



D.C. BOARD OF ETHICS AND GOVERNMENT ACCOUNTABILITY

FY 2022 PERFORMANCE AND ACCOUNTABILITY REPORT

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1 D.C. BOARD OF ETHICS AND GOVERNMENT ACCOUNTABILITY

Mission: The Board of Ethics and Government Accountability (BEGA) is responsible to administer and enforce the District of Columbia Code of Conduct and enforce government-wide compliance with the D.C. Freedom of Information Act and the Open Meetings Act.

Services: BEGA is responsible for seven main areas. Investigating alleged violations of the Code of Conduct, holding adversarial hearings and, where appropriate, levying sanctions; Issuing Advisory Opinions, providing safe-harbor for good-faith reliance on these opinions; Issuing Advisory Opinions on its own initiative; Conducting mandatory ethics training for District government employees; Updating and maintaining the District Ethics Manual; Receiving and reviewing public financial disclosure statements from public officials, except Advisory Neighborhood Commissioners, and, as of January 1, 2015, candidates for nomination for election, or election, to public office; Receiving and reviewing public financial disclosure certifications from Advisory Neighborhood Commissioners, and as of January 1, 2015, from candidates for nomination for election, or election, to public office; Receiving and auditing lobbyist registration forms, termination forms, and lobbyist activity reports; Enforcing the Open Meetings Act; Monitoring the District's compliance with the Freedom of Information Act; and Assisting government agencies in the implementation of open government practices.

2 2022 ACCOMPLISHMENTS

Accomplishment	Impact on Agency	Impact on Residents
In April, BEGA launched its Ethics Learning Management System (LMS) which offers on-demand ethics trainings for employees and public officials.	The LMS allows the agency the opportunity to readily train the District's 34,000 employees using an online platform.	The LMS ensures that employees are aware of the ethics rules which results in an ethical government.
BEGA issued two Advisory Opinions - (1) Outside Employment and Private Representations and (2) Guidance on the Local Hatch Act and Fundraising.	The Advisory Opinions inform employees of the ethics rules which lowers the amount of ethics investigations.	When employees are educated on the rules they are less likely to violate the ethics rules.
BEGA approved 10 negotiated dispositions, which issued fines to employees who violated the ethics rules.	The agency was able to fulfill its mission of enforcing the Code of Conduct.	The negotiated dispositions are a mechanism of holding employees accountable and reduces the likelihood of those actions being taken by other employees.

3 2022 OBJECTIVES

Strategic Objective	Number of Measures	Number of Operations
Issue ethics advice in an expeditious and consistent fashion.	3	1
Conduct timely and appropriate investigations and enforcement actions.	3	1
Conduct mandatory training on the Code of Conduct and produce ethics training materials.	3	1
Create and maintain a highly efficient, transparent, and responsive District government.	0	1

4 2022 OPERATIONS

Operation Title	Operation Description	Type of Operation
Issue ethics advice in an expeditious and consistent fashion.		
Render Timely Advice. Respond to requests for informal ethics advice in a substantive and useful manner.	Work with staff to ensure that ethics guidance is provided to government employees who seek ethics guidance.	Daily Service
Conduct timely and appropriate investigations and enforcement actions.		
Monitor and support ongoing investigations to ensure timely completion.	Track progress throughout the year and work with staff to ensure movement.	Daily Service
Conduct mandatory training on the Code of Conduct and produce ethics training materials.		
Increase Training Sessions. Increase number of trainings available to District government employees.	Allocate staff time to ensure availability when requests are made from client agencies.	Daily Service
Create and maintain a highly efficient, transparent, and responsive District government.		
Ensure that every request for advice or information is acknowledged within 24 hours of receipt.	Work with staff to ensure that either a substantive response is provided or, where that is not possible, an acknowledgment that the request is under review.	Daily Service

