

1 **POLITICAL ISSUES REPORTING**

2 **AMENDMENTS**

3 2003 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: David L. Hogue**

6 **This act modifies the Election code by establishing additional filing dates for reporting**
7 **political issues contributions and expenditures.**

8 This act affects sections of Utah Code Annotated 1953 as follows:

9 AMENDS:

10 **20A-11-702**, as last amended by Chapter 355, Laws of Utah 1997

11 **20A-11-802**, as last amended by Chapters 45 and 109, Laws of Utah 1999

12 *Be it enacted by the Legislature of the state of Utah:*

13 Section 1. Section **20A-11-702** is amended to read:

14 **20A-11-702. Campaign financial reporting of political issues expenditures by**
15 **corporations -- Financial reporting.**

16 (1) (a) Each corporation that has made political issues expenditures on current or
17 proposed ballot issues that total at least \$750 during a calendar year shall file a verified
18 financial statement with the lieutenant governor's office on:

19 (i) January 5, reporting expenditures as of December 31 of the previous year;

20 (ii) March 1;

21 (iii) June 1;

22 [~~(ii)~~] (iv) September 15; and

23 [~~(iii)~~] (v) seven days before the regular general election.

24 (b) The corporation shall report:

25 (i) a detailed listing of all expenditures made since the last statement; and

26 (ii) for financial statements filed on September 15 and before the primary and general
27 elections, expenditures as of three days before the required filing date of the financial



28 statement.

29 (c) The corporation need not file a statement under this section if it made no
30 expenditures during the reporting period.

31 (2) That statement shall include:

32 (a) the name and address of each individual, entity, or group of individuals or entities
33 that received a political issues expenditure of more than \$50 from the corporation, and the
34 amount of each political issues expenditure;

35 (b) the total amount of political issues expenditures disbursed by the corporation; and

36 (c) a paragraph signed by the corporation's treasurer or chief financial officer verifying
37 the accuracy of the verified financial statement.

38 Section 2. Section **20A-11-802** is amended to read:

39 **20A-11-802. Political issues committees -- Financial reporting.**

40 (1) (a) Each registered political issues committee that has received political issues
41 contributions totaling at least \$750, or disbursed political issues expenditures totaling at least
42 \$50 during a calendar year on current or proposed statewide ballot propositions, to influence an
43 incorporation petition or an incorporation election, or on initiative petitions to be submitted to
44 the Legislature, shall file a verified financial statement with the lieutenant governor's office:

45 (i) on January 5, reporting contributions and expenditures as of December 31 of the
46 previous year;

47 (ii) seven days before the date of an incorporation election, if the political issues
48 committee has received donations or made disbursements to affect an incorporation;

49 (iii) March 1;

50 (iv) June 1;

51 [~~(iii)~~] (v) on September 15; and

52 [~~(iv)~~] (vi) seven days before the regular general election.

53 (b) The political issues committee shall report:

54 (i) a detailed listing of all contributions received and expenditures made since the last
55 statement; and

56 (ii) for financial statements filed on September 15 and before the general election, all
57 contributions and expenditures as of three days before the required filing date of the financial
58 statement.

59 (c) The political issues committee need not file a statement under this section if it
60 received no contributions and made no expenditures during the reporting period.

61 (2) (a) That statement shall include:

62 (i) the name, address, and occupation of any individual that makes a political issues
63 contribution to the reporting political issues committee, and the amount of the political issues
64 contribution;

65 (ii) the identification of any publicly identified class of individuals that makes a
66 political issues contribution to the reporting political issues committee, and the amount of the
67 political issues contribution;

68 (iii) the name and address of any political issues committee, group, or entity that makes
69 a political issues contribution to the reporting political issues committee, and the amount of the
70 political issues contribution;

71 (iv) the name and address of each reporting entity that makes a political issues
72 contribution to the reporting political issues committee, and the amount of the political issues
73 contribution;

74 (v) for each nonmonetary contribution, the fair market value of the contribution;

75 (vi) the name and address of each individual, entity, or group of individuals or entities
76 that received a political issues expenditure of more than \$50 from the reporting political issues
77 committee, and the amount of each political issues expenditure;

78 (vii) for each nonmonetary expenditure, the fair market value of the expenditure;

79 (viii) the total amount of political issues contributions received and political issues
80 expenditures disbursed by the reporting political issues committee;

81 (ix) a paragraph signed by the political issues committee's treasurer or chief financial
82 officer verifying that, to the best of the signer's knowledge, the financial statement is accurate;
83 and

84 (x) a summary page in the form required by the lieutenant governor that identifies:

85 (A) beginning balance;

86 (B) total contributions during the period since the last statement;

87 (C) total contributions to date;

88 (D) total expenditures during the period since the last statement; and

89 (E) total expenditures to date.

90 (b) (i) Political issues contributions received by a political issues committee that have a
91 value of \$50 or less need not be reported individually, but shall be listed on the report as an
92 aggregate total.

93 (ii) Two or more political issues contributions from the same source that have an
94 aggregate total of more than \$50 may not be reported in the aggregate, but shall be reported
95 separately.

Legislative Review Note
as of 2-6-03 5:16 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

State Impact

It is estimated that provisions of this bill can be implemented with existing resources.

Individual and Business Impact

No significant fiscal impact.

Office of the Legislative Fiscal Analyst