

FILE PRINT

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER	EMERGENCY NUMBER
	Z2012 1224 03	2013-0814-01 FP	
For use by Office of Administrative Law (OAL) only			
RECEIVED FOR FILING PUBLICATION DATE		2013 AUG 14 AM 10:24	
DEC 24 '12 JAN 04 '13		OFFICE OF ADMINISTRATIVE LAW	
Office of Administrative Law			
NOTICE		REGULATIONS	

ENDORSED FILED
 2013 AUG 27 PM 1:30
[Signature]

AGENCY WITH RULEMAKING AUTHORITY
 California Prison Industry Authority

AGENCY FILE NUMBER (if any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE	TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
Conflict-of-Interest Code: General Provisions	15	8125	January 4, 2013
3. NOTICE TYPE <input checked="" type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
	Ann Cunningham	(916) 358-1612	(916) 358-1610
OAL USE ONLY	ACTION ON PROPOSED NOTICE		NOTICE REGISTER NUMBER
<input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn			2013, 12
			PUBLICATION DATE
			01-04-13

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S)	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
Conflict of Interest Code	

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	ADOPT
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	8125
TITLE(S)	AMEND
15	REPEAL

3. TYPE OF FILING

<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §511346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input checked="" type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input type="checkbox"/> Other (Specify)	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(a); Cal. Code Regs., title 1, §100)

<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input checked="" type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> §100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify)
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6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input checked="" type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify)		

7. CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional)
Jeff Sly	916 358 1711	916 358 2709	Jeffsly@calpia.ca.gov

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE	DATE
<i>[Signature]</i>	July 16, 13
TYPED NAME AND TITLE OF SIGNATORY	
CHARLES PATILLO, EXECUTIVE OFFICER, PRISON IND. AUTH.	
GENERAL MANAGER, CALPIA	

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ENDORSED APPROVED

AUG 27 2013

Office of Administrative Law

TEXT OF PROPOSED REGULATIONS

In the following text, underlining indicates adopted text.

Division 8 of Title 15 is amended as follows:

Chapter 1. California Prison Industry Authority - Conflict of Interest Code

New Section 8125 General Provisions is adopted to read:

California Prison Industry Authority (CALPIA) 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, Title 2, California Code of Regulations, section 18730, which contains the terms of a standard Conflict-of-Interest Code, which can be incorporated by reference, and which may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act after public notice and hearings. Therefore, the terms of Title 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 along with the attached Appendices, designating positions and establishing disclosure categories, shall constitute the Conflict-of-Interest Code of the California Prison Industry Authority (CALPIA), which includes the Prison Industry Board.

Individuals holding designated positions shall file their statements of economic interests with CALPIA, which will make the statements available for public inspection and reproduction. (Government Code sec. 81008.) Upon receipt of the statements for the members of the Prison Industry Board, and General Manager, CALPIA shall make and retain copies and forward the originals to the Fair Political Practices Commission. All other statements will be retained by CALPIA.

NOTE: Authority cited: Sections 12838.5, 87300 and 87302, Government Code; and 2809 Penal Code. Reference: Sections 87300, 87302 and 87306, Government Code; and Section 2800, 2802, 2808 Penal Code.

California Prison Industry Authority (CALPIA)
Conflict of Interest Code

Appendix A

Designated Positions - California Prison Industry Authority (CALPIA)

Designated Position (Statutory or Working Title)..... Disclosure Category

Executive Offices

General Manager	1
General Counsel	1
Chief, External Affairs.....	1
Staff Counsel III (Supervisor / Specialist).....	1
Staff Counsel.....	1
Lead ISO Auditor.....	3, 8
Administrative Assistant II	8
Consultant(s)*	1

Administration Division

Assistant General Manager – Administration	1
Chief, Accounting Services	8
Accounting Administrator II	8
Accounting Administrator I (Supervisor I Specialist).....	8
Senior Accounting Officer (Supervisor)	8
Chief, Budget Bureau	8
Chief, Business Support Services	1
Contract and Procurement Manager	1
Contract Analyst (SSA / AGPA)	8
Business Service Officer	5, 6, 8
Chief, Human Resources	3, 8
Chief, Management Information Services	9
Data Processing Manager III.....	9
Data Processing Manager II.....	9
Data Processing Manager I.....	9
Senior Information System Analyst	9
Manager, Inventory Management Unit	8
Manager, Staff Development.....	3, 8

Marketing Division

Assistant General Manager – Marketing	1
Chief, Marketing Services	1
Products Management Specialist.....	8
Sales Manager	1

