

Michael K. McKell proposes the following substitute bill:

Amendments to Election Law

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jefferson S. Burton

Senate Sponsor: Michael K. McKell

LONG TITLE

General Description:

This bill amends provisions relating to elections.

Highlighted Provisions:

This bill:

- defines terms;
- requires the lieutenant governor to:
 - develop a procedure to evaluate voter registration records based on addresses to identify potential anomalies;
 - develop procedures to investigate the validity of a voter registration when a ballot mailed by the county clerk is returned as undeliverable; and
 - register with the Systematic Alien Verification for Entitlements program;
- requires the lieutenant governor to seek to enter into an agreement with the federal courts where, in exchange for receiving certain information from the state for the purpose of maintaining federal jury lists, the courts will notify the state of individuals who are disqualified from jury service due to criminal convictions or non-citizen status;
- for voting by mail:
 - requires a registered voter who has a Utah driver license or a state identification card to place to last four digits of the card's number on the return envelope, and permits a voter to enter the last four digits of the voter's social security number as an alternate form of identification;
 - until 2029, permits a voter's identity to be verified using signature comparison, if the voter doesn't enter the digits described in the preceding paragraph;
 - beginning in 2029, provides that if a voter does not have a Utah driver license, a Utah state identification card, or a social security card, the voter may provide identification by including a photocopy of certain forms of identification in the return envelope;

- beginning in 2029, if a voter does not have a type of identification described in the preceding two paragraphs, requires the voter to vote in person, unless the voter qualifies for certain exceptions;
- subject to certain exceptions, provides that, beginning in 2029, a voter will not receive a ballot by mail unless the voter requests to receive a ballot by mail;
 - provides that a request to receive a ballot by mail remains in effect for eight years unless the voter takes certain action that results in termination of the request;
 - provides that a voter may request, or renew a request, to receive a ballot by mail when the person:
 - registers to vote;
 - makes a request online;
 - applies to receive or renew a Utah driver license or Utah state identification card; or
 - votes at a polling place;
 - amends voter registration forms relating to:
 - requesting to receive ballot notifications; and
 - requesting to receive a mailed ballot;
 - modifies requirements for an individual to assist a voter to vote at a polling place;
 - modifies a return envelope consistent with the requirements of this bill and to provide certain warnings to a voter;
 - modifies provisions relating to obtaining and returning an emergency ballot;
 - modifies provisions for the processing of ballots, consistent with the provisions of this bill;
 - creates an exception to the requirement that the bulk of ballots initially mailed to voters must be mailed from a location in Utah, if the jurisdiction mailing the ballots is assigned to a United States Postal Service area distribution center outside of Utah;
 - expands the duties of the lieutenant governor in relation to maintaining the voter registration database; and
 - makes technical and conforming changes.

Money Appropriated in this Bill:

This bill appropriates \$2,000,000 in operating and capital budgets for fiscal year 2026, all of which is from the General Fund.

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

- 20A-1-102**, as last amended by Laws of Utah 2024, Chapter 438
- 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
- 20A-2-206**, as last amended by Laws of Utah 2023, Chapter 297
- 20A-2-502**, as renumbered and amended by Laws of Utah 2023, Chapter 297
- 20A-2-503**, as renumbered and amended by Laws of Utah 2023, Chapter 297
- 20A-2-505**, as last amended by Laws of Utah 2023, Chapters 327, 406 and renumbered and amended by Laws of Utah 2023, Chapter 297
- 20A-3a-106**, as enacted by Laws of Utah 2023, Chapter 297
- 20A-3a-201**, as last amended by Laws of Utah 2022, Chapter 18
- 20A-3a-202**, as last amended by Laws of Utah 2023, Chapters 56, 106 and 297
- 20A-3a-203**, as renumbered and amended by Laws of Utah 2020, Chapter 31
- 20A-3a-204**, as last amended by Laws of Utah 2022, Chapter 156
- 20A-3a-208**, as renumbered and amended by Laws of Utah 2020, Chapter 31
- 20A-3a-301**, as renumbered and amended by Laws of Utah 2020, Chapter 31
- 20A-3a-401**, as last amended by Laws of Utah 2024, Chapter 477
- 20A-3a-401.5**, as last amended by Laws of Utah 2023, Chapter 297
- 20A-3a-402**, as last amended by Laws of Utah 2022, Chapter 380
- 20A-3a-601**, as last amended by Laws of Utah 2020, Chapter 95 and renumbered and amended by Laws of Utah 2020, Chapter 31
- 20A-3a-603**, as renumbered and amended by Laws of Utah 2020, Chapter 31
- 20A-4-105**, as last amended by Laws of Utah 2022, Chapter 380
- 20A-5-102**, as last amended by Laws of Utah 2022, Chapters 18, 170
- 20A-5-403**, as last amended by Laws of Utah 2023, Chapter 15
- 20A-6-105**, as last amended by Laws of Utah 2023, Chapter 406
- 20A-6-108**, as enacted by Laws of Utah 2022, Chapter 156
- 20A-7-106**, as enacted by Laws of Utah 2024, Chapter 442
- 20A-7-609**, as last amended by Laws of Utah 2023, Chapter 107
- 20A-7-609.5**, as last amended by Laws of Utah 2020, Chapter 31
- 20A-9-808**, as last amended by Laws of Utah 2020, Chapter 31
- 20A-21-201**, as last amended by Laws of Utah 2024, Chapter 17

ENACTS:

20A-3a-202.5, Utah Code Annotated 1953

63G-10-304, Utah Code Annotated 1953

REPEALS:

20A-3a-101, as enacted by Laws of Utah 2020, Chapter 31

53-3-801, as enacted by Laws of Utah 1993, Chapter 234

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

Section 1. Section **20A-1-102** is amended to read:

20A-1-102 . Definitions.

As used in this title:

- (1) "Active voter" means a registered voter who has not been classified as an inactive voter by the county clerk.
- (2) "Automatic tabulating equipment" means apparatus that automatically examines and counts votes recorded on ballots and tabulates the results.
- (3)(a) "Ballot" means the storage medium, including a paper, mechanical, or electronic storage medium, that records an individual voter's vote.
(b) "Ballot" does not include a record to tally multiple votes.
- (4) "Ballot proposition" means a question, issue, or proposal that is submitted to voters on the ballot for their approval or rejection including:
 - (a) an opinion question specifically authorized by the Legislature;
 - (b) a constitutional amendment;
 - (c) an initiative;
 - (d) a referendum;
 - (e) a bond proposition;
 - (f) a judicial retention question;
 - (g) an incorporation of a city or town; or
 - (h) any other ballot question specifically authorized by the Legislature.
- (5) "Bind," "binding," or "bound" means securing more than one piece of paper together using staples or another means in at least three places across the top of the paper in the blank space reserved for securing the paper.
- (6) "Board of canvassers" means the entities established by Sections 20A-4-301 and 20A-4-306 to canvass election returns.
- (7) "Bond election" means an election held for the purpose of approving or rejecting the proposed issuance of bonds by a government entity.

- (8) "Business reply mail envelope" means an envelope that may be mailed free of charge by the sender.
- (9) "Canvass" means the review of election returns and the official declaration of election results by the board of canvassers.
- (10) "Canvassing judge" means a poll worker designated to assist in counting ballots at the canvass.
- (11) "Contracting election officer" means an election officer who enters into a contract or interlocal agreement with a provider election officer.
- (12) "Convention" means the political party convention at which party officers and delegates are selected.
- (13) "Counting center" means one or more locations selected by the election officer in charge of the election for the automatic counting of ballots.
- (14) "Counting judge" means a poll worker designated to count the ballots during election day.
- (15) "Counting room" means a suitable and convenient private place or room for use by the poll workers and counting judges to count ballots.
- (16) "County officers" means those county officers that are required by law to be elected.
- (17) "Date of the election" or "election day" or "day of the election":
- (a) means the day that is specified in the calendar year as the day that the election occurs; and
 - (b) does not include:
 - (i) deadlines established for voting by mail, military-overseas voting, or emergency voting; or
 - (ii) any early voting or early voting period as provided under Chapter 3a, Part 6, Early Voting.
- (18) "Elected official" means:
- (a) a person elected to an office under Section 20A-1-303 or Chapter 4, Part 6, Municipal Alternate Voting Methods Pilot Project;
 - (b) a person who is considered to be elected to a municipal office in accordance with Subsection 20A-1-206(1)(c)(ii); or
 - (c) a person who is considered to be elected to a special district office in accordance with Subsection 20A-1-206(3)(b)(ii).
- (19) "Election" means a regular general election, a municipal general election, a statewide special election, a local special election, a regular primary election, a municipal primary

election, and a special district election.

(20) "Election Assistance Commission" means the commission established by the Help America Vote Act of 2002, Pub. L. No. 107-252.

(21) "Election cycle" means the period beginning on the first day persons are eligible to file declarations of candidacy and ending when the canvass is completed.

(22) "Election judge" means a poll worker that is assigned to:

- (a) preside over other poll workers at a polling place;
- (b) act as the presiding election judge; or
- (c) serve as a canvassing judge, counting judge, or receiving judge.

(23) "Election officer" means:

- (a) the lieutenant governor, for all statewide ballots and elections;
- (b) the county clerk for:
 - (i) a county ballot and election; and
 - (ii) a ballot and election as a provider election officer as provided in Section 20A-5-400.1 or 20A-5-400.5;
- (c) the municipal clerk for:
 - (i) a municipal ballot and election; and
 - (ii) a ballot and election as a provider election officer as provided in Section 20A-5-400.1 or 20A-5-400.5;
- (d) the special district clerk or chief executive officer for:
 - (i) a special district ballot and election; and
 - (ii) a ballot and election as a provider election officer as provided in Section 20A-5-400.1 or 20A-5-400.5; or
- (e) the business administrator or superintendent of a school district for:
 - (i) a school district ballot and election; and
 - (ii) a ballot and election as a provider election officer as provided in Section 20A-5-400.1 or 20A-5-400.5.

(24) "Election official" means any election officer, election judge, or poll worker.

(25) "Election results" means:

- (a) for an election other than a bond election, the count of votes cast in the election and the election returns requested by the board of canvassers; or
- (b) for bond elections, the count of those votes cast for and against the bond proposition plus any or all of the election returns that the board of canvassers may request.

(26) "Election returns" includes:

(a) the pollbook, the military and overseas absentee voter registration and voting certificates, one of the tally sheets, any unprocessed ballots, all counted ballots, all excess ballots, all unused ballots, all spoiled ballots, the ballot disposition form, and the total votes cast form; and

(b) the record, described in Subsection [~~20A-3a-401(8)(c)~~] 20A-3a-401(10)(c), of voters contacted to cure a ballot.

(27) "Electronic signature" means an electronic sound, symbol, or process attached to or logically associated with a record and executed or adopted by a person with the intent to sign the record.

(28) "Inactive voter" means a registered voter who is listed as inactive by a county clerk under Subsection 20A-2-505(4)(c)(i) or (ii).

(29) "Judicial office" means the office filled by any judicial officer.

(30) "Judicial officer" means any justice or judge of a court of record or any county court judge.

(31) "Local election" means a regular county election, a regular municipal election, a municipal primary election, a local special election, a special district election, and a bond election.

(32) "Local political subdivision" means a county, a municipality, a special district, or a local school district.

(33) "Local special election" means a special election called by the governing body of a local political subdivision in which all registered voters of the local political subdivision may vote.

(34) "Manual ballot" means a paper document produced by an election officer on which an individual records an individual's vote by directly placing a mark on the paper document using a pen or other marking instrument.

(35) "Mechanical ballot" means a record, including a paper record, electronic record, or mechanical record, that:

(a) is created via electronic or mechanical means; and

(b) records an individual voter's vote cast via a method other than an individual directly placing a mark, using a pen or other marking instrument, to record an individual voter's vote.

(36) "Municipal executive" means:

(a) the mayor in the council-mayor form of government defined in Section 10-3b-102; or

(b) the mayor in the council-manager form of government defined in Subsection

10-3b-103(6).

(37) "Municipal general election" means the election held in municipalities and, as applicable, special districts on the first Tuesday after the first Monday in November of each odd-numbered year for the purposes established in Section 20A-1-202.

(38) "Municipal legislative body" means the council of the city or town in any form of municipal government.

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

(40) "Municipal officers" means those municipal officers that are required by law to be elected.

(41) "Municipal primary election" means an election held to nominate candidates for municipal office.

(42) "Municipality" means a city or town.

(43) "Official ballot" means the ballots distributed by the election officer for voters to record their votes.

(44) "Official endorsement" means the information on the ballot that identifies:

(a) the ballot as an official ballot;

(b) the date of the election; and

(c)(i) for a ballot prepared by an election officer other than a county clerk, the facsimile signature required by Subsection 20A-6-401(1)(a)(iii); or

(ii) for a ballot prepared by a county clerk, the words required by Subsection 20A-6-301(1)(b)(iii).

(45) "Official register" means the official record furnished to election officials by the election officer that contains the information required by Section 20A-5-401.

(46) "Political party" means an organization of registered voters that has qualified to participate in an election by meeting the requirements of Chapter 8, Political Party Formation and Procedures.

(47)(a) "Poll worker" means a person assigned by an election official to assist with an election, voting, or counting votes.

(b) "Poll worker" includes election judges.

(c) "Poll worker" does not include a watcher.

(48) "Pollbook" means a record of the names of voters in the order that they appear to cast votes.

(49) "Polling place" means a building where voting is conducted.

(50) "Position" means a square, circle, rectangle, or other geometric shape on a ballot in

which the voter marks the voter's choice.

(51) "Presidential Primary Election" means the election established in Chapter 9, Part 8, Presidential Primary Election.

(52) "Primary convention" means the political party conventions held during the year of the regular general election.

(53) "Protective counter" means a separate counter, which cannot be reset, that:

(a) is built into a voting machine; and

(b) records the total number of movements of the operating lever.

(54) "Provider election officer" means an election officer who enters into a contract or interlocal agreement with a contracting election officer to conduct an election for the contracting election officer's local political subdivision in accordance with Section 20A-5-400.1.

(55) "Provisional ballot" means a ballot voted provisionally by a person:

(a) whose name is not listed on the official register at the polling place;

(b) whose legal right to vote is challenged as provided in this title; or

(c) whose identity was not sufficiently established by a poll worker.

(56) "Provisional ballot envelope" means an envelope printed in the form required by Section 20A-6-105 that is used to identify provisional ballots and to provide information to verify a person's legal right to vote.

(57)(a) "Public figure" means an individual who, due to the individual being considered for, holding, or having held a position of prominence in a public or private capacity, or due to the individual's celebrity status, has an increased risk to the individual's safety.

(b) "Public figure" does not include an individual:

(i) elected to public office; or

(ii) appointed to fill a vacancy in an elected public office.

(58) "Qualify" or "qualified" means to take the oath of office and begin performing the duties of the position for which the individual was elected.

(59) "Receiving judge" means the poll worker that checks the voter's name in the official register at a polling place and provides the voter with a ballot.

(60) "Registration form" means a form by which an individual may register to vote under this title.

(61) "Regular ballot" means a ballot that is not a provisional ballot.

(62) "Regular general election" means the election held throughout the state on the first

Tuesday after the first Monday in November of each even-numbered year for the purposes established in Section 20A-1-201.

(63) "Regular primary election" means the election, held on the date specified in Section 20A-1-201.5, to nominate candidates of political parties and candidates for nonpartisan local school board positions to advance to the regular general election.

(64) "Resident" means a person who resides within a specific voting precinct in Utah.

(65) "Return envelope" means the envelope, described in Subsection 20A-3a-202(4), provided to a voter with a manual ballot:

(a) into which the voter places the manual ballot after the voter has voted the manual ballot in order to preserve the secrecy of the voter's vote; and

(b) that includes the voter affidavit and a place for the voter's signature.

(66) "Sample ballot" means a mock ballot similar in form to the official ballot, published as provided in Section 20A-5-405.

(67) "Special district" means a local government entity under Title 17B, Limited Purpose Local Government Entities - Special Districts, and includes a special service district under Title 17D, Chapter 1, Special Service District Act.

(68) "Special district officers" means those special district board members who are required by law to be elected.

(69) "Special election" means an election held as authorized by Section 20A-1-203.

(70) "Spoiled ballot" means each ballot that:

(a) is spoiled by the voter;

(b) is unable to be voted because it was spoiled by the printer or a poll worker; or

(c) lacks the official endorsement.

(71) "Statewide special election" means a special election called by the governor or the Legislature in which all registered voters in Utah may vote.

(72) "Tabulation system" means a device or system designed for the sole purpose of tabulating votes cast by voters at an election.

(73) "Ticket" means a list of:

(a) political parties;

(b) candidates for an office; or

(c) ballot propositions.

(74) "Transfer case" means the sealed box used to transport voted ballots to the counting center.

(75) "Vacancy" means:

(a) except as provided in Subsection (75)(b), the absence of an individual to serve in a position created by state constitution or state statute, whether that absence occurs because of death, disability, disqualification, resignation, or other cause[-]; or

(b) in relation to a candidate for a position created by state constitution or state statute, the removal of a candidate due to the candidate's death, resignation, or disqualification.

