



# EXECUTIVE STAFF REPORTS

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*October 21, 2021 Commission Hearing*

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# I. ENFORCEMENT DIVISION

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STAFF: ANGELA BRERETON, CHIEF OF ENFORCEMENT

## A. Overview

During the period of September 1, 2021 through September 30, 2021 the Enforcement Division received 39 complaints, opened 16 for investigation, and rejected 14. The Enforcement Division received 339 referrals during this time. The Enforcement Division closed a total of 153 cases including:

- 61 warning letters –advertisement violations (3), behested payment violations (5), conflicts of interests (1), conflict of interest code violations (1), campaign violations (25), lobbying violations (5), and statement of economic interests violations (21);
- 37 no action closure letters alleging – advertisement violations (4), campaign violations (13), lobbying violations (3), and statement of economic interests violations (17);
- 49 approved stipulations from the July, August, and September Commission meetings;
- 1 advisory letter for an advertisement violation; and
- 5 committees were administratively terminated.

The Division had 1,625 cases in various stages of resolution at the time of the September Monthly Report and currently has approximately 1,613 cases in various stages of resolution, including the 34 cases before the Commission as listed in the October Agenda.

## B. Annual Statistics

On the next page, you will find a chart that details the annual statistics for enforcement complaints, referrals and cases. This chart includes the data from 2020, where Enforcement had a highly efficient and effective year, receiving over 2,900 complaints and referrals and closing 1,117 cases with violations found. The information in the chart has been gathered from public reports, information from the defunct and inactive database, and data that has been converted into current form, so the numbers are close estimates in some instances.

	<b>Year</b>	<b>2016</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>
1	Complaints Received	1,180	564	1,352	744	1,390
2	Referrals Received	350	1,616	1,529	1,950	1,518
3	Total Complaint and Referrals Received	1,530	2,180	2,881	2,694	2,908
4	Cases opened	1,315	1,480	1,561	1,820	1,155
5	Cases closed <sup>3</sup>	1,803	1,477	1,243	1,465	1,526
6	Cases with resolutions approved by the Commission <sup>1</sup>	311	340	235	343	278
	a Streamline cases approved by Commission	234	262	173	263	194
	b Mainline cases approved by Commission	70	66	56	73	77
	c Default cases approved by Commission	7	12	6	7	7
7	Total fines imposed by the Commission	\$894,257	\$1,126,933	\$499,606	\$797,384	\$1,940,107
8	Warning letters issued	489	505	554	584	777
9	Administrative terminations	668	297	177	104	62
10	Cases closed with violations found <sup>2</sup>	1,468	1,142	966	1,031	1,117
1	Advisory letters issued	14	17	20	9	7
12	No action closure letters	321	318	252	423	402

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<sup>1</sup> Total for lines 6a, 6b, and 6c.

<sup>2</sup> Total for lines 6, 8, and 9.

<sup>3</sup> Total cases closed includes Commission approved cases from the previous year and Commission approved administrative judgements. It does not include Commission approved cases not yet closed.

## D. Unexecuted Streamline Stipulations

Streamline penalty stipulations are approved by the Chief of Enforcement and reported to the Commission for discussion only before they are executed. The following streamline stipulations are presented for that purpose. After the close of the hearing, the Chief of Enforcement may execute all or any of the streamline penalty stipulations, at the Chief's discretion per Regulation 18360.2.

Since the last Monthly Report, the Enforcement Chief has not used discretion to increase the penalties for Tier Two advertising violations resulting in public confusion, under Regulation 18360.3(d)(7)(B)(i)(b), or to increase the penalties for Tier Two violations involving the same candidate, committee, or principal officer who has paid a Tier One penalty to the Commission or received a Warning Letter from the Commission for the same type of violation occurring within the last five years, based on the resulting public harm.

The Enforcement Chief used discretion under Regulation 18360.2 to exclude violations in four streamline cases presented with this report: Anaheim Firefighters PAC; FPPC No. 2018-01146 (The total penalty exceeds the amount that would be paid in a Mainline Stipulation); Dr. Miguel S. Coronado for Antelope Valley Community College; FPPC No. 2018-01065 (The committee raised and spent less than \$10,000); Bill Smith for Mayor 2020; FPPC No. 2020-00249 (The total penalty meets or exceeds the total amount raised or spent by the filer, and lack of experience or knowledge of the Act's requirements caused multiple violations with minimal public harm that were corrected upon contact); Wasco Friends for a Yes on Measure E 2018; FPPC No. 2019-00410 (Lack of experience or knowledge of the Act's requirements caused multiple violations with minimal public harm that were corrected upon contact, and the committee raised and spent less than \$10,000).

