
CALIFORNIA PRIVACY PROTECTION AGENCY

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Date: April 17, 2026
To: California Privacy Protection Agency Board
(Meeting of May 1, 2026)
From: Philip Laird, General Counsel
Kevin Sabo, Staff Services Manager
California Privacy Protection Agency
Subject: **Agenda Item 6 - Amendment of Agency's Conflict of Interest Code**

The Political Reform Act (Government Code section 81000, et seq.) requires state agencies to adopt and maintain a conflict of interest code accurately identifying all officials and employees whose duties involve making or participating in governmental decisions. The Fair Political Practices Commission (FPPC) provides standardized categories of disclosure for Form 700 filings and requires agencies to regularly review and amend their codes when organizational or functional changes occur. Pursuant to the Administrative Procedure Act, amendments must be noticed for 45 days.

The Agency's existing conflict of interest code (11 Cal. Code Regs. § 7500) was initially discussed and adopted by the Board in 2021 at its June 14 and October 18 meetings. Since that time, the Agency has undergone substantial growth and operational maturation to formalize new functions. The Data Broker Unit has been established, and managerial and technical capacity have expanded across the Administration, Audits, Enforcement, Information Technology, and Public & External Affairs divisions. These positions now exercise responsibilities that implicate potential economic conflicts under the Political Reform Act, and the current code does not yet designate the positions, nor assign them to tailored disclosure categories.

In addition, staff conducted a comprehensive review of the Agency's existing disclosure categories and determined the existing framework does not precisely capture the division-specific types of financial interests that could foreseeably be affected by the Agency's expanded regulatory and operational activities. Consistent with FPPC guidance, staff proposes the addition of new disclosure categories addressing media-related activities, information technology procurement and oversight, and regulatory responsibilities related to data brokers.

Summary of Proposed Amendments

- (1) Additions and updates to designated positions created since 2021
- (2) Revisions introducing three new disclosure categories and further refining existing disclosure categories
- (3) Other minor, technical and conforming edits to ensure internal consistency

Recommendation

Staff recommends that the Board authorize staff to file notice of a 45-day public comment period for the proposed amendments with the Office of Administrative Law, commencing formal rulemaking.