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**Elections Provisions Amendments**  
2026 GENERAL SESSION  
STATE OF UTAH  
**Chief Sponsor: Lisa Shepherd**  
Senate Sponsor: Ronald M. Winterton

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**LONG TITLE**

**General Description:**

This bill amends provisions relating to elections.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ modifies the conditions and requirements for a ballot to list a candidate using a variation of the candidate's name or a nickname;
- ▶ modifies, consolidates, recodifies, and adds provisions relating to:
  - notices of offices to be filled at upcoming elections;
  - notices of candidate filing periods;
  - notices of candidates to be included on a ballot and other instructions relating to a ballot;
  - notices of election; and
  - other notices relating to elections;
- ▶ modifies certain declaration of candidacy periods:
  - to coincide with the declaration of candidacy periods for municipal primary elections and municipal general elections; and
  - to make declaration of candidacy periods for all registered political parties the same, regardless of whether the registered political party is a qualified political party;
- ▶ beginning on January 1, 2027, prohibits a county clerk's or election officer's name from:
  - inclusion in the official endorsement for a ballot;
  - inclusion on a return envelope for a ballot; or
  - inclusion on a ballot, except to the extent that the county clerk or election officer is listed as a candidate on the ballot;

- 28           ▶ modifies certain deadlines set at a specific date to instead occur on a business day;
- 29           ▶ modifies and consolidates provisions relating to removing the names of deceased
- 30 individuals from the list of registered voters;
- 31           ▶ modifies requirements relating to the storage of election material, ballots, and election
- 32 returns;
- 33           ▶ modifies the deadline to file an objection to a declaration of candidacy;
- 34           ▶ modifies and removes inconsistent provisions relating to participation in a regular
- 35 primary election;
- 36           ▶ grants rulemaking authority to the Office of the Lieutenant Governor to regulate the use
- 37 and application of the Great Seal of the State of Utah or a replica of the seal;
- 38           ▶ modifies and clarifies provisions relating to the crime of illegally using or defacing the
- 39 Great Seal of the State of Utah; and
- 40           ▶ makes technical and conforming changes.

41 **Money Appropriated in this Bill:**

42 None

43 **Other Special Clauses:**

44 This bill provides a special effective date.

45 **Utah Code Sections Affected:**

46 AMENDS:

47 **10-3-301 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapters 90, 448

48 **17-62-201 (Effective 05/06/26)**, as renumbered and amended by Laws of Utah 2025,  
49 First Special Session, Chapter 13

50 **17-62-202 (Effective 05/06/26)**, as renumbered and amended by Laws of Utah 2025,  
51 First Special Session, Chapter 13

52 **17B-1-306 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapters 39, 161

53 **17B-1-1001 (Effective 05/06/26)**, as last amended by Laws of Utah 2024, Chapter 388

54 **17B-1-1003 (Effective 05/06/26)**, as last amended by Laws of Utah 2023, Chapters 15,  
55 174

56 **20A-1-102 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, First Special  
57 Session, Chapter 6

58 **20A-1-206 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 448

59 **20A-1-501 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, First Special  
60 Session, Chapter 16

61 **20A-1-503 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapters 90, 448

62       **20A-2-107 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Second Special  
63       Session, Chapter 2

64       **20A-2-504 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 448

65       **20A-2-505 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapters 381,  
66       448

67       **20A-3a-202 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapters 381,  
68       448

69       **20A-3a-603 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 381

70       **20A-3a-604 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 448

71       **20A-4-104 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, First Special  
72       Session, Chapter 6

73       **20A-4-202 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, First Special  
74       Session, Chapter 6

75       **20A-4-304 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, First Special  
76       Session, Chapter 6

77       **20A-6-109 (Effective 05/06/26)**, as enacted by Laws of Utah 2025, Chapter 39

78       **20A-6-110 (Effective 05/06/26)**, as renumbered and amended by Laws of Utah 2025,  
79       Chapter 39

80       **20A-6-301 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 39

81       **20A-6-302 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapters 39, 448

82       **20A-6-304 (Effective 05/06/26)**, as last amended by Laws of Utah 2021, Chapter 136

83       **20A-6-401 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 39

84       **20A-6-401.1 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 39

85       **20A-6-402 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 39

86       **20A-9-101 (Effective 05/06/26)**, as last amended by Laws of Utah 2023, Chapters 15, 45

87       **20A-9-201 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Second Special  
88       Session, Chapter 2

89       **20A-9-201.5 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Second  
90       Special Session, Chapter 2

91       **20A-9-202 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 448

92       **20A-9-203 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapters 38, 39  
93       and 448

94       **20A-9-403 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapters 39, 448

95       **20A-9-406 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Second Special

96 Session, Chapter 2  
97 **20A-9-407 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Second Special  
98 Session, Chapter 2  
99 **20A-9-408 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Second Special  
100 Session, Chapter 2  
101 **20A-9-409 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, First Special  
102 Session, Chapter 16  
103 **20A-14-103 (Effective 05/06/26)**, as last amended by Laws of Utah 2021, Second  
104 Special Session, Chapter 10  
105 **67-1a-7 (Effective 05/06/26)**, as enacted by Laws of Utah 1984, Chapter 68

## ENACTS:

106  
107 **20A-5a-101 (Effective 05/06/26)**, Utah Code Annotated 1953  
108 **20A-5a-102 (Effective 05/06/26)**, Utah Code Annotated 1953  
109 **20A-5a-202 (Effective 05/06/26)**, Utah Code Annotated 1953  
110 **20A-5a-203 (Effective 05/06/26)**, Utah Code Annotated 1953  
111 **20A-5a-204 (Effective 05/06/26)**, Utah Code Annotated 1953  
112 **20A-5a-205 (Effective upon governor's approval)**, Utah Code Annotated 1953  
113 **20A-5a-206 (Effective upon governor's approval)**, Utah Code Annotated 1953  
114 **20A-5a-207 (Effective 05/06/26)**, Utah Code Annotated 1953  
115 **20A-5a-208 (Effective 05/06/26)**, Utah Code Annotated 1953  
116 **20A-5a-210 (Effective 05/06/26)**, Utah Code Annotated 1953  
117 **20A-5a-211 (Effective 05/06/26)**, Utah Code Annotated 1953  
118 **20A-5a-212 (Effective 05/06/26)**, Utah Code Annotated 1953  
119 **20A-5a-213 (Effective 05/06/26)**, Utah Code Annotated 1953  
120 **20A-5a-301 (Effective 05/06/26)**, Utah Code Annotated 1953  
121 **20A-5a-302 (Effective 05/06/26)**, Utah Code Annotated 1953  
122 **20A-5a-303 (Effective 05/06/26)**, Utah Code Annotated 1953  
123 **20A-5a-304 (Effective 05/06/26)**, Utah Code Annotated 1953  
124 **20A-5a-305 (Effective 05/06/26)**, Utah Code Annotated 1953  
125 **20A-5a-306 (Effective 05/06/26)**, Utah Code Annotated 1953  
126 **20A-5a-307 (Effective 05/06/26)**, Utah Code Annotated 1953  
127 **20A-5a-308 (Effective 05/06/26)**, Utah Code Annotated 1953  
128 **20A-5a-309 (Effective 05/06/26)**, Utah Code Annotated 1953  
129 **20A-5a-310 (Effective 05/06/26)**, Utah Code Annotated 1953

- 130 **20A-5a-311 (Effective 05/06/26)**, Utah Code Annotated 1953
- 131 **20A-5a-312 (Effective 05/06/26)**, Utah Code Annotated 1953
- 132 **20A-5a-401 (Effective 05/06/26)**, Utah Code Annotated 1953
- 133 **20A-5a-402 (Effective 05/06/26)**, Utah Code Annotated 1953

134 RENUMBERS AND AMENDS:

- 135 **20A-5-401.1 (Effective 05/06/26)**, (Renumbered from 20A-5-102, as last amended by
- 136 Laws of Utah 2025, Chapter 381)
- 137 **20A-5-401.2 (Effective 05/06/26)**, (Renumbered from 20A-5-103, as last amended by
- 138 Laws of Utah 1997, Chapter 183)
- 139 **20A-5a-201 (Effective 05/06/26)**, (Renumbered from 20A-5-101, as last amended by
- 140 Laws of Utah 2025, Chapter 448)
- 141 **20A-5a-209 (Effective 05/06/26)**, (Renumbered from 20A-9-701, as last amended by
- 142 Laws of Utah 2015, Chapter 296)

143 REPEALS:

- 144 **17B-1-305 (Effective 05/06/26)**, as last amended by Laws of Utah 2023, Chapter 15
- 145 **20A-5-409 (Effective 05/06/26)**, as last amended by Laws of Utah 2011, Chapter 327

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

148 Section 1. Section **10-3-301** is amended to read:

149 **10-3-301 (Effective 05/06/26). Notice of offices to be filled and declaration of**  
 150 **candidacy period -- Eligibility and residency requirements for elected municipal office --**  
 151 **Mayor and recorder limitations.**

152 (1) As used in this section:

- 153 (a) "Absent" means that an elected municipal officer fails to perform official duties,
- 154 including the officer's failure to attend each regularly scheduled meeting that the
- 155 officer is required to attend.
- 156 (b) "Principal place of residence" means the same as that term is defined in Section
- 157 20A-2-105.
- 158 (c) "Secondary residence" means a place where an individual resides other than the
- 159 individual's principal place of residence.

160 ~~[(2)(a) On or before May 1 in a year in which there is a municipal general election, the~~  
 161 ~~municipal clerk shall publish a notice that identifies:]~~

- 162 ~~[(i) the municipal offices to be voted on in the municipal general election; and]~~
- 163 ~~[(ii) the dates for filing a declaration of candidacy for the offices identified under~~

- 164                    Subsection (2)(a)(i).]
- 165            ~~[(b) The municipal clerk shall publish the notice described in Subsection (2)(a) for the~~
- 166                    ~~municipality, as a class A notice under Section 63G-30-102, for at least seven days.]~~
- 167    (2) A municipality shall comply with Sections 20A-5a-301 and 20A-5a-303 to provide
- 168            notice regarding:
- 169            (a) the offices to be voted on at the upcoming election; and
- 170            (b) the declaration of candidacy filing period.
- 171    (3)(a) An individual who files a declaration of candidacy for a municipal office shall:
- 172            (i) comply with the requirements described in Section 20A-9-203; and
- 173            (ii) file the conflict of interest disclosure statement described in Section 10-3-301.5.
- 174    (b)(i) Except as provided in Subsection (3)(b)(ii), the city recorder or town clerk of
- 175            each municipality shall maintain office hours from 8 a.m. to 5 p.m. during the
- 176            filing period described in Subsection 20A-9-203(3)(d), unless the date occurs on a:
- 177                    (A) Saturday or Sunday; or
- 178                    (B) state holiday as listed in Section 63G-1-301.
- 179            (ii) If on a regular basis a city recorder or town clerk maintains an office schedule
- 180                    that is less than 40 hours per week, the city recorder or town clerk may comply
- 181                    with Subsection (3)(b)(i) without maintaining office hours by:
- 182                    (A) posting the recorder's or clerk's contact information, including a phone
- 183                                    number and email address, on the recorder's or clerk's office door, the main
- 184                                    door to the municipal offices, and, if available, on the municipal website; and
- 185                    (B) being available from 8 a.m. to 5 p.m. on the dates described in Subsection
- 186                                    (3)(b)(i), via the contact information described in Subsection (3)(b)(ii)(A).
- 187    (4) An individual elected to municipal office shall be a registered voter in the municipality
- 188            in which the individual is elected.
- 189    (5)(a) Each elected officer of a municipality shall maintain a principal place of residence
- 190            within the municipality, and within the district that the elected officer represents,
- 191            during the officer's term of office.
- 192            (b) Except as provided in Subsection (6), an elected municipal office is automatically
- 193                    vacant if the officer elected to the municipal office, during the officer's term of office:
- 194                    (i) establishes a principal place of residence outside the district that the elected officer
- 195                                    represents;
- 196                    (ii) resides at a secondary residence outside the district that the elected officer
- 197                                    represents for a continuous period of more than 60 days while still maintaining a

- 198 principal place of residence within the district;
- 199 (iii) is absent from the district that the elected officer represents for a continuous
- 200 period of more than 60 days; or
- 201 (iv) fails to respond to a request, within 30 days after the day on which the elected
- 202 officer receives the request, from the county clerk or the lieutenant governor
- 203 seeking information to determine the officer's residency.
- 204 (6)(a) Notwithstanding Subsection (5), if an elected municipal officer obtains the
- 205 consent of the municipal legislative body in accordance with Subsection (6)(b) before
- 206 the expiration of the 60-day period described in Subsection (5)(b)(ii) or (iii), the
- 207 officer may:
- 208 (i) reside at a secondary residence outside the district that the elected officer
- 209 represents while still maintaining a principal place of residence within the district
- 210 for a continuous period of up to one year during the officer's term of office; or
- 211 (ii) be absent from the district that the elected officer represents for a continuous
- 212 period of up to one year during the officer's term of office.
- 213 (b) At a public meeting, the municipal legislative body may give the consent described
- 214 in Subsection (6)(a) by majority vote after taking public comment regarding:
- 215 (i) whether the legislative body should give the consent; and
- 216 (ii) the length of time to which the legislative body should consent.
- 217 (7)(a) The mayor of a municipality may not also serve as the municipal recorder or
- 218 treasurer.
- 219 (b) The recorder of a municipality may not also serve as the municipal treasurer.
- 220 (c) An individual who holds a county elected office may not, at the same time, hold a
- 221 municipal elected office.
- 222 (d) The restriction described in Subsection (7)(c) applies regardless of whether the
- 223 individual is elected to the office or appointed to fill a vacancy in the office.
- 224 Section 2. Section **17-62-201** is amended to read:
- 225 **17-62-201 (Effective 05/06/26). County commission form of government --**
- 226 **Commission member elections.**
- 227 (1) As used in this section:
- 228 (a) "Midterm vacancy" means a county commission position that is being filled at an
- 229 election for less than the position's full term as established in:
- 230 (i) Subsection (4)(a); or
- 231 (ii) a county's optional plan under Section 17-62-403.

- 232 (b) "Open position" means a county commission position that is being filled at a regular  
 233 general election for the position's full term as established in:  
 234 (i) Subsection (4)(a); or  
 235 (ii) a county's optional plan under Section 17-62-403.
- 236 (c) "Opt-in county" means a county that has, in accordance with Subsection (6)(a),  
 237 chosen to conduct county commissioner elections in accordance with Subsection (6).
- 238 (2) A county commission consisting of three members shall govern each county operating  
 239 under the county commission form of government.
- 240 (3) A county commission under a county commission form of government is both the  
 241 county legislative body and the county executive and has the powers, duties, and  
 242 functions of a county legislative body under Chapter 64, County Legislative Body, and  
 243 the powers, duties, and functions of a county executive under Chapter 65, County  
 244 Executive.
- 245 (4) Except as otherwise provided in an optional plan adopted under this chapter:  
 246 (a) the term of office of each county commission member is four years;  
 247 (b) the terms of county commission members shall be staggered so that two members are  
 248 elected at a regular general election date that alternates with the regular general  
 249 election date of the other member; and  
 250 (c) each county commission member shall be elected:  
 251 (i) at large, unless otherwise required by court order; and  
 252 (ii) subject to the provisions of this section, in accordance with Title 20A, Election  
 253 Code.
- 254 (5) Except as provided in Subsection (6):  
 255 (a) if two county commission positions are vacant for an election, the positions shall be  
 256 designated "county commission seat A" and "county commission seat B";  
 257 (b) each candidate who files a declaration of candidacy when two positions are vacant  
 258 shall designate on the declaration of candidacy form whether the candidate is a  
 259 candidate for seat A or seat B; and  
 260 (c) no person may file a declaration of candidacy for, be a candidate for, or be elected to  
 261 two county commission positions in the same election.
- 262 (6)(a) A county of the first or second class may, through an optional plan as described in  
 263 Subsection 17-62-403(5) or by ordinance, choose to conduct county commissioner  
 264 elections in accordance with this Subsection (6).  
 265 (b) When issuing the notice [~~of election required by Subsection 20A-5-101(2)] described~~

- 266           in Section 20A-5a-202, the clerk of an opt-in county shall, if there is at least one open  
267           position and at least one midterm vacancy, designate:
- 268           (i) each open position as "open position"; and  
269           (ii) each midterm vacancy as "midterm vacancy."
- 270       (c) An individual who files a declaration of candidacy for the office of county  
271           commissioner in an opt-in county:
- 272           (i) if there is more than one open position, is not required to indicate which open  
273                position the individual is running for;
- 274           (ii) if there is at least one open position and at least one midterm vacancy, shall  
275                designate on the declaration of candidacy whether the individual is filing for an  
276                open position or a midterm vacancy; and
- 277           (iii) may not file a declaration of candidacy for an open position and a midterm  
278                vacancy in the same election.
- 279       (d) If there is an open position and a midterm vacancy being voted upon in the same  
280           election in an opt-in county, the county clerk shall indicate on the ballot for the  
281           election which positions are open positions and which positions are midterm  
282           vacancies.
- 283       (e) In an opt-in county:
- 284           (i) the candidates for open positions, in a number equal to the number of open  
285                positions, who receive the highest number of votes are:
- 286                (A) for the purposes of a regular primary election, nominated by the candidates'  
287                party for the open positions; and
- 288                (B) for the purposes of a regular general election, elected to fill the open positions;  
289                and
- 290           (ii) the candidates for midterm vacancies, in a number equal to the number of  
291                midterm vacancies, who receive the highest number of votes are:
- 292                (A) for the purposes of a regular primary election, nominated by the candidates'  
293                party for the midterm vacancies; and
- 294                (B) for the purposes of a regular general election, elected to fill the midterm  
295                vacancies.
- 296       Section 3. Section **17-62-202** is amended to read:
- 297           **17-62-202 (Effective 05/06/26). Expanded county commission form of**  
298           **government -- Commission member elections.**
- 299       (1) As used in this section:

- 300 (a) "Midterm vacancy" means the same as that term is defined in Section 17-62-201.
- 301 (b) "Open position" means the same as that term is defined in Section 17-62-201.
- 302 (c) "Opt-in county" means a county that has, in accordance with Subsection (6)(a),
- 303 chosen to conduct county commissioner elections in accordance with Subsection (6).
- 304 (2) A county commission consisting of five or seven members shall govern each county
- 305 operating under an expanded county commission form of government.
- 306 (3) A county commission under the expanded county commission form of government is
- 307 both the county legislative body and the county executive and has the powers, duties,
- 308 and functions of a county legislative body under Chapter 64, County Legislative Body,
- 309 and the powers, duties, and functions of a county executive under Chapter 65, County
- 310 Executive.
- 311 (4) Except as otherwise provided in an optional plan adopted under this chapter:
- 312 (a) the term of office of each county commission member is four years;
- 313 (b) the terms of county commission members shall be staggered so that approximately
- 314 half the members are elected at alternating regular general election dates; and
- 315 (c) each county commission member shall be elected:
- 316 (i) at large, unless otherwise required by court order; and
- 317 (ii) subject to the provisions of this section, in accordance with Title 20A, Election
- 318 Code.
- 319 (5) Except as provided in Subsection (6):
- 320 (a) if multiple at-large county commission positions are vacant for an election, the
- 321 positions shall be designated "county commission seat A," "county commission seat
- 322 B," and so on as necessary for the number of vacant positions;
- 323 (b) each candidate who files a declaration of candidacy when multiple positions are
- 324 vacant shall designate the letter of the county commission seat for which the
- 325 candidate is a candidate; and
- 326 (c) no person may file a declaration of candidacy for, be a candidate for, or be elected to
- 327 two county commission positions in the same election.
- 328 (6)(a) A county of the first or second class may, through an optional plan as described in
- 329 Subsection 17-62-403(5) or by ordinance, choose to conduct county commissioner
- 330 elections in accordance with this Subsection (6).
- 331 (b) When issuing the notice [~~of election required by Subsection 20A-5-101(2)] described~~
- 332 in Section 20A-5a-202, the clerk of an opt-in county shall, if there is at least one open
- 333 position and at least one midterm vacancy, designate:

- 334 (i) each open position as "open position"; and  
335 (ii) each midterm vacancy as "midterm vacancy."  
336 (c) An individual who files a declaration of candidacy for the office of county  
337 commissioner in an opt-in county:  
338 (i) if there is more than one open position, is not required to indicate which open  
339 position the individual is running for;  
340 (ii) if there is at least one open position and at least one midterm vacancy, shall  
341 designate on the declaration of candidacy whether the individual is filing for an  
342 open position or a midterm vacancy; and  
343 (iii) may not file a declaration of candidacy for an open position and a midterm  
344 vacancy in the same election.  
345 (d) If there is an open position and a midterm vacancy being voted upon in the same  
346 election in an opt-in county, the county clerk shall indicate on the ballot for the  
347 election which positions are open positions and which positions are midterm  
348 vacancies.  
349 (e) In an opt-in county:  
350 (i) the candidates for open positions, in a number equal to the number of open  
351 positions, who receive the highest number of votes are:  
352 (A) for the purposes of a regular primary election, nominated by the candidates'  
353 party for the open positions; and  
354 (B) for the purposes of a regular general election, elected to fill the open positions;  
355 and  
356 (ii) the candidates for midterm vacancies, in a number equal to the number of  
357 midterm vacancies, who receive the highest number of votes are:  
358 (A) for the purposes of a regular primary election, nominated by the candidates'  
359 party for the midterm vacancies; and  
360 (B) for the purposes of a regular general election, elected to fill the midterm  
361 vacancies.

362 Section 4. Section **17B-1-306** is amended to read:

363 **17B-1-306 (Effective 05/06/26). Special district board -- Election procedures --**  
364 **Notice of offices to be filled and declaration of candidacy period.**

- 365 (1) Except as provided in Subsection (12), each elected board member shall be selected as  
366 provided in this section.  
367 (2)(a) Each election of a special district board member shall be held:

- 368 (i) at the same time as the municipal general election or the regular general election,  
 369 as applicable; and
- 370 (ii) at polling places designated by the special district board in consultation with the  
 371 county clerk for each county in which the special district is located, which polling  
 372 places shall coincide with municipal general election or regular general election  
 373 polling places, as applicable, whenever feasible.
- 374 (b) The special district board, in consultation with the county clerk, may consolidate two  
 375 or more polling places to enable voters from more than one district to vote at one  
 376 consolidated polling place.
- 377 (c)(i) Subject to Subsections ~~[(5)(h) and (i)]~~ (5)(g) and (h), the number of polling  
 378 places under Subsection (2)(a)(ii) in an election of board members of an irrigation  
 379 district shall be one polling place per division of the district, designated by the  
 380 district board.
- 381 (ii) Each polling place designated by an irrigation district board under Subsection  
 382 (2)(c)(i) shall coincide with a polling place designated by the county clerk under  
 383 Subsection (2)(a)(ii).
- 384 ~~[(3)(a) The clerk of each special district with a board member position to be filled at the~~  
 385 ~~next municipal general election or regular general election, as applicable, shall~~  
 386 ~~provide notice of:]~~
- 387 ~~[(i) each elective position of the special district to be filled at the next municipal~~  
 388 ~~general election or regular general election, as applicable;]~~
- 389 ~~[(ii) the constitutional and statutory qualifications for each position; and]~~
- 390 ~~[(iii) the dates and times for filing a declaration of candidacy.]~~
- 391 ~~[(b) If the election is to be held at the same time as the municipal general election, a~~  
 392 ~~declaration of candidacy shall be filed between June 1 and June 7 of any~~  
 393 ~~odd-numbered year.]~~
- 394 ~~[(c) If the election is to be held at the same time as the regular general election, a~~  
 395 ~~declaration of candidacy shall be filed between June 1 and June 7 of any~~  
 396 ~~even-numbered year.]~~
- 397 ~~[(4) The clerk of the special district shall publish the notice described in Subsection (3)(a)~~  
 398 ~~for the special district, as a class A notice under Section 63G-30-102, for at least 10 days~~  
 399 ~~before the first day for filing a declaration of candidacy.]~~
- 400 (3) If the election is to be held at the same time as the municipal general election:
- 401 (a) the special district shall comply with Section 20A-5a-304 to provide notice regarding

- 402 offices to be voted on at the upcoming election and the declaration of candidacy  
 403 period; and
- 404 (b) the period to file a declaration of candidacy is the filing period described in  
 405 Subsection 20A-9-203(3)(d).
- 406 (4) If the election is to be held at the same time as the regular general election:
- 407 (a) the special district shall comply with Section 20A-5a-203 to provide notice regarding  
 408 offices to be voted on at the upcoming election and the declaration of candidacy  
 409 period; and
- 410 (b) the period to file a declaration of candidacy:
- 411 (i) begins at 8 a.m. on the first business day in June; and
- 412 (ii)(A) ends at 5 p.m. on the fourth business day after the day on which the filing  
 413 period begins; or
- 414 (B) if the day described in Subsection (4)(b)(ii)(A) is a Friday, ends at 5 p.m. on  
 415 the next business day after that Friday.
- 416 (5)(a) Except as provided in Subsection [~~(5)(e)~~] (5)(b), to become a candidate for an  
 417 elective special district board position, an individual shall file a declaration of  
 418 candidacy in person with an official designated by the special district within the  
 419 candidate filing period for the applicable election year in which the election for the  
 420 special district board is held~~[and]~~ , as follows:
- 421 (i) for a special district with a four day standard work week of at least eight hours  
 422 each day of the workweek, during the special district's standard office hours; or
- 423 (ii) for a special district other than a district described in Subsection (5)(a)(i):
- 424 [(i)] (A) [~~during the special district's standard office hours,~~] if the standard office  
 425 hours provide at least three consecutive office hours each day during the  
 426 candidate filing period that is not a holiday or weekend, during the special  
 427 district's standard office hours; or
- 428 [(ii)] (B) if the standard office hours of a special district do not provide at least  
 429 three consecutive office hours each day, a three-hour consecutive time period  
 430 each day designated by the special district during the candidate filing period  
 431 that is not a holiday or weekend[; or] .
- 432 [(iii)] during the special district's standard office hours if the special district has  
 433 adopted a four day standard work week with standard office hours of at least eight  
 434 hours each of those days.]
- 435 [(b) ~~When the candidate filing deadline falls on a Saturday, Sunday, holiday, or a day~~

436 that is not a regular business day for the special district pursuant to Subsection  
437 (5)(a)(iii), the filing time shall be extended until the close of normal office hours on  
438 the following regular business day.]

439 [(e)] (b) Subject to Subsection [(5)(f)] (5)(e), an individual may designate an agent to file  
440 a declaration of candidacy with the official designated by the special district if:

- 441 (i) the individual is located outside of the state during the entire filing period;
- 442 (ii) the designated agent appears in person before the official designated by the  
443 special district; and
- 444 (iii) the individual communicates with the official designated by the special district  
445 using an electronic device that allows the individual and official to see and hear  
446 each other.

447 [(d)] (c)(i) Before the filing officer may accept any declaration of candidacy from an  
448 individual, the filing officer shall:

- 449 (A) read to the individual the constitutional and statutory qualification  
450 requirements for the office that the individual is seeking; and
- 451 (B) require the individual to state whether the individual meets those requirements.
- 452 (ii) If the individual does not meet the qualification requirements for the office, the  
453 filing officer may not accept the individual's declaration of candidacy.
- 454 (iii) If it appears that the individual meets the requirements of candidacy, the filing  
455 officer shall accept the individual's declaration of candidacy.

456 [(e)] (d) The declaration of candidacy shall be in substantially the following form:

457 "I, (print name) \_\_\_\_\_, being first duly sworn, say that I reside at (Street)  
458 \_\_\_\_\_, City of \_\_\_\_\_, County of \_\_\_\_\_, state of Utah,  
459 (Zip Code) \_\_\_\_\_, (Telephone Number, if any) \_\_\_\_\_; that I meet the qualifications  
460 for the office of board of trustees member for \_\_\_\_\_ (state the name of  
461 the special district); that I am a candidate for that office to be voted upon at the next election;  
462 and that, if filing via a designated agent, I will be out of the state of Utah during the entire  
463 candidate filing period, and I hereby request that my name be printed upon the official ballot  
464 for that election.

465 (Signed) \_\_\_\_\_

466 Subscribed and sworn to (or affirmed) before me by \_\_\_\_\_ on this \_\_\_\_\_ day  
467 of \_\_\_\_\_, \_\_\_\_\_.

468 (Signed) \_\_\_\_\_

469 (Clerk or Notary Public)."[;]

- 470            [(f)] (e) An agent designated under Subsection [(5)(e)] (5)(b) may not sign the form  
471            described in Subsection [(5)(e)] (5)(d).
- 472            [(g)] (f) Each individual wishing to become a valid write-in candidate for an elective  
473            special district board position is governed by Section 20A-9-601.
- 474            [(h)] (g) If at least one individual does not file a declaration of candidacy as required by  
475            this section, an individual shall be appointed to fill that board position in accordance  
476            with the appointment provisions of Section 20A-1-512.
- 477            [(i)] (h) If only one candidate files a declaration of candidacy and there is no write-in  
478            candidate who complies with Section 20A-9-601, the board, in accordance with  
479            Section 20A-1-206, may:
- 480            (i) consider the candidate to be elected to the position; and  
481            (ii) cancel the election.
- 482            (6)(a) A primary election may be held if:
- 483            (i) the election is authorized by the special district board; and  
484            (ii) the number of candidates for a particular local board position or office exceeds  
485            twice the number of persons needed to fill that position or office.
- 486            (b) The primary election shall be conducted:
- 487            (i) on the same date as the municipal primary election or the regular primary election,  
488            as applicable; and  
489            (ii) according to the procedures for primary elections provided under Title 20A,  
490            Election Code.
- 491            (7)(a) Except as provided in Subsection (7)(c), within one business day after the  
492            deadline for filing a declaration of candidacy, the special district clerk shall certify  
493            the candidate names to the clerk of each county in which the special district is located.
- 494            (b)(i) Except as provided in Subsection (7)(c) and in accordance with Sections  
495            20A-6-109 and 20A-6-110, the clerk of each county in which the special district is  
496            located and the special district clerk shall coordinate placement of the name of  
497            each candidate for special district office in the nonpartisan section of the ballot  
498            with the appropriate election officer.
- 499            (ii) If consolidation of the special district election ballot with the municipal general  
500            election ballot or the regular general election ballot, as applicable, is not feasible,  
501            the special district board of trustees, in consultation with the county clerk, shall  
502            provide for a separate special district election ballot to be administered by poll  
503            workers at polling places designated under Subsection (2).

- 504 (c)(i) Subsections (7)(a) and (b) do not apply to an election of a member of the board  
505 of an irrigation district established under Chapter 2a, Part 5, Irrigation District Act.
- 506 (ii) The board of an irrigation district shall:
- 507 (A) subject to Subsections (7)(c)(ii)(B) and (C), establish the form of the ballot for  
508 a board member election;
- 509 (B) ensure that the ballot is in a nonpartisan format; and
- 510 (C) ensure that the name of each candidate is placed on the ballot in accordance  
511 with Sections 20A-6-109 and 20A-6-110.
- 512 (8)(a) Each voter at an election for a board of trustees member of a special district shall:
- 513 (i) be a registered voter within the district, except for an election of:
- 514 (A) an irrigation district board of trustees member; or
- 515 (B) a basic special district board of trustees member who is elected by property  
516 owners; and
- 517 (ii) meet the requirements to vote established by the district.
- 518 (b) Each voter may vote for as many candidates as there are offices to be filled.
- 519 (c) The candidates who receive the highest number of votes are elected.
- 520 (9) Except as otherwise provided by this section, the election of special district board  
521 members is governed by Title 20A, Election Code.
- 522 (10)(a) Except as provided in Subsection 17B-1-303(8), a person elected to serve on a  
523 special district board shall serve a four-year term, beginning at noon on the January 1  
524 after the person's election.
- 525 (b) A person elected shall be sworn in as soon as practical after January 1.
- 526 (11)(a) Except as provided in Subsection (11)(b), each special district shall reimburse  
527 the county or municipality holding an election under this section for the costs of the  
528 election attributable to that special district.
- 529 (b) Each irrigation district shall bear the district's own costs of each election the district  
530 holds under this section.
- 531 (12) This section does not apply to an improvement district that provides electric or gas  
532 service.
- 533 (13) Except as provided in Subsection 20A-3a-605(1)(b), the provisions of Title 20A,  
534 Chapter 3a, Part 6, Early Voting, do not apply to an election under this section.
- 535 (14)(a) As used in this Subsection (14), "board" means:
- 536 (i) a special district board; or
- 537 (ii) the administrative control board of a special service district that has elected

- 538 members on the board.
- 539 (b) If a board desires to hold elections for membership on the board at a regular general  
540 election instead of a municipal general election , or at a municipal general election  
541 instead of a regular general election, the board may submit an application to the  
542 lieutenant governor that:
- 543 (i) requests permission to change the election year for membership on the board in a  
544 manner described in this Subsection (14)(b);
- 545 (ii) indicates that a change in the election year is beneficial, based on potential cost  
546 savings, a potential increase in voter turnout, or another material reason; and
- 547 (iii) if a change in the election year may result in shortening a board member's term  
548 of office, indicates that the members of the board unanimously support the  
549 lieutenant governor taking that action.
- 550 (c) Upon receipt of an application described in Subsection (14)(b), the lieutenant  
551 governor may approve the if:
- 552 (i) the lieutenant governor concludes that changing the election year is beneficial  
553 based on the criteria described in Subsection (14)(b)(ii); and
- 554 (ii) for an application that may result in shortening a board member's term of office,  
555 the application satisfies the unanimity requirement described in Subsection  
556 (14)(b)(iii).
- 557 (d) If the lieutenant governor approves a board's application described in this section:
- 558 (i) all future elections for membership on the board shall be held at the time of the  
559 general election specified in the application; and
- 560 (ii) the board may not hold elections at the time of an election other than the general  
561 election specified in the application, unless the board receives permission from the  
562 lieutenant governor to change the election under the same procedure, and by  
563 applying the same criteria, described in this Subsection (14).
- 564 (15)(a) This Subsection (15) applies to a special district if:
- 565 (i) the special district's board members are elected by the owners of real property, as  
566 provided in Subsection 17B-1-1402(1)(b); and
- 567 (ii) the special district was created before January 1, 2020.
- 568 (b) The board of a special district described in Subsection (15)(a) may conduct an  
569 election:
- 570 (i) to fill a board member position that expires at the end of the term for that board  
571 member's position; and

- 572 (ii) notwithstanding Subsection 20A-1-512(1)(a)(i), to fill a vacancy in an unexpired  
 573 term of a board member.
- 574 (c) An election under Subsection (15)(b) may be conducted as determined by the special  
 575 district board, subject to Subsection (15)(d).
- 576 (d)(i) The special district board shall provide to property owners eligible to vote at  
 577 the special district election:
- 578 (A) notice of the election; and
- 579 (B) a form to nominate an eligible individual to be elected as a board member.
- 580 (ii)(A) The special district board may establish a deadline for a property owner to  
 581 submit a nomination form.
- 582 (B) A deadline under Subsection (15)(d)(ii)(A) may not be earlier than 15 days  
 583 after the board provides the notice and nomination form under Subsection  
 584 (15)(d)(i).
- 585 (iii)(A) After the deadline for submitting nomination forms, the special district  
 586 board shall provide a ballot to all property owners eligible to vote at the special  
 587 district election.
- 588 (B) A special district board shall allow at least five days for ballots to be returned.
- 589 (iv) A special district board shall certify the results of an election under this  
 590 Subsection (15) during an open meeting of the board.
- 591 Section 5. Section **17B-1-1001** is amended to read:
- 592 **17B-1-1001 (Effective 05/06/26). Provisions applicable to property tax levy.**
- 593 (1) Each special district that levies and collects property taxes shall levy and collect [them]  
 594 the taxes according to the provisions of Title 59, Chapter 2, Property Tax Act.
- 595 (2) As used in this section:
- 596 (a) "Appointed board of trustees" means a board of trustees of a special district that  
 597 includes a member who is appointed to the board of trustees in accordance with  
 598 Section 17B-1-304, Subsection 17B-1-303(5), Subsection [~~17B-1-306(5)(h)~~]  
 599 17B-1-306(5)(g), or any of the applicable provisions in Title 17B, Chapter 2a,  
 600 Provisions Applicable to Different Types of Special Districts.
- 601 (b) "Elected board of trustees" means a board of trustees of a special district that consists  
 602 entirely of members who are elected to the board of trustees in accordance with  
 603 Subsection (4), Section 17B-1-306, or any of the applicable provisions in Title 17B,  
 604 Chapter 2a, Provisions Applicable to Different Types of Special Districts.
- 605 (3)(a) For a taxable year beginning on or after January 1, 2018, a special district may not

- 606 levy or collect property tax revenue that exceeds the certified tax rate unless:
- 607 (i) to the extent that the revenue from the property tax was pledged before January 1,
- 608 2018, the special district pledges the property tax revenue to pay for bonds or
- 609 other obligations of the special district; or
- 610 (ii) the proposed tax or increase in the property tax rate has been approved by:
- 611 (A) an elected board of trustees;
- 612 (B) subject to Subsection (3)(b), an appointed board of trustees;
- 613 (C) a majority of the registered voters within the special district who vote in an
- 614 election held for that purpose on a date specified in Section 20A-1-204;
- 615 (D) the legislative body of the appointing authority; or
- 616 (E) the legislative body of:
- 617 (I) a majority of the municipalities partially or completely included within the
- 618 boundary of the specified special district; or
- 619 (II) the county in which the specified special district is located, if the county
- 620 has some or all of [~~its~~] the county's unincorporated area included within the
- 621 boundary of the specified special district.
- 622 (b) For a special district with an appointed board of trustees, each appointed member of
- 623 the board of trustees shall comply with the trustee reporting requirements described
- 624 in Section 17B-1-1003 before the special district may impose a property tax levy that
- 625 exceeds the certified tax rate.
- 626 (4)(a) Notwithstanding provisions to the contrary in Title 17B, Chapter 2a, Provisions
- 627 Applicable to Different Types of Special Districts, and subject to Subsection (4)(b),
- 628 members of the board of trustees of a special district shall be elected, if:
- 629 (i) two-thirds of all members of the board of trustees of the special district vote in
- 630 favor of changing to an elected board of trustees; and
- 631 (ii) the legislative body of each municipality or county that appoints a member to the
- 632 board of trustees adopts a resolution approving the change to an elected board of
- 633 trustees.
- 634 (b) A change to an elected board of trustees under Subsection (4)(a) may not shorten the
- 635 term of any member of the board of trustees serving at the time of the change.
- 636 (5) Subsections (2), (3), and (4) do not apply to:
- 637 (a) Title 17B, Chapter 2a, Part 6, Metropolitan Water District Act;
- 638 (b) Title 17B, Chapter 2a, Part 10, Water Conservancy District Act; or
- 639 (c) a special district in which:

- 640 (i) the board of trustees consists solely of:
- 641 (A) land owners or the land owners' agents; or
- 642 (B) as described in Subsection 17B-1-302(3), (5), (6), or (7), land owners or the
- 643 land owners' agents or officers; and
- 644 (ii) there are no residents within the special district at the time a property tax is levied.
- 645 (6) An infrastructure financing district may not pledge or otherwise use any property tax
- 646 revenue for the payment of bonds.

