

SALT LAKE CITY ORDINANCE
No. _____ of 2005
(Campaign Financing Disclosure)

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 2.46 OF
THE SALT LAKE CITY CODE, RELATING TO CAMPAIGN FINANCING
DISCLOSURE.

Be it ordained by the City Council of Salt Lake City, Utah:

SECTION 1. That Section 2.46.010 of the Salt Lake City Code, relating to the
Campaign Financing Disclosure, be, and the same hereby is, amended as follows:

2.46.010 Definitions:

For the purpose of this chapter the following words shall have the meanings as defined in
this chapter:

A. "Bumper sticker" means a sign not exceeding four (4) inches in height or
thirteen (13) inches in length affixed to any part (including the interior) of a motor
vehicle.

AB. "Candidate" means any person who:

1. Files a declaration of candidacy for an elected office of the city;
2. Receives contributions, makes expenditures, or consents to another person
receiving contributions or making expenditures with a view to bringing about such
person's nomination or election to such office; or
3. Causes, on his or her behalf, any written material or advertisement to be
printed, published, broadcast, distributed or disseminated which indicates his or her
intention to seek such office.

BC. "Contribution" means:

1. A gift, subscription, donation, loan, advance, or deposit of money or anything of value, including nonmonetary contributions such as in-kind contributions and contributions of tangible things, except a loan of money by a financial institution made in accordance with the applicable financial institution laws and regulations and in the ordinary course of business, made for political purposes;

2. A contract, promise or agreement, express or implied, whether or not legally enforceable, to make a contribution described in subsection B1 of this definition;

3. A transfer of funds between a political committee and a candidate's personal campaign committee;

4. Compensation paid by a person other than the candidate's personal campaign committee for personal services of another person rendered without charge to the candidate or such candidate's personal campaign committee; and

5. A coordinated expenditure; but

6. "Contribution" shall not include personal services provided without compensation by individuals volunteering their time on behalf of a candidate or such candidate's personal campaign committee.

CD. "Coordinated expenditure" means, except as provided in the next sentence, an expenditure made by any person in cooperation, consultation, or concert, with, or at the request or suggestion of, a candidate, his or her personal campaign committee, or their agents. Coordinated expenditures include but are not limited to coordinated advertising on billboards and on taxi cabs or other ground transportation vehicles as defined in Section 5.71.010 of this Code, but does not include a lawn sign, a sign on

residential property, a bumper sticker, a handheld sign, a sign on the body of a person, a sign on a motor vehicle other than a taxi cab or other ground transportation vehicle as defined in Section 5.71.010 of this Code, or a sign in a part of a building that is not normally used for commercial advertising by a third party. An in-kind coordinated expenditure shall be valued at the usual and normal value of such expenditure, such as the value of the use of the advertising space on a billboard or taxi cab or other ground transportation vehicle as defined in Section 5.71.010 of this Code. In the case of a taxi cab or other ground transportation vehicle as defined in Section 5.71.010 of this Code, if a sign is located in a space that is not usually or normally used for advertising, the sign shall be treated as if it were rooftop advertising on a taxi cab or other ground transportation vehicle as defined in Section 5.71.010 of this Code, and its value shall be determined in the same manner that the value of such rooftop advertising is determined.

DE. "Election" means a general, special or primary election conducted by the city, including elections limited to referendums or bond issues.

EF. "Election cycle" means: 1) with respect to a general city election or a city primary election for an elective position, the four (4) year period that ends on the February 15 immediately following the next general city election for such elective position; and 2) with respect to an election to fill an unexpired term of office, the period that begins on the earlier of: a) the day the vacancy occurs, or b) the day the impending vacancy is publicly announced, and ends on the February 15 immediately following the next general city election for such elective position.

FG. "Election year" means a calendar year during which a primary or general election is held or is scheduled to be held.

GH. "Expenditure" means:

1. A purchase, payment, donation, distribution, loan, advance, deposit, or gift of money or anything of value made for political purposes;
2. A contract, promise or agreement, express or implied, whether or not legally enforceable, to make an expenditure described in subsection F1 of this definition; or
3. A transfer of funds by a political committee to another political committee or to a candidate's personal campaign committee.

HI. "Independent expenditure" means an expenditure on behalf of, or opposing the election of, any candidate, when such expenditure is made independently of the candidate or the candidate's personal campaign committee, or their agents, and when such expenditure is made without the prior consent or the collusion or cooperation of, and not at the request or suggestion of, the candidate or the candidate's personal campaign committee or their agents.

IJ. "Issue" means any question other than the election of a candidate to city office placed upon any municipal ballot to be affirmed or defeated by popular vote including, but not limited to, bond issues and referendums.

JK. "Party committee" means any committee organized by or authorized by the governing body of a registered political party.

KL. "Person" means both natural and legal persons including, but not limited to, individuals, business organizations, personal campaign committees, political committees, party committees, labor unions, labor organizations and any other organized group of individuals.

LM. "Personal campaign committee" means the committee appointed by a particular candidate to act for such candidate as hereinafter provided.

MN. "Political committee" means a group of persons cooperating to aid or promote the success or defeat of a candidate or issue, including the making of donations to a personal campaign committee. "Political committee" does not mean an individual, a personal campaign committee, individuals who are related and who make contributions from a joint checking account, an entity that provides goods or services to a candidate or committee in the regular course of its business at the same price that would be provided to the general public, or a business entity using its own funds, except a business entity whose intended purpose is to act as a political committee.

NO. "Political purpose" means an act done with intent or in such a way as to influence or tend to influence, directly or indirectly, the nomination or election of a candidate or the passage or defeat of any issue on the ballot at a municipal election.

OP. "Primary election" means any primary election held pursuant to title 20A, Utah Code Annotated, or its successor.

PQ. "Reporting date" means:

1. Ten (10) days before the election, for a campaign finance statement required to be filed not later than seven (7) days before a primary or general election conducted by the city;
2. The day of filing, for a campaign finance statement required to be filed not later than thirty (30) days after a primary or general election conducted by the city; and
3. Three (3) days before the filing date, for any other campaign finance statement required to be filed pursuant to this chapter.

SECTION 2. That this ordinance shall take effect immediately upon the date of its first publication.

Passed by the City Council of Salt Lake City, Utah this _____ day of _____, 2005.

CHAIRPERSON

ATTEST:

CHIEF DEPUTY CITY RECORDER

Transmitted to Mayor on _____.

Mayor's Action: _____ Approved. _____ Vetoed.

MAYOR

CHIEF DEPUTY CITY RECORDER

(SEAL)

Bill No. _____ of 2005.

Published: _____.

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