

**Melissa G. Ballard** proposes the following substitute bill:

**Voter Registration Data Amendments**

2025 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Karianne Lisonbee**

Senate Sponsor:

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**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;
- authorizes the lieutenant governor to contract with a third-party to assist in maintaining 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

**20A-4-109**, as last amended by Laws of Utah 2024, Chapter 465

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

29 ENACTS:

30 **20A-1-109**, Utah Code Annotated 1953

31

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

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

34 **20A-1-108 . Audits -- Studies relating to elections.**

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

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

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

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

44 (3)(a) The lieutenant governor shall keep the Government Operations Interim  
45 Committee informed of advances in election technology that the committee may want  
46 to study for use in Utah's elections.

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

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

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

56 (e) The lieutenant governor shall, on an annual basis, at or before the last meeting of the  
57 Government Operations Interim Committee, report to the committee regarding errors  
58 identified in the voter registration database that were identified through a contract  
59 described in Subsection 20A-2-502(5).

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) at the deadline for voter registration for every election, the total number of registered  
 88 voters in the state, separated by:  
 89 (i) active voters; and  
 90 (ii) inactive voters;  
 91 (c) at the time of a statewide canvass following each regular general election:  
 92 (i) the total number of registered voters in the state, separated by:  
 93 (A) active voters; and  
 94 (B) inactive voters;  
 95 (ii) the number of provisional ballots cast; and  
 96 (iii) the number of provisional ballots counted; and

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

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

100 **20A-2-104 . Voter registration form -- Registered voter lists -- Fees for copies.**

101 (1) As used in this section:

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

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

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

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

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

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

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

113 (i) uniquely represents the set of data;

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

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

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

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

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

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

130 (2)(a) An individual applying for voter registration, or an individual preregistering to vote,

131 shall complete a voter registration form in substantially the following form:

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133 UTAH ELECTION REGISTRATION FORM

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

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

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

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

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

140 Name of Voter

141 \_\_\_\_\_

142 First Middle Last

143 Utah Driver License or Utah Identification Card

144 Number \_\_\_\_\_

145 Date of Birth \_\_\_\_\_

146 Street Address of Principal Place of Residence

147 \_\_\_\_\_

148 City County State Zip Code

149 Telephone Number (optional) \_\_\_\_\_

150 Email Address (optional) \_\_\_\_\_

151 Last four digits of Social Security Number \_\_\_\_\_

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

153 known) \_\_\_\_\_

154 \_\_\_\_\_

155 City County State Zip Code

156 Political Party

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

160 Unaffiliated (no political party preference) Other (Please  
161 specify)\_\_\_\_\_

162 I do swear (or affirm), subject to penalty of law for false statements, that the information  
163 contained in this form is true, and that I am a citizen of the United States and a resident of the  
164 state of Utah, residing at the above address. Unless I have indicated above that I am

165 preregistering to vote in a later election, I will be at least 18 years of age and will have resided  
 166 in Utah for 30 days immediately before the next election. I am not a convicted felon currently  
 167 incarcerated for commission of a felony.

168 Signed and sworn

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170 \_\_\_\_\_  
 170 Voter's Signature

171 \_\_\_\_\_(month/day/year).

172 [PRIVACY INFORMATION] PRIVACY NOTICE

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

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

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

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

187 **REQUEST FOR ADDITIONAL PRIVACY PROTECTION**

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

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

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

CITIZENSHIP AFFIDAVIT

- 206 Name:
- 207 Name at birth, if different:
- 208 Place of birth:
- 209 Date of birth:
- 210 Date and place of naturalization (if applicable):

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

214 \_\_\_\_\_  
 215 Signature of Applicant

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

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

223 TWO DIFFERENT FORMS OF IDENTIFICATION THAT SHOW YOUR NAME  
 224 AND CURRENT ADDRESS.

FOR OFFICIAL USE ONLY

226 Type of I.D. \_\_\_\_\_  
 227 Voting Precinct \_\_\_\_\_  
 228 Voting I.D. Number \_\_\_\_\_

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

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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.

