

Karianne Lisonbee proposes the following substitute bill:

Voter Registration Data Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Karianne Lisonbee

Senate Sponsor:

LONG TITLE

General Description:

This bill addresses voter registration data.

Highlighted Provisions:

This bill:

- requires certain reporting to the Government Operations Interim Committee;
 - clarifies reporting requirements for the lieutenant governor and county clerks;
 - modifies the lieutenant governor's authority to cooperate or enter into an agreement with another state or third-party to share voter registration information;
 - authorizes the lieutenant governor to contract with a third-party to maintain voter rolls;
- and
- addresses ballot video surveillance requirements.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

20A-1-108, as enacted by Laws of Utah 2023, Chapter 297

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-2-502, 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-2-507, as enacted by Laws of Utah 2023, Chapter 297

20A-3a-401.1, as enacted by Laws of Utah 2023, Chapter 297

29 **20A-4-109**, as last amended by Laws of Utah 2024, Chapter 465
 30 **20A-6-105**, as last amended by Laws of Utah 2023, Chapter 406
 31 **63I-2-220**, as last amended by Laws of Utah 2024, Forth Special Session, Chapter 2

32 ENACTS:

33 **20A-1-109**, Utah Code Annotated 1953
 34 **20A-5-411**, Utah Code Annotated 1953

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

37 Section 1. Section **20A-1-108** is amended to read:

38 **20A-1-108 . Audits -- Studies relating to elections.**

39 (1) Except as provided in Subsection (2):

40 (a) the director of elections within the Office of the Lieutenant Governor shall make
 41 rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
 42 establishing requirements and procedures for an audit described in this title; and

43 (b) an election officer shall ensure that, when an audit is conducted of work done during
 44 ballot processing, the individual who performs the audit does not audit the
 45 individual's own work.

46 (2) Subsection (1) does not relate to an audit conducted by the legislative auditor general or
 47 the lieutenant governor.

48 (3)(a) The lieutenant governor shall keep the Government Operations Interim

49 Committee informed of advances in election technology that the committee may want
 50 to study for use in Utah's elections.

51 (b) The lieutenant governor shall provide a report to the Government Operations Interim
 52 Committee, on or before June 30, in a year following a general or midterm election,
 53 regarding efforts to clean up and maintain voter rolls.

54 (c) The lieutenant governor shall, at or before the last 2026 meeting of the Government
 55 Operations Interim Committee, report to the committee on automated risk assessment
 56 programs that could be implemented to identify potential issues in voter rolls.

57 (d) The lieutenant governor shall, on an annual basis, at or before the last meeting of the
 58 Government Operations Interim Committee, report to the committee a data flow map
 59 detailing the source, processing, and sharing of all voter data.

60 (4) The lieutenant governor shall:

61 (a) study methods to improve post-election audits to confirm that the election correctly
 62 identified the winning candidates, including evaluating:

- 63 (i) different risk-limiting audit methods; and
 64 (ii) other confirmation methods; and
 65 (b) on an annual basis, at or before the last [2023-]meeting of the Government
 66 Operations Interim Committee, report to the committee on:
 67 (i) the methods studied; and
 68 (ii) recommendations for post-election audit requirements.
- 69 (5) The Driver License Division shall, in cooperation with the lieutenant governor:
 70 (a) study:
 71 (i) the options for improving the quality of signatures collected by the Driver License
 72 Division that are used for signature verification in an election; and
 73 (ii) the technology needs and costs associated with the options described in
 74 Subsection (5)(a)(i); and
 75 (b) at or before the last [2023] 2026 meeting of the Government Operations Interim
 76 Committee, report to the committee on:
 77 (i) the options, technology needs, and costs described in Subsection (5)(a); and
 78 (ii) recommendations regarding the options described in Subsection (5)(a)(i).

79 Section 2. Section **20A-1-109** is enacted to read:

80 **20A-1-109 . Lieutenant governor website posting requirements.**

- 81 (1) The lieutenant governor shall post the following information in a conspicuous place on
 82 the lieutenant governor's website:
 83 (a) at the start of the candidate filing period, the total number of registered voters in the
 84 state, separated by:
 85 (i) active voters; and
 86 (ii) inactive voters;
 87 (b) except as provided in Subsection (2), no later than three weeks after the start of the
 88 candidate filing period, the number of potential ineligible voters, as reported by the
 89 third-party contractor described in Subsection 20A-2-502(5);
 90 (c) at the deadline for voter registration for every election, the total number of registered
 91 voters in the state, separated by:
 92 (i) active voters; and
 93 (ii) inactive voters;
 94 (d) at the time of a statewide canvass following each regular general election:
 95 (i) the total number of registered voters in the state, separated by:
 96 (A) active voters; and

97 (B) inactive voters;

98 (ii) the number of provisional ballots cast; and

99 (iii) the number of provisional ballots counted; and

100 (e) except as provided in Subsection (2), no later than three weeks after a general
 101 election canvass, the number of potential ineligible voters, as reported by the
 102 third-party contractor described in Subsection 20A-2-502(5).

103 (2) The lieutenant governor is not required to comply with Subsection (1)(b) or (e) if the
 104 lieutenant governor has not contracted with a third-party under Subsection 20A-2-502(5).

105 Section 3. Section **20A-2-104** is amended to read:

106 **20A-2-104 . Voter registration form -- Registered voter lists -- Fees for copies.**

107 (1) As used in this section:

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

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

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

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

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

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

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

119 (i) uniquely represents the set of data;

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

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

122 (e) "Protected individual" means an individual:

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

128 (ii) who submits a withholding request form with the individual's voter registration
 129 record, or to the lieutenant governor or a county clerk, if the individual indicates
 130 on the form and provides verification that the individual, or an individual who

131 resides with the individual, is a law enforcement officer, a member of the armed
 132 forces as defined in Section 20A-1-513, a public figure, or protected by a
 133 protective order or protection order; or
 134 (iii) whose voter registration record was classified as a private record at the request of
 135 the individual before May 12, 2020.

