

**Effective 5/3/2023**

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

(1) As used in this section:

- (a) "Candidate for public office" means an individual:
  - (i) who files a declaration of candidacy for a public office;
  - (ii) who files a notice of intent to gather signatures under Section 20A-9-408; or
  - (iii) employed by, under contract with, or a volunteer of, an individual described in Subsection (1)(a)(i) or (ii) for political campaign purposes.
- (b) "Dating violence" means the same as that term is defined in Section 78B-7-402 and the federal Violence Against Women Act of 1994, as amended.
- (c) "Domestic violence" means the same as that term is defined in Section 77-36-1 and the federal Violence Against Women Act of 1994, as amended.
- (d) "Hash Code" means a code generated by applying an algorithm to a set of data to produce a code that:
  - (i) uniquely represents the set of data;
  - (ii) is always the same if the same algorithm is applied to the same set of data; and
  - (iii) cannot be reversed to reveal the data applied to the algorithm.
- (e) "Protected individual" means an individual:
  - (i) who submits a withholding request form with the individual's voter registration record, or to the lieutenant governor or a county clerk, if the individual indicates on the form that the individual, or an individual who resides with the individual, is a victim of domestic violence or dating violence or is likely to be a victim of domestic violence or dating violence;
  - (ii) who submits a withholding request form with the individual's voter registration record, or to the lieutenant governor or a county clerk, if the individual indicates on the form and provides verification that the individual, or an individual who resides with the individual, is a law enforcement officer, a member of the armed forces as defined in Section 20A-1-513, a public figure, or protected by a protective order or protection order; or
  - (iii) whose voter registration record was classified as a private record at the request of the individual before May 12, 2020.

(2)

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

-----

**UTAH ELECTION REGISTRATION FORM**

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

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

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

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

Yes      No

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

Name of Voter

\_\_\_\_\_

First                                      Middle                                      Last

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

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

Street Address of Principal Place of Residence

---

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

---

City	County	State	Zip Code
Political Party			
(a listing of each registered political party, as defined in Section 20A-8-101 and maintained by the lieutenant governor under Section 67-1a-2, with each party's name preceded by a checkbox)			
<input type="checkbox"/> Unaffiliated (no political party preference) <input type="checkbox"/> Other (Please specify) _____			

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

Signed and sworn

\_\_\_\_\_  
 Voter's Signature  
 \_\_\_\_\_(month/day/year).

**PRIVACY INFORMATION**

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

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

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

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

**REQUEST FOR ADDITIONAL PRIVACY PROTECTION**

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

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

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

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

**CITIZENSHIP AFFIDAVIT**

Name:

Name at birth, if different:

Place of birth:

Date of birth:

Date and place of naturalization (if applicable):

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

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

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

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

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

**FOR OFFICIAL USE ONLY**

Type of I.D. \_\_\_\_\_

Voting Precinct \_\_\_\_\_

Voting I.D. Number \_\_\_\_\_

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

-----

**BALLOT NOTIFICATIONS**

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

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

- 
- (c)
- (i) Except as provided under Subsection (2)(c)(ii), the county clerk shall retain a copy of each voter registration form in a permanent countywide alphabetical file, which may be electronic or some other recognized system.
  - (ii) The county clerk may transfer a superseded voter registration form to the Division of Archives and Records Service created under Section 63A-12-101.

- (3)
- (a) Each county clerk shall retain lists of currently registered voters.
  - (b) The lieutenant governor shall maintain a list of registered voters in electronic form.
  - (c) If there are any discrepancies between the two lists, the county clerk's list is the official list.
  - (d) The lieutenant governor and the county clerks may charge the fees established under the authority of Subsection 63G-2-203(10) to individuals who wish to obtain a copy of the list of registered voters.

- (4)
- (a) As used in this Subsection (4), "qualified person" means:
    - (i) a government official or government employee acting in the government official's or government employee's capacity as a government official or a government employee;
    - (ii) a health care provider, as defined in Section 26B-8-501, or an agent, employee, or independent contractor of a health care provider;
    - (iii) an insurance company, as defined in Section 67-4a-102, or an agent, employee, or independent contractor of an insurance company;
    - (iv) a financial institution, as defined in Section 7-1-103, or an agent, employee, or independent contractor of a financial institution;
    - (v) a political party, or an agent, employee, or independent contractor of a political party;
    - (vi) a candidate for public office, or an employee, independent contractor, or volunteer of a candidate for public office;
    - (vii) a person described in Subsections (4)(a)(i) through (vi) who, after obtaining a year of birth from the list of registered voters:
      - (A) provides the year of birth only to a person described in Subsections (4)(a)(i) through (vii);
      - (B) verifies that the person described in Subsection (4)(a)(vii)(A) is a person described in Subsections (4)(a)(i) through (vii);
      - (C) ensures, using industry standard security measures, that the year of birth may not be accessed by a person other than a person described in Subsections (4)(a)(i) through (vii);
      - (D) verifies that each person described in Subsections (4)(a)(ii) through (iv) to whom the person provides the year of birth will only use the year of birth to verify the accuracy of personal information submitted by an individual or to confirm the identity of a person in order to prevent fraud, waste, or abuse;
      - (E) verifies that each person described in Subsection (4)(a)(i) to whom the person provides the year of birth will only use the year of birth in the person's capacity as a government official or government employee; and
      - (F) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the person provides the year of birth will only use the year of birth for a political purpose of the political party or candidate for public office; or
    - (viii) a person described in Subsection (4)(a)(v) or (vi) who, after obtaining information under Subsection (4)(n) and (o):
      - (A) provides the information only to another person described in Subsection (4)(a)(v) or (vi);

- (B) verifies that the other person described in Subsection (4)(a)(viii)(A) is a person described in Subsection (4)(a)(v) or (vi);
  - (C) ensures, using industry standard security measures, that the information may not be accessed by a person other than a person described in Subsection (4)(a)(v) or (vi); and
  - (D) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the person provides the information will only use the information for a political purpose of the political party or candidate for public office.
- (b) Notwithstanding Subsection 63G-2-302(1)(j)(iv), and except as provided in Subsection 63G-2-302(1)(k) or (l), the lieutenant governor or a county clerk shall, when providing the list of registered voters to a qualified person under this section, include, with the list, the years of birth of the registered voters, if:
- (i) the lieutenant governor or a county clerk verifies the identity of the person and that the person is a qualified person; and
  - (ii) the qualified person signs a document that includes the following:
    - (A) the name, address, and telephone number of the person requesting the list of registered voters;
    - (B) an indication of the type of qualified person that the person requesting the list claims to be;
    - (C) a statement regarding the purpose for which the person desires to obtain the years of birth;
    - (D) a list of the purposes for which the qualified person may use the year of birth of a registered voter that is obtained from the list of registered voters;
    - (E) a statement that the year of birth of a registered voter that is obtained from the list of registered voters may not be provided or used for a purpose other than a purpose described under Subsection (4)(b)(ii)(D);
    - (F) a statement that if the person obtains the year of birth of a registered voter from the list of registered voters under false pretenses, or provides or uses the year of birth of a registered voter that is obtained from the list of registered voters in a manner that is prohibited by law, is guilty of a class A misdemeanor and is subject to a civil fine;
    - (G) an assertion from the person that the person will not provide or use the year of birth of a registered voter that is obtained from the list of registered voters in a manner that is prohibited by law; and
    - (H) notice that if the person makes a false statement in the document, the person is punishable by law under Section 76-8-504.
- (c) The lieutenant governor or a county clerk:
- (i) may not disclose the year of birth of a registered voter to a person that the lieutenant governor or county clerk reasonably believes:
    - (A) is not a qualified person or a person described in Subsection (4)(l); or
    - (B) will provide or use the year of birth in a manner prohibited by law; and
  - (ii) may not disclose information under Subsections (4)(n) or (o) to a person that the lieutenant governor or county clerk reasonably believes:
    - (A) is not a person described in Subsection (4)(a)(v) or (vi); or
    - (B) will provide or use the information in a manner prohibited by law.
- (d) The lieutenant governor or a county clerk may not disclose the voter registration form of a person, or information included in the person's voter registration form, whose voter registration form is classified as private under Subsection (4)(h) to a person other than:
- (i) a government official or government employee acting in the government official's or government employee's capacity as a government official or government employee; or

- (ii) subject to Subsection (4)(e), a person described in Subsection (4)(a)(v) or (vi) for a political purpose.
- (e)
- (i) Except as provided in Subsection (4)(e)(ii), when disclosing a record or information under Subsection (4)(d)(ii), the lieutenant governor or county clerk shall exclude the information described in Subsection 63G-2-302(1)(j), other than the year of birth.
  - (ii) If disclosing a record or information under Subsection (4)(d)(ii) in relation to the voter registration record of a protected individual, the lieutenant governor or county clerk shall comply with Subsections (4)(n) through (p).
- (f) The lieutenant governor or a county clerk may not disclose a withholding request form, described in Subsections (7) and (8), submitted by an individual, or information obtained from that form, to a person other than a government official or government employee acting in the government official's or government employee's capacity as a government official or government employee.
- (g) A person is guilty of a class A misdemeanor if the person:
- (i) obtains from the list of registered voters, under false pretenses, the year of birth of a registered voter or information described in Subsection (4)(n) or (o);
  - (ii) uses or provides the year of birth of a registered voter, or information described in Subsection (4)(n) or (o), that is obtained from the list of registered voters in a manner that is not permitted by law;
  - (iii) obtains a voter registration record described in Subsection 63G-2-302(1)(k) under false pretenses;
  - (iv) uses or provides information obtained from a voter registration record described in Subsection 63G-2-302(1)(k) in a manner that is not permitted by law;
  - (v) unlawfully discloses or obtains a voter registration record withheld under Subsection (7) or a withholding request form described in Subsections (7) and (8); or
  - (vi) unlawfully discloses or obtains information from a voter registration record withheld under Subsection (7) or a withholding request form described in Subsections (7) and (8).
- (h) The lieutenant governor or a county clerk shall classify the voter registration record of a voter as a private record if the voter:
- (i) submits a written application, created by the lieutenant governor, requesting that the voter's voter registration record be classified as private;
  - (ii) requests on the voter's voter registration form that the voter's voter registration record be classified as a private record; or
  - (iii) submits a withholding request form described in Subsection (7) and any required verification.
- (i) Except as provided in Subsections (4)(d)(ii) and (e)(ii), the lieutenant governor or a county clerk may not disclose to a person described in Subsection (4)(a)(v) or (vi) a voter registration record, or information obtained from a voter registration record, if the record is withheld under Subsection (7).
- (j) In addition to any criminal penalty that may be imposed under this section, the lieutenant governor may impose a civil fine against a person who violates a provision of this section, in an amount equal to the greater of:
- (i) the product of 30 and the square root of the total number of:
    - (A) records obtained, provided, or used unlawfully, rounded to the nearest whole dollar; or
    - (B) records from which information is obtained, provided, or used unlawfully, rounded to the nearest whole dollar; or
  - (ii) \$200.

