

Voter Registration Records Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Trevor Lee

1

LONG TITLE**General Description:**

This bill amends provisions relating to voter registration records.

Highlighted Provisions:

This bill:

▸ defines terms;

▸ modifies and recodifies provisions relating to:

• the information in a voter registration record that is available to a person based on the capacity in which the person requests the information; and

• the requirements to obtain additional privacy protection for a voter registration record;

▸ provides that a voter's voter registration record that, before May 7, 2025, was classified as private without requiring a reason for the classification will be reclassified as a public voter registration record, unless the voter takes certain action to obtain additional protection for the voter's voter registration record;

▸ requires an election officer to notify a voter whose voter registration is subject to reclassification as described in the preceding paragraph in order to give the voter an opportunity to apply for additional protection for the voter's voter registration record;

▸ requires the assignment of new voter identification numbers;

▸ modifies the voter registration form to reflect the changes made in this bill; and

▸ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

20A-2-104, as last amended by Laws of Utah 2023, Chapters 327, 406

20A-2-108, as last amended by Laws of Utah 2023, Chapter 406

20A-2-204, as last amended by Laws of Utah 2023, Chapter 237

31 **20A-2-505**, as last amended by Laws of Utah 2023, Chapters 327, 406 and renumbered
 32 and amended by Laws of Utah 2023, Chapter 297

33 **20A-3a-401**, as last amended by Laws of Utah 2024, Chapter 477

34 **20A-5-410**, as last amended by Laws of Utah 2022, Chapter 248

35 **20A-6-105**, as last amended by Laws of Utah 2023, Chapter 406

36 **63G-2-301**, as last amended by Laws of Utah 2020, Chapters 255, 399

37 **63G-2-302**, as last amended by Laws of Utah 2024, Chapter 234

38 **63G-2-303**, as last amended by Laws of Utah 2024, Chapter 465

39 ENACTS:

40 **20A-2-601**, Utah Code Annotated 1953

41 **20A-2-602**, Utah Code Annotated 1953

42 **20A-2-603**, Utah Code Annotated 1953

43 **20A-2-604**, Utah Code Annotated 1953

44 **20A-2-605**, Utah Code Annotated 1953

45 **20A-2-606**, Utah Code Annotated 1953

46 **20A-2-607**, Utah Code Annotated 1953

47

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

49 Section 1. Section **20A-2-104** is amended to read:

50 **20A-2-104 . Voter registration form -- Registered voter lists -- Fees for copies.**

51 [(1) As used in this section:]

52 [(a) "Candidate for public office" means an individual:]

53 [(i) who files a declaration of candidacy for a public office;]

54 [(ii) who files a notice of intent to gather signatures under Section 20A-9-408; or]

55 [(iii) employed by, under contract with, or a volunteer of, an individual described in
 56 Subsection (1)(a)(i) or (ii) for political campaign purposes.]

57 [(b) "Dating violence" means the same as that term is defined in Section 78B-7-402 and the
 58 federal Violence Against Women Act of 1994, as amended.]

59 [(c) "Domestic violence" means the same as that term is defined in Section 77-36-1 and the
 60 federal Violence Against Women Act of 1994, as amended.]

61 [(d) "Hash Code" means a code generated by applying an algorithm to a set of data to produce
 62 a code that:]

63 [(i) uniquely represents the set of data;]

64 [(ii) is always the same if the same algorithm is applied to the same set of data; and]

65 [iii] cannot be reversed to reveal the data applied to the algorithm.]

66 [(e) "Protected individual" means an individual:]

67 [(i) who submits a withholding request form with the individual's voter registration record, or
68 to the lieutenant governor or a county clerk, if the individual indicates on the form that the
69 individual, or an individual who resides with the individual, is a victim of domestic
70 violence or dating violence or is likely to be a victim of domestic violence or dating
71 violence;]

72 [(ii) who submits a withholding request form with the individual's voter registration record, or
73 to the lieutenant governor or a county clerk, if the individual indicates on the form and
74 provides verification that the individual, or an individual who resides with the individual, is
75 a law enforcement officer, a member of the armed forces as defined in Section 20A-1-513,
76 a public figure, or protected by a protective order or protection order; or]

77 [(iii) whose voter registration record was classified as a private record at the request of the
78 individual before May 12, 2020.]

79 [(2)] (1)(a) An individual applying for voter registration, or an individual preregistering to vote,
80 shall complete a voter registration form in substantially the following form:

81 -----

82 UTAH ELECTION REGISTRATION FORM

83 Are you a citizen of the United States of America? Yes No

84 If you checked "no" to the above question, do not complete this form.

85 Will you be 18 years of age on or before election day? Yes No

86 If you checked "no" to the above question, are you 16 or 17 years of age and
87 preregistering to vote? Yes No

88 If you checked "no" to both of the prior two questions, do not complete this form.

89 Name of Voter

90 _____

91 First Middle Last

92 Utah Driver License or Utah Identification Card

93 Number _____

94 Date of Birth _____

95 Street Address of Principal Place of Residence

96 _____

97 City County State Zip Code

98 Telephone Number (optional) _____

99 Email Address (optional) _____

100 Last four digits of Social Security Number _____

101 Last former address at which I was registered to vote (if
102 known) _____

103 _____

104 City County State Zip Code

105 Political Party

106 (a listing of each registered political party, as defined in Section 20A-8-101 and
107 maintained by the lieutenant governor under Section 67-1a-2, with each party's name preceded
108 by a checkbox)

109 Unaffiliated (no political party preference) Other (Please
110 specify)_____

111 I do swear (or affirm), subject to penalty of law for false statements, that the information
112 contained in this form is true, and that I am a citizen of the United States and a resident of the
113 state of Utah, residing at the above address. Unless I have indicated above that I am
114 preregistering to vote in a later election, I will be at least 18 years of age and will have resided
115 in Utah for 30 days immediately before the next election. I am not a convicted felon currently
116 incarcerated for commission of a felony.

117 Signed and sworn

118 _____

119 Voter's Signature

120 _____(month/day/year).

121 [PRIVACY INFORMATION

122 ~~Voter registration records contain some information that is available to the public, such~~
123 ~~as your name and address, some information that is available only to government entities, and~~
124 ~~some information that is available only to certain third parties in accordance with the~~
125 ~~requirements of law.~~

126 ~~Your driver license number, identification card number, social security number, email~~
127 ~~address, full date of birth, and phone number are available only to government entities. Your~~
128 ~~year of birth is available to political parties, candidates for public office, certain third parties,~~
129 ~~and their contractors, employees, and volunteers, in accordance with the requirements of law.~~

130 ~~You may request that all information on your voter registration records be withheld~~
131 ~~from all persons other than government entities, political parties, candidates for public office,~~
132 ~~and their contractors, employees, and volunteers, by indicating here:~~

133 ~~_____ Yes, I request that all information on my voter registration records be withheld~~
 134 ~~from all persons other than government entities, political parties, candidates for public office,~~
 135 ~~and their contractors, employees, and volunteers.~~

136 **REQUEST FOR ADDITIONAL PRIVACY PROTECTION**

137 ~~In addition to the protections provided above, you may request that identifying~~
 138 ~~information on your voter registration records be withheld from all political parties, candidates~~
 139 ~~for public office, and their contractors, employees, and volunteers, by submitting a~~
 140 ~~withholding request form, and any required verification, as described in the following~~
 141 ~~paragraphs.~~

142 ~~A person may request that identifying information on the person's voter registration~~
 143 ~~records be withheld from all political parties, candidates for public office, and their~~
 144 ~~contractors, employees, and volunteers, by submitting a withholding request form with this~~
 145 ~~registration record, or to the lieutenant governor or a county clerk, if the person is or is likely~~
 146 ~~to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating~~
 147 ~~violence.~~

148 ~~A person may request that identifying information on the person's voter registration~~
 149 ~~records be withheld from all political parties, candidates for public office, and their~~
 150 ~~contractors, employees, and volunteers, by submitting a withholding request form and any~~
 151 ~~required verification with this registration form, or to the lieutenant governor or a county clerk,~~
 152 ~~if the person is, or resides with a person who is, a law enforcement officer, a member of the~~
 153 ~~armed forces, a public figure, or protected by a protective order or a protection order.]~~

154 **PRIVACY INFORMATION**

155 Voter registration records contain some information that is available to the public, such as
 156 your voter identification number and address. Your name, in connection with your voter
 157 identification number, is available only to a political party with which you choose to affiliate,
 158 if any. Your driver license number, state identification card number, social security number,
 159 email address, date of birth, and phone number are available only to government entities.

160 **REQUEST FOR ADDITIONAL PRIVACY PROTECTION**

161 In addition to the protections provided above, you may request that your entire voter
 162 registration record be withheld from all persons, other than government entities, by submitting
 163 to the county clerk, either with this registration form or at a later time:

164 • a withholding request form indicating that you are or are likely to be, or that you reside
 165 with a person who is or is likely to be, a victim of domestic violence or dating violence,
 166 together with the verification required by law; or

167 • a withholding request form indicating that you are, or reside with a person who is, a law
168 enforcement officer, a member of the armed forces, a public figure, or protected by a
169 protective order or a protection order, together with the verification required by law.

170 CITIZENSHIP AFFIDAVIT

171 Name:
172 Name at birth, if different:
173 Place of birth:
174 Date of birth:
175 Date and place of naturalization (if applicable):

176 I hereby swear and affirm, under penalties for voting fraud set forth below, that I am a
177 citizen and that to the best of my knowledge and belief the information above is true and
178 correct.

179 _____
180 Signature of Applicant

181 In accordance with Section 20A-2-401, the penalty for willfully causing, procuring, or
182 allowing yourself to be registered or preregistered to vote if you know you are not entitled to
183 register or preregister to vote is up to one year in jail and a fine of up to \$2,500.

184 NOTICE: IN ORDER TO BE ALLOWED TO VOTE, YOU MUST PRESENT VALID
185 VOTER IDENTIFICATION TO THE POLL WORKER BEFORE VOTING, WHICH MUST
186 BE A VALID FORM OF PHOTO IDENTIFICATION THAT SHOWS YOUR NAME AND
187 PHOTOGRAPH; OR

188 TWO DIFFERENT FORMS OF IDENTIFICATION THAT SHOW YOUR NAME
189 AND CURRENT ADDRESS.

190 FOR OFFICIAL USE ONLY

191 Type of I.D. _____
192 Voting Precinct _____
193 Voting I.D. Number _____

194 -----

195 (b) The voter registration form described in Subsection (2)(a) shall include a section in
196 substantially the following form:

197 -----

198 BALLOT NOTIFICATIONS

199 If you have provided a phone number or email address, you can receive notifications by
200 text message or email regarding the status of a ballot that is mailed to you or a ballot that you

201 deposit in the mail or in a ballot drop box, by indicating here:

202 _____ Yes, I would like to receive electronic notifications regarding the status of my
203 ballot.

204 -----

205 (c)(i) Except as provided under Subsection [~~(2)(e)(ii)~~] (1)(c)(ii), the county clerk shall
206 retain a copy of each voter registration form in a permanent countywide
207 alphabetical file, which may be electronic or some other recognized system.

208 (ii) The county clerk may transfer a superseded voter registration form to the
209 Division of Archives and Records Service created under Section 63A-12-101.

210 [~~(3)~~] (2)(a) Each county clerk shall retain [~~lists~~] a list of currently registered voters.

211 (b) The lieutenant governor shall maintain a list of registered voters in electronic form.

212 (c) If there are any discrepancies between the two lists, the county clerk's list is the
213 official list.

214 (d) The lieutenant governor and the county clerks may charge the fees established under
215 the authority of Subsection 63G-2-203(10) to [~~individuals who wish~~] a person who
216 wishes to obtain a copy of the list of registered voters.

