

**Sutter County Auditor-Controller's Response to 2010-2011 Grand Jury
Report**

ENDORSED FILED

County Government Release of Information

APR 07 2011

First Finding (in order presented)

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SUTTER
CLERK OF THE COURT
By JACKIE LASWELL Deputy

"The Grand Jury finds when the County receives a CPRA request of this nature, the county is responsible to release a list of employee names, compensation and job title information, and may withhold such information and grant an 'exclusion' to any information request in a very narrow circumstance where an employee has a legitimate safety or security reason based upon specific, verifiable safety and/or security concerns."

Auditor-Controller response to first finding—We agree.

First Recommendation (in order presented)

"The Grand Jury recommends that Sutter County take steps to prevent the release of confidential employee information in the future by establishing a policy for release of CPRA requests.

Auditor-Controller response to first recommendation—We agree. However, this is not within the purview of the Auditor-Controller's Office to implement.

Second Finding (in order presented)

"The Sutter Grand Jury finds that the Auditor-Controller, Mr. Stark, did not violate the CPRA law. At the time of the release of personnel names, job titles and salary, a County Policy was not in place regarding CPRA. Mr. Stark received a request for the information from a private citizen and he responded to the request based on current law."

Auditor-Controller response to second finding—We agree.

Second Recommendation (in order presented)

"The Sutter Grand Jury recommends that the CAO establish a policy for the release of public information and the Board of Supervisors approve the policy as soon as possible to insure issues of this nature do not happen in the future."

Auditor-Controller response to second recommendation—We agree. However, this is not within the purview of the Auditor-Controller's Office to implement.

Third Finding (in order presented)

The Grand Jury finds the potential for future harm continues to be high with no CPRA policies in place. As of December 27, 2010 a CPRA policy has not been approved by the Sutter County Board of Supervisors.

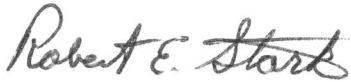
Auditor-Controller response to third finding—We agree.

Third Recommendation (in order presented)

The Grand Jury recommends any adverse actions against an employee or their family as a result of the breach of confidentiality be forwarded to the Sutter County Sheriff's Department.

Auditor-Controller response to third recommendation—We agree.

Submitted by,



Robert E. Stark, CPA
Auditor-Controller
March 4, 2011