

**CONFLICT OF INTEREST CODE FOR THE  
DEPARTMENT OF HEALTH CARE ACCESS AND INFORMATION**

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, 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, the standard code, which 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, shall constitute the Conflict of Interest Code of the Department of Health Care Access and Information (Department).

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

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APPENDIX A

Designated Position	Disclosure Category
<b>Director's Office</b>	
Director (Exempt)	1
Chief Deputy Director (Exempt)	1
Deputy Director Legislative and Government Affairs (CEA)	1
Equal Employment Opportunity Officer	2,3,4,5,6,7,8,9,10
Deputy Director Communications & Planning (CEA)	1
Staff Services Manager (All levels)	2,3,4,5,6,7,8,9,10
<b>Legal Office</b>	
Chief Counsel (CEA)	1
Assistant Chief Counsel	2,3,4,5,6,7,8,9,10
Attorney (All levels)	2,3,4,5,6,7,8,9,10
Staff Services Manager II	7,8

### **Office of Healthcare Workforce Development**

Deputy Director (CEA)	1
Senior Policy Advisor	2
Special Consultant – Nursing Initiative	2
Research Data Supervisor	2
Staff Services Manager (All levels)	2

### **Office of Information Services**

Chief Information Officer/Deputy Director (CEA)	1
Privacy Officer	2,3,4,5,6,7,8,9,10

### **Information Security Office**

Information Security Officer	2,3,4,5,6,7,8,9,10
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### **Planning and Management Branch**

Chief Strategy Officer	3,6,7,8,9
Information Technology Manager (All levels)	3,7,8,9
Information Technology Supervisor (All levels)	3,7,8,9
Information Technology Specialist II	8
Staff Services Manager (All levels)	3,7,8,9

### **IT Operations Branch**

Chief Technology Officer	3,8,9
Information Technology Manager (All levels)	3,8
Information Technology Supervisor (All levels)	8

**Enterprise Data Operations Branch**

Chief Data Officer	3,6,7,8,9,10
Information Technology Manager (All levels)	3,7,8,9,10
Information Technology Supervisor (All levels)	3,8,9,10
Staff Services Manager (All levels)	3,8,9,10
Health Program Audit Manager (All levels)	3,8
Information Technology Specialist II	3,7,8,9

**Healthcare Analytics Branch**

Chief Analytics Officer	3,6,7,8,9,10
Research Scientist Supervisor (All levels)	3,7,8,9,10
Research Data Manager (All levels)	3,9,10

**Office of Statewide Hospital Planning and Development**

Deputy Director (CEA)	1
Deputy Division Chief (CEA)	1
Administrative Support and Business Process Manager (CEA)	1
Associate Construction Analyst	4
Supervisor, Health Facilities Review	4
Architect (All levels)	4
Engineer (All levels)	4
Senior Engineering Geologist	4
Regional Compliance Officer	4
Compliance Officer	4
Chief Fire and Life Safety Officer	4

Fire and Life Safety Officer (All levels)	4
Staff Services Manager III	4,7,8
Staff Services Manager I	7,8

**Office of Health Facility Loan Insurance**

Deputy Director (CEA)	1
Health Facility Construction Financing Officer	5
Health Facility Construction Financing Specialist (All levels)	5
Health Facility Construction Financing Analyst (All levels)	5
Health Planning Specialist (All levels)	5

**Office of Administrative Services**

Deputy Director (CEA)	1
Chief of Human Resources	7,8
Accounting Administrator	7,8
Staff Services Manager (All levels)	7,8

**Office of Health Care Affordability**

Deputy Director (CEA)	1
Assistant Deputy Director for Health Care Cost Targets (CEA)	1
Assistant Deputy Director, Health Systems Performance (CEA)	1
Chief Medical Officer	1
Chief Pharmacy Officer	1
Chief Counsel, Assistant Deputy Director, Health Systems Compliance (CEA)	1

Assistant Chief Counsel	3,6,7,8,9,10
Attorney (All Levels)	3,6,7,8,9,10
Supervising Corporate Examiner	3,6,7,8,9,10
Corporation Examiner IV	3,6,9,10
Staff Services Manager (All Levels)	7,8