217 [(4)(a) As used in this Subsection (4), "qualified person" means:]

218 [(i) a government official or government employee acting in the government official's or
219 government employee's capacity as a government official or a government employee;]

220 [(ii) a health care provider, as defined in Section 26B-8-501, or an agent, employee, or
221 independent contractor of a health care provider;]

222 [(iii) an insurance company, as defined in Section 67-4a-102, or an agent, employee, or
223 independent contractor of an insurance company;]

224 [(iv) a financial institution, as defined in Section 7-1-103, or an agent, employee, or
225 independent contractor of a financial institution;]

226 [(v) a political party, or an agent, employee, or independent contractor of a political party;]

227 [(vi) a candidate for public office, or an employee, independent contractor, or volunteer of a
228 candidate for public office;]

229 [(vii) a person described in Subsections (4)(a)(i) through (vi) who, after obtaining a year of
230 birth from the list of registered voters:]

231 [(A) provides the year of birth only to a person described in Subsections (4)(a)(i) through
(vii);]

232 [(B) verifies that the person described in Subsection (4)(a)(vii)(A) is a person described in
233 Subsections (4)(a)(i) through (vii);]

- 234 [(C) ensures, using industry standard security measures, that the year of birth may not be
 235 accessed by a person other than a person described in Subsections (4)(a)(i) through
 (vii);]
- 236 [(D) verifies that each person described in Subsections (4)(a)(ii) through (iv) to whom the
 237 person provides the year of birth will only use the year of birth to verify the accuracy of
 238 personal information submitted by an individual or to confirm the identity of a person in
 239 order to prevent fraud, waste, or abuse;]
- 240 [(E) verifies that each person described in Subsection (4)(a)(i) to whom the person provides
 241 the year of birth will only use the year of birth in the person's capacity as a government
 242 official or government employee; and]
- 243 [(F) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the person
 244 provides the year of birth will only use the year of birth for a political purpose of the
 245 political party or candidate for public office; or]
- 246 [(viii) a person described in Subsection (4)(a)(v) or (vi) who, after obtaining information under
 247 Subsection (4)(n) and (o):]
- 248 [(A) provides the information only to another person described in Subsection (4)(a)(v) or
 (vi);]
- 249 [(B) verifies that the other person described in Subsection (4)(a)(viii)(A) is a person
 described
 250 in Subsection (4)(a)(v) or (vi);]
- 251 [(C) ensures, using industry standard security measures, that the information may not be
 252 accessed by a person other than a person described in Subsection (4)(a)(v) or (vi); and]
- 253 [(D) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the person
 254 provides the information will only use the information for a political purpose of the
 255 political party or candidate for public office.]
- 256 [(b) Notwithstanding Subsection 63G-2-302(1)(j)(iv), and except as provided in Subsection
 257 63G-2-302(1)(k) or (l), the lieutenant governor or a county clerk shall, when providing the
 258 list of registered voters to a qualified person under this section, include, with the list, the
 259 years of birth of the registered voters, if:]
- 260 [(i) the lieutenant governor or a county clerk verifies the identity of the person and that the
 261 person is a qualified person; and]
- 262 [(ii) the qualified person signs a document that includes the following:]
- 263 [(A) the name, address, and telephone number of the person requesting the list of registered
 264 voters;]

- 265 [~~(B) an indication of the type of qualified person that the person requesting the list claims~~
to be;]
- 266 [~~(C) a statement regarding the purpose for which the person desires to obtain the years of~~
birth;]
- 267 [~~(D) a list of the purposes for which the qualified person may use the year of birth of a~~
268 registered voter that is obtained from the list of registered voters;]
- 269 [~~(E) a statement that the year of birth of a registered voter that is obtained from the list of~~
270 registered voters may not be provided or used for a purpose other than a purpose
described
271 under Subsection (4)(b)(ii)(D);]
- 272 [~~(F) a statement that if the person obtains the year of birth of a registered voter from the list~~
of
273 registered voters under false pretenses, or provides or uses the year of birth of a
registered
274 voter that is obtained from the list of registered voters in a manner that is prohibited by
law,
275 is guilty of a class A misdemeanor and is subject to a civil fine;]
- 276 [~~(G) an assertion from the person that the person will not provide or use the year of birth of~~
a
277 registered voter that is obtained from the list of registered voters in a manner that is
278 prohibited by law; and]
- 279 [~~(H) notice that if the person makes a false statement in the document, the person is~~
punishable
280 by law under Section 76-8-504.]
- 281 [(e) The lieutenant governor or a county clerk:]
- 282 [(i) may not disclose the year of birth of a registered voter to a person that the lieutenant
- 283 governor or county clerk reasonably believes:]
- 284 [(A) is not a qualified person or a person described in Subsection (4)(l); or]
- 285 [(B) will provide or use the year of birth in a manner prohibited by law; and]
- 286 [(ii) may not disclose information under Subsections (4)(n) or (o) to a person that the
- 287 lieutenant governor or county clerk reasonably believes:]
- 288 [(A) is not a person described in Subsection (4)(a)(v) or (vi); or]
- 289 [(B) will provide or use the information in a manner prohibited by law.]
- 290 [(d) The lieutenant governor or a county clerk may not disclose the voter registration form of a

- 291 person, or information included in the person's voter registration form, whose voter
292 registration form is classified as private under Subsection (4)(h) to a person other than:]
- 293 [(i) a government official or government employee acting in the government official's or
294 government employee's capacity as a government official or government employee; or]
- 295 [(ii) subject to Subsection (4)(e), a person described in Subsection (4)(a)(v) or (vi) for a
296 political purpose.]
- 297 [(e)(i) Except as provided in Subsection (4)(e)(ii), when disclosing a record or information
298 under Subsection (4)(d)(ii), the lieutenant governor or county clerk shall exclude the
299 information described in Subsection 63G-2-302(1)(j), other than the year of birth.]
- 300 [(ii) If disclosing a record or information under Subsection (4)(d)(ii) in relation to the voter
301 registration record of a protected individual, the lieutenant governor or county clerk shall
302 comply with Subsections (4)(n) through (p).]
- 303 [(f) The lieutenant governor or a county clerk may not disclose a withholding request form,
304 described in Subsections (7) and (8), submitted by an individual, or information obtained
305 from that form, to a person other than a government official or government employee acting
306 in the government official's or government employee's capacity as a government official or
307 government employee.]
- 308 [(g) A person is guilty of a class A misdemeanor if the person:]
- 309 [(i) obtains from the list of registered voters, under false pretenses, the year of birth of a
310 registered voter or information described in Subsection (4)(n) or (o).]
- 311 [(ii) uses or provides the year of birth of a registered voter, or information described in
312 Subsection (4)(n) or (o), that is obtained from the list of registered voters in a manner that is
313 not permitted by law;]
- 314 [(iii) obtains a voter registration record described in Subsection 63G-2-302(1)(k) under false
315 pretenses;]
- 316 [(iv) uses or provides information obtained from a voter registration record described in
317 Subsection 63G-2-302(1)(k) in a manner that is not permitted by law;]
- 318 [(v) unlawfully discloses or obtains a voter registration record withheld under Subsection (7)
319 or a withholding request form described in Subsections (7) and (8); or]
- 320 [(vi) unlawfully discloses or obtains information from a voter registration record withheld
321 under Subsection (7) or a withholding request form described in Subsections (7) and (8).]
- 322 [(h) The lieutenant governor or a county clerk shall classify the voter registration record of a
323 voter as a private record if the voter:]
- 324 [(i) submits a written application, created by the lieutenant governor, requesting that the voter's

- 325 voter registration record be classified as private;]
- 326 [(ii) requests on the voter's voter registration form that the voter's voter registration record be
327 classified as a private record; or]
- 328 [(iii) submits a withholding request form described in Subsection (7) and any required
329 verification.]
- 330 [(i) Except as provided in Subsections (4)(d)(ii) and (e)(ii), the lieutenant governor or a county
331 clerk may not disclose to a person described in Subsection (4)(a)(v) or (vi) a voter
332 registration record, or information obtained from a voter registration record, if the record is
333 withheld under Subsection (7).]
- 334 [(j) In addition to any criminal penalty that may be imposed under this section, the lieutenant
335 governor may impose a civil fine against a person who violates a provision of this section,
336 in an amount equal to the greater of:]
- 337 [(i) the product of 30 and the square root of the total number of:]
- 338 [(A) records obtained, provided, or used unlawfully, rounded to the nearest whole dollar;
or]
- 339 [(B) records from which information is obtained, provided, or used unlawfully, rounded to
the
340 nearest whole dollar; or]
- 341 [(ii) \$200.]
- 342 [(k) A qualified person may not obtain, provide, or use the year of birth of a registered voter, if
343 the year of birth is obtained from the list of registered voters or from a voter registration
344 record, unless the person:]
- 345 [(i) is a government official or government employee who obtains, provides, or uses the year
346 of birth in the government official's or government employee's capacity as a government
347 official or government employee;]
- 348 [(ii) is a qualified person described in Subsection (4)(a)(ii), (iii), or (iv) and obtains or uses the
349 year of birth only to verify the accuracy of personal information submitted by an individual
350 or to confirm the identity of a person in order to prevent fraud, waste, or abuse;]
- 351 [(iii) is a qualified person described in Subsection (4)(a)(v) or (vi) and obtains, provides, or
352 uses the year of birth for a political purpose of the political party or candidate for public
353 office; or]
- 354 [(iv) is a qualified person described in Subsection (4)(a)(vii) and obtains, provides, or uses the
355 year of birth to provide the year of birth to another qualified person to verify the accuracy
356 of personal information submitted by an individual or to confirm the identity of a person in

357 order to prevent fraud, waste, or abuse.]

358 [(l) The lieutenant governor or a county clerk may provide a year of birth to a member of the
359 media, in relation to an individual designated by the member of the media, in order for the
360 member of the media to verify the identity of the individual.]

361 [(m) A person described in Subsection (4)(a)(v) or (vi) may not use or disclose information
362 from a voter registration record for a purpose other than a political purpose.]

363 [(n) Notwithstanding Subsection 63G-2-302(1)(k) or (l), the lieutenant governor or a county
364 clerk shall, when providing the list of registered voters to a qualified person described in
365 Subsection (4)(a)(v) or (vi), include, from the record of a voter whose record is withheld
366 under Subsection (7), the information described in Subsection (4)(o), if:]

367 [(i) the lieutenant governor or a county clerk verifies the identity of the person and that the
368 person is a qualified person described in Subsection (4)(a)(v) or (vi); and]

369 [(ii) the qualified person described in Subsection (4)(a)(v) or (vi) signs a document that
370 includes the following:]

371 [(A) the name, address, and telephone number of the person requesting the list of registered
372 voters;]

373 [(B) an indication of the type of qualified person that the person requesting the list claims
374 to be;]

375 [(C) a statement regarding the purpose for which the person desires to obtain the
376 information;]

377 [(D) a list of the purposes for which the qualified person may use the information;]

378 [(E) a statement that the information may not be provided or used for a purpose other than a
379 purpose described under Subsection (4)(n)(ii)(D);]

380 [(F) a statement that if the person obtains the information under false pretenses, or provides
381 or
382 uses the information in a manner that is prohibited by law, the person is guilty of a class
383 A
384 misdemeanor and is subject to a civil fine;]

385 [(G) an assertion from the person that the person will not provide or use the information in
386 a
387 manner that is prohibited by law; and]

388 [(H) notice that if the person makes a false statement in the document, the person is
389 punishable
390 by law under Section 76-8-504.]

385 [(o) Except as provided in Subsection (4)(p), the information that the lieutenant governor or a
386 county clerk is required to provide, under Subsection (4)(n), from the record of a protected
387 individual is:]

388 [(i) a single hash code, generated from a string of data that includes both the voter's voter
389 identification number and residential address;]

390 [(ii) the voter's residential address;]

391 [(iii) the voter's mailing address, if different from the voter's residential address;]

392 [(iv) the party affiliation of the voter;]

393 [(v) the precinct number for the voter's residential address;]

394 [(vi) the voter's voting history; and]

395 [(vii) a designation of which age group, of the following age groups, the voter falls within:]

396 [(A) 25 or younger;]

397 [(B) 26 through 35;]

398 [(C) 36 through 45;]

399 [(D) 46 through 55;]

400 [(E) 56 through 65;]

401 [(F) 66 through 75; or]

402 [(G) 76 or older.]

403 [(p) The lieutenant governor or a county clerk may not disclose:]

404 [(i) information described in Subsection (4)(o) that, due to a small number of voters affiliated
405 with a particular political party, or due to another reason, would likely reveal the identity of
406 a voter if disclosed; or]

407 [(ii) the address described in Subsection (4)(o)(iii) if the lieutenant governor or the county
408 clerk determines that the nature of the address would directly reveal sensitive information
409 about the voter.]

410 [(q) A qualified person described in Subsection (4)(a)(v) or (vi), may not obtain, provide, or
411 use the information described in Subsection (4)(n) or (o), except to the extent that the
412 qualified person uses the information for a political purpose of a political party or candidate
413 for public office.]

414 [(5)] (3) When political parties not listed on the voter registration form qualify as registered
415 political parties under Title 20A, Chapter 8, Political Party Formation and Procedures,
416 the lieutenant governor shall inform the county clerks of the name of the new political
417 party and direct the county clerks to ensure that the voter registration form is modified to
418 include that political party.

- 419 ~~[(6)] (4)~~ Upon receipt of a voter registration form from an applicant, the county clerk or the
420 clerk's designee shall:
- 421 (a) review each voter registration form for completeness and accuracy; and
422 (b) if the county clerk believes, based upon a review of the form, that an individual may
423 be seeking to register or preregister to vote who is not legally entitled to register or
424 preregister to vote, refer the form to the county attorney for investigation and
425 possible prosecution.
- 426 ~~[(7) The lieutenant governor or a county clerk shall withhold from a person, other than a
427 person described in Subsection (4)(a)(i), the voter registration record, and information
428 obtained from the voter registration record, of a protected individual.]~~
- 429 ~~[(8)(a) The lieutenant governor shall design and distribute the withholding request form
430 described in Subsection (7) to each election officer and to each agency that provides a voter
431 registration form.]~~
- 432 ~~[(b) An individual described in Subsection (1)(e)(i) is not required to provide verification,
433 other than the individual's attestation and signature on the withholding request form, that
434 the individual, or an individual who resides with the individual, is a victim of domestic
435 violence or dating violence or is likely to be a victim of domestic violence or dating
436 violence.]~~
- 437 ~~[(c) The director of elections within the Office of the Lieutenant Governor shall make rules, in
438 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, establishing
439 requirements for providing the verification described in Subsection (1)(e)(ii).]~~
- 440 ~~[(9) An election officer or an employee of an election officer may not encourage an individual
441 to submit, or discourage an individual from submitting, a withholding request form.]~~
- 442 ~~[(10)(a) The lieutenant governor shall make and execute a plan to provide notice to registered
443 voters who are protected individuals, that includes the following information:]~~
- 444 ~~[(i) that the voter's classification of the record as private remains in effect;]~~
- 445 ~~[(ii) that certain non-identifying information from the voter's voter registration record may,
446 under certain circumstances, be released to political parties and candidates for public
office;]~~
- 447 ~~[(iii) that the voter's name, driver license or identification card number, social security number,
448 email address, phone number, and the voter's day, month, and year of birth will remain
449 private and will not be released to political parties or candidates for public office;]~~
- 450 ~~[(iv) that a county clerk will only release the information to political parties and candidates in a
451 manner that does not associate the information with a particular voter; and]~~

486 Your driver license number, identification card number, social security number, email
 487 address, full date of birth, and phone number are available only to government entities. Your
 488 year of birth is available to political parties, candidates for public office, certain third parties,
 489 and their contractors, employees, and volunteers, in accordance with the requirements of law.

