

Advisory Opinion No. 91-17

The Conflicts of Interest Board (the "Board") has been asked for an opinion as to whether, consistent with the conflicts of interest provisions of Chapter 68 of the City Charter, a public servant may serve as a member of a political party committee if he or she does not hold an office, executive position or other leadership position on such committee.

Charter Section 2604(b)(15) prohibits a public servant who is charged with substantial policy discretion, as defined by rule of the Board, * from serving as the chair or officer of the county committee of a political party.

*This rule provides that:

For purposes of Charter Sections 2604(b)(12) and 2604(b)(15), a public servant is deemed to have substantial policy discretion if he or she has major responsibilities and exercises independent judgment in connection with determining important agency matters. Public servants with substantial policy discretion include, but are not limited to: agency heads, deputy agency heads, assistant agency heads and public servants in charge of any major office, division, bureau or unit of an agency.

Since Charter Section 2604(b)(15) does not prohibit a public servant from serving as a member of a political party committee, it is the opinion of the Board that such conduct does not violate Chapter 68.

Sheldon Oliensis
Chair

Benjamin Gim

Beryl R. Jones

Robert J. McGuire

Shirley Adelson Siegel

Dated: December 5, 1991