

Jefferson S. Burton proposes the following substitute bill:

**Election Code Modifications**

2026 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jefferson S. Burton**

Senate Sponsor: Michael K. McKell

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

34 ▶ creates a process for an individual to receive a voter registration form and voter  
35 registration information when purchasing a hunting or fishing license;

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

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

41 ▶ makes technical and conforming changes.

42 **Money Appropriated in this Bill:**

43 None

44 **Other Special Clauses:**

45 This bill provides a special effective date.

46 **Utah Code Sections Affected:**

47 AMENDS:

48 **10-2a-215 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, First Special  
49 Session, Chapter 6

50 **20A-1-102 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, First Special  
51 Session, Chapter 6

52 **20A-1-304 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapter 448

53 **20A-2-104 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapters 381,  
54 448

55 **20A-2-108 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 381

56 **20A-2-206 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 381

57 **20A-2-505 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapters 381,  
58 448

59 **20A-3a-201 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapter 381

60 **20A-3a-202 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapters 381,  
61 448

62 **20A-3a-202.5 (Effective 05/06/26)**, as enacted by Laws of Utah 2025, Chapter 381

63 **20A-3a-203 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapters 381,  
64 448

65 **20A-3a-204 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapter 381

66 **20A-3a-205 (Effective 01/01/27)**, as renumbered and amended by Laws of Utah 2020,  
67 Chapter 31

68 **20A-3a-301 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 381

69 **20A-3a-401 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, First Special  
70 Session, Chapter 6

71 **20A-3a-805 (Effective 01/01/27)**, as renumbered and amended by Laws of Utah 2020,  
72 Chapter 31

73 **20A-4-101 (Effective 01/01/27)**, as last amended by Laws of Utah 2022, Chapter 342

74 **20A-4-102 (Effective 01/01/27)**, as last amended by Laws of Utah 2023, Chapters 156,  
75 297

76 **20A-4-105 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapter 381

77 **20A-4-304 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, First Special  
78 Session, Chapter 6

79 **20A-4-401 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, First Special  
80 Session, Chapter 6

81 **20A-5-102 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapter 381

82 **20A-5-403.5 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, First Special  
83 Session, Chapter 6

84 **20A-5-407 (Effective 01/01/27)**, as last amended by Laws of Utah 2023, Chapter 15

85 **20A-6-105 (Effective 01/01/27)**, as last amended by Laws of Utah 2025, Chapters 381,  
86 448

87 **20A-11-1002 (Effective 01/01/27)**, as last amended by Laws of Utah 2010, Chapter 389

88 **36-12-15.2 (Effective 01/01/27)**, as enacted by Laws of Utah 2023, Chapter 156

89 ENACTS:

90 **20A-2-208 (Effective 01/01/27)**, Utah Code Annotated 1953

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

94

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-2-208** is enacted to read:
- 1147 **20A-2-208 (Effective 01/01/27). Voter registration forms and information**  
 1148 **available at Division of Wildlife Resources offices.**
- 1149 (1) As used in this section:
- 1150 (a) "Applicant" means an individual who is:

- 1151            (i) seeking to purchase a hunting or fishing license in-person at a Division of Wildlife  
 1152            Resources office; and
- 1153            (ii) eligible to register to vote under Section 20A-2-101 or to preregister to vote under  
 1154            Section 20A-2-101.1.
- 1155            (b) "Voter registration information" means information provided by the lieutenant  
 1156            governor, including:
- 1157            (i) instructions for registering to vote;  
 1158            (ii) voter registration deadlines; and  
 1159            (iii) contact information for questions about voter registration.
- 1160            (2) The lieutenant governor shall provide voter registration forms and voter registration  
 1161            information to each Division of Wildlife Resources office.
- 1162            (3)(a) An applicant may receive a voter registration form when purchasing a hunting or  
 1163            fishing license at a Division of Wildlife Resources office in accordance with this  
 1164            Subsection (3).
- 1165            (b) Each Division of Wildlife Resources office shall provide to each applicant, either as  
 1166            part of an existing form or on a separate form, the following text in substantially the  
 1167            following form:  
 1168            "REGISTERING TO VOTE  
 1169                If you are not registered to vote where you live now, would you like a form to  
 1170            register or preregister to vote? Yes \_\_\_\_\_ No \_\_\_\_\_.  
 1171            IF YOU DO NOT CHECK EITHER BOX, YOU WILL BE CONSIDERED TO  
 1172            HAVE DECIDED NOT TO RECEIVE A VOTER REGISTRATION FORM AT  
 1173            THIS TIME.  
 1174            If you would like help in filling out the voter registration form, contact the Office  
 1175            of the Lieutenant Governor, State Capitol Building, Salt Lake City, Utah 84114, or  
 1176            by phone at [insert the phone number of the Office of the Lieutenant Governor]."
- 1177            (c) Unless an applicant declines a voter registration form, the Division of Wildlife  
 1178            Resources office shall:
- 1179            (i) provide the applicant with a voter registration form and voter registration  
 1180            information; and
- 1181            (ii) direct any questions about voter registration to the Office of the Lieutenant  
 1182            Governor or a county clerk.
- 1183            (4) The Division of Wildlife Resources shall provide a link to the state's online voter  
 1184            registration application to each individual who purchases a hunting or fishing license on

1185 the internet.

1186 Section 8. Section **20A-2-505** is amended to read:

1187 **20A-2-505 (Effective 05/06/26). Removing names from the official register --**  
 1188 **Determining and confirming change of residence.**

1189 (1) A county clerk may not remove a voter's name from the official register on the grounds  
 1190 that the voter has changed residence unless the voter:

1191 (a) confirms in writing that the voter has changed residence to a place outside the  
 1192 county; or

1193 (b)(i) does not vote in an election during the period beginning on the date of the  
 1194 notice described in Subsection (3), and ending on the day after the date of the  
 1195 second regular general election occurring after the date of the notice; and

1196 (ii) does not respond to the notice described in Subsection (3).

1197 (2)(a) Within 31 calendar days after the day on which a county clerk obtains information  
 1198 that a voter's address has changed, if it appears that the voter still resides within the  
 1199 same county, the county clerk shall:

1200 (i) change the official register to show the voter's new address; and

1201 (ii) send to the voter, by forwardable mail, the notice described in Subsection (3).

1202 (b) When a county clerk obtains information that a voter's address has changed and it  
 1203 appears that the voter now resides in a different county, the county clerk shall verify  
 1204 the changed residence by sending to the voter, by forwardable mail, the notice  
 1205 described in Subsection (3), printed on a postage prepaid, preaddressed return form.

1206 (3)(a) Each county clerk shall use substantially the following form to notify voters whose  
 1207 addresses have changed:

1208 "VOTER REGISTRATION NOTICE

1209 We have been notified that your residence has changed. Please read, complete, and  
 1210 return this form so that we can update our voter registration records. What is your current  
 1211 street address?

1212

1213 \_\_\_\_\_  
 Street City County State Zip

1214 What is your current phone number (optional)? \_\_\_\_\_

1215 What is your current email address (optional)? \_\_\_\_\_

1216 If you have not changed your residence, or have moved but stayed within the same

1217 county, you must complete and return this form to the county clerk so that it is received by the

1218 county clerk before 5 p.m. no later than 30 calendar days before the date of the election. If you

1219 fail to return this form within that time:

1220 - you may be required to show evidence of your address to the poll worker before being  
1221 allowed to vote in either of the next two regular general elections; or

1222 - if you fail to vote at least once, from the date this notice was mailed until the passing of  
1223 two regular general elections, you will no longer be registered to vote. If you have changed  
1224 your residence and have moved to a different county in Utah, you may register to vote by  
1225 contacting the county clerk in your county.

1226 \_\_\_\_\_

1227 Signature of Voter

1228 **PRIVACY INFORMATION**

1229 Voter registration records contain some information that is available to the public, such  
1230 as your name and address, some information that is available only to government entities, and  
1231 some information that is available only to certain third parties in accordance with the  
1232 requirements of law.

1233 Your driver license number, identification card number, social security number, email  
1234 address, full date of birth, and phone number are available only to government entities. Your  
1235 year of birth is available to political parties, candidates for public office, certain third parties,  
1236 and their contractors, employees, and volunteers, in accordance with the requirements of law.

1237 You may request that all information on your voter registration records be withheld from  
1238 all persons other than government entities, political parties, candidates for public office, and  
1239 their contractors, employees, and volunteers, by indicating here:

1240 \_\_\_\_\_ Yes, I request that all information on my voter registration records be withheld  
1241 from all persons other than government entities, political parties, candidates for public office,  
1242 and their contractors, employees, and volunteers.

1243 **REQUEST FOR ADDITIONAL PRIVACY PROTECTION**

1244 In addition to the protections provided above, you may request that identifying  
1245 information on your voter registration records be withheld from all political parties, candidates  
1246 for public office, and their contractors, employees, and volunteers, by submitting a  
1247 withholding request form, and any required verification, as described in the following  
1248 paragraphs.

1249 A person may request that identifying information on the person's voter registration  
1250 records be withheld from all political parties, candidates for public office, and their  
1251 contractors, employees, and volunteers, by submitting a withholding request form with this  
1252 registration record, or to the lieutenant governor or a county clerk, if the person is or is likely

1253 to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating  
1254 violence.

1255 A person may request that identifying information on the person's voter registration  
1256 records be withheld from all political parties, candidates for public office, and their  
1257 contractors, employees, and volunteers, by submitting a withholding request form and any  
1258 required verification with this registration form, or to the lieutenant governor or a county clerk,  
1259 if the person is, or resides with a person who is, a law enforcement officer, a member of the  
1260 armed forces, a public figure, or protected by a protective order or a protection order."

1261 (b) The form described in Subsection (3)(a) shall also include:

1262 (i) a section in substantially the following form:

1263 "-----

1264 **BALLOT NOTIFICATIONS**

1265 Do you consent to receive communications about the status of your ballot and other official  
1266 communications, by text, at the phone number you provided above? Yes No

1267 -----";

1268 and

1269 (ii) [~~no later than November 5, 2025,~~]the following, immediately after the question described  
1270 in Subsection (3)(b)(i):

1271 "How would you like to receive your ballot and vote in upcoming elections?

1272 [~~"Indicate below how you want to vote in upcoming elections:~~

1273 \_\_\_\_\_ Mail a ballot to me.]

1274 \_\_\_\_\_ Do not mail a ballot to me. I will obtain a ballot at a polling place and vote in person.

1275 \_\_\_\_\_ Mail a ballot to me. After receiving a ballot by mail (choose one):

1276 \_\_\_\_\_ I will return the ballot to a polling place or a ballot drop box.

1277 \_\_\_\_\_ I will return the ballot by mail (Warning: If you return a ballot by mail, there  
1278 is a risk that the ballot may arrive too late to be counted)."

1279 (4)(a) Except as provided in Subsection (4)(b), the county clerk may not remove the  
1280 names of any voters from the official register during the 90 calendar days before a  
1281 regular primary election or the 90 calendar days before a regular general election.

1282 (b) The county clerk may remove the names of voters from the official register during  
1283 the 90 calendar days before a regular primary election or the 90 calendar days before  
1284 a regular general election if:

1285 (i) the voter requests, in writing, that the voter's name be removed; or

1286 (ii) the voter dies.

- 1287 (c)(i) After a county clerk mails a notice under this section, the county clerk shall,  
 1288 unless otherwise prohibited by law, list that voter as inactive.
- 1289 (ii) If a county clerk receives a returned voter identification card, determines that  
 1290 there was no clerical error causing the card to be returned, and has no further  
 1291 information to contact the voter, the county clerk shall, unless otherwise  
 1292 prohibited by law, list that voter as inactive.
- 1293 (iii) An inactive voter may vote, sign petitions, and have all other privileges of a  
 1294 registered voter.
- 1295 (iv) A county is not required to:  
 1296 (A) send routine mailings to an inactive voter; or  
 1297 (B) count inactive voters when dividing precincts and preparing supplies.
- 1298 (5) The lieutenant governor shall make available to a county clerk United States Social  
 1299 Security Administration data received by the lieutenant governor regarding deceased  
 1300 individuals.
- 1301 (6) A county clerk shall, within 10 business days after the day on which the county clerk  
 1302 receives the information described in Subsection (5) or Subsections 26B-8-114(11) and  
 1303 (12) relating to a decedent whose name appears on the official register, remove the  
 1304 decedent's name from the official register.
- 1305 (7) Ninety calendar days before each primary and general election the lieutenant governor  
 1306 shall compare the information the lieutenant governor has received under Subsection  
 1307 26B-8-114(11) with the official register of voters to ensure that all deceased voters have  
 1308 been removed from the official register.
- 1309 Section 9. Section **20A-3a-201** is amended to read:  
 1310 **20A-3a-201 (Effective 01/01/27). Voting methods.**
- 1311 [~~(1)~~] A voter may vote as follows:  
 1312 [~~(a)~~ ~~by mail;~~]  
 1313 [~~(b)~~] (1) at a polling place, or by delivering a completed remote ballot to a poll worker at a  
 1314 polling place, during early voting hours;  
 1315 [~~(c)~~] (2) at a polling place, or by delivering a completed remote ballot to a poll worker at a  
 1316 polling place, on election day when the polls are open;  
 1317 (3) by delivering a completed remote ballot to a poll worker at a ballot drop box during the  
 1318 hours that the ballot drop box is open and attended by poll workers;  
 1319 [~~(d)~~] (4) if the voter is an individual with a disability, by voting remotely, via a mechanical  
 1320 ballot or via electronic means if approved by the election officer;

1321 ~~[(e)]~~ (5) electronically or via a federal write-in absentee ballot if the voter is a covered voter,  
 1322 as defined in Section 20A-16-102; ~~[or]~~

1323 (6) by mail, in accordance with Section 20A-3a-203.6; or

1324 ~~[(f)]~~ (7) by emergency ballot, in accordance with Part 3, Emergency Ballots.

1325 ~~[(2) A voter may not vote at a polling place if the voter voted by mail or in a manner~~  
 1326 ~~described in Subsections (1)(d) through (f).]~~

1327 Section 10. Section **20A-3a-202** is amended to read:

1328 **20A-3a-202 (Effective 01/01/27). Conducting an election -- Mailing ballots to**  
 1329 **voters -- Exceptions.**

1330 (1)~~[(a)]~~ Except as otherwise provided for an election held for a local tax referendum that  
 1331 is conducted entirely by mail under Section 20A-7-609.5, an election officer shall  
 1332 administer an election ~~[primarily by mail, ]~~in accordance with this section.

