



29 **elections.**

30 (1)(a) The optional plan proponent described in Subsection 17-62-403(1) shall ensure  
31 that each optional plan proposes changing the form of county government to:

32 (i) for a county of the first, second, third, or fourth class:

33 (A) the county commission form under Section 17-62-201;

34 (B) the expanded county commission form under Section 17-62-202;

35 (C) the county executive and council form under Section 17-62-203; or

36 (D) the council-manager form under Section 17-62-204; and

37 (ii) for a county of the fifth or sixth class:

38 (A) the county commission form under Section 17-62-201; or

39 (B) the expanded county commission form under Section 17-62-202.

40 (b) The optional plan proponent described in Subsection 16-62-403(1) may not  
41 recommend an optional plan that:

42 (i) proposes changing the form of government to a form not authorized in Subsection  
43 (1)(a);

44 (ii) provides for the nonpartisan election of elected officers;

45 (iii) imposes a limit on the number of terms or years that an elected officer may serve;

46 or

47 (iv) provides for elected officers to be subject to a recall election[; ~~or~~]

48 [~~(v) provides, in a county with a population of 225,000 or more, for a full-time~~  
49 ~~county commission in an expanded county commission form of government under~~  
50 ~~Section 17-62-202.] .~~

51 (2) A county that provides for the election of the county's elected officers through a partisan  
52 election may not change to a process that provides for the election of the county's  
53 elected officers through a nonpartisan election.

54 Section 2. Section **17-62-504** is amended to read:

55 **17-62-504 . Amendment of optional plan.**

56 (1) Subject to Subsection (2), an optional plan, after going into effect following an election  
57 held under Section 17-62-501, may be amended by an affirmative vote of two-thirds of  
58 the county legislative body.

59 (2) Notwithstanding Subsection (1), an amendment to an optional plan that is in effect may  
60 not take effect until a majority of registered voters voting in a general or special election  
61 at which the amendment is proposed approve the amendment, if the amendment changes:

62 (a) the size or makeup of the legislative body, except for adjustments necessary due to

63                   decennial reapportionment; or  
64           (b) the distribution of powers between the executive and legislative branches of county  
65                   government[; ~~or~~]  
66           ~~[(c) the status of the county executive or legislative body from full-time to part-time or~~  
67                   ~~vice-versa].~~

68           Section 3. **Effective Date.**

69           This bill takes effect on May 6, 2026.