

SB0178S01 compared with SB0178

~~text~~ shows text that was in SB0178 but was deleted in SB0178S01.

text shows text that was not in SB0178 but was inserted into SB0178S01.

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Senator Keith Grover proposes the following substitute bill:

ELECTION FUNDING AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Keith Grover

House Sponsor: _____

LONG TITLE

General Description:

This bill addresses election funding.

Highlighted Provisions:

This bill:

- ▶ prohibits a government entity from accepting or using funds for an election if those funds are provided by a person other than a government entity~~;~~;
- ▶ prohibits an election officer, in certain circumstances, from joining an electoral organization, purchasing a service from an electoral organization, or attending a program or seminar offered by an electoral organization; and
- ▶ requires an election officer, in certain circumstances, to disclose information about the election officer's relationship with an electoral organization.

Money Appropriated in this Bill:

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None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

[20A-5-207.5, Utah Code Annotated 1953](#)

REPEALS AND REENACTS:

20A-5-207, as enacted by Laws of Utah 2022, Chapters 156, 299

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

Section 1. Section **20A-5-207** is repealed and reenacted to read:

20A-5-207. Donated funding prohibited.

(1) As used in this section:

(a) (i) "Government entity" means:

(A) the state;

(B) a county, city, town, metro township, school district, special district, community reinvestment agency, an entity created by an interlocal agreement adopted under Title 11, Chapter 13, Interlocal Cooperation Act, or another political subdivision of the state;

(C) the United States; or

(D) an independent entity.

(ii) "Public entity" includes an agency, bureau, office, department, division, board, commission, institution, laboratory, or other instrumentality of an entity described in Subsection (1)(a)(i).

(b) "Independent entity" means the same as that term is defined in Section 63E-1-102.

(2) A government entity may not accept or use funds for an election if those funds are provided by a person other than a government entity.

Section 2. Section **20A-5-207.5** is enacted to read:

20A-5-207.5. Election officers -- Electoral organization -- Disclosure.

(1) As used in this section:

(a) "Electoral organization" means a corporation, company, partnership, or another entity whose primary focus is United States elections.

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(b) "Electoral organization" does not include a governmental entity of a state, the United States, or a territory or possession of the United States.

(2) An election officer acting in an official capacity may not be a member of an electoral organization, purchase a service from an electoral organization, or attend a program, seminar, or tutorial offered by an electoral organization, if the electoral organization:

(a) directly or indirectly finances the administration of United States elections; or

(b) accepts monetary or non-monetary donations from:

(i) a foreign government; or

(ii) another entity organized under the laws of a foreign government.

(3) (a) If an election officer acting in an official capacity becomes a member of an electoral organization, purchases a service from an electoral organization, or attends a program, seminar, or tutorial offered by an electoral organization, the election officer shall prepare a written disclosure that:

(i) describes the electoral organization;

(ii) describes, if applicable, the service the election officer purchased from the electoral organization, or the program, seminar, or tutorial offered by the electoral organization that the election officer attended;

(iii) provides a link to the website of the electoral organization; and

(iv) certifies, under penalty of perjury, that the electoral organization does not engage in an act described in Subsection (2)(a) or (b).

(b) An election officer shall attach to the written disclosure any document, literature, or other written material the electoral organization provides to the election officer in connection with the election officer's membership, purchase of a service, or attendance at a program, seminar, or tutorial.

(4) (a) An election officer who prepares the written disclosure described in Subsection (3) shall, no later than 30 days after the day on which the election officer engages in an act described in Subsection (3)(a), post the disclosure on:

(i) the lieutenant governor's website, if the election officer is the lieutenant governor; or

(ii) the website of the political subdivision for which the election officer administers elections, if the election officer is an election officer other than the lieutenant governor.

(b) An election officer who posts a written disclosure under this section shall ensure

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that the written disclosure remains on the website described in Subsection (4)(a) until the election officer leaves office.

Section ~~{2}~~3. **Effective date.**

This bill takes effect on May 1, 2024.