

Effective 5/8/2018

63A-14-102 Definitions.

As used in this chapter:

- (1) "Commission" means the Independent Executive Branch Ethics Commission, created in Section 63A-14-202.
- (2) "Complainant" means an individual who files a complaint under Subsection 63A-14-402(1)(a).
- (3) "Executive branch elected official" means:
 - (a) the governor;
 - (b) the lieutenant governor;
 - (c) the state auditor;
 - (d) the state treasurer; or
 - (e) the attorney general.
- (4) "Improper purpose" includes harassing a respondent, causing unwarranted harm to a respondent's reputation, or causing unnecessary expenditure of public funds.
- (5) "Malfeasance in office" means an intentional act or omission relating to the duties of an executive branch elected official that:
 - (a) constitutes a crime; or
 - (b)
 - (i) constitutes a substantial breach of the trust imposed upon the executive branch elected official by the nature of the official's office; and
 - (ii) is against commonly accepted standards of honesty and morality.
- (6) "Respondent" means the executive branch elected official against whom an ethics complaint described in Section 63A-14-402 is filed.
- (7) "Violation" means a high crime, a misdemeanor, or malfeasance in office.

Amended by Chapter 461, 2018 General Session