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(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



- 267 year of birth from the list of registered voters:
- 268 (A) provides the year of birth only to a person described in Subsections (4)(a)(i)
- 269 through (vii);
- 270 (B) verifies that the person described in Subsection (4)(a)(vii)(A) is a person
- 271 described in Subsections (4)(a)(i) through (vii);
- 272 (C) ensures, using industry standard security measures, that the year of birth may
- 273 not be accessed by a person other than a person described in Subsections
- 274 (4)(a)(i) through (vii);
- 275 (D) verifies that each person described in Subsections (4)(a)(ii) through (iv) to
- 276 whom the person provides the year of birth will only use the year of birth to
- 277 verify the accuracy of personal information submitted by an individual or to
- 278 confirm the identity of a person in order to prevent fraud, waste, or abuse;
- 279 (E) verifies that each person described in Subsection (4)(a)(i) to whom the person
- 280 provides the year of birth will only use the year of birth in the person's capacity
- 281 as a government official or government employee; and
- 282 (F) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the
- 283 person provides the year of birth will only use the year of birth for a political
- 284 purpose of the political party or candidate for public office; or
- 285 (viii) a person described in Subsection (4)(a)(v) or (vi) who, after obtaining
- 286 information under Subsection (4)(n) and (o):
- 287 (A) provides the information only to another person described in Subsection
- 288 (4)(a)(v) or (vi);
- 289 (B) verifies that the other person described in Subsection (4)(a)(viii)(A) is a
- 290 person described in Subsection (4)(a)(v) or (vi);
- 291 (C) ensures, using industry standard security measures, that the information may
- 292 not be accessed by a person other than a person described in Subsection
- 293 (4)(a)(v) or (vi); and
- 294 (D) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the
- 295 person provides the information will only use the information for a political
- 296 purpose of the political party or candidate for public office.
- 297 (b) Notwithstanding Subsection 63G-2-302(1)(j)(iv), and except as provided in
- 298 Subsection 63G-2-302(1)(k) or (l), the lieutenant governor or a county clerk shall,
- 299 when providing the list of registered voters to a qualified person under this section,
- 300 include, with the list, the years of birth of the registered voters, if:

- 301 (i) the lieutenant governor or a county clerk verifies the identity of the person and  
302 that the person is a qualified person; and
- 303 (ii) the qualified person signs a document that includes the following:
- 304 (A) the name, address, and telephone number of the person requesting the list of  
305 registered voters;
- 306 (B) an indication of the type of qualified person that the person requesting the list  
307 claims to be;
- 308 (C) a statement regarding the purpose for which the person desires to obtain the  
309 years of birth;
- 310 (D) a list of the purposes for which the qualified person may use the year of birth  
311 of a registered voter that is obtained from the list of registered voters;
- 312 (E) a statement that the year of birth of a registered voter that is obtained from the  
313 list of registered voters may not be provided or used for a purpose other than a  
314 purpose described under Subsection (4)(b)(ii)(D);
- 315 (F) a statement that if the person obtains the year of birth of a registered voter  
316 from the list of registered voters under false pretenses, or provides or uses the  
317 year of birth of a registered voter that is obtained from the list of registered  
318 voters in a manner that is prohibited by law, is guilty of a class A misdemeanor  
319 and is subject to a civil fine;
- 320 (G) an assertion from the person that the person will not provide or use the year of  
321 birth of a registered voter that is obtained from the list of registered voters in a  
322 manner that is prohibited by law; and
- 323 (H) notice that if the person makes a false statement in the document, the person is  
324 punishable by law under Section 76-8-504.
- 325 (c) The lieutenant governor or a county clerk:
- 326 (i) may not disclose the year of birth of a registered voter to a person that the  
327 lieutenant governor or county clerk reasonably believes:
- 328 (A) is not a qualified person or a person described in Subsection (4)(l); or  
329 (B) will provide or use the year of birth in a manner prohibited by law; and
- 330 (ii) may not disclose information under Subsections (4)(n) or (o) to a person that the  
331 lieutenant governor or county clerk reasonably believes:
- 332 (A) is not a person described in Subsection (4)(a)(v) or (vi); or  
333 (B) will provide or use the information in a manner prohibited by law.
- 334 (d) The lieutenant governor or a county clerk may not disclose the voter registration

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

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

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

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

471 political parties under [~~Title 20A, Chapter 8, Political Party Formation and Procedures~~]  
472 Chapter 8, Political Party Formation and Procedures, the lieutenant governor shall  
473 inform the county clerks of the name of the new political party and direct the county  
474 clerks to ensure that the voter registration form is modified to include that political party.

