

**CAMPAIGN FINANCE DISCLOSURE**

**REVISIONS**

2008 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Peter C. Knudson**

House Sponsor: \_\_\_\_\_

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**LONG TITLE**

**Committee Note:**

The Government Operations Interim Committee recommended this bill.

**General Description:**

This bill modifies provisions related to campaign finance disclosure.

**Highlighted Provisions:**

This bill:

- ▶ requires that election-related financial reports that were previously due on September 15, are due by August 31;
- ▶ requires that reports due on August 31 be filed by every candidate, rather than only by those that are opposed;
- ▶ removes outdated filing guidelines;
- ▶ requires that election-related financial reports that were previously due seven days before a political convention, are due by May 15;
- ▶ requires that reports due before a political convention or primary election be filed by all candidates, rather than only by those candidates that are opposed in the political convention or primary election;
- ▶ requires that beginning with the 2008 regular general election, a former candidate for state office, legislative office, or school board office must file an annual summary report by January 5 of each year if the former candidate has not filed a



- 28 statement of dissolution of the former candidate's campaign account;
- 29       ▶ requires that political action committees be required to file a statement of
- 30 organization after receiving \$50 or more in donations, rather than \$750, in order to
- 31 be consistent with the threshold for political issues committees;
- 32       ▶ removes requirements for corporations to file reports on March 1 and June 1 in
- 33 relation to donations to political issues committees;
- 34       ▶ removes requirements for political issues committees to file reports on March 1 and
- 35 June 1;
- 36       ▶ adds a requirement for political issues committees to file a financial report at the
- 37 time a verified referendum packet is submitted;
- 38       ▶ requires a state school board office candidate to file a May 15 financial report; and
- 39       ▶ makes technical changes.

40 **Monies Appropriated in this Bill:**

41       None

42 **Other Special Clauses:**

43       This bill provides an immediate effective date.

44       This bill coordinates with S.B. 12, Election Law Modifications by providing

45 substantive amendments.

46 **Utah Code Sections Affected:**

47 AMENDS:

- 48       **20A-11-103**, as last amended by Laws of Utah 2001, Chapter 166
- 49       **20A-11-203**, as last amended by Laws of Utah 1997, Chapter 355
- 50       **20A-11-204**, as last amended by Laws of Utah 1999, Chapter 93
- 51       **20A-11-206**, as last amended by Laws of Utah 1999, Chapter 93
- 52       **20A-11-302**, as last amended by Laws of Utah 1997, Chapter 355
- 53       **20A-11-303**, as last amended by Laws of Utah 1999, Chapter 93
- 54       **20A-11-305**, as last amended by Laws of Utah 1999, Chapter 93
- 55       **20A-11-401**, as last amended by Laws of Utah 2007, Chapter 233
- 56       **20A-11-506**, as last amended by Laws of Utah 1997, Chapter 355
- 57       **20A-11-507**, as last amended by Laws of Utah 1997, Chapter 355
- 58       **20A-11-508**, as last amended by Laws of Utah 2006, Chapter 16

59           **20A-11-601**, as last amended by Laws of Utah 2006, Chapter 226  
 60           **20A-11-602**, as last amended by Laws of Utah 1999, Chapters 45 and 86  
 61           **20A-11-603**, as enacted by Laws of Utah 1997, Chapter 355  
 62           **20A-11-701**, as last amended by Laws of Utah 1998, Chapter 40  
 63           **20A-11-702**, as last amended by Laws of Utah 2003, Chapters 160 and 304  
 64           **20A-11-802**, as last amended by Laws of Utah 2003, Chapters 160 and 304  
 65           **20A-11-803**, as enacted by Laws of Utah 1997, Chapter 355  
 66           **20A-11-1302**, as enacted by Laws of Utah 1997, Chapter 355  
 67           **20A-11-1303**, as enacted by Laws of Utah 1997, Chapter 355  
 68           **20A-11-1305**, as last amended by Laws of Utah 2003, Chapter 215

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

71           Section 1. Section **20A-11-103** is amended to read:

72           **20A-11-103.   Reports -- Form of submission.**

73           (1) (a) (i) Ten days before a report from a state office candidate, legislative office  
 74 candidate, state school board candidate, political party, political action committee, political  
 75 issues committee, or judge is due under this chapter, the lieutenant governor shall inform those  
 76 candidates, judges, and entities by postal mail or, if requested by the candidate, judge, party, or  
 77 committee, by electronic mail:

78           (A) that the report is due; and

79           (B) the date that the report is due.

80           (ii) In addition to the information required by Subsection (1)(a)(i) and in the same  
 81 mailing, ten days before the interim reports for candidates or judges are due, the lieutenant  
 82 governor shall inform the candidate or judge that if the report is not received in the lieutenant  
 83 governor's office by 5 p.m. on the date that it is due, voters will be informed that the candidate  
 84 or judge has been disqualified and any votes cast for the candidate or judge will not be counted.

85           (iii) In addition to the information required by Subsection (1)(a)(i) and in the same  
 86 mailing, ten days before the interim reports or verified financial statements for entities that are  
 87 due [~~September 15~~] August 31 and before the regular general election are due, and ten days  
 88 before summary reports or January 5 financial statements are due, the lieutenant governor shall  
 89 inform the entity, candidate, judge, or officeholder that if the report is not received in the

90 lieutenant governor's office by the date that it is due, the entity, candidate, judge, or  
91 officeholder may be guilty of a class B misdemeanor for failing to file the report or statement.

92 (b) Ten days before a report from a local school board candidate is due under this  
93 chapter, the county clerk shall inform the candidate by postal mail or, if requested, by  
94 electronic mail:

95 (i) that the report is due;

96 (ii) the date that the report is due; and

97 (iii) if the report is not received in the county clerk's office by 5 p.m. on the date that it  
98 is due, voters will be informed that the candidate has been disqualified and any votes cast for  
99 the candidate will not be counted.

100 (2) Persons or entities submitting reports required by this chapter may submit them:

101 (a) on paper, printed, typed, or legibly handwritten or hand printed;

102 (b) on a computer disk according to specifications established by the chief election  
103 officer that protect against fraudulent filings and secure the accuracy of the information  
104 contained on the computer disk;

105 (c) via fax; or

106 (d) via electronic mail according to specifications established by the chief election  
107 officer.

