

**ELECTION DAY NOTIFICATION AMENDMENTS**

2017 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jani Iwamoto**

House Sponsor: Steve Eliason

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**LONG TITLE**

**General Description:**

This bill amends notification provisions in the Election Code.

**Highlighted Provisions:**

This bill:

- ▶ requires that a notice of bond election include the address of a website that lists the location of each polling place;
- ▶ permits an election officer to change or add polling locations after the time of the initial notification of polling places;
- ▶ provides for public notice of an additional polling place or a change in the location of a polling place;
- ▶ amends election notification and voter information pamphlet provisions to provide for notice of polling places that are changed or added under the provisions of this bill;
- ▶ requires publication of a phone number that a voter may call to obtain information regarding the location of a polling place; and
- ▶ makes technical and conforming amendments.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

This bill provides a coordination clause.

**Utah Code Sections Affected:**

29 AMENDS:

30 **11-14-202**, as last amended by Laws of Utah 2014, Chapter 325

31 **20A-3-603**, as last amended by Laws of Utah 2013, Chapter 182

32 **20A-3-604**, as last amended by Laws of Utah 2013, Chapter 182

33 **20A-3-703**, as enacted by Laws of Utah 2011, Chapter 291

34 **20A-5-101**, as last amended by Laws of Utah 2016, Chapter 23

35 **20A-7-702**, as last amended by Laws of Utah 2016, Chapter 348

36 **Utah Code Sections Affected by Coordination Clause:**

37 **11-14-202**, as last amended by Laws of Utah 2014, Chapter 325

38 **20A-3-603**, as last amended by Laws of Utah 2013, Chapter 182

39 **20A-3-604**, as last amended by Laws of Utah 2013, Chapter 182

40 **20A-3-703**, as enacted by Laws of Utah 2011, Chapter 291

41 **20A-5-101**, as last amended by Laws of Utah 2016, Chapter 23

42 **20A-7-702**, as last amended by Laws of Utah 2016, Chapter 348



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

45 Section 1. Section **11-14-202** is amended to read:

46 **11-14-202. Notice of election -- Contents -- Publication -- Mailing.**

47 (1) The governing body shall ensure that notice of the election is provided:

48 (a) once per week during three consecutive weeks by publication in a newspaper having  
49 general circulation in the local political subdivision in accordance with Section **11-14-316**, the  
50 first publication occurring not less than 21 nor more than 35 days before the election;

51 (b) on a website, if available, in accordance with Section **45-1-101** for the three weeks  
52 that immediately precede the election; and

53 (c) in a local political subdivision where there is no newspaper of general circulation, by  
54 posting notice of the bond election in at least five public places in the local political subdivision  
55 at least 21 days before the election.

56 (2) When the debt service on the bonds to be issued will increase the property tax  
57 imposed upon the average value of a residence by an amount that is greater than or equal to \$15  
58 per year, the governing body shall prepare and mail either a voter information pamphlet or a  
59 notification described in Subsection (6):

- 60 (a) at least 15 days but not more than 45 days before the bond election;
- 61 (b) to each household containing a registered voter who is eligible to vote on the bonds;

62 and

- 63 (c) that includes the information required by Subsections (3) and (4).

64 (3) The notice and voter information pamphlet required by this section shall include:

- 65 (a) the date ~~[and place]~~ of the election;
- 66 (b) the hours during which the polls will be open; and
- 67 (c) the title and text of the ballot proposition.

68 (4) The voter information pamphlet required by this section shall include:

- 69 (a) the information required by Subsection (3); ~~[and]~~
- 70 (b) the address of a website that lists the location of each polling place for the bond
- 71 election, including the location of the polling place for each voting precinct, each early voting
- 72 location, and each election day voting center;
- 73 (c) a phone number that a voter may call to obtain information regarding the location of
- 74 a polling place; and

75 ~~[(b)]~~ (d) an explanation of the property tax impact, if any, of the issuance of the bonds,  
76 which may be based on information the governing body determines to be useful, including:

- 77 (i) expected debt service on the bonds to be issued;
- 78 (ii) a description of the purpose, remaining principal balance, and maturity date of any
- 79 outstanding general obligation bonds of the issuer;
- 80 (iii) funds other than property taxes available to pay debt service on general obligation
- 81 bonds;
- 82 (iv) timing of expenditures of bond proceeds;

83 (v) property values; and  
84 (vi) any additional information that the governing body determines may be useful to  
85 explain the property tax impact of issuance of the bonds.

