

**Representative Calvin R. Musselman** proposes the following substitute bill:

**ELECTION MODIFICATIONS**

2023 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Calvin R. Musselman**

Senate Sponsor: Daniel W. Thatcher

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**LONG TITLE**

**General Description:**

This bill modifies provisions of the Election Code.

**Highlighted Provisions:**

This bill:

- ▶ authorizes a municipal clerk and the lieutenant governor to receive a voter registration form;
- ▶ for a voter that changes party affiliation or becomes unaffiliated from a political party, modifies the day the voter can vote in a regular primary or presidential primary election;
- ▶ establishes consistent deadlines for various election-related notices;
- ▶ modifies the frequency of the lieutenant governor's audit report of the voter registration database;
- ▶ modifies the requirements for a printed ballot for municipal primary elections;
- ▶ eliminates the requirement to include a ballot proposition insert with an official ballot if the information appearing on the insert is printed on the ballot;
- ▶ defines the term "filing officer" to include a state school board;
- ▶ specifies the time the filing period begins for a declaration of candidacy;
- ▶ requires an election officer to notify an opposing candidate and voters when a



26 candidate for office is disqualified;

27       ▶ requires a filing officer to notify a candidate if the candidate fails to make a

28 conflict-of-interest disclosure; and

29       ▶ makes technical and conforming changes.

30 **Money Appropriated in this Bill:**

31       None

32 **Other Special Clauses:**

33       None

34 **Utah Code Sections Affected:**

35 AMENDS:

36       **20A-2-102.5**, as last amended by Laws of Utah 2020, Chapter 31

37       **20A-2-107**, as last amended by Laws of Utah 2022, Chapter 170

38       **20A-2-107.5**, as last amended by Laws of Utah 2021, Chapter 430

39       **20A-3a-604**, as last amended by Laws of Utah 2021, First Special Session, Chapter 15

40       **20A-4-104**, as last amended by Laws of Utah 2022, Chapter 380

41       **20A-5-101**, as last amended by Laws of Utah 2021, First Special Session, Chapter 15

42       **20A-5-403.5**, as last amended by Laws of Utah 2022, Chapter 156

43       **20A-5-405**, as last amended by Laws of Utah 2022, Chapter 170

44       **20A-5-901**, as enacted by Laws of Utah 2022, Chapter 156

45       **20A-6-401**, as last amended by Laws of Utah 2020, Chapter 31

46       **20A-7-209**, as last amended by Laws of Utah 2022, Chapter 251

47       **20A-7-210**, as last amended by Laws of Utah 2019, Chapter 275

48       **20A-7-308**, as last amended by Laws of Utah 2022, Chapter 251

49       **20A-7-508**, as last amended by Laws of Utah 2022, Chapter 251

50       **20A-7-608**, as last amended by Laws of Utah 2022, Chapter 251

51       **20A-9-101**, as last amended by Laws of Utah 2022, Chapters 13, 325

52       **20A-9-201.5**, as enacted by Laws of Utah 2022, Chapter 13

53       **20A-11-206**, as last amended by Laws of Utah 2021, Chapter 20

54       **20A-11-305**, as last amended by Laws of Utah 2021, Chapter 20

55       **20A-11-1305**, as last amended by Laws of Utah 2020, Chapters 22, 31

56       **20A-11-1603**, as last amended by Laws of Utah 2021, Chapter 20

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

Section 1. Section **20A-2-102.5** is amended to read:

**20A-2-102.5. Voter registration deadline.**

(1) Except as otherwise provided in Chapter 16, Uniform Military and Overseas Voters Act, an individual who fails to timely submit a correctly completed voter registration form may not vote in the election.

(2) The voter registration deadline is as follows:

(a) the voter registration must be received by the county clerk, the municipal clerk, or the lieutenant governor no later than 5 p.m. 11 calendar days before the date of the election, if the individual registers to vote:

(i) at the office of the county clerk, in accordance with Section [20A-2-201](#);

(ii) by mail, in accordance with Section [20A-2-202](#);

(iii) via an application for a driver license, in accordance with Section [20A-2-204](#);

(iv) via a public assistance agency or a discretionary voter registration agency, in accordance with Section [20A-2-205](#); or

(v) via electronic registration, in accordance with Section [20A-2-206](#);

(b) before the polls close on the last day of early voting, described in Section [20A-3a-601](#), if the individual registers by casting a provisional ballot at an early voting location in accordance with Section [20A-2-207](#); or

(c) before polls close on the date of the election, if the individual registers to vote on the date of the election by casting a provisional ballot, in accordance with Section [20A-2-207](#).

Section 2. Section **20A-2-107** is amended to read:

**20A-2-107. Designating or changing party affiliation -- Times permitted.**

(1) The county clerk shall:

(a) except as provided in Subsection (3) or [~~20A-2-107.5(1)(c)~~] [20A-2-107.5\(1\)\(b\)](#), record the party affiliation designated by the voter on the voter registration form as the voter's party affiliation; or

(b) if no political party affiliation is designated by the voter on the voter registration form:

(i) except as provided in Subsection (1)(b)(ii), record the voter's party affiliation as the

88 party that the voter designated the last time that the voter designated a party on a voter  
89 registration form, unless the voter more recently registered as "unaffiliated"; or

90 (ii) record the voter's party affiliation as "unaffiliated" if the voter:

91 (A) did not previously designate a party;

92 (B) most recently designated the voter's party affiliation as "unaffiliated"; or

93 (C) did not previously register.

94 (2) (a) Any registered voter may designate or change the voter's political party  
95 affiliation by complying with the procedures and requirements of this Subsection (2).

96 (b) A registered voter may designate or change the voter's political party affiliation by  
97 filing a signed form with the county clerk that identifies the registered political party with  
98 which the voter chooses to affiliate.

99 (c) Except as provided in Subsection (2)(d), a signed form designating or changing a  
100 voter's political party affiliation takes effect when the county clerk receives the signed form.

101 (d) In an even-numbered year, a form described in Subsection (2)(c) received by the  
102 county clerk after March 31 takes effect on the day after the statewide canvass for that year's  
103 regular primary election if the form changes a registered voter's affiliation with one political  
104 party to affiliate with another political party.

105 (e) Any part of a form described in Subsection (2)(d), other than the voter's designation  
106 or change of political party affiliation, takes effect when the county clerk receives the signed  
107 form.

108 (f) For purposes of Subsection (2)(d), a signed form described in Subsection (2)(c) is  
109 received by the county clerk on or before March 31 if:

110 (i) the individual submits the form in person at the county clerk's office no later than 5  
111 p.m. on the last business day before April 1;

112 (ii) the individual submits the form electronically through the system described in  
113 Section [20A-2-206](#), at or before 11:59 p.m. on March 31; or

114 (iii) the individual's form is clearly postmarked on or before March 31.

115 (g) Subsection (2)(d) does not apply to the party affiliation designated by a voter on the  
116 voter registration form if:

117 (i) the voter has not previously been registered to vote in the state; or

118 (ii) the voter's most recent party affiliation was changed to "unaffiliated" by a county

119 clerk under Subsection (3).

120 (3) If the most recent party affiliation designated by a voter is for a political party that  
121 is no longer a registered political party, the county clerk shall:

122 (a) change the voter's party affiliation to "unaffiliated"; and

123 (b) notify the voter electronically or by mail:

124 (i) that the voter's affiliation has been changed to "unaffiliated" because the most recent  
125 party affiliation designated by the voter is for a political party that is no longer a registered  
126 political party; and

127 (ii) of the methods and deadlines for changing the voter's party affiliation.

128 Section 3. Section **20A-2-107.5** is amended to read:

129 **20A-2-107.5. Designating or changing party affiliation -- Regular primary**  
130 **election and presidential primary election.**

131 (1) At any regular primary election or presidential primary election:

132 [~~(a) each county clerk shall provide change of party affiliation forms to the poll~~  
133 ~~workers for each voting precinct within the county;~~]

134 [~~(b) except as provided in Subsection (1)(c), a registered voter who is classified as~~  
135 ~~"unaffiliated" may affiliate with a political party by completing the form and giving it to the~~  
136 ~~poll worker; and]~~

137 [~~(c) for an unaffiliated voter who was affiliated with a political party at any time~~  
138 ~~between April 1 and the date of the regular primary election, a form described in Subsection~~  
139 ~~(1)(a) takes effect on the day after the regular primary election.;~~]

140 (a) a registered voter who is classified as "unaffiliated" may affiliate with a political  
141 party by completing a change of party affiliation form or voter registration form and submitting  
142 the form to the county clerk or a poll worker; and

143 (b) the party affiliation of a voter who changes party affiliation, or who becomes  
144 unaffiliated from a political party, at any time between April 1 and the date of the regular  
145 primary election, takes effect on the day after the statewide canvass for the regular primary  
146 election.

147 (2) An unaffiliated voter who affiliates with a political party [~~as provided in]~~ under  
148 Subsection [(1)(b)] (1)(a) may vote in that party's primary election.

149 Section 4. Section **20A-3a-604** is amended to read:

150           **20A-3a-604. Notice of time and place of early voting.**

151           (1) Except as provided in Section 20A-1-308 or Subsection 20A-3a-603(2), the  
152 election officer shall, at least [~~19~~] 28 days before the date of the election, provide notice of the  
153 dates, times, and locations of early voting:

154           (a) (i) by publishing notice in at least one issue of a newspaper of general circulation in  
155 the county;

156           (ii) by posting one notice, and at least one additional notice per 2,000 population of the  
157 county, in places within the county that are most likely to give notice to the residents in the  
158 county, subject to a maximum of 10 notices; or

159           (iii) by mailing notice to each registered voter in the county;

160           (b) by posting notice at each early voting polling place;

161           (c) by posting notice on the Utah Public Notice Website, created in Section  
162 63A-16-601, for [~~19~~] 28 days before the day of the election; and

163           (d) by posting notice on the county's website for [~~19~~] 28 days before the day of the  
164 election.

165           (2) Instead of specifying all dates, times, and locations of early voting, a notice  
166 required under Subsection (1) may specify the following sources where a voter may view or  
167 obtain a copy of all dates, times, and locations of early voting:

168           (a) the county's website;

169           (b) the physical address of the county's offices; and

170           (c) a mailing address and telephone number.

171           (3) The election officer shall include in the notice described in Subsection (1):

172           (a) the address of the Statewide Electronic Voter Information Website and, if available,  
173 the address of the election officer's website, with a statement indicating that the election officer  
174 will post on the website the location of each early voting polling place, including any changes  
175 to the location of an early voting polling place and the location of additional early voting  
176 polling places; and

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

179           Section 5. Section 20A-4-104 is amended to read:

180           **20A-4-104. Counting ballots electronically.**

181 (1) (a) Before beginning to count ballots using automatic tabulating equipment, the  
182 election officer shall test the automatic tabulating equipment to ensure that it will accurately  
183 count the votes cast for all offices and all measures.

184 (b) The election officer shall provide public notice of the time and place of the test:

185 (i) (A) by publishing notice at least [~~48 hours~~] 10 days before the test in a newspaper of  
186 general circulation in the county, municipality, or jurisdiction where the equipment is used;

187 (B) at least 10 days before the day of the test, by posting one notice, and at least one  
188 additional notice per 2,000 population of the county, municipality, or jurisdiction, in places  
189 within the county, municipality, or jurisdiction that are most likely to give notice to the voters  
190 in the county, municipality, or jurisdiction, subject to a maximum of 10 notices; or

191 (C) at least 10 days before the day of the test, by mailing notice to each registered voter  
192 in the county, municipality, or jurisdiction where the equipment is used;

193 (ii) by posting notice on the Utah Public Notice Website, created in Section  
194 [63A-16-601](#), for four weeks before the day of the test; and

195 (iii) if the county, municipality, or jurisdiction has a website, by posting notice on the  
196 website for four weeks before the day of the test.

197 (c) The election officer shall conduct the test by processing a preaudited group of  
198 ballots.

199 (d) The election officer shall ensure that:

200 (i) a predetermined number of valid votes for each candidate and measure are recorded  
201 on the ballots;

202 (ii) for each office, one or more ballots have votes in excess of the number allowed by  
203 law in order to test the ability of the automatic tabulating equipment to reject those votes; and

204 (iii) a different number of valid votes are assigned to each candidate for an office, and  
205 for and against each measure.

206 (e) If any error is detected, the election officer shall determine the cause of the error  
207 and correct it.

208 (f) The election officer shall ensure that:

209 (i) the automatic tabulating equipment produces an errorless count before beginning  
210 the actual counting; and

211 (ii) the automatic tabulating equipment passes the same test at the end of the count

212 before the election returns are approved as official.

213 (2) (a) The election officer or the election officer's designee shall supervise and direct  
214 all proceedings at the counting center.

215 (b) (i) Proceedings at the counting center are public and may be observed by interested  
216 persons.

217 (ii) Only those persons authorized to participate in the count may touch any ballot or  
218 return.

219 (c) The election officer shall deputize and administer an oath or affirmation to all  
220 persons who are engaged in processing and counting the ballots that they will faithfully  
221 perform their assigned duties.

222 (3) (a) If any ballot is damaged or defective so that it cannot properly be counted by the  
223 automatic tabulating equipment, the election officer shall ensure that two counting judges  
224 jointly:

225 (i) make a true replication of the ballot with an identifying serial number;

226 (ii) substitute the replicated ballot for the damaged or defective ballot;

227 (iii) label the replicated ballot "replicated"; and

228 (iv) record the replicated ballot's serial number on the damaged or defective ballot.

229 (b) The lieutenant governor shall provide to each election officer a standard form on  
230 which the election officer shall maintain a log of all replicated ballots, that includes, for each  
231 ballot:

232 (i) the serial number described in Subsection (3)(a);

233 (ii) the identification of the individuals who replicated the ballot;

234 (iii) the reason for the replication; and

235 (iv) any other information required by the lieutenant governor.

236 (c) An election officer shall:

237 (i) maintain the log described in Subsection (3)(b) in a complete and legible manner, as  
238 ballots are replicated;

239 (ii) at the end of each day during which one or more ballots are replicated, make an  
240 electronic copy of the log; and

241 (iii) keep each electronic copy made under Subsection (3)(c)(ii) for at least 22 months.

242 (4) The election officer may:



243 (a) conduct an unofficial count before conducting the official count in order to provide  
244 early unofficial returns to the public;

245 (b) release unofficial returns from time to time after the polls close; and

246 (c) report the progress of the count for each candidate during the actual counting of  
247 ballots.

248 (5) Beginning on the day after the date of the election, if an election officer releases  
249 early unofficial returns or reports the progress of the count for each candidate under Subsection  
250 (4), the election officer shall, with each release or report, disclose an estimate of the total  
251 number of voted ballots in the election officer's custody that have not yet been counted.

252 (6) The election officer shall review and evaluate the provisional ballot envelopes and  
253 prepare any valid provisional ballots for counting as provided in Section [20A-4-107](#).

254 (7) (a) The election officer or the election officer's designee shall:

255 (i) separate, count, and tabulate any ballots containing valid write-in votes; and

256 (ii) complete the standard form provided by the clerk for recording valid write-in votes.

257 (b) In counting the write-in votes, if, by casting a valid write-in vote, a voter has cast  
258 more votes for an office than that voter is entitled to vote for that office, the poll workers shall  
259 count the valid write-in vote as being the obvious intent of the voter.

260 (8) (a) The election officer shall certify the return printed by the automatic tabulating  
261 equipment, to which have been added write-in and absentee votes, as the official return of each  
262 voting precinct.

263 (b) Upon completion of the count, the election officer shall make official returns open  
264 to the public.

265 (9) If for any reason it becomes impracticable to count all or a part of the ballots with  
266 tabulating equipment, the election officer may direct that they be counted manually according  
267 to the procedures and requirements of this part.

268 (10) After the count is completed, the election officer shall seal and retain the  
269 programs, test materials, and ballots as provided in Section [20A-4-202](#).

270 Section 6. Section **20A-5-101** is amended to read:

271 **20A-5-101. Notice of election.**

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

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

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

278 (c) contains a description of any ballot propositions to be decided by the voters that  
279 have qualified for the ballot as of that date.

280 (2) (a) No later than seven business days after the day on which the lieutenant governor  
281 transmits the written notice described in Subsection (1), each county clerk shall provide notice,  
282 in accordance with Subsection (3):

283 (i) by posting notice in a conspicuous place most likely to give notice of the election to  
284 the voters in each voting precinct within the county;

285 (ii) (A) by publishing notice in a newspaper of general circulation in the county;

286 (B) by posting one notice, and at least one additional notice per 2,000 population of the  
287 county, in places within the county that are most likely to give notice of the election to the  
288 voters in the county, subject to a maximum of 10 notices; or

289 (C) by mailing notice to each registered voter in the county;

290 (iii) by posting notice on the Utah Public Notice Website, created in Section  
291 63A-16-601, for seven days before the day of the election; and

292 (iv) by posting notice on the county's website for seven days before the day of the  
293 election.

294 (b) The county clerk shall prepare an affidavit of the posting under Subsection (2)(a)(i),  
295 showing a copy of the notice and the places where the notice was posted.

296 (3) The notice described in Subsection (2) shall:

297 (a) designate the offices to be voted on in that election; and

298 (b) identify the dates for filing a declaration of candidacy for those offices.

299 (4) Except as provided in Subsection (6), before each election, the election officer shall  
300 give printed notice of the following information:

301 (a) the date of election;

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

303 (c) the polling places for each voting precinct, early voting polling place, and election  
304 day voting center;

305 (d) the address of the Statewide Electronic Voter Information Website and, if available,  
306 the address of the election officer's website, with a statement indicating that the election officer  
307 will post on the website any changes to the location of a polling place and the location of any  
308 additional polling place;

309 (e) a phone number that a voter may call to obtain information regarding the location of  
310 a polling place; and

311 (f) the qualifications for persons to vote in the election.

312 (5) The election officer shall provide the notice described in Subsection (4):

313 (a) (i) by publishing the notice in a newspaper of general circulation in the jurisdiction  
314 to which the election pertains, at least [~~two~~] five days before the day of the election;

315 (ii) at least [~~two~~] five days before the day of the election, by posting one notice, and at  
316 least one additional notice per 2,000 population of the jurisdiction, in places within the  
317 jurisdiction that are most likely to give notice of the election to the voters in the jurisdiction,  
318 subject to a maximum of 10 notices; or

319 (iii) by mailing the notice to each registered voter who resides in the jurisdiction to  
320 which the election pertains at least five days before the day of the election;

321 (b) by posting notice on the Utah Public Notice Website, created in Section  
322 [63A-16-601](#), for [~~two~~] five days before the day of the election; and

323 (c) if the jurisdiction has a website, by posting notice on the jurisdiction's website for  
324 [~~two~~] five days before the day of the election.