108 (3) A report is considered filed if:

109 (a) it is received in the chief election officer's office no later than ~~[5:00]~~ 5 p.m. on the  
110 date that it is due;

111 (b) it is received in the chief election officer's office with a postmark three days or  
112 more before the date that the report was due; or

113 (c) the candidate, judge, or entity has proof that the report was mailed, with appropriate  
114 postage and addressing, three days before the report was due.

115 Section 2. Section **20A-11-203** is amended to read:

116 **20A-11-203. State office candidate -- Financial reporting requirements --**  
117 **Year-end summary report.**

118 (1) (a) Each state office candidate shall file a summary report by January 5 of the year  
119 after the regular general election year.

120 (b) Beginning with the 2008 regular general election and in addition to the

121 requirements of Subsection (1)(a), a former state office candidate that has not filed the  
122 statement of dissolution and final summary report required under Section 20A-11-205 shall  
123 continue to file a summary report on January 5 of each year.

124 (2) (a) Each summary report shall include the following information as of December 31  
125 of the [~~last regular general election~~] previous year:

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

127 (ii) a single figure equal to the total amount of receipts reported on all interim reports,  
128 if any;

129 (iii) a single figure equal to the total amount of expenditures reported on all interim  
130 reports, if any, filed during the [~~election~~] previous year;

131 (iv) a detailed listing of each contribution and public service assistance received since  
132 the last summary report that has not been reported in detail on an interim report;

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

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

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

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

139 (b) (i) For all single contributions or public service assistance of \$50 or less, a single  
140 aggregate figure may be reported without separate detailed listings.

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

143 (c) In preparing the report, all receipts and expenditures shall be reported as of  
144 December 31 of the [~~last regular general election~~] previous year.

145 (3) The summary report shall contain a paragraph signed by an authorized member of  
146 the state office candidate's personal campaign committee or by the state office candidate  
147 certifying that, to the best of the signer's knowledge, all receipts and all expenditures have been  
148 reported as of December 31 of the [~~last regular general election~~] previous year and that there  
149 are no bills or obligations outstanding and unpaid except as set forth in that report.

150 [~~(4) State office candidates reporting under this section need only report receipts~~  
151 ~~received and expenditures made after April 29, 1991.~~]

152 Section 3. Section **20A-11-204** is amended to read:

153 **20A-11-204. State office candidate -- Financial reporting requirements -- Interim**  
154 **reports.**

155 (1) Each state office candidate shall file an interim report at the following times in any  
156 year in which the candidate has filed a declaration of candidacy for a public office:

157 (a) [~~seven days before any political convention if more than one individual in the~~  
158 ~~candidate's same party has filed a declaration of candidacy for the particular public office that~~  
159 ~~the candidate seeks~~] May 15;

160 (b) seven days before the regular primary election date;

161 (c) [~~September 15~~] August 31; and

162 (d) seven days before the regular general election date.

163 (2) Each interim report shall include the following information:

164 (a) the net balance of the last summary report, if any;

165 (b) a single figure equal to the total amount of receipts reported on all prior interim  
166 reports, if any, during the calendar year in which the interim report is due;

167 (c) a single figure equal to the total amount of expenditures reported on all prior  
168 interim reports, if any, filed during the calendar year in which the interim report is due;

169 (d) a detailed listing of each contribution and public service assistance received since  
170 the last summary report that has not been reported in detail on a prior interim report;

171 (e) for each nonmonetary contribution, the fair market value of the contribution;

172 (f) a detailed listing of each expenditure made since the last summary report that has  
173 not been reported in detail on a prior interim report;

174 (g) for each nonmonetary expenditure, the fair market value of the expenditure;

175 (h) a net balance for the year consisting of the net balance from the last summary  
176 report, if any, plus all receipts since the last summary report minus all expenditures since the  
177 last summary report; and

178 (i) a summary page in the form required by the lieutenant governor that identifies:

179 (i) beginning balance;

180 (ii) total contributions during the period since the last statement;

181 (iii) total contributions to date;

182 (iv) total expenditures during the period since the last statement; and

183 (v) total expenditures to date.

184 (3) (a) For all individual contributions or public service assistance of \$50 or less, a  
185 single aggregate figure may be reported without separate detailed listings.

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

188 (4) In preparing each interim report, all receipts and expenditures shall be reported as  
189 of five days before the required filing date of the report.

190 ~~[(5) State office candidates reporting under this section need only report contributions~~  
191 ~~received and expenditures made after April 29, 1991.]~~

192 Section 4. Section **20A-11-206** is amended to read:

193 **20A-11-206. State office candidate -- Failure to file reports -- Penalties.**

194 (1) (a) If a state office candidate fails to file an interim report due before the regular  
195 primary election, [~~September 15~~] on August 31, or before the regular general election, the  
196 lieutenant governor shall, after making a reasonable attempt to discover if the report was timely  
197 mailed, inform the county clerk and other appropriate election officials who:

198 (i) shall, if practicable, remove the name of the candidate by blacking out the  
199 candidate's name before the ballots are delivered to voters; or

200 (ii) shall, if removing the candidate's name from the ballot is not practicable, inform  
201 the voters by any practicable method that the candidate has been disqualified and that votes  
202 cast for the candidate will not be counted; and

203 (iii) may not count any votes for that candidate.

204 (b) Any state office candidate who fails to file timely a financial statement required by  
205 this part is disqualified and the vacancy on the ballot may be filled as provided in Section  
206 20A-1-501.

207 (c) Notwithstanding Subsections (1)(a) and (1)(b), a state office candidate is not  
208 disqualified if:

209 (i) the candidate files the reports required by this section;

210 (ii) those reports are completed, detailing accurately and completely the information  
211 required by this part except for inadvertent omissions or insignificant errors or inaccuracies;  
212 and

213 (iii) those omissions, errors, or inaccuracies are corrected in an amended report or in

214 the next scheduled report.

215 (2) (a) Within 30 days after a deadline for the filing of a summary report, the lieutenant  
216 governor shall review each filed summary report to ensure that:

217 (i) each state office candidate that is required to file a summary report has filed one;

218 and

219 (ii) each summary report contains the information required by this part.

220 (b) If it appears that any state office candidate has failed to file the summary report  
221 required by law, if it appears that a filed summary report does not conform to the law, or if the  
222 lieutenant governor has received a written complaint alleging a violation of the law or the  
223 falsity of any summary report, the lieutenant governor shall, within five days of discovery of a  
224 violation or receipt of a written complaint, notify the state office candidate of the violation or  
225 written complaint and direct the state office candidate to file a summary report correcting the  
226 problem.

227 (c) (i) It is unlawful for any state office candidate to fail to file or amend a summary  
228 report within 14 days after receiving notice from the lieutenant governor under this section.

229 (ii) Each state office candidate who violates Subsection (2)(c)(i) is guilty of a class B  
230 misdemeanor.

231 (iii) The lieutenant governor shall report all violations of Subsection (2)(c)(i) to the  
232 attorney general.

233 Section 5. Section **20A-11-302** is amended to read:

234 **20A-11-302. Legislative office candidate -- Financial reporting requirements --**  
235 **Year-end summary report.**

236 (1) (a) Each legislative office candidate shall file a summary report by January 5 of the  
237 year after the regular general election year.

238 (b) Beginning with the 2008 regular general election and in addition to the  
239 requirements of Subsection (1)(a), a former legislative office candidate that has not filed the  
240 statement of dissolution and final summary report required under Section 20A-11-304 shall  
241 continue to file a summary report on January 5 of each year.

242 (2) (a) Each summary report shall include the following information as of December 31  
243 of the [~~last regular general election~~] previous year:

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



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

247 (iii) a single figure equal to the total amount of expenditures reported on all interim  
 248 reports, if any, filed during the ~~[election]~~ previous year;

249 (iv) a detailed listing of each receipt, contribution, and public service assistance since  
 250 the last summary report that has not been reported in detail on an interim report;

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

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

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

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

257 (b) (i) For all individual contributions or public service assistance of \$50 or less, a  
 258 single aggregate figure may be reported without separate detailed listings.

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

261 (c) In preparing the report, all receipts and expenditures shall be reported as of  
 262 December 31 of the ~~[last regular general election]~~ previous year.

263 (3) The summary report shall contain a paragraph signed by the legislative office  
 264 candidate certifying that to the best of the candidate's knowledge, all receipts and all  
 265 expenditures have been reported as of December 31 of the ~~[last regular general election]~~  
 266 previous year and that there are no bills or obligations outstanding and unpaid except as set  
 267 forth in that report.

268 ~~[(4) Legislative office candidates reporting under this section need only report receipts  
 269 received and expenditures made after April 29, 1991.]~~

270 Section 6. Section **20A-11-303** is amended to read:

271 **20A-11-303. Legislative office candidate -- Financial reporting requirements --**  
 272 **Interim reports.**

273 (1) Each legislative office candidate shall file an interim report at the following times  
 274 in any year in which the candidate has filed a declaration of candidacy for a public office:

275 (a) ~~[seven days before any political convention if more than one individual in the~~

276 candidate's same party has filed a declaration of candidacy for the particular public office that  
277 the candidate seeks] May 15;

278 (b) seven days before the regular primary election date[, if the candidate is on the ballot  
279 in the primary election];

280 (c) [~~September 15, unless the candidate is unopposed~~] August 31; and

281 (d) seven days before the regular general election date.

282 (2) Each interim report shall include the following information:

283 (a) the net balance of the last summary report, if any;

284 (b) a single figure equal to the total amount of receipts reported on all prior interim  
285 reports, if any, during the calendar year in which the interim report is due;

286 (c) a single figure equal to the total amount of expenditures reported on all prior  
287 interim reports, if any, filed during the calendar year in which the interim report is due;

288 (d) a detailed listing of each contribution and public service assistance received since  
289 the last summary report that has not been reported in detail on a prior interim report;

290 (e) for each nonmonetary contribution, the fair market value of the contribution;

291 (f) a detailed listing of each expenditure made since the last summary report that has  
292 not been reported in detail on a prior interim report;

293 (g) for each nonmonetary expenditure, the fair market value of the expenditure;

294 (h) a net balance for the year consisting of the net balance from the last summary  
295 report, if any, plus all receipts since the last summary report minus all expenditures since the  
296 last summary report; and

297 (i) a summary page in the form required by the lieutenant governor that identifies:

298 (i) beginning balance;

299 (ii) total contributions during the period since the last statement;

300 (iii) total contributions to date;

301 (iv) total expenditures during the period since the last statement; and

302 (v) total expenditures to date.

303 (3) (a) For all individual contributions or public service assistance of \$50 or less, a  
304 single aggregate figure may be reported without separate detailed listings.

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

307 (4) In preparing each interim report, all receipts and expenditures shall be reported as  
308 of five days before the required filing date of the report.

309 [~~(5) Legislative office candidates reporting under this section need only report~~  
310 ~~contributions received and expenditures made after April 29, 1991.~~]

311 Section 7. Section **20A-11-305** is amended to read:

312 **20A-11-305. Legislative office candidate -- Failure to file report -- Name not**  
313 **printed on ballot -- Filling vacancy.**

314 (1) (a) If a legislative office candidate fails to file an interim report due before the  
315 regular primary election, [~~September 15~~] on August 31, or before the regular general election,  
316 the lieutenant governor shall, after making a reasonable attempt to discover if the report was  
317 timely mailed, inform the county clerk and other appropriate election officials who:

318 (i) shall, if practicable, remove the name of the candidate by blacking out the  
319 candidate's name before the ballots are delivered to voters; or

320 (ii) shall, if removing the candidate's name from the ballot is not practicable, inform  
321 the voters by any practicable method that the candidate has been disqualified and that votes  
322 cast for the candidate will not be counted; and

323 (iii) may not count any votes for that candidate.

324 (b) Any legislative office candidate who fails to file timely a financial statement  
325 required by this part is disqualified and the vacancy on the ballot may be filled as provided in  
326 Section 20A-1-501.

327 (c) Notwithstanding Subsections (1)(a) and (1)(b), a legislative office candidate is not  
328 disqualified if:

329 (i) the candidate files the reports required by this section;

330 (ii) those reports are completed, detailing accurately and completely the information  
331 required by this part except for inadvertent omissions or insignificant errors or inaccuracies;  
332 and

333 (iii) those omissions, errors, or inaccuracies are corrected in an amended report or in  
334 the next scheduled report.

335 (2) (a) Within 30 days after a deadline for the filing of a summary report, the lieutenant  
336 governor shall review each filed summary report to ensure that:

337 (i) each legislative office candidate that is required to file a summary report has filed

338 one; and

339 (ii) each summary report contains the information required by this part.

340 (b) If it appears that any legislative office candidate has failed to file the summary  
341 report required by law, if it appears that a filed summary report does not conform to the law, or  
342 if the lieutenant governor has received a written complaint alleging a violation of the law or the  
343 falsity of any summary report, the lieutenant governor shall, within five days of discovery of a  
344 violation or receipt of a written complaint, notify the legislative office candidate of the  
345 violation or written complaint and direct the legislative office candidate to file a summary  
346 report correcting the problem.

347 (c) (i) It is unlawful for any legislative office candidate to fail to file or amend a  
348 summary report within 14 days after receiving notice from the lieutenant governor under this  
349 section.

350 (ii) Each legislative office candidate who violates Subsection (2)(c)(i) is guilty of a  
351 class B misdemeanor.

352 (iii) The lieutenant governor shall report all violations of Subsection (2)(c)(i) to the  
353 attorney general.

354 Section 8. Section **20A-11-401** is amended to read:

355 **20A-11-401. Officeholder financial reporting requirements -- Year-end summary**  
356 **report.**

357 (1) (a) Each officeholder shall file a summary report by January 5 of each year.

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

362 (i) this section; and

363 (ii) the section that provides the requirements for the summary report that must be filed  
364 by the officeholder in the officeholder's capacity of a candidate for office.

365 (2) (a) Each summary report shall include the following information as of December 31  
366 of the [~~last~~] previous year:

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

368 (ii) a single figure equal to the total amount of receipts received since the last summary

369 report, if any;

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

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

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

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

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

377 (viii) a net balance for the year consisting of the net balance from the last summary  
378 report plus all receipts minus all expenditures.

379 (b) (i) For all individual contributions or public service assistance of \$50 or less, a  
380 single aggregate figure may be reported without separate detailed listings.

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

383 (c) In preparing the report, all receipts and expenditures shall be reported as of  
384 December 31 of the [~~last calendar~~] previous year.

385 (3) The summary report shall contain a paragraph signed by the officeholder certifying  
386 that, to the best of the officeholder's knowledge, all receipts and all expenditures have been  
387 reported as of December 31 of the last calendar year and that there are no bills or obligations  
388 outstanding and unpaid except as set forth in that report.

389 Section 9. Section **20A-11-506** is amended to read:

390 **20A-11-506. Political party financial reporting requirements -- Year-end**  
391 **summary report.**

392 (1) [~~Each~~] The party committee of each registered political party shall file a summary  
393 report by January 5 of [~~the year after the regular general election~~] each year.

394 (2) (a) Each summary report shall include the following information as of December 31  
395 of the [~~regular general election~~] previous year:

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

397 (ii) a single figure equal to the total amount of receipts reported on all interim reports,  
398 if any, during the [~~election~~] previous year;

399 (iii) a single figure equal to the total amount of expenditures reported on all interim

400 reports, if any, filed during the ~~[election]~~ previous year;

401 (iv) a detailed listing of each contribution and public service assistance received since  
402 the last summary report that has not been reported in detail on an interim report;

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

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

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

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

409 (b) (i) For all individual contributions or public service assistance of \$50 or less, a  
410 single aggregate figure may be reported without separate detailed listings.

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

413 (c) In preparing the report, all receipts and expenditures shall be reported as of  
414 December 31 of the ~~[last regular general election]~~ previous year.

415 (3) The summary report shall contain a paragraph signed by the treasurer of the party  
416 committee certifying that, to the best of the treasurer's knowledge, all receipts and all  
417 expenditures have been reported as of December 31 of the ~~[last regular general election]~~  
418 previous year and that there are no bills or obligations outstanding and unpaid except as set  
419 forth in that report.

420 Section 10. Section **20A-11-507** is amended to read:

421 **20A-11-507. Political party financial reporting requirements -- Interim reports.**

422 (1) ~~[Each]~~ The party committee of each registered political party shall file an interim  
423 report at the following times in any year in which there is a regular general election:

424 (a) ~~[September 15]~~ August 31; and

425 (b) seven days before the general election.

426 (2) Each interim report shall include the following information:

427 (a) the net balance of the last summary report, if any;

428 (b) a single figure equal to the total amount of receipts reported on all prior interim  
429 reports, if any, during the calendar year in which the interim report is due;

430 (c) a single figure equal to the total amount of expenditures reported on all prior

- 431 interim reports, if any, filed during the calendar year in which the interim report is due;
- 432 (d) a detailed listing of each contribution and public service assistance received since  
433 the last summary report that has not been reported in detail on a prior interim report;
- 434 (e) for each nonmonetary contribution, the fair market value of the contribution;
- 435 (f) a detailed listing of each expenditure made since the last summary report that has  
436 not been reported in detail on a prior interim report;
- 437 (g) for each nonmonetary expenditure, the fair market value of the expenditure;
- 438 (h) a net balance for the year consisting of the net balance from the last summary  
439 report, if any, plus all receipts since the last summary report minus all expenditures since the  
440 last summary report; and
- 441 (i) a summary page in the form required by the lieutenant governor that identifies:
- 442 (i) beginning balance;
- 443 (ii) total contributions during the period since the last statement;
- 444 (iii) total contributions to date;
- 445 (iv) total expenditures during the period since the last statement; and
- 446 (v) total expenditures to date.
- 447 (3) (a) For all individual contributions or public service assistance of \$50 or less, a  
448 single aggregate figure may be reported without separate detailed listings.
- 449 (b) Two or more contributions from the same source that have an aggregate total of  
450 more than \$50 may not be reported in the aggregate, but shall be reported separately.
- 451 (4) In preparing each interim report, all receipts and expenditures shall be reported as  
452 of three days before the required filing date of the report.
- 453 Section 11. Section **20A-11-508** is amended to read:
- 454 **20A-11-508. Political party reporting requirements -- Criminal penalties.**
- 455 (1) (a) Each registered political party that fails to file the interim reports due  
456 [~~September 15~~] on August 31 or before the regular general election is guilty of a class B  
457 misdemeanor.
- 458 (b) The lieutenant governor shall report all violations of Subsection (1)(a) to the  
459 attorney general.
- 460 (2) Within 30 days after a deadline for the filing of a summary report required by this  
461 part, the lieutenant governor shall review each filed report to ensure that:

- 462 (a) each political party that is required to file a report has filed one; and
- 463 (b) each report contains the information required by this part.
- 464 (3) If it appears that any political party has failed to file a report required by law, if it
- 465 appears that a filed report does not conform to the law, or if the lieutenant governor has
- 466 received a written complaint alleging a violation of the law or the falsity of any report, the
- 467 lieutenant governor shall, within five days of discovery of a violation or receipt of a written
- 468 complaint, notify the political party of the violation or written complaint and direct the political
- 469 party to file a summary report correcting the problem.
- 470 (4) (a) It is unlawful for any political party to fail to file or amend a summary report
- 471 within 14 days after receiving notice from the lieutenant governor under this section.
- 472 (b) Each political party who violates Subsection (4)(a) is guilty of a class B
- 473 misdemeanor.
- 474 (c) The lieutenant governor shall report all violations of Subsection (4)(a) to the
- 475 attorney general.

476 Section 12. Section **20A-11-601** is amended to read:

477 **20A-11-601. Political action committees -- Registration -- Criminal penalty for**  
478 **providing false information or accepting unlawful contribution.**

- 479 (1) (a) Each political action committee shall file a statement of organization with the
- 480 lieutenant governor's office by January 10 of each year, unless the political action committee
- 481 has filed a notice of dissolution under Subsection (4).
- 482 (b) If a political action committee is organized after the January 10 filing date, the
- 483 political action committee shall file an initial statement of organization no later than seven days
- 484 after:
  - 485 (i) receiving contributions totaling at least \$750; or
  - 486 (ii) distributing expenditures for political purposes totaling at least [~~\$750~~] \$50.
- 487 (c) If January 10 falls on a weekend or holiday, the statement of organization shall be
- 488 filed by the following business day.
- 489 (2) Each political action committee shall designate two officers that have primary
- 490 decision-making authority for the political action committee.
- 491 (3) The statement of organization shall include:
  - 492 (a) the name and address of the political action committee;



493 (b) the name, street address, phone number, occupation, and title of the two primary  
494 officers designated under Subsection (2);

495 (c) the name, street address, occupation, and title of all other officers of the political  
496 action committee;

497 (d) the name and street address of the organization, individual corporation, association,  
498 unit of government, or union that the political action committee represents, if any;

499 (e) the name and street address of all affiliated or connected organizations and their  
500 relationships to the political action committee;

501 (f) the name, street address, business address, occupation, and phone number of the  
502 committee's treasurer or chief financial officer; and

503 (g) the name, street address, and occupation of each member of the governing and  
504 advisory boards, if any.

505 (4) (a) Any registered political action committee that intends to permanently cease  
506 operations shall file a notice of dissolution with the lieutenant governor's office.

507 (b) Any notice of dissolution filed by a political action committee does not exempt that  
508 political action committee from complying with the financial reporting requirements of this  
509 chapter.

510 (5) (a) Unless the political action committee has filed a notice of dissolution under  
511 Subsection (4), a political action committee shall file, with the lieutenant governor's office,  
512 notice of any change of an officer described in Subsection (2).

513 (b) Notice of a change of a primary officer described in Subsection (2) shall:

514 (i) be filed within ten days of the date of the change; and

515 (ii) contain the name and title of the officer being replaced, and the name, street  
516 address, occupation, and title of the new officer.

517 (6) (a) A person is guilty of providing false information in relation to a political action  
518 committee if the person intentionally or knowingly gives false or misleading material  
519 information in the statement of organization or the notice of change of primary officer.

520 (b) Each primary officer designated in Subsection (2) is guilty of accepting an unlawful  
521 contribution if the political action committee knowingly or recklessly accepts a contribution  
522 from a corporation that:

523 (i) was organized less than 90 days before the date of the general election; and

524 (ii) at the time the political action committee accepts the contribution, has failed to file  
525 a statement of organization with the lieutenant governor's office as required by Section  
526 20A-11-704.

527 (c) A violation of this Subsection (6) is a third degree felony.

528 Section 13. Section **20A-11-602** is amended to read:

529 **20A-11-602. Political action committees -- Financial reporting.**

530 (1) (a) Each registered political action committee that has received contributions  
531 totaling at least \$750, or [made] disbursed expenditures [that total] totaling at least [\$750] \$50,  
532 during a calendar year shall file a verified financial statement with the lieutenant governor's  
533 office on:

534 (i) January 5, reporting contributions and expenditures as of December 31 of the  
535 previous year;

536 (ii) [~~September 15~~] August 31; and

537 (iii) seven days before the regular general election.

538 (b) The registered political action committee shall report:

539 (i) a detailed listing of all contributions received and expenditures made since the last  
540 statement; and

541 (ii) for financial statements filed on [~~September 15~~] August 31 and before the general  
542 election, all contributions and expenditures as of three days before the required filing date of  
543 the financial statement.

544 (c) The registered political action committee need not file a statement under this  
545 section if it received no contributions and made no expenditures during the reporting period.

546 (2) (a) The verified financial statement shall include:

547 (i) the name, address, and occupation of any individual that makes a contribution to the  
548 reporting political action committee, and the amount of the contribution;

549 (ii) the identification of any publicly identified class of individuals that makes a  
550 contribution to the reporting political action committee, and the amount of the contribution;

551 (iii) the name and address of any political action committee, group, or entity that makes  
552 a contribution to the reporting political action committee, and the amount of the contribution;

553 (iv) for each nonmonetary contribution, the fair market value of the contribution;

554 (v) the name and address of each reporting entity that received an expenditure from the

555 reporting political action committee, and the amount of each expenditure;  
556 (vi) for each nonmonetary expenditure, the fair market value of the expenditure;  
557 (vii) the total amount of contributions received and expenditures disbursed by the  
558 reporting political action committee;  
559 (viii) a paragraph signed by the political action committee's treasurer or chief financial  
560 officer verifying that, to the best of the signer's knowledge, the financial report is accurate; and  
561 (ix) a summary page in the form required by the lieutenant governor that identifies:  
562 (A) beginning balance;  
563 (B) total contributions during the period since the last statement;  
564 (C) total contributions to date;  
565 (D) total expenditures during the period since the last statement; and  
566 (E) total expenditures to date.  
567 (b) (i) Contributions received by a political action committee that have a value of \$50  
568 or less need not be reported individually, but shall be listed on the report as an aggregate total.  
569 (ii) Two or more contributions from the same source that have an aggregate total of  
570 more than \$50 may not be reported in the aggregate, but shall be reported separately.