86 (5) The election officer may change the location of, or designate additional polling  
87 places for, a voting precinct, early voting, or an election day voting center at any time by, after  
88 obtaining approval from the lieutenant governor for the change or addition, updating the  
89 information on the website described in Subsection (4)(b).

90 [~~5~~] (6) The governing body shall pay the costs associated with the notice required by  
91 this section.

92 [~~6~~] (7) (a) The governing body may mail a notice printed on a postage prepaid,  
93 preaddressed return form that a person may use to request delivery of a voter information  
94 pamphlet by mail.

95 (b) The notice described in Subsection [~~6~~] (7)(a) shall include:

96 (i) the website upon which the voter information pamphlet is available; and  
97 (ii) the phone number a voter may call to request delivery of a voter information  
98 pamphlet by mail.

99 [~~7~~] (8) A local school board shall comply with the voter information pamphlet  
100 requirements described in Section 53A-18-102.

101 Section 2. Section 20A-3-603 is amended to read:

102 **20A-3-603. Early voting polling places.**

103 (1) Except as provided in Section 20A-1-308, the election officer shall designate one or  
104 more polling places for early voting, provided that:

105 (a) at least one polling place is open on each day that polls are open during the early  
106 voting period;

107 (b) each polling place meets the requirements for polling places under Chapter 5,  
108 Election Administration;

109 (c) for all elections other than local special elections, municipal primary elections, and

110 municipal general elections, at least 10% of the voting devices at a polling place are accessible  
111 for individuals with disabilities in accordance with Public Law 107-252, the Help America Vote  
112 Act of 2002; and

113 (d) each polling place is located in a government building or office, unless the election  
114 officer determines that, in the area designated by the election officer, there is no government  
115 building or office available that:

- 116 (i) can be scheduled for use during early voting hours;
- 117 (ii) has the physical facilities necessary to accommodate early voting requirements;
- 118 (iii) has adequate space for voting equipment, poll workers, and voters; and
- 119 (iv) has adequate security, public accessibility, and parking.

120 (2) (a) Except as provided in Section 20A-1-308, in the event the election officer  
121 determines that the number of early voting polling places is insufficient due to the number of  
122 registered voters who are voting, the election officer may designate additional polling places  
123 during the early voting period.

124 (b) Except as provided in Section 20A-1-308, if an additional early voting polling place  
125 is designated, the election officer shall, as soon as is reasonably possible, give notice of the  
126 dates, times, and location of the additional polling place by[?] updating the information on the  
127 website described in Subsection 20A-3-604(2).

128 [~~i) publishing the notice:~~]

129 [~~(A) in one issue of a newspaper of general circulation in the county; and]~~

130 [~~(B) as required in Section 45-1-101; and]~~

131 [~~ii) posting the notice at the additional polling place:]~~

132 (3) Except as provided in Section 20A-1-308, for each regular general election and  
133 regular primary election, counties of the first class shall ensure that the early voting polling  
134 places are approximately proportionately distributed based on population within the county.

135 Section 3. Section 20A-3-604 is amended to read:

136 **20A-3-604. Notice of time and place of early voting.**

137 (1) Except as provided in Section 20A-1-308, the election officer shall give notice of  
138 the dates, times, and locations of early voting by:

139 ~~[(1)]~~ (a) publishing the notice:

140 ~~[(a)]~~ (i) in one issue of a newspaper of general circulation in the county at least five  
141 calendar days before the date that early voting begins; and

142 ~~[(b)]~~ (ii) in accordance with Section 45-1-101, at least five calendar days before the  
143 date that early voting begins~~[-and]~~.

144 ~~[(2)]~~ posting the notice at each early voting polling place at least five calendar days  
145 before the date early voting begins.]

146 (2) The election officer shall include in the notice described in Subsection (1)(a):

147 (a) the address of a website that lists the location of each early voting polling place; and

148 (b) a phone number that a voter may call to obtain information regarding the location of  
149 an early voting polling place.

150 (3) Notwithstanding Subsection (1)(a), the election officer may change the location of,  
151 or designate additional polling places for, an early voting polling place by, after obtaining  
152 approval from the lieutenant governor for the change or addition, updating the information on  
153 the website described in Subsection (2)(a).