1333 ~~[(b) An individual who did not provide valid voter identification at the time the voter~~  
 1334 ~~registered to vote shall provide valid voter identification before voting.]~~

1335 (2) An election officer who administers an election:

1336 (a) shall, in accordance with Subsection (3), no sooner than 21 calendar days before  
 1337 election day and no later than seven calendar days before election day, mail to the  
 1338 applicable voters, in accordance with~~[ Subsection 20A-3a-202.5(3), and subject to~~  
 1339 ~~Subsection 20A-3a-202.5(4)]~~ , and subject to, Section 20A-3a-202.5:

1340 (i) a manual ballot;

1341 (ii)(A) a standard return envelope; or

1342 (B) if required under Subsection 20A-3a-202.5(4) or (5)(b)(ii), a mail-in return  
 1343 envelope;

1344 (iii) instructions for returning the ballot that include an express notice about any  
 1345 relevant deadlines that the voter must meet in order for the voter's vote to be  
 1346 counted;

1347 (iv) information regarding the location and hours of operation of any election day  
 1348 voting center at which the voter may vote or a website address where the voter  
 1349 may view this information; and

1350 (v) instructions on how a voter may sign up to receive electronic ballot status  
 1351 notifications via the ballot tracking system described in Section 20A-3a-401.5;

1352 (b) may not mail a ballot under this section to:

1353 (i) an inactive voter, unless the inactive voter requests a manual ballot; or

1354 (ii) a voter whom the election officer is prohibited from sending a ballot under [

- 1355                    ~~Subsection 20A-3a-202.5(4)]~~ Section 20A-3a-202.5;
- 1356                    (c) shall, on the outside of the envelope in which the election officer mails the ballot,  
1357                    include instructions for returning the ballot if the individual to whom the election  
1358                    officer mails the ballot does not live at the address to which the ballot is sent;
- 1359                    (d) shall provide a method of accessible voting to a voter with a disability who is not  
1360                    able to vote by mail; and
- 1361                    (e) shall include, on the election officer's website and with each ballot mailed,  
1362                    instructions regarding how a voter described in Subsection (2)(d) may vote.
- 1363                    (3)(a) An election officer who mails a manual ballot under Subsection (2) shall mail the  
1364                    manual ballot to the address:
- 1365                    (i) provided at the time of registration or updated by the voter after the time of  
1366                    registration; or
- 1367                    (ii) if, at or after the time of registration, the voter files an alternate address request  
1368                    form described in Subsection (3)(b), the alternate address indicated on the form.
- 1369                    (b) The lieutenant governor shall make available to voters an alternate address request  
1370                    form that permits a voter to request that the election officer mail the voter's ballot to a  
1371                    location other than the voter's residence.
- 1372                    (c) A voter shall provide the completed alternate address request form to the election  
1373                    officer no later than 11 calendar days before the day of the election.
- 1374                    (d) [~~Beginning on November 5, 2025, through~~] Before December 31, 2028, an election officer  
1375                    shall include, with each ballot mailed to a voter, a separate paper document containing the  
1376                    following statements:
- 1377                    "WARNING
- 1378                    If you have a valid Utah driver license or a valid Utah state identification card, failure to  
1379                    provide the last four digits of the license or card number may result in your ballot not being  
1380                    counted. You also have the option of providing the last four digits of your social security  
1381                    number as identification. If you do not have any of these identification types, your ballot will  
1382                    still be counted if your signature on the affidavit on this envelope matches your signature on  
1383                    file with the election officer.
- 1384                    NOTICE
- 1385                    Beginning in 2029, you will not receive a ballot by mail unless you request to receive a  
1386                    ballot by mail, and you will not be permitted to return your ballot by mail unless you request to  
1387                    return your ballot by mail (Exception: You may return your ballot by mail without making this  
1388                    request if, on the day of the election, you are stationed outside the United States by the military

1389 or you otherwise reside outside the United States). You may request to receive a ballot by mail,  
1390 or to return a ballot by mail, at [insert a uniform resource locator where the voter can make the  
1391 request online]. If you are unable to make a request online, contact your county clerk's office at  
1392 the following number for instructions on how to make the request in person or by mail [insert  
1393 phone number here].":]

1394 (e) Beginning on January 1, 2029, an election officer shall include, with each ballot mailed to a  
1395 voter, a separate paper document containing the following statement:

1396 "WARNING

1397 If you have a valid Utah driver license or a valid Utah state identification card, failure to  
1398 provide the last four digits of your license or card number will result in your ballot not being  
1399 counted.

1400 If you do not have a license or card described above, you may enter the last four digits of  
1401 your social security number as identification, or include a photocopy of one of the following in  
1402 the return envelope:

- 1403 • a currently valid identification card that is issued by the state or a branch, department, or  
1404 agency of the United States;
- 1405 • a currently valid Utah permit to carry a concealed weapon;
- 1406 • a currently valid United States passport;
- 1407 • a currently valid United States military identification card; or
- 1408 • a currently valid tribal identification card, Bureau of Indian Affairs card, or tribal treaty  
1409 card.

1410 If you do not have any of the forms of identification listed above, you must vote in person  
1411 at a polling place, unless you qualify for an exemption from this requirement. You may obtain  
1412 information regarding an exemption at [insert a uniform resource locator where the voter can  
1413 view this information] or by calling [insert a phone number that a voter may call to access this  
1414 information]."

1415 (4) [The] A standard return envelope shall include:

1416 (a) the name, official title, and post office address of the election officer on the front of  
1417 the envelope;

1418 (b) subject to Subsection [~~(9), beginning on or before January 1, 2026~~] (6), until January  
1419 1, 2029, a place for the voter to enter the last four digits of the voter's Utah driver  
1420 license number, Utah state identification card number, or social security number;

1421 (c) the following statement:

1422 "IMPORTANT: See the warning and notice enclosed with your ballot.";

1423 (d) a space where a voter may write an email address and phone number by which the  
 1424 election officer may contact the voter if the voter's ballot is rejected; and

1425 (e) a printed affidavit in substantially the following form:

1426 "County of \_\_\_\_ State of \_\_\_\_

1427 I, \_\_\_\_, solemnly swear that: I am a qualified resident voter of the \_\_\_\_ voting precinct  
 1428 in \_\_\_\_ County, Utah and that I am entitled to vote in this election. I am not a convicted felon  
 1429 currently incarcerated for commission of a felony.

1430 \_\_\_\_\_

1431 Signature of Voter

1432 WARNING

1433 The above affidavit must be signed by the voter to whom the ballot is addressed. It is a  
 1434 FELONY for any other individual to sign the above affidavit, even if the voter to whom the  
 1435 ballot is addressed gives permission for another to sign the affidavit for the voter."

1436 [~~(5) If the election officer determines that the voter has not yet provided valid voter  
 1437 identification with the voter's voter registration, the election officer may:]~~

1438 [~~(a) mail a ballot to the voter;~~]

1439 [~~(b) instruct the voter to enclose a copy of the voter's valid voter identification in the  
 1440 return envelope; and]~~

1441 [~~(c) provide instructions to the voter on how the voter may sign up to receive electronic  
 1442 ballot status notifications via the ballot tracking system described in Section  
 1443 20A-3a-401.5.]~~

1444 [~~(6) An election officer who administers an election shall:]~~

1445 [~~(a)(i) before the election, obtain the signatures of each voter qualified to vote in the  
 1446 election; or]~~

1447 [~~(ii) obtain the signature of each voter within the voting precinct from the county  
 1448 clerk; and]~~

1449 [~~(b) maintain the signatures on file in the election officer's office.]~~

1450 [~~(7) Upon receipt of a returned ballot, the election officer shall review and process the  
 1451 ballot under Section 20A-3a-401.]~~

1452 [(8)] (5) A county that administers an election:

1453 (a) shall provide at least one election day voting center in accordance with Part 7,  
 1454 Election Day Voting Center, and at least one additional election day voting center for  
 1455 every 5,000 active voters in the county who [~~under Section 20A-3a-202.5,]~~ will not  
 1456 receive a ballot by mail;

- 1457 (b) shall ensure that each election day voting center operated by the county has at least  
 1458 one voting device that is accessible, in accordance with the Help America Vote Act  
 1459 of 2002, Pub. L. No. 107-252, for individuals with disabilities;
- 1460 (c) may reduce the early voting period described in Section 20A-3a-601, if:
- 1461 (i) the county clerk conducts early voting on at least four days;
- 1462 (ii) the early voting days are within the period beginning on the date that is 14  
 1463 calendar days before the date of the election and ending on the day before the  
 1464 election; and
- 1465 (iii) the county clerk provides notice of the reduced early voting period in accordance  
 1466 with Section 20A-3a-604; and
- 1467 (d) is not required to pay return postage for a mail-in return envelope.
- 1468 ~~[(9)]~~ (6) A return envelope shall be designed in a manner that the information described in  
 1469 Subsections (4)(b) and (d), and the voter's signature, is covered from view after the  
 1470 return envelope is sealed.
- 1471 ~~[(10)]~~ (7) A county clerk shall, at least 90 calendar days before an election administered by  
 1472 the county clerk, contact local post offices to:
- 1473 (a) coordinate the handling of mail-in ~~[ballots]~~ return envelopes for the upcoming  
 1474 election; and
- 1475 (b) take measures to ensure that~~[:]~~
- 1476 ~~[(i) ballots are clearly and properly postmarked, or otherwise marked in accordance  
 1477 with Subsection 20A-3a-204(2)(a)(i), with the date on which the ballot was  
 1478 mailed; and]~~
- 1479 ~~[(ii)]~~ ballots are delivered in an expeditious manner to optimize the timely receipt of  
 1480 ballots.

1481 Section 11. Section **20A-3a-202.5** is amended to read:

1482 **20A-3a-202.5 (Effective 05/06/26). Receiving a ballot by mail -- Making a request**  
 1483 **-- Termination or expiration of a request -- Renewing a request.**

- 1484 (1) As used in this section~~["request"]~~ :
- 1485 (a) "Request to receive a ballot by mail" means to make a request as described in  
 1486 Subsection (2).
- 1487 (b) "Request to return a ballot by mail" means to make a request as described in  
 1488 Subsection (3).
- 1489 (2) An individual may request to receive a ballot by mail by:
- 1490 (a) making the request on a voter registration form;

- 1491 (b) making the request when the individual applies for or renews the individual's driver  
 1492 license or state identification card;
- 1493 (c) making the request via the electronic system described in Section 20A-2-206; or  
 1494 (d) making the request when the voter votes in person.

1495 (3) An individual may request to return a ballot by mail by:

- 1496 (a) making the request on a voter registration form;  
 1497 (b) making the request when the individual applies for or renews the individual's driver  
 1498 license or state identification card;  
 1499 (c) making the request via the electronic system described in Section 20A-2-206; or  
 1500 (d) making the request when the voter votes in person.

1501 [~~(3)~~] (4) [~~An~~] Except as provided in Subsection (8), for an election held before January 1,  
 1502 2029, an election officer shall, when mailing ballots to voters under Section 20A-3a-202,  
 1503 mail a ballot and a mail-in return envelope to each registered voter who[:]

1504 [~~(a)~~] for an election held before January 1, 2029, is an active voter, unless the voter  
 1505 requests to stop receiving a ballot by mail[; or] .

1506 (5)[~~(b)~~] Except as provided in [Subsection (4)] Subsections (6) through (8), for an  
 1507 election held on or after January 1, 2029, an election officer shall, when mailing  
 1508 ballots to voters under Section 20A-3a-202:

1509 [~~(i)~~] (a) mail a ballot to each voter who:

1510 (i) is an active voter; and

1511 (ii) has, in accordance with Subsection (2), made a request to receive a ballot by mail[;]  
 1512 ; and

1513 (b)(i) except as provided in Subsection (5)(b)(ii), mail with the ballot a standard  
 1514 return envelope; or

1515 (ii) if the voter has, in accordance with Subsection (3), made a request to return a  
 1516 ballot by mail, mail with the ballot a mail-in return envelope.

1517 [~~(4)~~] (6) [~~For~~] Except as provided in Subsection (7) or (8), for an election held on or after  
 1518 January 1, 2029[;] :

1519 (a) an election officer may not mail a ballot or a return envelope to an individual who:

1520 [~~(a)~~] (i) following the individual's most recent request to receive a ballot by mail:

1521 [~~(i)~~] (A) requests to stop receiving ballots by mail; or

1522 [~~(i)~~] (B) does not vote in an election during a period that includes two consecutive  
 1523 regular general elections; or

1524 [~~(b)~~] (ii) has not, within eight years before the day on which the election officer mails

1525 the bulk of the ballots for an election, made a request to receive a ballot by mail[-] ;  
 1526 and

1527 (b) an election officer who mails a ballot to an individual in accordance with this section  
 1528 shall include with the ballot a standard return envelope, and may not include with the  
 1529 ballot a mail-in return envelope if the individual has not, within eight years before the  
 1530 day on which the election officer mails the bulk of the ballots for an election, made a  
 1531 request to return a ballot by mail.

1532 [~~5~~] (7) This section may not be applied in a manner that conflicts with Chapter 16,  
 1533 Uniform Military and Overseas Voters Act.

1534 (8) In an election held for a local tax law referendum that is conducted entirely by mail  
 1535 under Section 20A-7-609.5, the election officer shall send by mail to a registered voter a  
 1536 ballot and a mail-in return envelope, regardless of whether the registered voter:

- 1537 (a) requests to receive a ballot by mail;  
 1538 (b) requests to stop receiving a ballot by mail; or  
 1539 (c) requests to return a ballot by mail.

1540 Section 12. Section **20A-3a-203** is amended to read:

1541 **20A-3a-203 (Effective 01/01/27). Voting at a polling place.**

1542 (1) A registered voter may vote at a polling place, or return a remote ballot to a polling  
 1543 place, in an election in accordance with this section.

1544 (2)(a) The voter shall give the voter's name, and, if requested, the voter's residence, to  
 1545 one of the poll workers.

1546 (b) The voter shall present valid voter identification to one of the poll workers, as  
 1547 follows:

1548 (i) the voter shall present a currently valid Utah driver license or Utah state  
 1549 identification card;

1550 (ii) if the voter does not have the type of identification described in Subsection  
 1551 (2)(b)(i), the voter shall present:

1552 (A) a currently valid identification card issued by the state, or a branch,  
 1553 department, or agency of the United States;

1554 (B) a currently valid Utah permit to carry a concealed weapon;

1555 (C) a currently valid United States passport;

1556 (D) a currently valid United States military identification card; or

1557 (E) a valid tribal identification card, Bureau of Indian Affairs card, or tribal treaty  
 1558 card; or

- 1559 (iii) if the voter does not have the type of identification described in Subsection  
 1560 (2)(b)(i) or (ii), the voter shall present other valid voter identification.
- 1561 (c) If the poll worker is not satisfied that the voter has presented valid voter  
 1562 identification in accordance with Subsection (2)(b), the poll worker shall:  
 1563 (i) indicate on the official register that the voter was not properly identified;  
 1564 (ii) if the voter is returning a remote ballot, issue the voter a provisional ballot  
 1565 envelope;  
 1566 [~~(ii)~~] (iii) if the voter is voting in-person, issue the voter a provisional ballot; and  
 1567 [~~(iii) notify the voter that the voter will have until the close of normal office hours on~~  
 1568 ~~Monday after the day of the election or, if Monday is a holiday, on the first~~  
 1569 ~~business day after the holiday, to present valid voter identification:]~~  
 1570 [~~(A) to the county clerk at the county clerk's office; or]~~  
 1571 [~~(B) to an election officer who is administering the election; and]~~  
 1572 (iv) follow the procedures and requirements of Section 20A-3a-205.
- 1573 (d) If the person's right to vote is challenged as provided in Section 20A-3a-803, the poll  
 1574 worker shall follow the procedures and requirements of Section 20A-3a-205.
- 1575 (3) A poll worker at a polling place shall check the official register~~[-to determine]:~~  
 1576 (a) to determine whether a voter is registered to vote; and  
 1577 (b) [~~if the election is]~~ for a voter who seeks to obtain a ballot from a polling place during  
 1578 a regular primary election or a presidential primary election, to determine whether a  
 1579 voter's party affiliation designation in the official register allows the voter to vote the  
 1580 ballot that the voter requests.
- 1581 (4)(a) Except as provided in Subsection (5), if the voter's name is not found on the  
 1582 official register, the poll worker shall follow the procedures and requirements of  
 1583 Section 20A-3a-205.  
 1584 (b) If, when a voter seeks to obtain a ballot from a polling place in a regular primary  
 1585 election or a presidential primary election, the official register does not affirmatively  
 1586 identify the voter as being affiliated with a registered political party or if the official  
 1587 register identifies the voter as being "unaffiliated," the voter shall be considered to be  
 1588 "unaffiliated."
- 1589 (5) In a regular primary election or a presidential primary election:  
 1590 (a) if a voter's name is not found on the official register, and if it is not [~~unduly-~~]  
 1591 disruptive to the election process, the poll worker may attempt to contact the county  
 1592 clerk's office to request oral verification of the voter's registration; and

- 1593 (b) if oral verification is received from the county clerk's office, the poll worker shall:
- 1594 (i) record the verification on the official register;
- 1595 (ii) for a voter who seeks to obtain a ballot from a polling place, determine the voter's
- 1596 party affiliation and the ballot that the voter is qualified to vote; and
- 1597 (iii) except as provided in Subsection (6), comply with Subsection (3).
- 1598 (6)(a) Except as provided in Subsection (6)(b), if, in a regular primary election or a
- 1599 presidential primary election, the voter's political party affiliation listed in the official
- 1600 register does not allow the voter to vote the ballot that the voter requested, the poll
- 1601 worker shall inform the voter of that fact and inform the voter of the ballot or ballots
- 1602 that the voter's party affiliation does allow the voter to vote.
- 1603 (b) If, in a regular primary election or a presidential primary election, the voter is listed
- 1604 in the official register as unaffiliated, or if the official register does not affirmatively
- 1605 identify the voter as either unaffiliated or affiliated with a registered political party,
- 1606 and the voter, as an unaffiliated voter, is not authorized to vote the ballot that the
- 1607 voter requests, the poll worker shall:
- 1608 (i) ask the voter if the voter wishes to vote another registered political party ballot
- 1609 that the voter, as unaffiliated, is authorized to vote, or remain unaffiliated; and
- 1610 (ii)(A) if the voter wishes to vote another registered political party ballot that the
- 1611 unaffiliated voter is authorized to vote, the poll worker shall proceed as
- 1612 required by Subsection (3); or
- 1613 (B) if the voter wishes to remain unaffiliated and does not wish to vote another
- 1614 ballot that unaffiliated voters are authorized to vote, the poll worker shall
- 1615 instruct the voter that the voter may not vote.
- 1616 (7) Except as provided in Subsection (6)(b)(ii)(B), and subject to the other provisions of
- 1617 Subsection (6), if the poll worker determines that the voter is registered, a poll worker
- 1618 shall:
- 1619 (a) direct the voter to sign the voter's name in the official register; and
- 1620 (b)(i) if the voter is returning a remote ballot:
- 1621 (A) ensure that the voter seals the remote ballot in a return envelope; and
- 1622 (B) after complying with Subsection (7)(b)(i)(A), accept the return envelope from
- 1623 the voter and place the return envelope in the ballot box; or
- 1624 (ii) if the voter seeks to obtain a ballot at the polling place:
- 1625 ~~(b)~~ (A) provide to the voter the ballot that the voter is qualified to vote; [and]
- 1626 (B) provide to the voter a standard return envelope; and

1627                   [(e)] (C) allow the voter to enter the voting booth.

1628           (8)(a) The official register shall include the statement described in Subsection (8)(b):

1629                   (i) at the top of each page of the register where a voter signs the register; or

1630                   (ii) adjacent to the place where each voter signs the register.

1631           (b) The statement described in Subsection (8)(a) shall appear as follows:

1632           "AFFIDAVIT

1633           By signing this register I am signing an affidavit where, UNDER PENALTY OF

1634           PERJURY, I affirm that the identification I presented to the poll worker is valid voter

1635           identification that accurately identifies me as the person indicated."

1636           (9) A voter who votes at a polling place may submit a request to a poll worker that a ballot

1637           be mailed to the voter in upcoming elections.

1638           Section 13. Section **20A-3a-203.5** is enacted to read:

1639           **20A-3a-203.5 (Effective 01/01/27). Returning a remote ballot to a ballot drop box.**

1640           (1) A registered voter may return a remote ballot to a ballot drop box in accordance with

1641           this section.

1642           (2) A voter may not return a remote ballot to a ballot drop box, unless the ballot drop box is

1643           attended by two or more poll workers.

1644           (3) When returning a remote ballot to a ballot drop box:

1645           (a) the voter shall present to one of the poll workers:

1646                   (i) the return envelope, with the remote ballot sealed inside; and

1647                   (ii) a type of valid voter identification described in Subsection 20A-1-102(85)(a) or

1648                   (b); and

1649           (b) the poll worker shall:

1650                   (i) examine the return envelope and the identification described in Subsection (3)(a);

1651                   and

1652                   (ii) determine whether the identification presented:

1653                           (A) is a type of valid voter identification described in Subsection 20A-1-102(85)(a)

1654                           or (b); and

1655                           (B) in accordance with Subsection (4), identifies the individual presenting the

1656                           identification as the voter to whom the ballot relates.

1657           (4) A poll worker shall make the determination described in Subsection (3)(b)(ii)(B) as

1658           follows:

1659                   (a) if the valid voter identification described in Subsection (3)(b)(ii)(A) includes a

1660                   photograph of the individual identified:

- 1661           (i) compare the photograph to the individual presenting the identification to  
 1662           determine whether the individual presenting the identification is the individual in  
 1663           the photograph; and  
 1664           (ii) determine whether the name that appears on the return envelope:  
 1665                (A) is the name of the individual in the identification; and  
 1666                (B) is otherwise consistent with the individual presenting the identification; or  
 1667           (b) if the valid voter identification described in Subsection (3)(b)(ii)(A) does not include  
 1668           a photograph of the individual identified, determine whether the name that appears on  
 1669           the return envelope:  
 1670                (i) is the name of the individual in the identification; and  
 1671                (ii) is otherwise consistent with the individual presenting the identification.  
 1672           (5) After complying with Subsection (3)(b):  
 1673                (a) the poll worker shall place the ballot in the ballot drop box if, in accordance with  
 1674                Subsection (4), the poll worker determines that the identification presented:  
 1675                   (i) is a type of valid voter identification described in Subsection 20A-1-102(85)(a) or  
 1676                   (b); and  
 1677                   (ii) identifies the individual presenting the identification as the voter to whom the  
 1678                   ballot relates; or  
 1679                (b) if the poll worker is unable to make both determinations described in Subsections  
 1680                (5)(a)(i) and (ii), the poll worker shall:  
 1681                   (i) return the return envelope to the individual who presented the return envelope; and  
 1682                   (ii) direct the individual to a polling place where the voter may:  
 1683                        (A) establish the voter's identity with any type of valid voter identification; or  
 1684                        (B) cast a provisional ballot.

1685           Section 14. Section **20A-3a-203.6** is enacted to read:

1686           **20A-3a-203.6 (Effective 01/01/27). Returning a remote ballot by mail --**

1687           **Application -- Mail-in return envelope.**

1688           (1) A voter:

- 1689                (a) may return a remote ballot by mail in the mail-in envelope that the election officer, in  
 1690                accordance with Subsection 20A-3a-202.5(4) or (5)(b)(ii), sent to the voter with the  
 1691                voter's ballot; and  
 1692                (b) may not return a remote ballot by mail in a standard return envelope or in an  
 1693                envelope other than the envelope described in Subsection (1)(a).

1694           (2) A mail-in return envelope shall include:

- 1695 (a) the official title, and post office address of the election officer on the front of the  
 1696 envelope;
- 1697 (b) a space where a voter may write an email address and phone number by which the  
 1698 election officer may contact the voter if the voter's ballot is rejected;
- 1699 (c) a printed affidavit in substantially the following form:  
 1700 "County of \_\_\_\_\_ State of \_\_\_\_\_ I, \_\_\_\_\_, solemnly swear that:  
 1701 I am a qualified resident voter of the \_\_\_\_\_ voting precinct in \_\_\_\_\_ County, Utah;  
 1702 I am entitled to vote in this election; and  
 1703 I am not a convicted felon currently incarcerated for commission of a felony.  
 1704 \_\_\_\_\_  
 1705 Signature of Voter"; and
- 1706 (d) a warning that the affidavit must be signed by the individual to whom the ballot was  
 1707 sent and that the ballot will not be counted if the signature on the affidavit does not  
 1708 match the signature on file with the election officer of the individual to whom the  
 1709 ballot was sent.
- 1710 (3) An election officer who administers an election shall:
- 1711 (a)(i) before the election, obtain the signatures of each voter qualified to vote in the  
 1712 election; or
- 1713 (ii) obtain the signature of each voter within the voting precinct from the county  
 1714 clerk; and
- 1715 (b) maintain the signatures on file in the election officer's office.
- 1716 (4) To return a remote ballot by mail, the voter shall comply with Subsections  
 1717 20A-3a-204(1), (4), and (5)(a).
- 1718 (5) A voter may return a remote ballot that was provided to the voter with a mail-in return  
 1719 envelope to a polling place or a ballot drop box by:
- 1720 (a) sealing the ballot in the mail-in return envelope, or in a standard return envelope that  
 1721 is provided by a poll worker at a polling place; and
- 1722 (b)(i) at a polling place, complying with Section 20A-3a-203; or  
 1723 (ii) at a ballot drop box, complying with Section 20A-3a-203.5.
- 1724 (6) If a voter returns a ballot sealed in a mail-in return envelope to a polling place or a  
 1725 ballot drop box, the poll workers shall process the ballot as a remote ballot returned,  
 1726 in-person, in a standard return envelope and not as a remote ballot returned by mail.
- 1727 (7) Upon receipt of a remote ballot that is returned by mail in accordance with this section,  
 1728 the election officer shall review and process the ballot under Section 20A-3a-401.

1729 Section 15. Section ~~20A-3a-204~~ is amended to read:

1730 **20A-3a-204 (Effective 01/01/27). Marking a manual ballot -- Returning a ballot**  
 1731 **by mail, at an election officer's office, or via a ballot drop box -- Depositing a ballot**  
 1732 **received by mail at a polling place.**

1733 (1) To vote a manual ballot:

1734 (a) ~~[except as provided in Subsection (7),]~~the voter shall prepare the voter's manual  
 1735 ballot by marking the appropriate space with a mark opposite the name of each  
 1736 candidate of the voter's choice for each office to be filled;

1737 (b) if a ballot proposition is submitted to a vote of the people, the voter shall mark the  
 1738 appropriate space with a mark opposite the answer the voter intends to make;

1739 (c) ~~[except as provided in Subsection (7),]~~the voter shall record a write-in vote in  
 1740 accordance with Subsection 20A-3a-206(1);~~[-and]~~

1741 (d) ~~[except as provided in Subsection (7),]~~a mark is not required opposite the name of a  
 1742 write-in candidate~~[-]~~ ; and

1743 (e) the voter shall place the ballot in the return envelope and seal the return envelope.

1744 (2) Except to the extent otherwise required for a voter who casts a provisional ballot, a  
 1745 voter who votes a manual ballot at a polling place shall, after complying with Section  
 1746 20A-3a-203 and Subsection (1), deposit the return envelope in the ballot box at the  
 1747 polling place.

1748 (3) Except to the extent otherwise required for a voter who casts a provisional ballot, if a  
 1749 voter returns a remote ballot to a polling place:

1750 (a) the voter shall, after complying with Section 20A-3a-203 and Subsection (1), deliver  
 1751 the return envelope to the poll worker; and

1752 (b) the poll worker shall immediately place the return envelope in the ballot box.

1753 ~~[(2)]~~ (4) ~~[Before returning a ballot mailed to the voter]~~ If a voter returns a ballot by mail, the  
 1754 voter shall:

1755 (a) complete and sign the affidavit on the mail-in return envelope;

1756 (b) enter the last four digits of the voter's Utah driver license or Utah state identification  
 1757 card;

1758 (c) beginning on January 1, 2029, if the voter does not have a Utah driver license or  
 1759 Utah state identification card:

1760 (i) write the last four digits of the voter's social security card on the return envelope;

1761 or

1762 (ii) include in the return envelope a photocopy of one of the following forms of

- 1763 identification for the voter:
- 1764 (A) a currently valid identification card issued by the state, or a branch,
- 1765 department, or agency of the United States;
- 1766 (B) a currently valid Utah permit to carry a concealed weapon;
- 1767 (C) a currently valid United States passport;
- 1768 (D) a currently valid United States military identification card; or
- 1769 (E) a valid tribal identification card, Bureau of Indian Affairs card, or tribal treaty
- 1770 card;
- 1771 (d) place the voted ballot in the mail-in return envelope;
- 1772 (e) if required by the election officer because the voter has not yet provided valid voter
- 1773 identification with the voter's voter registration record, include a copy of the voter's
- 1774 valid voter identification with the ballot inside the mail-in return envelope;
- 1775 (f) securely seal the mail-in return envelope; and
- 1776 (g) [~~if returning the ballot by mail,~~] attach postage, if necessary, and deposit the mail-in
- 1777 return envelope in the mail.
- 1778 [~~(3)~~] (5)(a) Except as otherwise provided in Section 20A-16-404, to be valid, a ballot that
- 1779 is mailed must be received by the election officer on or before [~~8 p.m. on~~] election
- 1780 day at 8 p.m.
- 1781 (b) Except as provided in Subsection [~~(3)~~](e) (5)(c), to be valid, a ballot returned by a
- 1782 method other than by mail shall, before 8 p.m. on election day, be:
- 1783 (i) deposited in a ballot box at a polling place;
- 1784 (ii) deposited in [a] an attended ballot drop box designated by an election officer for
- 1785 the jurisdiction to which the ballot relates; or
- 1786 (iii) otherwise received by the election officer.
- 1787 (c) An election officer may, but is not required to, forward a ballot deposited in a ballot
- 1788 drop box in the wrong jurisdiction to the correct jurisdiction.
- 1789 (d) An election officer shall ensure that a voter who is, at or before 8 p.m., in line at a
- 1790 polling place or a ballot drop box, is allowed to, after complying with Section
- 1791 20A-3a-203 and Subsection (1):
- 1792 (i) vote at the polling place; or
- 1793 (ii) if the voter has a sealed return envelope containing a remote ballot in the voter's
- 1794 possession, deliver the return envelope to a poll worker for placement in the ballot
- 1795 box or ballot drop box.
- 1796 [(d) An election officer shall ensure that a voter who is, at or before 8 p.m. on election

1797           day:]

1798           [(i) in line at a ballot drop box, with a sealed return envelope containing a ballot in

1799           the voter's possession, is allowed to deposit the ballot in the ballot drop box; or]

1800           [(ii) in line at a polling place, is allowed to vote.]

1801       ~~[(4)(a) Except as provided in Subsection (6), to vote at a polling place the voter shall,~~

1802           ~~after complying with Subsections (1)(a) through (d):]~~

1803           ~~[(i) sign the official register or pollbook; and]~~

1804           ~~[(ii) place the ballot in the ballot box; or]~~

1805       ~~[(b)]~~ (6) If the ballot that a voter votes at a polling place is a provisional ballot, the voter

1806           shall place the ballot in the provisional ballot envelope, complete the information printed

1807           on the provisional ballot envelope, and ~~[deposit]~~ give the provisional ballot envelope to a

1808           poll worker for placement in the provisional ballot box.

1809       ~~[(5)]~~ (7)(a) An individual with a disability may vote a mechanical ballot at a polling

1810           place.

1811           (b) An individual other than an individual with a disability may vote a mechanical ballot

1812           at a polling place if permitted by the election officer.

1813       ~~[(6)]~~ (8) To vote a mechanical ballot, the voter shall:

1814           (a) make the selections according to the instructions provided for the voting device; and

1815           (b) ~~[subject to Subsection (7),]~~ record a write-in vote by:

1816           (i) selecting the appropriate position for entering a write-in candidate; and

1817           (ii) using the voting device to enter the name of the valid write-in candidate for

1818           whom the voter wishes to vote.

1819       ~~[(7) To vote in an instant runoff voting race under Chapter 4, Part 6, Municipal Alternate~~

1820           ~~Voting Methods Pilot Project, a voter:]~~

1821           ~~[(a) shall indicate, as directed on the ballot, the name of the candidate who is the voter's~~

1822           ~~first preference for the office; and]~~

1823           ~~[(b) may indicate, as directed on the ballot, the names of the remaining candidates in~~

1824           ~~order of the voter's preference.]~~

1825       ~~[(8)]~~ (9) A voter who votes at a polling place:

1826           (a) shall mark and cast or deposit the ballot without delay and shall leave the voting area

1827           after voting; and

1828           (b) may not:

1829           (i) occupy a voting booth occupied by another, except as provided in Section

1830           20A-3a-208;

- 1831 (ii) remain within the voting area more than 10 minutes; or  
 1832 (iii) occupy a voting booth for more than five minutes if all booths are in use and  
 1833 other voters are waiting to occupy a voting booth.

1834 [~~(9)~~] (10) If the official register shows any voter as having voted, that voter may not reenter  
 1835 the voting area during that election unless that voter is an election official or watcher.

1836 [~~(10)~~] (11) A poll worker may not, at a polling place, allow more than four voters more than  
 1837 the number of voting booths into the voting area at one time unless those excess voters  
 1838 are:

- 1839 (a) election officials;  
 1840 (b) watchers; or  
 1841 (c) assisting voters with a disability.

1842 Section 16. Section **20A-3a-205** is amended to read:

1843 **20A-3a-205 (Effective 01/01/27). Manner of voting -- Provisional ballot.**

1844 (1) The poll workers shall follow the procedures and requirements of this section when:

- 1845 (a) the individual's right to vote is challenged as provided in Section 20A-3a-803 or  
 1846 20A-3a-805;  
 1847 (b) the individual's name is not found on the official register; or  
 1848 (c) the poll worker is not satisfied that the voter has provided valid voter identification.

1849 (2) When faced with one of the circumstances described in Subsection (1)(a) or (b), the poll  
 1850 worker shall:

- 1851 (a) request that the individual provide valid voter identification; and  
 1852 (b) review the identification provided by the individual.

1853 (3) If the poll worker is satisfied that the individual has provided valid voter identification  
 1854 that establishes the individual's identity and residence in the voting precinct:

- 1855 (a) the poll worker in charge of the official register shall:  
 1856 (i) record in the official register the type of identification that established the  
 1857 individual's identity and place of residence;  
 1858 (ii) record the provisional ballot envelope number in association with the name of the  
 1859 individual; and  
 1860 (iii) direct the individual to sign the individual's name in the official register or  
 1861 pollbook; and  
 1862 (b) the poll worker having charge of the ballots shall:  
 1863 (i) if the individual is returning a remote ballot, give the individual a provisional  
 1864 ballot envelope;

- 1865           (ii) if the individual is at a polling place and is voting in person:  
 1866           [†] (A) give the individual a provisional ballot; and  
 1867           [†] (B) allow the individual to enter the voting booth[-] ; and  
 1868           (iii) accept the provisional ballot only after the voter completes, and seals the voter's  
 1869           ballot in, the provisional ballot envelope.

1870 (4) If the poll worker is not satisfied that the individual has provided valid voter  
 1871 identification that establishes the individual's identity and residence in the voting  
 1872 precinct:

1873 (a) the poll worker in charge of the official register shall:

- 1874           (i) record in the official register that the voter did not provide valid voter  
 1875           identification;  
 1876           (ii) record in the official register the type of identification that was provided by the  
 1877           individual, if any;  
 1878           (iii) record the provisional ballot envelope number in association with the name of  
 1879           the individual; and  
 1880           (iv) direct the individual to sign the individual's name in the official register or  
 1881           pollbook; and

1882 (b) the poll worker having charge of the ballots shall:

- 1883           (i) if the individual is returning a remote ballot, give the individual a provisional  
 1884           ballot envelope;  
 1885           (ii) if the individual is at a polling place and is voting in-person:  
 1886           [†] (A) give the individual a provisional ballot; and  
 1887           [†] (B) allow the individual to enter the voting booth[-] ;  
 1888           (iii) accept the provisional ballot only after the voter completes, and seals the voter's  
 1889           ballot in, the provisional ballot envelope; and  
 1890           (iv) notify the voter that the voter will have until noon on the day before the day of  
 1891           the canvass for the election to present valid voter identification to:  
 1892           (A) the county clerk at the county clerk's office; or  
 1893           (B) to an election officer who is administering an election.

1894 (5) When, at a polling place, the election officer is required to furnish more than one  
 1895 version of a ballot, the poll workers at that polling place shall give the registered voter  
 1896 the version of the ballot that the voter is qualified to vote.

1897 Section 17. Section **20A-3a-301** is amended to read:

1898 **20A-3a-301 (Effective 05/06/26). Emergency ballots -- Hospitalized voter**

1899 **returning ballot my mail without standard identification.**

- 1900 (1) As used in this section, "hospitalized voter" means a registered voter who:
- 1901 (a) is:
- 1902 (i) hospitalized;
- 1903 (ii) confined in hospice care, a treatment facility, or a long-term care institution[
- 1904 facility]; or
- 1905 (iii) due to age[-or] , illness, [is-] or disability, restricted in the ability to travel from the
- 1906 voter's permanent or temporary residence; and
- 1907 (b) is able to vote a manual ballot.
- 1908 (2) A hospitalized voter who has not received a ballot by mail, or does not have possession
- 1909 of a ballot sent to the voter by mail may, in accordance with this section, obtain a
- 1910 manual ballot with a mail-in return envelope to use as an emergency ballot and vote at
- 1911 any time after the election officer mails manual ballots to the majority of voters and
- 1912 before the close of polls on election day.
- 1913 (3) An individual may obtain an emergency ballot application, a manual ballot, and a
- 1914 mail-in return envelope from the election officer on behalf of a hospitalized voter by:
- 1915 (a) requesting a manual ballot, a mail-in return envelope, and the application in person at
- 1916 the election officer's office during business hours;
- 1917 (b) presenting valid voter identification for the individual requesting the manual ballot
- 1918 and mail-in return envelope on the hospitalized voter's behalf; and
- 1919 (c) signing a statement, created by the lieutenant governor, where the individual, under
- 1920 penalty of perjury:
- 1921 (i) identifies the individual;
- 1922 (ii) identifies the hospitalized voter and explains the reason the hospitalized voter
- 1923 qualifies as [~~an exempt~~] a hospitalized voter; and
- 1924 (iii) states that the individual:
- 1925 (A) is obtaining the manual ballot and the mail-in return envelope at the request of
- 1926 the hospitalized voter;
- 1927 (B) will not request, persuade, or otherwise induce the voter to vote for or vote
- 1928 against any particular candidate or issue;
- 1929 (C) will not release any information regarding the voter's votes; and
- 1930 (D) will not alter the voter's votes.
- 1931 (4) An election officer who provides the items described in Subsection (3) shall mark the
- 1932 mail-in return envelope as an emergency ballot.

1933 [(4)] (5) To vote, a hospitalized voter described in Subsection (2) shall:

1934 (a) complete the emergency ballot application and enclose the application in the mail-in

1935 return envelope;

1936 (b) complete, and sign the affidavit on, the mail-in return envelope;

1937 (c) mark the voter's votes on the manual ballot;

1938 (d) if the voter did not provide the last four digits of the voter's Utah driver license, Utah

1939 state identification card, or social security number:

1940 (i) include in the mail-in return envelope a photocopy of a type of identification

1941 described in Subsection [~~20A-3a-204(2)(e)(ii)~~] 20A-3a-204(4)(c)(ii); or

1942 (ii) if the voter does not have a type of identification described in Subsection [

1943 ~~20A-3a-204(2)(e)(ii)~~] 20A-3a-204(4)(c)(ii), include in the mail-in return envelope

1944 another type of valid voter identification;

1945 (e) place the manual ballot into the mail-in return envelope; and

1946 (f) seal the mail-in return envelope unless a different method is authorized under Section

1947 20A-1-308.

1948 [(5)] (6) For a ballot described in Subsection [(4)] (5) to be counted, the emergency voter

1949 application and the sealed [~~manual ballot~~] mail-in return envelope must be returned to the

1950 election officer's office in accordance with the requirements of this chapter.

1951 [(6)] (7) An election officer shall design an emergency ballot application and ensure that the

1952 application includes the check box and statement described in Subsection

1953 20A-3a-401(7)(d)(v).

1954 [(7)] (8) Beginning on January 1, 2029, a hospitalized voter who receives a ballot by mail

1955 with a mail-in return envelope may, if the voter is unable to provide the digits described

1956 in Subsection 20A-3a-401(4)(b)(i), [~~return the ballot by mail by including~~] include in the

1957 return envelope:

1958 (a) a photocopy of a type of identification described in Subsection [~~20A-3a-204(2)(e)(ii)~~]

1959 20A-3a-204(4)(c)(ii); or

1960 (b) if the voter does not have a type of identification described in Subsection [

1961 ~~20A-3a-204(2)(e)(ii)~~] 20A-3a-204(4)(c)(ii):

1962 (i) a photocopy of another type of valid voter identification; and

1963 (ii) a document showing that the voter is a hospitalized voter.

1964 Section 18. Section **20A-3a-401** is amended to read:

1965 **20A-3a-401 (Effective 01/01/27). Custody of remote ballots returned by mail --**

1966 **Disposition -- Notice -- Disclosures relating to unresolved ballots.**

- 1967 (1)(a) This section governs remote ballots returned by mail~~[, via a ballot drop box, or by~~  
 1968 ~~other legal means]~~ under Subsection 20A-3a-203.6(1)(a).
- 1969 (b) Except for a ballot returned under Chapter 16, Uniform Military and Overseas Voters  
 1970 Act, if a remote ballot returned by mail is not sealed in a mail-in return envelope, or  
 1971 is sealed in a mail-in return envelope that was not issued by the election officer for  
 1972 the voter identified on the mail-in return envelope, the election officer shall:
- 1973 (i) reject the ballot; and
- 1974 (ii) if possible:
- 1975 (A) notify the voter that the ballot was rejected and the reason the ballot was  
 1976 rejected; and
- 1977 (B) if it is not too late for the voter to cast a ballot in a manner permitted by law,  
 1978 inform the voter how the voter may vote.
- 1979 (2) Poll workers shall process mail-in return envelopes containing manual ballots that are in  
 1980 the custody of the poll workers in accordance with this section.
- 1981 (3) Poll workers shall examine a mail-in return envelope to make the determinations  
 1982 described in Subsection (4).
- 1983 (4) The poll workers shall take the action described in Subsection (5)(a) if the poll workers  
 1984 determine:
- 1985 (a) for an election held before January 1, 2029:
- 1986 (i) that the mail-in return envelope contains the last four digits of the voter's Utah  
 1987 driver license number, Utah state identification card number, or social security  
 1988 number; or
- 1989 (ii) if the return envelope does not contain the digits described in Subsection (4)(a)(i),  
 1990 that:
- 1991 (A) in accordance with the rules made under Subsection (13), the signature on the  
 1992 affidavit of the mail-in return envelope is reasonably consistent with the  
 1993 individual's signature in the voter registration records; or
- 1994 (B) for an individual who checks the box described in Subsection (7)(d)(v), the  
 1995 signature is verified by alternative means;
- 1996 (b) for an election held on or after January 1, 2029:
- 1997 (i) that the mail-in return envelope contains the last four digits of the voter's Utah  
 1998 driver license number, Utah state identification card number, or social security  
 1999 number;
- 2000 (ii) if the mail-in return envelope does not contain the digits described in Subsection

- 2001 (4)(b)(i), that the voter included in the mail-in return envelope a copy of the  
2002 identification described in Subsection [~~20A-3a-204(2)(e)(ii)~~] 20A-3a-204(4)(c)(ii);  
2003 or  
2004 [~~(iii)~~] (A) for a voter described in Subsection [~~20A-3a-301(7)~~] 20A-3a-301(8), that  
2005 the voter complied with Subsection [~~20A-3a-301(7)~~] 20A-3a-301(8); and  
2006 (c) that the affidavit is sufficient;  
2007 (d) that the voter is registered to vote in the correct precinct;  
2008 (e) that the voter's right to vote the ballot has not been challenged;  
2009 (f) that the voter has not already voted in the election; and  
2010 (g) for a voter who has not yet provided valid voter identification with the voter's voter  
2011 registration, whether the voter has provided valid voter identification with the mail-in  
2012 return envelope.
- 2013 (5)(a) If the poll workers make all of the findings described in Subsection (4), the poll  
2014 workers shall:
- 2015 (i) remove the manual ballot from the mail-in return envelope in a manner that does  
2016 not destroy the affidavit on the mail-in return envelope;
  - 2017 (ii) ensure that the ballot is not examined in connection with the mail-in return  
2018 envelope; and
  - 2019 (iii) place the ballot with the other ballots to be counted.
- 2020 (b) If the poll workers do not make all of the findings described in Subsection (4), the  
2021 poll workers shall:
- 2022 (i) disallow the vote;
  - 2023 (ii) except as provided in Subsection (6), without opening the mail-in return  
2024 envelope, record the ballot as "rejected" and state the reason for the rejection; and
  - 2025 (iii) except as provided in Subsection (6), place the mail-in return envelope,  
2026 unopened, with the other rejected return envelopes.
- 2027 (6) A poll worker may open a mail-in return envelope, if necessary, to determine  
2028 compliance with Subsection [~~(4)(b)(ii), (4)(b)(iii)~~] (4)(b)(i)(B) or (C), or (4)(g).
- 2029 (7)(a) If the poll workers reject an individual's ballot because the poll workers determine  
2030 that the mail-in return envelope does not comply with Subsection (4), the election  
2031 officer shall:
- 2032 (i) contact the individual in accordance with Subsection (8); and
  - 2033 (ii) inform the individual:
    - 2034 (A) that the identification information provided on the mail-in return envelope is

- 2035 in question;
- 2036 (B) how the individual may resolve the issue; and
- 2037 (C) that, in order for the ballot to be counted, the individual is required to deliver
- 2038 to the election officer a correctly completed affidavit, provided by the county
- 2039 clerk, that meets the requirements described in Subsection (7)(d).
- 2040 (b) If, under Subsection [~~(4)(a)(ii)(A)~~] (4)(a) or (b), the poll workers reject an individual's
- 2041 ballot because the poll workers determine, in accordance with rules made under
- 2042 Subsection (13), that the signature on the mail-in return envelope is not reasonably
- 2043 consistent with the individual's signature in the voter registration records, the election
- 2044 officer shall:
- 2045 (i) contact the individual in accordance with Subsection (8); and
- 2046 (ii) inform the individual:
- 2047 (A) that the individual's signature is in question;
- 2048 (B) how the individual may resolve the issue; and
- 2049 (C) that, in order for the ballot to be counted, the individual is required to deliver
- 2050 to the election officer a correctly completed affidavit, provided by the county
- 2051 clerk, that meets the requirements described in Subsection (7)(d).
- 2052 (c) The election officer shall ensure that the notice described in Subsection (7)(a) or (b)
- 2053 includes:
- 2054 (i) when communicating the notice by mail, a printed copy of the affidavit described
- 2055 in Subsection (7)(d) and a courtesy reply envelope;
- 2056 (ii) when communicating the notice electronically, a link to a copy of the affidavit
- 2057 described in Subsection (7)(d) or information on how to obtain a copy of the
- 2058 affidavit; or
- 2059 (iii) when communicating the notice by phone, either during a direct conversation
- 2060 with the voter or in a voicemail, arrangements for the voter to receive a copy of
- 2061 the affidavit described in Subsection (7)(d), either in person from the clerk's
- 2062 office, by mail, or electronically.
- 2063 (d) An affidavit described in Subsection (7)(a)(ii)(C) or (7)(b)(ii)(C) shall include:
- 2064 (i) an attestation that the individual voted the ballot;
- 2065 (ii) a space for the individual to enter the individual's name, date of birth, and driver
- 2066 license number or the last four digits of the individual's social security number;
- 2067 (iii) a space for the individual to sign the affidavit;
- 2068 (iv) a statement that, by signing the affidavit, the individual authorizes the lieutenant

2069 governor's and county clerk's use of the information in the affidavit and the  
2070 individual's signature on the affidavit for voter identification purposes; and  
2071 (v) a check box accompanied by language in substantially the following form: "I am  
2072 a voter with a qualifying disability under the Americans with Disabilities Act that  
2073 impacts my ability to sign my name consistently. I can provide appropriate  
2074 documentation upon request. To discuss accommodations, I can be contacted at  
2075 \_\_\_\_\_".

2076 (e) In order for an individual described in Subsection (7)(a) or (b) to have the  
2077 individual's remote ballot counted, the individual shall deliver the affidavit described  
2078 in Subsection (7)(d) to the election officer.

2079 (f) An election officer who receives a signed affidavit under Subsection (7)(e) shall  
2080 immediately:

2081 (i) scan the signature on the affidavit electronically and keep the signature on file in

2082 the statewide voter registration database developed under Section 20A-2-502;

2083 (ii) if the election officer receives the affidavit no later than noon on the last business  
2084 day before the day on which the canvass begins, count the individual's remote  
2085 ballot; and

2086 (iii) if the check box described in Subsection (7)(d)(v) is checked, comply with the  
2087 rules described in Subsection (13)(c).

2088 (8)(a) The election officer shall, within two business days after the day on which an  
2089 individual's ballot is rejected, notify the individual of the rejection and the reason for  
2090 the rejection, by phone, mail, email, or, if consent is obtained, text message, unless:

2091 (i) the ballot is cured within one business day after the day on which the ballot is  
2092 rejected; or

2093 (ii) the ballot is rejected because the ballot is received late or for another reason that  
2094 cannot be cured.

2095 (b) If an individual's ballot is rejected for a reason described in Subsection (8)(a)(ii), the  
2096 election officer shall notify the individual of the rejection and the reason for the  
2097 rejection by phone, mail, email, or, if consent is obtained, text message, within the  
2098 later of:

2099 (i) 30 calendar days after the day of the rejection; or

2100 (ii) 30 calendar days after the day of the election.

2101 (c) The election officer may, when notifying an individual by phone under this  
2102 Subsection (8), use auto-dial technology.

