

# MODIFICATION REQUEST COVER SHEET

<b>Name of Filer</b>	<b>SHARON RAYE BROWN</b>
<b>Reporting Period</b>	<input checked="" type="checkbox"/> Annual reports – covering calendar years 2015, 2016 & 2017 <input type="checkbox"/> Candidate/Appointee report
<b>Type of Request</b>	<input checked="" type="checkbox"/> New <input type="checkbox"/> Renewal with No Change <input type="checkbox"/> Full Commission Approval <input type="checkbox"/> Renewal with Change
<b>Office Held/Sought &amp; Term</b>	State Senator, Legislative District 8 Took office in 2013 Current term Expires: December 31, 2023
<b>Application Rule(s)</b>	<input type="checkbox"/> Income & Ownership Interest: WAC 390-28-100(b) <input type="checkbox"/> Personal Residence: WAC 390-28-100(d) <input type="checkbox"/> Attorney: WAC 390-28-100(1)(e)(i)) <input type="checkbox"/> Judge / Judicial Candidate: WAC 390-28-100(1)(e)(ii)) <input checked="" type="checkbox"/> Spousal: <a href="#">WAC 390-28-100(1)(e)(iv))</a> <input checked="" type="checkbox"/> Other: <a href="#">WAC 390-28-100(1)(c)(i)</a>
<b>Explanation of Rule(s)</b>	<p><b>Immediate family members' interests.</b> An applicant may be exempted from reporting the information otherwise required by RCW <a href="#">42.17A.710</a> for members of the applicant's immediate family, if:</p> <p>(i) Such information relates to a financial interest held by such member under a bona fide separate property agreement, or other bona fide separate status; and, such financial interest is not a present or prospective source of income to the applicant or to any other person who is dependent upon the applicant for support in whole or in part; or</p> <p>(ii) Reporting the name of an entity in which the immediate family holds an interest of ten percent or more would be likely to adversely affect the competitive position of the entity, under RCW <a href="#">42.17A.120</a>.</p> <p><b>Applicants whose spouse or registered domestic partner creates a reporting obligation for the applicant.</b> When an applicant is required to report the activities of an entity solely because the applicant's spouse or registered domestic partner held an office, directorship, general partnership or ownership interest in the entity and the applicant does not have direct knowledge of the information that must be reported, the applicant may be allowed to satisfy the disclosure requirements of RCW <a href="#">42.17A.710</a> (1)(g)(ii) and WAC <a href="#">390-24-020</a> by disclosing reportable customers from whom compensation in excess of the disclosure threshold established under RCW <a href="#">42.17A.710</a> (1)(g)(ii) has been received as follows:</p> <p>(A) All payments made by the agency or jurisdiction in which the applicant seeks or holds office to the entity;</p> <p>(B) The business and other governmental customers or clients of the applicant's spouse/domestic partner and of the entity of which the applicant is aware; and</p> <p>(C) Any other business and other governmental customers or clients of the entity whose identities are known to the applicant and whose interests are significantly affected by the agency or jurisdiction in which the applicant seeks or holds office.</p> <p>The commission may apply (e)(i) through (iii) of this subsection when the applicant's spouse/domestic partner is a lawyer, judge, or motor vehicle dealer.</p>

<b>Supporting Documents</b> (attached)	<input checked="" type="checkbox"/> Modification Application <input checked="" type="checkbox"/> F-1 for calendar year 2017 (filed April 16, 2018) <input checked="" type="checkbox"/> F-1 for calendar year 2016 (filed April 4, 2017) <input checked="" type="checkbox"/> F-1 for calendar year 2015 (filed April 5, 2016)
<b>Reason(s) for Modification</b> (as stated by filer)	<ul style="list-style-type: none"><li>• Senator Brown is requesting a retroactive reporting modification that would exempt her from disclosing the business and governmental customers for her former spouse's construction company, Cynergy Construction, LLC, of which he was identified as 100% owner.</li><li>• Senator Brown is also requesting a retroactive reporting modification that would exempt her from disclosing her former spouse's income during calendar years 2015, 2016 and a portion of 2017, before the separation was final.</li><li>• Senator Brown stated that she and her former spouse entered into a postnuptial agreement in 2005 which prohibited her from have specific knowledge about her spouse's financial information.</li><li>• The F-1 filed in 2018, disclosing financial information for calendar year 2017, indicated that Senator Brown was divorced from her former spouse and did not include any information pertaining to him.</li><li>• Senator Brown stated that, at the time of her request, she had little or no knowledge of her former spouse's income, assets, liabilities or relationship to outside entities for which reporting may be required and that she has no access to his information because of their divorce.</li><li>• Senator Brown stated that the financial interests of her former spouse do not constitute a present or prospective source of income for herself as they are no longer married and that not disclosing her former spouse's financial information creates no actual or potential conflict of interest for the same reason.</li></ul>
<b>Other Issues</b>	Senator Brown has agreed to recuse herself if a matter came before her involving a conflict of interest between her former spouse's financial interests and her duties as a member of the State Legislature.