325 (6) Instead of including the information described in Subsection (4) in the notice, the  
326 election officer may give printed notice that:

327 (a) is entitled "Notice of Election";

328 (b) includes the following: "A [indicate election type] will be held in [indicate the  
329 jurisdiction] on [indicate date of election]. Information relating to the election, including  
330 polling places, polling place hours, and qualifications of voters may be obtained from the  
331 following sources:"; and

332 (c) specifies the following sources where an individual may view or obtain the  
333 information described in Subsection (4):

334 (i) if the jurisdiction has a website, the jurisdiction's website;

335 (ii) the physical address of the jurisdiction offices; and

336 (iii) a mailing address and telephone number.

337 Section 7. Section **20A-5-403.5** is amended to read:

338 **20A-5-403.5. Ballot drop boxes.**

339 (1) An election officer:

340 (a) shall designate at least one ballot drop box in each municipality and reservation  
341 located in the jurisdiction to which the election relates;

342 (b) may designate additional ballot drop boxes for the election officer's jurisdiction;

343 (c) shall clearly mark each ballot drop box as an official ballot drop box for the election  
344 officer's jurisdiction;

345 (d) shall provide 24-hour video surveillance of each unattended ballot drop box; and

346 (e) shall post a sign on or near each unattended ballot drop box indicating that the  
347 ballot drop box is under 24-hour video surveillance.

348 (2) Except as provided in Section **20A-1-308** or Subsection (5), the election officer  
349 shall, at least [~~19~~] 28 days before the date of the election, provide notice of the location of each  
350 ballot drop box designated under Subsection (1):

351 (a) (i) by publishing notice in at least one issue of a newspaper of general circulation in  
352 the jurisdiction holding the election;

353 (ii) by posting one notice, and at least one additional notice per 2,000 population of the  
354 jurisdiction holding the election, in places within the jurisdiction that are most likely to give  
355 notice to the residents in the jurisdiction, subject to a maximum of 10 notices; or

356 (iii) by mailing notice to each registered voter in the jurisdiction holding the election;

357 (b) by posting notice on the Utah Public Notice Website, created in Section  
358 **63A-16-601**, for [~~19~~] 28 days before the day of the election; and

359 (c) by posting notice on the jurisdiction's website for [~~19~~] 28 days before the day of the  
360 election.

361 (3) Instead of including the location of ballot drop boxes, a notice required under  
362 Subsection (2) may specify the following sources where a voter may view or obtain a copy of  
363 all ballot drop box locations:

364 (a) the jurisdiction's website;

365 (b) the physical address of the jurisdiction's offices; and

366 (c) a mailing address and telephone number.

367 (4) The election officer shall include in the notice described in Subsection (2):  
368 (a) the address of the Statewide Electronic Voter Information Website and, if available,  
369 the address of the election officer's website, with a statement indicating that the election officer  
370 will post on the website the location of each ballot drop box, including any changes to the  
371 location of a ballot drop box and the location of additional ballot drop boxes; and  
372 (b) a phone number that a voter may call to obtain information regarding the location  
373 of a ballot drop box.

374 (5) (a) Except as provided in Section 20A-1-308, the election officer may, after the  
375 deadline described in Subsection (2):  
376 (i) if necessary, change the location of a ballot drop box; or  
377 (ii) if the election officer determines that the number of ballot drop boxes is  
378 insufficient due to the number of registered voters who are voting, designate additional ballot  
379 drop boxes.

380 (b) Except as provided in Section 20A-1-308, if an election officer changes the  
381 location of a ballot box or designates an additional ballot drop box location, the election officer  
382 shall, as soon as is reasonably possible, give notice of the changed ballot drop box location or  
383 the additional ballot drop box location:  
384 (i) to the lieutenant governor, for posting on the Statewide Voter Information Website;  
385 (ii) by posting the information on the website of the election officer, if available; and  
386 (iii) by posting notice:  
387 (A) for a change in the location of a ballot drop box, at the new location and, if  
388 possible, the old location; and  
389 (B) for an additional ballot drop box location, at the additional ballot drop box  
390 location.

391 (6) An election officer may, at any time, authorize two or more poll workers to remove  
392 a ballot drop box from a location, or to remove ballots from a ballot drop box for processing.

393 (7) (a) At least two poll workers must be present when a poll worker collects ballots  
394 from a ballot drop box and delivers the ballots to the location where the ballots will be opened  
395 and counted.

396 (b) An election officer shall ensure that the chain of custody of ballots placed in a  
397 ballot box are recorded and tracked from the time the ballots are removed from the ballot box

398 until the ballots are delivered to the location where the ballots will be opened and counted.

399 Section 8. Section **20A-5-405** is amended to read:

400 **20A-5-405. Election officer to provide ballots.**

401 (1) An election officer shall:

402 (a) provide ballots for every election of public officers in which the voters, or any of  
403 the voters, within the election officer's jurisdiction participate;

404 (b) cause the name of every candidate whose nomination has been certified to or filed  
405 with the election officer in the manner provided by law to be included on each ballot;

406 (c) cause any ballot proposition that has qualified for the ballot as provided by law to  
407 be included on each ballot;

408 (d) ensure that the ballots are prepared and in the possession of the election officer  
409 [~~before commencement of voting~~] at least seven days before the commencement of early voting  
410 as described in Section [20A-3a-601](#);

411 (e) allow candidates and their agents and the sponsors of ballot propositions that have  
412 qualified for the official ballot to inspect the ballots;

413 (f) no later than 45 days before the day of the election, make sample ballots available  
414 for inspection, in the same form as official ballots and that contain the same information as  
415 official ballots, by:

416 (i) posting a copy of the sample ballot in the election officer's office;

417 (ii) sending a copy of the sample ballot to:

418 (A) each candidate listed on the ballot; and

419 (B) the lieutenant governor;

420 (iii) (A) posting one copy of the sample ballot, and at least one additional copy of the  
421 sample ballot per 2,000 population of the jurisdiction, in places within the jurisdiction that are  
422 most likely to give notice to the voters in the jurisdiction, subject to a maximum of 10 notices;  
423 or

424 (B) mailing a copy of the sample ballot to each registered voter who resides in the  
425 jurisdiction holding the election;

426 (iv) posting a copy of the sample ballot on the Utah Public Notice Website, created in  
427 Section [63A-16-601](#); and

428 (v) if the jurisdiction has a website, posting a copy of the sample ballot on the

429 jurisdiction's website;

430 (g) deliver a copy of the sample ballot to poll workers for each polling place and direct  
431 the poll workers to post the sample ballot as required by Section 20A-5-102; and

432 (h) print and deliver, at the expense of the jurisdiction conducting the election, enough  
433 ballots, sample ballots, and instructions to meet the voting demands of the qualified voters in  
434 each voting precinct.

435 (2) Instead of posting the entire sample ballot under Subsection (1)(f)(iii)(A), the  
436 election officer may post a statement that:

437 (a) is entitled, "sample ballot";

438 (b) includes the following: "A sample ballot for [indicate name of jurisdiction] for the  
439 upcoming [indicate type and date of election] may be obtained from the following sources:";  
440 and

441 (c) specifies the following sources where an individual may view or obtain a copy of  
442 the sample ballot:

443 (i) if the jurisdiction has a website, the jurisdiction's website;

444 (ii) the physical address of the jurisdiction's offices; and

445 (iii) a mailing address and telephone number.

446 (3) (a) Each election officer shall, without delay, correct any error discovered in any  
447 ballot, if the correction can be made without interfering with the timely distribution of the  
448 ballots.

449 (b) (i) If the election officer discovers an error or omission in a manual ballot, and it is  
450 not possible to correct the error or omission, the election officer shall direct the poll workers to  
451 make the necessary corrections on the manual ballots before the ballots are distributed.

452 (ii) If the election officer discovers an error or omission in an electronic ballot and it is  
453 not possible to correct the error or omission by revising the electronic ballot, the election  
454 officer shall direct the poll workers to post notice of each error or omission with instructions on  
455 how to correct each error or omission in a prominent position at each polling booth.

456 (4) (a) If the election officer refuses or fails to correct an error or omission in a ballot, a  
457 candidate or a candidate's agent may file a verified petition with the district court asserting that:

458 (i) an error or omission has occurred in:

459 (A) the publication of the name or description of a candidate;

460 (B) the preparation or display of an electronic ballot; or  
461 (C) the posting of sample ballots or the printing of official manual ballots; and  
462 (ii) the election officer has failed to correct or provide for the correction of the error or  
463 omission.

464 (b) The district court shall issue an order requiring correction of any error in a ballot or  
465 an order to show cause why the error should not be corrected if it appears to the court that the  
466 error or omission has occurred and the election officer has failed to correct or provide for the  
467 correction of the error or omission.

468 (c) A party aggrieved by the district court's decision may appeal the matter to the Utah  
469 Supreme Court within five days after the day on which the district court enters the decision.

470 Section 9. Section **20A-5-901** is amended to read:

471 **20A-5-901. Voter registration audit.**

472 (1) The lieutenant governor shall, on at least an annual basis, conduct an audit of the  
473 voter registration database.

474 (2) The audit shall include:

475 (a) a random selection of at least .02% of the active registered voters statewide; and

476 (b) at least one active registered voter from each county.

477 (3) For each voter selected for the audit, the auditor shall:

478 (a) verify that the voter is eligible for registration;

479 (b) verify that the voter's registration information is accurate and supported by the  
480 documentation on file;

481 (c) verify that there is a signature on file for the voter;

482 (d) check for duplicate voter registrations; and

483 (e) search available resources to determine whether the voter is deceased.

484 (4) The audit report shall identify areas of concern or training needed in response to the  
485 audit findings.

