

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2001 - 132

ADOPTION OF REVISED APPENDIX TO CONFLICT OF INTEREST CODE

WHEREAS:

1. The Political Reform Act, Government Code section 81000 and following, requires all state agencies to adopt a Conflict of Interest Code, containing a list of designated positions within the Agency and, for each position, a list of the types of economic interests which must be reported.
2. Government Code section 87306 requires every state agency to review its Conflict of Interest Code every two years and revise it if necessary.
3. The State Water Resources Control Board's (State Board) Conflict of Interest Code was last revised in 1999. Because new positions were created and some positions were eliminated or renamed, the Appendix to the Code, which contains the State Boards' list of designated positions and corresponding disclosure categories for the State Board and Regional Water Quality Control Board's, must be updated.
4. A revised Appendix was, therefore, prepared and circulated for a 60-day public comment period.
5. The revised Appendix was amended in response to the comments received. An additional comment period was afforded to employees occupying positions added after the public comment period.

THEREFORE BE IT RESOLVED THAT:

The revised Appendix is adopted, and the Executive Director is authorized to transmit it, with the required declaration, to the Fair Political Practices Commission for approval.

CERTIFICATION

The undersigned, Clerk to the Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on November 15, 2001.

/s/
Maureen Marché
Clerk to the Board

CONFLICT OF INTEREST CODE
FOR THE
STATE WATER RESOURCES CONTROL BOARD

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 (Cal. Code of Regs., tit. 2, §. 18730) which can be incorporated by reference in an agency's code. After public notice and hearing it may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. 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 and the attached Appendix designating officials and employees and establishing disclosure categories, shall constitute the conflict of interest code of the State Water Resources Control Board (SWRCB or State Board).

Designated employees shall file statements of economic interests with the State Board who will make the statements available for public inspection and reproduction. (Gov. Code § 81008.) Upon receipt of the statements of the State Board Executive Director and the State Board Members, the SWRCB shall make and retain a copy and forward the original of these statements to the Fair Political Practices Commission. Statements for all other designated employees shall be retained by the SWRCB.

CONFLICT OF INTEREST CODE
FOR THE
STATE WATER RESOURCES CONTROL BOARD

APPENDIX

DESIGNATED POSITIONS	DISCLOSURE CATEGORIES
I. STATE WATER RESOURCES CONTROL BOARD	
A. Executive	
1. State Board Members	1
2. Executive Director	1
3. Deputy Director	1
4. Assistant Director	1
5. Chief, Office of Statewide Initiatives	1
6. Chief, Statewide Assistance Unit	1
7. Economists, Office of Statewide Initiatives	1
8. Chief, Policy Development	1
9. Senior Level Employee, Compliance Assurance & Enforcement Unit	1
10. Clean Beaches Coordinator	1
11. Clerk to the Board	2
12. Supervisors (including Chief and Assistant Chief), Office of Information Technology	8
13. Administrative Officer, Office of Information Technology	2
B. Division of Water Quality	
1. Division Chief	1
2. Branch Chiefs	1
3. All Section Supervisors	1
4. Watershed Management Initiative Coordinator	1
5. Manager, Administrative Support Services	2
C. Division of Administrative Services	

DESIGNATED POSITIONS		DISCLOSURE CATEGORIES
1.	Division Chief	2
2.	Assistant Division Chief	2
3.	Chief, Business Management and Support Branch	2
4.	Professional Staff, Contracts, Business Management and Special Projects Sections	2
5.	Professional Staff, Telecommunications Section	2
6.	Filing Officer (defined in Government Code section 82027)	9
D. Division of Water Rights		
1.	Division Chief	1
2.	Assistant Division Chief(s)	1
3.	Chief, Application and Petition Section	3, 4
4.	Chief, Licensing and Compliance Section	3
5.	Chief, Environmental Section	3
6.	Chief, Bay-Delta Section/ Hearing Section	1
7.	Supervisor, Administrative Support Unit	2
E. Division of Clean Water Programs		
1.	Division Chief	1
2.	Assistant Division Chief, Loans & Grants Branch	1
3.	Supervisor, Facilities Planning and Design Section	5, 6, 7
4.	Supervisor, Administration and Operator Certification Section	5, 6, 7
5.	Supervisor, Office of Water Reclamation and Operations Section	5, 6, 7
6.	Supervisor, Management Support Section	2
7.	Assistant Division Chief, Regulatory Programs Branch	1
8.	Supervisor, Underground Storage Tank/Program Support Section	1
9.	Supervisor, Land Disposal Section	1
10.	Supervisor, Underground Tank Cleanup Fund Section	1

