

243 (iv) compensation paid by a reporting entity for personal services rendered by a person
244 without charge to a political issues committee; or

245 (v) goods or services provided to or for the benefit of another reporting entity at less
246 than fair market value.

247 (b) "Political issues expenditure" does not include:

248 (i) services provided without compensation by individuals volunteering a portion or all
249 of their time on behalf of a political issues committee; or

250 (ii) money lent to a political issues committee by a financial institution in the ordinary
251 course of business.

252 (35) "Political purposes" means an act done with the intent or in a way to influence or
253 tend to influence, directly or indirectly, any person to refrain from voting or to vote for or
254 against any candidate or a person seeking a municipal or county office at any caucus, political
255 convention, or election.

256 (36) (a) "Poll" means the survey of a person regarding the person's opinion or
257 knowledge of ~~§~~ → [a candidate] an individual who has filed a declaration of candidacy for
257a public office, ←~~§~~ or ~~§~~ → of a ←~~§~~ ballot proposition ~~§~~ → that has legally qualified for
257b placement on the ballot ←~~§~~ , which is conducted in person or by telephone,
258 facsimile, Internet, postal mail, or email.

259 (b) "Poll" does not include:

260 (i) a ballot; or

261 (ii) an interview of a focus group that is conducted, in person, by one individual, if:

262 (A) the focus group consists of more than three, and less than thirteen, individuals; and

263 (B) all individuals in the focus group are present during the interview.

264 [~~36~~] (37) "Primary election" means any regular primary election held under the
265 election laws.

266 [~~37~~] (38) "Public office" means the office of governor, lieutenant governor, state
267 auditor, state treasurer, attorney general, state or local school board member, state senator, state
268 representative, speaker of the House of Representatives, president of the Senate, and the leader,
269 whip, and assistant whip of any party caucus in either house of the Legislature.

270 [~~38~~] (39) (a) "Public service assistance" means the following when given or provided
271 to an officeholder to defray the costs of functioning in a public office or aid the officeholder to
272 communicate with the officeholder's constituents:

273 (i) a gift, subscription, donation, unpaid or partially unpaid loan, advance, or deposit of

336 [(52)] (53) "Supervisory board" means the individual or group of individuals that
337 allocate expenditures from a political issues committee.

338 Section 2. Section **20A-11-905** is enacted to read:

339 **20A-11-905. Election polls -- Disclosure required.**

340 (1) A person who conducts a poll shall disclose to the person being surveyed who paid
341 for the poll before or at the conclusion of the poll.

342 (2) The lieutenant governor shall:

343 (a) impose a \$100 fine on a person who fails to make the disclosure required under
344 Subsection (1); and

345 (b) deposit the fine described in Subsection (2)(a) in the General Fund.

345a **§→ (3) A person does not violate Subsection (1) if the person is prevented from making the**
345b **disclosure at the conclusion of the poll, because the person being surveyed terminates the**
345c **survey before the survey is completed. ←§**