

**California High-Speed Rail Authority
Resolution #HSRA 23-03**

**Consider Accepting Proposed Amendments to the Authority's
Organizational Conflict of Interest Policy**

Whereas, the California High-Speed Rail Authority (Authority) is responsible for planning, constructing, and operating an intercity high-speed passenger train network that is fully integrated with the state's existing intercity transportation services (Public Utilities Code §§ 185030 and 185031);

Whereas, the Authority may enter into contracts with private and public entities for the design, construction and operation of high-speed rail trains including all tasks and segments thereof pursuant to Public Utilities Code § 185036;

Whereas, the Authority is required to have an Organizational Conflict of Interest Policy (the Policy) to comply with our federal grant agreements, which require the Authority to have procedures for identifying and preventing real and apparent organizational conflicts of interests;

Whereas, the Policy is intended to ensure a fair and transparent procurement process that maximizes competition and minimizes exposure to bid protests and litigation;

Whereas, the Policy is based upon state and federal procurement laws, regulations, court and administrative decisions, best practice guidelines, and the Caltrans' Organizational Conflict of Interest Policy;

Whereas, the Policy was created in 2011 with stakeholder input and following a public comment period. The Policy was amended in November of 2020, again with stakeholder input, to address the evolving nature of the high-speed rail project; and

Whereas, in November 2022, a Subcommittee of the Board of Directors was formed to direct staff on the process for updating the Policy and ensured a 60-day public comment period on a draft version of the Policy was undertaken;

Therefore, it is resolved:

The Amended Organizational Conflict of Interest Policy attached for the Board of Director's review is accepted by the Board, and staff are hereby authorized to place the Amended Organizational Conflict of Interest Policy on the Authority's website and begin applying it to all organizational conflict matters brought to the Authority's attention from this date forward.

Vote:7-0

Yes: Schenk; Richards; Miller; Perea; Williams; Pena; Cohen

No:N/A

Absent: Ghielmetti; Escutia

Date: June 29, 2023

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