

Jefferson S. Burton proposes the following substitute bill:

Election Code Modifications

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jefferson S. Burton

Senate Sponsor:

LONG TITLE

General Description:

This bill amends provisions relating to elections.

Highlighted Provisions:

This bill:

- defines terms;
- modifies voter registration forms and other forms to allow a voter to request, for future elections, whether the voter will receive a ballot by mail and whether the voter desires to return a ballot by mail;
- requires a voter to make a request described in the preceding paragraph at least every eight years;
- provides that, beginning in 2029, a voter:
 - will not receive a ballot by mail unless the voter makes a timely request to receive a ballot by mail; and
 - subject to certain exceptions, will not be permitted to return a ballot by mail unless the voter makes a timely request to return a ballot by mail;
- provides that a voter may return a ballot to a ballot drop box only when the ballot drop box is attended by at least two poll workers;
- establishes requirements regarding the required number of drop boxes and the days and hours during which voters may return ballots to drop boxes;
- requires a voter who returns a ballot to a ballot drop box to first provide identification to a poll worker at the ballot drop box;
- describes the requirements for verification of identity at a ballot drop box;
- describes the requirements for returning a ballot by mail;
- describes requirements relating to voting a ballot;
- describes the requirements for returning a ballot to a polling place or voting at a polling

29 place;

30 ▶ extends emergency ballot provisions to an individual with a disability who is restricted in
31 the individual's ability to travel from the individual's residence;

32 ▶ subject to certain exceptions, provides that, when poll workers verify a voter's identity in
33 relation to a ballot returned by mail, the poll workers are required to verify the signature
34 on the affidavit in addition to the last four digits of an identification number;

35 ▶ modifies forms, voting requirements, and other provisions to conform with the provisions
36 of this bill;

37 ▶ describes the type of personal identifying information that must be redacted from certain
38 political disclosure reports and provides civil and criminal penalties for publicly
39 disclosing the information;

40 ▶ modifies a provision relating to the frequency of an elections audit performed by the
41 Office of the Legislative Auditor General; and

42 ▶ makes technical and conforming changes.

43 **Money Appropriated in this Bill:**

44 None

45 **Other Special Clauses:**

46 This bill provides a special effective date.

47 **Utah Code Sections Affected:**

48 AMENDS:

49 **10-2a-215 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, First Special
50 Session, Chapter 6

51 **20A-1-102 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, First Special
52 Session, Chapter 6

53 **20A-1-304 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapter 448

54 **20A-2-104 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapters 381,
55 448

56 **20A-2-108 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 381

57 **20A-2-206 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 381

58 **20A-2-505 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapters 381,
59 448

60 **20A-3a-201 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapter 381

61 **20A-3a-202 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapters 381,
62 448

63 **20A-3a-202.5 (Effective 05/06/26)**, as enacted by Laws of Utah 2025, Chapter 381
64 **20A-3a-203 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapters 381,
65 448
66 **20A-3a-204 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapter 381
67 **20A-3a-205 (Effective 01/01/27)**, as renumbered and amended by Laws of Utah 2020,
68 Chapter 31
69 **20A-3a-301 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 381
70 **20A-3a-401 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, First Special
71 Session, Chapter 6
72 **20A-3a-805 (Effective 01/01/27)**, as renumbered and amended by Laws of Utah 2020,
73 Chapter 31
74 **20A-4-101 (Effective 01/01/27)**, as last amended by Laws of Utah 2022, Chapter 342
75 **20A-4-102 (Effective 01/01/27)**, as last amended by Laws of Utah 2023, Chapters 156,
76 297
77 **20A-4-105 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapter 381
78 **20A-4-304 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, First Special
79 Session, Chapter 6
80 **20A-4-401 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, First Special
81 Session, Chapter 6
82 **20A-5-102 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapter 381
83 **20A-5-403.5 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, First Special
84 Session, Chapter 6
85 **20A-5-407 (Effective 01/01/27)**, as last amended by Laws of Utah 2023, Chapter 15
86 **20A-6-105 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapters 381,
87 448
88 **20A-11-1002 (Effective 01/01/27)**, as last amended by Laws of Utah 2010, Chapter 389
89 **36-12-15.2 (Effective 01/01/27)**, as enacted by Laws of Utah 2023, Chapter 156

90 ENACTS:

91 **20A-3a-203.5 (Effective 01/01/27)**, Utah Code Annotated 1953
92 **20A-3a-203.6 (Effective 01/01/27)**, Utah Code Annotated 1953
93 **20A-4-102.5 (Effective 01/01/27)**, Utah Code Annotated 1953

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

96 Section 1. Section **10-2a-215** is amended to read:

97 **10-2a-215 (Effective 01/01/27). Election of officers of new municipality --**
98 **Primary and final election dates -- Notice of election -- County clerk duties -- Candidate**
99 **duties -- Occupation of office.**

100 (1) For the election of municipal officers, the county legislative body shall:

101 (a) unless a primary election is prohibited under Subsection 20A-9-404(2), hold a
102 primary election; and

103 (b) unless the election may be cancelled in accordance with Section 20A-1-206, hold a
104 final election.

105 (2) Each election described in Subsection (1) shall be held:

106 (a) consistent with the petition sponsors' determination of the length of each council
107 member's initial term; and

108 (b) for the incorporation of a city:

109 (i) appropriate to the form of government chosen by the voters at the incorporation
110 election;

111 (ii) consistent with the voters' decision about whether to elect city council members
112 by district and, if applicable, consistent with the boundaries of those districts as
113 determined by the petition sponsors; and

114 (iii) consistent with the sponsors' determination of the number of city council
115 members to be elected.

116 (3)(a) Subject to Subsection (3)(b), and notwithstanding Subsection 20A-1-201.5(2), the
117 primary election described in Subsection (1)(a) shall be held at the earliest of the next:

118 (i) regular primary election described in Subsection 20A-1-201.5(1); or

119 (ii) municipal primary election described in Section 20A-9-404.

120 (b) The county shall hold the primary election, if necessary, on the next election date
121 described in Subsection (3)(a) that is after the incorporation election conducted under
122 Section 10-2a-210.

123 (4)(a) Subject to Subsection (4)(b), the county shall hold the final election described in
124 Subsection (1)(b):

125 (i) on the following election date that next follows the date of the incorporation
126 election held under Subsection 10-2a-210(1)(a);

127 (ii) a regular general election described in Section 20A-1-201; or

128 (iii) a regular municipal general election under Section 20A-1-202.

129 (b) The county shall hold the final election on the earliest of the next election date that is
130 listed in Subsection (4)(a)(i), (ii), or (iii):

- 131 (i) that is after a primary election; or
- 132 (ii) if there is no primary election, that is at least:
- 133 (A) 75 days after the incorporation election under Section 10-2a-210; and
- 134 (B) 65 days after the candidate filing period.
- 135 (5) The county clerk shall provide notice of an election under this section for the future
- 136 municipality, as a class A notice under Section 63G-30-102, for at least two weeks
- 137 before the day of the election.
- 138 (6) Until the municipality is incorporated, the county clerk:
- 139 (a) is the election officer for all purposes related to the election of municipal officers;
- 140 (b) may, as necessary, determine appropriate deadlines, procedures, and instructions
- 141 related to the election of municipal officers for a new municipality that are not
- 142 otherwise contrary to law;
- 143 (c) shall require and determine deadlines for municipal office candidates to file
- 144 campaign financial disclosures in accordance with Section 10-3-208; and
- 145 (d) shall ensure that the ballot for the election includes each office that is required to be
- 146 included in the election for officers of the newly incorporated municipality, including
- 147 the term of each office.
- 148 (7) An individual who has filed as a candidate for an office described in this section shall
- 149 comply with:
- 150 (a) the campaign finance disclosure requirements described in Section 10-3-208; and
- 151 (b) the requirements and deadlines established by the county clerk under this section.
- 152 (8) Notwithstanding Section 10-3-201, the officers elected at a final election described in
- 153 Subsection (4)(a) shall take office:
- 154 (a) after taking the oath of office; and
- 155 (b) at noon on the first Monday following the day on which the election official
- 156 transmits a certificate of nomination or election under the officer's seal to each
- 157 elected candidate in accordance with Subsection [~~20A-4-304(6)(b)~~] 20A-4-304(5)(b).
- 158 Section 2. Section **20A-1-102** is amended to read:
- 159 **20A-1-102 (Effective 01/01/27). Definitions.**
- 160 As used in this title:
- 161 (1) "Active voter" means a registered voter who has not been classified as an inactive voter
- 162 by the county clerk.
- 163 (2) "Automatic tabulating equipment" means apparatus that automatically examines and
- 164 counts votes recorded on ballots and tabulates the results.

- 165 (3)(a) "Ballot" means the storage medium, including a paper, mechanical, or electronic
166 storage medium, that records an individual voter's vote.
- 167 (b) "Ballot" does not include a record to tally multiple votes.
- 168 (4) "Ballot drop box" means a drop box, described in Section 20A-5-403.5, where a poll
169 worker may place a completed remote ballot delivered to the poll worker by a voter in
170 accordance with Section 20A-3a-203.5.
- 171 [~~4~~] (5) "Ballot proposition" means a question, issue, or proposal that is submitted to voters
172 on the ballot for their approval or rejection including:
- 173 (a) an opinion question specifically authorized by the Legislature;
174 (b) a constitutional amendment;
175 (c) an initiative;
176 (d) a referendum;
177 (e) a bond proposition;
178 (f) a judicial retention question;
179 (g) an incorporation of a city or town; or
180 (h) any other ballot question specifically authorized by the Legislature.
- 181 [~~5~~] (6) "Bind," "binding," or "bound" means securing more than one piece of paper
182 together using staples or another means in at least three places across the top of the
183 paper in the blank space reserved for securing the paper.
- 184 [~~6~~] (7) "Board of canvassers" means the entities established by Sections 20A-4-301 and
185 20A-4-306 to canvass election returns.
- 186 [~~7~~] (8) "Bond election" means an election held for the purpose of approving or rejecting
187 the proposed issuance of bonds by a government entity.
- 188 [~~8~~] (9) "Business day" means a Monday, Tuesday, Wednesday, Thursday, or Friday that is
189 not a holiday.
- 190 [~~9~~] (10) "Business reply mail envelope" means an envelope that may be mailed free of
191 charge by the sender.
- 192 [~~10~~] (11) "Calendar day" means any day, regardless of whether the day is a weekend, a
193 holiday, a business day, or any other type of day.
- 194 [~~11~~] (12) "Canvass" means the review of election returns and the official declaration of
195 election results by the board of canvassers.
- 196 [~~12~~] (13) "Canvassing judge" means a poll worker designated to assist in counting ballots
197 at the canvass.
- 198 [~~13~~] (14) "Contracting election officer" means an election officer who enters into a

- 199 contract or interlocal agreement with a provider election officer.
- 200 [~~(14)~~] (15) "Convention" means the political party convention at which party officers and
 201 delegates are selected.
- 202 [~~(15)~~] (16) "Counting center" means one or more locations selected by the election officer in
 203 charge of the election for the automatic counting of ballots.
- 204 [~~(16)~~] (17) "Counting judge" means a poll worker designated to count the ballots during
 205 election day.
- 206 [~~(17)~~] (18) "Counting room" means a suitable and convenient private place or room for use
 207 by the poll workers and counting judges to count ballots.
- 208 [~~(18)~~] (19) "County officers" means those county officers that are required by law to be
 209 elected.
- 210 [~~(19)~~] (20) "Date of the election" or "election day" or "day of the election":
 211 (a) means the day that is specified in the calendar year as the day on which the election
 212 occurs; and
 213 (b) does not include:
 214 (i) deadlines established for voting by mail, military-overseas voting, or emergency
 215 voting; or
 216 (ii) any early voting or early voting period as provided under Chapter 3a, Part 6,
 217 Early Voting.
- 218 [~~(20)~~] (21) "Elected official" means:
 219 (a) a person elected to an office under Section 20A-1-303 or Chapter 4, Part 6,
 220 Municipal Alternate Voting Methods Pilot Project;
 221 (b) a person who is considered to be elected to a municipal office in accordance with
 222 Subsection 20A-1-206(1)(c)(ii); or
 223 (c) a person who is considered to be elected to a special district office in accordance
 224 with Subsection 20A-1-206(3)(b)(ii).
- 225 [~~(21)~~] (22) "Election" means a regular general election, a municipal general election, a
 226 statewide special election, a local special election, a regular primary election, a
 227 municipal primary election, and a special district election.
- 228 [~~(22)~~] (23) "Election Assistance Commission" means the commission established by the
 229 Help America Vote Act of 2002, Pub. L. No. 107-252.
- 230 [~~(23)~~] (24) "Election cycle" means the period beginning on the first day on which
 231 individuals are eligible to file declarations of candidacy and ending when the canvass is
 232 completed.

233 [~~24~~] (25) "Election judge" means a poll worker that is assigned to:

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

237 [~~25~~] (26) "Election material" includes:

- 238 (a) the verification documentation described in Subsection 20A-3a-401(9)(b)(iv);
- 239 (b) the list of voters contacted to cure a ballot described in Subsection 20A-3a-401(10)(b);
- 240 (c) the record of rejected and resolved ballots described in Subsection 20A-3a-401(11)(a);
- 241 (d) any chain of custody documentation described in Section 20A-3a-401.1, including:
 - 242 (i) the count of ballots described in Subsection 20A-3a-401.1(3); and
 - 243 (ii) the batch log described in Subsection 20A-3a-401.1(5);
- 244 (e) the record of signature verification audits described in Subsection 20A-3a-402.5(4);
- 245 (f) the affidavit of compliance described in Subsection 20A-3a-404(2);
- 246 (g) the physical and electronic log of replicated ballots described in Subsection
- 247 20A-4-104(3);
- 248 (h) the physical or electronic log of adjudicated ballots described in Section 20A-5-802.5;
- 249 (i) the record of voter database access described in Subsection 20A-5-905(2);
- 250 (j) the reports on military and overseas voters described in Section 20A-16-202;
- 251 (k) scanned copies of return envelopes;
- 252 (l) a copy of the final election results database described in Section 20A-5-802.5; and
- 253 (m) the materials used in the programming of the automatic tabulating equipment.

254 [~~26~~] (27) "Election officer" means:

- 255 (a) the lieutenant governor, for all statewide ballots and elections;
- 256 (b) the county clerk for:
 - 257 (i) a county ballot and election; and
 - 258 (ii) a ballot and election as a provider election officer as provided in Section
 - 259 20A-5-400.1 or 20A-5-400.5;
- 260 (c) the municipal clerk for:
 - 261 (i) a municipal ballot and election; and
 - 262 (ii) a ballot and election as a provider election officer as provided in Section
 - 263 20A-5-400.1 or 20A-5-400.5;
- 264 (d) the special district clerk or chief executive officer for:
 - 265 (i) a special district ballot and election; and
 - 266 (ii) a ballot and election as a provider election officer as provided in Section

267 20A-5-400.1 or 20A-5-400.5; or

268 (e) the business administrator or superintendent of a school district for:

269 (i) a school district ballot and election; and

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

271 20A-5-400.1 or 20A-5-400.5.

272 [~~(27)~~] (28) "Election official" means any election officer, election judge, or poll worker.

273 [~~(28)~~] (29) "Election results" means:

274 (a) for an election other than a bond election, the count of votes cast in the election and
275 the election returns requested by the board of canvassers; or

276 (b) for bond elections, the count of those votes cast for and against the bond proposition
277 plus any or all of the election returns that the board of canvassers may request.

278 [~~(29)~~] (30) "Election results database" means the following information generated by voting
279 equipment:

280 (a) one or more electronic files that contains a digital interpretation of each ballot that is
281 counted in an election;

282 (b) a ballot image; and

283 (c) other information related to a ballot that is adjudicated under Section 20A-4-105.

284 [~~(30)~~] (31) "Election returns" means:

285 (a) the pollbook;

286 (b) the military and overseas absentee voter registration and voting certificates;

287 (c) one of the tally sheets;

288 (d) any unprocessed ballots;

289 (e) all counted ballots;

290 (f) all excess ballots;

291 (g) all unused ballots;

292 (h) all spoiled ballots;

293 (i) all ballot disposition forms, including any provisional ballot disposition forms;

294 (j) the final election results database described in Section 20A-5-802.5;

295 (k) all return envelopes;

296 (l) any provisional ballot envelopes; and

297 (m) the total votes cast form.

298 [~~(31)~~] (32) "Electronic signature" means an electronic sound, symbol, or process attached to
299 or logically associated with a record and executed or adopted by a person with the intent
300 to sign the record.

- 301 [~~(32)~~] (33) "Holiday" means a legal holiday described in Subsections 63G-1-301(1) and (2).
302 [~~(33)~~] (34) "Inactive voter" means a registered voter who is listed as inactive by a county
303 clerk under Subsection 20A-2-505(4)(c)(i) or (ii).
- 304 [~~(34)~~] (35) "Judicial office" means the office filled by any judicial officer.
305 [~~(35)~~] (36) "Judicial officer" means any justice or judge of a court of record or any county
306 court judge.
- 307 [~~(36)~~] (37) "Local election" means a regular county election, a regular municipal election, a
308 municipal primary election, a local special election, a special district election, and a
309 bond election.
- 310 [~~(37)~~] (38) "Local political subdivision" means a county, a municipality, a special district, or
311 a local school district.
- 312 [~~(38)~~] (39) "Local special election" means a special election called by the governing body of
313 a local political subdivision in which all registered voters of the local political
314 subdivision may vote.
- 315 (40) "Mail-in return envelope" means an envelope described in Subsection 20A-3a-203.6(2)
316 that a voter must complete, with the voter's remote ballot sealed inside, to return the
317 ballot by mail.
- 318 [~~(39)~~] (41) "Manual ballot" means a paper document produced by an election officer on
319 which an individual records an individual's vote by directly placing a mark on the paper
320 document using a pen or other marking instrument.
- 321 [~~(40)~~] (42) "Mechanical ballot" means a record, including a paper record, electronic record,
322 or mechanical record, that:
323 (a) is created via electronic or mechanical means; and
324 (b) records an individual voter's vote cast via a method other than an individual directly
325 placing a mark, using a pen or other marking instrument, to record an individual
326 voter's vote.
- 327 [~~(41)~~] (43) "Municipal executive" means:
328 (a) the mayor in the council-mayor form of government defined in Section 10-3b-102; or
329 (b) the mayor in the council-manager form of government defined in Subsection
330 10-3b-103(6).
- 331 [~~(42)~~] (44) "Municipal general election" means the election held in municipalities and, as
332 applicable, special districts on the first Tuesday after the first Monday in November of
333 each odd-numbered year for the purposes established in Section 20A-1-202.
- 334 [~~(43)~~] (45) "Municipal legislative body" means the council of the city or town in any form

335 of municipal government.

336 [(44)] (46) "Municipal office" means an elective office in a municipality.

337 [(45)] (47) "Municipal officers" means those municipal officers that are required by law to
338 be elected.

339 [(46)] (48) "Municipal primary election" means an election held to nominate candidates for
340 municipal office.

341 [(47)] (49) "Municipality" means a city or town.

342 [(48)] (50) "Official ballot" means the ballots distributed by the election officer for voters to
343 record their votes.

344 [(49)] (51) "Official endorsement" means the information on the ballot that identifies:
345 (a) the ballot as an official ballot;
346 (b) the date of the election; and
347 (c)(i) for a ballot prepared by an election officer other than a county clerk, the
348 facsimile signature required by Subsection 20A-6-401(1)(a)(iii); or
349 (ii) for a ballot prepared by a county clerk, the words required by Subsection
350 20A-6-301(1)(b)(iii).

351 [(50)] (52) "Official register" means the official record furnished to election officials by the
352 election officer that contains the information required by Section 20A-5-401.

353 [(51)] (53) "Political party" means an organization of registered voters that has qualified to
354 participate in an election by meeting the requirements of Chapter 8, Political Party
355 Formation and Procedures.

356 [(52)] (54)(a) "Poll worker" means a person assigned by an election official to assist with
357 an election, voting, or counting votes.
358 (b) "Poll worker" includes election judges.
359 (c) "Poll worker" does not include a watcher.

360 [(53)] (55) "Pollbook" means a record of the names of voters in the order that the voters
361 appear to cast votes.

362 [(54)] (56) "Polling place" means a ~~[building where voting is conducted]~~ structure, or a
363 portion of a structure, where a voter may obtain and vote a ballot in person.

364 [(55)] (57) "Position" means a square, circle, rectangle, or other geometric shape on a ballot
365 in which the voter marks the voter's choice.

366 [(56)] (58) "Presidential Primary Election" means the election established in Chapter 9, Part
367 8, Presidential Primary Election.

368 [(57)] (59) "Primary convention" means the political party conventions held during the year

369 of the regular general election.

370 [~~(58)~~] (60) "Protective counter" means a separate counter, which cannot be reset, that:

371 (a) is built into a voting machine; and

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

373 [~~(59)~~] (61) "Provider election officer" means an election officer who enters into a contract or

374 interlocal agreement with a contracting election officer to conduct an election for the

375 contracting election officer's local political subdivision in accordance with Section

376 20A-5-400.1.

377 [~~(60)~~] (62) "Provisional ballot" means a ballot voted provisionally by a person:

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

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

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

381 [~~(61)~~] (63) "Provisional ballot envelope" means an envelope printed in the form required by

382 Section 20A-6-105 that is used to identify provisional ballots and to provide information

383 to verify a person's legal right to vote.

384 [~~(62)~~] (64)(a) "Public figure" means an individual who, due to the individual being

385 considered for, holding, or having held a position of prominence in a public or

386 private capacity, or due to the individual's celebrity status, has an increased risk to the

387 individual's safety.

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

389 (i) elected to public office; or

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

391 [~~(63)~~] (65) "Qualify" or "qualified" means to take the oath of office and begin performing

392 the duties of the position for which the individual was elected.

393 [~~(64)~~] (66) "Receiving judge" means the poll worker that checks the voter's name in the

394 official register at a polling place and provides the voter with a ballot.

395 [~~(65)~~] (67) "Registration form" means a form by which an individual may register to vote

396 under this title.

397 [~~(66)~~] (68) "Regular ballot" means a ballot that is not a provisional ballot.

398 [~~(67)~~] (69) "Regular general election" means the election held throughout the state on the

399 first Tuesday after the first Monday in November of each even-numbered year for the

400 purposes established in Section 20A-1-201.

401 [~~(68)~~] (70) "Regular primary election" means the election, held on the date specified in

402 Section 20A-1-201.5, to nominate candidates of political parties and candidates for

403 nonpartisan local school board positions to advance to the regular general election.

404 (71)(a) "Remote ballot" means a ballot that is mailed to a voter to be returned, after the

405 voter has completed the ballot and sealed the ballot in a return envelope, as follows:

406 (i) to a polling place;

407 (ii) to a ballot drop box;

408 (iii) by mail, if the ballot is sealed in a mail-in return envelope; or

409 (iv) in any other manner permitted by law.

410 (b) "Remote ballot" does not include a ballot obtained and voted at a polling place.

411 ~~[(69)]~~ (72) "Resident" means a person who resides within a specific voting precinct in Utah.

412 ~~[(70)]~~ (73) "Return envelope" means~~[the envelope, described in Subsection 20A-3a-202(4),~~

413 ~~provided to a voter with a manual ballot]:~~

414 (a) a standard return envelope; or

415 (b) a mail-in return envelope.

416 ~~[(a) into which the voter places the manual ballot after the voter has voted the manual~~

417 ~~ballot in order to preserve the secrecy of the voter's vote; and]~~

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

419 ~~[(71)]~~ (74) "Sample ballot" means a mock ballot similar in form to the official ballot,

420 published as provided in Section 20A-5-405.

421 ~~[(72)]~~ (75) "Special district" means a local government entity under Title 17B, Limited

422 Purpose Local Government Entities - Special Districts, and includes a special service

423 district under Title 17D, Chapter 1, Special Service District Act.

424 ~~[(73)]~~ (76) "Special district officers" means those special district board members who are

425 required by law to be elected.

426 ~~[(74)]~~ (77) "Special election" means an election held as authorized by Section 20A-1-203.

427 ~~[(75)]~~ (78) "Spoiled ballot" means each ballot that:

428 (a) is spoiled by the voter;

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

430 (c) lacks the official endorsement.

431 (79) "Standard return envelope" means an envelope, described in Subsection 20A-3a-202(4),

432 in which a voter places a ballot after voting at a polling place or when returning a ballot

433 to a ballot drop box or a polling place.

434 ~~[(76)]~~ (80) "Statewide special election" means a special election called by the governor or

435 the Legislature in which all registered voters in Utah may vote.

436 ~~[(77)]~~ (81) "Tabulation system" means a device or system designed for the sole purpose of

437 tabulating votes cast by voters at an election.

438 [~~(78)~~] (82) "Ticket" means a list of:

439 (a) political parties;

440 (b) candidates for an office; or

441 (c) ballot propositions.

442 [~~(79)~~] (83) "Transfer case" means the sealed box used to transport voted ballots to the
443 counting center.

444 [~~(80)~~] (84) "Vacancy" means:

445 (a) except as provided in Subsection [~~(80)(b)~~] (84)(b), the absence of an individual to
446 serve in a position created by state constitution or state statute, whether that absence
447 occurs because of death, disability, disqualification, resignation, or other cause; or

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

451 [~~(81)~~] (85) "Valid voter identification" means:

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

454 (i) a currently valid Utah driver license;

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

457 (iii) a currently valid identification card that is issued by:

458 (A) the state; or

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

460 (iv) a currently valid Utah permit to carry a concealed weapon;

461 (v) a currently valid United States passport; or

462 (vi) a currently valid United States military identification card;

463 (b) one of the following identification cards, regardless of whether the card includes a
464 photograph of the voter:

465 (i) a valid tribal identification card;

466 (ii) a Bureau of Indian Affairs card; or

467 (iii) a tribal treaty card; or

468 (c) two forms of identification not listed under Subsection [~~(81)(a) or (b)~~] (85)(a) or (b)
469 but that bear the name of the voter and provide evidence that the voter resides in the
470 voting precinct, which may include:

- 471 ~~[(i) before January 1, 2029, an original or copy of a current utility bill, dated no more~~
472 ~~than 90 calendar days before the date of the election;]~~
- 473 ~~[(ii) before January 1, 2029, an original or copy of a bank or other financial account~~
474 ~~statement, dated no more than 90 calendar days before the date of the election;]~~
- 475 ~~[(iii)]~~ (i) a certified birth certificate;
- 476 ~~[(iv)]~~ (ii) a valid social security card;
- 477 ~~[(v)]~~ (iii) an original or copy of a check issued by the state or the federal government,
478 dated no more than 90 calendar days before the date of the election;
- 479 ~~[(vi)]~~ (iv) an original or copy of a paycheck from the voter's employer, dated no more
480 than 90 calendar days before the date of the election;
- 481 ~~[(vii)]~~ (v) a currently valid Utah hunting or fishing license;
- 482 ~~[(viii)]~~ (vi) certified naturalization documentation;
- 483 ~~[(ix)]~~ (vii) a currently valid license issued by an authorized agency of the United
484 States;
- 485 ~~[(x)]~~ (viii) a certified copy of court records showing the voter's adoption or name
486 change;
- 487 ~~[(xi)]~~ (ix) a valid Medicaid card, Medicare card, or Electronic Benefits Transfer [Card]
488 card;
- 489 ~~[(xii)]~~ (x) a currently valid identification card issued by:
- 490 (A) a local government within the state;
- 491 (B) an employer for an employee; or
- 492 (C) a college, university, technical school, or professional school located within
493 the state; or
- 494 ~~[(xiii)]~~ (xi) a current Utah vehicle registration.
- 495 ~~[(82)]~~ (86) "Valid write-in candidate" means a candidate who has qualified as a write-in
496 candidate by following the procedures and requirements of this title.
- 497 ~~[(83)]~~ (87) "Vote by mail" means to vote, using a manual ballot that is mailed to the voter,
498 by:
- 499 (a) mailing the ballot to the location designated in the mailing; or
- 500 (b) depositing the ballot in a ballot drop box designated by the election officer.
- 501 ~~[(84)]~~ (88) "Voter" means an individual who:
- 502 (a) meets the requirements for voting in an election;
- 503 (b) meets the requirements of election registration;
- 504 (c) is registered to vote; and

- 505 (d) is listed in the official register.
- 506 [(85)] (89) "Voter registration deadline" means the registration deadline provided in Section
507 20A-2-102.5.
- 508 [(86)] (90) "Voting area" means the area within six feet of the voting booths, voting
509 machines, and ballot box.
- 510 [(87)] (91) "Voting booth" means:
- 511 (a) the space or compartment within a polling place that is provided for the preparation
512 of ballots, including the voting enclosure or curtain; or
- 513 (b) a voting device that is free standing.
- 514 [(88)] (92) "Voting device" means any device provided by an election officer for a voter to
515 vote a mechanical ballot.
- 516 [(89)] (93) "Voting precinct" means the smallest geographical voting unit, established under
517 Chapter 5, Part 3, Duties of the County and Municipal Legislative Bodies.
- 518 [(90)] (94) "Watcher" means an individual who complies with the requirements described in
519 Section 20A-3a-801 to become a watcher for an election.
- 520 [(91)] (95) "Write-in ballot" means a ballot containing any write-in votes.
- 521 [(92)] (96) "Write-in vote" means a vote cast for an individual, whose name is not printed on
522 the ballot, in accordance with the procedures established in this title.
- 523 Section 3. Section **20A-1-304** is amended to read:
- 524 **20A-1-304 (Effective 01/01/27). Tie votes.**
- 525 [(1) This section does not apply to a race conducted by instant runoff voting under Chapter
526 4, Part 6, Municipal Alternate Voting Methods Pilot Project.]
- 527 [(2)] (1) Except as provided in Subsection [(3)] (2), if, after conducting a recount under
528 Subsection [20A-4-401(5)] 20A-4-401(4), a tie vote occurs, the election officer shall, in a
529 public meeting held no later than the first business day that is at least three calendar days
530 after the day on which the recount canvass is completed:
- 531 (a) determine the winning candidate, by lot, in whatever manner the election officer
532 determines; and
- 533 (b) provide notice and an opportunity for each candidate involved in the tie to observe
534 the casting or drawing of the lot or to send a representative to observe the casting or
535 drawing of the lot.
- 536 [(3)] (2)(a) If, after conducting a recount under Subsection [20A-4-401(5)] 20A-4-401(4),
537 a tie vote occurs in a primary election race for a national, statewide, or other office
538 that represents more than one county, the governor, lieutenant governor, and attorney

539 general shall, at a public meeting called by the governor and held no later than the
 540 first business day that is at least three calendar days after the day on which the
 541 recount canvass is completed:

- 542 (i) determine the winning nominee, by lot, in whatever manner the governor
 543 determines; and
 544 (ii) provide notice and an opportunity for each candidate involved in the tie to
 545 observe the casting or drawing of the lot or to send a representative to observe the
 546 casting or drawing of the lot.

547 (b) If, after conducting a recount under Subsection [~~20A-4-401(5)~~] 20A-4-401(4), a tie
 548 vote occurs in a primary election race for a county office, the district court judges of
 549 the district in which the county is located shall, at a public meeting called by the
 550 judges and held no later than the first business day that is at least three calendar days
 551 after the day on which the recount canvass is completed:

- 552 (i) determine the winning nominee, by lot, in whatever manner the judges determine;
 553 and
 554 (ii) provide notice and an opportunity for each candidate involved in the tie to
 555 observe the casting or drawing of the lot or to send a representative to observe the
 556 casting or drawing of the lot.

557 Section 4. Section **20A-2-104** is amended to read:

558 **20A-2-104 (Effective 05/06/26). Voter registration form -- Registered voter lists**
 559 **-- Fees for copies.**

560 (1) As used in this section:

- 561 (a) "Candidate for public office" means an individual:
 562 (i) who files a declaration of candidacy for a public office;
 563 (ii) who files a notice of intent to gather signatures under Section 20A-9-408; or
 564 (iii) employed by, under contract with, or a volunteer of, an individual described in
 565 Subsection (1)(a)(i) or (ii) for political campaign purposes.
 566 (b) "Dating violence" means the same as that term is defined in Section 78B-7-402 and
 567 the federal Violence Against Women Act of 1994, as amended.
 568 (c) "Domestic violence" means the same as that term is defined in Section 77-36-1 and
 569 the federal Violence Against Women Act of 1994, as amended.
 570 (d) "Hash [~~Code~~] code" means a code generated by applying an algorithm to a set of data
 571 to produce a code that:
 572 (i) uniquely represents the set of data;

573 (ii) is always the same if the same algorithm is applied to the same set of data; and
574 (iii) cannot be reversed to reveal the data applied to the algorithm.

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

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

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

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

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

591 -----

592 UTAH ELECTION REGISTRATION FORM

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

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

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

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

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

599 Name of Voter

600 _____

601 First Middle Last

602 Utah Driver License or Utah Identification Card

603 Number _____

604 Date of Birth _____

605 Street Address of Principal Place of Residence

606 _____

607 City County State Zip Code
 608 Telephone Number (optional) _____
 609 Email Address (optional) _____
 610 Last four digits of Social Security Number _____
 611 Last former address at which I was registered to vote (if
 612 known) _____
 613 _____

614 City County State Zip Code
 615 Political Party
 616 (a listing of each registered political party, as defined in Section 20A-8-101 and
 617 maintained by the lieutenant governor under Section 67-1a-2, with each party's name preceded
 618 by a checkbox)
 619 Unaffiliated (no political party preference) Other (Please
 620 specify) _____

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

627 Signed and sworn
 628 _____

629 Voter's Signature
 630 _____ (month/day/year).

631 **PRIVACY INFORMATION**

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

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

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

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

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

646 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

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

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

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

664 CITIZENSHIP AFFIDAVIT

665 Name:

666 Name at birth, if different:

667 Place of birth:

668 Date of birth:

669 Date and place of naturalization (if applicable):

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

673 _____
674 Signature of Applicant

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

678 NOTICE: IN ORDER TO BE ALLOWED TO VOTE, YOU MUST PRESENT VALID
679 VOTER IDENTIFICATION TO THE POLL WORKER, IN ACCORDANCE WITH THE
680 REQUIREMENTS OF LAW.

681 FOR OFFICIAL USE ONLY

682 Type of I.D. _____

683 Voting Precinct _____

684 Voting I.D. Number _____

685 -----

686 (b) The voter registration form described in Subsection (2)(a) shall include:

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

688 "-----

689 **BALLOT NOTIFICATIONS**

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

692 -----";

693 and

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

696 "How would you like to receive your ballot and vote in upcoming elections?

697 [~~Indicate below how you want to vote in upcoming elections:~~

698 _____ Mail a ballot to me.]

699 _____ Do not mail a ballot to me. I will obtain a ballot at a polling place and vote in person.[

700 "]

701 _____ Mail a ballot to me. After receiving a ballot by mail (choose one):

702 _____ I will return the ballot to a polling place or a ballot drop box.

703 _____ I will return the ballot by mail (Warning: If you return a ballot by mail, there
704 is a risk that the ballot may arrive too late to be counted)."

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

708 (ii) The county clerk may transfer a superseded voter registration form to the

- 709 Division of Archives and Records Service created under Section 63A-12-101.
- 710 (3)(a) Each county clerk shall retain lists of currently registered voters.
- 711 (b) The lieutenant governor shall maintain a list of registered voters in electronic form.
- 712 (c) If there are any discrepancies between the two lists, the county clerk's list is the
- 713 official list.
- 714 (d) The lieutenant governor and the county clerks may charge the fees established under
- 715 the authority of Subsection 63G-2-203(10) to individuals who wish to obtain a copy
- 716 of the list of registered voters.
- 717 (4)(a) As used in this Subsection (4), "qualified person" means:
- 718 (i) a government official or government employee acting in the government official's
- 719 or government employee's capacity as a government official or a government
- 720 employee;
- 721 (ii) a health care provider, as defined in Section 26B-8-501, or an agent, employee, or
- 722 independent contractor of a health care provider;
- 723 (iii) an insurance company, as defined in Section 67-4a-102, or an agent, employee,
- 724 or independent contractor of an insurance company;
- 725 (iv) a financial institution, as defined in Section 7-1-103, or an agent, employee, or
- 726 independent contractor of a financial institution;
- 727 (v) a political party, or an agent, employee, or independent contractor of a political
- 728 party;
- 729 (vi) a candidate for public office, or an employee, independent contractor, or
- 730 volunteer of a candidate for public office;
- 731 (vii) a person described in Subsections (4)(a)(i) through (vi) who, after obtaining a
- 732 year of birth from the list of registered voters:
- 733 (A) provides the year of birth only to a person described in Subsections (4)(a)(i)
- 734 through (vi);
- 735 (B) verifies that the person described in Subsection (4)(a)(vii)(A) is a person
- 736 described in Subsections (4)(a)(i) through (vi);
- 737 (C) ensures, using industry standard security measures, that the year of birth may
- 738 not be accessed by a person other than a person described in Subsections
- 739 (4)(a)(i) through (vi);
- 740 (D) verifies that each person described in Subsections (4)(a)(ii) through (iv) to
- 741 whom the person provides the year of birth will only use the year of birth to
- 742 verify the accuracy of personal information submitted by an individual or to

- 743 confirm the identity of a person in order to prevent fraud, waste, or abuse;
- 744 (E) verifies that each person described in Subsection (4)(a)(i) to whom the person
745 provides the year of birth will only use the year of birth in the person's capacity
746 as a government official or government employee; and
- 747 (F) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the
748 person provides the year of birth will only use the year of birth for a political
749 purpose of the political party or candidate for public office; or
- 750 (viii) a person described in Subsection (4)(a)(v) or (vi) who, after obtaining
751 information under Subsection (4)(n) and (o):
- 752 (A) provides the information only to another person described in Subsection
753 (4)(a)(v) or (vi);
- 754 (B) verifies that the other person described in Subsection (4)(a)(viii)(A) is a
755 person described in Subsection (4)(a)(v) or (vi);
- 756 (C) ensures, using industry standard security measures, that the information may
757 not be accessed by a person other than a person described in Subsection
758 (4)(a)(v) or (vi); and
- 759 (D) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the
760 person provides the information will only use the information for a political
761 purpose of the political party or candidate for public office.
- 762 (b) Notwithstanding Subsection 63G-2-302(1)(j)(iv), and except as provided in
763 Subsection 63G-2-302(1)(k) or (l), the lieutenant governor or a county clerk shall,
764 when providing the list of registered voters to a qualified person under this section,
765 include, with the list, the years of birth of the registered voters, if:
- 766 (i) the lieutenant governor or a county clerk verifies the identity of the person and
767 that the person is a qualified person; and
- 768 (ii) the qualified person signs a document that includes the following:
- 769 (A) the name, address, and telephone number of the person requesting the list of
770 registered voters;
- 771 (B) an indication of the type of qualified person that the person requesting the list
772 claims to be;
- 773 (C) a statement regarding the purpose for which the person desires to obtain the
774 years of birth;
- 775 (D) a list of the purposes for which the qualified person may use the year of birth
776 of a registered voter that is obtained from the list of registered voters;

- 777 (E) a statement that the year of birth of a registered voter that is obtained from the
778 list of registered voters may not be provided or used for a purpose other than a
779 purpose described under Subsection (4)(b)(ii)(D);
- 780 (F) a statement that if the person obtains the year of birth of a registered voter
781 from the list of registered voters under false pretenses, or provides or uses the
782 year of birth of a registered voter that is obtained from the list of registered
783 voters in a manner that is prohibited by law, is guilty of a class A misdemeanor
784 and is subject to a civil fine;
- 785 (G) an assertion from the person that the person will not provide or use the year of
786 birth of a registered voter that is obtained from the list of registered voters in a
787 manner that is prohibited by law; and
- 788 (H) notice that if the person makes a false statement in the document, the person is
789 punishable by law under Section 76-8-504.
- 790 (c) The lieutenant governor or a county clerk:
- 791 (i) may not disclose the year of birth of a registered voter to a person that the
792 lieutenant governor or county clerk reasonably believes:
- 793 (A) is not a qualified person or a person described in Subsection (4)(l); or
794 (B) will provide or use the year of birth in a manner prohibited by law; and
- 795 (ii) may not disclose information under [~~Subsections~~] Subsection (4)(n) or (o) to a
796 person that the lieutenant governor or county clerk reasonably believes:
- 797 (A) is not a person described in Subsection (4)(a)(v) or (vi); or
798 (B) will provide or use the information in a manner prohibited by law.
- 799 (d) The lieutenant governor or a county clerk may not disclose the voter registration
800 form of a person, or information included in the person's voter registration form,
801 whose voter registration form is classified as private under Subsection (4)(h) to a
802 person other than:
- 803 (i) a government official or government employee acting in the government official's
804 or government employee's capacity as a government official or government
805 employee; or
- 806 (ii) subject to Subsection (4)(e), a person described in Subsection (4)(a)(v) or (vi) for
807 a political purpose.
- 808 (e)(i) Except as provided in Subsection (4)(e)(ii), when disclosing a record or
809 information under Subsection (4)(d)(ii), the lieutenant governor or county clerk
810 shall exclude the information described in Subsection 63G-2-302(1)(j), other than

- 811 the year of birth.
- 812 (ii) If disclosing a record or information under Subsection (4)(d)(ii) in relation to the
813 voter registration record of a protected individual, the lieutenant governor or
814 county clerk shall comply with Subsections (4)(n) through (p).
- 815 (f) The lieutenant governor or a county clerk may not disclose a withholding request
816 form, described in Subsections (7) and (8), submitted by an individual, or information
817 obtained from that form, to a person other than a government official or government
818 employee acting in the government official's or government employee's capacity as a
819 government official or government employee.
- 820 (g) A person is guilty of a class A misdemeanor if the person:
- 821 (i) obtains from the list of registered voters, under false pretenses, the year of birth of
822 a registered voter or information described in Subsection (4)(n) or (o);
- 823 (ii) uses or provides the year of birth of a registered voter, or information described in
824 Subsection (4)(n) or (o), that is obtained from the list of registered voters in a
825 manner that is not permitted by law;
- 826 (iii) obtains a voter registration record described in Subsection 63G-2-302(1)(k)
827 under false pretenses;
- 828 (iv) uses or provides information obtained from a voter registration record described
829 in Subsection 63G-2-302(1)(k) in a manner that is not permitted by law;
- 830 (v) unlawfully discloses or obtains a voter registration record withheld under
831 Subsection (7) or a withholding request form described in Subsections (7) and (8);
832 or
- 833 (vi) unlawfully discloses or obtains information from a voter registration record
834 withheld under Subsection (7) or a withholding request form described in
835 Subsections (7) and (8).
- 836 (h) The lieutenant governor or a county clerk shall classify the voter registration record
837 of a voter as a private record if the voter:
- 838 (i) submits a written application, created by the lieutenant governor, requesting that
839 the voter's voter registration record be classified as private;
- 840 (ii) requests on the voter's voter registration form that the voter's voter registration
841 record be classified as a private record; or
- 842 (iii) submits a withholding request form described in Subsection (7) and any required
843 verification.
- 844 (i) Except as provided in Subsections (4)(d)(ii) and (e)(ii), the lieutenant governor or a

- 845 county clerk may not disclose to a person described in Subsection (4)(a)(v) or (vi) a
846 voter registration record, or information obtained from a voter registration record, if
847 the record is withheld under Subsection (7).
- 848 (j) In addition to any criminal penalty that may be imposed under this section, the
849 lieutenant governor may impose a civil fine against a person who violates a provision
850 of this section, in an amount equal to the greater of:
- 851 (i) the product of 30 and the square root of the total number of:
- 852 (A) records obtained, provided, or used unlawfully, rounded to the nearest whole
853 dollar; or
- 854 (B) records from which information is obtained, provided, or used unlawfully,
855 rounded to the nearest whole dollar; or
- 856 (ii) \$200.
- 857 (k) A qualified person may not obtain, provide, or use the year of birth of a registered
858 voter, if the year of birth is obtained from the list of registered voters or from a voter
859 registration record, unless the person:
- 860 (i) is a government official or government employee who obtains, provides, or uses
861 the year of birth in the government official's or government employee's capacity
862 as a government official or government employee;
- 863 (ii) is a qualified person described in Subsection (4)(a)(ii), (iii), or (iv) and obtains or
864 uses the year of birth only to verify the accuracy of personal information
865 submitted by an individual or to confirm the identity of a person in order to
866 prevent fraud, waste, or abuse;
- 867 (iii) is a qualified person described in Subsection (4)(a)(v) or (vi) and obtains,
868 provides, or uses the year of birth for a political purpose of the political party or
869 candidate for public office; or
- 870 (iv) is a qualified person described in Subsection (4)(a)(vii) and obtains, provides, or
871 uses the year of birth to provide the year of birth to another qualified person to
872 verify the accuracy of personal information submitted by an individual or to
873 confirm the identity of a person in order to prevent fraud, waste, or abuse.
- 874 (l) The lieutenant governor or a county clerk may provide a year of birth to a member of
875 the media, in relation to an individual designated by the member of the media, in
876 order for the member of the media to verify the identity of the individual.
- 877 (m) A person described in Subsection (4)(a)(v) or (vi) may not use or disclose
878 information from a voter registration record for a purpose other than a political

- 879 purpose.
- 880 (n) Notwithstanding Subsection 63G-2-302(1)(k) or (l), the lieutenant governor or a
881 county clerk shall, when providing the list of registered voters to a qualified person
882 described in Subsection (4)(a)(v) or (vi), include, from the record of a voter whose
883 record is withheld under Subsection (7), the information described in Subsection
884 (4)(o), if:
- 885 (i) the lieutenant governor or a county clerk verifies the identity of the person and
886 that the person is a qualified person described in Subsection (4)(a)(v) or (vi); and
887 (ii) the qualified person described in Subsection (4)(a)(v) or (vi) signs a document
888 that includes the following:
- 889 (A) the name, address, and telephone number of the person requesting the list of
890 registered voters;
- 891 (B) an indication of the type of qualified person that the person requesting the list
892 claims to be;
- 893 (C) a statement regarding the purpose for which the person desires to obtain the
894 information;
- 895 (D) a list of the purposes for which the qualified person may use the information;
- 896 (E) a statement that the information may not be provided or used for a purpose
897 other than a purpose described under Subsection (4)(n)(ii)(D);
- 898 (F) a statement that if the person obtains the information under false pretenses, or
899 provides or uses the information in a manner that is prohibited by law, the
900 person is guilty of a class A misdemeanor and is subject to a civil fine;
- 901 (G) an assertion from the person that the person will not provide or use the
902 information in a manner that is prohibited by law; and
- 903 (H) notice that if the person makes a false statement in the document, the person is
904 punishable by law under Section 76-8-504.
- 905 (o) Except as provided in Subsection (4)(p), the information that the lieutenant governor
906 or a county clerk is required to provide, under Subsection (4)(n), from the record of a
907 protected individual is:
- 908 (i) a single hash code, generated from a string of data that includes both the voter's
909 voter identification number and residential address;
- 910 (ii) the voter's residential address;
- 911 (iii) the voter's mailing address, if different from the voter's residential address;
- 912 (iv) the party affiliation of the voter;

- 913 (v) the precinct number for the voter's residential address;
- 914 (vi) the voter's voting history; and
- 915 (vii) a designation of which age group, of the following age groups, the voter falls
- 916 within:
- 917 (A) 25 or younger;
- 918 (B) 26 through 35;
- 919 (C) 36 through 45;
- 920 (D) 46 through 55;
- 921 (E) 56 through 65;
- 922 (F) 66 through 75; or
- 923 (G) 76 or older.
- 924 (p) The lieutenant governor or a county clerk may not disclose:
- 925 (i) information described in Subsection (4)(o) that, due to a small number of voters
- 926 affiliated with a particular political party, or due to another reason, would likely
- 927 reveal the identity of a voter if disclosed; or
- 928 (ii) the address described in Subsection (4)(o)(iii) if the lieutenant governor or the
- 929 county clerk determines that the nature of the address would directly reveal
- 930 sensitive information about the voter.
- 931 (q) A qualified person described in Subsection (4)(a)(v) or (vi), may not obtain, provide,
- 932 or use the information described in Subsection (4)(n) or (o), except to the extent that
- 933 the qualified person uses the information for a political purpose of a political party or
- 934 candidate for public office.
- 935 (5) When political parties not listed on the voter registration form qualify as registered
- 936 political parties under Chapter 8, Political Party Formation and Procedures, the
- 937 lieutenant governor shall inform the county clerks of the name of the new political party
- 938 and direct the county clerks to ensure that the voter registration form is modified to
- 939 include that political party.
- 940 (6) Upon receipt of a voter registration form from an applicant, the county clerk or the
- 941 clerk's designee shall:
- 942 (a) review each voter registration form for completeness and accuracy; and
- 943 (b) if the county clerk believes, based upon a review of the form, that an individual may
- 944 be seeking to register or preregister to vote who is not legally entitled to register or
- 945 preregister to vote, refer the form to the county attorney for investigation and
- 946 possible prosecution.

- 947 (7) The lieutenant governor or a county clerk shall withhold from a person, other than a
948 person described in Subsection (4)(a)(i), the voter registration record, and information
949 obtained from the voter registration record, of a protected individual.
- 950 (8)(a) The lieutenant governor shall design and distribute a withholding request form for
951 the purpose described in Subsections (1)(e)(i), (1)(e)(ii), (7), and this Subsection (8)
952 to each election officer and to each agency that provides a voter registration form.
- 953 (b) An individual described in Subsection (1)(e)(i) is not required to provide
954 verification, other than the individual's attestation and signature on the withholding
955 request form, that the individual, or an individual who resides with the individual, is a
956 victim of domestic violence or dating violence or is likely to be a victim of domestic
957 violence or dating violence.
- 958 (c) The director of elections within the Office of the Lieutenant Governor shall make
959 rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
960 establishing requirements for providing the verification described in Subsection
961 (1)(e)(ii).
- 962 (9) An election officer or an employee of an election officer may not encourage an
963 individual to submit, or discourage an individual from submitting, a withholding request
964 form.
- 965 (10)(a) The lieutenant governor shall make and execute a plan to provide notice to
966 registered voters who are protected individuals, that includes the following
967 information:
- 968 (i) that the voter's classification of the record as private remains in effect;
969 (ii) that certain non-identifying information from the voter's voter registration record
970 may, under certain circumstances, be released to political parties and candidates
971 for public office;
972 (iii) that the voter's name, driver license or identification card number, social security
973 number, email address, phone number, and the voter's day, month, and year of
974 birth will remain private and will not be released to political parties or candidates
975 for public office;
976 (iv) that a county clerk will only release the information to political parties and
977 candidates in a manner that does not associate the information with a particular
978 voter; and
979 (v) that a county clerk may, under certain circumstances, withhold other information
980 that the county clerk determines would reveal identifying information about the

- 981 voter.
- 982 (b) The lieutenant governor may include in the notice described in this Subsection (10) a
- 983 statement that a voter may obtain additional information on the lieutenant governor's
- 984 website.
- 985 (c) The plan described in Subsection (10)(a) may include providing the notice described
- 986 in Subsection (10)(a) by:
- 987 (i) publication on the Utah Public Notice Website, created in Section 63A-16-601;
- 988 (ii) publication on the lieutenant governor's website or a county's website;
- 989 (iii) posting the notice in public locations;
- 990 (iv) publication in a newspaper;
- 991 (v) sending notification to the voters by electronic means;
- 992 (vi) sending notice by other methods used by government entities to communicate
- 993 with citizens; or
- 994 (vii) providing notice by any other method.
- 995 (d) The lieutenant governor shall provide the notice included in a plan described in this
- 996 Subsection (10) before June 16, 2023.

997 Section 5. Section **20A-2-108** is amended to read:

998 **20A-2-108 (Effective 05/06/26). Driver license or state identification card**
 999 **registration form -- Transmittal of information.**

- 1000 (1) As used in this section, "qualifying form" means:
- 1001 (a) a driver license application form; or
- 1002 (b) a state identification card application form.
- 1003 (2) The lieutenant governor and the Driver License Division shall design each qualifying
- 1004 form to include:
- 1005 (a)(i) the following question, which an applicant is required to answer: "Do you
- 1006 authorize the use of information in this form for voter registration purposes?
- 1007 YES___ NO___"; and
- 1008 (ii) [~~no later than November 5, 2025,~~]the following:
- 1009 "How would you like to receive your ballot and vote in upcoming elections?
- 1010 [~~"Indicate below how you want to vote in upcoming elections:~~
- 1011 _____ Mail a ballot to me.]
- 1012 _____ Do not mail a ballot to me. I will obtain a ballot at a polling place and vote in person.
- 1013 _____ Mail a ballot to me. After receiving a ballot by mail (choose one):
- 1014 _____ I will return the ballot to a polling place or a ballot drop box.

1015 _____ I will return the ballot by mail (Warning: If you return a ballot by mail, there
1016 is a risk that the ballot may arrive too late to be counted).";

1017 (b) the following statement:

1018 "PRIVACY INFORMATION

1019 Voter registration records contain some information that is available to the public, such
1020 as your name and address, some information that is available only to government entities, and
1021 some information that is available only to certain third parties in accordance with the
1022 requirements of law.

1023 Your driver license number, identification card number, social security number, email
1024 address, full date of birth, and phone number are available only to government entities. Your
1025 year of birth is available to political parties, candidates for public office, certain third parties,
1026 and their contractors, employees, and volunteers, in accordance with the requirements of law.

1027 You may request that all information on your voter registration records be withheld from
1028 all persons other than government entities, political parties, candidates for public office, and
1029 their contractors, employees, and volunteers, by indicating here:

1030 _____ Yes, I request that all information on my voter registration records be withheld
1031 from all persons other than government entities, political parties, candidates for public office,
1032 and their contractors, employees, and volunteers.

1033 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

1034 In addition to the protections provided above, you may request that identifying
1035 information on your voter registration records be withheld from all political parties, candidates
1036 for public office, and their contractors, employees, and volunteers, by submitting a
1037 withholding request form, and any required verification, as described in the following
1038 paragraphs.

1039 A person may request that identifying information on the person's voter registration
1040 records be withheld from all political parties, candidates for public office, and their
1041 contractors, employees, and volunteers, by submitting a withholding request form with this
1042 registration record, or to the lieutenant governor or a county clerk, if the person is or is likely
1043 to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating
1044 violence.

1045 A person may request that identifying information on the person's voter registration
1046 records be withheld from all political parties, candidates for public office, and their
1047 contractors, employees, and volunteers, by submitting a withholding request form and any
1048 required verification with this registration form, or to the lieutenant governor or a county clerk,

1049 if the person is, or resides with a person who is, a law enforcement officer, a member of the
1050 armed forces, a public figure, or protected by a protective order or a protection order."; and

1051 (c) a section in substantially the following form:

1052 "-----

1053 **BALLOT NOTIFICATIONS**

1054 Do you consent to receive communications about the status of your ballot and other official
1055 communications, by text, at the phone number you provided above? Yes No

1056 -----".

1057 (3) The lieutenant governor and the Driver License Division shall ensure that a qualifying
1058 form contains:

1059 (a) a place for an individual to affirm the individual's citizenship, voting eligibility, and
1060 Utah residency, and that the information provided in the form is true;

1061 (b) a records disclosure that is similar to the records disclosure on a voter registration
1062 form described in Section 20A-2-104;

1063 (c) a statement that if an applicant declines to register or preregister to vote, the fact that
1064 the applicant has declined to register or preregister will remain confidential and will
1065 be used only for voter registration purposes;

1066 (d) a statement that if an applicant does register or preregister to vote, the office at which
1067 the applicant submits a voter registration application will remain confidential and will
1068 be used only for voter registration purposes; and

1069 (e) if the applicant answers "yes" to the question described in Subsection (2)(a), a space
1070 where an individual may, if desired:

1071 (i) indicate the individual's desired political affiliation from a listing of each
1072 registered political party, as defined in Section 20A-8-101;

1073 (ii) specify a political party that is not listed under Subsection (3)(e)(i) with which the
1074 individual desires to affiliate; or

1075 (iii) indicate that the individual does not wish to affiliate with a political party.

1076 Section 6. Section **20A-2-206** is amended to read:

1077 **20A-2-206 (Effective 05/06/26). Electronic registration -- Requesting to receive a**
1078 **ballot by mail.**

1079 (1) The lieutenant governor shall create and maintain an electronic system that is publicly
1080 available on the [~~Internet~~] internet for an individual to:

1081 (a) apply for voter registration or preregistration;[~~or~~]

1082 (b) [~~beginning no later than July 1, 2025,~~]request to receive a ballot by mail[-] ; or

- 1083 (c) beginning no later than July 1, 2026, request to return a ballot by mail.
- 1084 (2) The electronic system described in Subsection (1) shall require, to register to vote, the
1085 applicant to:
- 1086 (a) enter the applicant's name, address, date of birth, driver license number or state
1087 identification card number, and any other information determined to be necessary by
1088 the lieutenant governor;
- 1089 (b) provide the information required by Section 20A-2-104, except that the applicant's
1090 signature may be obtained in the manner described in Subsections (2)(d) and (5);
- 1091 (c) attest to the truth of the information provided; and
- 1092 (d) authorize the lieutenant governor's and county clerk's use of the applicant's:
- 1093 (i) driver license or identification card signature, obtained under Title 53, Chapter 3,
1094 Uniform Driver License Act, for voter registration or preregistration purposes; or
- 1095 (ii) signature on file in the lieutenant governor's statewide voter registration database
1096 developed under Section 20A-2-502, for voter registration or preregistration
1097 purposes.
- 1098 (3) Notwithstanding Section 20A-2-104, an applicant using the electronic system described
1099 in Subsection (1) is not required to complete a printed registration form.
- 1100 (4) A system created and maintained under this section shall provide to an individual who is
1101 registering to vote the notices concerning a voter's presentation of identification
1102 described in Subsection 20A-2-104(2).
- 1103 (5) The lieutenant governor shall, in relation to an individual who is registering to vote:
- 1104 (a) obtain a digital copy of the applicant's driver license signature or identification card
1105 signature from the Driver License Division; or
- 1106 (b) ensure that the applicant's signature is on file in the lieutenant governor's statewide
1107 voter registration database developed under Section 20A-2-502.
- 1108 (6) The lieutenant governor shall send the information described in Subsections (2) and (5)
1109 to the county clerk for the county in which the applicant's principal place of residence is
1110 found for further action as required by Section 20A-2-304 after:
- 1111 (a) receiving all information from an applicant; and
- 1112 (b)(i) receiving all information from the Driver License Division, if applicable; and
1113 (ii) ensuring that the applicant's signature is on file in the lieutenant governor's
1114 statewide voter registration database developed under Section 20A-2-502.
- 1115 (7) The lieutenant governor may use additional security measures to ensure the accuracy
1116 and integrity of information submitted electronically under this section.

- 1117 (8) If an individual applies to register under this section no later than 11 calendar days
 1118 before the date of an election, the county clerk shall:
- 1119 (a) accept and process the voter registration form;
- 1120 (b) unless the individual named in the form is preregistering to vote:
- 1121 (i) enter the applicant's name on the list of registered voters for the voting precinct in
 1122 which the applicant resides; and
- 1123 (ii) notify the individual that the individual is registered to vote in the upcoming
 1124 election; and
- 1125 (c) if the individual named in the form is preregistering to vote, comply with Section
 1126 20A-2-101.1.
- 1127 (9) If an individual applies to register under this section after the deadline described in
 1128 Subsection (8), the county clerk shall, unless the individual is preregistering to vote:
- 1129 (a) accept the application for registration; and
- 1130 (b) except as provided in Subsection 20A-2-207(6), if possible, promptly inform the
 1131 individual that the individual will not be registered to vote in the pending election,
 1132 unless the individual registers to vote by provisional ballot during the early voting
 1133 period, if applicable, on election day, in accordance with Section 20A-2-207.
- 1134 (10) The lieutenant governor shall provide a means by which a registered voter shall sign
 1135 the application form.
- 1136 (11) For an individual who is registering to vote or is already registered to vote, the electronic
 1137 system described in Subsection (1) shall include the following:
- 1138 "How would you like to receive your ballot and vote in upcoming elections?"
 1139 [~~"Indicate below how you want to vote in upcoming elections:~~
- 1140 _____ Mail a ballot to me.]
- 1141 _____ Do not mail a ballot to me. I will obtain a ballot at a polling place and vote in person.
- 1142 _____ Mail a ballot to me. After receiving a ballot by mail, I will (choose one):
- 1143 _____ I will return the ballot to a polling place or a ballot drop box.
- 1144 _____ I will return the ballot by mail (Warning: If you return a ballot by mail, there
 1145 is a risk that the ballot may arrive too late to be counted)."
- 1146 Section 7. Section **20A-2-505** is amended to read:
- 1147 **20A-2-505 (Effective 05/06/26). Removing names from the official register --**
 1148 **Determining and confirming change of residence.**
- 1149 (1) A county clerk may not remove a voter's name from the official register on the grounds
 1150 that the voter has changed residence unless the voter:

- 1151 (a) confirms in writing that the voter has changed residence to a place outside the
 1152 county; or
- 1153 (b)(i) does not vote in an election during the period beginning on the date of the
 1154 notice described in Subsection (3), and ending on the day after the date of the
 1155 second regular general election occurring after the date of the notice; and
 1156 (ii) does not respond to the notice described in Subsection (3).
- 1157 (2)(a) Within 31 calendar days after the day on which a county clerk obtains information
 1158 that a voter's address has changed, if it appears that the voter still resides within the
 1159 same county, the county clerk shall:
- 1160 (i) change the official register to show the voter's new address; and
 1161 (ii) send to the voter, by forwardable mail, the notice described in Subsection (3).
- 1162 (b) When a county clerk obtains information that a voter's address has changed and it
 1163 appears that the voter now resides in a different county, the county clerk shall verify
 1164 the changed residence by sending to the voter, by forwardable mail, the notice
 1165 described in Subsection (3), printed on a postage prepaid, preaddressed return form.

- 1166 (3)(a) Each county clerk shall use substantially the following form to notify voters whose
 1167 addresses have changed:

1168 "VOTER REGISTRATION NOTICE

1169 We have been notified that your residence has changed. Please read, complete, and
 1170 return this form so that we can update our voter registration records. What is your current
 1171 street address?

1172 _____
 1173 Street City County State Zip

1174 What is your current phone number (optional)? _____

1175 What is your current email address (optional)? _____

1176 If you have not changed your residence, or have moved but stayed within the same
 1177 county, you must complete and return this form to the county clerk so that it is received by the
 1178 county clerk before 5 p.m. no later than 30 calendar days before the date of the election. If you
 1179 fail to return this form within that time:

1180 - you may be required to show evidence of your address to the poll worker before being
 1181 allowed to vote in either of the next two regular general elections; or

1182 - if you fail to vote at least once, from the date this notice was mailed until the passing of
 1183 two regular general elections, you will no longer be registered to vote. If you have changed
 1184 your residence and have moved to a different county in Utah, you may register to vote by

1185 contacting the county clerk in your county.

1186 _____

1187 Signature of Voter

1188 PRIVACY INFORMATION

1189 Voter registration records contain some information that is available to the public, such
1190 as your name and address, some information that is available only to government entities, and
1191 some information that is available only to certain third parties in accordance with the
1192 requirements of law.

1193 Your driver license number, identification card number, social security number, email
1194 address, full date of birth, and phone number are available only to government entities. Your
1195 year of birth is available to political parties, candidates for public office, certain third parties,
1196 and their contractors, employees, and volunteers, in accordance with the requirements of law.

1197 You may request that all information on your voter registration records be withheld from
1198 all persons other than government entities, political parties, candidates for public office, and
1199 their contractors, employees, and volunteers, by indicating here:

1200 _____ Yes, I request that all information on my voter registration records be withheld
1201 from all persons other than government entities, political parties, candidates for public office,
1202 and their contractors, employees, and volunteers.

1203 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

1204 In addition to the protections provided above, you may request that identifying
1205 information on your voter registration records be withheld from all political parties, candidates
1206 for public office, and their contractors, employees, and volunteers, by submitting a
1207 withholding request form, and any required verification, as described in the following
1208 paragraphs.

1209 A person may request that identifying information on the person's voter registration
1210 records be withheld from all political parties, candidates for public office, and their
1211 contractors, employees, and volunteers, by submitting a withholding request form with this
1212 registration record, or to the lieutenant governor or a county clerk, if the person is or is likely
1213 to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating
1214 violence.

1215 A person may request that identifying information on the person's voter registration
1216 records be withheld from all political parties, candidates for public office, and their
1217 contractors, employees, and volunteers, by submitting a withholding request form and any
1218 required verification with this registration form, or to the lieutenant governor or a county clerk,

1219 if the person is, or resides with a person who is, a law enforcement officer, a member of the
1220 armed forces, a public figure, or protected by a protective order or a protection order."

1221 (b) The form described in Subsection (3)(a) shall also include:

1222 (i) a section in substantially the following form:

1223 "-----
1224 **BALLOT NOTIFICATIONS**
1225 Do you consent to receive communications about the status of your ballot and other official
1226 communications, by text, at the phone number you provided above? Yes No
1227 -----";

1228 and

1229 (ii) [~~no later than November 5, 2025,~~]the following, immediately after the question described
1230 in Subsection (3)(b)(i):

1231 "How would you like to receive your ballot and vote in upcoming elections?

1232 [~~"Indicate below how you want to vote in upcoming elections:~~

1233 _____ Mail a ballot to me.]

1234 _____ Do not mail a ballot to me. I will obtain a ballot at a polling place and vote in person.

1235 _____ Mail a ballot to me. After receiving a ballot by mail (choose one):

1236 _____ I will return the ballot to a polling place or a ballot drop box.

1237 _____ I will return the ballot by mail (Warning: If you return a ballot by mail, there
1238 is a risk that the ballot may arrive too late to be counted)."

1239 (4)(a) Except as provided in Subsection (4)(b), the county clerk may not remove the
1240 names of any voters from the official register during the 90 calendar days before a
1241 regular primary election or the 90 calendar days before a regular general election.

1242 (b) The county clerk may remove the names of voters from the official register during
1243 the 90 calendar days before a regular primary election or the 90 calendar days before
1244 a regular general election if:

1245 (i) the voter requests, in writing, that the voter's name be removed; or

1246 (ii) the voter dies.

1247 (c)(i) After a county clerk mails a notice under this section, the county clerk shall,
1248 unless otherwise prohibited by law, list that voter as inactive.

1249 (ii) If a county clerk receives a returned voter identification card, determines that
1250 there was no clerical error causing the card to be returned, and has no further
1251 information to contact the voter, the county clerk shall, unless otherwise
1252 prohibited by law, list that voter as inactive.

1253 (iii) An inactive voter may vote, sign petitions, and have all other privileges of a
 1254 registered voter.

1255 (iv) A county is not required to:

1256 (A) send routine mailings to an inactive voter; or

1257 (B) count inactive voters when dividing precincts and preparing supplies.

1258 (5) The lieutenant governor shall make available to a county clerk United States Social
 1259 Security Administration data received by the lieutenant governor regarding deceased
 1260 individuals.

1261 (6) A county clerk shall, within 10 business days after the day on which the county clerk
 1262 receives the information described in Subsection (5) or Subsections 26B-8-114(11) and
 1263 (12) relating to a decedent whose name appears on the official register, remove the
 1264 decedent's name from the official register.

1265 (7) Ninety calendar days before each primary and general election the lieutenant governor
 1266 shall compare the information the lieutenant governor has received under Subsection
 1267 26B-8-114(11) with the official register of voters to ensure that all deceased voters have
 1268 been removed from the official register.

1269 Section 8. Section **20A-3a-201** is amended to read:

1270 **20A-3a-201 (Effective 01/01/27). Voting methods.**

1271 [(+) A voter may vote as follows:

1272 [(a) ~~by mail;~~

1273 [(b) (1) at a polling place, or by delivering a completed remote ballot to a poll worker at a
 1274 polling place, during early voting hours;

1275 [(c) (2) at a polling place, or by delivering a completed remote ballot to a poll worker at a
 1276 polling place, on election day when the polls are open;

1277 (3) by delivering a completed remote ballot to a poll worker at a ballot drop box during the
 1278 hours that the ballot drop box is open and attended by poll workers;

1279 [(d) (4) if the voter is an individual with a disability, by voting remotely, via a mechanical
 1280 ballot or via electronic means if approved by the election officer;

1281 [(e) (5) electronically or via a federal write-in absentee ballot if the voter is a covered voter,
 1282 as defined in Section 20A-16-102; [or]

1283 (6) by mail, in accordance with Section 20A-3a-203.6; or

1284 [(f) (7) by emergency ballot, in accordance with Part 3, Emergency Ballots.

1285 [(2) ~~A voter may not vote at a polling place if the voter voted by mail or in a manner~~
 1286 ~~described in Subsections (1)(d) through (f).]~~

1287 Section 9. Section **20A-3a-202** is amended to read:

1288 **20A-3a-202 (Effective 01/01/27). Conducting an election -- Mailing ballots to**
1289 **voters -- Exceptions.**

1290 (1)[(a)] Except as otherwise provided for an election held for a local tax referendum that
1291 is conducted entirely by mail under Section 20A-7-609.5, an election officer shall
1292 administer an election [~~primarily by mail,~~]in accordance with this section.

1293 [(b) ~~An individual who did not provide valid voter identification at the time the voter~~
1294 ~~registered to vote shall provide valid voter identification before voting.~~]

1295 (2) An election officer who administers an election:

1296 (a) shall, in accordance with Subsection (3), no sooner than 21 calendar days before
1297 election day and no later than seven calendar days before election day, mail to the
1298 applicable voters, in accordance with [~~Subsection 20A-3a-202.5(3), and subject to~~
1299 ~~Subsection 20A-3a-202.5(4)] , and subject to, Section 20A-3a-202.5:~~

1300 (i) a manual ballot;

1301 (ii)(A) a standard return envelope; or

1302 (B) if required under Subsection 20A-3a-202.5(4) or (5)(b)(ii), a mail-in return
1303 envelope;

1304 (iii) instructions for returning the ballot that include an express notice about any
1305 relevant deadlines that the voter must meet in order for the voter's vote to be
1306 counted;

1307 (iv) information regarding the location and hours of operation of any election day
1308 voting center at which the voter may vote or a website address where the voter
1309 may view this information; and

1310 (v) instructions on how a voter may sign up to receive electronic ballot status
1311 notifications via the ballot tracking system described in Section 20A-3a-401.5;

1312 (b) may not mail a ballot under this section to:

1313 (i) an inactive voter, unless the inactive voter requests a manual ballot; or

1314 (ii) a voter whom the election officer is prohibited from sending a ballot under [
1315 ~~Subsection 20A-3a-202.5(4)] Section 20A-3a-202.5;~~

1316 (c) shall, on the outside of the envelope in which the election officer mails the ballot,
1317 include instructions for returning the ballot if the individual to whom the election
1318 officer mails the ballot does not live at the address to which the ballot is sent;

1319 (d) shall provide a method of accessible voting to a voter with a disability who is not
1320 able to vote by mail; and

- 1321 (e) shall include, on the election officer's website and with each ballot mailed,
 1322 instructions regarding how a voter described in Subsection (2)(d) may vote.
- 1323 (3)(a) An election officer who mails a manual ballot under Subsection (2) shall mail the
 1324 manual ballot to the address:
- 1325 (i) provided at the time of registration or updated by the voter after the time of
 1326 registration; or
- 1327 (ii) if, at or after the time of registration, the voter files an alternate address request
 1328 form described in Subsection (3)(b), the alternate address indicated on the form.
- 1329 (b) The lieutenant governor shall make available to voters an alternate address request
 1330 form that permits a voter to request that the election officer mail the voter's ballot to a
 1331 location other than the voter's residence.
- 1332 (c) A voter shall provide the completed alternate address request form to the election
 1333 officer no later than 11 calendar days before the day of the election.
- 1334 (d) ~~[Beginning on November 5, 2025, through]~~ Before December 31, 2028, an election officer
 1335 shall include, with each ballot mailed to a voter, a separate paper document containing the
 1336 following statements:
- 1337 "WARNING
- 1338 If you have a valid Utah driver license or a valid Utah state identification card, failure to
 1339 provide the last four digits of the license or card number may result in your ballot not being
 1340 counted. You also have the option of providing the last four digits of your social security
 1341 number as identification. If you do not have any of these identification types, your ballot will
 1342 still be counted if your signature on the affidavit on this envelope matches your signature on
 1343 file with the election officer.
- 1344 NOTICE
- 1345 Beginning in 2029, you will not receive a ballot by mail unless you request to receive a
 1346 ballot by mail, and you will not be permitted to return your ballot by mail unless you request to
 1347 return your ballot by mail (Exception: You may return your ballot by mail without making this
 1348 request if, on the day of the election, you are stationed outside the United States by the military
 1349 or you otherwise reside outside the United States). You may request to receive a ballot by mail,
 1350 or to return a ballot by mail, at [insert a uniform resource locator where the voter can make the
 1351 request online]. If you are unable to make a request online, contact your county clerk's office at
 1352 the following number for instructions on how to make the request in person or by mail [insert
 1353 phone number here]."[:]
- 1354 (e) Beginning on January 1, 2029, an election officer shall include, with each ballot mailed to a

1355 voter, a separate paper document containing the following statement:

1356 "WARNING

1357 If you have a valid Utah driver license or a valid Utah state identification card, failure to
1358 provide the last four digits of your license or card number will result in your ballot not being
1359 counted.

1360 If you do not have a license or card described above, you may enter the last four digits of
1361 your social security number as identification, or include a photocopy of one of the following in
1362 the return envelope:

- 1363 • a currently valid identification card that is issued by the state or a branch, department, or
- 1364 agency of the United States;
- 1365 • a currently valid Utah permit to carry a concealed weapon;
- 1366 • a currently valid United States passport;
- 1367 • a currently valid United States military identification card; or
- 1368 • a currently valid tribal identification card, Bureau of Indian Affairs card, or tribal treaty
- 1369 card.

1370 If you do not have any of the forms of identification listed above, you must vote in person
1371 at a polling place, unless you qualify for an exemption from this requirement. You may obtain
1372 information regarding an exemption at [insert a uniform resource locator where the voter can
1373 view this information] or by calling [insert a phone number that a voter may call to access this
1374 information]."

1375 (4) [The] A standard return envelope shall include:

1376 (a) the name, official title, and post office address of the election officer on the front of
1377 the envelope;

1378 (b) subject to Subsection [~~(9), beginning on or before January 1, 2026~~] (6), until January
1379 1, 2029, a place for the voter to enter the last four digits of the voter's Utah driver
1380 license number, Utah state identification card number, or social security number;

1381 (c) the following statement:

1382 "IMPORTANT: See the warning and notice enclosed with your ballot.";

1383 (d) a space where a voter may write an email address and phone number by which the
1384 election officer may contact the voter if the voter's ballot is rejected; and

1385 (e) a printed affidavit in substantially the following form:

1386 "County of ____ State of ____

1387 I, ____, solemnly swear that: I am a qualified resident voter of the ____ voting precinct

1388 in ____ County, Utah and that I am entitled to vote in this election. I am not a convicted felon

1389 currently incarcerated for commission of a felony.

1390 _____

1391 Signature of Voter

1392 WARNING

1393 The above affidavit must be signed by the voter to whom the ballot is addressed. It is a
1394 FELONY for any other individual to sign the above affidavit, even if the voter to whom the
1395 ballot is addressed gives permission for another to sign the affidavit for the voter."

1396 [~~(5) If the election officer determines that the voter has not yet provided valid voter
1397 identification with the voter's voter registration, the election officer may:~~]

1398 [~~(a) mail a ballot to the voter;~~]

1399 [~~(b) instruct the voter to enclose a copy of the voter's valid voter identification in the
1400 return envelope; and]~~

1401 [~~(c) provide instructions to the voter on how the voter may sign up to receive electronic
1402 ballot status notifications via the ballot tracking system described in Section
1403 20A-3a-401.5.]~~

1404 [~~(6) An election officer who administers an election shall:~~]

1405 [~~(a)(i) before the election, obtain the signatures of each voter qualified to vote in the
1406 election; or]~~

1407 [~~(ii) obtain the signature of each voter within the voting precinct from the county
1408 clerk; and]~~

1409 [~~(b) maintain the signatures on file in the election officer's office.]~~

1410 [~~(7) Upon receipt of a returned ballot, the election officer shall review and process the
1411 ballot under Section 20A-3a-401.]~~

1412 [~~(8)~~] (5) A county that administers an election:

1413 (a) shall provide at least one election day voting center in accordance with Part 7,
1414 Election Day Voting Center, and at least one additional election day voting center for
1415 every 5,000 active voters in the county who~~[-, under Section 20A-3a-202.5,]~~ will not
1416 receive a ballot by mail;

1417 (b) shall ensure that each election day voting center operated by the county has at least
1418 one voting device that is accessible, in accordance with the Help America Vote Act
1419 of 2002, Pub. L. No. 107-252, for individuals with disabilities;

1420 (c) may reduce the early voting period described in Section 20A-3a-601, if:

1421 (i) the county clerk conducts early voting on at least four days;

1422 (ii) the early voting days are within the period beginning on the date that is 14

1423 calendar days before the date of the election and ending on the day before the
 1424 election; and
 1425 (iii) the county clerk provides notice of the reduced early voting period in accordance
 1426 with Section 20A-3a-604; and
 1427 (d) is not required to pay return postage for a mail-in return envelope.
 1428 [(9)] (6) A return envelope shall be designed in a manner that the information described in
 1429 Subsections (4)(b) and (d), and the voter's signature, is covered from view after the
 1430 return envelope is sealed.

1431 [(10)] (7) A county clerk shall, at least 90 calendar days before an election administered by
 1432 the county clerk, contact local post offices to:

1433 (a) coordinate the handling of mail-in [~~ballots~~] return envelopes for the upcoming
 1434 election; and

1435 (b) take measures to ensure that[:]

1436 [(i) ~~ballots are clearly and properly postmarked, or otherwise marked in accordance~~
 1437 ~~with Subsection 20A-3a-204(2)(a)(i), with the date on which the ballot was~~
 1438 ~~mailed; and]~~

1439 [(ii)] ballots are delivered in an expeditious manner to optimize the timely receipt of
 1440 ballots.

1441 Section 10. Section **20A-3a-202.5** is amended to read:

1442 **20A-3a-202.5 (Effective 05/06/26). Receiving a ballot by mail -- Making a request**
 1443 **-- Termination or expiration of a request -- Renewing a request.**

1444 (1) As used in this section[,"request"] :

1445 (a) "Request to receive a ballot by mail" means to make a request as described in
 1446 Subsection (2).

1447 (b) "Request to return a ballot by mail" means to make a request as described in
 1448 Subsection (3).

1449 (2) An individual may request to receive a ballot by mail by:

1450 (a) making the request on a voter registration form;

1451 (b) making the request when the individual applies for or renews the individual's driver
 1452 license or state identification card;

1453 (c) making the request via the electronic system described in Section 20A-2-206; or

1454 (d) making the request when the voter votes in person.

1455 (3) An individual may request to return a ballot by mail by:

1456 (a) making the request on a voter registration form;

1457 (b) making the request when the individual applies for or renews the individual's driver
 1458 license or state identification card;

1459 (c) making the request via the electronic system described in Section 20A-2-206; or

1460 (d) making the request when the voter votes in person.

1461 [~~(3)~~] (4) [~~An~~] Except as provided in Subsection (8), for an election held before January 1,
 1462 2029, an election officer shall, when mailing ballots to voters under Section 20A-3a-202,
 1463 mail a ballot and a mail-in return envelope to each registered voter who[:]

1464 [~~(a) for an election held before January 1, 2029,~~] is an active voter, unless the voter
 1465 requests to stop receiving a ballot by mail[; or] .

1466 (5)[~~(b) except~~] Except as provided in [Subsection (4)] Subsections (6) through (8), for an
 1467 election held on or after January 1, 2029, an election officer shall, when mailing
 1468 ballots to voters under Section 20A-3a-202:

1469 [~~(i)~~] (a) mail a ballot to each voter who:

1470 (i) is an active voter; and

1471 (ii) has, in accordance with Subsection (2), made a request to receive a ballot by mail[;]
 1472 ; and

1473 (b)(i) except as provided in Subsection (5)(b)(ii), mail with the ballot a standard
 1474 return envelope; or

1475 (ii) if the voter has, in accordance with Subsection (3), made a request to return a
 1476 ballot by mail, mail with the ballot a mail-in return envelope.

1477 [~~(4)~~] (6) [~~For~~] Except as provided in Subsection (7) or (8), for an election held on or after
 1478 January 1, 2029[;] :

1479 (a) an election officer may not mail a ballot or a return envelope to an individual who:

1480 [~~(a)~~] (i) following the individual's most recent request to receive a ballot by mail:

1481 [~~(i)~~] (A) requests to stop receiving ballots by mail; or

1482 [~~(i)~~] (B) does not vote in an election during a period that includes two consecutive
 1483 regular general elections; or

1484 [~~(b)~~] (ii) has not, within eight years before the day on which the election officer mails
 1485 the bulk of the ballots for an election, made a request to receive a ballot by mail[;] ;
 1486 and

1487 (b) an election officer who mails a ballot to an individual in accordance with this section
 1488 shall include with the ballot a standard return envelope, and may not include with the
 1489 ballot a mail-in return envelope if the individual has not, within eight years before the
 1490 day on which the election officer mails the bulk of the ballots for an election, made a

1491 request to return a ballot by mail.

1492 [~~5~~] (7) This section may not be applied in a manner that conflicts with Chapter 16,

1493 Uniform Military and Overseas Voters Act.

1494 (8) In an election held for a local tax law referendum that is conducted entirely by mail

1495 under Section 20A-7-609.5, the election officer shall send by mail to a registered voter a

1496 ballot and a mail-in return envelope, regardless of whether the registered voter:

1497 (a) requests to receive a ballot by mail;

1498 (b) requests to stop receiving a ballot by mail; or

1499 (c) requests to return a ballot by mail.

1500 Section 11. Section **20A-3a-203** is amended to read:

1501 **20A-3a-203 (Effective 01/01/27). Voting at a polling place.**

1502 (1) A registered voter may vote at a polling place, or return a remote ballot to a polling
1503 place, in an election in accordance with this section.

1504 (2)(a) The voter shall give the voter's name, and, if requested, the voter's residence, to
1505 one of the poll workers.

1506 (b) The voter shall present valid voter identification to one of the poll workers, as
1507 follows:

1508 (i) the voter shall present a currently valid Utah driver license or Utah state
1509 identification card;

1510 (ii) if the voter does not have the type of identification described in Subsection
1511 (2)(b)(i), the voter shall present:

1512 (A) a currently valid identification card issued by the state, or a branch,
1513 department, or agency of the United States;

1514 (B) a currently valid Utah permit to carry a concealed weapon;

1515 (C) a currently valid United States passport;

1516 (D) a currently valid United States military identification card; or

1517 (E) a valid tribal identification card, Bureau of Indian Affairs card, or tribal treaty
1518 card; or

1519 (iii) if the voter does not have the type of identification described in Subsection
1520 (2)(b)(i) or (ii), the voter shall present other valid voter identification.

1521 (c) If the poll worker is not satisfied that the voter has presented valid voter
1522 identification in accordance with Subsection (2)(b), the poll worker shall:

1523 (i) indicate on the official register that the voter was not properly identified;

1524 (ii) if the voter is returning a remote ballot, issue the voter a provisional ballot

- 1525 envelope;
- 1526 ~~[(ii)]~~ (iii) if the voter is voting in-person, issue the voter a provisional ballot; and
- 1527 ~~[(iii) notify the voter that the voter will have until the close of normal office hours on~~
- 1528 Monday after the day of the election or, if Monday is a holiday, on the first
- 1529 business day after the holiday, to present valid voter identification:]
- 1530 ~~[(A) to the county clerk at the county clerk's office; or]~~
- 1531 ~~[(B) to an election officer who is administering the election; and]~~
- 1532 (iv) follow the procedures and requirements of Section 20A-3a-205.
- 1533 (d) If the person's right to vote is challenged as provided in Section 20A-3a-803, the poll
- 1534 worker shall follow the procedures and requirements of Section 20A-3a-205.
- 1535 (3) A poll worker at a polling place shall check the official register~~[to determine]~~:
- 1536 (a) to determine whether a voter is registered to vote; and
- 1537 (b) ~~[if the election is]~~ for a voter who seeks to obtain a ballot from a polling place during
- 1538 a regular primary election or a presidential primary election, to determine whether a
- 1539 voter's party affiliation designation in the official register allows the voter to vote the
- 1540 ballot that the voter requests.
- 1541 (4)(a) Except as provided in Subsection (5), if the voter's name is not found on the
- 1542 official register, the poll worker shall follow the procedures and requirements of
- 1543 Section 20A-3a-205.
- 1544 (b) If, when a voter seeks to obtain a ballot from a polling place in a regular primary
- 1545 election or a presidential primary election, the official register does not affirmatively
- 1546 identify the voter as being affiliated with a registered political party or if the official
- 1547 register identifies the voter as being "unaffiliated," the voter shall be considered to be
- 1548 "unaffiliated."
- 1549 (5) In a regular primary election or a presidential primary election:
- 1550 (a) if a voter's name is not found on the official register, and if it is not ~~[unduly]~~
- 1551 disruptive to the election process, the poll worker may attempt to contact the county
- 1552 clerk's office to request oral verification of the voter's registration; and
- 1553 (b) if oral verification is received from the county clerk's office, the poll worker shall:
- 1554 (i) record the verification on the official register;
- 1555 (ii) for a voter who seeks to obtain a ballot from a polling place, determine the voter's
- 1556 party affiliation and the ballot that the voter is qualified to vote; and
- 1557 (iii) except as provided in Subsection (6), comply with Subsection (3).
- 1558 (6)(a) Except as provided in Subsection (6)(b), if, in a regular primary election or a

1559 presidential primary election, the voter's political party affiliation listed in the official
 1560 register does not allow the voter to vote the ballot that the voter requested, the poll
 1561 worker shall inform the voter of that fact and inform the voter of the ballot or ballots
 1562 that the voter's party affiliation does allow the voter to vote.

1563 (b) If, in a regular primary election or a presidential primary election, the voter is listed
 1564 in the official register as unaffiliated, or if the official register does not affirmatively
 1565 identify the voter as either unaffiliated or affiliated with a registered political party,
 1566 and the voter, as an unaffiliated voter, is not authorized to vote the ballot that the
 1567 voter requests, the poll worker shall:

1568 (i) ask the voter if the voter wishes to vote another registered political party ballot
 1569 that the voter, as unaffiliated, is authorized to vote, or remain unaffiliated; and

1570 (ii)(A) if the voter wishes to vote another registered political party ballot that the
 1571 unaffiliated voter is authorized to vote, the poll worker shall proceed as
 1572 required by Subsection (3); or

1573 (B) if the voter wishes to remain unaffiliated and does not wish to vote another
 1574 ballot that unaffiliated voters are authorized to vote, the poll worker shall
 1575 instruct the voter that the voter may not vote.

1576 (7) Except as provided in Subsection (6)(b)(ii)(B), and subject to the other provisions of
 1577 Subsection (6), if the poll worker determines that the voter is registered, a poll worker
 1578 shall:

1579 (a) direct the voter to sign the voter's name in the official register; and

1580 (b)(i) if the voter is returning a remote ballot:

1581 (A) ensure that the voter seals the remote ballot in a return envelope; and

1582 (B) after complying with Subsection (7)(b)(i)(A), accept the return envelope from
 1583 the voter and place the return envelope in the ballot box; or

1584 (ii) if the voter seeks to obtain a ballot at the polling place:

1585 ~~[(b)]~~ (A) provide to the voter the ballot that the voter is qualified to vote;~~[and]~~

1586 (B) provide to the voter a standard return envelope; and

1587 ~~[(c)]~~ (C) allow the voter to enter the voting booth.

1588 (8)(a) The official register shall include the statement described in Subsection (8)(b):

1589 (i) at the top of each page of the register where a voter signs the register; or

1590 (ii) adjacent to the place where each voter signs the register.

1591 (b) The statement described in Subsection (8)(a) shall appear as follows:

1592 "AFFIDAVIT

1593 By signing this register I am signing an affidavit where, UNDER PENALTY OF
1594 PERJURY, I affirm that the identification I presented to the poll worker is valid voter
1595 identification that accurately identifies me as the person indicated."

1596 (9) A voter who votes at a polling place may submit a request to a poll worker that a ballot
1597 be mailed to the voter in upcoming elections.

1598 Section 12. Section **20A-3a-203.5** is enacted to read:

1599 **20A-3a-203.5** (Effective 01/01/27). **Returning a remote ballot to a ballot drop box.**

1600 (1) A registered voter may return a remote ballot to a ballot drop box in accordance with
1601 this section.

1602 (2) A voter may not return a remote ballot to a ballot drop box, unless the ballot drop box is
1603 attended by two or more poll workers.

1604 (3) When returning a remote ballot to a ballot drop box:

1605 (a) the voter shall present to one of the poll workers:

1606 (i) the return envelope, with the remote ballot sealed inside; and

1607 (ii) a type of valid voter identification described in Subsection 20A-1-102(85)(a) or
1608 (b); and

1609 (b) the poll worker shall:

1610 (i) examine the return envelope and the identification described in Subsection (3)(a);
1611 and

1612 (ii) determine whether the identification presented:

1613 (A) is a type of valid voter identification described in Subsection 20A-1-102(85)(a)
1614 or (b); and

1615 (B) in accordance with Subsection (4), identifies the individual presenting the
1616 identification as the voter to whom the ballot relates.

1617 (4) A poll worker shall make the determination described in Subsection (3)(b)(ii)(B) as
1618 follows:

1619 (a) if the valid voter identification described in Subsection (3)(b)(ii)(A) includes a
1620 photograph of the individual identified:

1621 (i) compare the photograph to the individual presenting the identification to
1622 determine whether the individual presenting the identification is the individual in
1623 the photograph; and

1624 (ii) determine whether the name that appears on the return envelope:

1625 (A) is the name of the individual in the identification; and

1626 (B) is otherwise consistent with the individual presenting the identification; or

- 1627 (b) if the valid voter identification described in Subsection (3)(b)(ii)(A) does not include
 1628 a photograph of the individual identified, determine whether the name that appears on
 1629 the return envelope:
 1630 (i) is the name of the individual in the identification; and
 1631 (ii) is otherwise consistent with the individual presenting the identification.
 1632 (5) After complying with Subsection (3)(b):
 1633 (a) the poll worker shall place the ballot in the ballot drop box if, in accordance with
 1634 Subsection (4), the poll worker determines that the identification presented:
 1635 (i) is a type of valid voter identification described in Subsection 20A-1-102(85)(a) or
 1636 (b); and
 1637 (ii) identifies the individual presenting the identification as the voter to whom the
 1638 ballot relates; or
 1639 (b) if the poll worker is unable to make both determinations described in Subsections
 1640 (5)(a)(i) and (ii), the poll worker shall:
 1641 (i) return the return envelope to the individual who presented the return envelope; and
 1642 (ii) direct the individual to a polling place where the voter may:
 1643 (A) establish the voter's identity with any type of valid voter identification; or
 1644 (B) cast a provisional ballot.

1645 Section 13. Section **20A-3a-203.6** is enacted to read:

1646 **20A-3a-203.6 (Effective 01/01/27). Returning a remote ballot by mail --**

1647 **Application -- Mail-in return envelope.**

- 1648 (1) A voter:
 1649 (a) may return a remote ballot by mail in the mail-in envelope that the election officer, in
 1650 accordance with Subsection 20A-3a-202.5(4) or (5)(b)(ii), sent to the voter with the
 1651 voter's ballot; and
 1652 (b) may not return a remote ballot by mail in a standard return envelope or in an
 1653 envelope other than the envelope described in Subsection (1)(a).
 1654 (2) A mail-in return envelope shall include:
 1655 (a) the official title, and post office address of the election officer on the front of the
 1656 envelope;
 1657 (b) a space where a voter may write an email address and phone number by which the
 1658 election officer may contact the voter if the voter's ballot is rejected;
 1659 (c) a printed affidavit in substantially the following form:
 1660 "County of _____ State of _____ I, _____, solemnly swear that:

1661 I am a qualified resident voter of the _____ voting precinct in _____ County, Utah;

1662 I am entitled to vote in this election; and

1663 I am not a convicted felon currently incarcerated for commission of a felony.

1664 _____

1665 Signature of Voter"; and

1666 (d) a warning that the affidavit must be signed by the individual to whom the ballot was
 1667 sent and that the ballot will not be counted if the signature on the affidavit does not
 1668 match the signature on file with the election officer of the individual to whom the
 1669 ballot was sent.

1670 (3) An election officer who administers an election shall:

1671 (a)(i) before the election, obtain the signatures of each voter qualified to vote in the
 1672 election; or

1673 (ii) obtain the signature of each voter within the voting precinct from the county
 1674 clerk; and

1675 (b) maintain the signatures on file in the election officer's office.

1676 (4) To return a remote ballot by mail, the voter shall comply with Subsections
 1677 20A-3a-204(1), (4), and (5)(a).

1678 (5) A voter may return a remote ballot that was provided to the voter with a mail-in return
 1679 envelope to a polling place or a ballot drop box by:

1680 (a) sealing the ballot in the mail-in return envelope, or in a standard return envelope that
 1681 is provided by a poll worker at a polling place; and

1682 (b)(i) at a polling place, complying with Section 20A-3a-203; or

1683 (ii) at a ballot drop box, complying with Section 20A-3a-203.5.

1684 (6) If a voter returns a ballot sealed in a mail-in return envelope to a polling place or a
 1685 ballot drop box, the poll workers shall process the ballot as a remote ballot returned,
 1686 in-person, in a standard return envelope and not as a remote ballot returned by mail.

1687 (7) Upon receipt of a remote ballot that is returned by mail in accordance with this section,
 1688 the election officer shall review and process the ballot under Section 20A-3a-401.

1689 Section 14. Section **20A-3a-204** is amended to read:

1690 **20A-3a-204 (Effective 01/01/27). Marking a manual ballot -- Returning a ballot**
 1691 **by mail, at an election officer's office, or via a ballot drop box -- Depositing a ballot**
 1692 **received by mail at a polling place.**

1693 (1) To vote a manual ballot:

1694 (a) [~~except as provided in Subsection (7),~~]the voter shall prepare the voter's manual

- 1695 ballot by marking the appropriate space with a mark opposite the name of each
 1696 candidate of the voter's choice for each office to be filled;
- 1697 (b) if a ballot proposition is submitted to a vote of the people, the voter shall mark the
 1698 appropriate space with a mark opposite the answer the voter intends to make;
- 1699 (c) ~~[except as provided in Subsection (7),]~~the voter shall record a write-in vote in
 1700 accordance with Subsection 20A-3a-206(1);~~[-and]~~
- 1701 (d) ~~[except as provided in Subsection (7),]~~a mark is not required opposite the name of a
 1702 write-in candidate~~[-]~~ ; and
- 1703 (e) the voter shall place the ballot in the return envelope and seal the return envelope.
- 1704 (2) Except to the extent otherwise required for a voter who casts a provisional ballot, a
 1705 voter who votes a manual ballot at a polling place shall, after complying with Section
 1706 20A-3a-203 and Subsection (1), deposit the return envelope in the ballot box at the
 1707 polling place.
- 1708 (3) Except to the extent otherwise required for a voter who casts a provisional ballot, if a
 1709 voter returns a remote ballot to a polling place:
- 1710 (a) the voter shall, after complying with Section 20A-3a-203 and Subsection (1), deliver
 1711 the return envelope to the poll worker; and
- 1712 (b) the poll worker shall immediately place the return envelope in the ballot box.
- 1713 ~~[(2)]~~ (4) ~~[Before returning a ballot mailed to the voter]~~ If a voter returns a ballot by mail, the
 1714 voter shall:
- 1715 (a) complete and sign the affidavit on the mail-in return envelope;
- 1716 (b) enter the last four digits of the voter's Utah driver license or Utah state identification
 1717 card;
- 1718 (c) beginning on January 1, 2029, if the voter does not have a Utah driver license or
 1719 Utah state identification card:
- 1720 (i) write the last four digits of the voter's social security card on the return envelope;
- 1721 or
- 1722 (ii) include in the return envelope a photocopy of one of the following forms of
 1723 identification for the voter:
- 1724 (A) a currently valid identification card issued by the state, or a branch,
 1725 department, or agency of the United States;
- 1726 (B) a currently valid Utah permit to carry a concealed weapon;
- 1727 (C) a currently valid United States passport;
- 1728 (D) a currently valid United States military identification card; or

1729 (E) a valid tribal identification card, Bureau of Indian Affairs card, or tribal treaty
1730 card;

1731 (d) place the voted ballot in the mail-in return envelope;

1732 (e) if required by the election officer because the voter has not yet provided valid voter
1733 identification with the voter's voter registration record, include a copy of the voter's
1734 valid voter identification with the ballot inside the mail-in return envelope;

1735 (f) securely seal the mail-in return envelope; and

1736 (g) [~~if returning the ballot by mail,~~] attach postage, if necessary, and deposit the mail-in
1737 return envelope in the mail.

1738 [(3)] (5)(a) Except as otherwise provided in Section 20A-16-404, to be valid, a ballot that
1739 is mailed must be received by the election officer on or before [~~8 p.m. on~~] election
1740 day at 8 p.m.

1741 (b) Except as provided in Subsection [(3)(e)] (5)(c), to be valid, a ballot returned by a
1742 method other than by mail shall, before 8 p.m. on election day, be:

1743 (i) deposited in a ballot box at a polling place;

1744 (ii) deposited in [a] an attended ballot drop box designated by an election officer for
1745 the jurisdiction to which the ballot relates; or

1746 (iii) otherwise received by the election officer.

1747 (c) An election officer may, but is not required to, forward a ballot deposited in a ballot
1748 drop box in the wrong jurisdiction to the correct jurisdiction.

1749 (d) An election officer shall ensure that a voter who is, at or before 8 p.m., in line at a
1750 polling place or a ballot drop box, is allowed to, after complying with Section
1751 20A-3a-203 and Subsection (1):

1752 (i) vote at the polling place; or

1753 (ii) if the voter has a sealed return envelope containing a remote ballot in the voter's
1754 possession, deliver the return envelope to a poll worker for placement in the ballot
1755 box or ballot drop box.

1756 [(d) An election officer shall ensure that a voter who is, at or before 8 p.m. on election
1757 day:]

1758 [(i) in line at a ballot drop box, with a sealed return envelope containing a ballot in
1759 the voter's possession, is allowed to deposit the ballot in the ballot drop box; or]

1760 [(ii) in line at a polling place, is allowed to vote.]

1761 [(4)(a) Except as provided in Subsection (6), to vote at a polling place the voter shall,
1762 after complying with Subsections (1)(a) through (d):]

- 1763 (i) ~~sign the official register or pollbook; and]~~
- 1764 (ii) ~~place the ballot in the ballot box; or]~~
- 1765 [(b)] (6) If the ballot that a voter votes at a polling place is a provisional ballot, the voter
- 1766 shall place the ballot in the provisional ballot envelope, complete the information printed
- 1767 on the provisional ballot envelope, and ~~deposit]~~ give the provisional ballot envelope to a
- 1768 poll worker for placement in the provisional ballot box.
- 1769 [(5)] (7)(a) An individual with a disability may vote a mechanical ballot at a polling
- 1770 place.
- 1771 (b) An individual other than an individual with a disability may vote a mechanical ballot
- 1772 at a polling place if permitted by the election officer.
- 1773 [(6)] (8) To vote a mechanical ballot, the voter shall:
- 1774 (a) make the selections according to the instructions provided for the voting device; and
- 1775 (b) ~~[subject to Subsection (7),]~~ record a write-in vote by:
- 1776 (i) selecting the appropriate position for entering a write-in candidate; and
- 1777 (ii) using the voting device to enter the name of the valid write-in candidate for
- 1778 whom the voter wishes to vote.
- 1779 [(7) ~~To vote in an instant runoff voting race under Chapter 4, Part 6, Municipal Alternate~~
- 1780 ~~Voting Methods Pilot Project, a voter:]~~
- 1781 [(a) ~~shall indicate, as directed on the ballot, the name of the candidate who is the voter's~~
- 1782 ~~first preference for the office; and]~~
- 1783 [(b) ~~may indicate, as directed on the ballot, the names of the remaining candidates in~~
- 1784 ~~order of the voter's preference.]~~
- 1785 [(8)] (9) A voter who votes at a polling place:
- 1786 (a) shall mark and cast or deposit the ballot without delay and shall leave the voting area
- 1787 after voting; and
- 1788 (b) may not:
- 1789 (i) occupy a voting booth occupied by another, except as provided in Section
- 1790 20A-3a-208;
- 1791 (ii) remain within the voting area more than 10 minutes; or
- 1792 (iii) occupy a voting booth for more than five minutes if all booths are in use and
- 1793 other voters are waiting to occupy a voting booth.
- 1794 [(9)] (10) If the official register shows any voter as having voted, that voter may not reenter
- 1795 the voting area during that election unless that voter is an election official or watcher.
- 1796 [(10)] (11) A poll worker may not, at a polling place, allow more than four voters more than

1797 the number of voting booths into the voting area at one time unless those excess voters
1798 are:

- 1799 (a) election officials;
- 1800 (b) watchers; or
- 1801 (c) assisting voters with a disability.

1802 Section 15. Section **20A-3a-205** is amended to read:

1803 **20A-3a-205 (Effective 01/01/27). Manner of voting -- Provisional ballot.**

1804 (1) The poll workers shall follow the procedures and requirements of this section when:

1805 (a) the individual's right to vote is challenged as provided in Section 20A-3a-803 or
1806 20A-3a-805;

1807 (b) the individual's name is not found on the official register; or

1808 (c) the poll worker is not satisfied that the voter has provided valid voter identification.

1809 (2) When faced with one of the circumstances described in Subsection (1)(a) or (b), the poll
1810 worker shall:

1811 (a) request that the individual provide valid voter identification; and

1812 (b) review the identification provided by the individual.

1813 (3) If the poll worker is satisfied that the individual has provided valid voter identification
1814 that establishes the individual's identity and residence in the voting precinct:

1815 (a) the poll worker in charge of the official register shall:

1816 (i) record in the official register the type of identification that established the
1817 individual's identity and place of residence;

1818 (ii) record the provisional ballot envelope number in association with the name of the
1819 individual; and

1820 (iii) direct the individual to sign the individual's name in the official register or
1821 pollbook; and

1822 (b) the poll worker having charge of the ballots shall:

1823 (i) if the individual is returning a remote ballot, give the individual a provisional
1824 ballot envelope;

1825 (ii) if the individual is at a polling place and is voting in person:

1826 [(+)] (A) give the individual a provisional ballot; and

1827 [(+)] (B) allow the individual to enter the voting booth[-] ; and

1828 (iii) accept the provisional ballot only after the voter completes, and seals the voter's
1829 ballot in, the provisional ballot envelope.

1830 (4) If the poll worker is not satisfied that the individual has provided valid voter

- 1831 identification that establishes the individual's identity and residence in the voting
 1832 precinct:
- 1833 (a) the poll worker in charge of the official register shall:
- 1834 (i) record in the official register that the voter did not provide valid voter
 1835 identification;
- 1836 (ii) record in the official register the type of identification that was provided by the
 1837 individual, if any;
- 1838 (iii) record the provisional ballot envelope number in association with the name of
 1839 the individual; and
- 1840 (iv) direct the individual to sign the individual's name in the official register or
 1841 pollbook; and
- 1842 (b) the poll worker having charge of the ballots shall:
- 1843 (i) if the individual is returning a remote ballot, give the individual a provisional
 1844 ballot envelope;
- 1845 (ii) if the individual is at a polling place and is voting in-person:
- 1846 [(i)] (A) give the individual a provisional ballot; and
 1847 [(ii)] (B) allow the individual to enter the voting booth[:];
- 1848 (iii) accept the provisional ballot only after the voter completes, and seals the voter's
 1849 ballot in, the provisional ballot envelope; and
- 1850 (iv) notify the voter that the voter will have until noon on the day before the day of
 1851 the canvass for the election to present valid voter identification to:
- 1852 (A) the county clerk at the county clerk's office; or
 1853 (B) to an election officer who is administering an election.
- 1854 (5) When, at a polling place, the election officer is required to furnish more than one
 1855 version of a ballot, the poll workers at that polling place shall give the registered voter
 1856 the version of the ballot that the voter is qualified to vote.
- 1857 Section 16. Section **20A-3a-301** is amended to read:
- 1858 **20A-3a-301 (Effective 05/06/26). Emergency ballots -- Hospitalized voter**
 1859 **returning ballot my mail without standard identification.**
- 1860 (1) As used in this section, "hospitalized voter" means a registered voter who:
- 1861 (a) is:
- 1862 (i) hospitalized;
- 1863 (ii) confined in hospice care, a treatment facility, or a long-term care institution[
 1864 facility]; or

1865 (iii) due to age[~~or~~], illness, [~~is~~] or disability, restricted in the ability to travel from the
 1866 voter's permanent or temporary residence; and

1867 (b) is able to vote a manual ballot.

1868 (2) A hospitalized voter who has not received a ballot by mail, or does not have possession
 1869 of a ballot sent to the voter by mail may, in accordance with this section, obtain a
 1870 manual ballot with a mail-in return envelope to use as an emergency ballot and vote at
 1871 any time after the election officer mails manual ballots to the majority of voters and
 1872 before the close of polls on election day.

1873 (3) An individual may obtain an emergency ballot application, a manual ballot, and a
 1874 mail-in return envelope from the election officer on behalf of a hospitalized voter by:

1875 (a) requesting a manual ballot, a mail-in return envelope, and the application in person at
 1876 the election officer's office during business hours;

1877 (b) presenting valid voter identification for the individual requesting the manual ballot
 1878 and mail-in return envelope on the hospitalized voter's behalf; and

1879 (c) signing a statement, created by the lieutenant governor, where the individual, under
 1880 penalty of perjury:

1881 (i) identifies the individual;

1882 (ii) identifies the hospitalized voter and explains the reason the hospitalized voter
 1883 qualifies as [~~an exempt~~] a hospitalized voter; and

1884 (iii) states that the individual:

1885 (A) is obtaining the manual ballot and the mail-in return envelope at the request of
 1886 the hospitalized voter;

1887 (B) will not request, persuade, or otherwise induce the voter to vote for or vote
 1888 against any particular candidate or issue;

1889 (C) will not release any information regarding the voter's votes; and

1890 (D) will not alter the voter's votes.

1891 (4) An election officer who provides the items described in Subsection (3) shall mark the
 1892 mail-in return envelope as an emergency ballot.

1893 [~~(4)~~] (5) To vote, a hospitalized voter described in Subsection (2) shall:

1894 (a) complete the emergency ballot application and enclose the application in the mail-in
 1895 return envelope;

1896 (b) complete, and sign the affidavit on, the mail-in return envelope;

1897 (c) mark the voter's votes on the manual ballot;

1898 (d) if the voter did not provide the last four digits of the voter's Utah driver license, Utah

- 1899 state identification card, or social security number:
- 1900 (i) include in the mail-in return envelope a photocopy of a type of identification
- 1901 described in Subsection [~~20A-3a-204(2)(e)(ii)~~] 20A-3a-204(4)(c)(ii); or
- 1902 (ii) if the voter does not have a type of identification described in Subsection [
- 1903 ~~20A-3a-204(2)(e)(ii)~~] 20A-3a-204(4)(c)(ii), include in the mail-in return envelope
- 1904 another type of valid voter identification;
- 1905 (e) place the manual ballot into the mail-in return envelope; and
- 1906 (f) seal the mail-in return envelope unless a different method is authorized under Section
- 1907 20A-1-308.

1908 [~~(5)~~] (6) For a ballot described in Subsection [~~(4)~~] (5) to be counted, the emergency voter

1909 application and the sealed [~~manual ballot~~] mail-in return envelope must be returned to the

1910 election officer's office in accordance with the requirements of this chapter.

1911 [~~(6)~~] (7) An election officer shall design an emergency ballot application and ensure that the

1912 application includes the check box and statement described in Subsection

1913 20A-3a-401(7)(d)(v).

1914 [~~(7)~~] (8) Beginning on January 1, 2029, a hospitalized voter who receives a ballot by mail

1915 with a mail-in return envelope may, if the voter is unable to provide the digits described

1916 in Subsection 20A-3a-401(4)(b)(i), [~~return the ballot by mail by including~~] include in the

1917 return envelope:

- 1918 (a) a photocopy of a type of identification described in Subsection [~~20A-3a-204(2)(e)(ii)~~]
- 1919 20A-3a-204(4)(c)(ii); or
- 1920 (b) if the voter does not have a type of identification described in Subsection [
- 1921 ~~20A-3a-204(2)(e)(ii)~~] 20A-3a-204(4)(c)(ii):
- 1922 (i) a photocopy of another type of valid voter identification; and
- 1923 (ii) a document showing that the voter is a hospitalized voter.

1924 Section 17. Section **20A-3a-401** is amended to read:

1925 **20A-3a-401 (Effective 01/01/27). Custody of remote ballots returned by mail --**

1926 **Disposition -- Notice -- Disclosures relating to unresolved ballots.**

1927 (1)(a) This section governs remote ballots returned by mail[, ~~via a ballot drop box, or by~~

1928 ~~other legal means~~] under Subsection 20A-3a-203.6(1)(a).

1929 (b) Except for a ballot returned under Chapter 16, Uniform Military and Overseas Voters

1930 Act, if a remote ballot returned by mail is not sealed in a mail-in return envelope, or

1931 is sealed in a mail-in return envelope that was not issued by the election officer for

1932 the voter identified on the mail-in return envelope, the election officer shall:

- 1933 (i) reject the ballot; and
- 1934 (ii) if possible:
- 1935 (A) notify the voter that the ballot was rejected and the reason the ballot was
- 1936 rejected; and
- 1937 (B) if it is not too late for the voter to cast a ballot in a manner permitted by law,
- 1938 inform the voter how the voter may vote.
- 1939 (2) Poll workers shall process mail-in return envelopes containing manual ballots that are in
- 1940 the custody of the poll workers in accordance with this section.
- 1941 (3) Poll workers shall examine a mail-in return envelope to make the determinations
- 1942 described in Subsection (4).
- 1943 (4) The poll workers shall take the action described in Subsection (5)(a) if the poll workers
- 1944 determine:
- 1945 (a) for an election held before January 1, 2029:
- 1946 (i) [~~that~~] if the mail-in return envelope contains a four digit number on the portion of
- 1947 the mail-in return envelope for a voter to enter the last four digits of the voter's
- 1948 Utah driver license number, Utah state identification card number, or social
- 1949 security number, that the four digit number correctly identifies the last four digits
- 1950 of one of those numbers for the voter to whom the mail-in return envelope relates; [
- 1951 or] and
- 1952 [~~(ii) if the return envelope does not contain the digits described in Subsection (4)(a)(i);~~
- 1953 ~~that;~~]
- 1954 [~~(A)] (ii) that, in accordance with the rules made under Subsection (13), the signature~~
- 1955 on the affidavit of the mail-in return envelope is reasonably consistent with the
- 1956 individual's signature in the voter registration records; or
- 1957 [~~(B)] (iii) for an individual who checks the box described in Subsection (7)(d)(v), the~~
- 1958 signature is verified by alternative means; or
- 1959 (b) for an election held on or after January 1, 2029:
- 1960 (i)(A) that the mail-in return envelope contains the last four digits of the voter's
- 1961 Utah driver license number, Utah state identification card number, or social
- 1962 security number;
- 1963 [~~(ii)] (B) if the mail-in return envelope does not contain the digits described in~~
- 1964 Subsection (4)(b)(i), that the voter included in the mail-in return envelope a
- 1965 copy of the identification described in Subsection [20A-3a-204(2)(e)(ii)]
- 1966 20A-3a-204(4)(c)(ii); or

1967 [~~(iii)~~] (C) for a voter described in Subsection [~~20A-3a-301(7)~~] 20A-3a-301(8), that
 1968 the voter complied with Subsection [~~20A-3a-301(7)~~] 20A-3a-301(8); and

1969 (ii) that:

1970 (A) in accordance with the rules made under Subsection (13), the signature on the
 1971 affidavit of the mail-in return envelope is reasonably consistent with the
 1972 individual's signature in the voter registration records; or

1973 (B) for an individual who checks the box described in Subsection (7)(d)(v), the
 1974 signature is verified by alternative means;

1975 (c) that the affidavit is sufficient;

1976 (d) that the voter is registered to vote in the correct precinct;

1977 (e) that the voter's right to vote the ballot has not been challenged;

1978 (f) that the voter has not already voted in the election; and

1979 (g) for a voter who has not yet provided valid voter identification with the voter's voter
 1980 registration, whether the voter has provided valid voter identification with the mail-in
 1981 return envelope.

1982 (5)(a) If the poll workers make all of the findings described in Subsection (4), the poll
 1983 workers shall:

1984 (i) remove the manual ballot from the mail-in return envelope in a manner that does
 1985 not destroy the affidavit on the mail-in return envelope;

1986 (ii) ensure that the ballot is not examined in connection with the mail-in return
 1987 envelope; and

1988 (iii) place the ballot with the other ballots to be counted.

1989 (b) If the poll workers do not make all of the findings described in Subsection (4), the
 1990 poll workers shall:

1991 (i) disallow the vote;

1992 (ii) except as provided in Subsection (6), without opening the mail-in return
 1993 envelope, record the ballot as "rejected" and state the reason for the rejection; and

1994 (iii) except as provided in Subsection (6), place the mail-in return envelope,
 1995 unopened, with the other rejected return envelopes.

1996 (6) A poll worker may open a mail-in return envelope, if necessary, to determine
 1997 compliance with Subsection [~~(4)(b)(ii), (4)(b)(iii)] (4)(b)(i)(B) or (C), or (4)(g).~~

1998 (7)(a) If the poll workers reject an individual's ballot because the poll workers determine
 1999 that the mail-in return envelope does not comply with Subsection (4), the election
 2000 officer shall:

- 2001 (i) contact the individual in accordance with Subsection (8); and
2002 (ii) inform the individual:
2003 (A) that the identification information provided on the mail-in return envelope is
2004 in question;
2005 (B) how the individual may resolve the issue; and
2006 (C) that, in order for the ballot to be counted, the individual is required to deliver
2007 to the election officer a correctly completed affidavit, provided by the county
2008 clerk, that meets the requirements described in Subsection (7)(d).
- 2009 (b) If, under Subsection [~~(4)(a)(ii)(A)~~] (4)(a) or (b), the poll workers reject an individual's
2010 ballot because the poll workers determine, in accordance with rules made under
2011 Subsection (13), that the signature on the mail-in return envelope is not reasonably
2012 consistent with the individual's signature in the voter registration records, the election
2013 officer shall:
2014 (i) contact the individual in accordance with Subsection (8); and
2015 (ii) inform the individual:
2016 (A) that the individual's signature is in question;
2017 (B) how the individual may resolve the issue; and
2018 (C) that, in order for the ballot to be counted, the individual is required to deliver
2019 to the election officer a correctly completed affidavit, provided by the county
2020 clerk, that meets the requirements described in Subsection (7)(d).
- 2021 (c) The election officer shall ensure that the notice described in Subsection (7)(a) or (b)
2022 includes:
2023 (i) when communicating the notice by mail, a printed copy of the affidavit described
2024 in Subsection (7)(d) and a courtesy reply envelope;
2025 (ii) when communicating the notice electronically, a link to a copy of the affidavit
2026 described in Subsection (7)(d) or information on how to obtain a copy of the
2027 affidavit; or
2028 (iii) when communicating the notice by phone, either during a direct conversation
2029 with the voter or in a voicemail, arrangements for the voter to receive a copy of
2030 the affidavit described in Subsection (7)(d), either in person from the clerk's
2031 office, by mail, or electronically.
- 2032 (d) An affidavit described in Subsection (7)(a)(ii)(C) or (7)(b)(ii)(C) shall include:
2033 (i) an attestation that the individual voted the ballot;
2034 (ii) a space for the individual to enter the individual's name, date of birth, and driver

- 2035 license number or the last four digits of the individual's social security number;
- 2036 (iii) a space for the individual to sign the affidavit;
- 2037 (iv) a statement that, by signing the affidavit, the individual authorizes the lieutenant
- 2038 governor's and county clerk's use of the information in the affidavit and the
- 2039 individual's signature on the affidavit for voter identification purposes; and
- 2040 (v) a check box accompanied by language in substantially the following form: "I am
- 2041 a voter with a qualifying disability under the Americans with Disabilities Act that
- 2042 impacts my ability to sign my name consistently. I can provide appropriate
- 2043 documentation upon request. To discuss accommodations, I can be contacted at
- 2044 _____".
- 2045 (e) In order for an individual described in Subsection (7)(a) or (b) to have the
- 2046 individual's remote ballot counted, the individual shall deliver the affidavit described
- 2047 in Subsection (7)(d) to the election officer.
- 2048 (f) An election officer who receives a signed affidavit under Subsection (7)(e) shall
- 2049 immediately:
- 2050 (i) scan the signature on the affidavit electronically and keep the signature on file in
- 2051 the statewide voter registration database developed under Section 20A-2-502;
- 2052 (ii) if the election officer receives the affidavit no later than noon on the last business
- 2053 day before the day on which the canvass begins, count the individual's remote
- 2054 ballot; and
- 2055 (iii) if the check box described in Subsection (7)(d)(v) is checked, comply with the
- 2056 rules described in Subsection (13)(c).
- 2057 (8)(a) The election officer shall, within two business days after the day on which an
- 2058 individual's ballot is rejected, notify the individual of the rejection and the reason for
- 2059 the rejection, by phone, mail, email, or, if consent is obtained, text message, unless:
- 2060 (i) the ballot is cured within one business day after the day on which the ballot is
- 2061 rejected; or
- 2062 (ii) the ballot is rejected because the ballot is received late or for another reason that
- 2063 cannot be cured.
- 2064 (b) If an individual's ballot is rejected for a reason described in Subsection (8)(a)(ii), the
- 2065 election officer shall notify the individual of the rejection and the reason for the
- 2066 rejection by phone, mail, email, or, if consent is obtained, text message, within the
- 2067 later of:
- 2068 (i) 30 calendar days after the day of the rejection; or

- 2069 (ii) 30 calendar days after the day of the election.
- 2070 (c) The election officer may, when notifying an individual by phone under this
- 2071 Subsection (8), use auto-dial technology.
- 2072 (9) An election officer may not count the ballot of an individual whom the election officer
- 2073 contacts under Subsection (7) or (8) unless, no later than noon on the last business day
- 2074 before the day on which the canvass begins, the election officer:
- 2075 (a) receives a signed affidavit from the individual under Subsection (7); or
- 2076 (b)(i) contacts the individual;
- 2077 (ii) if the election officer has reason to believe that an individual, other than the voter
- 2078 to whom the ballot was sent, signed the ballot affidavit, informs the individual that
- 2079 it is unlawful to sign a ballot affidavit for another person, even if the person gives
- 2080 permission;
- 2081 (iii) verifies the identity of the individual by:
- 2082 (A) requiring the individual to provide at least two types of personal identifying
- 2083 information for the individual; and
- 2084 (B) comparing the information provided under Subsection (9)(b)(iii)(A) to records
- 2085 relating to the individual that are in the possession or control of an election
- 2086 officer; and
- 2087 (iv) documents the verification described in Subsection (9)(b)(iii), by recording:
- 2088 (A) the name and voter identification number of the individual contacted;
- 2089 (B) the name of the individual who conducts the verification;
- 2090 (C) the date and manner of the communication;
- 2091 (D) the type of personal identifying information provided by the individual;
- 2092 (E) a description of the records against which the personal identifying information
- 2093 provided by the individual is compared and verified; and
- 2094 (F) other information required by the lieutenant governor.
- 2095 (10)(a) The election officer shall retain and preserve:
- 2096 (i) the mail-in return envelopes in accordance with Subsection 20A-4-202(2); and
- 2097 (ii) the documents described in Subsection (9)(b)(iv) in accordance with Subsection
- 2098 20A-4-202(3).
- 2099 (b) If the election officer complies with Subsection (10)(a)(ii) by including the
- 2100 documentation in the voter's voter registration record, the election officer shall make,
- 2101 retain, and preserve a record of the name and voter identification number of each
- 2102 voter contacted under Subsection (9)(b).

- 2103 (11)(a) The election officer shall record the following in the database used in the
2104 verification process:
- 2105 (i) any initial rejection of a ballot under Subsection (5)(b), within one business day
2106 after the day on which the election officer rejects the ballot; and
 - 2107 (ii) any resolution of a rejection of a ballot under Subsection (9), within one business
2108 day after the day on which the ballot rejection is resolved.
- 2109 (b) An election officer shall include, in the canvass report, a final report of the
2110 disposition of all rejected and resolved ballots, including, for ballots rejected, the
2111 following:
- 2112 (i) the number of ballots rejected because the voter did not sign the voter's ballot; and
 - 2113 (ii) the number of ballots rejected because the voter's signatures on the ballot, and in
2114 records on file, do not correspond.
- 2115 (12) Willful failure to comply with this section constitutes willful neglect of duty under
2116 Section 20A-5-701.
- 2117 (13) The director of elections within the Office of the Lieutenant Governor shall make
2118 rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to
2119 establish:
- 2120 (a) criteria and processes for use by poll workers in determining if a signature
2121 corresponds with the signature on file for the voter under Subsection (4)(a)(ii)(A);
 - 2122 (b) training and certification requirements for election officers and employees of election
2123 officers regarding the criteria and processes described in Subsection (13)(a); and
 - 2124 (c) in compliance with Title II of the Americans with Disabilities Act of 1990, 42 U.S.C.
2125 Secs. 12131 through 12165, an alternative means of verifying the identity of an
2126 individual who checks the box described in Subsection (7)(d)(v).
- 2127 (14)(a) Upon request, and subject to Subsections (14)(b) and (c), an election officer may
2128 disclose the name and address of a voter whose ballot has been rejected and not yet
2129 resolved with:
- 2130 (i) a candidate in the election;
 - 2131 (ii) an individual who represents the candidate's campaign;
 - 2132 (iii) the sponsors of an initiative or referendum appearing on the ballot; or
 - 2133 (iv) for a ballot proposition appearing on the ballot, an individual who represents a
2134 political issues committee, as defined in Section 20A-11-101, if the political
2135 issues committee supports or opposes the ballot proposition.
- 2136 (b) If an election officer discloses the information described in Subsection (14)(a), the

2137 election officer shall:

2138 (i) make the disclosure within two business days after the day on which the request is
2139 made;

2140 (ii) respond to each request in the order the requests were made; and

2141 (iii) make each disclosure in a manner, and within a period of time, that does not
2142 reflect favoritism to one requestor over another.

2143 (c) A disclosure described in this Subsection (14) may not include the name or address
2144 of a protected individual, as defined in Subsection 20A-2-104(1).

2145 Section 18. Section **20A-3a-805** is amended to read:

2146 **20A-3a-805 (Effective 01/01/27). Challenges to a voter's eligibility at polling**
2147 **place -- Procedure.**

2148 (1)(a) A poll worker, a watcher, or an individual who resides in the jurisdiction to which
2149 the election relates may, at a polling place, challenge an individual's eligibility to vote
2150 a particular ballot or to vote in that election if:

2151 (i) the individual making the challenge and the challenged individual are both present
2152 at the polling place at the time the challenge is made; and

2153 (ii) the challenge is made[-] :

2154 (A) before the challenged individual applies for a ballot[-] ; or

2155 (B) in relation to an individual who is returning a remote ballot, before a poll
2156 worker accepts the ballot.

2157 (b) An individual may make a challenge by orally stating the challenged individual's
2158 name and the basis for the challenge, as provided under Section 20A-3a-803.

2159 (2) The poll worker shall record a challenge in the official register or on the challenge
2160 sheets in the pollbook, including:

2161 (a) the name of the challenged individual;

2162 (b) the name of the individual making the challenge; and

2163 (c) the basis upon which the challenge is made.

2164 (3) If an individual's eligibility to vote is challenged under this section, the poll worker shall
2165 follow the procedures and requirements of Section 20A-3a-205.

2166 Section 19. Section **20A-4-101** is amended to read:

2167 **20A-4-101 (Effective 01/01/27). Manual ballots cast at a polling place --**
2168 **Counting manual ballots at a polling place on day of election before polls close.**

2169 (1) Each county legislative body, municipal legislative body, and each poll worker shall
2170 comply with the requirements of this section when counting manual ballots on the day of

- 2171 an election, if:
- 2172 (a) the ballots are cast at a polling place; and
- 2173 (b) the ballots are counted at the polling place before the polls close.
- 2174 (2)(a) Each county legislative body or municipal legislative body shall provide:
- 2175 (i) two sets of ballot boxes for all voting precincts where both receiving and counting
- 2176 judges have been appointed; and
- 2177 (ii) a counting room for the use of the poll workers counting the ballots during the
- 2178 day.
- 2179 (b) At any election in any voting precinct in which both receiving and counting judges
- 2180 have been appointed, when at least 20 votes have been cast, the receiving judges shall:
- 2181 (i) close the first ballot box and deliver it to the counting judges; and
- 2182 (ii) prepare and use another ballot box to receive voted ballots.
- 2183 (c) Except as provided in Subsection (2)(f), upon receipt of the ballot box, the counting
- 2184 judges shall:
- 2185 (i) take the ballot box to the counting room;
- 2186 (ii) count the votes on the regular ballots in the ballot box;
- 2187 (iii) place the provisional ballot envelopes in the envelope or container provided for
- 2188 them for return to the election officer; and
- 2189 (iv) when they have finished counting the votes in the ballot box, return the emptied
- 2190 box to the receiving judges.
- 2191 (d)(i) During the course of election day, whenever there are at least 20 ballots
- 2192 contained in a ballot box, the receiving judges shall deliver that ballot box to the
- 2193 counting judges for counting; and
- 2194 (ii) the counting judges shall immediately count the regular ballots and segregate the
- 2195 provisional ballots contained in that box.
- 2196 (e) The counting judges shall continue to exchange the ballot boxes and count ballots
- 2197 until the polls close.
- 2198 ~~[(f)(i) The director of elections within the Office of the Lieutenant Governor shall~~
- 2199 ~~make rules in accordance with Title 63G, Chapter 3, Utah Administrative~~
- 2200 ~~Rulemaking Act, describing the procedures that a counting judge is required to~~
- 2201 ~~follow for counting ballots in an instant runoff voting race under Part 6, Municipal~~
- 2202 ~~Alternate Voting Methods Pilot Project.]~~
- 2203 ~~[(ii) When counting ballots in an instant runoff voting race described in Part 6,~~
- 2204 ~~Municipal Alternate Voting Methods Pilot Project, a counting judge shall comply~~

2205 with the procedures established under Subsection (2)(f)(i) and Part 6, Municipal
 2206 Alternate Voting Methods Pilot Project.]

2207 (3) To resolve questions that arise during the counting of ballots, a counting judge shall
 2208 apply the standards and requirements of[:] ,

2209 [(a)] to the extent applicable, Section 20A-4-105[; and] .

2210 [(b)] as applicable, for an instant runoff voting race under Part 6, Municipal Alternate
 2211 Voting Methods Pilot Project, Subsections 20A-4-603(3) through (5).]

2212 Section 20. Section **20A-4-102** is amended to read:

2213 **20A-4-102 (Effective 01/01/27). Manual ballots cast at a polling place --**
 2214 **Counting manual ballots at a polling place on day of election after polls close.**

2215 (1)(a) This section governs counting manual ballots on the day of an election, if:

2216 (i) the ballots are cast at a polling place; and

2217 (ii) the ballots are counted at the polling place after the polls close.

2218 (b) Except as provided in Subsection (2)[~~or a rule made under Subsection~~

2219 ~~20A-4-101(2)(f)(i)]~~, as soon as the polls have been closed and the last qualified voter

2220 has voted, the election judges shall count the ballots by performing the tasks

2221 specified in this section in the order that they are specified.

2222 (c) To resolve questions that arise during the counting of ballots, a counting judge shall
 2223 apply the standards and requirements of[:] ,

2224 [(i)] to the extent applicable, Section 20A-4-105[; and] .

2225 [(ii)] as applicable, for an instant runoff voting race under Part 6, Municipal Alternate
 2226 Voting Methods Pilot Project, Subsections 20A-4-603(3) through (5).]

2227 (2)(a) First, the election judges shall count the number of ballots in the ballot box.

2228 (b)(i) If there are more ballots in the ballot box than there are names entered in the
 2229 pollbook, the judges shall examine the official endorsements on the ballots.

2230 (ii) If, in the unanimous opinion of the judges, any of the ballots do not bear the
 2231 proper official endorsement, the judges shall put those ballots in an excess ballot
 2232 file and not count [them] those ballots.

2233 (c)(i) If, after examining the official endorsements, there are still more ballots in the
 2234 ballot box than there are names entered in the pollbook, the judges shall place the
 2235 remaining ballots back in the ballot box.

2236 (ii) One of the judges, without looking, shall draw a number of ballots equal to the
 2237 excess from the ballot box.

2238 (iii) The judges shall put those excess ballots into the excess ballot envelope and not

- 2239 count them.
- 2240 (d) When the ballots in the ballot box equal the number of names entered in the
2241 pollbook, the judges shall count the votes.
- 2242 (3) The judges shall:
- 2243 (a) place all unused ballots in the envelope or container provided for return to the county
2244 clerk or city recorder; and
- 2245 (b) seal that envelope or container.
- 2246 (4) The judges shall:
- 2247 (a) place all of the provisional ballot envelopes in the envelope provided for them for
2248 return to the election officer; and
- 2249 (b) seal that envelope or container.
- 2250 (5)(a) In counting the votes, the election judges shall read and count each ballot
2251 separately.
- 2252 (b) In regular primary elections the judges shall:
- 2253 (i) count the number of ballots cast for each party;
- 2254 (ii) place the ballots cast for each party in separate piles; and
- 2255 (iii) count all the ballots for one party before beginning to count the ballots cast for
2256 other parties.
- 2257 (6)(a) In all elections, the counting judges shall~~[, except as provided in Part 6, Municipal~~
2258 ~~Alternate Voting Methods Pilot Project, or a rule made under Subsection~~
2259 ~~20A-4-101(2)(f)(i)]~~:
- 2260 (i) count one vote for each candidate designated by the marks in the squares next to
2261 the candidate's name;
- 2262 (ii) count each vote for each write-in candidate who has qualified by filing a
2263 declaration of candidacy under Section 20A-9-601;
- 2264 (iii) read every name marked on the ballot and mark every name upon the tally sheets
2265 before another ballot is counted;
- 2266 (iv) evaluate each ballot and each vote based on the standards and requirements of
2267 Section 20A-4-105;
- 2268 (v) write the word "spoiled" on the back of each ballot that lacks the official
2269 endorsement and deposit it in the spoiled ballot envelope; and
- 2270 (vi) read, count, and record upon the tally sheets the votes that each candidate and
2271 ballot proposition received from all ballots, except excess or spoiled ballots.
- 2272 (b) Election judges need not tally write-in votes for fictitious persons, nonpersons, or

- 2273 persons clearly not eligible to qualify for office.
- 2274 (c) The judges shall certify to the accuracy and completeness of the tally list in the space
2275 provided on the tally list.
- 2276 (d) When the judges have counted all of the voted ballots, they shall record the results
2277 on the total votes cast form.
- 2278 (7)(a) Except as provided in Subsection (7)(b), only an election judge and a watcher may
2279 be present at the place where counting is conducted until the count is completed.
- 2280 (b)(i) An auditor conducting an audit described in Section 36-12-15.2 may be present
2281 at the place where counting is conducted, regardless of whether the count is
2282 completed.
- 2283 (ii) The lieutenant governor may be present at the place where counting is conducted,
2284 regardless of whether the count is completed.

2285 Section 21. Section **20A-4-102.5** is enacted to read:

2286 **20A-4-102.5 (Effective 01/01/27). Preparing remote ballots returned to a ballot**
2287 **drop box for counting.**

- 2288 (1) Before counting remote ballots that are returned to a ballot drop box, the election officer
2289 shall, for each return envelope returned:
- 2290 (a) record the voting history for the voter;
2291 (b) verify that the voter has not already voted; and
2292 (c) verify that the voter is registered to vote in the jurisdiction to which the ballot relates.
- 2293 (2) If an election officer is unable to make the verification described in Subsection (1)(b) or
2294 (c), the election officer shall:
- 2295 (a) reject the ballot; and
2296 (b) if possible:
- 2297 (i) notify the voter that the ballot was rejected and the reason the ballot was rejected;
2298 and
2299 (ii) if it is not too late for the voter to cast a ballot in a manner permitted by law,
2300 inform the voter how the voter may vote.

2301 Section 22. Section **20A-4-105** is amended to read:

2302 **20A-4-105 (Effective 01/01/27). Standards and requirements for evaluating**
2303 **voter's ballot choice.**

- 2304 (1)(a) An election officer shall ensure that when a question arises regarding a vote
2305 recorded on a manual ballot, two counting judges jointly adjudicate the ballot, except
2306 as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot Project, in

- 2307 accordance with the requirements of this section.
- 2308 (b) If the counting judges disagree on the disposition of a vote recorded on a ballot that
2309 is adjudicated under this section, the counting judges may not count the vote.
- 2310 (c) An election officer shall store adjudicated ballots separately from other ballots to
2311 enable a court to review the ballots if the election is challenged in court.
- 2312 (2) Except as provided in Subsection (10), [~~Subsection 20A-3a-204(7), or Part 6, Municipal~~
2313 ~~Alternate Voting Methods Pilot Project,~~]if a voter marks more names than there are
2314 individuals to be elected to an office, or if the counting judges cannot determine a voter's
2315 choice for an office, the counting judges may not count the voter's vote for that office.
- 2316 (3) [~~Except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot~~
2317 ~~Project, the]~~ The counting judges shall count a defective or incomplete mark on a manual
2318 ballot if:
- 2319 (a) the defective or incomplete mark is in the proper place; and
- 2320 (b) there is no other mark or cross on the ballot indicating the voter's intent to vote other
2321 than as indicated by the incomplete or defective mark.
- 2322 (4) [~~Except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot~~
2323 ~~Project, the]~~ The counting judges [-]may not reject a ballot marked by the voter because
2324 of marks on the ballot other than those marks allowed by this section unless the
2325 extraneous marks on a ballot show an intent by an individual to mark the individual's
2326 ballot so that the individual's ballot can be identified.
- 2327 (5)(a) In counting the ballots, the counting judges shall give full consideration to the
2328 intent of the voter.
- 2329 (b) The counting judges may not invalidate a ballot because of mechanical or technical
2330 defects in voting or failure on the part of the voter to follow strictly the rules for
2331 balloting required by Chapter 3a, Voting.
- 2332 (6) The counting judges may not reject a ballot because of an error in:
- 2333 (a) stamping or writing an official endorsement; or
- 2334 (b) delivering the wrong ballots to a polling place.
- 2335 (7) The counting judges may not count a manual ballot that does not have the official
2336 endorsement by an election officer.
- 2337 (8) The counting judges may not count a ballot proposition vote or candidate vote for which
2338 the voter is not legally entitled to vote, as defined in Section 20A-4-107.
- 2339 (9) If the counting judges discover that the name of a candidate is misspelled on a ballot,
2340 or that the initial letters of a candidate's given name are transposed or omitted in whole

2341 or in part on a ballot, the counting judges shall count a voter's vote for the candidate if it
 2342 is apparent that the voter intended to vote for the candidate.

2343 (10) The counting judges shall count a vote for the president and the vice president of any
 2344 political party as a vote for the presidential electors selected by the political party.

2345 (11) [~~Except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot~~
 2346 ~~Project, in] In counting the valid write-in votes, if, by casting a valid write-in vote, a
 2347 voter has cast more votes for an office than that voter is entitled to vote for that office,
 2348 the counting judges shall count the valid write-in vote as being the obvious intent of the
 2349 voter.~~

2350 Section 23. Section **20A-4-304** is amended to read:

2351 **20A-4-304 (Effective 01/01/27). Declaration of results -- Canvassers' report.**

2352 (1)(a) [~~Except as provided in Part 6, Municipal Alternate Voting Methods Pilot Project, a]~~ A

2353 board of canvassers shall declare "elected" or "nominated" those persons who:

2354 (i) had the highest number of votes; and

2355 (ii) sought election or nomination to an office completely within the board's
 2356 jurisdiction.

2357 (b) [~~Except as provided in Part 6, Municipal Alternate Voting Methods Pilot Project, a]~~ A
 2358 board of canvassers shall declare a "tie vote" if:

2359 (i) two or more candidates for an office receive an equal and the highest number of
 2360 votes for that office; or

2361 (ii) in a race for an at-large office:

2362 (A) two or more candidates receive an equal number of votes; and

2363 (B) a recount is necessary to determine which candidates are elected to the at-large
 2364 office.

2365 (c) A board of canvassers shall declare:

2366 (i) "approved" those ballot propositions that:

2367 (A) had more "yes" votes than "no" votes; and

2368 (B) were submitted only to the voters within the board's jurisdiction; or

2369 (ii) "rejected" those ballot propositions that:

2370 (A) had more "no" votes than "yes" votes or an equal number of "no" votes and
 2371 "yes" votes; and

2372 (B) were submitted only to the voters within the board's jurisdiction.

2373 (d) A board of canvassers shall:

2374 (i) certify the vote totals for candidates and for and against ballot propositions that

2375 were submitted to voters within and beyond the board's jurisdiction and transmit
 2376 those vote totals to the lieutenant governor; and

2377 (ii) if applicable, certify the results of each special district election to the special
 2378 district clerk.

2379 (2) The election officer shall submit a report to the board of canvassers that includes the
 2380 following information:

2381 (a) a statement of votes cast, disclosing:

2382 (i) the total number of votes cast in the board's jurisdiction; and

2383 (ii) for each office that appeared on the ballot:

2384 (A) the name of each candidate whose name appeared on the ballot; and

2385 (B) whether the candidate is an unaffiliated candidate, a valid write-in candidate,
 2386 or, if the candidate is affiliated with or the nominee of a registered political
 2387 party, the name of the registered political party;

2388 (b) the title of each ballot proposition that appeared on the ballot;

2389 (c) the total number of votes given in the board's jurisdiction to each candidate, and for
 2390 and against each ballot proposition;

2391 (d) from each voting precinct:

2392 (i) the number of votes for each candidate; and

2393 ~~[(ii) for each race conducted by instant runoff voting under Part 6, Municipal~~
 2394 ~~Alternate Voting Methods Pilot Project, the number of valid votes cast for each~~
 2395 ~~candidate for each potential ballot-counting phase and the name of the candidate~~
 2396 ~~excluded in each ballot-counting phase; and]~~

2397 ~~[(iii)]~~ (ii) the number of votes for and against each ballot proposition;

2398 (e) standardized statistics, on a form provided by the lieutenant governor, disclosing, at a
 2399 minimum:

2400 (i) the number of active voters in the board's jurisdiction as of the Friday before
 2401 election day;

2402 (ii) the number of ballots counted by the election officer that were cast by voters who
 2403 registered to vote on election day under Section 20A-2-207;

2404 (iii) the total number of ballots counted by the election officer;

2405 (iv) the quotient of the number described in Subsection (2)(e)(iii) divided by the sum
 2406 of the numbers described in Subsections (2)(e)(i) and (ii);

2407 (v) of the number described in Subsection (2)(e)(iii):

2408 (A) the number of provisional ballots cast at a polling place; and

- 2409 (B) the number of ballots cast using a voting method described in Section
 2410 20A-3a-201;
- 2411 (vi) a reconciliation of the number of ballots the election officer counted and the
 2412 number of voters given credit for voting in the election;
- 2413 (vii) if there is a difference between the numbers described in Subsection (2)(e)(vi),
 2414 an explanation for the difference;
- 2415 (viii) the number of provisional ballots that could not legally be counted; and
 2416 (ix) each of the following:
- 2417 (A) the number of ballots, other than provisional ballots, that were rejected
 2418 because the ballots could not legally be cured;
- 2419 (B) the number of ballots, other than provisional ballots, that were rejected, could
 2420 have been cured by the voter, but were not cured;
- 2421 (C) the number of uncounted ballots received after the deadline described in
 2422 Subsection [~~20A-3a-204(3)~~] 20A-3a-204(5); and
- 2423 (D) the percentage of ballots that were returned as undeliverable;
- 2424 (f) subject to Subsection (3), a cast vote record report that contains only the following
 2425 information from the election results database:
- 2426 (i) for the jurisdiction administering the election:
- 2427 (A) the title of each ballot proposition appearing on the ballots;
- 2428 (B) a description of each race for federal office, statewide office, state legislative
 2429 office, state school board office, county office, local school board office, or
 2430 municipal office appearing on the ballots; and
- 2431 (C) the name of each candidate for an office described in Subsection (2)(f)(i)(B);
- 2432 (ii) the numeric identifier described in Subsection 20A-5-802.5(2)(b);
- 2433 (iii) the vote cast by a voter for:
- 2434 (A) a candidate for an office described in Subsection (2)(f)(i)(B);
- 2435 (B) a valid write-in candidate; and
- 2436 (C) each ballot proposition;
- 2437 (iv) if a voter's vote was not counted, an indication that the vote was not counted
 2438 because:
- 2439 (A) the voter cast a vote for more than one candidate for a single office; or
- 2440 (B) the voter made more than one selection for a single ballot proposition;
- 2441 (v) if a voter was eligible to cast a vote, but did not cast a vote, an indication that the
 2442 voter did not cast a vote; and

- 2443 (vi) if a ballot proposition or an office described in Subsection (2)(f)(i)(B) did not
2444 appear on the voter's ballot:
- 2445 (A) an indication that the voter was ineligible to cast a vote for the ballot
2446 proposition or office; or
- 2447 (B) a blank field or space in the portion of the report representing the ballot
2448 proposition or office;
- 2449 (g) other information required by law to be provided to the board of canvassers; and
2450 (h) a statement certifying that the information contained in the report is accurate.
- 2451 (3) The cast vote record report described in Subsection (2)(f) may not include:
- 2452 (a) any special district office or special district ballot proposition appearing on a ballot in
2453 the jurisdiction administering the election;
- 2454 (b) the vote cast by a voter for a special district office or special district ballot
2455 proposition;
- 2456 (c) the voter precinct number associated with a ballot; or
2457 (d) information that directly identifies the voter who cast the ballot.
- 2458 (4) For an election in which the election officer does not use automatic tabulating
2459 equipment, the election officer shall:
- 2460 (a) review the votes cast on each ballot that is counted;
- 2461 (b) manually compile the information described in Subsection (2)(f) in a file format
2462 described in Subsection (8)(c);
- 2463 (c) ensure that the file does not contain the information described in Subsection (3); and
2464 (d) include a copy of the file in the board of canvassers' report.
- 2465 (5) The election officer and the board of canvassers shall:
- 2466 (a) review the report to ensure that the report is correct; and
2467 (b) sign the report.
- 2468 (6) The election officer shall:
- 2469 (a) record or file the certified report in a book kept for that purpose;
- 2470 (b) prepare and transmit a certificate of nomination or election under the officer's seal to
2471 each nominated or elected candidate;
- 2472 (c) publish a copy of the certified report in accordance with Subsection (7); and
2473 (d) file a copy of the certified report with the lieutenant governor.
- 2474 (7) Subject to Subsection (8), an election officer shall, no later than three business days
2475 after the day on which the board of canvassers declares the election results, publish a
2476 notice of the certified report described in Subsection (2) as a class A notice under

2477 Section 63G-30-102.

2478 (8) The class A notice described in Subsection (7) shall:

2479 (a) include the following statement: "The Board of Canvassers for [indicate name of
2480 jurisdiction] has prepared a report of the election results for the [indicate type and
2481 date of election].";

2482 (b) specify the following sources where an individual may view or obtain a copy of the
2483 entire certified report:

2484 (i) the Utah Public Notice Website;

2485 (ii) if the election officer is required to publish the notice on the board's jurisdiction's
2486 website under Subsection 63G-30-102(1)(b), the jurisdiction's website;

2487 (iii) the physical address for the board's jurisdiction; and

2488 (iv) a mailing address and telephone number; and

2489 (c) [~~subject to Subsection (9),~~] for the website posting described in Subsections
2490 63G-30-102(1)(a) and (b), include a copy of the certified report in the following file
2491 formats:

2492 (i) except for the cast vote record report described in Subsection (2)(f), a PDF or
2493 similar file; and

2494 (ii) for the cast vote record report described in Subsection (2)(f), one or more
2495 spreadsheets, Comma Separated Values files, or another common type of
2496 delimited or fixed-width files.

2497 [~~(9) An election officer may post the information required to be included in the cast vote
2498 record report described in Subsection (2)(f) as a text-based file that represents structured
2499 information through key value pairs and ordered collections of data in lieu of including
2500 that information in a file described in Subsection (8)(c)(ii) if:]~~

2501 [~~(a) the race for elective office was conducted using instant runoff voting under Chapter
2502 4, Part 6, Municipal Alternate Voting Methods Pilot Project; and]~~

2503 [~~(b) the tabulating equipment does not produce a file described in Subsection (8)(c)(ii)
2504 that accurately records all the preferences cast by a voter on the voter's ballot.]~~

2505 [(40)] (9) An election officer shall publish the class A notice described in Subsection (7) for
2506 the following time periods:

2507 (a) in relation to posting the notice on the Utah Public Notice Website under Subsection
2508 63G-30-102(1)(a), indefinitely;

2509 (b) in relation to posting the notice on the election officer's jurisdiction's website under
2510 Subsection 63G-30-102(1)(b), for at least 180 calendar days after the day of the

- 2511 deadline described in Subsection (7); and
- 2512 (c) in relation to posting the notice in a physical location under Subsection
- 2513 63G-30-102(1)(c), for at least seven calendar days after the day of the deadline
- 2514 described in Subsection (7).
- 2515 ~~[(11)]~~ (10) An election officer:
- 2516 (a) shall ensure that an individual may obtain a copy of the certified report in a file
- 2517 format described in~~[:]~~
- 2518 ~~[(i)]~~ Subsection (8)(c); and
- 2519 ~~[(ii) if applicable, Subsection (9); and]~~
- 2520 (b) may make the certified report available in any computer-readable format that the
- 2521 election officer determines is helpful to members of the public.
- 2522 ~~[(12)]~~ (11) When there has been a regular general or a statewide special election for
- 2523 statewide officers, for officers that appear on the ballot in more than one county, or for a
- 2524 statewide or two or more county ballot proposition, each board of canvassers shall,
- 2525 immediately upon adjournment of the board, transmit to the lieutenant governor a report
- 2526 detailing the number of votes for each candidate and the number of votes for and against
- 2527 each ballot proposition.
- 2528 ~~[(13)]~~ (12) In each county election, municipal election, school election, special district
- 2529 election, and local special election, the election officer shall transmit the reports to the
- 2530 lieutenant governor within 14 calendar days after the date of the election.
- 2531 ~~[(14)]~~ (13) In a regular primary election and in a presidential primary election, the board of
- 2532 canvassers shall, immediately upon adjournment of the board, transmit to the lieutenant
- 2533 governor:
- 2534 (a) the county totals for multi-county races; and
- 2535 (b) a complete tabulation showing voting totals for all primary races, precinct by
- 2536 precinct.
- 2537 Section 24. Section **20A-4-401** is amended to read:
- 2538 **20A-4-401 (Effective 01/01/27). Recounts -- Procedure.**
- 2539 ~~[(1) This section does not apply to a race conducted by instant runoff voting under Part 6,~~
- 2540 ~~Municipal Alternate Voting Methods Pilot Project.]~~
- 2541 ~~[(2)]~~ (1) The election officer shall conduct a recount of votes cast in a race if:
- 2542 (a) two or more candidates for an office receive an equal and the highest number of
- 2543 votes for that office; or
- 2544 (b) in a race for an at-large office, two or more candidates receive an equal number of

2545 votes and at least one of the candidates must be eliminated to determine which
2546 candidates are elected.

2547 ~~[(3)]~~ (2)(a) Except as provided in Subsection ~~[(2) or (3)(b)]~~ (1) or (2)(b), for a race
2548 between candidates, if the difference between the number of votes cast for a winning
2549 candidate in the race and a losing candidate in the race is equal to or less than .25%
2550 of the total number of votes cast for all candidates in the race, the losing candidate
2551 may file a request for a recount in accordance with Subsection ~~[(4)]~~ (3).

2552 (b) Except as provided in Subsection ~~[(2)]~~ (1), for a race between candidates where the
2553 total of all votes cast in the race is 400 or less, if the difference between the number
2554 of votes cast for a winning candidate in the race and a losing candidate in the race is
2555 one vote, the losing candidate may file a request for a recount in accordance with
2556 Subsection ~~[(4)]~~ (3).

2557 ~~[(4)]~~ (3) A losing candidate who files a request for a recount under Subsection ~~[(3)(a) or (b)]~~
2558 (2)(a) or (b) shall file the request:

2559 (a) for a municipal primary election, with the municipal clerk, no later than 5 p.m. on the
2560 first business day that is at least three calendar days after the day on which the
2561 canvass is completed; or

2562 (b) for all other elections, no later than 5 p.m. on the first business day that is at least
2563 three calendar days after the day on which the canvass is completed, with:

2564 (i) the municipal clerk, if the election is a municipal general election;

2565 (ii) the special district clerk, if the election is a special district election;

2566 (iii) the county clerk, for a race voted on entirely within a single county; or

2567 (iv) the lieutenant governor, for a statewide race or multi-county race.

2568 ~~[(5)]~~ (4)(a) The election officer shall conduct the recount:

2569 (i) for a race described in Subsection ~~[(2)]~~ (1), no later than 10 calendar days after the
2570 day on which the board of canvassers certifies the vote totals; or

2571 (ii) for a race described in Subsection ~~[(3)]~~ (2), no later than seven calendar days after
2572 the day on which the losing candidate requests the recount.

2573 (b) In conducting the recount, the election officer shall:

2574 (i) supervise the recount;

2575 (ii) recount all ballots cast in the race;

2576 (iii) reexamine all uncounted ballots to ensure compliance with Chapter 3a, Part 4,
2577 Disposition of Ballots; and

2578 (iv)(A) for a race between candidates for a single office, declare elected the

- 2579 candidate who receives the highest number of votes on the recount;
- 2580 (B) for a race for an at-large office, declare elected the candidate who receives the
- 2581 highest number of votes on the recount, until all offices are filled by the
- 2582 candidates who received the highest number of votes;
- 2583 (C) for a race described in Subsection [~~(5)(b)(iv)(A)~~] (4)(b)(iv)(A) in which two or
- 2584 more candidates receive an equal and the highest number of votes, declare a tie
- 2585 vote; or
- 2586 (D) for a race described in Subsection [~~(5)(b)(iv)(B)~~] (4)(b)(iv)(B) in which two or
- 2587 more candidates receive an equal number of votes, declare a tie vote if the
- 2588 selection of the winning candidate by lot under Section 20A-1-304 is necessary
- 2589 to determine which candidate is elected to the at-large office.

2590 [~~(6)~~] (5) The cost of a recount under Subsection [~~(5)~~] (4) shall be paid by:

- 2591 (a) for a statewide race or multi-county race, the state; or
- 2592 (b) for all other races:
- 2593 (i) the political subdivision that conducts the election; or
- 2594 (ii) the political subdivision that enters into a contract or interlocal agreement under
- 2595 Title 11, Chapter 13, Interlocal Cooperation Act, with a provider election officer
- 2596 to conduct the election.

2597 [~~(7)~~] (6)(a) Except as provided in Subsection [~~(7)(b)~~] (6)(b), for a ballot proposition or a

2598 bond proposition, if the proposition passes or fails by a margin that is equal to or less

2599 than .25% of the total votes cast for or against the proposition, any 10 voters who

2600 voted in the election where the proposition was on the ballot may file a request for a

2601 recount no later than 5 p.m. on the first business day that is at least seven calendar

2602 days after the day of the canvass with the person described in Subsection [~~(8)~~] (7).

2603 (b) For a ballot proposition or a bond proposition where the total of all votes cast for or

2604 against the proposition is 400 or less, if the difference between the number of votes

2605 cast for the proposition and the number of votes cast against the proposition is one

2606 vote, any 10 voters who voted in the election where the proposition was on the ballot

2607 may file a request for a recount no later than 5 p.m. on the first business day that is at

2608 least seven calendar days after the day of the canvass with the person described in

2609 Subsection [~~(8)~~] (7).

2610 [~~(8)~~] (7) The 10 voters who file a request for a recount under Subsection [~~(7)(a) or (b)~~] (6)(a)

2611 or (b) shall file the request with:

- 2612 (a) the municipal clerk, if the election is a municipal election;

- 2613 (b) the special district clerk, if the election is a special district election;
 2614 (c) the county clerk, for a proposition voted on entirely within a single county; or
 2615 (d) the lieutenant governor, for a statewide proposition or multi-county proposition.

2616 ~~[(9)]~~ (8)(a) In conducting the recount, the election officer shall:

- 2617 (i) supervise the recount;
 2618 (ii) recount all ballots cast for the ballot proposition or bond proposition;
 2619 (iii) reexamine all uncounted ballots to ensure compliance with Chapter 3a, Part 4,
 2620 Disposition of Ballots; and
 2621 (iv) declare the ballot proposition or bond proposition to have "passed" or "failed"
 2622 based upon the results of the recount.

- 2623 (b) Proponents and opponents of the ballot proposition or bond proposition may
 2624 designate representatives to witness the recount.

2625 ~~[(10)]~~ (9) The voters requesting a recount under Subsection ~~[(7)(a) or (b)]~~ (6)(a) or (b) shall
 2626 pay the costs of the recount.

2627 ~~[(11)]~~ (10)(a) Upon completing a recount described in Subsection ~~[(5) or (9)]~~ (4) or (8),
 2628 the election officer shall immediately convene the board of canvassers.

2629 (b) The board of canvassers shall:

- 2630 (i) canvass the election returns for the race or proposition that was the subject of the
 2631 recount; and
 2632 (ii) with the assistance of the election officer, prepare and sign the report required by
 2633 Section 20A-4-304 or 20A-4-306.

2634 (c) If the recount is for a statewide race, multi-county race, or a statewide proposition,
 2635 the board of county canvassers shall prepare and transmit a separate report to the
 2636 lieutenant governor as required by Subsection ~~[20A-4-304(12)]~~ 20A-4-304(11).

2637 (d) The canvassers' report prepared as provided in this Subsection ~~[(11)]~~ (10) is the
 2638 official result of the race or proposition that is the subject of the recount.

2639 Section 25. Section **20A-5-102** is amended to read:

2640 **20A-5-102 (Effective 01/01/27). Voting instructions.**

2641 (1) Each election officer shall:

- 2642 (a) print instructions for voters;
 2643 (b) ensure that the instructions are printed in English, and any other language required
 2644 under the Voting Rights Act of 1965, as amended, in large clear type; and
 2645 (c) ensure that the instructions inform voters:
 2646 (i) about how to obtain, and how to return, ballots for voting;

- 2647 (ii) about special political party affiliation requirements for voting in a regular
 2648 primary election or presidential primary election;
- 2649 (iii) about how to prepare ballots cast at a polling place for deposit in the ballot box;
- 2650 (iv) about how to prepare a [mailed] remote ballot for return;
- 2651 (v) about how to record write-in votes;
- 2652 (vi) about how to obtain a new ballot in the place of one spoiled by accident or
 2653 mistake;
- 2654 (vii) about how to obtain assistance in marking ballots;
- 2655 (viii) about obtaining a new ballot if the voter's ballot is defaced;
- 2656 (ix) that identification marks or the spoiling or defacing of a ballot will make it
 2657 invalid;
- 2658 (x) about how to obtain and vote a provisional ballot;
- 2659 (xi) about whom to contact to report election fraud;
- 2660 (xii) about applicable federal and state laws regarding:
- 2661 (A) voting rights and the appropriate official to contact if the voter alleges that the
 2662 voter's rights have been violated; and
- 2663 (B) prohibitions on acts of fraud and misrepresentation;
- 2664 (xiii) about procedures governing mail-in registrants and first-time voters; and
- 2665 (xiv) about the date of the election and the hours that the polls are open on election
 2666 day.

2667 (2) Each election officer shall:

- 2668 (a) provide the election judges of each voting precinct with sufficient instruction cards to
 2669 instruct voters in the preparation of the voters' ballots; and
- 2670 (b) direct the election judges to post:
- 2671 (i) general voting instructions in each voting booth;
- 2672 (ii) at least three instruction cards at other locations in [the] a polling place; and
- 2673 (iii) at least one sample ballot at [the] a polling place.

2674 Section 26. Section **20A-5-403.5** is amended to read:

2675 **20A-5-403.5 (Effective 01/01/27). Ballot drop boxes -- Number, location, hours,**
 2676 **and method of operation -- Notice.**

2677 [~~(1) An election officer:~~]

2678 [~~(a) shall designate at least one ballot drop box in each municipality and reservation~~
 2679 ~~located in the jurisdiction to which the election relates;]~~

2680 [~~(b) may designate additional ballot drop boxes for the election officer's jurisdiction;]~~

- 2681 ~~[(e) shall clearly mark each ballot drop box as an official ballot drop box for the election~~
 2682 ~~officer's jurisdiction;]~~
- 2683 ~~[(d) shall provide 24-hour recorded video surveillance, without audio, of each~~
 2684 ~~unattended ballot drop box;]~~
- 2685 ~~[(e) shall post a sign on or near each unattended ballot drop box indicating that the ballot~~
 2686 ~~drop box is under 24-hour video surveillance; and]~~
- 2687 ~~[(f) shall ensure that a camera, a video, or a recording of a video described in Subsection~~
 2688 ~~(1)(d) may only be accessed by:]~~
- 2689 ~~[(i) the election officer;]~~
- 2690 ~~[(ii) a custodian of the camera, video, or recording;]~~
- 2691 ~~[(iii) the lieutenant governor;]~~
- 2692 ~~[(iv) the legislative auditor general, when performing an audit;]~~
- 2693 ~~[(v) a court of competent jurisdiction, by or pursuant to an order of the court;]~~
- 2694 ~~[(vi) a registered voter who claims to have cast a ballot at an unattended ballot drop~~
 2695 ~~box, if the election officer informs the voter that the election officer never~~
 2696 ~~received the voter's ballot; or]~~
- 2697 ~~[(vii) subject to Subsection (2)(b), and except as provided in Subsection (2)(c):]~~
- 2698 ~~[(A) a candidate for an office that appears on a ballot, or an individual~~
 2699 ~~representing the candidate's campaign;]~~
- 2700 ~~[(B) for a federal, statewide, or multicounty race, the chair of the state political~~
 2701 ~~party whose member is a candidate described in Subsection (1)(f)(vii)(A);]~~
- 2702 ~~[(C) for a race where the officeholder is selected by voters entirely within one~~
 2703 ~~county, the chair of the county political party whose member is a candidate~~
 2704 ~~described in Subsection (1)(f)(vii)(A); or]~~
- 2705 ~~[(D) the designee of a political party chair described in Subsection (1)(f)(vii)(B) or~~
 2706 ~~(C).]~~
- 2707 ~~[(2)(a) An individual may not view a video, or a recording of a video, described in~~
 2708 ~~Subsection (1)(d), unless the individual:]~~
- 2709 ~~[(i) is an individual described in Subsection (1)(f); and]~~
- 2710 ~~[(ii) views the video to the extent necessary to:]~~
- 2711 ~~[(A) ensure compliance with Subsection (1)(d), (1)(f), or (3); or]~~
- 2712 ~~[(B) investigate a concern relating to ballots or the ballot box.]~~
- 2713 ~~[(b) If an individual described in Subsection (1)(f)(vii) seeks to view a video recording~~
 2714 ~~described in Subsection (1)(d), the election officer may require the individual to view~~

2715 ~~the video recording at the election officer's office during regular business hours.]~~

2716 [(e) An individual described in Subsection (1)(f)(vii) may not view a video recording
2717 described in Subsection (1)(d) after the time period for contesting the election to
2718 which the video recording relates ends.]

