

Superseded 5/12/2015

20A-3-306 Voting ballot -- Returning ballot.

- (1)
 - (a) Except as provided by Section 20A-1-308, to vote a mail-in absentee ballot, the absentee voter shall:
 - (i) complete and sign the affidavit on the envelope;
 - (ii) mark the votes on the absentee ballot;
 - (iii) place the voted absentee ballot in the envelope;
 - (iv) securely seal the envelope; and
 - (v) attach postage, unless voting in accordance with Section 20A-3-302, and deposit the envelope in the mail or deliver it in person to the election officer from whom the ballot was obtained.
 - (b) Except as provided by Section 20A-1-308, to vote an absentee ballot in person at the office of the election officer, the absent voter shall:
 - (i) complete and sign the affidavit on the envelope;
 - (ii) mark the votes on the absent-voter ballot;
 - (iii) place the voted absent-voter ballot in the envelope;
 - (iv) securely seal the envelope; and
 - (v) give the ballot and envelope to the election officer.
- (2) Except as provided by Section 20A-1-308, an absentee ballot is not valid unless:
 - (a) in the case of an absentee ballot that is voted in person, the ballot is:
 - (i) applied for and cast in person at the office of the appropriate election officer no later than the Thursday before election day; or
 - (ii) submitted on election day at a polling location in the political subdivision where the absentee voter resides;
 - (b) in the case of an absentee ballot that is submitted by mail, the ballot is:
 - (i) clearly postmarked before election day; and
 - (ii) received in the office of the election officer before noon on the day of the official canvass following the election; or
 - (c) in the case of a military-overseas ballot, the ballot is submitted in accordance with Section 20A-16-404.
- (3) An absentee voter may submit a completed absentee ballot at a polling location in a political subdivision holding the election, if the absentee voter resides in the political subdivision.
- (4) An absentee voter may submit an incomplete absentee ballot at a polling location for the voting precinct where the voter resides, request that the ballot be declared spoiled, and vote in person.