

**State of California
Office of Administrative Law**

In re:
**California Health and Human Services
Agency**

Regulatory Action:

Title 22, California Code of Regulations

Adopt sections:

Amend sections: 10100

Repeal sections:

NOTICE OF FILING AND PRINTING ONLY

Government Code Section 11343.8

OAL Matter Number: 2022-0714-04

OAL Matter Type: File and Print Only (FP)

This is a Conflict-of-Interest Code that has been approved by the Fair Political Practices Commission and is being submitted for filing with the Secretary of State and printing only.

OAL filed this regulation(s) or order(s) of repeal with the Secretary of State and will publish the regulation(s) or order(s) of repeal in the California Code of Regulations.

Date: July 27, 2022

Rhea A. Moyer

Rhea A. Moyer
Associate Governmental
Program Analyst

**For: Kenneth J. Pogue
Director**

**Original: Diana S. Dooley, Secretary
Copy: Lisa Wilson**

NOTICE PUBLICATION/REGULATION SUBMISSION

FILE PRINT

For use by Secretary of State only

STD. 400 (REV. 10/2019)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2021-1027-01	REGULATORY ACTION NUMBER 2022-0714-04	EMERGENCY NUMBER FP
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For use by Office of Administrative Law (OAL) only

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

JUL 27 2022

1:55 PM

OFFICE OF ADMIN. LAW
2022 JUL 14 PM 2:35

NOTICE	REGULATIONS
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AGENCY WITH RULEMAKING AUTHORITY
California Health and Human Services Agency

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	
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON		TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER 2021 46-2	PUBLICATION DATE 11/12/21	

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Conflict of Interest Code		1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) Z-2021-1027-01	
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)			
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT		
	AMEND Section 10100		
	REPEAL		
TITLE(S) 22			

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 §§11346.2-11347.3 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 checked="" type="checkbox"/> File & Print	<input type="checkbox"/> Print Only	
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<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(d); 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 type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input checked="" type="checkbox"/> Effective other (Specify) 30 days after SOS filing per 2 CCR 18750
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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 type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify)		

7. CONTACT PERSON Lisa Wilson	TELEPHONE NUMBER (916) 263-1719	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) Lisa.Wilson@osi.ca.gov
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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 Mark Ghaly <small>Digitally signed by Mark Ghaly Date: 2022.07.14 10:17:51 -0700</small>	DATE 7/14/2022
TYPED NAME AND TITLE OF SIGNATORY Mark Ghaly, Secretary, Health and Human Services Agency	

For use by Office of Administrative Law (OAL) only
AUTHORIZED FOR FILING AND PRINTING

JUL 27 2022

Office of Administrative Law

**CONFLICT OF INTEREST CODE FOR
THE HEALTH AND HUMAN SERVICES AGENCY**

Title 22 California Code of Regulations. SOCIAL SECURITY

Division 2. Department of Social Services – Department of Health Services

Chapter 2 of Subdivision 1. Conflict of Interest Code

10100. General Provisions.

The Political Reform Act, Government Code section 81100, 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, California Code of Regulations, title 2, 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 California Code of Regulations, title 2, section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission, along with the attached Appendices in which officials and employees are designated and disclosure categories are set forth, are hereby incorporated by reference and constitute the conflict of interest code of the **California Health and Human Services Agency (CHHSA)**.

The Secretary must file his/her statement of economic interests electronically with the **Fair Political Practices Commission**. All other individuals holding designated positions must file their statements with the **CHHSA**. All statements must be made available for public inspection and reproduction under Government Code Section 81008.

**California Health and Human Services Agency
Appendix A**

Designated Positions and Assigned Disclosure Categories

Designated Position	Disclosure Category
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I. Office of the Secretary

Secretary	1
Undersecretary	1
Special Assistant to the Secretary	1
Agency Chief <u>General</u> Counsel	1
Deputy Secretary	1
Assistant Secretary	1
Associate Secretary	1
Chief of Administrative and Financial Services	1
Career Executive Assignment	1
Staff Services Manager 1-2 <u>I - II</u>	2
<u>Research Data Specialist II</u>	<u>2</u>

~~II. Office of Health Information Integrity~~

Assistant Director	1
Chief Counsel	1
Staff Services Manager 1-2	2

~~III. Office of the Patient Advocate~~

Director	1
Deputy Director	1

IV-II. Center for Data Insights and Innovation

<u>Director/Chief Data Officer</u>	<u>1</u>
<u>Career Executive Assignment (Chief Deputy Director)</u>	<u>1</u>

<u>Chief Counsel</u>	<u>1</u>
<u>Attorney (all)</u>	<u>1</u>
<u>Division Chief, Innovation</u>	<u>1</u>
<u>Division Chief, Data Analytics & Infrastructure</u>	<u>1</u>
<u>Division Chief, Policy</u>	<u>1</u>
<u>Staff Services Manager I - II</u>	<u>2</u>

Designated Positions

Disclosure Categories

~~Designated Positions~~

~~Disclosure Categories~~

V.III. Office of Systems Integration

Director's Office

Director	1
<u>Career Executive Assignment (Chief Deputy Director)</u>	1
<u>Agency Information Officer</u>	1

Office of the Agency Information Officer

<u>Agency Information Officer</u>	1
Deputy Agency Information Officer	1
<u>Data Processing Manager 2-3</u>	2
<u>Information Technology Manager (all)</u>	2
<u>Staff Services Manager I</u>	2
<u>Senior Information Systems Analyst</u>	2
<u>Information Technology Specialist (all)</u>	2

Legal Division

Chief Counsel	1
Attorney (all)	1
Legal Analyst	3

~~Information Security Office~~

<u>Information Technology Manager I</u>	1
<u>Information Technology Specialist (all)</u>	4

~~Enterprise Administrative Services-Enterprise Operations Division~~

<u>Career Executive Assignment (Chief Administrative Officer)</u>	1
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Acquisition and Contracting Services Division

<u>Data Processing Manager (all)</u>	3
<u>Information Technology Manager (all)</u>	3
<u>Information Technology Supervisor (all)</u>	3
<u>Senior Information Systems Analyst</u>	3

Designated Positions

Disclosure Categories

<u>Staff Information Systems Analyst</u>	<u>3</u>
<u>Information Technology Specialist (all)</u>	<u>3</u>
<u>Information Technology Associate</u>	<u>3</u>
<u>Staff Services Manager (all)</u>	<u>3</u>
<u>Associate Governmental Program Analyst</u>	<u>3</u>
<u>Staff Services Analyst</u>	<u>3</u>

Fiscal and Legislative Services Division

Staff Services Manager (all)	3
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Human Resources Division

Staff Services Manager (all)	4
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Information Security Office

<u>Information Technology Manager I</u>	<u>1</u>
<u>Information Technology Specialist (all)</u>	<u>4</u>

Information Technology Office

<u>Systems Software Specialist 3 (Supervisor)</u>	<u>4</u>
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<u>Information Technology Manager (all)</u>	<u>4</u>
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Designated Positions Disclosure Categories

<u>Systems Software Specialist (all)</u>	<u>4</u>
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<u>Senior Information Systems Analyst</u>	<u>4</u>
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<u>Information Technology Supervisor (all)</u>	<u>4</u>
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<u>Staff Information Systems Analyst</u>	<u>4</u>
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<u>Information Technology Specialist (all)</u>	<u>4</u>
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<u>Assistant Information Systems Analyst</u>	<u>4</u>
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<u>Information Technology Associate</u>	<u>4</u>
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Technology and Solutions Consulting (TASC) Division

<u>Information Technology Manager II (Project Director)</u>	<u>3</u>
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<u>Information Technology Specialist (all)</u>	<u>4</u>
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Center for Portfolio, Product, and Project Operations (C3PO)

<u>Information Technology Manager I</u>	<u>3</u>
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Designated PositionsDisclosure Categories

Information Technology Supervisor (all) 3

Information Technology Specialist (all) 4

Center for Research, Enterprise Architecture, and Technology (CREATE)

Information Technology Manager I 3

Information Technology Specialist (all) 4

Project Management Division

Career Executive Assignment (Deputy Director) 1

Case Management, Information and Payrolling System (CMIPS)

IT Manager II (Project Director) 3

~~Data Processing Manager 2-3~~ 4

Information Technology Manager I 4

Staff Services Manager 4I 4

~~Senior Information Systems Analyst (Supervisor)~~ 4

~~Senior Information Systems Analyst~~ 4

~~Staff Information Systems Analyst~~ 4

Information Technology Specialist (all) 4

~~Associate Information Systems Analyst~~ 4

~~Assistant Information Systems Analyst~~ 4

Associate Governmental Program Analyst 4

~~Systems Software Specialist (Supervisor)~~ 4

~~Systems Software Specialist (all)~~ 4

Information Technology Supervisor (all) 4

Electronic Visit Verification

Information Technology Manager II (Project Director) 3

Information Technology Manager I 4

Information Technology Specialist (all) 4

Staff Services Manager I 4

Designated Positions

Disclosure Categories

Associate Governmental Program Analyst 4

~~Appeals Case Management System (ACMS)~~

~~Project Director~~ 3

~~Senior Information Systems Analyst~~ 4

~~Staff Information Systems Analyst~~ 4

~~Systems Software Specialist (all)~~ 4

~~MEDS Modernization Planning Project~~

~~Project Director~~ 3

~~Data Processing Manager 3~~ 4

~~Senior Information Systems Analyst~~ 4

~~Designated Positions~~ ~~Disclosure Categories~~

~~Systems Software Specialist (all)~~ 4

~~Child Welfare Digital Services Division~~

Career Executive Assignment (Deputy Director) 1

~~Child Welfare Services Case Management System (CWS/CMS)~~

~~Project Director~~ 3

~~Data Processing Manager 1-3~~ 4

~~Staff Services Manager 1~~ 4

~~System Software Specialist 3 (all)~~ 4

~~Child Welfare Service (CWS) Web New System (CWS NS) Project~~

~~Project Director~~ 3

~~Data Processing Manager 2-3~~ 4

~~Staff Services Manager 3~~ 4

~~Senior Information Systems Analyst (Supervisor)~~ 4

~~Senior Information Systems Analyst~~ 4

~~Staff Information Systems Analyst~~ 4

~~Associate Information Systems Analyst~~ 4

~~Associate Governmental Program Analyst~~ 4

Designated Positions

Disclosure Categories

<u>Staff Services Analyst</u>	<u>4</u>
<u>Systems Software Specialist (all)</u>	<u>4</u>
<u>Information Technology Manager II (Project Director)</u>	<u>3</u>
<u>Information Technology Manager I</u>	<u>4</u>
<u>Information Technology Supervisor (all)</u>	<u>4</u>
<u>Staff Services Manager (all)</u>	<u>4</u>
<u>Information Technology Specialist (all)</u>	<u>4</u>
<u>(Procurement and Contract Management)</u>	
<u>Associate Governmental Program Analyst</u>	<u>4</u>
<u>(Financial Management)</u>	

Benefit and Enrollment Technology Support Division

<u>Career Executive Assignment (Deputy Director)</u>	<u>1</u>
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Electronic Benefit Transfer (EBT)

<u>Information Technology Manager II (Project Director)</u>	<u>3</u>
<u>Data Processing Manager 2-3</u>	<u>4</u>
<u>Information Technology Manager I</u>	<u>4</u>
<u>Information Technology Supervisor (all)</u>	<u>4</u>
<u>Senior Information Systems Analyst</u>	<u>4</u>
<u>Staff Information Systems Analyst</u>	<u>4</u>
<u>Information Technology Specialist (all)</u>	<u>4</u>

~~Designated Positions~~ ~~Disclosure Categories~~

Associate Information Systems Analyst	4
(Financial Management)	
Information Technology Associate	4
(Transition Management/Financial Management/Contract Management)	
Associate Governmental Program Analyst	4
(Financial Management)	

Designated Positions

Disclosure Categories

Statewide Automated Welfare System (SAWS) Project

<u>Information Technology Manager II (Project Director)</u>	3
<u>Data Processing Manager 2-3</u>	4
<u>Information Technology Manager I</u>	4
<u>Information Technology Supervisor (all)</u>	4
<u>Staff Services Manager 4I</u>	4
<u>Senior Information Systems Analyst</u>	4
<u>Staff Information Systems Analyst</u>	4
<u>Information Technology Specialist (all)</u>	4
<u>Associate Information Systems Analyst</u>	4
<u>Assistant Information Systems Analyst</u>	4
<u>Information Technology Associate</u>	4
<u>Associate Governmental Program Analyst</u>	4
<u>Staff Services Analyst</u>	4

~~Statewide Fingerprinting Imaging System (SFIS) Project~~

Project Director	3
Senior Information Systems Analyst	4
Staff Information Systems Analyst	4
Systems Software Specialist (all)	4

Welfare Data Tracking Implementation Project (WDTIP)