### **CalRx Program**

Program Manager	6,7,8
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### **Boards, Council, Commissions, and Committees**

<b>California Health Workforce Education &amp; Training Council</b> Council Members	2
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<b>Clinical Panels</b> Members of all Clinical Panels	3
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<b>Hospital Building Safety Board</b> Board Members	4
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<b>Advisory Loan Insurance Committee, California Health Facility Construction Loan Insurance Program</b> Committee Members	5
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<b>Health Care Affordability Board</b> Board Members	3,6,7,8,9
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<b>Health Care Equity Measures Advisory Committee</b> Committee Members	3,6
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<b>Hospital Supplier Diversity Commission</b> Commission Members	3,6,7,8
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<b>Health Care Payments Data Advisory Committee</b> Committee Members	9
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**Consultants/New Positions**

Consultants/New Positions

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\*Consultants/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 Director, or their designee, may determine in writing that a particular consultant or new position, although a "designated position," is hired to perform duties that are limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant/new position's duties and, based upon that description, a statement of the extent of disclosure requirements. The Director's or their 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 Sec. 81008.)

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APPENDIX B

**DISCLOSURE CATEGORIES**

**1. Designated employees in Category 1 must disclose:**

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

**2. Designated employees in Category 2 must disclose:**

All investments, business positions and income, including gifts, loans, and travel payments, from sources that are subject to the regulatory authority or program or project approval of, or that have an application for program or project approval pending before, the Healthcare Workforce Development Division<sup>1</sup>.

All investments, business positions and income, including gifts, loans, and travel payments or income from a nonprofit organization, if the source is of the type to receive grants or other monies from or through the Healthcare Workforce Development Division.

**3. Designated employees in Category 3 must disclose:**

All investments, business positions and income, including gifts, loans, and travel payments, from sources of the type that are subject to the regulatory authority of the Information Services Division<sup>2</sup>, including but not limited to health facilities and clinics and manufacturers of prescription drugs for humans.

All investments, business positions and income, including gifts, loans and travel payments, from sources that, on behalf of health facilities or clinics, prepare mandated reports to the Information Services Division.

All investments, business positions and income, including gifts, loans, and travel payments, from vendors of software that are subject to Department approval for reporting of annual health facility financial data to the Information Services Division.

**4. Designated employees in Category 4 must disclose:**

All interests in real property in the State of California, as well as investments, business positions and income, including gifts, loans, and travel payments, from sources of the type that engage in

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<sup>1</sup> HCAI program regulations are in Division 7 of Title 22 of the California Code of Regulations (CCR), commencing with §90001. Healthcare Workforce Development Division program regulations are in Chapter 6, beginning at §92001 and Chapters 14-17, beginning at §97700.1.

<sup>2</sup> HCAI program regulations are in Division 7 of Title 22 of the California Code of Regulations (CCR), commencing with §90001. Information Services Division program regulations are in Chapter 9, beginning at §96040 and Chapter 9.5, beginning at §96060, and Chapter 10, beginning with §97003.



the management, design, construction, construction review, or financing of, health facilities of the type subject to plan and construction review and approval by the Office of Statewide Hospital Planning and Development.

**5. Designated employees in Category 5 must disclose:**

All interests in real property in the State of California, as well as investments, business positions and income, including gifts, loans, and travel payments, or income from a nonprofit organization, from sources of the type that are engaged in the management, design, construction, or financing of health facilities (as defined in Health and Safety Code Section 129010) in California.

**6. Designated employees in Category 6 must disclose:**

All investments, business positions and income, including gifts, loans and travel payments, from health care entities, including payers, providers, and fully integrated delivery systems, (as defined in Health and Safety Code Section 127500.2), purchasers (as defined in Health and Safety Code Section 127500.2), pharmaceutical companies, retail pharmacies, pharmacy benefit managers, and ambulance companies.

