

HB0180S03 compared with HB0180S02

~~text~~ shows text that was in HB0180S02 but was deleted in HB0180S03.

text shows text that was not in HB0180S02 but was inserted into HB0180S03.

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Representative Carl R. Albrecht proposes the following substitute bill:

LIEUTENANT GOVERNOR CONFLICT OF INTEREST

AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Carl R. Albrecht

Senate Sponsor: ~~_____~~ Michael S. Kennedy

LONG TITLE

General Description:

This bill provides for the appointment of a neutral advisor to resolve complaints relating to a lieutenant governor running for certain elected office.

Highlighted Provisions:

This bill:

- ▶ requires the governor to appoint a neutral advisor, with the advice and consent of the Senate, to resolve complaints relating to the current lieutenant governor or the current lieutenant governor's campaign for certain elected office; and
- ▶ describes the qualifications and authority of the neutral advisor.

Money Appropriated in this Bill:

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None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

20A-5-207, Utah Code Annotated 1953

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

Section 1. Section **20A-5-207** is enacted to read:

20A-5-207. Conflict of interest -- Appointment of neutral advisor.

(1) (a) During a calendar year when the lieutenant governor is running for any state or federal office other than the office of lieutenant governor, the governor~~;~~

~~— (a) ;~~ shall, with the advice and consent of the Senate, appoint a neutral advisor ~~;~~ who is not an employee of the lieutenant governor's office, to review complaints made against the lieutenant governor or the lieutenant governor's campaign.

(b) The neutral advisor:

(i) shall have knowledge and experience in state campaign law; and

~~(b) ii~~ may not ~~appoint~~ be an individual ~~as the advisor if~~ who is:

(A) an employee of the individual's lieutenant governor's office; or

(B) running for political office during the time the individual serves as the advisor.

(2) If a complaint is made relating to a campaign of the current lieutenant governor for any state or federal elected office other than the office of lieutenant governor, the complaint will be referred to, and action taken at the direction of, the neutral advisor, including:

(a) investigating the complaint;

(b) requiring the lieutenant governor or the lieutenant governor's campaign to take action, or refrain from taking action, in accordance with the requirements of law;

(c) imposing penalties in accordance with the requirements of law; and

(d) taking legal or other action to enforce the requirements of law in relation to the complaint.

(3) The neutral advisor does not have authority to take action on a complaint relating to a campaign for federal office to the extent that the action is preempted by federal law.

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