

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

623
A



FROM: County Counsel

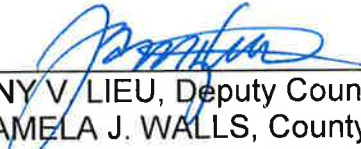
SUBMITTAL DATE:
November 14, 2012

SUBJECT: Approval of the Conflict of Interest Code of the San Geronio Memorial Healthcare District

RECOMMENDED MOTION: That the Board of Supervisors approves the Conflict of Interest Code submitted by San Geronio Memorial Healthcare District.

BACKGROUND: Government Code section 87306.5 requires that all local agencies review their Conflict of Interest Code, and the listings of designated positions for employees who must disclose along with the types of disclosure required, and make appropriate amendments to each as required.

(Continued)


TAWNY V. LIEU, Deputy County Counsel
for PAMELA J. WALLS, County Counsel

FINANCIAL DATA	Current F.Y. Total Cost:	\$ N/A	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ N/A	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ N/A	For Fiscal Year:	N/A

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY: 
Denise C. Harter

County Executive Office Signature

- Consent
- Policy
- Consent
- Policy

Dep't Recomm.:
Per Exec. Ofc.:

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

Departmental Concurrence

Government Code Section 82011 identifies the Board of Supervisors for the County, within which a local government agency (as defined by Government Code Section 82041) is located. A local government agency, as defined by Government Code Section 82041, includes a healthcare district.

The San Gorgonio Memorial Healthcare District recently revised its Conflict of Interest Code and has submitted it for approval by the Board of Supervisors as the code reviewing body.

This office has reviewed the revised code and has found that it complies with statutory requirements. It is recommended that the Board of Supervisors approve San Gorgonio Memorial Healthcare District's Conflict of Interest Code as revised and that the Clerk of the Board notify the Agency of the action taken.

**LAW OFFICES OF
BEST BEST & KRIEGER LLP**

**CONFLICT OF INTEREST CODE
OF THE
SAN GORGONIO
HEALTHCARE DISTRICT**

September 2012

CONFLICT OF INTEREST CODE
OF THE
SAN GORGONIO MEMORIAL HEALTHCARE DISTRICT
(Amended September 11, 2012)

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 2 Cal. Code of Regs. Section 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 Section 18730 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 (attached) and the attached Appendix designating officials and employees and establishing disclosure categories, shall constitute the conflict of interest code of the San Gorgonio Memorial Healthcare District (the "District")

All Officials and Designated Employees required to submit a statement of economic interests shall file their statements with the District Secretary as the District's Filing Officer. The Filing Officer shall make and retain a copy of all statements filed by Board of Directors and Chief Executive Officer, and forward the originals of such statements to the Clerk of the Board of Supervisors. The Filing Officer shall retain the originals of the statements of all other Designated Employees. The Filing Officer will make all retained statements available for public inspection and reproduction during regular business hours. (Gov. Code Section 81008.)

**CONFLICT OF INTEREST CODE
OF THE
SAN GORGONIO MEMORIAL
HEALTHCARE DISTRICT**

EXHIBIT "A"

OFFICIALS WHO MANAGE PUBLIC INVESTMENTS

District Officials who manage public investments, as defined by 2 Cal. Code of Regs. § 18701(b), are NOT subject to the District's Code, but are subject to the disclosure requirements of the Act. (Government Code Section 87200 et seq.). [Regs. § 18730(b)(3)] These positions are listed here for informational purposes only.

It has been determined that the positions listed below are officials who manage public investments¹:

Board of Directors

Chief Executive Officer

Chief Financial Officer

Financial Consultants

¹ Individuals holding one of the above-listed positions may contact the FPPC for assistance or written advice regarding their filing obligations if they believe that their position has been categorized incorrectly. The FPPC makes the final determination whether a position is covered by § 87200.

DESIGNATED POSITIONS

GOVERNED BY THE CONFLICT OF INTEREST CODE

<u>DESIGNATED EMPLOYEES'</u> <u>TITLE OR FUNCTION</u>	<u>DISCLOSURE CATEGORIES</u> <u>ASSIGNED</u>
Hospital Chief Executive Officer	1, 2
Hospital Chief Financial Officer	1, 2
General Counsel	1, 2
Chief Engineer	5
Chief Laboratory Technologist	5
Chief Nursing Officer	4
Chief Pharmacy Services	5
Controller	4
Coordinator, Medical Staff	5
Coordinator, Obstreticial/Gyn Services	5
Director, Behavioral Health Center	5
Director, Diagnostic Imaging	5
Director, Dietary Services	5
Director, Emergency Department	5
Director, Intensive Care Unit / DOU	5
Director/Manager, Case Management	5
Director, Materials Management	4
Director, Medical Surgical / TCU	5
Director, Patient Financial Services	5
Director, Performance Improvement	5
Director, Physical Therapy	5
Director, Surgical Services, PACU/Special Procedures	5

LAW OFFICES OF
BEST BEST & KRIEGER LLP

DESIGNATED EMPLOYEES'
TITLE OR FUNCTION

DISCLOSURE CATEGORIES
ASSIGNED

Executive Director, Human Resources	5
Manager, Information Technology	5
Manager, Environmental Services	5
Manager, Medical Records	5
Project Manager	3,5

MEMBERS OF BOARDS,
COMMITTEES AND COMMISSIONS

Hospital Board of Directors	1, 2
Measure A Community Oversight Committee	3, 5

Consultant²

² Consultants shall be included in the list of Designated Employees and shall disclose pursuant to the broadest disclosure category in this Code subject to the following limitation:

The Chief Executive Officer may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that are limited in scope and thus is not required to fully comply with the disclosure requirements described in this Section. Such written determination shall include a description of the consultant'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 as this Conflict of Interest Code.

EXHIBIT "B"

DISCLOSURE CATEGORIES

The disclosure categories listed below identify the types of investments, business entities, sources of income, including gifts, loans and travel payments, or real property which the Designated Employee must disclose for each disclosure category to which he or she is assigned.

Category 1: All investments and business positions in business entities, and sources of income, including gifts, loans and travel payments, that are located in, do business in, or own real property within the jurisdiction of the District.

Category 2: All interests in real property which is located in whole or in part within, or not more than two (2) miles outside, the jurisdiction of the District.

Category 3: All investments and business positions, and sources of income, including gifts, loans and travel payments, that are engaged in land development, construction or the acquisition or sale of real property within the jurisdiction of the District.

Category 4: All investments and business positions, and sources of income, including gifts, loans and travel payments, that provide services, supplies, materials, machinery, vehicles or equipment of a type purchased or leased by the District.

Category 5: All investments and business positions, and sources of income, including gifts, loans and travel payments, that provide services, supplies, materials, machinery, vehicles or equipment of a type purchased or leased by the Designated Employee's department, unit or division.

FORMER APPROVED COUNTY COUNSEL
BY:  11/14/12
TAWNY VALIEU DATE