California Prison Industry Authority (CALPIA)
Conflict of Interest Code

Operations Division

<u>Assistant General Manager – Operations</u>	<u>1</u>
<u>Branch Manager</u>	<u>1</u>
<u>Prison Industry Administrator</u>	<u>1</u>
<u>Prison Industry Manager</u>	<u>1</u>
<u>Prison Industries Superintendent</u>	<u>2, 8, 10</u>
<u>Industrial Warehouse and Distribution Manager</u>	<u>2, 8, 10</u>
<u>Industrial Warehouse and Distribution Supervisor</u>	<u>2, 7, 8</u>
<u>Construction Supervisor – I</u>	<u>4</u>
<u>Construction Supervisor – II</u>	<u>4</u>
<u>Construction Supervisor – III</u>	<u>1</u>
<u>Associate Industrial Hygienist</u>	<u>8</u>
<u>Associate Product Engineer</u>	<u>8</u>
<u>SSM 1, Administrative Assistant to AGM – Operations</u>	<u>8</u>

Prison Industry Board

<u>Board Members**</u>	<u>1</u>
<u>Executive Officer**</u>	<u>1</u>
<u>Consultants(s)*</u>	<u>1</u>

***Consultants:**

Consultants shall be included in the list of designated positions and shall disclose financial interests pursuant to the broadest disclosure category in the CALPIA conflict-of-interest-code, subject to the following limitation:

The General Manager and/or Executive Officer of the Prison Industry Board may determine in writing that a particular consultant, although a "designated position" has been retained to perform a range of duties that is limited in scope, and thus not required to fully comply with the disclosure requirements of 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 the disclosure requirements that apply to that consultant. The General Manager's/Executive Officer's determination is a public record and shall be retained for public inspection in the same manner and location as the CALPIA financial disclosure documents filed pursuant to this conflict-of-interest-code.

** Any person holding this position who is already filing a statement with full disclosure and statewide jurisdiction and that statement is forwarded to the Fair Political Practices Commission (FPPC) will not have to file an additional statement under the provisions of this conflict-of-interest-code.

California Prison Industry Authority (CALPIA)
Conflict of Interest Code

Appendix B

Disclosure Categories - CALPIA

Disclosure Categories:

Category 1:

A designated position in this category must report investments, interests in real property, positions in business entities, and sources of income (including receipt of loans, gifts, and travel payments) from entities of the type that may provide services, supplies, materials, machinery or equipment of the type utilized by CALPIA.

Category 2:

A designated position in this category must report investments, positions in business entities, and sources of income (including receipt of loans, gifts, and travel payments) from entities of the type that may provide services, supplies, materials, machinery or equipment of the type utilized by CALPIA.

Category 3:

A designated position in this category must report investments, positions in business entities, and sources of income (including receipt of loans, gifts, and travel payments) from entities of the type that provide training services and/or consultant services in the field of training, as well as investments, positions in business entities, and sources of income, including gifts, loans, and travel payments, from unions, entities or individuals that provide labor specialists, and entities or individuals that provide human resources management and departmental employees.

Category 4:

A designated position in this category must report investments, business positions in business entities, and sources of income (including receipt of loans, gifts and travel payments) from entities of the type that:

- provide construction related services, supplies, materials, machinery or equipment. This includes, but is not limited to, entities that engage in architectural and engineering services, construction alteration, improvements and maintenance.
- engage in services and provide supplies that relate to land development, real property leasing and purchases.

California Prison Industry Authority (CALPIA)
Conflict of Interest Code

Category 5:

A designated position in this category must report investments, positions in business entities, and sources of income (including receipt of loans, gifts, and travel payments) from entities of the type that sell, rent, or service office machines, copiers, and reproduction equipment.

Category 6:

A designated position in this category must report investments, positions in business entities, and sources of income (including receipt of loans, gifts, and travel payments) from entities of the type that sell, rent, service food and/or beverage vending machines, provide food and/or beverage vending machine services, including food and/or beverage product items offered for sale within vending machines.

Category 7:

A designated position in this category must report investments, positions in business entities, and sources of income, (including receipt of loans, gifts, and travel payments) from sources of the type that provide any of the following: graphic arts supplies, pressroom equipment, bindery equipment, trucking services, printing and machinery equipment, film projection, or any other paper or printing supplies.

Category 8:

A designated position in this category must report investments and business positions in business entities, and sources of income (including receipt of loans, gifts, and travel payments) from entities of the type that provide services, materials, or supplies for which the employee's division, office, branch or section has purchasing authority.

Category 9:

A designated position in this category must report investments and business positions in business entities, and sources of income (including receipt of gifts, loans, and travel payments) from information technology and telecommunications sources, including computer hardware or software companies, computer consultant services, training, data processing firms, telecommunications or security equipment and media services.

Category 10:

A designated position In this category must report investments, business positions in business entities, and sources of income (including receipt of gifts, loans, and travel payments) from entities of the type that submit bids to, or contract with, CALPIA to provide to, or purchase from CALPIA: products, services, equipment or machinery, agricultural services, products, including bi-products, veterinary supplies and veterinary services, including consulting services.