



California Fair Political Practices Commission

May 10, 1990

Philip Posner
Pacific Corporate Group, Inc.
1200 Prospect Street
La Jolla, CA 92037

Re: Your Request For Informal
Assistance
Our File No. I-90-244

Dear Mr. Posner:

You have requested confirmation of telephone advice provided to you concerning the conflict of interest disclosure provisions of the Political Reform Act.^{1/}

Your letter, dated March 21, 1990, correctly summarizes my advice that employees of Pacific Corporate Group, Inc. are generally not considered to be "other public officials who manage public investments" under Section 87200 and are not required to file the Form 721 Statement of Economic Interests. Please note that the Commission is considering a regulation on this matter.

However, certain employees of Pacific Corporate Group, Inc. may meet the definition of "consultant" contained in Commission Regulation 18700(a)(2) (copy enclosed) and be designated in the conflict of interest code for the agency with which you contract. It is the responsibility of each public agency to adopt a conflict of interest code and designate the public officials (including consultants) who are required to disclose certain personal financial interests on the Form 730 Statement of Economic Interests. Generally, disclosure under an agency's conflict of interest code is tailored to the types of decisions an official of the agency makes or participates in making, as opposed to the broader disclosure requirements of Section 87200.

1/ Government Code Section 81000-91015. All statutory references are to the Government Code unless otherwise indicated. Commission regulations appear at 2 California Code of Regulations Section 18000, et seq. All references to regulations are to Title 2, Division 6 of the California Code of Regulations.


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Please contact the public agency with which Pacific Corporate Group, Inc. contracts to determine if any of the corporation's employees fall under the consultant designation in the agency's conflict of interest code.

If I can be of any further assistance, please contact me at (916) 322-5662.

Sincerely,

Kathryn E. Donovan
General Counsel

A handwritten signature in cursive script that reads "Colleen McGee".

By: Colleen McGee
Political Reform Consultant

Enclosure