490 You may request that all information on your voter registration records be withheld
 491 from all persons other than government entities, political parties, candidates for public office,
 492 and their contractors, employees, and volunteers, by indicating here:

493 Yes, I request that all information on my voter registration records be withheld
 494 from all persons other than government entities, political parties, candidates for public office,
 495 and their contractors, employees, and volunteers.

496 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

497 In addition to the protections provided above, you may request that identifying
 498 information on your voter registration records be withheld from all political parties, candidates
 499 for public office, and their contractors, employees, and volunteers, by submitting a
 500 withholding request form, and any required verification, as described in the following
 501 paragraphs.

502 A person may request that identifying information on the person's voter registration
 503 records be withheld from all political parties, candidates for public office, and their
 504 contractors, employees, and volunteers, by submitting a withholding request form with this
 505 registration record, or to the lieutenant governor or a county clerk, if the person is or is likely
 506 to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating
 507 violence.

508 A person may request that identifying information on the person's voter registration
 509 records be withheld from all political parties, candidates for public office, and their
 510 contractors, employees, and volunteers, by submitting a withholding request form and any
 511 required verification with this registration form, or to the lieutenant governor or a county clerk,
 512 if the person is, or resides with a person who is, a law enforcement officer, a member of the
 513 armed forces, a public figure, or protected by a protective order or a protection order."; and]

514 "PRIVACY INFORMATION

515 Voter registration records contain some information that is available to the public, such as
 516 your voter identification number and address. Your name, in connection with your voter
 517 identification number, is available only to a political party with which you choose to affiliate,
 518 if any. Your driver license number, state identification card number, social security number,
 519 email address, date of birth, and phone number are available only to government entities.

520 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

521 In addition to the protections provided above, you may request that your entire voter
 522 registration record be withheld from all persons, other than government entities, by submitting
 523 to the county clerk, either with this registration form or at a later time:

524 • a withholding request form indicating that you are or are likely to be, or that you reside
 525 with a person who is or is likely to be, a victim of domestic violence or dating violence,
 526 together with the verification required by law; or

527 • a withholding request form indicating that you are, or reside with a person who is, a law
 528 enforcement officer, a member of the armed forces, a public figure, or protected by a
 529 protective order or a protection order, together with the verification required by law."; and

530 (c) a section in substantially the following form:

531 -----

532 **BALLOT NOTIFICATIONS**

533 If you have provided a phone number or email address, you can receive notifications by
 534 text message or email regarding the status of a ballot that is mailed to you or a ballot that you
 535 deposit in the mail or in a ballot drop box, by indicating here:

536 _____ Yes, I would like to receive electronic notifications regarding the status of my
 537 ballot.

538 -----

539 (3) The lieutenant governor and the Driver License Division shall ensure that a qualifying
 540 form contains:

541 (a) a place for an individual to affirm the individual's citizenship, voting eligibility, and
 542 Utah residency, and that the information provided in the form is true;

543 (b) a records disclosure that is similar to the records disclosure on a voter registration
 544 form described in Section 20A-2-104;

545 (c) a statement that if an applicant declines to register or preregister to vote, the fact that
 546 the applicant has declined to register or preregister will remain confidential and will
 547 be used only for voter registration purposes;

548 (d) a statement that if an applicant does register or preregister to vote, the office at which
 549 the applicant submits a voter registration application will remain confidential and will
 550 be used only for voter registration purposes; and

551 (e) if the applicant answers "yes" to the question described in Subsection (2)(a), a space
 552 where an individual may, if desired:

553 (i) indicate the individual's desired political affiliation from a listing of each

- 554 registered political party, as defined in Section 20A-8-101;
- 555 (ii) specify a political party that is not listed under Subsection (3)(e)(i) with which the
- 556 individual desires to affiliate; or
- 557 (iii) indicate that the individual does not wish to affiliate with a political party.

558 Section 3. Section **20A-2-204** is amended to read:

559 **20A-2-204 . Registering to vote when applying for or renewing a driver license.**

- 560 (1) As used in this section, "voter registration form" means, when an individual named on a
- 561 qualifying form, as defined in Section 20A-2-108, answers "yes" to the question
- 562 described in Subsection 20A-2-108(2)(a), the information on the qualifying form that
- 563 can be used for voter registration purposes.
- 564 (2)(a) Except as provided in Subsection (2)(b), a citizen who is qualified to vote may
- 565 register to vote, and a citizen who is qualified to preregister to vote may preregister to
- 566 vote, by answering "yes" to the question described in Subsection 20A-2-108(2)(a)
- 567 and completing the voter registration form.
- 568 (b) A citizen who is a program participant in the Safe at Home Program created in
- 569 Section 77-38-602 is not eligible to register to vote as described in Subsection (2)(a),
- 570 but is eligible to register to vote by any other means described in this part.
- 571 (3) The Driver License Division shall:
- 572 (a) assist an individual in completing the voter registration form unless the individual
- 573 refuses assistance;
- 574 (b) electronically transmit each address change to the lieutenant governor within five
- 575 days after the day on which the division receives the address change; and
- 576 (c) within five days after the day on which the division receives a voter registration
- 577 form, electronically transmit the form to the Office of the Lieutenant Governor,
- 578 including the following for the individual named on the form:
- 579 (i) the name, date of birth, driver license or state identification card number, last four
- 580 digits of the social security number, Utah residential address, place of birth, and
- 581 signature;
- 582 (ii) a mailing address, if different from the individual's Utah residential address;
- 583 (iii) an email address and phone number, if available;
- 584 (iv) the desired political affiliation, if indicated; and
- 585 [~~(v) an indication of whether the individual requested that the individual's voter registration~~
- 586 ~~record be classified as a private record under Subsection 20A-2-108(2)(b); and]~~
- 587 [~~(vi)~~] (v) a withholding request form described in [~~Subsections 20A-2-104(7) and (8)~~]

- 588 Subsection 20A-2-606(5) and any verification submitted with the form.
- 589 (4) Upon receipt of an individual's voter registration form from the Driver License Division
590 under Subsection (3), the lieutenant governor shall:
- 591 (a) enter the information into the statewide voter registration database; and
592 (b) if the individual [~~requests on the individual's voter registration form that the~~
593 ~~individual's voter registration record be classified as a private record or the individual~~]
594 submits a withholding request form described in [~~Subsections 20A-2-104(7) and (8)~~]
595 Subsection 20A-2-606(5) and any required verification, classify the individual's voter
596 registration record as a private record.
- 597 (5) The county clerk of an individual whose information is entered into the statewide voter
598 registration database under Subsection (4) shall:
- 599 (a) ensure that the individual meets the qualifications to be registered or preregistered to
600 vote; and
601 (b)(i) if the individual meets the qualifications to be registered to vote:
602 (A) ensure that the individual is assigned to the proper voting precinct; and
603 (B) send the individual the notice described in Section 20A-2-304; or
604 (ii) if the individual meets the qualifications to be preregistered to vote, process the
605 form in accordance with the requirements of Section 20A-2-101.1.
- 606 (6)(a) When the county clerk receives a correctly completed voter registration form
607 under this section, the clerk shall:
- 608 (i) comply with the applicable provisions of this Subsection (6); or
609 (ii) if the individual is preregistering to vote, comply with Section 20A-2-101.1.
- 610 (b) If the county clerk receives a correctly completed voter registration form under this
611 section no later than 5 p.m. or, if submitting the form electronically, midnight, 11
612 calendar days before the date of an election, the county clerk shall:
- 613 (i) accept the voter registration form; and
614 (ii) unless the individual is preregistering to vote:
615 (A) enter the individual's name on the list of registered voters for the voting
616 precinct in which the individual resides; and
617 (B) notify the individual that the individual is registered to vote in the upcoming
618 election; and
619 (iii) if the individual named in the form is preregistering to vote, comply with Section
620 20A-2-101.1.
- 621 (c) If the county clerk receives a correctly completed voter registration form under this

622 section after the deadline described in Subsection (6)(b), the county clerk shall,
623 unless the individual named in the form is preregistering to vote:
624 (i) accept the application for registration of the individual;
625 (ii) process the voter registration form; and
626 (iii) unless the individual is preregistering to vote, and except as provided in
627 Subsection 20A-2-207(6), inform the individual that the individual will not be
628 registered to vote in the pending election, unless the individual registers to vote by
629 provisional ballot during the early voting period, if applicable, or on election day,
630 in accordance with Section 20A-2-207.

631 (7)(a) If the county clerk determines that an individual's voter registration form received
632 from the Driver License Division is incorrect because of an error, because the form is
633 incomplete, or because the individual does not meet the qualifications to be registered
634 to vote, the county clerk shall mail notice to the individual stating that the individual
635 has not been registered or preregistered because of an error, because the registration
636 form is incomplete, or because the individual does not meet the qualifications to be
637 registered to vote.

638 (b) If a county clerk believes, based upon a review of a voter registration form, that an
639 individual, who knows that the individual is not legally entitled to register or
640 preregister to vote, may be intentionally seeking to register or preregister to vote, the
641 county clerk shall refer the form to the county attorney for investigation and possible
642 prosecution.

643 Section 4. Section **20A-2-505** is amended to read:

644 **20A-2-505 . Removing names from the official register -- Determining and**
645 **confirming change of residence.**

646 (1) A county clerk may not remove a voter's name from the official register on the grounds
647 that the voter has changed residence unless the voter:

648 (a) confirms in writing that the voter has changed residence to a place outside the
649 county; or

650 (b)(i) does not vote in an election during the period beginning on the date of the
651 notice described in Subsection (3), and ending on the day after the date of the
652 second regular general election occurring after the date of the notice; and

653 (ii) does not respond to the notice described in Subsection (3).

654 (2)(a) Within 31 days after the day on which a county clerk obtains information that a
655 voter's address has changed, if it appears that the voter still resides within the same

656 county, the county clerk shall:

- 657 (i) change the official register to show the voter's new address; and
- 658 (ii) send to the voter, by forwardable mail, the notice described in Subsection (3).

659 (b) When a county clerk obtains information that a voter's address has changed and it
 660 appears that the voter now resides in a different county, the county clerk shall verify
 661 the changed residence by sending to the voter, by forwardable mail, the notice
 662 described in Subsection (3), printed on a postage prepaid, preaddressed return form.

663 (3)(a) Each county clerk shall use substantially the following form to notify voters whose
 664 addresses have changed:

665 [~~"]~~VOTER REGISTRATION NOTICE

666 We have been notified that your residence has changed. Please read, complete, and
 667 return this form so that we can update our voter registration records. What is your current
 668 street address?

669 _____

670 Street City County State Zip

671 What is your current phone number (optional)? _____

672 What is your current email address (optional)? _____

673 If you have not changed your residence, or have moved but stayed within the same
 674 county, you must complete and return this form to the county clerk so that it is received by the
 675 county clerk before 5 p.m. no later than 30 days before the date of the election. If you fail to
 676 return this form within that time:

677 - you may be required to show evidence of your address to the poll worker before being
 678 allowed to vote in either of the next two regular general elections; or

679 - if you fail to vote at least once, from the date this notice was mailed until the passing of
 680 two regular general elections, you will no longer be registered to vote. If you have changed
 681 your residence and have moved to a different county in Utah, you may register to vote by
 682 contacting the county clerk in your county.

683 _____

684 Signature of Voter

685 [~~"]~~PRIVACY INFORMATION

686 ~~Voter registration records contain some information that is available to the public, such~~
 687 ~~as your name and address, some information that is available only to government entities, and~~
 688 ~~some information that is available only to certain third parties in accordance with the~~
 689 ~~requirements of law.~~

690 Your driver license number, identification card number, social security number, email
691 address, full date of birth, and phone number are available only to government entities. Your
692 year of birth is available to political parties, candidates for public office, certain third parties,
693 and their contractors, employees, and volunteers, in accordance with the requirements of law.

694 You may request that all information on your voter registration records be withheld
695 from all persons other than government entities, political parties, candidates for public office,
696 and their contractors, employees, and volunteers, by indicating here:

697 Yes, I request that all information on my voter registration records be withheld
698 from all persons other than government entities, political parties, candidates for public office,
699 and their contractors, employees, and volunteers.

700 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

701 In addition to the protections provided above, you may request that identifying
702 information on your voter registration records be withheld from all political parties, candidates
703 for public office, and their contractors, employees, and volunteers, by submitting a
704 withholding request form, and any required verification, as described in the following
705 paragraphs.

