



February 1, 2022

Attorney General Keith Ellison
445 Minnesota Street, Suite 1400
Saint Paul, MN 55101

via electronic delivery

Dear Attorney General Ellison,

We write to urge you to take immediate action to address the flagrant disregard for state law by the Minnesota Democratic Farmer Labor (DFL) Party. As Minnesota's top law enforcement official, and as an elected official who swore in their oath of office to protect and defend our state Constitution and state laws, you have an obligation to uphold state law, and send a clear message that these brazen and illegal actions that undermine the integrity of our election system will not be tolerated.

Last week, DFL Party Chair Ken Martin announced that the party plans to allow — in direct violation of state law — illegal immigrants and convicted felons who have not yet completed their sentence — to “fully participate.” According to the Minnesota DFL website, full participation includes allowing ineligible voters to “attend precinct caucuses, run to be delegates to future conventions, vote on endorsements, run for party leadership positions, and introduce resolutions to the DFL Party Platform and Action Agenda.”

Minnesota Statutes 202A.16 states that “Only those individuals who are or will be eligible to vote at the time of the next state general election, may vote or be elected a delegate or officer at the precinct caucus.”

Minnesota Secretary of State Steve Simon said this week he was “not persuaded” by the Minnesota DFL's interpretation of the court case they're using to attempt to justify these illegal actions. He stated quite clearly: “I don't believe that the court changed the requirement for caucus participation.” Secretary Simon is correct, but acknowledged in his statement that his office lacks enforcement authority.

While the Secretary of State may lack enforcement authority, you do not. Your oath of office demands that you take action. **There is no ambiguity, and no room for creative interpretation: what the Minnesota DFL Party is doing tonight is a flagrant and purposeful violation of state law. As Minnesota Attorney General and a leader within the Minnesota DFL party you have an obligation to uphold the laws of our state, and put a stop to this immediately.**

Failure to address such a shocking disregard for state law undermines the integrity and confidence in our election system. Inaction by Minnesota's top law enforcement official in the face of openly illegal behavior, and utter disregard for longstanding state election laws opens the door for parties, candidates, and others to take similarly brazen steps in the future.

We respectfully urge you to address this issue immediately.

Sincerely,



Rep. Kurt Daudt
House Minority Leader
District 31A



Rep. Anne Neu Brindley
Deputy Minority Leader
District 32B



Rep. Barb Haley
Minority Whip
District 21A



Rep. Jim Nash
Assistant Minority Leader
District 47A

CC (via electronic delivery): Secretary of State Steve Simon