

**BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON**

IN THE MATTER OF ENFORCEMENT
ACTION AGAINST:

North Central Affordable Housing Council

Respondent

PDC CASE NO. 13-029

FINAL ORDER

This matter came before the Washington State Public Disclosure Commission (PDC) on June 27, 2013 at the PDC Office, 711 Capitol Way, Room 206, Olympia, Washington. Those present included Amit Ranade, Commission Chair; Barry Sehlin, Commission Vice-Chair; Grant Degginger, Member; and Kathy Turner, Member. Participating were: Marc S. Straub on behalf of Respondent; Phil Stutzman, PDC Director of Compliance on behalf of the PDC Staff; Kurt Young, PDC Compliance Officer; PDC Executive Director Andrea McNamara Doyle; Nancy Krier, General Counsel for the Commission; and PDC staff member Jana Greer as recorder/reporter of the proceedings. The proceedings were open to the public and recorded.

North Central Affordable Housing Council (NCAHC) is a political committee for the North Central Home Builders Association, which is a local affiliate of the Building Industry Association of Washington (BIAW). Marc S. Straub is NCAHC's Executive Officer. This matter resulted from allegations that the Respondent violated RCW 42.17A during the 2012 election cycle and violated RCW 42.17 during the 2008 and 2010 election cycles by: (1) failing to timely file C-3 and C-4 reports during the 2012 the election; (2) failing to timely file C-6 reports during the 2012 election; and (3) failing to timely file C-3 and C-4 Reports for the 2008 and 2012 elections.

PDC Staff submitted to the Commission a memo and Notice of Administrative Charges from Mr. Stutzman dated June 17, 2013 and a Report of Investigation (with exhibits) from Kurt Young dated June 17, 2013.

Proposed Stipulation

The parties jointly submitted a proposed Stipulation as to Facts, Violations, and Penalty (Stipulation) dated June 20, 2013 addressing alleged violations (1), (2), and (3). The Stipulation was provided to the Commission with a memo from Mr. Stutzman dated June 20, 2013 with a summary of comparable cases.

The parties made oral presentations. The parties requested the Commission to accept the Stipulation. The Commission clarified that the language in the Penalty section, Paragraph 1, should refer to RCW 42.17A and the parties agreed. The Commission voted 4-0 to accept the Stipulation as amended during the hearing, which included assessing an \$8,000 penalty with conditions provided in this Order.

I. FINDINGS OF FACT AND CONCLUSIONS OF LAW

Based upon the Stipulation, which is hereby attached and incorporated by reference, the Commission finds and concludes:

1. The Jurisdiction, Facts, Legal Authority, and Violations are established as provided in the Stipulation.
2. An \$8,000 penalty, with conditions provided in this Order, is an appropriate resolution of the matter.

II. ORDER

Based upon the findings and conclusions, the Commission orders that:

1. The Stipulation is accepted.

2. The Respondent is assessed a civil penalty of \$8,000. Of the total penalty amount, \$4,000 is suspended on the following conditions:
 - a. Respondent is not found to have committed further violations of RCW 42.17A within four years from the date of the entry of the Commission's Final Order in this matter;
 - b. That the Respondent pays the non-suspended portion of the penalty (\$4,000) within 30 days from the date of entry of the Commission's Final Order in this matter.
3. In the event the Respondent fails to meet any or all of conditions 2(a) or (b), the suspended portion of the penalty (\$4,000) shall become due without any further action by the Commission.

The Executive Director is authorized to enter this order on behalf of the Commission.

So ORDERED this 23rd day of July, 2013

WASHINGTON STATE PUBLIC
DISCLOSURE COMMISSION
FOR THE COMMISSION:


ANDREA MCNAMARA DOYLE
Executive Director

ATTACHMENTS

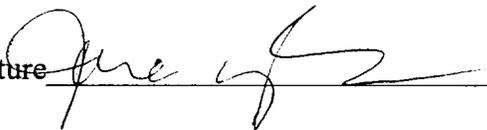
(1) Stipulation as to Facts, Violations, and Penalty (dated June 20, 2013)

(2) Appeals and Enforcement of Final Orders

Copy of this Final Order to:

Marc. S. Straub, Executive Officer
North Central Affordable Housing Council
P.O. Box 2065
Wenatchee, WA 98807-2065

I, Jana Greer, certify that I mailed a copy of this order to Respondent at the above address, postage prepaid, on the date state herein.

Signature 

Date 7/25/13