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RESOLUTION 90-23

RESOLUTION ADOPTING AMENDMENTS TO THE
CALIFORNIA HOUSING FINANCE AGENCY'S
CONFLICT OF INTEREST CODE

WHEREAS, the California Housing Finance Agency (the "Agency") through its Board of Directors (the "Board") is authorized to adopt, and where appropriate, to amend rules and regulations governing the Agency; and

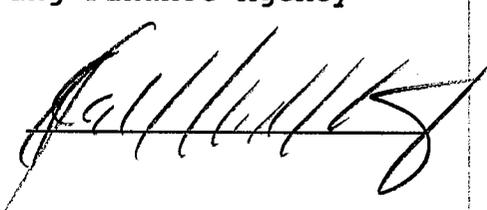
WHEREAS, the Board has determined that the proposed amendments to the Conflict of Interest Code regulations attached hereto are necessary and appropriate for adoption by the Agency.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors as follows:

1. The attached amendments to the Agency's Conflict of Interest Code regulations, incorporated herein by reference, are hereby adopted.

2. The staff is directed to give public notice, conduct any required public hearing and take such other action as may be required by law for the adoption by the Agency of such amendments.

I hereby certify that this is a true and correct copy of Resolution 90-23 adopted at a duly constituted meeting of the Board of Directors of the California Housing Finance Agency held on September 13, 1990.

ATTEST: 

Attachment

Title 25, Part II, Chapter 1, Article 1, Section 10001 of the California Administrative Code shall be amended to read as follows:

10001. 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, 2 Cal. Adm. Code 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 2 Cal. Adm. Code 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 California Housing Finance Agency.

Pursuant to Section 4(A) of the standard Code, designated employees shall file statements of economic interests with the agency. Upon receipt of the statements of Board Members and the Executive Director, the agency shall make and retain a copy and forward the original of these statements to the Fair Political Practices Commission.

NOTE: Authority cited: Sections 87300 and 87304, Government Code. Reference: Sections 87300, et seq., Government Code.

APPENDIX

DESIGNATED EMPLOYEES	ASSIGNED DISCLOSURE CATEGORY
● BOARD OF DIRECTORS	
- Board Members (All members of the Board other than State Treasurer)	1, 2, 3
● EXECUTIVE DIRECTOR	
- Executive Director	1, 2, 3
- <u>Deputy Director</u>	<u>1, 2, 3</u>
● ADMINISTRATION	
- Director, Administration	1, 2, 3
- <u>Data Processing Manager II</u>	<u>1, 2, 3</u>
- Chief, Administrative Services	1, 2, 3
- <u>Staff Programmer Analyst</u>	<u>1, 2, 3</u>
- <u>Associate Programmer Analyst</u>	<u>1, 2, 3</u>
- <u>Business Services Officer</u>	<u>1, 2, 3</u>
● PUBLIC AFFAIRS AND MARKETING	
- Director, Public Affairs and Marketing	1, 2, 3
- <u>Information Officer II</u>	<u>1, 2, 3</u>
● LEGAL	
- General Counsel	1, 2, 3
- Senior Staff Counsel	1, 2, 3
- Staff Counsel	1, 2, 3

● **FINANCE FINANCING**

- Director of Financing 1, 2, 3
- Investment Financing Officer 1, 2, 3

● **FISCAL SERVICES**

- Comptroller 1, 2, 3
- Mortgage Loan Accounting Administrator 1, 2, 3
- Loan Servicing Manager 1, 2, 3

● **PROGRAMS**

- Director of Programs 1, 2, 3
- Deputy Program Director 1, 2, 3
- Housing Finance Chief (Rental, Single Family, Management Services, Construction Services)1/ 1, 2, 3
- Supervising Design Officer1/ 1, 2, 3
- Supervising Estimator1/ 1, 2, 3
- Housing Finance Officer (Rental, Single Family, Management Services, Construction Services, Minority and Small Business Development)1/ 1, 2, 3
- Senior Design Officer 1, 2, 3
- Senior Estimator 1, 2, 3
- Senior Housing Construction Inspector 1, 2, 3
- Housing Construction Inspector 1, 2, 3
- Housing Maintenance Inspector 1, 2, 3
- Housing Finance Specialist (Rental, Single Family, Management Services, Minority and Small Business Development, General)1/ 1, 2, 3
- Housing Finance Associate (Rental, Single Family, Management Services, Minority and Small Business Development, General, Construction Services)1/ 1, 2, 3

● CONSULTANTS

- Consultant

1, 2, 3

With respect to Consultants, the General Counsel may determine in writing that a particular consultant, although a "designated employee", is hired to perform a range of duties that are 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. Such determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code. Nothing herein excuses any such consultant from any other provision of this Conflict of Interest Code.

1. Disclosure for these designated employees shall be limited to the region (Northern or Southern California) in which the employee operates.

DISCLOSURE CATEGORIES

CATEGORY 1

Designated employees in Category 1 must report:

Any interest in real property located within the State of California.

CATEGORY 2

Designated employees in Category 2 must report:

(a) Investments in any business entity:

- (1) Defined to be a "housing sponsor," "limited-dividend housing sponsor," or "qualified mortgage lender" by Part I, Chapter 2 of the Zenovich-Moscone-Chacon Housing and Home Finance Act (the Act); or
- (2) Which is an insurance company, title company, escrow company, real estate firm, brokerage firm, building or construction contractor or subcontractor, or other insuring, realty, financial or contracting entity which provides or plans to provide work or services to, or to be approved by, the Agency.

(b) Each source of income, provided that the income was furnished by or on behalf of any person or entity:

- (1) Defined to be a "housing sponsor," "limited-dividend housing sponsor," or "qualified mortgage lender" by Part I, Chapter 2 of the Act; or
- (2) Which is an insurance company, title company, escrow company, real estate firm, brokerage firm, building or construction contractor or subcontractor, or other insuring, realty, financial or contracting entity which provides or plans to provide work or services to, or to be approved by, the Agency.

(c) Business positions in which the designated employee is a director, officer, partner, trustee, employee, or holds any position of management in any business entity:

- (1) Defined to be a "housing sponsor," "limited-dividend housing sponsor," or "qualified mortgage lender" by Part I, Chapter 2 of the Act; or

- (2) Which is an insurance company, title company, escrow company, real estate firm, brokerage firm, building or construction contractor or subcontractor, or other insuring, realty, financial or contracting entity which provides or plans to provide work or services to, or to be approved by, the Agency.

CATEGORY 3

Designated employees in Category 3 must report:

Investments or business positions in any business entity or sources of income of the type which, within the last two years, has contracted with the Agency or with the State of California to provide services, supplies, materials, machinery or equipment to the Agency.