## Advertisements

**[In the Matter of Rescue California – To Support the Recall of Gavin Newsom and Thomas Del Beccaro; FPPC No. 21/697.](#)** Staff: Ruth Yang, Senior Commission Counsel and Ann Flaherty, Special Investigator. Rescue California – To Support the Recall of Gavin Newsom is a state primarily formed committee. Thomas Del Beccaro is the Committee's principal officer. The Committee and Del Beccaro failed to include the proper advertisement disclaimers on two different mass text advertisements, in violation of Government Code Sections 84502, 84503, and 84504.7, subdivision (b) (4 counts). **Total Penalty: \$2,980 (Tier Two).**

## Campaign Late Filer/Reporter

**[In the Matter of Anaheim Firefighters Political Action Committee and Noel Perkins; FPPC No. 18/1146.](#)** Staff: Alex Rose, Commission Counsel. Anaheim Firefighters Political Action Committee is a local general purpose committee. Noel Perkins is the Committee's treasurer. The Committee and Perkins failed to timely file eight 24-hour reports, in violation of Government Code Section 84203 (8 counts), and three pre-election campaign statements, in violation of Government Code Section 84200.5 (3 counts). **Total Penalty: \$7,431 (Tier One & Two).**

**In the Matter of Matthew Brach for Palos Verdes Peninsula Unified School District Governing Board Member 2018 and Matthew Brach; FPPC No. 19/456.** Staff: Alex Rose, Commission Counsel. Matthew Brach was a successful candidate for Palos Verdes Peninsula Unified School District Governing Board in the November 6, 2018 General Election. Matthew Brach for Palos Verdes Peninsula Unified School District Governing Board Member 2018 was Brach's candidate-controlled committee. The Committee and Brach failed to timely file one preelection campaign statement, in violation of Government Code Section 84200.5 (1 count), five semi-annual campaign statements, in violation of Government Code Section 84200 (5 counts), and one 24-hour report, in violation of Government Code Section 84203 (1 count). **Total Penalty: \$1,823 (Tier One & Two).**

**In the Matter of Scott Haggerty for Supervisor 2016, Scott P. Haggerty, and William J. Harrison; FPPC No. 19/411.** Staff: Megan A. Van Arsdale, Commission Counsel. This matter arose from an audit performed by the Franchise Tax Board's Political Reform Audit Program. The respondents were represented by Lance Olson of Olson Remcho. Scott Haggerty was a successful candidate for Alameda County Supervisor in the June 7, 2016 Primary Election. Scott Haggerty for Supervisor 2016 was Haggerty's candidate-controlled committee. William J. Harrison was the Committee's treasurer. The Committee, Haggerty, and Harrison failed to timely file a preelection campaign statement, in violation of Government Code Section 84200.5 (1 count), and two 24-hour reports, in violation of Government Code Section 84203 (2 counts). **Total Penalty: \$1,679 (Tier One & Two).**

**In the Matter of Political Action Committee of the Paradise Teacher's Association and Megan Fercho; FPPC No. 18/053.** Staff: Neal Bucknell, Senior Commission Counsel. The Political Action Committee of the Paradise Teacher's Association is a local general purpose committee. Megan Fercho is the Committee's former treasurer. The Committee and Fercho failed to timely report payments in support of three local candidates on a preelection campaign statement and a semi-annual campaign statement, in violation of Government Code Section 84211 (2 counts), and failed to timely file two 24-hour reports regarding those payments, in violation of Government Code Section 84203 (2 counts). **Total Penalty: \$1,663 (Tier One & Two).**

**In the Matter of Janice Rutherford for Supervisor 2018, Janice Rutherford, and Mondie Taylor; FPPC No. 19/1803.** Staff: Jenna C. Rinehart, Commission Counsel and Soni Mangat, Program Specialist II. Janice Rutherford was a successful candidate for San Bernardino County Supervisor of District 2 in the June 5, 2018 Primary Election. Janice Rutherford for Supervisor 2018 was Rutherford's candidate-controlled committee. Mondie Taylor was the Committee's treasurer. The Committee, Rutherford, and Taylor failed to timely report accrued expenses on two preelection campaign statements and two semi-annual campaign statements, in violation of Government Code Section 84211 (4 counts), and failed to timely file a 24-hour report, in violation of Government Code Section 84203 (1 count). **Total Penalty: \$1,432 (Tier One & Two).**