DESIGNATED POSITIONS		DISCLOSURE CATEGORIES
F. Office of the Chief Counsel		
1.	Chief Counsel	1
2.	All Attorneys	1
3.	Administrative Liaison	2
G. Office of Legislative and Public Affairs		
1.	Chief	1
2.	Chief, Public Affairs Office	1
II. REGIONAL WATER QUALITY CONTROL BOARDS		
A. All Regional Board Members		
B. Region 1		
1.	Executive Officer	1
2.	Assistant Executive Officer(s)	1
3.	All Division Chiefs	1
4.	All Unit Supervisors (except Administrative Unit)	1
5.	Supervisor, Administrative Unit	2
C. Region 2		
1.	Executive Officer	1
2.	Assistant Executive Officer(s)	1
3.	All Division Chiefs (except Management Services)	1
4.	All Section Leaders	1
5.	Senior Specialist, Groundwater Remediation	1
6.	Senior Specialist, Rural Water Quality	1
7.	Senior Specialist, Watershed Management Coordinator	1
8.	Senior Specialist, Monitoring and Assessment	1
9.	Chief, Management Services Division	2
D. Region 3		
1.	Executive Officer	1
2.	Assistant Executive Officer	1
3.	All Branch Chiefs	1

DESIGNATED POSITIONS		DISCLOSURE CATEGORIES
4.	All Unit Supervisors (except Administrative Services)	1
5.	Supervisor, Administrative Services Unit	2
E. Region 4		
1.	Executive Officer	1
2.	Assistant Executive Officer(s)	1
3.	All Branch Chiefs (except Administrative Services)	1
4.	All Section Supervisors	1
5.	Chief, Administrative Services	2
F. Region 5		
1.	Executive Officer	1
2.	Assistant Executive Officer(s)	1
3.	All Section Supervisors (except Administrative Support Services/Technical Support)	1
4.	All Unit Seniors	1
5.	All Non-supervising Seniors	1
6.	Manager, Administrative Support Services/Technical Support	2
7.	Supervisor(s), Administrative Support Services	2
G. Region 6		
1.	Executive Officer	1
2.	Assistant Executive Officer	1
3.	All Branch Chiefs	1
4.	All Unit Supervisors (except Administrative Support Services)	1
5.	All Lead Associate(s)	1
6.	Supervisor, Administrative Support Services	2
H. Region 7		
1.	Executive Officer	1
2.	Assistant Executive Officer	1
3.	All Branch Chiefs	

DESIGNATED POSITIONS	DISCLOSURE CATEGORIES
4. All Section Supervisors (except Administrative and Support Services)	1
5. Supervisor, Administrative Support Services	2
I. Region 8	
1. Executive Officer	1
2. Assistant Executive Officer	1
3. All Branch Chiefs	1
4. All Section Supervisors (except Administrative Support Services)	1
5. Supervisor, Administrative Services	2
J. Region 9	
1. Executive Officer	1
2. Assistant Executive Officer	1
3. All Branch Chiefs	1
4. All Unit Supervisors (Except Business Support Services)	1
5. Chief, Inland Surface Waters (Technical Assistance)	1
6. Chief, Marine Waters (Technical Assistance, San Diego Bay Cleanup Project)	1
7. Staff Services Analyst, Administrative Services	2
K. Consultant*	1

* Consultants shall be included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The Executive Director or Executive Officer may determine in writing that a particular consultant, although a "designated position," 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 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 executive director's or 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.

DISCLOSURE CATEGORIES

Disclosure categories applied to members, officers and employees of Regional Water Quality Control Boards refer to the jurisdiction of the applicable Regional Water Quality Control Board as set forth in Water Code sections 13200 and 13260(a). Disclosure categories applied to members, officers and employees of the State Water Resources Control Board refer to the jurisdiction of the State Water Resources Control Board which is the entire State of California. Notwithstanding this limitation of disclosure categories, disclosure of a financial interest outside the jurisdiction of the applicable State or Regional Water Board (for example, the identity of the donor of certain gifts) may be required by statute or regulation.