475 (6) Upon receipt of a voter registration form from an applicant, the county clerk or the  
476 clerk's designee shall:

477 (a) review each voter registration form for completeness and accuracy; and

478 (b) if the county clerk believes, based upon a review of the form, that an individual may  
479 be seeking to register or preregister to vote who is not legally entitled to register or  
480 preregister to vote, refer the form to the county attorney for investigation and  
481 possible prosecution.

482 (7) The lieutenant governor or a county clerk shall withhold from a person, other than a  
483 person described in Subsection (4)(a)(i), the voter registration record, and information  
484 obtained from the voter registration record, of a protected individual.

485 (8)(a) The lieutenant governor shall design and distribute the withholding request form  
486 described in Subsection (7) to each election officer and to each agency that provides  
487 a voter registration form.

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

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

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

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

503 (i) that the voter's classification of the record as private remains in effect;

504 (ii) that certain non-identifying information from the voter's voter registration record

- 505 may, under certain circumstances, be released to political parties and candidates  
506 for public office;
- 507 (iii) that the voter's name, driver license or identification card number, social security  
508 number, email address, phone number, and the voter's day, month, and year of  
509 birth will remain private and will not be released to political parties or candidates  
510 for public office;
- 511 (iv) that a county clerk will only release the information to political parties and  
512 candidates in a manner that does not associate the information with a particular  
513 voter; and
- 514 (v) that a county clerk may, under certain circumstances, withhold other information  
515 that the county clerk determines would reveal identifying information about the  
516 voter.
- 517 (b) The lieutenant governor may include in the notice described in this Subsection (10) a  
518 statement that a voter may obtain additional information on the lieutenant governor's  
519 website.
- 520 (c) The plan described in Subsection (10)(a) may include providing the notice described  
521 in Subsection (10)(a) by:
- 522 (i) publication on the Utah Public Notice Website, created in Section 63A-16-601;  
523 (ii) publication on the lieutenant governor's website or a county's website;  
524 (iii) posting the notice in public locations;  
525 (iv) publication in a newspaper;  
526 (v) sending notification to the voters by electronic means;  
527 (vi) sending notice by other methods used by government entities to communicate  
528 with citizens; or  
529 (vii) providing notice by any other method.
- 530 (d) The lieutenant governor shall provide the notice included in a plan described in this  
531 Subsection (10) before June 16, 2023.

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

533 **20A-2-108 . Driver license or state identification card registration form --**

534 **Transmittal of information.**

- 535 (1) As used in this section, "qualifying form" means:
- 536 (a) a driver license application form; or  
537 (b) a state identification card application form.
- 538 (2) The lieutenant governor and the Driver License Division shall design each qualifying



539 form to include:

540 (a) the following question, which an applicant is required to answer: "Do you authorize  
541 the use of information in this form for voter registration purposes? YES\_\_\_\_  
542 NO\_\_\_\_";

543 (b) the following statement:

544 [~~PRIVACY INFORMATION~~] PRIVACY NOTICE

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

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

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

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

559 **REQUEST FOR ADDITIONAL PRIVACY PROTECTION**

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

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

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 and any  
 574 required verification with this registration form, or to the lieutenant governor or a county clerk,  
 575 if the person is, or resides with a person who is, a law enforcement officer, a member of the  
 576 armed forces, a public figure, or protected by a protective order or a protection order."; and  
 577 (c) a section in substantially the following form:

578 -----

579 **BALLOT NOTIFICATIONS**

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

583 \_\_\_\_\_ Yes, I would like to receive electronic notifications regarding the status of my  
 584 ballot.

585 -----

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

- 588 (a) a place for an individual to affirm the individual's citizenship, voting eligibility, and  
 589 Utah residency, and that the information provided in the form is true;
- 590 (b) a records disclosure that is similar to the records disclosure on a voter registration  
 591 form described in Section 20A-2-104;
- 592 (c) a statement that if an applicant declines to register or preregister to vote, the fact that  
 593 the applicant has declined to register or preregister will remain confidential and will  
 594 be used only for voter registration purposes;
- 595 (d) a statement that if an applicant does register or preregister to vote, the office at which  
 596 the applicant submits a voter registration application will remain confidential and will  
 597 be used only for voter registration purposes; and
- 598 (e) if the applicant answers "yes" to the question described in Subsection (2)(a), a space  
 599 where an individual may, if desired:
- 600 (i) indicate the individual's desired political affiliation from a listing of each  
 601 registered political party, as defined in Section 20A-8-101;
- 602 (ii) specify a political party that is not listed under Subsection (3)(e)(i) with which the  
 603 individual desires to affiliate; or
- 604 (iii) indicate that the individual does not wish to affiliate with a political party.