571 Section 14. Section **20A-11-603** is amended to read:

572 **20A-11-603. Criminal penalties.**

573 (1) (a) Each political action committee that fails to file the statement due [~~September~~  
574 ~~15]~~ on August 31 or before the regular general session is guilty of a class B misdemeanor.  
575 (b) The lieutenant governor shall report all violations of Subsection (1)(a) to the  
576 attorney general.  
577 (2) Within 30 days after a deadline for the filing of the January 5 statement required by  
578 this part, the lieutenant governor shall review each filed statement to ensure that:  
579 (a) each political action committee that is required to file a statement has filed one; and  
580 (b) each statement contains the information required by this part.  
581 (3) If it appears that any political action committee has failed to file the January 5  
582 statement, if it appears that a filed statement does not conform to the law, or if the lieutenant  
583 governor has received a written complaint alleging a violation of the law or the falsity of any  
584 statement, the lieutenant governor shall, within five days of discovery of a violation or receipt  
585 of a written complaint, notify the political action committee of the violation or written

586 complaint and direct the political action committee to file a statement correcting the problem.

587 (4) (a) It is unlawful for any political action committee to fail to file or amend a  
588 statement within 14 days after receiving notice from the lieutenant governor under this section.

589 (b) Each political action committee who violates Subsection (4)(a) is guilty of a class B  
590 misdemeanor.

591 (c) The lieutenant governor shall report all violations of Subsection (4)(a) to the  
592 attorney general.

593 Section 15. Section **20A-11-701** is amended to read:

594 **20A-11-701. Campaign financial reporting of candidate campaign contributions**  
595 **by corporations -- Filing requirements -- Statement contents.**

596 (1) (a) Each corporation that has made expenditures for political purposes that total at  
597 least \$750 during a calendar year shall file a verified financial statement with the lieutenant  
598 governor's office on:

599 (i) January 5, reporting expenditures as of December 31 of the previous year;

600 (ii) [~~September 15~~] August 31; and

601 (iii) seven days before the regular general election.

602 (b) The corporation shall report:

603 (i) a detailed listing of all expenditures made since the last statement; and

604 (ii) for financial statements filed on [~~September 15~~] August 31 and before the general  
605 election, all expenditures as of three days before the required filing date of the financial  
606 statement.

607 (c) The corporation need not file a statement under this section if it made no  
608 expenditures during the reporting period.

609 (2) That statement shall include:

610 (a) the name and address of each reporting entity that received an expenditure from the  
611 corporation, and the amount of each expenditure;

612 (b) the total amount of expenditures disbursed by the corporation; and

613 (c) a paragraph signed by the corporation's or the political action committee's treasurer  
614 or chief financial officer verifying the accuracy of the financial report.

615 Section 16. Section **20A-11-702** is amended to read:

616 **20A-11-702. Campaign financial reporting of political issues expenditures by**

617 **corporations -- Financial reporting.**

618 (1) (a) Each corporation that has made political issues expenditures on current or  
 619 proposed ballot issues that total at least \$750 during a calendar year shall file a verified  
 620 financial statement with the lieutenant governor's office on:

621 (i) January 5, reporting expenditures as of December 31 of the previous year;

622 [~~(ii) March 1;~~]

623 [~~(iii) June 1;~~]

624 [~~(iv) September 15; and]~~

625 (ii) August 31; and

626 [~~(v)~~] (iii) seven days before the regular general election.

627 (b) The corporation shall report:

628 (i) a detailed listing of all expenditures made since the last statement; and

629 (ii) for financial statements filed on [~~September 15]~~ August 31 and before the primary  
 630 and general elections, expenditures as of three days before the required filing date of the  
 631 financial statement.

632 (c) The corporation need not file a statement under this section if it made no  
 633 expenditures during the reporting period.

634 (2) That statement shall include:

635 (a) the name and address of each individual, entity, or group of individuals or entities  
 636 that received a political issues expenditure of more than \$50 from the corporation, and the  
 637 amount of each political issues expenditure;

638 (b) the total amount of political issues expenditures disbursed by the corporation; and

639 (c) a paragraph signed by the corporation's treasurer or chief financial officer verifying  
 640 the accuracy of the verified financial statement.

641 Section 17. Section **20A-11-802** is amended to read:

642 **20A-11-802. Political issues committees -- Financial reporting.**

643 (1) (a) Each registered political issues committee that has received political issues  
 644 contributions totaling at least \$750, or disbursed political issues expenditures totaling at least  
 645 \$50, during a calendar year on current or proposed statewide ballot propositions, to influence  
 646 an incorporation petition or an incorporation election, or on initiative petitions to be submitted  
 647 to the Legislature, shall file a verified financial statement with the lieutenant governor's office:

648 (i) on January 5, reporting contributions and expenditures as of December 31 of the  
649 previous year;

650 (ii) seven days before the date of an incorporation election, if the political issues  
651 committee has received donations or made disbursements to affect an incorporation;

652 [~~(iii) March 1;~~]  
653 [~~(iv) June 1;~~]  
654 [~~(v)~~] (iii) at least three days before the first public hearing held as required by Section  
655 20A-7-204.1;

656 [~~(vi)~~] (iv) if the political issues committee has received or expended funds in relation to  
657 an initiative or referendum, at the time the initiative or referendum sponsors submit:

658 (A) the verified and certified initiative packets [~~to the county clerk~~] as required by  
659 Section 20A-7-206; or

660 (B) the signed and verified referendum packets as required by Section 20A-7-306;

661 [~~(vii)~~] (v) on [~~September 15~~] August 31; and  
662 [~~(viii)~~] (vi) seven days before the regular general election.

663 (b) The political issues committee shall report:

664 (i) a detailed listing of all contributions received and expenditures made since the last  
665 statement; and

666 (ii) for financial statements filed on [~~September 15~~] August 31 and before the general  
667 election, all contributions and expenditures as of three days before the required filing date of  
668 the financial statement.

