

Lisa Shepherd proposes the following substitute bill:

Vacancy Replacement Amendments

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Lisa Shepherd

Senate Sponsor: Keven J. Stratton

LONG TITLE

General Description:

This bill addresses vacancies in elected office.

Highlighted Provisions:

This bill:

▸ requires certain vacancies in elected office to be filled by appointment of an individual selected by the political party of which the prior officeholder was a member at the time the prior officeholder was last elected or appointed, including:

- a vacancy in the office of United States senator, state legislator, or State Board of Education member, to be appointed by the governor; and

- a vacancy in a county office, to be appointed by a county legislative body; and

▸ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

20A-1-502, as last amended by Laws of Utah 2025, Chapter 448

20A-1-503, as last amended by Laws of Utah 2025, Chapters 90, 448

20A-1-504, as last amended by Laws of Utah 2025, Chapter 90

20A-1-508, as last amended by Laws of Utah 2025, First Special Session, Chapter 16

20A-1-509.1, as last amended by Laws of Utah 2025, Second Special Session, Chapter 2

20A-1-509.2, as last amended by Laws of Utah 2025, First Special Session, Chapter 16

20A-11-204, as last amended by Laws of Utah 2025, Chapters 90, 448

20A-11-1303, as last amended by Laws of Utah 2025, Chapters 90, 448

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

31 Section 1. Section **20A-1-502** is amended to read:

32 **20A-1-502 . Midterm vacancy in office of United States senator.**

- 33 (1) Except as provided in Subsections (2) and (3), when a vacancy occurs in the office of
34 United States senator, the governor shall, within seven calendar days after the day on
35 which the vacancy occurs, issue a proclamation calling a special congressional election
36 to fill the vacancy that:
- 37 (a) sets a date for a primary congressional special election, and a later date for a general
38 congressional special election, on the same day as one of the following elections:
 - 39 (i) a municipal general election;
 - 40 (ii) a presidential primary election;
 - 41 (iii) a regular primary election; or
 - 42 (iv) a regular general election;
 - 43 (b) sets the date of the primary congressional special election on the same day as the
44 next election described in Subsections (1)(a)(i) through (iv) that is more than 90
45 calendar days after the day on which the governor issues the proclamation;
 - 46 (c) sets the date of the general special congressional election on the same day as the next
47 election described in Subsection (1)(a) that is more than 90 calendar days after the
48 primary special congressional election described in Subsection (1)(b);
 - 49 (d) provides each registered political party that is not a qualified political party at least
50 21 calendar days, but no more than 28 calendar days, to select one candidate, in a
51 manner determined by the registered political party, as a candidate for the registered
52 political party;
 - 53 (e) for each qualified political party, provides at least 21 calendar days, but no more than
54 28 calendar days:
 - 55 (i) for the qualified political party to select one candidate, using the convention
56 process described in Section 20A-9-407, as a candidate for the qualified political
57 party; and
 - 58 (ii) for a member of the qualified political party to submit signatures to qualify as a
59 candidate for the qualified political party using the signature-gathering process
60 described in Section 20A-9-408;
 - 61 (f) consistent with the requirements of this section, establishes the deadlines, time
62 frames, and procedures for filing a declaration of candidacy, giving notice of an
63 election, and other election requirements; and

- 64 (g) requires an election officer to comply with the requirements of Chapter 16, Uniform
65 Military and Overseas Voters Act.
- 66 (2)(a) The governor may set a date for a primary special congressional election or a
67 general special congressional election on a date other than a date described in
68 Subsection (1)(a) if:
- 69 (i) on the same day on which the governor issues the proclamation described in
70 Subsection (1) the governor calls a special session for the Legislature to
71 appropriate money to hold the election on a different day; or
- 72 (ii) if the governor issues the proclamation described in Subsection (1) on or after
73 January 1, but before the end of the general session of the Legislature, and
74 requests in the proclamation described in Subsection (1) that the Legislature
75 appropriate money to hold the election on a different day.
- 76 (b) If the Legislature does not, under Subsection (2)(a), appropriate money to hold the
77 election on a different day, the proclamation described in Subsection (1) is void and
78 the governor shall, within seven calendar days after the day on which the Legislature
79 declines to appropriate money to hold the election on a different day, issue a
80 proclamation, in accordance with Subsection (1), that sets the special congressional
81 primary and general elections on dates described in Subsections (1)(a)(i) through (iv).
- 82 (3) A special congressional election to fill a vacancy in the office of United States senator
83 will not be held if:
- 84 (a) the next regular general election that occurs after the day on which the vacancy
85 occurs is the regular general election that occurs immediately before the six-year term
86 for the senate office ends; and
- 87 (b) the vacancy occurs after August 1 of the year before the regular general election
88 described in Subsection (3)(a).
- 89 (4)(a) The governor shall appoint an individual to temporarily fill a vacancy in the office
90 of United States senator from one of three individuals nominated by the Legislature,
91 each of whom:
- 92 (i) meets the qualifications for the office; and
- 93 (ii) is a member of the registered political party of which the prior officeholder was a
94 member at the time the prior officeholder was [elected] last elected or appointed.
- 95 (b) The individual appointed under Subsection (4)(a) shall serve as United States senator
96 until the earlier of the day on which:
- 97 (i) the vacancy is filled by election under Subsection (1) or (2); or

- 98 (ii) the six-year term for the senate office ends.
- 99 (5) An individual elected to fill a vacancy under this section shall serve until the end of the
100 current term in which the vacancy filled by the election occurs.
- 101 (6) A vacancy in the office of United States senator does not occur unless the senator:
- 102 (a) has left the office; or
- 103 (b) submits an irrevocable letter of resignation to the governor or to the president of the
104 United States Senate.

105 Section 2. Section **20A-1-503** is amended to read:

106 **20A-1-503 . Midterm vacancies in the Legislature.**

- 107 (1) As used in this section:
- 108 (a) "Filing deadline" means the final date for filing:
- 109 (i) a declaration of candidacy as provided in Section 20A-9-202; and
- 110 (ii) a certificate of nomination as provided in Section 20A-9-503.
- 111 (b) "Party liaison" means the political party officer designated to serve as a liaison with
112 the lieutenant governor on all matters relating to the political party's relationship with
113 the state as required by Section 20A-8-401.
- 114 (2) When a vacancy occurs for any reason in the office of representative in the Legislature,
115 the governor shall fill the vacancy [~~by immediately appointing the person whose name~~
116 ~~was submitted by the party liaison of the same political party as the prior representative.]~~
117 by immediately appointing the individual whose name is submitted by the party liaison
118 of the registered political party of which the prior officeholder was a member at the time
119 the prior officeholder was last elected or appointed.
- 120 (3)(a) Except as provided by Subsection (5), when a vacancy occurs for any reason in
121 the office of senator in the Legislature, [~~it~~] the vacancy shall be filled for the
122 unexpired term at the next regular general election.
- 123 (b) The governor shall fill the vacancy until the next regular general election [~~by~~
124 ~~immediately appointing the person whose name was submitted by the party liaison of~~
125 ~~the same political party as the prior senator.]~~ by immediately appointing the
126 individual whose name is submitted by the party liaison of the registered political
127 party of which the prior officeholder was a member at the time the prior officeholder
128 was last elected or appointed.
- 129 (4)(a) If a vacancy described in Subsection (3)(a) occurs after the filing deadline but
130 before August 31 of an even-numbered year in which the term of office does not
131 expire, the lieutenant governor shall:

- 132 (i) establish a date and time, which is before the date for a candidate to be certified
133 for the ballot under Section 20A-9-701 and no later than 21 calendar days after the
134 day on which the vacancy occurred, by which a person intending to obtain a
135 position on the ballot for the vacant office shall file:
136 (A) a declaration of candidacy; or
137 (B) a certificate of nomination; and
138 (ii) give notice of the vacancy and the date and time described in Subsection (4)(a)(i):
139 (A) on the lieutenant governor's website; and
140 (B) to each registered political party.
- 141 (b) A person intending to obtain a position on the ballot for the vacant office shall:
142 (i) before the date and time specified in Subsection (4)(a)(i), file a declaration of
143 candidacy or certificate of nomination according to the procedures and
144 requirements of Chapter 9, Candidate Qualifications and Nominating Procedures;
145 and
146 (ii) run in the regular general election if:
147 (A) nominated as a party candidate; or
148 (B) qualified as an unaffiliated candidate as provided by Chapter 9, Candidate
149 Qualifications and Nominating Procedures.
- 150 (c) If a vacancy described in Subsection (3)(a) occurs after the deadline described in
151 Subsection 20A-9-202(1)(b) and before August 31~~[,]~~ of an even-numbered year in
152 which the term of office does not expire, a party liaison from each registered political
153 party may submit a name of a person described in Subsection (4)(b) to the lieutenant
154 governor before 5 p.m. no later than August 30 for placement on the regular general
155 election ballot.
- 156 (5) If a vacancy described in Subsection (3)(a) occurs on or after August 31 of an
157 even-numbered year in which a term does not expire, the governor shall fill the vacancy
158 for the unexpired term [~~by immediately appointing the person whose name was~~
159 ~~submitted by the party liaison of the same political party as the prior senator.] in
160 accordance with Subsection (3)(b).~~
- 161 (6)(a) Except as provided in Subsection (6)(b), an individual seeking appointment to fill
162 a vacancy described in this section shall, no later than the deadline for the individual
163 to file an interim report under Subsection 20A-11-303(3)(a), make a complete
164 conflict of interest disclosure on the website described in Section 20A-11-1602.5.
- 165 (b) An individual described in Subsection (6)(a) is not required to comply with

- 166 Subsection (6)(a) if the individual:
- 167 (i)(A) currently holds the office of senator and is seeking appointment as a
- 168 representative; or
- 169 (B) currently holds the office of representative and is seeking appointment as a
- 170 senator;
- 171 (ii) already, that same year, filed a conflict of interest disclosure for the office
- 172 described in Subsection (6)(b)(i), in accordance with Section 20A-11-1604; and
- 173 (iii) no later than the deadline described in Subsection (6)(a), indicates, in a written
- 174 statement, that the conflict of interest disclosure described in Subsection (6)(b)(ii)
- 175 is updated and accurate as of the date of the written statement.
- 176 (7) The lieutenant governor shall make each conflict of interest disclosure made by an
- 177 individual described in Subsection (6)(a) available for public inspection in accordance
- 178 with Subsection 20A-11-1603(4).
- 179 (8) A vacancy in the office of senator or representative of the Legislature does not occur
- 180 unless the senator or representative:
- 181 (a) has left the office; or
- 182 (b) submits an irrevocable letter of resignation to:
- 183 (i) for a senator, the president of the Senate; or
- 184 (ii) for a representative, the speaker of the House of Representatives.
- 185 Section 3. Section **20A-1-504** is amended to read:
- 186 **20A-1-504 . Midterm vacancies in the offices of attorney general, state treasurer,**
- 187 **state auditor, State Board of Education member, and lieutenant governor.**
- 188 (1)(a) When a vacancy occurs for any reason in the office of attorney general, state
- 189 treasurer, state auditor, or State Board of Education member, the vacancy shall be
- 190 filled for the unexpired term at the next regular general election.
- 191 [~~(b) The governor shall fill the vacancy until the next regular general election by:~~]
- 192 [~~(i) appointing a person who meets the qualifications for the office from three persons~~
- 193 ~~nominated by the state central committee of the same political party as the prior~~
- 194 ~~officeholder; or]~~
- 195 [~~(ii) for a State Board of Education vacancy, if the individual who is being replaced:]~~
- 196 [~~(A) was elected at a nonpartisan State Board of Education election, by~~
- 197 ~~appointing, with the advice and consent of the Senate, an individual who meets~~
- 198 ~~the qualifications and residency requirements for filling the vacancy described~~
- 199 ~~in Section 20A-14-103;]~~

200 ~~[(B) was elected at a partisan State Board of Education election, but is not a~~
201 ~~member of a political party, by appointing, with the advice and consent of the~~
202 ~~Senate, an individual who meets the qualifications and residency requirements~~
203 ~~for filling the vacancy described in Section 20A-14-103; or]~~

204 ~~[(C) was elected at a partisan State Board of Education election, and is a member~~
205 ~~of a political party, by appointing an individual who meets the qualifications~~
206 ~~for the office from three persons nominated by the state central committee of~~
207 ~~the same political party as the prior officeholder.]~~

208 (b) Until the next regular general election, the governor shall fill the vacancy by
209 appointing an individual who meets the qualifications for the office from three
210 persons nominated by the state central committee of the registered political party of
211 which the prior officeholder was a member at the time the prior officeholder was last
212 elected or appointed.

213 (2) If a vacancy occurs in the office of lieutenant governor, the governor shall, with the
214 advice and consent of the Senate, appoint a person to hold the office until the next
215 regular general election at which the governor stands for election.

216 (3)(a) Except as provided in Subsection (3)(b), an individual seeking appointment to fill
217 a vacancy described in this section shall make a complete conflict of interest
218 disclosure on the website described in Section 20A-11-1602.5:

219 (i) for a vacancy in the office of lieutenant governor, attorney general, state treasurer,
220 or state auditor, no later than the deadline for the individual to file an interim
221 report under Subsection 20A-11-204(3)(a); or

222 (ii) for a vacancy in the office of State Board of Education member, no later than the
223 deadline for the individual to file an interim report under Subsection
224 20A-11-1303(2)(a).