706 A person may request that identifying information on the person's voter registration
707 records be withheld from all political parties, candidates for public office, and their
708 contractors, employees, and volunteers, by submitting a withholding request form with this
709 registration record, or to the lieutenant governor or a county clerk, if the person is or is likely
710 to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating
711 violence.

712 A person may request that identifying information on the person's voter registration
713 records be withheld from all political parties, candidates for public office, and their
714 contractors, employees, and volunteers, by submitting a withholding request form and any
715 required verification with this registration form, or to the lieutenant governor or a county clerk,
716 if the person is, or resides with a person who is, a law enforcement officer, a member of the
717 armed forces, a public figure, or protected by a protective order or a protection order."]

718 PRIVACY INFORMATION

719 Voter registration records contain some information that is available to the public, such as
720 your voter identification number and address. Your name, in connection with your voter
721 identification number, is available only to a political party with which you choose to affiliate,
722 if any. Your driver license number, state identification card number, social security number,
723 email address, date of birth, and phone number are available only to government entities.

724 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

725 In addition to the protections provided above, you may request that your entire voter
726 registration record be withheld from all persons, other than government entities, by submitting
727 to the county clerk, either with this registration form or at a later time:

728 • a withholding request form indicating that you are or are likely to be, or that you reside
729 with a person who is or is likely to be, a victim of domestic violence or dating violence,
730 together with the verification required by law; or

731 • a withholding request form indicating that you are, or reside with a person who is, a law
732 enforcement officer, a member of the armed forces, a public figure, or protected by a
733 protective order or a protection order, together with the verification required by law.

734 (b) The form described in Subsection (3)(a) shall also include a section in substantially the
735 following form:

736 -----

737 **BALLOT NOTIFICATIONS**

738 If you have provided a phone number or email address, you can receive notifications by
739 text message or email regarding the status of a ballot that is mailed to you or a ballot that you
740 deposit in the mail or in a ballot drop box, by indicating here:

741 _____ Yes, I would like to receive electronic notifications regarding the status of my
742 ballot.

743 -----

744 (4)(a) Except as provided in Subsection (4)(b), the county clerk may not remove the
745 names of any voters from the official register during the 90 days before a regular
746 primary election or the 90 days before a regular general election.

747 (b) The county clerk may remove the names of voters from the official register during
748 the 90 days before a regular primary election or the 90 days before a regular general
749 election if:

- 750 (i) the voter requests, in writing, that the voter's name be removed; or
- 751 (ii) the voter dies.

752 (c)(i) After a county clerk mails a notice under this section, the county clerk shall,
753 unless otherwise prohibited by law, list that voter as inactive.

754 (ii) If a county clerk receives a returned voter identification card, determines that
755 there was no clerical error causing the card to be returned, and has no further
756 information to contact the voter, the county clerk shall, unless otherwise
757 prohibited by law, list that voter as inactive.

- 758 (iii) An inactive voter may vote, sign petitions, and have all other privileges of a
 759 registered voter.
- 760 (iv) A county is not required to:
- 761 (A) send routine mailings to an inactive voter; or
- 762 (B) count inactive voters when dividing precincts and preparing supplies.
- 763 (5) The lieutenant governor shall make available to a county clerk United States Social
 764 Security Administration data received by the lieutenant governor regarding deceased
 765 individuals.
- 766 (6) A county clerk shall, within ten business days after the day on which the county clerk
 767 receives the information described in Subsection (5) or Subsections 26B-8-114(11) and
 768 (12) relating to a decedent whose name appears on the official register, remove the
 769 decedent's name from the official register.
- 770 (7) Ninety days before each primary and general election the lieutenant governor shall
 771 compare the information the lieutenant governor has received under Subsection
 772 26B-8-114(11) with the official register of voters to ensure that all deceased voters have
 773 been removed from the official register.

774 Section 5. Section **20A-2-601** is enacted to read:

775 **20A-2-601 . Definitions.**

776 As used in this part:

- 777 (1)(a) "At-risk voter" means:
- 778 (i) a voter who is designated as an at-risk voter under Subsection 20A-2-606(2) or
 779 (6), regardless of whether the voter files a subsequent voter registration form after
 780 receiving the designation, unless the voter loses status as an at-risk voter:
- 781 (A) under Subsection 20A-2-606(7)(b); or
- 782 (B) by requesting that the lieutenant governor or county clerk remove the voter's
 783 status as an at-risk voter; or
- 784 (ii) a preregistered voter.
- 785 (b) "At-risk voter," before the lieutenant governor takes the action described in
 786 Subsection 20A-2-602(2), includes a voter with a segregated record.
- 787 (2)(a) "Candidate for public office" means an individual:
- 788 (i) who files a declaration of candidacy for a public office;
- 789 (ii) who files a notice of intent to gather signatures under Section 20A-9-408; or
- 790 (iii) who is employed by, under contract with, or a volunteer of, an individual
 791 described in Subsection (2)(a)(i) or (ii), who is authorized to act on behalf of the

- 792 individual described in Subsection (2)(a)(i) or (ii) for political purposes.
- 793 (b) "Candidate for public office" does not include:
- 794 (i) an individual described in Subsection (2)(a)(i) or (ii) who is eliminated as a
- 795 candidate for:
- 796 (A) failure to qualify for the primary election ballot via signature-gathering or
- 797 convention;
- 798 (B) failure to advance to the general election; or
- 799 (C) any other reason provided by law; or
- 800 (ii) an individual who is employed by, under contract with, or a volunteer of, an
- 801 individual described in Subsection (2)(b)(i).
- 802 (3) "Dating violence" means the same as that term is defined in the federal Violence
- 803 Against Women Act of 1994, as amended.
- 804 (4) "Domestic violence" means the same as that term is defined in Section 77-36-1 and the
- 805 federal Violence Against Women Act of 1994, as amended.
- 806 (5)(a) "Government entity" means:
- 807 (i) the state; or
- 808 (ii) a county, city, town, school district, special district, special service district, or
- 809 other political subdivision of the state.
- 810 (b) "Government entity" includes an agency, bureau, office, department, division, board,
- 811 commission, institution, laboratory, or other instrumentality of an entity described in
- 812 Subsection (5)(a).
- 813 (6) "Government official" means:
- 814 (a) an elected or appointed officer of a government entity; or
- 815 (b) an employee of a government entity.
- 816 (7) "Political party" means the same as that term is defined in Section 20A-1-102.
- 817 (8) "Public office" means the offices of governor, lieutenant governor, attorney general,
- 818 state auditor, state treasurer, state senator, state representative, state school board, or an
- 819 elective office of a local political subdivision.
- 820 (9) "Public registered voter" means a registered voter who is not an at-risk voter.
- 821 (10) "Segregated record" means a voter registration record that was classified as a private
- 822 record by a voter:
- 823 (a) via the method that existed before May 12, 2020; or
- 824 (b) via a method that existed on or after May 12, 2020, other than the method of
- 825 submitting a withholding request form.

- 826 (11) "Standard voter data" means the following information from a voter registration record:
 827 (a) the voter's voter identification number and federal information processing series
 828 geographic code;
 829 (b) the voter's complete residential address, including the unit type and number;
 830 (c) the voter's county of residence;
 831 (d) the voter's mailing address, including the city;
 832 (e) the voter's precinct, congressional district, state House of Representatives district,
 833 state Senate district, State School Board district, local school board district, county
 834 council district, and city council district;
 835 (f) the voter's party affiliation or status as unaffiliated;
 836 (g) the voter's status as active or otherwise;
 837 (h) the last day on which the voter's voter registration record was updated; and
 838 (i) the voter's voting history for the preceding eight years;

- 839 (12) "Withheld status" means the status granted, before May 7, 2025, to the voter
 840 registration record of a voter that prevented the disclosure of the voter registration
 841 record to a person other than an official or employee of a government entity acting in the
 842 official's or employee's capacity as an official or employee of a governmental entity.

843 Section 6. Section **20A-2-602** is enacted to read:

844 **20A-2-602 . Change of voter registration record privacy status -- Notice --**
 845 **Redesignation of status -- New voter identification number.**

- 846 (1) The lieutenant governor shall, on or before June 1, 2025, mail to each voter who has a
 847 segregated record, at the last known address of the voter, a notice that includes the
 848 following information:
 849 (a) that the privacy status of the voter's voter registration record will change on
 850 December 1, 2026, and, unless the voter applies for and receives designation as an
 851 at-risk voter before December 1, 2026, the voter will be redesignated as a public
 852 registered voter on that date;
 853 (b) that, as a public registered voter:
 854 (i) the following information from the voter's voter registration record is public:
 855 (A) the voter's voter identification number and federal information processing
 856 series geographic code;
 857 (B) the voter's complete residential address, including the unit type and number;
 858 (C) the voter's county of residence;
 859 (D) the voter's mailing address, including the city;

- 860 (E) the voter's precinct, congressional district, state House of Representatives
861 district, state Senate district, State School Board district, local school board
862 district, county council district, and city council district;
863 (F) the voter's party affiliation or status as unaffiliated;
864 (G) the voter's status as an active or inactive voter;
865 (H) the last day on which the voter's voter registration record was updated; and
866 (I) the voter's voting history for the preceding eight years; and
867 (ii) in addition to, and in connection with, the information described in Subsection
868 (1)(b)(i), a political party with which the voter is affiliated will be given the
869 voter's first, middle, and last name, including any suffix;
870 (c) that the voter may apply to have the information described in Subsection (1)(b)
871 withheld from all persons, other than a government entity, by applying for
872 designation as an at-risk voter in accordance with Section 20A-2-606;
873 (d) instructions on how the voter may apply for designation as an at-risk voter; and
874 (e) information on how the voter may obtain a copy of the withholding request form
875 described in Section 20A-2-606 online.
876 (2) Unless, before December 1, 2026, a voter with a segregated record applies for and
877 receives designation as an at-risk voter under Subsections 20A-2-606(5) and (6), the
878 lieutenant governor or a county clerk shall, on December 1, 2026, designate a voter who
879 has a segregated record as a public registered voter.
880 (3) On December 1, 2026, each county clerk shall, under the direction of the lieutenant
881 governor:
882 (a) assign a new voter identification number to each registered voter in Utah; and
883 (b) ensuring that the new voter identification number:
884 (i) is not the same as a number previously assigned to the registered voter; and
885 (ii) cannot be used, by the number alone, to identify a voter.
886 Section 7. Section **20A-2-603** is enacted to read:
887 **20A-2-603 . General request for voter registration records.**
888 Except as otherwise provided in this section or another express provision of law, upon
889 receiving a request from a person for voter registration records, the lieutenant governor or a
890 county clerk:
891 (1) shall disclose to the person the standard voter data from a public registered voter's voter
892 registration record; and
893 (2) may not disclose to the person:

- 894 (a) a public registered voter's:
 895 (i) name; or
 896 (ii) day, month, or year of birth;
 897 (b) any other information from the public registered voter's voter registration record that
 898 is not standard voter data; or
 899 (c) any information from an at-risk voter's voter registration record.

900 Section 8. Section **20A-2-604** is enacted to read:

901 **20A-2-604 . Request for voter registration records by a political party.**

- 902 (1) Except as otherwise provided in this section or another express provision of law, upon
 903 receiving a request from a political party for voter registration records, the lieutenant
 904 governor or a county clerk:
 905 (a) shall disclose to the political party the following information from the voter
 906 registration record of a public registered voter:
 907 (i) the standard voter data; and
 908 (ii) subject to Subsections (2) and (3), and except as provided in Subsections (1)(b)
 909 and (4), the voter's name, if the voter is affiliated with the political party; and
 910 (b) may not disclose to the political party:
 911 (i) a voter's day, month, or year of birth;
 912 (ii) the name of a voter who is not affiliated with the political party;
 913 (iii) any information from a public registered voter's voter registration record that is
 914 not described in Subsection (1)(a); or
 915 (iv) any information from an at-risk voter's voter registration record.
 916 (2) A political party, or an agent of a political party, that receives the information described
 917 in Subsection (1)(a):
 918 (a) shall ensure, using industry standard security measures, that the information may not
 919 be accessed by a person other than the political party or an agent of the political party;
 920 (b) may only use the information, in connection with a voter's name, to:
 921 (i) communicate with an individual who is affiliated with the political party in
 922 relation to party business or a political purpose;
 923 (ii) verify that the voter is a member of the political party; or
 924 (iii) conduct demographic and other analysis for political purposes; and
 925 (c) may not:
 926 (i) use the information, in connection with a voter's name, for a purpose other than a
 927 purpose described in Subsection (2)(b); or

- 928 (ii) share from the information a voter's name, or any of the information in
929 connection with the voter's name, with:
930 (A) a candidate for public office; or
931 (B) any other person, except to the extent necessary to use the information in the
932 manner described in Subsection (2)(b).
- 933 (3) Before providing the information described in Subsection (1)(a) to a political party:
- 934 (a) the lieutenant governor or county clerk shall verify that the individual requesting the
935 information on behalf of the political party is an authorized agent of the political
936 party; and
- 937 (b) the individual requesting the information under Subsection (3)(a) shall sign a request
938 form that includes:
- 939 (i) the name, address, and telephone number of the political party that is seeking the
940 information;
- 941 (ii) the name, address, and telephone number of the individual;
- 942 (iii) a statement that the individual is an authorized agent of the political party and
943 has presented to the lieutenant governor or the county clerk valid verification that
944 the individual is an authorized agent of the political party;
- 945 (iv) a statement that the political party and the individual will ensure, using industry
946 standard security measures, that the information may not be accessed by a person
947 other than the political party or an agent of the political party;
- 948 (v) a statement that the political party, or an agent of the political party, will only use
949 the information, in connection with a voter's name, to:
- 950 (A) communicate with an individual who is affiliated with the political party in
951 relation to party business or for a political purpose;
- 952 (B) verify that an individual is a member of the political party; or
- 953 (C) conduct demographic and other analysis for political purposes;
- 954 (vi) a statement that the political party, or an agent of the political party, will not:
- 955 (A) use the information, in connection with a voter's name, for a purpose other
956 than a purpose described in Subsection (3)(b)(v);
- 957 (B) share from the information a voter's name, or any of the information in
958 connection with the voter's name, with a candidate for public office; or
- 959 (C) share from the information a voter's name, or any of the information in
960 connection with the voter's name, with any other person, except to the extent
961 necessary to use the information in the manner described in Subsection

- 962 (3)(b)(v);
- 963 (vii) a statement that the political party, or an agent of the political party, will not
- 964 provide or use the information obtained from the list of registered voters in a
- 965 manner that is prohibited by law;
- 966 (viii) a statement that obtaining the information under false pretenses, or providing or
- 967 using the information in a manner that is prohibited by law, is punishable as a
- 968 class A misdemeanor and by a civil fine; and
- 969 (ix) notice that if a person makes a false statement in the request form, the person is
- 970 punishable by law under Section 76-8-504.

