

**STATE OF MINNESOTA
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD**

**PRIMA FACIE
DETERMINATION**

IN THE MATTER OF THE COMPLAINT OF MIKE LUCE REGARDING THE MORT (ERIK MORTENSEN) FOR HOUSE COMMITTEE:

On April 14, 2022, the Campaign Finance and Public Disclosure Board received a complaint submitted by Mike Luce regarding the Mort (Erik Mortensen) for House committee. Mort (Erik Mortensen) for House is the principal campaign committee of State Representative Erik Mortensen. The complaint states that one of the Mortensen committee's lawn signs has been displayed for two weeks on property behind a private residence in Shakopee, Minnesota. The complaint includes a photograph of the sign and states that "[p]eople are not going to want to look at yard signs all summer." The complaint also alleges that the property is owned by an individual who "works on the Mortensen campaign and knows the rules." The complaint does not refer to any specific provision within Minnesota Statutes Chapters 10A or 211B, but may be referring to Minnesota Statutes section 211B.045, which provides a time frame in which noncommercial signs, including campaign signs, may be posted in a state general election year. The Board does not have authority to investigate any allegation related to Minnesota Statutes section 211B.045.

Determination

Minnesota Statutes section 10A.022, subdivision 3, authorizes the Board to investigate alleged or potential violations of Minnesota Statutes Chapter 10A as well as Minnesota Statutes sections 211B.04, 211B.12, and 211B.15. Because the Board does not have jurisdiction over any statute that appears to govern the facts alleged in the complaint, the Chair concludes that the complaint does not state a prima facie violation of Chapter 10A or of those sections of Chapter 211B under the Board's jurisdiction.

Pursuant to Minnesota Statutes section 10A.022, subdivision 3, this prima facie determination is made by a single Board member and not by any vote of the entire Board. The complaint is dismissed without prejudice.

/s/ Faris Rashid
Faris Rashid, Chair
Campaign Finance and Public Disclosure Board

Date: April 18, 2022