

**ASSEMBLY BILL**

**No. 2801**

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**Introduced by Assembly Member Carter**

February 22, 2008

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An act to add Section 1090.2 to the Government Code, relating to conflict of interest.

LEGISLATIVE COUNSEL'S DIGEST

AB 2801, as introduced, Carter. Conflict of interest: settlements.

Existing law provides that Members of the Legislature and state, county, district, judicial district, and city officers or employees shall not be financially interested in any contract made by them in their official capacity, or by any body or board of which they are members.

This bill would provide that this prohibition does not apply to any agreement entered into as part of the settlement of litigation in which the state or a local entity has been represented by the Attorney General or by county counsel and the settlement is approved by a court of competent jurisdiction.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 1090.2 is added to the Government Code,
- 2 to read:
- 3 1090.2. Section 1090 shall not apply to any agreement entered
- 4 into as part of a settlement of litigation in which the state or a local
- 5 entity has been represented by the Attorney General or by county

- 1 counsel, and the settlement is approved by a court of competent
- 2 jurisdiction.

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