154 Section 4. Section 20A-3-703 is amended to read:

155 **20A-3-703. Election day voting centers as polling places -- Location --**

156 **Notification.**

157 (1) The election officer may designate one or more polling places as an election day  
158 voting center if:

159 ~~[(1)]~~ (a) the election officer notifies the lieutenant governor of the designation and  
160 location of an election day voting center at least 15 days before the election;

161 ~~[(2)]~~ (b) a polling place meets the requirements for a polling place under Chapter 5,  
162 Election Administration; and

163 ~~[(3)]~~ (c) a polling place is located in a government building or office, unless the election

164 officer determines that there is no government building or office available, in the area designated  
 165 by the election officer, that:

166 ~~[(a)]~~ (i) can be scheduled for use during election day voting hours;

167 ~~[(b)]~~ (ii) has the physical facilities necessary to accommodate election day voting  
 168 requirements;

169 ~~[(c)]~~ (iii) has adequate space for voting equipment, poll workers, and voters; and

170 ~~[(d)]~~ (iv) has adequate security, public accessibility, and parking.

171 (2) An election officer may change the location of an election day voting center, or  
 172 designate additional election day voting centers, after the deadline described in Subsection  
 173 (1)(a) by, after obtaining approval from the lieutenant governor for the change or addition,  
 174 updating the information on the website described in Subsection [20A-5-101](#)(3)(d).

175 Section 5. Section **20A-5-101** is amended to read:

176 **20A-5-101. Notice of election.**

177 (1) On or before November 15 in the year before each regular general election year, the  
 178 lieutenant governor shall prepare and transmit a written notice to each county clerk that:

179 (a) designates the offices to be filled at the next year's regular general election;

180 (b) identifies the dates for filing a declaration of candidacy, and for submitting and  
 181 certifying nomination petition signatures, as applicable, under Sections [20A-9-403](#), [20A-9-407](#),  
 182 and [20A-9-408](#) for those offices;

183 (c) includes the master ballot position list for the next year and the year following as  
 184 established under Section [20A-6-305](#); and

185 (d) contains a description of any ballot propositions to be decided by the voters that  
 186 have qualified for the ballot as of that date.

187 (2) (a) No later than seven business days after the day on which the lieutenant governor  
 188 transmits the written notice described in Subsection (1), each county clerk shall:

189 (i) publish a notice:

190 (A) once in a newspaper published in that county; and

191 (B) as required in Section 45-1-101; or  
192 (ii) (A) cause a copy of the notice to be posted in a conspicuous place most likely to  
193 give notice of the election to the voters in each voting precinct within the county; and  
194 (B) prepare an affidavit of that posting, showing a copy of the notice and the places  
195 where the notice was posted.  
196 (b) The notice required by Subsection (2)(a) shall:  
197 (i) designate the offices to be voted on in that election; and  
198 (ii) identify the dates for filing a declaration of candidacy for those offices.  
199 (3) Before each election, the election officer shall give printed notice of the following  
200 information, or printed notice of a website where the following information can be obtained:  
201 (a) the date [~~and place~~] of election;  
202 (b) the hours during which the polls will be open;  
203 (c) the polling places for each voting precinct, early voting polling place, and election  
204 day voting center;  
205 (d) a statement indicating the address for a website where changes in the location of a  
206 polling place and additional polling places will be listed;  
207 (e) a phone number that a voter may call to obtain information regarding the location of  
208 a polling place;  
209 [~~(f)~~] (f) an election day voting center designated under Section 20A-3-703; and  
210 [~~(e)~~] (g) the qualifications for persons to vote in the election.  
211 (4) To provide the printed notice described in Subsection (3), the election officer shall:  
212 (a) publish the notice at least two days before election day:  
213 (i) in a newspaper of general circulation common to the area to which the election  
214 pertains; and  
215 (ii) as required in Section 45-1-101; or  
216 (b) mail the notice to each registered voter who resides in the area to which the election  
217 pertains at least five days before election day.

218           (5) The election officer may change the location of a polling place or designate  
219 additional polling places by, after obtaining approval from the lieutenant governor for the  
220 change or addition, updating the information on the website described in Subsection (3)(d).

221           Section 6. Section **20A-7-702** is amended to read:

222           **20A-7-702. Voter information pamphlet -- Form -- Contents -- Distribution.**

223           (1) The lieutenant governor shall ensure that all information submitted for publication in  
224 the voter information pamphlet is:

225           (a) printed and bound in a single pamphlet;

226           (b) printed in clear readable type, no less than 10 point, except that the text of any  
227 measure may be set forth in eight-point type; and

228           (c) printed on a quality and weight of paper that best serves the voters.

