

SB0018S01 compared with SB0018

~~{Omitted text}~~ shows text that was in SB0018 but was omitted in SB0018S01

inserted text shows text that was not in SB0018 but was inserted into SB0018S01

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Election Fundraising Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel McCay

House Sponsor: Bridger Bolinder

LONG TITLE

General Description:

This bill amends provisions relating to prohibited campaign contributions.

Highlighted Provisions:

This bill:

- defines terms;
- exempts a campaign contribution for federal office , made by a person other than a lobbyist or principal, from the prohibition on campaign contributions during a legislative session or the time period when the governor may veto a bill;
- makes it a crime to make a federal contribution with the intent to influence the governor or a state official to take or not take an action or to reward the governor or a state official for taking or not taking an action; and
- makes technical changes.

Money Appropriated in this Bill:

None

None

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AMENDS:

36-11-305, as last amended by Laws of Utah 2018, Chapter 139, as last amended by Laws of Utah 2018, Chapter 139

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

Section 1. Section **36-11-305** is amended to read:

36-11-305. Campaign contribution during session or veto period prohibited -- Exceptions related to federal campaigns -- Federal contribution intended to influence governor or state official prohibited.

(1) As used in this section:

(a) "Federal campaign contribution" means a contribution made for a campaign for federal office to:

(i) a state official who is a candidate for federal office; or

(ii) a governor who is a candidate for federal office.

~~{(a)}~~ (b)

~~(i) {"Campaign"} "State campaign contribution" means a contribution, as defined in Section 20A-11-101.~~

~~(ii) {"Campaign"} "State campaign contribution" does not include a federal campaign contribution.~~

~~{(b)} {"Federal contribution" means a contribution made:} }~~

~~{(i) {to a state official who is a candidate for federal office or a governor who is a candidate for federal office, a campaign committee of the state official or governor, or a political action committee controlled by the state official or governor; and} }~~

~~{(ii) {for the state official's or governor's campaign for federal office.} }~~

(c) "State official" means:

(i) a member of the Utah Senate or the Utah House of Representatives;

(ii) the lieutenant governor;

(iii) the attorney general;

(iv) the state auditor; or

(v) the state treasurer.

~~[(4)]~~ (2) It is unlawful for a person, lobbyist, principal, or political committee to make a state campaign contribution to, or to contract, promise, or agree to make a state campaign contribution ~~[to]~~ to, any of

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the following during the time the Legislature is convened in annual general session, veto override session, or special session:

- 51 [(a)
52 . (i) a legislator;]
53 [(ii) the lieutenant governor;]
54 [(iii) the attorney general;]
55 [(iv) the state auditor; or]
56 [(v) the state treasurer;]
57 (a) a state official;
58 (b) the personal campaign committee of [an individual described in Subsection (1)(a)] a state official; or
59 (c) a political action committee controlled by a [person described in Subsection (1)(a)] state official.
60 (3) It is unlawful for a lobbyist or principal to make a federal campaign contribution to, or to contract,
61 promise, or agree to make a federal campaign contribution to, any of the following during the time
62 the Legislature is convened in annual general session, veto override session, or special session:
63 (a) a state official who is running for federal office;
64 (b) a federal campaign committee of a person described in Subsection (3)(a); or
65 (c) a political committee, as defined in 52 U.S.C. Sec. 30101, that is controlled by a person described in
66 Subsection (3)(a).
67 {(3)} (4) It is unlawful for a person{, lobbyist, principal, or political committee} to make a federal
68 campaign contribution to, or to contract, promise, or agree to make a federal {contribution}
69 campaign contribution to, {to} a person described in Subsection {(2)(a)} (3)(a), (b), or (c), if the
70 person{, lobbyist, principal, or political committee} makes the federal campaign contribution,
71 contract, promise, or agreement with the intent to:
72 (a) influence a state official to take or fail to take an action in the state official's capacity as a state
73 official; or
74 (b) reward a state official for taking or failing to take an action in the state official's capacity as a state
75 official.
76 {(2)} {(4)} (5) It is unlawful for a person, lobbyist, principal, or political committee to make a state
77 campaign contribution to, or to contract, promise, or agree to make a state campaign contribution[;
78 to the governor, the governor's personal campaign committee, or a political action committee
79 controlled by the governor] to, any of the following during the time the Legislature is convened

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in annual general session, veto override session, or special session, or during the time period established by the Utah Constitution, Article VII, Section 8, for the governor to approve or veto bills passed by the Legislature in the annual general session~~[:]~~ :

81 (a) the governor;

82 (b) the governor's personal campaign committee; or

83 (c) a political action committee controlled by the governor.

84 (6) It is unlawful for a lobbyist or principal to make a federal campaign contribution to, or to contract, promise, or agree to make a federal campaign contribution to, any of the following during the time the Legislature is convened in annual general session, veto override session, or special session, or during the time period established by the Utah Constitution, Article VII, Section 8, for the governor to approve or veto bills passed by the Legislature in the annual general session:

90 (a) a governor who is running for federal office;

91 (b) the governor's federal campaign committee; or

92 (c) a political committee, as defined in 52 U.S.C. Sec. 30101, that is controlled by the governor.

77 ~~{(5)}~~ (7) It is unlawful for a person~~{, lobbyist, principal, or political committee}~~ to make a federal campaign contribution~~to~~, or to contract, promise, or agree to make a federal campaign contribution~~{, to {the governor, the governor's personal campaign committee, or a political action committee controlled by the governor if the }, a person{, lobbyist} described in Subsection (6)(a), (b), {principal, or political committee} or (c), if the person~~ makes the federal campaign contribution, contract, promise, or agreement with the intent to:

82 (a) influence the governor to take or fail to take an action in the governor's capacity as governor; or

84 (b) reward the governor for taking or failing to take an action in the governor's capacity as governor.

86 ~~[(3)] {(6)}~~ (8) ~~[Any person who violates]~~ A violation of this section is~~[guilty of]~~ a class A misdemeanor.

104 Section 2. **Effective date.**

This bill takes effect on May 7, 2025.

1-29-25 8:40 PM