



Sutter County

Conflict of Interest Code

Adopted by Resolution No. 23-005, on January 24, 2023

SUTTER COUNTY CONFLICT OF INTEREST CODE

The Political Reform Act (Government Code Section 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 Section 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 Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendix [or Appendices], designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the County.

Individuals holding designated positions shall file their statements of economic interests with the Clerk of the Board of Sutter County, which will make the statements available for public inspection and reproduction (Gov. Code Sec. 81008). All statements will be retained by the Clerk of the Board of Sutter County.

Category 1

Persons in this category shall disclose all interests in real property within the jurisdiction. Real property shall be deemed to be within the jurisdiction if the property or any part of it is located within or not more than two miles outside the boundaries of the jurisdiction or within two miles of any land owned or used by the local government agency. (Government Code § 82035)

Persons shall not be required to disclose property used primarily as their residence. (Government Code § 87206(f))

Category 2

Persons in this category shall disclose all investments. "Investment" means any financial interest in or security issued by a business entity, including but not limited to common stock, preferred stock, rights, warrants, options, debt instruments, and any partnership or other ownership interest owned directly, indirectly, or beneficially by the officer or employee, or his or her immediate family, if the business entity or any parent, subsidiary, or otherwise related business entity has an interest in real property in the jurisdiction, or does business or plans to do business in the jurisdiction, or has done business within the jurisdiction at any time during the two years prior to the time any disclosure statement is required under this Code. No asset shall be deemed an investment unless its fair market value equals or exceeds two thousand dollars (\$2,000). The term "investment" does not include a time or demand deposit in a financial institution, shares in a credit union, any insurance policy, interest in a diversified mutual fund registered with the Securities and Exchange Commission under the Investment Company Act of 1940 or a common trust fund which is created pursuant to Section 1564 of the Financial Code, or any bond or debt instrument issued by any government or government agency. Investments of an individual include, a pro rata share of investments of any business entity, mutual fund, or trust in which the individual or immediate family owns, directly, indirectly, or beneficially, a ten percent (10%) interest or greater. (Government Code § 82034)

Category 3

Persons in this category shall disclose all income except as provided in subsection (b).

- (a) "Income" means, except as provided in subdivision (b), as payment received, including but not limited to any salary, wage, advance, dividend, interest, rent, proceeds from any sale, gift, including any gift of food or beverages, loan, forgiveness or payment of indebtedness received by the officer or employee, reimbursement for expenses, per diem, or contribution to an insurance or pension program paid by any person other than an employer, and

including any community property interest in the income of a spouse. Income also includes an outstanding loan. Income of an individual also includes a pro rata share of any income of any business entity or trust in which the individual or spouse owns, directly, indirectly, or beneficially, a ten percent (10%) interest or greater. "Income," other than a gift, does not include income received from any source outside the jurisdiction and not doing business within the jurisdiction, not planning to do business within the jurisdiction, or not having done business within the jurisdiction during the two years prior to the time a disclosure statement is required.

(b) "Income" also does not include:

- (1) Campaign contributions required to be reported under Chapter 4 of Title 9 [of the Government Code], commencing with § 84100.
- (2) Salary and reimbursement for expenses or per diem received from a state, local, or federal government agency, and reimbursement for travel expenses and per diem received from a bona fide nonprofit entity exempt from taxation under § 501(c)(3) of the Internal Revenue Code.
- (3) Any devise or inheritance.
- (4) Interest, dividends, or premiums on a time or demand deposit in a financial institution, shares in a credit union or any insurance policy, payments received under any insurance policy, or any bond or other debt instrument issued by any government or governmental agency.
- (5) Dividends, interest, or any other return on a security which is registered with the Securities and Exchange Commission of the United States government or a commodity future registered with the Commodity Futures Trading Commission of the United States government, except proceeds from the sale of these securities and commodities futures.
- (6) Redemption of a mutual fund.
- (7) Alimony or child support payments.
- (8) Any loan or loans from a commercial lending institution which are made in the lender's regular course of business on terms available to members of the public without regard to official status.
- (9) Any loan from or payments received on a loan made to an individual's spouse, child, parent, grandparent, grandchild, brother, sister, parent-in-law, brother-in-law, sister-in-law, nephew, niece, uncle, aunt, or first cousin, or the spouse of any such person, provided that a loan or loan payment received from any such person shall be considered income if he or she is acting as an agent or intermediary for any person not covered by this paragraph.
- (10) Any indebtedness created as part of a retail installment or credit card transaction if made in the lender's regular course of business on terms available to members of the public without regard to official status.