2719 [(3) The election officer, or the custodian of the recording:]

2720 [(a) shall keep a recording described in Subsection (1)(d) until at least the later of:]

2721 [(i) the last day of the calendar year in which the election was held; or]

2722 [(ii) if the election is contested, when the contest is resolved; and]

2723 [(b) may keep the video recording described in Subsection (1)(d) indefinitely.]

2724 (1) For a regular election, an election officer shall, in each county:

2725 (a) during the days and times described in Subsection (3)(a):

2726 (i) if less than 30,000 active registered voters reside in the county, operate within the
2727 county at least one ballot drop box; or

2728 (ii) if at least 30,000 active registered voters reside in the county, operate within the
2729 county at least two ballot drop boxes, plus one additional ballot drop box for each
2730 30,000 active registered voters above 30,000 active registered voters who reside in
2731 the county;

2732 (b) during the days and times described in Subsection (3)(b):

2733 (i) if less than 10,000 active registered voters reside in the county, operate within the
2734 county at least one ballot drop box; or

2735 (ii) if at least 10,000 active registered voters reside in the county, operate within the
2736 county at least two ballot drop boxes, plus one additional ballot drop box for each
2737 10,000 active registered voters above 10,000 active registered voters who reside in
2738 the county;

2739 (c) during the days and times described in Subsections (3)(a) and (b), in addition to the
2740 ballot drop boxes required under Subsections (1)(a) and (b), operate at least one
2741 ballot drop box in each reservation that is, in whole or in part, within the county; and

2742 (d) if two or more ballot drop boxes are operating in a county, disburse the ballot drop
2743 boxes in different locations throughout the county.

2744 (2) For a municipal election, an election officer shall, in each municipality:

2745 (a) during the days and times described in Subsection (3)(a):

2746 (i) if less than 30,000 active registered voters reside in the municipality, operate
2747 within the municipality at least one ballot drop box; or

2748 (ii) if at least 30,000 active registered voters reside in the municipality, operate within

2749 the municipality at least two ballot drop boxes, plus one additional ballot drop box
2750 for each 30,000 active registered voters above 30,000 active registered voters who
2751 reside in the municipality;

2752 (b) during the days and times described in Subsection (3)(b):

2753 (i) if less than 10,000 active registered voters reside in the municipality, operate
2754 within the municipality at least one ballot drop box; or

2755 (ii) if at least 10,000 active registered voters reside in the municipality, operate within
2756 the municipality at least two ballot drop boxes, plus one additional ballot drop box
2757 for each 10,000 active registered voters above 10,000 active registered voters who
2758 reside in the municipality; and

2759 (c) if two or more ballot drop boxes are operating in a municipality, disburse the ballot
2760 drop boxes in different locations throughout the municipality.

2761 (3) An election officer shall:

2762 (a) operate all ballot drop boxes described in Subsection (1)(a), (1)(c), or (2)(a) during at
2763 least the following hours, on at least the following days:

2764 (i) on the Monday that is eight calendar days before the day of the election, beginning
2765 at noon and ending at 8 p.m.;

2766 (ii) on the Tuesday that is seven calendar days before the day of the election,
2767 beginning at 7 a.m. and ending at 3 p.m.;

2768 (iii) on the Wednesday before the day of the election, beginning at noon and ending
2769 at 8 p.m.;

2770 (iv) on the Thursday before the day of the election, beginning at 7 a.m. and ending at
2771 3 p.m.;

2772 (v) on the Friday before the day of the election, beginning at noon and ending at 8
2773 p.m.; and

2774 (vi) on the Saturday before the day of the election, beginning at 7 a.m. and ending at
2775 8 p.m.;

2776 (b) operate all ballot drop boxes described in Subsection (1)(b), (1)(c), or (2)(b) on the
2777 day before the day of the election and on the day of the election, beginning at 7 a.m.
2778 and ending at 8 p.m.;

2779 (c) operate ballot drop boxes, in addition to the ballot drop boxes required under
2780 Subsection (1) or (2), as needed to avoid long lines at a ballot drop box or at a polling
2781 place;

2782 (d) clearly mark a ballot drop box as an official ballot drop box for the election officer's

- 2783 jurisdiction;
- 2784 (e) secure the ballot drop box in a manner that a ballot cannot be placed in the ballot
- 2785 drop box while the ballot drop box is unattended;
- 2786 (f) operate the ballot drop box, in accordance with Section 20A-3a-203.5, with at least
- 2787 two poll workers present at all times;
- 2788 (g) ensure that, before poll workers leave the ballot drop box for the day, the poll
- 2789 workers:
- 2790 (i) remove all ballots from the ballot drop box for delivery to the election officer;
- 2791 (ii) verify that the ballot drop box is empty; and
- 2792 (iii) secure the ballot drop box in a manner that a ballot cannot be placed in the ballot
- 2793 drop box until the ballot drop box again opens for operation; and
- 2794 (h) ensure that each day, before the ballot drop box opens for operation, the poll workers:
- 2795 (i) inspect the ballot drop box to verify that the ballot drop box is empty; and
- 2796 (ii) if any ballots or other items are discovered in the ballot drop box, empty the
- 2797 ballot drop box and secure any ballots found in the ballot drop box in a separate
- 2798 container for delivery to the election officer.
- 2799 (4)(a) An individual may not return a remote ballot to a ballot drop box, unless at least
- 2800 two poll workers are present to accept the remote ballot in accordance with Section
- 2801 20A-3a-203.5.
- 2802 (b) Only a poll worker may deposit a remote ballot into a ballot drop box, and only after
- 2803 a voter submits the remote ballot, sealed in a return envelope, to the poll worker at
- 2804 the ballot drop box in accordance with the requirements of Section 20A-3a-203.5.
- 2805 [(4)] (5) Except as provided in Subsection (6), Subsection (8), or Section 20A-1-308[~~or~~
- 2806 Subsection (7), the] , an election officer shall, at least 28 calendar days before the date of
- 2807 the election, provide notice of the location of each ballot drop box [~~designated under~~
- 2808 Subsection (1),] that the election officer will operate for the election, and the dates and
- 2809 hours that poll workers will be present to accept remote ballots, by publishing notice for
- 2810 the jurisdiction holding the election, as a class A notice under Section 63G-30-102, for
- 2811 at least 28 calendar days before the day of the election.
- 2812 [(5)] (6) Instead of including the location and the dates and hours of operation of ballot drop
- 2813 boxes, a notice required under Subsection [(4)] (5) may specify the following sources
- 2814 where a voter may view or obtain a copy of all ballot drop box locations and the dates
- 2815 and hours of operation:
- 2816 (a) the jurisdiction's website;

- 2817 (b) the physical address of the jurisdiction's offices; and
2818 (c) a mailing address and telephone number.
- 2819 [(6)] (7) The election officer shall include in the notice described in Subsection [(4)] (5):
- 2820 (a) the address of the Statewide Electronic Voter Information Website and, if available,
2821 the address of the election officer's website, with a statement indicating that the
2822 election officer will post on the website the location and the dates and hours of
2823 operation of each ballot drop box, including any changes to the location of a ballot
2824 drop box and the location of additional ballot drop boxes; and
- 2825 (b) a phone number that a voter may call to obtain information regarding the location
2826 and the dates and hours of operation of a ballot drop box.
- 2827 [(7)] (8)(a) Except as provided in Section 20A-1-308, the election officer may, after the
2828 deadline described in Subsection [(4)] (5):
- 2829 (i) if necessary, change the location of a ballot drop box; or
2830 (ii) if the election officer determines that the number of ballot drop boxes is
2831 insufficient due to the number of registered voters who are voting, designate
2832 additional ballot drop boxes.
- 2833 (b) Except as provided in Section 20A-1-308, if an election officer [~~changes the location~~
2834 ~~of a ballot box or designates an additional ballot drop box location~~] takes an action
2835 described in Subsection (8)(a), the election officer shall, as soon as is reasonably
2836 possible, give notice of the [~~changed ballot drop box location or the additional ballot~~
2837 ~~drop box location~~] action:
- 2838 (i) to the lieutenant governor, for posting on the Statewide Voter Information
2839 Website;
- 2840 (ii) by posting the information on the website of the election officer, if available; and
2841 (iii) by posting notice:
- 2842 (A) for a change in the location of a ballot drop box, at the new location and, if
2843 possible, the old location; and
- 2844 (B) for an additional ballot drop box location, at the additional ballot drop box
2845 location.
- 2846 [(8)] (9) An election officer may, at any time, authorize two or more poll workers to remove
2847 a ballot drop box from a location, or to remove ballots from a ballot drop box for
2848 processing.
- 2849 [(9)] (10)(a) At least two poll workers must be present when a poll worker collects
2850 ballots from a ballot drop box and delivers the ballots to the location where the

2851 ballots will be opened and counted.

2852 (b) An election officer shall ensure that the chain of custody of ballots placed in a ballot
2853 box are recorded and tracked from the time the ballots are removed from the ballot
2854 box until the ballots are delivered to the location where the ballots will be opened and
2855 counted.

2856 (c) An election officer shall ensure that a voter who is, at the scheduled closing time for
2857 the day, in line at a ballot drop box that is attended by poll workers, with a sealed
2858 return envelope containing a remote ballot in the voter's possession, permitted to
2859 deliver the return envelope to a poll worker for placement in the ballot drop box after
2860 the voter complies with Section 20A-3a-203.5.

2861 (11) In addition to the days and times required under Subsection (1) or (2), an election
2862 officer may, in accordance with the requirements described in this section for operating
2863 a ballot drop box, operate a ballot drop box:

2864 (a) at any time, and on any day, beginning on the Saturday that is 10 calendar days
2865 before the day of the election, through the end of the day before the day of the
2866 election; or

2867 (b) before 8 a.m. on the day of the election.

2868 Section 27. Section **20A-5-407** is amended to read:

2869 **20A-5-407 (Effective 01/01/27). Election officer to provide ballot boxes.**

2870 (1) Except as provided in Subsection (3), an election officer shall, at a polling place:

2871 (a) provide one ballot box with a lock and key for each polling place; and

2872 (b) deliver the ballot boxes, locks, and keys to the polling place before the polls open.

2873 (2) An election officer for a municipality or special district may obtain ballot boxes from
2874 the county clerk's office.

2875 (3) If locks and keys are unavailable, the election officer shall ensure that the ballot box lid
2876 is secured by tape.

2877 Section 28. Section **20A-6-105** is amended to read:

2878 **20A-6-105 (Effective 01/01/27). Provisional ballot envelopes.**

2879 (1) Each election officer shall ensure that provisional ballot envelopes are printed in
2880 substantially the following form:

2881 (a) the envelope shall include the following statement:

2882 "AFFIRMATION

2883 Are you a citizen of the United States of America? Yes No

2884 Will you be 18 years old on or before election day? Yes No

2885 If you checked "no" in response to either of the two above questions, do not complete
2886 this form.

2887 Name of Voter _____

2888 First Middle Last

2889 Driver License or Identification Card Number _____

2890 State of Issuance of Driver License or Identification Card Number _____

2891 Date of Birth _____

2892 Street Address of Principal Place of Residence

2893 _____

2894 City County State Zip Code

2895 Telephone Number (optional) _____

2896 Email Address (optional) _____

2897 Last four digits of Social Security Number _____

2898 Last former address at which I was registered to vote (if known)

2899 _____

2900 City County State Zip Code

2901 Voting Precinct (if known) _____

2902 I, (please print your full name) _____ do solemnly swear or

2903 affirm:

2904 That I am eligible to vote in this election; that I have not voted in this election in any
2905 other precinct; that I am eligible to vote in this precinct; and that I request that I be permitted
2906 to vote in this precinct; and

2907 Subject to penalty of law for false statements, that the information contained in this form
2908 is true, and that I am a citizen of the United States and a resident of Utah, residing at the above
2909 address; and that I am at least 18 years old and have resided in Utah for the 30 calendar days
2910 immediately before this election.

2911 Signed

2912 _____

2913 Dated

2914 _____

2915 In accordance with Section 20A-3a-506, wilfully providing false information above is a
2916 class B misdemeanor under Utah law and is punishable by imprisonment and by fine.

2917 PRIVACY INFORMATION

2918 Voter registration records contain some information that is available to the public, such

2919 as your name and address, some information that is available only to government entities, and
2920 some information that is available only to certain third parties in accordance with the
2921 requirements of law.

2922 Your driver license number, identification card number, social security number, email
2923 address, full date of birth, and phone number are available only to government entities. Your
2924 year of birth is available to political parties, candidates for public office, certain third parties,
2925 and their contractors, employees, and volunteers, in accordance with the requirements of law.

2926 You may request that all information on your voter registration records be withheld from
2927 all persons other than government entities, political parties, candidates for public office, and
2928 their contractors, employees, and volunteers, by indicating here:

2929 _____ Yes, I request that all information on my voter registration records be withheld
2930 from all persons other than government entities, political parties, candidates for public office,
2931 and their contractors, employees, and volunteers.

2932 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

2933 In addition to the protections provided above, you may request that identifying
2934 information on your voter registration records be withheld from all political parties, candidates
2935 for public office, and their contractors, employees, and volunteers, by submitting a
2936 withholding request form, and any required verification, as described in the following
2937 paragraphs.

2938 A person may request that identifying information on the person's voter registration
2939 records be withheld from all political parties, candidates for public office, and their
2940 contractors, employees, and volunteers, by submitting a withholding request form with this
2941 registration record, or to the lieutenant governor or a county clerk, if the person is or is likely
2942 to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating
2943 violence.

2944 A person may request that identifying information on the person's voter registration
2945 records be withheld from all political parties, candidates for public office, and their
2946 contractors, employees, and volunteers, by submitting a withholding request form and any
2947 required verification with this registration form, or to the lieutenant governor or a county clerk,
2948 if the person is, or resides with a person who is, a law enforcement officer, a member of the
2949 armed forces, a public figure, or protected by a protective order or a protection order.

2950 CITIZENSHIP AFFIDAVIT

2951 Name:

2952 Name at birth, if different:

2953 Place of birth:

2954 Date of birth:

2955 Date and place of naturalization (if applicable):

2956 I hereby swear and affirm, under penalties for voting fraud set forth below, that I am a
2957 citizen and that to the best of my knowledge and belief the information above is true and
2958 correct.

2959 _____
2960 Signature of Applicant

2961 In accordance with Section 20A-2-401, the penalty for willfully causing, procuring, or
2962 allowing yourself to be registered to vote if you know you are not entitled to register to vote is
2963 up to one year in jail and a fine of up to \$2,500.";

2964 (b) the following statement shall appear after the statement described in Subsection (1)(a):

2965 "BALLOT NOTIFICATIONS

2966 Do you consent to receive communications about the status of your ballot and other official
2967 communications, by text, at the phone number you provided above? Yes No
2968 "; and

2969 (c) [~~no later than November 5, 2025,~~]after the statement described in Subsection (1)(b), the
2970 following:

2971 "How would you like to receive your ballot and vote in upcoming elections?"

2972 [~~"Indicate below how you want to vote in upcoming elections:~~

2973 _____ Mail a ballot to me.]

2974 _____ Do not mail a ballot to me. I will obtain a ballot at a polling place and vote in person.

2975 _____ Mail a ballot to me. After receiving a ballot by mail (choose one):

2976 _____ I will return the ballot to a polling place or a ballot drop box.

2977 _____ I will return the ballot by mail (Warning: If you return a ballot by mail, there
2978 is a risk that the ballot may arrive too late to be counted)."

2979 (2) The provisional ballot envelope shall include:

2980 (a) a unique number;

2981 (b) a detachable part that includes the unique number;

2982 (c) a telephone number, internet address, or other indicator of a means, in accordance
2983 with Section 20A-6-105.5, where the voter can find out if the provisional ballot was
2984 counted; and

2985 (d) an insert containing written instructions on how a voter may sign up to receive ballot
2986 status notifications via the ballot tracking system described in Section 20A-3a-401.5.

2987 Section 29. Section **20A-11-1002** is amended to read:

2988 **20A-11-1002 (Effective 01/01/27). Retention and public inspection of financial**
 2989 **statements -- Written complaint if statement is false or unlawful -- Redaction of certain**
 2990 **information -- Penalties for unlawful disclosure.**

2991 (1) The chief election officer shall:

2992 (a) make each financial statement required by this chapter or Chapter 12, Part 2, Judicial
 2993 Retention Elections:

2994 (i) open to public inspection in the office of the chief election officer; and

2995 (ii) available for viewing on the [~~Internet~~] internet in accordance with Section
 2996 20A-11-103;

2997 (b) preserve those statements for at least five years; and

2998 (c) provide certified copies of the financial statements in the same manner as for other
 2999 public records.

3000 (2) Any candidate or voter may file a written complaint with the chief election officer
 3001 alleging that a filed financial statement does not conform to law or to the truth.

3002 (3)(a) As used in this Subsection (3), "required report" means a report, a financial
 3003 statement, or any other type of statement or disclosure that a person is required to
 3004 make under this chapter or Chapter 12, Part 2, Judicial Retention Elections.

3005 (b) Before posting or otherwise publicly disclosing a required report, the lieutenant
 3006 governor shall redact from the report the following information relating to each
 3007 individual referenced in the report:

3008 (i) the phone number of the individual; and

3009 (ii) the street number and street name in the address of the individual.

3010 (c) The information required to be redacted under Subsection (3)(b) is not a record under
 3011 Title 63G, Chapter 2, Government Records Access and Management Act.

3012 (d) It is unlawful to publicly disclose the information required to be redacted under
 3013 Subsection (3)(b).

3014 (e) A government officer or employee who knowingly violates Subsection (3)(d) is
 3015 guilty of a class B misdemeanor.

3016 Section 30. Section **36-12-15.2** is amended to read:

3017 **36-12-15.2 (Effective 01/01/27). Elections audit.**

3018 (1) As used in this section, "office" means the Office of the Legislative Auditor General.

3019 (2) In addition to other audits performed by the office, the office shall, [~~each~~

3020 ~~even-numbered year,~~]in accordance with this section and under the direction of the

- 3021 Legislative Audit Subcommittee, conduct a comprehensive performance audit of the
3022 state's election system and controls[?] :
- 3023 (a) each even-numbered year; and
3024 (b) at any other time, as directed by the Legislative Audit Subcommittee.
- 3025 (3) The audit may include the entire election process for the elections held in an
3026 even-numbered year, including:
- 3027 (a) procedures and practices that occur before or after the beginning of the year to
3028 prepare for the elections; and
- 3029 (b) procedures, practices, and standards relating to:
- 3030 (i) voter registration;
3031 (ii) candidate filing and selection;
3032 (iii) the preparation, printing, distribution, handling, examining, counting, and all
3033 other handling of ballots; and
3034 (iv) the entire election process, including the regular primary election, the regular
3035 general election, and the determination of election results.
- 3036 (4) The audit extends to the functions of all persons involved in the election process,
3037 including the Office of the Lieutenant Governor, each county clerk's office, and each
3038 board of canvassers.
- 3039 (5) At a minimum, the office shall conduct a survey to audit the work of the Office of the
3040 Lieutenant Governor and each county election office.
- 3041 (6) Based on the results of the survey described in Subsection (5), the office shall conduct a
3042 more comprehensive audit of the jurisdictions or practices that, in the opinion of the
3043 office, present the highest risk.
- 3044 (7) In addition to auditing the jurisdictions and practices described in Subsection (6), the
3045 office may audit any other jurisdictions or entities, or any practices or procedures, that
3046 the office determines necessary to ensure the success of a comprehensive performance
3047 audit of the election system.
- 3048 (8) To conduct an audit described in this section, the office has the full authority described
3049 in Section 36-12-15, including:
- 3050 (a) full access to closely observe, examine, and copy all records, documents, recordings,
3051 and other information the office determines to be useful in conducting an audit
3052 described in this section;
- 3053 (b) full access to closely observe, examine, and copy ballots, ballot envelopes, vote
3054 tallies, canvassing records, and voter registration records;

- 3055 (c) full access to closely observe and examine all facilities, storage areas, and
 3056 equipment, and to closely observe, examine, or copy all materials, that the office
 3057 determines to be useful in conducting an audit described in this section;
- 3058 (d) full access to all staff, including full-time, part-time, and volunteer staff;
- 3059 (e) full access to closely observe, examine, and copy all records and information relating
 3060 to election audits that are conducted by the Office of the Lieutenant Governor, a
 3061 county clerk, or any other person;
- 3062 (f) the right to, within the scope of the audit, attend any meeting, including a closed
 3063 meeting;
- 3064 (g) the right to, within the scope of the audit, closely observe and examine any work or
 3065 other process; and
- 3066 (h) all other authority described in Section 36-12-15.
- 3067 (9) As with any audit conducted under the authority described in Section 36-12-15, all
 3068 officials and staff shall fully assist, and cooperate with, the office in conducting an audit
 3069 described in this section.
- 3070 (10) In conducting an audit described in this section, the office:
- 3071 (a) shall preserve the right of a voter to a secret ballot;
- 3072 (b) shall, when examining election returns, allow the election officer or a designee of the
 3073 election officer to be present to ensure the chain of custody of the election returns;
 3074 and
- 3075 (c) may not, while votes are being counted, communicate in any manner, directly or
 3076 indirectly, by word or sign, the progress of the vote, the current result of the vote
 3077 count, or any other information about the vote count.
- 3078 (11) An election officer, or an election officer's designee, who is present under Subsection
 3079 (10)(b) may not interfere with the performance of the audit.
- 3080 Section 31. **Effective Date.**
- 3081 (1) Except as provided in Subsection (2), this bill takes effect January 1, 2027.
- 3082 (2) The actions affecting the following sections take effect on May 6, 2026:
- 3083 (a) Section 20A-2-104 (Effective 05/06/26);
- 3084 (b) Section 20A-2-108 (Effective 05/06/26);
- 3085 (c) Section 20A-2-206 (Effective 05/06/26);
- 3086 (d) Section 20A-2-505 (Effective 05/06/26);
- 3087 (e) Section 20A-3a-202.5 (Effective 05/06/26); and
- 3088 (f) Section 20A-3a-301 (Effective 05/06/26).