<u>Information Technology Manager I (Project Director)</u>	3
<u>Information Technology Supervisor II</u>	4
<u>Senior Information Systems Analyst</u>	4
<u>Information Technology Specialist II</u>	4

Electronic Women, Infant and Children Management Information System (eWIC MIS)

<u>Information Technology Manager II (Project Director)</u>	3
<u>Data Processing Manager 2-3</u>	4
<u>Information Technology Manager I</u>	4
<u>Information Technology Supervisor (all)</u>	4

Designated PositionsDisclosure Categories

Senior Information Systems Analyst	4
Staff Information Systems Analyst	4
Systems Software Specialist (all)	4
Information Technology Specialist (all)	4

Designated PositionsDisclosure Categories

California Healthcare Eligibility, Enrollment, and Retention System (CalHEERS)

Project Director (Deputy Director)	1
Career Executive Assignment (Assistant Deputy Project Director)	3
Information Technology Manager II (Chief of Procurement)	3
Data Processing Manager 2-3	4
Information Technology Manager I	4
Information Technology Supervisor (all)	4
Staff Services Manager (all)	4
Senior Information Systems Analyst (all)	4
Staff Information Systems Analyst	4
Contract Management Analyst	4
Systems Software Specialist (all)	4
Information Technology Specialist (all)	4
Information Technology Associate (Procurement and Contract Management)	4
Staff Services Analyst	4
Associate Governmental Program Analyst	4

IV. Office of Law Enforcement Support

Chief	1
Supervising Special Investigator -2I - II	1
Investigator	1
Attorney (all levels)	1
Staff Services Manager I - II	1

Designated Positions

Disclosure Categories

VI. Office of Surgeon General

<u>Surgeon General</u>	<u>1</u>
<u>Career Executive Assignment (Chief of Staff)</u>	<u>1</u>
<u>Career Executive Assignment (Communications Director)</u>	<u>1</u>
<u>Career Executive Assignment (Director of Strategic Partnerships)</u>	<u>1</u>
<u>Research Scientist IV</u>	<u>1</u>

VI. Consultants/New Positions

Consultants/New Positions (Agency-wide) *

* Consultants and New Positions 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 limitation:

The Agency Secretary or designee may determine in writing that a particular consultant or new position, although a "designated position," is hired to perform a range of duties that is limited in scope and, thus, is not required to comply fully with the disclosure requirements described in this section. Such written determination shall include a description of the consultant's or new position's duties and, based upon that description, a statement of the extent of disclosure requirements. The Agency Secretary's or designee'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. (Gov. Code § 81008.)

California Health and Human Services Agency

Appendix B

Disclosure Categories

Category 1

Designated employees assigned to this category must report:

All interests in real property in the State of California, as well as investments and business positions in business entities and sources of income, including gifts, loans and travel payments.

Category 2

Designated employees assigned to this category must report:

All investments and business positions in business entities, and sources of income, including gifts, loans and travel payments.

Category 3

Designated employees assigned to this category must report:

All interests in real property in the State of California that are used by the Office of Systems Integration, or are of the type that could be acquired by the Office of Systems Integration, as well as real property within two miles of the property used or the potential site that could be acquired.

In addition, all investments and business positions in business entities, and sources of income, including gifts, loans, and travel payments, if the entity or source is of the type 1) to provide leased facilities, goods, equipment, vehicles, machinery, software, hardware, or services, including training or consulting services, to the Office of Systems Integration, or 2) are subject to the project management or oversight of the Office of Systems Integration.

Category 4

Designated employees assigned to this category must report:

All investments and business positions in business entities, and sources of income, including gifts, loans, and travel payments, if the entity or source is of the type 1) to provide leased facilities, goods, equipment, vehicles, machinery, software, hardware, or services, including training or consulting services, to the Office of Systems Integration, or 2) are subject to the project management or oversight of the Office of Systems Integration.

This is the last page of the conflict of interest code for the Health and Human Services Agency.



CERTIFICATION OF FPPC APPROVAL

Pursuant to Government Code Section 87303, the conflict of interest code for the Health and Human Services Agency was approved on 5/17/2022 ^{JMF}

A large, stylized handwritten signature in black ink.

John M. Feser, Jr.

Senior Commission Counsel

Fair Political Practices Commission

Pursuant to Government Code Section 11346.2:

Secretary of State Filing Date: _____

Effective: _____