

# HB0095S02 compared with HB0095S01

~~{Omitted text}~~ shows text that was in HB0095S01 but was omitted in HB0095S02  
inserted text shows text that was not in HB0095S01 but was inserted into HB0095S02

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## 1                    ~~{Campaign Contribution}~~ Financial Disclosure Revisions

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Michael J. Petersen

Senate Sponsor:

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### 3 LONG TITLE

#### 4 General Description:

5        This bill amends ~~{financial reporting}~~ provisions of the Election Code relating to ~~{a corporation}~~  
financial disclosures.

#### 6 Highlighted Provisions:

7        This bill:

8        ▶ ~~{narrows a provision that exempts a corporation from reporting a campaign expenditure if  
a reporting entity that receives the expenditure is required to report receipt of the expenditure;}~~

11       ▶ ~~{describes the circumstances under which the exemption described in the preceding  
paragraph does not apply; and}~~

13       ▶ ~~{makes technical changes.}~~

8       ▶ requires the lieutenant governor to provide, on the website relating to political financial  
disclosures, the ability to search across all disclosures made by filing entities to identify  
contributions or expenditures made by a particular person.

#### 11 Money Appropriated in this Bill:

12        None

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14 This bill provides a special effective date.

16 AMENDS:

17 **20A-11-103 , as last amended by Laws of Utah 2024, Chapter 443 , as last amended by Laws  
of Utah 2024, Chapter 443**

20 ~~{20A-11-701.5 , as renumbered and amended by Laws of Utah 2019, Chapter 74 , as  
renumbered and amended by Laws of Utah 2019, Chapter 74}~~

18

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

20 Section 1. Section 20A-11-103 is amended to read:

21 **20A-11-103. Notice of pending interim and summary reports -- Form of submission -- Public  
availability -- Notice of reporting and filing requirements.**

23 (1)

. (a) Except as provided under Subsection (1)(b), 10 days before an interim report or summary report is due under this chapter or Chapter 12, Part 2, Judicial Retention Elections, the chief election officer shall inform the filing entity by electronic mail unless postal mail is requested:

27 (i) that the financial statement is due;

28 (ii) of the date that the financial statement is due; and

29 (iii) of the penalty for failing to file the financial statement.

30 (b) The chief election officer is not required to provide notice:

31 (i) to a candidate or political party of the financial statement that is due before the candidate's or political party's political convention;

33 (ii) of a financial statement due in connection with a public hearing for an initiative under the requirements of Section 20A-7-204.1; or

35 (iii) to a corporation or labor organization, as defined in Section 20A-11-1501.

36 (2) A filing entity shall electronically file a financial statement via electronic mail or the Internet according to specifications established by the chief election officer.

38 (3)

. (a) A financial statement is considered timely filed if the financial statement is received by the chief election officer's office before midnight, Mountain Time, at the end of the day on which the financial statement is due.

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- (b) For a county clerk's office that is not open until midnight at the end of the day on which a financial statement is due, the county clerk shall permit a candidate to file the financial statement via email or another electronic means designated by the county clerk.
- 45 (c) A chief election officer may extend the time in which a filing entity is required to file a financial statement if a filing entity notifies the chief election officer of the existence of an extenuating circumstance that is outside the control of the filing entity.
- 48 (4) Notwithstanding any provision of Title 63G, Chapter 2, Government Records Access and Management Act, the lieutenant governor shall:
- 50 (a) make each campaign finance statement filed by a candidate available for public inspection and copying no later than one business day after the statement is filed; and
- 52 (b) post on a website established by the lieutenant governor:
- 53 (i) an electronic copy or the contents of each summary report or interim report filed under the requirements of this chapter or Chapter 12, Part 2, Judicial Retention Elections, no later than three business days after the date on which the summary report or interim report is electronically filed; or
- 57 (ii) for a campaign finance statement filed under the requirements of Section 10-3-208, for a municipality, or Section 17-16-6.5, for a county, a link to the municipal or county website that hosts the campaign finance statement, no later than seven business days after the date on which the lieutenant governor receives the link from:
- 62 (A) the municipal clerk or recorder, in accordance with Subsection 10-3-208(10)(b)(ii); or
- 64 (B) the county clerk, in accordance with Subsection 17-16-6.5(18)(b)(ii).
- 65 (5) The lieutenant governor shall provide, on the website described in Subsection (4)(b), the ability for an individual to search across disclosures made by all filing entities to identify contributions or expenditures made by a specific person.
- 68 [(5)] (6) Between January 1 and January 15 of each year, the chief election officer shall provide notice, by postal mail or email, to each filing entity for which the chief election officer has a physical or email address, of the reporting and filing requirements described in this chapter.

