

NOTICE PUBLICATION/REGULATORY SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2018-1116-02	REGULATORY ACTION NUMBER 2019-0227-01 FP	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	
AGENCY WITH RULEMAKING AUTHORITY Office of Statewide Health Planning and Development			AGENCY FILE NUMBER (if any)

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

MAR 07 2019

1:37 pm

2019 FEB 27 P 2:06
OFFICE OF
ADMINISTRATIVE LAW

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 <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	NOTICE REGISTER NUMBER 2018, 482	PUBLICATION DATE 11-30-2018	

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) z-2018-1116-02-2015-0911-02 FP
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per agency request

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)

SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT
	AMEND Section 35101
	REPEAL
TITLE(S) 2	

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 Resubmittal of disapproved or withdrawn nonemergency filing (Gov.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 type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input checked="" type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<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)**

<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> §100 Changes Without Regulatory Effect	<input checked="" type="checkbox"/> Effective other (Specify) 30 days after SOS filing per 2 CCR 18750
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6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input 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 Beth Herse	TELEPHONE NUMBER 916-326-3610	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 <i>Frank Mueller Jr</i>	DATE 2/22/2019
TYPED NAME AND TITLE OF SIGNATORY Robert P. David, Director	

For use by Office of Administrative Law (OAL) only

AUTHORIZED FOR FILING AND PRINTING

MAR 07 2019

Office of Administrative Law

OFFICE OF MANAGEMENT SERVICES

OFFICE OF SALES

ADMINISTRATIVE SERVICES

OFFICE OF SALES

11-30-2018

ADMINISTRATIVE SERVICES
OFFICE OF

OFFICE OF SALES

11-30-2018
OFFICE OF SALES

10-1550-01

**CONFLICT OF INTEREST CODE FOR THE
OFFICE OF STATEWIDE HEALTH PLANNING AND DEVELOPMENT**

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. Code of Regulations 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. Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission, along with the attached Appendices 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 **Office of Statewide Health Planning and Development (Agency)**.

The Director must file his/her statement of economic interests electronically with the **Fair Political Practices Commission**. All other individuals holding designated positions must file their statements with the **Agency**. All statements must be made available for public inspection and reproduction under Government Code Section 81008.

**CONFLICT OF INTEREST CODE FOR THE
OFFICE OF STATEWIDE HEALTH PLANNING AND DEVELOPMENT**

APPENDIX A

Designated Position	Disclosure Category
Director's Office	
Director (Exempt)	1
Chief Deputy Director (Exempt)	1
Assistant Director, Legislative and Public Affairs (CEA)	1
Equal Employment Opportunity Officer (Staff Services Manager I (Spec.))	2,3,4,5,6,7,8,9
Information Security Officer	2,3,4,5,6,7,8
Privacy Officer	1
Chief Information Officer	1
<u>Staff Services Manager (All levels)</u>	<u>2,3,4,5,6,7,8,9</u>
Legal Office	
Chief Counsel (CEA)	1
Attorney (All levels)	2,3,4,5,6,7,8,9
Healthcare Workforce Development Division	
Deputy Director (CEA)	1
<u>Research Manager (All levels)</u>	<u>2</u>
Staff Services Manager (All levels)	2

Information Services Division

Deputy Director 1

Information Security Office

Chief Information Security Officer 2,3,4,5,6,7,8,9

Planning and Management Branch

Chief Strategy Officer 3,7,8,9

Information Technology Supervisor (All levels) 3,7,8,9

Information Technology Specialist (All levels) 8

IT Operations Branch

Chief Technology Officer 3,8,9

Information Technology Supervisor (All levels) 8

Enterprise Data Operations Branch

Chief Data Officer 3,7,8,9

Information Technology Supervisor (All levels) 3,8

Staff Services Manager (All levels) 3,8

Health Program Audit Manager (All levels) 3,8

IT Specialist II 3,7,8,9

Healthcare Analytics Branch

Chief Analytics Officer 3,7,8,9

Research Scientist Supervisor (All levels) 3,7

Staff Services Manager (All levels) 3

Healthcare Information Division

Deputy Director (CEA)	1
Staff Services Manager (All levels)	3
Health Program Audit Manager (All levels)	3
Research Scientist Manager	3
Research Scientist Supervisor (All levels)	3

Facilities Development Division

Deputy Director (CEA)	1
Deputy Division Chief (CEA)	1
<u>Associate Construction Analyst</u>	4
Supervisor, Health Facilities Review	4
Architect (All levels)	4
Engineer (All levels)	4
Senior Engineering Geologist	4
Regional Compliance Officer	4
Compliance Officer	4
Chief Fire and Life Safety Officer	4
Fire and Life Safety Officer (All levels)	4
<u>Staff Services Manager III</u>	4,7,8
Staff Services Manager (All levels) <u>I and II</u>	7,8
<u>Supervising Program Technician (All levels)</u>	4

Cal-Mortgage Loan Insurance Division

Deputy Director (CEA)	1
Health Facility Construction Financing Officer	5

Health Facility Construction Financing Specialist (All levels)	5
Health Facility Construction Financing Analyst (All levels)	5
Health Planning Specialist (All levels)	5

Administrative Services Division

Deputy Director (CEA)	1
Staff Services Manager II (Supervisory) – Chief of Human Resources Services	7,8
Accounting Administrator	7,8
Staff Services Manager (All levels) – Budget and Business Services Section	7,8
<u>Staff Services Manager (All levels) – Financial Services Section</u>	<u>7,8</u>

