

State of Washington
PUBLIC DISCLOSURE COMMISSION
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MINUTES – Regular Meeting

9:30 a.m. | March 23, 2023

711 Capitol Way S. #206

Olympia, Washington

Commission Members In-person

Fred Jarrett, Chair; Allen Hayward, Member.

Commission Members (Participated via Microsoft Teams)

Nancy Isserlis, Vice Chair.

Commission Members Absent

Bill Downing, Member; Jocelyn Cooney, Member.

Staff Present

Peter Frey Lavalley, Executive Director; Kim Bradford, Deputy Director; Sean Flynn, General Counsel; Jana Greer, Administrative Officer; Tabitha Townsend, Compliance Coordinator; Erick Agina, Compliance Officer; Chad Standifer, Assistant Attorney General representing PDC staff.

Staff Present (Participated via Microsoft Teams)

James Gutholm, Chief Information Officer; Kendra Hodgson, Communications and Outreach Director; Jennifer Hansen, Compliance Officer; Tabatha Blacksmith, Compliance Officer; John Meader, Assistant Attorney General representing the Commission; Bret Skipworth, Senior Financial Consultant, DES; Susie Giles-Klein, Assistant Attorney General representing PDC staff.

The regular meeting of the Public Disclosure Commission (PDC) was called to order by Chair Jarrett at 9:30 a.m.

The March 23, 2023, Public Disclosure Commission Meeting was streamed live via TVW at WAPDC.03.23.23

Chair Opening Comments | [PDC Meeting Video](#)

Chair Fred Jarrett welcomed all attendees and viewers to the March 23, 2023, Regular Commission meeting.

Chair Jarrett announced that Commissioner Cooney plans to submit her resignation due to accepting a position with the U.S. Attorney's Office. He noted that he has had conversations with the Governor's office to fill the two open positions relatively soon.

Public Comment | [PDC Meeting Video](#)

As was noticed and announced, a Teams video and conference line was provided for public comment during this time.

The following person(s) provided public comment:

- [Conner Edwards](#), campaign treasurer, commented on the APA petition.
- [Cindy Madigan](#), Money and Politics Issue Chair for the League of Women Voters, commented on lobbying disclosure and potential PDC meetings.

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Consideration and Possible Approval of Meeting Minutes | [PDC Meeting Video](#)

Meeting minutes were presented to the Commission for consideration and possible approval:

- February 23, 2023, Regular Meeting

MOTION 23-007 Moved by Commissioner Isserlis and seconded by Commissioner Hayward that the Commission approve the meeting minutes for the February 23, 2023, regular meeting.
The motion [passed](#) 3 – 0.

Budget Update | [PDC Meeting Video](#)

Executive Director Peter Frey Lavalley provided the budget update to the Commission.

Presentation | [PDC Meeting Video](#)

Executive Director Frey Lavalley introduced guests from the People Powered Elections Coalition.

Cynthia Illan-Vazquez, Executive Director of Washington Bus, and Cindy Black, Executive Director of Fix Democracy First, [presented](#) information to the Commission on democracy vouchers and the effort to have them offered statewide.

Rulemaking | [PDC Meeting Video](#)

General Counsel Sean Flynn presented the petition for rulemaking (Edwards) regarding reporting of a contributor's employer information under [WAC 390-16-034](#) for consideration and possible action.

MOTION 23-008 Moved by Commissioner Hayward and seconded by Commissioner Isserlis that the Commission deny the petition for rulemaking (Edwards) regarding reporting of contributor's employer information.

The motion [passed](#) 3 – 0.

General Counsel Flynn provided an [update](#) on the future rulemaking schedule.

[Next Steps/Follow-up](#): Staff to add further discussion of employer reporting to the June 2023 regular commission meeting.

Legislative Update | [PDC Meeting Video](#)

General Counsel Flynn updated the Commission on the status of agency request legislation and other bills directly affecting the PDC.

