

ARTICLE 7. NEW MOTOR VEHICLE BOARD—CONFLICT-OF-INTEREST CODE

NOTE: It having been found, pursuant to Government Code section 11344(a), that the printing of the regulations constituting the conflict-of-interest code of the New Motor Vehicle Board is impractical and these regulations being of limited and particular application, these regulations are not published in full in the California Code of Regulations. The regulations are available to the public for review or purchase at cost at the following locations:

NEW MOTOR VEHICLE BOARD
1507 - 21ST STREET, SUITE 330
SACRAMENTO, CALIFORNIA 95811

FAIR POLITICAL PRACTICES COMMISSION
428 J STREET, SUITE 620
SACRAMENTO, CALIFORNIA 95814

ARCHIVES
SECRETARY OF STATE
1020 O STREET
SACRAMENTO, CALIFORNIA 95814

The conflict-of-interest code is designated as Article 7 of Chapter 2 of Division 1 of Title 13 of the California Code of Regulations, and consists of sections numbered and titled as follows:

Article 7. New Motor Vehicle Board—Conflict-of-Interest Code

Section
599. General Provisions
Appendix A

NOTE

Authority cited: Section 3050(a), Vehicle Code; Sections 87300, 87304 and 87306, Government Code. Reference: Section 81000, et seq., Government Code.

Amend Section 599 TO READ:

**CONFLICT-OF-INTEREST CODE FOR THE
NEW MOTOR VEHICLE BOARD**

The Political Reform Act (Government Code Sections 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 Cal. 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 Cal. 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 Appendices, designating positions and establishing disclosure categories, constitute the conflict-of-interest code of the **New Motor Vehicles Board (Agency)**.

Individuals holding designated positions shall file statements of economic interests with the **Agency**. Upon receipt of the statements of Board Members and the Executive Director, the **Agency** shall make and retain a copy and forward the original of these statements to the Fair Political Practices Commission. (Gov. Code Sec. 81008).

CONFLICT-OF-INTEREST CODE FOR THE
NEW MOTOR VEHICLE BOARD

APPENDIX A- DESIGNATED POSITIONS

Designated Positions	Assigned Disclosure Category
<u>EXECUTIVE DIVISION</u>	
Board Member	1
Executive Director	1
Consultant	*
<u>LEGAL DIVISION</u>	
General Counsel	1
Hearing Officer	1
Staff Counsel III	1
Staff Counsel	1
Staff Services Analyst	1
<u>ADMINISTRATIVE DIVISION</u>	
Staff Services Manager 1	1
Associate Governmental Program Analyst	1

* Consultants 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 limitations:

The Executive Director 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 comply with the disclosure requirements described in this section. Such determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The determination of the Executive Director is a public record and shall be retained for public inspection in the same manner and location as this conflict-of-interest code. (Gov. Code. Sec. 81008). Nothing herein excuses any such consultant from any other provision of the conflict-of-interest code.

APPENDIX B-DISCLOSURE CATEGORY

Category 1

Designated positions assigned to this category must report:

- (a) Sources of income, including gifts, loans, and travel payments, received during the reporting period from an individual or entity which the designated position knows or has reason to know is:
 - (1) Any licensee subject to the jurisdiction of the New Motor Vehicle Board pursuant to Vehicle Code section 3050, et seq.;
 - (2) An applicant to the Board who has or has had during the filing period any proceeding pending before the Board;
 - (3) A party contracting with the Board or engaged in the performance of work or services of the type utilized by the Board including, but not limited to, the provision of goods, services, office space or realty.
- (b) Investments held during the reporting period in any business entity, which the designated position knows or has reason to know is described in parts (1), (2) or (3) of subsection (a).
- (c) The fact that the designated position, during the reporting period was a director, officer, partner, trustee, employee or held any position of management in a business entity the designated position knows or has reason to know is described in parts (1), (2) or (3) of subsection (a).

AUTHORITY: Gov. Code Sections 87300, 87304

REFERENCE: Gov. Code Section 87300, et. seq.

COST STATEMENT: These are "no cost" regulations under Revenue and Taxation Code Section 2231 and State Administrative Manual Section 6052.1, and involve no costs or savings to local, state or federal government under Gov. Code section 11421.

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 Gov. Code Section 11344.

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

New Motor Vehicle Board
1507 - 21st Street, Ste. 330
Sacramento, CA 95811

Fair Political Practices Commission
428 J Street, Suite 620
Sacramento, CA 95814

Archives
Secretary of State
1020 O Street
Sacramento, CA 95814

This is the last page of the conflict-of-interest code for the **New Motor Vehicle Board**.



CERTIFICATION OF FPPC APPROVAL

Pursuant to Government Code Section 87303, the conflict-of-interest code for the **New Motor Vehicle Board** was approved on June 26, 2009.

A handwritten signature in cursive script, appearing to read "R. Porter", written over a horizontal line.

Roman G. Porter

Executive Director

Fair Political Practices Commission

Pursuant to Government Code Section 11346.2:

Secretary of State Filing Date: July 29, 2009

Effective: August 28, 2009