5 2022 KEY PERFORMANCE INDICATORS AND WORKLOAD MEASURES

Key Performance Indicators

Measure	Directionality	FY 2020	FY 2021	FY 2022 Target	FY 2022 Q1	FY 2022 Q2	FY 2022 Q3	FY 2022 Q4	FY 2022	Was 2022 KPI Met?	Explanation of Unmet KPI
Issue ethics advice in an expeditious and consistent fashion.											
Percent of formal written Advisory Opinions issued within 30 days of receipt of complete information from requester	Up is Better	25%	100%	85%	100%	100%	100%	100%	100%	Met	
Percent of advice queries received that were handled as informal rather than formal advice	Up is Better	99.8%	96%	10%	100%	100%	100%	100%	100%	Met	
Percent of formal written Advisory Opinions appealed to the Ethics Board	Down is Better	0%	0%	85%	0%	0%	0%	0%	0%	Met	
Conduct timely and appropriate investigations and enforcement actions.											
Percent of investigations resolved by dismissal, negotiated disposition, or issuance of Notice of Violation within 120 days of initiation	Up is Better	90.9%	190.8%	80%	95%	95%	95%	85%	92.5%	Met	
Percent of enforcement actions that result in a sanction	Up is Better	100%	93.8%	85%	75%	75%	85%	85%	80%	Nearly Met	Complaints were low during the beginning of the year and slowly started to pick up.
Percent of final Ethics Board Orders issued within 45 days of close of hearing record	Up is Better	No Applicable Incidents	90%	85%	100%	100%	100%	100%	100%	Met	
Conduct mandatory training on the Code of Conduct and produce ethics training materials.											
Percent of evaluations completed by attendees with an overall positive rating of "3" or higher on the BEGA training evaluation form	Up is Better	100%	90%	80%	95%	95%	95%	95%	95%	Met	
Percent of agency trainings held within 90 days of agency making the request	Up is Better	100%	100%	90%	100%	100%	100%	100%	100%	Met	

Key Performance Indicators (continued)

Measure	Directionality	FY 2020	FY 2021	FY 2022 Target	FY 2022 Q1	FY 2022 Q2	FY 2022 Q3	FY 2022 Q4	FY 2022	Was 2022 KPI Met?	Explanation of Unmet KPI
Percent of off site agency training requests granted	Up is Better	Not Available	0%	90%	100%	100%	100%	100%	100%	Met	

Workload Measures

Measure	FY 2020	FY 2021	FY 2022 Q1	FY 2022 Q2	FY 2022 Q3	FY 2022 Q4	FY 2022
Render Timely Advice. Respond to requests for informal ethics advice in a substantive and useful manner.							
Number of requests for informal ethics advice	510	567	64	96	128	92	380
Number of formal written advisory opinions issued pursuant to a request	1	0	0	0	0	0	0
Number of formal written advisory opinions issued on the agency's own initiative	0	0	0	0	0	2	2
Monitor and support ongoing investigations to ensure timely completion.							
Number of formal investigations resolved after an evidentiary hearing	0	0	0	0	1	0	1
Number of formal investigations resolved with a negotiated disposition	2	1	2	4	2	10	18
Number of formal investigations dismissed	0	2	0	0	1	0	1
Number of formal investigations initiated on intake	6	3	4	4	4	0	12
Number of preliminary investigations resolved after an evidentiary hearing	0	2	0	0	0	0	0
Number of preliminary investigations resolved with a negotiated disposition	7	2	2	3	0	2	7
Number of complaints received	149	117	42	49	53	31	175
Number of preliminary investigations converted to formal investigations	0	0	2	2	0	0	4
Number of preliminary investigations opened based on information provided by means other than the hotline	0	80	46	48	31	19	144
Number of preliminary investigations dismissed	67	33	5	5	3	5	18
Number of preliminary investigations opened based on tips to the hotline	0	0	0	0	0	0	0
Increase Training Sessions. Increase number of trainings available to District government employees.							
Number of trainings conducted	52	57	15	22	10	15	62
Ensure that every request for advice or information is acknowledged within 24 hours of receipt.							
Number of formal advisory opinions issued	1	0	0	0	0	2	2