225 (b) An individual described in Subsection (3)(a) is not required to comply with
226 Subsection (3)(a) if the individual:

227 (i) currently holds an office described in Subsection (1)(a) or (2);

228 (ii) already, that same year, filed a conflict of interest disclosure for the office
229 described in Subsection (3)(b)(i), in accordance with Section 20A-11-1604; and

230 (iii) no later than the deadline described in Subsection (3)(a), indicates, in a written
231 statement, that the conflict of interest disclosure described in Subsection (3)(b)(ii)
232 is updated and accurate as of the date of the written statement.

233 (4) The lieutenant governor shall make each conflict of interest disclosure made by an

234 individual described in Subsection (3)(a) available for public inspection in accordance
235 with Subsection 20A-11-1603(4).

236 (5) A vacancy in an office described in Subsection (1)(a) or (2) does not occur unless the
237 individual occupying the office:

238 (a) has left the office; or

239 (b) submits an irrevocable letter of resignation to the governor.

240 Section 4. Section **20A-1-508** is amended to read:

241 **20A-1-508 . Midterm vacancies in county elected offices -- Temporary manager**

242 **-- Interim replacement.**

243 (1) As used in this section:

244 (a)(i) "County offices" includes the county executive, members of the county
245 legislative body, the county treasurer, the county sheriff, the county clerk, the
246 county auditor, the county recorder, the county surveyor, and the county assessor.

247 (ii) "County offices" does not include the office of county attorney, district attorney,
248 or judge.

249 (b) "Party liaison" means the political party officer designated to serve as a liaison with
250 each county legislative body on all matters relating to the political party's relationship
251 with a county as required by Section 20A-8-401.

252 (2)(a) Except as provided in Subsection (2)(d), until a county legislative body appoints
253 an interim replacement to fill a vacant county office under Subsection (3), the
254 following shall temporarily discharge the duties of the county office as a temporary
255 manager:

256 (i) for a county office with one chief deputy, the chief deputy;

257 (ii) for a county office with more than one chief deputy:

258 (A) the chief deputy with the most cumulative time served as a chief deputy for
259 the county office; or

260 (B) notwithstanding Subsection (2)(a)(ii)(A), if, before the vacating county officer
261 vacates the office, the county officer files with the county clerk a written
262 statement designating one of the county officer's chief deputies to discharge the
263 duties of the county office in the event the county officer vacates the office, the
264 designated chief deputy; or

265 (iii) for a county office without a chief deputy:

266 (A) if one management-level employee serving under the county office has a
267 higher-seniority management level than any other employee serving under the

- 268 county office, that management-level employee;
- 269 (B) if two or more management-level employees serving under the county office
270 have the same and highest-seniority management level, the highest-seniority
271 management-level employee with the most cumulative time served in the
272 employee's current position; or
- 273 (C) notwithstanding Subsection (2)(a)(iii)(A) or (B), if, before the vacating county
274 officer vacates the office, the county officer files with the county clerk a
275 written statement designating one of the county officer's employees to
276 discharge the county officer's duties in the event the county officer vacates the
277 office, the designated employee.
- 278 (b) Except as provided in Subsection (2)(c), a temporary manager described in
279 Subsection (2)(a) who temporarily discharges the duties of a county office holds the
280 powers and duties of the county office until the county legislative body appoints an
281 interim replacement under Subsection (3).
- 282 (c) The temporary manager described in Subsection (2)(a) who temporarily discharges
283 the duties of a county office:
- 284 (i) may not take an oath of office for the county office as a temporary manager;
- 285 (ii) shall comply with Title 17, Chapter 63, Fiscal Authority and Processes, and the
286 county's budget ordinances and policies;
- 287 (iii) unless approved by the county legislative body, may not change the
288 compensation of an employee;
- 289 (iv) unless approved by the county legislative body, may not promote or demote an
290 employee or change an employee's job title;
- 291 (v) may terminate an employee only if the termination is conducted in accordance
292 with:
- 293 (A) personnel rules described in Subsection 17-75-602(2) that are approved by the
294 county legislative body; and
- 295 (B) applicable law;
- 296 (vi) unless approved by the county legislative body, may not exceed by more than 5%
297 an expenditure that was planned before the county office for which the temporary
298 manager discharges duties was vacated;
- 299 (vii) except as provided in Subsection (2)(c)(viii), may not receive a change in title or
300 compensation; and
- 301 (viii) if approved by the county legislative body, may receive a performance award

- 302 after:
- 303 (A) the county legislative body appoints an interim replacement under Subsection
- 304 (3); and
- 305 (B) the interim replacement is sworn into office.
- 306 (d) This Subsection (2) does not apply to a vacancy in the office of county legislative
- 307 body member.
- 308 (3)(a) Until a replacement is selected as provided in this section and has qualified, the
- 309 county legislative body shall appoint an interim replacement to fill the vacant office
- 310 by following the procedures and requirements of this Subsection (3).
- 311 (b) In addition to this Subsection (3), an interim replacement appointed to the office of
- 312 county auditor in a county of the first class is subject to the requirements described in
- 313 Section 17-69-202.
- 314 (c)(i) To appoint an interim replacement, the county legislative body shall, within 10
- 315 calendar days after the day on which the vacancy occurs, give notice of the
- 316 vacancy to:
- 317 (A) the county clerk; and
- 318 (B) ~~[the party liaison of the same political party of the prior office holder]~~ the party
- 319 liaison of the registered political party of which the prior officeholder was a
- 320 member at the time the prior officeholder was last elected or appointed.
- 321 (ii) The county legislative body shall invite the party liaison described in Subsection
- 322 (3)(c)(i)(B) to submit the name of an individual to fill the vacancy.
- 323 (iii) The party liaison shall, no later than 5 p.m. on the first business day that is at
- 324 least 30 calendar days after the day on which the party liaison receives the notice
- 325 described in Subsection (3)(c)(i)(B), or if the party liaison does not receive the
- 326 notice, no later than 5 p.m. on the first business day that is at least 40 calendar
- 327 days after the day on which the vacancy occurs, submit to the county legislative
- 328 body the name of an individual the party selects in accordance with the party's
- 329 constitution or bylaws to serve as the interim replacement.
- 330 (iv) The county legislative body shall, no later than seven calendar days after the day
- 331 on which a party liaison submits the name of the individual to serve as the interim
- 332 replacement, appoint the individual to serve out the unexpired term.
- 333 (d)(i) If the county legislative body fails to appoint an interim replacement to fill the
- 334 vacancy in accordance with Subsection (3)(c)(iv), the county clerk shall, no later
- 335 than seven calendar days after the day of the deadline described in Subsection

