

CHAPTER 2-1. ELECTION RULES AND REGULATIONS

Sec. 2-1-1. Definitions.

The following definitions shall apply to this Chapter.

- (a) *Election Cycle.* Each election cycle begins the day after the previous general election for an elected office and ends on the date of the next general election for that same elected office.
- (b) *Expenditure.* As defined by Utah Code Title 10 Chapter 3 Section 208
- (c) *Independent Expenditure.* An expenditure by a person or other entity expressly advocating the success or defeat of a clearly identified candidate if the expenditure is not made in coordination with, or at the request or suggestion of:
 - (1) *A candidate; or*
 - (2) *A candidate's personal campaign committee; or*
 - (3) *A political consultant of a candidate.*
- (d) *Personal Campaign Committee.* As defined by Utah Code Title 20A Chapter 11 Section 101

Sec. ~~2-1-1~~ 2-1-2. Filing Fee.

A filing fee shall be paid upon the filing of declaration of candidacy or nomination petition with the City Recorder.

(Revised Ords. 1978, § 2-1-1; Ord. No. 18-09, § 1(exh. A, § 2-1-1), 4-10-2018; Ord. No. 22-07, § 1(Exh. A), 8-16-2022)

State law reference(s)—Payment of fee required by ordinance required, U.C.A. 1953, § 20A-9-203(3).

Sec. ~~2-1-2~~ 2-1-3. Contribution Disclosures.

Candidates for office must disclose all contributions received as required under state law, including disclosure of all contributions, as defined by state law, received by a candidate or elected office holder, received at any time, by filing updated and current campaign finance statements no later than the deadlines imposed by state law and City ordinance.

(Revised Ords. 1978, § 2-1-2; Ord. No. 18-09, § 1(exh. A, § 2-1-2), 4-10-2018)

Sec. ~~2-1-3~~ 2-1-4. Contribution Disclosure Deadlines.

In addition to the deadlines imposed under state law, candidates for office must disclose all contributions received and expenditures made by filing an updated and current campaign finance statement no later than the following dates:

- (1) Twenty-eight days before the date of the primary election.

(Revised Ords. 1978, § 2-1-3; Ord. No. 18-09, § 1(exh. A, § 2-1-3), 4-10-2018; Ord. No. 21-03, § 1(exh. A), 2-2-2021; Ord. No. 23-07, § 1(Exh. A), 6-20-2023)

Sec. ~~2-1-4~~ 2-1-5. Notification to Candidate.

The City Recorder shall, at the time the candidate for municipal office files a declaration of candidacy, one week before the deadline to file any campaign finance reports, and again 14 days before the municipal general election, notify the candidate in writing of:

- (1) The provisions of statute and municipal ordinance governing the disclosure of campaign contributions received and expenditures made through the filing of campaign finance statements no later than the deadlines imposed under state law and City ordinance;
- (2) The dates by which the candidate is required to file updated and current campaign finance statements to disclose all campaign contributions received and expenditures made; and
- (3) The penalties that apply for failure to file a timely campaign finance statement, including the statutory provision that requires removal of the candidate's name from the ballot for failure to file the required campaign finance statement.

(Revised Ords. 1978, § 2-1-4; Ord. No. 18-09, § 1(exh. A, § 2-1-4), 4-10-2018; Ord. No. 21-22, § 1(Exh. A), 7-20-2021)

Sec. ~~2-1-5~~ 2-1-6. Annual Contribution Disclosure by Elected Officials.

- (a) All elected officials who hold office in Sandy City must file an annual campaign finance statement no later than January 15 during each year while in office.
- (b) The annual campaign finance statement filed by an elected official must disclose all contributions received and expenditures made prior to December 31 of the preceding calendar year which have not been previously disclosed.

(Revised Ords. 1978, § 2-1-5; Ord. No. 18-09, § 1(exh. A, § 2-1-5), 4-10-2018)

Sec. 2-1-7. Disclosure Requirements for Independent Expenditures.

- (a) Any person or other entity that makes an independent expenditure meant to influence a Sandy City municipal election shall file with the Sandy City Recorder a financial disclosure statement.
- (b) The disclosure statement shall be filed at the same intervals and deadlines required for candidate disclosure reports under Section 2-1-4.
- (c) The disclosure statement shall identify all independent expenditures made during the reporting period and meant to influence a Sandy City municipal election.
- (d) The Sandy City Attorney shall refer each violation of this section to the Sandy City Administrative Law Judge for adjudication in accordance with applicable procedures. The Administrative Law Judge is hereby authorized and empowered to impose a civil fine of up to five hundred dollars (\$500.00) per violation, in addition to any other remedies or enforcement measures authorized by law.
- (e) This requirement supplements but does not replace or modify any filing obligations imposed by State or Federal law.

Sec. 2-1-8. Contributions to Candidates; Limitations.

- (a) No person, nor any other entity shall make contributions during any election cycle, as set forth in this chapter, to any candidate or his or her personal campaign committee that, in the aggregate, exceed the contribution limits listed on the Sandy City Recorder's election web page.
- (b) Every two years, beginning January of 2027, the city recorder shall adjust to the nearest ten dollars (\$10.00) the most recently calculated contribution limits by the percentage change in the consumer price index since the beginning of the previous election cycle and post the new amounts on the city recorder's election webpage. For purposes of this subsection, "consumer price index" means the consumer price index for all urban consumers, United States city average, that is published by the United States department of labor, bureau of labor statistics.
- (c) The anonymous contribution limit is zero dollars (\$0.00) and the acceptance of anonymous contributions is prohibited. Any anonymous contributions received by a candidate or a personal campaign committee shall be transmitted to the city treasurer for deposit in the general fund of the city. Each contributor of a contribution shall disclose to the personal campaign committee the full legal name and address of the contributing person or entity. Each candidate contribution disclosure shall include the full legal name and address of the contributing person or entity for each contribution.
- (d) The limitations imposed by subsections (a) through (c) of this section shall not apply to contributions by a candidate of the candidate's own resources to the candidate's own campaign.
- (e) This requirement supplements but does not replace or modify any campaign contribution limitations imposed by State or Federal law.