(76) "Valid voter identification" means:

(a) a form of identification that bears the name and photograph of the voter which may include:

(i) a currently valid Utah driver license;

(ii) a currently valid identification card issued under Title 53, Chapter 3, Part 8, Identification Card Act;

~~[(iii)]~~ (iii) a currently valid identification card that is issued by:

(A) the state; or

(B) a branch, department, or agency of the United States;

~~[(iii)]~~ (iv) a currently valid Utah permit to carry a concealed weapon;

~~[(iv)]~~ (v) a currently valid United States passport; or

~~[(v)]~~ (vi) a currently valid United States military identification card;

(b) one of the following identification cards, regardless of whether ~~[or not]~~ the card includes a photograph of the voter:

(i) a valid tribal identification card;

(ii) a Bureau of Indian Affairs card; or

(iii) a tribal treaty card; or

(c) two forms of identification not listed under Subsection (76)(a) or (b) but that bear the name of the voter and provide evidence that the voter resides in the voting precinct, which may include:

(i) before January 1, 2029, an original or copy of a current utility bill ~~[or a legible copy thereof]~~, dated ~~[within the]~~ no more than 90 calendar days before the date of the election;

(ii) before January 1, 2029, an original or copy of a bank or other financial account statement, [or a legible copy thereof] dated no more than 90 calendar days before the date of the election;

(iii) a certified birth certificate;

(iv) a valid social security card;

(v) an original or copy of a check issued by the state or the federal government~~[or a legible copy thereof]~~ , dated no more than 90 calendar days before the date of the election;

(vi) an original or copy of a paycheck from the voter's employer, ~~[or a legible copy thereof]~~ dated no more than 90 calendar days before the date of the election;

(vii) a currently valid Utah hunting or fishing license;

(viii) certified naturalization documentation;

(ix) a currently valid license issued by an authorized agency of the United States;

(x) a certified copy of court records showing the voter's adoption or name change;

(xi) a valid Medicaid card, Medicare card, or Electronic Benefits Transfer Card;

(xii) a currently valid identification card issued by:

(A) a local government within the state;

(B) an employer for an employee; or

(C) a college, university, technical school, or professional school located within the state; or

(xiii) a current Utah vehicle registration.

(77) "Valid write-in candidate" means a candidate who has qualified as a write-in candidate by following the procedures and requirements of this title.

(78) "Vote by mail" means to vote, using a manual ballot that is mailed to the voter, by:

(a) mailing the ballot to the location designated in the mailing; or

(b) depositing the ballot in a ballot drop box designated by the election officer.

(79) "Voter" means an individual who:

(a) meets the requirements for voting in an election;

(b) meets the requirements of election registration;

(c) is registered to vote; and

(d) is listed in the official register book.

(80) "Voter registration deadline" means the registration deadline provided in Section 20A-2-102.5.

(81) "Voting area" means the area within six feet of the voting booths, voting machines, and ballot box.

(82) "Voting booth" means:

(a) the space or compartment within a polling place that is provided for the preparation of ballots, including the voting enclosure or curtain; or

(b) a voting device that is free standing.

(83) "Voting device" means any device provided by an election officer for a voter to vote a mechanical ballot.

(84) "Voting precinct" means the smallest geographical voting unit, established under Chapter 5, Part 3, Duties of the County and Municipal Legislative Bodies.

(85) "Watcher" means an individual who complies with the requirements described in Section 20A-3a-801 to become a watcher for an election.

(86) "Write-in ballot" means a ballot containing any write-in votes.

(87) "Write-in vote" means a vote cast for an individual, whose name is not printed on the ballot, in accordance with the procedures established in this title.

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

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

(1) As used in this section:

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

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

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

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

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

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

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

(i) uniquely represents the set of data;

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

(iii) cannot be reversed to reveal the data applied to the algorithm.

(e) "Protected individual" means an individual:

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

(ii) who submits a withholding request form with the individual's voter registration record, or to the lieutenant governor or a county clerk, if the individual indicates

on the form and provides verification that the individual, or an individual who resides with the individual, is a law enforcement officer, a member of the armed forces as defined in Section 20A-1-513, a public figure, or protected by a protective order or protection order; or

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

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

UTAH ELECTION REGISTRATION FORM

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

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

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

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

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

Name of Voter

First Middle Last

Utah Driver License or Utah Identification Card[-]

Number

Date of Birth _____

Street Address of Principal Place of Residence

City County State Zip Code

Telephone Number (optional) _____

Email Address (optional) _____

Last four digits of Social Security Number _____

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

City County State Zip Code

Political Party

(a listing of each registered political party, as defined in Section 20A-8-101 and

maintained by the lieutenant governor under Section 67-1a-2, with each party's name preceded by a checkbox)

☐Unaffiliated (no political party preference) ☐Other (Please specify)_____

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

Signed and sworn

Voter's Signature

_____(month/day/year).

PRIVACY INFORMATION

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

Your driver license number, identification card number, social security number, email address, full date of birth, and phone number are available only to government entities. Your 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.

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

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

REQUEST FOR ADDITIONAL PRIVACY PROTECTION

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

paragraphs.

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 contractors, employees, and volunteers, by submitting a withholding request form with this registration record, or to the lieutenant governor or a county clerk, if the person is or is likely to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating violence.

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

CITIZENSHIP AFFIDAVIT

Name:

Name at birth, if different:

Place of birth:

Date of birth:

Date and place of naturalization (if applicable):

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

Signature of Applicant

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

NOTICE: IN ORDER TO BE ALLOWED TO VOTE, YOU MUST PRESENT VALID VOTER IDENTIFICATION TO THE POLL WORKER~~[BEFORE VOTING, WHICH MUST BE A VALID FORM OF PHOTO IDENTIFICATION THAT SHOWS YOUR NAME AND PHOTOGRAPH; OR]~~ , IN ACCORDANCE WITH THE REQUIREMENTS OF LAW.

~~[TWO DIFFERENT FORMS OF IDENTIFICATION THAT SHOW YOUR NAME AND CURRENT ADDRESS.]~~

FOR OFFICIAL USE ONLY

Type of I.D. _____

Voting Precinct _____

Voting I.D. Number _____

(b) The voter registration form described in Subsection (2)(a) shall include[-] :

(i) a section in substantially the following form:

"

BALLOT NOTIFICATIONS

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

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

Do you consent to receive communications about the status of your ballot and other official communications, by text, at the phone number you provided above? Yes No

"; and

(ii) no later than November 5, 2025, the following, immediately after the question described in Subsection (2)(b)(i):

"Indicate below how you want to vote in upcoming elections:

_____ Mail a ballot to me.

_____ Do not mail a ballot to me. I will vote in person."

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

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

(3)(a) Each county clerk shall retain lists of currently registered voters.

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

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

(d) The lieutenant governor and the county clerks may charge the fees established under

the authority of Subsection 63G-2-203(10) to individuals who wish to obtain a copy of the list of registered voters.

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

- (i) a government official or government employee acting in the government official's or government employee's capacity as a government official or a government employee;
- (ii) a health care provider, as defined in Section 26B-8-501, or an agent, employee, or independent contractor of a health care provider;
- (iii) an insurance company, as defined in Section 67-4a-102, or an agent, employee, or independent contractor of an insurance company;
- (iv) a financial institution, as defined in Section 7-1-103, or an agent, employee, or independent contractor of a financial institution;
- (v) a political party, or an agent, employee, or independent contractor of a political party;
- (vi) a candidate for public office, or an employee, independent contractor, or volunteer of a candidate for public office;
- (vii) a person described in Subsections (4)(a)(i) through (vi) who, after obtaining a year of birth from the list of registered voters:
 - (A) provides the year of birth only to a person described in Subsections (4)(a)(i) through ~~[(vii)]~~ (vi);
 - (B) verifies that the person described in Subsection (4)(a)(vii)(A) is a person described in Subsections (4)(a)(i) through ~~[(vii)]~~ (vi);
 - (C) ensures, using industry standard security measures, that the year of birth may not be accessed by a person other than a person described in Subsections (4)(a)(i) through ~~[(vii)]~~ (vi);
 - (D) verifies that each person described in Subsections (4)(a)(ii) through (iv) to whom the person provides the year of birth will only use the year of birth to verify the accuracy of personal information submitted by an individual or to confirm the identity of a person in order to prevent fraud, waste, or abuse;
 - (E) verifies that each person described in Subsection (4)(a)(i) to whom the person provides the year of birth will only use the year of birth in the person's capacity as a government official or government employee; and
 - (F) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the person provides the year of birth will only use the year of birth for a political

- 606 purpose of the political party or candidate for public office; or
607 (viii) a person described in Subsection (4)(a)(v) or (vi) who, after obtaining
608 information under Subsection (4)(n) and (o):
609 (A) provides the information only to another person described in Subsection
610 (4)(a)(v) or (vi);
611 (B) verifies that the other person described in Subsection (4)(a)(viii)(A) is a
612 person described in Subsection (4)(a)(v) or (vi);
613 (C) ensures, using industry standard security measures, that the information may
614 not be accessed by a person other than a person described in Subsection
615 (4)(a)(v) or (vi); and
616 (D) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the
617 person provides the information will only use the information for a political
618 purpose of the political party or candidate for public office.
- 619 (b) Notwithstanding Subsection 63G-2-302(1)(j)(iv), and except as provided in
620 Subsection 63G-2-302(1)(k) or (l), the lieutenant governor or a county clerk shall,
621 when providing the list of registered voters to a qualified person under this section,
622 include, with the list, the years of birth of the registered voters, if:
623 (i) the lieutenant governor or a county clerk verifies the identity of the person and
624 that the person is a qualified person; and
625 (ii) the qualified person signs a document that includes the following:
626 (A) the name, address, and telephone number of the person requesting the list of
627 registered voters;
628 (B) an indication of the type of qualified person that the person requesting the list
629 claims to be;
630 (C) a statement regarding the purpose for which the person desires to obtain the
631 years of birth;
632 (D) a list of the purposes for which the qualified person may use the year of birth
633 of a registered voter that is obtained from the list of registered voters;
634 (E) a statement that the year of birth of a registered voter that is obtained from the
635 list of registered voters may not be provided or used for a purpose other than a
636 purpose described under Subsection (4)(b)(ii)(D);
637 (F) a statement that if the person obtains the year of birth of a registered voter
638 from the list of registered voters under false pretenses, or provides or uses the
639 year of birth of a registered voter that is obtained from the list of registered

- 640 voters in a manner that is prohibited by law, is guilty of a class A misdemeanor
641 and is subject to a civil fine;
- 642 (G) an assertion from the person that the person will not provide or use the year of
643 birth of a registered voter that is obtained from the list of registered voters in a
644 manner that is prohibited by law; and
- 645 (H) notice that if the person makes a false statement in the document, the person is
646 punishable by law under Section 76-8-504.
- 647 (c) The lieutenant governor or a county clerk:
- 648 (i) may not disclose the year of birth of a registered voter to a person that the
649 lieutenant governor or county clerk reasonably believes:
- 650 (A) is not a qualified person or a person described in Subsection (4)(l); or
651 (B) will provide or use the year of birth in a manner prohibited by law; and
- 652 (ii) may not disclose information under Subsections (4)(n) or (o) to a person that the
653 lieutenant governor or county clerk reasonably believes:
- 654 (A) is not a person described in Subsection (4)(a)(v) or (vi); or
655 (B) will provide or use the information in a manner prohibited by law.
- 656 (d) The lieutenant governor or a county clerk may not disclose the voter registration
657 form of a person, or information included in the person's voter registration form,
658 whose voter registration form is classified as private under Subsection (4)(h) to a
659 person other than:
- 660 (i) a government official or government employee acting in the government official's
661 or government employee's capacity as a government official or government
662 employee; or
- 663 (ii) subject to Subsection (4)(e), a person described in Subsection (4)(a)(v) or (vi) for
664 a political purpose.
- 665 (e)(i) Except as provided in Subsection (4)(e)(ii), when disclosing a record or
666 information under Subsection (4)(d)(ii), the lieutenant governor or county clerk
667 shall exclude the information described in Subsection 63G-2-302(1)(j), other than
668 the year of birth.
- 669 (ii) If disclosing a record or information under Subsection (4)(d)(ii) in relation to the
670 voter registration record of a protected individual, the lieutenant governor or
671 county clerk shall comply with Subsections (4)(n) through (p).
- 672 (f) The lieutenant governor or a county clerk may not disclose a withholding request
673 form, described in Subsections (7) and (8), submitted by an individual, or information

obtained from that form, to a person other than a government official or government employee acting in the government official's or government employee's capacity as a government official or government employee.

(g) A person is guilty of a class A misdemeanor if the person:

(i) obtains from the list of registered voters, under false pretenses, the year of birth of a registered voter or information described in Subsection (4)(n) or (o);

(ii) uses or provides the year of birth of a registered voter, or information described in Subsection (4)(n) or (o), that is obtained from the list of registered voters in a manner that is not permitted by law;

(iii) obtains a voter registration record described in Subsection 63G-2-302(1)(k) under false pretenses;

(iv) uses or provides information obtained from a voter registration record described in Subsection 63G-2-302(1)(k) in a manner that is not permitted by law;

(v) unlawfully discloses or obtains a voter registration record withheld under Subsection (7) or a withholding request form described in Subsections (7) and (8); or

(vi) unlawfully discloses or obtains information from a voter registration record withheld under Subsection (7) or a withholding request form described in Subsections (7) and (8).

(h) The lieutenant governor or a county clerk shall classify the voter registration record of a voter as a private record if the voter:

(i) submits a written application, created by the lieutenant governor, requesting that the voter's voter registration record be classified as private;

(ii) requests on the voter's voter registration form that the voter's voter registration record be classified as a private record; or

(iii) submits a withholding request form described in Subsection (7) and any required verification.

(i) Except as provided in Subsections (4)(d)(ii) and (e)(ii), the lieutenant governor or a county clerk may not disclose to a person described in Subsection (4)(a)(v) or (vi) a voter registration record, or information obtained from a voter registration record, if the record is withheld under Subsection (7).

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

- 708 (i) the product of 30 and the square root of the total number of:
709 (A) records obtained, provided, or used unlawfully, rounded to the nearest whole
710 dollar; or
711 (B) records from which information is obtained, provided, or used unlawfully,
712 rounded to the nearest whole dollar; or
713 (ii) \$200.
- 714 (k) A qualified person may not obtain, provide, or use the year of birth of a registered
715 voter, if the year of birth is obtained from the list of registered voters or from a voter
716 registration record, unless the person:
717 (i) is a government official or government employee who obtains, provides, or uses
718 the year of birth in the government official's or government employee's capacity
719 as a government official or government employee;
720 (ii) is a qualified person described in Subsection (4)(a)(ii), (iii), or (iv) and obtains or
721 uses the year of birth only to verify the accuracy of personal information
722 submitted by an individual or to confirm the identity of a person in order to
723 prevent fraud, waste, or abuse;
724 (iii) is a qualified person described in Subsection (4)(a)(v) or (vi) and obtains,
725 provides, or uses the year of birth for a political purpose of the political party or
726 candidate for public office; or
727 (iv) is a qualified person described in Subsection (4)(a)(vii) and obtains, provides, or
728 uses the year of birth to provide the year of birth to another qualified person to
729 verify the accuracy of personal information submitted by an individual or to
730 confirm the identity of a person in order to prevent fraud, waste, or abuse.
- 731 (l) The lieutenant governor or a county clerk may provide a year of birth to a member of
732 the media, in relation to an individual designated by the member of the media, in
733 order for the member of the media to verify the identity of the individual.
- 734 (m) A person described in Subsection (4)(a)(v) or (vi) may not use or disclose
735 information from a voter registration record for a purpose other than a political
736 purpose.
- 737 (n) Notwithstanding Subsection 63G-2-302(1)(k) or (l), the lieutenant governor or a
738 county clerk shall, when providing the list of registered voters to a qualified person
739 described in Subsection (4)(a)(v) or (vi), include, from the record of a voter whose
740 record is withheld under Subsection (7), the information described in Subsection
741 (4)(o), if:

- 742 (i) the lieutenant governor or a county clerk verifies the identity of the person and
743 that the person is a qualified person described in Subsection (4)(a)(v) or (vi); and
744 (ii) the qualified person described in Subsection (4)(a)(v) or (vi) signs a document
745 that includes the following:
- 746 (A) the name, address, and telephone number of the person requesting the list of
747 registered voters;
 - 748 (B) an indication of the type of qualified person that the person requesting the list
749 claims to be;
 - 750 (C) a statement regarding the purpose for which the person desires to obtain the
751 information;
 - 752 (D) a list of the purposes for which the qualified person may use the information;
 - 753 (E) a statement that the information may not be provided or used for a purpose
754 other than a purpose described under Subsection (4)(n)(ii)(D);
 - 755 (F) a statement that if the person obtains the information under false pretenses, or
756 provides or uses the information in a manner that is prohibited by law, the
757 person is guilty of a class A misdemeanor and is subject to a civil fine;
 - 758 (G) an assertion from the person that the person will not provide or use the
759 information in a manner that is prohibited by law; and
 - 760 (H) notice that if the person makes a false statement in the document, the person is
761 punishable by law under Section 76-8-504.
- 762 (o) Except as provided in Subsection (4)(p), the information that the lieutenant governor
763 or a county clerk is required to provide, under Subsection (4)(n), from the record of a
764 protected individual is:
- 765 (i) a single hash code, generated from a string of data that includes both the voter's
766 voter identification number and residential address;
 - 767 (ii) the voter's residential address;
 - 768 (iii) the voter's mailing address, if different from the voter's residential address;
 - 769 (iv) the party affiliation of the voter;
 - 770 (v) the precinct number for the voter's residential address;
 - 771 (vi) the voter's voting history; and
 - 772 (vii) a designation of which age group, of the following age groups, the voter falls
773 within:
 - 774 (A) 25 or younger;
 - 775 (B) 26 through 35;

- 776 (C) 36 through 45;
777 (D) 46 through 55;
778 (E) 56 through 65;
779 (F) 66 through 75; or
780 (G) 76 or older.
- 781 (p) The lieutenant governor or a county clerk may not disclose:
- 782 (i) information described in Subsection (4)(o) that, due to a small number of voters
783 affiliated with a particular political party, or due to another reason, would likely
784 reveal the identity of a voter if disclosed; or
- 785 (ii) the address described in Subsection (4)(o)(iii) if the lieutenant governor or the
786 county clerk determines that the nature of the address would directly reveal
787 sensitive information about the voter.
- 788 (q) A qualified person described in Subsection (4)(a)(v) or (vi), may not obtain, provide,
789 or use the information described in Subsection (4)(n) or (o), except to the extent that
790 the qualified person uses the information for a political purpose of a political party or
791 candidate for public office.
- 792 (5) When political parties not listed on the voter registration form qualify as registered
793 political parties under [Title 20A, Chapter 8, Political Party Formation and Procedures]
794 Chapter 8, Political Party Formation and Procedures, the lieutenant governor shall
795 inform the county clerks of the name of the new political party and direct the county
796 clerks to ensure that the voter registration form is modified to include that political party.
- 797 (6) Upon receipt of a voter registration form from an applicant, the county clerk or the
798 clerk's designee shall:
- 799 (a) review each voter registration form for completeness and accuracy; and
800 (b) if the county clerk believes, based upon a review of the form, that an individual may
801 be seeking to register or preregister to vote who is not legally entitled to register or
802 preregister to vote, refer the form to the county attorney for investigation and
803 possible prosecution.
- 804 (7) The lieutenant governor or a county clerk shall withhold from a person, other than a
805 person described in Subsection (4)(a)(i), the voter registration record, and information
806 obtained from the voter registration record, of a protected individual.
- 807 (8)(a) The lieutenant governor shall design and distribute the withholding request form
808 described in Subsection (7) to each election officer and to each agency that provides
809 a voter registration form.