229           (2) The voter information pamphlet shall contain the following items in this order:

230           (a) a cover title page;

231           (b) an introduction to the pamphlet by the lieutenant governor;

232           (c) a table of contents;

233           (d) a list of all candidates for constitutional offices;

234           (e) a list of candidates for each legislative district;

235           (f) a 100-word statement of qualifications for each candidate for the office of governor,  
236 lieutenant governor, attorney general, state auditor, or state treasurer, if submitted by the  
237 candidate to the lieutenant governor's office before 5 p.m. on the date that falls 105 days before  
238 the date of the election;

239           (g) information pertaining to all measures to be submitted to the voters, beginning a  
240 new page for each measure and containing, in the following order for each measure:

241           (i) a copy of the number and ballot title of the measure;

242           (ii) the final vote cast by the Legislature on the measure if it is a measure submitted by  
243 the Legislature or by referendum;

244           (iii) the impartial analysis of the measure prepared by the Office of Legislative Research

245 and General Counsel;

246 (iv) the arguments in favor of the measure, the rebuttal to the arguments in favor of the  
247 measure, the arguments against the measure, and the rebuttal to the arguments against the  
248 measure, with the name and title of the authors at the end of each argument or rebuttal;

249 (v) for each constitutional amendment, a complete copy of the text of the constitutional  
250 amendment, with all new language underlined, and all deleted language placed within brackets;

251 (vi) for each initiative qualified for the ballot, a copy of the measure as certified by the  
252 lieutenant governor and a copy of the fiscal impact estimate prepared according to Section  
253 [20A-7-202.5](#); and

254 (vii) for each referendum qualified for the ballot, a complete copy of the text of the law  
255 being submitted to the voters for their approval or rejection, with all new language underlined  
256 and all deleted language placed within brackets, as applicable;

257 (h) a description provided by the Judicial Performance Evaluation Commission of the  
258 selection and retention process for judges, including, in the following order:

259 (i) a description of the judicial selection process;

260 (ii) a description of the judicial performance evaluation process;

261 (iii) a description of the judicial retention election process;

262 (iv) a list of the criteria of the judicial performance evaluation and the minimum  
263 performance standards;

264 (v) the names of the judges standing for retention election; and

265 (vi) for each judge:

266 (A) a list of the counties in which the judge is subject to retention election;

267 (B) a short biography of professional qualifications and a recent photograph;

268 (C) a narrative concerning the judge's performance;

269 (D) for each standard of performance, a statement identifying whether or not the judge  
270 met the standard and, if not, the manner in which the judge failed to meet the standard;

271 (E) a statement identifying whether or not the Judicial Performance Evaluation

272 Commission recommends the judge be retained or declines to make a recommendation and the  
273 number of votes for and against the commission's recommendation;

274 (F) any statement provided by a judge who is not recommended for retention by the  
275 Judicial Performance Evaluation Commission under Section 78A-12-203;

276 (G) in a bar graph, the average of responses to each survey category, displayed with an  
277 identification of the minimum acceptable score as set by Section 78A-12-205 and the average  
278 score of all judges of the same court level; and

279 (H) a website address that contains the Judicial Performance Evaluation Commission's  
280 report on the judge's performance evaluation;

281 (i) for each judge, a statement provided by the Utah Supreme Court identifying the  
282 cumulative number of informal reprimands, when consented to by the judge in accordance with  
283 Title 78A, Chapter 11, Judicial Conduct Commission, formal reprimands, and all orders of  
284 censure and suspension issued by the Utah Supreme Court under Utah Constitution, Article  
285 VIII, Section 13, during the judge's current term and the immediately preceding term, and a  
286 detailed summary of the supporting reasons for each violation of the Code of Judicial Conduct  
287 that the judge has received;

288 (j) an explanation of ballot marking procedures prepared by the lieutenant governor,  
289 indicating the ballot marking procedure used by each county and explaining how to mark the  
290 ballot for each procedure;

291 (k) voter registration information, including information on how to obtain an absentee  
292 ballot;

293 (l) a list of all county clerks' offices and phone numbers; ~~and~~

294 (m) a statement indicating the address of a website where a change in the location of a  
295 polling place and the location of additional polling places will be listed;

296 (n) a phone number that a voter may call to obtain information regarding the location of  
297 a polling place; and

298 ~~(m)~~ (o) on the back cover page, a printed copy of the following statement signed by

299 the lieutenant governor:

300 "I, \_\_\_\_\_ (print name), Lieutenant Governor of Utah, certify that the  
301 measures contained in this pamphlet will be submitted to the voters of Utah at the election to be  
302 held throughout the state on \_\_\_\_ (date of election), and that this pamphlet is complete and  
303 correct according to law.

