

**Candice B. Pierucci** proposes the following substitute bill:

**Banning Foreign Funding in Ballot Propositions and Elections**

2025 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Candice B. Pierucci**

Senate Sponsor: Daniel McCay

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**LONG TITLE**

**General Description:**

This bill establishes provisions related to foreign financial influence in ballot propositions and elections.

**Highlighted Provisions:**

This bill:

- defines terms;
- prohibits a foreign national from making or attempting to make a contribution or an independent expenditure for a political purpose;
- prohibits a candidate, officeholder, or entity subject to campaign finance reporting requirements from knowingly soliciting, accepting, or receiving a contribution from a foreign national;
- requires a candidate, officeholder, or entity that receives contributions to annually certify to the lieutenant governor that the candidate, officeholder, or entity did not knowingly accept a contribution from a foreign national;
- requires each corporation or labor organization subject to campaign finance reporting requirements to certify that the corporation or labor organization is not a foreign national;
- requires a candidate, officeholder, or entity that receives a contribution from a foreign national to:
  - immediately notify the lieutenant governor;
  - return the contribution to the foreign national; and
  - if the foreign national refuses to accept the return of the contribution, disperse the value of the contribution into the state's General Fund
- prohibits any person from aiding or facilitating a violation of the prohibitions described above;
- establishes a criminal penalty for a person who violates the provisions described above;

- 29       ▶ requires the lieutenant governor to impose a civil penalty against a foreign national that
- 30 makes a contribution or independent expenditure; and
- 31       ▶ makes technical and conforming changes.

32 **Money Appropriated in this Bill:**

33       None

34 **Other Special Clauses:**

35       None

36 **Utah Code Sections Affected:**

37 AMENDS:

- 38       **20A-11-203**, as last amended by Laws of Utah 2019, Chapter 74
- 39       **20A-11-302**, as last amended by Laws of Utah 2019, Chapter 74
- 40       **20A-11-401**, as last amended by Laws of Utah 2018, Chapter 83
- 41       **20A-11-506**, as last amended by Laws of Utah 2019, Chapter 74
- 42       **20A-11-510**, as last amended by Laws of Utah 2019, Chapter 74
- 43       **20A-11-602**, as last amended by Laws of Utah 2019, Chapters 74, 116
- 44       **20A-11-702**, as last amended by Laws of Utah 2017, Chapter 276
- 45       **20A-11-802**, as last amended by Laws of Utah 2023, Chapter 116
- 46       **20A-11-1302**, as last amended by Laws of Utah 2019, Chapter 74
- 47       **20A-11-1502**, as last amended by Laws of Utah 2018, Chapter 83

48 ENACTS:

- 49       **20A-11-1801**, Utah Code Annotated 1953
- 50       **20A-11-1802**, Utah Code Annotated 1953



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

53       Section 1. Section **20A-11-203** is amended to read:

54       **20A-11-203 . State office candidate -- Financial reporting requirements --**

55 **Year-end summary report.**

56 (1)(a) Each state office candidate shall file a summary report by January 10 of the year  
57 after the regular general election year.

58 (b) In addition to the requirements of Subsection (1)(a), a former state office candidate  
59 that has not filed the statement of dissolution and final summary report required  
60 under Section 20A-11-205 shall continue to file a summary report on January 10 of  
61 each year.

62 (2)(a) Each summary report shall include the following information as of December 31

- 63 of the previous year:
- 64 (i) the net balance of the last financial statement, if any;
- 65 (ii) a single figure equal to the total amount of receipts reported on all interim reports,
- 66 if any;
- 67 (iii) a single figure equal to the total amount of expenditures reported on all interim
- 68 reports, if any, filed during the previous year;
- 69 (iv) a detailed listing of each contribution received since the last summary report that
- 70 has not been reported in detail on an interim report;
- 71 (v) for each nonmonetary contribution:
- 72 (A) the fair market value of the contribution with that information provided by the
- 73 contributor; and
- 74 (B) a specific description of the contribution;
- 75 (vi) a detailed listing of each expenditure made since the last summary report that has
- 76 not been reported in detail on an interim report;
- 77 (vii) for each nonmonetary expenditure, the fair market value of the expenditure;
- 78 (viii) a net balance for the year consisting of the net balance from the last summary
- 79 report, if any, plus all receipts minus all expenditures; and
- 80 (ix) the name of a political action committee for which the state office candidate is
- 81 designated as an officer who has primary decision-making authority under Section
- 82 20A-11-601.
- 83 (b) In preparing the report, all receipts and expenditures shall be reported as of
- 84 December 31 of the previous year.
- 85 (c) A check or negotiable instrument received by a state office candidate or a state office
- 86 candidate's personal campaign committee on or before December 31 of the previous
- 87 year shall be included in the summary report.
- 88 (3) An authorized member of the state office candidate's personal campaign committee or
- 89 the state office candidate shall certify in the summary report that, to the best of the
- 90 person's knowledge<sup>[,]</sup> :
- 91 (a) all receipts and all expenditures have been reported as of December 31 of the
- 92 previous year; [and]
- 93 (b) ~~that~~ there are no bills or obligations outstanding and unpaid except as set forth in [
- 94 ~~that~~ the report[-] ; and
- 95 (c) the state office candidate did not not knowingly accept a campaign contribution from
- 96 a foreign national, as those terms are defined in Section 20A-11-1801.