(b) An individual described in Subsection (1)(e)(i) is not required to provide verification, other than the individual's attestation and signature on the withholding request form, that the individual, or an individual who resides with the individual, is a victim of domestic violence or dating violence or is likely to be a victim of domestic violence or dating violence.

(c) The director of elections within the Office of the Lieutenant Governor shall make rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, establishing requirements for providing the verification described in Subsection (1)(e)(ii).

(9) An election officer or an employee of an election officer may not encourage an individual to submit, or discourage an individual from submitting, a withholding request form.

(10)(a) The lieutenant governor shall make and execute a plan to provide notice to registered voters who are protected individuals, that includes the following information:

- (i) that the voter's classification of the record as private remains in effect;
- (ii) that certain non-identifying information from the voter's voter registration record may, under certain circumstances, be released to political parties and candidates for public office;
- (iii) that the voter's name, driver license or identification card number, social security number, email address, phone number, and the voter's day, month, and year of birth will remain private and will not be released to political parties or candidates for public office;
- (iv) that a county clerk will only release the information to political parties and candidates in a manner that does not associate the information with a particular voter; and
- (v) that a county clerk may, under certain circumstances, withhold other information that the county clerk determines would reveal identifying information about the voter.

(b) The lieutenant governor may include in the notice described in this Subsection (10) a statement that a voter may obtain additional information on the lieutenant governor's website.

(c) The plan described in Subsection (10)(a) may include providing the notice described in Subsection (10)(a) by:

- (i) publication on the Utah Public Notice Website, created in Section 63A-16-601;
- (ii) publication on the lieutenant governor's website or a county's website;
- (iii) posting the notice in public locations;
- (iv) publication in a newspaper;
- (v) sending notification to the voters by electronic means;
- (vi) sending notice by other methods used by government entities to communicate with citizens; or
- (vii) providing notice by any other method.

(d) The lieutenant governor shall provide the notice included in a plan described in this Subsection (10) before June 16, 2023.

Section 3. Section **20A-2-108** is amended to read:

**20A-2-108 . Driver license or state identification card registration form --
Transmittal of information.**

(1) As used in this section, "qualifying form" means:

- (a) a driver license application form; or
- (b) a state identification card application form.

(2) The lieutenant governor and the Driver License Division shall design each qualifying form to include:

(a)(i) the following question, which an applicant is required to answer: "Do you authorize the use of information in this form for voter registration purposes? YES___ NO___"; and

(ii) no later than November 5, 2025, the following:

"Indicate below how you want to vote in upcoming elections:

_____ Mail a ballot to me.

_____ Do not mail a a ballot to me. I will vote in person.";

(b) the following statement:

"PRIVACY INFORMATION

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

Your driver license number, identification card number, social security number, email address, full date of birth, and phone number are available only to government entities. Your 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.

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

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

REQUEST FOR ADDITIONAL PRIVACY PROTECTION

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

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 contractors, employees, and volunteers, by submitting a withholding request form with this registration record, or to the lieutenant governor or a county clerk, if the person is or is likely to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating violence.

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

(c) a section in substantially the following form:

"

BALLOT NOTIFICATIONS

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

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

Do you consent to receive communications about the status of your ballot and other official communications, by text, at the phone number you provided above? Yes No

".

- (3) The lieutenant governor and the Driver License Division shall ensure that a qualifying form contains:
- (a) a place for an individual to affirm the individual's citizenship, voting eligibility, and Utah residency, and that the information provided in the form is true;
 - (b) a records disclosure that is similar to the records disclosure on a voter registration form described in Section 20A-2-104;
 - (c) a statement that if an applicant declines to register or preregister to vote, the fact that the applicant has declined to register or preregister will remain confidential and will be used only for voter registration purposes;
 - (d) a statement that if an applicant does register or preregister to vote, the office at which the applicant submits a voter registration application will remain confidential and will be used only for voter registration purposes; and
 - (e) if the applicant answers "yes" to the question described in Subsection (2)(a), a space where an individual may, if desired:
 - (i) indicate the individual's desired political affiliation from a listing of each registered political party, as defined in Section 20A-8-101;
 - (ii) specify a political party that is not listed under Subsection (3)(e)(i) with which the individual desires to affiliate; or
 - (iii) indicate that the individual does not wish to affiliate with a political party.

Section 4. Section **20A-2-204** is amended to read:

20A-2-204 . Registering to vote when applying for or renewing a driver license or other qualifying form.

- (1) As used in this section, "voter registration form" means, when an individual named on a qualifying form, as defined in Section 20A-2-108, answers "yes" to the question described in Subsection [20A-2-108(2)(a)] 20A-2-108(2)(a)(i), the information on the qualifying form that can be used for voter registration purposes.
- (2)(a) Except as provided in Subsection (2)(b), a citizen who is qualified to vote may register to vote, and a citizen who is qualified to preregister to vote may preregister to vote, by answering "yes" to the question described in Subsection [20A-2-108(2)(a)]

945 20A-2-108(2)(a)(i) and completing the voter registration form.

946 (b) A citizen who is a program participant in the Safe at Home Program created in
947 Section 77-38-602 is not eligible to register to vote as described in Subsection (2)(a),
948 but is eligible to register to vote by any other means described in this part.

949 (3) The Driver License Division shall:

950 (a) assist an individual in completing the voter registration form unless the individual
951 refuses assistance;

952 (b) electronically transmit each address change to the lieutenant governor within five
953 days after the day on which the division receives the address change; and

954 (c) within five days after the day on which the division receives a voter registration
955 form, electronically transmit the form to the Office of the Lieutenant Governor,
956 including the following for the individual named on the form:

957 (i) the name, date of birth, driver license or state identification card number, last four
958 digits of the social security number, Utah residential address, place of birth, and
959 signature;

960 (ii) a mailing address, if different from the individual's Utah residential address;

961 (iii) an email address and phone number, if available;

962 (iv) the desired political affiliation, if indicated;

963 (v) an indication of whether the individual requested that the individual's voter
964 registration record be classified as a private record under Subsection
965 20A-2-108(2)(b); and

966 (vi) a withholding request form described in Subsections 20A-2-104(7) and (8) and
967 any verification submitted with the form.

968 (4) Upon receipt of an individual's voter registration form from the Driver License Division
969 under Subsection (3), the lieutenant governor shall:

970 (a) enter the information into the statewide voter registration database; and

971 (b) if the individual requests on the individual's voter registration form that the
972 individual's voter registration record be classified as a private record or the individual
973 submits a withholding request form described in Subsections 20A-2-104(7) and (8)
974 and any required verification, classify the individual's voter registration record as a
975 private record.

976 (5) The county clerk of an individual whose information is entered into the statewide voter
977 registration database under Subsection (4) shall:

978 (a) ensure that the individual meets the qualifications to be registered or preregistered to

- 979 vote; and
- 980 (b)(i) if the individual meets the qualifications to be registered to vote:
- 981 (A) ensure that the individual is assigned to the proper voting precinct; and
- 982 (B) send the individual the notice described in Section 20A-2-304; or
- 983 (ii) if the individual meets the qualifications to be preregistered to vote, process the
- 984 form in accordance with the requirements of Section 20A-2-101.1.
- 985 (6)(a) When the county clerk receives a correctly completed voter registration form
- 986 under this section, the clerk shall:
- 987 (i) comply with the applicable provisions of this Subsection (6); or
- 988 (ii) if the individual is preregistering to vote, comply with Section 20A-2-101.1.
- 989 (b) If the county clerk receives a correctly completed voter registration form under this
- 990 section no later than 5 p.m. or, if submitting the form electronically, midnight, 11
- 991 calendar days before the date of an election, the county clerk shall:
- 992 (i) accept the voter registration form; and
- 993 (ii) unless the individual is preregistering to vote:
- 994 (A) enter the individual's name on the list of registered voters for the voting
- 995 precinct in which the individual resides; and
- 996 (B) notify the individual that the individual is registered to vote in the upcoming
- 997 election; and
- 998 (iii) if the individual named in the form is preregistering to vote, comply with Section
- 999 20A-2-101.1.
- 1000 (c) If the county clerk receives a correctly completed voter registration form under this
- 1001 section after the deadline described in Subsection (6)(b), the county clerk shall,
- 1002 unless the individual named in the form is preregistering to vote:
- 1003 (i) accept the application for registration of the individual;
- 1004 (ii) process the voter registration form; and
- 1005 (iii) unless the individual is preregistering to vote, and except as provided in
- 1006 Subsection 20A-2-207(6), inform the individual that the individual will not be
- 1007 registered to vote in the pending election, unless the individual registers to vote by
- 1008 provisional ballot during the early voting period, if applicable, or on election day,
- 1009 in accordance with Section 20A-2-207.
- 1010 (7)(a) If the county clerk determines that an individual's voter registration form received
- 1011 from the Driver License Division is incorrect because of an error, because the form is
- 1012 incomplete, or because the individual does not meet the qualifications to be registered

to vote, the county clerk shall mail notice to the individual stating that the individual has not been registered or preregistered because of an error, because the registration form is incomplete, or because the individual does not meet the qualifications to be registered to vote.

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

Section 5. Section **20A-2-206** is amended to read:

20A-2-206 . Electronic registration -- Requesting to receive a ballot by mail.

(1) The lieutenant governor shall create and maintain an electronic system that is publicly available on the Internet for an individual to[-] :

(a) apply for voter registration or preregistration[-] ; or

(b) beginning no later than July 1, 2025, request to receive a ballot by mail.

(2) ~~[An]~~ The electronic system [for voter registration or preregistration-] described in Subsection (1) shall require, to register to vote, the applicant to:

~~[(a) that an applicant have a valid driver license or identification card, issued under Title 53, Chapter 3, Uniform Driver License Act, that reflects the applicant's current principal place of residence;]~~

(a) enter the applicant's name, address, date of birth, driver license number or state identification card number, and any other information determined to be necessary by the lieutenant governor;

~~(b) [that the applicant] provide the information required by Section 20A-2-104, except that the applicant's signature may be obtained in the manner described in Subsections (2)(d) and (5);~~

~~(c) [that the applicant] attest to the truth of the information provided; and~~

~~(d) [that the applicant] authorize the lieutenant governor's and county clerk's use of the applicant's:~~

~~(i) driver license or identification card signature, obtained under Title 53, Chapter 3, Uniform Driver License Act, for voter registration or preregistration purposes; or~~

~~(ii) signature on file in the lieutenant governor's statewide voter registration database developed under Section 20A-2-502, for voter registration or preregistration purposes.~~

- 1047 (3) Notwithstanding Section 20A-2-104, an applicant using the electronic system [~~for voter~~
1048 ~~registration or preregistration created under this section~~] described in Subsection (1) is
1049 not required to complete a printed registration form.
- 1050 (4) A system created and maintained under this section shall provide to an individual who is
1051 registering to vote the notices concerning a voter's presentation of identification [
1052 ~~contained in Subsection 20A-2-104(1)~~] described in Subsection 20A-2-104(2).
- 1053 (5) The lieutenant governor shall, in relation to an individual who is registering to vote:
1054 (a) obtain a digital copy of the applicant's driver license signature or identification card
1055 signature from the Driver License Division; or
1056 (b) ensure that the applicant's signature is~~[-already]~~ on file in the lieutenant governor's
1057 statewide voter registration database developed under Section 20A-2-502.
- 1058 (6) The lieutenant governor shall send the information described in Subsections (2) and (5)
1059 to the county clerk for the county in which the applicant's principal place of residence is
1060 found for further action as required by Section 20A-2-304 after:
1061 (a) receiving all information from an applicant; and
1062 (b)(i) receiving all information from the Driver License Division, if applicable; ~~[or]~~
1063 and
1064 (ii) ensuring that the applicant's signature is~~[-already]~~ on file in the lieutenant
1065 governor's statewide voter registration database developed under Section
1066 20A-2-502.
- 1067 (7) The lieutenant governor may use additional security measures to ensure the accuracy
1068 and integrity of [~~an electronically submitted voter registration~~] information submitted
1069 electronically under this section.
- 1070 (8) If an individual applies to register under this section no later than 11 calendar days
1071 before the date of an election, the county clerk shall:
1072 (a) accept and process the voter registration form;
1073 (b) unless the individual named in the form is preregistering to vote:
1074 (i) enter the applicant's name on the list of registered voters for the voting precinct in
1075 which the applicant resides; and
1076 (ii) notify the individual that the individual is registered to vote in the upcoming
1077 election; and
1078 (c) if the individual named in the form is preregistering to vote, comply with Section
1079 20A-2-101.1.
- 1080 (9) If an individual applies to register under this section after the deadline described in

Subsection (8), the county clerk shall, unless the individual is preregistering to vote:

(a) accept the application for registration; and

(b) except as provided in Subsection 20A-2-207(6), if possible, promptly inform the individual that the individual will not be registered to vote in the pending election, unless the individual registers to vote by provisional ballot during the early voting period, if applicable, ~~or~~ on election day, in accordance with Section 20A-2-207.

(10) The lieutenant governor shall provide a means by which a registered voter shall sign the application form.

(11) For an individual who is registering to vote or is already registered to vote, the electronic system described in Subsection (1) shall include the following:

"Indicate below how you want to vote in upcoming elections:

_____ Mail a ballot to me.

_____ Do not mail a ballot to me. I will vote in person."

Section 6. Section **20A-2-502** is amended to read:

20A-2-502 . Statewide voter registration system -- Maintenance and update of system -- Record security -- List of incarcerated felons -- Public document showing compliance by county clerks.

(1) The lieutenant governor shall:

(a) develop, manage, and maintain a statewide voter registration system to be used by county clerks to maintain an updated statewide voter registration database in accordance with this section and rules made under Section 20A-2-507;

(b) except as provided in Subsection (2)(c), regularly update the system with information relevant to voter registration, as follows:

(i) on at least a weekly basis, information received from the Driver License Division in relation to:

(A) voter registration;

(B) a registered voter's change of address; or

(C) a registered voter's change of name;

(ii) on at least a weekly basis, the information described in Subsection 26B-8-114(11) from the state registrar, regarding deceased individuals;

(iii) on at least a monthly basis, the information described in Subsection (3), received from the Department of Corrections regarding incarcerated individuals;

(iv) on at least a monthly basis, information received from other states, including information received under an agreement described in Subsection (2); and

- 1115 (v) within 31 days after receiving information relevant to voter registration, other
1116 than the information described in Subsections (1)(b)(i) through ~~[(v)]~~ (iv);
- 1117 (c) regularly monitor the system to[-] :
- 1118 (i) ensure that each county clerk complies with the requirements of this part and rules
1119 made under Section 20A-2-507;
- 1120 (ii) identify errors in relation to the requirements described in Subsection (1)(b), at
1121 least:
- 1122 (A) 90 calendar days before each primary election;
1123 (B) 90 calendar days before each regular general election; and
1124 (C) twice during an odd-numbered year; and
- 1125 (iii) notify a county clerk of errors that relate to the county clerk's jurisdiction;
- 1126 (d) establish matching criteria and security measures for identifying a change described
1127 in Subsection (1)(b) to ensure the accuracy of a voter registration record;~~[-and]~~
- 1128 (e) on at least a monthly basis:
- 1129 (i) use the matching criteria and security measures described in Subsection (1)(d) to
1130 compare information in the database to identify duplicate data, contradictory data,
1131 and changes in data;
- 1132 (ii) notify the applicable county clerk of the data identified; and
- 1133 (iii) notify the county clerk of the county in which a voter's principal place of
1134 residence is located of a change in a registered voter's principal place of residence
1135 or name[-] ;
- 1136 (f) before April 1, 2026, develop a procedure to evaluate voter registration based on
1137 addresses to identify potential anomalies, including eight or more voters at a
1138 single-family home address;
- 1139 (g) develop procedures to investigate the validity of a voter registration when a ballot
1140 mailed by the county clerk is returned by the post office as undeliverable;
- 1141 (h) before June 1, 2026, register with the Systematic Alien Verification for Entitlements
1142 program, operated by the United States Department of Homeland Security; and
- 1143 (i) as part of maintaining the voter registration database, analyze the database at least 90
1144 calendar days before the day of each regular primary election and each regular
1145 general election to ensure the accuracy of the voter registration record, and to inform
1146 county clerks of action needed, by identifying errors in the database, including errors
1147 based on:
- 1148 (i) incorrect addresses;

1149 (ii) change of incarceration status;

1150 (iii) the death of a voter;

1151 (iv) duplicate voters;

1152 (v) identical identification numbers used by multiple voters;

1153 (vi) lack of citizenship status; or

1154 (vii) other reasons identified by the lieutenant governor that would render a voter
1155 ineligible to vote.

1156 (2)(a) Subject to Subsection (2)(b), the lieutenant governor may cooperate or enter into
1157 an agreement with a governmental entity or another state to share information and
1158 increase the accuracy of the database.

1159 (b) For a record shared under Subsection (2)(a), the lieutenant governor shall ensure:

1160 (i) that the record is only used to maintain the accuracy of the database;

1161 (ii) compliance with Section 63G-2-206; and

1162 (iii) that the record is secure from unauthorized use by employing data encryption or
1163 another similar technology security system.

1164 (c) The lieutenant governor is not required to comply with an updating requirement
1165 described in Subsection (1)(b) to the extent that the person responsible to provide the
1166 information to the lieutenant governor fails to provide the information.

1167 (3)(a) The lieutenant governor shall maintain a current list of all incarcerated felons in
1168 Utah.

1169 (b) The Department of Corrections shall provide the lieutenant governor's office with:

1170 (i) the name and last-known address of each individual who:

1171 (A) was convicted of a felony in a Utah state court; and

1172 (B) is currently incarcerated for commission of a felony; and

1173 (ii) the name of each convicted felon who has been released from incarceration.

1174 (4) The lieutenant governor shall seek to enter into an agreement with the federal courts to
1175 provide that, in exchange for receiving information from the state's voter registration list
1176 or from a list maintained by the Driver License Division to use in relation to federal
1177 juries, the federal courts will notify the lieutenant governor or a county clerk when an
1178 individual disclosed from one of the lists is disqualified from jury service due to a
1179 conviction or non-citizenship.

1180 [(4)] (5) The lieutenant governor shall maintain on the lieutenant governor's website a
1181 document that:

1182 (a) describes the utilities and tools within the system that a county clerk is required to

run;

(b) describes the actions, if any, that a county clerk is required to take in relation to the results of running a utility or tool;

(c) lists, by date, the recurring deadlines by which a county clerk must comply with Subsection [(4)(a) or (b)] (5)(a) or (b); and

(d) indicates, by county:

(i) whether the county clerk timely complies with each deadline described in Subsection [(4)(e)] (5)(c); and

(ii) if the county clerk fails to timely comply with a deadline described in Subsection [(4)(e)] (5)(c), whether the county clerk subsequently complies with the deadline and the date on which the county clerk complies.

Section 7. Section **20A-2-503** is amended to read:

20A-2-503 . County clerk's responsibilities -- Updating voter registration.

(1)(a) Each county clerk shall use the system to record or modify all voter registration records.

(b) A county clerk shall:

(i) at the time the county clerk enters a voter registration record into the system, run the system's voter identification verification tool in relation to the record; and

(ii) in accordance with rules made under Section 20A-2-507, regularly report to the lieutenant governor the information described in Subsection 20A-2-502(4).

(2) A county clerk who receives notification from the lieutenant governor, as provided in Subsection 20A-2-502(1)(e), of a change in a registered voter's principal place of residence or name may verify the change with the registered voter.

(3) Unless the county clerk verifies that a change described in Subsection (2) is incorrect, the county clerk shall:

(a) change the voter registration record to show the registered voter's current name and address; and

(b) notify the registered voter of the change to the voter registration record.

(4) A county clerk shall, in accordance with rules made under Section 20A-2-507:

(a) on at least a monthly basis, run the duplicate voter utility and take the action required to resolve potential duplicate data identified by the utility; and

(b) every December, run the annual maintenance utility.

(5)(a) If a voter does not vote in any election during the period beginning on the date of any regular general election and ending on the day after the date of the next regular general

election, and the county clerk has not sent the voter a notice described in Section 20A-2-505 during the period, the county clerk shall, within 14 days after the day on which the county clerk runs the annual maintenance utility, send to the voter a preaddressed return form in substantially the following form:

"VOTER REGISTRATION ADDRESS"

To ensure the address on your voter registration is correct, please complete and return this form if your address has changed. What is your current street address?

Street	City	County	State	ZIP
--------	------	--------	-------	-----

Signature of Voter

(b) The county clerk shall mail the form described in Subsection (5)(a) with a postal service that will notify the county clerk if the voter has changed the voter's address.

(6) A county clerk shall comply with the procedures described in Subsections 20A-2-502(1)(f) and (g).

Section 8. Section **20A-2-505** is amended to read:

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

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

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

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

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

(i) change the official register to show the voter's new address; and

(ii) send to the voter, by forwardable mail, the notice described in Subsection (3).

(b) When a county clerk obtains information that a voter's address has changed and it appears that the voter now resides in a different county, the county clerk shall verify the changed residence by sending to the voter, by forwardable mail, the notice

described in Subsection (3), printed on a postage prepaid, preaddressed return form.

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

"VOTER REGISTRATION NOTICE

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

Street	City	County	State	Zip
--------	------	--------	-------	-----

What is your current phone number (optional)? _____

What is your current email address (optional)? _____

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

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

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

Signature of Voter

PRIVACY INFORMATION

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

Your driver license number, identification card number, social security number, email address, full date of birth, and phone number are available only to government entities. Your 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.

You may request that all information on your voter registration records be withheld from all persons other than government entities, political parties, candidates for public office, and

their contractors, employees, and volunteers, by indicating here:

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

REQUEST FOR ADDITIONAL PRIVACY PROTECTION

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

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 contractors, employees, and volunteers, by submitting a withholding request form with this registration record, or to the lieutenant governor or a county clerk, if the person is or is likely to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating violence.

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

(b) The form described in Subsection (3)(a) shall also include[-] :

(i) a section in substantially the following form:

"

BALLOT NOTIFICATIONS

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

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

Do you consent to receive communications about the status of your ballot and other official communications, by text, at the phone number you provided above? Yes No

"; and

(ii) no later than November 5, 2025, the following, immediately after the question described in Subsection (2)(b)(i):

"Indicate below how you want to vote in upcoming elections:

Mail a ballot to me.

Do not mail a ballot to me. I will vote in person."

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

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

(i) the voter requests, in writing, that the voter's name be removed; or

(ii) the voter dies.

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

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

(iii) An inactive voter may vote, sign petitions, and have all other privileges of a registered voter.

(iv) A county is not required to:

(A) send routine mailings to an inactive voter; or

(B) count inactive voters when dividing precincts and preparing supplies.

(5) The lieutenant governor shall make available to a county clerk United States Social Security Administration data received by the lieutenant governor regarding deceased individuals.

(6) A county clerk shall, within ten business days after the day on which the county clerk receives the information described in Subsection (5) or Subsections 26B-8-114(11) and (12) relating to a decedent whose name appears on the official register, remove the decedent's name from the official register.

(7) Ninety days before each primary and general election the lieutenant governor shall

compare the information the lieutenant governor has received under Subsection 26B-8-114(11) with the official register of voters to ensure that all deceased voters have been removed from the official register.

Section 9. Section **20A-3a-106** is amended to read:

20A-3a-106 . Rulemaking authority relating to conducting an election.

The director of elections, within the Office of the Lieutenant Governor, may make rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, establishing requirements for:

- (1) a return envelope[~~described in Subsection 20A-3a-202(4)~~], to ensure uniformity and security of the envelopes;
- (2) complying with the signature comparison audit requirements described in Section 20A-3a-402.5; or
- (3) conducting and documenting the identity verification process described in Subsection 20A-3a-401(7)(b).

Section 10. Section **20A-3a-201** is amended to read:

20A-3a-201 . Voting methods.

- (1) [~~Except for an election conducted entirely by mail under Section 20A-7-609.5, a~~] A voter may vote as follows:
 - (a) by mail;
 - (b) at a polling place during early voting hours;
 - (c) at a polling place on election day when the polls are open;
 - (d) if the voter is an individual with a disability, by voting remotely, via a mechanical ballot or via electronic means if approved by the election officer;
 - (e) electronically or via a federal write-in absentee ballot if the voter is a covered voter, as defined in Section 20A-16-102; or
 - (f) by emergency ballot, in accordance with Part 3, Emergency Ballots.
- (2) A voter may not vote at a polling place if the voter voted by mail or in a manner described in Subsections (1)(d) through (f).

Section 11. Section **20A-3a-202** is amended to read:

20A-3a-202 . Conducting election in person and by mail -- Mailing ballots to voters -- Exceptions.

- (1)(a) Except as otherwise provided for an election conducted entirely by mail under Section 20A-7-609.5, an election officer shall administer an election primarily by mail, in accordance with this section.

- (b) An individual who did not provide valid voter identification at the time the voter registered to vote shall provide valid voter identification before voting.
- (2) An election officer who administers an election:
- (a) shall in accordance with Subsection (3), no sooner than 21 days before election day and no later than seven days before election day, mail to~~[-each active voter within a voting precinct]~~ the applicable voters, in accordance with Subsection 20A-3a-202.5(3), and subject to Subsection 20A-3a-202.5(4):
- (i) a manual ballot;
- (ii) a return envelope;
- (iii) instructions for returning the ballot that include an express notice about any relevant deadlines that the voter must meet in order for the voter's vote to be counted;
- (iv) ~~[for an election administered by a county clerk,]~~information regarding the location and hours of operation of any election day voting center at which the voter may vote or a website address where the voter may view this information; and
- ~~[(v) for an election administered by an election officer other than a county clerk, if the election officer does not operate a polling place or an election day voting center, a warning, on a separate page of colored paper in bold face print, indicating that if the voter fails to follow the instructions included with the ballot, the voter will be unable to vote in that election because there will be no polling place for the voting precinct on the day of the election; and]~~
- ~~[(vi)]~~ (v) instructions on how a voter may sign up to receive electronic ballot status notifications via the ballot tracking system described in Section 20A-3a-401.5;
- (b) may not mail a ballot under this section to:
- (i) an inactive voter, unless the inactive voter requests a manual ballot; or
- (ii) a voter whom the election officer is prohibited from sending a ballot under [Subsection (9)(c)(ii)] Subsection 20A-3a-202.5(4);
- (c) shall, on the outside of the envelope in which the election officer mails the ballot, include instructions for returning the ballot if the individual to whom the election officer mails the ballot does not live at the address to which the ballot is sent;
- (d) shall provide a method of accessible voting to a voter with a disability who is not able to vote by mail; and
- (e) shall include, on the election officer's website and with each ballot mailed,

instructions regarding how a voter described in Subsection (2)(d) may vote.

(3)(a) An election officer who mails a manual ballot under Subsection (2) shall mail the manual ballot to the address:

(i) provided at the time of registration or updated by the voter after the time of registration; or

(ii) if, at or after the time of registration, the voter files an alternate address request form described in Subsection (3)(b), the alternate address indicated on the form.

(b) The lieutenant governor shall make available to voters an alternate address request form that permits a voter to request that the election officer mail the voter's ballot to a location other than the voter's residence.

(c) A voter shall provide the completed alternate address request form to the election officer no later than 11 days before the day of the election.

(d) Beginning on November 5, 2025, through December 31, 2028, an election officer shall include, with each ballot mailed to a voter, a separate paper document containing the following statements:

"WARNING

If you have a valid Utah driver license or a valid Utah state identification card, failure to provide the last four digits of the license or card number may result in your ballot not being counted. You also have the option of providing the last four digits of your social security number as identification. If you do not have any of these identification types, your ballot will still be counted if your signature on the affidavit on this envelope matches your signature on file with the election officer.

NOTICE

Beginning in 2029, you will not receive a ballot by mail unless you request to receive a ballot by mail. You may request to receive a ballot by mail at [insert a uniform resource locator where the voter can make the request online]. If you are unable to make a request online, contact your county clerk's office at the following number for instructions on how to make the request in person or by mail [insert phone number here]."

(e) Beginning on January 1, 2029, an election officer shall include, with each ballot mailed to a voter, a separate paper document containing the following statement:

"WARNING

If you have a valid Utah driver license or a valid Utah state identification card, failure to provide the last four digits of your license or card number will result in

1455 your ballot not being counted.

1456 If you do not have a license or card described above, you may enter the last four
 1457 digits of your social security number as identification, or include a photocopy of one
 1458 of the following in the return envelope:

- 1459 • a currently valid identification card that is issued by the state or a branch,
- 1460 department, or agency of the United States;
- 1461 • a currently valid Utah permit to carry a concealed weapon;
- 1462 • a currently valid United States passport;
- 1463 • a currently valid United States military identification card; or
- 1464 • a currently valid tribal identification card, Bureau of Indian Affairs card, or tribal
- 1465 treaty card.

1466 If you do not have any of the forms of identification listed above, you must vote in
 1467 person at a polling place, unless you qualify for an exemption from this requirement.
 1468 You may obtain information regarding an exemption at [insert a uniform resource
 1469 locator where the voter can view this information] or by calling [insert a phone
 1470 number that a voter may call to access this information]."

1471 (4) The return envelope shall include:

- 1472 (a) the name, official title, and post office address of the election officer on the front of
- 1473 the envelope;
- 1474 (b) subject to Subsection (9), beginning on or before January 1, 2026, a place for the
- 1475 voter to enter the last four digits of the voter's Utah driver license number, Utah state
- 1476 identification card number, or social security number;
- 1477 (c) the following statement:

1478 "IMPORTANT: See the warning and notice enclosed with your ballot.";

1479 ~~[(b)]~~ (d) a space where a voter may write an email address and phone number by which
 1480 the election officer may contact the voter if the voter's ballot is rejected; and

1481 ~~[(e)]~~ (e) a printed affidavit in substantially the following form:

1482 "County of ____ State of ____

1483 I, ____, solemnly swear that: I am a qualified resident voter of the ____ voting precinct
 1484 in ____ County, Utah and that I am entitled to vote in this election. I am not a convicted felon
 1485 currently incarcerated for commission of a felony.

1486 _____

1487 Signature of Voter["; and]

1488 WARNING

1489 The above affidavit must be signed by the voter to whom the ballot is addressed. It is a
1490 FELONY for any other individual to sign the above affidavit, even if the voter to whom the
1491 ballot is addressed gives permission for another to sign the affidavit for the voter."

1492 [~~(d) a warning that the affidavit must be signed by the individual to whom the ballot was~~
1493 ~~sent and that the ballot will not be counted if the signature on the affidavit does not~~
1494 ~~match the signature on file with the election officer of the individual to whom the~~
1495 ~~ballot was sent.~~]

1496 (5) If the election officer determines that the voter [~~is required to show~~] has not yet
1497 provided valid voter identification with the voter's voter registration, the election officer
1498 may:

1499 (a) mail a ballot to the voter;

1500 (b) instruct the voter to [~~include~~] enclose a copy of the voter's valid voter identification [
1501 ~~with the return ballot~~] in the return envelope; and

1502 (c) provide instructions to the voter on how the voter may sign up to receive electronic
1503 ballot status notifications via the ballot tracking system described in Section
1504 20A-3a-401.5.

1505 (6) An election officer who administers an election shall:

1506 (a)(i) before the election, obtain the signatures of each voter qualified to vote in the
1507 election; or

1508 (ii) obtain the signature of each voter within the voting precinct from the county
1509 clerk; and

1510 (b) maintain the signatures on file in the election officer's office.

1511 (7) Upon receipt of a returned ballot, the election officer shall review and process the ballot
1512 under Section 20A-3a-401.

1513 (8) A county that administers an election:

1514 (a) shall provide at least one election day voting center in accordance with Part 7,
1515 Election Day Voting Center, and at least one additional election day voting center for
1516 every 5,000 active voters in the county who [~~have requested to not receive a ballot by~~
1517 ~~mail~~] , under Section 20A-3a-202.5, will not receive a ballot by mail;

1518 (b) shall ensure that each election day voting center operated by the county has at least
1519 one voting device that is accessible, in accordance with the Help America Vote Act
1520 of 2002, Pub. L. No. 107-252, for individuals with disabilities;

1521 (c) may reduce the early voting period described in Section 20A-3a-601, if:

1522 (i) the county clerk conducts early voting on at least four days;

- (ii) the early voting days are within the period beginning on the date that is 14 days before the date of the election and ending on the day before the election; and
- (iii) the county clerk provides notice of the reduced early voting period in accordance with Section 20A-3a-604; and

(d) is not required to pay return postage for a [ballot] return envelope.

(9) A return envelope shall be designed in a manner that the information described in Subsections (4)(b) and (d), and the voter's signature, is covered from view after the return envelope is sealed.

~~[(9)(a) An individual may request that the election officer not send the individual a ballot by mail in the next and subsequent elections by submitting a written request to the election officer.]~~

~~[(b) An individual shall submit the request described in Subsection (9)(a) to the election officer before 5 p.m. no later than 60 days before an election if the individual does not wish to receive a ballot by mail in that election.]~~

~~[(c) An election officer who receives a request from an individual under Subsection (9)(a):]~~

~~[(i) shall remove the individual's name from the list of voters who will receive a ballot by mail; and]~~

~~[(ii) may not send the individual a ballot by mail for:]~~

~~[(A) the next election, if the individual submits the request described in Subsection (9)(a) before the deadline described in Subsection (9)(b); or]~~

~~[(B) an election after the election described in Subsection (9)(c)(ii)(A).]~~

~~[(d) An individual who submits a request under Subsection (9)(a) may resume the individual's receipt of a ballot by mail by submitting a written request to the election officer.]~~

Section 12. Section **20A-3a-202.5** is enacted to read:

20A-3a-202.5 . Receiving a ballot by mail -- Making a request -- Termination or expiration of a request -- Renewing a request.

(1) As used in this section, "request to receive a ballot by mail" means to make a request as described in Subsection (2).

(2) An individual may request to receive a ballot by mail by:

(a) making the request on a voter registration form;

(b) making the request when the individual applies for or renews the individual's driver license or state identification card;

1557 (c) making the request via the electronic system described in Section 20A-2-206; or

1558 (d) making the request when the voter votes in person.

1559 (3) An election officer shall, when mailing ballots to voters under Section 20A-3a-202, mail
1560 a ballot to each registered voter who:

1561 (a) for an election held before January 1, 2029, is an active voter, unless the voter
1562 requests to stop receiving a ballot by mail; or

1563 (b) except as provided in Subsection (4), for an election held on or after January 1, 2029:

1564 (i) is an active voter; and

1565 (ii) has, in accordance with Subsection (2), made a request to receive a ballot by mail.

1566 (4) For an election held on or after January 1, 2029, an election officer may not mail a
1567 ballot to an individual who:

1568 (a) following the individual's most recent request to receive a ballot by mail:

1569 (i) requests to stop receiving ballots by mail; or

1570 (ii) does not vote in an election during a period that includes two consecutive regular
1571 general elections; or

1572 (b) has not, within eight years before the day on which the election officer mails the bulk
1573 of the ballots for an election, made a request to receive a ballot by mail.