- 971 (4) The lieutenant governor or a county clerk may not disclose the information described in
- 972 Subsection (1)(a) to a person requesting the information under this section if the
- 973 lieutenant governor or county clerk reasonably believes that the person:
- 974 (a) is not a political party or an agent of the political party; or
- 975 (b) will provide or use the information in a manner prohibited by law.

976 Section 9. Section **20A-2-605** is enacted to read:

977 **20A-2-605 . Request for voter registration records by a government official.**

- 978 (1) Except as otherwise provided in this section or another express provision of law, upon
- 979 request by a government official acting in the government official's capacity as a
- 980 government official, the lieutenant governor or a county clerk:
- 981 (a) shall disclose to the government official the information in a voter registration record
- 982 necessary to permit the government official to fulfill a duty of the government
- 983 official; and
- 984 (b) may not disclose to the government official the information in a voter registration
- 985 record that is not necessary to permit the government official to fulfill a duty of the
- 986 government official.
- 987 (2) A government official that receives information described in Subsection (1)(a) under
- 988 this section:
- 989 (a) shall ensure, using industry standard security measures, that the information may not
- 990 be accessed by a person other than the government official or the government entity
- 991 that the government official represents;
- 992 (b) may only use the information to the extent necessary to fulfill a duty of the
- 993 government official; and
- 994 (c) may not disclose the information to a person other than a person needing the
- 995 information to fulfill a duty of the government official or the government entity that

996 the government official represents.

997 (3) Before providing the information described in Subsection (1)(a) to a government
 998 official:

999 (a) the lieutenant governor or county clerk shall verify that:

1000 (i) the person requesting the information is a government official; and

1001 (ii) it is necessary to provide the information requested to permit the government
 1002 official to fulfill a duty of the government official; and

1003 (b) the government official requesting the information shall sign a request form that
 1004 includes:

1005 (i) the name, address, and telephone number of the government official;

1006 (ii) the government official's position or title;

1007 (iii) a description of the information requested;

1008 (iv) a description of the duty of the government official that requires the requested
 1009 information;

1010 (v) a statement that the government official will ensure, using industry standard
 1011 security measures, that the information may not be accessed by a person other
 1012 than the government official or the government entity that the government official
 1013 represents;

1014 (vi) a statement that the government official will only use the information to the
 1015 extent necessary to fulfill a duty of the government official;

1016 (vii) an assertion that the government official will not provide or use the information
 1017 obtained from the voter registration records in a manner that is prohibited by law;

1018 (viii) a statement that obtaining the information under false pretenses, or providing or
 1019 using the information from the voter registration records in a manner that is
 1020 prohibited by law, is punishable as a class A misdemeanor and a civil fine; and

1021 (ix) notice that if the person signing the request form makes a false statement in the
 1022 request form, the person is punishable by law under Section 76-8-504.

1023 (4) The lieutenant governor or a county clerk may not disclose the information under this
 1024 section if the lieutenant governor or county clerk reasonably believes that the person:

1025 (a) is not a government official;

1026 (b) does not need the information requested to fulfill a duty of the government official; or

1027 (c) will provide or use the information in a manner prohibited by law.

1028 Section 10. Section **20A-2-606** is enacted to read:

1029 **20A-2-606 . At-risk registered voter -- Application -- Designation -- Change of**

1030 **status.**

1031 (1) Except to the extent expressly authorized in this part or otherwise expressly provided by
1032 law, the lieutenant governor or a county clerk may not disclose an at-risk voter's voter
1033 registration record, or any information from an at-risk voter's voter registration record.

1034 (2) On May 7, 2025, each county clerk shall designate as an at-risk voter each voter whose
1035 voter registration record had withheld status on May 6, 2025, for one of the following
1036 reasons:

1037 (a) the voter:

1038 (i) submitted a withholding request form with the individual's voter registration
1039 record, or to the lieutenant governor or a county clerk; and

1040 (ii) indicated on the form that the voter, or an individual who resides with the voter,
1041 is a victim of domestic violence or dating violence or is likely to be a victim of
1042 domestic violence or dating violence; or

1043 (b) the voter:

1044 (i) submitted a withholding request form with the individual's voter registration
1045 record, or to the lieutenant governor or a county clerk; and

1046 (ii) indicated on the form and provided verification that the voter, or an individual
1047 who resides with the voter, is a law enforcement officer, a member of the armed
1048 forces as defined in Section 20A-1-513, a public figure, or protected by a
1049 protective order or protection order.

1050 (3)(a) The lieutenant governor shall design and distribute a withholding request form to
1051 each election officer and to each agency that provides a voter registration form.

1052 (b) The director of elections within the Office of the Lieutenant Governor shall make
1053 rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
1054 establishing requirements for providing the verification described in Subsections
1055 (5)(a)(ii) and (5)(b)(ii).

1056 (4) The following may not encourage an individual to submit, or discourage an individual
1057 from submitting, a withholding request form:

1058 (a) an election officer;

1059 (b) an agency described in Subsection (3)(a); or

1060 (c) an employee of a person described in Subsection (4)(a) or (b).

1061 (5) A voter may apply for designation as an at-risk voter by submitting, with the voter's
1062 voter registration form, or to the lieutenant governor or a county clerk:

1063 (a)(i) a withholding request form indicating that the voter, or an individual who

- 1064 resides with the voter, is a victim of domestic violence or dating violence or is
 1065 likely to be a victim of domestic violence or dating violence; and
 1066 (ii) in accordance with the rules described in Subsection (3)(b), proof of the
 1067 indication described in Subsection (5)(a)(i) in the form of a sworn affidavit that
 1068 identifies the victim or likely victim and describes the facts supporting the
 1069 indication; or
- 1070 (b)(i) a withholding request form indicating that the voter, or an individual who
 1071 resides with the voter, is a law enforcement officer, a member of the armed forces
 1072 as defined in Section 20A-1-513, a public figure, or protected by a protective
 1073 order or protection order; and
 1074 (ii) in accordance with the rules described in Subsection (3)(b), proof of the
 1075 indication described in Subsection (5)(b)(i).
- 1076 (6) Beginning on May 7, 2025, a county clerk or the lieutenant governor shall designate a
 1077 voter as an at-risk voter if the voter:
- 1078 (a)(i) is a victim of domestic violence or dating violence or is likely to be a victim of
 1079 domestic violence or dating violence; or
 1080 (ii) is, or resides with an individual who is, a law enforcement officer, a member of
 1081 the armed forces as defined in Section 20A-1-513, a public figure, or protected by
 1082 a protective order or protection order; and
- 1083 (b) complies with Subsection (5).
- 1084 (7) A county clerk shall, beginning in 2030, and every five years after 2030, before July 15:
- 1085 (a) mail to each voter who, for at least the last year, has been designated as an at-risk
 1086 voter:
- 1087 (i) notice that the voter is designated as an at-risk voter and the grounds for the
 1088 designation;
 1089 (ii) a list of the grounds for designating a voter as an at-risk voter;
 1090 (iii) an inquiry regarding whether the voter still qualifies as an at-risk voter; and
 1091 (iv) a self-addressed envelope, with postage prepaid, for the voter to mail the voter's
 1092 response to the inquiry described in Subsection (7)(a)(iii); and
- 1093 (b) remove the designation of a voter as an at-risk voter if the voter responds that the
 1094 voter no longer qualifies as an at-risk voter.
- 1095 Section 11. Section **20A-2-607** is enacted to read:
- 1096 **20A-2-607 . Applicability and enforcement.**
- 1097 (1) This part does not govern or restrict the release of a voter registration record:

- 1098 (a) to an election officer;
 1099 (b) for a purpose relating to voter registration or the administration of an election;
 1100 (c) to the federal government to comply with, or verify compliance with, the
 1101 requirements of law;
 1102 (d) pursuant to an order of a court with jurisdiction; or
 1103 (e) to a federal, state, or local law enforcement agency for a legitimate law enforcement
 1104 purpose.

1105 (2) It is unlawful for a person to:

- 1106 (a) obtain information from the list of registered voters under false pretenses;
 1107 (b) obtain or use information from the list of registered voters in a manner that is not
 1108 permitted by law; or
 1109 (c) disclose information from the list of registered voters in a manner that is not
 1110 permitted by law.

1111 (3) A violation of Subsection (2) is a class A misdemeanor.

1112 (4) In addition to any criminal penalty that may be imposed under this section, the
 1113 lieutenant governor may impose a civil fine against a person who violates a provision of
 1114 this section in an amount equal to the greater of:

- 1115 (a) the product of 30 and the square root of the total number of:
 1116 (i) records obtained, disclosed, or used unlawfully, rounded to the nearest whole
 1117 dollar; or
 1118 (ii) records from which information is obtained, disclosed, or used unlawfully,
 1119 rounded to the nearest whole dollar; or
 1120 (b) \$200.

1121 (5) For purposes of Subsection (4), the voter registration record, or information from the
 1122 voter registration record, of each voter is a separate record.

1123 Section 12. Section **20A-3a-401** is amended to read:

1124 **20A-3a-401 . Custody of voted ballots mailed or deposited in a ballot drop box --**
 1125 **Disposition -- Notice -- Disclosures relating to unresolved ballots.**

1126 (1) This section governs ballots returned by mail or via a ballot drop box.

1127 (2)(a) Poll workers shall open return envelopes containing manual ballots that are in the
 1128 custody of the poll workers in accordance with this section.

1129 (b) The poll workers shall, first, compare the signature of the voter on the affidavit of the
 1130 return envelope to the signature of the voter in the voter registration records.

1131 (3) After complying with Subsection (2), the poll workers shall determine whether:

- 1132 (a) the signatures correspond;
- 1133 (b) the affidavit is sufficient;
- 1134 (c) the voter is registered to vote in the correct precinct;
- 1135 (d) the voter's right to vote the ballot has been challenged;
- 1136 (e) the voter has already voted in the election;
- 1137 (f) the voter is required to provide valid voter identification; and
- 1138 (g) if the voter is required to provide valid voter identification, whether the voter has
- 1139 provided valid voter identification.
- 1140 (4)(a) The poll workers shall take the action described in Subsection (4)(b) if the poll
- 1141 workers determine:
- 1142 (i) in accordance with the rules made under Subsection (11):
- 1143 (A) that the signature on the affidavit of the return envelope is reasonably
- 1144 consistent with the individual's signature in the voter registration records; or
- 1145 (B) for an individual who checks the box described in Subsection (5)(c)(v), that
- 1146 the signature is verified by alternative means;
- 1147 (ii) that the affidavit is sufficient;
- 1148 (iii) that the voter is registered to vote in the correct precinct;
- 1149 (iv) that the voter's right to vote the ballot has not been challenged;
- 1150 (v) that the voter has not already voted in the election; and
- 1151 (vi) for a voter required to provide valid voter identification, that the voter has
- 1152 provided valid voter identification.
- 1153 (b) If the poll workers make all of the findings described in Subsection (4)(a), the poll
- 1154 workers shall:
- 1155 (i) remove the manual ballot from the return envelope in a manner that does not
- 1156 destroy the affidavit on the return envelope;
- 1157 (ii) ensure that the ballot does not unfold and is not otherwise examined in
- 1158 connection with the return envelope; and
- 1159 (iii) place the ballot with the other ballots to be counted.
- 1160 (c) If the poll workers do not make all of the findings described in Subsection (4)(a), the
- 1161 poll workers shall:
- 1162 (i) disallow the vote;
- 1163 (ii) without opening the return envelope, record the ballot as "rejected" and state the
- 1164 reason for the rejection; and
- 1165 (iii) place the return envelope, unopened, with the other rejected return envelopes.