486 (5) The lieutenant governor shall:

487 (a) share the audit results with the county clerks and verify that the county clerks  
488 address the concerns and fulfill the training identified under Subsection (4); and

489 (b) beginning in 2023, report [~~biannually~~] biennially to the Government Operations  
490 Interim Committee on the results of the audits conducted under this section.



491 Section 10. Section **20A-6-401** is amended to read:

492 **20A-6-401. Ballots for municipal primary elections.**

493 (1) Each election officer shall ensure that:

494 (a) the following endorsements are printed in 18 point bold type:

495 (i) "Official Primary Ballot for \_\_\_\_ (City, Town, or Metro Township), Utah";

496 (ii) the date of the election; and

497 (iii) a facsimile of the signature of the election officer and the election officer's title in  
498 eight point type;

499 (b) immediately below the election officer's title, two one-point parallel horizontal  
500 rules separate endorsements from the rest of the ballot;

501 (c) immediately below the horizontal rules, an "Instructions to Voters" section is  
502 printed in 10 point bold type that states: "To vote for a candidate, mark the space following the  
503 name(s) of the person(s) you favor as the candidate(s) for each respective office." followed by  
504 two one-point parallel rules;

505 (d) after the rules, the designation of the office for which the candidates seek  
506 nomination is printed [~~flush with the left-hand margin~~] and the words, "Vote for one" or "Vote  
507 for up to \_\_\_\_ (the number of candidates for which the voter may vote)" are printed [~~to extend~~  
508 ~~to the extreme right of the column~~] in 10-point bold type, followed by a hair-line rule;

509 (e) after the hair-line rule, the names of the candidates are printed in heavy face type  
510 between lines or rules three-eighths inch apart, in the order specified under Section **20A-6-305**  
511 with surnames last and grouped according to the office that they seek;

512 (f) a square with sides not less than one-fourth inch long is printed immediately  
513 adjacent to the names of the candidates; and

514 (g) the candidate groups are separated from each other by one light and one heavy line  
515 or rule.

516 (2) A municipal primary ballot may not contain any space for write-in votes.

517 Section 11. Section **20A-7-209** is amended to read:

518 **20A-7-209. Short title and summary of initiative -- Duties of lieutenant governor**  
519 **and Office of Legislative Research and General Counsel.**

520 (1) On or before June 5 before the regular general election, the lieutenant governor  
521 shall deliver a copy of all of the proposed laws that have qualified for the ballot to the Office of

522 Legislative Research and General Counsel.

523 (2) (a) The Office of Legislative Research and General Counsel shall:

524 (i) entitle each state initiative that has qualified for the ballot "Proposition Number \_\_\_"  
525 and give it a number as assigned under Section 20A-6-107;

526 (ii) prepare for each initiative:

527 (A) an impartial short title, not exceeding 25 words, that generally describes the subject  
528 of the initiative; and

529 (B) an impartial summary of the contents of the measure, not exceeding 125 words;

530 and

531 (iii) return each petition, short title, and summary to the lieutenant governor on or  
532 before June 26.

533 (b) The short title and summary may be distinct from the title of the proposed law  
534 attached to the initiative petition.

535 (c) If the initiative proposes a tax increase, the Office of Legislative Research and  
536 General Counsel shall include the following statement, in bold, in the summary:

537 "This initiative seeks to increase the current (insert name of tax) rate by (insert the tax  
538 percentage difference) percent, resulting in a(n) (insert the tax percentage increase) percent  
539 increase in the current tax rate."

540 (d) [~~For~~] Subject to Subsection (4), for each state initiative, the official ballot shall  
541 show, in the following order:

542 (i) the number of the initiative, determined in accordance with Section 20A-6-107;

543 (ii) the short title; [~~and~~]

544 (iii) except as provided in Subsection (2)(e):

545 (A) the summary;

546 (B) the text of the proposed law; and

547 (C) a link to a location on the lieutenant governor's website where a voter may review

548 additional information relating to each initiative, including the information described in

549 Subsection 20A-7-202(2), the fiscal impact estimate described in Section 20A-7-202.5, as

550 updated under Section 20A-7-204.1, and the arguments relating to the initiative that are

551 included in the voter information pamphlet; and

552 [~~(iii)~~] (iv) the initial fiscal impact estimate prepared under Section 20A-7-202.5, as

553 updated under Section [20A-7-204.1](#).

554 ~~(e) [For each ballot that includes an initiative or referendum]~~ Unless the information  
555 described in Subsection (2)(d)(iii) is shown on the official ballot, the election officer shall  
556 include with the ballot a separate ballot proposition insert that includes the short title and  
557 summary for each initiative [and referendum] on the ballot and a link to a location on the  
558 lieutenant governor's website where a voter may review the additional information [relating to  
559 each initiative or referendum, including:] described in Subsection (2)(d)(iii)(C).

560 ~~[(i) for an initiative, the information described in Subsection [20A-7-202\(2\)](#), the fiscal~~  
561 ~~impact estimate described in Section [20A-7-202.5](#), as updated, and the arguments relating to~~  
562 ~~the initiative that are included in the voter information pamphlet; or]~~

563 ~~[(ii) for a referendum, the information described in Subsection [20A-7-302\(2\)](#) and the~~  
564 ~~arguments relating to the referendum that are included in the voter information pamphlet.]~~

565 (f) Unless the information described in Subsection (2)(d)(iii) for all initiatives on the  
566 ballot, and the information described in Subsection [20A-7-308\(2\)\(c\)\(iii\)](#) for all referenda on the  
567 ballot, is printed on the ballot, the ballot shall include the following statement at the beginning  
568 of the portion of the ballot that includes ballot measures, "The ballot proposition sheet included  
569 with this ballot contains an impartial summary of each initiative and referendum on this ballot,  
570 unless the summary is printed directly on the ballot."

571 ~~[(f) For each ballot that includes an initiative or referendum, the ballot shall include the~~  
572 ~~following statement at the beginning of the portion of the ballot that includes ballot measures;~~  
573 ~~"The ballot proposition sheet included with this ballot contains an impartial summary of each~~  
574 ~~initiative and referendum on this ballot."]~~

575 (3) On or before June 27, the lieutenant governor shall mail a copy of the short title and  
576 summary to any sponsor of the petition.

577 (4) (a) (i) At least three of the sponsors of the petition may, on or before July 6,  
578 challenge the wording of the short title and summary prepared by the Office of Legislative  
579 Research and General Counsel to the appropriate court.

580 (ii) After receipt of the challenge, the court shall direct the lieutenant governor to send  
581 notice of the challenge to:

582 (A) any person or group that has filed an argument for or against the measure that is the  
583 subject of the challenge; or

584 (B) any political issues committee established under Section 20A-11-801 that has filed  
585 written or electronic notice with the lieutenant governor that identifies the name, mailing or  
586 email address, and telephone number of the individual designated to receive notice about any  
587 issues relating to the initiative.

588 (b) (i) There is a presumption that the short title prepared by the Office of Legislative  
589 Research and General Counsel is an impartial description of the contents of the initiative.

590 (ii) The court may not revise the wording of the short title unless the plaintiffs rebut the  
591 presumption by clearly and convincingly establishing that the short title is false or biased.

592 (iii) There is a presumption that the summary prepared by the Office of Legislative  
593 Research and General Counsel is an impartial summary of the contents of the initiative.

594 (iv) The court may not revise the wording of the summary unless the plaintiffs rebut  
595 the presumption by clearly and convincingly establishing that the summary is false or biased.

596 (c) The court shall:

597 (i) examine the short title and summary;

598 (ii) hear arguments; and

599 (iii) enter an order consistent with the requirements of this section.

600 (d) The lieutenant governor shall, in accordance with the court's order, certify the short  
601 title and summary to the county clerks for inclusion in the ballot [~~and~~] or ballot proposition  
602 insert, as required by this section.

603 Section 12. Section 20A-7-210 is amended to read:

604 **20A-7-210. Form of ballot -- Manner of voting.**

605 (1) A county clerk shall ensure that the information described in Subsection  
606 20A-7-209(2)(d) is presented, [~~in the order~~] as required, upon the official ballot with,  
607 immediately adjacent to the information, the words "For" and "Against," each word presented  
608 with an adjacent square in which the voter may indicate the voter's vote.

609 (2) A voter desiring to vote in favor of enacting the law proposed by the initiative  
610 petition shall mark the square adjacent to the word "For," and a voter desiring to vote against  
611 enacting the law proposed by the initiative petition shall mark the square adjacent to the word  
612 "Against."

613 Section 13. Section 20A-7-308 is amended to read:

614 **20A-7-308. Short title and summary of referendum -- Duties of lieutenant**

615 **governor and Office of Legislative Research and General Counsel.**

616 (1) Whenever a referendum petition is declared sufficient for submission to a vote of  
617 the people, the lieutenant governor shall deliver a copy of the petition and the proposed law to  
618 the Office of Legislative Research and General Counsel.

619 (2) (a) The Office of Legislative Research and General Counsel shall:

620 (i) entitle each state referendum that qualifies for the ballot "Proposition Number \_\_\_"  
621 and assign a number to the referendum in accordance with Section [20A-6-107](#);

622 (ii) prepare for each referendum:

623 (A) an impartial short title, not exceeding 25 words, that generally describes the  
624 measure; and

625 (B) an impartial summary of the contents of the measure, not exceeding 125 words;  
626 and

627 (iii) submit the short title and summary to the lieutenant governor within 15 days after  
628 the day on which the Office of Legislative Research and General Counsel receives the petition  
629 under Subsection (1).

630 (b) The short title and summary may be distinct from the title of the law that is the  
631 subject of the petition.