669 (c) The political issues committee need not file a statement under this section if it  
670 received no contributions and made no expenditures during the reporting period.

671 (2) (a) That statement shall include:

672 (i) the name, address, and occupation of any individual that makes a political issues  
673 contribution to the reporting political issues committee, and the amount of the political issues  
674 contribution;

675 (ii) the identification of any publicly identified class of individuals that makes a  
676 political issues contribution to the reporting political issues committee, and the amount of the  
677 political issues contribution;

678 (iii) the name and address of any political issues committee, group, or entity that makes

679 a political issues contribution to the reporting political issues committee, and the amount of the  
680 political issues contribution;

681 (iv) the name and address of each reporting entity that makes a political issues  
682 contribution to the reporting political issues committee, and the amount of the political issues  
683 contribution;

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

685 (vi) except as provided in Subsection (2)(c), the name and address of each individual,  
686 entity, or group of individuals or entities that received a political issues expenditure of more  
687 than \$50 from the reporting political issues committee, and the amount of each political issues  
688 expenditure;

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

690 (viii) the total amount of political issues contributions received and political issues  
691 expenditures disbursed by the reporting political issues committee;

692 (ix) a paragraph signed by the political issues committee's treasurer or chief financial  
693 officer verifying that, to the best of the signer's knowledge, the financial statement is accurate;  
694 and

695 (x) a summary page in the form required by the lieutenant governor that identifies:

696 (A) beginning balance;

697 (B) total contributions during the period since the last statement;

698 (C) total contributions to date;

699 (D) total expenditures during the period since the last statement; and

700 (E) total expenditures to date.

701 (b) (i) Political issues contributions received by a political issues committee that have a  
702 value of \$50 or less need not be reported individually, but shall be listed on the report as an  
703 aggregate total.

704 (ii) Two or more political issues contributions from the same source that have an  
705 aggregate total of more than \$50 may not be reported in the aggregate, but shall be reported  
706 separately.

707 (c) When reporting political issue expenditures made to circulators of initiative  
708 petitions, the political issues committee:

709 (i) need only report the amount paid to each initiative petition circulator; and

710 (ii) need not report the name or address of the circulator.

711 Section 18. Section **20A-11-803** is amended to read:

712 **20A-11-803. Criminal penalties.**

713 (1) (a) Each political issues committee that fails to file the statement due [~~September~~  
714 ~~15~~] August 31 or before the regular general [~~session~~] election is guilty of a class B  
715 misdemeanor.

716 (b) The lieutenant governor shall report all violations of Subsection (1)(a) to the  
717 attorney general.

718 (2) Within 30 days after a deadline for the filing of the January 5 statement, the  
719 lieutenant governor shall review each filed statement to ensure that:

720 (a) each political issues committee that is required to file a statement has filed one; and

721 (b) each statement contains the information required by this part.

722 (3) If it appears that any political issues committee has failed to file the January 5  
723 statement, if it appears that a filed statement does not conform to the law, or if the lieutenant  
724 governor has received a written complaint alleging a violation of the law or the falsity of any  
725 statement, the lieutenant governor shall, within five days of discovery of a violation or receipt  
726 of a written complaint, notify the political issues committee of the violation or written  
727 complaint and direct the political issues committee to file a statement correcting the problem.

728 (4) (a) It is unlawful for any political issues committee to fail to file or amend a  
729 statement within 14 days after receiving notice from the lieutenant governor under this section.

730 (b) Each political issues committee who violates Subsection (4)(a) is guilty of a class B  
731 misdemeanor.

732 (c) The lieutenant governor shall report all violations of Subsection (4)(a) to the  
733 attorney general.

734 Section 19. Section **20A-11-1302** is amended to read:

735 **20A-11-1302. School board office candidate -- Financial reporting requirements**  
736 **-- Year-end summary report.**

737 (1) (a) Each school board office candidate shall file a summary report by January 5 of  
738 the year after the regular general election year.

739 (b) Beginning with the 2008 regular general election and in addition to the  
740 requirements of Subsection (1)(a), a former school board office candidate that has not filed the



741 statement of dissolution and final summary report required under Section 20A-11-1304 shall  
742 continue to file a summary report on January 5 of each year.

743 (2) (a) Each summary report shall include the following information as of December 31  
744 of the [~~last regular general election~~] previous year:

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

746 (ii) a single figure equal to the total amount of receipts reported on all interim reports,  
747 if any, during the [~~calendar year in which the summary report is due~~] previous year;

748 (iii) a single figure equal to the total amount of expenditures reported on all interim  
749 reports, if any, filed during the [~~election~~] previous year;

750 (iv) a detailed listing of each receipt, contribution, and public service assistance since  
751 the last summary report that has not been reported in detail on an interim report;

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

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

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

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

758 (b) (i) For all individual contributions or public service assistance of \$50 or less, a  
759 single aggregate figure may be reported without separate detailed listings.

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

762 (c) In preparing the report, all receipts and expenditures shall be reported as of  
763 December 31 of the [~~last regular general election~~] previous year.

764 (3) The summary report shall contain a paragraph signed by the school board office  
765 candidate certifying that, to the best of the school board office candidate's knowledge, all  
766 receipts and all expenditures have been reported as of December 31 of the [~~last regular general~~  
767 ~~election~~] previous year and that there are no bills or obligations outstanding and unpaid except  
768 as set forth in that report.