304 SEAL

305 Witness my hand and the Great Seal of the State, at Salt Lake City, Utah this \_\_\_\_ day  
306 of \_\_\_\_ (month), \_\_\_\_ (year)

307 (signed) \_\_\_\_\_

308 Lieutenant Governor"

309 (3) No earlier than 75 days, and no later than 15 days, before the day on which voting  
310 commences, the lieutenant governor shall:

311 (a) (i) distribute one copy of the voter information pamphlet to each household within  
312 the state;

313 (ii) distribute to each household within the state a notice:

314 (A) printed on a postage prepaid, preaddressed return form that a person may use to  
315 request delivery of a voter information pamphlet by mail;

316 (B) that states the address of the Statewide Electronic Voter Information Website  
317 authorized by Section 20A-7-801; and

318 (C) that states the phone number a voter may call to request delivery of a voter  
319 information pamphlet by mail; or

320 (iii) ensure that one copy of the voter information pamphlet is placed in one issue of  
321 every newspaper of general circulation in the state;

322 (b) ensure that a sufficient number of printed voter information pamphlets are available  
323 for distribution as required by this section;

324 (c) provide voter information pamphlets to each county clerk for free distribution upon  
325 request and for placement at polling places; and

326 (d) ensure that the distribution of the voter information pamphlets is completed 15 days  
327 before the election.

328 (4) The lieutenant governor may distribute a voter information pamphlet at a location  
329 frequented by a person who cannot easily access the Statewide Electronic Voter Information  
330 Website authorized by Section 20A-7-801.

331 Section 7. **Coordinating S.B. 128 with H.B. 218 and S.B. 150 -- Substantive and**  
332 **technical amendments.**

333 If this S.B. 128, H.B. 218, Poll Location Amendments, and S.B. 150, Local  
334 Government Bond Amendments, all pass and become law, it is the intent of the Legislature that  
335 the Office of Legislative Research and General Counsel prepare the Utah Code database for  
336 publication as follows:

337 (1) by amending Section 11-14-202 to read:

338 **"11-14-202. Notice of election -- Contents -- Publication -- Mailing.**

339 (1) The governing body shall ensure that notice of the election is provided:

340 (a) once per week during three consecutive weeks by publication in a newspaper having  
341 general circulation in the local political subdivision in accordance with Section 11-14-316, the  
342 first publication occurring not less than 21 nor more than 35 days before the election;

343 (b) on a website, if available, in accordance with Section 45-1-101 for the three weeks  
344 that immediately precede the election; and

345 (c) in a local political subdivision where there is no newspaper of general circulation, by  
346 posting notice of the bond election in at least five public places in the local political subdivision  
347 at least 21 days before the election.

348 (2) When the debt service on the bonds to be issued will increase the property tax  
349 imposed upon the average value of a residence by an amount that is greater than or equal to \$15  
350 per year, the governing body shall prepare and mail either a voter information pamphlet or a  
351 notification described in Subsection [~~(6)~~] (8):

352 (a) at least 15 days but not more than 45 days before the bond election;

353 (b) to each household containing a registered voter who is eligible to vote on the bonds;  
354 and

355 (c) that includes the information required by Subsections ~~[(3) and]~~ (4) and (5).  
356 ~~[(3) The notice and voter information pamphlet required by this section shall include:]~~  
357 ~~[(a) the date and place of the election;]~~  
358 ~~[(b) the hours during which the polls will be open; and]~~  
359 ~~[(c) the title and text of the ballot proposition.]~~

360 (3) The election officer may change the location of, or establish an additional:

361 (a) voting precinct polling place, in accordance with Subsection (6);

362 (b) early voting polling place, in accordance with Subsection [20A-3-603\(2\)](#); or

363 (c) election day voting center, in accordance with Subsection [20A-3-703\(2\)](#).