97 Section 2. Section **20A-11-302** is amended to read:

98 **20A-11-302 . Legislative office candidate -- Financial reporting requirements --**  
99 **Year-end summary report.**

100 (1)(a) Each legislative office candidate shall file a summary report by January 10 of the  
101 year after the regular general election year.

102 (b) In addition to the requirements of Subsection (1)(a), a former legislative office  
103 candidate that has not filed the statement of dissolution and final summary report  
104 required under Section 20A-11-304 shall continue to file a summary report on  
105 January 10 of each year.

106 (2)(a) Each summary report shall include the following information as of December 31  
107 of the previous year:

108 (i) the net balance of the last financial statement, if any;

109 (ii) a single figure equal to the total amount of receipts reported on all interim reports,  
110 if any, during the calendar year in which the summary report is due;

111 (iii) a single figure equal to the total amount of expenditures reported on all interim  
112 reports, if any, filed during the previous year;

113 (iv) a detailed listing of each contribution received since the last summary report that  
114 has not been reported in detail on an interim report;

115 (v) for each nonmonetary contribution:

116 (A) the fair market value of the contribution with that information provided by the  
117 contributor; and

118 (B) a specific description of the contribution;

119 (vi) a detailed listing of each expenditure made since the last summary report that has  
120 not been reported in detail on an interim report;

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

122 (viii) a net balance for the year consisting of the net balance from the last summary  
123 report, if any, plus all receipts minus all expenditures; and

124 (ix) the name of a political action committee for which the legislative office  
125 candidate is designated as an officer who has primary decision-making authority  
126 under Section 20A-11-601.

127 (b) In preparing the report, all receipts and expenditures shall be reported as of  
128 December 31 of the previous year.

129 (c) A check or negotiable instrument received by a legislative office candidate on or  
130 before December 31 of the previous year shall be included in the summary report.

131 (3) The legislative office candidate shall certify in the summary report that to the best of the  
 132 legislative office candidate's knowledge[;] :

133 (a) all receipts and all expenditures have been reported as of December 31 of the  
 134 previous year; [and]

135 (b) [~~that~~]there are no bills or obligations outstanding and unpaid except as set forth in [  
 136 ~~that~~] the report[-] ; and

137 (c) the legislative office candidate did not knowingly accept a campaign contribution  
 138 from a foreign national, as those terms are defined in Section 20A-11-1801.

139 Section 3. Section **20A-11-401** is amended to read:

140 **20A-11-401 . Officeholder financial reporting requirements -- Year-end**  
 141 **summary report -- Officeholder as a political action committee officer -- Anonymous**  
 142 **contribution or public service assistance.**

143 (1)(a) Each officeholder shall file a summary report by January 10 of each year.

144 (b) An officeholder that is required to file a summary report both as an officeholder and  
 145 as a candidate for office under the requirements of this chapter may file a single  
 146 summary report as a candidate and an officeholder, provided that the combined report  
 147 meets the requirements of:

148 (i) this section; and

149 (ii) the section that provides the requirements for the summary report filed by the  
 150 officeholder in the officeholder's capacity of a candidate for office.

151 (2)(a) Each summary report shall include the following information as of December 31  
 152 of the previous year:

153 (i) the net balance of the last summary report, if any;

154 (ii) a single figure equal to the total amount of receipts received since the last  
 155 summary report, if any;

156 (iii) a single figure equal to the total amount of expenditures made since the last  
 157 summary report, if any;

158 (iv) a detailed listing of each contribution and public service assistance received since  
 159 the last summary report;

160 (v) for each nonmonetary contribution:

161 (A) the fair market value of the contribution with that information provided by the  
 162 contributor; and

163 (B) a specific description of the contribution;

164 (vi) a detailed listing of each expenditure made since the last summary report;

165 (vii) for each nonmonetary expenditure, the fair market value of the expenditure;  
 166 (viii) a net balance for the year consisting of the net balance from the last summary  
 167 report plus all receipts minus all expenditures; and  
 168 (ix) the name of a political action committee for which the officeholder is designated  
 169 as an officer who has primary decision-making authority under Section  
 170 20A-11-601.

