

COUNTY OFFICER ELECTION REVISIONS

2014 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jack R. Draxler

Senate Sponsor: Peter C. Knudson

LONG TITLE

General Description:

This bill amends provisions that stagger the office terms of certain county officers.

Highlighted Provisions:

This bill:

- ▶ amends provisions that stagger the office terms of certain county officers; and
- ▶ makes technical corrections.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides an immediate effective date.

Utah Code Sections Affected:

AMENDS:

17-16-6, as last amended by Laws of Utah 2011, Chapter 154

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

Section 1. Section **17-16-6** is amended to read:

17-16-6. County officers -- Time of holding elections -- County commissioners --

Terms of office.

(1) Except as otherwise provided in an optional plan adopted under Chapter 52,

Changing Forms of County Government:



28 (a) each elected county officer shall be elected at the regular general election every four
 29 years in accordance with Section 20A-1-201, except as otherwise provided in this title;

30 (b) county commissioners shall be elected at the times, in the manner, and for the terms
 31 provided in Section 17-52-501; and

32 (c) an elected officer shall hold office for the term for which the officer is elected,
 33 beginning at noon on the first Monday in January following the officer's election and until a
 34 successor is elected or appointed and qualified, except as provided in Section 17-16-1.

35 (2) (a) ~~H→ [H] The [H] [Unless a county legislative body passes an ordinance maintaining the~~
 36 ~~general election of all county officials every four years without staggered terms, the]~~ ←H terms of
 37 county officers shall be staggered in accordance with this Subsection (2).

38 (b) Except as provided in Subsection (2)(c), in the 2014 general election:

39 (i) the following county officers shall be elected to one six-year term and thereafter
 40 elected to a four-year term:

41 (A) county treasurer;

42 (B) county recorder;

43 (C) county surveyor; and

44 (D) county assessor; and

45 (ii) all other county officers shall be elected to a four-year term.

46 (c) If a county legislative body consolidates two or more county offices in accordance
 47 with Section 17-16-3 [~~on or after May 10, 2011~~], ~~H→~~ **and the consolidated offices are on**
 47a **conflicting election schedules,** ←H the county legislative body shall pass an
 48 ordinance that sets the election schedule for the consolidated offices in a reasonable manner
 49 that staggers the terms of county officers as provided in this Subsection (2).

50 Section 2. **Effective date.**

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

Legislative Review Note
as of 1-16-14 9:25 AM

Office of Legislative Research and General Counsel