647 Section 6. Section **17B-1-1003** is amended to read:

648 **17B-1-1003 (Effective 05/06/26). Trustee reporting requirement.**

- 649 (1) As used in this section:
- 650 (a) "Appointed board of trustees" means a board of trustees of a special district that
- 651 includes a member who is appointed to the board of trustees in accordance with
- 652 Section 17B-1-304, Subsection 17B-1-303(5), Subsection [~~17B-1-306(5)(h)~~
- 653 17B-1-306(5)(g), or any of the applicable provisions in Title 17B, Chapter 2a,
- 654 Provisions Applicable to Different Types of Special Districts.
- 655 (b)(i) "Bond issuance" means an issuance of a general obligation bond without an
- 656 approving election under Section 17B-1-1102.
- 657 (ii) "Bond issuance" does not include the issuance of a general obligation bond to
- 658 refund a general obligation bond that was previously approved by an election.
- 659 (c) "Legislative entity" means:
- 660 (i) the member's appointing authority, if the appointing authority is a legislative body;
- 661 or
- 662 (ii) the member's nominating entity, if the appointing authority is not a legislative
- 663 body.
- 664 (d)(i) "Member" means an individual who is appointed to a board of trustees for a
- 665 special district in accordance with Section 17B-1-304, Subsection 17B-1-303(5),
- 666 Subsection [~~17B-1-306(5)(h)~~ 17B-1-306(5)(g), or any of the applicable provisions
- 667 in Title 17B, Chapter 2a, Provisions Applicable to Different Types of Special
- 668 Districts.
- 669 (ii) "Member" includes a member of the board of trustees who holds an elected
- 670 position with a municipality, county, or another special district that is partially or
- 671 completely included within the boundaries of the special district.
- 672 (e) "Nominating entity" means the legislative body that submits nominees for
- 673 appointment to the board of trustees to an appointing authority.

- 674 (f)(i) "Property tax increase" means a property tax levy that exceeds the certified tax  
675 rate for the taxable year.
- 676 (ii) "Property tax increase" does not include a property tax levy for a general  
677 obligation bond authorized in accordance with an election under Section  
678 17B-1-1102.
- 679 (2)(a) If a special district board of trustees adopts a tentative budget that includes a  
680 property tax increase or bond issuance, each member shall report to the member's  
681 legislative entity on the property tax increase or bond issuance.
- 682 (b)(i) The special district shall request that each of the legislative entities that appoint  
683 or nominate a member to the special district's board of trustees hear the report  
684 required by Subsection (2)(a) at a public meeting of each legislative entity.
- 685 (ii) The request to make a report may be made by:  
686 (A) the member appointed or nominated by the legislative entity; or  
687 (B) another member of the board of trustees.
- 688 (c) The member appointed or nominated by the legislative entity shall make the report  
689 required by Subsection (2)(a) at a public meeting that:  
690 (i) complies with Title 52, Chapter 4, Open and Public Meetings Act;  
691 (ii) includes the report as a separate agenda item; and  
692 (iii) is held within 40 days after the day on which the legislative entity receives a  
693 request to hear the report.
- 694 (d)(i) If the legislative entity does not have a scheduled meeting within 40 days after  
695 the day on which the legislative entity receives a request to hear the report  
696 required by Subsection (2)(a), the legislative entity shall schedule a meeting for  
697 that purpose.
- 698 (ii) If the legislative entity fails to hear the report at a public meeting that meets the  
699 criteria described in Subsection (2)(c), the trustee reporting requirements under  
700 this section shall be considered satisfied.
- 701 (3)(a) A report on a contemplated property tax increase or bond issuance at a legislative  
702 entity's public meeting under Subsection (2)(c) shall include:  
703 (i) a statement that the special district intends to levy a property tax at a rate that  
704 exceeds the certified tax rate for the taxable year;  
705 (ii) the dollar amount of and purpose for additional ad valorem tax revenue that  
706 would be generated by the proposed increase in the certified tax rate;  
707 (iii) the approximate percentage increase in ad valorem tax revenue for the special

- 708 district based on the proposed property tax increase; and
- 709 (iv) any other information requested by the legislative entity.
- 710 (b) A report on a bond issuance at a legislative entity's public meeting under Subsection
- 711 (2)(c) shall include an explanation, as applicable, of:
- 712 (i) the property tax impact, if any, of the bond issuance;
- 713 (ii) the expected debt service related to the bond issuance;
- 714 (iii) the purpose, remaining principal balance, and maturity date of any outstanding
- 715 bonds of the issuer;
- 716 (iv) the funds other than property taxes available to pay debt service related to the
- 717 bond issuance;
- 718 (v) the schedule of proposed expenditures of bond proceeds;
- 719 (vi) property values;
- 720 (vii) any additional considerations that the appointed board of trustees determines
- 721 may be useful to explain the impact to citizens resulting from the bond issuance;
- 722 and
- 723 (viii) any other information requested by the legislative entity.
- 724 (c) At a meeting under Subsection (2)(c), the legislative entity shall:
- 725 (i) allow time during the meeting for comment from the legislative entity and
- 726 members of the public on the property tax increase or bond issuance; and
- 727 (ii) express the legislative entity's sentiment regarding the contemplated property tax
- 728 increase.
- 729 (4)(a) If more than one member is appointed to the board of trustees by the same
- 730 legislative entity, a majority of the members appointed or nominated by the
- 731 legislative entity shall be present to provide the report required by Subsection (2) and
- 732 described in Subsection (3).
- 733 (b) The chair of the board of trustees shall appoint another member of the board of
- 734 trustees to provide the report described in Subsection (3) to the legislative entity if:
- 735 (i) the member appointed or nominated by the legislative entity is unable or unwilling
- 736 to provide the report at a public meeting that meets the requirements of Subsection
- 737 (3)(a); and
- 738 (ii) the absence of the member appointed or nominated by the legislative entity
- 739 results in:
- 740 (A) no member who was appointed or nominated by the legislative entity being
- 741 present to provide the report; or

742 (B) an inability to comply with Subsection (4)(a).  
743 (5) A special district board of trustees may approve a property tax increase only after the  
744 conditions of this section have been satisfied or considered satisfied for each member of  
745 the board of trustees.

746 Section 7. Section **20A-1-102** is amended to read:

747 **20A-1-102 (Effective 05/06/26). Definitions.**

748 As used in this title:

- 749 (1) "Active voter" means a registered voter who has not been classified as an inactive voter  
750 by the county clerk.
- 751 (2) "Automatic tabulating equipment" means apparatus that automatically examines and  
752 counts votes recorded on ballots and tabulates the results.
- 753 (3)(a) "Ballot" means the storage medium, including a paper, mechanical, or electronic  
754 storage medium, that records an individual voter's vote.
- 755 (b) "Ballot" does not include a record to tally multiple votes.
- 756 (4) "Ballot proposition" means a question, issue, or proposal that is submitted to voters on  
757 the ballot for their approval or rejection including:
- 758 (a) an opinion question specifically authorized by the Legislature;  
759 (b) a constitutional amendment;  
760 (c) an initiative;  
761 (d) a referendum;  
762 (e) a bond proposition;  
763 (f) a judicial retention question;  
764 (g) an incorporation of a city or town; or  
765 (h) any other ballot question specifically authorized by the Legislature.
- 766 (5) "Bind," "binding," or "bound" means securing more than one piece of paper together  
767 using staples or another means in at least three places across the top of the paper in the  
768 blank space reserved for securing the paper.
- 769 (6) "Board of canvassers" means the entities established by Sections 20A-4-301 and  
770 20A-4-306 to canvass election returns.
- 771 (7) "Bond election" means an election held for the purpose of approving or rejecting the  
772 proposed issuance of bonds by a government entity.
- 773 (8) "Business day" means a Monday, Tuesday, Wednesday, Thursday, or Friday that is not  
774 a holiday.
- 775 (9) "Business reply mail envelope" means an envelope that may be mailed free of charge by

- 776 the sender.
- 777 (10) "Calendar day" means any day, regardless of whether the day is a weekend, a holiday,  
778 a business day, or any other type of day.
- 779 (11) "Canvass" means the review of election returns and the official declaration of election  
780 results by the board of canvassers.
- 781 (12) "Canvassing judge" means a poll worker designated to assist in counting ballots at the  
782 canvass.
- 783 (13) "Contracting election officer" means an election officer who enters into a contract or  
784 interlocal agreement with a provider election officer.
- 785 (14) "Convention" means the political party convention at which party officers and  
786 delegates are selected.
- 787 (15) "Counting center" means one or more locations selected by the election officer in  
788 charge of the election for the automatic counting of ballots.
- 789 (16) "Counting judge" means a poll worker designated to count the ballots during election  
790 day.
- 791 (17) "Counting room" means a suitable and convenient private place or room for use by the  
792 poll workers and counting judges to count ballots.
- 793 (18) "County officers" means those county officers that are required by law to be elected.
- 794 (19) "Date of the election" or "election day" or "day of the election":
- 795 (a) means the day that is specified in the calendar year as the day on which the election  
796 occurs; and
- 797 (b) does not include:
- 798 (i) deadlines established for voting by mail, military-overseas voting, or emergency  
799 voting; or
- 800 (ii) any early voting or early voting period as provided under Chapter 3a, Part 6,  
801 Early Voting.
- 802 (20) "Elected official" means:
- 803 (a) a person elected to an office under Section 20A-1-303 or ~~Chapter 4, Part 6,~~ before  
804 the pilot project was repealed, the Municipal Alternate Voting Methods Pilot Project;
- 805 (b) a person who is considered to be elected to a municipal office in accordance with  
806 Subsection 20A-1-206(1)(c)(ii); or
- 807 (c) a person who is considered to be elected to a special district office in accordance  
808 with Subsection 20A-1-206(3)(b)(ii).
- 809 (21) "Election" means a regular general election, a municipal general election, a statewide

810 special election, a local special election, a regular primary election, a municipal primary  
811 election, and a special district election.

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

814 (23) "Election cycle" means the period beginning on the first day on which individuals are  
815 eligible to file declarations of candidacy and ending when the canvass is completed.

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

817 (a) preside over other poll workers at a polling place;

818 (b) act as the presiding election judge; or

819 (c) serve as a canvassing judge, counting judge, or receiving judge.

820 (25) "Election material" includes:

821 (a) the verification documentation described in Subsection 20A-3a-401(9)(b)(iv);

822 (b) the list of voters contacted to cure a ballot described in Subsection 20A-3a-401(10)(b);

823 (c) the record of rejected and resolved ballots described in Subsection 20A-3a-401(11)(a);

824 (d) any chain of custody documentation described in Section 20A-3a-401.1, including:

825 (i) the count of ballots described in Subsection 20A-3a-401.1(3); and

826 (ii) the batch log described in Subsection 20A-3a-401.1(5);

827 (e) the record of signature verification audits described in Subsection 20A-3a-402.5(4);

828 (f) the affidavit of compliance described in Subsection 20A-3a-404(2);

829 (g) the physical and electronic log of replicated ballots described in Subsection

830 20A-4-104(3);

831 (h) the physical or electronic log of adjudicated ballots described in Section 20A-5-802.5;

832 (i) the record of voter database access described in Subsection 20A-5-905(2);

833 (j) the reports on military and overseas voters described in Section 20A-16-202;

834 (k) scanned copies of return envelopes;

835 (l) a copy of the final election results database described in Section 20A-5-802.5; and

836 (m) the materials used in the programming of the automatic tabulating equipment.

837 (26) "Election officer" means:

838 (a) the lieutenant governor, for all statewide ballots and elections;

839 (b) the county clerk for:

840 (i) a county ballot and election; and

841 (ii) a ballot and election as a provider election officer as provided in Section

842 20A-5-400.1 or 20A-5-400.5;

843 (c) the municipal clerk for:

- 844 (i) a municipal ballot and election; and  
845 (ii) a ballot and election as a provider election officer as provided in Section  
846 20A-5-400.1 or 20A-5-400.5;
- 847 (d) the special district clerk or chief executive officer for:  
848 (i) a special district ballot and election; and  
849 (ii) a ballot and election as a provider election officer as provided in Section  
850 20A-5-400.1 or 20A-5-400.5; or
- 851 (e) the business administrator or superintendent of a school district for:  
852 (i) a school district ballot and election; and  
853 (ii) a ballot and election as a provider election officer as provided in Section  
854 20A-5-400.1 or 20A-5-400.5.
- 855 (27) "Election official" means any election officer, election judge, or poll worker.
- 856 (28) "Election results" means:
- 857 (a) for an election other than a bond election, the count of votes cast in the election and  
858 the election returns requested by the board of canvassers; or
- 859 (b) for bond elections, the count of those votes cast for and against the bond proposition  
860 plus any or all of the election returns that the board of canvassers may request.
- 861 (29) "Election results database" means the following information generated by voting  
862 equipment:
- 863 (a) one or more electronic files that contains a digital interpretation of each ballot that is  
864 counted in an election;
- 865 (b) a ballot image; and
- 866 (c) other information related to a ballot that is adjudicated under Section 20A-4-105.
- 867 (30) "Election returns" means:
- 868 (a) the pollbook;
- 869 (b) the military and overseas absentee voter registration and voting certificates;
- 870 (c) one of the tally sheets;
- 871 (d) any unprocessed ballots;
- 872 (e) all counted ballots;
- 873 (f) all excess ballots;
- 874 (g) all unused ballots;
- 875 (h) all spoiled ballots;
- 876 (i) all ballot disposition forms, including any provisional ballot disposition forms;
- 877 (j) the final election results database described in Section 20A-5-802.5;

- 878 (k) all return envelopes;
- 879 (l) any provisional ballot envelopes; and
- 880 (m) the total votes cast form.
- 881 (31) "Electronic signature" means an electronic sound, symbol, or process attached to or
- 882 logically associated with a record and executed or adopted by a person with the intent to
- 883 sign the record.
- 884 (32) "Holiday" means a legal holiday described in Subsections 63G-1-301(1) and (2).
- 885 (33) "Inactive voter" means a registered voter who is listed as inactive by a county clerk
- 886 under Subsection [~~20A-2-505(4)(e)(i) or (ii)~~] 20A-2-505(4)(a) or (b).
- 887 (34) "Judicial office" means the office filled by any judicial officer.
- 888 (35) "Judicial officer" means any justice or judge of a court of record or any county court
- 889 judge.
- 890 (36) "Local election" means a regular county election, a regular municipal election, a
- 891 municipal primary election, a local special election, a special district election, and a
- 892 bond election.
- 893 (37) "Local political subdivision" means a county, a municipality, a special district, or a
- 894 local school district.
- 895 (38) "Local special election" means a special election called by the governing body of a
- 896 local political subdivision in which all registered voters of the local political subdivision
- 897 may vote.
- 898 (39) "Manual ballot" means a paper document produced by an election officer on which an
- 899 individual records an individual's vote by directly placing a mark on the paper document
- 900 using a pen or other marking instrument.
- 901 (40) "Mechanical ballot" means a record, including a paper record, electronic record, or
- 902 mechanical record, that:
- 903 (a) is created via electronic or mechanical means; and
- 904 (b) records an individual voter's vote cast via a method other than an individual directly
- 905 placing a mark, using a pen or other marking instrument, to record an individual
- 906 voter's vote.
- 907 (41) "Municipal executive" means:
- 908 (a) the mayor in the council-mayor form of government defined in Section 10-3b-102; or
- 909 (b) the mayor in the council-manager form of government defined in Subsection
- 910 10-3b-103(6).
- 911 (42) "Municipal general election" means the election held in municipalities and, as

- 912 applicable, special districts on the first Tuesday after the first Monday in November of  
913 each odd-numbered year for the purposes established in Section 20A-1-202.
- 914 (43) "Municipal legislative body" means the council of the city or town in any form of  
915 municipal government.
- 916 (44) "Municipal office" means an elective office in a municipality.
- 917 (45) "Municipal officers" means those municipal officers that are required by law to be  
918 elected.
- 919 (46) "Municipal primary election" means an election held to nominate candidates for  
920 municipal office.
- 921 (47) "Municipality" means a city or town.
- 922 (48) "Official ballot" means the ballots distributed by the election officer for voters to  
923 record their votes.
- 924 (49) "Official endorsement" means the information on the ballot that identifies:  
925 (a) the ballot as an official ballot;  
926 (b) the date of the election; and  
927 (c)(i) for a ballot prepared by an election officer other than a county clerk, the [  
928 facsimile signature required by Subsection 20A-6-401(1)(a)(iii)] applicable  
929 information described in:  
930 (A) Subsection 20A-6-401(1)(a)(iii) or (iv);  
931 (B) Subsection 20A-6-401.1(1)(d)(iii) or (iv); or  
932 (C) Subsection 20A-6-402(2)(a)(iii) or (iv); or  
933 (ii) for a ballot prepared by a county clerk, the [~~words required by~~] applicable  
934 statement described in Subsection 20A-6-301(1)(b)(iii) or (iv).
- 935 (50) "Official register" means the official record furnished to election officials by the  
936 election officer that contains the information required by Section 20A-5-401.
- 937 (51) "Political party" means an organization of registered voters that has qualified to  
938 participate in an election by meeting the requirements of Chapter 8, Political Party  
939 Formation and Procedures.
- 940 (52)(a) "Poll worker" means a person assigned by an election official to assist with an  
941 election, voting, or counting votes.  
942 (b) "Poll worker" includes election judges.  
943 (c) "Poll worker" does not include a watcher.
- 944 (53) "Pollbook" means a record of the names of voters in the order that the voters appear to  
945 cast votes.

- 946 (54) "Polling place" means a building where voting is conducted.
- 947 (55) "Position" means a square, circle, rectangle, or other geometric shape on a ballot in  
948 which the voter marks the voter's choice.
- 949 (56) "Presidential Primary Election" means the election established in Chapter 9, Part 8,  
950 Presidential Primary Election.
- 951 (57) "Primary convention" means the political party conventions held during the year of the  
952 regular general election.
- 953 (58) "Protective counter" means a separate counter, which cannot be reset, that:  
954 (a) is built into a voting machine; and  
955 (b) records the total number of movements of the operating lever.
- 956 (59) "Provider election officer" means an election officer who enters into a contract or  
957 interlocal agreement with a contracting election officer to conduct an election for the  
958 contracting election officer's local political subdivision in accordance with Section  
959 20A-5-400.1.
- 960 (60) "Provisional ballot" means a ballot voted provisionally by a person:  
961 (a) whose name is not listed on the official register at the polling place;  
962 (b) whose legal right to vote is challenged as provided in this title; or  
963 (c) whose identity was not sufficiently established by a poll worker.
- 964 (61) "Provisional ballot envelope" means an envelope printed in the form required by  
965 Section 20A-6-105 that is used to identify provisional ballots and to provide information  
966 to verify a person's legal right to vote.
- 967 (62)(a) "Public figure" means an individual who, due to the individual being considered  
968 for, holding, or having held a position of prominence in a public or private capacity,  
969 or due to the individual's celebrity status, has an increased risk to the individual's  
970 safety.
- 971 (b) "Public figure" does not include an individual:  
972 (i) elected to public office; or  
973 (ii) appointed to fill a vacancy in an elected public office.
- 974 (63) "Qualify" or "qualified" means to take the oath of office and begin performing the  
975 duties of the position for which the individual was elected.
- 976 (64) "Receiving judge" means the poll worker that checks the voter's name in the official  
977 register at a polling place and provides the voter with a ballot.
- 978 (65) "Registration form" means a form by which an individual may register to vote under  
979 this title.

- 980 (66) "Regular ballot" means a ballot that is not a provisional ballot.
- 981 (67) "Regular general election" means the election held throughout the state on the first  
982 Tuesday after the first Monday in November of each even-numbered year for the  
983 purposes established in Section 20A-1-201.
- 984 (68) "Regular primary election" means the election, held on the date specified in Section  
985 20A-1-201.5, to nominate candidates of political parties and candidates for nonpartisan  
986 local school board positions to advance to the regular general election.
- 987 (69) "Resident" means a person who resides within a specific voting precinct in Utah.
- 988 (70) "Return envelope" means the envelope, described in Subsection 20A-3a-202(4),  
989 provided to a voter with a manual ballot:
- 990 (a) into which the voter places the manual ballot after the voter has voted the manual  
991 ballot in order to preserve the secrecy of the voter's vote; and
- 992 (b) that includes the voter affidavit and a place for the voter's signature.
- 993 (71) "Sample ballot" means a mock ballot similar in form to the official ballot, published as  
994 provided in Section 20A-5-405.
- 995 (72) "Special district" means a local government entity under Title 17B, Limited Purpose  
996 Local Government Entities - Special Districts, and includes a special service district  
997 under Title 17D, Chapter 1, Special Service District Act.
- 998 (73) "Special district officers" means those special district board members who are required  
999 by law to be elected.
- 1000 (74) "Special election" means an election held as authorized by Section 20A-1-203.
- 1001 (75) "Spoiled ballot" means each ballot that:
- 1002 (a) is spoiled by the voter;
- 1003 (b) is unable to be voted because it was spoiled by the printer or a poll worker; or
- 1004 (c) lacks the official endorsement.
- 1005 (76) "Statewide special election" means a special election called by the governor or the  
1006 Legislature in which all registered voters in Utah may vote.
- 1007 (77) "Tabulation system" means a device or system designed for the sole purpose of  
1008 tabulating votes cast by voters at an election.
- 1009 (78) "Ticket" means a list of:
- 1010 (a) political parties;
- 1011 (b) candidates for an office; or
- 1012 (c) ballot propositions.
- 1013 (79) "Transfer case" means the sealed box used to transport voted ballots to the counting

- 1014 center.
- 1015 (80) "Vacancy" means:
- 1016 (a) except as provided in Subsection (80)(b), the absence of an individual to serve in a
- 1017 position created by state constitution or state statute, whether that absence occurs
- 1018 because of death, disability, disqualification, resignation, or other cause; or
- 1019 (b) in relation to a candidate for a position created by state constitution or state statute,
- 1020 the removal of a candidate due to the candidate's death, resignation, or
- 1021 disqualification.
- 1022 (81) "Valid voter identification" means:
- 1023 (a) a form of identification that bears the name and photograph of the voter which may
- 1024 include:
- 1025 (i) a currently valid Utah driver license;
- 1026 (ii) a currently valid identification card issued under Title 53, Chapter 3, Part 8,
- 1027 Identification Card Act;
- 1028 (iii) a currently valid identification card that is issued by:
- 1029 (A) the state; or
- 1030 (B) a branch, department, or agency of the United States;
- 1031 (iv) a currently valid Utah permit to carry a concealed weapon;
- 1032 (v) a currently valid United States passport; or
- 1033 (vi) a currently valid United States military identification card;
- 1034 (b) one of the following identification cards, regardless of whether the card includes a
- 1035 photograph of the voter:
- 1036 (i) a valid tribal identification card;
- 1037 (ii) a Bureau of Indian Affairs card; or
- 1038 (iii) a tribal treaty card; or
- 1039 (c) two forms of identification not listed under Subsection (81)(a) or (b) but that bear the
- 1040 name of the voter and provide evidence that the voter resides in the voting precinct,
- 1041 which may include:
- 1042 (i) before January 1, 2029, an original or copy of a current utility bill, dated no more
- 1043 than 90 calendar days before the date of the election;
- 1044 (ii) before January 1, 2029, an original or copy of a bank or other financial account
- 1045 statement, dated no more than 90 calendar days before the date of the election;
- 1046 (iii) a certified birth certificate;
- 1047 (iv) a valid social security card;

- 1048 (v) an original or copy of a check issued by the state or the federal government, dated  
 1049 no more than 90 calendar days before the date of the election;
- 1050 (vi) an original or copy of a paycheck from the voter's employer, dated no more than  
 1051 90 calendar days before the date of the election;
- 1052 (vii) a currently valid Utah hunting or fishing license;
- 1053 (viii) certified naturalization documentation;
- 1054 (ix) a currently valid license issued by an authorized agency of the United States;
- 1055 (x) a certified copy of court records showing the voter's adoption or name change;
- 1056 (xi) a valid Medicaid card, Medicare card, or Electronic Benefits Transfer Card;
- 1057 (xii) a currently valid identification card issued by:
- 1058 (A) a local government within the state;
- 1059 (B) an employer for an employee; or
- 1060 (C) a college, university, technical school, or professional school located within  
 1061 the state; or
- 1062 (xiii) a current Utah vehicle registration.
- 1063 (82) "Valid write-in candidate" means a candidate who has qualified as a write-in candidate  
 1064 by following the procedures and requirements of this title.
- 1065 (83) "Vote by mail" means to vote, using a manual ballot that is mailed to the voter, by:
- 1066 (a) mailing the ballot to the location designated in the mailing; or
- 1067 (b) depositing the ballot in a ballot drop box designated by the election officer.
- 1068 (84) "Voter" means an individual who:
- 1069 (a) meets the requirements for voting in an election;
- 1070 (b) meets the requirements of election registration;
- 1071 (c) is registered to vote; and
- 1072 (d) is listed in the official register.
- 1073 (85) "Voter registration deadline" means the registration deadline provided in Section  
 1074 20A-2-102.5.
- 1075 (86) "Voting area" means the area within six feet of the voting booths, voting machines,  
 1076 and ballot box.
- 1077 (87) "Voting booth" means:
- 1078 (a) the space or compartment within a polling place that is provided for the preparation  
 1079 of ballots, including the voting enclosure or curtain; or
- 1080 (b) a voting device that is free standing.
- 1081 (88) "Voting device" means any device provided by an election officer for a voter to vote a

1082 mechanical ballot.

1083 (89) "Voting precinct" means the smallest geographical voting unit, established under  
1084 Chapter 5, Part 3, Duties of the County and Municipal Legislative Bodies.

1085 (90) "Watcher" means an individual who complies with the requirements described in  
1086 Section 20A-3a-801 to become a watcher for an election.

1087 (91) "Write-in ballot" means a ballot containing any write-in votes.

1088 (92) "Write-in vote" means a vote cast for an individual, whose name is not printed on the  
1089 ballot, in accordance with the procedures established in this title.

1090 Section 8. Section **20A-1-206** is amended to read:

1091 **20A-1-206 (Effective 05/06/26). Cancellation of local election or local race --**

1092 **Municipalities -- Special districts -- Notice.**

1093 (1) As used in this section:

1094 (a) "Contested race" means a race in a general election where the number of candidates,  
1095 including any eligible write-in candidates, exceeds the number of offices to be filled  
1096 in the race.

1097 (b) "Election" means an event, run by an election officer, that includes one or more races  
1098 for public office or one or more ballot propositions.

1099 (c)(i) "Race" means a contest between candidates to obtain the number of votes  
1100 necessary to take a particular public office.

1101 (ii) "Race," as the term relates to a contest for an at-large position, includes all open  
1102 positions for the same at-large office.

1103 (iii) "Race," as the term relates to a contest for a municipal council position that is not  
1104 an at-large position, includes only the contest to represent a particular district on  
1105 the council.

1106 (2) A municipal legislative body may cancel a local election if:

1107 (a) the ballot for the local election will not include any contested races or ballot  
1108 propositions; and

1109 (b) during the period described in Subsection 20A-5a-310(1), the municipal legislative  
1110 body passes [~~no later than 20 calendar days before the day of the scheduled election,~~]  
1111 a resolution that cancels the election and certifies that:

1112 (i) the ballot for the election would not include any contested races or ballot  
1113 propositions; and

1114 (ii) the candidates who qualified for the ballot are considered elected.

1115 (3) [A] If a municipal legislative body [may cancel a race in] cancels a local election [if:]

- 1116 under Subsection (2), the candidate for each office in an uncontested race that would  
 1117 otherwise be on the ballot for that election is elected to the office to which the race  
 1118 relates.
- 1119 [~~(a) the ballot for the race will not include any contested races or ballot propositions; and]~~  
 1120 [~~(b) the municipal legislative body passes, no later than 20 calendar days before the day~~  
 1121 ~~of the scheduled election, a resolution that cancels the race and certifies that:]~~
- 1122 [~~(i) the ballot for the race would not include any contested races or ballot~~  
 1123 ~~propositions; and]~~
- 1124 [~~(ii) the candidate for the race is considered elected.]~~
- 1125 (4) A municipal legislative body that cancels a local election in accordance with Subsection  
 1126 (2) shall give notice that the election is cancelled [~~by:]~~ in accordance with Section  
 1127 20A-5a-310.
- 1128 [~~(a) subject to Subsection (8), providing notice to the lieutenant governor's office to be~~  
 1129 ~~posted on the Statewide Electronic Voter Information Website described in Section~~  
 1130 ~~20A-7-801, for at least 15 calendar days before the day of the scheduled election; and]~~
- 1131 [~~(b) providing notice for the municipality, as a class A notice under Section 63G-30-102,~~  
 1132 ~~for at least 15 calendar days before the day of the scheduled election.]~~
- 1133 (5) A special district board may cancel a local election if:
- 1134 (a) the ballot for the local election will not include any contested races or ballot  
 1135 propositions; and
- 1136 (b) during the period described in Subsection 20A-5a-311(1), the special district board  
 1137 passes[~~, no later than 20 calendar days before the day of the scheduled election,]~~ a  
 1138 resolution that cancels the election and certifies that:
- 1139 (i) the ballot for the election would not include any contested races or ballot  
 1140 propositions; and
- 1141 (ii) the candidates who qualified for the ballot are considered elected.
- 1142 (6) [~~A]~~ If a special district board [~~may cancel]~~ cancels a special district race [~~if:]~~ under  
 1143 Subsection (5), the candidate for each office in an uncontested race that would otherwise  
 1144 be on the ballot for that election is elected to the office to which the race relates.
- 1145 [~~(a) the race is uncontested; and]~~
- 1146 [~~(b) the special district board passes, no later than 20 calendar days before the day of the~~  
 1147 ~~scheduled election, a resolution that cancels the race and certifies that the candidate~~  
 1148 ~~who qualified for the ballot for that race is considered elected.]~~
- 1149 (7) A special district that cancels a local election in accordance with Subsection (5) shall [

- 1150 ~~provide] give notice that the election is cancelled[:] in accordance with Section~~  
1151 ~~20A-5a-311.~~
- 1152 ~~[(a) subject to Subsection (8), by posting notice on the Statewide Electronic Voter~~  
1153 ~~Information Website described in Section 20A-7-801, for at least 15 calendar days~~  
1154 ~~before the day of the scheduled election; and]~~
- 1155 ~~[(b) as a class A notice under Section 63G-30-102, for at least 15 calendar days before~~  
1156 ~~the day of the scheduled election.]~~
- 1157 ~~[(8) A municipal legislative body that posts a notice in accordance with Subsection (4)(a) or~~  
1158 ~~a special district that posts a notice in accordance with Subsection (7)(a) is not liable for~~  
1159 ~~a notice that fails to post due to technical or other error by the publisher of the Statewide~~  
1160 ~~Electronic Voter Information Website.]~~
- 1161 Section 9. Section **20A-1-501** is amended to read:
- 1162 **20A-1-501 (Effective 05/06/26). Candidate vacancies -- Procedure for filling.**
- 1163 (1) As used in this section, "central committee" means:
- 1164 (a) the state central committee of a political party, for a candidate for:
- 1165 (i) United States senator, United States representative, governor, lieutenant governor,
- 1166 attorney general, state treasurer, or state auditor; or
- 1167 (ii) state legislator if the legislative district encompasses all or a portion of more than
- 1168 one county; or
- 1169 (b) the county central committee of a political party, for a party candidate seeking an
- 1170 office, other than an office described in Subsection (1)(a), elected at an election held
- 1171 in an even-numbered year.
- 1172 (2) Except as provided in Subsection (6), the central committee may certify the name of
- 1173 another candidate to the appropriate election officer if:
- 1174 (a) for a registered political party that will have a candidate on a ballot in a primary
- 1175 election:
- 1176 (i) after the close of the period for filing a declaration of candidacy and continuing
- 1177 through the day before the day on which the lieutenant governor provides the list
- 1178 described in [~~Subsection 20A-9-403(4)(a)] Section 20A-5a-205, only one or two~~
- 1179 candidates from that party have filed a declaration of candidacy for that office and
- 1180 one or both dies, resigns as a candidate, or is disqualified as a candidate; and
- 1181 (ii) the central committee provides written certification of the replacement candidate
- 1182 to the appropriate election officer before the day on which the lieutenant governor
- 1183 provides the list described in [~~Subsection 20A-9-403(4)(a)] Section 20A-5a-205;~~

- 1184 (b) for a registered political party that does not have a candidate on the ballot in a  
1185 primary, but will have a candidate on the ballot for a regular general election:  
1186 (i) after the close of the period for filing a declaration of candidacy and continuing  
1187 through the day before the day on which the lieutenant governor makes the  
1188 certification described in Section 20A-5-409, the party's candidate dies, resigns as  
1189 a candidate, or is disqualified as a candidate; and  
1190 (ii) the central committee provides written certification of the replacement candidate  
1191 to the appropriate election officer before the day on which the lieutenant governor  
1192 makes the certification described in Section 20A-5-409; or  
1193 (c) for a registered political party with a candidate certified as winning a primary  
1194 election:  
1195 (i) after the close of the period for filing a declaration of candidacy and continuing  
1196 through the day before the day on which the lieutenant governor makes the  
1197 certification described in Section 20A-5-409, the party's candidate dies, resigns as  
1198 a candidate, or is disqualified as a candidate; and  
1199 (ii) the central committee provides written certification of the replacement candidate  
1200 to the appropriate election officer before the day on which the lieutenant governor  
1201 makes the certification described in Section 20A-5-409.
- 1202 (3) If no more than two candidates from a political party have filed a declaration of  
1203 candidacy for an office elected at a regular general election and one resigns to become  
1204 the party candidate for another position, the central committee of that political party may  
1205 certify the name of another candidate to the appropriate election officer.
- 1206 (4) Each replacement candidate shall file a declaration of candidacy as required by Chapter  
1207 9, Part 2, Candidate Qualifications and Declarations of Candidacy.
- 1208 (5)(a) The name of a candidate who is certified under Subsection (2)(a) after the  
1209 deadline described in Subsection (2)(a)(ii) may not appear on the primary election  
1210 ballot.
- 1211 (b) The name of a candidate who is certified under Subsection (2)(b) after the deadline  
1212 described in Subsection (2)(b)(ii) may not appear on the general election ballot.
- 1213 (c) The name of a candidate who is certified under Subsection (2)(c) after the deadline  
1214 described in Subsection (2)(c)(ii) may not appear on the general election ballot.
- 1215 (6) A political party may not replace a candidate who is disqualified for failure to timely  
1216 file a campaign disclosure financial report under Chapter 11, Campaign and Financial  
1217 Reporting Requirements, or Section 17-70-403.