171 (b) In preparing the report, all receipts and expenditures shall be reported as of  
 172 December 31 of the previous year.

173 (3) The summary report shall contain a paragraph signed by the officeholder certifying that,  
 174 to the best of the officeholder's knowledge[;] :

175 (a) all receipts and all expenditures have been reported as of December 31 of the last  
 176 calendar year; [~~and~~]

177 (b) [~~that~~] there are no bills or obligations outstanding and unpaid except as set forth in [  
 178 ~~that~~] the report[-] ; and

179 (c) the officeholder did not knowingly accept a campaign contribution from a foreign  
 180 national, as those terms are defined in Section 20-11-1801.

181 (4) An officeholder may:

182 (a) receive public service assistance from a political action committee registered under  
 183 Section 20A-11-601; and

184 (b) be designated by a political action committee as an officer who has primary  
 185 decision-making authority as described in Section 20A-11-601.

186 (5) Within 31 days after receiving a contribution or public service assistance that is cash or  
 187 a negotiable instrument, exceeds \$50, and is from an unknown source, an officeholder  
 188 shall disburse the amount of the contribution or public service assistance to:

189 (a) the treasurer of the state or a political subdivision for deposit into the state's or  
 190 political subdivision's general fund; or

191 (b) an organization that is exempt from federal income taxation under Section 501(c)(3),  
 192 Internal Revenue Code.

193 Section 4. Section **20A-11-506** is amended to read:

194 **20A-11-506 . Political party financial reporting requirements -- Year-end**  
 195 **summary report.**

196 (1) The party committee of each registered political party shall file a summary report by  
 197 January 10 of each year.

198 (2)(a) Each summary report shall include the following information as of December 31

199 of the previous year:

- 200 (i) the net balance of the last summary report, if any;
- 201 (ii) a single figure equal to the total amount of receipts reported on all interim reports,
- 202 if any, during the previous year;
- 203 (iii) a single figure equal to the total amount of expenditures reported on all interim
- 204 reports, if any, filed during the previous year;
- 205 (iv) a detailed listing of each contribution received since the last summary report that
- 206 has not been reported in detail on an interim report;
- 207 (v) for each nonmonetary contribution, the fair market value of the contribution;
- 208 (vi) a detailed listing of each expenditure made since the last summary report that has
- 209 not been reported in detail on an interim report;
- 210 (vii) for each nonmonetary expenditure, the fair market value of the expenditure; and
- 211 (viii) a net balance for the year consisting of the net balance from the last summary
- 212 report, if any, plus all receipts minus all expenditures.

213 (b)(i) For all individual contributions of \$50 or less, a single aggregate figure may be  
214 reported without separate detailed listings.

215 (ii) Two or more contributions from the same source that have an aggregate total of  
216 more than \$50 may not be reported in the aggregate, but shall be reported  
217 separately.

218 (c) In preparing the report, all receipts and expenditures shall be reported as of  
219 December 31 of the previous year.

220 (3) The summary report shall contain a paragraph signed by the treasurer of the party  
221 committee certifying that, to the best of the treasurer's knowledge[-] :

222 (a) all receipts and all expenditures have been reported as of December 31 of the  
223 previous year; [~~and~~]

224 (b) [~~that~~] there are no bills or obligations outstanding and unpaid except as set forth in [  
225 ~~that~~] the report[-] ; and

226 (c) the party committee did not knowingly accept a campaign contribution from a  
227 foreign national, as those terms are defined in Section 20-11-1801.

228 Section 5. Section **20A-11-510** is amended to read:

229 **20A-11-510 . County political party financial reporting requirements -- Year-end**  
230 **summary report.**

231 (1) A county political party officer of a county political party that has received  
232 contributions totaling at least \$750, or disbursed expenditures totaling at least \$750,

233 during a calendar year shall file a summary report by January 10 of the following year.