Category 1

All investments and business positions in business entities, interest in real property and sources of income.

Category 2

- (a) Any source of income and any investment and business positions in a business entity, which source of income or business entity is of a type which contracts with the State Board or a Regional Board to provide services, supplies, materials, machinery or equipment.
- (b) All interests in real property.

Category 3

- (a) Any source of income and any investment and business positions in a business entity which source of income or business entity holds a water right entitlement from the State Board as well as any source of income and any investment in a business entity which is an applicant for a water right entitlement from the State Board.
- (b) Any interest in real property for which the application for a water right entitlement has been made or for which a water right entitlement has been obtained.

Category 4

- (a) Any source of income and any investment and business positions in a business entity which source of income or business entity is a party to a court reference proceeding or is a claimant of a right in a statutory adjudication proceeding.
- (b) Any interest in real property with respect to which water rights are being adjudicated in a court reference proceeding or in a statutory adjudication proceeding.

Category 5

Any source of income and any investment and business positions in a business entity, which source of income or business entity engages in the design or construction of municipal wastewater treatment facilities or manufactures equipment for use in municipal wastewater treatment facilities.

Category 6

Any source of and any investment and business positions in a business entity which source of income or business entity provides research, planning or environmental impact reporting services related to water supply or water quality.

Category 7

- (a) Any source of income and any investments and business positions in a business entity which source of income or business entity engages in the provision of training courses which may serve as experience equivalents in accordance with section 2481(d) and (e) of the State Board's regulations (Title 23, California Code of Regulations), regarding operator training and certification.
- (b) Any source of income from any holder of, or applicant for, a wastewater treatment plant operator certificate pursuant to Chapter 14 of the State Board's regulations (Title 23, California Code of Regulations).

Category 8

Any source of income and any investment and business positions in a business entity, which source of income or business entity is of a type which contracts with the State Board or a Regional Board to provide computer related services, supplies, materials, machinery or equipment.

Category 9

Any source of income from any person who is a State Board or Regional Water Board Member, officer or employee who holds a position on the Designated Positions list of this Conflict of Interest Code.

NOTE: Authority Cited: Sections 87300, 87304, Government Code.
Reference: Sections 87300, et seq., Government Code.

* * * * *

Given the limited and particular application of these regulations, it has been determined that these regulations shall not be set forth in full in the California Code of Regulations, but that appropriate reference be made therein pursuant to Government Code section 11344.

These regulations are available to the public for review or purchase at cost at the following locations:

State Water Resources Control Board
Personnel Officer
1001 I Street, 18th Floor
P.O. Box 100 [95812-0100]
Sacramento, California 95814

Fair Political Practices Commission
428 J Street, Suite 800
P.O. Box 807
Sacramento, California 95804

Archives
Secretary of State
1020 O Street
Sacramento, California 95814

EXPLANATION OF REASONS FOR
AMENDMENTS TO THE CONFLICT OF INTEREST CODE
OF THE STATE WATER RESOURCES CONTROL BOARD
2001

I. STATE WATER RESOURCES CONTROL BOARD

A. Executive Office

1. The position of Assistant Director is a new position and is designated because this position reports to the Executive Director/Deputy Director and participates in high-level decision-making. Because this position may have a material financial effect on a wide variety of financial interests, this position was placed in the broadest disclosure category.
2. The designation Chief, Office of Statewide Consistency has been renamed Chief, Office of Statewide Initiatives. No disclosure responsibilities have been changed by this renaming.
3. The designation Chief, Evaluation and Consistency Unit has been renamed Chief, Statewide Assistance Unit. No disclosure responsibilities have been changed by this renaming.
4. The designation Economists, Office of Statewide Consistency has been renamed Economists, Office of Statewide Initiatives. No disclosure responsibilities have been changed by this renaming.
5. The position of Chief, Compliance Assurance and Enforcement Unit has been renamed Senior Level Employee, Compliance Assurance and Enforcement Unit. No disclosure responsibilities have been changed by this renaming.
6. The position of Clean Beaches Coordinator has been added because it is a new position. This position reports to the Chief, Office of Statewide Initiatives. The incumbent engages in complex policy-oriented work, including development and implementation of a Clean Beaches Action Plan. This position also develops information reporting protocols and works with state and local agencies, private parties and other stakeholders with an interest in beach water quality. Because this position may have a material financial effect on a wide variety of financial interests, this position was placed in the broadest disclosure category.
7. The position of Clerk to the Board has been added because it has been determined that the employee occupying this position has purchasing authority and oversees purchasing for the Executive Office. Therefore, this position has been added at disclosure category 2.

