

Complaint by Board Members Against Board Members

Current

6.11. Investigations

6.11.1. If the Committee determines that an investigation is warranted, upon notification of the Board, District Counsel may be directed to conduct the investigation. District Counsel may select and manage an independent investigator to assist in conducting this investigation.

As amended

6.11.1 If the Committee determines that an investigation is warranted, upon notification of the Board, District Counsel may be directed to conduct the investigation. District Counsel may select and manage an independent investigator.

Alternatively, the Committee may select and manage an independent investigator to conduct the investigation and may select an independent third-party project manager to manage the independent investigator through the course of the investigation. The Committee shall have the authority to terminate any investigation.

Current

6.11.2. In the course of the investigation, District Counsel shall determine the process by which statements are taken. District Counsel may allow witnesses to choose to provide a signed declaration under penalty of perjury attesting to their knowledge of the facts surrounding the complaint.

As Amended

6.11.2. In the course of the investigation, District Counsel or the third-party project manager shall determine the process by which statements are taken.

District Counsel or the third party project manager may allow witnesses to choose to provide a signed declaration under penalty of perjury attesting to their knowledge of the facts surrounding the complaint.

Complaints from non-Board members

Current

6.19.1. If the Chair or Vice Chair determines that an investigation is warranted, upon notification of the Board, District Counsel may be directed to conduct the investigation. District Counsel may select and manage an independent investigator to assist in conducting the investigation.

Alternatively, at the discretion of the Chair or Vice Chair, the Board's Ethics and Conduct Ad Hoc Committee (as described in Section 6.9.2 of the Board's Governance Policies) shall select an independent investigator to conduct the investigation.

As Amended

6.19.1. If the Chair or Vice Chair determines that an investigation is warranted, upon notification of the Board, District Counsel may be directed to conduct the investigation. District Counsel may select and manage an independent investigator to assist in conducting the investigation.

Alternatively, at the discretion of the Chair or Vice Chair, the Board's Ethics and Conduct Ad Hoc Committee (as described in Sections 6.9.2 of the Board's Governance Policies) may select an independent investigator to conduct the investigation and a third party project manager to manage the investigation. The Committee shall have the authority to terminate any investigation.

Current

6.19.2. In the course of the investigation, District Counsel shall determine the process by which statements are taken. A witness may choose to provide a signed declaration under penalty of perjury attesting to his/her knowledge of the facts surrounding the complaint. Within ninety (90) days of the date an investigation begins, District Counsel shall inform the Board of the investigations progress. Investigations should be completed within six (6) months from the date the investigation begins; however, in the event the investigation cannot be completed within the six (6) month time period, District Counsel shall so notify the Board.

As Amended

6.19.2. In the course of the investigation, District Counsel, or at the discretion of the Board's Ethics and Conduct Ad Hoc Committee a third-party project manager, shall determine the process by which statements are taken. A witness may choose to provide a signed declaration under penalty of perjury attesting to his/her knowledge of the facts surrounding the complaint. Within ninety (90) days of the date an investigation begins, District Counsel or the third-party project manager shall inform the Board of the investigations progress. Investigations should be completed within six (6) months from the date the investigation begins; however, in the event the investigations cannot be completed within the six (6) month time period, District Counsel or third party project manager shall so notify the Board.