**In the Matter of Mary Ann Leffel for Director Monterey Peninsula Airport, Mary Ann Leffel, and Beth Fergon; FPPC No. 19/507.** Staff: Alex Rose, Commission Counsel. Mary Ann Leffel was a successful candidate for Director of Monterey Peninsula Airport in the November 3, 2020 General Election. Mary Ann Leffel for Director Monterey Peninsula Airport was Leffel's candidate-controlled committee. Beth Fergon was the Committee's treasurer. The Committee, Leffel, and Fergon failed to timely file two preelection campaign statements, in violation of Government Code Section 84200.5 (2 counts), one semi-annual campaign statement, in violation of Government Code Section 84200 (1 count), and one 24-hour report, in violation of Government Code Section 84203 (1 count). **Total Penalty: \$1,362 (Tier One).**

**In the Matter of Fauzia Rizvi 4 Corona City Council 2018, Fauzia Rizvi, and Yousuf Bhaghani; FPPC No. 18/1341.** Staff: Alex Rose, Commission Counsel. Fauzia Rizvi was an unsuccessful candidate for Corona City Council in the November 6, 2018 General Election. Fauzia Rizvi 4 Corona City Council 2018 was Rizvi's candidate-controlled committee. Yousuf Bhaghani is the Committee's treasurer. The Committee, Rizvi, and Bhaghani failed to timely file a semi-annual campaign statement, in violation of Government Code Section 84200 (1 count), and a preelection campaign statement, in violation of Government Code Section 84200.5 (1 count). **Total Penalty: \$1,161 (Tier Two).**

**In the Matter of Dr. Miguel S. Coronado for Antelope Valley Community College-Governing Board Member Trustee 2018, Miguel S. Coronado, and René Calderon; FPPC No. 18/1065.** Staff: Angela Brereton, Chief of Enforcement and Dominika Wojenska, Associate Governmental Program Analyst. Miguel S. Coronado was an unsuccessful candidate for Antelope Valley Community College District Board in the November 6, 2018 General Election. Dr. Miguel S. Coronado for Antelope Valley Community College-Governing Board Member Trustee 2018 was Coronado's candidate-controlled committee. René Calderon was the Committee's treasurer. The Committee, Coronado, and Calderon failed to timely file a preelection campaign statement, in violation of Government Code Section 84200.5 (1 count), and two 24-hour reports, in violation of Government Code Section 84203 (2 counts). **Total Penalty: \$1,137 (Tier One & Two).**

**In the Matter of Bill Smith for Mayor 2020, William C. Smith, and Laura Smith; FPPC No. 20/249.** Staff: Angela Brereton, Chief of Enforcement and Dominika Wojenska, Associate Governmental Program Analyst. William C. Smith was an unsuccessful candidate for Mayor of Stockton in the March 3, 2020 Primary Election. Bill Smith for Mayor 2020 was Smith's candidate-controlled committee. Laura Smith was the Committee's treasurer. The Committee, Smith, and Smith failed to timely file two pre-election campaign statements, in violation of Government Code Section 84200.5 (2 counts), and one 24-hour report, in violation of Government Code Section 84203 (1 count). **Total Penalty: \$1,126 (Tier One & Two).**

**In the Matter of Committee to Re-Elect Bruce Kuhn IID Director DIV 2 2020, Bruce Kuhn, and Chanda Kuhn; FPPC No. 20/111.** Staff: Alex Rose, Commission Counsel. Bruce Kuhn was an unsuccessful candidate for Imperial Irrigation District Board in the March 3, 2020 General Election. Re-Elect Bruce Kuhn IID Director DIV 2 2020 was Kuhn's candidate-controlled committee. Chanda Kuhn was the Committee's treasurer. The Committee, Kuhn, and Kuhn failed to timely file a preelection campaign statement, in violation of Government Code

Section 84200.5 (1 count), and a semi-annual campaign statement, in violation of Government Code Section 84200 (1 count). **Total Penalty: \$1,060 (Tier One & Two).**