- 1218 (7) This section does not apply to a candidate vacancy for a nonpartisan office.  
1219 Section 10. Section **20A-1-503** is amended to read:  
1220 **20A-1-503 (Effective 05/06/26). Midterm vacancies in the Legislature.**
- 1221 (1) As used in this section:
- 1222 (a) "Filing deadline" means the final date for filing:
- 1223 (i) a declaration of candidacy as provided in Section 20A-9-202; and
- 1224 (ii) a certificate of nomination as provided in Section 20A-9-503.
- 1225 (b) "Party liaison" means the political party officer designated to serve as a liaison with
- 1226 the lieutenant governor on all matters relating to the political party's relationship with
- 1227 the state as required by Section 20A-8-401.
- 1228 (2) When a vacancy occurs for any reason in the office of representative in the Legislature,
- 1229 the governor shall fill the vacancy by immediately appointing the person whose name
- 1230 was submitted by the party liaison of the same political party as the prior representative.
- 1231 (3)(a) Except as provided by Subsection (5), when a vacancy occurs for any reason in
- 1232 the office of senator in the Legislature, it shall be filled for the unexpired term at the
- 1233 next regular general election.
- 1234 (b) The governor shall fill the vacancy until the next regular general election by
- 1235 immediately appointing the person whose name was submitted by the party liaison of
- 1236 the same political party as the prior senator.
- 1237 (4)(a) If a vacancy described in Subsection (3)(a) occurs after the filing deadline but
- 1238 before August 31 of an even-numbered year in which the term of office does not
- 1239 expire, the lieutenant governor shall:
- 1240 (i) establish a date and time, ~~[which]~~ that is before the ~~[date for a candidate to be~~
- 1241 ~~certified for the ballot under Section 20A-9-701]~~ day on which the lieutenant
- 1242 governor is required to send the information described in Section 20A-5a-209 to a
- 1243 county clerk, and no later than 21 calendar days after the day on which the
- 1244 vacancy occurred, by which a person intending to obtain a position on the ballot
- 1245 for the vacant office shall file:
- 1246 (A) a declaration of candidacy; or
- 1247 (B) a certificate of nomination; and
- 1248 (ii) give notice of the vacancy and the date and time described in Subsection (4)(a)(i):
- 1249 (A) on the lieutenant governor's website; and
- 1250 (B) to each registered political party.
- 1251 (b) A person intending to obtain a position on the ballot for the vacant office shall:

- 1252 (i) before the date and time specified in Subsection (4)(a)(i), file a declaration of  
 1253 candidacy or certificate of nomination according to the procedures and  
 1254 requirements of Chapter 9, Candidate Qualifications and Nominating Procedures;  
 1255 and
- 1256 (ii) run in the regular general election if:  
 1257 (A) nominated as a party candidate; or  
 1258 (B) qualified as an unaffiliated candidate as provided by Chapter 9, Candidate  
 1259 Qualifications and Nominating Procedures.
- 1260 (c) If a vacancy described in Subsection (3)(a) occurs after the deadline described in  
 1261 Subsection [~~20A-9-202(1)(b)~~] 20A-9-201.5(2) and before the last business day in  
 1262 August~~[31]~~, of an even-numbered year in which the term of office does not expire, a  
 1263 party liaison from each registered political party may submit a name of a person  
 1264 described in Subsection (4)(b) to the lieutenant governor before 5 p.m. no later than  
 1265 the second to last business day in August [~~30~~]for placement on the regular general  
 1266 election ballot.
- 1267 (5) If a vacancy described in Subsection (3)(a) occurs on or after the last business day in  
 1268 August [~~31~~]of an even-numbered year in which a term does not expire, the governor  
 1269 shall fill the vacancy for the unexpired term by immediately appointing the person  
 1270 whose name was submitted by the party liaison of the same political party as the prior  
 1271 senator.
- 1272 (6)(a) Except as provided in Subsection (6)(b), an individual seeking appointment to fill  
 1273 a vacancy described in this section shall, no later than the deadline for the individual  
 1274 to file an interim report under Subsection 20A-11-303(3)(a), make a complete  
 1275 conflict of interest disclosure on the website described in Section 20A-11-1602.5.
- 1276 (b) An individual described in Subsection (6)(a) is not required to comply with  
 1277 Subsection (6)(a) if the individual:
- 1278 (i)(A) currently holds the office of senator and is seeking appointment as a  
 1279 representative; or  
 1280 (B) currently holds the office of representative and is seeking appointment as a  
 1281 senator;
- 1282 (ii) already, that same year, filed a conflict of interest disclosure for the office  
 1283 described in Subsection (6)(b)(i), in accordance with Section 20A-11-1604; and  
 1284 (iii) no later than the deadline described in Subsection (6)(a), indicates, in a written  
 1285 statement, that the conflict of interest disclosure described in Subsection (6)(b)(ii)

1286 is updated and accurate as of the date of the written statement.

1287 (7) The lieutenant governor shall make each conflict of interest disclosure made by an  
1288 individual described in Subsection (6)(a) available for public inspection in accordance  
1289 with Subsection 20A-11-1603(4).

1290 (8) A vacancy in the office of senator or representative of the Legislature does not occur  
1291 unless the senator or representative:

1292 (a) has left the office; or

1293 (b) submits an irrevocable letter of resignation to:

1294 (i) for a senator, the president of the Senate; or

1295 (ii) for a representative, the speaker of the House of Representatives.

1296 Section 11. Section **20A-2-107** is amended to read:

1297 **20A-2-107 (Effective 05/06/26). Designating or changing party affiliation --**

1298 **Times permitted.**

1299 (1) As used in this section, "change of affiliation deadline" means:

1300 (a) for an election held in an even-numbered year in which a presidential election will be  
1301 held, the day after the declaration of candidacy deadline described in [~~Subsection~~  
1302 ~~20A-9-201.5(1)~~] Section 20A-9-201.5; or

1303 (b) for an election held in an even-numbered year in which a presidential election will  
1304 not be held, April 1.

1305 (2) The county clerk shall:

1306 (a) except as provided in Subsection (6) or 20A-2-107.5(3), record the party affiliation  
1307 designated by the voter on the voter registration form as the voter's party affiliation; or

1308 (b) if no political party affiliation is designated by the voter on the voter registration  
1309 form:

1310 (i) except as provided in Subsection (2)(b)(ii), record the voter's party affiliation as  
1311 the party that the voter designated the last time that the voter designated a party on  
1312 a voter registration form, unless the voter more recently registered as  
1313 "unaffiliated"; or

1314 (ii) record the voter's party affiliation as "unaffiliated" if the voter:

1315 (A) did not previously designate a party;

1316 (B) most recently designated the voter's party affiliation as "unaffiliated"; or

1317 (C) did not previously register.

1318 (3)(a) Any registered voter may designate or change the voter's political party affiliation  
1319 by complying with the procedures and requirements of this Subsection (3).

- 1320 (b) A registered voter may designate or change the voter's political party affiliation by  
 1321 filing with the county clerk, the municipal clerk, or the lieutenant governor a voter  
 1322 registration form or another signed form that identifies the registered political party  
 1323 with which the voter chooses to affiliate.
- 1324 (c) Except as provided in Subsection (3)(d), a voter registration form or another signed  
 1325 form designating or changing a voter's political party affiliation takes effect when the  
 1326 county clerk receives the signed form.
- 1327 (d) The party affiliation of a voter who changes party affiliation, or who becomes  
 1328 unaffiliated from a political party, at any time on or after the change of affiliation  
 1329 deadline and on or before the date of the regular primary election, takes effect the day  
 1330 after the statewide canvass for the regular primary election.
- 1331 (4) For purposes of Subsection (3)(d), a form described in Subsection (3)(c) is received by  
 1332 the county clerk before the change of affiliation deadline if:
- 1333 (a) the individual submits the form in person at the county clerk's office no later than 5  
 1334 p.m. on the last business day before the change of affiliation deadline;
- 1335 (b) the individual submits the form electronically through the system described in  
 1336 Section 20A-2-206, at or before 11:59 p.m. before the day of the change of affiliation  
 1337 deadline; or
- 1338 (c) the individual's form is clearly postmarked before the change of affiliation deadline.
- 1339 (5) Subsection (3)(d) does not apply to the party affiliation designated by a voter on a voter  
 1340 registration form if:
- 1341 (a) the voter has not previously been registered to vote in the state; or
- 1342 (b) the voter's most recent party affiliation was changed to "unaffiliated" by a county  
 1343 clerk under Subsection (6).
- 1344 (6) If the most recent party affiliation designated by a voter is for a political party that is no  
 1345 longer a registered political party, the county clerk shall:
- 1346 (a) change the voter's party affiliation to "unaffiliated"; and
- 1347 (b) notify the voter electronically or by mail:
- 1348 (i) that the voter's affiliation has been changed to "unaffiliated" because the most  
 1349 recent party affiliation designated by the voter is for a political party that is no  
 1350 longer a registered political party; and
- 1351 (ii) of the methods and deadlines for changing the voter's party affiliation.

Section 12. Section **20A-2-504** is amended to read:

**20A-2-504 (Effective 05/06/26). Removing names from the official register --**

1354 **General requirements.**

- 1355 (1) The county clerk may not remove a voter's name from the official register solely  
1356 because the voter has failed to vote in an election.
- 1357 (2) The county clerk shall remove a voter's name from the official register if:
- 1358 (a) the voter dies and the requirements of Subsection [~~(3)~~] (4) are met;
- 1359 (b) the county clerk, after complying with the requirements of Section 20A-2-505,  
1360 receives written confirmation from the voter that the voter no longer resides within  
1361 the county clerk's county;
- 1362 (c)(i) the county clerk obtains evidence that the voter's residence has changed;
- 1363 (ii) the county clerk mails notice to the voter as required under Section 20A-2-505;
- 1364 (iii) the county clerk:
- 1365 (A) receives no response from the voter; or
- 1366 (B) does not receive information that confirms the voter's residence; and
- 1367 (iv) the voter does not vote or appear to vote in an election during the period  
1368 beginning on the date of the notice described in Section 20A-2-505 and ending on  
1369 the day after the date of the second regular general election occurring after the  
1370 date of the notice;
- 1371 (d) the voter requests, in writing, that the voter's name be removed from the official  
1372 register;
- 1373 (e) the county clerk receives notice that a voter has been convicted of any felony or a  
1374 misdemeanor for an offense under this title and the voter's right to vote has not been  
1375 restored as provided in Section 20A-2-101.3 or 20A-2-101.5; or
- 1376 (f) the county clerk receives notice that a voter has registered to vote in another state  
1377 after the day on which the voter registered to vote in this state.
- 1378 (3) The lieutenant governor shall make available to a county clerk the United States Social  
1379 Security Administration data received by the lieutenant governor regarding deceased  
1380 individuals.
- 1381 [~~(3)~~] (4) The county clerk shall remove a voter's name from the official register within five  
1382 business days after the day on which the county clerk receives confirmation [~~from the~~  
1383 ~~Office of Vital Records~~] that the voter is deceased[.] from:
- 1384 (a) the Office of Vital Records and Statistics or the lieutenant governor;
- 1385 (b) the United States Social Security Administration data; or
- 1386 (c) another reliable source or document that clearly identifies that the voter is deceased.
- 1387 (5)(a) Except as provided in Subsection (5)(b), the county clerk may not remove the

- 1388 name of a voter from the official register during the 90 calendar days before a regular  
 1389 primary election or the 90 calendar days before a regular general election.  
 1390 (b) The county clerk may remove the name of a voter from the official register during  
 1391 the 90 calendar days before a regular primary election or the 90 calendar days before  
 1392 a regular general election if:  
 1393 (i) the voter requests, in writing, that the voter's name be removed; or  
 1394 (ii) the voter dies.

1395 [(4)] (6) No later than 90 calendar days before each primary election day and general  
 1396 election day, the county clerk shall update the official register by reviewing the official  
 1397 register and taking the actions permitted or required by law under this section, Section  
 1398 20A-2-503, and Section 20A-2-505.

1399 (7) Ninety calendar days before each primary and general election the lieutenant governor  
 1400 shall compare the information the lieutenant governor has received from the Office of  
 1401 Vital Records and Statistics, the United States Social Security Administration data, and  
 1402 other reliable sources with the official register of voters to ensure that all deceased  
 1403 voters have been removed from the official register.

1404 Section 13. Section **20A-2-505** is amended to read:

1405 **20A-2-505 (Effective 05/06/26). Removing names from the official register --**  
 1406 **Determining and confirming change of residence.**

- 1407 (1) A county clerk may not remove a voter's name from the official register on the grounds  
 1408 that the voter has changed residence unless the voter:  
 1409 (a) confirms in writing that the voter has changed residence to a place outside the  
 1410 county; or  
 1411 (b)(i) does not vote in an election during the period beginning on the date of the  
 1412 notice described in Subsection (3), and ending on the day after the date of the  
 1413 second regular general election occurring after the date of the notice; and  
 1414 (ii) does not respond to the notice described in Subsection (3).  
 1415 (2)(a) Within 31 calendar days after the day on which a county clerk obtains information  
 1416 that a voter's address has changed, if it appears that the voter still resides within the  
 1417 same county, the county clerk shall:  
 1418 (i) change the official register to show the voter's new address; and  
 1419 (ii) send to the voter, by forwardable mail, the notice described in Subsection (3).  
 1420 (b) When a county clerk obtains information that a voter's address has changed and it  
 1421 appears that the voter now resides in a different county, the county clerk shall verify

1422 the changed residence by sending to the voter, by forwardable mail, the notice  
 1423 described in Subsection (3), printed on a postage prepaid, preaddressed return form.

1424 (3)(a) Each county clerk shall use substantially the following form to notify voters whose  
 1425 addresses have changed:

1426 "VOTER REGISTRATION NOTICE

1427 We have been notified that your residence has changed. Please read, complete, and  
 1428 return this form so that we can update our voter registration records. What is your current  
 1429 street address?

1430 \_\_\_\_\_  
 1431 Street City County State Zip

1432 What is your current phone number (optional)? \_\_\_\_\_

1433 What is your current email address (optional)? \_\_\_\_\_

1434 If you have not changed your residence, or have moved but stayed within the same  
 1435 county, you must complete and return this form to the county clerk so that it is received by the  
 1436 county clerk before 5 p.m. no later than 30 calendar days before the date of the election. If you  
 1437 fail to return this form within that time:

1438 - you may be required to show evidence of your address to the poll worker before being  
 1439 allowed to vote in either of the next two regular general elections; or

1440 - if you fail to vote at least once, from the date this notice was mailed until the passing of  
 1441 two regular general elections, you will no longer be registered to vote. If you have changed  
 1442 your residence and have moved to a different county in Utah, you may register to vote by  
 1443 contacting the county clerk in your county.

1444 \_\_\_\_\_  
 1445 Signature of Voter

1446 PRIVACY INFORMATION

1447 Voter registration records contain some information that is available to the public, such  
 1448 as your name and address, some information that is available only to government entities, and  
 1449 some information that is available only to certain third parties in accordance with the  
 1450 requirements of law.

1451 Your driver license number, identification card number, social security number, email  
 1452 address, full date of birth, and phone number are available only to government entities. Your  
 1453 year of birth is available to political parties, candidates for public office, certain third parties,  
 1454 and their contractors, employees, and volunteers, in accordance with the requirements of law.

1455 You may request that all information on your voter registration records be withheld from

1456 all persons other than government entities, political parties, candidates for public office, and  
1457 their contractors, employees, and volunteers, by indicating here:

1458 \_\_\_\_\_ Yes, I request that all information on my voter registration records be withheld  
1459 from all persons other than government entities, political parties, candidates for public office,  
1460 and their contractors, employees, and volunteers.

1461 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

1462 In addition to the protections provided above, you may request that identifying  
1463 information on your voter registration records be withheld from all political parties, candidates  
1464 for public office, and their contractors, employees, and volunteers, by submitting a  
1465 withholding request form, and any required verification, as described in the following  
1466 paragraphs.

1467 A person may request that identifying information on the person's voter registration  
1468 records be withheld from all political parties, candidates for public office, and their  
1469 contractors, employees, and volunteers, by submitting a withholding request form with this  
1470 registration record, or to the lieutenant governor or a county clerk, if the person is or is likely  
1471 to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating  
1472 violence.

1473 A person may request that identifying information on the person's voter registration  
1474 records be withheld from all political parties, candidates for public office, and their  
1475 contractors, employees, and volunteers, by submitting a withholding request form and any  
1476 required verification with this registration form, or to the lieutenant governor or a county clerk,  
1477 if the person is, or resides with a person who is, a law enforcement officer, a member of the  
1478 armed forces, a public figure, or protected by a protective order or a protection order."

1479 (b) The form described in Subsection (3)(a) shall also include:

1480 (i) a section in substantially the following form:

1481 "-----  
1482 **BALLOT NOTIFICATIONS**  
1483 Do you consent to receive communications about the status of your ballot and other official  
1484 communications, by text, at the phone number you provided above? Yes No  
1485 -----";

1486 and

1487 (ii) no later than November 5, 2025, the following, immediately after the question described in  
1488 Subsection (3)(b)(i):

1489 "Indicate below how you want to vote in upcoming elections:

- 1490 \_\_\_\_\_ Mail a ballot to me.
- 1491 \_\_\_\_\_ Do not mail a ballot to me. I will vote in person."
- 1492 [~~(4)(a) Except as provided in Subsection (4)(b), the county clerk may not remove the~~
- 1493 ~~names of any voters from the official register during the 90 calendar days before a~~
- 1494 ~~regular primary election or the 90 calendar days before a regular general election.]~~
- 1495 [~~(b) The county clerk may remove the names of voters from the official register during~~
- 1496 ~~the 90 calendar days before a regular primary election or the 90 calendar days before~~
- 1497 ~~a regular general election if:~~
- 1498 ~~[(i) the voter requests, in writing, that the voter's name be removed; or]~~
- 1499 ~~[(ii) the voter dies.]~~
- 1500 [(e)] ~~(4)~~[(i)] (a) After a county clerk mails a notice under this section, the county clerk
- 1501 shall, unless otherwise prohibited by law, list that voter as inactive.
- 1502 [(ii)] (b) If a county clerk receives a returned voter identification card, determines that
- 1503 there was no clerical error causing the card to be returned, and has no further
- 1504 information to contact the voter, the county clerk shall, unless otherwise prohibited
- 1505 by law, list that voter as inactive.
- 1506 [(iii)] (c) An inactive voter may vote, sign petitions, and have all other privileges of a
- 1507 registered voter.
- 1508 [(iv)] (d) A county is not required to:
- 1509 [(A)] (i) send routine mailings to an inactive voter; or
- 1510 [(B)] (ii) count inactive voters when dividing precincts and preparing supplies.
- 1511 [(5) The lieutenant governor shall make available to a county clerk United States Social
- 1512 Security Administration data received by the lieutenant governor regarding deceased
- 1513 individuals.]
- 1514 [(6) A county clerk shall, within 10 business days after the day on which the county clerk
- 1515 receives the information described in Subsection (5) or Subsections 26B-8-114(11) and
- 1516 (12) relating to a decedent whose name appears on the official register, remove the
- 1517 decedent's name from the official register.]
- 1518 [(7) Ninety calendar days before each primary and general election the lieutenant governor
- 1519 shall compare the information the lieutenant governor has received under Subsection
- 1520 26B-8-114(11) with the official register of voters to ensure that all deceased voters have
- 1521 been removed from the official register.]
- 1522 Section 14. Section **20A-3a-202** is amended to read:
- 1523 **20A-3a-202 (Effective 05/06/26). Conducting election in person and by mail --**

1524 **Mailing ballots to voters -- Exceptions.**

- 1525 (1)(a) Except as otherwise provided for an election conducted entirely by mail under  
1526 Section 20A-7-609.5, an election officer shall administer an election primarily by  
1527 mail, in accordance with this section.
- 1528 (b) An individual who did not provide valid voter identification at the time the voter  
1529 registered to vote shall provide valid voter identification before voting.
- 1530 (2) An election officer who administers an election:
- 1531 (a) shall in accordance with Subsection (3), no sooner than 21 calendar days before  
1532 election day and no later than seven calendar days before election day, mail to the  
1533 applicable voters, in accordance with Subsection 20A-3a-202.5(3), and subject to  
1534 Subsection 20A-3a-202.5(4):
- 1535 (i) a manual ballot;
- 1536 (ii) a return envelope;
- 1537 (iii) instructions for returning the ballot that include an express notice about any  
1538 relevant deadlines that the voter must meet in order for the voter's vote to be  
1539 counted;
- 1540 (iv) information regarding the location and hours of operation of any election day  
1541 voting center at which the voter may vote or a website address where the voter  
1542 may view this information; and
- 1543 (v) instructions on how a voter may sign up to receive electronic ballot status  
1544 notifications via the ballot tracking system described in Section 20A-3a-401.5;
- 1545 (b) may not mail a ballot under this section to:
- 1546 (i) an inactive voter, unless the inactive voter requests a manual ballot; or  
1547 (ii) a voter whom the election officer is prohibited from sending a ballot under  
1548 Subsection 20A-3a-202.5(4);
- 1549 (c) shall, on the outside of the envelope in which the election officer mails the ballot,  
1550 include instructions for returning the ballot if the individual to whom the election  
1551 officer mails the ballot does not live at the address to which the ballot is sent;
- 1552 (d) shall provide a method of accessible voting to a voter with a disability who is not  
1553 able to vote by mail; and
- 1554 (e) shall include, on the election officer's website and with each ballot mailed,  
1555 instructions regarding how a voter described in Subsection (2)(d) may vote.
- 1556 (3)(a) An election officer who mails a manual ballot under Subsection (2) shall mail the  
1557 manual ballot to the address:

- 1558 (i) provided at the time of registration or updated by the voter after the time of  
1559 registration; or
- 1560 (ii) if, at or after the time of registration, the voter files an alternate address request  
1561 form described in Subsection (3)(b), the alternate address indicated on the form.
- 1562 (b) The lieutenant governor shall make available to voters an alternate address request  
1563 form that permits a voter to request that the election officer mail the voter's ballot to a  
1564 location other than the voter's residence.
- 1565 (c) A voter shall provide the completed alternate address request form to the election  
1566 officer no later than 11 calendar days before the day of the election.
- 1567 (d) Beginning on November 5, 2025, through December 31, 2028, an election officer shall  
1568 include, with each ballot mailed to a voter, a separate paper document containing the following  
1569 statements:
- 1570 "WARNING
- 1571 If you have a valid Utah driver license or a valid Utah state identification card, failure to  
1572 provide the last four digits of the license or card number may result in your ballot not being  
1573 counted. You also have the option of providing the last four digits of your social security  
1574 number as identification. If you do not have any of these identification types, your ballot will  
1575 still be counted if your signature on the affidavit on this envelope matches your signature on  
1576 file with the election officer.
- 1577 NOTICE
- 1578 Beginning in 2029, you will not receive a ballot by mail unless you request to receive a  
1579 ballot by mail. You may request to receive a ballot by mail at [insert a uniform resource  
1580 locator where the voter can make the request online]. If you are unable to make a request  
1581 online, contact your county clerk's office at the following number for instructions on how to  
1582 make the request in person or by mail [insert phone number here]."
- 1583 (e) Beginning on January 1, 2029, an election officer shall include, with each ballot mailed to a  
1584 voter, a separate paper document containing the following statement:
- 1585 "WARNING
- 1586 If you have a valid Utah driver license or a valid Utah state identification card, failure to  
1587 provide the last four digits of your license or card number will result in your ballot not being  
1588 counted.
- 1589 If you do not have a license or card described above, you may enter the last four digits of  
1590 your social security number as identification, or include a photocopy of one of the following in  
1591 the return envelope:

- 1592 • a currently valid identification card that is issued by the state or a branch, department, or  
 1593 agency of the United States;  
 1594 • a currently valid Utah permit to carry a concealed weapon;  
 1595 • a currently valid United States passport;  
 1596 • a currently valid United States military identification card; or  
 1597 • a currently valid tribal identification card, Bureau of Indian Affairs card, or tribal treaty  
 1598 card.

1599 If you do not have any of the forms of identification listed above, you must vote in person  
 1600 at a polling place, unless you qualify for an exemption from this requirement. You may obtain  
 1601 information regarding an exemption at [insert a uniform resource locator where the voter can  
 1602 view this information] or by calling [insert a phone number that a voter may call to access this  
 1603 information]."

1604 (4) The return envelope[-] :

1605 (a) shall include:

1606 [(a)] (i)(A) before January 1, 2027, the name, official title, and post office address  
 1607 of the election officer on the front of the envelope; or

1608 (B) beginning on January 1, 2027, the official title and post office address of the  
 1609 election officer on the front of the envelope;

1610 [(b)] (ii) subject to Subsection (9), [~~beginning on or before January 1, 2026,~~] a place  
 1611 for the voter to enter the last four digits of the voter's Utah driver license number,  
 1612 Utah state identification card number, or social security number;

1613 [(e)] (iii) the following statement:

1614 "IMPORTANT: See the warning and notice enclosed with your ballot.";

1615 [(d)] (iv) a space where a voter may write an email address and phone number by  
 1616 which the election officer may contact the voter if the voter's ballot is rejected; and

1617 [(e)] (v) a printed affidavit in substantially the following form:

1618 "County of \_\_\_\_ State of \_\_\_\_

1619 I, \_\_\_\_, solemnly swear that: I am a qualified resident voter of the \_\_\_\_ voting precinct  
 1620 in \_\_\_\_ County, Utah and that I am entitled to vote in this election. I am not a convicted felon  
 1621 currently incarcerated for commission of a felony.

1622 \_\_\_\_\_

1623 Signature of Voter

1624 WARNING

1625 The above affidavit must be signed by the voter to whom the ballot is addressed. It is a

- 1626 FELONY for any other individual to sign the above affidavit, even if the voter to whom the  
1627 ballot is addressed gives permission for another to sign the affidavit for the voter."; and  
1628 (b) beginning on January 1, 2027, may not include the name of the election officer on  
1629 the envelope.
- 1630 (5) If the election officer determines that the voter has not yet provided valid voter  
1631 identification with the voter's voter registration, the election officer may:
- 1632 (a) mail a ballot to the voter;
- 1633 (b) instruct the voter to enclose a copy of the voter's valid voter identification in the  
1634 return envelope; and
- 1635 (c) provide instructions to the voter on how the voter may sign up to receive electronic  
1636 ballot status notifications via the ballot tracking system described in Section  
1637 20A-3a-401.5.
- 1638 (6) An election officer who administers an election shall:
- 1639 (a)(i) before the election, obtain the signatures of each voter qualified to vote in the  
1640 election; or
- 1641 (ii) obtain the signature of each voter within the voting precinct from the county  
1642 clerk; and
- 1643 (b) maintain the signatures on file in the election officer's office.
- 1644 (7) Upon receipt of a returned ballot, the election officer shall review and process the ballot  
1645 under Section 20A-3a-401.
- 1646 (8) A county that administers an election:
- 1647 (a) shall provide at least one election day voting center in accordance with Part 7,  
1648 Election Day Voting Center, and at least one additional election day voting center for  
1649 every 5,000 active voters in the county who, under Section 20A-3a-202.5, will not  
1650 receive a ballot by mail;
- 1651 (b) shall ensure that each election day voting center operated by the county has at least  
1652 one voting device that is accessible, in accordance with the Help America Vote Act  
1653 of 2002, Pub. L. No. 107-252, for individuals with disabilities;
- 1654 (c) may reduce the early voting period described in Section 20A-3a-601, if:
- 1655 (i) the county clerk conducts early voting on at least four days;
- 1656 (ii) the early voting days are within the period beginning on the date that is 14  
1657 calendar days before the date of the election and ending on the day before the  
1658 election; and
- 1659 (iii) the county clerk provides notice of the reduced early voting period in accordance

1660 with Section 20A-3a-604; and

1661 (d) is not required to pay return postage for a return envelope.

1662 (9) A return envelope shall be designed in a manner that the information described in  
1663 Subsections ~~[(4)(b) and (d)]~~ (4)(a)(ii) and (iv), and the voter's signature, is covered from  
1664 view after the return envelope is sealed.

1665 (10) A county clerk shall, at least 90 calendar days before an election administered by the  
1666 county clerk, contact local post offices to:

1667 (a) coordinate the handling of mail-in ballots for the upcoming election; and

1668 (b) take measures to ensure that~~[:]~~

1669 ~~[(i) ballots are clearly and properly postmarked, or otherwise marked in accordance~~  
1670 ~~with Subsection 20A-3a-204(2)(a)(i), with the date on which the ballot was~~  
1671 ~~mailed; and]~~

1672 ~~[(ii)]~~ \_ballots are delivered in an expeditious manner to optimize the timely receipt of  
1673 ballots.

1674 Section 15. Section **20A-3a-603** is amended to read:

1675 **20A-3a-603 (Effective 05/06/26). Early voting polling places.**

1676 (1) Except as provided in Section 20A-1-308, the election officer shall designate one or  
1677 more polling places for early voting, as follows:

1678 (a) at least one polling place shall be open on each day that polls are open during the  
1679 early voting period;

1680 (b) each polling place shall comply with the requirements for polling places under  
1681 Chapter 5, Election Administration;

1682 (c) for all elections other than local special elections, municipal primary elections, and  
1683 municipal general elections, at least 10% of the voting devices at a polling place shall  
1684 be accessible for individuals with disabilities in accordance with Public Law  
1685 107-252, the Help America Vote Act of 2002; and

1686 (d) each polling place shall be located in a government building or office, unless the  
1687 election officer determines that, in the area designated by the election officer, there is  
1688 no government building or office available that:

1689 (i) can be scheduled for use during early voting hours;

1690 (ii) has the physical facilities necessary to accommodate early voting requirements;

1691 (iii) has adequate space for voting equipment, poll workers, and voters; and

1692 (iv) has adequate security, public accessibility, and parking.

1693 (2)(a) Except as provided in Section 20A-1-308, the election officer may, after the

- 1694 deadline described in Section 20A-3a-604:
- 1695 (i) if necessary, change the location of an early voting place; or
- 1696 (ii) if the election officer determines that the number of early voting polling places is
- 1697 insufficient due to the number of registered voters who are voting, designate
- 1698 additional polling places during the early voting period.
- 1699 (b) Except as provided in Section 20A-1-308, if an election officer changes the location
- 1700 of an early voting polling place or designates an additional early voting polling place,
- 1701 the election officer shall, as soon as is reasonably possible, give notice of the dates,
- 1702 times, and location of the changed early voting polling place or the additional early
- 1703 voting polling place:
- 1704 [~~(i) to the lieutenant governor, for posting on the Statewide Voter Information~~
- 1705 ~~Website;]~~
- 1706 [~~(ii) by posting the information on the website of the election officer, if available; and]~~
- 1707 (i) in accordance with Section 20A-3a-604; and
- 1708 [~~(iii)~~ (ii) by posting notice:
- 1709 (A) for a change in the location of an early voting polling place, at the new
- 1710 location and, if possible, the old location; and
- 1711 (B) for an additional early voting polling place, at the additional early voting
- 1712 polling place.
- 1713 (3) Except as provided in Section 20A-1-308, for each regular general election and regular
- 1714 primary election, counties of the first class shall ensure that the early voting polling
- 1715 places are approximately proportionately distributed based on population within the
- 1716 county.
- 1717 Section 16. Section **20A-3a-604** is amended to read:
- 1718 **20A-3a-604 (Effective 05/06/26). Notice of time and place of early voting.**
- 1719 [~~(1)~~] Except as provided in Section 20A-1-308~~[-or]~~ , and subject to Subsection
- 1720 20A-3a-603(2), the election officer shall~~[, for at least 28 calendar days before the date of~~
- 1721 ~~the election,]~~ provide notice of the dates, times, and locations of early voting~~[by~~
- 1722 ~~publishing notice for the county, as a class A notice under Section 63G-30-102.] , and~~
- 1723 any changes to the dates, times, and locations of early voting, on the websites, at the
- 1724 phone number, and at the address disclosed in the notice described in Section
- 1725 20A-5a-102.
- 1726 [~~(2)~~] ~~Instead of specifying all dates, times, and locations of early voting, a notice required~~
- 1727 ~~under Subsection (1) may specify the following sources where a voter may view or~~

1728 obtain a copy of all dates, times, and locations of early voting;]

1729 [(a) the county's website;]

1730 [(b) the physical address of the county's offices; and]

1731 [(c) a mailing address and telephone number.]

1732 [(3) The election officer shall include in the notice described in Subsection (1):]

1733 [(a) the address of the Statewide Electronic Voter Information Website and, if available,

1734 the address of the election officer's website, with a statement indicating that the

1735 election officer will post on the website the location of each early voting polling

1736 place, including any changes to the location of an early voting polling place and the

1737 location of additional early voting polling places; and]

1738 [(b) a phone number that a voter may call to obtain information regarding the location of  
1739 an early voting polling place.]

1740 Section 17. Section **20A-4-104** is amended to read:

1741 **20A-4-104 (Effective 05/06/26). Counting ballots electronically -- Notice of**  
1742 **testing tabulating equipment.**

1743 (1)(a) [Before] No later than 21 calendar days before the day of an election, and no  
1744 earlier than 10 calendar days after the day on which the election officer provides  
1745 notice under Subsection (1)(c), the election officer shall, in accordance with this  
1746 Subsection (1) and rules made by the director of elections under Subsection  
1747 20A-1-108(1), before beginning to count ballots using automatic tabulating  
1748 equipment, [the election officer shall] test the automatic tabulating equipment to  
1749 ensure that [it] the equipment will accurately count the votes cast for all offices and  
1750 all measures.

1751 (b) No later than the day of the canvass for the election, after counting ballots using  
1752 automatic tabulating equipment is completed, the election officer shall, in accordance  
1753 with this Subsection (1) and rules made by the chief election officer under Subsection  
1754 20A-1-108(1), test the automatic tabulating equipment to ensure that the equipment  
1755 accurately counted votes cast for all offices and measures.

1756 [(b)] (c) The election officer shall provide public notice of the time and place of the [test]  
1757 tests described in Subsections (1)(a) and (b) by publishing the notice[, as a class A  
1758 notice under Section 63G-30-102, for the county, municipality, or jurisdiction where  
1759 the equipment is used, for at least 10 calendar days before the day of the test] in the  
1760 notice of election described in Section 20A-5a-202.

