



**State of Washington
PUBLIC DISCLOSURE COMMISSION**

711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908
(360) 753-1111 • FAX (360) 753-1112

Toll Free 1-877-601-2828 • E-mail: pdcc@pdcc.wa.gov • Website: www.pdcc.wa.gov

Jan. 28, 2019

Delivered electronically to "ibew112lorij@owt.com"

Subject: Complaint filed by Glen Morgan, PDC Case 42567

Dear: Lori Johnson, Office Manager, International Brotherhood of Electrical Workers (IBEW) 112

Below is a copy of an electronic letter sent to Glen Morgan concerning a complaint filed with the Public Disclosure Commission (PDC). As noted in the letter to Mr. Morgan, the PDC will not be conducting a more formal investigation into these allegations or taking further enforcement action in this matter.

However, pursuant to WAC 390-37-060(1)(b), IBEW 112 PAC is hereby formally warned concerning the failure to timely file C-3 and C-4 reports disclosing all contribution and expenditures in accordance with the PDC laws, rules, and reporting requirements. PDC Staff expects that IBEW 112 PAC will timely files all future required reports of contributions and expenditures, with special attention to the 21-Day and 7-Day Pre-Election C-4 reports, in accordance with RCW 42.17A.235. The Commission will consider the formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

Based on this information, the PDC has dismissed this complaint in accordance with RCW 42.17A.755(1). If you have questions, you may contact Alice Fiman at 1-360-586-4746 or toll-free at 1-877-601-2828, or by e-mail pdcc@pdcc.wa.gov.

/s _____
Alice Fiman
Compliance Officer

Endorsed by,
/s _____
Peter Lavalley
Executive Director



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Jan. 28, 2019

Delivered electronically to "glen@wethegoverned.com"

Subject: Complaint regarding International Brotherhood of Electrical Workers (IBEW) 112 PAC, PDC Case 42567

Dear Glen Morgan:

The Public Disclosure Commission (PDC) completed its review of the complaint you filed Oct. 29, 2018. Your complaint alleged IBEW 112 PAC, a local continuing political committee located in Kennewick, Washington, may have violated RCW 42.17A.235 and .240 by failing to timely file complete and accurate Monetary Contribution reports (C-3 reports) and Summary Full Campaign Contributions and Expenditure reports (C-4 reports).

PDC staff reviewed your allegations; the applicable statutes, rules, and reporting requirements; the response provided by Travis E. Swayze, the Business Manager/Financial Secretary for IBEW 112; the C-3 and C-4 reports filed by IBEW 112 PAC, and data in the PDC contribution and expenditure database.

Based on staff's review, we found the following:

- IBEW 112 PAC is a union-affiliated political committee of the International Brotherhood of Electrical Workers 112 Local Union.
- On Feb. 8, 2012, IBEW 112 PAC filed a new Committee Registration (C-1pc) selecting the Full Reporting Option and listing Lori Johnson as Campaign Manager and Treasurer. At this time, the group changed its name to Intl Brotherhood of Electrical Workers 112 PAC. IBEW 112 PAC (Committee) has been registered and reporting with the PDC dating back to 1999.
- Mr. Swayze stated in his response "Our practice has been to file the reports once the financial statements are prepared for the Local Union for all accounts, including the Political Action Committee. Because reporting was being done by this office on a monthly basis, we assumed we were in compliance with the Commission. However, we now realize the monthly reports were not always in compliance with your reporting dates."
- Based on staff's review of the C-3 and C-4 reports filed by the Committee and the information in the PDC contribution and expenditure database, staff confirmed that the IBEW 112 filed one C-3 report and one C-4 report monthly from 2012 – 2018, except for a few instances where there were no reports required to have been filed in a given month.

- All contributions received by the Committee were from IBEW Local 112 members voluntary withholdings. The Committee discloses the contributions received from members on line 1e of the C-3 reports as small un-itemized contributions until a member's aggregate contributions total more than \$25 in a calendar year. (Totals are typically less than \$40 per member.)
- For 2018, the Committee disclosed receiving \$31,912 in total contributions and making \$13,520 in total expenditures, which included \$13,000 in monetary contributions made to 2018 candidates for public office between July 27 and August 31, 2018. The Committee ended the year with a cash-on-hand balance of \$18,392.
- During the four years of alleged late reporting, the Committee's largest expenditures were a \$5,000 contribution to a Pasco-based political committee, Community Driven Prosperity PAC; a \$2,500 contribution to an Oregon candidate for Secretary of State; and a \$2,000 contribution to Jay Inslee for Washington.
- Mr. Swayze stated "In the future, we will make the necessary changes in order to comply with your office for the reporting requirements for the IBEW #112 PAC."

While the Committee failed to timely file the required Pre-Election C-4 reports, they did consistently file those reports on roughly the same interval from 2012 through 2018, and it did not appear the public was deprived of critical campaign information. Based on these findings staff has determined that, in this instance, the Committee's failure to timely file its C-3 and C-4 reports does not amount to an actual violation warranting further investigation.

Pursuant to WAC 390-37-060(1)(b), however, IBEW 112 PAC will receive a formal written warning concerning the failure to timely file C-3 and C-4 reports disclosing all contribution and expenditures in accordance with the PDC laws, rules, and reporting requirements. The formal written warning will include staff's expectation that IBEW 112 PAC timely file all future required reports of contributions and expenditures, especially the 21-Day and 7-Day Pre-Election C-4 reports, in accordance with RCW 42.17A.235. The Commission will consider the formal written warning in deciding on further Commission action if there are future violations of PDC laws or rules.

Based on this information, the PDC has dismissed this matter in accordance with RCW 42.17A.755(1).

If you have questions, you may contact Alice Fiman at 1-360-586-4746 or toll-free at 1-877-601-2828, or by e-mail pdc@pdc.wa.gov.

/s _____
Alice Fiman
Compliance Officer

Endorsed by,
/s _____
Peter Lavalley
Executive Director

CC: Lori Johnson, Office Manager, IBEW 112