

James A. Dunnigan proposes the following substitute bill:

**Voting Precinct Amendments**

2025 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: James A. Dunnigan**

Senate Sponsor: Wayne A. Harper

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**LONG TITLE**

**General Description:**

This bill addresses voting precincts.

**Highlighted Provisions:**

This bill:

- authorizes a county legislative body to establish a voting precinct consisting of two or more noncontiguous geographic areas in certain circumstances;
- requires the name of a voting precinct to be distinguishable from any other voting precinct;
- authorizes the county clerk to adjust the boundaries of a voting precinct in order to:
  - match the current boundaries of a local political subdivision; or
  - match the resulting boundaries of a local subdivision that expands, divides, alters, or changes the local political subdivision's boundaries;
- requires a county clerk who adjusts the boundaries of a voting precinct to:
  - file a notice with the Utah Geospatial Resource Center at least 65 days before the date of an election; and
  - provide a copy of the notice to the county legislative body; and
- makes technical and conforming changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**20A-5-303**, as last amended by Laws of Utah 2021, Chapters 162, 345

ENACTS:

29       **20A-5-303.5**, Utah Code Annotated 1953

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

32           Section 1. Section **20A-5-303** is amended to read:

33           **20A-5-303 . Establishing, dividing, abolishing, and changing voting precincts --**  
34 **Common polling places -- Combined voting precincts.**

35       (1)~~[(a)]~~ After receiving recommendations from the county clerk, the county legislative  
36       body may establish, divide, abolish, ~~[and change voting precincts]~~ or change the  
37       boundaries of a voting precinct.

38       (2)(a) Subject to Subsection (2)(b), a county legislative body may establish a voting  
39       precinct that consists of two or more noncontiguous geographic areas if:

40           (i) each noncontiguous area is located entirely within the same municipality; or

41           (ii) the noncontiguous areas are located within a municipality and immediately  
42           adjacent to a municipality.

43       (b) A voting precinct described in Subsection (2)(a) must consist of the same elective  
44       offices.

45       ~~[(b)]~~ (3) Within 30 days after the establishment, division, abolition, or change of a voting  
46       precinct under this section, the county legislative body shall file with the Utah  
47       Geospatial Resource Center, created under Section 63A-16-505, a notice describing the  
48       action taken and specifying the resulting boundaries of each voting precinct affected by  
49       the action.

50       ~~[(2)]~~ (4)(a) The county legislative body shall alter or divide voting precincts so that each  
51       voting precinct contains not more than 1,250 active voters at the time of the  
52       redistricting described in Subsection (5).

53       (b) The county legislative body ~~[shall]~~ may identify a voting precinct that:

54           (i) ~~[identify those precincts that may reach the limit of active voters in a precinct~~  
55           ~~under Subsection (2)(a) or that becomes]~~ is too large to facilitate the election  
56           process; and

57           (ii) except as provided by Subsection ~~[(3)]~~ (5), divide ~~[those precincts]~~ the precinct on  
58           or before January 1 of a general election year.

59       ~~[(3)]~~ (5) A county legislative body shall divide a precinct identified under Subsection [  
60       ~~(2)(b)(i)]~~ (4)(b)(i) on or before January 31 of a regular general election year that  
61       immediately follows the calendar year in which the Legislature divides the state into  
62       districts in accordance with Utah Constitution, Article IX, Section 1.

63 ~~[(4)]~~ (6) Notwithstanding Subsection ~~[(2)(a)]~~ (4)(a), and except as provided by Subsection [  
64 ~~(5)]~~ (7), the county legislative body may not:

- 65 (a) establish or abolish ~~[any]~~ a voting precinct after January 1 of a regular general  
66 election year;
- 67 (b) alter or change the boundaries of ~~[any]~~ a voting precinct after January 1 of a regular  
68 general election year; or
- 69 (c) establish, divide, abolish, alter, or change a voting precinct between January 1 of a  
70 year immediately preceding the year in which an enumeration is required by the  
71 United States Constitution, and the day on which the Legislature divides the state into  
72 districts in accordance with Utah Constitution, Article IX, Section 1.

73 ~~[(5)]~~ (7) A county legislative body may establish, divide, abolish, alter, or change a voting  
74 precinct on or before January 31 of a regular general election year that immediately  
75 follows the calendar year in which the Legislature divides the state into districts in  
76 accordance with Utah Constitution, Article IX, Section 1.

77 ~~[(6)]~~ (8)(a) For the purpose of voting in an election, the county legislative body may  
78 establish a common polling place for two or more whole voting precincts.

79 (b) At least 90 days before the date of the election, the county legislative body shall  
80 designate:

- 81 (i) ~~[the voting precincts]~~ each voting precinct that will vote at the common polling  
82 place; and
- 83 (ii) the location of the common polling place.

84 (c) A county may use one set of election judges for the common polling place under this  
85 Subsection ~~[(6)]~~ (8).

86 (9) Each voting precinct established under this section shall have a name that is  
87 distinguishable from the name of any other voting precinct in the state.

88 ~~[(7)]~~ (10) Each county shall have at least two polling places open for voting on the date of  
89 the election.

90 ~~[(8)]~~ (11) Each common polling place shall have at least one voting device that is accessible  
91 for individuals with disabilities in accordance with Public Law 107-252, the Help  
92 America Vote Act of 2002.

93 Section 2. Section **20A-5-303.5** is enacted to read:

94 **20A-5-303.5 . Voting precinct boundaries -- Adjustment by county clerk.**

95 (1) Notwithstanding Section 20A-5-303, the county clerk may adjust the boundaries of a  
96 voting precinct in order to:

97       (a) match the current boundaries of a local political subdivision; or

98       (b) match the resulting boundaries of a local political subdivision that expands, divides,  
99       alters, or changes the local political subdivision's boundaries.

100   (2)(a) A county clerk who adjusts the boundaries of a voting precinct under Subsection

101       (1) shall, no later than 65 days before the date of an election, file with the Utah

102       Geospatial Resource Center, created in Section 63A-16-505, a notice that:

103           (i) describes the reason for the voting precinct boundary adjustment; and

104           (ii) specifies the resulting boundaries of the voting precinct affected by the  
105           adjustment.

106       (b) The county clerk shall provide a copy of the notice described in Subsection (2)(a) to  
107       the county legislative body.

108   (3) A county clerk may not adjust the boundaries of a voting precinct except as provided in  
109       Subsection (1).

110   (4) A county clerk's adjustment of a voting precinct's boundaries under this section is not  
111       effective until the county clerk files the notice described in Subsection (2)(a).

112       Section 3. **Effective date.**

113   This bill takes effect on May 7, 2025.