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

606 **20A-2-502 . Statewide voter registration system -- Maintenance and update of**

607 **system -- Record security -- List of incarcerated felons -- Public document showing**  
 608 **compliance by county clerks.**

609 (1) The lieutenant governor shall:

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

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

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

617 (A) voter registration;

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

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

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

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

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

626 (v) within 31 days after receiving information relevant to voter registration, other  
 627 than the information described in Subsections (1)(b)(i) through ~~(iv)~~ (iv);

628 (c)(i) ~~[regularly monitor]~~ analyze the voter registration database to identify errors at  
 629 least:

630 (A) 90 calendar days before each primary election;

631 (B) 90 calendar days before each regular general election; and

632 (C) twice a year in an odd-numbered year; and

633 (ii) notify the appropriate county clerk of any errors;

634 (d) ~~[-the system to-]~~ensure that each county clerk complies with the requirements of this  
 635 part and rules made under Section 20A-2-507;

636 ~~(d)~~ (e) establish matching criteria and security measures for identifying a change  
 637 described in Subsection (1)(b) to ensure the accuracy of a voter registration record;  
 638 and

639 ~~(e)~~ (f) on at least a monthly basis:

640 (i) use the matching criteria and security measures described in Subsection ~~(f)~~(f)

- 641           (1)(e) to compare information in the database to identify duplicate data,  
642           contradictory data, and changes in data;
- 643           (ii) notify the applicable county clerk of the data identified; and
- 644           (iii) notify the county clerk of the county in which a voter's principal place of  
645           residence is located of a change in a registered voter's principal place of residence  
646           or name.
- 647 (2)(a) Subject to Subsection (2)(b), the lieutenant governor may cooperate or enter into  
648           an agreement with a governmental entity or another state to share information and  
649           increase the accuracy of the database.
- 650           (b) For a record shared under Subsection (2)(a), the lieutenant governor shall ensure:
- 651           (i) that the record is only used to maintain the accuracy of the database;
- 652           (ii) compliance with Section 63G-2-206; and
- 653           (iii) that the record is secure from unauthorized use by employing data encryption or  
654           another similar technology security system.
- 655           (c) The lieutenant governor is not required to comply with an updating requirement  
656           described in Subsection (1)(b) to the extent that the person responsible to provide the  
657           information to the lieutenant governor fails to provide the information.
- 658           (d) An agreement described in Subsection (2)(a) shall:
- 659           (i) be directly between the state of Utah and a governmental entity or another state;
- 660           (ii) include provisions that require the participating entities to comply with  
661           Subsection (2)(b);
- 662           (iii) prohibit further sharing of data by the recipient;
- 663           (iv) require disposal of data according to an approved retention schedule;
- 664           (v) mandate the use of generally-accepted information security standards and  
665           practices by the recipient; and
- 666           (vi) be classified as a public record under Title 63G, Chapter 2, Government Records  
667           Access and Management Act.
- 668 (3)(a) The lieutenant governor shall maintain a current list of all incarcerated felons in  
669           Utah.
- 670           (b) The Department of Corrections shall provide the lieutenant governor's office with:
- 671           (i) the name and last-known address of each individual who:
- 672           (A) was convicted of a felony in a Utah state court; and
- 673           (B) is currently incarcerated for commission of a felony; and
- 674           (ii) the name of each convicted felon who has been released from incarceration.