**[In the Matter of Gastelum for Chula Vista Mayor 2018 and Hector Gastelum; FPPC No. 18/831.](#)** Staff: Bridgette Castillo, Senior Commission Counsel. Hector Gastelum was an unsuccessful candidate for Mayor of Chula Vista in the November 6, 2018 General Election. Gastelum for Chula Vista Mayor 2018 was his candidate-controlled committee. The Committee and Gastelum failed to timely file two preelection campaign statements, in violation of Government Code Section 84200.5 (2 counts); one 24-hour report, in violation of Government Code Section 84203 (1 count); and a Statement of Organization, in violation of Government Code Section 84102 (1 count). **Total Penalty: \$1,032 (Tier One).**

**[In the Matter of SEIU Local 1000, Keeping California Healthy, Safe and Strong and David Jimenez; FPPC No. 21/828.](#)** Staff: Angela Brereton, Chief of Enforcement and Ginny Lambing, Political Reform Consultant. The respondents were represented by Richard Rios of Olson Remcho, LLP. The SEIU Local 1000, Keeping California Healthy, Safe and Strong is a state general purpose committee. David Jimenez was the Committee's treasurer. The Committee and Jimenez failed to timely file two 24-hour reports, in violation of Government Code Section 84204 (2 counts). **Total Penalty: \$972 (Tier One).**

**[In the Matter of Don Davis for Stanislaus County Superintendent of Schools 2018, Don Davis, and Britta Skavdahl; FPPC No. 18/643.](#)** Staff: Megan A. Van Arsdale, Commission Counsel. Don Davis was an unsuccessful candidate for Stanislaus County Superintendent of Schools in the June 5, 2018 Primary Election. Don Davis for Stanislaus County Superintendent of Schools 2018 is Davis's candidate-controlled committee. Britta Skavdahl is the Committee's treasurer. The Committee, Davis, and Skavdahl failed to timely disclose payments, contributions, and expenditures on a semi-annual campaign statement and two preelection campaign statements, in violation of Government Code Section 84211 (3 counts). **Total Penalty: \$930 (Tier One).**

**[In the Matter of Aiello for Council 2017 and Anthony Aiello; FPPC No. 21/579.](#)** Staff: Ruth Yang, Senior Commission Counsel. Anthony Aiello was an unsuccessful candidate for La Mirada City Council in the March 7, 2017 Primary Election. Aiello for Council 2017 was Aiello's candidate-controlled committee. The Committee and Aiello failed to timely file three 24-hour reports, in violation of Government Code Section 84203 (3 counts). **Total Penalty: \$750 (Tier One).**

**[In the Matter of Wasco Friends for a Yes on Measure E 2018 and Kristy Gallardo; FPPC No. 19/410.](#)** Staff: Alex Rose, Commission Counsel. Wasco Friends for a Yes on Measure E 2018 is a local primarily formed committee that supported Measure E in the November 6, 2018 General Election. Kristy Gallardo is the Committee's treasurer. The Committee and Gallardo failed to timely file a semi-annual campaign statement, in violation of Government Code Section 84200 (1 count), and a preelection campaign statement, in violation of Government Code Section 84200.5 (1 count). **Total Penalty: \$601 (Tier One).**

**In the Matter of Debra Martin for City Council 2020, Debra Martin, and Joyce Zhu; FPPC No. 20/1126.** Staff: Angela Brereton, Chief of Enforcement and Ginny Lambing, Political Reform Consultant. Debra Martin was an unsuccessful candidate for Pomona City Council in the November 3, 2020 General Election. Debra Martin for City Council 2020 was Martin's candidate-controlled committee. Joyce Zhu was the Committee's treasurer. The Committee, Martin, and Zhu failed to timely file a pre-election campaign statement, in violation of Government Code Section 84200.5 (1 count). **Total Penalty: \$362 (Tier One).**

**In the Matter of Committee to Elect Daniel Correa for City Council 2020 and Daniel Correa; FPPC No. 21/491.** Staff: Angela Brereton, Chief of Enforcement and Dominika Wojenska, Associate Governmental Program Analyst. Daniel Correa was an unsuccessful candidate for Orange City Council in the November 3, 2020 General Election. Committee to Elect Daniel Correa for City Council 2020 was Correa's candidate-controlled committee. The Committee and Correa failed to timely file a 24-hour report, in violation of Government Code Section 84203 (1 count). **Total Penalty: \$274 (Tier One).**