234 (2)(a) Each summary report shall include the following information as of December 31

235 of the previous year:

236 (i) the net balance of the last summary report, if any;

237 (ii) a single figure equal to the total amount of receipts reported on all interim reports,  
238 if any, filed during the previous year;

239 (iii) a single figure equal to the total amount of expenditures reported on all interim  
240 reports, if any, filed during the previous year;

241 (iv) a detailed listing of each contribution received since the last summary report that  
242 has not been reported in detail on an interim report;

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

244 (vi) a detailed listing of each expenditure made since the last summary report that has  
245 not been reported in detail on an interim report;

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

247 (viii) a net balance for the year consisting of the net balance from the last summary  
248 report, if any, plus all receipts minus all expenditures.

249 (b)(i) For all individual contributions of \$50 or less, a single aggregate figure may be  
250 reported without separate detailed listings.

251 (ii) Two or more contributions from the same source that have an aggregate total of  
252 more than \$50 may not be reported in the aggregate, but shall be reported  
253 separately.

254 (c) In preparing the report, all receipts and expenditures shall be reported as of  
255 December 31 of the previous year.

256 (3) The county political party officer shall certify in the summary report that, to the best of  
257 the officer's knowledge[;] :

258 (a) all receipts and all expenditures have been reported as of December 31 of the  
259 previous year; [and]

260 (b) [~~that~~]there are no bills or obligations outstanding and unpaid except as set forth in  
261 that report[-] ; and

262 (c) the county political party did not knowingly accept a campaign contribution from a  
263 foreign national, as those terms are defined in Section 20-11-1801.

264 Section 6. Section **20A-11-602** is amended to read:

265 **20A-11-602 . Political action committees -- Financial reporting.**

266 (1)(a) Each registered political action committee that has received contributions totaling



- 267 at least \$750, or disbursed expenditures totaling at least \$750, during a calendar year  
268 shall file a verified financial statement with the lieutenant governor's office:
- 269 (i) on January 10, reporting contributions and expenditures as of December 31 of the  
270 previous year;
  - 271 (ii) seven days before the state political convention of each major political party;
  - 272 (iii) seven days before the county political convention of a political party, if the  
273 political action committee makes an expenditure on or before the day described in  
274 Subsection (1)(b)(ii) in relation to a candidate that the party may nominate at the  
275 convention;
  - 276 (iv) seven days before the regular primary election date;
  - 277 (v) on September 30; and
  - 278 (vi) seven days before:
    - 279 (A) the municipal general election; and
    - 280 (B) the regular general election.
- 281 (b) The registered political action committee shall report:
- 282 (i) a detailed listing of all contributions received and expenditures made since the last  
283 statement; and
  - 284 (ii) for a financial statement described in Subsections (1)(a)(ii) through (v), all  
285 contributions and expenditures as of five days before the required filing date of  
286 the financial statement.
- 287 (c) The registered political action committee need not file a statement under this section  
288 if it received no contributions and made no expenditures during the reporting period.
- 289 (2)(a) The verified financial statement shall include:
- 290 (i) the name and address of any individual who makes a contribution to the reporting  
291 political action committee, if known, and the amount of the contribution;
  - 292 (ii) the identification of any publicly identified class of individuals that makes a  
293 contribution to the reporting political action committee, if known, and the amount  
294 of the contribution;
  - 295 (iii) the name and address of any political action committee, group, or entity, if  
296 known, that makes a contribution to the reporting political action committee, and  
297 the amount of the contribution;
  - 298 (iv) for each nonmonetary contribution, the fair market value of the contribution;
  - 299 (v) the name and address of each reporting entity that received an expenditure from  
300 the reporting political action committee, and the amount of each expenditure;

- 301 (vi) for each nonmonetary expenditure, the fair market value of the expenditure;
- 302 (vii) the total amount of contributions received and expenditures disbursed by the
- 303 reporting political action committee;
- 304 (viii) a statement by the political action committee's treasurer or chief financial
- 305 officer certifying that, to the best of the person's knowledge[;] :
- 306 (A) the financial report is accurate; and
- 307 (B) the political action committee did not knowingly accept a campaign
- 308 contribution from a foreign national, as those terms are defined in Section
- 309 20-11-1801.
- 310 (ix) a summary page in the form required by the lieutenant governor that identifies:
- 311 (A) beginning balance;
- 312 (B) total contributions during the period since the last statement;
- 313 (C) total contributions to date;
- 314 (D) total expenditures during the period since the last statement; and
- 315 (E) total expenditures to date.
- 316 (b)(i) Contributions received by a political action committee that have a value of \$50
- 317 or less need not be reported individually, but shall be listed on the report as an
- 318 aggregate total.
- 319 (ii) Two or more contributions from the same source that have an aggregate total of
- 320 more than \$50 may not be reported in the aggregate, but shall be reported
- 321 separately.
- 322 (c) A political action committee is not required to report an independent expenditure
- 323 under Part 17, Independent Expenditures, if, in the financial statement described in
- 324 this section, the political action committee:
- 325 (i) includes the independent expenditure;
- 326 (ii) identifies the independent expenditure as an independent expenditure; and
- 327 (iii) provides the information, described in Section 20A-11-1704, in relation to the
- 328 independent expenditure.
- 329 (3) A group or entity may not divide or separate into units, sections, or smaller groups for
- 330 the purpose of avoiding the financial reporting requirements of this chapter, and
- 331 substance shall prevail over form in determining the scope or size of a political action
- 332 committee.
- 333 (4)(a) As used in this Subsection (4), "received" means:
- 334 (i) for a cash contribution, that the cash is given to a political action committee;

