

DEPARTMENT OF INDUSTRIAL RELATIONS

EXPLANATION OF PROPOSED CHANGES IN APPENDIX TO CONFLICT OF INTEREST CODE – 8 CCR 17000

Revisions of Disclosure Categories:

CATEGORY 1 [Highest level of disclosure for Director, Division Chiefs, Commission and Board members, and Senior Executives]: *No change.*

CATEGORY 2 [Second highest level of disclosure (interests other than real property) for Director for other senior staff and Director's Legal office]: *No change.*

CATEGORY 3 [Disclosures for Accounting Administrators and certain Staff Services Managers and Program Analysts]: *No change.*

CATEGORY 4 [Disclosures for designated positions in Information Systems]: *No change.*

CATEGORY 5 [Disclosures for designated positions in Division of Workers' Compensation]: *No change.*

CATEGORY 6 [Disclosures for designated positions in Division of Labor Standards Enforcement]: *No change.*

CATEGORY 7 [Disclosures for designated positions in Self Insurance Plans]: *No change.*

CATEGORY 8 [Disclosures for designated positions in Division of Occupational Health and Safety, Occupational Health and Safety Appeals Board, and Occupational Health and Safety Standards Board]: *No change.*

CATEGORY 9 [Disclosures for designated positions in State Mediation and Conciliation Service]: *No change.*

CATEGORY 10 [Disclosures for designated positions in California Apprenticeship Council and Division of Apprenticeship Standards]: *No change.*

Revisions to existing list of positions [organized alphabetically department-wide by division/unit then by classification]:

<u>Division/Unit</u>	<u>Classification</u>	<u>Category</u>	<u>Change / Reason</u>
** All Divisions:			
	Consultant*	1	
California Apprenticeship Council:			
	Member	10	
Commission on Health and Safety and Workers' Compensation [CHSWC]:			
	<u>Associate Governmental Program Analyst</u>	<u>2</u>	Position not in existing regulations – high level discretion/recommendation authority
	Executive Officer	2	
	Member	1	
	Research Program Specialist (all levels)	2	
	Industrial Relations Counsel (all levels)	2	
	<u>Staff Services Manager I</u>	<u>2</u>	Position not in existing regulations – high level discretion/recommendation authority
Division of Administration:			
	Accounting Administrator (all levels)	3	
	Associate Governmental Program Analyst	2	
	Chief, Division of Administration, CEA	1	

* Consultants are included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitations: The 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 fully 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 director’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.

	<u>Senior Special Investigator – Civil Rights Office</u>	<u>2</u>	Position not in existing regulations – high level discretion/recommendation authority
Business Management	Staff Services Manager (all levels) – <u>Business Management</u>	2	Clarification
	<u>Staff Services Manager I – Facilities Unit</u>	<u>2</u>	Position not in existing regulations – high level discretion/recommendation authority
Return to Work	Staff Services Manager (all levels) – <u>Return to Work</u>	3	Clarification
	Staff Services Manager II	2	
	Staff Services Manager III	2	

Division of Apprenticeship Standards:

	<u>Apprenticeship Consultant - District Offices</u>	<u>10</u>	Position not in existing regulations – high level discretion/recommendation authority
	<u>Apprenticeship Consultant - Electrician Certification Unit</u>	<u>10</u>	Position not in existing regulations – high level discretion/recommendation authority
	<u>Apprenticeship Consultant – Headquarters</u>	<u>10</u>	Position not in existing regulations – high level discretion/recommendation authority
	<u>Apprenticeship Consultant - Public Works Unit</u>	<u>10</u>	Position not in existing regulations – high level discretion/recommendation authority
	Area Administrator	10	
	CEA (all levels)	10	
	Chief	1	
	Deputy Chief	10	
	<u>Industrial Relations Representative – District Office</u>	<u>10</u>	Position not in existing regulations – high level discretion/recommendation authority
	<u>Industrial Relations Representative – Public Works Unit</u>	<u>10</u>	Position not in existing regulations – high level discretion/recommendation authority
	Senior Apprenticeship Consultant	10	
	<u>Special Assistant to the Chief</u>	<u>2</u>	Position not in existing regulations – high level discretion/recommendation authority
	Staff Services Manager (all levels)	2	

Division of Labor Standards Enforcement:

	Assistant Chief	1	
	Assistant Chief Counsel	1	
	<u>Associate Governmental Program Analyst (all levels)</u>	<u>6</u>	Position not in existing regulations – high level discretion/recommendation authority
	<u>Auditor</u>	<u>6</u>	Position not in existing regulations – high level

		discretion/recommendation authority
Chief Counsel - CEA	1	
Chief (State Labor Commissioner)	1	
Deputy Chief Labor Commissioner, CEA	1	
Deputy Labor Commissioner (all levels)	6	
Industrial Relations Counsel (all levels)	6	
<u>Industrial Relations Representative - Bureau of Field Enforcement</u>	<u>6</u>	Position not in existing regulations – high level discretion/recommendation authority
<u>Industrial Relations Representative - Licensing & Registration Section</u>	<u>6</u>	Position not in existing regulations – high level discretion/recommendation authority
<u>Industrial Relations Representative - Public Works Unit</u>	<u>6</u>	Position not in existing regulations – high level discretion/recommendation authority
<u>Industrial Relations Representative - Retaliation Complaints Investigation Unit</u>	<u>6</u>	Position not in existing regulations – high level discretion/recommendation authority
<u>Industrial Relations Representative - Wage Claim Adjudication</u>	<u>6</u>	Position not in existing regulations – high level discretion/recommendation authority
Labor Standards Investigator	6	
Legal Counsel	6	
Special Assistant to the Labor Commissioner	6	
Special Investigator (all levels)	6	
<u>Staff Services Analyst (all levels)</u>	<u>6</u>	Position not in existing regulations – high level discretion/recommendation authority
Staff Services Manager (all levels)	6	

Division of Labor Statistics & Research:

Chief	1
Deputy Chief, CEA	1
Research Manager (all levels)	1
Research Program Specialist (all levels)	2

Division of Occupational Safety & Health:

Area Manager Cal/OSHA Consultation	8	
<u>Assistant Industrial Hygienist – Compliance</u>	<u>8</u>	Position not in existing regulations – high level discretion/recommendation authority
<u>Assistant Safety Engineer – Consultation Service</u>	<u>8</u>	Position not in existing regulations – high level discretion/recommendation authority
<u>Assistant Safety Engineer – High Hazard</u>	<u>8</u>	Position not in existing regulations – high level discretion/recommendation authority

<u>Associate Industrial Hygienist – Compliance</u>	<u>8</u>	Position not in existing regulations – high level discretion/recommendation authority
<u>Associate Safety Engineer (all units)</u>	<u>8</u>	Position not in existing regulations – high level discretion/recommendation authority
CEA (all levels)	8	
CEA (all levels) Program Manager - Consultation	8	
Chief	1	
<u>Corporation Examiner IV</u>	<u>1</u>	Position not in existing regulations – high level discretion/recommendation authority
Deputy Chief, Health	8	
Deputy Chief, Safety	8	
Deputy Director of Management Relations	8	
District Manager	8	
Industrial Relations Counsel (all levels)	8	
<u>Nurse Consultant II</u>	<u>8</u>	Position not in existing regulations – high level discretion/recommendation authority
Nurse Consultant III	8	
Principal Safety Engineer	8	
Program Manager, Consultation, CEA	8	
Program Manager, Engineering Services, CEA	8	
<u>Public Health Medical Officer II</u>	<u>8</u>	Position not in existing regulations – high level discretion/recommendation authority
Public Health Medical Officer III	8	
Regional Manager	8	
Research Manager	8	
Senior Industrial Hygienist	8	
Senior Safety Engineer	8	
Senior Special Investigator	8	
Special Investigator	8	
Staff Services Manager (all levels)	8	
Supervising Industrial Hygienist	8	
Supervising Special Investigator	8	

Division of Workers' Compensation:

Administrative Director	1
Area Supervisor Rehabilitation Unit	5
Associate Governmental Program Analyst	3
Associate Medical Director	5
Chief, Rehabilitation Bureau	5