**In the Matter of Committee to Re-Elect Scott Wyatt for School Board 2020, Scott Wyatt, and Sylvia Pallas; FPPC No. 21/689.** Staff: Angela Brereton, Chief of Enforcement and Chloe Hackert, Political Reform Consultant. Scott Wyatt was a successful candidate for Board Member of the San Bernardino City Unified School District in the November 3, 2020 General Election. Committee to Re-Elect Scott Wyatt for School Board 2020 is Wyatt's candidate-controlled committee. Sylvia Pallas is the Committee treasurer. The Committee, Wyatt, and Pallas failed to timely file a pre-election campaign statement, in violation of Government Code Section 84200.5 (1 count). **Total Penalty: \$227 (Tier One).**

**In the Matter of Committee for Real Affordable Housing - Yes on Measure DD, No on Measure U1, sponsored by Berkeley Property Owners Association and Nicholas Sanders; FPPC No. 16/19834.** Staff: Megan A. Van Arsdale, Commission Counsel, and Paul Rasey, Special Investigator. The Respondents were represented by Nicholas Sanders of the Sutton Law Firm. Committee for Real Affordable Housing - Yes on Measure DD, No on Measure U1, sponsored by Berkeley Property Owners Association was a primarily formed ballot measure committee. Nicholas Sanders was the Committee's treasurer. The Committee and Sanders failed to timely file a 24-hour report, in violation of Government Code Section 84203 (1 count). **Total Penalty: \$218 (Tier One).**

**In the Matter of Kristina Hong; FPPC No. 21/540.** Staff: Angela Brereton, Chief of Enforcement and Ginny Lambing, Political Reform Consultant. Kristina Hong, as a candidate for Antelope Valley Healthcare District Board in the November 3, 2020 General Election, failed to timely file a Candidate Intention Statement, in violation of Government Code Section 85200 (1 count). **Total Penalty: \$200 (Tier One).**

**In the Matter of Graciela Torres; FPPC No. 21/730.** Staff: Angela Brereton, Chief of Enforcement and Chloe Hackert, Political Reform Consultant. Graciela Torres, as a candidate for Western Municipal Water District Board in 2022, failed to timely file a Candidate Intention Statement, in violation of Government Code Section 85200 (1 count). **Total Penalty: \$200 (Tier One).**



## Statement of Economic Interests Late Filer

**In the Matter of Michelle Rivas; FPPC No. 21/265.** Staff: Angela Brereton, Chief of Enforcement and Amber Rodriguez, Assistant Political Reform Consultant. Michelle Rivas, a Trustee for the Twin Rivers Unified School District, failed to timely file a 2019 Annual Statement of Economic Interests, in violation of Government Code Section 87300 (1 count). **Total Penalty: \$600 (Tier Two).**

**In the Matter of Arthur Bridenbaker; FPPC No. 18/486.** Staff: Alex Rose, Commission Counsel. Arthur Bridenbaker, as a Board Member for Mortara Circle Community Services District, failed to timely file a 2017 Annual and a Leaving Office Statement of Economic Interests, in violation of Government Code Section 87300 (2 counts). **Total Penalty: \$400 (Tier One).**

**In the Matter of Timothy Crick; FPPC No. 19/993.** Staff: David E. Castro, Commission Counsel. Timothy Crick, a Hazardous Substances Engineer for the Department of Toxic Substances, failed to timely file a 2018 Annual Statement of Economic Interest, in violation of Government Code Section 87300 (1 count). **Total Penalty: \$400 (Tier One).**

**In the Matter of Alexander Ngo; FPPC No. 19/1228.** Staff: Alex Rose, Commission Counsel. Alexander Ngo, an Architect with the Los Angeles Department of Public Works Bureau of Engineering, failed to timely file a 2018 Annual and 2019 Annual Statement of Economic Interests, in violation of Government Code Section 87300 (2 counts). **Total Penalty: \$400 (Tier One).**

**In the Matter of Martha Camacho Rodriguez; FPPC No. 21/375.** Staff: Angela Brereton, Chief of Enforcement and Chloe Hackert, Political Reform Consultant. Martha Camacho Rodriguez, a successful candidate for Board of Directors of Central Basin Municipal Water District in the November 3, 2020 General Election, failed to timely file a Candidate Statement of Economic Interests, in violation of Government Code Section 87302.3 (1 count). **Total Penalty: \$200 (Tier One).**