- 675 (4) The lieutenant governor shall maintain on the lieutenant governor's website a document  
676 that:
- 677 (a) describes the utilities and tools within the system that a county clerk is required to  
678 run;
- 679 (b) describes the actions, if any, that a county clerk is required to take in relation to the  
680 results of running a utility or tool;
- 681 (c) lists, by date, the recurring deadlines by which a county clerk must comply with  
682 Subsection (4)(a) or (b); and
- 683 (d) indicates, by county:
- 684 (i) whether the county clerk timely complies with each deadline described in  
685 Subsection (4)(c); and
- 686 (ii) if the county clerk fails to timely comply with a deadline described in Subsection  
687 (4)(c), whether the county clerk subsequently complies with the deadline and the  
688 date on which the county clerk complies.
- 689 (5)(a)(i) The lieutenant governor may contract with a third-party to assist in  
690 analyzing the voter registration database for the purpose of increasing the  
691 accuracy of the database.
- 692 (ii) A third-party described in this Subsection (5):
- 693 (A) shall be selected through established state purchasing policies through a  
694 competitive bidding and evaluation process;
- 695 (B) shall demonstrate experience and ability to effectively analyze voter  
696 registration databases for the purpose of increasing the accuracy of the  
697 database;
- 698 (C) may not be affiliated with any political party, candidate, or political action  
699 committee;
- 700 (D) shall maintain non-partisan neutrality in regards to any political party,  
701 candidate, or political action committee; and
- 702 (E) may not be funded by a political party, candidate, a political action committee  
703 or an individual affiliated with a political party, candidate, or political action  
704 committee.
- 705 (b) The third-party contractor shall seek to identify inaccuracies in the voter registration  
706 database which may include inaccuracies based on:
- 707 (i) incorrect addresses;
- 708 (ii) change of incarceration status;

- 709            (iii) the death of a voter;
- 710            (iv) duplicate voters;
- 711            (v) duplicate driver license numbers; or
- 712            (vi) identical identification numbers used by multiple voters.
- 713        (c) To the extent permitted by law and as required to meet the needs of this Subsection
- 714            (5):
- 715            (i) the Driver License Division shall coordinate with the lieutenant governor to
- 716            provide the third-party contractor with access to driver license records;
- 717            (ii) the State Tax Commission shall coordinate with the lieutenant governor to
- 718            provide the third-party contractor with access to property tax records;
- 719            (iii) each county shall coordinate with the lieutenant governor to provide the
- 720            third-party contractor with access to property tax records;
- 721            (iv) the Office of Vital Records and Statistics shall coordinate with the lieutenant
- 722            governor to provide the third-party contractor with access to vital records and
- 723            statistics, including birth and death records; and
- 724            (v) the Division of Workforce Services shall coordinate with the lieutenant governor
- 725            to provide the third-party contractor with access to Medicaid application records.
- 726        (d) The entities described in Subsection (5)(c) shall provide only the portions of a record
- 727            that include an individual's:
- 728            (i) name;
- 729            (ii) date of birth; and
- 730            (iii) address.
- 731        (e) A third-party contractor may not:
- 732            (i) use information provided under Subsection (5)(c) for any purpose other than voter
- 733            rolls maintenance; or
- 734            (ii) access an individual's:
- 735            (A) medical information; or
- 736            (B) financial information.
- 737        (f) A third-party described in Subsection (5)(a) shall:
- 738            (i) use industry standard security measures to protect records and information;
- 739            (ii) maintain the classification of records; and
- 740            (iii) report potential inaccuracies described in Subsection (5)(b) to the lieutenant
- 741            governor's office.
- 742        (g) The lieutenant governor shall notify the appropriate county clerk of any errors

743 identified by the third-party contractor.

744 (h) A contract described in Subsection (5)(a) shall include a requirement that allows the  
 745 state of Utah or a third-party contractor of the state to perform an audit of the  
 746 third-party contractor entity described in Subsection (5)(a) to ensure compliance with  
 747 the contract and requirements of law.

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

749 **20A-2-505 . Removing names from the official register -- Determining and**  
 750 **confirming change of residence.**

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

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

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

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

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

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

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

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

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

770 "VOTER REGISTRATION NOTICE

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

774

---

775 Street City County State Zip

776 What is your current phone number (optional)? \_\_\_\_\_

777 What is your current email address (optional)? \_\_\_\_\_

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

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

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

788 \_\_\_\_\_

789 Signature of Voter

790 ~~[PRIVACY INFORMATION]~~ PRIVACY NOTICE

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

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

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

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

805 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

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



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

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

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

825 -----  
 826 **BALLOT NOTIFICATIONS**

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

830 \_\_\_\_\_ Yes, I would like to receive electronic notifications regarding the status of my  
 831 ballot.