769 [~~(4) School board office candidates reporting under this section need only report~~  
770 ~~receipts received and expenditures made after May 5, 1997.~~]

771 Section 20. Section **20A-11-1303** is amended to read:

772 **20A-11-1303. School board office candidate -- Financial reporting requirements**773 **-- Interim reports.**

774 (1) Each school board office candidate shall file an interim report at the following  
775 times in any year in which the candidate has filed a declaration of candidacy for a public office:

776 (a) May 15, for state school board office candidates;

777 ~~[(a)] (b) seven days before the regular primary election date[, if the candidate is on the~~  
778 ~~ballot in the primary election];~~

779 ~~[(b) September 15, unless the candidate is unopposed; and]~~

780 (c) August 31; and

781 ~~[(c)] (d) seven days before the regular general election date.~~

782 (2) Each interim report shall include the following information:

783 (a) the net balance of the last summary report, if any;

784 (b) a single figure equal to the total amount of receipts reported on all prior interim  
785 reports, if any, during the calendar year in which the interim report is due;

786 (c) a single figure equal to the total amount of expenditures reported on all prior  
787 interim reports, if any, filed during the calendar year in which the interim report is due;

788 (d) a detailed listing of each contribution and public service assistance received since  
789 the last summary report that has not been reported in detail on a prior interim report;

790 (e) for each nonmonetary contribution, the fair market value of the contribution;

791 (f) a detailed listing of each expenditure made since the last summary report that has  
792 not been reported in detail on a prior interim report;

793 (g) for each nonmonetary expenditure, the fair market value of the expenditure;

794 (h) a net balance for the year consisting of the net balance from the last summary

795 report, if any, plus all receipts since the last summary report minus all expenditures since the  
796 last summary report; and

797 (i) a summary page in the form required by the lieutenant governor that identifies:

798 (i) beginning balance;

799 (ii) total contributions during the period since the last statement;

800 (iii) total contributions to date;

801 (iv) total expenditures during the period since the last statement; and

802 (v) total expenditures to date.

803 (3) (a) For all individual contributions or public service assistance of \$50 or less, a  
804 single aggregate figure may be reported without separate detailed listings.

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

807 (4) In preparing each interim report, all receipts and expenditures shall be reported as  
808 of three days before the required filing date of the report.

809 [~~(5) School board office candidates reporting under this section need only report~~  
810 ~~contributions received and expenditures made after May 5, 1997.~~]

811 Section 21. Section **20A-11-1305** is amended to read:

812 **20A-11-1305. School board office candidate -- Failure to file statement -- Name**  
813 **not printed on ballot -- Filling vacancy.**

814 (1) (a) If a school board office candidate fails to file an interim report due before the  
815 regular primary election, [~~September 15~~] on August 31, and before the regular general election,  
816 the chief election officer shall, after making a reasonable attempt to discover if the report was  
817 timely mailed, inform the county clerk and other appropriate election officials who:

818 (i) shall, if practicable, remove the name of the candidate by blacking out the  
819 candidate's name before the ballots are delivered to voters; or

820 (ii) shall, if removing the candidate's name from the ballot is not practicable, inform  
821 the voters by any practicable method that the candidate has been disqualified and that votes  
822 cast for candidate will not be counted; and

823 (iii) may not count any votes for that candidate.

824 (b) Any school board office candidate who fails to file timely a financial statement  
825 required by this part is disqualified and the vacancy on the ballot may be filled as provided in  
826 Section 20A-1-501.

827 (c) Notwithstanding [~~Subsection~~] Subsections (1)(a) and (1)(b), a school board office  
828 candidate is not disqualified if:

829 (i) the candidate files the reports required by this section;

830 (ii) those reports are completed, detailing accurately and completely the information  
831 required by this part except for inadvertent omissions or insignificant errors or inaccuracies;  
832 and

833 (iii) those omissions, errors, or inaccuracies are corrected in an amended report or in

834 the next scheduled report.

835 (2) (a) Within 30 days after a deadline for the filing of a summary report by a candidate  
836 for state school board, the lieutenant governor shall review each filed summary report to ensure  
837 that:

838 (i) each state school board candidate that is required to file a summary report has filed  
839 one; and

840 (ii) each summary report contains the information required by this part.

841 (b) If it appears that any state school board candidate has failed to file the summary  
842 report required by law, if it appears that a filed summary report does not conform to the law, or  
843 if the lieutenant governor has received a written complaint alleging a violation of the law or the  
844 falsity of any summary report, the lieutenant governor shall, within five days of discovery of a  
845 violation or receipt of a written complaint, notify the state school board candidate of the  
846 violation or written complaint and direct the state school board candidate to file a summary  
847 report correcting the problem.

848 (c) (i) It is unlawful for any state school board candidate to fail to file or amend a  
849 summary report within 14 days after receiving notice from the lieutenant governor under this  
850 section.

851 (ii) Each state school board candidate who violates Subsection (2)(c)(i) is guilty of a  
852 class B misdemeanor.

853 (iii) The lieutenant governor shall report all violations of Subsection (2)(c)(i) to the  
854 attorney general.

855 (3) (a) Within 30 days after a deadline for the filing of a summary report, the county  
856 clerk shall review each filed summary report to ensure that:

857 (i) each local school board candidate that is required to file a summary report has filed  
858 one; and

859 (ii) each summary report contains the information required by this part.

860 (b) If it appears that any local school board candidate has failed to file the summary  
861 report required by law, if it appears that a filed summary report does not conform to the law, or  
862 if the county clerk has received a written complaint alleging a violation of the law or the falsity  
863 of any summary report, the county clerk shall, within five days of discovery of a violation or  
864 receipt of a written complaint, notify the local school board candidate of the violation or

865 written complaint and direct the local school board candidate to file a summary report  
866 correcting the problem.

867 (c) (i) It is unlawful for any local school board candidate to fail to file or amend a  
868 summary report within 14 days after receiving notice from the county clerk under this section.

869 (ii) Each local school board candidate who violates Subsection (3)(c)(i) is guilty of a  
870 class B misdemeanor.

871 (iii) The county clerk shall report all violations of Subsection (3)(c)(i) to the district or  
872 county attorney.

873 Section 22. **Effective date.**

874 If approved by two-thirds of all the members elected to each house, this bill takes effect  
875 upon approval by the governor, or the day following the constitutional time limit of Utah  
876 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto,  
877 the date of veto override.

878 Section 23. **Coordinating S.B. 21 with S.B. 12 -- Merging substantive amendments.**

879 If this S.B. 21 and S.B. 12, Election Law Modifications, both pass, it is the intent of the  
880 Legislature that the amendments to Section 20A-11-1032 in this bill supersede the amendments  
881 to Section 20A-11-1032 in S.B. 12 when the Office of Legislative Research and General  
882 Counsel prepares the Utah Code database for publication.

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**Legislative Review Note**  
as of 11-14-07 12:45 PM

**Office of Legislative Research and General Counsel**

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**S.B. 21 - Campaign Finance Disclosure Revisions**

**Fiscal Note**

2008 General Session

State of Utah

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**State Impact**

Enactment of this bill will not require additional appropriations.

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**Individual, Business and/or Local Impact**

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.

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