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

138 -----

139 UTAH ELECTION REGISTRATION FORM

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

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

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

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

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

146 Name of Voter

147 _____

148 First Middle Last

149 Utah Driver License or Utah Identification Card

150 Number _____

151 Date of Birth _____

152 Street Address of Principal Place of Residence

153 _____

154 City County State Zip Code

155 Telephone Number (optional) _____

156 Email Address (optional) _____

157 Last four digits of Social Security Number _____

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

160 _____

161 City County State Zip Code

162 Political Party

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

165 by a checkbox)

166 Unaffiliated (no political party preference) Other (Please
167 specify)_____

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

174 Signed and sworn

175 _____

176 Voter's Signature

177 _____(month/day/year).

178 **[PRIVACY INFORMATION] PRIVACY NOTICE**

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

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

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

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

193 **REQUEST FOR ADDITIONAL PRIVACY PROTECTION**

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

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

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

211 CITIZENSHIP AFFIDAVIT

212 Name:

213 Name at birth, if different:

214 Place of birth:

215 Date of birth:

216 Date and place of naturalization (if applicable):

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

220 _____

221 Signature of Applicant

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

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

229 TWO DIFFERENT FORMS OF IDENTIFICATION THAT SHOW YOUR NAME
 230 AND CURRENT ADDRESS.

231 FOR OFFICIAL USE ONLY

232 Type of I.D. _____

233 Voting Precinct _____

234 Voting I.D. Number _____

235 -----

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

238 -----

239 **BALLOT NOTIFICATIONS**

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

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

245 -----

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

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

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

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

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

255 (d) The lieutenant governor and the county clerks may charge the fees established under
256 the authority of Subsection 63G-2-203(10) to individuals who wish to obtain a copy
257 of the list of registered voters.

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

259 (i) a government official or government employee acting in the government official's
260 or government employee's capacity as a government official or a government
261 employee;

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

264 (iii) an insurance company, as defined in Section 67-4a-102, or an agent, employee,
265 or independent contractor of an insurance company;

266 (iv) a financial institution, as defined in Section 7-1-103, or an agent, employee, or

- 267 independent contractor of a financial institution;
- 268 (v) a political party, or an agent, employee, or independent contractor of a political
269 party;
- 270 (vi) a candidate for public office, or an employee, independent contractor, or
271 volunteer of a candidate for public office;
- 272 (vii) a person described in Subsections (4)(a)(i) through (vi) who, after obtaining a
273 year of birth from the list of registered voters:
- 274 (A) provides the year of birth only to a person described in Subsections (4)(a)(i)
275 through (vii);
- 276 (B) verifies that the person described in Subsection (4)(a)(vii)(A) is a person
277 described in Subsections (4)(a)(i) through (vii);
- 278 (C) ensures, using industry standard security measures, that the year of birth may
279 not be accessed by a person other than a person described in Subsections
280 (4)(a)(i) through (vii);
- 281 (D) verifies that each person described in Subsections (4)(a)(ii) through (iv) to
282 whom the person provides the year of birth will only use the year of birth to
283 verify the accuracy of personal information submitted by an individual or to
284 confirm the identity of a person in order to prevent fraud, waste, or abuse;
- 285 (E) verifies that each person described in Subsection (4)(a)(i) to whom the person
286 provides the year of birth will only use the year of birth in the person's capacity
287 as a government official or government employee; and
- 288 (F) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the
289 person provides the year of birth will only use the year of birth for a political
290 purpose of the political party or candidate for public office; or
- 291 (viii) a person described in Subsection (4)(a)(v) or (vi) who, after obtaining
292 information under Subsection (4)(n) and (o):
- 293 (A) provides the information only to another person described in Subsection
294 (4)(a)(v) or (vi);
- 295 (B) verifies that the other person described in Subsection (4)(a)(viii)(A) is a
296 person described in Subsection (4)(a)(v) or (vi);
- 297 (C) ensures, using industry standard security measures, that the information may
298 not be accessed by a person other than a person described in Subsection
299 (4)(a)(v) or (vi); and
- 300 (D) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the

301 person provides the information will only use the information for a political
302 purpose of the political party or candidate for public office.

303 (b) Notwithstanding Subsection 63G-2-302(1)(j)(iv), and except as provided in
304 Subsection 63G-2-302(1)(k) or (l), the lieutenant governor or a county clerk shall,
305 when providing the list of registered voters to a qualified person under this section,
306 include, with the list, the years of birth of the registered voters, if:

307 (i) the lieutenant governor or a county clerk verifies the identity of the person and
308 that the person is a qualified person; and

309 (ii) the qualified person signs a document that includes the following:

310 (A) the name, address, and telephone number of the person requesting the list of
311 registered voters;

312 (B) an indication of the type of qualified person that the person requesting the list
313 claims to be;

314 (C) a statement regarding the purpose for which the person desires to obtain the
315 years of birth;

316 (D) a list of the purposes for which the qualified person may use the year of birth
317 of a registered voter that is obtained from the list of registered voters;

318 (E) a statement that the year of birth of a registered voter that is obtained from the
319 list of registered voters may not be provided or used for a purpose other than a
320 purpose described under Subsection (4)(b)(ii)(D);

321 (F) a statement that if the person obtains the year of birth of a registered voter
322 from the list of registered voters under false pretenses, or provides or uses the
323 year of birth of a registered voter that is obtained from the list of registered
324 voters in a manner that is prohibited by law, is guilty of a class A misdemeanor
325 and is subject to a civil fine;

326 (G) an assertion from the person that the person will not provide or use the year of
327 birth of a registered voter that is obtained from the list of registered voters in a
328 manner that is prohibited by law; and

329 (H) notice that if the person makes a false statement in the document, the person is
330 punishable by law under Section 76-8-504.