- (11) Payments received under a defined benefit pension plan qualified under Internal Revenue Code § 401(a).
- (12) Proceeds from the sale of securities registered with the Securities and Exchange Commission of the United States government or from the sale of commodities futures registered with the Commodity Futures Trading Commission of the United States government if the officer or employee sells the securities or the commodities futures on a stock or commodities exchange and does not know or have reason to know the identity of the purchaser. (Government Code § 82030)

Category 4

Persons in this category shall disclose the name and address of each business entity in which he or she is a director, officer, partner, trustee, employee, in which he or she holds any position of management, a description of the business activity in which the business entity is engaged, and the designated employee's or officer's position with the business entity. (2 California Code Regulations § 18730(b)(7)(D))

DEPARTMENT, DISTRICT, BOARD, OR COMMISSION	WHO FILES	CATEGORIES
AGRICULTURAL COMMISSIONER	Agricultural Commissioner/Sealer of Weights & Measures	1, 2, 3, 4
	Assistant Agricultural Commissioner/Sealer	1, 2, 3, 4
	Deputy Agricultural Commissioner/Sealer	1, 2, 3, 4
	Ag. Standards Biologists I, II, and III	1, 2, 3, 4
ASSESSOR	County Assessor	1, 2, 3, 4
	All classifications of managers & supervisors	1, 2, 3, 4
	All classifications of appraisers	1, 2, 3, 4
	All classifications of auditor/appraisers	1, 2, 3, 4
ASSESSMENT APPEALS BOARD NO. 1	Board Members	1, 2, 3, 4
	Legal Advisor	1, 2, 3, 4
AUDITOR-CONTROLLER	Auditor-Controller	1, 2, 3, 4
	Assistant Auditor-Controller	1, 2, 3, 4
	Accounting Systems Analyst	1, 2, 3, 4
BASIN IRRIGATION AND DRAINAGE AUTHORITY	Board of Trustees	3
	Controller	3
	General Manager	3
BRITTAN SCHOOL DISTRICT	Board of Trustees	1, 2, 3, 4
	Superintendent/Principal	1, 2, 3, 4
BROWNS SCHOOL DISTRICT	Board Members	1, 2, 3, 4
	Superintendent/Principal	3, 4
CHILDREN & FAMILIES COMMISSION	Director	1, 2, 3, 4
	Commissioners	1, 2, 3, 4
COMMUNITY CORRECTIONS PARTNERSHIP	Members	1, 2, 3, 4
COMMUNITY MEMORIAL MUSEUM	Museum Director	4
CONSULTANTS	All Departments	1, 2, 3, 4
COUNTY ADMINISTRATOR'S OFFICE	Assistant County Administrator	1, 2, 3, 4
	Board of Supervisors' Aide	1, 2, 3, 4
	Deputy County Administrative Officer	1, 2, 3, 4
	Fire Services Manager	1, 2, 3, 4
	Fire Battalion Chief	3, 4
	Public Information Officer	1, 2, 3, 4
	Senior Analyst	1, 2, 3, 4
	Principal Analyst	1, 2, 3, 4
	Emergency Operations Manager	1, 2, 3, 4
COUNTY CLERK-RECORDER	Clerk-Recorder	1, 2, 3, 4
	Assistant Registrar of Voters	1, 2, 3, 4
	Assistant Clerk-Recorder	1, 2, 3, 4
	Assistant Clerk of the Board	1, 2, 3, 4
COUNTY COUNSEL	Assistant County Counsel	1, 2, 3, 4
	Deputy County Counsel	1, 2, 3, 4
	Risk Management Administrator	1, 2, 3, 4
COUNTYWIDE OVERSIGHT BOARD	Board Members	1, 2, 3, 4

