



State of Washington

PUBLIC DISCLOSURE COMMISSION

711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908

(360) 753-1111 • FAX (360) 753-1112

Toll Free 1-877-601-2828 • E-mail: pdc@pdc.wa.gov • Website: www.pdc.wa.gov

To: Public Disclosure Commission

From: Tabitha Townsend, Compliance Coordinator

Date: April 14, 2021

Re: School Director, Olivia DeLeon PDC Case 80210

Agenda Item

PDC staff is alleging that Olivia DeLeon, was a School Director for Mt. Vernon School District #320, violated RCW 42.17A.700 by failing to file a Personal Financial Affairs Statement (F-1 report) due no later than April 15, 2020, disclosing financial information for calendar year 2019 and failure to file a Personal Financial Affairs Statement (F-1 report) due no later than April 15, 2019, disclosing financial information for calendar year 2018.

Background

- Olivia DeLeon was an incumbent School Director for the Mt. Vernon School District #320, since being elected to office in 2015. Her term expired on December 31, 2019.
- As an elected or appointed School Director, Ms. DeLeon was required to file a Personal Financial Affairs Statement (F-1 report) in accordance with RCW 42.17A.700 not later than April 15, 2020 disclosing financial activities for calendar year 2019. As of the date of this memorandum, no F-1 report for calendar year 2019 has been filed by Ms. DeLeon.
- As an elected or appointed School Director, Ms. DeLeon was required to file a Personal Financial Affairs Statement (F-1 report) in accordance with RCW 42.17A.700 not later than April 15, 2019 disclosing financial activities for calendar year 2018. As of the date of this memorandum, no F-1 report for calendar year 2018 has been filed by Ms. DeLeon.
- As of the date of this memo the only F-1 filed by Ms. DeLeon was dated November 1, 2017, for calendar year 2016.
- Between March 15, 2020 and April 12, 2020, PDC staff sent six (6) email reminders to Ms. DeLeon regarding the missing F-1 report for calendar year 2019.

- PDC Staff emailed two (2) reminders to Ms. DeLeon that the deadline of April 15, 2020 had been missed on April 22, 2020, and April 30, 2020.
- From July 27 through October 7, 2020, PDC staff also made telephone calls to elected and appointed officials, and to representatives in the jurisdictions in which they serve, reminding them of their missed obligation to file the F-1 report covering calendar year 2019 that was due April 15, 2020.
- On September 22, 2020, PDC staff sent warning letters to elected and appointed officials that owed CY 2019 F-1 reports as of the warning letter date.
- On April 9, 2021 PDC Staff served Ms. DeLeon, by email and U.S. Postal mail, with the hearing notice for the April 22, 2021 hearing date.
- There is currently an outstanding balance owing of \$1,800 from prior penalties assessed on four prior cases for violations of RCW 42.17A.700; \$1,000 for PDC Case 38942 (2018), and \$500 for PDC Case 10044 (2017). No payments have been received on these penalties to date.
- There is an outstanding balance owing of \$300 from one prior case for a violation of RCW 42.17A.700 which is outside of the statute of limitations for calculations of prior violations. The \$300 penalty was assessed on PDC Case 16-101. No payments have been received on this penalty to date.

Prior PDC Enforcement History

- PDC Case 38942: At the October 25, 2018 Brief Enforcement Hearing, Ms. DeLeon was found in violation of RCW 42.17A.700 by failing to file an F-1 report for calendar year 2017, which was due not later than April 16, 2018. Ms. DeLeon was assessed a penalty of \$1,000 for the missing F-1 report, in accordance with F-1 penalty schedule adopted by the Commission which was in effect at the time.
- PDC Case 10044: At the January 20, 2017 Brief Enforcement Hearing, Ms. DeLeon was found in violation of RCW 42.17A.700 by failing to file an F-1 report for calendar year 2016, which was due not later than April 17, 2017. Ms. DeLeon was assessed a penalty of \$500 for the missing F-1 report, in accordance with F-1 penalty schedule adopted by the Commission which was in effect at the time.

Staff Recommendation/Comments

Staff recommends the Commission find that Olivia DeLeon violated 42.17A.700 by failing to file an F-1 reports for calendar years 2018 and 2019, and:

1. Assess Ms. DeLeon a civil penalty, which is payable within 30 days of the date of the Order.
2. Order Ms. DeLeon to file his required PDC reports in accordance with RCW 42.17A.755(4); and to file the missing F-1 reports for calendar years 2018 and 2019 within 30 days of the date of the Order.