364 (4) The notice described in Subsection (1) and the voter information pamphlet  
365 described in Subsection (2):

366 (a) shall include, in the following order:

367 (i) the date of the election;

368 (ii) the hours during which the polls will be open;

369 (iii) the address of the Statewide Electronic Voter Information Website and, if available,  
370 the address of the election officer's website, with a statement indicating that the election officer  
371 will post on the website the location of each polling place for each voting precinct, each early  
372 voting polling place, and each election day voting center, including any changes to the location  
373 of a polling place and the location of an additional polling place;

374 (iv) a phone number that a voter may call to obtain information regarding the location  
375 of a polling place; and

376 (v) the title and text of the ballot proposition, including the property tax cost of the  
377 bond described in Subsection [11-14-206\(2\)\(a\)](#); and

378 (b) may include the location of each polling place.

379 ~~[(4)]~~ (5) The voter information pamphlet required by this section shall include:

- 380 (a) the information required ~~[by]~~ under Subsection ~~[(3)]~~ (4); and
- 381 (b) an explanation of the property tax impact, if any, of the issuance of the bonds, which
- 382 may be based on information the governing body determines to be useful, including:
  - 383 (i) expected debt service on the bonds to be issued;
  - 384 (ii) a description of the purpose, remaining principal balance, and maturity date of any
  - 385 outstanding general obligation bonds of the issuer;
  - 386 (iii) funds other than property taxes available to pay debt service on general obligation
  - 387 bonds;
  - 388 (iv) timing of expenditures of bond proceeds;
  - 389 (v) property values; and
  - 390 (vi) any additional information that the governing body determines may be useful to
  - 391 explain the property tax impact of issuance of the bonds.
- 392 (6) (a) Except as provided in Section 20A-1-308, the election officer may, after the
- 393 deadlines described in Subsections (1) and (2):
  - 394 (i) if necessary, change the location of a voting precinct polling place; or
  - 395 (ii) if the election officer determines that the number of voting precinct polling places is
  - 396 insufficient due to the number of registered voters who are voting, designate additional voting
  - 397 precinct polling places.
- 398 (b) Except as provided in Section 20A-1-308, if an election officer changes the location
- 399 of a voting precinct polling place or designates an additional voting precinct polling place, the
- 400 election officer shall, as soon as is reasonably possible, give notice of the dates, times, and
- 401 location of a changed voting precinct polling place or an additional voting precinct polling
- 402 place:
  - 403 (i) to the lieutenant governor, for posting on the Statewide Electronic Voter
  - 404 Information Website;
  - 405 (ii) by posting the information on the website of the election officer, if available; and
  - 406 (iii) by posting notice:

407 (A) of a change in the location of a voting precinct polling place, at the new location  
408 and, if possible, the old location; and

409 (B) of an additional voting precinct polling place, at the additional voting precinct  
410 polling place.

411 ~~[(5)]~~ (7) The governing body shall pay the costs associated with the notice required by  
412 this section.

413 ~~[(6)]~~ (8) (a) The governing body may mail a notice printed on a postage prepaid,  
414 preaddressed return form that a person may use to request delivery of a voter information  
415 pamphlet by mail.

416 (b) The notice described in Subsection ~~[(6)]~~ (8)(a) shall include:

417 (i) the website upon which the voter information pamphlet is available; and

418 (ii) the phone number a voter may call to request delivery of a voter information  
419 pamphlet by mail.

420 ~~[(7)]~~ (9) A local school board shall comply with the voter information pamphlet  
421 requirements described in Section [53A-18-102.](#);

422 (2) Subsection [20A-3-603\(2\)](#) is amended to read:

423 "(2) (a) Except as provided in Section [20A-1-308](#), ~~[in the event]~~ the election officer  
424 may, after the deadline described in Section [20A-3-604](#):

425 (i) if necessary, change the location of an early voting place; or

426 (ii) if the election officer determines that the number of early voting polling places is  
427 insufficient due to the number of registered voters who are voting, ~~[the election officer may]~~  
428 designate additional polling places during the early voting period.

429 (b) Except as provided in Section [20A-1-308](#), if an election officer changes the location  
430 of an early voting polling place or designates an additional early voting polling place [is  
431 designated], the election officer shall, as soon as is reasonably possible, give notice of the dates,  
432 times, and location of the changed early voting polling place or the additional early voting  
433 polling place [by]:

