in investments, real property, business positions, income of loans, gifts and travel payments)

**Category 7 – Specific to Consultants, Interim positions, New Positions.**

Shall disclose pursuant to Category 1, subject to the following limitation:

With respect to consultants, interim positions and new positions, the County Executive Officer of the County may determine in writing that a particular consultant, interim position or a 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 fully comply with the disclosure requirements described in this section. Such written determination shall include a description of the consultant, interim position or a new position, duties and, based upon that description, a statement of the extent of disclosure requirements. Such determination shall be a public record and shall be retained for public inspection in the same manner and locations as this conflict of interest code.

**EXHIBIT C-**  
**COUNTY OF SANTA BARBARA CITIZENS INDEPENDENT REDISTRICTING  
COMMISSION**

Persons occupying the following positions are “designated employees”. A “designated employee” must disclose financial interests in the category or categories assigned to their position. The Disclosure Categories are defined in Exhibit “B: Standard Disclosure Categories” of the current County Single Comprehensive Conflict of Interest Code for County Departments, Commissions/Boards/Committees and Dependent Special Districts.

A “designated employee” is anyone within the above-mentioned agency who is an officer, employee, member or consultant who is designated in this Code because the position entails the making or participation in the making of decisions which may foreseeably have a material effect on any financial interest. (Government Code § 82019)

**Designated Employee Positions:**

**Disclosure Categories for Positions**

1. Members of the County of Santa Barbara Citizens’ Independent Redistricting Commission	1
2. Administrative or Executive Director	1
3. Independent Legal Counsel	1
4. Commission Clerk	1
5. Consultants/New Positions	

\*Consultants/New Positions are included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the code.

Individuals who perform under contract the identical duties of any designated position shall be required to file Statements of Economic Interests disclosing reportable interests in the categories assigned to that designated position.

The term “designated employee” does not include any officer identified in Government Code § 87200, i.e., members of planning commissions, members of the board of supervisors, district attorneys, county counsel, county treasurers, chief administrative officers and other public officials who manage public investments. The financial disclosure requirements for those positions are set forth in Government Code Sections 87200 et seq.