

TEXAS ETHICS COMMISSION

IN THE MATTER OF
BETTI FLORES,
RESPONDENT

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BEFORE THE
TEXAS ETHICS COMMISSION
SC-2506125

ORDER and AGREED RESOLUTION

I. Recitals

The Texas Ethics Commission met on November 1, 2005, to consider sworn complaint SC-2506125. A quorum of the commission was present. The commission determined that there is credible evidence of a violation of section 254.031(a)(1) of the Election Code, a law administered and enforced by the commission. To resolve and settle this complaint without further proceedings, the commission proposes this resolution to the respondent.

II. Allegation

1. The complaint alleges that the respondent's January 2004 semiannual report was incomplete because it did not include 18 contributions totaling \$12,674 and thus violated section 254.031 of the Election Code.

III. Facts Supported by Credible Evidence

Credible evidence available to the commission supports the following findings of fact:

1. The respondent is a county commissioner.
2. The complaint was filed by the respondent's attorney with the full consent and cooperation of the respondent.
3. The respondent's July 15, 2004, semiannual report failed to disclose 18 contributions totaling \$12,674.
4. The respondent corrected that report on June 9, 2005.

IV. Findings and Conclusions of Law

The facts described in Section III support the following findings and conclusions of law:

1. A filer is required to report the amount of political contributions from each person that in the aggregate exceed \$50 and that are accepted during the reporting period, the full name and address of the person making the contributions, and the dates of the contributions. ELEC. CODE § 254.031(a)(1).
2. The 18 contributions at issue were not reported on the respondent's January 2004 semiannual report as required. Therefore, there is credible evidence that the respondent violated section 254.031(a)(1) of the Election Code.

V. Representations and Agreement by Respondent

By signing this order and agreed resolution and returning it to the commission:

1. The respondent neither admits nor denies the facts described under Section III or the commission's findings and conclusions of law described under Section IV, and consents to the entry of this order and agreed resolution solely for the purpose of resolving this sworn complaint.
2. The respondent consents to this order and agreed resolution and waives any right to further proceedings in this matter.
3. The respondent acknowledges that a filer is required to report the amount of political contributions from each person that in the aggregate exceed \$50 and that are accepted during the reporting period, the full name and address of the person making the contributions, and the dates of the contributions. The respondent agrees to comply with this requirement of the law.

VI. Confidentiality

This order and agreed resolution describes a violation that the commission has determined is neither technical nor *de minimis*. Accordingly, this order and agreed resolution is not confidential under section 571.140 of the Government Code and may be disclosed by members and staff of the commission.

VII. Sanction

After considering the seriousness of the violation described under Sections III and IV, including the nature, circumstances, and consequences of the violation, and after considering the sanction necessary to deter future violations, the commission imposes a \$1,000 civil penalty for the violation described under Sections III and IV.

VIII. Order

The commission hereby orders that if the respondent consents to the proposed resolution, this order and agreed resolution is a final and complete resolution of SC-2506125.

AGREED to by the respondent on this _____ day of _____, 20____.

Betti Flores, Respondent

EXECUTED ORIGINAL received by the commission on: _____.

Texas Ethics Commission

By: _____
David A. Reisman, Executive Director