331 (c) The lieutenant governor or a county clerk:

332 (i) may not disclose the year of birth of a registered voter to a person that the
333 lieutenant governor or county clerk reasonably believes:

334 (A) is not a qualified person or a person described in Subsection (4)(l); or

- 335 (B) will provide or use the year of birth in a manner prohibited by law; and
336 (ii) may not disclose information under Subsections (4)(n) or (o) to a person that the
337 lieutenant governor or county clerk reasonably believes:
338 (A) is not a person described in Subsection (4)(a)(v) or (vi); or
339 (B) will provide or use the information in a manner prohibited by law.
- 340 (d) The lieutenant governor or a county clerk may not disclose the voter registration
341 form of a person, or information included in the person's voter registration form,
342 whose voter registration form is classified as private under Subsection (4)(h) to a
343 person other than:
344 (i) a government official or government employee acting in the government official's
345 or government employee's capacity as a government official or government
346 employee; or
347 (ii) subject to Subsection (4)(e), a person described in Subsection (4)(a)(v) or (vi) for
348 a political purpose.
- 349 (e)(i) Except as provided in Subsection (4)(e)(ii), when disclosing a record or
350 information under Subsection (4)(d)(ii), the lieutenant governor or county clerk
351 shall exclude the information described in Subsection 63G-2-302(1)(j), other than
352 the year of birth.
353 (ii) If disclosing a record or information under Subsection (4)(d)(ii) in relation to the
354 voter registration record of a protected individual, the lieutenant governor or
355 county clerk shall comply with Subsections (4)(n) through (p).
- 356 (f) The lieutenant governor or a county clerk may not disclose a withholding request
357 form, described in Subsections (7) and (8), submitted by an individual, or information
358 obtained from that form, to a person other than a government official or government
359 employee acting in the government official's or government employee's capacity as a
360 government official or government employee.
- 361 (g) A person is guilty of a class A misdemeanor if the person:
362 (i) obtains from the list of registered voters, under false pretenses, the year of birth of
363 a registered voter or information described in Subsection (4)(n) or (o);
364 (ii) uses or provides the year of birth of a registered voter, or information described in
365 Subsection (4)(n) or (o), that is obtained from the list of registered voters in a
366 manner that is not permitted by law;
367 (iii) obtains a voter registration record described in Subsection 63G-2-302(1)(k)
368 under false pretenses;

- 369 (iv) uses or provides information obtained from a voter registration record described
370 in Subsection 63G-2-302(1)(k) in a manner that is not permitted by law;
- 371 (v) unlawfully discloses or obtains a voter registration record withheld under
372 Subsection (7) or a withholding request form described in Subsections (7) and (8);
373 or
- 374 (vi) unlawfully discloses or obtains information from a voter registration record
375 withheld under Subsection (7) or a withholding request form described in
376 Subsections (7) and (8).
- 377 (h) The lieutenant governor or a county clerk shall classify the voter registration record
378 of a voter as a private record if the voter:
- 379 (i) submits a written application, created by the lieutenant governor, requesting that
380 the voter's voter registration record be classified as private;
- 381 (ii) requests on the voter's voter registration form that the voter's voter registration
382 record be classified as a private record; or
- 383 (iii) submits a withholding request form described in Subsection (7) and any required
384 verification.
- 385 (i) Except as provided in Subsections (4)(d)(ii) and (e)(ii), the lieutenant governor or a
386 county clerk may not disclose to a person described in Subsection (4)(a)(v) or (vi) a
387 voter registration record, or information obtained from a voter registration record, if
388 the record is withheld under Subsection (7).
- 389 (j) In addition to any criminal penalty that may be imposed under this section, the
390 lieutenant governor may impose a civil fine against a person who violates a provision
391 of this section, in an amount equal to the greater of:
- 392 (i) the product of 30 and the square root of the total number of:
- 393 (A) records obtained, provided, or used unlawfully, rounded to the nearest whole
394 dollar; or
- 395 (B) records from which information is obtained, provided, or used unlawfully,
396 rounded to the nearest whole dollar; or
- 397 (ii) \$200.
- 398 (k) A qualified person may not obtain, provide, or use the year of birth of a registered
399 voter, if the year of birth is obtained from the list of registered voters or from a voter
400 registration record, unless the person:
- 401 (i) is a government official or government employee who obtains, provides, or uses
402 the year of birth in the government official's or government employee's capacity

- 403 as a government official or government employee;
- 404 (ii) is a qualified person described in Subsection (4)(a)(ii), (iii), or (iv) and obtains or
405 uses the year of birth only to verify the accuracy of personal information
406 submitted by an individual or to confirm the identity of a person in order to
407 prevent fraud, waste, or abuse;
- 408 (iii) is a qualified person described in Subsection (4)(a)(v) or (vi) and obtains,
409 provides, or uses the year of birth for a political purpose of the political party or
410 candidate for public office; or
- 411 (iv) is a qualified person described in Subsection (4)(a)(vii) and obtains, provides, or
412 uses the year of birth to provide the year of birth to another qualified person to
413 verify the accuracy of personal information submitted by an individual or to
414 confirm the identity of a person in order to prevent fraud, waste, or abuse.
- 415 (l) The lieutenant governor or a county clerk may provide a year of birth to a member of
416 the media, in relation to an individual designated by the member of the media, in
417 order for the member of the media to verify the identity of the individual.
- 418 (m) A person described in Subsection (4)(a)(v) or (vi) may not use or disclose
419 information from a voter registration record for a purpose other than a political
420 purpose.
- 421 (n) Notwithstanding Subsection 63G-2-302(1)(k) or (l), the lieutenant governor or a
422 county clerk shall, when providing the list of registered voters to a qualified person
423 described in Subsection (4)(a)(v) or (vi), include, from the record of a voter whose
424 record is withheld under Subsection (7), the information described in Subsection
425 (4)(o), if:
- 426 (i) the lieutenant governor or a county clerk verifies the identity of the person and
427 that the person is a qualified person described in Subsection (4)(a)(v) or (vi); and
- 428 (ii) the qualified person described in Subsection (4)(a)(v) or (vi) signs a document
429 that includes the following:
- 430 (A) the name, address, and telephone number of the person requesting the list of
431 registered voters;
- 432 (B) an indication of the type of qualified person that the person requesting the list
433 claims to be;
- 434 (C) a statement regarding the purpose for which the person desires to obtain the
435 information;
- 436 (D) a list of the purposes for which the qualified person may use the information;

