

212 (6) "Initial fiscal impact estimate" means:

213 (a) a financial statement prepared under Section 20A-7-202.5 after the filing of an
214 application for an initiative petition; or

215 (b) a financial and legal statement prepared under Section 20A-7-502.5 or 20A-7-602.5
216 for an initiative or referendum petition.

217 (7) "Initiative" means a new law proposed for adoption by the public as provided in
218 this chapter.

219 (8) "Initiative packet" means a copy of the initiative petition, a copy of the proposed
220 law, and the signature sheets, all of which have been bound together as a unit.

221 (9) (a) "Land use law" means a law of general applicability, enacted based on the
222 weighing of broad, competing policy considerations, that relates to the use of land, including
222a H→ land use regulation, ←H a
223 general plan, a land use development code, an annexation ordinance, or a comprehensive
224 zoning ordinance or resolution.

225 (b) "Land use law" does not include a land use decision, as defined in Section
226 10-9a-103 or 17-27a-103.

227 [~~9~~] (10) "Legal signatures" means the number of signatures of legal voters that:

228 (a) meet the numerical requirements of this chapter; and

229 (b) have been obtained, certified, and verified as provided in this chapter.

230 [~~10~~] (11) "Legal voter" means a person who:

231 (a) is registered to vote; or

232 (b) becomes registered to vote before the county clerk certifies the signatures on an
233 initiative or referendum petition.

234 (12) "Legally referable to voters" means:

235 (a) for a proposed local initiative, that the proposed local initiative is legally referable
236 to voters under Section 20A-7-502.7; or

237 (b) for a proposed local referendum, that the proposed local referendum is legally
238 referable to voters under Section 20A-7-602.7.

239 [~~11~~] (13) "Local attorney" means the county attorney, city attorney, or town attorney
240 in whose jurisdiction a local initiative or referendum petition is circulated.

241 [~~12~~] (14) "Local clerk" means the county clerk, city recorder, or town clerk in whose
242 jurisdiction a local initiative or referendum petition is circulated.

739 (ii) beginning on January 1, 2020, 11.5% of the number of active voters in at least 75%
 740 of the metro township's or city's voter participation areas;

741 (i) for a metro township with a population of 1,000 or more but less than 10,000, a city
 742 of the fifth class, or a county of the fifth class, ~~H~~→ [20] 25 ←~~H~~ % of the number of active voters in
 742a the metro
 743 township, city, or county; or

744 (j) for a metro township with a population of less than 1,000, a town, or a county of the
 745 sixth class, ~~H~~→ [25] 35 ←~~H~~ % of the number of active voters in the metro township, town, or
 745a county.

746 [~~2~~] (3) If the total number of certified names from each verified signature sheet
 747 equals or exceeds the number of names required by this section, the clerk or recorder shall
 748 deliver the proposed law to the local legislative body at [its] the local legislative body's next
 749 meeting.

750 [~~3~~] (4) (a) The local legislative body shall either adopt or reject the proposed law
 751 without change or amendment within 30 days [~~of receipt of~~] after the day on which the local
 752 legislative body receives the proposed law under Subsection (3).

753 (b) The local legislative body may:

754 (i) adopt the proposed law and refer [it] the proposed law to the people;

755 (ii) adopt the proposed law without referring [it] the proposed law to the people; or

756 (iii) reject the proposed law.

757 (c) If the local legislative body adopts the proposed law but does not refer [it] the
 758 proposed law to the people, [it] the proposed law is subject to referendum as with other local
 759 laws.

760 (d) (i) If a county legislative body rejects a proposed [~~county ordinance or amendment~~]
 761 law, or takes no action on [it] a proposed law, the county clerk shall submit [it] the proposed
 762 law to the voters of the county at the next regular general election immediately after the
 763 petition for the proposed law is filed under Section 20A-7-502.

764 (ii) If a local legislative body of a municipality rejects a proposed [~~municipal ordinance~~
 765 or amendment] law, or takes no action on [it] a proposed law, the municipal recorder or clerk
 766 shall submit [it] the proposed law to the voters of the municipality at the next municipal
 767 general election immediately after the petition is filed under Section 20A-7-502.