- 336 (3)(c)(iv), send to the governor a letter that:
- 337 (A) informs the governor that the county legislative body has failed to appoint a
- 338 replacement within the statutory time period; and
- 339 (B) contains the name of the individual submitted by the party liaison to fill the
- 340 vacancy.
- 341 (ii) The governor shall, within 10 calendar days after the day on which the governor
- 342 receives the letter described in Subsection (3)(d)(i), appoint the individual named
- 343 by the party liaison as an interim replacement to fill the vacancy.
- 344 (e) An individual appointed as interim replacement under this Subsection (3) shall hold
- 345 office until a successor is elected and has qualified.
- 346 (4)(a) The requirements of this Subsection (4) apply to all county offices that become
- 347 vacant if:
- 348 (i) the vacant office has an unexpired term of two years or more; and
- 349 (ii) the vacancy occurs after the election at which the officeholder was elected, but
- 350 before the first day of the declaration of candidacy filing period described in
- 351 Section 20A-9-201.5.
- 352 (b)(i) When the conditions described in Subsection (4)(a) are met, the county clerk
- 353 shall as soon as practicable, but no later than 180 calendar days before the next
- 354 regular general election, notify the public and each registered political party that
- 355 the vacancy exists.
- 356 (ii) An individual intending to become a party candidate for the vacant office shall
- 357 file a declaration of candidacy in accordance with:
- 358 (A) Chapter 9, Part 2, Candidate Qualifications and Declarations of Candidacy;
- 359 and
- 360 (B) for a county commission office, Subsection 17-62-201(6) or 17-62-202(6), if
- 361 applicable.
- 362 (iii) An individual who is nominated as a party candidate, who qualifies as an
- 363 unaffiliated candidate for the vacant office under Chapter 9, Part 5, Candidates not
- 364 Affiliated with a Party, or who qualifies as a write-in candidate for the vacant
- 365 office under Chapter 9, Part 6, Write-in Candidates, shall run in the regular
- 366 general election.
- 367 (5)(a) The requirements of this Subsection (5) apply to all county offices that become
- 368 vacant if:
- 369 (i) the vacant office has an unexpired term of two years or more; and

- 370 (ii) the vacancy occurs on or after the first day of the declaration of candidacy filing
371 period described in Section 20A-9-201.5, but more than 75 calendar days before
372 the regular primary election.
- 373 (b) When the conditions described in Subsection (5)(a) are met, the county clerk shall as
374 soon as practicable, but no later than 70 calendar days before the next regular primary
375 election, notify the public and each registered political party:
- 376 (i) that the vacancy exists; and
377 (ii) of the deadlines described in Subsection (5)(c)(i) and the deadlines established
378 under Subsection (5)(d)(ii).
- 379 (c)(i) An individual intending to become a party candidate for a vacant office shall,
380 no later than 5 p.m. on the first business day that is at least five calendar days after
381 the day on which the notice is given, file a declaration of candidacy for the vacant
382 office in accordance with:
- 383 (A) Chapter 9, Part 2, Candidate Qualifications and Declarations of Candidacy;
384 and
385 (B) for a county commission office, Subsection 17-62-201(6) or 17-62-202(6), if
386 applicable.
- 387 (ii) The county central committee of each party shall:
- 388 (A) select a candidate or candidates from among those qualified candidates who
389 have filed declarations of candidacy; and
390 (B) certify the name of the candidate or candidates to the county clerk as soon as
391 practicable, but no later than 5 p.m. on the last business day that is at least 60
392 calendar days before the day of the regular primary election.
- 393 (d)(i) Except as provided in Subsection (5)(d)(ii), an individual intending to become a
394 candidate for a vacant office who does not wish to affiliate with a registered
395 political party shall file a verified certificate of nomination described in Section
396 20A-9-502 with the county clerk in accordance with Chapter 9, Part 5, Candidates
397 not Affiliated with a Party.
- 398 (ii)(A) The county clerk shall establish, in the clerk's reasonable discretion, a
399 deadline that is no later than 5 p.m. on the last business day that is at least 65
400 calendar days before the day of the next regular general election by which an
401 individual who is not affiliated with a registered political party is required to
402 submit a certificate of nomination under Subsection (5)(d)(i).
403 (B) The county clerk shall establish the deadline described in Subsection

- 404 (5)(d)(ii)(A) in a manner that gives an unaffiliated candidate an equal
405 opportunity to access the regular general election ballot.
- 406 (e) An individual who is nominated as a party candidate for the vacant office, who
407 qualifies as an unaffiliated candidate for the vacant office under Chapter 9, Part 5,
408 Candidates not Affiliated with a Party, or who qualifies as a write-in candidate for the
409 vacant office under Chapter 9, Part 6, Write-in Candidates, shall run in the regular
410 general election.
- 411 (6)(a) The requirements of this Subsection (6) apply to all county offices that become
412 vacant:
- 413 (i) if the vacant office has an unexpired term of two years or more; and
414 (ii) when 75 calendar days or less remain before the day of the regular primary
415 election but more than 65 calendar days remain before the day of the regular
416 general election.
- 417 (b) When the conditions described in Subsection (6)(a) are met, the county clerk shall, as
418 soon as practicable, notify the public and each registered political party:
- 419 (i) that the vacancy exists; and
420 (ii) of the deadlines established under Subsection (6)(d).
- 421 (c)(i) Before the deadline that the county clerk establishes under Subsection
422 (6)(d)(i)(A), the county central committee of each registered political party that
423 wishes to submit a candidate for the office shall certify the name of one candidate
424 to the county clerk for placement on the regular general election ballot.
- 425 (ii) Before the deadline that the county clerk establishes under Subsection (6)(d)(i)(B),
426 a candidate who does not wish to affiliate with a registered political party shall file
427 a verified certificate of nomination described in Section 20A-9-502 with the
428 county clerk in accordance with Chapter 9, Part 5, Candidates not Affiliated with
429 a Party.
- 430 (iii) Before the deadline that the county clerk establishes under Subsection
431 (6)(d)(i)(C), a write-in candidate shall submit to the county clerk a declaration of
432 candidacy described in Section 20A-9-601.
- 433 (d)(i) The county clerk shall establish, in the clerk's reasonable discretion, deadlines
434 that are no later than 5 p.m. on the last business day that is at least 65 calendar
435 days before the day of the next regular general election by which:
- 436 (A) a registered political party is required to certify a name under Subsection
437 (6)(c)(i);