434 ~~[(i) publishing the notice:]~~  
435 ~~[(A) in one issue of a newspaper of general circulation in the county; and]~~  
436 ~~[(B) as required in Section 45-1-101; and]~~  
437 (i) to the lieutenant governor, for posting on the Statewide Voter Information Website;  
438 (ii) by posting the information on the website of the election officer, if available; and  
439 ~~[(ii)]~~ (iii) by posting [the] notice [at]:  
440 (A) for a change in the location of an early voting polling place, at the new location  
441 and, if possible, the old location; and  
442 (B) for an additional early voting polling place, at the additional early voting polling  
443 place.";  
444 (3) Section 20A-3-604 is amended to read:  
445 **"20A-3-604. Notice of time and place of early voting.**  
446 (1) Except as provided in Section 20A-1-308 or Subsection 20A-3-603(2), the election  
447 officer shall, at least five days before the day on which early voting begins, give notice of the  
448 dates, times, and locations of early voting by:  
449 ~~[(1)]~~ (a) publishing the notice:  
450 ~~[(a)]~~ (i) in one issue of a newspaper of general circulation in the county [at least five  
451 calendar days before the date that early voting begins]; and  
452 ~~[(b)]~~ (ii) in accordance with Section 45-1-101 [at least five calendar days before the  
453 date that early voting begins]; and  
454 ~~[(2)]~~ (b) posting the notice at each early voting polling place [at least five calendar days  
455 before the date early voting begins].  
456 (2) The election officer shall include in the notice described in Subsection (1)(a):  
457 (a) the address of the Statewide Electronic Voter Information Website and, if available,  
458 the address of the election officer's website, with a statement indicating that the election officer  
459 will post on the website the location of each early voting polling place, including any changes to  
460 the location of an early voting polling place and the location of additional early voting polling

461 places; and

462 (b) a phone number that a voter may call to obtain information regarding the location of  
463 an early voting polling place.";

464 (4) Section 20A-3-703 is amended to read:

465 "20A-3-703. Election day voting centers as polling places -- Location --  
466 **Notification.**

467 (1) The election officer may designate one or more polling places as an election day  
468 voting center if:

469 [~~(1)~~] (a) except as provided in Subsection (2), the election officer notifies the lieutenant  
470 governor of the designation and location of [~~an~~] the election day voting center at least 15 days  
471 before the election;

472 [~~(2)~~] (b) a polling place meets the requirements for a polling place under Chapter 5,  
473 Election Administration; and

474 [~~(3)~~] (c) a polling place is located in a government building or office, unless the election  
475 officer determines that there is no government building or office available, in the area designated  
476 by the election officer, that:

477 [~~(a)~~] (i) can be scheduled for use during election day voting hours;

478 [~~(b)~~] (ii) has the physical facilities necessary to accommodate election day voting  
479 requirements;

480 [~~(c)~~] (iii) has adequate space for voting equipment, poll workers, and voters; and

481 [~~(d)~~] (iv) has adequate security, public accessibility, and parking.

482 (2) (a) The election officer may, after the deadline described in Subsection (1)(a):

483 (i) if necessary, change the location of an election day voting center; or

484 (ii) if the election officer determines that the number of election day voting centers is  
485 insufficient due to the number of registered voters who are voting, designate additional election  
486 day voting centers.

487 (b) Except as provided in Section 20A-1-308, if an election officer changes the location

488 of an election day voting center or designates an additional election day voting center, the  
489 election officer shall, as soon as is reasonably possible, give notice of the dates, times, and  
490 location of the changed election day voting center or the additional election day voting center:

491 (i) to the lieutenant governor, for posting on the Statewide Electronic Voter  
492 Information Website;

493 (ii) by posting the information on the website of the election officer, if available; and

494 (iii) by posting notice:

495 (A) of a change in the location of an election day voting center, at the new location and,  
496 if possible, the old location; and

497 (B) of an additional election day voting center, at the additional election day voting  
498 center.";

499 (5) Section 20A-5-101 is amended to read:

500 **"20A-5-101. Notice of election.**

501 (1) On or before November 15 in the year before each regular general election year, the  
502 lieutenant governor shall prepare and transmit a written notice to each county clerk that:

503 (a) designates the offices to be filled at the next year's regular general election;

504 (b) identifies the dates for filing a declaration of candidacy, and for submitting and  
505 certifying nomination petition signatures, as applicable, under Sections 20A-9-403, 20A-9-407,  
506 and 20A-9-408 for those offices;

507 (c) includes the master ballot position list for the next year and the year following as  
508 established under Section 20A-6-305; and

509 (d) contains a description of any ballot propositions to be decided by the voters that  
510 have qualified for the ballot as of that date.