- 437 (E) a statement that the information may not be provided or used for a purpose
438 other than a purpose described under Subsection (4)(n)(ii)(D);
- 439 (F) a statement that if the person obtains the information under false pretenses, or
440 provides or uses the information in a manner that is prohibited by law, the
441 person is guilty of a class A misdemeanor and is subject to a civil fine;
- 442 (G) an assertion from the person that the person will not provide or use the
443 information in a manner that is prohibited by law; and
- 444 (H) notice that if the person makes a false statement in the document, the person is
445 punishable by law under Section 76-8-504.
- 446 (o) Except as provided in Subsection (4)(p), the information that the lieutenant governor
447 or a county clerk is required to provide, under Subsection (4)(n), from the record of a
448 protected individual is:
- 449 (i) a single hash code, generated from a string of data that includes both the voter's
450 voter identification number and residential address;
- 451 (ii) the voter's residential address;
- 452 (iii) the voter's mailing address, if different from the voter's residential address;
- 453 (iv) the party affiliation of the voter;
- 454 (v) the precinct number for the voter's residential address;
- 455 (vi) the voter's voting history; and
- 456 (vii) a designation of which age group, of the following age groups, the voter falls
457 within:
- 458 (A) 25 or younger;
- 459 (B) 26 through 35;
- 460 (C) 36 through 45;
- 461 (D) 46 through 55;
- 462 (E) 56 through 65;
- 463 (F) 66 through 75; or
- 464 (G) 76 or older.
- 465 (p) The lieutenant governor or a county clerk may not disclose:
- 466 (i) information described in Subsection (4)(o) that, due to a small number of voters
467 affiliated with a particular political party, or due to another reason, would likely
468 reveal the identity of a voter if disclosed; or
- 469 (ii) the address described in Subsection (4)(o)(iii) if the lieutenant governor or the
470 county clerk determines that the nature of the address would directly reveal

- 471 sensitive information about the voter.
- 472 (q) A qualified person described in Subsection (4)(a)(v) or (vi), may not obtain, provide,
473 or use the information described in Subsection (4)(n) or (o), except to the extent that
474 the qualified person uses the information for a political purpose of a political party or
475 candidate for public office.
- 476 (5) When political parties not listed on the voter registration form qualify as registered
477 political parties under [~~Title 20A, Chapter 8, Political Party Formation and Procedures~~]
478 Chapter 8, Political Party Formation and Procedures, the lieutenant governor shall
479 inform the county clerks of the name of the new political party and direct the county
480 clerks to ensure that the voter registration form is modified to include that political party.
- 481 (6) Upon receipt of a voter registration form from an applicant, the county clerk or the
482 clerk's designee shall:
- 483 (a) review each voter registration form for completeness and accuracy; and
484 (b) if the county clerk believes, based upon a review of the form, that an individual may
485 be seeking to register or preregister to vote who is not legally entitled to register or
486 preregister to vote, refer the form to the county attorney for investigation and
487 possible prosecution.
- 488 (7) The lieutenant governor or a county clerk shall withhold from a person, other than a
489 person described in Subsection (4)(a)(i), the voter registration record, and information
490 obtained from the voter registration record, of a protected individual.
- 491 (8)(a) The lieutenant governor shall design and distribute the withholding request form
492 described in Subsection (7) to each election officer and to each agency that provides
493 a voter registration form.
- 494 (b) An individual described in Subsection (1)(e)(i) is not required to provide
495 verification, other than the individual's attestation and signature on the withholding
496 request form, that the individual, or an individual who resides with the individual, is a
497 victim of domestic violence or dating violence or is likely to be a victim of domestic
498 violence or dating violence.
- 499 (c) The director of elections within the Office of the Lieutenant Governor shall make
500 rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
501 establishing requirements for providing the verification described in Subsection
502 (1)(e)(ii).
- 503 (9) An election officer or an employee of an election officer may not encourage an
504 individual to submit, or discourage an individual from submitting, a withholding request

505 form.

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

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

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

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

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

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

538 Section 4. Section **20A-2-108** is amended to read:

539 **20A-2-108 . Driver license or state identification card registration form --**540 **Transmittal of information.**

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

542 (a) a driver license application form; or

543 (b) a state identification card application form.

544 (2) The lieutenant governor and the Driver License Division shall design each qualifying
545 form to include:546 (a) the following question, which an applicant is required to answer: "Do you authorize
547 the use of information in this form for voter registration purposes? YES____
548 NO____";

549 (b) the following statement:

550

[~~"PRIVACY INFORMATION"~~] "PRIVACY NOTICE"

551 Voter registration records contain some information that is available to the public, such
552 as your name and address, some information that is available only to government entities, and
553 some information that is available only to certain third parties in accordance with the
554 requirements of law.555 Your driver license number, identification card number, social security number, email
556 address, full date of birth, and phone number are available only to government entities. Your
557 year of birth is available to political parties, candidates for public office, certain third parties,
558 and their contractors, employees, and volunteers, in accordance with the requirements of law.559 You may request that all information on your voter registration records be withheld from
560 all persons other than government entities, political parties, candidates for public office, and
561 their contractors, employees, and volunteers, by indicating here:562 _____ Yes, I request that all information on my voter registration records be withheld
563 from all persons other than government entities, political parties, candidates for public office,
564 and their contractors, employees, and volunteers.565 **REQUEST FOR ADDITIONAL PRIVACY PROTECTION**566 In addition to the protections provided above, you may request that identifying
567 information on your voter registration records be withheld from all political parties, candidates
568 for public office, and their contractors, employees, and volunteers, by submitting a
569 withholding request form, and any required verification, as described in the following
570 paragraphs.571 A person may request that identifying information on the person's voter registration
572 records be withheld from all political parties, candidates for public office, and their

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

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

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

584 -----

585 **BALLOT NOTIFICATIONS**

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

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

591 -----

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

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

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

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

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

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

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

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

611 Section 5. Section **20A-2-502** is amended to read:

612 **20A-2-502 . Statewide voter registration system -- Maintenance and update of**

613 **system -- Record security -- List of incarcerated felons -- Public document showing**

614 **compliance by county clerks.**

615 (1) The lieutenant governor shall:

- 616 (a) develop, manage, and maintain a statewide voter registration system to be used by
- 617 county clerks to maintain an updated statewide voter registration database in
- 618 accordance with this section and rules made under Section 20A-2-507;
- 619 (b) except as provided in Subsection (2)(c), regularly update the system with
- 620 information relevant to voter registration, as follows:
- 621 (i) on at least a weekly basis, information received from the Driver License Division
- 622 in relation to:
- 623 (A) voter registration;
- 624 (B) a registered voter's change of address; or
- 625 (C) a registered voter's change of name;
- 626 (ii) on at least a weekly basis, the information described in Subsection 26B-8-114(11)
- 627 from the state registrar, regarding deceased individuals;
- 628 (iii) on at least a monthly basis, the information described in Subsection (3), received
- 629 from the Department of Corrections regarding incarcerated individuals;
- 630 (iv) on at least a monthly basis, information received from other states, including
- 631 information received under an agreement described in Subsection (2); and
- 632 (v) within 31 days after receiving information relevant to voter registration, other
- 633 than the information described in Subsections (1)(b)(i) through ~~(iv)~~ (iv);
- 634 (c)(i) [regularly monitor] analyze the voter registration database to identify errors at
- 635 least:
- 636 (A) 90 days before each primary election and each regular general election; and
- 637 (B) twice a year in an odd-numbered year; and
- 638 (ii) notify the appropriate county clerk of any errors;
- 639 (d) ~~[the system to]~~ensure that each county clerk complies with the requirements of this
- 640 part and rules made under Section 20A-2-507;

- 641 ~~[(d)]~~ (e) establish matching criteria and security measures for identifying a change
 642 described in Subsection (1)(b) to ensure the accuracy of a voter registration record;
 643 and
- 644 ~~[(e)]~~ (f) on at least a monthly basis:
- 645 (i) use the matching criteria and security measures described in Subsection ~~[(1)(d)]~~
 646 (1)(e) to compare information in the database to identify duplicate data,
 647 contradictory data, and changes in data;
 - 648 (ii) notify the applicable county clerk of the data identified; and
 - 649 (iii) notify the county clerk of the county in which a voter's principal place of
 650 residence is located of a change in a registered voter's principal place of residence
 651 or name.
- 652 (2)(a) Subject to Subsection (2)(b), to share information and increase the accuracy of the
 653 database, the lieutenant governor may cooperate or enter into an agreement or
 654 memorandum of understanding with~~[a governmental entity or another state to share~~
 655 ~~information and increase the accuracy of the database.] :~~
- 656 (i) a governmental entity, as defined in Section 63G-2-103; or
 - 657 (ii) another state, if statutorily authorized by the Legislature.
- 658 (b) For a record shared under Subsection (2)(a), the lieutenant governor shall ensure:
- 659 (i) that the record is only used to maintain the accuracy of the database;
 - 660 (ii) compliance with Section 63G-2-206; and
 - 661 (iii) that the record is secure from unauthorized use by employing data encryption or
 662 another similar technology security system.
- 663 (c) The lieutenant governor is not required to comply with an updating requirement
 664 described in Subsection (1)(b) to the extent that the person responsible to provide the
 665 information to the lieutenant governor fails to provide the information.
- 666 (d) An agreement or memorandum of understanding described in Subsection (2)(a) shall:
- 667 (i) include provisions that require the participating entities to comply with Subsection
 668 (2)(b);
 - 669 (ii) prohibit further sharing of data by the recipient;
 - 670 (iii) require disposal of data according to an approved retention schedule;
 - 671 (iv) mandate the use of generally-accepted information security standards and
 672 practices by the recipient; and
 - 673 (v) be classified as a public record under Title 63G, Chapter 2, Government Records
 674 Access and Management Act.

- 675 (3)(a) The lieutenant governor shall maintain a current list of all incarcerated felons in
676 Utah.
- 677 (b) The Department of Corrections shall provide the lieutenant governor's office with:
678 (i) the name and last-known address of each individual who:
679 (A) was convicted of a felony in a Utah state court; and
680 (B) is currently incarcerated for commission of a felony; and
681 (ii) the name of each convicted felon who has been released from incarceration.
- 682 (4) The lieutenant governor shall maintain on the lieutenant governor's website a document
683 that:
684 (a) describes the utilities and tools within the system that a county clerk is required to
685 run;
686 (b) describes the actions, if any, that a county clerk is required to take in relation to the
687 results of running a utility or tool;
688 (c) lists, by date, the recurring deadlines by which a county clerk must comply with
689 Subsection (4)(a) or (b); and
690 (d) indicates, by county:
691 (i) whether the county clerk timely complies with each deadline described in
692 Subsection (4)(c); and
693 (ii) if the county clerk fails to timely comply with a deadline described in Subsection
694 (4)(c), whether the county clerk subsequently complies with the deadline and the
695 date on which the county clerk complies.
- 696 (5)(a) The lieutenant governor may contract with a third-party to maintain the voter
697 registration database if the third-party:
698 (i) specializes in voter registration maintenance; and
699 (ii) utilizes quantum technology to analyze:
700 (A) driver license records;
701 (B) property tax records;
702 (C) vital records; and
703 (D) Medicaid application records.
- 704 (b) To the extent permitted by law, the Driver License Division shall provide the
705 third-party contractor with access to driver license records.
- 706 (c) To the extent permitted by law, the State Tax Commission shall provide the
707 third-party contractor with access to property tax records.
- 708 (d) To the extent permitted by law, each county shall provide the third-party contractor