- 335 (ii) for a contribution that is a negotiable instrument or check, that the negotiable  
336 instrument or check is negotiated; and
- 337 (iii) for any other type of contribution, that any portion of the contribution's benefit  
338 inures to the political action committee.
- 339 (b) A political action committee shall report each contribution to the lieutenant governor  
340 within 31 days after the contribution is received.
- 341 (5) A political action committee may not expend a contribution for political purposes if the  
342 contribution:
- 343 (a) is cash or a negotiable instrument;
- 344 (b) exceeds \$50; and
- 345 (c) is from an unknown source.
- 346 (6) Within 31 days after receiving a contribution that is cash or a negotiable instrument,  
347 exceeds \$50, and is from an unknown source, a political action committee shall disburse  
348 the amount of the contribution to:
- 349 (a) the treasurer of the state or a political subdivision for deposit into the state's or  
350 political subdivision's general fund; or
- 351 (b) an organization that is exempt from federal income taxation under Section 501(c)(3),  
352 Internal Revenue Code.

353 Section 7. Section **20A-11-702** is amended to read:

354 **20A-11-702 . Campaign financial reporting of political issues expenditures by**  
355 **corporations -- Financial reporting.**

- 356 (1)(a) Each corporation that has made political issues expenditures on current or  
357 proposed ballot issues that total at least \$750 during a calendar year shall file a  
358 verified financial statement with the lieutenant governor's office:
- 359 (i) on January 10, reporting expenditures as of December 31 of the previous year;
- 360 (ii) seven days before the state political convention of each major political party;
- 361 (iii) seven days before the regular primary election date;
- 362 (iv) on September 30; and
- 363 (v) seven days before the regular general election date.
- 364 (b) The corporation shall report:
- 365 (i) a detailed listing of all expenditures made since the last financial statement; and
- 366 (ii) for a financial statement described in Subsections (1)(a)(ii) through (v),  
367 expenditures as of five days before the required filing date of the financial  
368 statement.

- 369 (c) The corporation need not file a statement under this section if it made no  
 370 expenditures during the reporting period.
- 371 (2) That statement shall include:
- 372 (a) the name and address of each individual, entity, or group of individuals or entities  
 373 that received a political issues expenditure of more than \$50 from the corporation,  
 374 and the amount of each political issues expenditure;
- 375 (b) the total amount of political issues expenditures disbursed by the corporation; and
- 376 (c) a statement by the corporation's treasurer or chief financial officer certifying:
- 377 (i) the accuracy of the verified financial statement[-] ; and
- 378 (ii) that the corporation is not a foreign national, as that term is defined in Section  
 379 20A-11-1801.

380 Section 8. Section **20A-11-802** is amended to read:

381 **20A-11-802 . Political issues committees -- Financial reporting.**

- 382 (1)(a) Each registered political issues committee that has received political issues  
 383 contributions totaling at least \$750, or disbursed political issues expenditures totaling  
 384 at least \$750, during a calendar year, shall file a verified financial statement with the  
 385 lieutenant governor's office:
- 386 (i) on January 10, reporting contributions and expenditures as of December 31 of the  
 387 previous year;
- 388 (ii) seven days before the state political convention of each major political party;
- 389 (iii) seven days before the regular primary election date;
- 390 (iv) seven days before the date of an incorporation election, if the political issues  
 391 committee has received or expended funds to affect an incorporation;
- 392 (v) at least three days before the first public hearing held as required by Section  
 393 20A-7-204.1;
- 394 (vi) if the political issues committee has received or expended funds in relation to an  
 395 initiative or referendum, five days before the deadline for the initiative or  
 396 referendum sponsors to submit:
- 397 (A) the verified and certified initiative packets under Section 20A-7-105; or
- 398 (B) the signed and verified referendum packets under Section 20A-7-105;
- 399 (vii) on September 30; and
- 400 (viii) seven days before:
- 401 (A) the municipal general election; and
- 402 (B) the regular general election.

