

# ORDINANCE 176

## CAMPAIGN FINANCE DISCLOSURE REQUIREMENTS

AN ORDINANCE ADOPTING CAMPAIGN FINANCE DISCLOSURE REQUIREMENTS IN MUNICIPAL ELECTIONS OF ELSINORE (PURSUANT TO UTAH CODE 10-3-28).

WHEREAS, BY AUGUST 1, 2001, EACH THIRD CLASS CITY WITH A POPULATION UNDER 10,000 AND EACH TOWN SHALL ADOPT AN ORDINANCE ESTABLISHING CAMPAIGN FINANCE DISCLOSURE REQUIREMENTS FOR CANDIDATES FOR CITY OR TOWN OFFICE

WHEREAS, CHANGES TO 10-3-208 OF THE UTAH CODE ADOPTED BY THE 2000 UTAH STATE LEGISLATURE, HAS REQUIRED SMALL COMMUNITIES TO ADOPT A CAMPAIGN FINANCIAL DISCLOSURE ORDINANCE DESPITE A LACK OF FUNDING FOR ADDITIONAL MANPOWER OR PAPERWORK;

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF ELSINORE:

ELSINORE TOWN ADOPTS THE ELSINORE TOWN CAMPAIGN FINANCE DISCLOSURE ORDINANCE AS FOLLOWS:

### CHAPTER 1 CAMPAIGN FINANCE DISCLOSURE

1. GENERAL. ALL CANDIDATES FOR ELECTIVE MUNICIPAL OFFICE SHALL COMPLY WITH THE CAMPAIGN FINANCE DISCLOSURE REQUIREMENTS SET FORTH IN THIS CHAPTER.
2. DEFINITIONS. THE FOLLOWING DEFINITIONS SHALL BE APPLICABLE TO THIS ORDINANCE:
  - A. "CANDIDATE" SHALL MEAN ANY PERSON FILES A DECLARATION OF CANDIDACY FOR AN ELECTIVE OFFICE OF THE TOWN OR CITY; OR IS NOMIMNATED BY A COMMITTEE, PARTY OR PETITION; OR RECEIVED CONTRIBUTIONS OR MADE 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 CAUSES ON HIS/HER BEHALF, ANY WRITTEN MATERIAL OR ADVERTISEMENT TO BE PRINTED, PUBLISHED, BROADCAST, DISTRIBUTED, OR DISSEMINATED WHICH INDICATES AN INTENTION TO SEEK SUCH OFFICE.
  - B. "CONTRIBUTION" SHALL MEAN MONETARY AND NON-MONETARY CONTRIBUTIONS SUCH AS INKIND CONTRIBUTIONS AND CONTRIBUTIONS OF TANGIBLE THINGS BUT SHALL NOT INCLUDE PERSONAL SERVICES PROVIDED WITHOUT COMPENSATION BY INDIVIDUALS VOLUNTEERING THEIR TIME ON BEHALF OF A CANDIDATE.
3. FILING OF DISCLOSURE REPORTS. EACH CANDIDATE FOR ELECTIVE OFFICE WHO EITHER RECEIVES MORE THAN \$750.00 IN CAMPAIGN CONTRIBUTIONS OR SPENDS MORE THAN \$750.00 IN CAMPAIGN EXPENSES SHALL FILE WITH THE TOWN CLERK OR CITY RECORDER DATED AND SIGNED FINANCIAL REPORTS WHICH COMPLY WITH THIS ORDINANCE. FORMS SHALL BE MADE AVAILE BY THE TOWN OR CITY. OTHER FORMS IN SUBSTANTIALLY THE SAME FORMAT ARE ALSO ACCEPTABLE.
4. TIME OF FILING. THE REPORTS REQUIRED BY THIS ORIDINANCE SHALL BE FILED AT LEAST SEVEN (7) DAYS BEFORE BOTH THE PRIMARY AND GENERAL ELECTIONS AND AT LEAST ONCE WITHIN THIRTY (30) DAYS FOLLOWING THE FINAL ELECTION.
5. CONTENTS OF STATEMENT.
  - A. THE STATEMENTS FILED SEVEN (7) DAYS BEFORE THE ELECTION SHALL INCLUDE:

- (1) A LIST OF EACH CONTRIBUTION OF MORE THAN \$50.00 RECEIVED BY THE CANDIDATE, AND THE NAME OF THE DONOR,
- (2) AN AGGREGATE TOTAL OF ALL CONTRIBUTIONS OF \$50.00 OR LESS RECEIVED BY THE CANDIDATE; AND
- (3) A LIST OF EACH EXPENDITURE FOR POLITICAL PURPOSES MADE DURING THE CAMPAIGN PERIODS AS OF TEN (10) DAYS BEFORE THE DATE OF THE ELECTION, AND THE RECIPIENT OF EACH EXPENSE.

**B.** THE STATEMENT FILED THIRTY (30) DAYS AFTER ELECTIONS SHALL INCLUDE:

- (1) A LIST OF EACH CONTRIBUTION OF MORE THAN \$50.00 RECEIVED AFTER THE CUTOFF DATE FOR THE STATEMENT FILED SEVEN (7) DAYS BEFORE THE ELECTION, AND THE NAME OF THE DONOR;
- (2) A TOTAL OF ALL CONTRIBUTIONS OF \$50.00 OR LESS RECEIVED BY THE CANDIDATE AFTER THE CUTOFF DATE FOR THE STATEMENT FILED (7) DAYS BEFORE THE ELECTION.
- (3) A LIST OF ALL EXPENDITURES FOR POLITICAL PURPOSES MADE BY THE CANDIDATE AFTER THE CUTOFF DATE FOR THE STATEMENT FILED SEVEN (7) DAYS BEFORE THE ELECTION, AND THE RECIPIENT OF EACH EXPENSE.

**C.** ALL CONTRIBUTIONS AND EXPENDITURES RELATED TO THE CANDIDATE'S CANDIDACY SHOULD BE ACCOUNTED FOR BETWEEN THE PRE-ELECTION AND POST ELECTION STATEMENT.

**6. PENALTY FOR NONCOMPLIANCE.** ANY CANDIDATE WHO FAILS TO COMPLY WITH THE PROVISIONS OF THIS ORDINANCE IS GUILTY OF AN INFRACTION.

THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ADOPTION AND POSTING.

PASSED AND APPROVED THIS 12<sup>TH</sup> OF JUNE, 2001.