

**CONFLICT OF INTEREST CODE FOR
Monterey Bay Community Power Authority**

The Political Reform Act (Government Code §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 California Code of Regulations §18730) that contains the terms of a standard conflict of interest code, which can be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations §18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendices, designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the **Monterey Bay Community Power Authority ("Authority")**.

The Board of Directors and the Chief Executive Officer shall file their statements of economic interests electronically with the **Fair Political Practices Commission**. All other individuals holding designated positions shall file their statements with the **Authority** who will make all statements available for public inspection and reproduction under Government Code Section 81008.

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APPENDIX A
Designated Positions

<u>DESIGNATED POSITIONS</u>	<u>DISCLOSURE CATEGORIES</u>
Member, Policy Board of Directors	1, 2, 3, 4
Member, Operations Board of Directors	1, 2, 3, 4
General Counsel	1, 2, 3, 4
Director of Power Services	1, 2, 3, 4
Director of Communications & External Affairs	1, 2, 3, 4
Finance Manager	1, 2, 3, 4
Regulatory/Legislative Manager	1, 2, 3, 4
Energy Trading Manager	1, 2, 3, 4
Contract Compliance Manager	1, 2, 3, 4
Business Development Manager	1, 2, 3, 4
Strategic Account Manager	1, 2, 3, 4
Program Coordinator	1, 2, 3, 4
Government & External Affairs Coordinator	1, 2, 3, 4
Consultants/New Positions/Volunteers	*

*Consultants, new positions, and volunteers 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:

With respect to consultants, new positions, and volunteers the Chief Executive Officer may determine in writing that a particular consultant or new position is hired to perform a range of duties that is limited in scope and thus, is not required to comply with the disclosure requirements described in these categories. Such determination shall include a description of the consultant's or new position's duties and, based upon that description, a statement of the extent of disclosure requirements. The Chief Executive Officer's determination is a public record and shall be retained for public inspection in the same manner and location of this conflict of interest code.

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PUBLIC OFFICIALS WHO MANAGE PUBLIC INVESTMENTS:

The following positions are not covered by the code because they must file under Government Code Section 87200 and, therefore, are listed for informational purposes only:

- Director of Internal Operations
- Chief Executive Officer

An individual holding one of the above listed positions may contact the Fair Political Practices Commission for assistance or written advice regarding their filing obligations if they believe that their position has been categorized incorrectly. The Fair Political Practices Commission makes the final determination whether a position is covered by section 87200.

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APPENDIX B
Disclosure Categories

Designated positions must report financial interests in accordance with the assigned disclosure categories.

Category 1: Investments and business positions in business entities, and income, including receipt of loans, gifts, and travel payments, from sources, that provide services, supplies, materials, machinery, or equipment of the type utilized by the Authority.

Category 2: Interests in real property located within the jurisdiction or within two miles of the boundaries of the jurisdiction or within two miles of any land owned or used by the Authority, including any leasehold, beneficial or ownership interest or option to acquire such interest in real property.

Category 3: Investments and business positions in business entities, and income, including receipt of gifts, loans and travel payments, from entities which are private electric utility companies doing business within the jurisdiction of the Authority.

Category 4: Investments and business positions in business entities, and income, including receipt of gifts, loans and travel payments, from business entities which are energy consultants, research firms, engineering firms, or entities that design, build, manufacture, sell, distribute or service equipment of the type that is either presently utilized by electric power suppliers or that is used by the federal, state, or local government or by private industry in research designed to refine or develop new methods of electrical power generation.

This is the last page of the conflict of interest code for the **Monterey Bay Community Power Authority**.



CERTIFICATION OF FPPC APPROVAL

Pursuant to Government Code Section 87303, the conflict of interest code for the **Monterey Bay Community Power Authority** was approved on 6/7 2018. This code will become effective on 7/7/ 2018.


John M. Feser, Jr.

Senior Commission Counsel

Fair Political Practices Commission