

## SB0024S01 compared with SB0024

~~{deleted text}~~ shows text that was in SB0024 but was deleted in SB0024S01.

inserted text shows text that was not in SB0024 but was inserted into SB0024S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Senator Peter C. Knudson proposes the following substitute bill:

### ABSENTEE BALLOT AMENDMENTS

2013 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Peter C. Knudson**

House Sponsor: ~~{\_\_\_\_\_}~~ Kraig Powell

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#### LONG TITLE

~~{Committee Note:~~

~~\_\_\_\_\_The Government Operations Interim Committee recommended this bill.~~

~~}General Description:~~

This bill amends provisions in Title 20A, Election Code, regarding absentee ballots.

#### Highlighted Provisions:

This bill:

- ▶ prohibits a person from filling out an absentee ballot application for another person, with exceptions;
- ▶ ~~{prohibits}~~ establishes a filing deadline for a person ~~{from filing an}~~ that collects a completed absentee ballot application ~~{with an election officer for another person, with exceptions}~~ from a registered voter; and
- ▶ makes technical and conforming amendments.

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### Money Appropriated in this Bill:

None

### Other Special Clauses:

None

### Utah Code Sections Affected:

AMENDS:

**20A-3-304**, as last amended by Laws of Utah 2011, Chapter 17

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **20A-3-304** is amended to read:

#### **20A-3-304. Application for absentee ballot -- Time for filing and voting.**

(1) (a) Any registered voter who wishes to vote an absentee ballot may either:

~~[(a)]~~ (i) file an absentee ballot application:

~~[(+)]~~ (A) on the electronic system maintained by the lieutenant governor under Section 20A-2-206; or

~~[(+)]~~ (B) with the appropriate election officer for an official absentee ballot as provided in this section; or

~~[(b)]~~ (ii) vote in person at the office of the appropriate election officer as provided in Section 20A-3-306.

~~(b) [(i) Except as provided in Subsection (1)(b)(ii), a person may not file an absentee ballot application on behalf of another registered voter.~~

~~[(ii)]~~ A person ~~[(may file an)]~~ that collects a completed absentee ballot application ~~[(for another)]~~ from a registered voter [(if)] shall file the completed absentee ballot application with the appropriate election official before the earlier of:

(i) 14 days after the day on which the registered voter~~[(~~

~~[(A) is a hospitalized voter, as defined in Section 20A-3-306.5;~~

~~[(B) has a disability; or~~

~~[(C) is the person's spouse, parent, or child]~~ signed the absentee ballot form; or

(ii) the Friday before the next election.

(2) (a) Except as provided in Subsection (2)(b), the lieutenant governor or election officer shall prepare an application form for absentee ballot applications in substantially the

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following form:

"I, \_\_\_\_\_, a qualified elector, residing at \_\_\_\_\_ Street, \_\_\_\_\_ City, \_\_\_\_\_ County, Utah apply for an official absentee ballot to be voted by me at the election.

Date \_\_\_\_\_ (month\day\year) Signed \_\_\_\_\_

Voter"

(b) The lieutenant governor or election officer shall prepare blank applications for absentee ballot applications for regular primary elections and for the Western States Presidential Primary in substantially the following form:

"I, \_\_\_\_\_, a qualified elector, residing at \_\_\_\_\_ Street, \_\_\_\_\_ City, \_\_\_\_\_ County, Utah apply for an official absentee ballot for the \_\_\_\_\_ political party to be voted by me at the primary election.

I understand that I must be affiliated with or authorized to vote the political party's ballot that I request.

Dated \_\_\_\_\_ (month\day\year) \_\_\_\_\_ Signed \_\_\_\_\_

Voter"

(c) If requested by the applicant, the election officer shall:

(i) mail or fax the application blank to the absentee voter; or

(ii) deliver the application blank to any voter who personally applies for it at the office of the election officer.

(d) (i) Except as provided in Subsection (2)(d)(ii), a voter who signs a form described in this Subsection (2) shall complete the form.

(ii) A person other than the voter who signs the form may complete the form if the voter:

(A) is a hospitalized voter, as defined in Section 20A-3-306.5;

(B) has a disability; or

(C) is unable to read or write.

(3) [~~(a) Except as provided in Subsection (3)(b), a~~] A voter who wishes to vote by absentee ballot shall file the application for an absentee ballot with the lieutenant governor or appropriate election officer no later than the Friday before election day.

~~[(b) Overseas applicants shall file their applications with the appropriate election officer no later than 20 days before election day.]~~

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(4) (a) A county clerk may establish a permanent absentee voter list.

(b) The clerk shall place on the list the name of any person who:

(i) requests permanent absentee voter status; and

(ii) meets the requirements of this section.

(c) (i) Each year, the clerk shall mail a questionnaire to each person whose name is on the absentee voter list.

(ii) The questionnaire shall allow the absentee person to verify the voter's residence.

(iii) The clerk may remove the names of any voter from the absentee voter registration list if:

(A) the voter is no longer listed in the official register; or

(B) the voter fails to verify the voter's residence and absentee status.

(d) The clerk shall provide a copy of the permanent absentee voter list to election officers for use in elections.

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**Legislative Review Note**

~~as of 11-15-12 6:36 AM~~

~~Office of Legislative Research and General Counsel~~