- 438 (B) an individual who does not wish to affiliate with a registered political party is
439 required to submit a certificate of nomination under Subsection (6)(c)(ii); and
440 (C) a write-in candidate is required to submit a declaration of candidacy under
441 Subsection (6)(c)(iii).
- 442 (ii) The county clerk shall establish deadlines under Subsection (6)(d)(i) in a manner
443 that gives an unaffiliated candidate or a write-in candidate an equal opportunity to
444 access the regular general election ballot.
- 445 (e) An individual who is certified as a party candidate for the vacant office, who
446 qualifies as an unaffiliated candidate for the vacant office under Chapter 9, Part 5,
447 Candidates not Affiliated with a Party, or who qualifies as a write-in candidate for the
448 vacant office under Chapter 9, Part 6, Write-in Candidates, shall run in the regular
449 general election.
- 450 (7)(a) The requirements of this Subsection (7) apply to all county offices that become
451 vacant:
- 452 (i) if the vacant office has an unexpired term of less than two years; or
453 (ii) if the vacant office has an unexpired term of two years or more but 65 calendar
454 days or less remain before the day of the next regular general election.
- 455 (b)(i) When the conditions described in Subsection (7)(a) are met, the county
456 legislative body shall as soon as practicable, but no later than 10 calendar days
457 after the day on which the vacancy occurs, give notice of the vacancy to:
- 458 (A) the county clerk; and
459 (B) ~~[the party liaison of the same political party as the prior office holder]~~ the party
460 liaison of the registered political party of which the prior officeholder was a
461 member at the time the prior officeholder was last elected or appointed.
- 462 (ii) The county legislative body shall invite the party liaison described in Subsection
463 (7)(b)(i)(B) to submit the name of an individual to fill the vacancy.
- 464 (iii) The party liaison shall, no later than 5 p.m. on the first business day that is at
465 least 30 calendar days after the day on which the party liaison receives the notice
466 described in Subsection (7)(b)(i)(B), or if the party liaison does not receive the
467 notice, no later than 5 p.m. on the first business day that is at least [-]40 calendar
468 days after the day on which the vacancy occurs, submit to the county legislative
469 body the name of an individual to fill the vacancy.
- 470 (iv) The county legislative body shall, no later than seven calendar days after the day
471 on which a party liaison submits the name of the individual to fill the vacancy,

- 472 appoint the individual to serve out the unexpired term.
- 473 (c)(i) If the county legislative body fails to appoint an individual to fill the vacancy in
474 accordance with Subsection (7)(b)(iv), the county clerk shall send to the governor
475 a letter that:
- 476 (A) informs the governor that the county legislative body has failed to appoint an
477 individual to fill the vacancy within the statutory time period; and
- 478 (B) contains the name of the individual submitted by the party liaison to fill the
479 vacancy.
- 480 (ii) The governor shall, within 10 calendar days after the day on which the governor
481 receives the letter described in Subsection (7)(c)(i), appoint the individual named
482 by the party liaison to fill the vacancy.
- 483 (d) An individual appointed to fill the vacancy under this Subsection (7) shall hold office
484 until a successor is elected and has qualified.
- 485 (8) Except as otherwise provided by law, the county legislative body may appoint
486 replacements to fill all vacancies that occur in those offices filled by appointment of the
487 county legislative body.
- 488 (9) Nothing in this section prohibits a candidate that does not wish to affiliate with a
489 political party from filing a certificate of nomination for a vacant office within the same
490 time limits as a candidate that is affiliated with a political party.
- 491 (10)(a) Each individual elected under Subsection (4), (5), or (6) to fill a vacancy in a
492 county office shall serve for the remainder of the unexpired term of the individual
493 who created the vacancy and until a successor is elected and qualified.
- 494 (b) Nothing in this section may be construed to contradict or alter the provisions of
495 Section 17-66-202.
- 496 (11)(a) Except as provided in Subsection (11)(b), for an individual seeking appointment
497 to fill a vacancy described in Subsection (3) or (7) the individual shall, no later than
498 the deadline for the individual to file a financial report under Section 17-70-403:
- 499 (i) complete a conflict of interest disclosure statement in accordance with Section
500 17-70-304; and
- 501 (ii) submit the conflict of interest disclosure statement to the county legislative body
502 and the county clerk.
- 503 (b) An individual described in Subsection (11)(a) is not required to comply with
504 Subsection (11)(a) if the individual:
- 505 (i) currently holds an office described in Subsection (1)(a)(i);

506 (ii) already, that same year, filed a conflict of interest disclosure statement for the
507 office described in Subsection (11)(b)(i), in accordance with Section 17-70-509;
508 and
509 (iii) no later than the deadline described in Subsection (11)(a), indicates, in a written
510 notice submitted to the county clerk, that the conflict of interest disclosure
511 statement described in Subsection (11)(b)(ii) is updated and accurate as of the date
512 of the written notice.

513 (12)(a) The county clerk shall make each conflict of interest disclosure statement made
514 by an individual described in Subsection (11)(a) available for public inspection by
515 posting an electronic copy of the statement on the county's website for at least 10
516 calendar days after the day on which the county legislative body:

517 (i) appoints an interim replacement under Subsection (3); or

518 (ii) appoints an individual to fill a vacancy under Subsection (7).

519 (b) The county clerk shall post the electronic statement described in Subsection (12)(a)
520 no later than two business days after the day on which the county clerk receives the
521 statement.

522 (13) A vacancy in a county office does not occur unless the individual occupying the office:

523 (a) has left the office; or

524 (b) submits an irrevocable letter of resignation to the county legislative body.

525 Section 5. Section **20A-1-509.1** is amended to read:

526 **20A-1-509.1 . Procedure for filling midterm vacancy in county or district with 15**
527 **or more attorneys.**

528 (1) When a vacancy occurs in the office of county or district attorney in a county or district
529 having 15 or more attorneys who are licensed active members in good standing with the
530 Utah State Bar and registered voters, the vacancy shall be filled as provided in this
531 section.

532 (2)(a) The requirements of this Subsection (2) apply when the office of county attorney
533 or district attorney becomes vacant and:

534 (i) the vacant office has an unexpired term of two years or more; and

535 (ii) the vacancy occurs before the first day of the applicable declaration of candidacy
536 filing period described in Section 20A-9-201.5.

537 (b) When the conditions established in Subsection (2)(a) are met, the county clerk shall
538 notify the public and each registered political party that the vacancy exists.

539 (c) All persons intending to become candidates for the vacant office shall:

- 540 (i) file a declaration of candidacy according to the procedures and requirements of
541 Chapter 9, Part 2, Candidate Qualifications and Declarations of Candidacy;
- 542 (ii) if nominated as a party candidate or qualified as an independent or write-in
543 candidate under Chapter 9, Candidate Qualifications and Nominating Procedures,
544 run in the regular general election; and
- 545 (iii) if elected, complete the unexpired term of the person who created the vacancy.
- 546 (d) If the vacancy occurs during the applicable declaration of candidacy filing period
547 described in Section 20A-9-201.5:
- 548 (i) the time for filing a declaration of candidacy under Section 20A-9-202 shall be
549 extended until 5 p.m. on the first business day that is no later than seven calendar
550 days after the last day of the applicable declaration of candidacy filing period
551 described in Section 20A-9-201.5; and
- 552 (ii) the county clerk shall notify the public and each registered political party that the
553 vacancy exists.
- 554 (3)(a) The requirements of this Subsection (3) apply when the office of county attorney
555 or district attorney becomes vacant and:
- 556 (i) the vacant office has an unexpired term of two years or more; and
557 (ii) the vacancy occurs after the third Thursday in March of the even-numbered year
558 but more than 75 calendar days before the regular primary election.
- 559 (b) When the conditions established in Subsection (3)(a) are met, the county clerk shall:
- 560 (i) notify the public and each registered political party that the vacancy exists; and
561 (ii) identify the date and time by which a person interested in becoming a candidate
562 shall file a declaration of candidacy.
- 563 (c) All persons intending to become candidates for the vacant office shall:
- 564 (i) no later than 5 p.m. on the first business day that is at least five calendar days after
565 the day on which the county clerk gives the notice described in Subsection (3)(b)(i),
566 file a declaration of candidacy for the vacant office as required by Chapter 9, Part
567 2, Candidate Qualifications and Declarations of Candidacy; and
568 (ii) if elected, complete the unexpired term of the person who created the vacancy.
- 569 (d) The county central committee of each party shall:
- 570 (i) select a candidate or candidates from among those qualified candidates who have
571 filed declarations of candidacy; and
572 (ii) certify the name of the candidate or candidates to the county clerk:
- 573 (A) no later than 5 p.m. on the last business day that is at least 60 calendar days