768 (e) (i) If [~~the~~] a local legislative body rejects [~~the~~] a proposed [~~ordinance or~~
 769 amendment] law, or takes no action on [it] a proposed law, the local legislative body may adopt

1328 (ii) beginning on January 1, 2020, 11.5% of the number of active voters in at least 75%
1329 of the county's voter participation areas;

1330 (h) for a metro township with a population of 10,000 or more but less than 30,000, or a
1331 city of the fourth class:

1332 (i) 11.5% of the number of active voters in the metro township or city; and

1333 (ii) beginning on January 1, 2020, 11.5% of the number of active voters in at least 75%
1334 of the metro township's or city's voter participation areas;

1335 (i) for a metro township with a population of 1,000 or more but less than 10,000, a city
1336 of the fifth class, or a county of the fifth class, ~~H~~→ [20] 25 ←~~H~~ % of the number of active voters in
1336a the metro

1337 township, city, or county; or

1338 (j) for a metro township with a population of less than 1,000, a town, or a county of the
1339 sixth class, ~~H~~→ [25] 35 ←~~H~~ % of the number of active voters in the metro township, town, or
1339a county.

1340 (3) Except as provided in Subsection (4), an eligible voter seeking to have a land use
1341 law or local obligation law passed by the local legislative body submitted to a vote of the
1342 people shall obtain legal signatures equal to:

1343 (a) for a county of the first, second, third, or fourth class:

1344 (i) 16% of the number of active voters in the county; and

1345 (ii) beginning on January 1, 2020, 16% of the number of active voters in at least 75%
1346 of the county's voter participation areas;

1347 (b) for a county of the fifth or sixth class:

1348 (i) 16% of the number of active voters in the county; and

1349 (ii) beginning on January 1, 2020, 16% of the number of active voters in at least 75%
1350 of the county's voter participation areas;

1351 (c) for a metro township with a population of 100,000 or more, or a city of the first
1352 class:

1353 (i) 15% of the number of active voters in the metro township or city; and

1354 (ii) beginning on January 1, 2020, 15% of the number of active voters in at least 75%
1355 of the metro township's or city's voter participation areas;

1356 (d) for a metro township with a population of 65,000 or more but less than 100,000, or
1357 a city of the second class:

1358 (i) 16% of the number of active voters in the metro township or city; and

2134 (4) This section does not prohibit:
2135 (a) a public entity from conducting research, or collecting and compiling information
2136 or arguments in relation to a ballot proposition, a proposed initiative, or proposed referendum;

2137 (b) an elected or appointed official of the public entity described in Subsection (4)(a)
2138 from using the research, information, or arguments described in Subsection (4)(a) for the
2139 purpose of advocating for or against a ballot proposition, proposed initiative, or proposed
2140 referendum via a website or another medium not owned or controlled by the public entity if the
2141 public official using the research, information, or arguments described in Subsection (4)(a):

2142 (i) provides at least seven days written notice to the sponsors of the ballot proposition,
2143 proposed initiative, or proposed referendum of the elected or appointed official's intent to use
2144 the research, information, or arguments described in Subsection (4)(a) for the purpose
2145 described in this Subsection (4)(b); and

2146 (ii) permits the sponsors equal access to the website or other means used by the elected
2147 or appointed official for the sponsors to advocate for or against the ballot proposition, proposed
2148 initiative, or proposed referendum.

2149 Section 40. Section **20A-11-1205** is amended to read:

2150 **20A-11-1205. Use of public email for a political purpose.**

2151 (1) Except as provided in Subsection (5), a person may not send an email using the
2152 email of a public entity:

2153 (a) for a political purpose;

2154 (b) to advocate for or against a [~~ballot proposition~~] proposed initiative, initiative,
2155 proposed referendum, or referendum; or

2156 (c) to solicit a campaign contribution.

2157 (2) (a) The [~~applicable election officer shall~~] lieutenant governor shall, after giving the
2158 person and the complainant notice and opportunity to be heard, impose a civil fine against a
2159 person who violates Subsection (1) as follows:

2160 [~~(a)~~] (i) up to \$250 for a first violation; and

2161 [~~(b)~~] (ii) except as provided in Subsection (3), for each subsequent violation committed
2162 after any applicable election officer imposes a fine against the person for a first violation,
2163 \$1,000 multiplied by the number of violations committed by the person.

2164 (b) A person may, within ~~15~~ → **[five]** **thirty** ← ~~15~~ days after the day on which the lieutenant
2164a governor