- 2103 (9) An election officer may not count the ballot of an individual whom the election officer  
2104 contacts under Subsection (7) or (8) unless, no later than noon on the last business day  
2105 before the day on which the canvass begins, the election officer:
- 2106 (a) receives a signed affidavit from the individual under Subsection (7); or  
2107 (b)(i) contacts the individual;
- 2108 (ii) if the election officer has reason to believe that an individual, other than the voter  
2109 to whom the ballot was sent, signed the ballot affidavit, informs the individual that  
2110 it is unlawful to sign a ballot affidavit for another person, even if the person gives  
2111 permission;
- 2112 (iii) verifies the identity of the individual by:
- 2113 (A) requiring the individual to provide at least two types of personal identifying  
2114 information for the individual; and
- 2115 (B) comparing the information provided under Subsection (9)(b)(iii)(A) to records  
2116 relating to the individual that are in the possession or control of an election  
2117 officer; and
- 2118 (iv) documents the verification described in Subsection (9)(b)(iii), by recording:
- 2119 (A) the name and voter identification number of the individual contacted;  
2120 (B) the name of the individual who conducts the verification;  
2121 (C) the date and manner of the communication;  
2122 (D) the type of personal identifying information provided by the individual;  
2123 (E) a description of the records against which the personal identifying information  
2124 provided by the individual is compared and verified; and  
2125 (F) other information required by the lieutenant governor.
- 2126 (10)(a) The election officer shall retain and preserve:
- 2127 (i) the mail-in return envelopes in accordance with Subsection 20A-4-202(2); and  
2128 (ii) the documents described in Subsection (9)(b)(iv) in accordance with Subsection  
2129 20A-4-202(3).
- 2130 (b) If the election officer complies with Subsection (10)(a)(ii) by including the  
2131 documentation in the voter's voter registration record, the election officer shall make,  
2132 retain, and preserve a record of the name and voter identification number of each  
2133 voter contacted under Subsection (9)(b).
- 2134 (11)(a) The election officer shall record the following in the database used in the  
2135 verification process:
- 2136 (i) any initial rejection of a ballot under Subsection (5)(b), within one business day

- 2137 after the day on which the election officer rejects the ballot; and
- 2138 (ii) any resolution of a rejection of a ballot under Subsection (9), within one business
- 2139 day after the day on which the ballot rejection is resolved.
- 2140 (b) An election officer shall include, in the canvass report, a final report of the
- 2141 disposition of all rejected and resolved ballots, including, for ballots rejected, the
- 2142 following:
- 2143 (i) the number of ballots rejected because the voter did not sign the voter's ballot; and
- 2144 (ii) the number of ballots rejected because the voter's signatures on the ballot, and in
- 2145 records on file, do not correspond.
- 2146 (12) Willful failure to comply with this section constitutes willful neglect of duty under
- 2147 Section 20A-5-701.
- 2148 (13) The director of elections within the Office of the Lieutenant Governor shall make
- 2149 rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to
- 2150 establish:
- 2151 (a) criteria and processes for use by poll workers in determining if a signature
- 2152 corresponds with the signature on file for the voter under Subsection (4)(a)(ii)(A);
- 2153 (b) training and certification requirements for election officers and employees of election
- 2154 officers regarding the criteria and processes described in Subsection (13)(a); and
- 2155 (c) in compliance with Title II of the Americans with Disabilities Act of 1990, 42 U.S.C.
- 2156 Secs. 12131 through 12165, an alternative means of verifying the identity of an
- 2157 individual who checks the box described in Subsection (7)(d)(v).
- 2158 (14)(a) Upon request, and subject to Subsections (14)(b) and (c), an election officer may
- 2159 disclose the name and address of a voter whose ballot has been rejected and not yet
- 2160 resolved with:
- 2161 (i) a candidate in the election;
- 2162 (ii) an individual who represents the candidate's campaign;
- 2163 (iii) the sponsors of an initiative or referendum appearing on the ballot; or
- 2164 (iv) for a ballot proposition appearing on the ballot, an individual who represents a
- 2165 political issues committee, as defined in Section 20A-11-101, if the political
- 2166 issues committee supports or opposes the ballot proposition.
- 2167 (b) If an election officer discloses the information described in Subsection (14)(a), the
- 2168 election officer shall:
- 2169 (i) make the disclosure within two business days after the day on which the request is
- 2170 made;

- 2171 (ii) respond to each request in the order the requests were made; and  
 2172 (iii) make each disclosure in a manner, and within a period of time, that does not  
 2173 reflect favoritism to one requestor over another.
- 2174 (c) A disclosure described in this Subsection (14) may not include the name or address  
 2175 of a protected individual, as defined in Subsection 20A-2-104(1).

2176 Section 19. Section **20A-3a-805** is amended to read:

2177 **20A-3a-805 (Effective 01/01/27). Challenges to a voter's eligibility at polling**  
 2178 **place -- Procedure.**

2179 (1)(a) A poll worker, a watcher, or an individual who resides in the jurisdiction to which  
 2180 the election relates may, at a polling place, challenge an individual's eligibility to vote  
 2181 a particular ballot or to vote in that election if:

2182 (i) the individual making the challenge and the challenged individual are both present  
 2183 at the polling place at the time the challenge is made; and

2184 (ii) the challenge is made[-] :

2185 (A) before the challenged individual applies for a ballot[-] ; or

2186 (B) in relation to an individual who is returning a remote ballot, before a poll  
 2187 worker accepts the ballot.

2188 (b) An individual may make a challenge by orally stating the challenged individual's  
 2189 name and the basis for the challenge, as provided under Section 20A-3a-803.

2190 (2) The poll worker shall record a challenge in the official register or on the challenge  
 2191 sheets in the pollbook, including:

2192 (a) the name of the challenged individual;

2193 (b) the name of the individual making the challenge; and

2194 (c) the basis upon which the challenge is made.

2195 (3) If an individual's eligibility to vote is challenged under this section, the poll worker shall  
 2196 follow the procedures and requirements of Section 20A-3a-205.

2197 Section 20. Section **20A-4-101** is amended to read:

2198 **20A-4-101 (Effective 01/01/27). Manual ballots cast at a polling place --**  
 2199 **Counting manual ballots at a polling place on day of election before polls close.**

2200 (1) Each county legislative body, municipal legislative body, and each poll worker shall  
 2201 comply with the requirements of this section when counting manual ballots on the day of  
 2202 an election, if:

2203 (a) the ballots are cast at a polling place; and

2204 (b) the ballots are counted at the polling place before the polls close.

- 2205 (2)(a) Each county legislative body or municipal legislative body shall provide:
- 2206 (i) two sets of ballot boxes for all voting precincts where both receiving and counting
- 2207 judges have been appointed; and
- 2208 (ii) a counting room for the use of the poll workers counting the ballots during the
- 2209 day.
- 2210 (b) At any election in any voting precinct in which both receiving and counting judges
- 2211 have been appointed, when at least 20 votes have been cast, the receiving judges shall:
- 2212 (i) close the first ballot box and deliver it to the counting judges; and
- 2213 (ii) prepare and use another ballot box to receive voted ballots.
- 2214 (c) Except as provided in Subsection (2)(f), upon receipt of the ballot box, the counting
- 2215 judges shall:
- 2216 (i) take the ballot box to the counting room;
- 2217 (ii) count the votes on the regular ballots in the ballot box;
- 2218 (iii) place the provisional ballot envelopes in the envelope or container provided for
- 2219 them for return to the election officer; and
- 2220 (iv) when they have finished counting the votes in the ballot box, return the emptied
- 2221 box to the receiving judges.
- 2222 (d)(i) During the course of election day, whenever there are at least 20 ballots
- 2223 contained in a ballot box, the receiving judges shall deliver that ballot box to the
- 2224 counting judges for counting; and
- 2225 (ii) the counting judges shall immediately count the regular ballots and segregate the
- 2226 provisional ballots contained in that box.
- 2227 (e) The counting judges shall continue to exchange the ballot boxes and count ballots
- 2228 until the polls close.
- 2229 ~~[(f)(i) The director of elections within the Office of the Lieutenant Governor shall~~
- 2230 ~~make rules in accordance with Title 63G, Chapter 3, Utah Administrative~~
- 2231 ~~Rulemaking Act, describing the procedures that a counting judge is required to~~
- 2232 ~~follow for counting ballots in an instant runoff voting race under Part 6, Municipal~~
- 2233 ~~Alternate Voting Methods Pilot Project.]~~
- 2234 ~~[(ii) When counting ballots in an instant runoff voting race described in Part 6,~~
- 2235 ~~Municipal Alternate Voting Methods Pilot Project, a counting judge shall comply~~
- 2236 ~~with the procedures established under Subsection (2)(f)(i) and Part 6, Municipal~~
- 2237 ~~Alternate Voting Methods Pilot Project.]~~
- 2238 (3) To resolve questions that arise during the counting of ballots, a counting judge shall

- 2239 apply the standards and requirements of[:] ,
- 2240 [(a)] to the extent applicable, Section 20A-4-105[; and] .
- 2241 [(b) as applicable, for an instant runoff voting race under Part 6, Municipal Alternate
- 2242 Voting Methods Pilot Project, Subsections 20A-4-603(3) through (5).]
- 2243 Section 21. Section **20A-4-102** is amended to read:
- 2244 **20A-4-102 (Effective 01/01/27). Manual ballots cast at a polling place --**
- 2245 **Counting manual ballots at a polling place on day of election after polls close.**
- 2246 (1)(a) This section governs counting manual ballots on the day of an election, if:
- 2247 (i) the ballots are cast at a polling place; and
- 2248 (ii) the ballots are counted at the polling place after the polls close.
- 2249 (b) Except as provided in Subsection (2)[~~or a rule made under Subsection~~
- 2250 ~~20A-4-101(2)(f)(i)]~~, as soon as the polls have been closed and the last qualified voter
- 2251 has voted, the election judges shall count the ballots by performing the tasks
- 2252 specified in this section in the order that they are specified.
- 2253 (c) To resolve questions that arise during the counting of ballots, a counting judge shall
- 2254 apply the standards and requirements of[:] ,
- 2255 [(i)] to the extent applicable, Section 20A-4-105[; and] .
- 2256 [(ii) as applicable, for an instant runoff voting race under Part 6, Municipal Alternate
- 2257 Voting Methods Pilot Project, Subsections 20A-4-603(3) through (5).]
- 2258 (2)(a) First, the election judges shall count the number of ballots in the ballot box.
- 2259 (b)(i) If there are more ballots in the ballot box than there are names entered in the
- 2260 pollbook, the judges shall examine the official endorsements on the ballots.
- 2261 (ii) If, in the unanimous opinion of the judges, any of the ballots do not bear the
- 2262 proper official endorsement, the judges shall put those ballots in an excess ballot
- 2263 file and not count ~~[them]~~ those ballots.
- 2264 (c)(i) If, after examining the official endorsements, there are still more ballots in the
- 2265 ballot box than there are names entered in the pollbook, the judges shall place the
- 2266 remaining ballots back in the ballot box.
- 2267 (ii) One of the judges, without looking, shall draw a number of ballots equal to the
- 2268 excess from the ballot box.
- 2269 (iii) The judges shall put those excess ballots into the excess ballot envelope and not
- 2270 count them.
- 2271 (d) When the ballots in the ballot box equal the number of names entered in the
- 2272 pollbook, the judges shall count the votes.

- 2273 (3) The judges shall:
- 2274 (a) place all unused ballots in the envelope or container provided for return to the county
- 2275 clerk or city recorder; and
- 2276 (b) seal that envelope or container.
- 2277 (4) The judges shall:
- 2278 (a) place all of the provisional ballot envelopes in the envelope provided for them for
- 2279 return to the election officer; and
- 2280 (b) seal that envelope or container.
- 2281 (5)(a) In counting the votes, the election judges shall read and count each ballot
- 2282 separately.
- 2283 (b) In regular primary elections the judges shall:
- 2284 (i) count the number of ballots cast for each party;
- 2285 (ii) place the ballots cast for each party in separate piles; and
- 2286 (iii) count all the ballots for one party before beginning to count the ballots cast for
- 2287 other parties.
- 2288 (6)(a) In all elections, the counting judges shall~~[-, except as provided in Part 6, Municipal~~
- 2289 ~~Alternate Voting Methods Pilot Project, or a rule made under Subsection~~
- 2290 ~~20A-4-101(2)(f)(i)]~~:
- 2291 (i) count one vote for each candidate designated by the marks in the squares next to
- 2292 the candidate's name;
- 2293 (ii) count each vote for each write-in candidate who has qualified by filing a
- 2294 declaration of candidacy under Section 20A-9-601;
- 2295 (iii) read every name marked on the ballot and mark every name upon the tally sheets
- 2296 before another ballot is counted;
- 2297 (iv) evaluate each ballot and each vote based on the standards and requirements of
- 2298 Section 20A-4-105;
- 2299 (v) write the word "spoiled" on the back of each ballot that lacks the official
- 2300 endorsement and deposit it in the spoiled ballot envelope; and
- 2301 (vi) read, count, and record upon the tally sheets the votes that each candidate and
- 2302 ballot proposition received from all ballots, except excess or spoiled ballots.
- 2303 (b) Election judges need not tally write-in votes for fictitious persons, nonpersons, or
- 2304 persons clearly not eligible to qualify for office.
- 2305 (c) The judges shall certify to the accuracy and completeness of the tally list in the space
- 2306 provided on the tally list.

2307 (d) When the judges have counted all of the voted ballots, they shall record the results  
2308 on the total votes cast form.

2309 (7)(a) Except as provided in Subsection (7)(b), only an election judge and a watcher may  
2310 be present at the place where counting is conducted until the count is completed.

2311 (b)(i) An auditor conducting an audit described in Section 36-12-15.2 may be present  
2312 at the place where counting is conducted, regardless of whether the count is  
2313 completed.

2314 (ii) The lieutenant governor may be present at the place where counting is conducted,  
2315 regardless of whether the count is completed.

2316 Section 22. Section **20A-4-102.5** is enacted to read:

2317 **20A-4-102.5 (Effective 01/01/27). Preparing remote ballots returned to a ballot**  
2318 **drop box for counting.**

2319 (1) Before counting remote ballots that are returned to a ballot drop box, the election officer  
2320 shall, for each return envelope returned:

2321 (a) record the voting history for the voter;

2322 (b) verify that the voter has not already voted; and

2323 (c) verify that the voter is registered to vote in the jurisdiction to which the ballot relates.

2324 (2) If an election officer is unable to make the verification described in Subsection (1)(b) or  
2325 (c), the election officer shall:

2326 (a) reject the ballot; and

2327 (b) if possible:

2328 (i) notify the voter that the ballot was rejected and the reason the ballot was rejected;  
2329 and

2330 (ii) if it is not too late for the voter to cast a ballot in a manner permitted by law,  
2331 inform the voter how the voter may vote.

2332 Section 23. Section **20A-4-105** is amended to read:

2333 **20A-4-105 (Effective 01/01/27). Standards and requirements for evaluating**  
2334 **voter's ballot choice.**

2335 (1)(a) An election officer shall ensure that when a question arises regarding a vote  
2336 recorded on a manual ballot, two counting judges jointly adjudicate the ballot, except  
2337 as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot Project, in  
2338 accordance with the requirements of this section.

2339 (b) If the counting judges disagree on the disposition of a vote recorded on a ballot that  
2340 is adjudicated under this section, the counting judges may not count the vote.

- 2341 (c) An election officer shall store adjudicated ballots separately from other ballots to  
2342 enable a court to review the ballots if the election is challenged in court.
- 2343 (2) Except as provided in Subsection (10), [~~Subsection 20A-3a-204(7), or Part 6, Municipal~~  
2344 ~~Alternate Voting Methods Pilot Project,~~] if a voter marks more names than there are  
2345 individuals to be elected to an office, or if the counting judges cannot determine a voter's  
2346 choice for an office, the counting judges may not count the voter's vote for that office.
- 2347 (3) [~~Except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot~~  
2348 ~~Project, the]~~ The counting judges shall count a defective or incomplete mark on a manual  
2349 ballot if:
- 2350 (a) the defective or incomplete mark is in the proper place; and  
2351 (b) there is no other mark or cross on the ballot indicating the voter's intent to vote other  
2352 than as indicated by the incomplete or defective mark.
- 2353 (4) [~~Except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot~~  
2354 ~~Project, the]~~ The counting judges [-] may not reject a ballot marked by the voter because  
2355 of marks on the ballot other than those marks allowed by this section unless the  
2356 extraneous marks on a ballot show an intent by an individual to mark the individual's  
2357 ballot so that the individual's ballot can be identified.
- 2358 (5)(a) In counting the ballots, the counting judges shall give full consideration to the  
2359 intent of the voter.
- 2360 (b) The counting judges may not invalidate a ballot because of mechanical or technical  
2361 defects in voting or failure on the part of the voter to follow strictly the rules for  
2362 balloting required by Chapter 3a, Voting.
- 2363 (6) The counting judges may not reject a ballot because of an error in:
- 2364 (a) stamping or writing an official endorsement; or  
2365 (b) delivering the wrong ballots to a polling place.
- 2366 (7) The counting judges may not count a manual ballot that does not have the official  
2367 endorsement by an election officer.
- 2368 (8) The counting judges may not count a ballot proposition vote or candidate vote for which  
2369 the voter is not legally entitled to vote, as defined in Section 20A-4-107.
- 2370 (9) If the counting judges discover that the name of a candidate is misspelled on a ballot,  
2371 or that the initial letters of a candidate's given name are transposed or omitted in whole  
2372 or in part on a ballot, the counting judges shall count a voter's vote for the candidate if it  
2373 is apparent that the voter intended to vote for the candidate.
- 2374 (10) The counting judges shall count a vote for the president and the vice president of any

2375 political party as a vote for the presidential electors selected by the political party.  
 2376 (11) [~~Except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot~~  
 2377 ~~Project, in~~] In counting the valid write-in votes, if, by casting a valid write-in vote, a  
 2378 voter has cast more votes for an office than that voter is entitled to vote for that office,  
 2379 the counting judges shall count the valid write-in vote as being the obvious intent of the  
 2380 voter.

2381 Section 24. Section **20A-4-304** is amended to read:

2382 **20A-4-304 (Effective 01/01/27). Declaration of results -- Canvassers' report.**

2383 (1)(a) [~~Except as provided in Part 6, Municipal Alternate Voting Methods Pilot Project, a~~]

2384 A board of canvassers shall declare "elected" or "nominated" those persons who:

2385 (i) had the highest number of votes; and

2386 (ii) sought election or nomination to an office completely within the board's  
 2387 jurisdiction.

2388 (b) [~~Except as provided in Part 6, Municipal Alternate Voting Methods Pilot Project, a~~] A

2389 board of canvassers shall declare a "tie vote" if:

2390 (i) two or more candidates for an office receive an equal and the highest number of  
 2391 votes for that office; or

2392 (ii) in a race for an at-large office:

2393 (A) two or more candidates receive an equal number of votes; and

2394 (B) a recount is necessary to determine which candidates are elected to the at-large  
 2395 office.

2396 (c) A board of canvassers shall declare:

2397 (i) "approved" those ballot propositions that:

2398 (A) had more "yes" votes than "no" votes; and

2399 (B) were submitted only to the voters within the board's jurisdiction; or

2400 (ii) "rejected" those ballot propositions that:

2401 (A) had more "no" votes than "yes" votes or an equal number of "no" votes and  
 2402 "yes" votes; and

2403 (B) were submitted only to the voters within the board's jurisdiction.

2404 (d) A board of canvassers shall:

2405 (i) certify the vote totals for candidates and for and against ballot propositions that

2406 were submitted to voters within and beyond the board's jurisdiction and transmit  
 2407 those vote totals to the lieutenant governor; and

2408 (ii) if applicable, certify the results of each special district election to the special

- 2409 district clerk.
- 2410 (2) The election officer shall submit a report to the board of canvassers that includes the
- 2411 following information:
- 2412 (a) a statement of votes cast, disclosing:
- 2413 (i) the total number of votes cast in the board's jurisdiction; and
- 2414 (ii) for each office that appeared on the ballot:
- 2415 (A) the name of each candidate whose name appeared on the ballot; and
- 2416 (B) whether the candidate is an unaffiliated candidate, a valid write-in candidate,
- 2417 or, if the candidate is affiliated with or the nominee of a registered political
- 2418 party, the name of the registered political party;
- 2419 (b) the title of each ballot proposition that appeared on the ballot;
- 2420 (c) the total number of votes given in the board's jurisdiction to each candidate, and for
- 2421 and against each ballot proposition;
- 2422 (d) from each voting precinct:
- 2423 (i) the number of votes for each candidate; and
- 2424 ~~[(ii) for each race conducted by instant runoff voting under Part 6, Municipal~~
- 2425 ~~Alternate Voting Methods Pilot Project, the number of valid votes cast for each~~
- 2426 ~~candidate for each potential ballot-counting phase and the name of the candidate~~
- 2427 ~~excluded in each ballot-counting phase; and]~~
- 2428 ~~[(iii)]~~ (ii) the number of votes for and against each ballot proposition;
- 2429 (e) standardized statistics, on a form provided by the lieutenant governor, disclosing, at a
- 2430 minimum:
- 2431 (i) the number of active voters in the board's jurisdiction as of the Friday before
- 2432 election day;
- 2433 (ii) the number of ballots counted by the election officer that were cast by voters who
- 2434 registered to vote on election day under Section 20A-2-207;
- 2435 (iii) the total number of ballots counted by the election officer;
- 2436 (iv) the quotient of the number described in Subsection (2)(e)(iii) divided by the sum
- 2437 of the numbers described in Subsections (2)(e)(i) and (ii);
- 2438 (v) of the number described in Subsection (2)(e)(iii):
- 2439 (A) the number of provisional ballots cast at a polling place; and
- 2440 (B) the number of ballots cast using a voting method described in Section
- 2441 20A-3a-201;
- 2442 (vi) a reconciliation of the number of ballots the election officer counted and the

- 2443 number of voters given credit for voting in the election;
- 2444 (vii) if there is a difference between the numbers described in Subsection (2)(e)(vi),
- 2445 an explanation for the difference;
- 2446 (viii) the number of provisional ballots that could not legally be counted; and
- 2447 (ix) each of the following:
- 2448 (A) the number of ballots, other than provisional ballots, that were rejected
- 2449 because the ballots could not legally be cured;
- 2450 (B) the number of ballots, other than provisional ballots, that were rejected, could
- 2451 have been cured by the voter, but were not cured;
- 2452 (C) the number of uncounted ballots received after the deadline described in
- 2453 Subsection [~~20A-3a-204(3)~~] 20A-3a-204(5); and
- 2454 (D) the percentage of ballots that were returned as undeliverable;
- 2455 (f) subject to Subsection (3), a cast vote record report that contains only the following
- 2456 information from the election results database:
- 2457 (i) for the jurisdiction administering the election:
- 2458 (A) the title of each ballot proposition appearing on the ballots;
- 2459 (B) a description of each race for federal office, statewide office, state legislative
- 2460 office, state school board office, county office, local school board office, or
- 2461 municipal office appearing on the ballots; and
- 2462 (C) the name of each candidate for an office described in Subsection (2)(f)(i)(B);
- 2463 (ii) the numeric identifier described in Subsection 20A-5-802.5(2)(b);
- 2464 (iii) the vote cast by a voter for:
- 2465 (A) a candidate for an office described in Subsection (2)(f)(i)(B);
- 2466 (B) a valid write-in candidate; and
- 2467 (C) each ballot proposition;
- 2468 (iv) if a voter's vote was not counted, an indication that the vote was not counted
- 2469 because:
- 2470 (A) the voter cast a vote for more than one candidate for a single office; or
- 2471 (B) the voter made more than one selection for a single ballot proposition;
- 2472 (v) if a voter was eligible to cast a vote, but did not cast a vote, an indication that the
- 2473 voter did not cast a vote; and
- 2474 (vi) if a ballot proposition or an office described in Subsection (2)(f)(i)(B) did not
- 2475 appear on the voter's ballot:
- 2476 (A) an indication that the voter was ineligible to cast a vote for the ballot

- 2477 proposition or office; or
- 2478 (B) a blank field or space in the portion of the report representing the ballot
- 2479 proposition or office;
- 2480 (g) other information required by law to be provided to the board of canvassers; and
- 2481 (h) a statement certifying that the information contained in the report is accurate.
- 2482 (3) The cast vote record report described in Subsection (2)(f) may not include:
- 2483 (a) any special district office or special district ballot proposition appearing on a ballot in
- 2484 the jurisdiction administering the election;
- 2485 (b) the vote cast by a voter for a special district office or special district ballot
- 2486 proposition;
- 2487 (c) the voter precinct number associated with a ballot; or
- 2488 (d) information that directly identifies the voter who cast the ballot.
- 2489 (4) For an election in which the election officer does not use automatic tabulating
- 2490 equipment, the election officer shall:
- 2491 (a) review the votes cast on each ballot that is counted;
- 2492 (b) manually compile the information described in Subsection (2)(f) in a file format
- 2493 described in Subsection (8)(c);
- 2494 (c) ensure that the file does not contain the information described in Subsection (3); and
- 2495 (d) include a copy of the file in the board of canvassers' report.
- 2496 (5) The election officer and the board of canvassers shall:
- 2497 (a) review the report to ensure that the report is correct; and
- 2498 (b) sign the report.
- 2499 (6) The election officer shall:
- 2500 (a) record or file the certified report in a book kept for that purpose;
- 2501 (b) prepare and transmit a certificate of nomination or election under the officer's seal to
- 2502 each nominated or elected candidate;
- 2503 (c) publish a copy of the certified report in accordance with Subsection (7); and
- 2504 (d) file a copy of the certified report with the lieutenant governor.
- 2505 (7) Subject to Subsection (8), an election officer shall, no later than three business days
- 2506 after the day on which the board of canvassers declares the election results, publish a
- 2507 notice of the certified report described in Subsection (2) as a class A notice under
- 2508 Section 63G-30-102.
- 2509 (8) The class A notice described in Subsection (7) shall:
- 2510 (a) include the following statement: "The Board of Canvassers for [indicate name of

- 2511 jurisdiction] has prepared a report of the election results for the [indicate type and  
 2512 date of election].";
- 2513 (b) specify the following sources where an individual may view or obtain a copy of the  
 2514 entire certified report:
- 2515 (i) the Utah Public Notice Website;
- 2516 (ii) if the election officer is required to publish the notice on the board's jurisdiction's  
 2517 website under Subsection 63G-30-102(1)(b), the jurisdiction's website;
- 2518 (iii) the physical address for the board's jurisdiction; and
- 2519 (iv) a mailing address and telephone number; and
- 2520 (c) [~~subject to Subsection (9),~~]for the website posting described in Subsections  
 2521 63G-30-102(1)(a) and (b), include a copy of the certified report in the following file  
 2522 formats:
- 2523 (i) except for the cast vote record report described in Subsection (2)(f), a PDF or  
 2524 similar file; and
- 2525 (ii) for the cast vote record report described in Subsection (2)(f), one or more  
 2526 spreadsheets, Comma Separated Values files, or another common type of  
 2527 delimited or fixed-width files.
- 2528 [~~(9) An election officer may post the information required to be included in the cast vote  
 2529 record report described in Subsection (2)(f) as a text-based file that represents structured  
 2530 information through key value pairs and ordered collections of data in lieu of including  
 2531 that information in a file described in Subsection (8)(c)(ii) if:]~~
- 2532 [~~(a) the race for elective office was conducted using instant runoff voting under Chapter  
 2533 4, Part 6, Municipal Alternate Voting Methods Pilot Project; and]~~
- 2534 [~~(b) the tabulating equipment does not produce a file described in Subsection (8)(c)(ii)  
 2535 that accurately records all the preferences cast by a voter on the voter's ballot.]~~
- 2536 [(40)] (9) An election officer shall publish the class A notice described in Subsection (7) for  
 2537 the following time periods:
- 2538 (a) in relation to posting the notice on the Utah Public Notice Website under Subsection  
 2539 63G-30-102(1)(a), indefinitely;
- 2540 (b) in relation to posting the notice on the election officer's jurisdiction's website under  
 2541 Subsection 63G-30-102(1)(b), for at least 180 calendar days after the day of the  
 2542 deadline described in Subsection (7); and
- 2543 (c) in relation to posting the notice in a physical location under Subsection  
 2544 63G-30-102(1)(c), for at least seven calendar days after the day of the deadline

2545 described in Subsection (7).

2546 [~~(11)~~] (10) An election officer:

2547 (a) shall ensure that an individual may obtain a copy of the certified report in a file  
2548 format described in~~[:]~~

2549 [~~(i)~~] Subsection (8)(c); and

2550 [~~(ii) if applicable, Subsection (9); and]~~

2551 (b) may make the certified report available in any computer-readable format that the  
2552 election officer determines is helpful to members of the public.

2553 [~~(12)~~] (11) When there has been a regular general or a statewide special election for  
2554 statewide officers, for officers that appear on the ballot in more than one county, or for a  
2555 statewide or two or more county ballot proposition, each board of canvassers shall,  
2556 immediately upon adjournment of the board, transmit to the lieutenant governor a report  
2557 detailing the number of votes for each candidate and the number of votes for and against  
2558 each ballot proposition.

2559 [~~(13)~~] (12) In each county election, municipal election, school election, special district  
2560 election, and local special election, the election officer shall transmit the reports to the  
2561 lieutenant governor within 14 calendar days after the date of the election.

2562 [~~(14)~~] (13) In a regular primary election and in a presidential primary election, the board of  
2563 canvassers shall, immediately upon adjournment of the board, transmit to the lieutenant  
2564 governor:

2565 (a) the county totals for multi-county races; and

2566 (b) a complete tabulation showing voting totals for all primary races, precinct by  
2567 precinct.

2568 Section 25. Section **20A-4-401** is amended to read:

2569 **20A-4-401 (Effective 01/01/27). Recounts -- Procedure.**

2570 [~~(1) This section does not apply to a race conducted by instant runoff voting under Part 6,~~  
2571 ~~Municipal Alternate Voting Methods Pilot Project.]~~

2572 [~~(2)~~] (1) The election officer shall conduct a recount of votes cast in a race if:

2573 (a) two or more candidates for an office receive an equal and the highest number of  
2574 votes for that office; or

2575 (b) in a race for an at-large office, two or more candidates receive an equal number of  
2576 votes and at least one of the candidates must be eliminated to determine which  
2577 candidates are elected.

2578 [~~(3)~~] (2)(a) Except as provided in Subsection [~~(2) or (3)(b)~~] (1) or (2)(b), for a race

- 2579 between candidates, if the difference between the number of votes cast for a winning  
2580 candidate in the race and a losing candidate in the race is equal to or less than .25%  
2581 of the total number of votes cast for all candidates in the race, the losing candidate  
2582 may file a request for a recount in accordance with Subsection [~~(4)~~] (3).
- 2583 (b) Except as provided in Subsection [~~(2)~~] (1), for a race between candidates where the  
2584 total of all votes cast in the race is 400 or less, if the difference between the number  
2585 of votes cast for a winning candidate in the race and a losing candidate in the race is  
2586 one vote, the losing candidate may file a request for a recount in accordance with  
2587 Subsection [~~(4)~~] (3).
- 2588 [~~(4)~~] (3) A losing candidate who files a request for a recount under Subsection [~~(3)(a) or (b)~~]  
2589 (2)(a) or (b) shall file the request:
- 2590 (a) for a municipal primary election, with the municipal clerk, no later than 5 p.m. on the  
2591 first business day that is at least three calendar days after the day on which the  
2592 canvass is completed; or
- 2593 (b) for all other elections, no later than 5 p.m. on the first business day that is at least  
2594 three calendar days after the day on which the canvass is completed, with:
- 2595 (i) the municipal clerk, if the election is a municipal general election;  
2596 (ii) the special district clerk, if the election is a special district election;  
2597 (iii) the county clerk, for a race voted on entirely within a single county; or  
2598 (iv) the lieutenant governor, for a statewide race or multi-county race.
- 2599 [~~(5)~~] (4)(a) The election officer shall conduct the recount:
- 2600 (i) for a race described in Subsection [~~(2)~~] (1), no later than 10 calendar days after the  
2601 day on which the board of canvassers certifies the vote totals; or
- 2602 (ii) for a race described in Subsection [~~(3)~~] (2), no later than seven calendar days after  
2603 the day on which the losing candidate requests the recount.
- 2604 (b) In conducting the recount, the election officer shall:
- 2605 (i) supervise the recount;
- 2606 (ii) recount all ballots cast in the race;
- 2607 (iii) reexamine all uncounted ballots to ensure compliance with Chapter 3a, Part 4,  
2608 Disposition of Ballots; and
- 2609 (iv)(A) for a race between candidates for a single office, declare elected the  
2610 candidate who receives the highest number of votes on the recount;
- 2611 (B) for a race for an at-large office, declare elected the candidate who receives the  
2612 highest number of votes on the recount, until all offices are filled by the

- 2613 candidates who received the highest number of votes;
- 2614 (C) for a race described in Subsection [~~(5)(b)(iv)(A)~~] (4)(b)(iv)(A) in which two or
- 2615 more candidates receive an equal and the highest number of votes, declare a tie
- 2616 vote; or
- 2617 (D) for a race described in Subsection [~~(5)(b)(iv)(B)~~] (4)(b)(iv)(B) in which two or
- 2618 more candidates receive an equal number of votes, declare a tie vote if the
- 2619 selection of the winning candidate by lot under Section 20A-1-304 is necessary
- 2620 to determine which candidate is elected to the at-large office.
- 2621 [~~(6)~~] (5) The cost of a recount under Subsection [~~(5)~~] (4) shall be paid by:
- 2622 (a) for a statewide race or multi-county race, the state; or
- 2623 (b) for all other races:
- 2624 (i) the political subdivision that conducts the election; or
- 2625 (ii) the political subdivision that enters into a contract or interlocal agreement under
- 2626 Title 11, Chapter 13, Interlocal Cooperation Act, with a provider election officer
- 2627 to conduct the election.
- 2628 [~~(7)~~] (6)(a) Except as provided in Subsection [~~(7)(b)~~] (6)(b), for a ballot proposition or a
- 2629 bond proposition, if the proposition passes or fails by a margin that is equal to or less
- 2630 than .25% of the total votes cast for or against the proposition, any 10 voters who
- 2631 voted in the election where the proposition was on the ballot may file a request for a
- 2632 recount no later than 5 p.m. on the first business day that is at least seven calendar
- 2633 days after the day of the canvass with the person described in Subsection [~~(8)~~] (7).
- 2634 (b) For a ballot proposition or a bond proposition where the total of all votes cast for or
- 2635 against the proposition is 400 or less, if the difference between the number of votes
- 2636 cast for the proposition and the number of votes cast against the proposition is one
- 2637 vote, any 10 voters who voted in the election where the proposition was on the ballot
- 2638 may file a request for a recount no later than 5 p.m. on the first business day that is at
- 2639 least seven calendar days after the day of the canvass with the person described in
- 2640 Subsection [~~(8)~~] (7).
- 2641 [~~(8)~~] (7) The 10 voters who file a request for a recount under Subsection [~~(7)(a) or (b)~~] (6)(a)
- 2642 or (b) shall file the request with:
- 2643 (a) the municipal clerk, if the election is a municipal election;
- 2644 (b) the special district clerk, if the election is a special district election;
- 2645 (c) the county clerk, for a proposition voted on entirely within a single county; or
- 2646 (d) the lieutenant governor, for a statewide proposition or multi-county proposition.

- 2647 [(9)] (8)(a) In conducting the recount, the election officer shall:
- 2648 (i) supervise the recount;
- 2649 (ii) recount all ballots cast for the ballot proposition or bond proposition;
- 2650 (iii) reexamine all uncounted ballots to ensure compliance with Chapter 3a, Part 4,
- 2651 Disposition of Ballots; and
- 2652 (iv) declare the ballot proposition or bond proposition to have "passed" or "failed"
- 2653 based upon the results of the recount.
- 2654 (b) Proponents and opponents of the ballot proposition or bond proposition may
- 2655 designate representatives to witness the recount.
- 2656 [(10)] (9) The voters requesting a recount under Subsection [(7)(a) or (b)] (6)(a) or (b) shall
- 2657 pay the costs of the recount.
- 2658 [(11)] (10)(a) Upon completing a recount described in Subsection [(5) or (9)] (4) or (8),
- 2659 the election officer shall immediately convene the board of canvassers.
- 2660 (b) The board of canvassers shall:
- 2661 (i) canvass the election returns for the race or proposition that was the subject of the
- 2662 recount; and
- 2663 (ii) with the assistance of the election officer, prepare and sign the report required by
- 2664 Section 20A-4-304 or 20A-4-306.
- 2665 (c) If the recount is for a statewide race, multi-county race, or a statewide proposition,
- 2666 the board of county canvassers shall prepare and transmit a separate report to the
- 2667 lieutenant governor as required by Subsection [20A-4-304(12)] 20A-4-304(11).
- 2668 (d) The canvassers' report prepared as provided in this Subsection [(11)] (10) is the
- 2669 official result of the race or proposition that is the subject of the recount.
- 2670 Section 26. Section **20A-5-102** is amended to read:
- 2671 **20A-5-102 (Effective 01/01/27). Voting instructions.**
- 2672 (1) Each election officer shall:
- 2673 (a) print instructions for voters;
- 2674 (b) ensure that the instructions are printed in English, and any other language required
- 2675 under the Voting Rights Act of 1965, as amended, in large clear type; and
- 2676 (c) ensure that the instructions inform voters:
- 2677 (i) about how to obtain, and how to return, ballots for voting;
- 2678 (ii) about special political party affiliation requirements for voting in a regular
- 2679 primary election or presidential primary election;
- 2680 (iii) about how to prepare ballots cast at a polling place for deposit in the ballot box;

- 2681 (iv) about how to prepare a [mailed] remote ballot for return;
- 2682 (v) about how to record write-in votes;
- 2683 (vi) about how to obtain a new ballot in the place of one spoiled by accident or
- 2684 mistake;
- 2685 (vii) about how to obtain assistance in marking ballots;
- 2686 (viii) about obtaining a new ballot if the voter's ballot is defaced;
- 2687 (ix) that identification marks or the spoiling or defacing of a ballot will make it
- 2688 invalid;
- 2689 (x) about how to obtain and vote a provisional ballot;
- 2690 (xi) about whom to contact to report election fraud;
- 2691 (xii) about applicable federal and state laws regarding:
- 2692 (A) voting rights and the appropriate official to contact if the voter alleges that the
- 2693 voter's rights have been violated; and
- 2694 (B) prohibitions on acts of fraud and misrepresentation;
- 2695 (xiii) about procedures governing mail-in registrants and first-time voters; and
- 2696 (xiv) about the date of the election and the hours that the polls are open on election
- 2697 day.

2698 (2) Each election officer shall:

- 2699 (a) provide the election judges of each voting precinct with sufficient instruction cards to
- 2700 instruct voters in the preparation of the voters' ballots; and
- 2701 (b) direct the election judges to post:
- 2702 (i) general voting instructions in each voting booth;
- 2703 (ii) at least three instruction cards at other locations in [the] a polling place; and
- 2704 (iii) at least one sample ballot at [the] a polling place.

2705 Section 27. Section **20A-5-403.5** is amended to read:

2706 **20A-5-403.5 (Effective 01/01/27). Ballot drop boxes -- Number, location, hours,**

2707 **and method of operation -- Notice.**

2708 [~~(1) An election officer:~~]

- 2709 [~~(a) shall designate at least one ballot drop box in each municipality and reservation~~
- 2710 ~~located in the jurisdiction to which the election relates;]~~
- 2711 [~~(b) may designate additional ballot drop boxes for the election officer's jurisdiction;]~~
- 2712 [~~(c) shall clearly mark each ballot drop box as an official ballot drop box for the election~~
- 2713 ~~officer's jurisdiction;]~~
- 2714 [~~(d) shall provide 24-hour recorded video surveillance, without audio, of each~~

- 2715 unattended ballot drop box;]
- 2716 [(e) shall post a sign on or near each unattended ballot drop box indicating that the ballot
- 2717 drop box is under 24-hour video surveillance; and]
- 2718 [(f) shall ensure that a camera, a video, or a recording of a video described in Subsection
- 2719 (1)(d) may only be accessed by:]
- 2720 [(i) the election officer;]
- 2721 [(ii) a custodian of the camera, video, or recording;]
- 2722 [(iii) the lieutenant governor;]
- 2723 [(iv) the legislative auditor general, when performing an audit;]
- 2724 [(v) a court of competent jurisdiction, by or pursuant to an order of the court;]
- 2725 [(vi) a registered voter who claims to have cast a ballot at an unattended ballot drop
- 2726 box, if the election officer informs the voter that the election officer never
- 2727 received the voter's ballot; or]
- 2728 [(vii) subject to Subsection (2)(b), and except as provided in Subsection (2)(c):]
- 2729 [(A) a candidate for an office that appears on a ballot, or an individual
- 2730 representing the candidate's campaign;]
- 2731 [(B) for a federal, statewide, or multicounty race, the chair of the state political
- 2732 party whose member is a candidate described in Subsection (1)(f)(vii)(A);]
- 2733 [(C) for a race where the officeholder is selected by voters entirely within one
- 2734 county, the chair of the county political party whose member is a candidate
- 2735 described in Subsection (1)(f)(vii)(A); or]
- 2736 [(D) the designee of a political party chair described in Subsection (1)(f)(vii)(B) or
- 2737 (C).]
- 2738 [(2)(a) An individual may not view a video, or a recording of a video, described in
- 2739 Subsection (1)(d), unless the individual:]
- 2740 [(i) is an individual described in Subsection (1)(f); and]
- 2741 [(ii) views the video to the extent necessary to:]
- 2742 [(A) ensure compliance with Subsection (1)(d), (1)(f), or (3); or]
- 2743 [(B) investigate a concern relating to ballots or the ballot box.]
- 2744 [(b) If an individual described in Subsection (1)(f)(vii) seeks to view a video recording
- 2745 described in Subsection (1)(d), the election officer may require the individual to view
- 2746 the video recording at the election officer's office during regular business hours.]
- 2747 [(c) An individual described in Subsection (1)(f)(vii) may not view a video recording
- 2748 described in Subsection (1)(d) after the time period for contesting the election to

- 2749 which the video recording relates ends.]
- 2750 [~~(3) The election officer, or the custodian of the recording:~~]
- 2751 [~~(a) shall keep a recording described in Subsection (1)(d) until at least the later of:~~]
- 2752 [~~(i) the last day of the calendar year in which the election was held; or]~~
- 2753 [~~(ii) if the election is contested, when the contest is resolved; and]~~
- 2754 [~~(b) may keep the video recording described in Subsection (1)(d) indefinitely.]~~
- 2755 (1) For a regular election, an election officer shall, in each county:
- 2756 (a) during the days and times described in Subsection (3)(a):
- 2757 (i) if less than 30,000 active registered voters reside in the county, operate within the
- 2758 county at least one ballot drop box; or
- 2759 (ii) if at least 30,000 active registered voters reside in the county, operate within the
- 2760 county at least two ballot drop boxes, plus one additional ballot drop box for each
- 2761 30,000 active registered voters above 30,000 active registered voters who reside in
- 2762 the county;
- 2763 (b) during the days and times described in Subsection (3)(b):
- 2764 (i) if less than 10,000 active registered voters reside in the county, operate within the
- 2765 county at least one ballot drop box; or
- 2766 (ii) if at least 10,000 active registered voters reside in the county, operate within the
- 2767 county at least two ballot drop boxes, plus one additional ballot drop box for each
- 2768 10,000 active registered voters above 10,000 active registered voters who reside in
- 2769 the county;
- 2770 (c) during the days and times described in Subsections (3)(a) and (b), in addition to the
- 2771 ballot drop boxes required under Subsections (1)(a) and (b), operate at least one
- 2772 ballot drop box in each reservation that is, in whole or in part, within the county; and
- 2773 (d) if two or more ballot drop boxes are operating in a county, disburse the ballot drop
- 2774 boxes in different locations throughout the county.
- 2775 (2) For a municipal election, an election officer shall, in each municipality:
- 2776 (a) during the days and times described in Subsection (3)(a):
- 2777 (i) if less than 30,000 active registered voters reside in the municipality, operate
- 2778 within the municipality at least one ballot drop box; or
- 2779 (ii) if at least 30,000 active registered voters reside in the municipality, operate within
- 2780 the municipality at least two ballot drop boxes, plus one additional ballot drop box
- 2781 for each 30,000 active registered voters above 30,000 active registered voters who
- 2782 reside in the municipality;

- 2783 (b) during the days and times described in Subsection (3)(b):  
2784 (i) if less than 10,000 active registered voters reside in the municipality, operate  
2785 within the municipality at least one ballot drop box; or  
2786 (ii) if at least 10,000 active registered voters reside in the municipality, operate within  
2787 the municipality at least two ballot drop boxes, plus one additional ballot drop box  
2788 for each 10,000 active registered voters above 10,000 active registered voters who  
2789 reside in the municipality; and
- 2790 (c) if two or more ballot drop boxes are operating in a municipality, disburse the ballot  
2791 drop boxes in different locations throughout the municipality.
- 2792 (3) An election officer shall:
- 2793 (a) operate all ballot drop boxes described in Subsection (1)(a), (1)(c), or (2)(a) during at  
2794 least the following hours, on at least the following days:
- 2795 (i) on the Monday that is eight calendar days before the day of the election, beginning  
2796 at noon and ending at 8 p.m.;
- 2797 (ii) on the Tuesday that is seven calendar days before the day of the election,  
2798 beginning at 7 a.m. and ending at 3 p.m.;
- 2799 (iii) on the Wednesday before the day of the election, beginning at noon and ending  
2800 at 8 p.m.;
- 2801 (iv) on the Thursday before the day of the election, beginning at 7 a.m. and ending at  
2802 3 p.m.;
- 2803 (v) on the Friday before the day of the election, beginning at noon and ending at 8  
2804 p.m.; and
- 2805 (vi) on the Saturday before the day of the election, beginning at 7 a.m. and ending at  
2806 8 p.m.;
- 2807 (b) operate all ballot drop boxes described in Subsection (1)(b), (1)(c), or (2)(b) on the  
2808 day before the day of the election and on the day of the election, beginning at 7 a.m.  
2809 and ending at 8 p.m.;
- 2810 (c) operate ballot drop boxes, in addition to the ballot drop boxes required under  
2811 Subsection (1) or (2), as needed to avoid long lines at a ballot drop box or at a polling  
2812 place;
- 2813 (d) clearly mark a ballot drop box as an official ballot drop box for the election officer's  
2814 jurisdiction;
- 2815 (e) secure the ballot drop box in a manner that a ballot cannot be placed in the ballot  
2816 drop box while the ballot drop box is unattended;

- 2817 (f) operate the ballot drop box, in accordance with Section 20A-3a-203.5, with at least  
 2818 two poll workers present at all times;
- 2819 (g) ensure that, before poll workers leave the ballot drop box for the day, the poll  
 2820 workers:
- 2821 (i) remove all ballots from the ballot drop box for delivery to the election officer;  
 2822 (ii) verify that the ballot drop box is empty; and  
 2823 (iii) secure the ballot drop box in a manner that a ballot cannot be placed in the ballot  
 2824 drop box until the ballot drop box again opens for operation; and
- 2825 (h) ensure that each day, before the ballot drop box opens for operation, the poll workers:
- 2826 (i) inspect the ballot drop box to verify that the ballot drop box is empty; and  
 2827 (ii) if any ballots or other items are discovered in the ballot drop box, empty the  
 2828 ballot drop box and secure any ballots found in the ballot drop box in a separate  
 2829 container for delivery to the election officer.
- 2830 (4)(a) An individual may not return a remote ballot to a ballot drop box, unless at least  
 2831 two poll workers are present to accept the remote ballot in accordance with Section  
 2832 20A-3a-203.5.
- 2833 (b) Only a poll worker may deposit a remote ballot into a ballot drop box, and only after  
 2834 a voter submits the remote ballot, sealed in a return envelope, to the poll worker at  
 2835 the ballot drop box in accordance with the requirements of Section 20A-3a-203.5.
- 2836 [~~4~~] (5) Except as provided in Subsection (6), Subsection (8), or Section 20A-1-308[~~or~~  
 2837 Subsection (7), the] , an election officer shall, at least 28 calendar days before the date of  
 2838 the election, provide notice of the location of each ballot drop box [~~designated under~~  
 2839 Subsection (1),] that the election officer will operate for the election, and the dates and  
 2840 hours that poll workers will be present to accept remote ballots, by publishing notice for  
 2841 the jurisdiction holding the election, as a class A notice under Section 63G-30-102, for  
 2842 at least 28 calendar days before the day of the election.
- 2843 [~~5~~] (6) Instead of including the location and the dates and hours of operation of ballot drop  
 2844 boxes, a notice required under Subsection [~~4~~] (5) may specify the following sources  
 2845 where a voter may view or obtain a copy of all ballot drop box locations and the dates  
 2846 and hours of operation:
- 2847 (a) the jurisdiction's website;  
 2848 (b) the physical address of the jurisdiction's offices; and  
 2849 (c) a mailing address and telephone number.
- 2850 [~~6~~] (7) The election officer shall include in the notice described in Subsection [~~4~~] (5):

2851 (a) the address of the Statewide Electronic Voter Information Website and, if available,  
 2852 the address of the election officer's website, with a statement indicating that the  
 2853 election officer will post on the website the location and the dates and hours of  
 2854 operation of each ballot drop box, including any changes to the location of a ballot  
 2855 drop box and the location of additional ballot drop boxes; and

2856 (b) a phone number that a voter may call to obtain information regarding the location  
 2857 and the dates and hours of operation of a ballot drop box.

2858 [(7)] (8)(a) Except as provided in Section 20A-1-308, the election officer may, after the  
 2859 deadline described in Subsection [(4)] (5):

2860 (i) if necessary, change the location of a ballot drop box; or

2861 (ii) if the election officer determines that the number of ballot drop boxes is  
 2862 insufficient due to the number of registered voters who are voting, designate  
 2863 additional ballot drop boxes.

2864 (b) Except as provided in Section 20A-1-308, if an election officer [~~changes the location~~  
 2865 ~~of a ballot box or designates an additional ballot drop box location~~] takes an action  
 2866 described in Subsection (8)(a), the election officer shall, as soon as is reasonably  
 2867 possible, give notice of the [~~changed ballot drop box location or the additional ballot~~  
 2868 ~~drop box location~~] action:

2869 (i) to the lieutenant governor, for posting on the Statewide Voter Information  
 2870 Website;

2871 (ii) by posting the information on the website of the election officer, if available; and

2872 (iii) by posting notice:

2873 (A) for a change in the location of a ballot drop box, at the new location and, if  
 2874 possible, the old location; and

2875 (B) for an additional ballot drop box location, at the additional ballot drop box  
 2876 location.

2877 [(8)] (9) An election officer may, at any time, authorize two or more poll workers to remove  
 2878 a ballot drop box from a location, or to remove ballots from a ballot drop box for  
 2879 processing.

2880 [(9)] (10)(a) At least two poll workers must be present when a poll worker collects  
 2881 ballots from a ballot drop box and delivers the ballots to the location where the  
 2882 ballots will be opened and counted.

2883 (b) An election officer shall ensure that the chain of custody of ballots placed in a ballot  
 2884 box are recorded and tracked from the time the ballots are removed from the ballot

2885 box until the ballots are delivered to the location where the ballots will be opened and  
2886 counted.

2887 (c) An election officer shall ensure that a voter who is, at the scheduled closing time for  
2888 the day, in line at a ballot drop box that is attended by poll workers, with a sealed  
2889 return envelope containing a remote ballot in the voter's possession, permitted to  
2890 deliver the return envelope to a poll worker for placement in the ballot drop box after  
2891 the voter complies with Section 20A-3a-203.5.

2892 (11) In addition to the days and times required under Subsection (1) or (2), an election  
2893 officer may, in accordance with the requirements described in this section for operating  
2894 a ballot drop box, operate a ballot drop box:

2895 (a) at any time, and on any day, beginning on the Saturday that is 10 calendar days  
2896 before the day of the election, through the end of the day before the day of the  
2897 election; or

2898 (b) before 8 a.m. on the day of the election.

2899 Section 28. Section **20A-5-407** is amended to read:

2900 **20A-5-407 (Effective 01/01/27). Election officer to provide ballot boxes.**

2901 (1) Except as provided in Subsection (3), an election officer shall, at a polling place:

2902 (a) provide one ballot box with a lock and key for each polling place; and

2903 (b) deliver the ballot boxes, locks, and keys to the polling place before the polls open.

2904 (2) An election officer for a municipality or special district may obtain ballot boxes from  
2905 the county clerk's office.

2906 (3) If locks and keys are unavailable, the election officer shall ensure that the ballot box lid  
2907 is secured by tape.

2908 Section 29. Section **20A-6-105** is amended to read:

2909 **20A-6-105 (Effective 01/01/27). Provisional ballot envelopes.**

2910 (1) Each election officer shall ensure that provisional ballot envelopes are printed in  
2911 substantially the following form:

2912 (a) the envelope shall include the following statement:

2913 "AFFIRMATION

2914 Are you a citizen of the United States of America? Yes No

2915 Will you be 18 years old on or before election day? Yes No

2916 If you checked "no" in response to either of the two above questions, do not complete  
2917 this form.

2918 Name of Voter \_\_\_\_\_

2919 First Middle Last

2920 Driver License or Identification Card Number \_\_\_\_\_

2921 State of Issuance of Driver License or Identification Card Number \_\_\_\_\_

2922 Date of Birth \_\_\_\_\_

2923 Street Address of Principal Place of Residence

2924 \_\_\_\_\_

2925 City County State Zip Code

2926 Telephone Number (optional) \_\_\_\_\_

2927 Email Address (optional) \_\_\_\_\_

2928 Last four digits of Social Security Number \_\_\_\_\_

2929 Last former address at which I was registered to vote (if known)

2930 \_\_\_\_\_

2931 City County State Zip Code

2932 Voting Precinct (if known) \_\_\_\_\_

2933 I, (please print your full name) \_\_\_\_\_ do solemnly swear or

2934 affirm:

2935 That I am eligible to vote in this election; that I have not voted in this election in any  
2936 other precinct; that I am eligible to vote in this precinct; and that I request that I be permitted  
2937 to vote in this precinct; and

2938 Subject to penalty of law for false statements, that the information contained in this form  
2939 is true, and that I am a citizen of the United States and a resident of Utah, residing at the above  
2940 address; and that I am at least 18 years old and have resided in Utah for the 30 calendar days  
2941 immediately before this election.

2942 Signed  
2943 \_\_\_\_\_

2944 Dated  
2945 \_\_\_\_\_

2946 In accordance with Section 20A-3a-506, wilfully providing false information above is a  
2947 class B misdemeanor under Utah law and is punishable by imprisonment and by fine.

2948 PRIVACY INFORMATION

2949 Voter registration records contain some information that is available to the public, such  
2950 as your name and address, some information that is available only to government entities, and  
2951 some information that is available only to certain third parties in accordance with the  
2952 requirements of law.

2953 Your driver license number, identification card number, social security number, email  
2954 address, full date of birth, and phone number are available only to government entities. Your  
2955 year of birth is available to political parties, candidates for public office, certain third parties,  
2956 and their contractors, employees, and volunteers, in accordance with the requirements of law.

2957 You may request that all information on your voter registration records be withheld from  
2958 all persons other than government entities, political parties, candidates for public office, and  
2959 their contractors, employees, and volunteers, by indicating here:

2960 \_\_\_\_\_ Yes, I request that all information on my voter registration records be withheld  
2961 from all persons other than government entities, political parties, candidates for public office,  
2962 and their contractors, employees, and volunteers.

### 2963 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

2964 In addition to the protections provided above, you may request that identifying  
2965 information on your voter registration records be withheld from all political parties, candidates  
2966 for public office, and their contractors, employees, and volunteers, by submitting a  
2967 withholding request form, and any required verification, as described in the following  
2968 paragraphs.

2969 A person may request that identifying information on the person's voter registration  
2970 records be withheld from all political parties, candidates for public office, and their  
2971 contractors, employees, and volunteers, by submitting a withholding request form with this  
2972 registration record, or to the lieutenant governor or a county clerk, if the person is or is likely  
2973 to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating  
2974 violence.

2975 A person may request that identifying information on the person's voter registration  
2976 records be withheld from all political parties, candidates for public office, and their  
2977 contractors, employees, and volunteers, by submitting a withholding request form and any  
2978 required verification with this registration form, or to the lieutenant governor or a county clerk,  
2979 if the person is, or resides with a person who is, a law enforcement officer, a member of the  
2980 armed forces, a public figure, or protected by a protective order or a protection order.

### 2981 CITIZENSHIP AFFIDAVIT

2982 Name:

2983 Name at birth, if different:

2984 Place of birth:

2985 Date of birth:

2986 Date and place of naturalization (if applicable):

2987 I hereby swear and affirm, under penalties for voting fraud set forth below, that I am a  
 2988 citizen and that to the best of my knowledge and belief the information above is true and  
 2989 correct.

2990

2991

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

2992

In accordance with Section 20A-2-401, the penalty for willfully causing, procuring, or  
 2993 allowing yourself to be registered to vote if you know you are not entitled to register to vote is  
 2994 up to one year in jail and a fine of up to \$2,500.";

2995

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

2996

"BALLOT NOTIFICATIONS

2997

Do you consent to receive communications about the status of your ballot and other official  
 2998 communications, by text, at the phone number you provided above? Yes No

2999

"; and

3000

(c) [~~no later than November 5, 2025,~~] after the statement described in Subsection (1)(b), the  
 3001 following:

3002

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

3003

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

3004

~~\_\_\_\_\_ Mail a ballot to me.]~~

3005

~~\_\_\_\_\_ Do not mail a ballot to me. I will obtain a ballot at a polling place and vote in person.~~

3006

~~\_\_\_\_\_ Mail a ballot to me. After receiving a ballot by mail (choose one):~~

3007

~~\_\_\_\_\_ I will return the ballot to a polling place or a ballot drop box.~~

3008

~~\_\_\_\_\_ I will return the ballot by mail (Warning: If you return a ballot by mail, there  
 3009 is a risk that the ballot may arrive too late to be counted)."~~

3010

(2) The provisional ballot envelope shall include:

3011

(a) a unique number;

3012

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

3013

(c) a telephone number, internet address, or other indicator of a means, in accordance

3014

with Section 20A-6-105.5, where the voter can find out if the provisional ballot was

3015

counted; and

3016

(d) an insert containing written instructions on how a voter may sign up to receive ballot  
 3017 status notifications via the ballot tracking system described in Section 20A-3a-401.5.

3018

Section 30. Section **20A-11-1002** is amended to read:

3019

**20A-11-1002 (Effective 01/01/27). Retention and public inspection of financial**

3020

**statements -- Written complaint if statement is false or unlawful -- Redaction of certain**

3021 **information -- Penalties for unlawful disclosure.**

- 3022 (1) The chief election officer shall:
- 3023 (a) make each financial statement required by this chapter or Chapter 12, Part 2, Judicial
- 3024 Retention Elections:
- 3025 (i) open to public inspection in the office of the chief election officer; and
- 3026 (ii) available for viewing on the [~~Internet~~] internet in accordance with Section
- 3027 20A-11-103;
- 3028 (b) preserve those statements for at least five years; and
- 3029 (c) provide certified copies of the financial statements in the same manner as for other
- 3030 public records.
- 3031 (2) Any candidate or voter may file a written complaint with the chief election officer
- 3032 alleging that a filed financial statement does not conform to law or to the truth.
- 3033 (3)(a) As used in this Subsection (3), "required report" means a report, a financial
- 3034 statement, or any other type of statement or disclosure that a person is required to
- 3035 make under this chapter or Chapter 12, Part 2, Judicial Retention Elections.
- 3036 (b) Before posting or otherwise publicly disclosing a required report, the lieutenant
- 3037 governor shall redact from the report the following information relating to each
- 3038 individual referenced in the report:
- 3039 (i) the phone number of the individual; and
- 3040 (ii) the street number and street name in the address of the individual.
- 3041 (c) The information required to be redacted under Subsection (3)(b) is not a record under
- 3042 Title 63G, Chapter 2, Government Records Access and Management Act.
- 3043 (d) It is unlawful to publicly disclose the information required to be redacted under
- 3044 Subsection (3)(b).
- 3045 (e) A government officer or employee who knowingly violates Subsection (3)(d) is
- 3046 guilty of a class B misdemeanor.
- 3047 Section 31. Section **36-12-15.2** is amended to read:
- 3048 **36-12-15.2 (Effective 01/01/27). Elections audit.**
- 3049 (1) As used in this section, "office" means the Office of the Legislative Auditor General.
- 3050 (2) In addition to other audits performed by the office, the office shall, [~~each~~
- 3051 ~~even-numbered year,~~]in accordance with this section and under the direction of the
- 3052 Legislative Audit Subcommittee, conduct a comprehensive performance audit of the
- 3053 state's election system and controls[.]:
- 3054 (a) each even-numbered year; and

- 3055 (b) at any other time, as directed by the Legislative Audit Subcommittee.
- 3056 (3) The audit may include the entire election process for the elections held in an  
3057 even-numbered year, including:
- 3058 (a) procedures and practices that occur before or after the beginning of the year to  
3059 prepare for the elections; and
- 3060 (b) procedures, practices, and standards relating to:
- 3061 (i) voter registration;
- 3062 (ii) candidate filing and selection;
- 3063 (iii) the preparation, printing, distribution, handling, examining, counting, and all  
3064 other handling of ballots; and
- 3065 (iv) the entire election process, including the regular primary election, the regular  
3066 general election, and the determination of election results.
- 3067 (4) The audit extends to the functions of all persons involved in the election process,  
3068 including the Office of the Lieutenant Governor, each county clerk's office, and each  
3069 board of canvassers.
- 3070 (5) At a minimum, the office shall conduct a survey to audit the work of the Office of the  
3071 Lieutenant Governor and each county election office.
- 3072 (6) Based on the results of the survey described in Subsection (5), the office shall conduct a  
3073 more comprehensive audit of the jurisdictions or practices that, in the opinion of the  
3074 office, present the highest risk.
- 3075 (7) In addition to auditing the jurisdictions and practices described in Subsection (6), the  
3076 office may audit any other jurisdictions or entities, or any practices or procedures, that  
3077 the office determines necessary to ensure the success of a comprehensive performance  
3078 audit of the election system.
- 3079 (8) To conduct an audit described in this section, the office has the full authority described  
3080 in Section 36-12-15, including:
- 3081 (a) full access to closely observe, examine, and copy all records, documents, recordings,  
3082 and other information the office determines to be useful in conducting an audit  
3083 described in this section;
- 3084 (b) full access to closely observe, examine, and copy ballots, ballot envelopes, vote  
3085 tallies, canvassing records, and voter registration records;
- 3086 (c) full access to closely observe and examine all facilities, storage areas, and  
3087 equipment, and to closely observe, examine, or copy all materials, that the office  
3088 determines to be useful in conducting an audit described in this section;

- 3089 (d) full access to all staff, including full-time, part-time, and volunteer staff;
- 3090 (e) full access to closely observe, examine, and copy all records and information relating
- 3091 to election audits that are conducted by the Office of the Lieutenant Governor, a
- 3092 county clerk, or any other person;
- 3093 (f) the right to, within the scope of the audit, attend any meeting, including a closed
- 3094 meeting;
- 3095 (g) the right to, within the scope of the audit, closely observe and examine any work or
- 3096 other process; and
- 3097 (h) all other authority described in Section 36-12-15.
- 3098 (9) As with any audit conducted under the authority described in Section 36-12-15, all
- 3099 officials and staff shall fully assist, and cooperate with, the office in conducting an audit
- 3100 described in this section.
- 3101 (10) In conducting an audit described in this section, the office:
- 3102 (a) shall preserve the right of a voter to a secret ballot;
- 3103 (b) shall, when examining election returns, allow the election officer or a designee of the
- 3104 election officer to be present to ensure the chain of custody of the election returns;
- 3105 and
- 3106 (c) may not, while votes are being counted, communicate in any manner, directly or
- 3107 indirectly, by word or sign, the progress of the vote, the current result of the vote
- 3108 count, or any other information about the vote count.
- 3109 (11) An election officer, or an election officer's designee, who is present under Subsection
- 3110 (10)(b) may not interfere with the performance of the audit.

3111 Section 32. **Effective Date.**

- 3112 (1) Except as provided in Subsection (2), this bill takes effect January 1, 2027.
- 3113 (2) The actions affecting the following sections take effect on May 6, 2026:
- 3114 (a) Section 20A-2-104 (Effective 05/06/26);
- 3115 (b) Section 20A-2-108 (Effective 05/06/26);
- 3116 (c) Section 20A-2-206 (Effective 05/06/26);
- 3117 (d) Section 20A-2-505 (Effective 05/06/26);
- 3118 (e) Section 20A-3a-202.5 (Effective 05/06/26); and
- 3119 (f) Section 20A-3a-301 (Effective 05/06/26).