- 1166 (5)(a) If the poll workers reject an individual's ballot because the poll workers
1167 determine, in accordance with rules made under Subsection (11), that the signature
1168 on the return envelope is not reasonably consistent with the individual's signature in
1169 the voter registration records, the election officer shall:
- 1170 (i) contact the individual in accordance with Subsection (6); and
 - 1171 (ii) inform the individual:
 - 1172 (A) that the individual's signature is in question;
 - 1173 (B) how the individual may resolve the issue; and
 - 1174 (C) that, in order for the ballot to be counted, the individual is required to deliver
1175 to the election officer a correctly completed affidavit, provided by the county
1176 clerk, that meets the requirements described in Subsection (5)(c).
 - 1177 (b) The election officer shall ensure that the notice described in Subsection (5)(a)
1178 includes:
 - 1179 (i) when communicating the notice by mail, a printed copy of the affidavit described
1180 in Subsection (5)(c) and a courtesy reply envelope;
 - 1181 (ii) when communicating the notice electronically, a link to a copy of the affidavit
1182 described in Subsection (5)(c) or information on how to obtain a copy of the
1183 affidavit; or
 - 1184 (iii) when communicating the notice by phone, either during a direct conversation
1185 with the voter or in a voicemail, arrangements for the voter to receive a copy of
1186 the affidavit described in Subsection (5)(c), either in person from the clerk's
1187 office, by mail, or electronically.
 - 1188 (c) An affidavit described in Subsection (5)(a)(ii)(C) shall include:
 - 1189 (i) an attestation that the individual voted the ballot;
 - 1190 (ii) a space for the individual to enter the individual's name, date of birth, and driver
1191 license number or the last four digits of the individual's social security number;
 - 1192 (iii) a space for the individual to sign the affidavit;
 - 1193 (iv) a statement that, by signing the affidavit, the individual authorizes the lieutenant
1194 governor's and county clerk's use of the individual's signature on the affidavit for
1195 voter identification purposes; and
 - 1196 (v) a check box accompanied by language in substantially the following form: "I am
1197 a voter with a qualifying disability under the Americans with Disabilities Act that
1198 impacts my ability to sign my name consistently. I can provide appropriate
1199 documentation upon request. To discuss accommodations, I can be contacted at

- 1200 _____".
- 1201 (d) In order for an individual described in Subsection (5)(a) to have the individual's
1202 ballot counted, the individual shall deliver the affidavit described in Subsection (5)(c)
1203 to the election officer.
- 1204 (e) An election officer who receives a signed affidavit under Subsection (5)(d) shall
1205 immediately:
- 1206 (i) scan the signature on the affidavit electronically and keep the signature on file in
1207 the statewide voter registration database developed under Section 20A-2-502;
- 1208 (ii) if the election officer receives the affidavit no later than 5 p.m. three days before
1209 the day on which the canvass begins, count the individual's ballot; and
- 1210 (iii) if the check box described in Subsection (5)(c)(v) is checked, comply with the
1211 rules described in Subsection (11)(c).
- 1212 (6)(a) The election officer shall, within two business days after the day on which an
1213 individual's ballot is rejected, notify the individual of the rejection and the reason for
1214 the rejection, by phone, mail, email, or SMS text message, unless:
- 1215 (i) the ballot is cured within one business day after the day on which the ballot is
1216 rejected; or
- 1217 (ii) the ballot is rejected because the ballot is received late or for another reason that
1218 cannot be cured.
- 1219 (b) If an individual's ballot is rejected for a reason described in Subsection (6)(a)(ii), the
1220 election officer shall notify the individual of the rejection and the reason for the
1221 rejection by phone, mail, email, or SMS text message, within the later of:
- 1222 (i) 30 days after the day of the rejection; or
- 1223 (ii) 30 days after the day of the election.
- 1224 (c) The election officer may, when notifying an individual by phone under this
1225 Subsection (6), use auto-dial technology.
- 1226 (7) An election officer may not count the ballot of an individual whom the election officer
1227 contacts under Subsection (5) or (6) unless, no later than 5 p.m. three days before the
1228 day on which the canvass begins, the election officer:
- 1229 (a) receives a signed affidavit from the individual under Subsection (5); or
- 1230 (b)(i) contacts the individual;
- 1231 (ii) if the election officer has reason to believe that an individual, other than the voter
1232 to whom the ballot was sent, signed the ballot affidavit, informs the individual that
1233 it is unlawful to sign a ballot affidavit for another person, even if the person gives

- 1234 permission;
- 1235 (iii) verifies the identity of the individual by:
- 1236 (A) requiring the individual to provide at least two types of personal identifying
- 1237 information for the individual; and
- 1238 (B) comparing the information provided under Subsection (7)(b)(iii)(A) to records
- 1239 relating to the individual that are in the possession or control of an election
- 1240 officer; and
- 1241 (iv) documenting the verification described in Subsection (7)(b)(iii), by recording:
- 1242 (A) the name and voter identification number of the individual contacted;
- 1243 (B) the name of the individual who conducts the verification;
- 1244 (C) the date and manner of the communication;
- 1245 (D) the type of personal identifying information provided by the individual;
- 1246 (E) a description of the records against which the personal identifying information
- 1247 provided by the individual is compared and verified; and
- 1248 (F) other information required by the lieutenant governor.
- 1249 (8) The election officer shall:
- 1250 (a) retain and preserve the return envelopes in the manner provided by law for the
- 1251 retention and preservation of ballots voted at that election;
- 1252 (b) retain and preserve the documentation described in Subsection (7)(b)(iv); and
- 1253 (c) if the election officer complies with Subsection (8)(b) by including the
- 1254 documentation in the voter's voter registration record, make, retain, and preserve a
- 1255 record of the name and voter identification number of each voter contacted under
- 1256 Subsection (7)(b).
- 1257 (9)(a) The election officer shall record the following in the database used to verify
- 1258 signatures:
- 1259 (i) any initial rejection of a ballot under Subsection (4)(c), within one business day
- 1260 after the day on which the election officer rejects the ballot; and
- 1261 (ii) any resolution of a rejection of a ballot under Subsection (7), within one business
- 1262 day after the day on which the ballot rejection is resolved.
- 1263 (b) An election officer shall include, in the canvass report, a final report of the
- 1264 disposition of all rejected and resolved ballots, including, for ballots rejected, the
- 1265 following:
- 1266 (i) the number of ballots rejected because the voter did not sign the voter's ballot; and
- 1267 (ii) the number of ballots rejected because the voter's signatures on the ballot, and in

- 1268 records on file, do not correspond.
- 1269 (10) Willful failure to comply with this section constitutes willful neglect of duty under
1270 Section 20A-5-701.
- 1271 (11) The director of elections within the Office of the Lieutenant Governor shall make
1272 rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to
1273 establish:
- 1274 (a) criteria and processes for use by poll workers in determining if a signature
1275 corresponds with the signature on file for the voter under Subsections (3)(a) and
1276 (4)(a)(i)(A);
- 1277 (b) training and certification requirements for election officers and employees of election
1278 officers regarding the criteria and processes described in Subsection (11)(a); and
- 1279 (c) in compliance with Title II of the Americans with Disabilities Act of 1990, 42 U.S.C.
1280 Secs. 12131 through 12165, an alternative means of verifying the identity of an
1281 individual who checks the box described in Subsection (5)(c)(v).
- 1282 (12) Subject to Subsection (13), if, in response to a request, and in accordance with the
1283 requirements of law, an election officer discloses the ~~[name]~~ voter identification number
1284 or address of voters whose ballots have been rejected and not yet resolved, the election
1285 officer shall:
- 1286 (a) make the disclosure within two business days after the day on which the request is
1287 made;
- 1288 (b) respond to each request in the order the requests were made; and
- 1289 (c) make each disclosure in a manner, and within a period of time, that does not reflect
1290 favoritism to one requestor over another.
- 1291 (13) A disclosure described in Subsection (12) may not include~~[the name or address of a~~
1292 ~~protected individual, as defined in Subsection 20A-2-104(1).] :~~
- 1293 (a) the name of a voter; or
- 1294 (b) any information relating to an at-risk voter, as defined in Section 20A-2-601.
- 1295 Section 13. Section **20A-5-410** is amended to read:
- 1296 **20A-5-410 . Election officer to provide voting history information and status.**
- 1297 (1) As used in this section, "voting history record" means the information about the
1298 existence and status of absentee ballot requests required by this section.
- 1299 (2)(a) Each election officer shall maintain, in the election officer's office, a voting
1300 history record of those voters registered to vote in the election officer's jurisdiction.
- 1301 (b) Except as it relates to a voter whose voter registration record is classified as private

1302 under Subsection 63G-2-302(1)(k), the voting history record is a public record under
1303 Title 63G, Chapter 2, Government Records Access and Management Act.

1304 (3)(a) When an election officer reports voting history for an election, the election officer
1305 shall~~[, for each voter whose voter registration is classified as private under~~
1306 ~~Subsection 20A-2-104(4)(h),]~~ report the following for each at-risk voter, as defined
1307 in Section 20A-2-601, for that election only, without disclosing the identity of the
1308 voter:

1309 (i) for voting by mail, the information described in Subsection (4)(a);

1310 (ii) for early voting, the date the individual voted; and

1311 (iii) for voting on election day, the date the individual voted.

1312 (b) In relation to the information of ~~[a voter whose voter registration is classified as~~
1313 ~~private under Subsection 20A-2-104(4)(h)]~~ an at-risk voter, as defined in Section
1314 20A-2-601, a report described in Subsection (3)(a) may not disclose, by itself or in
1315 conjunction with any other public information, the voter identification number, the
1316 identity, or any other personal identifying information of the voter.

1317 (4) ~~[The]~~ Except as otherwise provided in Subsection (3), the election officer shall ensure
1318 that the voting history record for each voting precinct contains:

1319 (a) for voting by mail:

1320 (i) the date that the manual ballot was mailed to the voter; and

1321 (ii) the date that the voted manual ballot was received by the election officer;

1322 (b) for early voting:

1323 (i) the ~~[name]~~ voter identification number and address of each individual who
1324 participated in early voting; and

1325 (ii) the date the individual voted; and

1326 (c) for voting on election day, the ~~[name]~~ voter identification number and address of each
1327 individual who voted on election day.

1328 (5)(a) Notwithstanding the time limits for response to a request for records under
1329 Section 63G-2-204 or the time limits for a request for records established in any
1330 ordinance, the election officer shall ensure that the information required by this
1331 section is recorded and made available to the public no later than one business day
1332 after its receipt in the election officer's office.

1333 (b) Notwithstanding the fee requirements of Section 63G-2-203 or the fee requirements
1334 established in any ordinance, the election officer shall make copies of the voting
1335 history record available to the public for the actual cost of production or copying.

1336 Section 14. Section **20A-6-105** is amended to read:

1337 **20A-6-105 . Provisional ballot envelopes.**

1338 (1) Each election officer shall ensure that provisional ballot envelopes are printed in
1339 substantially the following form:

1340 "AFFIRMATION

1341 Are you a citizen of the United States of America? Yes No

1342 Will you be 18 years old on or before election day? Yes No

1343 If you checked "no" in response to either of the two above questions, do not complete
1344 this form.

1345 Name of Voter _____

1346 First Middle Last

1347 Driver License or Identification Card Number _____

1348 State of Issuance of Driver License or Identification Card Number _____

1349 Date of Birth _____

1350 Street Address of Principal Place of Residence

1351 _____

1352 City County State Zip Code

1353 Telephone Number (optional) _____

1354 Email Address (optional) _____

1355 Last four digits of Social Security Number _____

1356 Last former address at which I was registered to vote (if known)

1357 _____

1358 City County State Zip Code

1359 Voting Precinct (if known) _____

1360 I, (please print your full name) _____ do solemnly swear or
1361 affirm:

1362 That I am eligible to vote in this election; that I have not voted in this election in any
1363 other precinct; that I am eligible to vote in this precinct; and that I request that I be permitted
1364 to vote in this precinct; and

1365 Subject to penalty of law for false statements, that the information contained in this form
1366 is true, and that I am a citizen of the United States and a resident of Utah, residing at the above
1367 address; and that I am at least 18 years old and have resided in Utah for the 30 days
1368 immediately before this election.

1369 Signed

1370

1371 Dated

1372

1373 In accordance with Section 20A-3a-506, wilfully providing false information above is a
 1374 class B misdemeanor under Utah law and is punishable by imprisonment and by fine.

1375

[PRIVACY INFORMATION]

1376

1377 Voter registration records contain some information that is available to the public, such
 1378 as your name and address, some information that is available only to government entities, and
 1379 some information that is available only to certain third parties in accordance with the
 requirements of law.

1380

1381 Your driver license number, identification card number, social security number, email
 1382 address, full date of birth, and phone number are available only to government entities. Your
 1383 year of birth is available to political parties, candidates for public office, certain third parties,
 and their contractors, employees, and volunteers, in accordance with the requirements of law.

1384

1385 You may request that all information on your voter registration records be withheld
 1386 from all persons other than government entities, political parties, candidates for public office,
 and their contractors, employees, and volunteers, by indicating here:

1387

1388 Yes, I request that all information on my voter registration records be withheld
 1389 from all persons other than government entities, political parties, candidates for public office,
 and their contractors, employees, and volunteers.