23 ~~{Section 1. Section 20A-11-701.5 is amended to read: }~~

24 **20A-11-701.5. Campaign financial reporting by corporations -- Filing requirements --**  
**Statement contents.**

26 (1)

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- (a) ~~[Each]~~ A corporation that ~~[has made]~~ makes expenditures for political purposes that total at least \$750 during a calendar year shall file a verified financial statement with the lieutenant governor's office:
- 29 (i) on January 10, reporting expenditures as of December 31 of the previous year;
- 30 (ii) seven days before the state political convention for each major political party;
- 31 (iii) seven days before the regular primary election date;
- 32 (iv) on September 30; and
- 33 (v) seven days before the regular general election date.
- 34 (b) The corporation shall report:
- 35 (i) a detailed listing of all expenditures made since the last financial statement;
- 36 (ii) for a financial statement described in Subsections (1)(a)(ii) through (v), all expenditures as of five days before the required filing date of the financial statement; and
- 39 (iii) whether the corporation, including an officer of the corporation, director of the corporation, or person with at least 10% ownership in the corporation:
- 41 (A) has bid since the last financial statement on a contract, as defined in Section 63G-6a-103, in excess of \$100,000;
- 43 (B) is currently bidding on a contract, as defined in Section 63G-6a-103, in excess of \$100,000; or
- 45 (C) is a party to a contract, as defined in Section 63G-6a-103, in excess of \$100,000.
- 47 ~~[(e)] (2) [The]~~ A corporation ~~[need]~~ is not required to file a financial statement under this section if the ~~[~~ corporation ~~[made]~~ makes no expenditures during the reporting period.
- 49 ~~[(d)] (3) [The]~~ If a corporation ~~[is not required to report]~~ makes an expenditure ~~[made]~~ for a political purpose to, or on behalf of, a reporting entity that the reporting entity is required to include in a financial statement described in this chapter, Chapter 12, Part 2, Judicial Retention Elections, Section 10-3-208, or Section 17-16-6.5[-] , the corporation is not required to report the expenditure, unless:
- 54 (a) the sum of the expenditure, and all other expenditures made for a political purpose by the corporation within 365 days before the day on which the corporation makes the expenditure, exceeds \$100,000; or
- 57 (b)
- . (i) the expenditure is made to, or on behalf of:
- 58 (A) a candidate, including the candidate's personal campaign committee;

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- 59 (B) a judge, including the judge's personal campaign committee; or  
60 (C) an officeholder, including the officeholder's personal campaign committee; and  
61 (ii) the sum of the expenditure, and all other expenditures made for a political purpose to the same  
person within the 365 days before the day on which the corporation makes the expenditure, exceeds  
\$25,000.
- 64 [(2)] (4) The financial statement shall include:
- 65 (a) the name and address of each reporting entity that received an expenditure from the corporation,  
and the amount of each expenditure;
- 67 (b) the total amount of expenditures disbursed by the corporation; and
- 68 (c) a statement by the corporation's treasurer or chief financial officer certifying the accuracy of the  
financial statement.

72 Section 2. **Effective date.**

This bill takes effect on {~~May 7, 2025~~} January 1, 2026.

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