832 -----

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

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

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

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

843 (ii) If a county clerk receives a returned voter identification card, determines that  
 844 there was no clerical error causing the card to be returned, and has no further

- 845 information to contact the voter, the county clerk shall, unless otherwise  
846 prohibited by law, list that voter as inactive.
- 847 (iii) An inactive voter may vote, sign petitions, and have all other privileges of a  
848 registered voter.
- 849 (iv) A county is not required to:
- 850 (A) send routine mailings to an inactive voter; or  
851 (B) count inactive voters when dividing precincts and preparing supplies.
- 852 (5) The lieutenant governor shall make available to a county clerk United States Social  
853 Security Administration data received by the lieutenant governor regarding deceased  
854 individuals.
- 855 (6) A county clerk shall, within ten business days after the day on which the county clerk  
856 receives the information described in Subsection (5) or Subsections 26B-8-114(11) and  
857 (12) relating to a decedent whose name appears on the official register, remove the  
858 decedent's name from the official register.
- 859 (7) Ninety days before each primary and general election the lieutenant governor shall  
860 compare the information the lieutenant governor has received under Subsection  
861 26B-8-114(11) with the official register of voters to ensure that all deceased voters have  
862 been removed from the official register.
- 863 (8) Within seven calendar days after the day on which the county clerk receives the  
864 notification described in Subsection 20A-2-502(5)(k), the county clerk shall send the  
865 notice described in Subsection (3) to a voter identified in the lieutenant governor's  
866 notification.
- 867 (9) Within seven calendar days after the day on which the county clerk receives a returned  
868 notice described in Subsection (3), the county clerk shall:
- 869 (a) remove the voter's name from the official register in the jurisdiction in which the  
870 voter no longer resides; and
- 871 (b) if the voter's new address is in the same county, update the voter's address and  
872 registration to the new voting jurisdiction.
- 873 Section 7. Section **20A-2-507** is amended to read:
- 874 **20A-2-507 . Rulemaking authority relating to voter registration records.**
- 875 The director of elections within the Office of the Lieutenant Governor shall make rules,  
876 in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act:
- 877 (1) to regulate the use, security, maintenance, data entry, and update of the system;  
878 (2) establishing duties and deadlines for a county clerk to:

- 879 (a) ensure that the database is updated, accurate, and secure; and  
880 (b) [~~regularly~~]report monthly to the lieutenant governor the information described in  
881 Subsection 20A-2-502(4); and  
882 (3) establishing requirements for a county clerk in relation to:  
883 (a) running the utilities and tools in the system;  
884 (b) actions that the county clerk is required to take in response to the matters identified,  
885 or the results produced, from running the utilities and tools; and  
886 (c) documenting and reporting compliance with the requirements of this part and rules  
887 made under this section.

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

889 **20A-3a-401.1 . Ballot chain of custody.**

- 890 (1) As used in this section:  
891 (a) "Batch" means a grouping of a specified number of ballots:  
892 (i) that is assembled by poll workers, and given a number to distinguish the grouping  
893 from other groupings, when the ballots are first received for processing;  
894 (ii) that is kept together in the same grouping, and kept separate from other  
895 groupings, throughout ballot processing; and  
896 (iii) for which a log is kept to document the chain of custody of the grouping.  
897 (b) "Processed" means an action taken in relation to a batch, a ballot in a batch, or a  
898 return envelope that a poll worker has not separated from a ballot, as follows:  
899 (i) starting with receiving the ballot;  
900 (ii) each step taken in relation to a ballot as part of conducting an election; and  
901 (iii) ending after the ballots are counted and stored.  
902 (2) An election officer shall preserve the chain of custody of all ballots in accordance with  
903 this section.  
904 (3) An election officer shall maintain an accurate, updated count of the number of ballots  
905 that the election officer:  
906 (a) mails or otherwise provides to a voter;  
907 (b) receives from a voter;  
908 (c) counts;  
909 (d) rejects;  
910 (e) resolves after rejecting; or  
911 (f) does not resolve after rejecting.  
912 (4) Upon receiving ballots cast by voters, the election officer shall ensure that poll workers