8. The position of Administrative Officer, Office of Information Technology has been added because it has been determined that the employee occupying this position has purchasing authority and oversees purchasing for this office. Therefore, this position has been added at disclosure category 2.

B. Division of Water Quality

1. The position Assistant Division Chief has been renamed Branch Chiefs. No disclosure responsibilities have been changed by this renaming.
2. The position Manager, Administrative Support Services has been added because it has been determined that the employee occupying this position has purchasing authority and oversees purchasing for the Division of Water Quality. Therefore, this position has been added at disclosure category 2.

C. Division of Water Rights

1. The designation Chief, Applications and Permitting has been renamed Assistant Division Chief. No disclosure responsibilities have been changed by this renaming.
2. The designation Chief, Licensing and Enforcement has been renamed Assistant Division Chief. No disclosure responsibilities have been changed by this renaming.
3. The designation Chief, Licensing and Hearing Section has been renamed Chief, Licensing and Compliance Section. No disclosure responsibilities have been changed by this renaming.
4. The designation Chief, Bay-Delta Section/Compliance Section has been renamed Chief, Bay-Delta Section/Hearing Section. No disclosure responsibilities have been changed by this renaming.
5. The position of Supervisor, Administrative Support Unit has been added in order to distinguish senior-level administrative staff. This position reports to the Assistant Division Chief and carries responsibilities that include purchasing. Therefore, this position has been placed in disclosure category 2.

D. Division of Clean Water Programs

1. The designation Assistant Division Chief, Loans & Grants Branch has been changed to disclosure category 1. Because this position includes responsibilities for the State Revolving Fund, Cleanup and Abatement Account, and Spills, Leaks, Investigations and Cleanup (SLIC) program, it should receive the broadest level of financial disclosure.
2. The designation Supervisor, Facilities Planning and Design Section has been changed to add a disclosure category. Because of modified organizational

structure resulting in new review requirements, the responsibilities of this position may affect issues of operator certification. Therefore, disclosure category 7 has been added.

3. The designation Supervisor, Administration and Operator Certification Section has been changed to add a disclosure category. Because of modified organizational structure resulting in new review requirements, the responsibilities of this position may affect issues involving research, planning or environmental impact reporting. Therefore, disclosure category 6 has been added.
4. The designation Supervisor, Office of Water Reclamation and Operations Section has been changed to add a disclosure category. Because of modified organizational structure resulting in new review requirements, the responsibilities of this position may affect issues involving research, planning or environmental impact reporting. Therefore, disclosure category 6 has been added.
5. The position of Supervisor, Administrative Support Services has been added because it has been determined that the employee occupying this position has purchasing authority and oversees purchasing for this branch. Therefore, this position has been added at disclosure category 2.

E. Office of Chief Counsel

The designation Administrative Liaison is a new designation. This position carries purchasing responsibilities, therefore this position was added at disclosure category 2.

II. REGIONAL WATER QUALITY CONTROL BOARDS

A. Regional Water Quality Control Board, Region 1

1. The designation Assistant Executive Officer has been changed to Assistant Executive Officer(s) to indicate multiple employees holding that designation. No disclosure responsibilities have been changed.
2. The designation Northern District Supervisor has been renamed All Division Chiefs. No disclosure responsibilities have been changed by this renaming.
3. The designation Southern District Supervisor has been renamed All Division Chiefs. No disclosure responsibilities have been changed by this renaming.
4. The designation Non Point Source Section Supervisor has been renamed All Unit Supervisors. No disclosure responsibilities have been changed by this renaming.
5. The designation Surveillance and Monitoring and Planning Supervisor has been renamed All Unit Supervisors. No disclosure responsibilities have been changed by this renaming.

6. The designation Site Mitigation Supervisor has been renamed All Unit Supervisors. No disclosure responsibilities have been changed by this renaming.
7. The designation Underground Tanks Supervisor has been renamed All Unit Supervisors. No disclosure responsibilities have been changed by this renaming.
8. The designation Associate Governmental Program Analyst has been renamed Supervisor, Administrative Unit to distinguish it from nondesignated administrative unit positions. No disclosure responsibilities have been changed by this renaming.