1390

REQUEST FOR ADDITIONAL PRIVACY PROTECTION

1391

1392 In addition to the protections provided above, you may request that identifying
 1393 information on your voter registration records be withheld from all political parties, candidates
 1394 for public office, and their contractors, employees, and volunteers, by submitting a
 1395 withholding request form, and any required verification, as described in the following
 paragraphs.

1396

1397 A person may request that identifying information on the person's voter registration
 1398 records be withheld from all political parties, candidates for public office, and their
 1399 contractors, employees, and volunteers, by submitting a withholding request form with this
 1400 registration record, or to the lieutenant governor or a county clerk, if the person is or is likely
 1401 to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating
 violence.

1402

1403 A person may request that identifying information on the person's voter registration
 records be withheld from all political parties, candidates for public office, and their

1404 contractors, employees, and volunteers, by submitting a withholding request form and any
 1405 required verification with this registration form, or to the lieutenant governor or a county clerk,
 1406 if the person is, or resides with a person who is, a law enforcement officer, a member of the
 1407 armed forces, a public figure, or protected by a protective order or a protection order.]

1408 PRIVACY INFORMATION

1409 Voter registration records contain some information that is available to the public, such as
 1410 your voter identification number and address. Your name, in connection with your voter
 1411 identification number, is available only to a political party with which you choose to affiliate,
 1412 if any. Your driver license number, state identification card number, social security number,
 1413 email address, date of birth, and phone number are available only to government entities.

1414 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

1415 In addition to the protections provided above, you may request that your entire voter
 1416 registration record be withheld from all persons, other than government entities, by submitting
 1417 to the county clerk, either with this registration form or at a later time:

- 1418 • a withholding request form indicating that you are or are likely to be, or that you reside
 1419 with a person who is or is likely to be, a victim of domestic violence or dating violence,
 1420 together with the verification required by law; or
- 1421 • a withholding request form indicating that you are, or reside with a person who is, a law
 1422 enforcement officer, a member of the armed forces, a public figure, or protected by a
 1423 protective order or a protection order, together with the verification required by law.

1424 CITIZENSHIP AFFIDAVIT

1425 Name:

1426 Name at birth, if different:

1427 Place of birth:

1428 Date of birth:

1429 Date and place of naturalization (if applicable):

1430 I hereby swear and affirm, under penalties for voting fraud set forth below, that I am a
 1431 citizen and that to the best of my knowledge and belief the information above is true and
 1432 correct.

1433

1434 _____
 Signature of Applicant

1435 In accordance with Section 20A-2-401, the penalty for willfully causing, procuring, or
 1436 allowing yourself to be registered to vote if you know you are not entitled to register to vote is
 1437 up to one year in jail and a fine of up to \$2,500."

- 1438 (2) The provisional ballot envelope shall include:
- 1439 (a) a unique number;
- 1440 (b) a detachable part that includes the unique number;
- 1441 (c) a telephone number, internet address, or other indicator of a means, in accordance
- 1442 with Section 20A-6-105.5, where the voter can find out if the provisional ballot was
- 1443 counted; and
- 1444 (d) an insert containing written instructions on how a voter may sign up to receive ballot
- 1445 status notifications via the ballot tracking system described in Section 20A-3a-401.5.

1446 Section 15. Section **63G-2-301** is amended to read:

1447 **63G-2-301 . Public records.**

- 1448 (1) As used in this section:
- 1449 (a) "Business address" means a single address of a governmental agency designated for
- 1450 the public to contact an employee or officer of the governmental agency.
- 1451 (b) "Business email address" means a single email address of a governmental agency
- 1452 designated for the public to contact an employee or officer of the governmental
- 1453 agency.
- 1454 (c) "Business telephone number" means a single telephone number of a governmental
- 1455 agency designated for the public to contact an employee or officer of the
- 1456 governmental agency.
- 1457 (d) "Correctional facility" means the same as that term is defined in Section 77-16b-102.
- 1458 (2) The following records are public except to the extent they contain information expressly
- 1459 permitted to be treated confidentially under the provisions of Subsections
- 1460 63G-2-201(3)(b) and (6)(a):
- 1461 (a) laws;
- 1462 (b) the name, gender, gross compensation, job title, job description, business address,
- 1463 business email address, business telephone number, number of hours worked per pay
- 1464 period, dates of employment, and relevant education, previous employment, and
- 1465 similar job qualifications of a current or former employee or officer of the
- 1466 governmental entity, excluding:
- 1467 (i) undercover law enforcement personnel; and
- 1468 (ii) investigative personnel if disclosure could reasonably be expected to impair the
- 1469 effectiveness of investigations or endanger any individual's safety;
- 1470 (c) final opinions, including concurring and dissenting opinions, and orders that are
- 1471 made by a governmental entity in an administrative, adjudicative, or judicial

- 1472 proceeding except that if the proceedings were properly closed to the public, the
1473 opinion and order may be withheld to the extent that they contain information that is
1474 private, controlled, or protected;
- 1475 (d) final interpretations of statutes or rules by a governmental entity unless classified as
1476 protected as provided in Subsection 63G-2-305(17) or (18);
- 1477 (e) information contained in or compiled from a transcript, minutes, or report of the open
1478 portions of a meeting of a governmental entity as provided by Title 52, Chapter 4,
1479 Open and Public Meetings Act, including the records of all votes of each member of
1480 the governmental entity;
- 1481 (f) judicial records unless a court orders the records to be restricted under the rules of
1482 civil or criminal procedure or unless the records are private under this chapter;
- 1483 (g) unless otherwise classified as private under Section 63G-2-303, records or parts of
1484 records filed with or maintained by county recorders, clerks, treasurers, surveyors,
1485 zoning commissions, the Division of Forestry, Fire, and State Lands, the School and
1486 Institutional Trust Lands Administration, the Division of Oil, Gas, and Mining, the
1487 Division of Water Rights, or other governmental entities that give public notice of:
- 1488 (i) titles or encumbrances to real property;
- 1489 (ii) restrictions on the use of real property;
- 1490 (iii) the capacity of persons to take or convey title to real property; or
- 1491 (iv) tax status for real and personal property;
- 1492 (h) records of the Department of Commerce that evidence incorporations, mergers, name
1493 changes, and uniform commercial code filings;
- 1494 (i) data on individuals that would otherwise be private under this chapter if the
1495 individual who is the subject of the record has given the governmental entity written
1496 permission to make the records available to the public;
- 1497 (j) documentation of the compensation that a governmental entity pays to a contractor or
1498 private provider;
- 1499 (k) summary data;
- 1500 (l) standard voter data, as defined in Section 20A-2-601, in a voter registration [records]
1501 record, including an individual's voting history, except for:
- 1502 (i) a voter registration record or those parts of a voter registration record that are
1503 classified as private under Subsections 63G-2-302(1)(j) through (m)~~[-or withheld~~
1504 ~~under Subsection 20A-2-104(7)]; or~~
- 1505 (ii) a voter registration record of an at-risk voter, as defined in Section 20A-2-601;

- 1506 (m) for an elected official, as defined in Section 11-47-102, a telephone number, if
1507 available, and email address, if available, where that elected official may be reached
1508 as required in Title 11, Chapter 47, Access to Elected Officials;
- 1509 (n) for a school community council member, a telephone number, if available, and email
1510 address, if available, where that elected official may be reached directly as required
1511 in Section 53G-7-1203;
- 1512 (o) annual audited financial statements of the Utah Educational Savings Plan described
1513 in Section 53B-8a-111; and
- 1514 (p) an initiative packet, as defined in Section 20A-7-101, and a referendum packet, as
1515 defined in Section 20A-7-101, after the packet is submitted to a county clerk.
- 1516 (3) The following records are normally public, but to the extent that a record is expressly
1517 exempt from disclosure, access may be restricted under Subsection 63G-2-201(3)(b),
1518 Section 63G-2-302, 63G-2-304, or 63G-2-305:
- 1519 (a) administrative staff manuals, instructions to staff, and statements of policy;
- 1520 (b) records documenting a contractor's or private provider's compliance with the terms
1521 of a contract with a governmental entity;
- 1522 (c) records documenting the services provided by a contractor or a private provider to
1523 the extent the records would be public if prepared by the governmental entity;
- 1524 (d) contracts entered into by a governmental entity;
- 1525 (e) any account, voucher, or contract that deals with the receipt or expenditure of funds
1526 by a governmental entity;
- 1527 (f) records relating to government assistance or incentives publicly disclosed, contracted
1528 for, or given by a governmental entity, encouraging a person to expand or relocate a
1529 business in Utah, except as provided in Subsection 63G-2-305(35);
- 1530 (g) chronological logs and initial contact reports;
- 1531 (h) correspondence by and with a governmental entity in which the governmental entity
1532 determines or states an opinion upon the rights of the state, a political subdivision,
1533 the public, or any person;
- 1534 (i) empirical data contained in drafts if:
- 1535 (i) the empirical data is not reasonably available to the requester elsewhere in similar
1536 form; and
- 1537 (ii) the governmental entity is given a reasonable opportunity to correct any errors or
1538 make nonsubstantive changes before release;
- 1539 (j) drafts that are circulated to anyone other than:

- 1540 (i) a governmental entity;
- 1541 (ii) a political subdivision;
- 1542 (iii) a federal agency if the governmental entity and the federal agency are jointly
1543 responsible for implementation of a program or project that has been legislatively
1544 approved;
- 1545 (iv) a government-managed corporation; or
- 1546 (v) a contractor or private provider;
- 1547 (k) drafts that have never been finalized but were relied upon by the governmental entity
1548 in carrying out action or policy;
- 1549 (l) original data in a computer program if the governmental entity chooses not to
1550 disclose the program;
- 1551 (m) arrest warrants after issuance, except that, for good cause, a court may order
1552 restricted access to arrest warrants prior to service;
- 1553 (n) search warrants after execution and filing of the return, except that a court, for good
1554 cause, may order restricted access to search warrants prior to trial;
- 1555 (o) records that would disclose information relating to formal charges or disciplinary
1556 actions against a past or present governmental entity employee if:
- 1557 (i) the disciplinary action has been completed and all time periods for administrative
1558 appeal have expired; and
- 1559 (ii) the charges on which the disciplinary action was based were sustained;
- 1560 (p) records maintained by the Division of Forestry, Fire, and State Lands, the School and
1561 Institutional Trust Lands Administration, or the Division of Oil, Gas, and Mining that
1562 evidence mineral production on government lands;
- 1563 (q) final audit reports;
- 1564 (r) occupational and professional licenses;
- 1565 (s) business licenses;
- 1566 (t) a notice of violation, a notice of agency action under Section 63G-4-201, or similar
1567 records used to initiate proceedings for discipline or sanctions against persons
1568 regulated by a governmental entity, but not including records that initiate employee
1569 discipline; and
- 1570 (u)(i) records that disclose a standard, regulation, policy, guideline, or rule regarding
1571 the operation of a correctional facility or the care and control of inmates
1572 committed to the custody of a correctional facility; and
- 1573 (ii) records that disclose the results of an audit or other inspection assessing a

1574 correctional facility's compliance with a standard, regulation, policy, guideline, or
 1575 rule described in Subsection (3)(u)(i).

1576 (4) The list of public records in this section is not exhaustive and should not be used to limit
 1577 access to records.

1578 Section 16. Section **63G-2-302** is amended to read:

1579 **63G-2-302 . Private records.**

1580 (1) The following records are private:

1581 (a) records concerning an individual's eligibility for unemployment insurance benefits,
 1582 social services, welfare benefits, or the determination of benefit levels;

1583 (b) records containing data on individuals describing medical history, diagnosis,
 1584 condition, treatment, evaluation, or similar medical data;

1585 (c) records of publicly funded libraries that when examined alone or with other records
 1586 identify a patron;

1587 (d) records received by or generated by or for:

1588 (i) the Independent Legislative Ethics Commission, except for:

1589 (A) the commission's summary data report that is required under legislative rule;
 1590 and

1591 (B) any other document that is classified as public under legislative rule; or

1592 (ii) a Senate or House Ethics Committee in relation to the review of ethics
 1593 complaints, unless the record is classified as public under legislative rule;

1594 (e) records received by, or generated by or for, the Independent Executive Branch Ethics
 1595 Commission, except as otherwise expressly provided in Title 63A, Chapter 14,
 1596 Review of Executive Branch Ethics Complaints;

1597 (f) records received or generated for a Senate confirmation committee concerning
 1598 character, professional competence, or physical or mental health of an individual:

1599 (i) if, prior to the meeting, the chair of the committee determines release of the
 1600 records:

1601 (A) reasonably could be expected to interfere with the investigation undertaken by
 1602 the committee; or

1603 (B) would create a danger of depriving a person of a right to a fair proceeding or
 1604 impartial hearing; and

1605 (ii) after the meeting, if the meeting was closed to the public;

1606 (g) employment records concerning a current or former employee of, or applicant for
 1607 employment with, a governmental entity that would disclose that individual's home