**In the Matter of Patricia McColl; FPPC No. 21/546.** Staff: Angela Brereton, Chief of Enforcement and Taylor Culberson, Assistant Political Reform Consultant. Patricia McColl, a Consultant for the San Diego Association of Governments, failed to timely file a 2019 Annual Statement of Economic Interests, in violation of Government Code Section 87300 (1 count). **Total Penalty: \$200 (Tier One).**

**In the Matter of Rebecca Arellano; FPPC No. 21/565.** Staff: Angela Brereton, Chief of Enforcement and Taylor Culberson, Assistant Political Reform Consultant. Rebecca Arellano, a member of the Turlock City Council, failed to timely file a 2019 Annual Statement of Economic Interests, in violation of Government Code Section 87203 (1 count). **Total Penalty: \$200 (Tier One).**

### **Statement of Economic Interests Late Reporter**

**In the Matter of Marshall Long; FPPC No. 16/607.** Staff: Theresa Gilbertson, Senior Commission Counsel and George Aradi, Special Investigator. Marshall Long, a member of the Mariposa County Board of Supervisors, failed to timely report economic interests on the Assuming Office, 2015 Annual, 2016 Annual, 2017 Annual, 2018 Annual, and 2019 Annual Statements of Economic Interest, in violation of Government Code Sections 87202, 87203, and 87206 (21 counts). **Total Penalty: \$2,100 (Tier One).**

**In the Matter of Mark Carnevale; FPPC No. 21/754.** Staff: Angela Brereton, Chief of Enforcement and Ginny Lambing, Political Reform Consultant. Mark Carnevale, a member of the Cathedral City Council, failed to timely report a source of income on the 2019 Annual Statement of Economic Interests, in violation of Government Code Section 87300 (1 count). **Total Penalty: \$100 (Tier One).**

## II. LEGAL DIVISION

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STAFF: DAVE BAINBRIDGE, GENERAL COUNSEL

### A. Pending Litigation

***California State Association of Counties and California School Boards Association v. FPPC***  
Los Angeles County Superior Court, Central District  
Case No. BS174653

On September 11, 2018, petitioners served a first amended petition for writ of mandate and complaint for declaratory relief. Petitioners allege that Regulations 18420.1 and 18901.1 are invalid as a matter of law, that the Commission has exceeded its jurisdiction in adopting these Regulations, and that the Regulations are unenforceable.

After a hearing on December 4, 2020, the court issued an order denying the writ petition. Petitioners filed a notice of appeal on March 10, 2021. Petitioners subsequently decided to dismiss the appeal. On September 15, 2021, the parties filed a joint stipulation to dismiss the appeal and on September 17, 2021, the Second Appellate District entered an order of dismissal. The appeal is closed.

***Mat Wahlstrom v. FPPC, Steven J. Kaufman and Kaufman Legal Group, APC***  
San Diego County Superior Court, Central Division  
Case No. 37-2020-00030654-CU-WMCTL

Petitioner filed a petition for writ of mandate on August 31, 2020. The petition seeks to set aside a streamline stipulation, decision and order against Todd Gloria adopted by the Commission in November 2019. The Attorney General is representing the Commission. The Commission timely filed an answer to the complaint. Petitioner filed an amended petition on May 12, 2021. The Commission filed a demurrer to the amended petition that is set for hearing on December 10, 2021, at 8:30 a.m. in Department 65 before Judge Ronald F. Frazier.

### B. Outreach and Training

#### *Webinars*

- September 14<sup>th</sup>, the FPPC hosted a Candidate/Treasurer webinar. Political Reform Consultants, Katie Trumbly and Adam Ramirez presented. 12 people attended.
- September 22<sup>nd</sup>, the FPPC hosted a Campaign Filing Officer webinar. Political Reform Consultants, Alex Castillo and Stephen Hernandez presented. 5 people attended.

- September 29th, the FPPC hosted a Statement of Economic Interests (Form 700) Filing Officer webinar. Political Reform Consultants Adam Ramirez and Stephen Hernandez, and Staff Services Analyst Theresa Poon Katie Trumbly presented. 26 people attended.