- 709 with access to property tax records.
- 710 (e) To the extent permitted by law, the Office of Vital Records and Statistics shall
711 provide the third-party contractor with access to vital records and statistics, including
712 birth and death records.
- 713 (f) To the extent permitted by law, the Division of Workforce Services shall provide the
714 third-party contractor with access to Medicaid application records.
- 715 (g) The entities described in Subsections (5)(b) through(f) shall provide only the
716 portions of a record that include an individual's:
- 717 (i) name;
718 (ii) date of birth; and
719 (iii) address.
- 720 (h) A third-party contractor may not:
- 721 (i) use information provided under Subsections (5)(b) through (f) for any purpose
722 other than voter rolls maintenance; or
- 723 (ii) access an individual's:
- 724 (A) medical information; or
725 (B) financial information.
- 726 (i) A third-party described in Subsection (5)(a) shall:
- 727 (i) use industry standard security measures to protect records and information;
728 (ii) maintain the classification of records;
729 (iii) conduct an analysis of voter rolls to identify potential ineligible voters no later
730 than two weeks after:
- 731 (A) the start of the candidate filing period; and
732 (B) a general election canvass; and
- 733 (iv) report the data described in Subsection (5)(i)(iii) to the lieutenant governor's
734 office.
- 735 (j) The lieutenant governor shall:
- 736 (i) notify the appropriate county clerk of any errors identified by the third-party
737 contractor; and
- 738 (ii) post the data provided by the third-party contractor under Subsection (5)(i)(iv) in
739 a conspicuous place on the lieutenant governor's website.
- 740 (k) A contract described in Subsection (5)(a) shall include a requirement that allows the
741 state of Utah or a third-party contractor of the state to perform an audit of the
742 third-party contractor entity described in Subsection (5)(a) to ensure compliance with

743 the contract and requirements of law.

744 (6)(a) As used in this Subsection (6), "ERIC" means the Electronic Registration

745 Information Center, Inc.

746 (b) The lieutenant governor shall withdraw the state's membership in ERIC no later than

747 the earlier of:

748 (i) July 6, 2025; or

749 (ii) if the state is required to pay an annual membership fee to ERIC before the

750 deadline described in Subsection (6)(b)(i), before the state is required to pay the

751 membership fee, if the withdrawal can be accomplished in accordance with

752 ERIC's bylaws.

753 Section 6. Section **20A-2-505** is amended to read:

754 **20A-2-505 . Removing names from the official register -- Determining and**

755 **confirming change of residence.**

756 (1) A county clerk may not remove a voter's name from the official register on the grounds

757 that the voter has changed residence unless the voter:

758 (a) confirms in writing that the voter has changed residence to a place outside the

759 county; or

760 (b)(i) does not vote in an election during the period beginning on the date of the

761 notice described in Subsection (3), and ending on the day after the date of the

762 second regular general election occurring after the date of the notice; and

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

764 (2)(a) Within 31 days after the day on which a county clerk obtains information that a

765 voter's address has changed, if it appears that the voter still resides within the same

766 county, the county clerk shall:

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

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

769 (b) When a county clerk obtains information that a voter's address has changed and it

770 appears that the voter now resides in a different county, the county clerk shall verify

771 the changed residence by sending to the voter, by forwardable mail, the notice

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

773 (3)(a) Each county clerk shall use substantially the following form to notify voters whose

774 addresses have changed:

775 "VOTER REGISTRATION NOTICE

776 We have been notified that your residence has changed. Please read, complete, and

777 return this form so that we can update our voter registration records. What is your current
778 street address?

779 _____

780 Street City County State Zip

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

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

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

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

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

796 _____

797 Signature of Voter

798 [PRIVACY INFORMATION] PRIVACY NOTICE

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

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

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

810 _____ Yes, I request that all information on my voter registration records be withheld

811 from all persons other than government entities, political parties, candidates for public office,
812 and their contractors, employees, and volunteers.

813 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

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

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

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

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

833 -----

834 BALLOT NOTIFICATIONS

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

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

840 -----

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

844 (b) The county clerk may remove the names of voters from the official register during

- 845 the 90 days before a regular primary election or the 90 days before a regular general
846 election if:
- 847 (i) the voter requests, in writing, that the voter's name be removed; or
848 (ii) the voter dies.
- 849 (c)(i) After a county clerk mails a notice under this section, the county clerk shall,
850 unless otherwise prohibited by law, list that voter as inactive.
- 851 (ii) If a county clerk receives a returned voter identification card, determines that
852 there was no clerical error causing the card to be returned, and has no further
853 information to contact the voter, the county clerk shall, unless otherwise
854 prohibited by law, list that voter as inactive.
- 855 (iii) An inactive voter may vote, sign petitions, and have all other privileges of a
856 registered voter.
- 857 (iv) A county is not required to:
- 858 (A) send routine mailings to an inactive voter; or
859 (B) count inactive voters when dividing precincts and preparing supplies.
- 860 (d) A county clerk that does not receive a returned form described in Subsection (3)
861 shall, if contact information is available, attempt to contact the voter by:
- 862 (i) email;
863 (ii) phone call; or
864 (iii) text message, if the voter has given consent.
- 865 (5) The lieutenant governor shall make available to a county clerk United States Social
866 Security Administration data received by the lieutenant governor regarding deceased
867 individuals.
- 868 (6) A county clerk shall, within ten business days after the day on which the county clerk
869 receives the information described in Subsection (5) or Subsections 26B-8-114(11) and
870 (12) relating to a decedent whose name appears on the official register, remove the
871 decedent's name from the official register.
- 872 (7) Ninety days before each primary and general election the lieutenant governor shall
873 compare the information the lieutenant governor has received under Subsection
874 26B-8-114(11) with the official register of voters to ensure that all deceased voters have
875 been removed from the official register.
- 876 (8) Within seven days after the day on which the county clerk receives the notification
877 described in Subsection 20A-2-502(5)(g) 20A-2-502(5)(j), the county clerk shall send
878 the notice described in Subsection (3) to a voter identified in the lieutenant governor's

879 notification.

880 (9) Within seven days after the day on which the county clerk receives a returned notice
881 described in Subsection (3), the county clerk shall:

882 (a) remove the voter's name from the official register in the jurisdiction in which the
883 voter no longer resides; and

884 (b) if the voter's new address is in the same county, update the voter's address and
885 registration to the new voting jurisdiction.