1761 [(e)] (d) The election officer shall conduct the test described in Subsection (1)(a) by

- 1762 processing a preaudited group of ballots.
- 1763 [(d)] (e) The election officer shall ensure that:
- 1764 (i) a predetermined number of valid votes for each candidate and measure are
- 1765 recorded on the ballots;
- 1766 (ii) for each office, one or more ballots have votes in excess of the number allowed
- 1767 by law in order to test the ability of the automatic tabulating equipment to reject
- 1768 those votes; and
- 1769 (iii) a different number of valid votes are assigned to each candidate for an office, and
- 1770 for and against each measure.
- 1771 [(e)] (f) If any error is detected, the election officer shall determine the cause of the error
- 1772 and correct it.
- 1773 [(f)] (g) The election officer shall ensure that[:]
- 1774 [(+)] \_the automatic tabulating equipment produces an errorless count[-] :
- 1775 (i) before beginning the actual counting; and
- 1776 (ii) before [~~the election returns are approved as official~~ , ~~the automatic tabulating~~
- 1777 ~~equipment passes a post election audit conducted in accordance with the rules~~
- 1778 ~~described in Subsection 20A-1-108(1)~~] the canvass for the election.
- 1779 (2)(a) The election officer or the election officer's designee shall supervise and direct all
- 1780 proceedings at the counting center.
- 1781 (b)(i) Proceedings at the counting center are public and may be observed by
- 1782 interested persons.
- 1783 (ii) Only those persons authorized to participate in the count may touch any ballot or
- 1784 return.
- 1785 (c) The election officer shall deputize and administer an oath or affirmation to all
- 1786 persons who are engaged in processing and counting the ballots that they will
- 1787 faithfully perform their assigned duties.
- 1788 (3)(a) If any ballot is damaged or defective so that it cannot properly be counted by the
- 1789 automatic tabulating equipment, the election officer shall ensure that two counting
- 1790 judges jointly:
- 1791 (i) make a true replication of the ballot with an identifying serial number;
- 1792 (ii) substitute the replicated ballot for the damaged or defective ballot;
- 1793 (iii) label the replicated ballot "replicated"; and
- 1794 (iv) record the replicated ballot's serial number on the damaged or defective ballot.
- 1795 (b) The lieutenant governor shall provide to each election officer a standard form on

- 1796 which the election officer shall maintain a log of all replicated ballots, that includes,  
1797 for each ballot:
- 1798 (i) the serial number described in Subsection (3)(a);
  - 1799 (ii) the identification of the individuals who replicated the ballot;
  - 1800 (iii) the reason for the replication; and
  - 1801 (iv) any other information required by the lieutenant governor.
- 1802 (c) An election officer shall:
- 1803 (i) maintain the log described in Subsection (3)(b) in a complete and legible manner,  
1804 as ballots are replicated;
  - 1805 (ii) at the end of each day during which one or more ballots are replicated, make an  
1806 electronic copy of the log; and
  - 1807 (iii) retain and preserve each electronic copy made under Subsection (3)(c)(ii) in  
1808 accordance with Subsection 20A-2-202(3).
- 1809 (4) The election officer may:
- 1810 (a) conduct an unofficial count before conducting the official count in order to provide  
1811 early unofficial returns to the public;
  - 1812 (b) release unofficial returns from time to time after the polls close; and
  - 1813 (c) report the progress of the count for each candidate during the actual counting of  
1814 ballots.
- 1815 (5) Beginning on the day after the date of the election, if an election officer releases early  
1816 unofficial returns or reports the progress of the count for each candidate under  
1817 Subsection (4), the election officer shall, with each release or report, disclose an estimate  
1818 of the total number of voted ballots in the election officer's custody that have not yet  
1819 been counted.
- 1820 (6) The election officer shall review and evaluate the provisional ballot envelopes and  
1821 prepare any valid provisional ballots for counting as provided in Section 20A-4-107.
- 1822 (7)(a) The election officer or the election officer's designee shall:
- 1823 (i) separate, count, and tabulate any ballots containing valid write-in votes; and
  - 1824 (ii) complete the standard form provided by the clerk for recording valid write-in  
1825 votes.
- 1826 (b) In counting the write-in votes, if, by casting a valid write-in vote, a voter has cast  
1827 more votes for an office than that voter is entitled to vote for that office, the poll  
1828 workers shall count the valid write-in vote as being the obvious intent of the voter.
- 1829 (8)(a) The election officer shall certify the return printed by the automatic tabulating

- 1830 equipment, to which have been added write-in and absentee votes, as the official  
1831 return of each voting precinct.
- 1832 (b) Upon completion of the count, the election officer shall make official returns open to  
1833 the public.
- 1834 (9) If for any reason it becomes impracticable to count all or a part of the ballots with  
1835 tabulating equipment, the election officer may direct that they be counted manually  
1836 according to the procedures and requirements of this part.
- 1837 (10) After the count is completed, the election officer shall seal and retain the programs,  
1838 test materials, and ballots as provided in Subsection 20A-4-202(2).
- 1839 Section 18. Section **20A-4-202** is amended to read:
- 1840 **20A-4-202 (Effective 05/06/26). Election returns and election material --**  
1841 **Retention and disposition requirements -- Public records.**
- 1842 (1) Upon receipt of the ballots and election returns from the poll workers, the election  
1843 officer shall:
- 1844 (a) ensure that the poll workers have provided all of the ballots and election returns;  
1845 (b) inspect the ballots and election returns to ensure that they are sealed;  
1846 (c) for manual ballots, deposit and lock the ballots and election returns in a safe and  
1847 secure place;  
1848 (d) for mechanical ballots:  
1849 (i) count the ballots; and  
1850 (ii) deposit and lock the ballots and election returns in a safe and secure place; and  
1851 (e) for bond elections, provide a copy of the election results to the board of canvassers of  
1852 the local political subdivision that called the bond election.
- 1853 (2) Each election officer shall:
- 1854 (a) before 5 p.m. on the day after the date of the election, determine the number of  
1855 provisional ballots cast within the election officer's jurisdiction and make that number  
1856 available to the public;  
1857 (b) preserve ballots for 22 months after the date of the election or until the time has  
1858 expired during which the ballots could be used in an election contest;  
1859 (c) preserve all other official election returns for at least 22 months after the date of the  
1860 election; and  
1861 (d) after the time period described in Subsection (2)(c), destroy the ballots and election  
1862 returns without examining the ballots and election returns.
- 1863 (3)(a) The election officer shall:

- 1864 (i) package and retain all election material; and  
1865 (ii) store the election material in a secure location[that is physically separate from  
1866 the location where the election officer stores ballots and election returns].
- 1867 (b) The election officer:
- 1868 (i) may not alter or make changes to the election material;  
1869 (ii) may make a working copy of the election material;  
1870 (iii) may alter or make changes to the working copy of election material;  
1871 (iv) shall preserve the election material, and any working copy of the election  
1872 material, for at least 22 months after the date of the election; and  
1873 (v) after the time period described in Subsection (3)(b)(iv), may dispose of or retain  
1874 the election material and any working copy of the election material.
- 1875 (c) An election officer:
- 1876 (i) may not release to a member of the public:  
1877 (A) the copy of the final election results database; or  
1878 (B) a working copy of the copy of the final election results database;  
1879 (ii) may issue a public report based on information derived from the election material  
1880 if the report does not contain any information that directly identifies a voter who  
1881 cast a ballot;  
1882 (iii) may only access the election material, or a working copy of the election material,  
1883 at the election officer's office; and  
1884 (iv) may not remove the election material, or a working copy of the election material,  
1885 from [the]the election officer's office.
- 1886 (4)(a) If an election is contested within 12 months after the date of the election, the  
1887 election officer shall, except as provided in Subsection (4)(c):
- 1888 (i) keep the ballots and election returns unopened and unaltered until the contest is  
1889 complete; or  
1890 (ii) surrender the ballots and election returns to the custody of the court having  
1891 jurisdiction of the contest when ordered or subpoenaed to do so by that court.
- 1892 (b) Except as provided in Subsection (4)(c), when all election contests arising from an  
1893 election are complete, the election officer shall either:
- 1894 (i) retain the ballots and election returns until the time for preserving them under this  
1895 section has run; or  
1896 (ii) destroy the ballots and election returns remaining in the election officer's custody  
1897 without examining the ballots and election returns if the time for preserving them

- 1898 under this section has run.
- 1899 (c)(i) An auditor conducting an audit described in Section 36-12-15.2 may examine  
1900 the ballots and election returns described in this Subsection (4).
- 1901 (ii) The lieutenant governor may examine the ballots and election returns described in  
1902 this Subsection (4).
- 1903 (5) Notwithstanding the provisions of this section, the legislative auditor general:
- 1904 (a) may make and keep a copy of ballots or election returns as part of a legislative audit;  
1905 and
- 1906 (b) may not examine, make a copy, or keep a copy of a ballot in a manner that identifies  
1907 the ballot with the voter who casts the ballot.
- 1908 (6) Each of the following is not a record, and is not subject to disclosure, under Title 63G,  
1909 Chapter 2, Government Records Access and Management Act:
- 1910 (a) all ballots and election returns;
- 1911 (b) all election material;
- 1912 (c) any working copy of election material that the election officer makes under  
1913 Subsection (3)(b)(ii); and
- 1914 (d) a copy described in Subsection (5)(a).
- 1915 (7) Each of the following is a public record under Title 63G, Chapter 2, Government  
1916 Records Access and Management Act:
- 1917 (a) the final report of the disposition of all rejected and resolved ballots described in  
1918 Subsection 20A-3a-401(11)(b);
- 1919 (b) the results and tally of all ballots that have been counted described in Subsection  
1920 20A-3a-402(2);
- 1921 (c) each posting of ballot statistics described in Section 20A-3a-405; and
- 1922 (d) any early unofficial returns or reports described in Subsection 20A-4-104(4).
- 1923 (8) The retention and disposition requirements described in this section for ballots, election  
1924 returns, and election material:
- 1925 (a) supersede the retention and disposition requirements for ballots, election returns, and  
1926 election material that were in effect before the effective date of this bill; and
- 1927 (b) apply to ballots, election returns, and election material created before, on, or after the  
1928 effective date of this bill.
- 1929 (9) The retention and disposition requirements described in this section do not require the  
1930 creation of a record that an election officer is not otherwise required to create.
- 1931 Section 19. Section **20A-4-304** is amended to read:

- 1932           **20A-4-304 (Effective 05/06/26). Declaration of results -- Canvassers' report.**
- 1933           (1)(a) [~~Except as provided in Part 6, Municipal Alternate Voting Methods Pilot Project,~~
- 1934           a] A board of canvassers shall declare "elected" or "nominated" those persons who:
- 1935                 (i) had the highest number of votes; and
- 1936                 (ii) sought election or nomination to an office completely within the board's
- 1937                         jurisdiction.
- 1938           (b) [~~Except as provided in Part 6, Municipal Alternate Voting Methods Pilot Project,~~ a] A
- 1939           board of canvassers shall declare a "tie vote" if:
- 1940                 (i) two or more candidates for an office receive an equal and the highest number of
- 1941                         votes for that office; or
- 1942                 (ii) in a race for an at-large office:
- 1943                         (A) two or more candidates receive an equal number of votes; and
- 1944                         (B) a recount is necessary to determine which candidates are elected to the at-large
- 1945                         office.
- 1946           (c) A board of canvassers shall declare:
- 1947                 (i) "approved" those ballot propositions that:
- 1948                         (A) had more "yes" votes than "no" votes; and
- 1949                         (B) were submitted only to the voters within the board's jurisdiction; or
- 1950                 (ii) "rejected" those ballot propositions that:
- 1951                         (A) had more "no" votes than "yes" votes or an equal number of "no" votes and
- 1952                         "yes" votes; and
- 1953                         (B) were submitted only to the voters within the board's jurisdiction.
- 1954           (d) A board of canvassers shall:
- 1955                 (i) certify the vote totals for candidates and for and against ballot propositions that
- 1956                         were submitted to voters within and beyond the board's jurisdiction and transmit
- 1957                         those vote totals to the lieutenant governor; and
- 1958                 (ii) if applicable, certify the results of each special district election to the special
- 1959                         district clerk.
- 1960           (2) The election officer shall submit a report to the board of canvassers that includes the
- 1961           following information:
- 1962                 (a) a statement of votes cast, disclosing:
- 1963                         (i) the total number of votes cast in the board's jurisdiction; and
- 1964                         (ii) for each office that appeared on the ballot:
- 1965                                 (A) the name of each candidate whose name appeared on the ballot; and

- 1966 (B) whether the candidate is an unaffiliated candidate, a valid write-in candidate,  
 1967 or, if the candidate is affiliated with or the nominee of a registered political  
 1968 party, the name of the registered political party;
- 1969 (b) the title of each ballot proposition that appeared on the ballot;
- 1970 (c) the total number of votes given in the board's jurisdiction to each candidate, and for  
 1971 and against each ballot proposition;
- 1972 (d) from each voting precinct:
- 1973 (i) the number of votes for each candidate;
- 1974 (ii) for each race conducted by instant runoff voting under Part 6, Municipal  
 1975 Alternate Voting Methods Pilot Project, the number of valid votes cast for each  
 1976 candidate for each potential ballot-counting phase and the name of the candidate  
 1977 excluded in each ballot-counting phase; and
- 1978 (iii) the number of votes for and against each ballot proposition;
- 1979 (e) standardized statistics, on a form provided by the lieutenant governor, disclosing, at a  
 1980 minimum:
- 1981 (i) the number of active voters in the board's jurisdiction as of the Friday before  
 1982 election day;
- 1983 (ii) the number of ballots counted by the election officer that were cast by voters who  
 1984 registered to vote on election day under Section 20A-2-207;
- 1985 (iii) the total number of ballots counted by the election officer;
- 1986 (iv) the quotient of the number described in Subsection (2)(e)(iii) divided by the sum  
 1987 of the numbers described in [~~Subsections (2)(e)(i) and (ii)~~] Subsection (2)(e)(i);
- 1988 (v) of the number described in Subsection (2)(e)(iii):
- 1989 (A) the number of provisional ballots cast at a polling place; and
- 1990 (B) the number of ballots cast using a voting method described in Section  
 1991 20A-3a-201;
- 1992 (vi) a reconciliation of the number of ballots the election officer counted and the  
 1993 number of voters given credit for voting in the election;
- 1994 (vii) if there is a difference between the numbers described in Subsection (2)(e)(vi),  
 1995 an explanation for the difference;
- 1996 (viii) the number of provisional ballots that could not legally be counted; and
- 1997 (ix) each of the following:
- 1998 (A) the number of ballots, other than provisional ballots, that were rejected  
 1999 because the ballots could not legally be cured;

- 2000 (B) the number of ballots, other than provisional ballots, that were rejected, could  
 2001 have been cured by the voter, but were not cured;
- 2002 (C) the number of uncounted ballots received after the deadline described in  
 2003 Subsection 20A-3a-204(3); and
- 2004 (D) the percentage of ballots that were returned as undeliverable;
- 2005 (f) subject to Subsection (3), a cast vote record report that contains only the following  
 2006 information from the election results database:
- 2007 (i) for the jurisdiction administering the election:
- 2008 (A) the title of each ballot proposition appearing on the ballots;
- 2009 (B) a description of each race for federal office, statewide office, state legislative  
 2010 office, state school board office, county office, local school board office, or  
 2011 municipal office appearing on the ballots; and
- 2012 (C) the name of each candidate for an office described in Subsection (2)(f)(i)(B);
- 2013 (ii) the numeric identifier described in Subsection 20A-5-802.5(2)(b);
- 2014 (iii) the vote cast by a voter for:
- 2015 (A) a candidate for an office described in Subsection (2)(f)(i)(B);
- 2016 (B) a valid write-in candidate; and
- 2017 (C) each ballot proposition;
- 2018 (iv) if a voter's vote was not counted, an indication that the vote was not counted  
 2019 because:
- 2020 (A) the voter cast a vote for more than one candidate for a single office; or
- 2021 (B) the voter made more than one selection for a single ballot proposition;
- 2022 (v) if a voter was eligible to cast a vote, but did not cast a vote, an indication that the  
 2023 voter did not cast a vote; and
- 2024 (vi) if a ballot proposition or an office described in Subsection (2)(f)(i)(B) did not  
 2025 appear on the voter's ballot:
- 2026 (A) an indication that the voter was ineligible to cast a vote for the ballot  
 2027 proposition or office; or
- 2028 (B) a blank field or space in the portion of the report representing the ballot  
 2029 proposition or office;
- 2030 (g) other information required by law to be provided to the board of canvassers; and
- 2031 (h) a statement certifying that the information contained in the report is accurate.
- 2032 (3) The cast vote record report described in Subsection (2)(f) may not include:
- 2033 (a) any special district office or special district ballot proposition appearing on a ballot in

- 2034 the jurisdiction administering the election;
- 2035 (b) the vote cast by a voter for a special district office or special district ballot
- 2036 proposition;
- 2037 (c) the voter precinct number associated with a ballot; or
- 2038 (d) information that directly identifies the voter who cast the ballot.
- 2039 (4) For an election in which the election officer does not use automatic tabulating
- 2040 equipment, the election officer shall:
- 2041 (a) review the votes cast on each ballot that is counted;
- 2042 (b) manually compile the information described in Subsection (2)(f) in a file format
- 2043 described in Subsection (8)(c);
- 2044 (c) ensure that the file does not contain the information described in Subsection (3); and
- 2045 (d) include a copy of the file in the board of canvassers' report.
- 2046 (5) The election officer and the board of canvassers shall:
- 2047 (a) review the report to ensure that the report is correct; and
- 2048 (b) sign the report.
- 2049 (6) The election officer shall:
- 2050 (a) record or file the certified report in a book kept for that purpose;
- 2051 (b) prepare and transmit a certificate of nomination or election under the officer's seal to
- 2052 each nominated or elected candidate;
- 2053 (c) publish a copy of the certified report in accordance with Subsection (7); and
- 2054 (d) file a copy of the certified report with the lieutenant governor.
- 2055 (7) Subject to Subsection (8), an election officer shall, no later than three business days
- 2056 after the day on which the board of canvassers declares the election results, publish a
- 2057 notice of the certified report described in Subsection (2) as a class A notice under
- 2058 Section 63G-30-102.
- 2059 (8) The class A notice described in Subsection (7) shall:
- 2060 (a) include the following statement: "The Board of Canvassers for [indicate name of
- 2061 jurisdiction] has prepared a report of the election results for the [indicate type and
- 2062 date of election].";
- 2063 (b) specify the following sources where an individual may view or obtain a copy of the
- 2064 entire certified report:
- 2065 (i) the Utah Public Notice Website;
- 2066 (ii) if the election officer is required to publish the notice on the board's jurisdiction's
- 2067 website under Subsection 63G-30-102(1)(b), the jurisdiction's website;

- 2068 (iii) the physical address for the board's jurisdiction; and  
 2069 (iv) a mailing address and telephone number; and  
 2070 (c) subject to Subsection (9), for the website posting described in Subsections  
 2071 63G-30-102(1)(a) and (b), include a copy of the certified report in the following file  
 2072 formats:  
 2073 (i) except for the cast vote record report described in Subsection (2)(f), a PDF or  
 2074 similar file; and  
 2075 (ii) for the cast vote record report described in Subsection (2)(f), one or more  
 2076 spreadsheets, Comma Separated Values files, or another common type of  
 2077 delimited or fixed-width files.
- 2078 (9) An election officer may post the information required to be included in the cast vote  
 2079 record report described in Subsection (2)(f) as a text-based file that represents structured  
 2080 information through key value pairs and ordered collections of data in lieu of including  
 2081 that information in a file described in Subsection (8)(c)(ii) if[:]  
 2082 [~~(a) the race for elective office was conducted using instant runoff voting under Chapter~~  
 2083 ~~4, Part 6, Municipal Alternate Voting Methods Pilot Project; and]~~  
 2084 [(b)] the tabulating equipment does not produce a file described in Subsection (8)(c)(ii)  
 2085 that accurately records all the preferences cast by a voter on the voter's ballot.
- 2086 (10) An election officer shall publish the class A notice described in Subsection (7) for the  
 2087 following time periods:  
 2088 (a) in relation to posting the notice on the Utah Public Notice Website under Subsection  
 2089 63G-30-102(1)(a), indefinitely;  
 2090 (b) in relation to posting the notice on the election officer's jurisdiction's website under  
 2091 Subsection 63G-30-102(1)(b), for at least 180 calendar days after the day of the  
 2092 deadline described in Subsection (7); and  
 2093 (c) in relation to posting the notice in a physical location under Subsection  
 2094 63G-30-102(1)(c), for at least seven calendar days after the day of the deadline  
 2095 described in Subsection (7).
- 2096 (11) An election officer:  
 2097 (a) shall ensure that an individual may obtain a copy of the certified report in a file  
 2098 format described in:  
 2099 (i) Subsection (8)(c); and  
 2100 (ii) if applicable, Subsection (9); and  
 2101 (b) may make the certified report available in any computer-readable format that the

2102 election officer determines is helpful to members of the public.

2103 (12) When there has been a regular general or a statewide special election for statewide  
2104 officers, for officers that appear on the ballot in more than one county, or for a statewide  
2105 or two or more county ballot proposition, each board of canvassers shall, immediately  
2106 upon adjournment of the board, transmit to the lieutenant governor a report detailing the  
2107 number of votes for each candidate and the number of votes for and against each ballot  
2108 proposition.

2109 (13) In each county election, municipal election, school election, special district election,  
2110 and local special election, the election officer shall transmit the reports to the lieutenant  
2111 governor within 14 calendar days after the date of the election.

2112 (14) In a regular primary election and in a presidential primary election, the board of  
2113 canvassers shall, immediately upon adjournment of the board, transmit to the lieutenant  
2114 governor:

2115 (a) the county totals for multi-county races; and

2116 (b) a complete tabulation showing voting totals for all primary races, precinct by  
2117 precinct.

2118 Section 20. Section **20A-5-401.1**, which is renumbered from Section 20A-5-102 is renumbered  
2119 and amended to read:

2120 **[20A-5-102] 20A-5-401.1 (Effective 05/06/26). Voting instructions.**

2121 (1) Each election officer shall:

2122 (a) print instructions for voters;

2123 (b) ensure that the instructions are printed in English, and any other language required  
2124 under the Voting Rights Act of 1965, as amended, in large clear type; and

2125 (c) ensure that the instructions inform voters:

2126 (i) about how to obtain, and how to return, ballots for voting;

2127 (ii) about special political party affiliation requirements for voting in a regular  
2128 primary election or presidential primary election;

2129 (iii) about how to prepare ballots cast at a polling place for deposit in the ballot box;

2130 (iv) about how to prepare a mailed ballot for return;

2131 (v) about how to record write-in votes;

2132 (vi) about how to obtain a new ballot in the place of one spoiled by accident or  
2133 mistake;

2134 (vii) about how to obtain assistance in marking ballots;

2135 (viii) about obtaining a new ballot if the voter's ballot is defaced;

- 2136 (ix) that identification marks or the spoiling or defacing of a ballot will make it  
 2137 invalid;
- 2138 (x) about how to obtain and vote a provisional ballot;
- 2139 (xi) about whom to contact to report election fraud;
- 2140 (xii) about applicable federal and state laws regarding:
- 2141 (A) voting rights and the appropriate official to contact if the voter alleges that the  
 2142 voter's rights have been violated; and
- 2143 (B) prohibitions on acts of fraud and misrepresentation;
- 2144 (xiii) about procedures governing mail-in registrants and first-time voters; and
- 2145 (xiv) about the date of the election and the hours that the polls are open on election  
 2146 day.

2147 (2) Each election officer shall:

- 2148 (a) provide the election judges of each voting precinct with sufficient instruction cards to  
 2149 instruct voters in the preparation of the voters' ballots; and
- 2150 (b) direct the election judges to post:
- 2151 (i) general voting instructions in each voting booth;
- 2152 (ii) at least three instruction cards at other locations in the polling place; and
- 2153 (iii) at least one sample ballot at the polling place.

2154 Section 21. Section **20A-5-401.2**, which is renumbered from Section 20A-5-103 is renumbered  
 2155 and amended to read:

2156 **[20A-5-103] 20A-5-401.2 (Effective 05/06/26). Constitutional amendments --**  
 2157 **Posting.**

- 2158 (1) Whenever a constitutional amendment is submitted to a vote of the people for their  
 2159 approval or rejection, the county clerk shall:
- 2160 (a) cause the original section of the constitution to be printed on cards in large clear type  
 2161 with the changes to it indicated by bracketing and interlining any language proposed  
 2162 to be repealed and underlining any new language proposed to be inserted; and
- 2163 (b) place the question as it appears upon the official ballot after the original section.
- 2164 (2) If there is more than one amendment submitted, the clerk shall ensure that the proposed  
 2165 amendments are placed upon the cards in columns in the same order as they will appear  
 2166 upon the official ballot.
- 2167 (3) Each county clerk shall:
- 2168 (a) provide the election judges for each voting precinct with two constitutional  
 2169 amendment cards; and

2170 (b) direct the election judges to post the two constitutional amendment cards in and  
2171 about the polling place.

2172 Section 22. Section **20A-5a-101** is enacted to read:

2173 **CHAPTER 5a. Election Notices**

2174 **Part 1. General Provisions -- Election Notice Requirements**

2175 **20A-5a-101 (Effective 05/06/26). Definitions.**

2176 As used in this part, "unopposed" means, as it relates to a regular primary election:

2177 (1) for a race for a single office, only one individual qualifies for placement on the primary  
2178 election ballot to seek the nomination of a particular registered political party for that  
2179 office; or

2180 (2) for a race where two or more individuals will be elected to fill an office, the number of  
2181 individuals who qualify for placement on the primary election ballot to seek the  
2182 nomination of a particular registered political party for that office does not exceed the  
2183 total number of candidates to be elected to that office.

2184 Section 23. Section **20A-5a-102** is enacted to read:

2185 **20A-5a-102 (Effective 05/06/26). Notice of election -- Publication required by**  
2186 **election officer.**

2187 (1) Except as otherwise provided for an election described in Section 20A-7-609.5, the  
2188 election officer for an election shall publish notice of the election, as described in  
2189 Subsection (2), for the jurisdiction as a class A notice under Section 63G-30-102, for at  
2190 least 30 calendar days before the day of the election.

2191 (2) The election notice shall include:

2192 (a) the heading "Election Notice," in bold;

2193 (b) for an election notice given by a county clerk:

2194 (i) if the election is a regular primary election, the following statement:

2195 "Notice is given that a regular primary election will be held on Tuesday, [insert  
2196 date] to nominate party candidates for the parties and candidates for nonpartisan  
2197 local school board positions listed on the regular primary election ballot.";

2198 (ii) if the election is a regular general election, the following statement:

2199 "Notice is given that a regular general election will be held on Tuesday, [insert  
2200 date] to elect candidates to the offices listed on the regular general election  
2201 ballot."; or

2202 (iii) if the election is a special election or a presidential primary election, a statement,

- 2203 similar to a statement described in Subsection (2)(b)(i) or (ii) that states the day,  
 2204 date, and purpose of the election;
- 2205 (c) for an election notice given by a municipal clerk:
- 2206 (i) if the election is a municipal primary election, the following statement:  
 2207 "Notice is given that a municipal primary election will be held on Tuesday,  
 2208 [insert date] to nominate candidates for the municipal offices listed on the  
 2209 municipal primary election ballot.";
- 2210 (ii) if the election is a municipal general election, the following statement: "Notice is  
 2211 given that a municipal general election will be held on Tuesday, [insert date] to  
 2212 elect candidates to the offices listed on the municipal general election ballot."; or
- 2213 (iii) if the election is a special election, a statement, similar to a statement described  
 2214 in Subsection (2)(c)(i) or (ii) that states the day, date, and purpose of the election;
- 2215 (d) for an election notice given by a special district clerk, a statement similar to the  
 2216 statements described in Subsection (2)(b) or (c) that states the day, date, and purpose  
 2217 of the election;
- 2218 (e) after the statement described in Subsection (2)(b), (c), or (d), as applicable, the  
 2219 following statement:  
 2220 "For voters receiving a ballot by mail, ballots will be mailed beginning 21  
 2221 calendar days before the election. The location of ballot drop boxes, the location and  
 2222 hours of polling places, including early voting polling places and hours, and  
 2223 qualifications of individuals who may vote in the election can be found at [insert  
 2224 name of election officer's or jurisdiction's website, if any, and a state voting website  
 2225 designated by the lieutenant governor], by calling [insert phone number for election  
 2226 officer's office], or at [insert street address of the election officer's office]. On the day  
 2227 of the election, the polls will open at 7 a.m. and continue open until 8 p.m. Attest:  
 2228 [insert "County Clerk," "Municipal Clerk," or "Special District Clerk"]."; and
- 2229 (f) after the statement described in Subsection (2)(e), instructions regarding how an  
 2230 individual with a disability, who is not able to vote a manual ballot by mail, may  
 2231 obtain information on voting in an accessible manner.
- 2232 (3) The notice described in this section may not include the name of the election officer.
- 2233 (4) The election officer shall include in the notice of election the notice of pre-election and  
 2234 post-election automatic tabulating equipment testing described in Subsection  
 2235 20A-4-104(1).

2236 Section 24. Section **20A-5a-201**, which is renumbered from Section 20A-5-101 is renumbered

2237 and amended to read:

2238 **Part 2. Notices for Regular Election Year**

2239 ~~[20A-5-101]~~ **20A-5a-201** (Effective 05/06/26). State notice of candidate filing for  
 2240 regular election -- Notice of statewide ballot propositions.

2241 (1) On or before ~~[November 15 in the year before each regular general election year, the~~  
 2242 lieutenant governor shall prepare and transmit a written notice to each county clerk that:]

2243 ~~[(a) designates the offices to be filled at the next year's regular general election;]~~ the  
 2244 second Friday after the first Monday in November in an odd-numbered year, the  
 2245 lieutenant governor shall:

2246 (a) publish for the state, as a class A notice under Section 63G-30-102, for 30 calendar  
 2247 days, the notice described in Subsection (2); and

2248 (b) transmit the notice described in Subsection (2) to each county clerk.

2249 (2) The notice required under Subsection (1) shall:

2250 (a) designate the offices to be filled at the next year's regular general election for:

2251 (i) a federal office;

2252 (ii) a statewide constitutional office;

2253 (iii) state senator;

2254 (iv) state representative; and

2255 (v) State Board of Education member;

2256 (b) ~~[identifies]~~ identify the dates for filing a declaration of candidacy, and for submitting  
 2257 and certifying nomination petition signatures, as applicable, under Sections  
 2258 20A-9-403, 20A-9-407, and 20A-9-408 for [those offices] the offices described in  
 2259 Subsection (2)(a);[-and]

2260 (c) ~~[contains a description of any]~~ describe the statewide ballot propositions to be  
 2261 decided by the voters that have qualified for the ballot as of that date[-] ; and

2262 (d) designate a webpage that, for each elective office, states the total number of  
 2263 signatures that must be submitted under Subsection 20A-9-403(3)(a)(ii) or  
 2264 20A-9-408(8), with the necessary calculations made by counting the aggregate  
 2265 number of individuals residing in each elective office's political division who have  
 2266 designated a particular registered political party on the individuals' voter registration  
 2267 forms on or before November 15 of each odd-numbered year.

2268 ~~[(2)(a) No later than seven business days after the day on which the lieutenant governor~~  
 2269 ~~transmits the written notice described in Subsection (1), each county clerk shall~~  
 2270 ~~provide notice for the county, as a class A notice under Section 63G-30-102, for~~

2271 ~~seven business days before the day of the election and in accordance with Subsection~~  
 2272 ~~(3).]~~  
 2273 ~~[(b) The county clerk shall prepare an affidavit of the posting under Subsection (2)(a),~~  
 2274 ~~showing a copy of the notice and the places where the notice was posted.]~~  
 2275 ~~[(3) The notice described in Subsection (2) shall:]~~  
 2276 ~~[(a) designate the offices to be voted on in that election; and]~~  
 2277 ~~[(b) identify the dates for filing a declaration of candidacy for those offices.]~~  
 2278 ~~[(4) Except as provided in Subsection (6), before each election, the election officer shall~~  
 2279 ~~give printed notice of the following information:]~~  
 2280 ~~[(a) the date of election;]~~  
 2281 ~~[(b) the hours during which the polls will be open;]~~  
 2282 ~~[(c) the polling places for each voting precinct, early voting polling place, and election~~  
 2283 ~~day voting center;]~~  
 2284 ~~[(d) the address of the Statewide Electronic Voter Information Website and, if available,~~  
 2285 ~~the address of the election officer's website, with a statement indicating that the~~  
 2286 ~~election officer will post on the website any changes to the location of a polling place~~  
 2287 ~~and the location of any additional polling place;]~~  
 2288 ~~[(e) a phone number that a voter may call to obtain information regarding the location of~~  
 2289 ~~a polling place;]~~  
 2290 ~~[(f) the qualifications for persons to vote in the election; and]~~  
 2291 ~~[(g) instructions regarding how an individual with a disability, who is not able to vote a~~  
 2292 ~~manual ballot by mail, may obtain information on voting in an accessible manner.]~~  
 2293 ~~[(5) The election officer shall provide the notice described in Subsection (4) for the~~  
 2294 ~~jurisdiction, as a class A notice under Section 63G-30-102, for at least seven business~~  
 2295 ~~days before the day of the election.]~~  
 2296 ~~[(6) Instead of including the information described in Subsection (4) in the notice, the~~  
 2297 ~~election officer may give printed notice that:]~~  
 2298 ~~[(a) is entitled "Notice of Election";]~~  
 2299 ~~[(b) includes the following: "A [indicate election type] will be held in [indicate the~~  
 2300 ~~jurisdiction] on [indicate date of election]. Information relating to the election,~~  
 2301 ~~including polling places, polling place hours, and qualifications of voters may be~~  
 2302 ~~obtained from the following sources:"; and]~~  
 2303 ~~[(c) specifies the following sources where an individual may view or obtain the~~  
 2304 ~~information described in Subsection (4):]~~

2305 [i] if the jurisdiction has a website, the jurisdiction's website;]

2306 [(ii) the physical address of the jurisdiction offices; and]

2307 [(iii) a mailing address and telephone number.]

2308 Section 25. Section **20A-5a-202** is enacted to read:

2309 **20A-5a-202 (Effective 05/06/26). County notice of candidate filing for regular**  
 2310 **election -- Notice of local ballot propositions.**

2311 On or before the third Friday after the first Monday in November in an odd-numbered  
 2312 year, the clerk of a county shall publish for the county, as a class A notice under Section  
 2313 63G-30-102, for 30 calendar days, notice that includes:

2314 (1) the portion of the information, provided to the county clerk by the lieutenant governor  
 2315 under Section 20A-5a-201, relating to races in which a resident of the county may vote;

2316 (2) the offices to be filled at the next year's regular general election for:

2317 (a) county offices for the county; and

2318 (b) local school board offices in the county;

2319 (3) the dates for filing a declaration of candidacy, and for submitting and certifying  
 2320 nomination petition signatures, as applicable, under Sections 20A-9-403, 20A-9-407,  
 2321 and 20A-9-408 for the offices described in Subsection (2)(a);

2322 (4) the dates for filing a declaration of candidacy for local school board offices in the  
 2323 county; and

2324 (5) a description of the local ballot propositions to be decided by the voters that have  
 2325 qualified for the ballot as of that date.

2326 Section 26. Section **20A-5a-203** is enacted to read:

2327 **20A-5a-203 (Effective 05/06/26). Special district notice of candidate filing for**  
 2328 **regular election.**

2329 On or before the first business day in February of an even-numbered year, the clerk of a  
 2330 special district shall provide to each county clerk of a county in which all or a part of the  
 2331 special district is located written notice of the special district offices to be voted on in the  
 2332 upcoming regular general election.

2333 Section 27. Section **20A-5a-204** is enacted to read:

2334 **20A-5a-204 (Effective 05/06/26). Registered political party notice of convention**  
 2335 **results.**

2336 (1) On or before noon on the Monday after a registered political party's nominating  
 2337 convention, the party liaison for the registered political party shall provide to the  
 2338 lieutenant governor, in writing, the convention results for:

- 2339 (a) the registered political party's state convention; and  
 2340 (b) each of the registered political party's county conventions.  
 2341 (2) The lieutenant governor shall provide the convention results described in Subsection (1)  
 2342 to the county clerk of each county to which the results relate before the end of the first  
 2343 business day that is on or after the day on which the lieutenant governor receives the  
 2344 convention results.