- 913 immediately count the number of ballots received and divide the ballots into batches.
- 914 (5) The election officer shall ensure that:
- 915 (a) ballots in each batch are kept separate from the ballots in other batches;
- 916 (b) a ballot is not separated from a batch, except as necessary to the election process;
- 917 (c) if a ballot is separated from a batch, the batch log indicates:
- 918 (i) the ballot number;
- 919 (ii) the date and time of removal;
- 920 (iii) the identity of the individual who removes the ballot; and
- 921 (iv) the reason the ballot is removed;
- 922 (d) poll workers shall keep for each batch a log that includes:
- 923 (i) a unique identifying code or number for the batch;
- 924 (ii) the number of ballots in the batch;
- 925 (iii) the date that the ballots were received; and
- 926 (iv) for each occasion that the batches, or any of the ballots in the batches, are
- 927 handled:
- 928 (A) the date and time that the ballots are handled;
- 929 (B) a description of what is done with the ballots;
- 930 (C) the identity of the poll workers who handle the ballots; and
- 931 (D) any other information required by rule under Subsection (7);
- 932 (e) an election official who performs a ballot processing function performs the function
- 933 in the presence of at least one other election official;
- 934 (f) ~~[to the extent reasonably possible,]~~ the poll workers who perform a ballot processing
- 935 function for a batch complete performing that function for the entire batch;~~[- and]~~
- 936 (g) ~~[each part of the processing of]~~ all ballots ~~[is]~~ are continuously monitored by
- 937 recorded video, without audio~~[-]~~ , including:
- 938 (i) ballot intake;
- 939 (ii) signature verification;
- 940 (iii) ballot scanning;
- 941 (iv) ballot sorting;
- 942 (v) ballot preparation; and
- 943 (vi) ballot storage prior to the canvass; and
- 944 (h) the ballots, or containers holding the ballots, are visible in the video monitoring
- 945 described in Subsection (5)(g).
- 946 (6) An election officer shall:

- 947 (a) keep the recordings described in Subsection (5)(g) until the later of:
- 948 (i) the end of the calendar year in which the election was held; or
- 949 (ii) if the election is contested, when the contest is resolved; and
- 950 (b) ensure that a camera, a video, or a recording of a video described in Subsection (5)(g)
- 951 may only be accessed:
- 952 (i) by the election officer;
- 953 (ii) by a custodian of the camera, video, or recording;
- 954 (iii) by the lieutenant governor;
- 955 (iv) by the legislative auditor general, when performing an audit; or
- 956 (v) by, or pursuant to an order of, a court of competent jurisdiction.
- 957 (7) An individual may not view a video, or a recording of a video, described in Subsection
- 958 (5)(g):
- 959 (a) unless the individual is an individual described in Subsection (6)(b); and
- 960 (b) the individual views the video to the extent necessary to:
- 961 (i) ensure compliance with Subsection (5)(g) or (6); or
- 962 (ii) investigate a concern relating to the processing of ballots.
- 963 (8) The director of elections within the Office of the Lieutenant Governor may make rules,
- 964 in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
- 965 establishing specific requirements and procedures for an election officer or poll worker
- 966 to:
- 967 (a) fulfill the chain of custody requirements described in this section;
- 968 (b) perform the signature verification audits described in Section 20A-3a-402.5; and
- 969 (c) comply with the reconciliation requirements described in Subsection 20A-4-304(2)(h).
- 970 Section 9. Section **20A-4-109** is amended to read:
- 971 **20A-4-109 . Ballot reconciliation -- Rulemaking authority.**
- 972 (1) In accordance with this section and rules made under Subsection (2), an election officer
- 973 whose office processes ballots shall:
- 974 (a) conduct ballot reconciliations every time ballots are tabulated;
- 975 (b) conduct a final ballot reconciliation when an election officer concludes processing all
- 976 ballots;
- 977 (c) document each ballot reconciliation;
- 978 (d) publicly release the results of each ballot reconciliation; and
- 979 (e) in conducting ballot reconciliations:
- 980 (i) ensure that the sum of the number of uncounted verified ballots and the number of

981 ballots tabulated is equal to the number of voters given credit for voting; or  
982 (ii) if the sum described in Subsection (1)(e)(i) is not equal to the number of voters  
983 given credit for voting, account for and explain the differences in the numbers.

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

988 Section 10. Section **20A-6-105** is amended to read:

989 **20A-6-105 . Provisional ballot envelopes.**

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

992 "AFFIRMATION

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

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

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

997 Name of Voter \_\_\_\_\_

998 First Middle Last

999 Driver License or Identification Card Number \_\_\_\_\_

1000 State of Issuance of Driver License or Identification Card Number \_\_\_\_\_

1001 Date of Birth \_\_\_\_\_

1002 Street Address of Principal Place of Residence

1003 \_\_\_\_\_

1004 City County State Zip Code

1005 Telephone Number (optional) \_\_\_\_\_

1006 Email Address (optional) \_\_\_\_\_

1007 Last four digits of Social Security Number \_\_\_\_\_

1008 Last former address at which I was registered to vote (if known)

1009 \_\_\_\_\_

1010 City County State Zip Code

1011 Voting Precinct (if known) \_\_\_\_\_

1012 I, (please print your full name) \_\_\_\_\_ do solemnly swear or  
1013 affirm:

1014 That I am eligible to vote in this election; that I have not voted in this election in any

1015 other precinct; that I am eligible to vote in this precinct; and that I request that I be permitted  
1016 to vote in this precinct; and