632 (c) ~~[For]~~ Subject to Subsection (4), for each state referendum, the official ballot shall  
633 show, in the following order:

634 (i) the number of the referendum, determined in accordance with Section [20A-6-107](#);

635 ~~[and]~~

636 (ii) the short title ~~[described in this section.];~~ and

637 (iii) except as provided in Subsection (2)(d):

638 (A) the summary;

639 (B) a copy of the law; and

640 (C) a link to a location on the lieutenant governor's website where a voter may review

641 additional information relating to each referendum, including the information described in

642 Subsection [20A-7-302\(2\)](#) and the arguments relating to the referendum that are included in the

643 voter information pamphlet.

644 (d) ~~[For each ballot that includes an initiative or referendum]~~ Unless the information  
645 described in Subsection (2)(c)(iii) is shown on the official ballot, the election officer shall

646 include with the ballot a separate ballot proposition insert that includes the short title and  
647 summary for each [~~initiative and~~] referendum on the ballot and a link to a location on the  
648 lieutenant governor's website where a voter may review the additional information [~~relating to~~  
649 ~~each initiative or referendum, including:~~] described in Subsection (2)(c)(iii)(C).

650 [~~(i) for an initiative, the information described in Subsection 20A-7-202(2), the fiscal~~  
651 ~~impact estimate described in Section 20A-7-202.5, as updated, and the arguments relating to~~  
652 ~~the initiative that are included in the voter information pamphlet; or]~~

653 [~~(ii) for a referendum, the information described in Subsection 20A-7-302(2) and the~~  
654 ~~arguments relating to the referendum that are included in the voter information pamphlet.]~~

655 (e) Unless the information described in Subsection 20A-7-209(2)(d)(iii) for all  
656 initiatives on the ballot, and the information described in Subsection (2)(c)(iii) for all referenda  
657 on the ballot, is printed on the ballot, the ballot shall include the following statement at the  
658 beginning of the portion of the ballot that includes ballot measures, "The ballot proposition  
659 sheet included with this ballot contains an impartial summary of each initiative and referendum  
660 on this ballot, unless the summary is printed directly on the ballot."

661 [~~(e) For each ballot that includes an initiative or referendum, the ballot shall include the~~  
662 ~~following statement at the beginning of the portion of the ballot that includes ballot measures,~~  
663 ~~"The ballot proposition sheet included with this ballot contains an impartial summary of each~~  
664 ~~initiative and referendum on this ballot."]~~

665 (3) Immediately after the Office of Legislative Research and General Counsel submits  
666 the short title and summary to the lieutenant governor, the lieutenant governor shall mail or  
667 email a copy of the short title and summary to any of the sponsors of the petition.

668 (4) (a) (i) At least three of the sponsors of the petition may, within 15 days after the day  
669 on which the lieutenant governor mails the short title and summary, challenge the wording of  
670 the short title and summary prepared by the Office of Legislative Research and General  
671 Counsel to the appropriate court.

672 (ii) After receipt of the appeal, the court shall direct the lieutenant governor to send  
673 notice of the appeal to:

674 (A) any person or group that has filed an argument for or against the measure that is the  
675 subject of the challenge; and

676 (B) any political issues committee established under Section 20A-11-801 that has filed

677 written or electronic notice with the lieutenant governor that identifies the name, mailing or  
678 email address, and telephone number of the person designated to receive notice about any  
679 issues relating to the referendum.

680 (b) (i) There is a presumption that the short title prepared by the Office of Legislative  
681 Research and General Counsel is an impartial description of the contents of the referendum.

682 (ii) The court may not revise the wording of the short title unless the plaintiffs rebut the  
683 presumption by clearly and convincingly establishing that the short title is false or biased.

684 (iii) There is a presumption that the summary prepared by the Office of Legislative  
685 Research and General Counsel is an impartial summary of the contents of the measure.

686 (iv) The court may not revise the wording of the summary unless the plaintiffs rebut  
687 the presumption by clearly and convincingly establishing that the summary is false or biased.

688 (c) The court shall:

689 (i) examine the short title and summary;

690 (ii) hear arguments; and

691 (iii) enter an order consistent with the requirements of this section.

692 (d) The lieutenant governor shall, in accordance with the court's order, certify the short  
693 title and summary to the county clerks for inclusion in the ballot or ballot proposition insert, as  
694 required by this section.

695 Section 14. Section **20A-7-508** is amended to read:

696 **20A-7-508. Short title and summary of initiative -- Duties of local clerk and local**  
697 **attorney.**

698 (1) Upon receipt of an initiative petition, the local clerk shall deliver a copy of the  
699 petition and the proposed law to the local attorney.

700 (2) The local attorney shall:

701 (a) entitle each county or municipal initiative that has qualified for the ballot  
702 "Proposition Number \_\_\_" and give it a number as assigned under Section [20A-6-107](#);

703 (b) prepare for the initiative:

704 (i) an impartial short title, not exceeding 25 words, that generally describes the subject  
705 of the initiative; and

706 (ii) an impartial summary of the contents of the measure, not exceeding 125 words;

707 (c) file the proposed short title, summary, and the numbered initiative titles with the

708 local clerk within 20 days after the day on which an eligible voter submits the initiative petition  
709 to the local clerk; and

710 (d) promptly provide notice of the filing of the proposed short title and summary to:

711 (i) the sponsors of the petition; and

712 (ii) the local legislative body for the jurisdiction where the initiative petition was  
713 circulated.

714 (3) (a) The short title and summary may be distinct from the title of the proposed law  
715 attached to the initiative petition.

716 (b) In preparing a short title, the local attorney shall, to the best of the local attorney's  
717 ability, give a true and impartial description of the subject of the initiative.

718 (c) In preparing a summary, the local attorney shall, to the best of the local attorney's  
719 ability, give a true and impartial summary of the contents of the measure.

720 (d) The short title and summary may not intentionally be an argument, or likely to  
721 create prejudice, for or against the measure.

722 (e) If the initiative proposes a tax increase, the local attorney shall include the  
723 following statement, in bold, in the summary:

724 "This initiative seeks to increase the current (insert name of tax) rate by (insert the tax  
725 percentage difference) percent, resulting in a(n) (insert the tax percentage increase) percent  
726 increase in the current tax rate."

727 (4) (a) Within five calendar days after the date the local attorney files a proposed short  
728 title and summary under Subsection (2)(c), the local legislative body for the jurisdiction where  
729 the initiative petition was circulated and the sponsors of the petition may file written comments  
730 in response to the proposed short title and summary with the local clerk.

731 (b) Within five calendar days after the last date to submit written comments under  
732 Subsection (4)(a), the local attorney shall:

733 (i) review any written comments filed in accordance with Subsection (4)(a);

734 (ii) prepare a final short title and summary that meets the requirements of Subsection  
735 (3); and

736 (iii) return the petition and file the short title and summary with the local clerk.

737 (c) Subject to Subsection (6)[:], for each county or municipal initiative, the following  
738 shall be printed on the official ballot:



739 (i) the short title~~[, as determined by the local attorney, shall be printed on the official~~  
740 ~~ballot]~~; and

741 (ii) except as provided in Subsection (4)(d):

742 (A) the summary;

743 (B) a copy of the proposed law; and

744 (C) a link to a location on the election officer's website where a voter may review  
745 additional information relating to each initiative, including the information described in  
746 Subsection [20A-7-502\(2\)](#), the fiscal impact estimate described in Section [20A-7-502.5](#), as  
747 updated, and the arguments relating to the initiative that are included in the local voter  
748 information pamphlet.

749 ~~[(i)]~~ (d) [for each ballot that includes an initiative or referendum,] Unless the  
750 information described in Subsection (4)(c)(ii) is printed on the official ballot, the election  
751 officer shall include with the ballot a separate ballot proposition insert that includes the short  
752 title and summary for each initiative [and referendum] on the ballot and a link to a location on  
753 the election officer's website where a voter may review the additional information [relating to  
754 each initiative or referendum, including:] described in Subsection (4)(c)(ii)(C).

755 ~~[(A) for an initiative, the information described in Subsection [20A-7-502\(2\)](#), the fiscal~~  
756 ~~impact estimate described in Section [20A-7-502.5](#), as updated, and the arguments relating to~~  
757 ~~the initiative that are included in the local voter information pamphlet; or]~~

758 ~~[(B) for a referendum, the information described in Subsection [20A-7-602\(2\)](#) and the~~  
759 ~~arguments relating to the referendum that are included in the local voter information pamphlet.]~~

760 (e) Unless the information described in Subsection (4)(c)(ii) for all initiatives on the  
761 ballot, and the information described in Subsection [20A-7-608\(4\)\(c\)\(ii\)](#) for all referenda on the  
762 ballot, is printed on the ballot, the ballot shall include the following statement at the beginning  
763 of the portion of the ballot that includes ballot measures, "The ballot proposition sheet included  
764 with this ballot contains an impartial summary of each initiative and referendum on this ballot,  
765 unless the summary is printed directly on the ballot."

766 ~~[(d) For each ballot that includes an initiative or referendum, the ballot shall include~~  
767 ~~the following statement at the beginning of the portion of the ballot that includes ballot~~  
768 ~~measures, "The ballot proposition sheet included with this ballot contains an impartial~~  
769 ~~summary of each initiative and referendum on this ballot."]~~

770 (5) Immediately after the local attorney files a copy of the short title and summary with  
771 the local clerk, the local clerk shall serve a copy of the short title and summary by mail upon  
772 the sponsors of the petition and the local legislative body for the jurisdiction where the  
773 initiative petition was circulated.

774 (6) (a) If the short title or summary furnished by the local attorney is unsatisfactory or  
775 does not comply with the requirements of this section, the decision of the local attorney may be  
776 appealed to the appropriate court by:

777 (i) at least three sponsors of the initiative petition; or

778 (ii) a majority of the local legislative body for the jurisdiction where the initiative  
779 petition was circulated.