CEA (all levels)	5	
Chief Counsel	5	
Chief, Legislation and Policy	5	
Chief, Programmatic Services, CEA (all levels)	5	
Court Administrator	5	
Deputy Administrative Director	5	
<u>Chief Deputy Administrative Director</u>	<u>1</u>	Position not in existing regulations – high level discretion/recommendation authority
Executive Medical Director	5	
Health Education Consultant III	5	
Industrial Relations Counsel (all levels)	5	
Legal Counsel	5	
<u>Nurse Consultant II</u>	<u>5</u>	Position not in existing regulations – high level discretion/recommendation authority
Presiding Workers' Compensation Judge	5	
<u>Research Analyst II - Medical Unit</u>	<u>5</u>	Position not in existing regulations – high level discretion/recommendation authority
Regional Manager, Claims Adjudication	5	
Research Manager (all levels)	5	
Research Program Specialist (all levels)	5	
Research Scientist	5	
Special Assistant to the Administrative Director	5	
Special Investigator (all levels)	5	
Senior Workers' Comp. Compliance Officer	5	
Staff Services Manager (all levels)	5	
Supervising Workers' Compensation Compliance Officer	5	
Supervising Workers' Compensation Consultant	5	
<u>Workers' Compensation Assistant – UEF Claims</u>	<u>5</u>	Position not in existing regulations – high level discretion/recommendation authority
Workers' Compensation Compliance Manager	5	
Workers' Compensation Compliance Officer (all levels)	5	
Workers' Compensation Consultant (all units) – Collection Unit	5	Clarification
Workers' Compensation Rehabilitation Consultant	5	
Workers' Compensation Judge	5	
Workers' Compensation Manager	5	

**Industrial Welfare
Commission:**

Chairperson & Members	1
Executive Officer	1

Information Systems:

Associate Governmental Program Analyst	4
Data Processing Manager I, II and III	4
Data Processing Manager IV	1

Occupational Safety & Health Appeals Board:

<u>Associate Governmental Program Analyst (all units)</u>	<u>8</u>	Position not in existing regulations – high level discretion/recommendation authority
Chairperson	1	
Executive Officer	1	
Hearing Officer (all levels)	8	
Industrial Relations Counsel (all levels)	8	
<u>Legal Analyst</u>	<u>8</u>	Position not in existing regulations – high level discretion/recommendation authority
Member	1	

Occupational Safety & Health Standards Board:

<u>Associate Safety Engineer</u>	<u>8</u>	Position not in existing regulations – high level discretion/recommendation authority
Chairperson	1	
Executive Officer	1	
Industrial Relations Counsel (all levels)	8	
Member	1	
Principal Safety Engineer	8	
Senior Industrial Hygienist	8	
<u>Senior Safety Engineer (Industrial)</u>	<u>8</u>	Position not in existing regulations – high level discretion/recommendation authority
Staff Services Manager I	8	

Office of the Director:

<u>Assistant Secretary</u>	<u>1</u>	Position not in existing regulations – high level
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Associate Governmental Program Analyst	2	discretion/recommendation authority
Chief Deputy Director	1	
Deputy Director	1	
Director	1	
Director of Communications	1	
<u>Senior Management Auditor – Internal Audits</u>	<u>2</u>	Position not in existing regulations – high level discretion/recommendation authority
Special Assistant to the Director	1	
<u>Staff Services Manager I</u>	<u>2</u>	Position not in existing regulations – high level discretion/recommendation authority

Office of the Director – Legal Unit:

Assistant Chief Counsel	1
Chief Counsel - CEA	1
Industrial Relations Counsel (all levels)	2
Legal Counsel	2
Special Investigator (all levels)	2
Supervising Special Investigator	2

State Mediation & Conciliation Service:

Conciliator	9
Presiding Conciliator	9
Supervisor of Conciliation, CEA [Chief]	1

Self Insurance Plans:

Special Assistant to the Director	7	
Supervising Workers' Compensation Compliance Officer	7	
<u>Workers' Compensation Assistant – Headquarters</u>	<u>7</u>	Position not in existing regulations – high level discretion/recommendation authority
Workers' Compensation Compliance Manager	7	
Workers' Compensation Compliance Officer (all levels)	7	

Workers' Compensation Appeals Board:

Associate Governmental Program Analyst	3
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Chairperson	1	
Deputy CEA (all levels)	5	
Industrial Relations Counsel (all levels)	5	
Member	1	
<u>Workers' Compensation Administrative Law Judge</u>	<u>5</u>	Position not in existing regulations – high level discretion/recommendation authority