Reporting Modification Requests | [PDC Meeting Video](#)

10:30 a.m. | The Commission conducted a hearing concerning reporting modification requests. Tabitha Townsend, Compliance Coordinator, and Jennifer Hansen, Compliance Officer, presented the request to the Commission for consideration and possible approval.

- [Amy Hatfield](#) – Professional Staff, Office of Financial Management – [WAC 390-28-100\(1\)\(d\)](#)

Amy Hatfield [participated](#) via telephone on Microsoft Teams.

MOTION 23-009 Moved by Commissioner Hayward and seconded by Commissioner Isserlis that the Commission grant the partial reporting modification, on the basis that

literal application of the law would cause a manifestly unreasonable hardship on the applicant and that the limited modification would not frustrate the purposes of the Act.

The motion [passed](#) 3 – 0.

- [Aaron \(Todd\) Curtis](#) – Port Commissioner, Port of Seattle – [WAC 390-28-100\(1\)\(b\)](#)

Aaron (Todd) Curtis [participated](#) via Microsoft Teams.

MOTION 23-0010 Moved by Commissioner Isserlis and seconded by Commissioner Hayward that the Commission grant the partial reporting modification, on the basis that literal application of the law would cause a manifestly unreasonable hardship on the applicant and that the limited modification would not frustrate the purposes of the Act.

The motion [passed](#) 3 – 0.

- [Alison Perera](#) – School Director, Coupeville SD 204 – [WAC 390-28-100\(1\)\(b\)](#)

MOTION 23-0011 Moved by Commissioner Hayward and seconded by Commissioner Isserlis that the Commission grant the partial reporting modification, on the basis that literal application of the law would cause a manifestly unreasonable hardship on the applicant and that the limited modification would not frustrate the purposes of the Act.

The motion [passed](#) 3 – 0.

- [Andrew J. Lewis & Lumia Perniciaro](#) – 2019 Seattle City Council Candidate & Campaign Contributor – [RCW 42.17A.120](#) & [RCW 42.17A.240](#)

Executive Session [PDC Meeting Video](#)

The Commission went into executive session at 11:03 a.m. to discuss matters allowed in closed session pursuant to [RCW 42.30.110](#), including but not limited to discussion of enforcement matters.

[Returned](#) to the public meeting at 11:16 a.m.

MOTION 23-0012 Moved by Commissioner Hayward and seconded by Commissioner Isserlis that the Commission grant the partial reporting modification, on the basis that literal application of the law would cause a manifestly unreasonable hardship on the applicant and that the limited modification would not frustrate the purposes of the Act.

The motion [passed](#) 3 – 0.

MOTION 23-0013 Moved by Commissioner Hayward and seconded by Commissioner Isserlis that the Commission grant the exemption of the reporting modification materials.

The motion [passed](#) 3 – 0.

Enforcement Updates | [PDC Meeting Video](#)

Tabatha Blacksmith, Compliance Officer, presented the enforcement update report as of March 16, 2023.

[Next Steps/Follow-up](#): Staff to prepare report on penalties at collections and payments of penalties for the past 2 to 3 years.

Strategic Plan Update | [PDC Meeting Video](#)

- [Audit Plan 2023](#)
- [ORCA Demonstration](#)

Management Team Updates | [PDC Meeting Video](#)

- [Executive Director Update](#)
- [Deputy Director Update](#)
- [Customer Service and Filer Assistance Update](#)
- [Information Technology Update](#)

Break/Executive Session

The Commission went into Executive Session at 12:02 p.m. to discuss matters allowed in Executive Session pursuant to [RCW 42.30.110](#), including but not limited to discussion of enforcement matters and pending and potential litigation with legal counsel, and review of performance of public employees. Possible action regarding litigation, or other matters properly discussed during executive session, will be taken following the executive session.

[Returned](#) to public meeting at 12:42 p.m.

Meeting adjourned at 12:42 p.m.

Approved 04.27.23.