1574 (5) This section may not be applied in a manner that conflicts with Chapter 16, Uniform
1575 Military and Overseas Voters Act.

1576 Section 13. Section **20A-3a-203** is amended to read:

1577 **20A-3a-203 . Voting at a polling place.**

1578 (1) [Except as provided in Section 20A-7-609.5, a] A registered voter may vote at a polling
1579 place in an election in accordance with this section.

1580 (2)(a) The voter shall give the voter's name, and, if requested, the voter's residence, to
1581 one of the poll workers.

1582 (b) The voter shall present valid voter identification to one of the poll workers[-] , as
1583 follows:

1584 (i) the voter shall present a currently valid Utah driver license or Utah state
1585 identification card;

1586 (ii) if the voter does not have the type of identification described in Subsection

1587 (2)(b)(i), the voter shall present:

1588 (A) a currently valid identification card issued by the state, or a branch,
1589 department, or agency of the United States;

1590 (B) a currently valid Utah permit to carry a concealed weapon;

1591 (C) a currently valid United States passport;

1592 (D) a currently valid United States military identification card; or

1593 (E) a valid tribal identification card, Bureau of Indian Affairs card, or tribal treaty
1594 card; or

1595 (iii) if the voter does not have the type of identification described in Subsection
1596 (2)(b)(i) or (ii), the voter shall present other valid voter identification.

1597 (c) If the poll worker is not satisfied that the voter has presented valid voter identification
1598 in accordance with Subsection (2)(b), the poll worker shall:

1599 (i) indicate on the official register that the voter was not properly identified;

1600 (ii) issue the voter a provisional ballot;

1601 (iii) notify the voter that the voter will have until the close of normal office hours on
1602 Monday after the day of the election to present valid voter identification:

1603 (A) to the county clerk at the county clerk's office; or

1604 (B) to an election officer who is administering the election; and

1605 (iv) follow the procedures and requirements of Section 20A-3a-205.

1606 (d) If the person's right to vote is challenged as provided in Section 20A-3a-803, the poll
1607 worker shall follow the procedures and requirements of Section 20A-3a-205.

1608 (3) A poll worker shall check the official register to determine[~~whether~~]:

1609 (a) whether a voter is registered to vote; and

1610 (b) if the election is a regular primary election or a presidential primary election,
1611 whether a voter's party affiliation designation in the official register allows the voter
1612 to vote the ballot that the voter requests.

1613 (4)(a) Except as provided in Subsection (5), if the voter's name is not found on the
1614 official register, the poll worker shall follow the procedures and requirements of
1615 Section 20A-3a-205.

1616 (b) If, in a regular primary election or a presidential primary election, the official register
1617 does not affirmatively identify the voter as being affiliated with a registered political
1618 party or if the official register identifies the voter as being "unaffiliated," the voter
1619 shall be considered to be "unaffiliated."

1620 (5) In a regular primary election or a presidential primary election:

1621 (a) if a voter's name is not found on the official register, and if it is not unduly disruptive
1622 to the election process, the poll worker may attempt to contact the county clerk's
1623 office to request oral verification of the voter's registration; and

1624 (b) if oral verification is received from the county clerk's office, the poll worker shall:

- 1625 (i) record the verification on the official register;
- 1626 (ii) determine the voter's party affiliation and the ballot that the voter is qualified to
- 1627 vote; and
- 1628 (iii) except as provided in Subsection (6), comply with Subsection (3).
- 1629 (6)(a) Except as provided in Subsection (6)(b), if, in a regular primary election or a
- 1630 presidential primary election, the voter's political party affiliation listed in the official
- 1631 register does not allow the voter to vote the ballot that the voter requested, the poll
- 1632 worker shall inform the voter of that fact and inform the voter of the ballot or ballots
- 1633 that the voter's party affiliation does allow the voter to vote.
- 1634 (b) If, in a regular primary election or a presidential primary election, the voter is listed
- 1635 in the official register as unaffiliated, or if the official register does not affirmatively
- 1636 identify the voter as either unaffiliated or affiliated with a registered political party,
- 1637 and the voter, as an unaffiliated voter, is not authorized to vote the ballot that the
- 1638 voter requests, the poll worker shall:
- 1639 (i) ask the voter if the voter wishes to vote another registered political party ballot
- 1640 that the voter, as unaffiliated, is authorized to vote, or remain unaffiliated; and
- 1641 (ii)(A) if the voter wishes to vote another registered political party ballot that the
- 1642 unaffiliated voter is authorized to vote, the poll worker shall proceed as
- 1643 required by Subsection (3); or
- 1644 (B) if the voter wishes to remain unaffiliated and does not wish to vote another
- 1645 ballot that unaffiliated voters are authorized to vote, the poll worker shall
- 1646 instruct the voter that the voter may not vote.
- 1647 (7) Except as provided in Subsection (6)(b)(ii)(B), and subject to the other provisions of
- 1648 Subsection (6), if the poll worker determines that the voter is registered, a poll worker
- 1649 shall:
- 1650 (a) direct the voter to sign the voter's name in the official register;
- 1651 (b) provide to the voter the ballot that the voter is qualified to vote; and
- 1652 (c) allow the voter to enter the voting booth.
- 1653 (8)(a) The official register shall include the statement described in Subsection (8)(b):
- 1654 (i) at the top of each page of the register where a voter signs the register; or
- 1655 (ii) adjacent to the place where each voter signs the register.
- 1656 (b) The statement described in Subsection (8)(a) shall appear as follows:
- 1657 AFFIDAVIT
- 1658 By signing this register I am signing an affidavit where, UNDER PENALTY OF

PERJURY, I affirm that:

- the identification I presented to the poll worker is valid voter identification that accurately identifies me as the person indicated; and

- if I presented identification other than the following, it is because I do not have any of the following forms of identification:

- a currently valid Utah driver license or Utah state identification card;

- a currently valid identification card that is issued by the state or a branch, department, or agency of the United States;

- a currently valid Utah permit to carry a concealed weapon;

- a currently valid United States passport;

- a currently valid United States military identification card; or

- a currently valid tribal identification card, Bureau of Indian Affairs card, or tribal treaty card.

(9) A voter who votes at a polling place may submit a request to a poll worker that a ballot be mailed to the voter in upcoming elections.

Section 14. Section **20A-3a-204** is amended to read:

20A-3a-204 . Marking a manual ballot -- Returning a ballot by mail, at an election officer's office, or via a ballot drop box -- Depositing a ballot received by mail at a polling place.

(1) To vote [~~by mail~~] a manual ballot:

(a) except as provided in Subsection [~~(6)~~] (7), the voter shall prepare the voter's manual ballot by marking the appropriate space with a mark opposite the name of each candidate of the voter's choice for each office to be filled;

(b) if a ballot proposition is submitted to a vote of the people, the voter shall mark the appropriate space with a mark opposite the answer the voter intends to make;

(c) except as provided in Subsection [~~(6)~~] (7), the voter shall record a write-in vote in accordance with Subsection 20A-3a-206(1); and

(d) except as provided in Subsection [~~(6)~~] (7), a mark is not required opposite the name of a write-in candidate[; and] .

(2) Before returning a ballot mailed to the voter,

[~~(e)~~] the voter shall:

[~~(i)~~] (a) complete and sign the affidavit on the return envelope;

(b) enter the last four digits of the voter's Utah driver license or Utah state identification card;

- 1693 (c) beginning on January 1, 2029, if the voter does not have a Utah driver license or
 1694 Utah state identification card:
- 1695 (i) write the last four digits of the voter's social security card on the return envelope;
 1696 or
- 1697 (ii) include in the return envelope a photocopy of one of the following forms of
 1698 identification for the voter:
- 1699 (A) a currently valid identification card issued by the state, or a branch,
 1700 department, or agency of the United States;
- 1701 (B) a currently valid Utah permit to carry a concealed weapon;
- 1702 (C) a currently valid United States passport;
- 1703 (D) a currently valid United States military identification card; or
- 1704 (E) a valid tribal identification card, Bureau of Indian Affairs card, or tribal treaty
 1705 card;
- 1706 ~~[(ii)] (d) place the voted ballot in the return envelope;~~
- 1707 ~~[(iii) if required, place a copy of the voter's valid voter identification in the return~~
 1708 ~~envelope;]~~
- 1709 (e) if required by the election officer because the voter has not yet provided valid voter
 1710 identification with the voter's voter registration record, include a copy of the voter's
 1711 valid voter identification with the ballot inside the return envelope;
- 1712 ~~[(iv)] (f) securely seal the return envelope; and~~
- 1713 ~~[(v)] (g)[(A)] if returning the ballot by mail, attach postage, if necessary, and~~
 1714 ~~deposit the return envelope in the mail[; or] .~~
- 1715 ~~[(B) place the return envelope in a ballot drop box, designated by the election~~
 1716 ~~officer, for the precinct where the voter resides.]~~
- 1717 ~~[(2)] (3)(a) Except as otherwise provided in Section 20A-16-404, to be valid, a ballot that~~
 1718 ~~is mailed must be[;] received by the election officer on or before 8 p.m. on election~~
 1719 ~~day.~~
- 1720 ~~[(i) clearly postmarked before election day, or otherwise clearly marked by the post~~
 1721 ~~office as received by the post office before election day; and]~~
- 1722 ~~[(ii) received in the office of the election officer before noon on the day of the official~~
 1723 ~~canvass following the election.]~~
- 1724 (b) Except as provided in Subsection [(2)(e)] (3)(c), to be valid, a ballot returned by a
 1725 method other than by mail shall, before [the polls close] 8 p.m. on election day, be[
 1726 deposited in]:

(i) deposited in a ballot box at a polling place;~~[-or]~~

(ii) deposited in a ballot drop box designated by an election officer for the jurisdiction to which the ballot relates~~[-]~~ ; or

(iii) otherwise received by the the election officer.

(c) An election officer may, but is not required to, forward a ballot deposited in a ballot drop box in the wrong jurisdiction to the correct jurisdiction.

(d) An election officer shall ensure that a voter who is, at or before 8 p.m.~~[-]~~ on election day:

(i) in line at a ballot drop box, with a sealed return envelope containing a ballot in the voter's possession, is allowed to deposit the ballot in the ballot drop box~~[-]~~ ; or

(ii) in line at a polling place, is allowed to vote.

~~[(3)]~~ (4)(a) Except as provided in Subsection ~~[(4)]~~ (6), to vote at a polling place the voter shall, after complying with Subsections (1)(a) through (d):

~~[(a)]~~ (i) sign the official register or pollbook; and

~~[(b)]~~ (ii)~~[(i)]~~ place the ballot in the ballot box; or

~~[(ii)]~~ (b) ~~[(if)]~~ If the ballot that a voter votes at a polling place is a provisional ballot, the voter shall place the ballot in the provisional ballot envelope, complete the information printed on the provisional ballot envelope, and deposit the provisional ballot envelope in the provisional ballot box.

~~[(4)]~~ (5)(a) An individual with a disability may vote a mechanical ballot at a polling place.

(b) An individual other than an individual with a disability may vote a mechanical ballot at a polling place if permitted by the election officer.

~~[(5)]~~ (6) To vote a mechanical ballot, the voter shall:

(a) make the selections according to the instructions provided for the voting device; and

(b) subject to Subsection ~~[(6)]~~ (7), record a write-in vote by:

(i) selecting the appropriate position for entering a write-in candidate; and

(ii) using the voting device to enter the name of the valid write-in candidate for whom the voter wishes to vote.

~~[(6)]~~ (7) To vote in an instant runoff voting race under ~~[Title 20A, Chapter 4, Part 6; Municipal Alternate Voting Methods Pilot Project]~~ Chapter 4, Part 6, Municipal Alternate Voting Methods Pilot Project, a voter:

(a) shall indicate, as directed on the ballot, the name of the candidate who is the voter's first preference for the office; and

(b) may indicate, as directed on the ballot, the names of the remaining candidates in order of the voter's preference.

~~[(7)]~~ (8) A voter who votes at a polling place:

(a) shall mark and cast or deposit the ballot without delay and shall leave the voting area after voting; and

(b) may not:

(i) occupy a voting booth occupied by another, except as provided in Section 20A-3a-208;

(ii) remain within the voting area more than 10 minutes; or

(iii) occupy a voting booth for more than five minutes if all booths are in use and other voters are waiting to occupy a voting booth.

~~[(8)]~~ (9) If the official register shows any voter as having voted, that voter may not reenter the voting area during that election unless that voter is an election official or watcher.

~~[(9)]~~ (10) A poll worker may not, at a polling place, allow more than four voters more than the number of voting booths into the voting area at one time unless those excess voters are:

(a) election officials;

(b) watchers; or

(c) assisting voters with a disability.

Section 15. Section **20A-3a-208** is amended to read:

20A-3a-208 . Assisting disabled, illiterate, or blind voters.

(1) Any voter who has a disability, or is blind, unable to read or write, unable to read or write the English language, or is physically unable to enter a polling place, may be given assistance by an individual of the voter's choice.

(2) The individual giving assistance under this section shall inform a poll worker of the individual's name and the reason the individual is providing assistance.

~~[(2)]~~ (3) The individual providing assistance may not be:

(a) the voter's employer;

(b) an agent of the employer;

(c) an officer or agent of the voter's union; or

(d) a candidate.

~~[(3)]~~ (4) The person providing assistance may not request, persuade, or otherwise induce the voter to vote for or vote against any particular candidate or issue or release any information regarding the voter's selection.

Section 16. Section **20A-3a-301** is amended to read:

20A-3a-301 . Emergency ballots -- Hospitalized voter returning ballot my mail without standard identification.

(1) As used in this section, "hospitalized voter" means a registered voter who:

(a) is[-] :

(i) ~~hospitalized[-or otherwise confined to a medical-or] ;~~

(ii) ~~confined in hospice care, a treatment facility, or a long-term care[-institution] facility; or~~

(iii) ~~due to age or illness, is restricted in the ability to travel from the voter's permanent or temporary residence; and~~

~~[(b) does not have a manual ballot in the voter's immediate possession;]~~

~~[(e)] (b) is able to vote a manual ballot[; and] .~~

~~[(d) is not able to acquire a manual ballot without the assistance of another individual.]~~

(2) A hospitalized voter who has not received a ballot by mail, or does not have possession of a ballot sent to the voter by mail may, in accordance with this section, obtain a manual ballot to use as an emergency ballot and vote at any time after the election officer mails manual ballots to the majority of voters and before the close of polls on election day.

(3)~~[(a) Any]~~ An individual may obtain an emergency ballot application, a manual ballot, and a [manual ballot] return envelope from the election officer on behalf of a hospitalized voter by[-] :

(a) requesting a ballot and application in person at the election officer's office during business hours[-] ;

(b) presenting valid voter identification for the individual requesting the ballot on the hospitalized voter's behalf; and

(c) signing a statement, created by the lieutenant governor, where the individual, under penalty of perjury:

(i) identifies the individual;

(ii) identifies the hospitalized voter and explains the reason the hospitalized voter qualifies as an exempt voter; and

(iii) states that the individual:

(A) is obtaining the ballot at the request of the hospitalized voter;

(B) will not request, persuade, or otherwise induce the voter to vote for or vote against any particular candidate or issue;

1829 (C) will not release any information regarding the voter's votes; and

1830 (D) will not alter the voter's votes.

1831 ~~[(b) The election officer shall require the individual to sign a statement identifying the~~
1832 ~~individual and the hospitalized voter.]~~

1833 (4) To vote, ~~[the]~~ a hospitalized voter described in Subsection (2) shall[-] :

1834 (a) complete the emergency ballot application and enclose the application in the return
1835 envelope[-] ;

1836 (b) complete, and sign the affidavit on, the [manual ballot] return envelope[-] ;

1837 (c) mark the voter's votes on the manual ballot[-] ;

1838 (d) if the voter did not provide the last four digits of the voter's Utah driver license, Utah
1839 state identification card, or social security number:

1840 (i) include in the return envelope a photocopy of a type of identification described in
1841 Subsection 20A-3a-204(2)(b)(ii); or

1842 (ii) if the voter does not have a type of identification described in Subsection
1843 20A-3a-204(2)(b)(ii), include in the return envelope another type of valid voter
1844 identification;

1845 (e) place the manual ballot into the envelope[-] ; and

1846 (f) seal the envelope unless a different method is authorized under Section 20A-1-308.

1847 (5) ~~[To]~~ For a ballot described in Subsection (4) to be counted, the emergency voter
1848 application and the sealed manual ballot envelope must be returned to the election
1849 officer's office in accordance with the requirements of this chapter.

1850 (6) An election officer shall design an emergency ballot application and ensure that the
1851 application includes the check box and statement described in Subsection
1852 20A-3a-401(7)(d)(v).

1853 (7) Beginning on January 1, 2029, a hospitalized voter who receives a ballot by mail may, if
1854 the voter is unable to provide the digits described in Subsection 20A-3a-401(4)(b)(i),
1855 return the ballot by mail by including in the return envelope:

1856 (a) a photocopy of a type of identification described in Subsection 20A-3a-204(2)(b)(ii);
1857 or

1858 (b) if the voter does not have a type of identification described in Subsection
1859 20A-3a-204(2)(b)(ii):

1860 (i) a photocopy of another type of valid voter identification; and

1861 (ii) a document showing that the voter is a hospitalized voter.

1862 Section 17. Section **20A-3a-401** is amended to read:

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

(1)(a) This section governs ballots returned by mail~~[-or]~~ , via a ballot drop box, or by other legal means.

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

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

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

~~[(a) the signatures correspond;]~~

~~[(b) the affidavit is sufficient;]~~

~~[(c) the voter is registered to vote in the correct precinct;]~~

~~[(d) the voter's right to vote the ballot has been challenged;]~~

~~[(e) the voter has already voted in the election;]~~

~~[(f) the voter is required to provide valid voter identification; and]~~

~~[(g) if the voter is required to provide valid voter identification, whether the voter has provided valid voter identification.]~~

(3) Poll workers shall examine a return envelope to make the determinations described in Subsection (4).