780 (b) The court:

781 (i) shall examine the short title and summary and consider arguments; and

782 (ii) enter an order consistent with the requirements of this section.

783 (c) The local clerk shall include the short title and summary in the ballot or ballot  
784 proposition insert, as required by this section.

785 Section 15. Section **20A-7-608** is amended to read:

786 **20A-7-608. Short title and summary of referendum -- Duties of local clerk and**  
787 **local attorney.**

788 (1) Upon receipt of a referendum petition, the local clerk shall deliver a copy of the  
789 petition and the proposed law to the local attorney.

790 (2) The local attorney shall:

791 (a) entitle each county or municipal referendum that qualifies for the ballot  
792 "Proposition Number \_\_\_" and give the referendum a number assigned in accordance with  
793 Section [20A-6-107](#);

794 (b) prepare for the referendum:

795 (i) an impartial short title, not exceeding 25 words, that generally describes the subject  
796 of the measure; and

797 (ii) an impartial summary of the contents of the measure, not exceeding 125 words;

798 (c) file the proposed short title, summary, and the numbered referendum title with the  
799 local clerk within 20 days after the day on which an eligible voter submits the referendum  
800 petition to the local clerk; and

801 (d) promptly provide notice of the filing of the proposed short title and summary to:

802 (i) the sponsors of the petition; and

803 (ii) the local legislative body for the jurisdiction where the referendum petition was  
804 circulated.

805 (3) (a) The short title and summary may be distinct from the title of the law that is the  
806 subject of the petition.

807 (b) In preparing a short title, the local attorney shall, to the best of the local attorney's  
808 ability, give a true and impartial description of the subject of the measure.

809 (c) In preparing a summary, the local attorney shall, to the best of the local attorney's  
810 ability, give a true and impartial summary of the contents of the measure.

811 (d) The short title and summary may not intentionally be an argument, or likely to  
812 create prejudice, for or against the measure.

813 (4) (a) Within five calendar days after the day on which the local attorney files a  
814 proposed short title and summary under Subsection (2)(c), the local legislative body for the  
815 jurisdiction where the referendum petition was circulated and the sponsors of the petition may  
816 file written comments in response to the proposed short title and summary with the local clerk.

817 (b) Within five calendar days after the last date to submit written comments under  
818 Subsection (4)(a), the local attorney shall:

819 (i) review any written comments filed in accordance with Subsection (4)(a);

820 (ii) prepare a final short title and summary that meets the requirements of Subsection  
821 (3); and

822 (iii) return the petition and file the short title and summary with the local clerk.

823 (c) Subject to Subsection (6)[:], for each county or municipal referendum, the  
824 following shall be printed on the official ballot:

825 (i) the short title~~[, as determined by the local attorney, shall be printed on the official~~  
826 ~~ballot];~~ and

827 (ii) except as provided in Subsection (4)(d):

828 (A) the summary;

829 (B) a copy of the ordinance, resolution, or written description of the local law; and

830 (C) a link to a location on the election officer's website where a voter may review

831 additional information relating to each referendum, including the information described in

832 Subsection 20A-7-602(2) and the arguments relating to the referendum that are included in the  
833 local voter information pamphlet.

834 ~~[(ii)] (d) [for each ballot that includes an initiative or referendum] Unless the~~  
835 information described in Subsection (4)(c)(ii) is printed on the official ballot, the election  
836 officer shall include with the ballot a separate ballot proposition insert that includes the short  
837 title and summary for each ~~[initiative and]~~ referendum on the ballot and a link to a location on  
838 the election officer's website where a voter may review the additional information ~~[relating to~~  
839 ~~each initiative or referendum, including:]~~ described in Subsection (4)(c)(ii)(C).

840 ~~[(A) for an initiative, the information described in Subsection 20A-7-502(2), the fiscal~~  
841 ~~impact estimate described in Section 20A-7-502.5, as updated, and the arguments relating to~~  
842 ~~the initiative that are included in the local voter information pamphlet; or]~~

843 ~~[(B) for a referendum, the information described in Subsection 20A-7-602(2) and the~~  
844 ~~arguments relating to the referendum that are included in the local voter information pamphlet.]~~

845 (e) Unless the information described in Subsection 20A-7-508(4)(c)(ii) for all  
846 initiatives on the ballot, and the information described in Subsection (4)(c)(ii) for all referenda  
847 on the ballot, is printed on the ballot, the ballot shall include the following statement at the  
848 beginning of the portion of the ballot that includes ballot measures, "The ballot proposition  
849 sheet included with this ballot contains an impartial summary of each initiative and referendum  
850 on this ballot, unless the summary is printed directly on the ballot."

851 ~~[(d) For each ballot that includes an initiative or referendum, the ballot shall include~~  
852 ~~the following statement at the beginning of the portion of the ballot that includes ballot~~  
853 ~~measures, "The ballot proposition sheet included with this ballot contains an impartial~~  
854 ~~summary of each initiative and referendum on this ballot."]~~

855 (5) Immediately after the local attorney files a copy of the short title and summary with  
856 the local clerk, the local clerk shall serve a copy of the short title and summary by mail upon  
857 the sponsors of the petition and the local legislative body for the jurisdiction where the  
858 referendum petition was circulated.

859 (6) (a) If the short title or summary furnished by the local attorney is unsatisfactory or  
860 does not comply with the requirements of this section, the decision of the local attorney may be  
861 appealed to the appropriate court by:

862 (i) at least three sponsors of the referendum petition; or

863 (ii) a majority of the local legislative body for the jurisdiction where the referendum  
864 petition was circulated.

865 (b) The court:

866 (i) shall examine the short title and summary and consider the arguments; and

867 (ii) enter an order consistent with the requirements of this section.

868 (c) The local clerk shall include the short title and summary in the ballot or ballot  
869 proposition insert, as required by this section.

870 Section 16. Section **20A-9-101** is amended to read:

871 **20A-9-101. Definitions.**

872 As used in this chapter:

873 (1) (a) "Candidates for elective office" means persons who file a declaration of  
874 candidacy under Section **20A-9-202** to run in a regular general election for a federal office,  
875 constitutional office, multicounty office, or county office.

876 (b) "Candidates for elective office" does not mean candidates for:

877 (i) justice or judge of court of record or not of record;

878 (ii) presidential elector;

879 (iii) any political party offices; and

880 (iv) municipal or local district offices.

881 (2) "Constitutional office" means the state offices of governor, lieutenant governor,  
882 attorney general, state auditor, and state treasurer.

883 (3) "Continuing political party" means the same as that term is defined in Section  
884 **20A-8-101**.

885 (4) (a) "County office" means an elective office where the officeholder is selected by  
886 voters entirely within one county.

887 (b) "County office" does not mean:

888 (i) the office of justice or judge of any court of record or not of record;

889 (ii) the office of presidential elector;

890 (iii) any political party offices;

891 (iv) any municipal or local district offices; and

892 (v) the office of United States Senator and United States Representative.

893 (5) "Electronic candidate qualification process" means:

894 (a) as it relates to a registered political party that is not a qualified political party, the  
895 process for gathering signatures electronically to seek the nomination of a registered political  
896 party, described in:

- 897 (i) Section 20A-9-403;
- 898 (ii) Section 20a-9-405, except Subsections 20A-9-405(3) and (5); and
- 899 (iii) Section 20A-21-201; and

900 (b) as it relates to a qualified political party, the process, for gathering signatures  
901 electronically to seek the nomination of a registered political party, described in:

- 902 (i) Section 20A-9-405, except Subsections 20A-9-405(3) and (5);
- 903 (ii) Section 20A-9-408; and
- 904 (iii) Section 20A-21-201.

905 (6) "Federal office" means an elective office for United States Senator and United  
906 States Representative.

907 (7) "Filing officer" means:

908 (a) the lieutenant governor, for:

- 909 (i) the office of United States Senator and United States Representative; and
- 910 (ii) all constitutional offices;

911 (b) for the office of a state senator, ~~or~~ state representative, or state school board, the  
912 lieutenant governor or the applicable clerk described in Subsection (7)(c) or (d);

- 913 (c) the county clerk, for county offices and local school district offices;
- 914 (d) the county clerk in the filer's county of residence, for multicounty offices;
- 915 (e) the city or town clerk, for municipal offices; or
- 916 (f) the local district clerk, for local district offices.

917 (8) "Local district office" means an elected office in a local district.

918 (9) "Local government office" includes county offices, municipal offices, and local  
919 district offices and other elective offices selected by the voters from a political division entirely  
920 within one county.

921 (10) "Manual candidate qualification process" means the process for gathering  
922 signatures to seek the nomination of a registered political party, using paper signature packets  
923 that a signer physically signs.

924 (11) (a) "Multicounty office" means an elective office where the officeholder is

925 selected by the voters from more than one county.

926 (b) "Multicounty office" does not mean:

927 (i) a county office;

928 (ii) a federal office;

929 (iii) the office of justice or judge of any court of record or not of record;

930 (iv) the office of presidential elector;

931 (v) any political party offices; or

932 (vi) any municipal or local district offices.

933 (12) "Municipal office" means an elective office in a municipality.

934 (13) (a) "Political division" means a geographic unit from which an officeholder is  
935 elected and that an officeholder represents.

936 (b) "Political division" includes a county, a city, a town, a local district, a school  
937 district, a legislative district, and a county prosecution district.