- 574 before the day of the regular primary election; or
- 575 (B) electronically, before midnight no later than 60 calendar days before the day
- 576 of the regular primary election.
- 577 (4)(a) The requirements of this Subsection (4) apply when the office of county attorney
- 578 or district attorney becomes vacant and:
- 579 (i) the vacant office has an unexpired term of two years or more; and
- 580 (ii) 75 calendar days or less remain before the regular primary election but more than
- 581 65 calendar days remain before the regular general election.
- 582 (b) When the conditions established in Subsection (4)(a) are met, the county central
- 583 committees of each registered political party that wishes to submit a candidate for the
- 584 office shall, not later than five calendar days after the day on which the vacancy
- 585 occurs, certify the name of one candidate to the county clerk for placement on the
- 586 regular general election ballot.
- 587 (c) The candidate elected shall complete the unexpired term of the person who created
- 588 the vacancy.
- 589 (5)(a) The requirements of this Subsection (5) apply when the office of county attorney
- 590 or district attorney becomes vacant and:
- 591 (i) the vacant office has an unexpired term of less than two years; or
- 592 (ii) the vacant office has an unexpired term of two years or more but 65 calendar days
- 593 or less remain before the next regular general election.
- 594 (b) When the conditions established in Subsection (5)(a) are met, the county legislative
- 595 body shall give notice of the vacancy to:
- 596 (i) the county clerk; and
- 597 (ii) ~~[the county central committee of the same political party of the prior officeholder]~~
- 598 the county central committee of the registered political party of which the prior
- 599 officeholder was a member at the time the prior officeholder was last elected or
- 600 appointed.
- 601 (c) The county legislative body shall invite the committee described in Subsection
- 602 (5)(b)(ii) to submit the names of three nominees to fill the vacancy.
- 603 (d) The county central committee shall, within 30 calendar days after the day on which
- 604 the county legislative body gives the notice described in Subsection (5)(b)(ii), submit
- 605 to the county legislative body the names of three nominees to fill the vacancy.
- 606 (e) The county legislative body shall, within 45 calendar days after the vacancy occurs,
- 607 appoint one of those nominees to serve out the unexpired term.

- 608 (f) If the county legislative body fails to appoint a person to fill the vacancy within 45
609 calendar days, the county clerk shall send to the governor a letter that:
- 610 (i) informs the governor that the county legislative body has failed to appoint a
611 person to fill the vacancy within the statutory time period; and
612 (ii) contains the list of nominees submitted by the party central committee.
- 613 (g) The governor shall appoint a person to fill the vacancy from that list of nominees
614 within 30 calendar days after the day on which the governor receives the letter
615 described in Subsection (5)(f).
- 616 (h) A person appointed to fill the vacancy under this Subsection (5) shall complete the
617 unexpired term of the person who created the vacancy.
- 618 (6) A person seeking appointment to fill a vacancy described in Subsection (5)(a) shall, no
619 later than the deadline for the person to file a financial report under Section 17-70-403:
- 620 (a) complete a conflict of interest disclosure statement in accordance with Section
621 17-70-304; and
622 (b) submit the conflict of interest disclosure statement to the county legislative body and
623 the county clerk.
- 624 (7)(a) The county clerk shall make each conflict of interest disclosure statement made by
625 a person described in Subsection (6) available for public inspection by posting an
626 electronic copy of the statement on the county's website for at least 10 calendar days
627 after the day on which the county legislative body appoints a person to fill the
628 vacancy.
- 629 (b) The county clerk shall post the electronic statement described in Subsection (7)(a) no
630 later than two business days after the day on which the county clerk receives the
631 statement.
- 632 (8) A vacancy in the office described in Subsection (1) does not occur unless the person
633 occupying the office:
- 634 (a) has left the office; or
635 (b) submits an irrevocable letter of resignation to the county legislative body.
- 636 (9) Nothing in this section prevents or prohibits independent candidates from filing a
637 declaration of candidacy for the office within the required time limits.
- 638 Section 6. Section **20A-1-509.2** is amended to read:
- 639 **20A-1-509.2 . Procedure for filling vacancy in county or district with fewer than**
640 **15 attorneys.**
- 641 (1) When a vacancy occurs in the office of county or district attorney, including a vacancy

642 created by the failure of a person to file as a candidate for the office of county or district
643 attorney in an election, in a county or district having fewer than 15 attorneys who are
644 licensed, active members in good standing with the Utah State Bar and registered voters,
645 the vacancy shall be filled as provided in this section.

646 (2) The county clerk shall send a letter to each attorney residing in the county or district
647 who is a licensed, active member in good standing with the Utah State Bar and a
648 registered voter that:

649 (a) informs the attorney of the vacancy;

650 (b) invites the attorney to apply for the vacancy; and

651 (c) informs the attorney that if the attorney does not respond before 5 p.m. on the first
652 business day that is at least 10 calendar days after the day on which the county clerk
653 sends the letter, the attorney's candidacy to fill the vacancy will not be considered.

654 (3)(a)(i) If, before the deadline described in Subsection (2)(c), more than three
655 attorneys who are licensed, active members in good standing with the Utah State
656 Bar and registered voters in the county or district have applied for the vacancy, the
657 county clerk shall, except as provided in Subsection (3)(a)(ii), submit the
658 applications to the county central committee [~~of the same political party of the~~
659 ~~prior officeholder~~] of the registered political party of which the prior officeholder
660 was a member at the time the prior officeholder was last elected or appointed.

661 (ii) In multicounty prosecution districts, the clerk shall submit the applications to the
662 county central committee of each county within the prosecution district.

663 (b) The central committee shall nominate three of the applicants and forward the
664 applicants' names to the county legislative body no later than 5 p.m. on the first
665 business day that is at least 20 calendar days after the day on which the county clerk
666 submits the applicants' names under Subsection (3)(a).

667 (c) The county legislative body shall appoint one of the nominees to fill the vacant
668 position.

