

1 Repeal 2 Cal. Code Regs., Section 18702.5 to read:

2 **§ 18702.5. Materiality Standard: Financial Interest in a Personal Financial Effect.**

3 ~~(a) A personal financial effect means the financial effect of a governmental decision on~~  
4 ~~the personal finances of a public official or his or her immediate family. The financial effect is~~  
5 ~~material if the official or the official's immediate family member will receive a measurable~~  
6 ~~financial benefit or loss from the decision.~~

7 ~~(b) Notwithstanding subdivision (a), a personal financial effect does not include:~~

8 ~~(1) Any establishment of or change to benefits provided under an employment or~~  
9 ~~retirement policy for employees or retirees if the financial effect of the decision applies equally~~  
10 ~~to all employees in the same bargaining unit or other representative group.~~

11 ~~(2) Payment of any travel expenses, to the extent allowed by law, incurred while~~  
12 ~~attending meetings as an authorized representative of an agency.~~

13 ~~(3) Stipends received for attendance at meetings of any group or body created by law or~~  
14 ~~formed by the official's agency for a special purpose, so long as the selecting body posts on its~~  
15 ~~website a form provided by the Commission that includes: a list of each appointed position~~  
16 ~~eligible for a stipend, the amount of the stipend for each position, the name of the public official~~  
17 ~~who has been appointed to the position, the name of the public official, if any, who has been~~  
18 ~~appointed as an alternate, and the term of the position.~~

19 ~~(4) The use of any government property, such as automobiles or other modes of~~  
20 ~~transportation, mobile communication devices, or other agency provided equipment for carrying~~  
21 ~~out the official duties of a position, including any nominal, incidental, negligible, or~~  
22 ~~inconsequential personal use while on duty.~~

1           ~~(5) Any personal reward received by the official when using a personal charge card or~~  
2 ~~membership rewards program, so long as the reward is no different from the reward offered to~~  
3 ~~the public and is limited to charges made solely for the official's approved travel expenses.~~

4           ~~(6) A decision to fill a position on the body of which the official is a member.~~

5           ~~(e) If the governmental decision affects a business entity or real property in which the~~  
6 ~~official has a financial interest, this regulation does not apply and materiality is determined under~~  
7 ~~Regulation 18702.1 or 18702.2.~~

8 ~~Note: Authority cited: Section 83112, Government Code. Reference: Sections 87100, 87102.5,~~  
9 ~~87102.6, 87102.8 and 87103, Government Code.~~