

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

**PRIMA FACIE
DETERMINATION**

IN THE MATTER OF THE COMPLAINT OF CAROL A. OVERLAND REGARDING GARY IOCCO

On September 6, 2024, the Campaign Finance and Public Disclosure Board received a complaint submitted by Carol A. Overland regarding Gary Iocco, a mayoral candidate in the City of Red Wing.

The complaint alleges that Gary Iocco accepted a corporate contribution in violation of Minnesota Statutes section 211B.15 by not paying the fair market value for a rooftop campaign sign on a building owned by a corporation. The complaint also alleges that Mr. Iocco's campaign did not report receiving an in-kind contribution consisting of use of the building roof, and failed to keep a correct account in violation of Minnesota Statutes section 211A.06.

Determination

Minnesota Statutes section 10A.022, subdivision 3, authorizes the Board to investigate alleged or potential violations of Minnesota Statutes chapter 10A in addition to Minnesota Statutes sections 211B.04, 211B.12, and 211B.15 regarding state-level candidates. Because the Board does not have jurisdiction over the statutes that might give rise to the violations 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 the Board chair and not by any vote of the entire Board. The complaint is dismissed without prejudice.

/s/ David Asp
David Asp, Chair
Campaign Finance and Public Disclosure Board

Date: September 12, 2024