2345 Section 28. Section **20A-5a-205** is enacted to read:

2346 **20A-5a-205 (Effective upon governor's approval). Certification of state**  
 2347 **candidates for regular primary election.**

- 2348 (1) On or before the first Wednesday after the fourth Saturday in April of an  
 2349 even-numbered year, the lieutenant governor shall:  
 2350 (a) publish for the state, as a class A notice under Section 63G-30-102, for 30 calendar  
 2351 days, the notice described in Subsection (2); and  
 2352 (b)(i) transmit to each county clerk the notice described in Subsection (2); or  
 2353 (ii) transmit the portion of the notice described in Subsection (2) that relates to a  
 2354 particular county to the county clerk for that county.  
 2355 (2) The notice required under Subsection (1):  
 2356 (a) shall list the names of all candidates who are qualified for placement on the regular  
 2357 primary election ballot for a county, by office, for the following offices:  
 2358 (i) a federal office;  
 2359 (ii) a statewide constitutional office;  
 2360 (iii) state senator;  
 2361 (iv) state representative; and  
 2362 (v) State Board of Education member;  
 2363 (b) shall, in accordance with Sections 20A-6-109 and 20A-6-110, include instructions on  
 2364 how the names of candidates will appear on the primary election ballot; and  
 2365 (c) may not include candidates who are unopposed in the regular primary election.

2366 Section 29. Section **20A-5a-206** is enacted to read:

2367 **20A-5a-206 (Effective upon governor's approval). Certification of county**  
 2368 **candidates for regular primary election.**

- 2369 (1) No later than two business days after the day on which the lieutenant governor provides  
 2370 the notice described in Section 20A-5a-205 to a county clerk, that county clerk shall  
 2371 publish for the county, as a class A notice under Section 63G-30-102, for 30 calendar  
 2372 days, the notice described in Subsection (2).

- 2373 (2) The notice required under Subsection (1):
- 2374 (a) shall include the portion of the notice, provided to the county clerk by the lieutenant
- 2375 governor under Section 20A-2-205, relating to races in which a resident of the county
- 2376 may vote;
- 2377 (b) except as provided in Subsection (2)(d), shall include all candidates who have
- 2378 qualified for placement on a primary election ballot in the county for county office or
- 2379 local school board office;
- 2380 (c) shall, in accordance with Sections 20A-6-109 and 20A-6-110, include instructions on
- 2381 how the names of candidates will appear on the primary election ballot; and
- 2382 (d) may not include candidates who are unopposed in the regular primary election.

2383 Section 30. Section **20A-5a-207** is enacted to read:

2384 **20A-5a-207 (Effective 05/06/26). Certification of special district candidates for**

2385 **regular primary election.**

2386 (1) On or before the first Wednesday after the fourth Saturday in April of an

2387 even-numbered year, the clerk of a special district that will, in accordance with

2388 Subsection 17B-1-306(6), hold a primary election that year shall send to each county

2389 clerk in which all or part of the special district is located a notice containing a list of

2390 names of all candidates who are qualified for placement on the regular primary election

2391 ballot, by office, for each special district office.

2392 (2) No later than two business days after the day on which a special district clerk complies

2393 with Subsection (1), the special district clerk shall publish for the special district, as a

2394 class A notice under Section 63G-30-102, for 30 calendar days, the notice described in

2395 Subsection (1).

2396 Section 31. Section **20A-5a-208** is enacted to read:

2397 **20A-5a-208 (Effective 05/06/26). Regular primary election notice -- Counties --**

2398 **Special districts.**

2399 (1) No later than 32 calendar days before the day of the regular primary election, a county

2400 clerk shall, in accordance with Section 20A-5a-102, publish notice of the regular

2401 primary election for the county, as a class A notice under Section 63G-30-102, for the

2402 entire period beginning on the day on which the county clerk publishes the notice, and

2403 ending at the end of the day of the regular primary election.

2404 (2) Except as provided in Subsection (3), no later than 32 calendar days before the day of

2405 the regular primary election, the clerk of a special district that will, in accordance with

2406 Subsection 17B-1-306(6), hold a primary election that year, shall, in accordance with

2407 Section 20A-5a-102, publish notice of the regular primary election for the special  
 2408 district, as a class A notice under Section 63G-30-102, for the entire period beginning on  
 2409 the day on which the special district clerk publishes the notice, and ending at the end of  
 2410 the day of the regular primary election.

2411 (3) The county clerk may publish the notice described in Subsection (2) for the special  
 2412 district clerk, or in combination with the notice described in Subsection (1), if the special  
 2413 district clerk contracts for the county clerk to conduct the special district election.

2414 Section 32. Section **20A-5a-209**, which is renumbered from Section 20A-9-701 is renumbered  
 2415 and amended to read:

2416 **[20A-9-701] 20A-5a-209 (Effective 05/06/26). Certification of state candidates for**  
 2417 **regular general election -- Ballot propositions -- Display on ballot.**

2418 ~~[(1) No later than August 31 of each regular general election year, the lieutenant governor~~  
 2419 ~~shall certify to each county clerk, for offices to be voted upon at the regular general~~  
 2420 ~~election in that county clerk's county:]~~

2421 ~~[(a) the names of each candidate nominated under Subsection 20A-9-202(4) or~~  
 2422 ~~Subsection 20A-9-403(5); and]~~

2423 ~~[(b) the names of the candidates for president and vice president that are certified by the~~  
 2424 ~~registered political party as the party's nominees.]~~

2425 (1) On or before the last business day in August of an even-numbered year, the lieutenant  
 2426 governor shall:

2427 (a) publish for the state, as a class A notice under Section 63G-30-102, for 30 calendar  
 2428 days, the notice described in Subsection (2); and

2429 (b)(i) transmit to each county clerk the notice described in Subsection (2); or

2430 (ii) transmit the portion of the notice described in Subsection (2) that relates to a  
 2431 particular county to the county clerk for that county.

2432 (2) The notice required under Subsection (1):

2433 (a) shall list the names of all candidates who are qualified for placement on the regular  
 2434 general election ballot for a county, by office, for the following offices:

2435 (i) a federal office;

2436 (ii) a statewide constitutional office;

2437 (iii) state senator;

2438 (iv) state representative; and

2439 (v) State Board of Education member;

2440 (b) shall, in accordance with Sections 20A-6-109 and 20A-6-110, include instructions on

2441 how the names of candidates will appear on the primary election ballot; and  
 2442 (c) shall include information on statewide ballot propositions that have qualified for  
 2443 placement on the ballot.

2444 [(2)] (3) The names shall be certified by the lieutenant governor and shall be displayed on  
 2445 the ballot as they are provided on the candidate's declaration of candidacy. No other  
 2446 names may appear on the ballot as affiliated with, endorsed by, or nominated by any  
 2447 other registered political party, political party, or other political group.

2448 Section 33. Section **20A-5a-210** is enacted to read:

2449 **20A-5a-210 (Effective 05/06/26). Certification of county candidates for regular**  
 2450 **general election -- Ballot propositions.**

2451 (1) A county clerk shall publish for the county, as a class A notice under Section  
 2452 63G-30-102, for 30 calendar days, the notice described in Subsection (2):

2453 (a) no earlier than the first business day that is at least two calendar days after the day on  
 2454 which the lieutenant governor provides the notice described in Section 20A-5a-209 to  
 2455 the county clerk; and

2456 (b) no later than the second business day in September.

2457 (2) The notice required under Subsection (1):

2458 (a) shall include the portion of the notice, provided to the county clerk by the lieutenant  
 2459 governor under Section 20A-5a-209, relating to races in which a resident of the  
 2460 county may vote;

2461 (b) shall include all candidates who have qualified for placement on the regular general  
 2462 election ballot in the county for county office or local school board office;

2463 (c) shall, in accordance with Sections 20A-6-109 and 20A-6-110, include instructions on  
 2464 how the names of candidates will appear on the regular general election ballot; and

2465 (d) shall include information on local ballot propositions that have qualified for  
 2466 placement on the ballot.

2467 Section 34. Section **20A-5a-211** is enacted to read:

2468 **20A-5a-211 (Effective 05/06/26). Certification of special district candidates for**  
 2469 **regular general election.**

2470 (1) Except as provided in Subsection (3), on or before the last business day in August of an  
 2471 even-numbered year, the clerk of a special district shall send to each county clerk in  
 2472 which all or part of the special district is located a notice containing a list of names of all  
 2473 candidates who are qualified for placement on the regular general election ballot, by  
 2474 office, for each special district office.

2475 (2) Except as provided in Subsection (3), the clerk of a special district shall publish for the  
 2476 special district, as a class A notice under Section 63G-30-102, for 30 calendar days, the  
 2477 notice described in Subsection (1), beginning on the earlier of:

2478 (a) the first business day that is at least two calendar days after the day on which the  
 2479 clerk of the special district complies with Subsection (1); or

2480 (b) the second business day in September.

2481 (3) If the special district contracts for the county clerk to conduct the special district  
 2482 election:

2483 (a) the special district clerk is not required to comply with Subsection (1); and

2484 (b) the county clerk may publish the notice described in Subsection (2) for the special  
 2485 district clerk.

2486 Section 35. Section **20A-5a-212** is enacted to read:

2487 **20A-5a-212 (Effective 05/06/26). Notice of cancellation of special district election**  
 2488 **in an even-numbered year.**

2489 (1) A special district board that cancels an election in an even-numbered year under Section  
 2490 20A-1-206 shall provide notice that the election is canceled by complying with  
 2491 Subsection (2):

2492 (a) no earlier than the day after the deadline, described in Subsection 20A-9-601(1)(a),  
 2493 for a write-in candidate to file a declaration of candidacy for the regular general  
 2494 election; and

2495 (b) no later than 32 calendar days before the day of the regular general election.

2496 (2) A special district board described in Subsection (1) shall provide notice that the election  
 2497 is canceled by:

2498 (a) sending notice to each county where all or a portion of the special district is located;

2499 (b) sending the notice to the lieutenant governor's office to be posted on the Statewide  
 2500 Electronic Voter Information Website described in Section 20A-7-801, for at least 15  
 2501 calendar days before the day of the regular general election; and

2502 (c) publishing notice for the special district, as a class A notice under Section  
 2503 63G-30-102, for at least 15 calendar days before the day of the regular general  
 2504 election.

2505 Section 36. Section **20A-5a-213** is enacted to read:

2506 **20A-5a-213 (Effective 05/06/26). Regular general election notice -- Counties --**  
 2507 **Special districts.**

2508 (1) No later than 32 calendar days before the day of the regular general election, the county

2509 clerk shall, in accordance with Section 20A-5a-102, publish notice of the regular general  
 2510 election for the county, as a class A notice under Section 63G-30-102, for the entire  
 2511 period beginning on the day on which the county clerk publishes the notice, and ending  
 2512 at the end of the day of the regular general election.

2513 (2) Except as provided in Subsection (3), the clerk of a special district shall, in accordance  
 2514 with Section 20A-5a-102, publish notice of the regular general election for the special  
 2515 district, as a class A notice under Section 63G-30-102, for the entire period beginning on  
 2516 the day on which the special district clerk publishes the notice, and ending at the end of  
 2517 the day of the regular general election.

2518 (3) The county clerk may publish the notice described in Subsection (2) for the special  
 2519 district clerk if the special district clerk contracts for the county clerk to conduct the  
 2520 special district election.

2521 Section 37. Section **20A-5a-301** is enacted to read:

2522 **Part 3. Notices for Municipal Election Year**

2523 **20A-5a-301 (Effective 05/06/26). Municipal notice of open offices for municipal**  
 2524 **election.**

2525 On or before the first business day in February of an odd-numbered year, the election  
 2526 officer for a municipality shall provide to each county clerk of a county in which all or a part  
 2527 of the municipality is located written notice of the municipal offices to be voted on in the  
 2528 upcoming municipal general election.

2529 Section 38. Section **20A-5a-302** is enacted to read:

2530 **20A-5a-302 (Effective 05/06/26). Special district notice of open offices for**  
 2531 **municipal election.**

2532 On or before the first business day in February of an odd-numbered year, the clerk of a  
 2533 special district shall provide to each county clerk of a county in which all or a part of the  
 2534 special district is located written notice of the special district offices to be voted on in the  
 2535 upcoming municipal general election.

2536 Section 39. Section **20A-5a-303** is enacted to read:

2537 **20A-5a-303 (Effective 05/06/26). Municipal notice of candidate filing for**  
 2538 **municipal election.**

2539 On or before the first business day in May of an odd-numbered year, the election officer  
 2540 of a municipality shall publish for the municipality, as a class A notice under Section  
 2541 63G-30-102, for 30 calendar days:

2542 (1) a list of the municipal offices to be voted on in the upcoming municipal general

2543 election; and  
 2544 (2) the declaration of candidacy period, described in Subsection 20A-9-203(3)(d), for the  
 2545 municipal offices described in Subsection (1).

2546 Section 40. Section **20A-5a-304** is enacted to read:

2547 **20A-5a-304 (Effective 05/06/26). Special district notice of candidate filing for**  
 2548 **municipal election.**

2549 On or before the first business day in May of an odd-numbered year, the clerk of a  
 2550 special district shall publish for the special district, as a class A notice under Section  
 2551 63G-30-102, for 30 calendar days:

2552 (1) a list of the special district offices to be voted on in the upcoming municipal general  
 2553 election; and

2554 (2) the declaration of candidacy period, described in Subsection 20A-9-203(3)(d), for the  
 2555 special district offices described in Subsection (1).

2556 Section 41. Section **20A-5a-305** is enacted to read:

2557 **20A-5a-305 (Effective 05/06/26). Municipal certification of candidates for**  
 2558 **municipal primary election.**

2559 No later than two business days after the day on which the declaration of candidacy  
 2560 period described in Subsection 20A-9-203(3)(d) ends, the election officer of a municipality  
 2561 shall:

2562 (1) send to each county clerk in which all or part of the municipality is located a notice  
 2563 containing a list of names of all candidates who are qualified for placement on the  
 2564 regular primary election ballot, by office, for each municipal office; and

2565 (2) publish for the municipality, as a class A notice under Section 63G-30-102, for 30  
 2566 calendar days, the notice described in Subsection (1).

2567 Section 42. Section **20A-5a-306** is enacted to read:

2568 **20A-5a-306 (Effective 05/06/26). Special district certification of candidates for**  
 2569 **municipal primary election.**

2570 No later than two business days after the day on which the declaration of candidacy  
 2571 period described in Subsection 20A-9-203(3)(d) ends, the clerk of a special district that will, in  
 2572 accordance with Subsection 17B-1-306(6), hold a primary election that year shall:

2573 (1) send to each county clerk in which all or part of the special district is located a notice  
 2574 containing a list of names of all candidates who are qualified for placement on the  
 2575 regular primary election ballot, by office, for each special district office; and

2576 (2) publish for the special district, as a class A notice under Section 63G-30-102, for 30

2577 calendar days, the notice described in Subsection (1).

2578 Section 43. Section **20A-5a-307** is enacted to read:

2579 **20A-5a-307 (Effective 05/06/26). Municipal primary election notice --**

2580 **Municipalities -- Special districts.**

2581 (1) Except as provided in Subsection (3), no later than 32 calendar days before the day of  
2582 the municipal primary election, the election officer of a municipality shall, in accordance  
2583 with Section 20A-5a-102, publish notice of the municipal primary election for the  
2584 county, as a class A notice under Section 63G-30-102, for the entire period beginning on  
2585 the day on which the election officer of the municipality publishes the notice, and  
2586 ending at the end of the day of the municipal primary election.

2587 (2) Except as provided in Subsection (3), no later than 32 calendar days before the day of  
2588 the municipal primary election, the clerk of a special district that will hold a primary  
2589 election that year shall, in accordance with Section 20A-5a-102, publish notice of the  
2590 special primary election for the special district, as a class A notice under Section  
2591 63G-30-102, for the entire period beginning on the day on which the clerk of the special  
2592 district publishes the notice, and ending at the end of the day of the municipal primary  
2593 election.

2594 (3) The county clerk may:

2595 (a) publish the notice described in Subsection (1) for the municipality, if the election  
2596 officer for the municipality contracts for the county to conduct the municipal primary  
2597 election;

2598 (b) publish the notice described in Subsection (2) for the special district if the special  
2599 district clerk contracts for the county clerk to conduct the special district primary  
2600 election; or

2601 (c) subject to Subsections (3)(a) and (b), publish the notices described in Subsections (1)  
2602 and (2) as a combined notice.

2603 Section 44. Section **20A-5a-308** is enacted to read:

2604 **20A-5a-308 (Effective 05/06/26). Certification of municipal candidates for**  
2605 **municipal general election -- Ballot propositions.**

2606 (1) The election officer of a municipality shall provide the notice described in Subsection

2607 (2) on or before the later of:

2608 (a) the last business day in August of an odd-numbered year; or

2609 (b) in the case of a recount in a primary election race for the municipality, two business  
2610 days after the day on which the recount results are certified.

- 2611 (2) The election officer of a municipality shall provide the notice required under Subsection  
 2612 (1) by:  
 2613 (a) sending to each county clerk in which all or part of the municipality is located:  
 2614 (i) a list of names of all candidates who are qualified for placement on the municipal  
 2615 general election ballot, by office, for each municipal office; and  
 2616 (ii) information on local ballot propositions that have qualified for placement on the  
 2617 ballot; and  
 2618 (b) publishing for the municipality, as a class A notice under Section 63G-30-102, for 30  
 2619 calendar days, the list described in Subsection (2)(a).

2620 Section 45. Section **20A-5a-309** is enacted to read:

2621 **20A-5a-309 (Effective 05/06/26). Certification of special district candidates for**  
 2622 **municipal general election.**

- 2623 (1) The clerk of a special district shall provide the notice described in Subsection (2) on or  
 2624 before the later of:  
 2625 (a) the last business day in August of an odd-numbered year; or  
 2626 (b) in the case of a recount in a primary election race for the special district, two  
 2627 business days after the day on which the recount results are certified.  
 2628 (2) The clerk of a special district shall provide the notice required under Subsection (1) by:  
 2629 (a) sending to each county clerk in which all or part of the special district is located a list  
 2630 of names of all candidates who are qualified for placement on the municipal general  
 2631 election ballot, by office, for each special district office; and  
 2632 (b) publishing for the special district, as a class A notice under Section 63G-30-102, for  
 2633 30 calendar days, the list described in Subsection (2)(a).

2634 Section 46. Section **20A-5a-310** is enacted to read:

2635 **20A-5a-310 (Effective 05/06/26). Notice of cancellation of municipal general**  
 2636 **election.**

- 2637 (1) A municipal legislative body that cancels an election under Section 20A-1-206 shall  
 2638 provide notice that the election is canceled by complying with Subsection (2):  
 2639 (a) no earlier than the day after the deadline, described in Subsection 20A-9-601(1)(a),  
 2640 for a write-in candidate to file a declaration of candidacy for the municipal general  
 2641 election; and  
 2642 (b) no later than 32 calendar days before the day of the municipal general election.  
 2643 (2) A municipal legislative body described in Subsection (1) shall provide notice that the  
 2644 election is canceled by:

- 2645 (a) sending notice to each county where all or a portion of the municipality is located;  
2646 (b) sending the notice to the lieutenant governor's office to be posted on the Statewide  
2647 Electronic Voter Information Website described in Section 20A-7-801, for at least 15  
2648 calendar days before the day of the municipal general election; and  
2649 (c) publishing notice for the municipality, as a class A notice under Section 63G-30-102,  
2650 for at least 15 calendar days before the day of the municipal general election.

2651 Section 47. Section **20A-5a-311** is enacted to read:

2652 **20A-5a-311 (Effective 05/06/26). Notice of cancellation of special district election**  
2653 **for odd-numbered year.**

- 2654 (1) A special district board that cancels an election in an odd-numbered year under Section  
2655 20A-1-206 shall provide notice that the election is canceled by complying with  
2656 Subsection (2):

- 2657 (a) no earlier than the day after the deadline, described in Subsection 20A-9-601(1)(a),  
2658 for a write-in candidate to file a declaration of candidacy for the municipal general  
2659 election; and  
2660 (b) no later than 32 calendar days before the day of the municipal general election.

- 2661 (2) A special district board described in Subsection (1) shall provide notice that the election  
2662 is canceled by:

- 2663 (a) sending notice to each county where all or a portion of the special district is located;  
2664 (b) sending the notice to the lieutenant governor's office to be posted on the Statewide  
2665 Electronic Voter Information Website described in Section 20A-7-801, for at least 15  
2666 calendar days before the day of the municipal general election; and  
2667 (c) publishing notice for the special district, as a class A notice under Section  
2668 63G-30-102, for at least 15 calendar days before the day of the municipal general  
2669 election.

2670 Section 48. Section **20A-5a-312** is enacted to read:

2671 **20A-5a-312 (Effective 05/06/26). Municipal general election notice --**  
2672 **Municipalities -- Special districts.**

- 2673 (1) Except as provided in Subsection (2), no later than 32 calendar days before the day of  
2674 the municipal general election:

- 2675 (a) the election officer of a municipality shall, in accordance with Section 20A-5a-102,  
2676 publish notice of the municipal general election for the municipality, as a class A  
2677 notice under Section 63G-30-102, for the entire period beginning on the day on  
2678 which the election office of the municipality publishes the notice, and ending at the

2679 end of the day of the municipal general election; and  
 2680 (b) the clerk of a special district shall, in accordance with Section 20A-5a-102, publish  
 2681 notice of the general election for the special district, as a class A notice under Section  
 2682 63G-30-102, for the entire period beginning on the day on which the special district  
 2683 clerk publishes the notice, and ending at the end of the day of the municipal general  
 2684 election.

2685 (2) The county clerk may:

2686 (a) publish the notice described in Subsection (1)(a) for the municipality, if the election  
 2687 officer for the municipality contracts for the county to conduct the municipal general  
 2688 election;  
 2689 (b) publish the notice described in Subsection (1)(b) for the special district, if the special  
 2690 district clerk contracts for the county clerk to conduct the special district election; or  
 2691 (c) subject to Subsections (2)(a) and (b), publish the notices described in Subsections  
 2692 (2)(a) and (b) as a combined notice.

2693 Section 49. Section **20A-5a-401** is enacted to read:

2694 **Part 4. Miscellaneous Notice Requirements Relating to Elections.**

2695 **20A-5a-401 (Effective 05/06/26). Uniform Military and Overseas Voting Act**  
 2696 **notice requirements relating to multiple election types.**

2697 (1) Except to the extent otherwise provided in Section 20A-16-502, no later than 100  
 2698 calendar days before an election, an election officer shall comply with the notice  
 2699 requirements described in Section 20A-16-502.

2700 (2) Except to the extent otherwise provided in Section 20A-16-403, no later than the last  
 2701 business day that is at least 45 calendar days before the day of an election, an election  
 2702 officer shall comply with Subsection 20A-16-403(1).

2703 Section 50. Section **20A-5a-402** is enacted to read:

2704 **20A-5a-402 (Effective 05/06/26). Uniform Military and Overseas Voting Act**  
 2705 **notice requirements relating to regular general elections only.**

2706 (1) No later than 60 calendar days after the day of a regular general election, a county clerk  
 2707 shall submit the report described in Subsection 20A-16-202(1).

2708 (2) No later than 90 calendar days after the day of a regular general election, the lieutenant  
 2709 governor shall submit the report described in Subsection 20A-16-202(2).

2710 Section 51. Section **20A-6-109** is amended to read:

2711 **20A-6-109 (Effective 05/06/26). Appearance of candidate's name on ballot --**  
 2712 **Name variations -- Appeal.**

- 2713 (1) As used in this section:
- 2714 (a) "Variation of a candidate's name" means a name:
- 2715 (i) that varies from the candidate's legal first name followed by the candidate's legal
- 2716 surname; and
- 2717 (ii) by which the candidate is known in the county in which the candidate resides.
- 2718 (b) "Variation of a candidate's name" includes the following, if the candidate is known
- 2719 by the variation in the county in which the candidate resides:
- 2720 (i) using the candidate's legal middle name in addition to, or instead of, the
- 2721 candidate's legal first name;
- 2722 (ii) using the initial or initials of a legal first name or a legal middle name instead of
- 2723 the full name;
- 2724 (iii) a variation of the order of a candidate's names or initials, if the names or initials
- 2725 are permitted under this section;
- 2726 (iv) adding a suffix that is a true representation of the candidate, including Junior, Jr.,
- 2727 Senior, Sr., or I, II, or III;
- 2728 (v) using another surname by which the candidate is known in the county where the
- 2729 candidate resides, either in place of, or in addition to, the candidate's legal
- 2730 surname, including:
- 2731 (A) the candidate's maiden last name;
- 2732 (B) the last name of the candidate's spouse; or
- 2733 (C) the last name of a parent or step-parent of the candidate;
- 2734 (vi) using a common nickname of the legal first name, or of the legal middle name, of
- 2735 the candidate, by which the candidate is known; or
- 2736 (vii) using a nickname, other than a nickname described in Subsection (1)(b)(vi):
- 2737 (A) in place of the candidate's legal first name or legal middle name; or
- 2738 (B) in addition to the candidate's name.
- 2739 [(1)] (2) ~~Except as [otherwise provided in this section] provided in Subsection (3), an~~
- 2740 ~~election officer shall ensure that a candidate's name appears on the ballot with the~~
- 2741 ~~candidate's legal first name, followed by the candidate's legal surname.~~
- 2742 [(2) ~~An election officer shall place on the ballot a candidate's legal middle name, or a~~
- 2743 ~~common derivative of the candidate's legal middle name, in place of the candidate's legal~~
- 2744 ~~first name, if:]~~
- 2745 [(a) ~~the candidate normally uses the candidate's legal middle name, or the common~~
- 2746 ~~derivative, instead of the candidate's legal first name; and]~~

- 2747           ~~[(b) no later than 5 p.m. on the day on which the applicable declaration of candidacy~~  
 2748           ~~period ends, the candidate files with the election officer:]~~
- 2749           ~~[(i) a request that the election officer place on the ballot the candidate's legal middle~~  
 2750           ~~name, or a common derivative of the candidate's legal middle name, instead of the~~  
 2751           ~~candidate's legal first name, specifying the candidate's legal middle name, or the~~  
 2752           ~~common derivative of the candidate's legal middle name;]~~
- 2753           ~~[(ii) an affidavit signed by the candidate in which the candidate states, under penalty~~  
 2754           ~~of perjury, that the candidate is generally known by acquaintances in the~~  
 2755           ~~candidate's county of residence by the legal middle name, or the common~~  
 2756           ~~derivative of the legal middle name, specified in the request described in~~  
 2757           ~~Subsection (2)(b)(i), and stated in the affidavit, instead of the candidate's legal~~  
 2758           ~~first name; and]~~
- 2759           ~~[(iii) an affidavit signed by five residents of the candidate's county of residence who~~  
 2760           ~~are not immediate family members of the candidate stating, under penalty of~~  
 2761           ~~perjury, that the candidate is generally known by acquaintances in the candidate's~~  
 2762           ~~county of residence by the legal middle name, or the common derivative of the~~  
 2763           ~~legal middle name, specified in the request described in Subsection (2)(b)(i), and~~  
 2764           ~~stated in the affidavit, instead of the candidate's legal first name.]~~
- 2765           ~~[(3) Subject to Subsection (4), an election officer shall place a candidate's nickname on a~~  
 2766           ~~ballot, if:]~~
- 2767           ~~[(a) the election officer determines that the nickname:]~~
- 2768           ~~[(i) does not imply that the candidate is an individual other than the candidate,~~  
 2769           ~~regardless of whether the individual is living or deceased;]~~
- 2770           ~~[(ii) does not constitute a slogan;]~~
- 2771           ~~[(iii) does not associate the candidate with an economic, religious, political, or other~~  
 2772           ~~group, issue, or opinion;]~~
- 2773           ~~[(iv) is not offensive, profane, or spurious; and]~~
- 2774           ~~[(v) is not a title, rank, degree, certification, job description, or similar designation;~~  
 2775           ~~and]~~
- 2776           ~~[(b) no later than 5 p.m. on the day on which the applicable declaration of candidacy~~  
 2777           ~~period ends, the candidate files with the election officer:]~~
- 2778           ~~[(i) a request that the election officer place the candidate's nickname on the ballot,~~  
 2779           ~~specifying the desired nickname and, in accordance with Subsection (4), the~~  
 2780           ~~desired placement of the nickname;]~~

- 2781            [(ii) an affidavit signed by the candidate in which the candidate states, under penalty  
2782            of perjury, that the candidate:]
- 2783            [(A) is generally known by acquaintances in the candidate's county of residence  
2784            by the nickname specified in the request described in Subsection (3)(b)(i) and  
2785            stated in the affidavit; and]
- 2786            [(B) is not using the nickname to gain an advantage on the ballot; and]
- 2787            [(iii) an affidavit signed by five residents of the candidate's county of residence who  
2788            are not immediate family members of the candidate stating, under penalty of  
2789            perjury, that the candidate is generally known by acquaintances in the candidate's  
2790            county of residence by the nickname specified in the request described in  
2791            Subsection (3)(b)(i) and stated in the affidavit.]
- 2792            [(4) If, under Subsection (3), an election officer places a candidate's nickname on the ballot,  
2793            the candidate may choose one of the following:]
- 2794            [(a) to place the nickname on the ballot before or after the candidate's legal first name;]
- 2795            [(b) to place the nickname on the ballot before or after the candidate's legal middle  
2796            name, if the candidate's legal middle name appears on the ballot under Subsection (2)  
2797            or (7); or]
- 2798            [(c) to place the nickname on the ballot in place of the candidate's legal first name.]
- 2799            [(5) An election officer may, without requiring compliance with Subsection (3), approve a  
2800            written request filed with the election officer no later than 5 p.m. on the day on which  
2801            the applicable declaration of candidacy period ends, to:]
- 2802            [(a) place on the ballot a nickname instead of a legal first name, if the nickname is a  
2803            common derivative of the legal first name;]
- 2804            [(b) place on the ballot the first initial of a legal middle name between a legal first name,  
2805            or a common derivative of the legal first name, and a legal last name; or]
- 2806            [(c) place on the ballot the first initial of a legal first name before a legal middle name,  
2807            or a common derivative of the legal middle name, if the candidate's legal middle  
2808            name, or a common derivative of the legal middle name, appears on the ballot under  
2809            Subsection (2) or (7).]
- 2810            (3) An election officer shall place a variation of the candidate's name on the ballot if, no  
2811            later than 5 p.m. on the day on which the applicable declaration of candidacy period  
2812            ends:
- 2813            (a) the candidate requests, in writing, that the variation appear on the ballot;
- 2814            (b) for a variation of the candidate's name described in Subsection (1)(b)(v), the

2815 candidate submits, with the request described in Subsection (3)(a), an affidavit signed  
 2816 by the candidate in which the candidate states, under penalty of perjury, that the  
 2817 variation of the candidate's name:

2818 (i) is a name by which the candidate is known in the county where the candidate  
 2819 resides; and

2820 (ii) is:

2821 (A) the candidate's maiden last name;

2822 (B) the last name of the candidate's spouse; or

2823 (C) the last name of a parent or step-parent of the candidate; or

2824 (c) for a variation of the candidate's name that is a nickname described in Subsection  
 2825 (1)(b)(vii):

2826 (i) the candidate submits, with the request described in Subsection (3)(a):

2827 (A) an affidavit signed by the candidate in which the candidate states, under  
 2828 penalty of perjury, that the candidate is generally known by the nickname in  
 2829 the county where the candidate resides; and

2830 (B) an affidavit signed by five residents of the candidate's county of residence  
 2831 who are not immediate family members of the candidate stating, under penalty  
 2832 of perjury, that the candidate is generally known by the nickname in the  
 2833 county where the candidate resides; and

2834 (ii) the election officer determines that the nickname:

2835 (A) does not imply that the candidate is an individual other than the candidate,  
 2836 regardless of whether the individual is living or deceased;

2837 (B) does not constitute a slogan;

2838 (C) does not associate the candidate with an economic, religious, political, or  
 2839 other group, issue, or opinion;

2840 (D) is not offensive, profane, or spurious;

2841 (E) is not a title, rank, degree, certification, job description, or similar designation;  
 2842 and

2843 (F) is not being used to gain the candidate an unfair political advantage.

2844 [(6)] (4)(a) An election officer shall approve or reject a request filed under Subsection [  
 2845 (2)(b), (3)(b), or (5)] (3)(a) within five business days after the day on which the  
 2846 election officer receives the request.

2847 (b) Failure by an election officer to timely comply with Subsection [(6)(a)] (4)(a) is  
 2848 considered a rejection of the request.

2849 (c) If an election officer rejects a request described in Subsection [(6)(a)] (4)(a) or fails to  
 2850 timely comply with Subsection [(6)(a)] (4)(a), the candidate may, within five days  
 2851 after the day of the rejection or, if the election officer fails to timely comply with  
 2852 Subsection [(6)(a)] (4)(a), within five days after the day of the deadline described in  
 2853 Subsection [(6)(a)] (4)(a), appeal the rejection to a court with jurisdiction.

2854 [(7)] (5) If two or more candidates for the same office have the same or similar names, the  
 2855 election officer may do one of the following, to the extent the election officer determines  
 2856 necessary, to differentiate between the candidates:

- 2857 (a) for one or more of the candidates, include the candidate's legal middle name, in  
 2858 addition to the candidate's legal first name and legal last name; or  
 2859 (b) negotiate another manner of differentiation with the candidates who have the same or  
 2860 similar names.

2861 [(8)] (6) Regardless of whether an election officer approves placement of a variation of a  
 2862 candidate's name on the ballot[ ~~in a manner other than the candidate's legal first name~~  
 2863 ~~followed by the candidate's legal last name~~], the candidate's legal name will be used to  
 2864 determine the order of placement on the ballot under Section 20A-6-110.

2865 Section 52. Section **20A-6-110** is amended to read:

2866 **20A-6-110 (Effective 05/06/26). Master ballot position list -- Random selection --**  
 2867 **Procedures -- Publication -- Surname -- Exemptions -- Ballot order.**

- 2868 (1) As used in this section, "master ballot position list" means an official list of the 26  
 2869 characters in the alphabet listed in random order and numbered from one to 26 as  
 2870 provided under Subsection (2).  
 2871 (2) The lieutenant governor shall:  
 2872 (a) within 30 calendar days after the day of the candidate filing deadline in each  
 2873 even-numbered year, conduct a random selection to create a master ballot position  
 2874 list for all elections in accordance with procedures established under Subsection (2)(c);  
 2875 (b) publish the master ballot position list on the lieutenant governor's election website no  
 2876 later than 15 calendar days after the day on which the lieutenant governor creates the  
 2877 list; and  
 2878 (c) establish written procedures for:  
 2879 (i) the election official to use the master ballot position list; and  
 2880 (ii) the lieutenant governor in:  
 2881 (A) conducting the random selection in a fair manner; and  
 2882 (B) providing a record of the random selection process used.

- 2883 (3) In accordance with the written procedures established under Subsection (2)(c)(i), an  
2884 election officer shall use the master ballot position list for the current year to determine  
2885 the order in which to list candidates on the ballot for an election held during the year.
- 2886 (4) To determine the order in which to list candidates on the ballot required under  
2887 Subsection (3), the election officer shall apply the randomized alphabet using:  
2888 (a) the candidate's surname;  
2889 (b) for candidates with a surname that has the same spelling:  
2890 (i) the candidate's legal first name; or  
2891 (ii) if the candidates also have a legal first name that has the same spelling, the  
2892 candidate's legal middle name; and  
2893 (c) the surname of the president and the surname of the governor for an election for the  
2894 offices of president and vice president and governor and lieutenant governor.
- 2895 (5) Subsections (1) through (4) do not apply to:  
2896 (a) an election for an office for which only one candidate is listed on the ballot; or  
2897 (b) a judicial retention election under Section 20A-12-201.
- 2898 (6) Subject to Subsection (7), each ticket that appears on a ballot for an election shall  
2899 appear separately, in the following order:  
2900 (a) for federal office:  
2901 (i) president and vice president of the United States;  
2902 (ii) United States Senate office; and  
2903 (iii) United States House of Representatives office;  
2904 (b) for state office:  
2905 (i) governor and lieutenant governor;  
2906 (ii) attorney general;  
2907 (iii) state auditor;  
2908 (iv) state treasurer;  
2909 (v) state Senate office;  
2910 (vi) state House of Representatives office; and  
2911 (vii) State Board of Education member;  
2912 (c) for county office:  
2913 (i) county executive office;  
2914 (ii) county legislative body member;  
2915 (iii) county assessor;  
2916 (iv) county or district attorney;

- 2917 (v) county auditor;
- 2918 (vi) county clerk;
- 2919 (vii) county recorder;
- 2920 (viii) county sheriff;
- 2921 (ix) county surveyor;
- 2922 (x) county treasurer; and
- 2923 (xi) local school board member;
- 2924 (d) for municipal office:
- 2925 (i) mayor; and
- 2926 (ii) city or town council member;
- 2927 (e) elected planning and service district council member;
- 2928 (f) judicial retention questions; and
- 2929 (g) ballot propositions not described in Subsection (6)(f).
- 2930 (7)(a) A ticket for a race for a combined office shall appear on the ballot in the place of
- 2931 the earliest ballot ticket position that is reserved for an office that is subsumed in the
- 2932 combined office.
- 2933 (b) Each ticket, other than a ticket described in Subsection (6)(f), shall list:
- 2934 (i) each candidate in accordance with Subsections (1) through (4); and
- 2935 (ii) except as otherwise provided in this title, the party name, initials, or title
- 2936 following each candidate's name.
- 2937 (c) A candidate for governor and a candidate for lieutenant governor campaigning as
- 2938 joint-ticket running mates shall appear jointly on the ballot as a single ticket.
- 2939 (d) A candidate for president of the United States and a candidate for vice-president of
- 2940 the United States campaigning as joint-ticket running mates shall appear jointly on
- 2941 the ballot as a single ticket.
- 2942 Section 53. Section **20A-6-301** is amended to read:
- 2943 **20A-6-301 (Effective 05/06/26). Manual ballots -- Regular general election.**
- 2944 (1) Each election officer shall ensure that:
- 2945 (a) all manual ballots furnished for use at the regular general election contain:
- 2946 (i) no captions or other endorsements except as provided in this section;
- 2947 (ii) no symbols, markings, or other descriptions of a political party or group, except
- 2948 for a registered political party that has chosen to nominate its candidates in
- 2949 accordance with Section 20A-9-403; and
- 2950 (iii) no indication that a candidate for elective office has been nominated by, or has

- 2951                   been endorsed by, or is in any way affiliated with a political party or group, unless  
 2952                   the candidate has been nominated by a registered political party in accordance  
 2953                   with Subsection 20A-9-202(4) or Subsection [~~20A-9-403(5)~~] 20A-9-403(4);
- 2954           (b) at the top of the ballot, the following endorsements are printed in 18 point bold type:
- 2955           (i) "Official Ballot for \_\_\_\_ County, Utah";
- 2956           (ii) the date of the election; [~~and~~]
- 2957           (iii) before January 1, 2027, the words "certified by the Clerk of \_\_\_\_\_  
 2958                   County" or, as applicable, the name of a combined office that includes the duties  
 2959                   of a county clerk; and
- 2960           (iv) beginning on January 1, 2027, "Certified by" followed by the title of the election  
 2961                   officer, without the election officer's name;
- 2962           (c) unaffiliated candidates, candidates not affiliated with a registered political party, and  
 2963           all other candidates for elective office who were not nominated by a registered  
 2964           political party in accordance with Subsection 20A-9-202(4) or Subsection [  
 2965           ~~20A-9-403(5)~~] 20A-9-403(4), are listed with the other candidates for the same office  
 2966           in accordance with Sections 20A-6-109 and 20A-6-110, without a party name or title;
- 2967           (d) each ticket containing the lists of candidates, including the party name and device,  
 2968           are separated by heavy parallel lines;
- 2969           (e) the offices to be filled are plainly printed immediately above the names of the  
 2970           candidates for those offices;
- 2971           (f) the names of candidates are printed in capital letters, not less than one-eighth nor  
 2972           more than one-fourth of an inch high in heavy-faced type not smaller than 10 point,  
 2973           between lines or rules three-eighths of an inch apart; and
- 2974           (g) on a ticket for a race in which a voter is authorized to cast a write-in vote and in  
 2975           which a write-in candidate is qualified under Section 20A-9-601:
- 2976           (i) the ballot includes a space for a write-in candidate immediately following the last  
 2977           candidate listed on that ticket; or
- 2978           (ii) for the offices of president and vice president and governor and lieutenant  
 2979           governor, the ballot includes two spaces for write-in candidates immediately  
 2980           following the last candidates on that ticket, one placed above the other, to enable  
 2981           the entry of two valid write-in candidates.
- 2982           (2) An election officer shall ensure that:
- 2983           (a) each individual nominated by any registered political party under Subsection  
 2984           20A-9-202(4) or Subsection [~~20A-9-403(5)~~] 20A-9-403(4), and no other individual, is

- 2985 placed on the ballot:
- 2986 (i) under the registered political party's name, if any; or
- 2987 (ii) under the title of the registered political party as designated by them in their
- 2988 certificates of nomination or petition, or, if none is designated, then under some
- 2989 suitable title;
- 2990 (b) the names of all unaffiliated candidates that qualify as required in Chapter 9, Part 5,
- 2991 Candidates not Affiliated with a Party, are placed on the ballot;
- 2992 (c) the names of the candidates for president and vice president are used on the ballot
- 2993 instead of the names of the presidential electors; and
- 2994 (d) the ballots contain no other names.
- 2995 (3) When the ballot contains a nonpartisan section, the election officer shall ensure that:
- 2996 (a) the designation of the office to be filled in the election and the number of candidates
- 2997 to be elected are printed in type not smaller than eight point;
- 2998 (b) the words designating the office are printed flush with the left-hand margin;
- 2999 (c) the words, "Vote for one" or "Vote for up to \_\_\_\_\_ (the number of candidates for
- 3000 which the voter may vote)" extend to the extreme right of the column;
- 3001 (d) the nonpartisan candidates are grouped according to the office for which they are
- 3002 candidates;
- 3003 (e) the names in each group are placed in accordance with Sections 20A-6-109 and
- 3004 20A-6-110, with the surnames last; and
- 3005 (f) each group is preceded by the designation of the office for which the candidates seek
- 3006 election, and the words, "Vote for one" or "Vote for up to \_\_\_\_\_ (the number of
- 3007 candidates for which the voter may vote)," according to the number to be elected.
- 3008 (4) Each election officer shall ensure that:
- 3009 (a) proposed amendments to the Utah Constitution are listed on the ballot in accordance
- 3010 with Section 20A-6-107;
- 3011 (b) ballot propositions submitted to the voters are listed on the ballot in accordance with
- 3012 Section 20A-6-107;
- 3013 (c) bond propositions that have qualified for the ballot are listed on the ballot under the
- 3014 title assigned to each bond proposition under Section 11-14-206; and
- 3015 (d) the judicial retention section of the ballot includes a statement at the beginning
- 3016 directing voters to the Judicial Performance Evaluation Commission's website in
- 3017 accordance with Subsection 20A-12-201(4).
- 3018 (5) Beginning on January 1, 2027:

- 3019           (a) an election officer's or county clerk's name may not appear on the return envelope for  
 3020           a ballot; and  
 3021           (b) except to the extent required to list an election officer's or county clerk's name as a  
 3022           candidate on the ballot, a ballot may not include the name of the election officer or  
 3023           county clerk.

3024           Section 54. Section **20A-6-302** is amended to read:

3025           **20A-6-302 (Effective 05/06/26). Manual ballots -- Placement of candidates'**  
 3026 **names.**

- 3027           (1) An election officer shall ensure, for manual ballots in regular general elections, that:  
 3028           (a) each candidate is listed by party, if nominated by a registered political party under  
 3029           Subsection 20A-9-202(4) or Subsection [~~20A-9-403(5)~~] 20A-9-403(4);  
 3030           (b) candidates' surnames are listed in alphabetical order on the ballots when two or more  
 3031           candidates' names are required to be listed on a ticket under the title of an office; and  
 3032           (c) the names of candidates are placed on the ballot in:  
 3033               (i) the manner described in Section 20A-6-109; and  
 3034               (ii) the order described in Section 20A-6-110.
- 3035           (2)(a) When there is only one candidate for county attorney at the regular general  
 3036           election in counties that have three or fewer registered voters of the county who are  
 3037           licensed active members in good standing of the Utah State Bar, the county clerk  
 3038           shall cause that candidate's name and party affiliation, if any, to be placed on a  
 3039           separate section of the ballot with the following question: "Shall (name of candidate)  
 3040           be elected to the office of county attorney? Yes \_\_\_\_ No \_\_\_\_."[-]  
 3041           (b) If the number of "Yes" votes exceeds the number of "No" votes, the candidate is  
 3042           elected to the office of county attorney.  
 3043           (c) If the number of "No" votes exceeds the number of "Yes" votes, the candidate is not  
 3044           elected and may not take office, nor may the candidate continue in the office past the  
 3045           end of the term resulting from any prior election or appointment.  
 3046           (d) When the name of only one candidate for county attorney is printed on the ballot  
 3047           under authority of this Subsection (2), the county clerk may not count any write-in  
 3048           votes received for the office of county attorney.  
 3049           (e) If no qualified individual files for the office of county attorney or if the candidate is  
 3050           not elected by the voters, the county legislative body shall appoint the county  
 3051           attorney as provided in Section 20A-1-509.2.  
 3052           (f) If the candidate whose name would, except for this Subsection (2)(f), be placed on

3053 the ballot under Subsection (2)(a) has been elected on a ballot under Subsection (2)(a)  
3054 to the two consecutive terms immediately preceding the term for which the candidate  
3055 is seeking election, Subsection (2)(a) does not apply and that candidate shall be  
3056 considered to be an unopposed candidate the same as any other unopposed candidate  
3057 for another office, unless a petition is filed with the county clerk before 5 p.m. no  
3058 later than the day before that year's primary election that:

- 3059 (i) requests the procedure set forth in Subsection (2)(a) to be followed; and
- 3060 (ii) contains the signatures of registered voters in the county representing in number  
3061 at least 25% of all votes cast in the county for all candidates for governor at the  
3062 last election at which a governor was elected.

3063 (3)(a) When there is only one candidate for district attorney at the regular general  
3064 election in a prosecution district that has three or fewer registered voters of the  
3065 district who are licensed active members in good standing of the Utah State Bar, the  
3066 county clerk shall cause that candidate's name and party affiliation, if any, to be  
3067 placed on a separate section of the ballot with the following question: "Shall (name of  
3068 candidate) be elected to the office of district attorney? Yes \_\_\_\_ No \_\_\_\_."[-]

- 3069 (b) If the number of "Yes" votes exceeds the number of "No" votes, the candidate is  
3070 elected to the office of district attorney.
- 3071 (c) If the number of "No" votes exceeds the number of "Yes" votes, the candidate is not  
3072 elected and may not take office, nor may the candidate continue in the office past the  
3073 end of the term resulting from any prior election or appointment.
- 3074 (d) When the name of only one candidate for district attorney is printed on the ballot  
3075 under authority of this Subsection (3), the county clerk may not count any write-in  
3076 votes received for the office of district attorney.
- 3077 (e) If no qualified individual files for the office of district attorney, or if the only  
3078 candidate is not elected by the voters under this subsection, the county legislative  
3079 body shall appoint a new district attorney for a four-year term as provided in Section  
3080 20A-1-509.2.
- 3081 (f) If the candidate whose name would, except for this Subsection (3)(f), be placed on  
3082 the ballot under Subsection (3)(a) has been elected on a ballot under Subsection (3)(a)  
3083 to the two consecutive terms immediately preceding the term for which the candidate  
3084 is seeking election, Subsection (3)(a) does not apply and that candidate shall be  
3085 considered to be an unopposed candidate the same as any other unopposed candidate  
3086 for another office, unless a petition is filed with the county clerk before 5 p.m. no

3087 later than the day before that year's primary election that:  
 3088 (i) requests the procedure set forth in Subsection (3)(a) to be followed; and  
 3089 (ii) contains the signatures of registered voters in the county representing in number  
 3090 at least 25% of all votes cast in the county for all candidates for governor at the  
 3091 last election at which a governor was elected.

3092 Section 55. Section **20A-6-304** is amended to read:

3093 **20A-6-304 (Effective 05/06/26). Regular general election -- Mechanical ballots.**

3094 (1) Each election officer shall ensure that:

- 3095 (a) the format and content of a mechanical ballot is arranged in approximately the same  
 3096 order as manual ballots;
- 3097 (b) the titles of offices and the names of candidates are displayed in vertical columns or  
 3098 in a series of separate displays;
- 3099 (c) the mechanical ballot is of sufficient length to include, after the list of candidates:  
 3100 (i) the names of candidates for judicial offices and any other nonpartisan offices; and  
 3101 (ii) any ballot propositions submitted to the voters for their approval or rejection;
- 3102 (d) the office titles are displayed above or at the side of the names of candidates so as to  
 3103 indicate clearly the candidates for each office and the number to be elected;
- 3104 (e) the party designation of each candidate who has been nominated by a registered  
 3105 political party under Subsection 20A-9-202(4) or Subsection [~~20A-9-403(5)~~]  
 3106 20A-9-403(4) is displayed adjacent to the candidate's name; and
- 3107 (f) if possible, all candidates for one office are grouped in one column or upon one  
 3108 display screen.

3109 (2) Each election officer shall ensure that:

- 3110 (a) proposed amendments to the Utah Constitution are displayed in accordance with  
 3111 Section 20A-6-107;
- 3112 (b) ballot propositions submitted to the voters are displayed in accordance with Section  
 3113 20A-6-107;
- 3114 (c) bond propositions that have qualified for the ballot are displayed under the title  
 3115 assigned to each bond proposition under Section 11-14-206; and
- 3116 (d) the judicial retention section of the ballot includes a statement at the beginning  
 3117 directing voters to the Judicial Performance Evaluation Commission's website in  
 3118 accordance with Subsection 20A-12-201(4).

3119 Section 56. Section **20A-6-401** is amended to read:

3120 **20A-6-401 (Effective 05/06/26). Ballots for municipal primary elections.**

- 3121 (1) Each election officer shall ensure that:
- 3122 (a) the following endorsements are printed in 18 point bold type:
- 3123 (i) "Official Primary Ballot for \_\_\_\_ (City or Town), Utah";
- 3124 (ii) the date of the election;[~~and~~]
- 3125 (iii) before January 1, 2027, a facsimile of the signature of the election officer and the
- 3126 election officer's title in eight point type; and
- 3127 (iv) beginning on January 1, 2027, "Certified by" followed by the title of the election
- 3128 officer, without the election officer's name;
- 3129 (b) immediately below the election officer's title, two one-point parallel horizontal rules
- 3130 separate endorsements from the rest of the ballot;
- 3131 (c) immediately below the horizontal rules, an "Instructions to Voters" section is printed
- 3132 in 10 point bold type that states: "To vote for a candidate, mark the space adjacent to
- 3133 the name(s) of the person(s) you favor as the candidate(s) for each respective office."
- 3134 followed by two one-point parallel rules;
- 3135 (d) after the rules, the designation of the office for which the candidates seek nomination
- 3136 is printed and the words, "Vote for one" or "Vote for up to \_\_\_\_ (the number of
- 3137 candidates for which the voter may vote)" are printed in 10-point bold type, followed
- 3138 by a hair-line rule;
- 3139 (e) after the hair-line rule, the names of the candidates are printed in heavy face type
- 3140 between lines or rules three-eighths inch apart, in accordance with Sections
- 3141 20A-6-109 and 20A-6-110, with surnames last and grouped according to the office
- 3142 that the candidates seek;
- 3143 (f) a square with sides not less than one-fourth inch long is printed immediately adjacent
- 3144 to the names of the candidates; and
- 3145 (g) the candidate groups are separated from each other by one light and one heavy line
- 3146 or rule.
- 3147 (2) A municipal primary ballot may not contain any space for write-in votes.
- 3148 (3) Beginning on January 1, 2027:
- 3149 (a) an election officer's or county clerk's name may not appear on the return envelope for
- 3150 a ballot; and
- 3151 (b) except to the extent required to list an election officer's or county clerk's name as a
- 3152 candidate on the ballot, a ballot may not include the name of the election officer or
- 3153 county clerk.
- 3154 Section 57. Section **20A-6-401.1** is amended to read:

- 3155           **20A-6-401.1 (Effective 05/06/26). Ballots for partisan municipal primary**  
 3156 **elections.**
- 3157 (1) An election officer shall ensure that:
- 3158       (a) all manual ballots furnished for use at the regular primary election:
- 3159           (i) separate the candidates of one political party from those of the other political  
 3160                 parties; and
- 3161           (ii) contain no captions or other endorsements except as provided in this section;
- 3162       (b) the names of all candidates from each party are listed on the same ballot in one or  
 3163           more columns under their party name and emblem;
- 3164       (c) the political parties are printed on the ballot in the order specified under Section  
 3165           20A-6-110;
- 3166       (d) the following endorsements are printed in 18-point bold type:
- 3167           (i) "Official Primary Ballot for \_\_\_\_ (name of municipality), Utah";
- 3168           (ii) the date of the election;[~~and~~]
- 3169           (iii) before January 1, 2027, a facsimile of the signature of the election officer and the  
 3170                 election officer's title in eight point type; and
- 3171           (iv) beginning on January 1, 2027, "Certified by" followed by the title of the election  
 3172                 officer, without the election officer's name;
- 3173       (e) [~~after the faesimile signature~~] immediately below or to the side of the election  
 3174           officer's title, the political party emblem and the name of the political party are  
 3175           printed;
- 3176       (f) after the party name and emblem, the ballot contains the following printed in not  
 3177           smaller than 10-point bold face, double leaded type: "Instructions to Voters: To vote  
 3178           for a candidate, mark the space following the name of the person for whom you wish  
 3179           to vote and in no other place. Do not vote for any candidate listed under more than  
 3180           one party or group designation.", followed by two one-point parallel horizontal rules;
- 3181       (g) after the rules, the designation of the office for which the candidates seek nomination  
 3182           is printed flush with the left-hand margin and the words, "Vote for one" or "Vote for  
 3183           up to \_\_\_\_ (the number of candidates for which the voter may vote)" are printed to  
 3184           extend to the extreme right of the column in 10-point bold type, followed by a  
 3185           hair-line rule;
- 3186       (h) after the hair-line rule, the names of the candidates are printed in heavy face type  
 3187           between lines or rules three-eighths inch apart, in accordance with Sections  
 3188           20A-6-109 and 20A-6-110, with surnames last and grouped according to the office

- 3189 that they seek;
- 3190 (i) a square with sides not less than one-fourth inch long is printed immediately adjacent  
3191 to the names of the candidates;
- 3192 (j) the candidate groups are separated from each other by one light and one heavy line or  
3193 rule; and
- 3194 (k) the nonpartisan candidates are listed as follows:
- 3195 (i) immediately below the listing of the party candidates, the word  
3196 "NONPARTISAN" is printed in reverse type in an 18 point solid rule that extends  
3197 the full width of the type copy of the party listing above; and
- 3198 (ii) below "NONPARTISAN," the office, the number of candidates to vote for, the  
3199 candidate's name, the voting square, and any other necessary information is  
3200 printed in the same style and manner as for party candidates.
- 3201 (2) For mechanical ballots, the election officer may require that:
- 3202 (a) the ballot for a regular primary election consist of several groups of pages or display  
3203 screens, so that a separate group can be used to list the names of candidates seeking  
3204 nomination of each qualified political party, with additional groups used to list  
3205 candidates for other nonpartisan offices;
- 3206 (b) the separate groups of pages or display screens are identified by color or other  
3207 suitable means; and
- 3208 (c) the ballot contains instructions that direct the voter how to vote the ballot.
- 3209 (3) Beginning on January 1, 2027:
- 3210 (a) an election officer's or county clerk's name may not appear on the return envelope for  
3211 a ballot; and
- 3212 (b) except to the extent required to list an election officer's or county clerk's name as a  
3213 candidate on the ballot, a ballot may not include the name of the election officer or  
3214 county clerk.
- 3215 Section 58. Section **20A-6-402** is amended to read:
- 3216 **20A-6-402 (Effective 05/06/26). Ballots for municipal general elections.**
- 3217 (1) [~~Except as otherwise required for a race conducted by instant runoff voting under Title~~  
3218 ~~20A, Chapter 4, Part 6, Municipal Alternate Voting Methods Pilot Project, for] For a  
3219 manual ballot at a municipal general election, an election officer shall ensure that:~~
- 3220 (a) the names of the two candidates who received the highest number of votes for mayor  
3221 in the municipal primary are placed upon the ballot;
- 3222 (b) if no municipal primary election was held, the names of the candidates who filed

- 3223            declarations of candidacy for municipal offices are placed upon the ballot;
- 3224            (c) for other offices:
- 3225            (i) twice the number of candidates as there are positions to be filled are certified as
- 3226            eligible for election in the municipal general election from those candidates who
- 3227            received the greater number of votes in the primary election; and
- 3228            (ii) the names of those candidates are placed upon the municipal general election
- 3229            ballot;
- 3230            (d) the names of the candidates are placed on the ballot in accordance with Sections
- 3231            20A-6-109 and 20A-6-110;
- 3232            (e) in an election in which a voter is authorized to cast a write-in vote and where a
- 3233            write-in candidate is qualified under Section 20A-9-601, a write-in area is placed
- 3234            upon the ballot that contains, for each office in which there is a qualified write-in
- 3235            candidate:
- 3236            (i) a blank, horizontal line to enable a voter to submit a valid write-in candidate; and
- 3237            (ii) a square or other conforming area that is adjacent to or opposite the blank
- 3238            horizontal line to enable the voter to indicate the voter's vote;
- 3239            (f) ballot propositions that have qualified for the ballot, including propositions submitted
- 3240            to the voters by the municipality, municipal initiatives, and municipal referenda, are
- 3241            listed on the ballot in accordance with Section 20A-6-107; and
- 3242            (g) bond propositions that have qualified for the ballot are listed on the ballot under the
- 3243            title assigned to each bond proposition under Section 11-14-206.
- 3244            (2) [~~Except as otherwise required for a race conducted by instant runoff voting under Title~~
- 3245            ~~20A, Chapter 4, Part 6, Municipal Alternate Voting Methods Pilot Project, when]~~ When
- 3246            using a mechanical ballot at municipal general elections, each election officer shall
- 3247            ensure that:
- 3248            (a) the following endorsements are displayed on the first portion of the ballot:
- 3249            (i) "Official Ballot for \_\_\_\_ (City or Town), Utah";
- 3250            (ii) the date of the election; [~~and]~~
- 3251            (iii) before January 1, 2027, a facsimile of the signature of the election officer and the
- 3252            election officer's title; and
- 3253            (iv) beginning on January 1, 2027, "Certified by" followed by the title of the election
- 3254            officer, without the election officer's name;
- 3255            (b) immediately below the election officer's title, a distinct border or line separates the
- 3256            endorsements from the rest of the ballot;

- 3257 (c) immediately below the border or line, an "Instructions to Voters" section is displayed  
3258 that states: "To vote for a candidate, select the name(s) of the person(s) you favor as  
3259 the candidate(s) for each respective office." followed by another border or line;
- 3260 (d) after the border or line, the designation of the office for which the candidates seek  
3261 election is displayed, and the words, "Vote for one" or "Vote for up to \_\_\_\_ (the  
3262 number of candidates for which the voter may vote)" are displayed, followed by a  
3263 line or border;
- 3264 (e) after the line or border, the names of the candidates are displayed in accordance with  
3265 Sections 20A-6-109 and 20A-6-110, with surnames last and grouped according to the  
3266 office that the candidates seek;
- 3267 (f) a voting square or position is located adjacent to the name of each candidate;
- 3268 (g) following the name of the last candidate for each office in which a write-in candidate  
3269 is qualified under Section 20A-9-601, the ballot contains a write-in space where the  
3270 voter may enter the name of and vote for a valid write-in candidate for the office; and
- 3271 (h) the candidate groups are separated from each other by a line or border.
- 3272 (3) When a municipality has chosen to nominate candidates by convention or committee,  
3273 the election officer shall ensure that the party name is included with the candidate's  
3274 name on the ballot.
- 3275 (4) Beginning on January 1, 2027:
- 3276 (a) an election officer's or county clerk's name may not appear on the return envelope for  
3277 a ballot; and
- 3278 (b) except to the extent required to list an election officer's or county clerk's name as a  
3279 candidate on the ballot, a ballot may not include the name of the election officer or  
3280 county clerk.
- 3281 Section 59. Section **20A-9-101** is amended to read:
- 3282 **20A-9-101 (Effective 05/06/26). Definitions.**
- 3283 As used in this chapter:
- 3284 (1)(a) "Candidates for elective office" means persons who file a declaration of candidacy  
3285 under Section 20A-9-202 to run in a regular general election for a federal office,  
3286 statewide constitutional office, multicounty office, or county office.
- 3287 (b) "Candidates for elective office" does not mean candidates for:
- 3288 (i) justice or judge of court of record or not of record;
- 3289 (ii) presidential elector;
- 3290 (iii) any political party offices; and

- 3291 (iv) municipal or special district offices.
- 3292 [~~(2)~~] "Constitutional office" means the state offices of governor, lieutenant governor,  
 3293 attorney general, state auditor, and state treasurer.]
- 3294 [~~(3)~~] (2) "Continuing political party" means the same as that term is defined in Section  
 3295 20A-8-101.
- 3296 [~~(4)~~] (3)(a) "County office" means an elective office where the officeholder is selected by  
 3297 voters entirely within one county.
- 3298 (b) "County office" does not mean:
- 3299 (i) the office of justice or judge of any court of record or not of record;  
 3300 (ii) the office of presidential elector;  
 3301 (iii) any political party offices;  
 3302 (iv) any municipal or special district offices; and  
 3303 (v) the office of United States Senator and United States Representative.
- 3304 [~~(5)~~] (4) "Electronic candidate qualification process" means:
- 3305 (a) as it relates to a registered political party that is not a qualified political party, the  
 3306 process for gathering signatures electronically to seek the nomination of a registered  
 3307 political party, described in:  
 3308 (i) Section 20A-9-403;  
 3309 (ii) Section 20A-9-405, except Subsections 20A-9-405(3) and (5); and  
 3310 (iii) Section 20A-21-201; and
- 3311 (b) as it relates to a qualified political party, the process, for gathering signatures  
 3312 electronically to seek the nomination of a registered political party, described in:  
 3313 (i) Section 20A-9-405, except Subsections 20A-9-405(3) and (5);  
 3314 (ii) Section 20A-9-408; and  
 3315 (iii) Section 20A-21-201.
- 3316 [~~(6)~~] (5) "Federal office" means an elective office for United States Senator and United  
 3317 States Representative.
- 3318 [~~(7)~~] (6) "Filing officer" means:
- 3319 (a) the lieutenant governor, for:  
 3320 (i) the office of United States Senator and United States Representative; and  
 3321 (ii) all constitutional offices;
- 3322 (b) for the office of a state senator, state representative, or the state school board, the  
 3323 lieutenant governor or the applicable clerk described in Subsection [~~(7)~~](e)] (6)(c) or  
 3324 (d);

- 3325 (c) the county clerk, for county offices and local school district offices;
- 3326 (d) the county clerk in the filer's county of residence, for multicounty offices;
- 3327 (e) the city or town clerk, for municipal offices; or
- 3328 (f) the special district clerk, for special district offices.
- 3329 ~~[(8)]~~ (7) "Local government office" includes county offices, municipal offices, and special
- 3330 district offices and other elective offices selected by the voters from a political division
- 3331 entirely within one county.
- 3332 ~~[(9)]~~ (8) "Manual candidate qualification process" means the process for gathering
- 3333 signatures to seek the nomination of a registered political party, using paper signature
- 3334 packets that a signer physically signs.
- 3335 ~~[(10)]~~ (9)(a) "Multicounty office" means an elective office where the officeholder is
- 3336 selected by the voters from more than one county.
- 3337 (b) "Multicounty office" does not mean:
- 3338 (i) a county office;
- 3339 (ii) a federal office;
- 3340 (iii) the office of justice or judge of any court of record or not of record;
- 3341 (iv) the office of presidential elector;
- 3342 (v) any political party offices; or
- 3343 (vi) any municipal or special district offices.
- 3344 ~~[(11)]~~ (10) "Municipal office" means an elective office in a municipality.
- 3345 ~~[(12)]~~ (11)(a) "Political division" means a geographic unit from which an officeholder is
- 3346 elected and that an officeholder represents.
- 3347 (b) "Political division" includes a county, a city, a town, a special district, a school
- 3348 district, a legislative district, and a county prosecution district.
- 3349 ~~[(13)]~~ (12) "Qualified political party" means a registered political party that:
- 3350 (a)(i) permits a delegate for the registered political party to vote on a candidate
- 3351 nomination in the registered political party's convention remotely; or
- 3352 (ii) provides a procedure for designating an alternate delegate if a delegate is not
- 3353 present at the registered political party's convention;
- 3354 (b) does not hold the registered political party's convention before the fourth Saturday in
- 3355 March of an even-numbered year;
- 3356 (c) permits a member of the registered political party to seek the registered political
- 3357 party's nomination for any elective office by the member choosing to seek the
- 3358 nomination by either or both of the following methods:

- 3359 (i) seeking the nomination through the registered political party's convention process,  
 3360 in accordance with the provisions of Section 20A-9-407; or  
 3361 (ii) seeking the nomination by collecting signatures, in accordance with the  
 3362 provisions of Section 20A-9-408; and  
 3363 (d)(i) if the registered political party is a continuing political party, no later than 5  
 3364 p.m. on the first Monday of October of an odd-numbered year, certifies to the  
 3365 lieutenant governor that, for the election in the following year, the registered  
 3366 political party intends to nominate the registered political party's candidates in  
 3367 accordance with the provisions of Section 20A-9-406; or  
 3368 (ii) if the registered political party is not a continuing political party, certifies at the  
 3369 time that the registered political party files the petition described in Section  
 3370 20A-8-103 that, for the next election, the registered political party intends to  
 3371 nominate the registered political party's candidates in accordance with the  
 3372 provisions of Section 20A-9-406.

3373 ~~[(14)]~~ (13) "Signature," as it relates to a petition for a candidate to seek the nomination of a  
 3374 registered political party, means:

- 3375 (a) when using the manual candidate qualification process, a holographic signature  
 3376 collected physically on a nomination petition described in Subsection 20A-9-405(3);  
 3377 or  
 3378 (b) when using the electronic candidate qualification process:  
 3379 (i) an electronic signature collected under Subsection 20A-21-201(6)(c)(ii)(A); or  
 3380 (ii) a holographic signature collected electronically under Subsection  
 3381 20A-21-201(6)(c)(ii)(B).

3382 ~~[(15)]~~ (14) "Special district office" means an elected office in a special district.

3383 (15) "Statewide constitutional office" means the office of governor, lieutenant governor,  
 3384 attorney general, state auditor, and state treasurer.

3385 Section 60. Section **20A-9-201** is amended to read:

3386 **20A-9-201 (Effective 05/06/26). Declarations of candidacy -- Candidacy for more**  
 3387 **than one office or of more than one political party prohibited with exceptions -- General**  
 3388 **filing and form requirements -- Affidavit of impecuniosity.**

3389 (1) Before filing a declaration of candidacy for election to any office, an individual shall:

- 3390 (a) be a United States citizen;  
 3391 (b) meet the legal requirements of that office; and  
 3392 (c) if seeking a registered political party's nomination as a candidate for elective office,

- 3393 state:
- 3394 (i) the registered political party of which the individual is a member; or
- 3395 (ii) that the individual is not a member of a registered political party.
- 3396 (2)(a) Except as provided in Subsection (2)(b), an individual may not:
- 3397 (i) file a declaration of candidacy for, or be a candidate for, more than one office in
- 3398 Utah during any election year;
- 3399 (ii) appear on the ballot as the candidate of more than one political party; or
- 3400 (iii) file a declaration of candidacy for a registered political party of which the
- 3401 individual is not a member, except to the extent that the registered political party
- 3402 permits otherwise in the registered political party's bylaws.
- 3403 (b)(i) An individual may file a declaration of candidacy for, or be a candidate for,
- 3404 president or vice president of the United States and another office, if the
- 3405 individual resigns the individual's candidacy for the other office after the
- 3406 individual is officially nominated for president or vice president of the United
- 3407 States.
- 3408 (ii) An individual may file a declaration of candidacy for, or be a candidate for, more
- 3409 than one justice court judge office.
- 3410 (iii) An individual may file a declaration of candidacy for lieutenant governor even if
- 3411 the individual filed a declaration of candidacy for another office in the same
- 3412 election year if the individual withdraws as a candidate for the other office in
- 3413 accordance with Subsection 20A-9-202(6) before filing the declaration of
- 3414 candidacy for lieutenant governor.
- 3415 (iv) For the 2026 election year only, an individual who files a declaration of
- 3416 candidacy to seek the nomination of a qualified political party for constitutional
- 3417 office, multicounty office, or county office:
- 3418 (A) may also be a candidate for United States representative;
- 3419 (B) may, if the individual desires to use the signature-gathering process to qualify
- 3420 for the primary election ballot for the office of United States representative, file
- 3421 a notice of intent to gather signatures for, and gather signatures for, that office;
- 3422 and
- 3423 (C) shall, before filing a declaration of candidacy for the office of United States
- 3424 representative, withdraw as a candidate for the constitutional office,
- 3425 multicounty office, or county office for which the individual filed a declaration
- 3426 of candidacy.

- 3427 (3)(a) Except for a candidate for president or vice president of the United States, before  
3428 the filing officer may accept any declaration of candidacy, the filing officer shall:
- 3429 (i) read to the individual the constitutional and statutory qualification requirements  
3430 for the office that the individual is seeking;
  - 3431 (ii) require the individual to state whether the individual meets the requirements  
3432 described in Subsection (3)(a)(i);
  - 3433 (iii) if the declaration of candidacy is for a county office, inform the individual that  
3434 an individual who holds a county elected office may not, at the same time, hold a  
3435 municipal elected office; and
  - 3436 (iv) if the declaration of candidacy is for a legislative office, inform the individual  
3437 that Utah Constitution, Article VI, Section 6, prohibits a person who holds a  
3438 public office of profit or trust, under authority of the United States or Utah, from  
3439 being a member of the Legislature.
- 3440 (b)(i) Before accepting a declaration of candidacy for the office of county attorney,  
3441 the county clerk shall ensure that the individual filing that declaration of  
3442 candidacy is:
- 3443 (A) a United States citizen;
  - 3444 (B) an attorney licensed to practice law in the state who is an active member in  
3445 good standing of the Utah State Bar;
  - 3446 (C) a registered voter in the county in which the individual is seeking office; and
  - 3447 (D) a current resident of the county in which the individual is seeking office and  
3448 either has been a resident of that county for at least one year before the date of  
3449 the election or was appointed and is currently serving as county attorney and  
3450 became a resident of the county within 30 calendar days after appointment to  
3451 the office.
- 3452 (ii) An individual filing a declaration of candidacy for the office of county attorney  
3453 shall submit with the individual's declaration:
- 3454 (A) a letter from the Utah Supreme Court, affirming that the individual is an  
3455 attorney in good standing;
  - 3456 (B) proof of the individual's application with the Utah State Bar, with an affidavit  
3457 describing the status of the individual's application; or
  - 3458 (C) an affidavit describing how the individual intends to comply with the  
3459 requirements for office of county attorney described in Subsection (3)(b)(i), [  
3460 ~~prior to~~] before taking office.

- 3461 (iii) In addition to the requirements described in Subsection (3)(b)(ii), an individual  
3462 shall also provide the filing officer with the individual's license number with:  
3463 (A) the Utah State Bar, if the individual is a member; or  
3464 (B) any other state bar association, if the individual is a member.
- 3465 (c)(i) Before accepting a declaration of candidacy for the office of district attorney,  
3466 the county clerk shall ensure that, as of the date of the election, the individual  
3467 filing that declaration of candidacy is:  
3468 (A) a United States citizen;  
3469 (B) an attorney licensed to practice law in the state who is an active member in  
3470 good standing of the Utah State Bar;  
3471 (C) a registered voter in the prosecution district in which the individual is seeking  
3472 office; and  
3473 (D) a current resident of the prosecution district in which the individual is seeking  
3474 office and either will have been a resident of that prosecution district for at  
3475 least one year before the date of the election or was appointed and is currently  
3476 serving as district attorney or county attorney and became a resident of the  
3477 prosecution district within 30 calendar days after receiving appointment to the  
3478 office.
- 3479 (ii) An individual filing a declaration of candidacy for the office of district attorney  
3480 shall submit with the individual's declaration:  
3481 (A) a letter from the Utah Supreme Court, affirming that the individual is an  
3482 attorney in good standing;  
3483 (B) proof of the individual's application with the Utah State Bar, with an affidavit  
3484 describing the status of the individual's application; or  
3485 (C) an affidavit describing how the individual intends to comply with the  
3486 requirements for office of district attorney described in Subsection (3)(c)(i), [  
3487 ~~prior to~~] before taking office.
- 3488 (iii) In addition to the requirements described in Subsection (3)(c)(ii), an individual  
3489 shall also provide the filing officer with the individual's license number with:  
3490 (A) the Utah State Bar, if the individual is a member; or  
3491 (B) any other state bar association, if the individual is a member.
- 3492 (d) Before accepting a declaration of candidacy for the office of county sheriff, the  
3493 county clerk shall ensure that the individual filing the declaration:  
3494 (i) is a United States citizen;

- 3495 (ii) is a registered voter in the county in which the individual seeks office;
- 3496 (iii)(A) has successfully met the standards and training requirements established
- 3497 for law enforcement officers under Title 53, Chapter 6, Part 2, Peace Officer
- 3498 Training and Certification Act; or
- 3499 (B) has met the waiver requirements in Section 53-6-206;
- 3500 (iv) is qualified to be certified as a law enforcement officer, as defined in Section
- 3501 53-13-103; and
- 3502 (v) before the date of the election, will have been a resident of the county in which
- 3503 the individual seeks office for at least one year.
- 3504 (e)(i) An individual filing a declaration of candidacy for the office of attorney general
- 3505 shall submit with the individual's declaration:
- 3506 (A) a letter from the Utah Supreme Court, affirming that the individual is an
- 3507 attorney in good standing;
- 3508 (B) proof of the individual's application with the Utah State Bar, with an affidavit
- 3509 describing the status of the individual's application; or
- 3510 (C) an affidavit describing how the individual intends to comply with the
- 3511 requirements for office of attorney general, described in Article VII, Sec. 3,
- 3512 Utah Constitution, [~~prior to~~] before taking office.
- 3513 (ii) In addition to the requirements described in Subsection (3)(e)(i), an individual
- 3514 shall also provide the filing officer with the individual's license number with:
- 3515 (A) the Utah State Bar, if the individual is a member; or
- 3516 (B) any other state bar association, if the individual is a member.
- 3517 (iii) An individual filing the declaration of candidacy for the office of attorney
- 3518 general shall also make the conflict of interest disclosure described in Section
- 3519 20A-11-1603.
- 3520 (f) Before accepting a declaration of candidacy for the office of governor, lieutenant
- 3521 governor, state auditor, state treasurer, state legislator, or State Board of Education
- 3522 member, the filing officer shall ensure that the individual filing the declaration of
- 3523 candidacy also makes the conflict of interest disclosure described in Section
- 3524 20A-11-1603.
- 3525 (4) If an individual who files a declaration of candidacy does not meet the qualification
- 3526 requirements for the office the individual is seeking, the filing officer may not accept the
- 3527 individual's declaration of candidacy.
- 3528 (5) If an individual who files a declaration of candidacy meets the requirements described

- 3529 in Subsection (3), the filing officer shall:
- 3530 (a) inform the individual that:
- 3531 (i) subject to Section 20A-6-109, the individual's name will appear on the ballot as
- 3532 the individual's name is written on the individual's declaration of candidacy;
- 3533 (ii) the individual may be required to comply with state or local campaign finance
- 3534 disclosure laws; and
- 3535 (iii) the individual is required to file a financial statement before the individual's
- 3536 political convention under:
- 3537 (A) Section 20A-11-204 for a candidate for statewide constitutional office;
- 3538 (B) Section 20A-11-303 for a candidate for the Legislature; or
- 3539 (C) local campaign finance disclosure laws, if applicable;
- 3540 (b) except for a presidential candidate, provide the individual with a copy of the current
- 3541 campaign financial disclosure laws for the office the individual is seeking and inform
- 3542 the individual that failure to comply will result in disqualification as a candidate and
- 3543 removal of the individual's name from the ballot;
- 3544 (c)(i) provide the individual with a copy of Section 20A-7-801 regarding the
- 3545 Statewide Electronic Voter Information Website Program and inform the
- 3546 individual of the submission deadline under Subsection 20A-7-801(4)(a);
- 3547 (ii) inform the individual that the individual must provide the filing officer with an
- 3548 email address that the individual actively monitors:
- 3549 (A) to receive a communication from a filing officer or an election officer; and
- 3550 (B) if the individual wishes to display a candidate profile on the Statewide
- 3551 Electronic Voter Information Website, to submit to the website the
- 3552 biographical and other information described in Subsection 20A-7-801(4)(a)(ii);
- 3553 (iii) inform the individual that the email address described in Subsection (5)(c)(ii) is
- 3554 not a record under Title 63G, Chapter 2, Government Records Access and
- 3555 Management Act; and
- 3556 (iv) obtain from the individual the email address described in Subsection (5)(c)(ii);
- 3557 (d) provide the candidate with a copy of the pledge of fair campaign practices described
- 3558 under Section 20A-9-206 and inform the candidate that:
- 3559 (i) signing the pledge is voluntary; and
- 3560 (ii) signed pledges shall be filed with the filing officer;
- 3561 (e) accept the individual's declaration of candidacy; and
- 3562 (f) if the individual has filed for a partisan office, provide a certified copy of the

3563 declaration of candidacy to the chair of the county or state political party of which the  
 3564 individual is a member.

3565 (6) If the candidate elects to sign the pledge of fair campaign practices, the filing officer  
 3566 shall:

3567 (a) accept the candidate's pledge; and

3568 (b) if the candidate has filed for a partisan office, provide a certified copy of the  
 3569 candidate's pledge to the chair of the county or state political party of which the  
 3570 candidate is a member.

3571 (7)(a) Except for a candidate for president or vice president of the United States, the  
 3572 form of the declaration of candidacy shall:

3573 (i) be substantially as follows:

3574 "State of Utah, County of \_\_\_\_

3575 I, \_\_\_\_\_, declare my candidacy for the office of \_\_\_\_\_, seeking the  
 3576 nomination of the \_\_\_\_\_ party. I do solemnly swear, under penalty of perjury, that: I will meet  
 3577 the qualifications to hold the office, both legally and constitutionally, if selected; I reside at  
 3578 \_\_\_\_\_ in the City or Town of \_\_\_\_\_, Utah, Zip Code \_\_\_\_\_ Phone No. \_\_\_\_\_; I will not  
 3579 knowingly violate any law governing campaigns and elections; if filing via a designated agent,  
 3580 I will be out of the state of Utah during the entire candidate filing period; I will file all  
 3581 campaign financial disclosure reports as required by law; and I understand that failure to do so  
 3582 will result in my disqualification as a candidate for this office and removal of my name from  
 3583 the ballot. The mailing address that I designate for receiving official election notices is  
 3584 \_\_\_\_\_.

3585 \_\_\_\_\_  
 3586 Subscribed and sworn before me this \_\_\_\_\_(month\day\year).

3587 \_\_\_\_\_  
 Notary Public (or other officer qualified to administer oath)."; and

3588 (ii) require the candidate to state, in the sworn statement described in Subsection  
 3589 (7)(a)(i):

3590 (A) the registered political party of which the candidate is a member; or

3591 (B) that the candidate is not a member of a registered political party.

3592 (b) An agent designated under Subsection [20A-9-202(1)(e)] 20A-9-202(1)(b) to file a  
 3593 declaration of candidacy may not sign the form described in Subsection (7)(a) or  
 3594 Section 20A-9-408.5.

3595 (8)(a) Except for a candidate for president or vice president of the United States, the fee

- 3596 for filing a declaration of candidacy is:
- 3597 (i) \$50 for candidates for the local school district board; and
- 3598 (ii) \$50 plus 1/8 of 1% of the total salary for the full term of office legally paid to the
- 3599 person holding the office for all other federal, state, and county offices.
- 3600 (b) Except for presidential candidates, the filing officer shall refund the filing fee to any
- 3601 candidate:
- 3602 (i) who is disqualified; or
- 3603 (ii) who the filing officer determines has filed improperly.
- 3604 (c)(i) The county clerk shall immediately pay to the county treasurer all fees received
- 3605 from candidates.
- 3606 (ii) The lieutenant governor shall:
- 3607 (A) apportion to and pay to the county treasurers of the various counties all fees
- 3608 received for filing of nomination certificates or acceptances; and
- 3609 (B) ensure that each county receives that proportion of the total amount paid to the
- 3610 lieutenant governor from the congressional district that the total vote of that
- 3611 county for all candidates for representative in Congress bears to the total vote
- 3612 of all counties within the congressional district for all candidates for
- 3613 representative in Congress.
- 3614 (d)(i) A person who is unable to pay the filing fee may file a declaration of candidacy
- 3615 without payment of the filing fee upon a prima facie showing of impecuniosity as
- 3616 evidenced by an affidavit of impecuniosity filed with the filing officer and, if
- 3617 requested by the filing officer, a financial statement filed at the time the affidavit
- 3618 is submitted.
- 3619 (ii) A person who is able to pay the filing fee may not claim impecuniosity.
- 3620 (iii)(A) False statements made on an affidavit of impecuniosity or a financial
- 3621 statement filed under this section shall be subject to the criminal penalties
- 3622 provided under Sections 76-8-503 and 76-8-504 and any other applicable
- 3623 criminal provision.
- 3624 (B) Conviction of a criminal offense under Subsection (8)(d)(iii)(A) shall be
- 3625 considered an offense under this title for the purposes of assessing the penalties
- 3626 provided in Subsection 20A-1-609(2).
- 3627 (iv) The filing officer shall ensure that the affidavit of impecuniosity is printed in substantially
- 3628 the following form:
- 3629 "Affidavit of Impecuniosity

3630 Individual Name  
3631 \_\_\_\_\_Address\_\_\_\_\_

3632 Phone Number \_\_\_\_\_

3633 I, \_\_\_\_\_(name), do solemnly [swear] [affirm], under penalty of  
3634 law for false statements, that, owing to my poverty, I am unable to pay the filing fee required  
3635 by law.

3636 Date \_\_\_\_\_

3637 Signature\_\_\_\_\_ Affiant

3638 Subscribed and sworn to before me on \_\_\_\_\_ (month\day\year)

3639

3640 \_\_\_\_\_  
(signature)

3641 Name and Title of Officer Authorized to Administer Oath \_\_\_\_\_".

3642 (v) The filing officer shall provide to a person who requests an affidavit of impecuniosity a  
3643 statement printed in substantially the following form, which may be included on the affidavit  
3644 of impecuniosity:

3645 "Filing a false statement is a criminal offense. In accordance with Section 20A-1-609, a  
3646 candidate who is found guilty of filing a false statement, in addition to being subject to  
3647 criminal penalties, will be removed from the ballot."

3648 (vi) The filing officer may request that a person who makes a claim of impecuniosity  
3649 under this Subsection (8)(d) file a financial statement on a form prepared by the  
3650 election official.

3651 (9) An individual who fails to file a declaration of candidacy or certificate of nomination  
3652 within the time provided in this chapter is ineligible for nomination to office.

3653 (10) A declaration of candidacy filed under this section may not be amended or modified  
3654 after the final date established for filing a declaration of candidacy.

3655 Section 61. Section **20A-9-201.5** is amended to read:

3656 **20A-9-201.5 (Effective 05/06/26). Declaration of candidacy filing period for a**  
3657 **regular general election year.**

3658 [For a qualified political party] Except as provided in Part 5, Candidates Not Affiliated  
3659 with a Party, or Part 6, Write-in Candidates:

3660 (1) except as provided in Subsection (2), the filing period to file a declaration of candidacy  
3661 for an elective office that is to be filled at the next regular general election:

3662 (a) begins at 8 a.m. on the first business day in January of an even-numbered year; and  
3663 (b) ends at 5 p.m. on the fifth business day[-] in January of an even-numbered year; and  
3664 (2) for the 2026 election year only, the filing period to file a declaration of candidacy for  
3665 the office of United States representative:

3666 (a) begins at 8 a.m. on March 9, 2026; and  
3667 (b) ends at 5 p.m. on March 13, 2026.

3668 Section 62. Section **20A-9-202** is amended to read:

3669 **20A-9-202 (Effective 05/06/26). Declarations of candidacy for regular general**  
3670 **elections.**

3671 (1)(a) An individual seeking to become a candidate for an elective office that is to be  
3672 filled at the next regular general election shall:

3673 (i) except as otherwise provided in Subsection [(1)(e)] (1)(b), Part 5, Candidates Not  
3674 Affiliated with a Party, or Part 6, Write-in Candidates, file a declaration of  
3675 candidacy in person with the filing officer on or after January 1 of the regular  
3676 general election year, and, if applicable, before the individual circulates  
3677 nomination petitions under Section 20A-9-405; and

3678 (ii) pay the filing fee.

3679 ~~[(b) Unless expressly provided otherwise in this title, for a registered political party that~~  
3680 ~~is not a qualified political party, the deadline for filing a declaration of candidacy for~~  
3681 ~~an elective office that is to be filled at the next regular general election is 5 p.m. on~~  
3682 ~~the first Monday after the fourth Saturday in April.]~~

3683 ~~[(e)]~~ (b) Subject to Subsection 20A-9-201(7)(b), an individual may designate an agent to  
3684 file a declaration of candidacy with the filing officer if:

3685 (i) the individual is located outside of the state during the entire filing period;  
3686 (ii) the designated agent appears in person before the filing officer;  
3687 (iii) the individual communicates with the filing officer using an electronic device  
3688 that allows the individual and filing officer to see and hear each other; and  
3689 (iv) the individual provides the filing officer with an email address to which the filing  
3690 officer may send the individual the copies described in Subsection 20A-9-201(5).

3691 ~~[(d)]~~ (c) Each county clerk who receives a declaration of candidacy from a candidate for  
3692 multicounty office shall transmit the filing fee and a copy of the candidate's  
3693 declaration of candidacy to the lieutenant governor within one business day after the  
3694 candidate files the declaration of candidacy.

3695 ~~[(e)]~~ (d) Each business day during the filing period, each county clerk shall notify the

- 3696 lieutenant governor electronically or by telephone of candidates who have filed a  
 3697 declaration of candidacy with the county clerk.
- 3698 ~~[(f)]~~ (e) Each individual seeking the office of lieutenant governor, the office of district  
 3699 attorney, or the office of president or vice president of the United States shall comply  
 3700 with the specific declaration of candidacy requirements established by this section.
- 3701 (2)(a) Each individual intending to become a candidate for the office of district attorney  
 3702 within a multicounty prosecution district that is to be filled at the next regular general  
 3703 election shall:
- 3704 (i) file a declaration of candidacy with the clerk designated in the interlocal  
 3705 agreement creating the prosecution district on or after January 1 of the regular  
 3706 general election year, and before the individual circulates nomination petitions  
 3707 under Section 20A-9-405; and
- 3708 (ii) pay the filing fee.
- 3709 (b) The designated clerk shall provide to the county clerk of each county in the  
 3710 prosecution district a certified copy of each declaration of candidacy filed for the  
 3711 office of district attorney.
- 3712 (3)(a) Before ~~[the deadline described in Subsection (1)(b)]~~ 5 p.m. on the first Monday  
 3713 after the fourth Saturday in April, each lieutenant governor candidate shall:
- 3714 (i) file a declaration of candidacy with the lieutenant governor;
- 3715 (ii) pay the filing fee; and
- 3716 (iii) submit a letter from a candidate for governor who has received certification for  
 3717 the primary-election ballot under Section 20A-9-403 that names the lieutenant  
 3718 governor candidate as a joint-ticket running mate.
- 3719 (b)(i) A candidate for lieutenant governor who fails to timely file is disqualified.
- 3720 (ii) If a candidate for lieutenant governor is disqualified, another candidate may file  
 3721 to replace the disqualified candidate.
- 3722 (4) Before 5 p.m. no later than the last business day in August~~[-31]~~, each registered political  
 3723 party shall:
- 3724 (a) certify the names of the political party's candidates for president and vice president of  
 3725 the United States to the lieutenant governor; or
- 3726 (b) provide written authorization for the lieutenant governor to accept the certification of  
 3727 candidates for president and vice president of the United States from the national  
 3728 office of the registered political party.
- 3729 (5)(a) A declaration of candidacy filed under this section is valid unless a written

- 3730 objection is filed with the clerk or lieutenant governor no later than 5 p.m. on the last  
3731 business day that is at least 10 calendar days before the deadline described in  
3732 Subsection 20A-9-409(4)(c).
- 3733 (b) If an objection is made, the clerk or lieutenant governor shall:
- 3734 (i) mail or personally deliver notice of the objection to the affected candidate  
3735 immediately; and
- 3736 (ii) decide ~~[any]~~ the objection within ~~[48 hours after it is filed]~~ three business days  
3737 after the day on which the objection is filed.
- 3738 (c) If the clerk or lieutenant governor sustains the objection, the candidate may cure the  
3739 problem by:
- 3740 (i) amending the declaration or petition no later than 5 p.m. on the first business day  
3741 that is at least three calendar days after the day on which the objection is  
3742 sustained; or
- 3743 (ii) filing a new declaration no later than 5 p.m. on the first business day that is at  
3744 least three calendar days after the day on which the objection is sustained.
- 3745 (d)(i) The clerk's or lieutenant governor's decision upon objections to form is final.
- 3746 (ii) The clerk's or lieutenant governor's decision upon substantive matters is  
3747 reviewable by a district court if prompt application is made to the court.
- 3748 (iii) The decision of the district court is final unless the Supreme Court, in the  
3749 exercise of its discretion, agrees to review the lower court decision.
- 3750 (6) Any person who filed a declaration of candidacy may withdraw as a candidate by filing  
3751 a written affidavit with the clerk.
- 3752 (7)(a) Except for a candidate who is certified by a registered political party under  
3753 Subsection (4), and except as provided in Section 20A-9-504, before 5 p.m. no later  
3754 than the last business day in August ~~[31]~~ of a general election year, each individual  
3755 running as a candidate for vice president of the United States shall:
- 3756 (i) file a declaration of candidacy, in person or via a designated agent, on a form  
3757 developed by the lieutenant governor, that:
- 3758 (A) contains the individual's name, address, and telephone number;
- 3759 (B) states that the individual meets the qualifications for the office of vice  
3760 president of the United States;
- 3761 (C) names the presidential candidate, who has qualified for the general election  
3762 ballot, with which the individual is running as a joint-ticket running mate;
- 3763 (D) states that the individual agrees to be the running mate of the presidential

3764 candidate described in Subsection (7)(a)(i)(C); and  
 3765 (E) contains any other necessary information identified by the lieutenant governor;  
 3766 (ii) pay the filing fee; and  
 3767 (iii) submit a letter from the presidential candidate described in Subsection  
 3768 (7)(a)(i)(C) that names the individual as a joint-ticket running mate as a vice  
 3769 presidential candidate.

3770 (b) A designated agent described in Subsection (7)(a)(i) may not sign the declaration of  
 3771 candidacy.

3772 (c) A vice presidential candidate who fails to meet the requirements described in this  
 3773 Subsection (7) may not appear on the general election ballot.

3774 (8) An individual filing a declaration of candidacy for president or vice president of the  
 3775 United States shall pay a filing fee of \$500.

3776 Section 63. Section **20A-9-203** is amended to read:

3777 **20A-9-203 (Effective 05/06/26). Declarations of candidacy -- Municipal general**  
 3778 **elections -- Nomination petition -- Removal of signature.**

3779 (1) An individual may become a candidate for any municipal office if:

3780 (a) the individual is a registered voter; and

3781 (b)(i) the individual has resided within the municipality in which the individual seeks  
 3782 to hold elective office for the 12 consecutive months immediately before the date  
 3783 of the election; or

3784 (ii) the territory in which the individual resides was annexed into the municipality,  
 3785 the individual has resided within the annexed territory or the municipality the 12  
 3786 consecutive months immediately before the date of the election.

3787 (2)(a) For purposes of determining whether an individual meets the residency  
 3788 requirement of Subsection (1)(b)(i) in a municipality that was incorporated less than  
 3789 12 months before the election, the municipality is considered to have been  
 3790 incorporated 12 months before the date of the election.

3791 (b) In addition to the requirements of Subsection (1), each candidate for a municipal  
 3792 council position shall, if elected from a district, be a resident of the council district  
 3793 from which the candidate is elected.

3794 (c) In accordance with Utah Constitution, Article IV, Section 6, a mentally incompetent  
 3795 individual, an individual convicted of a felony, or an individual convicted of treason  
 3796 or a crime against the elective franchise may not hold office in this state until the  
 3797 right to hold elective office is restored under Section 20A-2-101.3 or 20A-2-101.5.

- 3798 (3)(a) An individual seeking to become a candidate for a municipal office shall,  
 3799 regardless of the nomination method by which the individual is seeking to become a  
 3800 candidate:
- 3801 (i) except as provided in Subsection (3)(b)[,] or Section 10-2a-214~~[, or Chapter 4,~~  
 3802 ~~Part 6, Municipal Alternate Voting Methods Pilot Project]~~, and subject to  
 3803 Subsection 20A-9-404(3)(e), file a declaration of candidacy, in person with the  
 3804 city recorder or town clerk, during the filing period described in Subsection (3)(d)  
 3805 and the office hours described in Subsection 10-3-301(3); and
- 3806 (ii) pay the filing fee, if one is required by municipal ordinance.
- 3807 (b) Subject to Subsection (5)(b), an individual may designate an agent to file a  
 3808 declaration of candidacy with the city recorder or town clerk if:
- 3809 (i) the individual is located outside of the state during the entire filing period;  
 3810 (ii) the designated agent appears in person before the city recorder or town clerk;  
 3811 (iii) the individual communicates with the city recorder or town clerk using an  
 3812 electronic device that allows the individual and city recorder or town clerk to see  
 3813 and hear each other; and
- 3814 (iv) the individual provides the city recorder or town clerk with an email address to  
 3815 which the city recorder or town clerk may send the individual the copies described  
 3816 in Subsection (4).
- 3817 (c) Any resident of a municipality may nominate a candidate for a municipal office by:
- 3818 (i) ~~[except as provided in Chapter 4, Part 6, Municipal Alternate Voting Methods~~  
 3819 ~~Pilot Project, ]~~filing a nomination petition with the city recorder or town clerk  
 3820 during the filing period described in Subsection (3)(d) and the office hours  
 3821 described in Subsection 10-3-301(3) that includes signatures in support of the  
 3822 nomination petition of the lesser of at least:
- 3823 (A) 25 registered voters who reside in the municipality; or  
 3824 (B) 20% of the registered voters who reside in the municipality; and
- 3825 (ii) paying the filing fee, if one is required by municipal ordinance.
- 3826 (d) The filing period to file a declaration of candidacy for an elective office that is to be  
 3827 filled at the next municipal general election:
- 3828 ~~[(i) begins at 8 a.m. on the later of:]~~
- 3829 ~~[(A) June 1 of the year in which the next municipal general election is held; or]~~  
 3830 ~~[(B) if June 1 is not a business day, the first business day after June 1; and]~~
- 3831 (i) begins at 8 a.m. on the first business day in June; and

- 3832 (ii)(A) ends at 5 p.m. on the fourth business day after the day on which the filing  
 3833 period begins[-] ; or  
 3834 (B) if the day described in Subsection(3)(d)(ii)(A) is a Friday, ends at 5 p.m. on  
 3835 the next business day after that Friday.
- 3836 (4)(a) Before the filing officer may accept any declaration of candidacy or nomination  
 3837 petition, the filing officer shall:
- 3838 (i) read to the prospective candidate or individual filing the petition the constitutional  
 3839 and statutory qualification requirements for the office that the candidate is seeking;
- 3840 (ii) require the candidate or individual filing the petition to state whether the  
 3841 candidate meets the requirements described in Subsection (4)(a)(i); and
- 3842 (iii) inform the candidate or the individual filing the petition that an individual who  
 3843 holds a municipal elected office may not, at the same time, hold a county elected  
 3844 office.
- 3845 (b) If the prospective candidate does not meet the qualification requirements for the  
 3846 office, the filing officer may not accept the declaration of candidacy or nomination  
 3847 petition.
- 3848 (c) If it appears that the prospective candidate meets the requirements of candidacy, the  
 3849 filing officer shall:
- 3850 (i) inform the candidate that, subject to Section 20A-6-109, the candidate's name will  
 3851 appear on the ballot as it is written on the declaration of candidacy;
- 3852 (ii) provide the candidate with a copy of the current campaign financial disclosure  
 3853 laws for the office the candidate is seeking and inform the candidate that failure to  
 3854 comply will result in disqualification as a candidate and removal of the candidate's  
 3855 name from the ballot;
- 3856 (iii) provide the candidate with a copy of Section 20A-7-801 regarding the Statewide  
 3857 Electronic Voter Information Website Program and inform the candidate of the  
 3858 submission deadline under Subsection 20A-7-801(4)(a);
- 3859 (iv) inform the candidate that the candidate must provide the filing officer with an  
 3860 email address that the candidate actively monitors:
- 3861 (A) to receive a communication from a filing officer or an election officer; and  
 3862 (B) if the candidate wishes to display a candidate profile on the Statewide  
 3863 Electronic Voter Information Website, to submit to the website the  
 3864 biographical and other information described in Subsection 20A-7-801(4)(a)(ii);
- 3865 (v) inform the candidate that the email address described in Subsection (4)(c)(iv) is

- 3866 not a record under Title 63G, Chapter 2, Government Records Access and  
 3867 Management Act;
- 3868 (vi) obtain from the candidate the email address described in Subsection (4)(c)(iv);  
 3869 (vii) provide the candidate with a copy of the pledge of fair campaign practices  
 3870 described under Section 20A-9-206 and inform the candidate that:  
 3871 (A) signing the pledge is voluntary; and  
 3872 (B) signed pledges shall be filed with the filing officer; and  
 3873 (viii) accept the declaration of candidacy or nomination petition.
- 3874 (d) If the candidate elects to sign the pledge of fair campaign practices, the filing officer  
 3875 shall:  
 3876 (i) accept the candidate's pledge; and  
 3877 (ii) if the candidate has filed for a partisan office, provide a certified copy of the  
 3878 candidate's pledge to the chair of the county or state political party of which the  
 3879 candidate is a member.
- 3880 (5)(a) The declaration of candidacy shall be in substantially the following form:  
 3881 "I, (print name) \_\_\_\_\_, being first sworn and under penalty of perjury, say that I reside at  
 3882 \_\_\_\_\_ Street, City of \_\_\_\_\_, County of \_\_\_\_\_, state of Utah, Zip Code \_\_\_\_\_, Telephone Number  
 3883 (if any) \_\_\_\_\_; that I am a registered voter; and that I am a candidate for the office of \_\_\_\_\_  
 3884 (stating the term). I will meet the legal qualifications required of candidates for this office. If  
 3885 filing via a designated agent, I attest that I will be out of the state of Utah during the entire  
 3886 candidate filing period. I will file all campaign financial disclosure reports as required by law  
 3887 and I understand that failure to do so will result in my disqualification as a candidate for this  
 3888 office and removal of my name from the ballot. I request that my name be printed upon the  
 3889 applicable official ballots. (Signed) \_\_\_\_\_  
 3890 Subscribed and sworn to (or affirmed) before me by \_\_\_\_\_ on this  
 3891 \_\_\_\_\_(month\day\year).  
 3892 (Signed) \_\_\_\_\_ (Clerk or other officer qualified to administer oath)."
- 3893 (b) An agent designated under Subsection (3)(b) to file a declaration of candidacy may  
 3894 not sign the form described in Subsection (5)(a).
- 3895 (c)(i) A nomination petition shall be in substantially the following form:  
 3896 "NOMINATION PETITION  
 3897 The undersigned residents of (name of municipality), being registered voters, nominate  
 3898 (name of nominee) for the office of (name of office) for the (length of term of office)."  
 3899 (ii) The remainder of the petition shall contain lines and columns for the signatures of

3900 individuals signing the petition and each individual's address and phone number.

3901 (6) If the declaration of candidacy or nomination petition fails to state whether the  
3902 nomination is for the two-year or four-year term, the clerk shall consider the nomination  
3903 to be for the four-year term.

3904 (7)(a) The clerk shall verify with the county clerk that all candidates are registered  
3905 voters.

3906 (b) With the assistance of the county clerk, and using the procedures described in  
3907 Section 20A-1-1002, the municipal clerk shall determine whether the required  
3908 number of signatures of registered voters appears on a nomination petition.

3909 (8) Immediately after expiration of the period for filing a declaration of candidacy, the clerk  
3910 shall:

3911 (a) publicize a list of the names of the candidates as they will appear on the ballot by  
3912 publishing the list for the municipality, as a class A notice under Section 63G-30-102,  
3913 for seven calendar days; and

3914 (b) notify the lieutenant governor of the names of the candidates as they will appear on  
3915 the ballot.

3916 (9) Except as provided in Subsection (10)(c), an individual may not amend a declaration of  
3917 candidacy or nomination petition filed under this section after the candidate filing period  
3918 ends.

3919 (10)(a) A declaration of candidacy or nomination petition that an individual files under  
3920 this section is valid unless a person files a written objection with the clerk no later  
3921 than 5 p.m. on the first business day that is at least 10 calendar days after the last day  
3922 for filing.

3923 (b) If a person files an objection, the clerk shall:

3924 (i) mail or personally deliver notice of the objection to the affected candidate  
3925 immediately; and

3926 (ii) decide any objection within 48 hours after the objection is filed.

3927 (c) If the clerk sustains the objection, the candidate may, no later than 5 p.m. on the first  
3928 business day that is at least three calendar days after the day on which the clerk  
3929 sustains the objection, correct the problem for which the objection is sustained by  
3930 amending the candidate's declaration of candidacy or nomination petition, or by filing  
3931 a new declaration of candidacy.

3932 (d)(i) The clerk's decision upon objections to form is final.

3933 (ii) The clerk's decision upon substantive matters is reviewable by a district court if

- 3934 prompt application is made to the district court.
- 3935 (iii) The decision of the district court is final unless the Supreme Court, in the  
3936 exercise of its discretion, agrees to review the lower court decision.
- 3937 (11) A candidate who qualifies for the ballot under this section may withdraw as a  
3938 candidate by filing a written affidavit with the municipal clerk.
- 3939 (12)(a) A voter who signs a nomination petition under this section may have the voter's  
3940 signature removed from the petition by, no later than 5 p.m. three business days after  
3941 the day on which the petition is filed with the city recorder or municipal clerk,  
3942 submitting to the municipal clerk a statement requesting that the voter's signature be  
3943 removed.
- 3944 (b) A statement described in Subsection (12)(a) shall comply with the requirements  
3945 described in Subsection 20A-1-1003(2).
- 3946 (c) With the assistance of the county clerk and using the procedures described in  
3947 Subsection 20A-1-1003(3), the municipal clerk shall determine whether to remove an  
3948 individual's signature from a petition after receiving a timely, valid statement  
3949 requesting removal of the signature.
- 3950 Section 64. Section **20A-9-403** is amended to read:
- 3951 **20A-9-403 (Effective 05/06/26). Regular primary elections.**
- 3952 (1)(a) Candidates for elective office that are to be filled at the next regular general  
3953 election shall be nominated in a regular primary election by direct vote of the people  
3954 in the manner prescribed in this section. The regular primary election is held on the  
3955 date specified in Section 20A-1-201.5. Nothing in this section shall affect a  
3956 candidate's ability to qualify for a regular general election's ballot as an unaffiliated  
3957 candidate under Section 20A-9-501 or to participate in a regular general election as a  
3958 write-in candidate under Section 20A-9-601.
- 3959 (b) Each registered political party that chooses to have the names of the registered  
3960 political party's candidates for elective office featured with party affiliation on the  
3961 ballot at a regular general election shall comply with the requirements of this section  
3962 and shall nominate the registered political party's candidates for elective office in the  
3963 manner described in this section.
- 3964 (c) A filing officer may not permit an official ballot at a regular general election to be  
3965 produced or used if the ballot denotes affiliation between a registered political party  
3966 or any other political group and a candidate for elective office who is not nominated  
3967 in the manner prescribed in this section or in Subsection 20A-9-202(4).

- 3968 (d) Unless noted otherwise, the dates in this section refer to those that occur in each  
 3969 even-numbered year in which a regular general election will be held.
- 3970 (2)(a) Each registered political party, in a statement filed with the lieutenant governor,  
 3971 shall:
- 3972 (i) either declare the registered political party's intent to participate in the next regular  
 3973 primary election or declare that the registered political party chooses not to have  
 3974 the names of the registered political party's candidates for elective office featured  
 3975 on the ballot at the next regular general election; and
- 3976 (ii) if the registered political party participates in the upcoming regular primary  
 3977 election, identify one or more registered political parties whose members may  
 3978 vote for the registered political party's candidates and whether individuals  
 3979 identified as unaffiliated with a political party may vote for the registered political  
 3980 party's candidates.
- 3981 (b)(i) A registered political party that is a continuing political party shall file the  
 3982 statement described in Subsection (2)(a) with the lieutenant governor no later than  
 3983 5 p.m. on November 30 of each odd-numbered year.
- 3984 (ii) An organization that is seeking to become a registered political party under  
 3985 Section 20A-8-103 shall file the statement described in Subsection (2)(a) at the  
 3986 time that the registered political party files the petition described in Section  
 3987 20A-8-103.
- 3988 (3)(a) Except as provided in Subsection [~~(3)(e)~~] (3)(d), an individual who submits a  
 3989 declaration of candidacy under Section 20A-9-202 shall appear as a candidate for  
 3990 elective office on the regular primary ballot of the registered political party listed on  
 3991 the declaration of candidacy only if the individual is certified by the appropriate  
 3992 filing officer as having submitted a nomination petition that was:
- 3993 (i) circulated and completed in accordance with Section 20A-9-405; and  
 3994 (ii) signed by at least 2% of the registered political party's members who reside in the  
 3995 political division of the office that the individual seeks.
- 3996 (b)(i) A candidate for elective office shall, in accordance with Section 20A-9-408.3,  
 3997 submit signatures for a nomination petition to the appropriate filing officer for  
 3998 verification and certification no later than 5 p.m. on March 31.
- 3999 (ii) A candidate may supplement the candidate's submissions at any time on or before  
 4000 the filing deadline.
- 4001 [~~(e)~~(i) The lieutenant governor shall determine for each elective office the total

4002 number of signatures that must be submitted under Subsection (3)(a)(ii) or  
4003 20A-9-408(8) by counting the aggregate number of individuals residing in each  
4004 elective office's political division who have designated a particular registered  
4005 political party on the individuals' voter registration forms on or before November  
4006 15 of each odd-numbered year.]

4007 [(ii) The lieutenant governor shall publish the determination for each elective office  
4008 no later than November 30 of each odd-numbered year.]