1017 Subject to penalty of law for false statements, that the information contained in this form  
1018 is true, and that I am a citizen of the United States and a resident of Utah, residing at the above  
1019 address; and that I am at least 18 years old and have resided in Utah for the 30 days  
1020 immediately before this election.

1021 Signed

1022

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1023 Dated

1024

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1025 In accordance with Section 20A-3a-506, wilfully providing false information above is a  
1026 class B misdemeanor under Utah law and is punishable by imprisonment and by fine.

1027 ~~[PRIVACY INFORMATION]~~ PRIVACY NOTICE

1028 Voter registration records contain some information that is available to the public, such  
1029 as your name and address, some information that is available only to government entities, and  
1030 some information that is available only to certain third parties in accordance with the  
1031 requirements of law.

1032 Your driver license number, identification card number, social security number, email  
1033 address, full date of birth, and phone number are available only to government entities. Your  
1034 year of birth is available to political parties, candidates for public office, certain third parties,  
1035 and their contractors, employees, and volunteers, in accordance with the requirements of law.

1036 You may request that all information on your voter registration records be withheld from  
1037 all persons other than government entities, political parties, candidates for public office, and  
1038 their contractors, employees, and volunteers, by indicating here:

1039 \_\_\_\_\_ Yes, I request that all information on my voter registration records be withheld  
1040 from all persons other than government entities, political parties, candidates for public office,  
1041 and their contractors, employees, and volunteers.

1042 **REQUEST FOR ADDITIONAL PRIVACY PROTECTION**

1043 In addition to the protections provided above, you may request that identifying  
1044 information on your voter registration records be withheld from all political parties, candidates  
1045 for public office, and their contractors, employees, and volunteers, by submitting a  
1046 withholding request form, and any required verification, as described in the following  
1047 paragraphs.

1048 A person may request that identifying information on the person's voter registration

1049 records be withheld from all political parties, candidates for public office, and their  
 1050 contractors, employees, and volunteers, by submitting a withholding request form with this  
 1051 registration record, or to the lieutenant governor or a county clerk, if the person is or is likely  
 1052 to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating  
 1053 violence.

1054 A person may request that identifying information on the person's voter registration  
 1055 records be withheld from all political parties, candidates for public office, and their  
 1056 contractors, employees, and volunteers, by submitting a withholding request form and any  
 1057 required verification with this registration form, or to the lieutenant governor or a county clerk,  
 1058 if the person is, or resides with a person who is, a law enforcement officer, a member of the  
 1059 armed forces, a public figure, or protected by a protective order or a protection order.

1060 CITIZENSHIP AFFIDAVIT

1061 Name:

1062 Name at birth, if different:

1063 Place of birth:

1064 Date of birth:

1065 Date and place of naturalization (if applicable):

1066 I hereby swear and affirm, under penalties for voting fraud set forth below, that I am a  
 1067 citizen and that to the best of my knowledge and belief the information above is true and  
 1068 correct.

1069

1070 \_\_\_\_\_  
 Signature of Applicant

1071 In accordance with Section 20A-2-401, the penalty for willfully causing, procuring, or  
 1072 allowing yourself to be registered to vote if you know you are not entitled to register to vote is  
 1073 up to one year in jail and a fine of up to \$2,500."

1074 (2) The provisional ballot envelope shall include:

1075 (a) a unique number;

1076 (b) a detachable part that includes the unique number;

1077 (c) a telephone number, internet address, or other indicator of a means, in accordance  
 1078 with Section 20A-6-105.5, where the voter can find out if the provisional ballot was  
 1079 counted; and

1080 (d) an insert containing written instructions on how a voter may sign up to receive ballot  
 1081 status notifications via the ballot tracking system described in Section 20A-3a-401.5.

1082 Section 11. **Effective Date.**



1083 This bill takes effect on May 7, 2025.