- 403 (b) The political issues committee shall report:
- 404 (i) a detailed listing of all contributions received and expenditures made since the last  
405 statement; and
- 406 (ii) all contributions and expenditures as of five days before the required filing date  
407 of the financial statement, except for a financial statement filed on January 10.
- 408 (c) The political issues committee need not file a statement under this section if it  
409 received no contributions and made no expenditures during the reporting period.
- 410 (2)(a) That statement shall include:
- 411 (i) the name and address, if known, of any individual who makes a political issues  
412 contribution to the reporting political issues committee, and the amount of the  
413 political issues contribution;
- 414 (ii) the identification of any publicly identified class of individuals that makes a  
415 political issues contribution to the reporting political issues committee, and the  
416 amount of the political issues contribution;
- 417 (iii) the name and address, if known, of any political issues committee, group, or  
418 entity that makes a political issues contribution to the reporting political issues  
419 committee, and the amount of the political issues contribution;
- 420 (iv) the name and address of each reporting entity that makes a political issues  
421 contribution to the reporting political issues committee, and the amount of the  
422 political issues contribution;
- 423 (v) for each nonmonetary contribution, the fair market value of the contribution;
- 424 (vi) except as provided in Subsection (2)(c), the name and address of each individual,  
425 entity, or group of individuals or entities that received a political issues  
426 expenditure of more than \$50 from the reporting political issues committee, and  
427 the amount of each political issues expenditure;
- 428 (vii) for each nonmonetary expenditure, the fair market value of the expenditure;
- 429 (viii) the total amount of political issues contributions received and political issues  
430 expenditures disbursed by the reporting political issues committee;
- 431 (ix) a statement by the political issues committee's treasurer or chief financial officer  
432 certifying that, to the best of the person's knowledge[;] :
- 433 (A) the financial statement is accurate; and
- 434 (B) the political issues committee did not knowingly accept a political issues  
435 contribution from a foreign national, as that term is defined in Section  
436 20-11-1801.

- 437 (x) a summary page in the form required by the lieutenant governor that identifies:  
438 (A) beginning balance;  
439 (B) total contributions during the period since the last statement;  
440 (C) total contributions to date;  
441 (D) total expenditures during the period since the last statement; and  
442 (E) total expenditures to date.
- 443 (b)(i) Political issues contributions received by a political issues committee that have  
444 a value of \$50 or less need not be reported individually, but shall be listed on the  
445 report as an aggregate total.
- 446 (ii) Two or more political issues contributions from the same source that have an  
447 aggregate total of more than \$50 may not be reported in the aggregate, but shall be  
448 reported separately.
- 449 (c) When reporting political issue expenditures made to circulators of initiative petitions,  
450 the political issues committee:  
451 (i) need only report the amount paid to each initiative petition circulator; and  
452 (ii) need not report the name or address of the circulator.
- 453 (3)(a) As used in this Subsection (3), "received" means:  
454 (i) for a cash contribution, that the cash is given to a political issues committee;  
455 (ii) for a contribution that is a negotiable instrument or check, that the negotiable  
456 instrument or check is negotiated; and  
457 (iii) for any other type of contribution, that any portion of the contribution's benefit  
458 inures to the political issues committee.
- 459 (b) A political issues committee shall report each contribution to the lieutenant governor  
460 within 31 days after the contribution is received.
- 461 (4) A political issues committee may not expend a contribution for a political issues  
462 expenditure if the contribution:  
463 (a) is cash or a negotiable instrument;  
464 (b) exceeds \$50; and  
465 (c) is from an unknown source.
- 466 (5) Within 31 days after receiving a contribution that is cash or a negotiable instrument,  
467 exceeds \$50, and is from an unknown source, a political issues committee shall disburse  
468 the amount of the contribution to:  
469 (a) the treasurer of the state or a political subdivision for deposit into the state's or  
470 political subdivision's general fund; or

471 (b) an organization that is exempt from federal income taxation under Section 501(c)(3),  
472 Internal Revenue Code.

473 Section 9. Section **20A-11-1302** is amended to read:

474 **20A-11-1302 . School board office candidate -- Financial reporting requirements**  
475 **-- Year-end summary report.**

476 (1)(a) Each school board office candidate shall file a summary report by January 10 of  
477 the year after the regular general election year.

