

1 **RESTRICTION ON POLITICAL ACTIVITY**
2 **OF MUNICIPAL EMPLOYEES**

3 2000 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Neil A. Hansen**

6 AN ACT RELATING TO UTAH MUNICIPAL CODE; PROHIBITING CITIES AND TOWNS
7 FROM LIMITING THE POLITICAL ACTIVITY OF EMPLOYEES OCCURRING ON THEIR
8 OWN TIME.

9 This act affects sections of Utah Code Annotated 1953 as follows:

10 ENACTS:

11 **10-3-1108**, Utah Code Annotated 1953

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

13 Section 1. Section **10-3-1108** is enacted to read:

14 **10-3-1108. Municipality may not limit employee's political activity on employee's own**
15 **time.**

16 (1) For purposes of this section:

17 (a) "On the employee's own time" means occurring at a time when the employee is not
18 working within the course and scope of the employee's employment with the municipality.

19 (b) "Political activity" means any activity in which an employee engages related to the
20 political process at the federal, state, or local level, including soliciting or receiving a campaign
21 contribution for a candidate or issue, distributing campaign materials, making contact with a
22 potential voter about a candidate or issue, or any other activity related to the political process.

23 (2) Except as otherwise provided by federal law, no municipality may limit or prohibit an
24 employee of the municipality from participating in a political activity on the employee's own time.

Legislative Review Note

as of 9-17-99 11:14 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel