

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

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) A Division of Wildlife Resources office shall:

1166 (i) provide voter registration forms and voter registration information to the public;
 1167 and

1168 (ii) direct any questions about voter registration to the Office of the Lieutenant
 1169 Governor or a county clerk.

1170 (4) The Division of Wildlife Resources shall provide a link to the state's online voter
 1171 registration application to each individual who purchases a hunting or fishing license on
 1172 the internet.

1173 Section 8. Section **20A-2-505** is amended to read:

1174 **20A-2-505 (Effective 05/06/26). Removing names from the official register --**
 1175 **Determining and confirming change of residence.**

1176 (1) A county clerk may not remove a voter's name from the official register on the grounds
 1177 that the voter has changed residence unless the voter:

1178 (a) confirms in writing that the voter has changed residence to a place outside the
 1179 county; or

1180 (b)(i) does not vote in an election during the period beginning on the date of the
 1181 notice described in Subsection (3), and ending on the day after the date of the
 1182 second regular general election occurring after the date of the notice; and

1183 (ii) does not respond to the notice described in Subsection (3).

1184 (2)(a) Within 31 calendar days after the day on which a county clerk obtains information

1185 that a voter's address has changed, if it appears that the voter still resides within the
1186 same county, the county clerk shall:

- 1187 (i) change the official register to show the voter's new address; and
- 1188 (ii) send to the voter, by forwardable mail, the notice described in Subsection (3).

1189 (b) When a county clerk obtains information that a voter's address has changed and it
1190 appears that the voter now resides in a different county, the county clerk shall verify
1191 the changed residence by sending to the voter, by forwardable mail, the notice
1192 described in Subsection (3), printed on a postage prepaid, preaddressed return form.

1193 (3)(a) Each county clerk shall use substantially the following form to notify voters whose
1194 addresses have changed:

1195 "VOTER REGISTRATION NOTICE

1196 We have been notified that your residence has changed. Please read, complete, and
1197 return this form so that we can update our voter registration records. What is your current
1198 street address?

1199 _____

1200 Street City County State Zip

1201 What is your current phone number (optional)? _____

1202 What is your current email address (optional)? _____

1203 If you have not changed your residence, or have moved but stayed within the same
1204 county, you must complete and return this form to the county clerk so that it is received by the
1205 county clerk before 5 p.m. no later than 30 calendar days before the date of the election. If you
1206 fail to return this form within that time:

1207 - you may be required to show evidence of your address to the poll worker before being
1208 allowed to vote in either of the next two regular general elections; or

1209 - if you fail to vote at least once, from the date this notice was mailed until the passing of
1210 two regular general elections, you will no longer be registered to vote. If you have changed
1211 your residence and have moved to a different county in Utah, you may register to vote by
1212 contacting the county clerk in your county.

1213 _____

1214 Signature of Voter

1215 PRIVACY INFORMATION

1216 Voter registration records contain some information that is available to the public, such
1217 as your name and address, some information that is available only to government entities, and
1218 some information that is available only to certain third parties in accordance with the

1219 requirements of law.

1220 Your driver license number, identification card number, social security number, email
1221 address, full date of birth, and phone number are available only to government entities. Your
1222 year of birth is available to political parties, candidates for public office, certain third parties,
1223 and their contractors, employees, and volunteers, in accordance with the requirements of law.

1224 You may request that all information on your voter registration records be withheld from
1225 all persons other than government entities, political parties, candidates for public office, and
1226 their contractors, employees, and volunteers, by indicating here:

1227 _____ Yes, I request that all information on my voter registration records be withheld
1228 from all persons other than government entities, political parties, candidates for public office,
1229 and their contractors, employees, and volunteers.

1230 **REQUEST FOR ADDITIONAL PRIVACY PROTECTION**

1231 In addition to the protections provided above, you may request that identifying
1232 information on your voter registration records be withheld from all political parties, candidates
1233 for public office, and their contractors, employees, and volunteers, by submitting a
1234 withholding request form, and any required verification, as described in the following
1235 paragraphs.

1236 A person may request that identifying information on the person's voter registration
1237 records be withheld from all political parties, candidates for public office, and their
1238 contractors, employees, and volunteers, by submitting a withholding request form with this
1239 registration record, or to the lieutenant governor or a county clerk, if the person is or is likely
1240 to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating
1241 violence.

1242 A person may request that identifying information on the person's voter registration
1243 records be withheld from all political parties, candidates for public office, and their
1244 contractors, employees, and volunteers, by submitting a withholding request form and any
1245 required verification with this registration form, or to the lieutenant governor or a county clerk,
1246 if the person is, or resides with a person who is, a law enforcement officer, a member of the
1247 armed forces, a public figure, or protected by a protective order or a protection order."

1248 (b) The form described in Subsection (3)(a) shall also include:

1249 (i) a section in substantially the following form:

1250 "-----"

1251 **BALLOT NOTIFICATIONS**

1252 Do you consent to receive communications about the status of your ballot and other official

1253 communications, by text, at the phone number you provided above? Yes No
 1254 -----";

1255 and

1256 (ii) [~~no later than November 5, 2025,~~]the following, immediately after the question described
 1257 in Subsection (3)(b)(i):

1258 "How would you like to receive your ballot and vote in upcoming elections?

1259 [~~"Indicate below how you want to vote in upcoming elections:~~

1260 ~~_____ Mail a ballot to me.]~~

1261 ~~_____ Do not mail a ballot to me. I will obtain a ballot at a polling place and vote in person.~~

1262 ~~_____ Mail a ballot to me. After receiving a ballot by mail (choose one):~~

1263 ~~_____ I will return the ballot to a polling place or a ballot drop box.~~

1264 ~~_____ I will return the ballot by mail (Warning: If you return a ballot by mail, there~~
 1265 ~~is a risk that the ballot may arrive too late to be counted)."~~

1266 (4)(a) Except as provided in Subsection (4)(b), the county clerk may not remove the
 1267 names of any voters from the official register during the 90 calendar days before a
 1268 regular primary election or the 90 calendar days before a regular general election.

1269 (b) The county clerk may remove the names of voters from the official register during
 1270 the 90 calendar days before a regular primary election or the 90 calendar days before
 1271 a regular general election if:

1272 (i) the voter requests, in writing, that the voter's name be removed; or

1273 (ii) the voter dies.

1274 (c)(i) After a county clerk mails a notice under this section, the county clerk shall,
 1275 unless otherwise prohibited by law, list that voter as inactive.

1276 (ii) If a county clerk receives a returned voter identification card, determines that
 1277 there was no clerical error causing the card to be returned, and has no further
 1278 information to contact the voter, the county clerk shall, unless otherwise
 1279 prohibited by law, list that voter as inactive.

1280 (iii) An inactive voter may vote, sign petitions, and have all other privileges of a
 1281 registered voter.

1282 (iv) A county is not required to:

1283 (A) send routine mailings to an inactive voter; or

1284 (B) count inactive voters when dividing precincts and preparing supplies.

1285 (5) The lieutenant governor shall make available to a county clerk United States Social
 1286 Security Administration data received by the lieutenant governor regarding deceased

1287 individuals.

1288 (6) A county clerk shall, within 10 business days after the day on which the county clerk
1289 receives the information described in Subsection (5) or Subsections 26B-8-114(11) and
1290 (12) relating to a decedent whose name appears on the official register, remove the
1291 decedent's name from the official register.

1292 (7) Ninety calendar days before each primary and general election the lieutenant governor
1293 shall compare the information the lieutenant governor has received under Subsection
1294 26B-8-114(11) with the official register of voters to ensure that all deceased voters have
1295 been removed from the official register.

1296 Section 9. Section **20A-3a-201** is amended to read:

1297 **20A-3a-201 (Effective 01/01/27). Voting methods.**

1298 [(1)] A voter may vote as follows:

1299 [(a) by mail;]

1300 [(b)] (1) at a polling place, or by delivering a completed remote ballot to a poll worker at a
1301 polling place, during early voting hours;

1302 [(c)] (2) at a polling place, or by delivering a completed remote ballot to a poll worker at a
1303 polling place, on election day when the polls are open;

1304 (3) by delivering a completed remote ballot to a poll worker at a ballot drop box during the
1305 hours that the ballot drop box is open and attended by poll workers;

1306 [(d)] (4) if the voter is an individual with a disability, by voting remotely, via a mechanical
1307 ballot or via electronic means if approved by the election officer;

1308 [(e)] (5) electronically or via a federal write-in absentee ballot if the voter is a covered voter,
1309 as defined in Section 20A-16-102; [or]

1310 (6) by mail, in accordance with Section 20A-3a-203.6; or

1311 [(f)] (7) by emergency ballot, in accordance with Part 3, Emergency Ballots.

1312 [(2) A voter may not vote at a polling place if the voter voted by mail or in a manner
1313 described in Subsections (1)(d) through (f).]

1314 Section 10. Section **20A-3a-202** is amended to read:

1315 **20A-3a-202 (Effective 01/01/27). Conducting an election -- Mailing ballots to**
1316 **voters -- Exceptions.**

1317 (1)[(a)] Except as otherwise provided for an election held for a local tax referendum that
1318 is conducted entirely by mail under Section 20A-7-609.5, an election officer shall
1319 administer an election [primarily by mail,] in accordance with this section.

1320 [(b) An individual who did not provide valid voter identification at the time the voter

- 1321 registered to vote shall provide valid voter identification before voting.]
- 1322 (2) An election officer who administers an election:
- 1323 (a) shall, in accordance with Subsection (3), no sooner than 21 calendar days before
- 1324 election day and no later than seven calendar days before election day, mail to the
- 1325 applicable voters, in accordance with~~[Subsection 20A-3a-202.5(3), and subject to~~
- 1326 ~~Subsection 20A-3a-202.5(4)]~~ , and subject to, Section 20A-3a-202.5:
- 1327 (i) a manual ballot;
- 1328 (ii)(A) a standard return envelope; or
- 1329 (B) if required under Subsection 20A-3a-202.5(4) or (5)(b)(ii), a mail-in return
- 1330 envelope;
- 1331 (iii) instructions for returning the ballot that include an express notice about any
- 1332 relevant deadlines that the voter must meet in order for the voter's vote to be
- 1333 counted;
- 1334 (iv) information regarding the location and hours of operation of any election day
- 1335 voting center at which the voter may vote or a website address where the voter
- 1336 may view this information; and
- 1337 (v) instructions on how a voter may sign up to receive electronic ballot status
- 1338 notifications via the ballot tracking system described in Section 20A-3a-401.5;
- 1339 (b) may not mail a ballot under this section to:
- 1340 (i) an inactive voter, unless the inactive voter requests a manual ballot; or
- 1341 (ii) a voter whom the election officer is prohibited from sending a ballot under [
- 1342 ~~Subsection 20A-3a-202.5(4)]~~ Section 20A-3a-202.5;
- 1343 (c) shall, on the outside of the envelope in which the election officer mails the ballot,
- 1344 include instructions for returning the ballot if the individual to whom the election
- 1345 officer mails the ballot does not live at the address to which the ballot is sent;
- 1346 (d) shall provide a method of accessible voting to a voter with a disability who is not
- 1347 able to vote by mail; and
- 1348 (e) shall include, on the election officer's website and with each ballot mailed,
- 1349 instructions regarding how a voter described in Subsection (2)(d) may vote.
- 1350 (3)(a) An election officer who mails a manual ballot under Subsection (2) shall mail the
- 1351 manual ballot to the address:
- 1352 (i) provided at the time of registration or updated by the voter after the time of
- 1353 registration; or
- 1354 (ii) if, at or after the time of registration, the voter files an alternate address request

1355 form described in Subsection (3)(b), the alternate address indicated on the form.

1356 (b) The lieutenant governor shall make available to voters an alternate address request
1357 form that permits a voter to request that the election officer mail the voter's ballot to a
1358 location other than the voter's residence.

1359 (c) A voter shall provide the completed alternate address request form to the election
1360 officer no later than 11 calendar days before the day of the election.

1361 (d) ~~[Beginning on November 5, 2025, through]~~ Before December 31, 2028, an election officer
1362 shall include, with each ballot mailed to a voter, a separate paper document containing the
1363 following statements:

1364 "WARNING

1365 If you have a valid Utah driver license or a valid Utah state identification card, failure to
1366 provide the last four digits of the license or card number may result in your ballot not being
1367 counted. You also have the option of providing the last four digits of your social security
1368 number as identification. If you do not have any of these identification types, your ballot will
1369 still be counted if your signature on the affidavit on this envelope matches your signature on
1370 file with the election officer.

1371 NOTICE

1372 Beginning in 2029, you will not receive a ballot by mail unless you request to receive a
1373 ballot by mail, and you will not be permitted to return your ballot by mail unless you request to
1374 return your ballot by mail (Exception: You may return your ballot by mail without making this
1375 request if, on the day of the election, you are stationed outside the United States by the military
1376 or you otherwise reside outside the United States). You may request to receive a ballot by mail,
1377 or to return a ballot by mail, at [insert a uniform resource locator where the voter can make the
1378 request online]. If you are unable to make a request online, contact your county clerk's office at
1379 the following number for instructions on how to make the request in person or by mail [insert
1380 phone number here]."[:]

1381 (e) Beginning on January 1, 2029, an election officer shall include, with each ballot mailed to a
1382 voter, a separate paper document containing the following statement:

1383 "WARNING

1384 If you have a valid Utah driver license or a valid Utah state identification card, failure to
1385 provide the last four digits of your license or card number will result in your ballot not being
1386 counted.

1387 If you do not have a license or card described above, you may enter the last four digits of
1388 your social security number as identification, or include a photocopy of one of the following in

- 1389 the return envelope:
- 1390 • a currently valid identification card that is issued by the state or a branch, department, or
 - 1391 agency of the United States;
 - 1392 • a currently valid Utah permit to carry a concealed weapon;
 - 1393 • a currently valid United States passport;
 - 1394 • a currently valid United States military identification card; or
 - 1395 • a currently valid tribal identification card, Bureau of Indian Affairs card, or tribal treaty
 - 1396 card.

1397 If you do not have any of the forms of identification listed above, you must vote in person
 1398 at a polling place, unless you qualify for an exemption from this requirement. You may obtain
 1399 information regarding an exemption at [insert a uniform resource locator where the voter can
 1400 view this information] or by calling [insert a phone number that a voter may call to access this
 1401 information]."

1402 (4) [The] A standard return envelope shall include:

1403 (a) the name, official title, and post office address of the election officer on the front of
 1404 the envelope;

1405 (b) subject to Subsection [~~(9), beginning on or before January 1, 2026~~] (6), until January
 1406 1, 2029, a place for the voter to enter the last four digits of the voter's Utah driver
 1407 license number, Utah state identification card number, or social security number;

1408 (c) the following statement:

1409 "IMPORTANT: See the warning and notice enclosed with your ballot.";

1410 (d) a space where a voter may write an email address and phone number by which the
 1411 election officer may contact the voter if the voter's ballot is rejected; and

1412 (e) a printed affidavit in substantially the following form:

1413 "County of ____ State of ____

1414 I, ____, solemnly swear that: I am a qualified resident voter of the ____ voting precinct
 1415 in ____ County, Utah and that I am entitled to vote in this election. I am not a convicted felon
 1416 currently incarcerated for commission of a felony.

1417 _____

1418 Signature of Voter

1419 WARNING

1420 The above affidavit must be signed by the voter to whom the ballot is addressed. It is a
 1421 FELONY for any other individual to sign the above affidavit, even if the voter to whom the
 1422 ballot is addressed gives permission for another to sign the affidavit for the voter."

- 1423 ~~[(5) If the election officer determines that the voter has not yet provided valid voter~~
 1424 ~~identification with the voter's voter registration, the election officer may:]~~
 1425 ~~[(a) mail a ballot to the voter;]~~
 1426 ~~[(b) instruct the voter to enclose a copy of the voter's valid voter identification in the~~
 1427 ~~return envelope; and]~~
 1428 ~~[(c) provide instructions to the voter on how the voter may sign up to receive electronic~~
 1429 ~~ballot status notifications via the ballot tracking system described in Section~~
 1430 ~~20A-3a-401.5.]~~
 1431 ~~[(6) An election officer who administers an election shall:]~~
 1432 ~~[(a)(i) before the election, obtain the signatures of each voter qualified to vote in the~~
 1433 ~~election; or]~~
 1434 ~~[(ii) obtain the signature of each voter within the voting precinct from the county~~
 1435 ~~clerk; and]~~
 1436 ~~[(b) maintain the signatures on file in the election officer's office.]~~
 1437 ~~[(7) Upon receipt of a returned ballot, the election officer shall review and process the~~
 1438 ~~ballot under Section 20A-3a-401.]~~
 1439 ~~[(8)]~~ (5) A county that administers an election:
 1440 (a) shall provide at least one election day voting center in accordance with Part 7,
 1441 Election Day Voting Center, and at least one additional election day voting center for
 1442 every 5,000 active voters in the county who~~[, under Section 20A-3a-202.5,]~~ will not
 1443 receive a ballot by mail;
 1444 (b) shall ensure that each election day voting center operated by the county has at least
 1445 one voting device that is accessible, in accordance with the Help America Vote Act
 1446 of 2002, Pub. L. No. 107-252, for individuals with disabilities;
 1447 (c) may reduce the early voting period described in Section 20A-3a-601, if:
 1448 (i) the county clerk conducts early voting on at least four days;
 1449 (ii) the early voting days are within the period beginning on the date that is 14
 1450 calendar days before the date of the election and ending on the day before the
 1451 election; and
 1452 (iii) the county clerk provides notice of the reduced early voting period in accordance
 1453 with Section 20A-3a-604; and
 1454 (d) is not required to pay return postage for a mail-in return envelope.
 1455 ~~[(9)]~~ (6) A return envelope shall be designed in a manner that the information described in
 1456 Subsections (4)(b) and (d), and the voter's signature, is covered from view after the

1457 return envelope is sealed.

1458 ~~[(10)]~~ (7) A county clerk shall, at least 90 calendar days before an election administered by
1459 the county clerk, contact local post offices to:

1460 (a) coordinate the handling of mail-in ~~[ballots]~~ return envelopes for the upcoming
1461 election; and

1462 (b) take measures to ensure that[:]

1463 ~~[(i) ballots are clearly and properly postmarked, or otherwise marked in accordance
1464 with Subsection 20A-3a-204(2)(a)(i), with the date on which the ballot was
1465 mailed; and]~~

1466 ~~[(ii)]~~ ballots are delivered in an expeditious manner to optimize the timely receipt of
1467 ballots.

1468 Section 11. Section **20A-3a-202.5** is amended to read:

1469 **20A-3a-202.5 (Effective 05/06/26). Receiving a ballot by mail -- Making a request**
1470 **-- Termination or expiration of a request -- Renewing a request.**

1471 (1) As used in this section~~[-,"request"]~~ :

1472 (a) "Request to receive a ballot by mail" means to make a request as described in
1473 Subsection (2).

1474 (b) "Request to return a ballot by mail" means to make a request as described in
1475 Subsection (3).

1476 (2) An individual may request to receive a ballot by mail by:

1477 (a) making the request on a voter registration form;

1478 (b) making the request when the individual applies for or renews the individual's driver
1479 license or state identification card;

1480 (c) making the request via the electronic system described in Section 20A-2-206; or

1481 (d) making the request when the voter votes in person.

1482 (3) An individual may request to return a ballot by mail by:

1483 (a) making the request on a voter registration form;

1484 (b) making the request when the individual applies for or renews the individual's driver
1485 license or state identification card;

1486 (c) making the request via the electronic system described in Section 20A-2-206; or

1487 (d) making the request when the voter votes in person.

1488 ~~[(3)]~~ (4) [An] Except as provided in Subsection (8), for an election held before January 1,
1489 2029, an election officer shall, when mailing ballots to voters under Section 20A-3a-202,
1490 mail a ballot and a mail-in return envelope to each registered voter who[:]

- 1491 ~~[(a) for an election held before January 1, 2029,]~~ is an active voter, unless the voter
 1492 requests to stop receiving a ballot by mail~~[-or]~~ .
- 1493 ~~(5)~~~~[(b) except]~~ Except as provided in [Subsection (4)] Subsections (6) through (8), for an
 1494 election held on or after January 1, 2029, an election officer shall, when mailing
 1495 ballots to voters under Section 20A-3a-202:
- 1496 ~~[(+)]~~ (a) mail a ballot to each voter who:
- 1497 (i) is an active voter; and
- 1498 (ii) has, in accordance with Subsection (2), made a request to receive a ballot by mail~~[-]~~
 1499 ; and
- 1500 ~~(b)~~(i) except as provided in Subsection (5)(b)(ii), mail with the ballot a standard
 1501 return envelope; or
- 1502 (ii) if the voter has, in accordance with Subsection (3), made a request to return a
 1503 ballot by mail, mail with the ballot a mail-in return envelope.
- 1504 ~~[(4)]~~ (6) ~~[For]~~ Except as provided in Subsection (7) or (8), for an election held on or after
 1505 January 1, 2029~~[-]~~ ;
- 1506 (a) an election officer may not mail a ballot or a return envelope to an individual who:
- 1507 ~~[(a)]~~ (i) following the individual's most recent request to receive a ballot by mail:
 1508 ~~[(+)]~~ (A) requests to stop receiving ballots by mail; or
 1509 ~~[(+)]~~ (B) does not vote in an election during a period that includes two consecutive
 1510 regular general elections; or
- 1511 ~~[(b)]~~ (ii) has not, within eight years before the day on which the election officer mails
 1512 the bulk of the ballots for an election, made a request to receive a ballot by mail~~[-]~~ ;
 1513 and
- 1514 (b) an election officer who mails a ballot to an individual in accordance with this section
 1515 shall include with the ballot a standard return envelope, and may not include with the
 1516 ballot a mail-in return envelope if the individual has not, within eight years before the
 1517 day on which the election officer mails the bulk of the ballots for an election, made a
 1518 request to return a ballot by mail.
- 1519 ~~[(5)]~~ (7) This section may not be applied in a manner that conflicts with Chapter 16,
 1520 Uniform Military and Overseas Voters Act.
- 1521 (8) In an election held for a local tax law referendum that is conducted entirely by mail
 1522 under Section 20A-7-609.5, the election officer shall send by mail to a registered voter a
 1523 ballot and a mail-in return envelope, regardless of whether the registered voter:
- 1524 (a) requests to receive a ballot by mail;

1525 (b) requests to stop receiving a ballot by mail; or

1526 (c) requests to return a ballot by mail.

1527 Section 12. Section **20A-3a-203** is amended to read:

1528 **20A-3a-203 (Effective 01/01/27). Voting at a polling place.**

1529 (1) A registered voter may vote at a polling place, or return a remote ballot to a polling
1530 place, in an election in accordance with this section.

1531 (2)(a) The voter shall give the voter's name, and, if requested, the voter's residence, to
1532 one of the poll workers.

1533 (b) The voter shall present valid voter identification to one of the poll workers, as
1534 follows:

1535 (i) the voter shall present a currently valid Utah driver license or Utah state
1536 identification card;

1537 (ii) if the voter does not have the type of identification described in Subsection
1538 (2)(b)(i), the voter shall present:

1539 (A) a currently valid identification card issued by the state, or a branch,
1540 department, or agency of the United States;

1541 (B) a currently valid Utah permit to carry a concealed weapon;

1542 (C) a currently valid United States passport;

1543 (D) a currently valid United States military identification card; or

1544 (E) a valid tribal identification card, Bureau of Indian Affairs card, or tribal treaty
1545 card; or

1546 (iii) if the voter does not have the type of identification described in Subsection
1547 (2)(b)(i) or (ii), the voter shall present other valid voter identification.

1548 (c) If the poll worker is not satisfied that the voter has presented valid voter
1549 identification in accordance with Subsection (2)(b), the poll worker shall:

1550 (i) indicate on the official register that the voter was not properly identified;

1551 (ii) if the voter is returning a remote ballot, issue the voter a provisional ballot
1552 envelope;

1553 ~~[(ii)]~~ (iii) if the voter is voting in-person, issue the voter a provisional ballot; and

1554 ~~[(iii) notify the voter that the voter will have until the close of normal office hours on~~
1555 ~~Monday after the day of the election or, if Monday is a holiday, on the first~~
1556 ~~business day after the holiday, to present valid voter identification:]~~

1557 ~~[(A) to the county clerk at the county clerk's office; or]~~

1558 ~~[(B) to an election officer who is administering the election; and]~~

- 1559 (iv) follow the procedures and requirements of Section 20A-3a-205.
- 1560 (d) If the person's right to vote is challenged as provided in Section 20A-3a-803, the poll
1561 worker shall follow the procedures and requirements of Section 20A-3a-205.
- 1562 (3) A poll worker at a polling place shall check the official register[~~to determine~~]:
- 1563 (a) to determine whether a voter is registered to vote; and
- 1564 (b) [~~if the election is~~] for a voter who seeks to obtain a ballot from a polling place during
1565 a regular primary election or a presidential primary election, to determine whether a
1566 voter's party affiliation designation in the official register allows the voter to vote the
1567 ballot that the voter requests.
- 1568 (4)(a) Except as provided in Subsection (5), if the voter's name is not found on the
1569 official register, the poll worker shall follow the procedures and requirements of
1570 Section 20A-3a-205.
- 1571 (b) If, when a voter seeks to obtain a ballot from a polling place in a regular primary
1572 election or a presidential primary election, the official register does not affirmatively
1573 identify the voter as being affiliated with a registered political party or if the official
1574 register identifies the voter as being "unaffiliated," the voter shall be considered to be
1575 "unaffiliated."
- 1576 (5) In a regular primary election or a presidential primary election:
- 1577 (a) if a voter's name is not found on the official register, and if it is not [~~unduly~~]-
1578 disruptive to the election process, the poll worker may attempt to contact the county
1579 clerk's office to request oral verification of the voter's registration; and
- 1580 (b) if oral verification is received from the county clerk's office, the poll worker shall:
- 1581 (i) record the verification on the official register;
- 1582 (ii) for a voter who seeks to obtain a ballot from a polling place, determine the voter's
1583 party affiliation and the ballot that the voter is qualified to vote; and
- 1584 (iii) except as provided in Subsection (6), comply with Subsection (3).
- 1585 (6)(a) Except as provided in Subsection (6)(b), if, in a regular primary election or a
1586 presidential primary election, the voter's political party affiliation listed in the official
1587 register does not allow the voter to vote the ballot that the voter requested, the poll
1588 worker shall inform the voter of that fact and inform the voter of the ballot or ballots
1589 that the voter's party affiliation does allow the voter to vote.
- 1590 (b) If, in a regular primary election or a presidential primary election, the voter is listed
1591 in the official register as unaffiliated, or if the official register does not affirmatively
1592 identify the voter as either unaffiliated or affiliated with a registered political party,

- 1593 and the voter, as an unaffiliated voter, is not authorized to vote the ballot that the
 1594 voter requests, the poll worker shall:
- 1595 (i) ask the voter if the voter wishes to vote another registered political party ballot
 1596 that the voter, as unaffiliated, is authorized to vote, or remain unaffiliated; and
 1597 (ii)(A) if the voter wishes to vote another registered political party ballot that the
 1598 unaffiliated voter is authorized to vote, the poll worker shall proceed as
 1599 required by Subsection (3); or
 1600 (B) if the voter wishes to remain unaffiliated and does not wish to vote another
 1601 ballot that unaffiliated voters are authorized to vote, the poll worker shall
 1602 instruct the voter that the voter may not vote.
- 1603 (7) Except as provided in Subsection (6)(b)(ii)(B), and subject to the other provisions of
 1604 Subsection (6), if the poll worker determines that the voter is registered, a poll worker
 1605 shall:
- 1606 (a) direct the voter to sign the voter's name in the official register; and
 1607 (b)(i) if the voter is returning a remote ballot:
 1608 (A) ensure that the voter seals the remote ballot in a return envelope; and
 1609 (B) after complying with Subsection (7)(b)(i)(A), accept the return envelope from
 1610 the voter and place the return envelope in the ballot box; or
 1611 (ii) if the voter seeks to obtain a ballot at the polling place:
 1612 [(b)] (A) provide to the voter the ballot that the voter is qualified to vote; [and]
 1613 (B) provide to the voter a standard return envelope; and
 1614 [(c)] (C) allow the voter to enter the voting booth.
- 1615 (8)(a) The official register shall include the statement described in Subsection (8)(b):
 1616 (i) at the top of each page of the register where a voter signs the register; or
 1617 (ii) adjacent to the place where each voter signs the register.
- 1618 (b) The statement described in Subsection (8)(a) shall appear as follows:
 1619 "AFFIDAVIT
 1620 By signing this register I am signing an affidavit where, UNDER PENALTY OF
 1621 PERJURY, I affirm that the identification I presented to the poll worker is valid voter
 1622 identification that accurately identifies me as the person indicated."
 1623 (9) A voter who votes at a polling place may submit a request to a poll worker that a ballot
 1624 be mailed to the voter in upcoming elections.
- 1625 Section 13. Section **20A-3a-203.5** is enacted to read:
 1626 **20A-3a-203.5 (Effective 01/01/27). Returning a remote ballot to a ballot drop box.**

- 1627 (1) A registered voter may return a remote ballot to a ballot drop box in accordance with
1628 this section.
- 1629 (2) A voter may not return a remote ballot to a ballot drop box, unless the ballot drop box is
1630 attended by two or more poll workers.
- 1631 (3) When returning a remote ballot to a ballot drop box:
- 1632 (a) the voter shall present to one of the poll workers:
- 1633 (i) the return envelope, with the remote ballot sealed inside; and
1634 (ii) a type of valid voter identification described in Subsection 20A-1-102(85)(a) or
1635 (b); and
- 1636 (b) the poll worker shall:
- 1637 (i) examine the return envelope and the identification described in Subsection (3)(a);
1638 and
- 1639 (ii) determine whether the identification presented:
- 1640 (A) is a type of valid voter identification described in Subsection 20A-1-102(85)(a)
1641 or (b); and
- 1642 (B) in accordance with Subsection (4), identifies the individual presenting the
1643 identification as the voter to whom the ballot relates.
- 1644 (4) A poll worker shall make the determination described in Subsection (3)(b)(ii)(B) as
1645 follows:
- 1646 (a) if the valid voter identification described in Subsection (3)(b)(ii)(A) includes a
1647 photograph of the individual identified:
- 1648 (i) compare the photograph to the individual presenting the identification to
1649 determine whether the individual presenting the identification is the individual in
1650 the photograph; and
- 1651 (ii) determine whether the name that appears on the return envelope:
- 1652 (A) is the name of the individual in the identification; and
1653 (B) is otherwise consistent with the individual presenting the identification; or
- 1654 (b) if the valid voter identification described in Subsection (3)(b)(ii)(A) does not include
1655 a photograph of the individual identified, determine whether the name that appears on
1656 the return envelope:
- 1657 (i) is the name of the individual in the identification; and
1658 (ii) is otherwise consistent with the individual presenting the identification.
- 1659 (5) After complying with Subsection (3)(b):
- 1660 (a) the poll worker shall place the ballot in the ballot drop box if, in accordance with

- 1661 Subsection (4), the poll worker determines that the identification presented:
 1662 (i) is a type of valid voter identification described in Subsection 20A-1-102(85)(a) or
 1663 (b); and
 1664 (ii) identifies the individual presenting the identification as the voter to whom the
 1665 ballot relates; or
 1666 (b) if the poll worker is unable to make both determinations described in Subsections
 1667 (5)(a)(i) and (ii), the poll worker shall:
 1668 (i) return the return envelope to the individual who presented the return envelope; and
 1669 (ii) direct the individual to a polling place where the voter may:
 1670 (A) establish the voter's identity with any type of valid voter identification; or
 1671 (B) cast a provisional ballot.

1672 Section 14. Section **20A-3a-203.6** is enacted to read:

1673 **20A-3a-203.6 (Effective 01/01/27). Returning a remote ballot by mail --**

1674 **Application -- Mail-in return envelope.**

1675 (1) A voter:

- 1676 (a) may return a remote ballot by mail in the mail-in envelope that the election officer, in
 1677 accordance with Subsection 20A-3a-202.5(4) or (5)(b)(ii), sent to the voter with the
 1678 voter's ballot; and
 1679 (b) may not return a remote ballot by mail in a standard return envelope or in an
 1680 envelope other than the envelope described in Subsection (1)(a).

1681 (2) A mail-in return envelope shall include:

- 1682 (a) the official title, and post office address of the election officer on the front of the
 1683 envelope;
 1684 (b) a space where a voter may write an email address and phone number by which the
 1685 election officer may contact the voter if the voter's ballot is rejected;
 1686 (c) a printed affidavit in substantially the following form:
 1687 "County of _____ State of _____ I, _____, solemnly swear that:
 1688 I am a qualified resident voter of the _____ voting precinct in _____ County, Utah;
 1689 I am entitled to vote in this election; and
 1690 I am not a convicted felon currently incarcerated for commission of a felony.

1691 _____

1692 Signature of Voter"; and

- 1693 (d) a warning that the affidavit must be signed by the individual to whom the ballot was
 1694 sent and that the ballot will not be counted if the signature on the affidavit does not

1695 match the signature on file with the election officer of the individual to whom the
 1696 ballot was sent.

1697 (3) An election officer who administers an election shall:

1698 (a)(i) before the election, obtain the signatures of each voter qualified to vote in the
 1699 election; or

1700 (ii) obtain the signature of each voter within the voting precinct from the county
 1701 clerk; and

1702 (b) maintain the signatures on file in the election officer's office.

1703 (4) To return a remote ballot by mail, the voter shall comply with Subsections
 1704 20A-3a-204(1), (4), and (5)(a).

1705 (5) A voter may return a remote ballot that was provided to the voter with a mail-in return
 1706 envelope to a polling place or a ballot drop box by:

1707 (a) sealing the ballot in the mail-in return envelope, or in a standard return envelope that
 1708 is provided by a poll worker at a polling place; and

1709 (b)(i) at a polling place, complying with Section 20A-3a-203; or

1710 (ii) at a ballot drop box, complying with Section 20A-3a-203.5.

1711 (6) If a voter returns a ballot sealed in a mail-in return envelope to a polling place or a
 1712 ballot drop box, the poll workers shall process the ballot as a remote ballot returned,
 1713 in-person, in a standard return envelope and not as a remote ballot returned by mail.

1714 (7) Upon receipt of a remote ballot that is returned by mail in accordance with this section,
 1715 the election officer shall review and process the ballot under Section 20A-3a-401.

1716 Section 15. Section **20A-3a-204** is amended to read:

1717 **20A-3a-204 (Effective 01/01/27). Marking a manual ballot -- Returning a ballot**
 1718 **by mail, at an election officer's office, or via a ballot drop box -- Depositing a ballot**
 1719 **received by mail at a polling place.**

1720 (1) To vote a manual ballot:

1721 (a) [~~except as provided in Subsection (7),~~]the voter shall prepare the voter's manual
 1722 ballot by marking the appropriate space with a mark opposite the name of each
 1723 candidate of the voter's choice for each office to be filled;

1724 (b) if a ballot proposition is submitted to a vote of the people, the voter shall mark the
 1725 appropriate space with a mark opposite the answer the voter intends to make;

1726 (c) [~~except as provided in Subsection (7),~~]the voter shall record a write-in vote in
 1727 accordance with Subsection 20A-3a-206(1);[~~and~~]

1728 (d) [~~except as provided in Subsection (7),~~]a mark is not required opposite the name of a

- 1729 write-in candidate[-] ; and
- 1730 (e) the voter shall place the ballot in the return envelope and seal the return envelope.
- 1731 (2) Except to the extent otherwise required for a voter who casts a provisional ballot, a
- 1732 voter who votes a manual ballot at a polling place shall, after complying with Section
- 1733 20A-3a-203 and Subsection (1), deposit the return envelope in the ballot box at the
- 1734 polling place.
- 1735 (3) Except to the extent otherwise required for a voter who casts a provisional ballot, if a
- 1736 voter returns a remote ballot to a polling place:
- 1737 (a) the voter shall, after complying with Section 20A-3a-203 and Subsection (1), deliver
- 1738 the return envelope to the poll worker; and
- 1739 (b) the poll worker shall immediately place the return envelope in the ballot box.
- 1740 [(2)] (4) [Before returning a ballot mailed to the voter] If a voter returns a ballot by mail, the
- 1741 voter shall:
- 1742 (a) complete and sign the affidavit on the mail-in return envelope;
- 1743 (b) enter the last four digits of the voter's Utah driver license or Utah state identification
- 1744 card;
- 1745 (c) beginning on January 1, 2029, if the voter does not have a Utah driver license or
- 1746 Utah state identification card:
- 1747 (i) write the last four digits of the voter's social security card on the return envelope;
- 1748 or
- 1749 (ii) include in the return envelope a photocopy of one of the following forms of
- 1750 identification for the voter:
- 1751 (A) a currently valid identification card issued by the state, or a branch,
- 1752 department, or agency of the United States;
- 1753 (B) a currently valid Utah permit to carry a concealed weapon;
- 1754 (C) a currently valid United States passport;
- 1755 (D) a currently valid United States military identification card; or
- 1756 (E) a valid tribal identification card, Bureau of Indian Affairs card, or tribal treaty
- 1757 card;
- 1758 (d) place the voted ballot in the mail-in return envelope;
- 1759 (e) if required by the election officer because the voter has not yet provided valid voter
- 1760 identification with the voter's voter registration record, include a copy of the voter's
- 1761 valid voter identification with the ballot inside the mail-in return envelope;
- 1762 (f) securely seal the mail-in return envelope; and

- 1763 (g) ~~[if returning the ballot by mail,]~~attach postage, if necessary, and deposit the mail-in
 1764 return envelope in the mail.
- 1765 ~~[(3)]~~ (5)(a) Except as otherwise provided in Section 20A-16-404, to be valid, a ballot that
 1766 is mailed must be received by the election officer on or before ~~[8 p.m. on]~~election
 1767 day at 8 p.m.
- 1768 (b) Except as provided in Subsection ~~[(3)(e)]~~ (5)(c), to be valid, a ballot returned by a
 1769 method other than by mail shall, before 8 p.m. on election day, be:
- 1770 (i) deposited in a ballot box at a polling place;
- 1771 (ii) deposited in [a] an attended ballot drop box designated by an election officer for
 1772 the jurisdiction to which the ballot relates; or
- 1773 (iii) otherwise received by the election officer.
- 1774 (c) An election officer may, but is not required to, forward a ballot deposited in a ballot
 1775 drop box in the wrong jurisdiction to the correct jurisdiction.
- 1776 (d) An election officer shall ensure that a voter who is, at or before 8 p.m., in line at a
 1777 polling place or a ballot drop box, is allowed to, after complying with Section
 1778 20A-3a-203 and Subsection (1):
- 1779 (i) vote at the polling place; or
- 1780 (ii) if the voter has a sealed return envelope containing a remote ballot in the voter's
 1781 possession, deliver the return envelope to a poll worker for placement in the ballot
 1782 box or ballot drop box.
- 1783 ~~[(d) An election officer shall ensure that a voter who is, at or before 8 p.m. on election~~
 1784 ~~day:]~~
- 1785 ~~[(i) in line at a ballot drop box, with a sealed return envelope containing a ballot in~~
 1786 ~~the voter's possession, is allowed to deposit the ballot in the ballot drop box; or]~~
- 1787 ~~[(ii) in line at a polling place, is allowed to vote.]~~
- 1788 ~~[(4)(a) Except as provided in Subsection (6), to vote at a polling place the voter shall,~~
 1789 ~~after complying with Subsections (1)(a) through (d):]~~
- 1790 ~~[(i) sign the official register or pollbook; and]~~
- 1791 ~~[(ii) place the ballot in the ballot box; or]~~
- 1792 ~~[(b)]~~ (6) If the ballot that a voter votes at a polling place is a provisional ballot, the voter
 1793 shall place the ballot in the provisional ballot envelope, complete the information printed
 1794 on the provisional ballot envelope, and ~~[deposit]~~ give the provisional ballot envelope to a
 1795 poll worker for placement in the provisional ballot box.
- 1796 ~~[(5)]~~ (7)(a) An individual with a disability may vote a mechanical ballot at a polling

- 1797 place.
- 1798 (b) An individual other than an individual with a disability may vote a mechanical ballot
1799 at a polling place if permitted by the election officer.
- 1800 ~~[(6)]~~ (8) To vote a mechanical ballot, the voter shall:
- 1801 (a) make the selections according to the instructions provided for the voting device; and
1802 (b) ~~[subject to Subsection (7),]~~ record a write-in vote by:
- 1803 (i) selecting the appropriate position for entering a write-in candidate; and
1804 (ii) using the voting device to enter the name of the valid write-in candidate for
1805 whom the voter wishes to vote.
- 1806 ~~[(7) To vote in an instant runoff voting race under Chapter 4, Part 6, Municipal Alternate
1807 Voting Methods Pilot Project, a voter:]~~
- 1808 ~~[(a) shall indicate, as directed on the ballot, the name of the candidate who is the voter's
1809 first preference for the office; and]~~
- 1810 ~~[(b) may indicate, as directed on the ballot, the names of the remaining candidates in
1811 order of the voter's preference.]~~
- 1812 ~~[(8)]~~ (9) A voter who votes at a polling place:
- 1813 (a) shall mark and cast or deposit the ballot without delay and shall leave the voting area
1814 after voting; and
- 1815 (b) may not:
- 1816 (i) occupy a voting booth occupied by another, except as provided in Section
1817 20A-3a-208;
- 1818 (ii) remain within the voting area more than 10 minutes; or
1819 (iii) occupy a voting booth for more than five minutes if all booths are in use and
1820 other voters are waiting to occupy a voting booth.
- 1821 ~~[(9)]~~ (10) If the official register shows any voter as having voted, that voter may not reenter
1822 the voting area during that election unless that voter is an election official or watcher.
- 1823 ~~[(10)]~~ (11) A poll worker may not, at a polling place, allow more than four voters more than
1824 the number of voting booths into the voting area at one time unless those excess voters
1825 are:
- 1826 (a) election officials;
1827 (b) watchers; or
1828 (c) assisting voters with a disability.
- 1829 Section 16. Section **20A-3a-205** is amended to read:
- 1830 **20A-3a-205 (Effective 01/01/27). Manner of voting -- Provisional ballot.**

- 1831 (1) The poll workers shall follow the procedures and requirements of this section when:
1832 (a) the individual's right to vote is challenged as provided in Section 20A-3a-803 or
1833 20A-3a-805;
1834 (b) the individual's name is not found on the official register; or
1835 (c) the poll worker is not satisfied that the voter has provided valid voter identification.
- 1836 (2) When faced with one of the circumstances described in Subsection (1)(a) or (b), the poll
1837 worker shall:
1838 (a) request that the individual provide valid voter identification; and
1839 (b) review the identification provided by the individual.
- 1840 (3) If the poll worker is satisfied that the individual has provided valid voter identification
1841 that establishes the individual's identity and residence in the voting precinct:
1842 (a) the poll worker in charge of the official register shall:
1843 (i) record in the official register the type of identification that established the
1844 individual's identity and place of residence;
1845 (ii) record the provisional ballot envelope number in association with the name of the
1846 individual; and
1847 (iii) direct the individual to sign the individual's name in the official register or
1848 pollbook; and
1849 (b) the poll worker having charge of the ballots shall:
1850 (i) if the individual is returning a remote ballot, give the individual a provisional
1851 ballot envelope;
1852 (ii) if the individual is at a polling place and is voting in person:
1853 [(+)] (A) give the individual a provisional ballot; and
1854 [(+)] (B) allow the individual to enter the voting booth[-] ; and
1855 (iii) accept the provisional ballot only after the voter completes, and seals the voter's
1856 ballot in, the provisional ballot envelope.
- 1857 (4) If the poll worker is not satisfied that the individual has provided valid voter
1858 identification that establishes the individual's identity and residence in the voting
1859 precinct:
1860 (a) the poll worker in charge of the official register shall:
1861 (i) record in the official register that the voter did not provide valid voter
1862 identification;
1863 (ii) record in the official register the type of identification that was provided by the
1864 individual, if any;

- 1865 (iii) record the provisional ballot envelope number in association with the name of
 1866 the individual; and
- 1867 (iv) direct the individual to sign the individual's name in the official register or
 1868 pollbook; and
- 1869 (b) the poll worker having charge of the ballots shall:
- 1870 (i) if the individual is returning a remote ballot, give the individual a provisional
 1871 ballot envelope;
- 1872 (ii) if the individual is at a polling place and is voting in-person:
- 1873 [(†)] (A) give the individual a provisional ballot; and
- 1874 [(†)] (B) allow the individual to enter the voting booth[-] ;
- 1875 (iii) accept the provisional ballot only after the voter completes, and seals the voter's
 1876 ballot in, the provisional ballot envelope; and
- 1877 (iv) notify the voter that the voter will have until noon on the day before the day of
 1878 the canvass for the election to present valid voter identification to:
- 1879 (A) the county clerk at the county clerk's office; or
- 1880 (B) to an election officer who is administering an election.

- 1881 (5) When, at a polling place, the election officer is required to furnish more than one
 1882 version of a ballot, the poll workers at that polling place shall give the registered voter
 1883 the version of the ballot that the voter is qualified to vote.

1884 Section 17. Section **20A-3a-301** is amended to read:

1885 **20A-3a-301 (Effective 05/06/26). Emergency ballots -- Hospitalized voter**
 1886 **returning ballot my mail without standard identification.**

- 1887 (1) As used in this section, "hospitalized voter" means a registered voter who:
- 1888 (a) is:
- 1889 (i) hospitalized;
- 1890 (ii) confined in hospice care, a treatment facility, or a long-term care institution[
 1891 facility]; or
- 1892 (iii) due to age[-œr] , illness, [is-] or disability, restricted in the ability to travel from the
 1893 voter's permanent or temporary residence; and
- 1894 (b) is able to vote a manual ballot.
- 1895 (2) A hospitalized voter who has not received a ballot by mail, or does not have possession
 1896 of a ballot sent to the voter by mail may, in accordance with this section, obtain a
 1897 manual ballot with a mail-in return envelope to use as an emergency ballot and vote at
 1898 any time after the election officer mails manual ballots to the majority of voters and

- 1899 before the close of polls on election day.
- 1900 (3) An individual may obtain an emergency ballot application, a manual ballot, and a
- 1901 mail-in return envelope from the election officer on behalf of a hospitalized voter by:
- 1902 (a) requesting a manual ballot, a mail-in return envelope, and the application in person at
- 1903 the election officer's office during business hours;
- 1904 (b) presenting valid voter identification for the individual requesting the manual ballot
- 1905 and mail-in return envelope on the hospitalized voter's behalf; and
- 1906 (c) signing a statement, created by the lieutenant governor, where the individual, under
- 1907 penalty of perjury:
- 1908 (i) identifies the individual;
- 1909 (ii) identifies the hospitalized voter and explains the reason the hospitalized voter
- 1910 qualifies as ~~[an exempt]~~ a hospitalized voter; and
- 1911 (iii) states that the individual:
- 1912 (A) is obtaining the manual ballot and the mail-in return envelope at the request of
- 1913 the hospitalized voter;
- 1914 (B) will not request, persuade, or otherwise induce the voter to vote for or vote
- 1915 against any particular candidate or issue;
- 1916 (C) will not release any information regarding the voter's votes; and
- 1917 (D) will not alter the voter's votes.
- 1918 (4) An election officer who provides the items described in Subsection (3) shall mark the
- 1919 mail-in return envelope as an emergency ballot.
- 1920 ~~[(4)]~~ (5) To vote, a hospitalized voter described in Subsection (2) shall:
- 1921 (a) complete the emergency ballot application and enclose the application in the mail-in
- 1922 return envelope;
- 1923 (b) complete, and sign the affidavit on, the mail-in return envelope;
- 1924 (c) mark the voter's votes on the manual ballot;
- 1925 (d) if the voter did not provide the last four digits of the voter's Utah driver license, Utah
- 1926 state identification card, or social security number:
- 1927 (i) include in the mail-in return envelope a photocopy of a type of identification
- 1928 described in Subsection ~~[20A-3a-204(2)(e)(ii)]~~ 20A-3a-204(4)(c)(ii); or
- 1929 (ii) if the voter does not have a type of identification described in Subsection [~~20A-3a-204(2)(e)(ii)]~~ 20A-3a-204(4)(c)(ii), include in the mail-in return envelope
- 1930 another type of valid voter identification;
- 1931
- 1932 (e) place the manual ballot into the mail-in return envelope; and

1933 (f) seal the mail-in return envelope unless a different method is authorized under Section
1934 20A-1-308.

1935 ~~[(5)]~~ (6) For a ballot described in Subsection ~~[(4)]~~ (5) to be counted, the emergency voter
1936 application and the sealed ~~[manual ballot]~~ mail-in return envelope must be returned to the
1937 election officer's office in accordance with the requirements of this chapter.

1938 ~~[(6)]~~ (7) An election officer shall design an emergency ballot application and ensure that the
1939 application includes the check box and statement described in Subsection
1940 20A-3a-401(7)(d)(v).

1941 ~~[(7)]~~ (8) Beginning on January 1, 2029, a hospitalized voter who receives a ballot by mail
1942 with a mail-in return envelope may, if the voter is unable to provide the digits described
1943 in Subsection 20A-3a-401(4)(b)(i), ~~[return the ballot by mail by including]~~ include in the
1944 return envelope:

1945 (a) a photocopy of a type of identification described in Subsection ~~[20A-3a-204(2)(c)(ii)]~~
1946 20A-3a-204(4)(c)(ii); or

1947 (b) if the voter does not have a type of identification described in Subsection [
1948 ~~20A-3a-204(2)(c)(ii)]~~ 20A-3a-204(4)(c)(ii):

1949 (i) a photocopy of another type of valid voter identification; and

1950 (ii) a document showing that the voter is a hospitalized voter.

1951 Section 18. Section **20A-3a-401** is amended to read:

1952 **20A-3a-401 (Effective 01/01/27). Custody of remote ballots returned by mail --**

1953 **Disposition -- Notice -- Disclosures relating to unresolved ballots.**

1954 (1)(a) This section governs remote ballots returned by mail ~~[, via a ballot drop box, or by~~
1955 ~~other legal means]~~ under Subsection 20A-3a-203.6(1)(a).

1956 (b) Except for a ballot returned under Chapter 16, Uniform Military and Overseas Voters
1957 Act, if a remote ballot returned by mail is not sealed in a mail-in return envelope, or
1958 is sealed in a mail-in return envelope that was not issued by the election officer for
1959 the voter identified on the mail-in return envelope, the election officer shall:

1960 (i) reject the ballot; and

1961 (ii) if possible:

1962 (A) notify the voter that the ballot was rejected and the reason the ballot was
1963 rejected; and

1964 (B) if it is not too late for the voter to cast a ballot in a manner permitted by law,
1965 inform the voter how the voter may vote.

1966 (2) Poll workers shall process mail-in return envelopes containing manual ballots that are in

- 1967 the custody of the poll workers in accordance with this section.
- 1968 (3) Poll workers shall examine a mail-in return envelope to make the determinations
- 1969 described in Subsection (4).
- 1970 (4) The poll workers shall take the action described in Subsection (5)(a) if the poll workers
- 1971 determine:
- 1972 (a) for an election held before January 1, 2029:
- 1973 (i) that the mail-in return envelope contains the last four digits of the voter's Utah
- 1974 driver license number, Utah state identification card number, or social security
- 1975 number; or
- 1976 (ii) if the return envelope does not contain the digits described in Subsection (4)(a)(i),
- 1977 that:
- 1978 (A) in accordance with the rules made under Subsection (13), the signature on the
- 1979 affidavit of the mail-in return envelope is reasonably consistent with the
- 1980 individual's signature in the voter registration records; or
- 1981 (B) for an individual who checks the box described in Subsection (7)(d)(v), the
- 1982 signature is verified by alternative means;
- 1983 (b) for an election held on or after January 1, 2029:
- 1984 (i) that the mail-in return envelope contains the last four digits of the voter's Utah
- 1985 driver license number, Utah state identification card number, or social security
- 1986 number;
- 1987 (ii) if the mail-in return envelope does not contain the digits described in Subsection
- 1988 (4)(b)(i), that the voter included in the mail-in return envelope a copy of the
- 1989 identification described in Subsection [~~20A-3a-204(2)(c)(ii)~~] 20A-3a-204(4)(c)(ii);
- 1990 or
- 1991 [(~~iii~~)] (A) for a voter described in Subsection [~~20A-3a-301(7)~~] 20A-3a-301(8), that
- 1992 the voter complied with Subsection [~~20A-3a-301(7)~~] 20A-3a-301(8); and
- 1993 (c) that the affidavit is sufficient;
- 1994 (d) that the voter is registered to vote in the correct precinct;
- 1995 (e) that the voter's right to vote the ballot has not been challenged;
- 1996 (f) that the voter has not already voted in the election; and
- 1997 (g) for a voter who has not yet provided valid voter identification with the voter's voter
- 1998 registration, whether the voter has provided valid voter identification with the mail-in
- 1999 return envelope.
- 2000 (5)(a) If the poll workers make all of the findings described in Subsection (4), the poll

- 2001 workers shall:
- 2002 (i) remove the manual ballot from the mail-in return envelope in a manner that does
- 2003 not destroy the affidavit on the mail-in return envelope;
- 2004 (ii) ensure that the ballot is not examined in connection with the mail-in return
- 2005 envelope; and
- 2006 (iii) place the ballot with the other ballots to be counted.
- 2007 (b) If the poll workers do not make all of the findings described in Subsection (4), the
- 2008 poll workers shall:
- 2009 (i) disallow the vote;
- 2010 (ii) except as provided in Subsection (6), without opening the mail-in return
- 2011 envelope, record the ballot as "rejected" and state the reason for the rejection; and
- 2012 (iii) except as provided in Subsection (6), place the mail-in return envelope,
- 2013 unopened, with the other rejected return envelopes.
- 2014 (6) A poll worker may open a mail-in return envelope, if necessary, to determine
- 2015 compliance with Subsection [~~(4)(b)(ii), (4)(b)(iii)~~] (4)(b)(i)(B) or (C), or (4)(g).
- 2016 (7)(a) If the poll workers reject an individual's ballot because the poll workers determine
- 2017 that the mail-in return envelope does not comply with Subsection (4), the election
- 2018 officer shall:
- 2019 (i) contact the individual in accordance with Subsection (8); and
- 2020 (ii) inform the individual:
- 2021 (A) that the identification information provided on the mail-in return envelope is
- 2022 in question;
- 2023 (B) how the individual may resolve the issue; and
- 2024 (C) that, in order for the ballot to be counted, the individual is required to deliver
- 2025 to the election officer a correctly completed affidavit, provided by the county
- 2026 clerk, that meets the requirements described in Subsection (7)(d).
- 2027 (b) If, under Subsection [~~(4)(a)(ii)(A)~~] (4)(a) or (b), the poll workers reject an individual's
- 2028 ballot because the poll workers determine, in accordance with rules made under
- 2029 Subsection (13), that the signature on the mail-in return envelope is not reasonably
- 2030 consistent with the individual's signature in the voter registration records, 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 individual's signature is in question;

- 2035 (B) how the individual may resolve the issue; and
- 2036 (C) that, in order for the ballot to be counted, the individual is required to deliver
- 2037 to the election officer a correctly completed affidavit, provided by the county
- 2038 clerk, that meets the requirements described in Subsection (7)(d).
- 2039 (c) The election officer shall ensure that the notice described in Subsection (7)(a) or (b)
- 2040 includes:
- 2041 (i) when communicating the notice by mail, a printed copy of the affidavit described
- 2042 in Subsection (7)(d) and a courtesy reply envelope;
- 2043 (ii) when communicating the notice electronically, a link to a copy of the affidavit
- 2044 described in Subsection (7)(d) or information on how to obtain a copy of the
- 2045 affidavit; or
- 2046 (iii) when communicating the notice by phone, either during a direct conversation
- 2047 with the voter or in a voicemail, arrangements for the voter to receive a copy of
- 2048 the affidavit described in Subsection (7)(d), either in person from the clerk's
- 2049 office, by mail, or electronically.
- 2050 (d) An affidavit described in Subsection (7)(a)(ii)(C) or (7)(b)(ii)(C) shall include:
- 2051 (i) an attestation that the individual voted the ballot;
- 2052 (ii) a space for the individual to enter the individual's name, date of birth, and driver
- 2053 license number or the last four digits of the individual's social security number;
- 2054 (iii) a space for the individual to sign the affidavit;
- 2055 (iv) a statement that, by signing the affidavit, the individual authorizes the lieutenant
- 2056 governor's and county clerk's use of the information in the affidavit and the
- 2057 individual's signature on the affidavit for voter identification purposes; and
- 2058 (v) a check box accompanied by language in substantially the following form: "I am
- 2059 a voter with a qualifying disability under the Americans with Disabilities Act that
- 2060 impacts my ability to sign my name consistently. I can provide appropriate
- 2061 documentation upon request. To discuss accommodations, I can be contacted at
- 2062 _____".
- 2063 (e) In order for an individual described in Subsection (7)(a) or (b) to have the
- 2064 individual's remote ballot counted, the individual shall deliver the affidavit described
- 2065 in Subsection (7)(d) to the election officer.
- 2066 (f) An election officer who receives a signed affidavit under Subsection (7)(e) shall
- 2067 immediately:
- 2068 (i) scan the signature on the affidavit electronically and keep the signature on file in

- 2069 the statewide voter registration database developed under Section 20A-2-502;
- 2070 (ii) if the election officer receives the affidavit no later than noon on the last business
- 2071 day before the day on which the canvass begins, count the individual's remote
- 2072 ballot; and
- 2073 (iii) if the check box described in Subsection (7)(d)(v) is checked, comply with the
- 2074 rules described in Subsection (13)(c).
- 2075 (8)(a) The election officer shall, within two business days after the day on which an
- 2076 individual's ballot is rejected, notify the individual of the rejection and the reason for
- 2077 the rejection, by phone, mail, email, or, if consent is obtained, text message, unless:
- 2078 (i) the ballot is cured within one business day after the day on which the ballot is
- 2079 rejected; or
- 2080 (ii) the ballot is rejected because the ballot is received late or for another reason that
- 2081 cannot be cured.
- 2082 (b) If an individual's ballot is rejected for a reason described in Subsection (8)(a)(ii), the
- 2083 election officer shall notify the individual of the rejection and the reason for the
- 2084 rejection by phone, mail, email, or, if consent is obtained, text message, within the
- 2085 later of:
- 2086 (i) 30 calendar days after the day of the rejection; or
- 2087 (ii) 30 calendar days after the day of the election.
- 2088 (c) The election officer may, when notifying an individual by phone under this
- 2089 Subsection (8), use auto-dial technology.
- 2090 (9) An election officer may not count the ballot of an individual whom the election officer
- 2091 contacts under Subsection (7) or (8) unless, no later than noon on the last business day
- 2092 before the day on which the canvass begins, the election officer:
- 2093 (a) receives a signed affidavit from the individual under Subsection (7); or
- 2094 (b)(i) contacts the individual;
- 2095 (ii) if the election officer has reason to believe that an individual, other than the voter
- 2096 to whom the ballot was sent, signed the ballot affidavit, informs the individual that
- 2097 it is unlawful to sign a ballot affidavit for another person, even if the person gives
- 2098 permission;
- 2099 (iii) verifies the identity of the individual by:
- 2100 (A) requiring the individual to provide at least two types of personal identifying
- 2101 information for the individual; and
- 2102 (B) comparing the information provided under Subsection (9)(b)(iii)(A) to records

- 2103 relating to the individual that are in the possession or control of an election
2104 officer; and
- 2105 (iv) documents the verification described in Subsection (9)(b)(iii), by recording:
2106 (A) the name and voter identification number of the individual contacted;
2107 (B) the name of the individual who conducts the verification;
2108 (C) the date and manner of the communication;
2109 (D) the type of personal identifying information provided by the individual;
2110 (E) a description of the records against which the personal identifying information
2111 provided by the individual is compared and verified; and
2112 (F) other information required by the lieutenant governor.
- 2113 (10)(a) The election officer shall retain and preserve:
2114 (i) the mail-in return envelopes in accordance with Subsection 20A-4-202(2); and
2115 (ii) the documents described in Subsection (9)(b)(iv) in accordance with Subsection
2116 20A-4-202(3).
- 2117 (b) If the election officer complies with Subsection (10)(a)(ii) by including the
2118 documentation in the voter's voter registration record, the election officer shall make,
2119 retain, and preserve a record of the name and voter identification number of each
2120 voter contacted under Subsection (9)(b).
- 2121 (11)(a) The election officer shall record the following in the database used in the
2122 verification process:
2123 (i) any initial rejection of a ballot under Subsection (5)(b), within one business day
2124 after the day on which the election officer rejects the ballot; and
2125 (ii) any resolution of a rejection of a ballot under Subsection (9), within one business
2126 day after the day on which the ballot rejection is resolved.
- 2127 (b) An election officer shall include, in the canvass report, a final report of the
2128 disposition of all rejected and resolved ballots, including, for ballots rejected, the
2129 following:
2130 (i) the number of ballots rejected because the voter did not sign the voter's ballot; and
2131 (ii) the number of ballots rejected because the voter's signatures on the ballot, and in
2132 records on file, do not correspond.
- 2133 (12) Willful failure to comply with this section constitutes willful neglect of duty under
2134 Section 20A-5-701.
- 2135 (13) The director of elections within the Office of the Lieutenant Governor shall make
2136 rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to

- 2137 establish:
- 2138 (a) criteria and processes for use by poll workers in determining if a signature
2139 corresponds with the signature on file for the voter under Subsection (4)(a)(ii)(A);
2140 (b) training and certification requirements for election officers and employees of election
2141 officers regarding the criteria and processes described in Subsection (13)(a); and
2142 (c) in compliance with Title II of the Americans with Disabilities Act of 1990, 42 U.S.C.
2143 Secs. 12131 through 12165, an alternative means of verifying the identity of an
2144 individual who checks the box described in Subsection (7)(d)(v).
- 2145 (14)(a) Upon request, and subject to Subsections (14)(b) and (c), an election officer may
2146 disclose the name and address of a voter whose ballot has been rejected and not yet
2147 resolved with:
- 2148 (i) a candidate in the election;
2149 (ii) an individual who represents the candidate's campaign;
2150 (iii) the sponsors of an initiative or referendum appearing on the ballot; or
2151 (iv) for a ballot proposition appearing on the ballot, an individual who represents a
2152 political issues committee, as defined in Section 20A-11-101, if the political
2153 issues committee supports or opposes the ballot proposition.
- 2154 (b) If an election officer discloses the information described in Subsection (14)(a), the
2155 election officer shall:
- 2156 (i) make the disclosure within two business days after the day on which the request is
2157 made;
2158 (ii) respond to each request in the order the requests were made; and
2159 (iii) make each disclosure in a manner, and within a period of time, that does not
2160 reflect favoritism to one requestor over another.
- 2161 (c) A disclosure described in this Subsection (14) may not include the name or address
2162 of a protected individual, as defined in Subsection 20A-2-104(1).
- 2163 Section 19. Section **20A-3a-805** is amended to read:
- 2164 **20A-3a-805 (Effective 01/01/27). Challenges to a voter's eligibility at polling**
2165 **place -- Procedure.**
- 2166 (1)(a) A poll worker, a watcher, or an individual who resides in the jurisdiction to which
2167 the election relates may, at a polling place, challenge an individual's eligibility to vote
2168 a particular ballot or to vote in that election if:
- 2169 (i) the individual making the challenge and the challenged individual are both present
2170 at the polling place at the time the challenge is made; and

- 2171 (ii) the challenge is made[-] :
- 2172 (A) before the challenged individual applies for a ballot[-] ; or
- 2173 (B) in relation to an individual who is returning a remote ballot, before a poll
- 2174 worker accepts the ballot.
- 2175 (b) An individual may make a challenge by orally stating the challenged individual's
- 2176 name and the basis for the challenge, as provided under Section 20A-3a-803.
- 2177 (2) The poll worker shall record a challenge in the official register or on the challenge
- 2178 sheets in the pollbook, including:
- 2179 (a) the name of the challenged individual;
- 2180 (b) the name of the individual making the challenge; and
- 2181 (c) the basis upon which the challenge is made.
- 2182 (3) If an individual's eligibility to vote is challenged under this section, the poll worker shall
- 2183 follow the procedures and requirements of Section 20A-3a-205.
- 2184 Section 20. Section **20A-4-101** is amended to read:
- 2185 **20A-4-101 (Effective 01/01/27). Manual ballots cast at a polling place --**
- 2186 **Counting manual ballots at a polling place on day of election before polls close.**
- 2187 (1) Each county legislative body, municipal legislative body, and each poll worker shall
- 2188 comply with the requirements of this section when counting manual ballots on the day of
- 2189 an election, if:
- 2190 (a) the ballots are cast at a polling place; and
- 2191 (b) the ballots are counted at the polling place before the polls close.
- 2192 (2)(a) Each county legislative body or municipal legislative body shall provide:
- 2193 (i) two sets of ballot boxes for all voting precincts where both receiving and counting
- 2194 judges have been appointed; and
- 2195 (ii) a counting room for the use of the poll workers counting the ballots during the
- 2196 day.
- 2197 (b) At any election in any voting precinct in which both receiving and counting judges
- 2198 have been appointed, when at least 20 votes have been cast, the receiving judges shall:
- 2199 (i) close the first ballot box and deliver it to the counting judges; and
- 2200 (ii) prepare and use another ballot box to receive voted ballots.
- 2201 (c) Except as provided in Subsection (2)(f), upon receipt of the ballot box, the counting
- 2202 judges shall:
- 2203 (i) take the ballot box to the counting room;
- 2204 (ii) count the votes on the regular ballots in the ballot box;

- 2205 (iii) place the provisional ballot envelopes in the envelope or container provided for
 2206 them for return to the election officer; and
- 2207 (iv) when they have finished counting the votes in the ballot box, return the emptied
 2208 box to the receiving judges.
- 2209 (d)(i) During the course of election day, whenever there are at least 20 ballots
 2210 contained in a ballot box, the receiving judges shall deliver that ballot box to the
 2211 counting judges for counting; and
- 2212 (ii) the counting judges shall immediately count the regular ballots and segregate the
 2213 provisional ballots contained in that box.
- 2214 (e) The counting judges shall continue to exchange the ballot boxes and count ballots
 2215 until the polls close.
- 2216 ~~[(f)(i) The director of elections within the Office of the Lieutenant Governor shall
 2217 make rules in accordance with Title 63G, Chapter 3, Utah Administrative
 2218 Rulemaking Act, describing the procedures that a counting judge is required to
 2219 follow for counting ballots in an instant runoff voting race under Part 6, Municipal
 2220 Alternate Voting Methods Pilot Project.]~~
- 2221 ~~[(ii) When counting ballots in an instant runoff voting race described in Part 6,
 2222 Municipal Alternate Voting Methods Pilot Project, a counting judge shall comply
 2223 with the procedures established under Subsection (2)(f)(i) and Part 6, Municipal
 2224 Alternate Voting Methods Pilot Project.]~~
- 2225 (3) To resolve questions that arise during the counting of ballots, a counting judge shall
 2226 apply the standards and requirements of[~~;~~].
- 2227 ~~[(a)] to the extent applicable, Section 20A-4-105[~~; and~~].~~
- 2228 ~~[(b) as applicable, for an instant runoff voting race under Part 6, Municipal Alternate
 2229 Voting Methods Pilot Project, Subsections 20A-4-603(3) through (5).]~~
- 2230 Section 21. Section **20A-4-102** is amended to read:
- 2231 **20A-4-102 (Effective 01/01/27). Manual ballots cast at a polling place --**
 2232 **Counting manual ballots at a polling place on day of election after polls close.**
- 2233 (1)(a) This section governs counting manual ballots on the day of an election, if:
- 2234 (i) the ballots are cast at a polling place; and
- 2235 (ii) the ballots are counted at the polling place after the polls close.
- 2236 (b) Except as provided in Subsection (2)[~~or a rule made under Subsection~~
 2237 ~~20A-4-101(2)(f)(i)], as soon as the polls have been closed and the last qualified voter~~
 2238 has voted, the election judges shall count the ballots by performing the tasks

- 2239 specified in this section in the order that they are specified.
- 2240 (c) To resolve questions that arise during the counting of ballots, a counting judge shall
 2241 apply the standards and requirements of[?] .
 2242 [(i)] to the extent applicable, Section 20A-4-105[; and] .
 2243 [(ii) as applicable, for an instant runoff voting race under Part 6, Municipal Alternate
 2244 Voting Methods Pilot Project, Subsections 20A-4-603(3) through (5).]
- 2245 (2)(a) First, the election judges shall count the number of ballots in the ballot box.
- 2246 (b)(i) If there are more ballots in the ballot box than there are names entered in the
 2247 pollbook, the judges shall examine the official endorsements on the ballots.
- 2248 (ii) If, in the unanimous opinion of the judges, any of the ballots do not bear the
 2249 proper official endorsement, the judges shall put those ballots in an excess ballot
 2250 file and not count [them] those ballots.
- 2251 (c)(i) If, after examining the official endorsements, there are still more ballots in the
 2252 ballot box than there are names entered in the pollbook, the judges shall place the
 2253 remaining ballots back in the ballot box.
- 2254 (ii) One of the judges, without looking, shall draw a number of ballots equal to the
 2255 excess from the ballot box.
- 2256 (iii) The judges shall put those excess ballots into the excess ballot envelope and not
 2257 count them.
- 2258 (d) When the ballots in the ballot box equal the number of names entered in the
 2259 pollbook, the judges shall count the votes.
- 2260 (3) The judges shall:
- 2261 (a) place all unused ballots in the envelope or container provided for return to the county
 2262 clerk or city recorder; and
- 2263 (b) seal that envelope or container.
- 2264 (4) The judges shall:
- 2265 (a) place all of the provisional ballot envelopes in the envelope provided for them for
 2266 return to the election officer; and
- 2267 (b) seal that envelope or container.
- 2268 (5)(a) In counting the votes, the election judges shall read and count each ballot
 2269 separately.
- 2270 (b) In regular primary elections the judges shall:
- 2271 (i) count the number of ballots cast for each party;
- 2272 (ii) place the ballots cast for each party in separate piles; and

- 2273 (iii) count all the ballots for one party before beginning to count the ballots cast for
 2274 other parties.
- 2275 (6)(a) In all elections, the counting judges shall[, ~~except as provided in Part 6, Municipal~~
 2276 ~~Alternate Voting Methods Pilot Project, or a rule made under Subsection~~
 2277 ~~20A-4-101(2)(f)(i)~~]:
- 2278 (i) count one vote for each candidate designated by the marks in the squares next to
 2279 the candidate's name;
- 2280 (ii) count each vote for each write-in candidate who has qualified by filing a
 2281 declaration of candidacy under Section 20A-9-601;
- 2282 (iii) read every name marked on the ballot and mark every name upon the tally sheets
 2283 before another ballot is counted;
- 2284 (iv) evaluate each ballot and each vote based on the standards and requirements of
 2285 Section 20A-4-105;
- 2286 (v) write the word "spoiled" on the back of each ballot that lacks the official
 2287 endorsement and deposit it in the spoiled ballot envelope; and
- 2288 (vi) read, count, and record upon the tally sheets the votes that each candidate and
 2289 ballot proposition received from all ballots, except excess or spoiled ballots.
- 2290 (b) Election judges need not tally write-in votes for fictitious persons, nonpersons, or
 2291 persons clearly not eligible to qualify for office.
- 2292 (c) The judges shall certify to the accuracy and completeness of the tally list in the space
 2293 provided on the tally list.
- 2294 (d) When the judges have counted all of the voted ballots, they shall record the results
 2295 on the total votes cast form.
- 2296 (7)(a) Except as provided in Subsection (7)(b), only an election judge and a watcher may
 2297 be present at the place where counting is conducted until the count is completed.
- 2298 (b)(i) An auditor conducting an audit described in Section 36-12-15.2 may be present
 2299 at the place where counting is conducted, regardless of whether the count is
 2300 completed.
- 2301 (ii) The lieutenant governor may be present at the place where counting is conducted,
 2302 regardless of whether the count is completed.
- 2303 Section 22. Section **20A-4-102.5** is enacted to read:
- 2304 **20A-4-102.5 (Effective 01/01/27). Preparing remote ballots returned to a ballot**
 2305 **drop box for counting.**
- 2306 (1) Before counting remote ballots that are returned to a ballot drop box, the election officer

- 2307 shall, for each return envelope returned:
- 2308 (a) record the voting history for the voter;
- 2309 (b) verify that the voter has not already voted; and
- 2310 (c) verify that the voter is registered to vote in the jurisdiction to which the ballot relates.
- 2311 (2) If an election officer is unable to make the verification described in Subsection (1)(b) or
- 2312 (c), the election officer shall:
- 2313 (a) reject the ballot; and
- 2314 (b) if possible:
- 2315 (i) notify the voter that the ballot was rejected and the reason the ballot was rejected;
- 2316 and
- 2317 (ii) if it is not too late for the voter to cast a ballot in a manner permitted by law,
- 2318 inform the voter how the voter may vote.

2319 Section 23. Section **20A-4-105** is amended to read:

2320 **20A-4-105 (Effective 01/01/27). Standards and requirements for evaluating**

2321 **voter's ballot choice.**

- 2322 (1)(a) An election officer shall ensure that when a question arises regarding a vote
- 2323 recorded on a manual ballot, two counting judges jointly adjudicate the ballot, except
- 2324 as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot Project, in
- 2325 accordance with the requirements of this section.
- 2326 (b) If the counting judges disagree on the disposition of a vote recorded on a ballot that
- 2327 is adjudicated under this section, the counting judges may not count the vote.
- 2328 (c) An election officer shall store adjudicated ballots separately from other ballots to
- 2329 enable a court to review the ballots if the election is challenged in court.
- 2330 (2) Except as provided in Subsection (10), [~~Subsection 20A-3a-204(7), or Part 6, Municipal~~
- 2331 ~~Alternate Voting Methods Pilot Project,~~] if a voter marks more names than there are
- 2332 individuals to be elected to an office, or if the counting judges cannot determine a voter's
- 2333 choice for an office, the counting judges may not count the voter's vote for that office.
- 2334 (3) [~~Except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot~~
- 2335 ~~Project, the]~~ The counting judges shall count a defective or incomplete mark on a manual
- 2336 ballot if:
- 2337 (a) the defective or incomplete mark is in the proper place; and
- 2338 (b) there is no other mark or cross on the ballot indicating the voter's intent to vote other
- 2339 than as indicated by the incomplete or defective mark.
- 2340 (4) [~~Except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot~~

2341 ~~Project, the] The counting judges [-] may not reject a ballot marked by the voter because~~

2342 of marks on the ballot other than those marks allowed by this section unless the

2343 extraneous marks on a ballot show an intent by an individual to mark the individual's

2344 ballot so that the individual's ballot can be identified.

2345 (5)(a) In counting the ballots, the counting judges shall give full consideration to the

2346 intent of the voter.

2347 (b) The counting judges may not invalidate a ballot because of mechanical or technical

2348 defects in voting or failure on the part of the voter to follow strictly the rules for

2349 balloting required by Chapter 3a, Voting.

2350 (6) The counting judges may not reject a ballot because of an error in:

2351 (a) stamping or writing an official endorsement; or

2352 (b) delivering the wrong ballots to a polling place.

2353 (7) The counting judges may not count a manual ballot that does not have the official

2354 endorsement by an election officer.

2355 (8) The counting judges may not count a ballot proposition vote or candidate vote for which

2356 the voter is not legally entitled to vote, as defined in Section 20A-4-107.

2357 (9) If the counting judges discover that the name of a candidate is misspelled on a ballot,

2358 or that the initial letters of a candidate's given name are transposed or omitted in whole

2359 or in part on a ballot, the counting judges shall count a voter's vote for the candidate if it

2360 is apparent that the voter intended to vote for the candidate.

2361 (10) The counting judges shall count a vote for the president and the vice president of any

2362 political party as a vote for the presidential electors selected by the political party.

2363 (11) [~~Except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot~~

2364 ~~Project, in] In counting the valid write-in votes, if, by casting a valid write-in vote, a~~

2365 voter has cast more votes for an office than that voter is entitled to vote for that office,

2366 the counting judges shall count the valid write-in vote as being the obvious intent of the

2367 voter.

2368 Section 24. Section **20A-4-304** is amended to read:

2369 **20A-4-304 (Effective 01/01/27). Declaration of results -- Canvassers' report.**

2370 (1)(a) [~~Except as provided in Part 6, Municipal Alternate Voting Methods Pilot Project, a]~~

2371 A board of canvassers shall declare "elected" or "nominated" those persons who:

2372 (i) had the highest number of votes; and

2373 (ii) sought election or nomination to an office completely within the board's

2374 jurisdiction.

- 2375 (b) [~~Except as provided in Part 6, Municipal Alternate Voting Methods Pilot Project, a~~] A
2376 board of canvassers shall declare a "tie vote" if:
- 2377 (i) two or more candidates for an office receive an equal and the highest number of
2378 votes for that office; or
- 2379 (ii) in a race for an at-large office:
- 2380 (A) two or more candidates receive an equal number of votes; and
- 2381 (B) a recount is necessary to determine which candidates are elected to the at-large
2382 office.
- 2383 (c) A board of canvassers shall declare:
- 2384 (i) "approved" those ballot propositions that:
- 2385 (A) had more "yes" votes than "no" votes; and
- 2386 (B) were submitted only to the voters within the board's jurisdiction; or
- 2387 (ii) "rejected" those ballot propositions that:
- 2388 (A) had more "no" votes than "yes" votes or an equal number of "no" votes and
2389 "yes" votes; and
- 2390 (B) were submitted only to the voters within the board's jurisdiction.
- 2391 (d) A board of canvassers shall:
- 2392 (i) certify the vote totals for candidates and for and against ballot propositions that
2393 were submitted to voters within and beyond the board's jurisdiction and transmit
2394 those vote totals to the lieutenant governor; and
- 2395 (ii) if applicable, certify the results of each special district election to the special
2396 district clerk.
- 2397 (2) The election officer shall submit a report to the board of canvassers that includes the
2398 following information:
- 2399 (a) a statement of votes cast, disclosing:
- 2400 (i) the total number of votes cast in the board's jurisdiction; and
- 2401 (ii) for each office that appeared on the ballot:
- 2402 (A) the name of each candidate whose name appeared on the ballot; and
- 2403 (B) whether the candidate is an unaffiliated candidate, a valid write-in candidate,
2404 or, if the candidate is affiliated with or the nominee of a registered political
2405 party, the name of the registered political party;
- 2406 (b) the title of each ballot proposition that appeared on the ballot;
- 2407 (c) the total number of votes given in the board's jurisdiction to each candidate, and for
2408 and against each ballot proposition;

- 2409 (d) from each voting precinct:
- 2410 (i) the number of votes for each candidate; and
- 2411 [~~(ii) for each race conducted by instant runoff voting under Part 6, Municipal~~
- 2412 ~~Alternate Voting Methods Pilot Project, the number of valid votes cast for each~~
- 2413 ~~candidate for each potential ballot-counting phase and the name of the candidate~~
- 2414 ~~excluded in each ballot-counting phase; and]~~
- 2415 [(~~iii~~) (ii) the number of votes for and against each ballot proposition;
- 2416 (e) standardized statistics, on a form provided by the lieutenant governor, disclosing, at a
- 2417 minimum:
- 2418 (i) the number of active voters in the board's jurisdiction as of the Friday before
- 2419 election day;
- 2420 (ii) the number of ballots counted by the election officer that were cast by voters who
- 2421 registered to vote on election day under Section 20A-2-207;
- 2422 (iii) the total number of ballots counted by the election officer;
- 2423 (iv) the quotient of the number described in Subsection (2)(e)(iii) divided by the sum
- 2424 of the numbers described in Subsections (2)(e)(i) and (ii);
- 2425 (v) of the number described in Subsection (2)(e)(iii):
- 2426 (A) the number of provisional ballots cast at a polling place; and
- 2427 (B) the number of ballots cast using a voting method described in Section
- 2428 20A-3a-201;
- 2429 (vi) a reconciliation of the number of ballots the election officer counted and the
- 2430 number of voters given credit for voting in the election;
- 2431 (vii) if there is a difference between the numbers described in Subsection (2)(e)(vi),
- 2432 an explanation for the difference;
- 2433 (viii) the number of provisional ballots that could not legally be counted; and
- 2434 (ix) each of the following:
- 2435 (A) the number of ballots, other than provisional ballots, that were rejected
- 2436 because the ballots could not legally be cured;
- 2437 (B) the number of ballots, other than provisional ballots, that were rejected, could
- 2438 have been cured by the voter, but were not cured;
- 2439 (C) the number of uncounted ballots received after the deadline described in
- 2440 Subsection [~~20A-3a-204(3)~~] 20A-3a-204(5); and
- 2441 (D) the percentage of ballots that were returned as undeliverable;
- 2442 (f) subject to Subsection (3), a cast vote record report that contains only the following

- 2443 information from the election results database:
- 2444 (i) for the jurisdiction administering the election:
- 2445 (A) the title of each ballot proposition appearing on the ballots;
- 2446 (B) a description of each race for federal office, statewide office, state legislative
- 2447 office, state school board office, county office, local school board office, or
- 2448 municipal office appearing on the ballots; and
- 2449 (C) the name of each candidate for an office described in Subsection (2)(f)(i)(B);
- 2450 (ii) the numeric identifier described in Subsection 20A-5-802.5(2)(b);
- 2451 (iii) the vote cast by a voter for:
- 2452 (A) a candidate for an office described in Subsection (2)(f)(i)(B);
- 2453 (B) a valid write-in candidate; and
- 2454 (C) each ballot proposition;
- 2455 (iv) if a voter's vote was not counted, an indication that the vote was not counted
- 2456 because:
- 2457 (A) the voter cast a vote for more than one candidate for a single office; or
- 2458 (B) the voter made more than one selection for a single ballot proposition;
- 2459 (v) if a voter was eligible to cast a vote, but did not cast a vote, an indication that the
- 2460 voter did not cast a vote; and
- 2461 (vi) if a ballot proposition or an office described in Subsection (2)(f)(i)(B) did not
- 2462 appear on the voter's ballot:
- 2463 (A) an indication that the voter was ineligible to cast a vote for the ballot
- 2464 proposition or office; or
- 2465 (B) a blank field or space in the portion of the report representing the ballot
- 2466 proposition or office;
- 2467 (g) other information required by law to be provided to the board of canvassers; and
- 2468 (h) a statement certifying that the information contained in the report is accurate.
- 2469 (3) The cast vote record report described in Subsection (2)(f) may not include:
- 2470 (a) any special district office or special district ballot proposition appearing on a ballot in
- 2471 the jurisdiction administering the election;
- 2472 (b) the vote cast by a voter for a special district office or special district ballot
- 2473 proposition;
- 2474 (c) the voter precinct number associated with a ballot; or
- 2475 (d) information that directly identifies the voter who cast the ballot.
- 2476 (4) For an election in which the election officer does not use automatic tabulating

- 2477 equipment, the election officer shall:
- 2478 (a) review the votes cast on each ballot that is counted;
- 2479 (b) manually compile the information described in Subsection (2)(f) in a file format
- 2480 described in Subsection (8)(c);
- 2481 (c) ensure that the file does not contain the information described in Subsection (3); and
- 2482 (d) include a copy of the file in the board of canvassers' report.
- 2483 (5) The election officer and the board of canvassers shall:
- 2484 (a) review the report to ensure that the report is correct; and
- 2485 (b) sign the report.
- 2486 (6) The election officer shall:
- 2487 (a) record or file the certified report in a book kept for that purpose;
- 2488 (b) prepare and transmit a certificate of nomination or election under the officer's seal to
- 2489 each nominated or elected candidate;
- 2490 (c) publish a copy of the certified report in accordance with Subsection (7); and
- 2491 (d) file a copy of the certified report with the lieutenant governor.
- 2492 (7) Subject to Subsection (8), an election officer shall, no later than three business days
- 2493 after the day on which the board of canvassers declares the election results, publish a
- 2494 notice of the certified report described in Subsection (2) as a class A notice under
- 2495 Section 63G-30-102.
- 2496 (8) The class A notice described in Subsection (7) shall:
- 2497 (a) include the following statement: "The Board of Canvassers for [indicate name of
- 2498 jurisdiction] has prepared a report of the election results for the [indicate type and
- 2499 date of election].";
- 2500 (b) specify the following sources where an individual may view or obtain a copy of the
- 2501 entire certified report:
- 2502 (i) the Utah Public Notice Website;
- 2503 (ii) if the election officer is required to publish the notice on the board's jurisdiction's
- 2504 website under Subsection 63G-30-102(1)(b), the jurisdiction's website;
- 2505 (iii) the physical address for the board's jurisdiction; and
- 2506 (iv) a mailing address and telephone number; and
- 2507 (c) [~~subject to Subsection (9),~~]for the website posting described in Subsections
- 2508 63G-30-102(1)(a) and (b), include a copy of the certified report in the following file
- 2509 formats:
- 2510 (i) except for the cast vote record report described in Subsection (2)(f), a PDF or

2511 similar file; and

2512 (ii) for the cast vote record report described in Subsection (2)(f), one or more
 2513 spreadsheets, Comma Separated Values files, or another common type of
 2514 delimited or fixed-width files.

2515 ~~[(9) An election officer may post the information required to be included in the cast vote
 2516 record report described in Subsection (2)(f) as a text-based file that represents structured
 2517 information through key value pairs and ordered collections of data in lieu of including
 2518 that information in a file described in Subsection (8)(c)(ii) if:]~~

2519 ~~[(a) the race for elective office was conducted using instant runoff voting under Chapter
 2520 4, Part 6, Municipal Alternate Voting Methods Pilot Project; and]~~

2521 ~~[(b) the tabulating equipment does not produce a file described in Subsection (8)(c)(ii)
 2522 that accurately records all the preferences cast by a voter on the voter's ballot.]~~

2523 ~~[(10)] (9) An election officer shall publish the class A notice described in Subsection (7) for
 2524 the following time periods:~~

2525 (a) in relation to posting the notice on the Utah Public Notice Website under Subsection
 2526 63G-30-102(1)(a), indefinitely;

2527 (b) in relation to posting the notice on the election officer's jurisdiction's website under
 2528 Subsection 63G-30-102(1)(b), for at least 180 calendar days after the day of the
 2529 deadline described in Subsection (7); and

2530 (c) in relation to posting the notice in a physical location under Subsection
 2531 63G-30-102(1)(c), for at least seven calendar days after the day of the deadline
 2532 described in Subsection (7).

2533 ~~[(11)] (10) An election officer:~~

2534 (a) shall ensure that an individual may obtain a copy of the certified report in a file
 2535 format described in~~[:]~~

2536 ~~[(i)] Subsection (8)(c); and~~

2537 ~~[(ii) if applicable, Subsection (9); and]~~

2538 (b) may make the certified report available in any computer-readable format that the
 2539 election officer determines is helpful to members of the public.

2540 ~~[(12)] (11) When there has been a regular general or a statewide special election for
 2541 statewide officers, for officers that appear on the ballot in more than one county, or for a
 2542 statewide or two or more county ballot proposition, each board of canvassers shall,
 2543 immediately upon adjournment of the board, transmit to the lieutenant governor a report
 2544 detailing the number of votes for each candidate and the number of votes for and against~~

2545 each ballot proposition.

2546 ~~[(13)]~~ (12) In each county election, municipal election, school election, special district
2547 election, and local special election, the election officer shall transmit the reports to the
2548 lieutenant governor within 14 calendar days after the date of the election.

2549 ~~[(14)]~~ (13) In a regular primary election and in a presidential primary election, the board of
2550 canvassers shall, immediately upon adjournment of the board, transmit to the lieutenant
2551 governor:

2552 (a) the county totals for multi-county races; and

2553 (b) a complete tabulation showing voting totals for all primary races, precinct by
2554 precinct.

2555 Section 25. Section **20A-4-401** is amended to read:

2556 **20A-4-401 (Effective 01/01/27). Recounts -- Procedure.**

2557 ~~[(1) This section does not apply to a race conducted by instant runoff voting under Part 6,~~
2558 ~~Municipal Alternate Voting Methods Pilot Project.]~~

2559 ~~[(2)]~~ (1) The election officer shall conduct a recount of votes cast in a race if:

2560 (a) two or more candidates for an office receive an equal and the highest number of
2561 votes for that office; or

2562 (b) in a race for an at-large office, two or more candidates receive an equal number of
2563 votes and at least one of the candidates must be eliminated to determine which
2564 candidates are elected.

2565 ~~[(3)]~~ (2)(a) Except as provided in Subsection ~~[(2) or (3)(b)]~~ (1) or (2)(b), for a race
2566 between candidates, if the difference between the number of votes cast for a winning
2567 candidate in the race and a losing candidate in the race is equal to or less than .25%
2568 of the total number of votes cast for all candidates in the race, the losing candidate
2569 may file a request for a recount in accordance with Subsection ~~[(4)]~~ (3).

2570 (b) Except as provided in Subsection ~~[(2)]~~ (1), for a race between candidates where the
2571 total of all votes cast in the race is 400 or less, if the difference between the number
2572 of votes cast for a winning candidate in the race and a losing candidate in the race is
2573 one vote, the losing candidate may file a request for a recount in accordance with
2574 Subsection ~~[(4)]~~ (3).

2575 ~~[(4)]~~ (3) A losing candidate who files a request for a recount under Subsection ~~[(3)(a) or (b)]~~
2576 (2)(a) or (b) shall file the request:

2577 (a) for a municipal primary election, with the municipal clerk, no later than 5 p.m. on the
2578 first business day that is at least three calendar days after the day on which the

- 2579 canvass is completed; or
- 2580 (b) for all other elections, no later than 5 p.m. on the first business day that is at least
- 2581 three calendar days after the day on which the canvass is completed, with:
- 2582 (i) the municipal clerk, if the election is a municipal general election;
- 2583 (ii) the special district clerk, if the election is a special district election;
- 2584 (iii) the county clerk, for a race voted on entirely within a single county; or
- 2585 (iv) the lieutenant governor, for a statewide race or multi-county race.
- 2586 [~~5~~] (4)(a) The election officer shall conduct the recount:
- 2587 (i) for a race described in Subsection [~~2~~] (1), no later than 10 calendar days after the
- 2588 day on which the board of canvassers certifies the vote totals; or
- 2589 (ii) for a race described in Subsection [~~3~~] (2), no later than seven calendar days after
- 2590 the day on which the losing candidate requests the recount.
- 2591 (b) In conducting the recount, the election officer shall:
- 2592 (i) supervise the recount;
- 2593 (ii) recount all ballots cast in the race;
- 2594 (iii) reexamine all uncounted ballots to ensure compliance with Chapter 3a, Part 4,
- 2595 Disposition of Ballots; and
- 2596 (iv)(A) for a race between candidates for a single office, declare elected the
- 2597 candidate who receives the highest number of votes on the recount;
- 2598 (B) for a race for an at-large office, declare elected the candidate who receives the
- 2599 highest number of votes on the recount, until all offices are filled by the
- 2600 candidates who received the highest number of votes;
- 2601 (C) for a race described in Subsection [~~5)(b)(iv)(A)~~] (4)(b)(iv)(A) in which two or
- 2602 more candidates receive an equal and the highest number of votes, declare a tie
- 2603 vote; or
- 2604 (D) for a race described in Subsection [~~5)(b)(iv)(B)~~] (4)(b)(iv)(B) in which two or
- 2605 more candidates receive an equal number of votes, declare a tie vote if the
- 2606 selection of the winning candidate by lot under Section 20A-1-304 is necessary
- 2607 to determine which candidate is elected to the at-large office.
- 2608 [~~6~~] (5) The cost of a recount under Subsection [~~5~~] (4) shall be paid by:
- 2609 (a) for a statewide race or multi-county race, the state; or
- 2610 (b) for all other races:
- 2611 (i) the political subdivision that conducts the election; or
- 2612 (ii) the political subdivision that enters into a contract or interlocal agreement under

2613 Title 11, Chapter 13, Interlocal Cooperation Act, with a provider election officer
2614 to conduct the election.

2615 ~~[(7)]~~ (6)(a) Except as provided in Subsection ~~[(7)(b)]~~ (6)(b), for a ballot proposition or a
2616 bond proposition, if the proposition passes or fails by a margin that is equal to or less
2617 than .25% of the total votes cast for or against the proposition, any 10 voters who
2618 voted in the election where the proposition was on the ballot may file a request for a
2619 recount no later than 5 p.m. on the first business day that is at least seven calendar
2620 days after the day of the canvass with the person described in Subsection ~~[(8)]~~ (7).

2621 (b) For a ballot proposition or a bond proposition where the total of all votes cast for or
2622 against the proposition is 400 or less, if the difference between the number of votes
2623 cast for the proposition and the number of votes cast against the proposition is one
2624 vote, any 10 voters who voted in the election where the proposition was on the ballot
2625 may file a request for a recount no later than 5 p.m. on the first business day that is at
2626 least seven calendar days after the day of the canvass with the person described in
2627 Subsection ~~[(8)]~~ (7).

2628 ~~[(8)]~~ (7) The 10 voters who file a request for a recount under Subsection ~~[(7)(a) or (b)]~~ (6)(a)
2629 or (b) shall file the request with:

- 2630 (a) the municipal clerk, if the election is a municipal election;
2631 (b) the special district clerk, if the election is a special district election;
2632 (c) the county clerk, for a proposition voted on entirely within a single county; or
2633 (d) the lieutenant governor, for a statewide proposition or multi-county proposition.

2634 ~~[(9)]~~ (8)(a) In conducting the recount, the election officer shall:

- 2635 (i) supervise the recount;
2636 (ii) recount all ballots cast for the ballot proposition or bond proposition;
2637 (iii) reexamine all uncounted ballots to ensure compliance with Chapter 3a, Part 4,
2638 Disposition of Ballots; and
2639 (iv) declare the ballot proposition or bond proposition to have "passed" or "failed"
2640 based upon the results of the recount.

2641 (b) Proponents and opponents of the ballot proposition or bond proposition may
2642 designate representatives to witness the recount.

2643 ~~[(10)]~~ (9) The voters requesting a recount under Subsection ~~[(7)(a) or (b)]~~ (6)(a) or (b) shall
2644 pay the costs of the recount.

2645 ~~[(11)]~~ (10)(a) Upon completing a recount described in Subsection ~~[(5) or (9)]~~ (4) or (8),
2646 the election officer shall immediately convene the board of canvassers.

- 2647 (b) The board of canvassers shall:
- 2648 (i) canvass the election returns for the race or proposition that was the subject of the
- 2649 recount; and
- 2650 (ii) with the assistance of the election officer, prepare and sign the report required by
- 2651 Section 20A-4-304 or 20A-4-306.
- 2652 (c) If the recount is for a statewide race, multi-county race, or a statewide proposition,
- 2653 the board of county canvassers shall prepare and transmit a separate report to the
- 2654 lieutenant governor as required by Subsection [~~20A-4-304(12)~~] 20A-4-304(11).
- 2655 (d) The canvassers' report prepared as provided in this Subsection [~~(11)~~] (10) is the
- 2656 official result of the race or proposition that is the subject of the recount.

2657 Section 26. Section **20A-5-102** is amended to read:

2658 **20A-5-102 (Effective 01/01/27). Voting instructions.**

- 2659 (1) Each election officer shall:
- 2660 (a) print instructions for voters;
- 2661 (b) ensure that the instructions are printed in English, and any other language required
- 2662 under the Voting Rights Act of 1965, as amended, in large clear type; and
- 2663 (c) ensure that the instructions inform voters:
- 2664 (i) about how to obtain, and how to return, ballots for voting;
- 2665 (ii) about special political party affiliation requirements for voting in a regular
- 2666 primary election or presidential primary election;
- 2667 (iii) about how to prepare ballots cast at a polling place for deposit in the ballot box;
- 2668 (iv) about how to prepare a [~~mailed~~] remote ballot for return;
- 2669 (v) about how to record write-in votes;
- 2670 (vi) about how to obtain a new ballot in the place of one spoiled by accident or
- 2671 mistake;
- 2672 (vii) about how to obtain assistance in marking ballots;
- 2673 (viii) about obtaining a new ballot if the voter's ballot is defaced;
- 2674 (ix) that identification marks or the spoiling or defacing of a ballot will make it
- 2675 invalid;
- 2676 (x) about how to obtain and vote a provisional ballot;
- 2677 (xi) about whom to contact to report election fraud;
- 2678 (xii) about applicable federal and state laws regarding:
- 2679 (A) voting rights and the appropriate official to contact if the voter alleges that the
- 2680 voter's rights have been violated; and

2681 (B) prohibitions on acts of fraud and misrepresentation;
 2682 (xiii) about procedures governing mail-in registrants and first-time voters; and
 2683 (xiv) about the date of the election and the hours that the polls are open on election
 2684 day.

2685 (2) Each election officer shall:

2686 (a) provide the election judges of each voting precinct with sufficient instruction cards to
 2687 instruct voters in the preparation of the voters' ballots; and

2688 (b) direct the election judges to post:

2689 (i) general voting instructions in each voting booth;

2690 (ii) at least three instruction cards at other locations in [the] a polling place; and

2691 (iii) at least one sample ballot at [the] a polling place.

2692 Section 27. Section **20A-5-403.5** is amended to read:

2693 **20A-5-403.5 (Effective 01/01/27). Ballot drop boxes -- Number, location, hours,**
 2694 **and method of operation -- Notice.**

2695 [~~(1) An election officer;~~]

2696 [~~(a) shall designate at least one ballot drop box in each municipality and reservation~~
 2697 ~~located in the jurisdiction to which the election relates;]~~

2698 [~~(b) may designate additional ballot drop boxes for the election officer's jurisdiction;]~~

2699 [~~(c) shall clearly mark each ballot drop box as an official ballot drop box for the election~~
 2700 ~~officer's jurisdiction;]~~

2701 [~~(d) shall provide 24-hour recorded video surveillance, without audio, of each~~
 2702 ~~unattended ballot drop box;]~~

2703 [~~(e) shall post a sign on or near each unattended ballot drop box indicating that the ballot~~
 2704 ~~drop box is under 24-hour video surveillance; and]~~

2705 [~~(f) shall ensure that a camera, a video, or a recording of a video described in Subsection~~
 2706 ~~(1)(d) may only be accessed by:]~~

2707 [~~(i) the election officer;]~~

2708 [~~(ii) a custodian of the camera, video, or recording;]~~

2709 [~~(iii) the lieutenant governor;]~~

2710 [~~(iv) the legislative auditor general, when performing an audit;]~~

2711 [~~(v) a court of competent jurisdiction, by or pursuant to an order of the court;]~~

2712 [~~(vi) a registered voter who claims to have cast a ballot at an unattended ballot drop~~
 2713 ~~box, if the election officer informs the voter that the election officer never~~
 2714 ~~received the voter's ballot; or]~~

- 2715 [(vii) subject to Subsection (2)(b), and except as provided in Subsection (2)(c):]
- 2716 [(A) a candidate for an office that appears on a ballot, or an individual
- 2717 representing the candidate's campaign;]
- 2718 [(B) for a federal, statewide, or multicounty race, the chair of the state political
- 2719 party whose member is a candidate described in Subsection (1)(f)(vii)(A);]
- 2720 [(C) for a race where the officeholder is selected by voters entirely within one
- 2721 county, the chair of the county political party whose member is a candidate
- 2722 described in Subsection (1)(f)(vii)(A); or]
- 2723 [(D) the designee of a political party chair described in Subsection (1)(f)(vii)(B) or
- 2724 (C).]
- 2725 [(2)(a) An individual may not view a video, or a recording of a video, described in
- 2726 Subsection (1)(d), unless the individual:]
- 2727 [(i) is an individual described in Subsection (1)(f); and]
- 2728 [(ii) views the video to the extent necessary to:]
- 2729 [(A) ensure compliance with Subsection (1)(d), (1)(f), or (3); or]
- 2730 [(B) investigate a concern relating to ballots or the ballot box.]
- 2731 [(b) If an individual described in Subsection (1)(f)(vii) seeks to view a video recording
- 2732 described in Subsection (1)(d), the election officer may require the individual to view
- 2733 the video recording at the election officer's office during regular business hours.]
- 2734 [(c) An individual described in Subsection (1)(f)(vii) may not view a video recording
- 2735 described in Subsection (1)(d) after the time period for contesting the election to
- 2736 which the video recording relates ends.]
- 2737 [(3) The election officer, or the custodian of the recording:]
- 2738 [(a) shall keep a recording described in Subsection (1)(d) until at least the later of:]
- 2739 [(i) the last day of the calendar year in which the election was held; or]
- 2740 [(ii) if the election is contested, when the contest is resolved; and]
- 2741 [(b) may keep the video recording described in Subsection (1)(d) indefinitely.]
- 2742 (1) For a regular election, an election officer shall, in each county:
- 2743 (a) during the days and times described in Subsection (3)(a):
- 2744 (i) if less than 30,000 active registered voters reside in the county, operate within the
- 2745 county at least one ballot drop box; or
- 2746 (ii) if at least 30,000 active registered voters reside in the county, operate within the
- 2747 county at least two ballot drop boxes, plus one additional ballot drop box for each
- 2748 30,000 active registered voters above 30,000 active registered voters who reside in

- 2749 the county;
- 2750 **(b) during the days and times described in Subsection (3)(b):**
- 2751 **(i) if less than 10,000 active registered voters reside in the county, operate within the**
- 2752 **county at least one ballot drop box; or**
- 2753 **(ii) if at least 10,000 active registered voters reside in the county, operate within the**
- 2754 **county at least two ballot drop boxes, plus one additional ballot drop box for each**
- 2755 **10,000 active registered voters above 10,000 active registered voters who reside in**
- 2756 **the county;**
- 2757 **(c) during the days and times described in Subsections (3)(a) and (b), in addition to the**
- 2758 **ballot drop boxes required under Subsections (1)(a) and (b), operate at least one**
- 2759 **ballot drop box in each reservation that is, in whole or in part, within the county; and**
- 2760 **(d) if two or more ballot drop boxes are operating in a county, disburse the ballot drop**
- 2761 **boxes in different locations throughout the county.**
- 2762 **(2) For a municipal election, an election officer shall, in each municipality:**
- 2763 **(a) during the days and times described in Subsection (3)(a):**
- 2764 **(i) if less than 30,000 active registered voters reside in the municipality, operate**
- 2765 **within the municipality at least one ballot drop box; or**
- 2766 **(ii) if at least 30,000 active registered voters reside in the municipality, operate within**
- 2767 **the municipality at least two ballot drop boxes, plus one additional ballot drop box**
- 2768 **for each 30,000 active registered voters above 30,000 active registered voters who**
- 2769 **reside in the municipality;**
- 2770 **(b) during the days and times described in Subsection (3)(b):**
- 2771 **(i) if less than 10,000 active registered voters reside in the municipality, operate**
- 2772 **within the municipality at least one ballot drop box; or**
- 2773 **(ii) if at least 10,000 active registered voters reside in the municipality, operate within**
- 2774 **the municipality at least two ballot drop boxes, plus one additional ballot drop box**
- 2775 **for each 10,000 active registered voters above 10,000 active registered voters who**
- 2776 **reside in the municipality; and**
- 2777 **(c) if two or more ballot drop boxes are operating in a municipality, disburse the ballot**
- 2778 **drop boxes in different locations throughout the municipality.**
- 2779 **(3) An election officer shall:**
- 2780 **(a) operate all ballot drop boxes described in Subsection (1)(a), (1)(c), or (2)(a) during at**
- 2781 **least the following hours, on at least the following days:**
- 2782 **(i) on the Monday that is eight calendar days before the day of the election, beginning**

- 2783 at noon and ending at 8 p.m.;
- 2784 (ii) on the Tuesday that is seven calendar days before the day of the election,
- 2785 beginning at 7 a.m. and ending at 3 p.m.;
- 2786 (iii) on the Wednesday before the day of the election, beginning at noon and ending
- 2787 at 8 p.m.;
- 2788 (iv) on the Thursday before the day of the election, beginning at 7 a.m. and ending at
- 2789 3 p.m.;
- 2790 (v) on the Friday before the day of the election, beginning at noon and ending at 8
- 2791 p.m.; and
- 2792 (vi) on the Saturday before the day of the election, beginning at 7 a.m. and ending at
- 2793 8 p.m.;
- 2794 (b) operate all ballot drop boxes described in Subsection (1)(b), (1)(c), or (2)(b) on the
- 2795 day before the day of the election and on the day of the election, beginning at 7 a.m.
- 2796 and ending at 8 p.m.;
- 2797 (c) operate ballot drop boxes, in addition to the ballot drop boxes required under
- 2798 Subsection (1) or (2), as needed to avoid long lines at a ballot drop box or at a polling
- 2799 place;
- 2800 (d) clearly mark a ballot drop box as an official ballot drop box for the election officer's
- 2801 jurisdiction;
- 2802 (e) secure the ballot drop box in a manner that a ballot cannot be placed in the ballot
- 2803 drop box while the ballot drop box is unattended;
- 2804 (f) operate the ballot drop box, in accordance with Section 20A-3a-203.5, with at least
- 2805 two poll workers present at all times;
- 2806 (g) ensure that, before poll workers leave the ballot drop box for the day, the poll
- 2807 workers:
- 2808 (i) remove all ballots from the ballot drop box for delivery to the election officer;
- 2809 (ii) verify that the ballot drop box is empty; and
- 2810 (iii) secure the ballot drop box in a manner that a ballot cannot be placed in the ballot
- 2811 drop box until the ballot drop box again opens for operation; and
- 2812 (h) ensure that each day, before the ballot drop box opens for operation, the poll workers:
- 2813 (i) inspect the ballot drop box to verify that the ballot drop box is empty; and
- 2814 (ii) if any ballots or other items are discovered in the ballot drop box, empty the
- 2815 ballot drop box and secure any ballots found in the ballot drop box in a separate
- 2816 container for delivery to the election officer.

- 2817 (4)(a) An individual may not return a remote ballot to a ballot drop box, unless at least
2818 two poll workers are present to accept the remote ballot in accordance with Section
2819 20A-3a-203.5.
- 2820 (b) Only a poll worker may deposit a remote ballot into a ballot drop box, and only after
2821 a voter submits the remote ballot, sealed in a return envelope, to the poll worker at
2822 the ballot drop box in accordance with the requirements of Section 20A-3a-203.5.
- 2823 ~~[(4)]~~ (5) Except as provided in Subsection (6), Subsection (8), or Section 20A-1-308[~~or~~
2824 Subsection (7), the] , an election officer shall, at least 28 calendar days before the date of
2825 the election, provide notice of the location of each ballot drop box [~~designated under~~
2826 Subsection (1),] that the election officer will operate for the election, and the dates and
2827 hours that poll workers will be present to accept remote ballots, by publishing notice for
2828 the jurisdiction holding the election, as a class A notice under Section 63G-30-102, for
2829 at least 28 calendar days before the day of the election.
- 2830 ~~[(5)]~~ (6) Instead of including the location and the dates and hours of operation of ballot drop
2831 boxes, a notice required under Subsection [~~(4)]~~ (5) may specify the following sources
2832 where a voter may view or obtain a copy of all ballot drop box locations and the dates
2833 and hours of operation:
- 2834 (a) the jurisdiction's website;
- 2835 (b) the physical address of the jurisdiction's offices; and
- 2836 (c) a mailing address and telephone number.
- 2837 ~~[(6)]~~ (7) The election officer shall include in the notice described in Subsection [~~(4)]~~ (5):
- 2838 (a) the address of the Statewide Electronic Voter Information Website and, if available,
2839 the address of the election officer's website, with a statement indicating that the
2840 election officer will post on the website the location and the dates and hours of
2841 operation of each ballot drop box, including any changes to the location of a ballot
2842 drop box and the location of additional ballot drop boxes; and
- 2843 (b) a phone number that a voter may call to obtain information regarding the location
2844 and the dates and hours of operation of a ballot drop box.
- 2845 ~~[(7)]~~ (8)(a) Except as provided in Section 20A-1-308, the election officer may, after the
2846 deadline described in Subsection [~~(4)]~~ (5):
- 2847 (i) if necessary, change the location of a ballot drop box; or
- 2848 (ii) if the election officer determines that the number of ballot drop boxes is
2849 insufficient due to the number of registered voters who are voting, designate
2850 additional ballot drop boxes.

2851 (b) Except as provided in Section 20A-1-308, if an election officer [~~changes the location~~
 2852 ~~of a ballot box or designates an additional ballot drop box location~~] takes an action
 2853 described in Subsection (8)(a), the election officer shall, as soon as is reasonably
 2854 possible, give notice of the [~~changed ballot drop box location or the additional ballot~~
 2855 ~~drop box location~~] action:

2856 (i) to the lieutenant governor, for posting on the Statewide Voter Information
 2857 Website;
 2858 (ii) by posting the information on the website of the election officer, if available; and
 2859 (iii) by posting notice:

2860 (A) for a change in the location of a ballot drop box, at the new location and, if
 2861 possible, the old location; and

2862 (B) for an additional ballot drop box location, at the additional ballot drop box
 2863 location.

2864 [~~(8)~~] (9) An election officer may, at any time, authorize two or more poll workers to remove
 2865 a ballot drop box from a location, or to remove ballots from a ballot drop box for
 2866 processing.

2867 [~~(9)~~] (10)(a) At least two poll workers must be present when a poll worker collects
 2868 ballots from a ballot drop box and delivers the ballots to the location where the
 2869 ballots will be opened and counted.

2870 (b) An election officer shall ensure that the chain of custody of ballots placed in a ballot
 2871 box are recorded and tracked from the time the ballots are removed from the ballot
 2872 box until the ballots are delivered to the location where the ballots will be opened and
 2873 counted.

2874 (c) An election officer shall ensure that a voter who is, at the scheduled closing time for
 2875 the day, in line at a ballot drop box that is attended by poll workers, with a sealed
 2876 return envelope containing a remote ballot in the voter's possession, permitted to
 2877 deliver the return envelope to a poll worker for placement in the ballot drop box after
 2878 the voter complies with Section 20A-3a-203.5.

2879 (11) In addition to the days and times required under Subsection (1) or (2), an election
 2880 officer may, in accordance with the requirements described in this section for operating
 2881 a ballot drop box, operate a ballot drop box:

2882 (a) at any time, and on any day, beginning on the Saturday that is 10 calendar days
 2883 before the day of the election, through the end of the day before the day of the
 2884 election; or

2885 (b) before 8 a.m. on the day of the election.

2886 Section 28. Section 20A-5-407 is amended to read:

2887 **20A-5-407 (Effective 01/01/27). Election officer to provide ballot boxes.**

2888 (1) Except as provided in Subsection (3), an election officer shall, at a polling place:

2889 (a) provide one ballot box with a lock and key for each polling place; and

2890 (b) deliver the ballot boxes, locks, and keys to the polling place before the polls open.

2891 (2) An election officer for a municipality or special district may obtain ballot boxes from
2892 the county clerk's office.

2893 (3) If locks and keys are unavailable, the election officer shall ensure that the ballot box lid
2894 is secured by tape.

2895 Section 29. Section 20A-6-105 is amended to read:

2896 **20A-6-105 (Effective 01/01/27). Provisional ballot envelopes.**

2897 (1) Each election officer shall ensure that provisional ballot envelopes are printed in
2898 substantially the following form:

2899 (a) the envelope shall include the following statement:

2900 "AFFIRMATION

2901 Are you a citizen of the United States of America? Yes No

2902 Will you be 18 years old on or before election day? Yes No

2903 If you checked "no" in response to either of the two above questions, do not complete
2904 this form.

2905 Name of Voter _____

2906 First Middle Last

2907 Driver License or Identification Card Number _____

2908 State of Issuance of Driver License or Identification Card Number _____

2909 Date of Birth _____

2910 Street Address of Principal Place of Residence

2911 _____

2912 City County State Zip Code

2913 Telephone Number (optional) _____

2914 Email Address (optional) _____

2915 Last four digits of Social Security Number _____

2916 Last former address at which I was registered to vote (if known)

2917 _____

2918 City County State Zip Code

2919 Voting Precinct (if known) _____

2920 I, (please print your full name)_____do solemnly swear or
2921 affirm:

2922 That I am eligible to vote in this election; that I have not voted in this election in any
2923 other precinct; that I am eligible to vote in this precinct; and that I request that I be permitted
2924 to vote in this precinct; and

2925 Subject to penalty of law for false statements, that the information contained in this form
2926 is true, and that I am a citizen of the United States and a resident of Utah, residing at the above
2927 address; and that I am at least 18 years old and have resided in Utah for the 30 calendar days
2928 immediately before this election.

2929 Signed

2930 _____

2931 Dated

2932 _____

2933 In accordance with Section 20A-3a-506, wilfully providing false information above is a
2934 class B misdemeanor under Utah law and is punishable by imprisonment and by fine.

2935 **PRIVACY INFORMATION**

2936 Voter registration records contain some information that is available to the public, such
2937 as your name and address, some information that is available only to government entities, and
2938 some information that is available only to certain third parties in accordance with the
2939 requirements of law.

2940 Your driver license number, identification card number, social security number, email
2941 address, full date of birth, and phone number are available only to government entities. Your
2942 year of birth is available to political parties, candidates for public office, certain third parties,
2943 and their contractors, employees, and volunteers, in accordance with the requirements of law.

2944 You may request that all information on your voter registration records be withheld from
2945 all persons other than government entities, political parties, candidates for public office, and
2946 their contractors, employees, and volunteers, by indicating here:

2947 _____ Yes, I request that all information on my voter registration records be withheld
2948 from all persons other than government entities, political parties, candidates for public office,
2949 and their contractors, employees, and volunteers.

2950 **REQUEST FOR ADDITIONAL PRIVACY PROTECTION**

2951 In addition to the protections provided above, you may request that identifying
2952 information on your voter registration records be withheld from all political parties, candidates

2953 for public office, and their contractors, employees, and volunteers, by submitting a
2954 withholding request form, and any required verification, as described in the following
2955 paragraphs.

2956 A person may request that identifying information on the person's voter registration
2957 records be withheld from all political parties, candidates for public office, and their
2958 contractors, employees, and volunteers, by submitting a withholding request form with this
2959 registration record, or to the lieutenant governor or a county clerk, if the person is or is likely
2960 to be, or resides with a person who is or is likely to be, a victim of domestic violence or dating
2961 violence.

2962 A person may request that identifying information on the person's voter registration
2963 records be withheld from all political parties, candidates for public office, and their
2964 contractors, employees, and volunteers, by submitting a withholding request form and any
2965 required verification with this registration form, or to the lieutenant governor or a county clerk,
2966 if the person is, or resides with a person who is, a law enforcement officer, a member of the
2967 armed forces, a public figure, or protected by a protective order or a protection order.

2968 CITIZENSHIP AFFIDAVIT

2969 Name:

2970 Name at birth, if different:

2971 Place of birth:

2972 Date of birth:

2973 Date and place of naturalization (if applicable):

2974 I hereby swear and affirm, under penalties for voting fraud set forth below, that I am a
2975 citizen and that to the best of my knowledge and belief the information above is true and
2976 correct.

2977 _____
2978 Signature of Applicant

2979 In accordance with Section 20A-2-401, the penalty for willfully causing, procuring, or
2980 allowing yourself to be registered to vote if you know you are not entitled to register to vote is
2981 up to one year in jail and a fine of up to \$2,500.";

2982 (b) the following statement shall appear after the statement described in Subsection (1)(a):

2983 "BALLOT NOTIFICATIONS

2984 Do you consent to receive communications about the status of your ballot and other official
2985 communications, by text, at the phone number you provided above? Yes No

2986 "; and

- 2987 (c) ~~[no later than November 5, 2025,]~~after the statement described in Subsection (1)(b), the
 2988 following:
 2989 "How would you like to receive your ballot and vote in upcoming elections?
 2990 ["Indicate below how you want to vote in upcoming elections:
 2991 _____ Mail a ballot to me.]
 2992 _____ Do not mail a ballot to me. I will obtain a ballot at a polling place and vote in person.
 2993 _____ Mail a ballot to me. After receiving a ballot by mail (choose one):
 2994 _____ I will return the ballot to a polling place or a ballot drop box.
 2995 _____ I will return the ballot by mail (Warning: If you return a ballot by mail, there
 2996 is a risk that the ballot may arrive too late to be counted)."
 2997 (2) The provisional ballot envelope shall include:
 2998 (a) a unique number;
 2999 (b) a detachable part that includes the unique number;
 3000 (c) a telephone number, internet address, or other indicator of a means, in accordance
 3001 with Section 20A-6-105.5, where the voter can find out if the provisional ballot was
 3002 counted; and
 3003 (d) an insert containing written instructions on how a voter may sign up to receive ballot
 3004 status notifications via the ballot tracking system described in Section 20A-3a-401.5.
 3005 Section 30. Section **20A-11-1002** is amended to read:
 3006 **20A-11-1002 (Effective 01/01/27). Retention and public inspection of financial**
 3007 **statements -- Written complaint if statement is false or unlawful -- Redaction of certain**
 3008 **information -- Penalties for unlawful disclosure.**
 3009 (1) The chief election officer shall:
 3010 (a) make each financial statement required by this chapter or Chapter 12, Part 2, Judicial
 3011 Retention Elections:
 3012 (i) open to public inspection in the office of the chief election officer; and
 3013 (ii) available for viewing on the ~~[Internet]~~ internet in accordance with Section
 3014 20A-11-103;
 3015 (b) preserve those statements for at least five years; and
 3016 (c) provide certified copies of the financial statements in the same manner as for other
 3017 public records.
 3018 (2) Any candidate or voter may file a written complaint with the chief election officer
 3019 alleging that a filed financial statement does not conform to law or to the truth.
 3020 (3)(a) As used in this Subsection (3), "required report" means a report, a financial

- 3021 statement, or any other type of statement or disclosure that a person is required to
 3022 make under this chapter or Chapter 12, Part 2, Judicial Retention Elections.
- 3023 (b) Before posting or otherwise publicly disclosing a required report, the lieutenant
 3024 governor shall redact from the report the following information relating to each
 3025 individual referenced in the report:
- 3026 (i) the phone number of the individual; and
 3027 (ii) the street number and street name in the address of the individual.
- 3028 (c) The information required to be redacted under Subsection (3)(b) is not a record under
 3029 Title 63G, Chapter 2, Government Records Access and Management Act.
- 3030 (d) It is unlawful to publicly disclose the information required to be redacted under
 3031 Subsection (3)(b).
- 3032 (e) A government officer or employee who knowingly violates Subsection (3)(d) is
 3033 guilty of a class B misdemeanor.

3034 Section 31. Section **36-12-15.2** is amended to read:

3035 **36-12-15.2 (Effective 01/01/27). Elections audit.**

- 3036 (1) As used in this section, "office" means the Office of the Legislative Auditor General.
- 3037 (2) In addition to other audits performed by the office, the office shall, [each
 3038 ~~even-numbered year,~~] in accordance with this section and under the direction of the
 3039 Legislative Audit Subcommittee, conduct a comprehensive performance audit of the
 3040 state's election system and controls[-] :
- 3041 (a) each even-numbered year; and
 3042 (b) at any other time, as directed by the Legislative Audit Subcommittee.
- 3043 (3) The audit may include the entire election process for the elections held in an
 3044 even-numbered year, including:
- 3045 (a) procedures and practices that occur before or after the beginning of the year to
 3046 prepare for the elections; and
- 3047 (b) procedures, practices, and standards relating to:
- 3048 (i) voter registration;
- 3049 (ii) candidate filing and selection;
- 3050 (iii) the preparation, printing, distribution, handling, examining, counting, and all
 3051 other handling of ballots; and
- 3052 (iv) the entire election process, including the regular primary election, the regular
 3053 general election, and the determination of election results.
- 3054 (4) The audit extends to the functions of all persons involved in the election process,

- 3055 including the Office of the Lieutenant Governor, each county clerk's office, and each
3056 board of canvassers.
- 3057 (5) At a minimum, the office shall conduct a survey to audit the work of the Office of the
3058 Lieutenant Governor and each county election office.
- 3059 (6) Based on the results of the survey described in Subsection (5), the office shall conduct a
3060 more comprehensive audit of the jurisdictions or practices that, in the opinion of the
3061 office, present the highest risk.
- 3062 (7) In addition to auditing the jurisdictions and practices described in Subsection (6), the
3063 office may audit any other jurisdictions or entities, or any practices or procedures, that
3064 the office determines necessary to ensure the success of a comprehensive performance
3065 audit of the election system.
- 3066 (8) To conduct an audit described in this section, the office has the full authority described
3067 in Section 36-12-15, including:
- 3068 (a) full access to closely observe, examine, and copy all records, documents, recordings,
3069 and other information the office determines to be useful in conducting an audit
3070 described in this section;
- 3071 (b) full access to closely observe, examine, and copy ballots, ballot envelopes, vote
3072 tallies, canvassing records, and voter registration records;
- 3073 (c) full access to closely observe and examine all facilities, storage areas, and
3074 equipment, and to closely observe, examine, or copy all materials, that the office
3075 determines to be useful in conducting an audit described in this section;
- 3076 (d) full access to all staff, including full-time, part-time, and volunteer staff;
- 3077 (e) full access to closely observe, examine, and copy all records and information relating
3078 to election audits that are conducted by the Office of the Lieutenant Governor, a
3079 county clerk, or any other person;
- 3080 (f) the right to, within the scope of the audit, attend any meeting, including a closed
3081 meeting;
- 3082 (g) the right to, within the scope of the audit, closely observe and examine any work or
3083 other process; and
- 3084 (h) all other authority described in Section 36-12-15.
- 3085 (9) As with any audit conducted under the authority described in Section 36-12-15, all
3086 officials and staff shall fully assist, and cooperate with, the office in conducting an audit
3087 described in this section.
- 3088 (10) In conducting an audit described in this section, the office:

- 3089 (a) shall preserve the right of a voter to a secret ballot;
- 3090 (b) shall, when examining election returns, allow the election officer or a designee of the
- 3091 election officer to be present to ensure the chain of custody of the election returns;
- 3092 and
- 3093 (c) may not, while votes are being counted, communicate in any manner, directly or
- 3094 indirectly, by word or sign, the progress of the vote, the current result of the vote
- 3095 count, or any other information about the vote count.
- 3096 (11) An election officer, or an election officer's designee, who is present under Subsection
- 3097 (10)(b) may not interfere with the performance of the audit.

3098 Section 32. **Effective Date.**

- 3099 (1) Except as provided in Subsection (2), this bill takes effect January 1, 2027.
- 3100 (2) The actions affecting the following sections take effect on May 6, 2026:
 - 3101 (a) Section 20A-2-104 (Effective 05/06/26);
 - 3102 (b) Section 20A-2-108 (Effective 05/06/26);
 - 3103 (c) Section 20A-2-206 (Effective 05/06/26);
 - 3104 (d) Section 20A-2-505 (Effective 05/06/26);
 - 3105 (e) Section 20A-3a-202.5 (Effective 05/06/26); and
 - 3106 (f) Section 20A-3a-301 (Effective 05/06/26).