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MEMORANDUM

TO: Behavioral Health Board

FROM: Ling Lew, Deputy County Counsel *LL*

RE: Amendment of Statement of Economic Interests Disclosure Requirement

DATE: November 10, 2014

BACKGROUND

Under the Political Reform Act (Government Code Sections 87000 et seq.), all public agencies are required to adopt a conflict of interest code designating positions required to file Statements of Economic Interests (Form 700s), and assigning disclosure categories specifying the types of financial interests to be reported. The Form 700 is a public document intended to alert public officials and members of the public to the types of financial interests that may create conflicts of interest.

The County's conflict of interest code incorporates 2 California Code of Regulations 18730 and any amendments to it, which satisfies the statutory requirements for the text of a conflict of interest code. Each County board and commission subject to the County's conflict of interest code has an Exhibit A listing its designated positions and Exhibit B listing its disclosure categories attached in the addendum of the County's code. Mental Health Board members have been required to file Form 700s pursuant to the disclosure requirements listed in their assigned disclosure category.

DISCLOSURE REQUIREMENT AMENDMENT

The County's ordinance code was updated effective October 9, 2014, to repeal the Mental Health Board and establish the Behavioral Health Board, expanding the scope of the body to include substance use disorders. In addition, the County is in the process of integrating the Mental Health Department and the Department of Alcohol and Drug Services into the Behavioral Health Department. Based on these changes, the Behavioral Health Board's disclosure requirements are being amended as follows:

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Persons in this category shall disclose all investments, business positions and income (including gifts, loans and travel payments) from all sources (1) that are of the type to provide goods, services, facilities, treatment, medications or equipment relating to the treatment, planning, prevention or education of persons suffering from any mental illness or substance use disorder; (2) that receive, are planning to apply to receive, or have received in the last two years, grants or other monies from or through the Mental Health Department, Department of Alcohol and Drug Services, or Behavioral Health Department; or (3) that receive referrals to provide assessments and/or treatments that are required or recommended by the Mental Health Department, Department of Alcohol and Drug Services, or Behavioral Health Department.

The Behavioral Health Board's disclosure update will be submitted by the Office of the County Counsel to the Board of Supervisors as part of the County of Santa Clara's conflict of interest code biennial update. The disclosure requirement amendment will be effective upon the Board of Supervisors' approval.

If any member of the Behavioral Health Board has questions about the disclosure requirement update, he or she may contact Deputy County Counsel Ling Lew.