DEPARTMENT, DISTRICT, BOARD, OR COMMISSION	WHO FILES	CATEGORIES
DEVELOPMENT SERVICES	Director, Development Services Deputy Director of Planning & Building Principal Planner Environmental Health Manager Supervising Environmental Health Spec. Assistant Public Works Director Road Superintendent	1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4
FAIRVIEW CEMETERY DISTRICT	Trustees	1, 2, 3, 4
FRANKLIN ELEMENTARY SCHOOL DISTRICT	Board of Trustees	1, 2, 3, 4
FEATHER RIVER WEST LEVEE FINANCING AUTHORITY	Board of Directors Legal Counsel Consultants	1, 2, 3 1, 2, 3 1, 2, 3
GENERAL SERVICES	General Services Director Deputy Director/Information Technology Administrative & Finance Manager Facilities Maintenance Superintendent Information Technology Managers Procurement/Contract Analyst	1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4
GRAND JURY	Grand Jury Members Grand Jury Foreman	1, 2, 3, 4 1, 2, 3, 4
HUMAN RESOURCES	Director	1, 2, 3, 4
HEALTH AND HUMAN SERVICES	Health and Human Services Director Assistant Director of Health and Human Svcs Branch Director Health and Human Svcs/Children's Branch Director Health and Human Svcs/Adult's Branch Director Health and Human Svcs/Public Health Branch Director Health and Human SVS/Acute Psychiatric Services Branch Director Health and Human SVS/Employment and Eligibility Health Officer Director of Public Health Nursing Administrative Svcs Officer/Health & Human Svcs Deputy Director - Health and Human Svcs Staff Services Manager, Welfare/Social Services Administration and Finance/Deputy Director/Health and Human Services Public Guardian/Conservator	1, 2, 3, 4 1, 2, 3, 4
LEVEE DISTRICT NO. 1	Directors General Manager Engineer Attorney	1, 4 4 4 4
LEVEE DISTRICT NO. 9	Trustees/Directors Secretary Engineer Attorney	1, 4 4 4 4
LIVE OAK CEMETERY DISTRICT	Trustee Chairman Trustees	1 1

DEPARTMENT, DISTRICT, BOARD, OR COMMISSION	WHO FILES	CATEGORIES
LIVE OAK UNIFIED SCHOOL DISTRICT	Board of Trustees Superintendent of Schools Chief Financial Officer	1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4
MARCUM-ILLINOIS UNION SCHOOL DISTRICT	Board Members Superintendent/Principal	1, 2, 3, 4 1, 2, 3, 4
MERIDIAN FIRE DISTRICT	Directors Chief	1, 2, 3, 4 1, 2, 3, 4
MERIDIAN SCHOOL DISTRICT	Board of Trustees Director Admin./Superintendent/Principal	1, 2, 3 1, 2, 4
NICOLAUS CEMETERY DISTRICT	Trustees	1
NUESTRO SCHOOL DISTRICT	Board Members Superintendent/Principal	1, 2, 3, 4 1, 2, 3, 4
PLEASANT GROVE CEMETERY DISTRICT	President Vice President Secretary Treasurer Member	1, 2, 3, 4 1, 2, 3, 4 1 1, 2, 3, 4 1
PROBATION DEPARTMENT	Chief Probation Officer	1, 2, 3, 4
PUBLIC DEFENDER'S OFFICE	Public Defender	1, 2, 3, 4
RECLAMATION DISTRICT NO. 1500	General Manager Controller Trustees	3 3 3
RECLAMATION DISTRICT NO. 1660	General Manager Trustees	1 1
RECLAMATION DISTRICT NO. 70	General Manager Trustees	1 1
REGIONAL HOUSING AUTHORITY	Board Members Executive Director	1, 2, 3, 4 1, 2, 3, 4
SUTTER BASIN FIRE DISTRICT	Commissioners	1, 2
SUTTER CEMETERY DISTRICT	Board of Trustees District Manager Office Supervisor Foreman	1, 2, 3, 4 2, 3, 4 2, 3, 4 2, 3, 4
SUTTER COUNTY LIBRARY	Director	1, 2, 3, 4
SUTTER COUNTY SHERIFF	Sheriff-Coroner-Public Administrator Undersheriff	1, 2, 3, 4 1, 2, 3, 4
SUTTER COUNTY SUPERINTENDENT OF SCHOOLS	Board of Education Superintendent of Schools Deputy Superintendent Assistant Superintendents Directors Principals	1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4
SUTTER UNION HIGH SCHOOL DISTRICT	Board of Trustees Superintendent	1, 2, 3, 4 1, 2, 3, 4
WINSHIP-ROBBINS SCHOOL DISTRICT	Superintendent/Principal Board Members	1, 2, 3, 4 1, 2, 3, 4

DEPARTMENT, DISTRICT, BOARD, OR COMMISSION	WHO FILES	CATEGORIES
YUBA CITY UNIFIED SCHOOL DISTRICT	Governing Board Members Superintendent Deputy Superintendent Assistant Superintendents Directors	1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4 1, 2, 3, 4