

BEFORE THE COMMISSIONER OF
POLITICAL PRACTICES OF THE STATE OF MONTANA

Jeffrey A. Mangan, Commissioner of Political Practices To: Frank Smith No. COPP-2022-ONC-005	ORDER OF NONCOMPLIANCE
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WHEREAS, the above named candidate, Frank Smith filed as a candidate for election to HD 31 with Montana's Secretary of State's office on March 6, 2022; and

WHEREAS, Frank Smith filed a hard copy (paper) C-1A Statement of Candidate as a candidate for election to House District 31 in Roosevelt County with the COPP on March 22, 2022; and

WHEREAS, As a 2022 state district candidate, candidate Smith was required to file a C-5 campaign finance report on or before April 20, 2022, covering all contribution and expenditure activity for the period of March 16, 2022 through April 15, 2022. Candidate Smith was also required to file a C-5 campaign finance report on or before May 20, 2022, covering all contribution

and expenditure activity for the period of April 16, 2022 through May 14, 2022¹; and

WHEREAS, On April 21, 2022, COPP Compliance Specialists sent an email reminding candidates who had not yet filed the required April 20 C-5 campaign finance report of their requirement to do so. On May 25, 2022, COPP Compliance Specialists emailed candidate Smith to notify the campaign that it had yet to file the required April 20, 2022 C-5 campaign finance report. This email message goes on to state that:

By filing a Statement of Candidate with this Office certifying your candidacy for election to a state district office, your campaign was required to file a C-5 campaign finance report on or before that April 20 date. COPP records indicate you have not yet filed this required financial report.

You will need to log into the CERS system and file the required April 20, 2022 C-5 campaign finance report. This required report must be filed by 8:00 AM Tuesday, May 31, 2022. Failure to file by that date may result in an Order of Noncompliance being issued by Commissioner Mangan.

This message also contained a reminder about the required C-5 campaign finance report due on or before May 20, 2022; and

WHEREAS, On May 24, 2022, COPP Compliance Specialists sent an email reminding candidates, including candidate Smith, who had not yet filed the required May 20 C-5 campaign finance report of their requirement to do so;

WHEREAS, despite public reporting calendars, COPP website and social media updates, instruction and guidance provided to Candidates by COPP staff:

¹ See all candidate reporting calendars at <https://politicalpractices.mt.gov/Home/Reporting-Calendars>

- Candidate Smith did not file a C-5 campaign financial report on or before April 20, 2021;
- Candidate Smith did not respond to COPP staff requests to file required reports on or before May 20, 2021.
- As of the start of the business day (8:00 AM) June 9, 2022, candidate Smith had not filed the required April or May, 2022, C-5 campaign finance reports.


A copy of the candidate's Statement of Candidate is attached.

IT IS FURTHER ORDERED, pursuant to §13-37-121, MCA, that is declared to be in NONCOMPLIANCE with the provisions of sections § 13-37-225, MCA and ARM 44.11.302; and

IT IS FURTHER ORDERED that a County Attorney or the Commissioner may, on failure by to submit appropriate campaign finance reports within 5 days after receiving this Order of Noncompliance, may initiate a civil action pursuant to sections §13-37-124 and §13-37-128, MCA; and

FURTHER, if is aggrieved by the issuance of this Order of Noncompliance, he may seek judicial review in District Court pursuant to section §13-37-122, MCA.

DATED this 10th day of June 2022.



Jeffrey A Mangan
Commissioner of Political Practices

Of the State of Montana
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 COMMISSIONER OF
 POLITICAL PRACTICES

FORM C-1 (Revised 7/17)
STATEMENT OF CANDIDATE
 TO BE FILED by CANDIDATE FOR STATEWIDE OR STATE DISTRICT OFFICE
 ORIGINAL FILING AMENDED FILING

TYPE OR PRINT IN INK ALL INFORMATION WITH EXCEPTION OF SIGNATURE

CANDIDATE FULL NAME FRANK J. SMITH

CANDIDATE COMMITTEE NAME DEMOCRATE

E-MAIL ADDRESS (Please Print) claitena@hughes.net

COMPLETE DESCRIPTION OF OFFICE SOUGHT (including expiratory) HOUSE OF REPRESENTATIVE DIST 31

PARTY AFFILIATION, if any DEMOCRATE COUNTY OF RESIDENCE ROOSEVELT

COMPLETE MAILING ADDRESS (including City, State, Zip Code) PO BOX 729 POPLAR MT.

CONTACT NUMBERS 406-942-0615 Home Telephone Number 406-942-0615 Work Telephone Number Facsimile Number

CAMPAIGN TREASURER (Must be registered to vote in Montana)
 FULL NAME SELF

E-MAIL ADDRESS (Please Print) N/A

COMPLETE MAILING ADDRESS (including City, State, Zip Code) N/A

CONTACT NUMBERS N/A Home Telephone Number Work Telephone Number Facsimile Number