(4)[(a)] The poll workers shall take the action described in Subsection ~~[(4)(b)]~~ (5)(a) if the poll workers determine:

(a) for an election held before January 1, 2029:

(i) that the return envelope contains the last four digits of the voter's Utah driver

license number, Utah state identification card number, or social security number;

or

(ii) if the return envelope does not contain the digits described in Subsection (4)(a)(i),

that:

[(i)] (A) in accordance with the rules made under Subsection ~~[(11)]:~~ (13),

[(A) that] the signature on the affidavit of the return envelope is reasonably

consistent with the individual's signature in the voter registration records; or

(B) for an individual who checks the box described in Subsection ~~[(5)(c)(v), that]~~

(7)(d)(v), the signature is verified by alternative means;

(b) for an election held on or after January 1, 2029:

(i) that the return envelope contains the last four digits of the voter's Utah driver

- 1897 license number, Utah state identification card number, or social security number;
 1898 (ii) if the return envelope does not contain the digits described in Subsection (4)(b)(i),
 1899 that the voter included in the return envelope a copy of the identification described
 1900 in Subsection 20A-3a-204(2)(b)(ii); or
 1901 (iii) for a voter described in Subsection 20A-3a-301(7), that the voter complied with
 1902 Subsection 20A-3a-301(7);
 1903 ~~[(ii)]~~ (c) that the affidavit is sufficient;
 1904 ~~[(iii)]~~ (d) that the voter is registered to vote in the correct precinct;
 1905 ~~[(iv)]~~ (e) that the voter's right to vote the ballot has not been challenged;
 1906 ~~[(v)]~~ (f) that the voter has not already voted in the election; and
 1907 ~~[(vi)]~~ (g) for a voter ~~[required to provide valid voter identification, that the voter has~~
 1908 ~~provided valid voter identification]~~ who has not yet provided valid voter identification
 1909 with the voter's voter registration, whether the voter has provided valid voter
 1910 identification with the return envelope.
 1911 ~~[(b)]~~ (5)(a) If the poll workers make all of the findings described in Subsection ~~[(4)(a)]~~ (4),
 1912 the poll workers shall:
 1913 (i) remove the manual ballot from the return envelope in a manner that does not
 1914 destroy the affidavit on the return envelope;
 1915 (ii) ensure that the ballot ~~[does not unfold and is not otherwise]~~ is not examined in
 1916 connection with the return envelope; and
 1917 (iii) place the ballot with the other ballots to be counted.
 1918 ~~[(e)]~~ (b) If the poll workers do not make all of the findings described in Subsection ~~[(4)(a)]~~
 1919 (4), the poll workers shall:
 1920 (i) disallow the vote;
 1921 (ii) except as provided in Subsection (6), without opening the return envelope, record
 1922 the ballot as "rejected" and state the reason for the rejection; and
 1923 (iii) except as provided in Subsection (6), place the return envelope, unopened, with
 1924 the other rejected return envelopes.
 1925 (6) A poll worker may open a return envelope, if necessary, to determine compliance with
 1926 Subsection (4)(b)(ii), (4)(b)(iii), or (4)(g).
 1927 ~~[(5)]~~ (7)(a) If the poll workers reject an individual's ballot because the poll workers
 1928 determine that the return envelope does not comply with Subsection (4), the election
 1929 officer shall:
 1930 (i) contact the individual in accordance with Subsection (8); and

(ii) inform the individual:

(A) that the identification information provided on the return envelope is in question;

(B) how the individual may resolve the issue; and

(C) that, in order for the ballot to be counted, the individual is required to deliver to the election officer a correctly completed affidavit, provided by the county clerk, that meets the requirements described in Subsection (7)(d).

~~(b)(a)~~ If, under Subsection (4)(a)(ii)(A), the poll workers reject an individual's ballot because the poll workers determine, in accordance with rules made under Subsection [~~(11)~~] (13), that the signature on the return envelope is not reasonably consistent with the individual's signature in the voter registration records, the election officer shall:

(i) contact the individual in accordance with Subsection [~~(6)~~] (8); and

(ii) inform the individual:

(A) that the individual's signature is in question;

(B) how the individual may resolve the issue; and

(C) that, in order for the ballot to be counted, the individual is required to deliver to the election officer a correctly completed affidavit, provided by the county clerk, that meets the requirements described in Subsection [~~(5)(e)~~] (7)(d).

~~(b)~~ (c) The election officer shall ensure that the notice described in Subsection [~~(5)(a)~~] (7)(a) or (b) includes:

(i) when communicating the notice by mail, a printed copy of the affidavit described in Subsection [~~(5)(e)~~] (7)(d) and a courtesy reply envelope;

(ii) when communicating the notice electronically, a link to a copy of the affidavit described in Subsection [~~(5)(e)~~] (7)(d) or information on how to obtain a copy of the affidavit; or

(iii) when communicating the notice by phone, either during a direct conversation with the voter or in a voicemail, arrangements for the voter to receive a copy of the affidavit described in Subsection [~~(5)(e)~~] (7)(d), either in person from the clerk's office, by mail, or electronically.

~~(e)~~ (d) An affidavit described in Subsection [~~(5)(a)(ii)(C)~~] (7)(a)(ii)(C) or (7)(b)(ii)(C) shall include:

(i) an attestation that the individual voted the ballot;

(ii) a space for the individual to enter the individual's name, date of birth, and driver license number or the last four digits of the individual's social security number;

- (iii) a space for the individual to sign the affidavit;
- (iv) a statement that, by signing the affidavit, the individual authorizes the lieutenant governor's and county clerk's use of the information in the affidavit and the individual's signature on the affidavit for voter identification purposes; and
- (v) a check box accompanied by language in substantially the following form: "I am a voter with a qualifying disability under the Americans with Disabilities Act that impacts my ability to sign my name consistently. I can provide appropriate documentation upon request. To discuss accommodations, I can be contacted at _____".

~~[(d)]~~ (e) In order for an individual described in Subsection ~~[(5)(a)]~~ (7)(a) or (b) to have the individual's ballot counted, the individual shall deliver the affidavit described in Subsection ~~[(5)(e)]~~ (7)(d) to the election officer.

~~[(e)]~~ (f) An election officer who receives a signed affidavit under Subsection ~~[(5)(d)]~~ (7)(e) shall immediately:

- (i) scan the signature on the affidavit electronically and keep the signature on file in the statewide voter registration database developed under Section 20A-2-502;
- (ii) if the election officer receives the affidavit no later than 5 p.m. three days before the day on which the canvass begins, count the individual's ballot; and
- (iii) if the check box described in Subsection ~~[(5)(e)(v)]~~ (7)(d)(v) is checked, comply with the rules described in Subsection ~~[(11)(e)]~~ (13)(c).

~~[(6)]~~ (8)(a) The election officer shall, within two business days after the day on which an individual's ballot is rejected, notify the individual of the rejection and the reason for the rejection, by phone, mail, email, or ~~[-SMS]~~ , if consent is obtained, text message, unless:

- (i) the ballot is cured within one business day after the day on which the ballot is rejected; or
- (ii) the ballot is rejected because the ballot is received late or for another reason that cannot be cured.

(b) If an individual's ballot is rejected for a reason described in Subsection ~~[(6)(a)(ii)]~~ (8)(a)(ii), the election officer shall notify the individual of the rejection and the reason for the rejection by phone, mail, email, or ~~[-SMS]~~ , if consent is obtained, text message, within the later of:

- (i) 30 days after the day of the rejection; or
- (ii) 30 days after the day of the election.

(c) The election officer may, when notifying an individual by phone under this Subsection ~~[(6)]~~ (8), use auto-dial technology.

~~[(7)]~~ (9) An election officer may not count the ballot of an individual whom the election officer contacts under Subsection ~~[(5) or (6)]~~ (7) or (8) unless, no later than 5 p.m. three days before the day on which the canvass begins, the election officer:

(a) receives a signed affidavit from the individual under Subsection ~~[(5)]~~ (7); or

(b)(i) contacts the individual;

(ii) if the election officer has reason to believe that an individual, other than the voter to whom the ballot was sent, signed the ballot affidavit, informs the individual that it is unlawful to sign a ballot affidavit for another person, even if the person gives permission;

(iii) verifies the identity of the individual by:

(A) requiring the individual to provide at least two types of personal identifying information for the individual; and

(B) comparing the information provided under Subsection ~~[(7)(b)(iii)(A)]~~ (9)(b)(iii)(A) to records relating to the individual that are in the possession or control of an election officer; and

(iv) documenting the verification described in Subsection ~~[(7)(b)(iii)]~~ (9)(b)(iii), by recording:

(A) the name and voter identification number of the individual contacted;

(B) the name of the individual who conducts the verification;

(C) the date and manner of the communication;

(D) the type of personal identifying information provided by the individual;

(E) a description of the records against which the personal identifying information provided by the individual is compared and verified; and

(F) other information required by the lieutenant governor.

~~[(8)]~~ (10) The election officer shall:

(a) retain and preserve the return envelopes in the manner provided by law for the retention and preservation of ballots voted at that election;

(b) retain and preserve the documentation described in Subsection ~~[(7)(b)(iv)]~~ (9)(b)(iv); and

(c) if the election officer complies with Subsection ~~[(8)(b)]~~ (10)(b) by including the documentation in the voter's voter registration record, make, retain, and preserve a record of the name and voter identification number of each voter contacted under

2033 Subsection [~~(7)(b)~~] (9)(b).

2034 [~~(9)~~] (11)(a) The election officer shall record the following in the database used to verify

2035 signatures:

2036 (i) any initial rejection of a ballot under Subsection [~~(4)(e)~~] (5)(b), within one business

2037 day after the day on which the election officer rejects the ballot; and

2038 (ii) any resolution of a rejection of a ballot under Subsection [~~(7)~~] (9), within one

2039 business day after the day on which the ballot rejection is resolved.

2040 (b) An election officer shall include, in the canvass report, a final report of the

2041 disposition of all rejected and resolved ballots, including, for ballots rejected, the

2042 following:

2043 (i) the number of ballots rejected because the voter did not sign the voter's ballot; and

2044 (ii) the number of ballots rejected because the voter's signatures on the ballot, and in

2045 records on file, do not correspond.

2046 [~~(10)~~] (12) Willful failure to comply with this section constitutes willful neglect of duty

2047 under Section 20A-5-701.

2048 [~~(11)~~] (13) The director of elections within the Office of the Lieutenant Governor shall make

2049 rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to

2050 establish:

2051 (a) criteria and processes for use by poll workers in determining if a signature

2052 corresponds with the signature on file for the voter under [~~Subsections (3)(a) and~~

2053 ~~(4)(a)(i)(A)~~] Subsection (4)(a)(ii)(A);

2054 (b) training and certification requirements for election officers and employees of election

2055 officers regarding the criteria and processes described in Subsection [~~(11)(a)~~] (13)(a);

2056 and

2057 (c) in compliance with Title II of the Americans with Disabilities Act of 1990, 42 U.S.C.

2058 Secs. 12131 through 12165, an alternative means of verifying the identity of an

2059 individual who checks the box described in Subsection [~~(5)(e)(v)~~] (7)(d)(v).

2060 [~~(12)~~] (14) Subject to Subsection [~~(13)~~] (15), if, in response to a request, and in accordance

2061 with the requirements of law, an election officer discloses the name or address of voters

2062 whose ballots have been rejected and not yet resolved, the election officer shall:

2063 (a) make the disclosure within two business days after the day on which the request is

2064 made;

2065 (b) respond to each request in the order the requests were made; and

2066 (c) make each disclosure in a manner, and within a period of time, that does not reflect

2067 favoritism to one requestor over another.

2068 ~~[(13)]~~ (15) A disclosure described in Subsection ~~[(12)]~~ (14) may not include the name or
2069 address of a protected individual, as defined in Subsection 20A-2-104(1).

2070 Section 18. Section **20A-3a-401.5** is amended to read:

2071 **20A-3a-401.5 . Ballot tracking system.**

2072 (1) As used in this section:

2073 (a) "Ballot tracking system" means the system described in this section to track and
2074 confirm the status of trackable ballots.

2075 (b) "Change in the status" includes:

2076 (i) when a trackable ballot is mailed to a voter;

2077 (ii) when an election official receives a voted trackable ballot; and

2078 (iii) when a voted trackable ballot is counted.

2079 (c) "Trackable ballot" means a manual ballot that is:

2080 (i) mailed to a voter in accordance with Section 20A-3a-202;

2081 ~~[(ii) deposited in the mail by a voter in accordance with Section 20A-3a-204; or]~~

2082 ~~[(iii) deposited in a ballot drop box by a voter in accordance with Section 20A-3a-204.]~~

2083 (ii) cast at a polling place in accordance with Section 20A-3a-203;

2084 (iii) returned to a polling place in accordance with Section 20A-3a-204;

2085 (iv) returned to a ballot drop box in accordance with Section 20A-3a-204;

2086 (v) returned to an election officer's office in accordance with Section 20A-3a-204; or

2087 (vi) returned by mail in accordance with Section 20A-3a-401.

2088 (d) "Voter registration database" means the database, as defined in Section 20A-2-501.

2089 (2) The lieutenant governor shall operate and maintain a statewide or locally based system
2090 to track and confirm when there is a change in the status of a trackable ballot.

2091 (3) If a voter elects to receive electronic notifications regarding the status of the voter's
2092 trackable ballot, the ballot tracking system shall, when there is a change in the status of
2093 the voter's trackable ballot:

2094 (a) send a text message notification to the voter if the voter's information in the voter
2095 registration database includes a mobile telephone number;

2096 (b) send an email notification to the voter if the voter's information in the voter
2097 registration database includes an email address; and

2098 (c) send a notification by another electronic means directed by the lieutenant governor.

2099 (4) The lieutenant governor shall ensure that the ballot tracking system and the
2100 state-provided website described in Section 20A-7-801 automatically share appropriate

2101 information to ensure that a voter is able to confirm the status of the voter's trackable
 2102 ballot via the state-provided website free of charge.

2103 (5) The ballot tracking system shall include a toll-free telephone number or other offline
 2104 method by which a voter can confirm the status of the voter's trackable ballot.

2105 (6) The lieutenant governor shall ensure that the ballot tracking system:

2106 (a) is secure from unauthorized use by employing data encryption or other security
 2107 measures; and

2108 (b) is only used for the purposes described in this section.

2109 Section 19. Section **20A-3a-402** is amended to read:

2110 **20A-3a-402 . Custody of ballots voted at a polling place -- Disposition -- Counting**
 2111 **ballots -- Release of tally.**

2112 (1)[(a)] For ballots voted at a polling place:

2113 [(b)] (a) the election officer shall deliver all return envelopes containing valid ballots and
 2114 valid provisional ballots that are in the election officer's custody to the counting
 2115 center before noon on the day of the official canvass following the election;

2116 [(e)] (b) valid ballots, including valid provisional ballots, may be processed and counted:

2117 (i) by the election officer, or poll workers acting under the supervision of the election
 2118 officer, before the date of the canvass; and

2119 (ii) at the canvass, by the election officer or poll workers, acting under the
 2120 supervision of the official canvassers of the election;

2121 [(d)] (c) when processing ballots, the election officer and poll workers shall comply with
 2122 the procedures and requirements of [Section 20A-3a-401] this part in opening
 2123 envelopes, verifying signatures if applicable, confirming eligibility of the ballots, and
 2124 depositing ballots in preparation for counting; and

2125 [(e)] (d) all valid ballots, including valid provisional ballots have been deposited, the
 2126 ballots shall be counted in the usual manner.

2127 (2)(a) After the polls close on the date of the election, the election officer shall publicly
 2128 release the results of all ballots, including provisional ballots, that have been counted
 2129 on or before the date of the election.

2130 (b) Except as provided in Subsection (2)(c), on each day, beginning on the day after the
 2131 date of the election and ending on the day before the date of the canvass, the election
 2132 officer shall publicly release the results of all ballots, including provisional ballots,
 2133 counted on that day.

2134 (c)(i) If complying with Subsection (2)(b) on a particular day will likely result in

disclosing a vote cast by an individual voter, the election officer shall request permission from the lieutenant governor to delay compliance for the minimum number of days necessary to protect against disclosure of the voter's vote.

(ii) The lieutenant governor shall grant a request made under Subsection (2)(c)(i) if the lieutenant governor finds that the delay is necessary to protect against disclosure of a voter's vote.

(d) On the date of the canvass, the election officer shall provide a tally of all ballots, including provisional ballots, counted, and the resulting tally shall be added to the official canvass of the election.

Section 20. Section **20A-3a-601** is amended to read:

20A-3a-601 . Early voting.

(1) ~~[Except as provided in Section 20A-7-609.5:]~~

(a) ~~[an]~~ An individual who is registered to vote may vote at a polling place before the election date in accordance with this section~~[; and]~~ .

(b) ~~[except]~~ Except as provided in Subsection 20A-2-207(6), an individual who is not registered to vote may register to vote and vote at a polling place before the election date in accordance with this section if the individual:

(i) is otherwise legally entitled to vote the ballot; and

(ii) casts a provisional ballot in accordance with Section 20A-2-207.

(2) Except as provided in Section 20A-1-308 or Subsection (3), the early voting period:

(a) begins on the date that is 14 days before the date of the election; and

(b) continues through the Friday before the election if the election date is a Tuesday.

(3)(a) An election officer may extend the end of the early voting period to the day before the election date if the election officer provides notice of the extension in accordance with Section 20A-3a-604.

(b) For a municipal election, the municipal clerk may reduce the early voting period described in this section if:

(i) the municipal clerk conducts early voting on at least four days;

(ii) the early voting days are within the period beginning on the date that is 14 days before the date of the election and ending on the day before the election; and

(iii) the municipal clerk provides notice of the reduced early voting period in accordance with Section 20A-3a-604.

(c) For a county election, the county clerk may reduce the early voting period described in this section if:

- (i) the county clerk conducts early voting on at least four days;
- (ii) the early voting days are within the period beginning on the date that is 14 days before the date of the election and ending on the day before the election; and
- (iii) the county clerk provides notice of the reduced early voting period in accordance with Section 20A-3a-604.