B. Regional Water Quality Control Board, Region 2

1. The designation of Assistant Executive Officer has been changed to Assistant Executive Officer(s) to indicate multiple employees holding that designation. No disclosure responsibilities have been changed.
2. The position All Division Chiefs has been renamed to All Division Chiefs (except Management Services) to distinguish technical from those with administrative responsibilities. No disclosure responsibilities have been changed by this renaming.
3. The position Senior Specialist, Monitoring and Assessment has been added because, although proposed, it was inadvertently omitted from the prior designation listing. This position works directly with decision makers, the Executive Officer and the Regional Board. The position has responsibility for the Bay Protection and Toxic Cleanup Program. The position is also responsible for contract management, technical advice and policy-making regarding pollution in sediment and bacteriological indicator organisms. These include some of the most complex and controversial projects of the Board. Because this position can influence decisions affecting a wide variety of financial interests, it was placed in the broadest disclosure category.
4. The designation of Regional Administrative Officer has been renamed Chief, Management Services Division. No disclosure responsibilities have been changed by this renaming.

C. Regional Water Quality Control Board, Region 3

1. The position All Branch Chiefs (except Administrative Services) has been added because it is a new position. This position reports to the Assistant Executive Officer and oversees a range of matters handled by regional board staff. Because this position may be involved in decisions affecting a wide variety of financial interests, it has been placed in the broadest disclosure category.

2. The designation All Unit Supervisors has been renamed All Unit Supervisors (except Administrative Services) to distinguish technical staff from those with administrative responsibilities. No disclosure responsibilities have been changed by this renaming.
3. The designation Regional Administrative Officer has been renamed Supervisor, Administrative Services Unit. No disclosure responsibilities have been changed by this renaming.

D. Regional Water Quality Control Board, Region 4

1. The designation Assistant Executive Officer has been renamed Assistant Executive Officer(s) to indicate multiple employees holding that designation. No disclosure responsibilities have been changed by this renaming.
2. The designation All Branch Chiefs (except Administrative Services) has been added to differentiate positions with additional oversight responsibility. Persons holding these positions report directly to the Assistant Executive Officers and are involved in decision-making that may affect a wide variety of financial interests. For this reason, this designation has been placed in the broadest financial disclosure category.
3. The designation All Section Chiefs has been renamed All Section Supervisors. No disclosure responsibilities have been changed by this renaming.
4. The designation Regional Administrative Officer has been renamed Chief, Administrative Services. No disclosure responsibilities have been changed by this renaming.

E. Regional Water Quality Control Board, Region 5

1. The designation Assistant Executive Officer has been renamed Assistant Executive Officer(s) to indicate multiple employees holding that designation. No disclosure responsibilities have been changed by this renaming.
2. The position of Principal Engineer, Fresno Office has been deleted because that position has been eliminated.
3. The position of Supervisor, Redding Office has been deleted because that position has been eliminated.
4. The designation All Section Supervisors has been renamed All Section Supervisors (except Administrative Support Services/Technical Support) to distinguish staff dealing directly with water quality issues from those with administrative responsibilities. No disclosure responsibilities have been changed by this renaming.

5. The designation Regional Administrative Officer has been renamed to Manager, Administrative Support Services/Technical Support. No disclosure responsibilities have been changed by this renaming.
6. The designation Staff Services Analyst has been renamed to Supervisor, Administrative Support Services to distinguish it from administrative positions that are not designated.

F. Regional Water Quality Control Board, Region 6

1. The designation Supervisor, South Lake Tahoe Office has been added because it is a new position. This position reports to the Assistant Executive Officer and oversees a range of matters handled by regional board staff. Because this position participates in decision-making that could affect a wide variety of financial interests, it has been placed in the broadest disclosure category.
2. The designation All Section Chiefs has been renamed to Unit Supervisors (except Administrative Support Services). No disclosure responsibilities have been changed by this renaming.
3. The designation All Lead Associate Water Resource Control Engineers has been renamed All Lead Associates. No disclosure responsibilities have been changed by this renaming.
4. The designation Regional Administrative Officer has been changed to Supervisor, Administrative Support Services. No disclosure responsibilities have been changed by this renaming.