478 (b) In addition to the requirements of Subsection (1)(a), a former school board office  
479 candidate that has not filed the statement of dissolution and final summary report  
480 required under Section 20A-11-1304 shall continue to file a summary report on  
481 January 10 of each year.

482 (2)(a) Each summary report shall include the following information as of December 31  
483 of the previous year:

484 (i) the net balance of the last financial statement, if any;

485 (ii) a single figure equal to the total amount of receipts reported on all interim reports,  
486 if any, during the previous year;

487 (iii) a single figure equal to the total amount of expenditures reported on all interim  
488 reports, if any, filed during the previous year;

489 (iv) a detailed listing of each contribution received since the last summary report that  
490 has not been reported in detail on an interim report;

491 (v) for each nonmonetary contribution:

492 (A) the fair market value of the contribution with that information provided by the  
493 contributor; and

494 (B) a specific description of the contribution;

495 (vi) a detailed listing of each expenditure made since the last summary report that has  
496 not been reported in detail on an interim report;

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

498 (viii) a net balance for the year consisting of the net balance from the last summary  
499 report, if any, plus all receipts minus all expenditures; and

500 (ix) the name of a political action committee for which the school board office  
501 candidate is designated as an officer who has primary decision-making authority  
502 under Section 20A-11-601.

503 (b) In preparing the report, all receipts and expenditures shall be reported as of  
504 December 31 of the previous year.

- 505 (c) A check or negotiable instrument received by a school board office candidate on or  
 506 before December 31 of the previous year shall be included in the summary report.
- 507 (3) The school board office candidate shall certify in the summary report that, to the best of  
 508 the school board office candidate's knowledge[;] :
- 509 (a) all receipts and all expenditures have been reported as of December 31 of the  
 510 previous year; [and]
- 511 (b) [~~that~~]there are no bills or obligations outstanding and unpaid except as set forth in [  
 512 ~~that report.~~] the report; and
- 513 (c) the school board office candidate did not knowingly accept a campaign contribution  
 514 from a foreign national, as those terms are defined in Section 20-11-1801.

515 Section 10. Section **20A-11-1502** is amended to read:

516 **20A-11-1502 . Campaign financial reporting of expenditures -- Filing**  
 517 **requirements -- Statement contents.**

- 518 (1)(a) Each labor organization that has made expenditures for political purposes or  
 519 political issues expenditures on current or proposed ballot issues that total at least  
 520 \$750 during a calendar year shall file a verified financial statement with the  
 521 lieutenant governor's office:
- 522 (i) on January 10, reporting expenditures as of December 31 of the previous year;  
 523 (ii) seven days before the regular primary election date;  
 524 (iii) on September 30; and  
 525 (iv) seven days before the regular general election date.
- 526 (b) The labor organization shall report:
- 527 (i) a detailed listing of all expenditures made since the last statement; and  
 528 (ii) for a financial statement described in Subsections (1)(a)(ii) through (iv), all  
 529 expenditures as of five days before the required filing date of the financial  
 530 statement.
- 531 (c) The labor organization is not required to file a financial statement under this section  
 532 if the labor organization:
- 533 (i) made no expenditures during the reporting period; or  
 534 (ii) reports the labor organization's expenditures during the reporting period under  
 535 another part of this chapter.
- 536 (2) The financial statement shall include:
- 537 (a) the name and address of each reporting entity that received an expenditure or  
 538 political issues expenditure of more than \$50 from the labor organization, and the



- 539 amount of each expenditure or political issues expenditure;
- 540 (b) the total amount of expenditures disbursed by the labor organization; and
- 541 (c) a statement by the labor organization's treasurer or chief financial officer certifying:
- 542 (i) the accuracy of the financial statement[-] ; and
- 543 (ii) that the labor organization is not a foreign national, as that term is defined in
- 544 Section 20A-11-1801.

