



February 7, 2022

Ms. Roxanne L. Tunoa, Treasurer
AFSCME Local 928
[REDACTED]
[REDACTED]

Case Number: 520-6023027 [REDACTED]
LM Number: 533867

Dear Ms. Tunoa:

This office has recently completed an audit of AFSCME Local 928 under the Compliance Audit Program (CAP) to determine your organization's compliance with the provisions of the Labor-Management Reporting and Disclosure Act of 1959 (LMRDA). As discussed during the exit interview with you and President Scott Kroeker on February 2, 2022, the following problems were disclosed during the CAP. The matters listed below are not an exhaustive list of all possible problem areas since the audit conducted was limited in scope.

Reporting Violations

The audit disclosed a violation of LMRDA Section 201(b), which requires labor organizations to file annual financial reports accurately disclosing their financial condition and operations. The Labor Organization Annual Report (Form LM-3) filed by Local 928 for the fiscal year ended June 30, 2021, was deficient in the following area:

1. Disbursements to Officers

Local 928 did not include some reimbursements to officers and members for meals totaling at least \$65.00. These reimbursements should be reported in Item 24 (All Officers and Disbursements to Officers) and Item 54 (Other Disbursements), as appropriate. It appears the union erroneously reported these payments in Item 48 (Office and Administrative Expense).

2. Acquire/Dispose of Property

Item 13 (During the reporting period did your organization acquire or dispose of any assets in any manner other than by purchase or sale?) should have been answered, "Yes," because the union gave away gift cards as prizes for members totaling more than \$500.00 during the year. The union must identify the type and value of any property received or given away in the additional information section of the LM report along with the identity of the recipient(s) or donor(s) of such property. The union does not have to itemize every recipient of such giveaways by name. The union can describe the recipients by broad

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categories if appropriate such as “members” or “new retirees.” In addition, the purchase of gift cards for this purpose should be reported in Item 54 (Other Disbursements).

I am not requiring that Local 928 file an amended LM report for 2021 to correct the deficient items, but Local 928 has agreed to properly report the deficient items on all future reports it files with OLMS.

I want to extend my personal appreciation to AFSCME Local 928 for the cooperation and courtesy extended during this compliance audit. I strongly recommend that you make sure this letter and the compliance assistance materials provided to you are passed on to future officers. If we can provide any additional assistance, please do not hesitate to call.

Sincerely,



Investigator

cc: Mr. Scott A. Kroeker, President