#### *Scheduled Webinars*

- October 12<sup>th</sup> the FPPC is hosting a Candidate/Treasurer Webinar.
- October 19<sup>th</sup> the FPPC is hosting a Campaign Filing Officer Webinar
- October 26<sup>th</sup> the FPPC is hosting a Statement of Economic Interest Filing Officer webinar.
- October 28<sup>th</sup> the FPPC is hosting a Statement of Economic Interests (Form 700) Webinar.

#### *Video Tutorials*

- Commission video tutorials were accessed a total of 295 times in September. Form 700 videos were accessed 170 times, the Candidate/Treasurer video was accessed 66 times, and the filing officer videos were accessed 59 times.

### **C. Advice**

The September Advice Letter Report is available at <https://fppc.ca.gov/advice/advice-opinion-search/advice-letter-reports/2021-advice-letter-reports/FPPC-advice-letter-report-sept-2021.html>.

In September, the Legal Division responded to the following requests for advice:

- **Education Program:** The Education Program responded to 270 requests for technical assistance via phone.
- **Requests for Advice:** The Email Advice and Conflict of Interest Code Program and Legal Division attorneys collectively responded to 451 email requests for advice, 65 of which were not responded to within 24 hours.
- **Advice Letters:** The Legal Division received 4 advice letter requests under the Political Reform Act and completed 8.
- **Section 1090 Letters:** The Legal Division received 4 advice letter request concerning Section 1090 and completed 4. This year to date, we have received 51 advice requests regarding Section 1090.

### **D. Miscellaneous Decisions**

None

### **E. Potential Upcoming Regulations**

*November 18, 2021*

- Lobbyist Recordkeeping. (Regulations 18610, 18612, and 18615.) Update and enhance recordkeeping requirements for lobbyists and lobbying entities. (Adoption.)
- Electronic Signatures. (Regulations 18104, 18115, 18115.2 18723.1, and 18757.) Regulatory additions and amendments permitting the use of electronic signatures on various FPPC forms. (Adoption.)
- Amplification of Online Communications. (Regulation 18421.10.) New regulation requiring additional disclosure on statements and reports when a committee makes a payment for the amplification of an electronic advertisement or online communication. (Adoption.)

## **F. Conflict of Interest Codes**

### **Adoptions and Amendments**

#### *State Agencies*

- None

#### *Multi-County Agencies*

- 49-99 Cooperative Library System
- Clayton Water District
- Coachella Valley Water District
- Glenn-Colusa Irrigation District
- Henry Miller Reclamation District 2131
- San Joaquin River Exchange Contractors Water Authority
- Santa Rosa Regional Resources Authority
- Schools Insurance Authority
- Schools Program Alliance
- South Sutter Water District
- Truckee Donner Public Utility District
- Westside Water Authority
- Winters Joint Unified School District

### **Exemptions**

- None

### **Extensions**

- None

**G. Probable Cause Hearings**

None

### III. ADMINISTRATION & TECHNOLOGY DIVISION

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STAFF: LORESSA HON, CHIEF OF ADMINISTRATION

#### New Employee Report

##### Executive Division

Lindsey Nakano, Senior Commission Counsel (Promotion)

#### Statement of Economic Interest (Form 700)

As of October 1, 2021, there were 270 Form 700 non-filers of the 2020/2021 Annual Form 700 filing. The Statement of Economic Interest Unit has made 175 non-filer referrals to the Enforcement Division.

#### Updates on FPPC Website (AB 434)

During March 2021 Commission Meeting, staff reported that we have divided this project into two phases. Phase I is webpages compliance, Phase II is documents compliance. The FPPC's webpages have been ADA compliant and staff continue to work on reorganizing the content to be mobile and user friendly. Staff also reported there are approximately 63,000 documents (advice letter 1974-present, Manuals, Enforcement stipulations, Regulations, etc.) on our website, if we keep all of them, the level of efforts will require 152 months (12.5 years) of 1 fulltime staff (PY) to remediate those documents to be fully ADA compliant.

Since March 2021, staff researched and found a software that can assist our staff to efficiently remediate documents and test it against the selected standard of Level AA to be ADA compliant with AB434 requirement. Since no additional funding was given to implement this requirement, staff is reallocating our state operation budget items to absorb this additional cost. This software license is an annual subscription product and the projected cost is below listed.

Per License Cost	#FFPC Staff	Annual FPPC's Cost
\$880	85	\$74,800

Staff is currently working with Department of General Services to complete the procurement process and waiting on approval.