(4) Except as provided in Section 20A-1-308, during the early voting period, the election officer:

(a) for a local special election, a municipal primary election, and a municipal general election:

(i) shall conduct early voting on a minimum of four days during each week of the early voting period; and

(ii) shall conduct early voting on the last day of the early voting period; and

(b) for all other elections:

(i) shall conduct early voting on each weekday; and

(ii) may elect to conduct early voting on a Saturday, Sunday, or holiday.

(5) Except as specifically provided in this Part 6, Early Voting, or Section 20A-1-308, early voting shall be administered in accordance with the requirements of this title.

Section 21. Section **20A-3a-603** is amended to read:

20A-3a-603 . Early voting polling places.

(1) Except as provided in Section 20A-1-308[~~or 20A-7-609.5~~], the election officer shall designate one or more polling places for early voting, as follows:

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

(b) each polling place shall comply with the requirements for polling places under Chapter 5, Election Administration;

(c) for all elections other than local special elections, municipal primary elections, and municipal general elections, at least 10% of the voting devices at a polling place shall be accessible for individuals with disabilities in accordance with Public Law 107-252, the Help America Vote Act of 2002; and

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

(i) can be scheduled for use during early voting hours;

(ii) has the physical facilities necessary to accommodate early voting requirements;

- 2203 (iii) has adequate space for voting equipment, poll workers, and voters; and
2204 (iv) has adequate security, public accessibility, and parking.
- 2205 (2)(a) Except as provided in Section 20A-1-308, the election officer may, after the
2206 deadline described in Section 20A-3a-604:
- 2207 (i) if necessary, change the location of an early voting place; or
2208 (ii) if the election officer determines that the number of early voting polling places is
2209 insufficient due to the number of registered voters who are voting, designate
2210 additional polling places during the early voting period.
- 2211 (b) Except as provided in Section 20A-1-308, if an election officer changes the location
2212 of an early voting polling place or designates an additional early voting polling place,
2213 the election officer shall, as soon as is reasonably possible, give notice of the dates,
2214 times, and location of the changed early voting polling place or the additional early
2215 voting polling place:
- 2216 (i) to the lieutenant governor, for posting on the Statewide Voter Information
2217 Website;
- 2218 (ii) by posting the information on the website of the election officer, if available; and
2219 (iii) by posting notice:
- 2220 (A) for a change in the location of an early voting polling place, at the new
2221 location and, if possible, the old location; and
2222 (B) for an additional early voting polling place, at the additional early voting
2223 polling place.
- 2224 (3) Except as provided in Section 20A-1-308, for each regular general election and regular
2225 primary election, counties of the first class shall ensure that the early voting polling
2226 places are approximately proportionately distributed based on population within the
2227 county.
- 2228 Section 22. Section **20A-4-105** is amended to read:
- 2229 **20A-4-105 . Standards and requirements for evaluating voter's ballot choice.**
- 2230 (1)(a) An election officer shall ensure that when a question arises regarding a vote
2231 recorded on a manual ballot, two counting judges jointly adjudicate the ballot, except
2232 as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot Project, in
2233 accordance with the requirements of this section.
- 2234 (b) If the counting judges disagree on the disposition of a vote recorded on a ballot that
2235 is adjudicated under this section, the counting judges may not count the vote.
- 2236 (c) An election officer shall store adjudicated ballots separately from other ballots to

enable a court to review the ballots if the election is challenged in court.

- (2) Except as provided in Subsection (10), Subsection [20A-3a-204(6)] 20A-3a-204(7), or Part 6, Municipal Alternate Voting Methods Pilot Project, if a voter marks more names than there are individuals to be elected to an office, or if the counting judges cannot determine a voter's choice for an office, the counting judges may not count the voter's vote for that office.
- (3) Except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot Project, the counting judges shall count a defective or incomplete mark on a manual ballot if:
- (a) the defective or incomplete mark [-]is in the proper place; and
 - (b) there is no other mark or cross on the ballot indicating the voter's intent to vote other than as indicated by the incomplete or defective mark.
- (4) Except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot Project, the counting judges may not reject a ballot marked by the voter because of marks on the ballot other than those marks allowed by this section unless the extraneous marks on a ballot show an intent by an individual to mark the individual's ballot so that the individual's ballot can be identified.
- (5)(a) In counting the ballots, the counting judges shall give full consideration to the intent of the voter.
- (b) The counting judges may not invalidate a ballot because of mechanical or technical defects in voting or failure on the part of the voter to follow strictly the rules for balloting required by Chapter 3a, Voting.
- (6) The counting judges may not reject a ballot because of an error in:
- (a) stamping or writing an official endorsement; or
 - (b) delivering the wrong ballots to a polling place.
- (7) The counting judges may not count a manual ballot that does not have the official endorsement by an election officer.
- (8) The counting judges may not count a ballot proposition vote or candidate vote for which the voter is not legally entitled to vote, as defined in Section 20A-4-107.
- (9) If the counting judges discover that the name of a candidate is misspelled on a ballot, or that the initial letters of a candidate's given name are transposed or omitted in whole or in part on a ballot, the counting judges shall count a voter's vote for the candidate if it is apparent that the voter intended to vote for the candidate.
- (10) The counting judges shall count a vote for the president and the vice president of any

political party as a vote for the presidential electors selected by the political party.

(11) Except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot Project, in counting the valid write-in votes, if, by casting a valid write-in vote, a voter has cast more votes for an office than that voter is entitled to vote for that office, the counting judges shall count the valid write-in vote as being the obvious intent of the voter.

Section 23. Section **20A-5-102** is amended to read:

20A-5-102 . Voting instructions.

(1) Each election officer shall:

- (a) print instructions for voters;
- (b) ensure that the instructions are printed in English, and any other language required under the Voting Rights Act of 1965, as amended, in large clear type; and
- (c) ensure that the instructions inform voters:
 - (i) about how to obtain, and how to return, ballots for voting;
 - (ii) about special political party affiliation requirements for voting in a regular primary election or presidential primary election;
 - (iii) about how to prepare ballots cast at a polling place for deposit in the ballot box;
 - ~~(iv)~~ (v) about how to prepare a mailed ballot for return;
 - ~~(iv)~~ (v) about how to record write-in votes;
 - ~~(v)~~ (vi) about how to obtain a new ballot in the place of one spoiled by accident or mistake;
 - ~~(vi)~~ (vii) about how to obtain assistance in marking ballots;
 - ~~(vii)~~ (viii) about obtaining a new ballot if the voter's ballot is defaced;
 - ~~(viii)~~ (ix) that identification marks or the spoiling or defacing of a ballot will make it invalid;
 - ~~(ix)~~ (x) about how to obtain and vote a provisional ballot;
 - ~~(x)~~ (xi) about whom to contact to report election fraud;
 - ~~(xi)~~ (xii) about applicable federal and state laws regarding:
 - (A) voting rights and the appropriate official to contact if the voter alleges that the voter's rights have been violated; and
 - (B) prohibitions on acts of fraud and misrepresentation;
 - ~~(xii)~~ (xiii) about procedures governing mail-in registrants and first-time voters; and
 - ~~(xiii)~~ (xiv) about the date of the election and the hours that the polls are open on election day.

(2) Each election officer shall:

- (a) provide the election judges of each voting precinct with sufficient instruction cards to instruct voters in the preparation of the voters' ballots; and
- (b) direct the election judges to post:
 - (i) general voting instructions in each voting booth;
 - (ii) at least three instruction cards at other locations in the polling place; and
 - (iii) at least one sample ballot at the polling place.

Section 24. Section **20A-5-403** is amended to read:

20A-5-403 . Polling places -- Booths -- Ballot boxes -- Inspections -- Arrangements.

(1) [~~Except as provided in Section 20A-7-609.5, each~~] An election officer shall:

- (a) designate polling places for each voting precinct in the jurisdiction; and
- (b) obtain the approval of the county or municipal legislative body or special district governing board for those polling places.

(2)(a) For each polling place, the election officer shall provide:

- (i) an American flag;
- (ii) a sufficient number of voting booths or compartments;
- (iii) the voting devices, voting booths, ballots, ballot boxes, and any other records and supplies necessary to enable a voter to vote;
- (iv) the constitutional amendment cards required by Part 1, Election Notices and Instructions;
- (v) the instructions required by Section 20A-5-102; and
- (vi) a sign, to be prominently displayed in the polling place, indicating that valid voter identification is required for every voter before the voter may vote and listing the forms of identification that constitute valid voter identification.

(b) Each election officer shall ensure that:

- (i) each voting booth is at a convenient height for writing, and is arranged so that the voter can prepare the voter's ballot screened from observation;
 - (ii) there are a sufficient number of voting booths or voting devices to accommodate the voters at that polling place; and
 - (iii) there is at least one voting booth or voting device that is configured to accommodate persons with disabilities.
- (c) Each county clerk shall provide a ballot box for each polling place that is large enough to properly receive and hold the ballots to be cast.

- 2339 (3)(a) All polling places shall be physically inspected by each county clerk to ensure
2340 access by a person with a disability.
- 2341 (b) Any issues concerning inaccessibility to polling places by a person with a disability
2342 discovered during the inspections referred to in Subsection (3)(a) or reported to the
2343 county clerk shall be:
- 2344 (i) forwarded to the Office of the Lieutenant Governor; and
- 2345 (ii) within six months of the time of the complaint, the issue of inaccessibility shall
2346 be either:
- 2347 (A) remedied at the particular location by the county clerk;
- 2348 (B) the county clerk shall designate an alternative accessible location for the
2349 particular precinct; or
- 2350 (C) if no practical solution can be identified, file with the Office of the Lieutenant
2351 Governor a written explanation identifying the reasons compliance cannot
2352 reasonably be met.
- 2353 (4)(a) The municipality in which the election is held shall pay the cost of conducting
2354 each municipal election, including the cost of printing and supplies.
- 2355 (b)(i) Costs assessed by a county clerk to a municipality under this section may not
2356 exceed the actual costs incurred by the county clerk.
- 2357 (ii) The actual costs shall include:
- 2358 (A) costs of or rental fees associated with the use of election equipment and
2359 supplies; and
- 2360 (B) reasonable and necessary administrative costs.
- 2361 (5) The county clerk shall make detailed entries of all proceedings had under this chapter.
- 2362 (6)(a) Each county clerk shall, to the extent possible, ensure that the amount of time that
2363 an individual waits in line before the individual can vote at a polling place in the
2364 county, or return a mailed ballot to a polling place in the county, does not exceed 30
2365 minutes.
- 2366 (b) The lieutenant governor may require a county clerk to submit a line management
2367 plan before the next election if an individual waits in line at a polling place in the
2368 county, or return a mailed ballot to a polling place in the county, longer than 30
2369 minutes before the individual can vote.
- 2370 (c) The lieutenant governor may consider extenuating circumstances in deciding whether
2371 to require the county clerk to submit a plan described in Subsection (6)(b).
- 2372 (d) The lieutenant governor shall review each plan submitted under Subsection (6)(b)

and consult with the county clerk submitting the plan to ensure, to the extent possible, that the amount of time an individual waits in line before the individual can vote at a polling place in the county, or return a mailed ballot to a polling place in the county, does not exceed 30 minutes.

Section 25. Section **20A-6-105** is amended to read:

20A-6-105 . Provisional ballot envelopes.

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

(a) the envelope shall include the following statement:

"AFFIRMATION

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

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

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

Name of Voter _____

First Middle Last

Driver License or Identification Card Number _____

State of Issuance of Driver License or Identification Card Number _____

Date of Birth _____

Street Address of Principal Place of Residence

City County State Zip Code

Telephone Number (optional) _____

Email Address (optional) _____

Last four digits of Social Security Number _____

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

City County State Zip Code

Voting Precinct (if known) _____

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

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

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

Signed

Dated

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

PRIVACY INFORMATION

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

Your driver license number, identification card number, social security number, email address, full date of birth, and phone number are available only to government entities. Your 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.

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

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

REQUEST FOR ADDITIONAL PRIVACY PROTECTION

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

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 contractors, employees, and volunteers, by submitting a withholding request form with this

registration record, or to the lieutenant governor or a county clerk, if the person is or is likely to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating violence.

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

CITIZENSHIP AFFIDAVIT

Name:

Name at birth, if different:

Place of birth:

Date of birth:

Date and place of naturalization (if applicable):

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

Signature of Applicant

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

(b) the following statement shall appear after the statement described in Subsection (1)(a):

"BALLOT NOTIFICATIONS

Do you consent to receive communications about the status of your ballot and other official communications, by text, at the phone number you provided above?

Yes No "; and

(c) no later than November 5, 2025, after the statement described in Subsection (1)(b), the following:

"Indicate below how you want to vote in upcoming elections:

_____ Mail a ballot to me.

_____ Do not mail a ballot to me. I will vote in person."

(2) The provisional ballot envelope shall include:

- 2475 (a) a unique number;
- 2476 (b) a detachable part that includes the unique number;
- 2477 (c) a telephone number, internet address, or other indicator of a means, in accordance
- 2478 with Section 20A-6-105.5, where the voter can find out if the provisional ballot was
- 2479 counted; and
- 2480 (d) an insert containing written instructions on how a voter may sign up to receive ballot
- 2481 status notifications via the ballot tracking system described in Section 20A-3a-401.5.

2482 Section 26. Section **20A-6-108** is amended to read:

2483 **20A-6-108 . Requirements for printing and mailing ballots.**

- 2484 (1) ~~[Before January 2023, the]~~ The director of elections within the Office of the Lieutenant
- 2485 Governor shall, in consultation with county clerks, make rules, in accordance with Title
- 2486 63G, Chapter 3, Utah Administrative Rulemaking Act, establishing minimum
- 2487 requirements that a vendor must meet to be eligible to print ballots to be used in an
- 2488 election.

- 2489 (2) ~~[Beginning on the effective date of the rules described in Subsection (1)]~~ Except as
- 2490 provided in Subsection (3), an election officer shall ensure that, when the bulk of ballots
- 2491 are initially mailed to voters, the ballots are mailed from a location in Utah.

- 2492 (3) If the election officer's jurisdiction is located in an area that is assigned to a United
- 2493 States Postal Service area distribution center located outside of Utah, the election officer
- 2494 may deliver ballots directly to the assigned area distribution center for delivery to voters.

2495 Section 27. Section **20A-7-106** is amended to read:

2496 **20A-7-106 . Petition signature or removal for an individual with a disability.**

- 2497 (1) If a voter who desires to sign a petition is, due to a qualifying disability under the
- 2498 Americans with Disabilities Act, unable to fill out the signature sheet or to sign the
- 2499 voter's name consistently, the voter may:
- 2500 (a) inform the individual gathering signatures that, due to a qualifying disability under
- 2501 the Americans with Disabilities Act, the voter is unable to fill out the signature sheet
- 2502 or to sign the voter's name consistently; and
- 2503 (b) direct the individual gathering signatures to:
- 2504 (i) fill out the form on the signature sheet with the information provided by the voter;
- 2505 and
- 2506 (ii) in place of the registered voter's signature:
- 2507 (A) place the initials "AV" to indicate that the county clerk must use an alternate
- 2508 verification process to verify the validity of the voter's signature; and

(B) place next to the initials described in Subsection (1)(b)(ii)(A) a phone number, email address, or other method that the county clerk may use to contact the voter to verify the identity of the voter.

(2) If a voter who desires to remove the voter's signature from a petition is, due to a qualifying disability under the Americans with Disabilities Act, unable to sign the voter's name consistently, the voter may, instead of signing the statement described in Section 20A-1-1003:

(a) place the initials "AV" to indicate that the county clerk must use an alternate verification process to verify the validity of the voter's signature; and

(b) include in the statement a phone number, email address, or other method that the county clerk may use to contact the voter to verify the identity of the voter.

(3) The alternate verification process described in this section includes:

(a) the process described in Subsection [~~20A-3a-401(7)(b)~~] 20A-3a-401(9)(b); or

(b) another process established by rule, made by the director of elections within the Office of the Lieutenant Governor, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

Section 28. Section **20A-7-609** is amended to read:

20A-7-609 . Form of ballot -- Manner of voting.

(1) The local clerk shall ensure that the number and ballot title are presented upon the official ballot with, immediately adjacent to them, the words "For" and "Against," each word presented with an adjacent square in which the elector may indicate the elector's vote.

(2)(a) Except as provided in Subsection (2)(c)(i)[~~or Section 20A-7-609.5~~], and unless the county legislative body calls a special election, the county clerk shall ensure that county referenda that have qualified for the ballot appear on the next regular general election ballot.

(b) Except as provided in Subsection (2)(c)(ii)[~~or Section 20A-7-609.5~~], and unless the municipal legislative body calls a special election, the municipal recorder or clerk shall ensure that municipal referenda that have qualified for the ballot appear on the next regular municipal election ballot.

(c)(i) [~~Except as provided in Section 20A-7-609.5, if~~] If a local law passes after January 30 of the year in which there is a regular general election, the county clerk shall ensure that a county referendum that has qualified for the ballot appears on the ballot at the second regular general election immediately following the

passage of the local law unless the county legislative body calls a special election.

(ii) ~~[Except as provided in Section 20A-7-609.5, if]~~ If a local law passes after January 30 of the year in which there is a municipal general election, the municipal recorder or clerk shall ensure that a municipal referendum that has qualified for the ballot appears on the ballot at the second municipal general election immediately following the passage of the local law unless the municipal legislative body calls a special election.

(3)(a)(i) A voter desiring to vote in favor of the law that is the subject of the referendum shall mark the square adjacent to the word "For."

(ii) The law that is the subject of the referendum is effective if a majority of voters mark "For."

(b)(i) A voter desiring to vote against the law that is the subject of the referendum shall mark the square following the word "Against."

(ii) The law that is the subject of the referendum is not effective if a majority of voters mark "Against."

Section 29. Section **20A-7-609.5** is amended to read:

20A-7-609.5 . Election on referendum challenging local tax law conducted entirely by mail.