**7. Designated employees in Category 7 must disclose:**

All investments, business positions and income, including gifts, loans, and travel payments, from sources that provide leased facilities, goods, equipment, vehicles, machinery or services, including training or consulting services, of the type utilized by the Department.

**8. Designated employees in Category 8 must disclose:**

All investments, business positions and income, including gifts, loans, and travel payments, from sources that manufacture, distribute, supply, or install computer hardware or software, or provide computer consultant or training services for the Department.

**9. Designated employees in Category 9 must disclose:**

All investments, business positions and income, including gifts, loans, and travel payments, from sources of the type that are or could be required or requested to report information to the Department under the Health Care Payments Data Program (Health and Safety Code Section 127671 et seq.).

**10. Designated employees in Category 10 must disclose:**

All investments, business positions and income, including gifts, loans, and travel payments, from sources that collect, sell, or otherwise disseminate health information for the business operations of itself or others.

All investments, business positions and income, including gifts, loans, and travel payments, from sources that perform health care data analytics and consulting.

All investments, business positions and income, including gifts, loans, and travel payments, from sources that conduct or fund health care research.

This is the last page of the conflict of interest code for the Department of Health Care Access and Information



## CERTIFICATION OF FPPC APPROVAL

Pursuant to Government Code Section 87303, the conflict of interest code for the Department of Health Care Access and Information was approved on 3/15/23

**Sukhdip Brar** Digitally signed by Sukhdip Brar  
Date: 2023.03.15 14:31:52 -07'00'

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Sukhi K. Brar

Assistant Chief Counsel

Fair Political Practices Commission

Pursuant to Government Code Section 11346.2:

Secretary of State Filing Date:

Effective:

**State of California  
Office of Administrative Law**

**In re:**  
Department of Health Care Access and  
Information

**Regulatory Action:**

**Title 2, California Code of Regulations**

**Adopt sections:**  
**Amend sections: 35101**  
**Repeal sections:**

**NOTICE OF FILING AND PRINTING ONLY**

**Government Code Section 11343.8**

**OAL Matter Number: 2023-0315-08**

**OAL Matter Type: File and Print Only (FP)**

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This is a Conflict-of-Interest code amendment 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:** April 12, 2023



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Rhea A. Moyer  
Associate Governmental  
Program Analyst

**For:** Kenneth J. Pogue  
Director

**Original:** Elizabeth Landsberg, Director  
**Copy:** Heather Cline Hoganson

# FILE PRINT

(Instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 10/2019)

OAL FILE NUMBERS	NOTICE FILE NUMBER <b>Z- 2022-1213-01</b>	REGULATORY ACTION NUMBER <b>2023-0315-08</b>	EMERGENCY NUMBER <b>FP</b>
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**ENDORSED - FILED**  
in the office of the Secretary of State  
of the State of California

**APR 12 2023**

*1:50 PM*

For use by Office of Administrative Law (OAL) only

<p>OFFICE OF ADMIN. LAW 2023 MAR 15 PM 5:00</p> <p><i>fw</i></p>	<p>NOTICE</p>
<p>REGULATIONS</p>	

AGENCY WITH RULEMAKING AUTHORITY  
Department of Health Care Access and Information (HCAI)

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)	
<b>OAL USE ONLY</b>	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER <b>2022 51-2</b>	PUBLICATION DATE <b>12/23/2022</b>	

**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)
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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 <b>35101</b>
TITLE(S) <b>2</b>	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 §§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) <b>30 days post SOS filing - 2 CCR 18750</b>

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 Heather Cline Hoganson	TELEPHONE NUMBER (916) 326-3657	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) heather.hoganson@hcai.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 <i>Elizabeth A Landsberg</i> <small>Elizabeth A Landsberg (Mar 14, 1023 14:33 PST)</small>	DATE <b>Option 1 March 15, 2023 PM</b>
TYPED NAME AND TITLE OF SIGNATORY Elizabeth Landsberg, Director	

For use by Office of Administrative Law (OAL) only

**AUTHORIZED FOR FILING AND PRINTING**

**APR 12 2023**

**Office of Administrative Law**