

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

3 IN RE THE MATTER OF ENFORCEMENT
4 ACTION AGAINST

5 Jeff Jansma

6 Respondent.

PDC CASE NO. 14-146

AMENDED FINAL ORDER

(Order On Reconsideration and
Amending Penalty)

7 This matter came before the Washington State Public Disclosure Commission on
8 September 25, 2014, at the PDC office, Room 206, Evergreen Plaza Building, 711 Capitol
9 Way, Olympia, Washington. The Respondent, Jeff Jansma, requested a reconsideration¹ of the
10 prior order issued following a brief enforcement hearing (brief adjudicative proceeding) in this
11 matter. The matter was held in accordance with Chapters 34.05 and 42.17A RCW and Chapter
12 390-37 WAC.

13 Those present included Grant Degginger, Commission Chair; Kathy Turner and Amit
14 Ranade, Members. Also present were Kurt Young, PDC Compliance Officer on behalf of the
15 PDC Staff; PDC Executive Director Andrea McNamara Doyle; PDC Acting Assistant Director
16 Tony Perkins; and PDC staff member Jennifer Hansen as recorder/reporter of the proceedings.
17 The Respondent, Jeff Jansma, submitted an email but did not participate at the hearing. The
18 proceeding was open to the public and recorded.

19 **I. PROCEDURAL HISTORY**

20 The matter involved the allegation that Respondent violated RCW 42.17A.700 by
21 failing to file a Personal Financial Affairs Statement (F-1 report) as an incumbent Fire
22 Commissioner for Skagit County Fire District No. 4 for calendar years 2012 and 2013.

23
24 ¹Because the Respondent's request for a review could not be heard within 20 business days, under
25 WAC 390-37-144 the initial order became a final order and the request was automatically treated as a
26 request for reconsideration of a final order. The initial order will be referred to as the "prior order."

1 A brief enforcement hearing was held on July 8, 2014. The Respondent did not
2 participate. An initial order was entered July 24, 2014, making Findings of Fact, Conclusions
3 of Law, and assessing a \$300 civil penalty against the Respondent for the two violations of
4 failing to file an F-1 report for calendar years 2012 and 2013. The order became a final order
5 on August 22, 2014.

6 By telephone on July 8, 2014, and then by email dated September 18, 2014, the
7 Respondent requested that the Commission reconsider that order ("prior order").

8 Following consideration of the prior order, the Respondent's request for
9 reconsideration, Mr. Young's September 16, 2014, memorandum and his testimony, the
10 Commission voted unanimously to amend the prior order and reduce the penalty as follows:

11 **II. AMENDED FINDINGS OF FACT AND CONCLUSIONS OF LAW**

- 12 1. The Commission adopts the Findings of Fact in the prior order (attached).
- 13 2. The Commission makes the following additional findings:
 - 14 a. The Respondent is an incumbent Fire Commissioner for Skagit County Fire
15 Protection District No. 4 dating back to at least 1996.
 - 16 b. The Respondent has no prior PDC violations.
 - 17 c. The Respondent stated he had gone through a divorce and was no longer living
18 at the residence where the F-1 notifications were sent. In a July 8, 2014
19 telephone conversation with PDC staff, he stated that he just received the PDC
20 warning letter and hearing notice that weekend from his ex-wife, along with a
21 stack of other mail that had been sent to his old mailing address.
 - 22 d. The Respondent confirmed he failed to file F-1 reports for calendar years 2012
23 and 2013, but stated that due to the changes in his life, he was not aware of the
24 missing F-1 reports until he received the warning letter and hearing notice.
 - 25 e. The Respondent resigned his position as a Fire Commissioner on January 14,
26 2014.
 - f. On August 18, 2014, the Respondent filed an F-1 report for calendar year 2012.

g. On August 18, 2014, the Respondent filed an F-1A report for calendar year 2013, in which he checked the "Final report" box.

3. The Commission adopts the Conclusions of Law in the prior order.

4. The Commission finds that it is appropriate to modify the penalty under the circumstances of this case, and will amend the prior order.

III. AMENDED ORDER

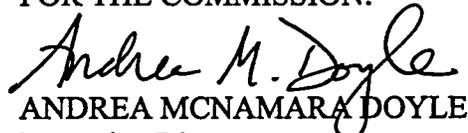
The prior order entered July 24, 2014 is amended and the Respondent is assessed a civil penalty of \$300, of which the entire \$300 penalty is suspended on the condition the Respondent does not violate RCW 42.17A for a period of four years from the date of this Amended Final Order.

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

So ORDERED this 3rd day of October, 2014.

WASHINGTON STATE PUBLIC
DISCLOSURE COMMISSION

FOR THE COMMISSION:


ANDREA MCNAMARA DOYLE
Executive Director

ATTACHMENTS

- (1) Prior Order
- (2) Appeals and Enforcement of Final Orders

Copy of this order sent by email to:
Jeff Jansma at jkj@fishersons.com

I, <u>Kent Young</u> certify that I mailed a copy of this order to the Respondent/Applicant at his/her respective address postage pre-paid on the date stated herein.	
<u>Kent Young</u> Signed	<u>10/3/2014</u> Date