CONFLICT-OF-INTEREST CODE FOR THE MOJAVE DESERT AIR QUALITY MANAGEMENT DISTRICT

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 (FPPC) has adopted a regulation (2 Cal. Code Regs. §18730) which 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 this regulation may be amended by the FPPC to conform to amendments in the Political Reform Act after public notice and hearings. Therefore, the terms of 2 California Code of Regulations §18730 and any amendments thereto which are duly adopted by the FPPC are hereby incorporated by reference. This regulation and the attached Appendixes, which designate officials and employees and establish disclosure categories, constitute the conflict-of-interest code of the MOJAVE DESERT AIR QUALITY MANAGEMENT DISTRICT (MDAQMD).

Designated employees shall file their statements with the MDAQMD who will make the statements available for public inspection and reproduction. (Gov. Code §81008). Upon receipt of the statement(s) for Members and Alternate Members of the MDAQMD Governing Board; Members and Alternate Members of the MDAQMD Hearing Board; and the Executive Director/Air Pollution Control Officer (Executive Director/APCO) the MDAQMD shall make and retain a copy and forward the original to the FPPC. Statements for all other designated employees will be retained by the MDAQMD.

APPENDIX A
DISCLOSURE CATEGORIES

CATEGORY 1

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

CATEGORY 2

Interests in real property located within the jurisdiction of MDAQMD, or within two miles of the boundaries of the jurisdiction of the MDAQMD, or within two miles of any land owned or used by the MDAQMD.

Persons are not required to disclose a residence, such as a home or vacation property used exclusively as a personal residence; however, a residence in which a person rents out a room or for which a person claims a business deduction may be reportable.

CATEGORY 3

a) Investments and business positions in business entities, and sources of income, including loans, gifts, and travel payments, from all business entities, governmental entities, and non-profits that are regulated as well as any homeowner/renter that is fined or cited by the MDAQMD.

b) Investments and business positions in business entities, and sources of income, including loans, gifts, and travel payments, from sources of the type that engage in the acquisition, disposal, or development of real property within the MDAQMD.

c) Investments and business positions in business entities, and sources of income, including loans, gifts, and travel payments, from sources of the type that regularly engage in the preparation of environmental impact statements or reports.

d) Investments and business positions in business entities, and sources of income, including loans, gifts, and travel payments, from sources of the type that receive financial or technical assistance from the MDAQMD.

e) Investments and business positions in business entities, and sources of income including loans, gifts, and travel payments, from sources of the type that provide information technology and telecommunications goods, products or services, including but not limited to, computer hardware or software companies, computer consultant services, training, data processing, and media services.

CATEGORY 4

Investments and business positions in business entities, and sources of income, including loans, gifts, and travel payments, from entities subject to inspections by the MDAQMD.

APPENDIX B
DESIGNATED OFFICIALS/EMPLOYEES

Designated Officials/Employees	**Disclosure Category**
Members and Alternates, MDAQMD Governing Board	1, 2, 3
Members and Alternates, MDAQMD Hearing Board	1, 2, 3
Air Pollution Control Officer (Executive Director/APCO)	1, 2, 3
Deputy Director/Administration	1, 2, 3
Deputy Director/Antelope Valley Operations	1, 2, 3
Deputy Director/Mojave Desert Operations	1, 2, 3
District Counsel	1, 2, 3
Finance Manager	1, 2, 3
Special Legal Counsel(s)*	1, 2, 3
Air Monitoring Supervisor	1, 4
Community Relations and Education Supervisor	1, 4
Compliance Supervisor	1, 4
Permit Engineering Supervisor	1, 4
Air Quality Engineer	4
Air Quality Instrument Technician	4
Air Quality Specialist	4
Grants Specialist/Analysist	3d
Information Systems Specialists	3e
Consultants/New Positions	**

* Special Legal Counsel positions are filled by outside consultants but act in a staff capacity.

** 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:

The Air Pollution Control Officer (Executive Director/APCO) or his or her designee, may determine in writing that a particular consultant's or new position, although a "designated employee," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements described herein. Such written determination shall include a description of the consultant or new position's duties and, based upon that description, a statement to the extent of disclosure requirements. The Air Pollution Control Officer (Executive Director/APCO) 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 the Conflict-of-interest Code and the Statements of Economic Interest. (Gov. Code §81008).

Individuals who perform under contract the identical duties of any designated position shall be required to file Statements of Economic Interests disclosing reportable interests in the categories assigned to that designated position.

This is the last page of the conflict of interest code for **Mojave Desert Air Quality Management District.**

CERTIFICATION OF FPPC APPROVAL

Pursuant to Government Code Section 87303, the conflict of interest code for **Mojave Desert Air Quality Management District** 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