669 (d) If the central committee of the political party fails to submit at least three names to
670 the county legislative body before the deadline described in Subsection (3)(b), the
671 county legislative body shall appoint one of the applicants to fill the vacant position.

672 (e) If the county legislative body fails to appoint a person to fill the vacancy within 120
673 calendar days after the day on which the vacancy occurs, the county clerk shall mail
674 to the governor:

675 (i) a letter informing the governor that the county legislative body has failed to

- 676 appoint a person to fill the vacancy; and
- 677 (ii)(A) the list of nominees, if any, submitted by the central committee of the
- 678 political party; or
- 679 (B) if the party central committee has not submitted a list of at least three
- 680 nominees within the required time, the names of the persons who submitted
- 681 applications for the vacant position to the county clerk.
- 682 (f) The governor shall appoint, within 30 calendar days after the day on which the
- 683 governor receives the letter described in Subsection (3)(e), a person from the list to
- 684 fill the vacancy.
- 685 (4)(a) If, before the deadline described in Subsection (2)(c), three or fewer attorneys who
- 686 are licensed, active members in good standing with the Utah State Bar and registered
- 687 voters in the county or district have applied for the vacancy, the county legislative
- 688 body may:
- 689 (i) appoint one of them to be county or district attorney; or
- 690 (ii) solicit additional applicants and appoint a county or district attorney as provided
- 691 in Subsection (4)(b).
- 692 (b)(i) If three or fewer attorneys who are licensed members in good standing of the
- 693 Utah State Bar and registered voters in the county or district submit applications,
- 694 the county legislative body may publicly solicit and accept additional applications
- 695 for the position from licensed, active members in good standing of the Utah State
- 696 Bar who are not residents of the county or prosecution district.
- 697 (ii) The county legislative body shall consider the applications submitted by the
- 698 attorneys who are residents of and registered voters in the county or prosecution
- 699 district and the applications submitted by the attorneys who are not residents of
- 700 the county or prosecution district and shall appoint one of the applicants to be
- 701 county attorney or district attorney.
- 702 (c) If the legislative body fails to appoint a person to fill the vacancy within 120 calendar
- 703 days after the day on which the vacancy occurs, the county clerk shall:
- 704 (i) notify the governor that the legislative body has failed to fill the vacancy within
- 705 the required time period; and
- 706 (ii) provide the governor with a list of all the applicants.
- 707 (d) The governor shall appoint a person to fill the vacancy within 30 calendar days after
- 708 the day on which the governor receives the notification described in Subsection (4)(c).
- 709 (5) The person appointed to fill the vacancy shall serve for the unexpired term of the person

- 710 who created the vacancy.
- 711 (6) A person seeking appointment to fill a vacancy under this section shall, no later than the
712 deadline for the person to file a financial report under Section 17-70-403:
- 713 (a) complete a conflict of interest disclosure statement in accordance with Section
714 17-70-304; and
- 715 (b) submit the conflict of interest disclosure statement to the county legislative body and
716 the county clerk.
- 717 (7)(a) The county clerk shall make each conflict of interest disclosure statement made by
718 a person described in Subsection (6) available for public inspection by posting an
719 electronic copy of the statement on the county's website for at least 10 calendar days
720 after the day on which the county legislative body appoints a person to fill the
721 vacancy.
- 722 (b) The county clerk shall post the electronic statement described in Subsection (7)(a) no
723 later than two business days after the day on which the county clerk receives the
724 statement.
- 725 (8) A vacancy in the office described in Subsection (1) does not occur until the person
726 occupying the office:
- 727 (a) has left the office; or
- 728 (b) submits an irrevocable letter of resignation to the county legislative body.

729 Section 7. Section **20A-11-204** is amended to read:

730 **20A-11-204 . State office candidate and state officeholder -- Financial reporting**
731 **requirements -- Interim reports.**

- 732 (1) As used in this section:
- 733 (a) "Campaign account" means a separate campaign account required under Subsection
734 20A-11-201(1)(a) or (c).
- 735 (b) "Received" means:
- 736 (i) for a cash contribution, that the cash is given to a state office candidate or a
737 member of the state office candidate's personal campaign committee;
- 738 (ii) for a contribution that is a negotiable instrument or check, that the negotiable
739 instrument or check is negotiated;
- 740 (iii) for a direct deposit made into a campaign account by a person not associated
741 with the campaign, the earlier of:
- 742 (A) the day on which the state office candidate or a member of the state office
743 candidate's personal campaign committee becomes aware of the deposit and

- 744 the source of the deposit;
- 745 (B) the day on which the state office candidate or a member of the state office
746 candidate's personal campaign committee receives notice of the deposit and the
747 source of the deposit by mail, email, text, or similar means; or
- 748 (C) 31 calendar days after the day on which the direct deposit occurs; or
- 749 (iv) for any other type of contribution, that any portion of the contribution's benefit
750 inures to the state office candidate.
- 751 (2) Except as provided in Subsection (3), each state office candidate shall file an interim
752 report at the following times in any year in which the candidate has filed a declaration of
753 candidacy for a public office:
- 754 (a)(i) seven calendar days before the candidate's political convention; or
755 (ii) for an unaffiliated candidate, the fourth Saturday in March;
- 756 (b) seven calendar days before the regular primary election date;
- 757 (c) September 30; and
- 758 (d) seven calendar days before the regular general election date.
- 759 (3) If a state office candidate is a state office candidate seeking appointment for a midterm
760 vacancy, the state office candidate:
- 761 (a) shall file an interim report:
- 762 (i) no later than three business days before the day on which the political party of the
763 party for which the state office candidate seeks nomination meets to declare a
764 nominee for the governor to appoint in accordance with Subsection [
765 ~~20A-1-504(1)(a)~~ 20A-1-504(1)(b); or
- 766 (ii) if a state office candidate decides to seek the appointment with less than three
767 business days before the day [~~on which the political party meets~~] described in
768 Subsection (3)(a)(i), or the political party schedules the meeting [~~to declare a~~
769 ~~nominee~~] described in Subsection (3)(a)(i) less than three business days before the
770 day of the meeting, no later than 5 p.m. on the last day of business before the day
771 on which the political party meets; and
- 772 (b) is not required to file an interim report at the times described in Subsection (2).
- 773 (4) Each interim report shall include the following information:
- 774 (a) the net balance of the last summary report, if any;
- 775 (b) a single figure equal to the total amount of receipts reported on all prior interim
776 reports, if any, during the calendar year in which the interim report is due;
- 777 (c) a single figure equal to the total amount of expenditures reported on all prior interim

