

TITLE 4-000.

ELECTIONS.

CHAPTER 4-100 CAMPAIGN FINANCE DISCLOSURE

(1) As used in this Chapter:

(a) "Reporting date" means ten days before a municipal general election, for a campaign finance statement required to be filed no later than seven days before a municipal general election; and the day of filing, for a campaign finance statement required to be filed no later than 30 days after a municipal primary or general election.

(b) "Reporting limit" means \$50.00.

(2) (a) (i) Each candidate for Vineyard Town municipal office who is not eliminated at a municipal primary election shall file with the Town Clerk a campaign finance statement: no later than seven days before the municipal general election; and no later than 30 days after the municipal general election.

(ii) Each candidate for municipal office, who is eliminated at a municipal primary election shall file with the municipal clerk or recorder a campaign finance statement no later than 30 days after the municipal primary election.

(b) (i) Each campaign finance statement under Subsection (2)(a) shall, except as provided in Subsection (2)(b)(ii):

(A) report all of the candidate's and party's itemized and total:

(I) campaign contributions, including in-kind and other nonmonetary contributions, as of the reporting date; and

(II) campaign expenditures as of the reporting date; and

(B) identify:

(I) for each contribution that exceeds the reporting limit, the amount of the contribution and the name of the donor;

(II) the aggregate total of all contributions that individually do not exceed the reporting limit; and

(III) for each campaign expenditure, the amount of the expenditure and the name of the recipient of the expenditure; or

(ii) report the total amount of all campaign contributions and expenditures if the candidate receives \$500 or less in campaign contributions and spends \$500 or less on the candidate's campaign.

(3) The Town Clerk shall, at the time the candidate for municipal office files a declaration of candidacy and again 14 days before each municipal general election, notify the candidate in writing of:

(a) the provisions of this chapter governing the disclosure of campaign contributions and expenditures;

(b) the dates when the candidate's and the Party's campaign finance statement is required to be filed; and

(c) 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 when required.

(4) Notwithstanding any provision of Title 63G, Chapter 2, Government Records Access and Management Act, the Town Clerk shall make each campaign finance statement filed by a candidate available for public inspection and copying no later than one business day after the statement is filed.

(5) (a) If a candidate fails to file a campaign finance statement before the municipal general election by the deadline specified in Subsection (2)(a)(i)(A), the Town Clerk shall inform the appropriate election official who:

(i) shall:

(A) if practicable, remove the candidate's name from the ballot by blacking out the candidate's name before the ballots are delivered to voters; or

(B) if removing the candidate's name from the ballot is not practicable, inform the voters by any practicable method that the candidate has been disqualified and that votes cast for the candidate will not be counted; and

(ii) may not count any votes for that candidate.

(b) Notwithstanding Subsection (5)(a), a candidate who files a campaign finance statement seven days before a municipal general election is not disqualified if:

(i) the statement details accurately and completely the information required under Subsection (2)(b), except for inadvertent omissions or insignificant errors or inaccuracies; and

(ii) the omissions, errors, or inaccuracies are corrected in an amended report or in the next scheduled report.

(6) A campaign finance statement required under this ordinance is considered filed if it is received in the City Recorder's office by 5 p.m. on the date that it is due.

(7)(a) A private party in interest may bring a civil action in district court to enforce the provisions of this ordinance.

(b) In a civil action under Subsection (7)(a), the court may award costs and attorney's fees to the prevailing party.