

Effective 5/12/2015

20A-12-303 Separate account for campaign funds -- Reporting contributions.

- (1) The judge or the judge's personal campaign committee shall deposit each contribution in one or more separate personal campaign accounts in a financial institution.
- (2) The judge or the judge's personal campaign committee may not deposit or mingle any contributions received into a personal or business account.
- (3)
 - (a) As used in this Subsection (3) and Section 20A-12-305, "received" means:
 - (i) for a cash contribution, that the cash is given to a judge or the judge's personal campaign committee;
 - (ii) for a contribution that is a negotiable instrument or check, that the negotiable instrument or check is negotiated; and
 - (iii) for any other type of contribution, that any portion of the contribution's benefit inures to the judge.
 - (b) The judge or the judge's personal campaign committee shall report to the lieutenant governor each contribution received by the judge, within 30 days after the day on which the contribution is received.
 - (c) For each contribution that a judge fails to report within the time period described in Subsection (3)(b), the lieutenant governor shall impose a fine against the judge in an amount equal to:
 - (i) 10% of the amount of the contribution if the judge reports the contribution within 60 days after the day on which the time period described in Subsection (3)(b) ends; or
 - (ii) 20% of the amount of the contribution, if the judge fails to report the contribution within 60 days after the day on which the time period described in Subsection (3)(b) ends.
 - (d) The lieutenant governor shall:
 - (i) deposit money received under Subsection (3)(c) into the General Fund; and
 - (ii) report on the lieutenant governor's website, in the location where reports relating to each judge are available for public access:
 - (A) each fine imposed by the lieutenant governor against the judge;
 - (B) the amount of the fine;
 - (C) the amount of the contribution to which the fine relates; and
 - (D) the date of the contribution.
- (4) Within 30 days after receiving a contribution that is cash or a negotiable instrument, exceeds \$50, and is from an unknown source, a judge or the judge's personal campaign committee shall disburse the amount of the contribution to:
 - (a) the treasurer of the state or a political subdivision for deposit into the state's or political subdivision's general fund; or
 - (b) an organization that is exempt from federal income taxation under Section 501(c)(3), Internal Revenue Code.

Amended by Chapter 21, 2015 General Session
Amended by Chapter 127, 2015 General Session