

NOTICE OF INTENTION TO AMEND THE CONFLICT OF INTEREST CODE
OF THE
MENTAL HEALTH SERVICES
OVERSIGHT AND ACCOUNTABILITY COMMISSION

NOTICE IS HEREBY GIVEN that the Mental Health Services Oversight and Accountability Commission (MHSOAC), pursuant to the authority vested in it by Section 87306 of the Government Code proposes amendments to its Conflict of Interest Code. The purpose of these amendments is to implement the requirements of Sections 87300 through 87302, and Section 87306 of the Government Code.

The Political Reform Act (Gov. Code Section 81000 et seq.) requires each government agency to adopt a conflict of interest code, and agency personnel covered by the code to periodically file a financial disclosure statement known as a Statement of Economic Interests (Form 700). (See Gov. Code Sections 87300 and 87302.) Among other things, an agency's conflict of interest code must enumerate employee positions with the agency that involve the making of or participation in the making of decisions that may foreseeably have a material financial effect on any economic interest of the employee and, for each enumerated position, the specific types of investments, business positions, and sources of income and gifts which are required to be disclosed on the statement of economic interests. (Gov. Code Section 87302.)

The MHSOAC proposes to amend its Conflict of Interest Code 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.

This amendment which is based on a comprehensive management review, updates or deletes some titles, adds new position titles to the list of designated employees (Appendix A) and makes other technical changes to reflect the current organizational structure of the MHSOAC. Copies of the amended code are available and may be requested from the Contact Person set forth below.

The disclosure categories, which define what a designated employee needs to file on his or her Form 700, were changed to better describe the types of financial interests to be disclosed and to reflect the revised statutory authority of the MHSOAC, including its independence from the Department of Mental Health. In order to avoid overly-broad disclosure, some of the disclosure categories were amended to differentiate between those employees whose job duties involve Commission-wide subject matter, and those whose scope of duties are more limited to matters within their division or unit.

The MHSOAC has prepared a written explanation of the reasons for the proposed amendments. Copies of the proposed amendments and the written

explanation of the reasons may be obtained by contacting the person(s) identified in the Inquires section set forth below.

The MHSOAC 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 Section 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.

In making these proposed amendments, the MHSOAC has determined that no alternative considered by the agency would be more effective in carrying out the purpose for which the amendments are proposed or would be as effective as and less burdensome to affected persons than the proposed amendments.

Copies of the proposed amendments are available and may be requested from the person(s) identified in the Inquiries section below.

COMMENTS: Any written comments pertaining to this amendment, regardless of the method of transmittal, must be received by **5 p.m. on January 22, 2015**, which is hereby designated as the close of the written comment period. Comments received after this date will not be considered timely.

Written comments may be submitted as follows:

1. By email to Christina.call@mhsaac.ca.gov
2. By mail to Christina Call, MHSOAC, 1325 J Street, Suite 1700, Sacramento, CA 95814

Materials regarding the action described in this notice (including this public notice, the regulation text, and the explanation of amendments) are available via the Internet at the MHSOAC website at www.mhsaac.ca.gov.

At this time, no public hearing has been scheduled concerning the proposed amendments. If any interested person or the person's representative requests a public hearing, he or she must do so no later than January 7, 2015 (15 calendar

days) before the close of the written comment period, by contacting Christina Call as identified in the Inquiries section below. If a public hearing is requested, it will be held on January 22, 2015 starting at 3:30 p.m. at 1325 J Street, Suite 1700, Sacramento, CA 95814 and will end when all comments have been received or at 4:00 p.m., whichever comes first.

After completion of the written comment period/hearing, the MHSOAC may adopt the proposed amendments to the code if it remains substantially the same as described in the text originally made available to the public. The MHSOAC may make changes to the proposed code prior to its adoption, so long as the text of any modified amendment is made available to the public at least 15 days before the MHSOAC adopts the amendments.

INQUIRES: All inquiries concerning this proposed amendment and any communication required by this notice should be directed to:

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