886 Section 7. Section **20A-2-507** is amended to read:

887 **20A-2-507 . Rulemaking authority relating to voter registration records.**

888 The director of elections within the Office of the Lieutenant Governor shall make rules,
889 in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act:

890 (1) to regulate the use, security, maintenance, data entry, and update of the system;

891 (2) establishing duties and deadlines for a county clerk to:

892 (a) ensure that the database is updated, accurate, and secure; and

893 (b) [~~regularly~~]report monthly to the lieutenant governor the information described in
894 Subsection 20A-2-502(4); and

895 (3) establishing requirements for a county clerk in relation to:

896 (a) running the utilities and tools in the system;

897 (b) actions that the county clerk is required to take in response to the matters identified,
898 or the results produced, from running the utilities and tools; and

899 (c) documenting and reporting compliance with the requirements of this part and rules
900 made under this section.

901 Section 8. Section **20A-3a-401.1** is amended to read:

902 **20A-3a-401.1 . Ballot chain of custody.**

903 (1) As used in this section:

904 (a) "Batch" means a grouping of a specified number of ballots:

905 (i) that is assembled by poll workers, and given a number to distinguish the grouping
906 from other groupings, when the ballots are first received for processing;

907 (ii) that is kept together in the same grouping, and kept separate from other
908 groupings, throughout ballot processing; and

909 (iii) for which a log is kept to document the chain of custody of the grouping.

910 (b) "Processed" means an action taken in relation to a batch, a ballot in a batch, or a
911 return envelope that a poll worker has not separated from a ballot, as follows:

912 (i) starting with receiving the ballot;

- 913 (ii) each step taken in relation to a ballot as part of conducting an election; and
914 (iii) ending after the ballots are counted and stored.
- 915 (2) An election officer shall preserve the chain of custody of all ballots in accordance with
916 this section.
- 917 (3) An election officer shall maintain an accurate, updated count of the number of ballots
918 that the election officer:
- 919 (a) mails or otherwise provides to a voter;
920 (b) receives from a voter;
921 (c) counts;
922 (d) rejects;
923 (e) resolves after rejecting; or
924 (f) does not resolve after rejecting.
- 925 (4) Upon receiving ballots cast by voters, the election officer shall ensure that poll workers
926 immediately count the number of ballots received and divide the ballots into batches.
- 927 (5) The election officer shall ensure that:
- 928 (a) ballots in each batch are kept separate from the ballots in other batches;
929 (b) a ballot is not separated from a batch, except as necessary to the election process;
930 (c) if a ballot is separated from a batch, the batch log indicates:
931 (i) the ballot number;
932 (ii) the date and time of removal;
933 (iii) the identity of the individual who removes the ballot; and
934 (iv) the reason the ballot is removed;
- 935 (d) poll workers shall keep for each batch a log that includes:
936 (i) a unique identifying code or number for the batch;
937 (ii) the number of ballots in the batch;
938 (iii) the date that the ballots were received; and
939 (iv) for each occasion that the batches, or any of the ballots in the batches, are
940 handled:
941 (A) the date and time that the ballots are handled;
942 (B) a description of what is done with the ballots;
943 (C) the identity of the poll workers who handle the ballots; and
944 (D) any other information required by rule under Subsection (7);
- 945 (e) an election official who performs a ballot processing function performs the function
946 in the presence of at least one other election official;

- 947 (f) to the extent reasonably possible, the poll workers who perform a ballot processing
 948 function for a batch complete performing that function for the entire batch;[-and]
- 949 (g) [~~each part of the processing of~~]all ballots [~~is~~] are continuously monitored by
 950 recorded video, without audio[-] , including:
- 951 (i) ballot intake;
- 952 (ii) signature verification;
- 953 (iii) ballot scanning;
- 954 (iv) ballot sorting;
- 955 (v) ballot preparation; and
- 956 (vi) ballot storage; and
- 957 (h) the ballots, or containers holding the ballots, are visible in the video monitoring
 958 described in Subsection (5)(g).
- 959 (6) An election officer shall:
- 960 (a) keep the recordings described in Subsection (5)(g) until the later of:
- 961 (i) the end of the calendar year in which the election was held; or
- 962 (ii) if the election is contested, when the contest is resolved; and
- 963 (b) ensure that a camera, a video, or a recording of a video described in Subsection (5)(g)
 964 may only be accessed:
- 965 (i) by the election officer;
- 966 (ii) by a custodian of the camera, video, or recording;
- 967 (iii) by the lieutenant governor;
- 968 (iv) by the legislative auditor general, when performing an audit; or
- 969 (v) by, or pursuant to an order of, a court of competent jurisdiction.
- 970 (7) An individual may not view a video, or a recording of a video, described in Subsection
 971 (5)(g):
- 972 (a) unless the individual is an individual described in Subsection (6)(b); and
- 973 (b) the individual views the video to the extent necessary to:
- 974 (i) ensure compliance with Subsection (5)(g) or (6); or
- 975 (ii) investigate a concern relating to the processing of ballots.
- 976 (8) The director of elections within the Office of the Lieutenant Governor may make rules,
 977 in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
 978 establishing specific requirements and procedures for an election officer or poll worker
 979 to:
- 980 (a) fulfill the chain of custody requirements described in this section;

- 981 (b) perform the signature verification audits described in Section 20A-3a-402.5; and
 982 (c) comply with the reconciliation requirements described in Subsection 20A-4-304(2)(h).

983 Section 9. Section **20A-4-109** is amended to read:

984 **20A-4-109 . Ballot reconciliation -- Rulemaking authority.**

985 (1) In accordance with this section and rules made under Subsection (2), an election officer
 986 whose office processes ballots shall:

- 987 (a) conduct ballot reconciliations every time ballots are tabulated;
 988 (b) conduct a final ballot reconciliation when an election officer concludes processing all
 989 ballots;

990 (c) document each ballot reconciliation; and

991 [~~(d) publicly release the results of each ballot reconciliation; and~~]

992 [~~(e)~~] (d) in conducting ballot reconciliations:

- 993 (i) ensure that the sum of the number of uncounted verified ballots and the number of
 994 ballots tabulated is equal to the number of voters given credit for voting; or
 995 (ii) if the sum described in Subsection [~~(1)(e)(i)~~] (1)(d)(i) is not equal to the number
 996 of voters given credit for voting, account for and explain the differences in the
 997 numbers.

998 (2) The director of elections within the Office of the Lieutenant Governor may make rules,
 999 in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
 1000 establishing procedures and requirements for conducting, documenting, and publishing a
 1001 ballot reconciliation.