- 778 reports, if any, filed during the calendar year in which the interim report is due;
- 779 (d) a detailed listing of:
- 780 (i) for a state office candidate, each contribution received since the last summary
- 781 report that has not been reported in detail on a prior interim report; or
- 782 (ii) for a state officeholder, each contribution and public service assistance received
- 783 since the last summary report that has not been reported in detail on a prior
- 784 interim report;
- 785 (e) for each nonmonetary contribution:
- 786 (i) the fair market value of the contribution with that information provided by the
- 787 contributor; and
- 788 (ii) a specific description of the contribution;
- 789 (f) a detailed listing of each expenditure made since the last summary report that has not
- 790 been reported in detail on a prior interim report;
- 791 (g) for each nonmonetary expenditure, the fair market value of the expenditure;
- 792 (h) a net balance for the year consisting of the net balance from the last summary report,
- 793 if any, plus all receipts since the last summary report minus all expenditures since the
- 794 last summary report;
- 795 (i) a summary page in the form required by the lieutenant governor that identifies:
- 796 (i) beginning balance;
- 797 (ii) total contributions and public service assistance received during the period since
- 798 the last statement;
- 799 (iii) total contributions and public service assistance received to date;
- 800 (iv) total expenditures during the period since the last statement; and
- 801 (v) total expenditures to date; and
- 802 (j) the name of a political action committee for which the state office candidate or state
- 803 officeholder is designated as an officer who has primary decision-making authority
- 804 under Section 20A-11-601.
- 805 (5)(a) In preparing each interim report, all receipts and expenditures shall be reported as
- 806 of five calendar days before the required filing date of the report.
- 807 (b) Any negotiable instrument or check received by a state office candidate or state
- 808 officeholder more than five calendar days before the required filing date of a report
- 809 required by this section shall be included in the interim report.
- 810 Section 8. Section **20A-11-1303** is amended to read:
- 811 **20A-11-1303 . School board office candidate and school board officeholder --**

812 **Financial reporting requirements -- Interim reports.**

813 (1)(a) As used in this section, "received" means:

814 (i) for a cash contribution, that the cash is given to a school board office candidate or
815 a member of the school board office candidate's personal campaign committee;816 (ii) for a contribution that is a check or other negotiable instrument, that the check or
817 other negotiable instrument is negotiated;818 (iii) for a direct deposit made into a campaign account by a person not associated
819 with the campaign, the earlier of:820 (A) the day on which the school board office candidate or a member of the school
821 board office candidate's personal campaign committee becomes aware of the
822 deposit and the source of the deposit;823 (B) the day on which the school board office candidate or a member of the school
824 board office candidate's personal campaign committee receives notice of the
825 deposit and the source of the deposit by mail, email, text, or similar means; or

826 (C) 31 calendar days after the day on which the direct deposit occurs; or

827 (iv) for any other type of contribution, that any portion of the contribution's benefit
828 inures to the school board office candidate.829 (b) As used in this Subsection (1), "campaign account" means a separate campaign
830 account required under Subsection 20A-11-1301(1)(a)(i) or (c)(i).831 (c) Except as provided in Subsection (2), each school board office candidate shall file an
832 interim report at the following times in any year in which the candidate has filed a
833 declaration of candidacy for a public office:

834 (i) May 15;

835 (ii) seven calendar days before the regular primary election date;

836 (iii) September 30; and

837 (iv) seven calendar days before the regular general election date.

838 (2) If a school board office candidate is a school board office candidate seeking
839 appointment for a midterm vacancy, the school board office candidate:

840 (a) shall file an interim report:

841 [~~(i) for a vacancy described in Subsection 20A-1-504(1)(b)(ii)(A) or (B), no later~~
842 ~~than three business days before the day on which the Senate meets to consider the~~
843 ~~school board office candidate's nomination; or]~~844 [~~(ii) for a vacancy described in Subsection 20A-1-504(1)(b)(ii)(C):]~~845 [~~(A) no later than three business days before the day on which the political party~~

- 846 of the party for which the school board office candidate seeks nomination
847 meets to declare a nominee for the governor to appoint; or]
- 848 [~~(B) if the school board office candidate decides to seek the appointment with less~~
849 ~~than three business days before the day on which the political party meets, or~~
850 ~~the political party schedules the meeting to declare a nominee less than three~~
851 ~~business days before the day of the meeting, no later than 5 p.m. on the last day~~
852 ~~of business before the day on which the political party meets; and]~~
- 853 (i) no later than three business days before the day on which the political party of the
854 party for which the school board office candidate seeks nomination meets to
855 declare a nominee for the governor to appoint in accordance with Subsection
856 20A-1-504(1)(b); or
- 857 (ii) if the school board office candidate decides to seek the appointment with less
858 than three business days before the day described in Subsection (2)(a)(i), or the
859 political party schedules the meeting described in Subsection (2)(a)(i) less than
860 three business days before the day of the meeting, no later than 5 p.m. on the last
861 day of business before the day on which the political party meets; and
- 862 (b) is not required to file an interim report at the times described in Subsection (1)(c).
- 863 (3) Each interim report shall include the following information:
- 864 (a) the net balance of the last summary report, if any;
- 865 (b) a single figure equal to the total amount of receipts reported on all prior interim
866 reports, if any, during the calendar year in which the interim report is due;
- 867 (c) a single figure equal to the total amount of expenditures reported on all prior interim
868 reports, if any, filed during the calendar year in which the interim report is due;
- 869 (d) a detailed listing of:
- 870 (i) for a school board office candidate, each contribution received since the last
871 summary report that has not been reported in detail on a prior interim report; or
- 872 (ii) for a school board officeholder, each contribution and public service assistance
873 received since the last summary report that has not been reported in detail on a
874 prior interim report;
- 875 (e) for each nonmonetary contribution:
- 876 (i) the fair market value of the contribution with that information provided by the
877 contributor; and
- 878 (ii) a specific description of the contribution;
- 879 (f) a detailed listing of each expenditure made since the last summary report that has not

- 880 been reported in detail on a prior interim report;
- 881 (g) for each nonmonetary expenditure, the fair market value of the expenditure;
- 882 (h) a net balance for the year consisting of the net balance from the last summary report,
- 883 if any, plus all receipts since the last summary report minus all expenditures since the
- 884 last summary report;
- 885 (i) a summary page in the form required by the lieutenant governor that identifies:
- 886 (i) beginning balance;
- 887 (ii) total contributions during the period since the last statement;
- 888 (iii) total contributions to date;
- 889 (iv) total expenditures during the period since the last statement; and
- 890 (v) total expenditures to date; and
- 891 (j) the name of a political action committee for which the school board office candidate
- 892 or school board officeholder is designated as an officer who has primary
- 893 decision-making authority under Section 20A-11-601.
- 894 (4)(a) In preparing each interim report, all receipts and expenditures shall be reported as
- 895 of five calendar days before the required filing date of the report.
- 896 (b) Any negotiable instrument or check received by a school board office candidate or
- 897 school board officeholder more than five calendar days before the required filing date
- 898 of a report required by this section shall be included in the interim report.

899 Section 9. **Effective Date.**

900 This bill takes effect on May 6, 2026.