511 (2) (a) No later than seven business days after the day on which the lieutenant governor  
512 transmits the written notice described in Subsection (1), each county clerk shall:

513 (i) publish a notice:

514 (A) once in a newspaper published in that county; and

515 (B) as required in Section 45-1-101; or  
516 (ii) (A) cause a copy of the notice to be posted in a conspicuous place most likely to  
517 give notice of the election to the voters in each voting precinct within the county; and  
518 (B) prepare an affidavit of that posting, showing a copy of the notice and the places  
519 where the notice was posted.  
520 (b) The notice required by Subsection (2)(a) shall:  
521 (i) designate the offices to be voted on in that election; and  
522 (ii) identify the dates for filing a declaration of candidacy for those offices.  
523 (3) Before each election, the election officer shall give printed notice of the following  
524 information, or printed notice of a website where the following information can be obtained:  
525 (a) the date ~~[and place]~~ of election;  
526 (b) the hours during which the polls will be open;  
527 (c) the polling places for each voting precinct, early voting polling place, and election  
528 day voting center;  
529 ~~[(d) an election day voting center designated under Section 20A-3-703; and]~~  
530 (d) the address of the Statewide Electronic Voter Information Website and, if available,  
531 the address of the election officer's website, with a statement indicating that the election officer  
532 will post on the website any changes to the location of a polling place and the location of any  
533 additional polling place;  
534 (e) a phone number that a voter may call to obtain information regarding the location of  
535 a polling place; and  
536 ~~[(e)]~~ (f) the qualifications for persons to vote in the election.  
537 (4) To provide the printed notice described in Subsection (3), the election officer shall:  
538 (a) publish the notice at least two days before election day:  
539 (i) in a newspaper of general circulation common to the area to which the election  
540 pertains; and  
541 (ii) as required in Section 45-1-101; or

542 (b) mail the notice to each registered voter who resides in the area to which the election  
543 pertains at least five days before election day."; and

544 (6) Subsections 20A-7-702(l) through (o) are amended to read:

545 "(l) a list of all county clerks' offices and phone numbers; [~~and~~]

546 (m) the address of the Statewide Electronic Voter Information Website, with a  
547 statement indicating that the election officer will post on the website any changes to the location  
548 of a polling place and the location of any additional polling place;

549 (n) a phone number that a voter may call to obtain information regarding the location of  
550 a polling place; and

551 [~~(m)~~] (o) on the back cover page, a printed copy of the following statement signed by  
552 the lieutenant governor:

553 "I, \_\_\_\_\_ (print name), Lieutenant Governor of Utah, certify that the  
554 measures contained in this pamphlet will be submitted to the voters of Utah at the election to be  
555 held throughout the state on \_\_\_\_ (date of election), and that this pamphlet is complete and  
556 correct according to law.

557 SEAL

558 Witness my hand and the Great Seal of the State, at Salt Lake City, Utah this \_\_\_\_ day  
559 of \_\_\_\_ (month), \_\_\_\_ (year)

560 (signed) \_\_\_\_\_

561 Lieutenant Governor"\_\_.

562 Section 8. **Coordinating S.B. 128 with H.B. 218 -- Substantive and technical**  
563 **amendments.**

564 If this S.B. 128 and H.B. 218, Poll Location Amendments, both pass and become law,  
565 and S.B. 150, Local Government Bond Amendments, does not pass and become law, it is the  
566 intent of the Legislature that the Office of Legislative Research and General Counsel prepare the  
567 Utah Code database for publication as described in Section 7 of this bill, Coordinating S.B. 128  
568 with H.B. 218 and S.B. 150 -- Substantive and technical amendments, except that Subsection

569 11-14-202(4)(a)(v) is amended to read:

570 "(v) the title and text of the ballot proposition; and".

571 **Section 9. Coordinating S.B. 128 with S.B. 150 -- Technical amendments.**

572 If this S.B. 128 and S.B. 150, Local Government Bond Amendments, both pass and  
573 become law and H.B. 218, Poll Location Amendments, does not pass and become law, it is the  
574 intent of the Legislature that the Office of Legislative Research and General Counsel prepare the  
575 Utah Code database for publication by amending Subsection 11-14-202(3) to read:

576 "(3) The notice and voter information pamphlet required by this section shall include, in  
577 the following order:

578 (a) the date [~~and place~~] of the election;

579 (b) the hours during which the polls will be open; and

580 (c) the title and text of the ballot, including the property tax cost of the bond described  
581 in Subsection 11-14-206(2)(a).".