- 1608 address, home telephone number, social security number, insurance coverage, marital
 1609 status, or payroll deductions;
- 1610 (h) records or parts of records under Section 63G-2-303 that a current or former
 1611 employee identifies as private according to the requirements of that section;
- 1612 (i) that part of a record indicating a person's social security number or federal employer
 1613 identification number if provided under Section 31A-23a-104, 31A-25-202,
 1614 31A-26-202, 58-1-301, 58-55-302, 61-1-4, or 61-2f-203;
- 1615 (j) that part of a voter registration record identifying a voter's:
 1616 (i) driver license or identification card number;
 1617 (ii) social security number, or last four digits of the social security number;
 1618 (iii) email address;
 1619 (iv) date of birth; or
 1620 (v) phone number;
- 1621 (k) a voter registration record that is classified as a private record by the lieutenant
 1622 governor or a county clerk under Subsection 20A-2-101.1(5)(a)[, 20A-2-104(4)(h),]
 1623 or 20A-2-204(4)(b);
- 1624 (l) a voter registration record [~~that is withheld under Subsection 20A-2-104(7)~~] of an
 1625 at-risk voter, as defined in Section 20A-2-606;
- 1626 (m) a withholding request form described in [~~Subsections 20A-2-104(7) and (8)~~]
 1627 Subsection 20A-2-601(5) and any verification submitted in support of the form;
- 1628 (n) a record that:
 1629 (i) contains information about an individual;
 1630 (ii) is voluntarily provided by the individual; and
 1631 (iii) goes into an electronic database that:
 1632 (A) is designated by and administered under the authority of the Chief Information
 1633 Officer; and
 1634 (B) acts as a repository of information about the individual that can be
 1635 electronically retrieved and used to facilitate the individual's online interaction
 1636 with a state agency;
- 1637 (o) information provided to the Commissioner of Insurance under:
 1638 (i) Subsection 31A-23a-115(3)(a);
 1639 (ii) Subsection 31A-23a-302(4); or
 1640 (iii) Subsection 31A-26-210(4);
- 1641 (p) information obtained through a criminal background check under Title 11, Chapter

- 1642 40, Criminal Background Checks by Political Subdivisions Operating Water Systems;
- 1643 (q) information provided by an offender that is:
- 1644 (i) required by the registration requirements of Title 77, Chapter 41, Sex, Kidnap, and
- 1645 Child Abuse Offender Registry; and
- 1646 (ii) not required to be made available to the public under Subsection 77-41-110(4);
- 1647 (r) a statement and any supporting documentation filed with the attorney general in
- 1648 accordance with Section 34-45-107, if the federal law or action supporting the filing
- 1649 involves homeland security;
- 1650 (s) electronic toll collection customer account information received or collected under
- 1651 Section 72-6-118 and customer information described in Section 17B-2a-815
- 1652 received or collected by a public transit district, including contact and payment
- 1653 information and customer travel data;
- 1654 (t) an email address provided by a military or overseas voter under Section 20A-16-501;
- 1655 (u) a completed military-overseas ballot that is electronically transmitted under Title
- 1656 20A, Chapter 16, Uniform Military and Overseas Voters Act;
- 1657 (v) records received by or generated by or for the Political Subdivisions Ethics Review
- 1658 Commission established in Section 63A-15-201, except for:
- 1659 (i) the commission's summary data report that is required in Section 63A-15-202; and
- 1660 (ii) any other document that is classified as public in accordance with Title 63A,
- 1661 Chapter 15, Political Subdivisions Ethics Review Commission;
- 1662 (w) a record described in Section 53G-9-604 that verifies that a parent was notified of an
- 1663 incident or threat;
- 1664 (x) a criminal background check or credit history report conducted in accordance with
- 1665 Section 63A-3-201;
- 1666 (y) a record described in Subsection 53-5a-104(7);
- 1667 (z) on a record maintained by a county for the purpose of administering property taxes,
- 1668 an individual's:
- 1669 (i) email address;
- 1670 (ii) phone number; or
- 1671 (iii) personal financial information related to a person's payment method;
- 1672 (aa) a record submitted by a taxpayer to establish the taxpayer's eligibility for an
- 1673 exemption, deferral, abatement, or relief under:
- 1674 (i) Title 59, Chapter 2, Part 11, Exemptions;
- 1675 (ii) Title 59, Chapter 2, Part 12, Property Tax Relief;

- 1676 (iii) Title 59, Chapter 2, Part 18, Tax Deferral and Tax Abatement; or
 1677 (iv) Title 59, Chapter 2, Part 19, Armed Forces Exemptions;
- 1678 (bb) a record provided by the State Tax Commission in response to a request under
 1679 Subsection 59-1-403(4)(y)(iii);
- 1680 (cc) a record of the Child Welfare Legislative Oversight Panel regarding an individual
 1681 child welfare case, as described in Subsection 36-33-103(3);~~and~~
- 1682 (dd) a record relating to drug or alcohol testing of a state employee under Section
 1683 63A-17-1004;
- 1684 (ee) a record relating to a request by a state elected official or state employee who has
 1685 been threatened to the Division of Technology Services to remove personal
 1686 identifying information from the open web under Section 63A-16-109; and
- 1687 (ff) a record including confidential information as that term is defined in Section
 1688 67-27-105.
- 1689 (2) The following records are private if properly classified by a governmental entity:
- 1690 (a) records concerning a current or former employee of, or applicant for employment
 1691 with a governmental entity, including performance evaluations and personal status
 1692 information such as race, religion, or disabilities, but not including records that are
 1693 public under Subsection 63G-2-301(2)(b) or 63G-2-301(3)(o) or private under
 1694 Subsection (1)(b);
- 1695 (b) records describing an individual's finances, except that the following are public:
- 1696 (i) records described in Subsection 63G-2-301(2);
 1697 (ii) information provided to the governmental entity for the purpose of complying
 1698 with a financial assurance requirement; or
 1699 (iii) records that must be disclosed in accordance with another statute;
- 1700 (c) records of independent state agencies if the disclosure of those records would
 1701 conflict with the fiduciary obligations of the agency;
- 1702 (d) other records containing data on individuals the disclosure of which constitutes a
 1703 clearly unwarranted invasion of personal privacy;
- 1704 (e) records provided by the United States or by a government entity outside the state that
 1705 are given with the requirement that the records be managed as private records, if the
 1706 providing entity states in writing that the record would not be subject to public
 1707 disclosure if retained by it;
- 1708 (f) any portion of a record in the custody of the Division of Aging and Adult Services,
 1709 created in Section 26B-6-102, that may disclose, or lead to the discovery of, the

- 1710 identity of a person who made a report of alleged abuse, neglect, or exploitation of a
 1711 vulnerable adult; and
- 1712 (g) audio and video recordings created by a body-worn camera, as defined in Section
 1713 77-7a-103, that record sound or images inside a home or residence except for
 1714 recordings that:
- 1715 (i) depict the commission of an alleged crime;
- 1716 (ii) record any encounter between a law enforcement officer and a person that results
 1717 in death or bodily injury, or includes an instance when an officer fires a weapon;
- 1718 (iii) record any encounter that is the subject of a complaint or a legal proceeding
 1719 against a law enforcement officer or law enforcement agency;
- 1720 (iv) contain an officer involved critical incident as defined in Subsection 76-2-408
 1721 (1)(f); or
- 1722 (v) have been requested for reclassification as a public record by a subject or
 1723 authorized agent of a subject featured in the recording.
- 1724 (3)(a) As used in this Subsection (3), "medical records" means medical reports, records,
 1725 statements, history, diagnosis, condition, treatment, and evaluation.
- 1726 (b) Medical records in the possession of the University of Utah Hospital, its clinics,
 1727 doctors, or affiliated entities are not private records or controlled records under
 1728 Section 63G-2-304 when the records are sought:
- 1729 (i) in connection with any legal or administrative proceeding in which the patient's
 1730 physical, mental, or emotional condition is an element of any claim or defense; or
- 1731 (ii) after a patient's death, in any legal or administrative proceeding in which any
 1732 party relies upon the condition as an element of the claim or defense.
- 1733 (c) Medical records are subject to production in a legal or administrative proceeding
 1734 according to state or federal statutes or rules of procedure and evidence as if the
 1735 medical records were in the possession of a nongovernmental medical care provider.
- 1736 Section 17. Section **63G-2-303** is amended to read:
- 1737 **63G-2-303 . Private information concerning certain government employees.**
- 1738 (1) As used in this section:
- 1739 (a) "At-risk government employee" means a current or former:
- 1740 (i) peace officer as specified in Section 53-13-102;
- 1741 (ii) state or federal judge of an appellate, district, justice, or juvenile court, or court
 1742 commissioner;
- 1743 (iii) judge authorized by Title 39A, Chapter 5, Utah Code of Military Justice;

- 1744 (iv) judge authorized by Armed Forces, Title 10, United States Code;
1745 (v) federal prosecutor;
1746 (vi) prosecutor appointed pursuant to Armed Forces, Title 10, United States Code;
1747 (vii) law enforcement official as defined in Section 53-5-711;
1748 (viii) prosecutor authorized by Title 39A, Chapter 5, Utah Code of Military Justice; or
1749 (ix) state or local government employee who, because of the unique nature of the
1750 employee's regular work assignments or because of one or more recent credible
1751 threats directed to or against the employee, would be at immediate and substantial
1752 risk of physical harm if the employee's personal information is disclosed.
- 1753 (b) "Family member" means the spouse, child, sibling, parent, or grandparent of an
1754 at-risk government employee who is living with the employee.
- 1755 (c) "Personal information" means the employee's or the employee's family member's
1756 home address, home telephone number, personal mobile telephone number, personal
1757 pager number, personal email address, social security number, insurance coverage,
1758 marital status, or payroll deductions.
- 1759 (2)(a) Pursuant to Subsection 63G-2-302(1)(h), an at-risk government employee may
1760 file a written application that:
- 1761 (i) gives notice of the employee's status as an at-risk government employee to each
1762 agency of a government entity holding a record or a part of a record that would
1763 disclose the employee's personal information; and
1764 (ii) requests that the government agency classify those records or parts of records as
1765 private.
- 1766 (b) An at-risk government employee desiring to file an application under this section
1767 may request assistance from the government agency to identify the individual records
1768 containing personal information.
- 1769 (c) Each government agency shall develop a form that:
- 1770 (i) requires the at-risk government employee to designate each specific record or part
1771 of a record containing the employee's personal information that the applicant
1772 desires to be classified as private;
1773 (ii) affirmatively requests that the government entity holding those records classify
1774 them as private;
1775 (iii) informs the employee that by submitting a completed form the employee may
1776 not receive official announcements affecting the employee's property, including
1777 notices about proposed municipal annexations, incorporations, or zoning

- 1778 modifications; and
- 1779 (iv) contains a place for the signature required under Subsection (2)(d).
- 1780 (d) A form submitted by an employee under Subsection (2)(c) shall be signed by the
- 1781 highest ranking elected or appointed official in the employee's chain of command
- 1782 certifying that the employee submitting the form is an at-risk government employee.
- 1783 (3) A county recorder, county treasurer, county auditor, or a county tax assessor may fully
- 1784 satisfy the requirements of this section by:
- 1785 (a) providing a method for the assessment roll and index and the tax roll and index that
- 1786 will block public access to the home address, home telephone number, situs address,
- 1787 and Social Security number; and
- 1788 (b) providing the at-risk government employee requesting the classification with a
- 1789 disclaimer informing the employee that the employee may not receive official
- 1790 announcements affecting the employee's property, including notices about proposed
- 1791 annexations, incorporations, or zoning modifications.
- 1792 (4) A government agency holding records of an at-risk government employee classified as
- 1793 private under this section may release the record or part of the record if:
- 1794 (a) the employee or former employee gives written consent;
- 1795 (b) a court orders release of the records; or
- 1796 (c) the government agency receives a certified death certificate for the employee or
- 1797 former employee[; ~~or~~] .
- 1798 [~~(d) as it relates to the employee's voter registration record:]~~
- 1799 [~~(i) the person to whom the record or part of the record is released is a qualified person under~~
- 1800 ~~Subsection 20A-2-104(4)(n); and]~~
- 1801 [~~(ii) the government agency's release of the record or part of the record complies with the~~
- 1802 ~~requirements of Subsection 20A-2-104(4)(o).]~~
- 1803 (5)(a) If the government agency holding the private record receives a subpoena for the
- 1804 records, the government agency shall attempt to notify the at-risk government
- 1805 employee or former employee by mailing a copy of the subpoena to the employee's
- 1806 last-known mailing address together with a request that the employee either:
- 1807 (i) authorize release of the record; or
- 1808 (ii) within 10 days of the date that the copy and request are mailed, deliver to the
- 1809 government agency holding the private record a copy of a motion to quash filed
- 1810 with the court who issued the subpoena.
- 1811 (b) The government agency shall comply with the subpoena if the government agency

- 1812 has:
- 1813 (i) received permission from the at-risk government employee or former employee to
- 1814 comply with the subpoena;
- 1815 (ii) not received a copy of a motion to quash within 10 days of the date that the copy
- 1816 of the subpoena was mailed; or
- 1817 (iii) received a court order requiring release of the records.
- 1818 (6)(a) Except as provided in Subsection (6)(b), a form submitted under this section
- 1819 remains in effect until the earlier of:
- 1820 (i) four years after the date the employee signs the form, whether or not the
- 1821 employee's employment terminates before the end of the four-year period; and
- 1822 (ii) one year after the government agency receives official notice of the death of the
- 1823 employee.
- 1824 (b) A form submitted under this section may be rescinded at any time by:
- 1825 (i) the at-risk government employee who submitted the form; or
- 1826 (ii) if the at-risk government employee is deceased, a member of the employee's
- 1827 immediate family.

1828 **Section 18. Effective Date.**

1829 This bill takes effect on May 7, 2025.