938 (14) "Qualified political party" means a registered political party that:

939 (a) (i) permits a delegate for the registered political party to vote on a candidate  
940 nomination in the registered political party's convention remotely; or

941 (ii) provides a procedure for designating an alternate delegate if a delegate is not  
942 present at the registered political party's convention;

943 (b) does not hold the registered political party's convention before the fourth Saturday  
944 in March of an even-numbered year;

945 (c) permits a member of the registered political party to seek the registered political  
946 party's nomination for any elective office by the member choosing to seek the nomination by  
947 either or both of the following methods:

948 (i) seeking the nomination through the registered political party's convention process,  
949 in accordance with the provisions of Section 20A-9-407; or

950 (ii) seeking the nomination by collecting signatures, in accordance with the provisions  
951 of Section 20A-9-408; and

952 (d) (i) if the registered political party is a continuing political party, no later than 5 p.m.  
953 on the first Monday of October of an odd-numbered year, certifies to the lieutenant governor  
954 that, for the election in the following year, the registered political party intends to nominate the  
955 registered political party's candidates in accordance with the provisions of Section 20A-9-406;

956 or

957 (ii) if the registered political party is not a continuing political party, certifies at the  
958 time that the registered political party files the petition described in Section 20A-8-103 that, for  
959 the next election, the registered political party intends to nominate the registered political  
960 party's candidates in accordance with the provisions of Section 20A-9-406.

961 (15) "Signature," as it relates to a petition for a candidate to seek the nomination of a  
962 registered political party, means:

963 (a) when using the manual candidate qualification process, a holographic signature  
964 collected physically on a nomination petition described in Subsection 20A-9-405(3); or

965 (b) when using the electronic candidate qualification process:

966 (i) an electronic signature collected under Subsection 20A-21-201(6)(c)(ii)(A); or

967 (ii) a holographic signature collected electronically under Subsection  
968 20A-21-201(6)(c)(ii)(B).

969 Section 17. Section 20A-9-201.5 is amended to read:

970 **20A-9-201.5. Declaration of candidacy filing period for a qualified political party.**

971 (1) In 2022, for a qualified political party, the filing period to file a declaration of  
972 candidacy for an elective office that is to be filled at the next regular general election begins at  
973 8 a.m. on February 28, 2022, and ends at 5 p.m. on March 4, 2022.

974 (2) Beginning on January 1, 2024, for a qualified political party, the filing period to file  
975 a declaration of candidacy for an elective office that is to be filled at the next regular general  
976 election:

977 (a) begins at 8:00 a.m. on the later of:

978 (i) January 2 of the year in which the next regular general election is held; or

979 (ii) if January 2 is [~~on a weekend~~] not a business day, the first business day after  
980 January 2; and

981 (b) ends at 5 p.m. on the fourth business day after the day on which the filing period  
982 begins.

983 Section 18. Section 20A-11-206 is amended to read:

984 **20A-11-206. State office candidate -- Failure to file reports -- Penalties.**

985 (1) A state office candidate who fails to file a financial statement before the deadline is  
986 subject to a fine imposed in accordance with Section 20A-11-1005.



987 (2) If a state office candidate fails to file an interim report described in Subsections  
988 20A-11-204(2)(b) through (d), the lieutenant governor may send an electronic notice to the  
989 state office candidate and the political party of which the state office candidate is a member, if  
990 any, that states:

991 (a) that the state office candidate failed to timely file the report; and

992 (b) that, if the state office candidate fails to file the report within 24 hours after the  
993 deadline for filing the report, the state office candidate will be disqualified and the political  
994 party will not be permitted to replace the candidate.

995 (3) (a) The lieutenant governor shall disqualify a state office candidate and inform the  
996 county clerk and other appropriate election officials that the state office candidate is  
997 disqualified if the state office candidate fails to file an interim report described in Subsections  
998 20A-11-204(2)(b) through (d) within 24 hours after the deadline for filing the report.

999 (b) The political party of a state office candidate who is disqualified under Subsection  
1000 (3)(a) may not replace the state office candidate.

1001 (4) (a) If a state office candidate is disqualified under Subsection (3)(a), the election  
1002 ~~[official]~~ officer shall:

1003 (i) ~~[remove the state office candidate's name from the ballot; or]~~ notify every opposing  
1004 candidate for the state office that the state office candidate is disqualified;

1005 (ii) ~~[if removing the state office candidate's name from the ballot is not practicable;~~  
1006 ~~inform the voters by any practicable method that the state office candidate has been~~  
1007 ~~disqualified and that votes cast for the state office candidate will not be counted.]~~ send an email  
1008 notification to each voter for whom the lieutenant governor has an email address informing the  
1009 voter that the state office candidate is disqualified and that votes cast for the state office  
1010 candidate will not be counted;

1011 (iii) post notice of the disqualification on the lieutenant governor's website; and

1012 (iv) if practicable, remove the state office candidate's name from the ballot.

1013 ~~[(b)]~~ (5) An election official may fulfill the requirement described in Subsection (4)(a)  
1014 in relation to a mailed ballot, including a military or overseas ballot, by including with the  
1015 ballot a written notice directing the voter to ~~[a public website that will inform the voter]~~ the  
1016 lieutenant governor's website to inform the voter whether a candidate on the ballot is  
1017 disqualified.

1018            [~~(5)~~] (6) A state office candidate is not disqualified if:  
1019            (a) the state office candidate timely files the reports described in Subsections  
1020 20A-11-204(2)(b) through (d) no later than 24 hours after the applicable deadlines for filing the  
1021 reports;  
1022            (b) the reports are completed, detailing accurately and completely the information  
1023 required by this part except for inadvertent omissions or insignificant errors or inaccuracies;  
1024 and  
1025            (c) the omissions, errors, or inaccuracies described in Subsection [~~(5)(b)~~] (6)(b) are  
1026 corrected in an amended report or the next scheduled report.  
1027            [~~(6)~~] (7) (a) Within 60 days after a deadline for the filing of a summary report, the  
1028 lieutenant governor shall review each filed summary report to ensure that:  
1029            (i) each state office candidate that is required to file a summary report has filed one;  
1030 and  
1031            (ii) each summary report contains the information required by this part.  
1032            (b) If it appears that any state office candidate has failed to file the summary report  
1033 required by law, if it appears that a filed summary report does not conform to the law, or if the  
1034 lieutenant governor has received a written complaint alleging a violation of the law or the  
1035 falsity of any summary report, the lieutenant governor shall, within five days of discovery of a  
1036 violation or receipt of a written complaint, notify the state office candidate of the violation or  
1037 written complaint and direct the state office candidate to file a summary report correcting the  
1038 problem.  
1039            (c) (i) It is unlawful for a state office candidate to fail to file or amend a summary  
1040 report within seven days after receiving notice from the lieutenant governor described in this  
1041 Subsection [~~(6)~~] (7).  
1042            (ii) Each state office candidate who violates Subsection [~~(6)(c)(i)~~] (7)(c)(i) is guilty of  
1043 a class B misdemeanor.  
1044            (iii) The lieutenant governor shall report all violations of Subsection [~~(6)(c)(i)~~] (7)(c)(i)  
1045 to the attorney general.  
1046            (iv) In addition to the criminal penalty described in Subsection [~~(6)(c)(ii)~~] (7)(c)(ii), the  
1047 lieutenant governor shall impose a civil fine of \$100 against a state office candidate who  
1048 violates Subsection [~~(6)(c)(i)~~] (7)(c)(i).

1049 Section 19. Section **20A-11-305** is amended to read:

1050 **20A-11-305. Legislative office candidate -- Failure to file report -- Penalties.**

1051 (1) A legislative office candidate who fails to file a financial statement before the  
1052 deadline is subject to a fine imposed in accordance with Section **20A-11-1005**.

1053 (2) If a legislative office candidate fails to file an interim report described in  
1054 Subsections **20A-11-303**(2)(b) through (d), the lieutenant governor may send an electronic  
1055 notice to the legislative office candidate and the political party of which the legislative office  
1056 candidate is a member, if any, that states:

1057 (a) that the legislative office candidate failed to timely file the report; and

1058 (b) that, if the legislative office candidate fails to file the report within 24 hours after  
1059 the deadline for filing the report, the legislative office candidate will be disqualified and the  
1060 political party will not be permitted to replace the candidate.

1061 (3) (a) The lieutenant governor shall disqualify a legislative office candidate and  
1062 inform the county clerk and other appropriate election officials that the legislative office  
1063 candidate is disqualified if the legislative office candidate fails to file an interim report  
1064 described in Subsections **20A-11-303**(2)(b) through (d) within 24 hours after the deadline for  
1065 filing the report.

1066 (b) The political party of a legislative office candidate who is disqualified under  
1067 Subsection (3)(a) may not replace the legislative office candidate.

1068 (4) (a) If a legislative office candidate is disqualified under Subsection (3)(a), the  
1069 election officer shall:

1070 (i) ~~[remove the legislative office candidate's name from the ballot; or]~~ notify every  
1071 opposing candidate for the legislative office that the legislative office candidate is disqualified;

1072 (ii) ~~[if removing the legislative office candidate's name from the ballot is not~~  
1073 ~~practicable, inform the voters by any practicable method that the legislative office candidate~~  
1074 ~~has been disqualified and that votes cast for the legislative office candidate will not be~~  
1075 ~~counted.]~~ send an email notification to each voter for whom the election officer has an email  
1076 address informing the voter that the legislative office candidate is disqualified and that votes  
1077 cast for the legislative office candidate will not be counted;

1078 (iii) post notice of the disqualification on the election officer's website; and

1079 (iv) if practicable, remove the legislative office candidate's name from the ballot.

