



State of Washington

PUBLIC DISCLOSURE COMMISSION

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Memorandum

To: Public Disclosure Commission

From: Tabitha Townsend, Compliance Coordinator 2

Date: May 18, 2022

Subject: Jerrall Haynes, Enforcement Hearing Memorandum: PDC Case 108246

Allegations:

PDC staff alleges that Jerrall Haynes, an elected or appointed School Board Director for Spokane School District 081 violated RCW 42.17A.700 by failing to file a Personal Financial Affairs Statement (F-1 report) for calendar year 2020 and 2021, due not later than April 15, 2021 and April 15, 2022 respectively.

Background and Prior Violations:

- Jerrall Haynes was elected or appointed School Board Director for Spokane School District 081 on December 2, 2015. His term ended December 1, 2021.
- Between March 3rd and April 28th, 2021, PDC staff sent email reminders to all elected and appointed officials regarding their missing F-1 reports for calendar year 2020.
- Between March 10th and April 5th, 2022, PDC staff sent email reminders to all elected and appointed officials regarding their missing F-1 reports for calendar year 2021.
- On April 18, 2022, Compliance staff sent out warnings to filers who had not filed F-1 reports for both 2020 and 2021.
- On May 12, 2022, PDC staff mailed and emailed the respondent a Hearing notice regarding the missing reports for calendar year 2020 and 2021. This hearing notice was sent to the respondent's email and address of record.
- The Respondent as of the date of this memo has not yet filed reports covering 2020 and 2021.

Second Violation (PDC Case 80211):

- The Respondent, who was an elected or appointed School Board Director for Spokane School District 081, failed to file an F-1 report for calendar year 2019, which was due no later than April 15, 2020.
- At a December 17th, 2020 Brief Adjudicative Proceeding (Brief Enforcement Hearing), the Respondent was found in violation of RCW 42.17A.700 and assessed a \$1,000 penalty.
- To date, the Respondent has not paid the outstanding \$1,000 civil penalty for case 80211.
- In addition, the missing F-1 report for CY19 has not been filed.

First Violation (PDC Case 38980):

- The Respondent, who was an elected or appointed School Board Director for Spokane School District 081, failed to file an F-1 report for calendar year 2017, which was due no later than April 15, 2018.
- The Respondent resolved the case through a Statement of Understanding, paying a civil penalty of \$100 and filing the missing F-1 report covering CY17.

Staff Recommendation:

Staff recommends the Commission find that Jerrall Haynes violated 42.17A.700 by failing to timely file F-1 reports for calendar years 2020 and 2021, and:

1. Assess Jerrall Haynes a civil penalty between \$2,000 to \$3,000 for the outstanding 2020 and 2021 F-1 reports as laid out in WAC 390-37-182 the penalty schedule for a respondent on their third violation who did not file the report in question before the hearing, which is payable within 30 days of the date of the Order.
2. Require Jerrall Haynes to file the missing F-1 reports for calendar years 2020 and 2021 within 30 days of the date of the Order.