

Final Statement of Reasons

The information contained in the Initial Statement of Reasons (ISOR) remains unchanged. All contents of the ISOR are hereby incorporated by reference into the Final Statement of Reasons.

Procedural History

The Notice of Proposed Rulemaking (Notice) was published in the California Regulatory Notice Register: 2016, No. 43-Z, on October 21, 2016, and on that same date was delivered to all active California Department of Public Health (Department) employee email accounts. The publication date commenced the 45-day public comment period, which was duly set to end December 5, 2016. The Notice did not require a hearing nor was a hearing requested by the applicable deadline.

SUMMARY AND RESPONSE TO COMMENTS RECEIVED DURING THE INITIAL NOTICE PERIOD AND DURING THE PUBLIC AVAILABILITY PERIOD

One (1) person or entity submitted comments in response to the original Notice.

Summary of Comments and CDPH Responses

Identity of the commenter: Faye Borton, CIA, PMP, Deputy Chief, Office of Compliance-Internal Audits, California Department of Public Health.

Comment received: “Are Associate Information System Analysts required to complete a Form 700. The notification lists assistant information systems analyst.”

Department response: The answer to the question is no. As the commenter noted, the proposed CDPH Conflict of Interest Code (COIC) amendment would designate only the Assistant Information Systems Analyst class and not the Associate Information Systems Analyst class.

The CDPH COIC is organized such that employees in a designated job class all file a Form 700, unless the express language of the class description limits its application to a specified sub-group, e.g. those performing a certain type of task, or those working in a specified CDPH office. None of these scenarios is present in this situation; we intentionally included only the specified classifications, to the exclusion of other classes that may be in the same or comparable class series.

Statements of Determination

Local Mandate Determination

The Department has determined that the regulation would not impose a mandate on local agencies or school districts, nor are there any costs for which reimbursement is required by part 7 (commencing with Section 17500) of division 4 of the Government Code, nor are there any other nondiscretionary costs imposed.

Alternatives Considered

No alternatives considered by the Department would be more effective in carrying out the purpose for which the regulation is proposed, would be as effective as and less burdensome to affected private persons than the adopted regulation, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

Impact on Business

The Department has made a determination that the regulations would not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.