(1) An election officer may administer an election on a referendum challenging a local tax law entirely by mail.

(2) For purposes of an election conducted under this section, the election officer shall:

(a) designate as the election day the day that is 30 days after the day on which the election officer complies with Subsection (2)(b); and

(b) ~~subject to Subsection (6),~~ within 30 days after the day on which the referendum described in Subsection (1) qualifies for the ballot, mail to each registered voter within the voting precincts to which the local tax law applies:

(i) a manual ballot;

(ii) a statement that there will be no polling place for the election;

(iii) a statement specifying the election day described in Subsection (2)(a);

(iv) a ~~[business-reply mail envelope]~~ return envelope;

(v) instructions for returning the ballot that include an express notice about any relevant deadlines that the voter must meet in order for the voter's vote to be counted;

(vi) a warning, on a separate page of colored paper in boldface print, indicating that if

the voter fails to follow the instructions included with the manual ballot, the voter will be unable to vote in that election because there will be no polling place for the election; and

(vii)(A) a copy of the proposition information pamphlet relating to the referendum if a proposition information pamphlet relating to the referendum was published under Section 20A-7-401.5; or

(B) a website address where an individual may view a copy of the proposition information pamphlet described in Subsection (2)(b)(vii)(A).

(3) An election officer who administers an election under this section shall:

(a)(i) obtain, in person, the signatures of each voter within that voting precinct before the election; or

(ii) obtain the signature of each voter within the voting precinct from the county clerk; and

(b) maintain the signatures on file in the election officer's office.

(4)(a) Upon receiving a returned manual ballot under this section, the election officer shall compare the signature on each return envelope with the voter's signature that is maintained on file and verify that the signatures are the same.

(b) If the election officer questions the authenticity of the signature on the return envelope, the election officer shall immediately contact the voter to verify the signature.

(c) If there is not a signature on the return envelope or if the election officer determines that the signature on the return envelope does not match the voter's signature that is maintained on file, the election officer shall:

(i) disqualify the ballot; and

(ii) notify the voter of the disqualification and the reason for the disqualification.

(5) The following provisions do not apply to an election described in this section:

(a) Section 20A-3a-201;

(b) Subsection 20A-3a-202(2)(a)(iv);

(c) Section 20A-3a-203;

(d) Section 20A-3a-601;

(e) Section 20A-3a-603;

(f) Section 20A-3a-702;

(g) Section 20A-5-403; or

(h) Subsection 20A-7-609(2).

(6) Notwithstanding Section 20A-3a-202.5, for an election described in this section, the election officer shall send a ballot by mail to all registered voters in the jurisdiction.

Section 30. Section **20A-9-808** is amended to read:

20A-9-808 . Voting.

Voting in a presidential primary election shall be conducted in accordance with the procedures of [Section 20A-3a-203] Chapter 3a, Part 2, Voting Procedures.

Section 31. Section **20A-21-201** is amended to read:

20A-21-201 . Electronic signature gathering for an initiative, a referendum, or candidate qualification.

(1)[(a)] After filing a petition for a statewide initiative or a statewide referendum, and before gathering signatures, the sponsors shall, after consulting with the Office of the Lieutenant Governor, sign a form provided by the Office of the Lieutenant Governor indicating whether the sponsors will gather signatures manually~~[-or]~~ , electronically, or both.

~~[(b) If the sponsors indicate, under Subsection (1)(a), that the sponsors will gather signatures electronically:]~~

~~[(i) in relation to a statewide initiative, signatures for that initiative:]~~

~~[(A) may only be gathered and submitted electronically, in accordance with this section and Sections 20A-7-215, 20A-7-216, and 20A-7-217; and]~~

~~[(B) may not be gathered or submitted using the manual signature-gathering process described in Sections 20A-7-105 and 20A-7-204; and]~~

~~[(ii) in relation to a statewide referendum, signatures for that referendum:]~~

~~[(A) may only be gathered and submitted electronically, in accordance with this section and Sections 20A-7-313, 20A-7-314, and 20A-7-315; and]~~

~~[(B) may not be gathered or submitted using the manual signature-gathering process described in Sections 20A-7-105 and 20A-7-304.]~~

~~[(e) If the sponsors indicate, under Subsection (1)(a), that the sponsors will gather signatures manually:]~~

~~[(i) in relation to a statewide initiative, signatures for that initiative:]~~

~~[(A) may only be gathered and submitted using the manual signature-gathering process described in Sections 20A-7-105 and 20A-7-204; and]~~

~~[(B) may not be gathered or submitted electronically, as described in this section and Sections 20A-7-215, 20A-7-216, and 20A-7-217; and]~~

~~[(ii) in relation to a statewide referendum, signatures for that referendum:]~~

2645 ~~[(A) may only be gathered and submitted using the manual signature-gathering~~
2646 ~~process described in Sections 20A-7-105 and 20A-7-304; and]~~

2647 ~~[(B) may not be gathered or submitted electronically, as described in this section~~
2648 ~~and Sections 20A-7-313, 20A-7-314, and 20A-7-315.]~~

2649 (2)[(a)] After filing a petition for a local initiative or a local referendum, and before
2650 gathering signatures, the sponsors shall, after consulting with the local clerk's office,
2651 sign a form provided by the local clerk's office indicating whether the sponsors will
2652 gather signatures manually~~[-or]~~ , electronically, or both.

2653 ~~[(b) If the sponsors indicate, under Subsection (2)(a), that the sponsors will gather~~
2654 ~~signatures electronically:]~~

2655 ~~[(i) in relation to a local initiative, signatures for that initiative:]~~

2656 ~~[(A) may only be gathered and submitted electronically, in accordance with this~~
2657 ~~section and Sections 20A-7-514, 20A-7-515, and 20A-7-516; and]~~

2658 ~~[(B) may not be gathered or submitted using the manual signature-gathering~~
2659 ~~process described in Sections 20A-7-105 and 20A-7-504; and]~~

2660 ~~[(ii) in relation to a local referendum, signatures for that referendum:]~~

2661 ~~[(A) may only be gathered and submitted electronically, in accordance with this~~
2662 ~~section and Sections 20A-7-614, 20A-7-615, and 20A-7-616; and]~~

2663 ~~[(B) may not be gathered or submitted using the manual signature-gathering~~
2664 ~~process described in Sections 20A-7-105 and 20A-7-604.]~~

2665 ~~[(c) If the sponsors indicate, under Subsection (2)(a), that the sponsors will gather~~
2666 ~~signatures manually:]~~

2667 ~~[(i) in relation to a local initiative, signatures for that initiative:]~~

2668 ~~[(A) may only be gathered and submitted using the manual signature-gathering~~
2669 ~~process described in Sections 20A-7-105 and 20A-7-504; and]~~

2670 ~~[(B) may not be gathered or submitted electronically, as described in this section~~
2671 ~~and Sections 20A-7-514, 20A-7-515, and 20A-7-516; and]~~

2672 ~~[(ii) in relation to a local referendum, signatures for that referendum:]~~

2673 ~~[(A) may only be gathered and submitted using the manual signature-gathering~~
2674 ~~process described in Sections 20A-7-105 and 20A-7-604; and]~~

2675 ~~[(B) may not be gathered or submitted electronically, as described in this section~~
2676 ~~and Sections 20A-7-614, 20A-7-615, and 20A-7-616.]~~

2677 (3)[(a)] After a candidate files a notice of intent to gather signatures to qualify for a
2678 ballot, and before gathering signatures, the candidate shall, after consulting with the

election officer, sign a form provided by the election officer indicating whether the candidate will gather signatures manually~~[-or]~~ , electronically, or both.

~~[(b) If a candidate indicates, under Subsection (3)(a), that the candidate will gather signatures electronically, signatures for the candidate:]~~

~~[(i) may only be gathered and submitted using the electronic candidate qualification process; and]~~

~~[(ii) may not be gathered or submitted using the manual candidate qualification process:]~~

~~[(c) If a candidate indicates, under Subsection (3)(a), that the candidate will gather signatures manually, signatures for the candidate:]~~

~~[(i) may only be gathered and submitted using the manual candidate qualification process; and]~~

~~[(ii) may not be gathered or submitted using the electronic candidate qualification process:]~~

(4) To gather a signature electronically, a signature-gatherer shall:

(a) use a device provided by the signature-gatherer or a sponsor of the petition that:

(i) is approved by the lieutenant governor;

(ii) except as provided in Subsection (4)(a)(iii), does not store a signature or any other information relating to an individual signing the petition in any location other than the location used by the website to store the information;

(iii) does not, on the device, store a signature or any other information relating to an individual signing the petition except for the minimum time necessary to upload information to the website;

(iv) does not contain any applications, software, or data other than those approved by the lieutenant governor; and

(v) complies with cyber-security and other security protocols required by the lieutenant governor;

(b) use the approved device to securely access a website designated by the lieutenant governor, directly, or via an application designated by the lieutenant governor; and

(c) while connected to the website, present the approved device to an individual considering signing the petition and, while the signature-gatherer is in the physical presence of the individual:

(i) wait for the individual to reach each screen presented to the individual on the approved device; and

- 2713 (ii) wait for the individual to advance to each subsequent screen by clicking on the
2714 acknowledgement at the bottom of the screen.
- 2715 (5) Each screen shown on an approved device as part of the signature-gathering process
2716 shall appear as a continuous electronic document that, if the entire document does not
2717 appear on the screen at once, requires the individual viewing the screen to, before
2718 advancing to the next screen, scroll through the document until the individual reaches
2719 the end of the document.
- 2720 (6) After advancing through each screen required for the petition, the signature process
2721 shall proceed as follows:
- 2722 (a) except as provided in Subsection (6)(b):
- 2723 (i) the individual desiring to sign the petition shall present the individual's driver
2724 license or state identification card to the signature-gatherer;
- 2725 (ii) the signature-gatherer shall verify that the individual pictured on the driver
2726 license or state identification card is the individual signing the petition;
- 2727 (iii) the signature-gatherer shall scan or enter the driver license number or state
2728 identification card number through the approved device; and
- 2729 (iv) immediately after the signature-gatherer complies with Subsection (6)(a)(iii), the
2730 website shall determine whether the individual desiring to sign the petition is
2731 eligible to sign the petition;
- 2732 (b) if the individual desiring to sign the petition is unable to provide a driver license or
2733 state identification card to the signature gatherer:
- 2734 (i) the individual may present other valid voter identification;
- 2735 (ii) if the valid voter identification contains a picture of the individual, the
2736 signature-gatherer shall verify that the individual pictured is the individual signing
2737 the petition;
- 2738 (iii) if the valid voter identification does not contain a picture of the individual, the
2739 signature-gatherer shall, to the extent reasonably practicable, use the individual's
2740 address or other available means to determine whether the identification relates to
2741 the individual presenting the identification;
- 2742 (iv) the signature-gatherer shall scan an image of the valid voter identification and
2743 immediately upload the image to the website; and
- 2744 (v) the individual:
- 2745 (A) shall enter the individual's address; and
- 2746 (B) may, at the discretion of the individual, enter the individual's date of birth or

age after the individual clicks on the screen acknowledging that they have read and understand the following statement, "Birth date or age information is not required, but may be used to verify your identity with voter registration records. If you choose not to provide it, your signature may not be verified as a valid signature if you change your address before your signature is verified or if the information you provide does not match your voter registration records."; and

(c) after completing the process described in Subsection (6)(a) or (b), the screen shall:

(i) except for a petition to qualify a candidate for the ballot, give the individual signing the petition the opportunity to enter the individual's email address after the individual reads the following statement, "If you provide your email address, you may receive an email with additional information relating to the petition you are signing."; and

(ii)(A) if the website determines, under Subsection (6)(a)(iv), that the individual is eligible to sign the petition, permit the individual to enter the individual's name as the individual's electronic signature and, immediately after the signature-gatherer timely complies with Subsection (10), certify the signature; or (B) if the individual provides valid voter identification under Subsection (6)(b), permit the individual to enter the individual's name as the individual's electronic signature.

(7) If an individual provides valid voter identification under Subsection (6)(b), the county clerk shall, within seven days after the day on which the individual submits the valid voter identification, certify the signature if:

- (a) the individual is eligible to sign the petition;
- (b) the identification provided matches the information on file; and
- (c) the signature-gatherer timely complies with Subsection (10).

(8) For each signature submitted under this section, the website shall record:

- (a) the information identifying the individual who signs;
- (b) the date the signature was collected; and
- (c) the name of the signature-gatherer.

(9) An individual who is a signature-gatherer may not sign a petition unless another individual acts as the signature-gatherer when the individual signs the petition.

(10) Except for a petition for a candidate to seek the nomination of a registered political party, each individual who gathers a signature under this section shall, within one business day after

the day on which the individual gathers a signature, electronically sign and submit the following statement to the website:

"VERIFICATION OF SIGNATURE-GATHERER

State of Utah, County of ____

I, _____, of _____, hereby state, under penalty of perjury, that:

I am at least 18 years old;

All the signatures that I collected on [Date signatures were gathered] were signed by individuals who professed to be the individuals whose signatures I gathered, and each of the individuals signed the petition in my presence;

I did not knowingly make a misrepresentation of fact concerning the law or proposed law to which the petition relates;

I believe that each individual has signed the individual's name and written the individual's residence correctly, that each signer has read and understands the law to which the petition relates, and that each signer is registered to vote in Utah;

Each signature correctly reflects the date on which the individual signed the petition; and

I have not paid or given anything of value to any individual who signed this petition to encourage that individual to sign it."

(11) Except for a petition for a candidate to seek the nomination of a registered political party:

(a) the county clerk may not certify a signature that is not timely verified in accordance with Subsection (10); and

(b) if a signature certified by a county clerk under Subsection (6)(c)(ii)(A) is not timely verified in accordance with Subsection (10), the county clerk shall:

(i) revoke the certification;

(ii) remove the signature from the posting described in Subsection 20A-7-217(4), [~~20A-7-315(3)~~] 20A-7-315(4), 20A-7-516(4), or [~~20A-7-616(3)~~] 20A-7-616(4); and

(iii) update the totals described in Subsections 20A-7-217(5)(a)(ii), 20A-7-315(5)(a)(ii), 20A-7-516(5)(a)(ii), and 20A-7-616(5)(a)(ii).

(12) For a petition for a candidate to seek the nomination of a registered political party, each individual who gathers a signature under this section shall, within one business day after the day on which the individual gathers a signature, electronically sign and submit the following statement to the lieutenant governor in the manner specified by the lieutenant governor:

"VERIFICATION OF SIGNATURE-GATHERER

State of Utah, County of ____

2815 I, _____, of _____, hereby state that:

2816 I am at least 18 years old;

2817 All the signatures that I collected on [Date signatures were gathered] were signed by
2818 individuals who professed to be the individuals whose signatures I gathered, and each of the
2819 individuals signed the petition in my presence;

2820 I believe that each individual has signed the individual's name and written the
2821 individual's residence correctly and that each signer is registered to vote in Utah; and

2822 Each signature correctly reflects the date on which the individual signed the petition."

2823 (13) For a petition for a candidate to seek the nomination of a registered political party, the
2824 election officer may not certify a signature that is not timely verified in accordance with
2825 Subsection (12).

2826 Section 32. Section **63G-10-304** is enacted to read:

2827 **63G-10-304 . Legislative review and approval of action settlement agreement**
2828 **related to election law.**

2829 (1) As used in this section, "election law" means:

2830 (a) a provision of Title 20A, Election Code; or

2831 (b) a provision relating to elections or voting contained in any portion of the Utah
2832 Constitution, the Utah Code, or a Utah administrative rule.

2833 (2)(a) Before legally binding the state by executing an action settlement agreement that
2834 might limit the application or enforcement of an election law, an agency shall submit
2835 the proposed action settlement agreement, including all terms that are material to the
2836 settlement:

2837 (i) to the governor for the governor's approval or rejection; and

2838 (ii) if the governor approves the proposed action settlement agreement, to the
2839 Legislative Management Committee for the committee's review in accordance
2840 with Subsection (3).

2841 (b) If the governor rejects the action settlement agreement the agency may not execute
2842 the agreement.

2843 (3) The Legislative Management Committee shall review an action settlement agreement
2844 submitted under Subsection (2)(a)(ii) and may:

2845 (a) recommend that the agency execute the settlement agreement;

2846 (b) recommend that the agency reject the settlement agreement; or

2847 (c) refer the matter to the entire Legislature.

2848 (4)(a) If the Legislative Management Committee refers a matter to the entire Legislature

under Subsection (3)(c), the agency may not execute the settlement agreement unless the Legislature approves the settlement agreement at a special session of the Legislature or a general session of the Legislature.

(b) If, under Subsection (4)(a), the Legislature approves the action settlement agreement, the agency may execute the agreement.

(c) If, under Subsection (4)(a), the Legislature rejects the action settlement agreement, the agency may not execute the agreement.

(5) If an agency executes an action settlement agreement without complying with, and waiting for completion of the action described in, the applicable provisions of this section:

(a) the governor may issue an executive order declaring the action settlement agreement void; or

(b) the Legislature may pass a joint resolution declaring the action settlement agreement void.

Section 33. **Repealer.**

This bill repeals:

Section **20A-3a-101, Title.**

Section **53-3-801, Short title.**

Section 34. **FY 2026 Appropriations.**

The following sums of money are appropriated for the fiscal year beginning July 1, 2025, and ending June 30, 2026. These are additions to amounts previously appropriated for fiscal year 2026.

Subsection 34(a). **Operating and Capital Budgets**

Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

ITEM 1 To Governor's Office - Governor's Office Operations

From General Fund, One-time

2,000,000

Schedule of Programs:

Lt. Governor's Office

2,000,000

The Legislature intends that the amounts appropriated in this Item 1 be used for implementation of the provisions of this H.B. 300 and for a public outreach campaign to inform voters of changes to voting

2883 implemented by this H.B. 300. The Legislature intends
2884 that the lieutenant governor disburse a portion of the
2885 funds to counties for these purposes.

2886 Section 35. **Effective Date.**

2887 This bill takes effect on May 7, 2025.