~~Information Technology Services Division~~

Deputy Director	1
Data Processing Manager (All levels)	8
Information Technology Services Unit Supervisor	8
Information Technology Services Section – Information Technology Assistance Center	
Information Systems Analyst(s) in charge of procurement	8
Information Technology Services Section – IT Planning Project Management Office	
Information Systems Analyst (All levels)	8

Boards, Commissions and Committees

Health Professions Education Foundation

Executive Director (Exempt)	1
Staff Services Manager (All levels)	6
Exempt Employees	6

Members of the Board of Trustees of the Foundation	6
Members of the Council of Advisors appointed pursuant to Health & Safety Code §128335 (c)	6
California Healthcare Workforce Policy Commission	
Members of the Commission	2
Clinical Panels established pursuant to Health & Safety Code §128748	
Members of a Clinical Panel	3
Hospital Building Safety Board	
Members of the Board	4
Advisory Loan Insurance Committee, California Health Facility Construction Loan Insurance Program	
Members of the Committee	5
Committee for the Protection of Human Subjects (Institutional Review Board)	
Administrator for the Committee	7, 8
<u>Review Committee established pursuant to Health and Safety Code §127672</u>	
<u>Members of the Review Committee</u>	<u>9</u>

Consultants/New Positions

Consultants/New Positions

*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 Director, or his or her designee, may determine in writing that a particular consultant or new position, although a "designated position," is hired to perform duties that are limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant/new position's duties and, based upon that description, a statement of the extent of disclosure requirements. The Director's or his or her designee'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 Sec. 81008.)

APPENDIX B

DISCLOSURE CATEGORIES

1. Designated employees in Category 1 must disclose:

All interests in real property in the State of California, as well as investments, business positions and sources of income, including gifts, loans and travel payments.

2. Designated employees in Category 2 must disclose:

All investments, business positions and income, including gifts, loans and travel payments, from sources that are subject to the regulatory authority or program or project approval of, or that have an application for program or project approval pending before, the Healthcare Workforce Development Division.

All investments, business positions and income, including gifts, loans and travel payments or income from a nonprofit organization, if the source is of the type to receive grants or other monies from or through the Healthcare Workforce Development Division.

3. Designated employees in Category 3 must disclose:

All investments, business positions and income, including gifts, loans and travel payments, from sources of the type that are subject to the regulatory authority of the ~~Healthcare Information Division~~ Enterprise Data Operations Branch and Healthcare Analytics Branch of the Information Services Division, including but not limited to health facilities and clinics and manufacturers of prescription drugs for humans.

All investments, business positions and income, including gifts, loans and travel payments, from sources that, on behalf of health facilities or clinics, prepare mandated reports to the ~~Healthcare Information Division~~ Enterprise Data Operations Branch and Healthcare Analytics Branch of the Information Services Division.

All investments, business positions and income, including gifts, loans and travel payments, from vendors of software that is subject to Office of Statewide Health Planning and Development approval for reporting of annual health facility financial data to the Enterprise Data Operations Branch of the Information Services Division.

4. Designated employees in Category 4 must disclose:

All interests in real property in the State of California, as well as investments, business positions and income, including gifts, loans and travel payments, from sources of the type that engage in the management, design, construction, construction review, or financing of, health facilities of the type subject to plan and construction review and approval by the Facilities Development Division.

5. Designated employees in Category 5 must disclose:

All interests in real property in the State of California, as well as investments, business positions and income, including gifts, loans and travel payments, or income from a nonprofit organization, from sources of the type that are engaged in the management, design, construction, or financing

of health facilities (as defined in Health and Safety Code Section 129010) in California.

6. Designated employees in Category 6 must disclose:

All investments, business positions and income, including gifts, loans and travel payments or income from a nonprofit organization, if the source is of the type to receive grants or other monies from or through the Health Professions Education Foundation.

7. Designated employees in Category 7 must disclose:

All investments, business positions and income, including gifts, loans and travel payments, from sources that provide leased facilities, goods, equipment, vehicles, machinery or services, including training or consulting services, of the type utilized by the Office of Statewide Health Planning and Development.

8. Designated employees in Category 8 must disclose:

All investments, business positions and income, including gifts, loans and travel payments, from sources that manufacture, distribute, supply, or install computer hardware or software, or provide computer consultant or training services, of the type utilized by the Office of Statewide Health Planning and Development.

9. Designated employees in Category 9 must disclose:

All investments, business positions and income, including gifts, loans and travel payments, from sources of the type that are or could be required or requested to report information to the Office of Statewide Health Planning and Development under Chapter 8.5. Health Care Cost Transparency Database (Health and Safety Code Section 127671 et seq.); of Part 2 of Division 107 of the Health and Safety Code.

This is the last page of the conflict of interest code for the Office of Statewide Health Planning and Development.



CERTIFICATION OF FPPC APPROVAL

Pursuant to Government Code Section 87303, the conflict of interest code for the Office of Statewide Health Planning and Development was approved on 2/15 2019.

A large, stylized handwritten signature in black ink, written over a horizontal line.

John M. Feser, Jr.

Senior Commission Counsel

Fair Political Practices Commission

Pursuant to Government Code Section 11346.2:

Secretary of State Filing Date:

Effective: