



**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: [pdcc@pdcc.wa.gov](mailto:pdcc@pdcc.wa.gov) • Website: [www.pdcc.wa.gov](http://www.pdcc.wa.gov)

**Memorandum**

To: Public Disclosure Commission

From: Tabatha Blacksmith, Compliance Officer

Date: July 27, 2023

Subject: Dave Collins Enforcement Hearing Memorandum: PDC Case 138699

**Allegations:**

Public Disclosure Commission (PDC) staff alleges that Dave Collins, School Director for Toutle Lake School District 130, violated RCW 42.17A.700 by failing to file a Personal Financial Affairs Statement (F-1 report) for calendar year 2022 that was due to be filed no later than April 17, 2023.

**Background:**

- Dave Collins (the “Respondent”) has served as School Director for Toutle Lake School District 130 for the term March 10, 2022 through the present.
- Pursuant to RCW 42.17A.700, an elected or appointed official who held office in 2022 was required to file a Personal Financial Affairs Statement (F-1 report), disclosing personal financial information for calendar year 2022, no later than April 17, 2023.
- From March 9, 2023 through April 28, 2023, PDC staff emailed reminders to elected and appointed officials regarding their missing F-1 report for calendar year 2022
- On May 5, 2023, PDC staff sent the Respondent a group enforcement (GE) warning notice, by email and mail, regarding the missing F-1 report for calendar year 2022. The email was sent to the Respondent’s official school district email address.
- On June 27, 2023, PDC staff emailed the Respondent a hearing notice for a July 27, 2023 Adjudicative Proceeding (Enforcement Hearing) before the full Public Disclosure Commission concerning the Respondent’s failure to file the F-1 report. The notice included a

start time of 9:30AM with the exact time for the enforcement hearing to be determined. The email was sent to the Respondent's official school district email address.

- The Respondent replied to the hearing notice on June 27, 2023 by email and indicated his intention not to file the required F-1 report. The Respondent's declaration "I will never capitulate" is consistent with his past statements indicating he would not file F-1 reports.
- On July 17, 2023, PDC staff served the Respondent, by email and mail, with a hearing notice for a July 27, 2023 Adjudicative Proceeding (Enforcement Hearing) before the full Public Disclosure Commission concerning the Respondent's failure to file the F-1 report. The updated notice included the start time of the Respondent's enforcement hearing. The email was sent to the Respondent's official school district email address.
- As of July 17, 2023, the Respondent has not filed the F-1 report for calendar year 2022 that was due by April 17, 2023.

### **Prior Violation:**

The Respondent has one prior occasion of a violation of RCW 42.17A.700 within the last five years, which remains unresolved:

#### **Violation (PDC Case 110461)**

- The Respondent, who served as a School Director for Toutle Lake School District 130 in 2022, failed to file an F-1 report for calendar year 2021, which was due no later than April 15, 2022.
- At a September 1, 2022 Brief Adjudicative Proceeding (Brief Enforcement Hearing), the Respondent was found in violation of RCW 42.17A.700 and assessed a \$250 penalty for failing to file an F-1 report for calendar year 2021 that was due no later than April 15, 2022.
- After receiving an invoice for the \$250 penalty, the Respondent sent two emails to the PDC, dated October 9, 2022 and November 22, 2022, wherein he said: "I'm not filling out any more government forms and I'm not interested in pay [sic] you anything." and "I will never waste my time filling out government forms."
- To date, the Respondent has not filed an F-1 report covering calendar year 2021.
- To date, the Respondent has not paid the outstanding \$250 civil penalty for case 110461, which was sent to collections.

### **Aggravating Factors:**

- The Respondent currently holds office, and has served in this position since March 10, 2022, but has not filed F-1 reports covering calendar years 2021 and 2022. To date, the Respondent has not filed any F-1 reports with the PDC. The Respondent has demonstrated a pattern of non-compliance and deprived the public of the information contained in the unfiled reports.

The Respondent also owes a \$250 unpaid civil penalty plus collection fees from a prior PDC enforcement action.

- The Respondent has repeatedly and explicitly stated his intention not to file the required F-1 reports.

**Staff Recommendations:**

If the Commission finds the Respondent violated RCW 42.17A.700 at this enforcement hearing, it will constitute a second occasion of a violation.

- Staff recommends the Commission find that the Respondent violated RCW 42.17A.700 for failing to file an F-1 report for calendar year 2022.
- Assess the Respondent a civil penalty, per [WAC 390-37-182](#) for a second occasion of a violation, to be made payable within 30 days of the date of the Order.
- Require the Respondent to file the missing F-1 reports covering calendar years 2021 and 2022 within 30 days of the date of the Order.