MARIPOSA COUNTY RESOLUTION NO. 79-171

RESOLVED, by the Board of Supervisors of the County of Mariposa, a political subdivision of the State of California, that "Conflict of Interest Code of the Mental Health Services Program of the County of Mariposa", attached hereto as Exhibit "A" and made a part hereof as though set out in full, is hereby adopted.

PASSED AND ADOPTED by the Board of Supervisors of the County of Mariposa this 16th day of October, 1979, by the following vote:

AYES: Clark, Dalton, Weber.

NOES: None.

ABSTAINED: None.

ABSENT: Erickson, Owings.

EUGENE P. DALTON, JR., Chairman, Board of Supervisors

APPROVED AS TO FORM:

NEIL B. VAN Winkle
County Counsel/Administrative Assistant to the Board
DATED: October 16, 1979

ATTEST:

JOAN J. LYNK, Clerk of the Board
EXHIBIT "A"

CONFLICT OF INTEREST CODE

OF THE

MENTAL HEALTH SERVICES PROGRAM

OF THE

COUNTY OF MARIPOSA

I. PURPOSE

Pursuant to the provisions of Government Code §§87300 et seq., the Mariposa County Mental Health Services Program hereby adopts the following Conflict of Interest Code. Nothing contained herein is intended to modify or abridge the provisions of the Political Reform Act of 1974, as amended (Government Code §81000). The provisions of this Code are additional to Government Code §87100 and other laws pertaining to conflict of interest. Except as otherwise indicated, the definitions of said Act and regulations adopted pursuant thereto are incorporated herein, and this Code shall be interpreted in a manner consistent therewith.

II. DESIGNATED POSITIONS

The positions listed on Exhibit "A" are designated positions. Officers and employees holding those positions are designated employees and are deemed to make, or participate in the making of, decisions which may foreseeably have a material effect on a financial interest.

III. DISCLOSURE STATEMENTS

Designated positions shall be assigned to one or more of the disclosure categories set forth on Exhibit "B". Each designated employee shall file an annual statement disclosing that employee's interest in investments, real property, and income designated reportable under the category to which the employee's position is assigned on Exhibit "B".

IV. PLACE AND TIME OF FILING

A. All designated employees required to submit a statement of financial interests shall file the original with the Clerk of the Board of Supervisors.

B. The Clerk of the Board of Supervisors who receives the statement of financial interest shall make and retain a copy.

C. A designated employee required to submit a statement of financial interest shall submit an initial statement within 30 days after the effective date of this Code.
D. Employees appointed, promoted, or transferred to designated positions shall file initial statements within 30 days after date of employment.

E. Annual statements shall be filed during the month of February by all designated employees. Such statements shall cover the period of the preceding calendar year.

F. A designated employee required to file a statement of financial interest with any other agency, which is within the same territorial jurisdiction, may comply with the provisions of this Code by filing a duplicate copy of the statement filed with the other agency in lieu of an entirely separate document.

V. CONTENTS OF DISCLOSURE STATEMENTS

Disclosure statements shall be made on forms supplied by the Clerk of the Board of Supervisors and shall contain the following information:

A. CONTENTS OF INVESTMENT AND REAL PROPERTY REPORTS

When an investment or an interest in real property is required to be reported, the statement shall contain:

1. A statement of the nature of the investment or interest.

2. The name of the business entity in which each investment is held and a general description of the business activity in which the business entity is engaged.

3. The address or other precise location of the real property.

4. A statement whether the fair market value of the investment or interest in real property exceeds $10,000.00 and whether it exceeds $100,000.00. This information need not be provided with respect to an interest in real property which is used principally as the residence of the filer.

B. CONTENTS OF PERSONAL INCOME REPORTS

When personal income is required to be reported, the statement shall contain:

1. The name and address of each source of income aggregating $250.00 or more in value, or $25.00 or more in value if the income was a gift, and a general description of the business activity, if any, of each source.

2. A statement whether the aggregate value of income from each source was greater than $1,000.00 and whether it was greater than $10,000.00.
3. A description of the consideration, if any, for which the income was received.

4. In the case of a gift, the amount and the date on which the gift was received.

C. CONTENTS OF BUSINESS ENTITY INCOME REPORTS

When income of a business entity, including income of a sole proprietorship, is required to be reported, the statement shall contain:

1. The name, address, and a general description of the business activity of the business entity.

2. In the case of a business entity, the name of every person from whom the business entity received payments if the filer's pro-rata share of gross receipts from such person was equal to or greater than $10,000.00 during a calendar year.

D. CONTENTS OF MANAGEMENT POSITIONS REPORT

When management positions are required to be reported, designated employees shall list the name of each business entity not specified above in which they are a director, officer, partner, trustee, employee, or in which they hold any position of management.

E. INITIAL STATEMENT

The initial statement filed by an employee appointed to a designated position shall disclose any reportable investments and interests in real property.

F. ACQUISITION OR DISPOSAL DURING REPORTING PERIOD

In the case of a statement filed under §IV-E, if the investment or interest in real property was partially or wholly acquired or disposed of during the period covered by the statement, the date of acquisition or disposal.

VI. DISQUALIFICATION

Designated employees must disqualify themselves from making, or participating in the making, of any decisions in which they have a reportable financial interest when it is reasonably foreseeable that such interest may be materially affected by the decision. No designated employee shall be required to disqualify himself/herself with respect to any matter which could not be legally acted upon or decided without his/her participation.
EXHIBIT "A"

Designated employees: Local Mental Health Director
Executive Director
Local Mental Health Director and Executive Director shall file disclosure statements as set out in §V.