545 Section 11. Section **20A-11-1801** is enacted to read:

546 **Part 18. FOREIGN NATIONALS**

547 **20A-11-1801 . Definitions.**

548 As used in this part:

- 549 (1) "Campaign contribution" means any of the following when done for a political purpose,
- 550 to advocate for or against a ballot proposition, or to influence a proposed initiative or a
- 551 proposed referendum:
- 552 (a) a gift, subscription, donation, loan, advance, deposit of money, or anything of value
- 553 given to a filing entity;
- 554 (b) an express, legally enforceable contract, promise, or agreement to make a gift,
- 555 subscription, donation, unpaid or partially unpaid loan, advance, deposit of money, or
- 556 anything of value to a filing entity;
- 557 (c) any transfer of funds from a foreign national to a filing entity;
- 558 (d) compensation paid by a foreign national for personal services provided without
- 559 charge to the filing entity;
- 560 (e) remuneration from:
- 561 (i) any organization or the organization's directly affiliated organization that has a
- 562 registered lobbyist; or
- 563 (ii) any agency or subdivision of the state, including a school district; or
- 564 (f) an in-kind contribution.
- 565 (2) "Foreign government" means any government other than the government of:
- 566 (a) the United States;
- 567 (b) a state within the United States;
- 568 (c) a territory or possession of the United States; or
- 569 (d) a political subdivision of the United States.
- 570 (3) "Foreign government-owned entity" means:
- 571 (a) a corporation or any other business organization in which a foreign government
- 572 owns, holds, or controls 50% or more of the corporation's or business organization's

- 573 equity, voting shares, membership units, or other applicable ownership interest; or  
574 (b) a restricted foreign entity.
- 575 (4) "Foreign national" means:  
576 (a) and individual who is not:  
577 (i) a citizen of the United States;  
578 (ii) a national of the United States, as defined in 8 U.S.C. Sec. 1101(a)(22)(B); or  
579 (iii) lawfully admitted for permanent residence, as defined in 8 U.S.C. Sec.  
580 1101(a)(20);
- 581 (b) a foreign government;  
582 (c) a foreign government-owned entity; or  
583 (d) a restricted foreign entity.
- 584 (5) "Independent expenditure" means the same as that term is defined in Section  
585 20A-11-1702.
- 586 (6) "Indirectly" includes making a campaign contribution or political issues contribution  
587 intended for a filing entity through one or more other persons.
- 588 (7) "Political purpose" means an act done with the intent or in a way to influence or intend  
589 to influence, directly or indirectly, any person to refrain from voting or to vote for or  
590 against:  
591 (a) a candidate for public office at any caucus, political convention, primary, or election;  
592 or  
593 (b) a judge standing for retention at any election.
- 594 (8) "Proposed initiative" means an initiative proposed in an application filed under Section  
595 20A-7-202 or 20A-7-502.
- 596 (9) "Proposed referendum" means a referendum proposed in an application filed under  
597 Section 20A-7-302 or 20A-7-602.
- 598 (10) "Restricted foreign entity" means the same as that term is defined in Subsection  
599 63G-6a-121(1)(c).
- 600 Section 12. Section **20A-11-1802** is enacted to read:  
601 **20A-11-1802 . Campaign financing by foreign national prohibited -- Penalties.**
- 602 (1) A foreign national may not make or attempt to make, directly or indirectly, any of the  
603 following:  
604 (a) a campaign contribution;  
605 (b) a political issues contribution; or  
606 (c) an independent expenditure.

- 607 (2)(a) A filing entity may not knowingly solicit, accept, or receive a campaign  
608 contribution or political issues contribution from a foreign national.
- 609 (b) A person may not knowingly aid or facilitate a violation of Subsection (1).
- 610 (3)(a) A filing entity that believes or has reason to believe that the filing entity received  
611 a campaign contribution or political issues contribution from a foreign national shall:
- 612 (i) immediately notify the lieutenant governor; and  
613 (ii) return the campaign contribution or political issues contribution, or, for an in-kind  
614 contribution, the reasonable value of the campaign contribution or political issues  
615 contribution, in dollars, to the foreign national.
- 616 (b) If a foreign national refuses to accept the return of a campaign contribution or  
617 political issues contribution under Subsection (3)(a)(ii), the filing entity shall disperse  
618 the campaign contribution or political issues contribution into the General Fund.
- 619 (4)(a) A person who violates this section is guilty of a class B misdemeanor.
- 620 (b) The lieutenant governor shall report all violations of this section to the attorney  
621 general.
- 622 (5)(a) In addition to the criminal penalty described in Subsection (4)(a), the lieutenant  
623 governor shall impose a civil fine against a foreign national that violates Subsection  
624 (1) in an amount that is the greater of:
- 625 (i) for a foreign national that is an individual:  
626 (A) \$500; or  
627 (B) double the amount of the campaign contribution, political issues contribution,  
628 or independent expenditure that constitutes the violation; or
- 629 (ii) for a foreign national that is not an individual:  
630 (A) \$1,000; or  
631 (B) triple the amount of the campaign contribution, political issues contribution,  
632 or independent expenditure that constitutes the violation.
- 633 (b) The lieutenant governor shall deposit a fine collected under Subsection (5)(a) into  
634 the General Fund.

635 **Section 13. Effective Date.**

636 This bill takes effect on May 7, 2025.