



STATE OF CALIFORNIA
FAIR POLITICAL PRACTICES COMMISSION
1102 Q Street • Suite 3050 • Sacramento, CA 95811

December 12, 2023

Carrie Broggie
250 Central Ave
Fillmore, CA 93015-1907
Via email: cbroggie@fillmoreca.gov

Warning Letter Re: FPPC No. 2019-00853; Carrie Broggie and Broggie for Fillmore City Council 2014, and Broggie for Fillmore City Council 2022

Dear Carrie Broggie:

The Enforcement Division of the Fair Political Practices Commission enforces the provisions of the Political Reform Act (the “Act”).¹ This letter is in response to a referral submitted by the Secretary of State’s (“SOS”) office that alleged that you and the Committee Broggie for Fillmore City Council 2014 failed to pay your annual fees. The Enforcement Division has completed its review of the facts in this case. Specifically, we found that you and a subsequent committee, Broggie for Fillmore City Council 2022 (“Committee”), failed to timely file two pre-election campaign statements and one semi-annual campaign statement.

The Act requires candidate-controlled committees to file two-pre-election campaign statements at specified times prior to the election in which the candidate will be on the ballot, as well as semi-annual campaign statements each year no later than July 31 for the period ending June 30, and no later than January 31 for the period ending December 31.² The obligation to file semi-annual campaign statements continues until the candidate or treasurer terminates the committee. Controlling candidates and committee treasurers are jointly and severally liable for violations by the committee.³

Your actions violated the Act because you and the Committee failed to timely file the pre-election campaign statements for the periods covering July 1, 2022 through September 24, 2022 and September 25, 2022 through October 20, 2022, as well as the semi-annual campaign statement for the period covering October 21, 2022 through December 31, 2022 by the applicable deadlines. For the following reasons, the Enforcement Division has decided to close

¹ The Political Reform Act is contained in Government Code sections 81000 through 91014, and all statutory references are to this code. The regulations of the Fair Political Practices Commission are contained in Sections 18104 through 18998 of Title 2 of the California Code of Regulations, and all regulatory references are to this source.

² Sections 84200.5 and 84200.

³ Sections 83116.5 and 91006.

this case with this warning letter rather than a fine: the violations at issue caused minimal public harm, most of the statements were filed a few days after the applicable due dates and they were filed before the relevant election, there was no evidence of an intent to conceal the violations, and there was little activity to report as the Committee raised and spent less than \$10,000.

In 2012, the Legislature passed Senate Bill 1001. SB 1001, effective January 1, 2013, became Section 84101.5 of the Political Reform Act (the “Act”) and requires every recipient committee in California to pay a \$50 annual fee to the SOS. Committees that fail to pay the fee on time are subject to a \$150 penalty, in addition to the fee. In 2021, the Legislature passed Assembly Bill 1590, which amended Section 84101.5. The Secretary of State is now required to enforce this provision of the Act, not the Commission. Therefore, we are closing this referral (as to any potential annual fee violations) without further action. Although the Enforcement Division is closing this referral as described above, you are still required to pay any outstanding \$50 annual fees and \$150 penalties to the SOS. Please contact the SOS at (916) 653-6224 for further information regarding this matter.

This letter serves as a written warning. The information in this matter will be retained and may be considered should an enforcement action become necessary based on newly discovered information or future conduct. Failure to comply with the provisions of the Act in the future will result in monetary penalties of up to \$5,000 for each violation.

A warning letter is an Enforcement Division case resolution without administrative prosecution or fine. The Commission has adopted Regulation 18360.1 to authorize the Enforcement Division to issue warning letters to conclude cases in specified circumstances. However, the warning letter resolution does not provide you with the opportunity for a probable cause hearing or hearing before an Administrative Law Judge or the Commission. If you wish to avail yourself of these proceedings by requesting that your case proceed with prosecution rather than a warning, please notify us within ten (10) days from the date of this letter. Upon this notification, the Enforcement Division will rescind this warning letter and proceed with administrative prosecution of this case. If we do not receive such notification, this warning letter will be posted on the Commission’s website ten (10) days from the date of this letter.

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Please feel free to contact me at 916-738-6411 or jrivera@fppc.ca.gov with any questions you may have regarding this letter.

Sincerely,

Jonathan Rivera

Jonathan Rivera, Commission Counsel
Enforcement Division

cc: Secretary of State at mhieter@sos.ca.gov, Wendy Brown wbrown@sos.ca.gov, and Kira Rasmussen krasmussen@sos.ca.gov