1002 Section 10. Section **20A-5-411** is enacted to read:

1003 **20A-5-411 . Election officer reporting requirements.**

1004 An election officer shall:

1005 (1) if the election officer's office processes ballots, publicly release the results of each ballot
 1006 reconciliation each day ballots are tabulated;

1007 (2) before 5 p.m. on the day after the date of the election, determine the number of
 1008 provisional ballots cast within the election officer's jurisdiction and make that number
 1009 available to the public; and

1010 (3) comply with the reporting requirements described in Section 20A-3a-405.

1011 Section 11. Section **20A-6-105** is amended to read:

1012 **20A-6-105 . Provisional ballot envelopes.**

1013 (1) Each election officer shall ensure that provisional ballot envelopes are printed in
 1014 substantially the following form:

1015 "AFFIRMATION
 1016 Are you a citizen of the United States of America? Yes No
 1017 Will you be 18 years old on or before election day? Yes No
 1018 If you checked "no" in response to either of the two above questions, do not complete
 1019 this form.

1020 Name of Voter _____

1021 First Middle Last

1022 Driver License or Identification Card Number _____

1023 State of Issuance of Driver License or Identification Card Number _____

1024 Date of Birth _____

1025 Street Address of Principal Place of Residence

1026 _____

1027 City County State Zip Code

1028 Telephone Number (optional) _____

1029 Email Address (optional) _____

1030 Last four digits of Social Security Number _____

1031 Last former address at which I was registered to vote (if known)

1032 _____

1033 City County State Zip Code

1034 Voting Precinct (if known) _____

1035 I, (please print your full name) _____ do solemnly swear or
 1036 affirm:

1037 That I am eligible to vote in this election; that I have not voted in this election in any
 1038 other precinct; that I am eligible to vote in this precinct; and that I request that I be permitted
 1039 to vote in this precinct; and

1040 Subject to penalty of law for false statements, that the information contained in this form
 1041 is true, and that I am a citizen of the United States and a resident of Utah, residing at the above
 1042 address; and that I am at least 18 years old and have resided in Utah for the 30 days
 1043 immediately before this election.

1044 Signed
 1045 _____

1046 Dated
 1047 _____

1048 In accordance with Section 20A-3a-506, wilfully providing false information above is a

1049 class B misdemeanor under Utah law and is punishable by imprisonment and by fine.

1050 ~~[PRIVACY INFORMATION]~~ PRIVACY NOTICE

1051 Voter registration records contain some information that is available to the public, such
1052 as your name and address, some information that is available only to government entities, and
1053 some information that is available only to certain third parties in accordance with the
1054 requirements of law.

1055 Your driver license number, identification card number, social security number, email
1056 address, full date of birth, and phone number are available only to government entities. Your
1057 year of birth is available to political parties, candidates for public office, certain third parties,
1058 and their contractors, employees, and volunteers, in accordance with the requirements of law.

1059 You may request that all information on your voter registration records be withheld from
1060 all persons other than government entities, political parties, candidates for public office, and
1061 their contractors, employees, and volunteers, by indicating here:

1062 _____ Yes, I request that all information on my voter registration records be withheld
1063 from all persons other than government entities, political parties, candidates for public office,
1064 and their contractors, employees, and volunteers.

1065 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

1066 In addition to the protections provided above, you may request that identifying
1067 information on your voter registration records be withheld from all political parties, candidates
1068 for public office, and their contractors, employees, and volunteers, by submitting a
1069 withholding request form, and any required verification, as described in the following
1070 paragraphs.

1071 A person may request that identifying information on the person's voter registration
1072 records be withheld from all political parties, candidates for public office, and their
1073 contractors, employees, and volunteers, by submitting a withholding request form with this
1074 registration record, or to the lieutenant governor or a county clerk, if the person is or is likely
1075 to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating
1076 violence.

1077 A person may request that identifying information on the person's voter registration
1078 records be withheld from all political parties, candidates for public office, and their
1079 contractors, employees, and volunteers, by submitting a withholding request form and any
1080 required verification with this registration form, or to the lieutenant governor or a county clerk,
1081 if the person is, or resides with a person who is, a law enforcement officer, a member of the
1082 armed forces, a public figure, or protected by a protective order or a protection order.

1083 CITIZENSHIP AFFIDAVIT

1084 Name:

1085 Name at birth, if different:

1086 Place of birth:

1087 Date of birth:

1088 Date and place of naturalization (if applicable):

1089 I hereby swear and affirm, under penalties for voting fraud set forth below, that I am a
1090 citizen and that to the best of my knowledge and belief the information above is true and
1091 correct.

1092

1093 _____
Signature of Applicant

1094 In accordance with Section 20A-2-401, the penalty for willfully causing, procuring, or
1095 allowing yourself to be registered to vote if you know you are not entitled to register to vote is
1096 up to one year in jail and a fine of up to \$2,500."

1097 (2) The provisional ballot envelope shall include:

1098 (a) a unique number;

1099 (b) a detachable part that includes the unique number;

1100 (c) a telephone number, internet address, or other indicator of a means, in accordance
1101 with Section 20A-6-105.5, where the voter can find out if the provisional ballot was
1102 counted; and

1103 (d) an insert containing written instructions on how a voter may sign up to receive ballot
1104 status notifications via the ballot tracking system described in Section 20A-3a-401.5.

1105 Section 12. Section **63I-2-220** is amended to read:

1106 **63I-2-220 . Repeal dates: Title 20A.**

1107 (1) Section 20A-7-103.1, Constitutional amendments proposed during specified timeframe
1108 -- Analysis -- Arguments -- Publication, is repealed July 1, 2025.

1109 (2) Title 20A, Chapter 4, Part 6, Municipal Alternate Voting Methods Pilot Project, is
1110 repealed January 1, 2026.

1111 (3) Subsection 20A-2-502(6), regarding the state's withdrawal from the Electronic
1112 Registration Information Center, Inc., is repealed September 1, 2025.

1113 Section 1. **Effective Date.**

1114 This bill takes effect on May 7, 2025.