1080           ~~[(b)]~~ (5) An election official may fulfill the requirement described in Subsection (4)(a)  
1081 in relation to a mailed ballot, including a military or overseas ballot, by including with the  
1082 ballot a written notice directing the voter to ~~[a public website that will inform the voter]~~ the  
1083 election officer's website to inform the voter whether a candidate on the ballot is disqualified.

1084           ~~[(5)]~~ (6) A legislative office candidate is not disqualified if:

1085           (a) the legislative office candidate files the reports described in Subsections  
1086 20A-11-303(2)(b) through (d) no later than 24 hours after the applicable deadlines for filing the  
1087 reports;

1088           (b) the reports are completed, detailing accurately and completely the information  
1089 required by this part except for inadvertent omissions or insignificant errors or inaccuracies;  
1090 and

1091           (c) the omissions, errors, or inaccuracies described in Subsection ~~[(5)(b)]~~ (6)(b) are  
1092 corrected in an amended report or the next scheduled report.

1093           ~~[(6)]~~ (7) (a) Within 60 days after a deadline for the filing of a summary report, the  
1094 lieutenant governor shall review each filed summary report to ensure that:

1095           (i) each legislative office candidate that is required to file a summary report has filed  
1096 one; and

1097           (ii) each summary report contains the information required by this part.

1098           (b) If it appears that any legislative office candidate has failed to file the summary  
1099 report required by law, if it appears that a filed summary report does not conform to the law, or  
1100 if the lieutenant governor has received a written complaint alleging a violation of the law or the  
1101 falsity of any summary report, the lieutenant governor shall, within five days of discovery of a  
1102 violation or receipt of a written complaint, notify the legislative office candidate of the  
1103 violation or written complaint and direct the legislative office candidate to file a summary  
1104 report correcting the problem.

1105           (c) (i) It is unlawful for a legislative office candidate to fail to file or amend a summary  
1106 report within seven days after receiving notice from the lieutenant governor described in this  
1107 Subsection ~~[(6)]~~ (7).

1108           (ii) Each legislative office candidate who violates Subsection ~~[(6)(c)(i)]~~ (7)(c)(i) is  
1109 guilty of a class B misdemeanor.

1110           (iii) The lieutenant governor shall report all violations of Subsection ~~[(6)(c)(i)]~~

1111 (7)(c)(i) to the attorney general.

1112 (iv) In addition to the criminal penalty described in Subsection ~~[(6)(c)(ii)]~~ (7)(c)(ii), the  
1113 lieutenant governor shall impose a civil fine of \$100 against a legislative office candidate who  
1114 violates Subsection ~~[(6)(c)(i)]~~ (7)(c)(i).

1115 Section 20. Section **20A-11-1305** is amended to read:

1116 **20A-11-1305. School board office candidate -- Failure to file statement --**

1117 **Penalties.**

1118 (1) A school board office candidate who fails to file a financial statement by the  
1119 deadline is subject to a fine imposed in accordance with Section **20A-11-1005**.

1120 (2) If a school board office candidate fails to file an interim report described in  
1121 Subsections **20A-11-1303**(1)(c)(i) through (iv), the lieutenant governor may send an electronic  
1122 notice to the school board office candidate and the political party of which the school board  
1123 office candidate is a member, if any, that states:

1124 (a) that the school board office candidate failed to timely file the report; and

1125 (b) that, if the school board office candidate fails to file the report within 24 hours after  
1126 the deadline for filing the report, the school board office candidate will be disqualified and the  
1127 political party will not be permitted to replace the candidate.

1128 (3) (a) The lieutenant governor shall disqualify a school board office candidate and  
1129 inform the county clerk and other appropriate election officials that the school board office  
1130 candidate is disqualified if the school board office candidate fails to file an interim report  
1131 described in Subsections **20A-11-1303**(1)(c)(i) through (iv) within 24 hours after the deadline  
1132 for filing the report.

1133 (b) The political party of a school board office candidate who is disqualified under  
1134 Subsection (3)(a) may not replace the school board office candidate.

1135 (4) (a) If a school board office candidate is disqualified under Subsection (3)(a), the  
1136 election officer shall:

1137 (i) ~~[remove the school board office candidate's name from the ballot; or]~~ notify every  
1138 opposing candidate for the school board office that the school board office candidate is  
1139 disqualified;

1140 (ii) ~~[if removing the school board office candidate's name from the ballot is not~~  
1141 ~~practicable, inform the voters by any practicable method that the school board office candidate~~

1142 ~~has been disqualified and that votes cast for the school board office candidate will not be~~  
1143 ~~counted.]~~ send an email notification to each voter for whom the election officer has an email  
1144 address informing the voter that the school board office candidate is disqualified and that votes  
1145 cast for the school board office candidate will not be counted;

1146 (iii) post notice of the disqualification on the election officer's website; and

1147 (iv) if practicable, remove the school board office candidate's name from the ballot.

1148 ~~[(b)]~~ (5) An election officer may fulfill the requirement described in Subsection (4)(a)  
1149 in relation to a mailed ballot, including a military or overseas ballot, by including with the  
1150 ballot a written notice directing the voter to ~~[a public website that will inform the voter]~~ the  
1151 election officer's website to inform the voter whether a candidate on the ballot is disqualified.

1152 ~~[(5)]~~ (6) A school board office candidate is not disqualified if:

1153 (a) the school board office candidate files the reports described in Subsections  
1154 [20A-11-1303\(1\)\(c\)\(i\)](#) through (iv) no later than 24 hours after the applicable deadlines for  
1155 filing the reports;

1156 (b) the reports are completed, detailing accurately and completely the information  
1157 required by this part except for inadvertent omissions or insignificant errors or inaccuracies;  
1158 and

1159 (c) the omissions, errors, or inaccuracies described in Subsection ~~[(5)(b)]~~ (6)(b) are  
1160 corrected in an amended report or the next scheduled report.

1161 ~~[(6)]~~ (7) (a) Within 60 days after a deadline for the filing of a summary report, the  
1162 lieutenant governor shall review each filed summary report to ensure that:

1163 (i) each school board office candidate who is required to file a summary report has  
1164 filed the report; and

1165 (ii) each summary report contains the information required by this part.

1166 (b) If it appears that a school board office candidate has failed to file the summary  
1167 report required by law, if it appears that a filed summary report does not conform to the law, or  
1168 if the lieutenant governor has received a written complaint alleging a violation of the law or the  
1169 falsity of any summary report, the lieutenant governor shall, within five days of discovery of a  
1170 violation or receipt of a written complaint, notify the school board office candidate of the  
1171 violation or written complaint and direct the school board office candidate to file a summary  
1172 report correcting the problem.

1173 (c) (i) It is unlawful for a school board office candidate to fail to file or amend a  
 1174 summary report within seven days after receiving the notice described in Subsection [~~(6)(b)~~]  
 1175 (7)(b) from the lieutenant governor.

1176 (ii) Each school board office candidate who violates Subsection [~~(6)(c)(i)~~] (7)(c)(i) is  
 1177 guilty of a class B misdemeanor.

1178 (iii) The lieutenant governor shall report all violations of Subsection [~~(6)(c)(i)~~]  
 1179 (7)(c)(i) to the attorney general.

1180 (iv) In addition to the criminal penalty described in Subsection [~~(6)(c)(ii)~~] (7)(c)(ii), the  
 1181 lieutenant governor shall impose a civil fine of \$100 against a school board office candidate  
 1182 who violates Subsection [~~(6)(c)(i)~~] (7)(c)(i).

1183 Section 21. Section **20A-11-1603** is amended to read:

1184 **20A-11-1603. Conflict of interest disclosure -- Required when filing for candidacy**  
 1185 **-- Public availability.**

1186 (1) (a) Except as provided in Subsection [~~(1)(b)~~] (1)(c), candidates seeking the  
 1187 following offices shall make a complete conflict of interest disclosure on the website at the  
 1188 time of filing a declaration of candidacy:

1189 (i) state constitutional officer;

1190 (ii) state legislator; or

1191 (iii) State Board of Education member.

1192 (b) A candidate who fails to comply with Subsection (1)(a) shall make a complete  
 1193 conflict of interest disclosure on the website no later than 5:00 p.m. on January 10.

1194 [~~(b)~~] (c) A candidate is not required to comply with Subsection (1)(a) if the candidate:

1195 (i) currently holds the office for which the candidate is seeking reelection;

1196 (ii) already, that same year, filed the conflict of interest disclosure for the office

1197 described in Subsection [~~(1)(b)(i)~~] (1)(c)(i), in accordance Section **20A-11-1604**; and

1198 (iii) at the time the candidate files the declaration of candidacy, indicates, in writing,  
 1199 that the conflict of interest disclosure described in Subsection [~~(1)(b)(ii)~~] (1)(c)(ii) is updated  
 1200 and accurate as of the date of filing the declaration of candidacy.

1201 (2) Except as provided in Subsection [~~(1)(b)~~] (1)(c), a filing officer;

1202 (a) shall provide electronic notice to a candidate who fails to comply with Subsection

1203 (1)(a) that the candidate must make a complete conflict of interest disclosure on the website no

1204 later than the deadline described in Subsection (1)(b); and

1205           **(b)** may not accept a declaration of candidacy for an office listed in Subsection (1)(a)  
1206 until the candidate makes a complete conflict of interest disclosure on the website.

1207           **(3)** The conflict of interest disclosure described in Subsection (1)(a) shall contain the  
1208 same requirements and shall be in the same format as the conflict of interest disclosure  
1209 described in Section [20A-11-1604](#).

1210           **(4)** The lieutenant governor shall make the complete conflict of interest disclosure  
1211 made by each candidate available for public inspection on the website.