



STATE OF WASHINGTON
PUBLIC DISCLOSURE COMMISSION

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BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

In the Matter of Enforcement
Action Against

Scott Higgins and 2011 Scott
Higgins Campaign

Respondent.

PDC Case No. 12-155

Notice of Administrative Charges

I. JURISDICTION

1. The Public Disclosure Commission (PDC) has jurisdiction over this proceeding pursuant to Chapter 42.17A RCW, the Public Disclosure Act; Chapter 34.05 RCW, the Administrative Procedure Act; and Title 390 WAC. These charges incorporate the Report of Investigation and all related exhibits by reference.

II. ALLEGATIONS

2. PDC staff alleges that Scott Higgins, a 2011 candidate for Mayor of the City of Camas, violated RCW 42.17.080 and 42.17.090 by failing to timely file Summary Contribution and Expenditure reports (C-4 reports) with required schedules and attachments disclosing contribution and expenditure activities undertaken by his campaign.

III. FACTS

3. On September 15, 2011, Scott Higgins' request to change from the Mini Reporting to the Full Reporting option was approved.
4. Under the Full Reporting option, candidates that only appeared on the November 8, 2011, general election ballot were required to file C-4 reports as follows:

- Monthly C-4 reports by the 10th of every month if the candidate received \$200 in contributions or made \$200 in expenditures since the last C-4 report was filed;
 - 21-day pre-general election C-4 report on October 18, 2011, covering the period September 1 through October 17, 2011;
 - 7-day pre-general election C-4 report on November 1, 2011, covering the period October 18 through October 31, 2011; and
 - A post-general election C-4 report no later than December 10, 2011, covering all of calendar month November 2011.
5. The Scott Higgins campaign failed to file the following C-4 reports during the 2011 election cycle:
- 21-day pre-general election C-4 report, required to be filed on October 18, 2011;
 - 7-day pre-general election C-4 report, required to be filed on November 1, 2011; and
 - Post-general election C-4 report, required to be filed no later than December 10, 2011.
6. On January 31, 2012, the campaign filed a C-4 report disclosing \$7,256 in contributions received, previously reported on C-3 reports, and \$7,256 in expenditures. The campaign failed to attach the required Schedule A to the C-4 report, itemizing the expenditures and providing the required detailed information for the \$7,100 in expenditures not listed as expenditures in the “Expenses of \$50 or Less” category.
7. On February 21, 2012, the campaign filed the missing Schedule A to C-4 report disclosing \$7,100 in previously un-reported campaign expenditures. Six of the expenditures totaling \$6,641 were first disclosed to the public more than three and one half months after the 2011 general election, and between 113 to 126 days late.

8. The Schedule A to C-4 report disclosed that the campaign made the following late-reported expenditures:

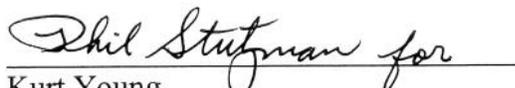
Date Made	Vendor Name	Purpose	Amount	Date Due	Due Reported	Days Late
9/18/2011	IMI Group	Yard signs & H Frames	\$ 1,683	10/18/2012	2/21/2012	126
9/22/2011	IMI Group	Car/Window signs	\$ 340	10/18/2012	2/21/2012	126
10/12/2011	IMI Group	Yard signs & H Frames	\$ 1,983	10/18/2012	2/21/2012	126
10/12/2011	IMI Group	H Frames	\$ 135	10/18/2012	2/21/2012	126
10/24/2011	Azunga Marketing, LLC	Website Development	\$ 2,150	10/31/2012	2/21/2012	113
10/24/2011	Azunga Marketing, LLC	Website Hosting	\$ 350	10/31/2012	2/21/2012	113
1/31/2012	Camas Farmers Market	Disposal of Surplus Funds	\$ 460	2/10/2012	2/21/2012	11
Totals			\$ 7,101			11-126

9. During the 2011 election cycle, the Scott Higgins Campaign received monetary and in-kind contributions totaling \$7,256, and made campaign expenditures totaling \$7,256.

IV. LAW

RCW 42.17.080 and .090 require candidates under the full reporting option that appear only on the general election ballot, to timely file frequent and detailed reports of contribution and expenditure activities on monthly C-4 reports, a 21-day pre-general election C-4 report, a 7-day pre-general election C-4 report, and a post-general election C-4 report.

RESPECTFULLY SUBMITTED this 21st day of September, 2012.


Kurt Young
Compliance Officer