4009 [(d)] (c) The filing officer shall:

- 4010 (i) except as otherwise provided in Section 20A-21-201, and in accordance with  
4011 Section 20A-9-408.3, verify signatures on nomination petitions in a transparent  
4012 and orderly manner, no later than 14 calendar days after the day on which a  
4013 candidate submits the signatures to the filing officer;
- 4014 (ii) for all qualifying candidates for elective office who submit nomination petitions  
4015 to the filing officer, issue certifications referenced in Subsection (3)(a) no later  
4016 than the deadline described in Subsection [20A-9-202(1)(b)] 20A-9-201.5(2);
- 4017 (iii) consider active and inactive voters eligible to sign nomination petitions;
- 4018 (iv) consider an individual who signs a nomination petition a member of a registered  
4019 political party for purposes of Subsection (3)(a)(ii) if the individual has designated  
4020 that registered political party as the individual's party membership on the  
4021 individual's voter registration form; and
- 4022 (v) except as otherwise provided in Section 20A-21-201 and with the assistance of  
4023 the county clerk as applicable, use the procedures described in Section 20A-1-1002  
4024 to verify submitted nomination petition signatures, or use statistical sampling  
4025 procedures to verify submitted nomination petition signatures in accordance with  
4026 rules made under Subsection [(3)(f)] (3)(e).

4027 [(e)] (d) Notwithstanding any other provision in this Subsection (3), a candidate for  
4028 lieutenant governor may appear on the regular primary ballot of a registered political  
4029 party without submitting nomination petitions if the candidate files a declaration of  
4030 candidacy and complies with Subsection 20A-9-202(3).

4031 [(f)] (e) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,  
4032 the director of elections, within the Office of the Lieutenant Governor, may make  
4033 rules that:

4034 (i) provide for the use of statistical sampling procedures that:

4035 (A) filing officers are required to use to verify signatures under Subsection [(3)(d)]

4036                   (3)(c); and  
 4037                   (B) reflect a bona fide effort to determine the validity of a candidate's entire  
 4038                   submission, using widely recognized statistical sampling techniques; and  
 4039                   (ii) provide for the transparent, orderly, and timely submission, verification, and  
 4040                   certification of nomination petition signatures.

4041                   ~~[(g)]~~ (f) The county clerk shall:

4042                   (i) review the declarations of candidacy filed by candidates for local boards of  
 4043                   education to determine if more than two candidates have filed for the same seat;  
 4044                   and

4045                   (ii) if more than two candidates file for one seat, include the names of the candidates  
 4046                   on the list described in Section 20A-5a-206.

4047                   ~~[(ii) place the names of all candidates who have filed a declaration of candidacy for a~~  
 4048                   ~~local board of education seat on the nonpartisan section of the ballot if more than~~  
 4049                   ~~two candidates have filed for the same seat; and]~~

4050                   ~~[(iii) place the local board of education candidates' names on the ballot in accordance~~  
 4051                   ~~with Sections 20A-6-109 and 20A-6-110.]~~

4052                   ~~[(4)(a) Before the deadline described in Subsection 20A-9-409(4)(c), the lieutenant~~  
 4053                   ~~governor shall provide to the county clerks:]~~

4054                   ~~[(i) a list of the names of all candidates for federal, constitutional, multi-county,~~  
 4055                   ~~single county, and county offices who have received certifications under~~  
 4056                   ~~Subsection (3), along with instructions on how those names shall appear on the~~  
 4057                   ~~primary election ballot in accordance with Sections 20A-6-109 and 20A-6-110;~~  
 4058                   ~~and]~~

4059                   ~~[(ii) a list of unopposed candidates for elective office who have been nominated by a~~  
 4060                   ~~registered political party under Subsection (5)(c) and instruct the county clerks to~~  
 4061                   ~~exclude the unopposed candidates from the primary election ballot.]~~

4062                   ~~[(b) A candidate for lieutenant governor and a candidate for governor campaigning as~~  
 4063                   ~~joint-ticket running mates shall appear jointly on the primary election ballot.]~~

4064                   ~~[(e) After the county clerk receives the certified list from the lieutenant governor under~~  
 4065                   ~~Subsection (4)(a), the county clerk shall post or publish a primary election notice in~~  
 4066                   ~~substantially the following form:~~

4067                   ~~"Notice is given that a primary election will be held Tuesday, June \_\_\_\_\_,~~

4068                   ~~\_\_\_\_\_ (year), to nominate party candidates for the parties and candidates for nonpartisan~~

4069                   ~~local school board positions listed on the primary ballot. The polling place for voting precinct~~

4070 \_\_\_\_\_ is \_\_\_\_\_. The polls will open at 7 a.m. and continue open until 8 p.m. of the same day.  
 4071 Attest: county clerk."]

4072 [(5)] (4)(a) A candidate who, at the regular primary election, receives the highest number  
 4073 of votes cast for the office sought by the candidate is:

4074 (i) nominated for that office by the candidate's registered political party; or

4075 (ii) for a nonpartisan local school board position, nominated for that office.

4076 (b) If two or more candidates are to be elected to the office at the regular general  
 4077 election, those party candidates equal in number to positions to be filled who receive  
 4078 the highest number of votes at the regular primary election are the nominees of the  
 4079 candidates' party for those positions.

4080 (c)(i) As used in this Subsection [(5)(e)] (4)(c), a candidate is "unopposed" if:

4081 (A) no individual other than the candidate receives a certification under  
 4082 Subsection (3) for the regular primary election ballot of the candidate's  
 4083 registered political party for a particular elective office; or

4084 (B) for an office where more than one individual is to be elected or nominated, the  
 4085 number of candidates who receive certification under Subsection (3) for the  
 4086 regular primary election of the candidate's registered political party does not  
 4087 exceed the total number of candidates to be elected or nominated for that office.

4088 (ii) A candidate who is unopposed for an elective office in the regular primary  
 4089 election of a registered political party is nominated by the party for that office  
 4090 without appearing on the primary election ballot.

4091 [(6)] (5) The expense of providing all ballots, blanks, or other supplies to be used at any  
 4092 primary election provided for by this section, and all expenses necessarily incurred in  
 4093 the preparation for or the conduct of that primary election shall be paid out of the  
 4094 treasury of the county or state, in the same manner as for the regular general elections.

4095 [(7)] (6) An individual may not file a declaration of candidacy for a registered political party  
 4096 of which the individual is not a member, except to the extent that the registered political  
 4097 party permits otherwise under the registered political party's bylaws.

4098 Section 65. Section **20A-9-406** is amended to read:

4099 **20A-9-406 (Effective 05/06/26). Qualified political party -- Requirements and**  
 4100 **exemptions.**

4101 The following provisions apply to a qualified political party:

4102 (1) the qualified political party shall, no later than 5 p.m. on the first Monday of October of  
 4103 each odd-numbered year, certify to the lieutenant governor the identity of one or more

- 4104 registered political parties whose members may vote for the qualified political party's  
4105 candidates and whether unaffiliated voters may vote for the qualified political party's  
4106 candidates;
- 4107 (2) the following provisions do not apply to a nomination for the qualified political party:  
4108 (a) Subsections 20A-9-403(1) through [~~(3)(b) and Subsections (3)(d)(ii) through~~](4)(a);  
4109 (b) Subsection [~~20A-9-403(5)(e)~~] 20A-9-403(4)(c); and  
4110 (c) Section 20A-9-405;
- 4111 (3) an individual may only seek the nomination of the qualified political party by using a  
4112 method described in Section 20A-9-407, Section 20A-9-408, or both;
- 4113 (4) the qualified political party shall comply with the provisions of Sections 20A-9-407,  
4114 20A-9-408, and 20A-9-409;
- 4115 (5) notwithstanding Subsection 20A-6-301(1)(a), (1)(e), or (2)(a), each election officer shall  
4116 ensure that a ballot described in Section 20A-6-301 includes each individual nominated  
4117 by a qualified political party:  
4118 (a) under the qualified political party's name, if any; or  
4119 (b) under the title of the qualified registered political party as designated by the qualified  
4120 political party in the certification described in Subsection (1), or, if none is  
4121 designated, then under some suitable title;
- 4122 (6) notwithstanding Subsection 20A-6-302(1)(a), each election officer shall ensure, for  
4123 ballots in regular general elections, that each candidate who is nominated by the  
4124 qualified political party is listed by party;
- 4125 (7) notwithstanding Subsection 20A-6-304(1)(e), each election officer shall ensure that the  
4126 party designation of each candidate who is nominated by the qualified political party is  
4127 displayed adjacent to the candidate's name on a mechanical ballot;
- 4128 (8) "candidates for elective office," defined in Subsection 20A-9-101(1)(a), also includes an  
4129 individual who files a declaration of candidacy under Section 20A-9-407 or 20A-9-408  
4130 to run in a regular general election for a federal office, statewide constitutional office,  
4131 multicounty office, or county office;
- 4132 (9) an individual who is nominated by, or seeking the nomination of, the qualified political  
4133 party is not required to comply with Subsection 20A-9-201(1)(c);
- 4134 (10) notwithstanding Subsection 20A-9-403(3), the qualified political party is entitled to  
4135 have each of the qualified political party's candidates for elective office appear on the  
4136 primary ballot of the qualified political party with an indication that each candidate is a  
4137 candidate for the qualified political party;

- 4138 (11)(a) ~~[notwithstanding Subsection 20A-9-403(4)(a),]~~ the lieutenant governor shall  
 4139 include on the list provided by the lieutenant governor to the county clerks[;]  
 4140 ~~[(a)]~~ under Section 20A-5a-205, the names of all candidates of the qualified political  
 4141 party for ~~[federal, constitutional, multicounty, and county offices]~~ the offices  
 4142 described in Subsection 20A-5a-205(2)(a); and  
 4143 ~~[(b) the names of unopposed candidates for elective office who have been nominated by~~  
 4144 ~~the qualified political party and instruct the county clerks to exclude such candidates~~  
 4145 ~~from the primary election ballot;]~~  
 4146 (b) a county clerk shall include on the list provided by the county clerk under Section  
 4147 20A-5a-206, the names of all candidates of the qualified political party for the offices  
 4148 described in Subsection 20A-5a-206(2);
- 4149 (12) a county clerk shall:
- 4150 (a) except as provided in Subsection (12)(b), include on the regular primary election  
 4151 ballot the candidates of a qualified political party that have qualified for placement on  
 4152 the ballot; and
- 4153 (b) exclude from the regular primary election ballot the candidates who are unopposed  
 4154 candidates;
- 4155 ~~[(12)]~~ (13) notwithstanding Subsection ~~[20A-9-403(5)(e)]~~ 20A-9-403(4)(c), a candidate who  
 4156 is unopposed for an elective office in the regular primary election of the qualified  
 4157 political party is nominated by the party for that office without appearing on the primary  
 4158 ballot; and
- 4159 ~~[(13)]~~ (14) notwithstanding the provisions of Subsections 20A-9-403(1) and (2) and Section  
 4160 20A-9-405, the qualified political party is entitled to have the names of its candidates for  
 4161 elective office featured with party affiliation on the ballot at a regular general election.  
 4162 Section 66. Section **20A-9-407** is amended to read:  
 4163 **20A-9-407 (Effective 05/06/26). Convention process to seek the nomination of a**  
 4164 **qualified political party.**
- 4165 (1) This section describes the requirements for a member of a qualified political party who  
 4166 is seeking the nomination of a qualified political party for an elective office through the  
 4167 qualified political party's convention process.
- 4168 (2) Notwithstanding Subsection 20A-9-201(7)(a), the form of the declaration of candidacy  
 4169 for a member of a qualified political party who is nominated by, or who is seeking the  
 4170 nomination of, the qualified political party under this section shall be substantially as  
 4171 described in Section 20A-9-408.5.

- 4172 (3) Notwithstanding Subsection 20A-9-202(1)(a), and except as provided in Subsection  
4173 20A-9-202(4), a member of a qualified political party who, under this section, is seeking  
4174 the nomination of the qualified political party for an elective office that is to be filled at  
4175 the next general election, shall:
- 4176 (a) except as provided in Subsection [~~20A-9-202(1)(e)~~] 20A-9-202(1)(b), file a  
4177 declaration of candidacy in person with the filing officer during the applicable  
4178 declaration of candidacy filing period described in Section 20A-9-201.5; and  
4179 (b) pay the filing fee.
- 4180 (4) Notwithstanding Subsection 20A-9-202(2)(a), a member of a qualified political party  
4181 who, under this section, is seeking the nomination of the qualified political party for the  
4182 office of district attorney within a multicounty prosecution district that is to be filled at  
4183 the next general election, shall:
- 4184 (a) file a declaration of candidacy with the county clerk designated in the interlocal  
4185 agreement creating the prosecution district during the applicable declaration of  
4186 candidacy filing period described in Section 20A-9-201.5; and  
4187 (b) pay the filing fee.
- 4188 (5) Notwithstanding Subsection 20A-9-202(3)(a)(iii), a lieutenant governor candidate who  
4189 files as the joint-ticket running mate of an individual who is nominated by a qualified  
4190 political party, under this section, for the office of governor shall, during the applicable  
4191 declaration of candidacy filing period described in Section 20A-9-201.5, file a  
4192 declaration of candidacy and submit a letter from the candidate for governor that names  
4193 the lieutenant governor candidate as a joint-ticket running mate.
- 4194 (6)(a) A qualified political party that nominates a candidate under this section shall  
4195 certify the name of the candidate to the lieutenant governor before the deadline  
4196 described in Subsection 20A-9-202(1)(b).
- 4197 (b) The lieutenant governor and a county clerk shall include, in the primary ballot  
4198 certification or, for a race where a primary is not held because the candidate is  
4199 unopposed, in the [~~general election ballot certification~~] list of names described in  
4200 Sections 20A-5a-209 and 20A-5a-210, the name of each candidate nominated by a  
4201 qualified political party under this section.
- 4202 (7) Notwithstanding Subsection [~~20A-9-701(2)~~] 20A-5a-209(3), the ballot shall, for each  
4203 candidate who is nominated by a qualified political party under this section, designate  
4204 the qualified political party that nominated the candidate.
- 4205 Section 67. Section **20A-9-408** is amended to read:

4206           **20A-9-408 (Effective 05/06/26). Signature-gathering process to seek the**  
4207 **nomination of a qualified political party -- Removal of signature.**

- 4208 (1) This section describes the requirements for a member of a qualified political party who  
4209 is seeking the nomination of the qualified political party for an elective office through  
4210 the signature-gathering process described in this section.
- 4211 (2) Notwithstanding Subsection 20A-9-201(7)(a), the form of the declaration of candidacy  
4212 for a member of a qualified political party who is nominated by, or who is seeking the  
4213 nomination of, the qualified political party under this section shall be substantially as  
4214 described in Section 20A-9-408.5.
- 4215 (3) Notwithstanding Subsection 20A-9-202(1)(a), and except as provided in Subsection  
4216 20A-9-202(4), a member of a qualified political party who, under this section, is seeking  
4217 the nomination of the qualified political party for an elective office that is to be filled at  
4218 the next general election shall:
- 4219 (a) except to the extent otherwise provided in Subsection (13)(a), during the applicable  
4220 declaration of candidacy filing period described in Section 20A-9-201.5, and before  
4221 gathering signatures under this section, file with the filing officer on a form approved  
4222 by the lieutenant governor a notice of intent to gather signatures for candidacy that  
4223 includes:
- 4224 (i) the name of the member who will attempt to become a candidate for a registered  
4225 political party under this section;
- 4226 (ii) the name of the registered political party for which the member is seeking  
4227 nomination;
- 4228 (iii) the office for which the member is seeking to become a candidate;
- 4229 (iv) the address and telephone number of the member; and
- 4230 (v) other information required by the lieutenant governor;
- 4231 (b) except as provided in Subsection [~~20A-9-202(1)(e)~~] 20A-9-202(1)(b), file a  
4232 declaration of candidacy, in person, with the filing officer during the applicable  
4233 declaration of candidacy filing period described in Section 20A-9-201.5; and
- 4234 (c) pay the filing fee.
- 4235 (4) Notwithstanding Subsection 20A-9-202(2)(a), a member of a qualified political party  
4236 who, under this section, is seeking the nomination of the qualified political party for the  
4237 office of district attorney within a multicounty prosecution district that is to be filled at  
4238 the next general election shall:
- 4239 (a) during the applicable declaration of candidacy filing period described in Section

- 4240 20A-9-201.5, and before gathering signatures under this section, file with the filing  
 4241 officer on a form approved by the lieutenant governor a notice of intent to gather  
 4242 signatures for candidacy that includes:
- 4243 (i) the name of the member who will attempt to become a candidate for a registered  
 4244 political party under this section;
  - 4245 (ii) the name of the registered political party for which the member is seeking  
 4246 nomination;
  - 4247 (iii) the office for which the member is seeking to become a candidate;
  - 4248 (iv) the address and telephone number of the member; and
  - 4249 (v) other information required by the lieutenant governor;
- 4250 (b) except as provided in Subsection [~~20A-9-202(1)(e)~~] 20A-9-202(1)(b), file a  
 4251 declaration of candidacy, in person, with the filing officer during the applicable  
 4252 declaration of candidacy filing period described in Section 20A-9-201.5; and
- 4253 (c) pay the filing fee.
- 4254 (5) Notwithstanding Subsection 20A-9-202(3)(a)(iii), a lieutenant governor candidate who  
 4255 files as the joint-ticket running mate of an individual who is nominated by a qualified  
 4256 political party, under this section, for the office of governor shall, during the applicable  
 4257 declaration of candidacy filing period described in Section 20A-9-201.5, file a  
 4258 declaration of candidacy and submit a letter from the candidate for governor that names  
 4259 the lieutenant governor candidate as a joint-ticket running mate.
- 4260 (6)(a) The lieutenant governor shall ensure that the [~~certification described in Subsection~~  
 4261 20A-9-701(1)] information that the lieutenant governor sends to a county clerk under  
 4262 Section 20A-5a-209 also includes the name of each candidate nominated by a  
 4263 qualified political party under this section.
- 4264 (b) A county clerk shall ensure that the information published by the county clerk under  
 4265 Section 20A-5a-210 also includes the name of each candidate nominated by a  
 4266 qualified political party under this section.
- 4267 (7) Notwithstanding Subsection [~~20A-9-701(2)~~] 20A-5a-209(3), the ballot shall, for each  
 4268 candidate who is nominated by a qualified political party under this section, designate  
 4269 the qualified political party that nominated the candidate.
- 4270 (8) A member of a qualified political party may seek the nomination of the qualified  
 4271 political party for an elective office by:
- 4272 (a) complying with the requirements described in this section; and
  - 4273 (b) collecting signatures, on a form approved by the lieutenant governor that complies

- 4274 with Subsection 20A-9-405(3), during the period beginning on the day on which the  
4275 member files a notice of intent to gather signatures and ending at the applicable  
4276 deadline described in Subsection (12), in the following amounts:
- 4277 (i) for a statewide race, 28,000 signatures of registered voters in the state who are  
4278 permitted by the qualified political party to vote for the qualified political party's  
4279 candidates in a primary election;
  - 4280 (ii) except as provided in Subsection (13)(b), for a congressional district race, 7,000  
4281 signatures of registered voters who are residents of the congressional district and  
4282 are permitted by the qualified political party to vote for the qualified political  
4283 party's candidates in a primary election;
  - 4284 (iii) for a state Senate district race, 2,000 signatures of registered voters who are  
4285 residents of the state Senate district and are permitted by the qualified political  
4286 party to vote for the qualified political party's candidates in a primary election;
  - 4287 (iv) for a state House district race, 1,000 signatures of registered voters who are  
4288 residents of the state House district and are permitted by the qualified political  
4289 party to vote for the qualified political party's candidates in a primary election;
  - 4290 (v) for a State Board of Education race, the lesser of:
    - 4291 (A) 2,000 signatures of registered voters who are residents of the State Board of  
4292 Education district and are permitted by the qualified political party to vote for  
4293 the qualified political party's candidates in a primary election; or
    - 4294 (B) 3% of the registered voters of the qualified political party who are residents of  
4295 the applicable State Board of Education district; and
  - 4296 (vi) for a county office race, signatures of 3% of the registered voters who are  
4297 residents of the area permitted to vote for the county office and are permitted by  
4298 the qualified political party to vote for the qualified political party's candidates in  
4299 a primary election.
- 4300 (9)(a) This Subsection (9) applies only to the manual candidate qualification process.
- 4301 (b) In order for a member of the qualified political party to qualify as a candidate for the  
4302 qualified political party's nomination for an elective office under this section, using  
4303 the manual candidate qualification process, the member shall:
    - 4304 (i) collect the signatures on a form approved by the lieutenant governor, using the  
4305 same circulation and verification requirements described in Sections 20A-7-105  
4306 and 20A-7-204; and
    - 4307 (ii) in accordance with Section 20A-9-408.3, submit the signatures to the election

- 4308 officer before the applicable deadline described in Subsection (12).
- 4309 (c) Upon timely receipt of the signatures described in Subsections (8) and (9)(b), and in  
4310 accordance with Section 20A-9-408.3, the election officer shall, no later than the  
4311 earlier of 14 calendar days after the day on which the election officer receives the  
4312 signatures, or one day before the day on which the qualified political party holds the  
4313 convention to select a nominee for the elective office to which the signature packets  
4314 relate:
- 4315 (i) check the name of each individual who completes the verification for a signature  
4316 packet to determine whether each individual is at least 18 years old;
- 4317 (ii) submit the name of each individual described in Subsection (9)(c)(i) who is not at  
4318 least 18 years old to the attorney general and the county attorney;
- 4319 (iii) with the assistance of the county clerk as applicable, determine whether each  
4320 signer is a registered voter who is qualified to sign the petition, using the same  
4321 method, described in Section 20A-1-1002, used to verify a signature on a petition;  
4322 and
- 4323 (iv) certify whether each name is that of a registered voter who is qualified to sign the  
4324 signature packet.
- 4325 (d)(i) A registered voter who physically signs a form under Subsections (8) and (9)(b)  
4326 may have the voter's signature removed from the form by, no later than 5 p.m.  
4327 three business days after the day on which the member submits the signature form  
4328 to the election officer, submitting to the election officer a statement requesting  
4329 that the voter's signature be removed.
- 4330 (ii) A statement described in Subsection (9)(d)(i) shall comply with the requirements  
4331 described in Subsection 20A-1-1003(2).
- 4332 (iii) With the assistance of the county clerk as applicable, the election officer shall  
4333 use the procedures described in Subsection 20A-1-1003(3) to determine whether  
4334 to remove an individual's signature after receiving a timely, valid statement  
4335 requesting removal of the signature.
- 4336 (e)(i) An election officer shall, in accordance with this Subsection (9)(e) and rules  
4337 made under Section 20A-3a-106, conduct regular audits of signature comparisons  
4338 made between signatures gathered under this section and voter signatures  
4339 maintained by the election officer.
- 4340 (ii) An individual who conducts an audit of signature comparisons under this section  
4341 may not audit the individual's own work.

- 4342 (iii) The election officer shall:
- 4343 (A) audit 1% of all signature comparisons described in Subsection (9)(e)(i) to
- 4344 determine the accuracy of the comparisons made;
- 4345 (B) record the individuals who conducted the audit;
- 4346 (C) record the audit results;
- 4347 (D) provide additional training or staff reassignments, as needed, based on the
- 4348 results of an audit described in Subsection (9)(e)(i); and
- 4349 (E) record any remedial action taken.
- 4350 (iv) The audit results described in Subsection (9)(e)(iii)(C) are a public record.
- 4351 (f) An election officer who certifies signatures under Subsection (9)(c) or [
- 4352 ~~20A-9-403(3)(d)~~] 20A-9-403(3)(c) shall, after certifying enough signatures to
- 4353 establish that a candidate has reached the applicable signature threshold described in
- 4354 Subsection (8) or 20A-9-403(3)(a), as applicable, continue to certify signatures
- 4355 submitted for the candidate in excess of the number of signatures required, until the
- 4356 election officer either:
- 4357 (i) certifies signatures equal to 110% of the applicable signature threshold; or
- 4358 (ii) has reviewed all signatures submitted for the candidate before reaching an
- 4359 amount equal to 110% of the applicable signature threshold.
- 4360 (10)(a) This Subsection (10) applies only to the electronic candidate qualification
- 4361 process.
- 4362 (b) In order for a member of the qualified political party to qualify as a candidate for the
- 4363 qualified political party's nomination for an elective office under this section, the
- 4364 member shall, before the deadline described in Subsection (12), collect signatures
- 4365 electronically:
- 4366 (i) in accordance with Section 20A-21-201; and
- 4367 (ii) using progressive screens, in a format approved by the lieutenant governor, that
- 4368 complies with Subsection 20A-9-405(4).
- 4369 (c) Upon timely receipt of the signatures described in Subsections (8) and (9)(b), the
- 4370 election officer shall, no later than the earlier of 14 calendar days after the day on
- 4371 which the election officer receives the signatures, or one day before the day on which
- 4372 the qualified political party holds the convention to select a nominee for the elective
- 4373 office to which the signature packets relate:
- 4374 (i) check the name of each individual who completes the verification for a signature
- 4375 to determine whether each individual is at least 18 years old; and

4376 (ii) submit the name of each individual described in Subsection (10)(c)(i) who is not  
4377 at least 18 years old to the attorney general and the county attorney.

4378 (11)(a) An individual may not gather signatures under this section until after the  
4379 individual files a notice of intent to gather signatures for candidacy described in this  
4380 section.

4381 (b) An individual who files a notice of intent to gather signatures for candidacy,  
4382 described in Subsection (3)(a) or (4)(a), is, beginning on the day on which the  
4383 individual files the notice of intent to gather signatures for candidacy:

4384 (i) required to comply with the reporting requirements that a candidate for office is  
4385 required to comply with; and

4386 (ii) subject to the same enforcement provisions, and civil and criminal penalties, that  
4387 apply to a candidate for office in relation to the reporting requirements described  
4388 in Subsection (11)(b)(i).

4389 (c) Upon timely receipt of the signatures described in Subsections (8) and (9)(b), or  
4390 Subsections (8) and (10)(b), the election officer shall, no later than the day before the  
4391 day on which the qualified political party holds the convention to select a nominee  
4392 for the elective office to which the signature packets relate, notify the qualified  
4393 political party and the lieutenant governor of the name of each member of the  
4394 qualified political party who qualifies as a nominee of the qualified political party,  
4395 under this section, for the elective office to which the convention relates.

4396 (d) Upon receipt of a notice of intent to gather signatures for candidacy described in this  
4397 section, the lieutenant governor shall post the notice of intent to gather signatures for  
4398 candidacy on the lieutenant governor's website in the same location that the  
4399 lieutenant governor posts a declaration of candidacy.

4400 (12) The deadline before which a member of a qualified political party must collect and  
4401 submit signatures to the election officer under this section is 5 p.m. on the last business  
4402 day that is at least 14 calendar days before the day on which the qualified political  
4403 party's convention for the office begins.

4404 (13) For the 2026 election year only, an individual who desires to gather signatures to seek  
4405 the nomination of a qualified political party for the office of United States representative  
4406 shall:

4407 (a) in accordance with Subsection (3)(a), file a notice of intent to gather signatures  
4408 during the period beginning at 8 a.m. on the first business day of January and ending  
4409 at 5 p.m. on March 13, 2026; and

4410 (b) during the period beginning on the day on which the individual files the notice of  
 4411 intent to gather signatures and ending at 5 p.m. on March 13, 2026, on a form  
 4412 approved by the lieutenant governor that complies with Subsection 20A-9-405(3),  
 4413 collect 7,000 signatures of registered voters who are residents of the state and are  
 4414 permitted by the qualified political party to vote for the qualified political party's  
 4415 candidates in a primary election.

4416 Section 68. Section **20A-9-409** is amended to read:

4417 **20A-9-409 (Effective 05/06/26). Primary election provisions relating to qualified**  
 4418 **political party.**

4419 (1) The regular primary election is held on the date specified in Section 20A-1-201.5.

4420 (2)(a) A qualified political party that nominates only one [~~or more candidates~~] candidate  
 4421 for an elective office under Section 20A-9-407 and does not have a candidate qualify  
 4422 as a candidate for that office under Section 20A-9-408[~~, may, but is not required to,~~] :

4423 (i) may not participate in the primary election for that office[-] ; and

4424 (ii) will appear as a candidate for that office on the regular general election ballot.

4425 (b) A qualified political party that has only one candidate qualify as a candidate for an  
 4426 elective office under Section 20A-9-408 and does not nominate a candidate for that  
 4427 office under Section 20A-9-407[~~, may, but is not required to,~~] :

4428 (i) may not participate in the primary election for that office[-] ; and

4429 (ii) will appear as a candidate for that office on the regular general election ballot.

4430 (c) A qualified political party that nominates one or more candidates for an elective  
 4431 office under Section 20A-9-407 and has one or more candidates qualify as a  
 4432 candidate for that office under Section 20A-9-408 shall participate in the primary  
 4433 election for that office.

4434 (d) A qualified political party that has two or more candidates qualify as candidates for  
 4435 an elective office under Section 20A-9-408, and does not nominate a candidate for  
 4436 that office under Section 20A-9-407, shall participate in the primary election for that  
 4437 office.

4438 (e) A qualified political party that nominates two candidates for an elective office under  
 4439 Section 20A-9-407, and does not have a candidate qualify as a candidate for elective  
 4440 office under Section 20A-9-408, shall participate in the primary election for that  
 4441 office.

4442 (3) Notwithstanding Subsection (2), in an opt-in county, as defined in Section 17-62-201 or  
 4443 17-62-202, a qualified political party shall participate in the primary election for a

4444 county commission office if:

4445 (a) there is more than one:

4446 (i) open position as defined in Section 17-62-201; or

4447 (ii) midterm vacancy as defined in Section 17-62-201; and

4448 (b) the number of candidates nominated under Section 20A-9-407 or qualified under  
4449 Section 20A-9-408 for the respective open positions or midterm vacancies exceeds  
4450 the number of respective open positions or midterm vacancies.

4451 ~~[(4)(a) As used in this Subsection (4), a candidate is "unopposed" if:]~~

4452 ~~[(i) no individual other than the candidate receives a certification, from the  
4453 appropriate filing officer, for the regular primary election ballot of the candidate's  
4454 registered political party for a particular elective office; or]~~

4455 ~~[(ii) for an office where more than one individual is to be elected or nominated, the  
4456 number of candidates who receive certification, from the appropriate filing officer,  
4457 for the regular primary election of the candidate's registered political party does  
4458 not exceed the total number of candidates to be elected or nominated for that  
4459 office.]~~

4460 ~~[(b) Before the deadline described in Subsection (4)(c), the lieutenant governor shall:]~~

4461 ~~[(i) provide to the county clerks:]~~

4462 ~~[(A) a list of the names of all candidates for federal, constitutional, multi-county,  
4463 single county, and county offices who have received certifications from the  
4464 appropriate filing officer, along with instructions on how those names shall  
4465 appear on the primary election ballot in accordance with Sections 20A-6-109  
4466 and 20A-6-110; and]~~

4467 ~~[(B) a list of unopposed candidates for elective office who have been nominated  
4468 by a registered political party; and]~~

4469 ~~[(ii) instruct the county clerks to exclude unopposed candidates from the primary  
4470 election ballot.]~~

4471 ~~[(e) The deadline described in Subsection (4)(b) is 5 p.m. on the first Wednesday after  
4472 the fourth Saturday in April.]~~

4473 Section 69. Section **20A-14-103** is amended to read:

4474 **20A-14-103 (Effective 05/06/26). State Board of Education members -- Term --**

4475 **Requirements.**

4476 (1) Unless otherwise provided by law and except as provided in Subsection (2):

4477 (a) voters in the following districts, as designated in the Senate block equivalency file,

- 4478 shall elect a State Board of Education member for a term of four years:
- 4479 (i) at the 2022 General Election, State Board of Education Districts 1, 2, 4, 5, 8, 11,  
4480 and 14; and
- 4481 (ii) at the 2024 General Election, State Board of Education Districts 3, 6, 7, 9, 10, 12,  
4482 13, and 15; and
- 4483 (b) a State Board of Education member representing a district described in Subsection  
4484 (1)(a)(ii) on November 16, 2021, shall represent the realigned district, if the State  
4485 Board of Education member resides in the realigned district, for a term of office that  
4486 ends January 6, 2025.
- 4487 (2)(a) As used in this Subsection (2), "District 6" means District 6 as designated in the  
4488 Senate block equivalency file.
- 4489 (b) If one of the incumbent State Board of Education members from District 6 files  
4490 written notice with the lieutenant governor by close of business on January 3, 2022,  
4491 that the member will not seek election to the State Board of Education from District 6:  
4492 (i) the filing incumbent member may serve until January 2, 2023, in representation of  
4493 the district to which the member was elected at the 2020 General Election; and  
4494 (ii) the other incumbent member from District 6 shall serve out the term for which the  
4495 member was elected, in representation of District 6, which is until January 6, 2025.
- 4496 (c) If neither or both incumbent State Board of Education members in District 6 file the  
4497 written notice described in Subsection (2)(b):  
4498 (i) the incumbent members may serve until January 2, 2023, in representation of the  
4499 district to which the members were elected at the 2020 General Election;  
4500 (ii) the lieutenant governor shall designate District 6 as an office to be filled in the  
4501 2022 General Election in the notice [~~of election required by Section 20A-5-101~~] of  
4502 offices to be filled for that election;  
4503 (iii) the State Board of Education member elected from District 6 at the 2022 General  
4504 Election shall be elected to serve a term of office of two years; and  
4505 (iv) the State Board of Education member elected from District 6 at the 2024 General  
4506 Election shall be elected to serve a term of office of four years.
- 4507 (3)(a) A person seeking election to the State Board of Education shall have been a  
4508 resident of the State Board of Education district in which the person is seeking  
4509 election for at least one year as of the date of the election.
- 4510 (b) A person who has resided within the State Board of Education district, as the  
4511 boundaries of the district exist on the date of the election, for one year immediately

4512 preceding the date of the election shall be considered to have met the requirements of  
 4513 this Subsection (3).

4514 (4) A State Board of Education member shall:

4515 (a) be and remain a registered voter in the State Board of Education district from which  
 4516 the member was elected or appointed; and

4517 (b) maintain the member's primary residence within the State Board of Education district  
 4518 from which the member was elected or appointed during the member's term of office.

4519 (5) A State Board of Education member may not, during the member's term of office, also  
 4520 serve as an employee of the State Board of Education.

4521 Section 70. Section **67-1a-7** is amended to read:

4522 **67-1a-7 (Effective 05/06/26). Use and custody of The Great Seal of the State of**  
 4523 **Utah -- Penalty for misuse or defacing -- Rulemaking authority.**

4524 (1) As used in this section, "seal" means the Great Seal of the State of Utah, established in  
 4525 Utah Constitution, Article VII, Section 20.

4526 (2) In accordance with Utah Constitution, Article VII, Section 20, the Legislature  
 4527 designates the lieutenant governor as the officer responsible to keep the seal.

4528 (3) [ Except as otherwise provided by] In accordance with the requirements of law, the  
 4529 lieutenant governor, or the lieutenant governor's designee, is authorized to use or affix  
 4530 the [Great Seal of this state] seal to any document[ -whatever and only in pursuance of  
 4531 law, and is responsible for its safekeeping. Any] .

4532 (4) A person who illegally uses the [Great Seal of this state, or such seal when defaced] seal,  
 4533 or who defaces the seal, is guilty of a third degree felony.

4534 (5) The director of elections, within the Office of the Lieutenant Governor, may make rules,  
 4535 in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, that:

4536 (a) regulate the use and application of the seal;

4537 (b) establish permitted and prohibited uses of the seal; and

4538 (c) establish requirements for obtaining authorization to use the seal or a replica of the  
 4539 seal.

4540 Section 71. **Repealer.**

4541 This bill repeals:

4542 Section **17B-1-305, Notice of offices to be filled.**

4543 Section **20A-5-409, Certification of candidates to county clerks.**

4544 Section 72. **Effective Date.**

4545 (1) Except as provided in Subsection (2), this bill takes effect May 6, 2026.

- 4546 (2)(a) The actions affecting sections described in Subsection (2)(b) take effect:  
4547 (i) except as provided in Subsection (2)(a)(ii), May 6, 2026; or  
4548 (ii) if approved by two-thirds of all members elected to each house:  
4549 (A) upon approval by the governor;  
4550 (B) without the governor's signature, the day following the constitutional time  
4551 limit of Utah Constitution, Article VII, Section 8; or  
4552 (C) in the case of a veto, the date of veto override.  
4553 (b) Subsection (2)(a) applies to the actions affecting the following sections:  
4554 (i) Section 20A-5a-205 (**Effective upon governor's approval**); and  
4555 (ii) Section 20A-5a-206 (**Effective upon governor's approval**).