G. Regional Water Quality Control Board, Region 7

1. The designation All Branch Chiefs has been added because it is a new position. This position reports to the Assistant Executive Officer and oversees a range of matters handled by regional board staff. Because this position is involved in decision-making that could affect a wide variety of financial interests, it has been placed in the broadest disclosure category.
2. The designation Special Projects Senior has been deleted because that position has been eliminated.
3. The designation All Section Chiefs has been renamed to All Section Supervisors (except Administrative and Support Services). No disclosure responsibilities have been changed by this renaming.
4. The designation Associate Governmental Program Analyst has been renamed Supervisor, Administrative Support Services in order to distinguish it from non-

supervisory administrative positions. No disclosure responsibilities have been changed.

H. Regional Water Quality Control Board, Region 8

1. The designation Environmental Program Manager has been deleted because that position has been eliminated.
2. The designation All Branch Chiefs has been added because it is a new position. This position reports to the Assistant Executive Officer and oversees a range of matters handled by regional board staff. Because this position is involved in decision-making that could affect a wide variety of financial interests, it has been placed in the broadest disclosure category.
3. The designation All Section Chiefs has been renamed All Section Supervisors (except Administrative Support Services) to distinguish technical staff from those with administrative responsibilities. No disclosure responsibilities have been changed by this renaming.
4. The designation Regional Administrative Officer has been renamed Supervisor, Administrative Services. No disclosure responsibilities have been changed by this renaming.

I. Regional Water Quality Control Board, Region 9

1. The designation All Branch Chiefs has been added because it is a new position. This position reports to the Assistant Executive Officer and oversees a range of matters handled by regional board staff. Because this position is involved in decision-making that could affect a wide variety of financial interests, it has been placed in the broadest disclosure category.
2. The designation Chief, Special Assignments and Emergency Response has been renamed Chief, Inland Surface Waters (Technical Assistance). No disclosure responsibilities have been changed by this renaming.
3. The designation Chief, San Diego Bay Cleanup Project Unit has been renamed Chief, Marine Waters (Technical Assistance, San Diego Bay Cleanup Project). No disclosure responsibilities have been changed by this renaming.

2001
PROPOSED REVISIONS TO CONFLICT OF INTEREST CODE
STATE WATER RESOURCES CONTROL BOARD

SUMMARY OF COMMENTS AND RESPONSES TO COMMENTS

The following written comments were received during the 60-day comment period, which ended on August 15, 2001.

1. Pam Walker, Lahontan Regional Board

Branch Chief is the appropriate designation for the three Supervising WRCEs in Region 6 (1-Victorville, 2-South Lake Tahoe)

Response: In response to this comment, the designations “Supervisor, Victorville Office” and “Supervisor, South Lake Tahoe Office” have been changed to “All Branch Chiefs”. No disclosure responsibilities are changed by this renaming.

2. Sue Horn, Division of Administrative Services, State Board

- a. The draft code is inconsistent with regard to designation of administrative staff with signature authority to expend funds. Each State and Regional Board organization has at least one person who is considered to be in an Administrative Liaison position with signature authority to expend funds In many cases, this position is not identified as a designated employee for the organization in the draft Conflict of Interest Code.

Response: As a result of this comment, four additional positions have been identified that have purchasing authority and oversee purchasing for their divisions. These positions are: Clerk to the Board, Executive Office; Administrative Officer, Office of Information Technology; Manager, Administrative Support Services, Division of Water Quality; Supervisor, Management Support Section, Division of Clean Water Programs. Employees occupying these positions were given approximately three weeks’ notice to comment on the proposed addition of their positions to the draft Code. No adverse comments were received.

- b. Most organizations also have subordinate staff with the same authority to make purchases. The subordinate staff have not been addressed in the draft document for any of the organizations.

Response: Although some administrative support staff have purchasing authority, this authority is subject to review of the administrative officer overseeing those staff positions. Because such authority is limited and subject to review, these positions need not be designated in the Conflict of Interest Code.

3. Celeste Cantú, Executive Director, State Board

Reviewed. OK.

Response: Comment noted.

4. Pamela Wilson, Office of Information Technology, State Board

I received the memo about adding my position to the Conflict of Interest Code. I have no problem with this Amendment to the Code and I think it is a good idea to add it.

Response: Comment noted.