- (k) A qualified person may not obtain, provide, or use the year of birth of a registered voter, if the year of birth is obtained from the list of registered voters or from a voter registration record, unless the person:
- (i) is a government official or government employee who obtains, provides, or uses the year of birth in the government official's or government employee's capacity as a government official or government employee;
  - (ii) is a qualified person described in Subsection (4)(a)(ii), (iii), or (iv) and obtains or uses the year of birth only to verify the accuracy of personal information submitted by an individual or to confirm the identity of a person in order to prevent fraud, waste, or abuse;
  - (iii) is a qualified person described in Subsection (4)(a)(v) or (vi) and obtains, provides, or uses the year of birth for a political purpose of the political party or candidate for public office; or
  - (iv) is a qualified person described in Subsection (4)(a)(vii) and obtains, provides, or uses the year of birth to provide the year of birth to another qualified person to verify the accuracy of personal information submitted by an individual or to confirm the identity of a person in order to prevent fraud, waste, or abuse.
- (l) The lieutenant governor or a county clerk may provide a year of birth to a member of the media, in relation to an individual designated by the member of the media, in order for the member of the media to verify the identity of the individual.
- (m) A person described in Subsection (4)(a)(v) or (vi) may not use or disclose information from a voter registration record for a purpose other than a political purpose.
- (n) Notwithstanding Subsection 63G-2-302(1)(k) or (l), the lieutenant governor or a county clerk shall, when providing the list of registered voters to a qualified person described in Subsection (4)(a)(v) or (vi), include, from the record of a voter whose record is withheld under Subsection (7), the information described in Subsection (4)(o), if:
- (i) the lieutenant governor or a county clerk verifies the identity of the person and that the person is a qualified person described in Subsection (4)(a)(v) or (vi); and
  - (ii) the qualified person described in Subsection (4)(a)(v) or (vi) signs a document that includes the following:
    - (A) the name, address, and telephone number of the person requesting the list of registered voters;
    - (B) an indication of the type of qualified person that the person requesting the list claims to be;
    - (C) a statement regarding the purpose for which the person desires to obtain the information;
    - (D) a list of the purposes for which the qualified person may use the information;
    - (E) a statement that the information may not be provided or used for a purpose other than a purpose described under Subsection (4)(n)(ii)(D);
    - (F) a statement that if the person obtains the information under false pretenses, or provides or uses the information in a manner that is prohibited by law, the person is guilty of a class A misdemeanor and is subject to a civil fine;
    - (G) an assertion from the person that the person will not provide or use the information in a manner that is prohibited by law; and
    - (H) notice that if the person makes a false statement in the document, the person is punishable by law under Section 76-8-504.
- (o) Except as provided in Subsection (4)(p), the information that the lieutenant governor or a county clerk is required to provide, under Subsection (4)(n), from the record of a protected individual is:
- (i) a single hash code, generated from a string of data that includes both the voter's voter identification number and residential address;

- (ii) the voter's residential address;
- (iii) the voter's mailing address, if different from the voter's residential address;
- (iv) the party affiliation of the voter;
- (v) the precinct number for the voter's residential address;
- (vi) the voter's voting history; and
- (vii) a designation of which age group, of the following age groups, the voter falls within:
  - (A) 25 or younger;
  - (B) 26 through 35;
  - (C) 36 through 45;
  - (D) 46 through 55;
  - (E) 56 through 65;
  - (F) 66 through 75; or
  - (G) 76 or older.
- (p) The lieutenant governor or a county clerk may not disclose:
  - (i) information described in Subsection (4)(o) that, due to a small number of voters affiliated with a particular political party, or due to another reason, would likely reveal the identity of a voter if disclosed; or
  - (ii) the address described in Subsection (4)(o)(iii) if the lieutenant governor or the county clerk determines that the nature of the address would directly reveal sensitive information about the voter.
- (q) A qualified person described in Subsection (4)(a)(v) or (vi), may not obtain, provide, or use the information described in Subsection (4)(n) or (o), except to the extent that the qualified person uses the information for a political purpose of a political party or candidate for public office.
- (5) When political parties not listed on the voter registration form qualify as registered political parties under Title 20A, Chapter 8, Political Party Formation and Procedures, the lieutenant governor shall inform the county clerks of the name of the new political party and direct the county clerks to ensure that the voter registration form is modified to include that political party.
- (6) Upon receipt of a voter registration form from an applicant, the county clerk or the clerk's designee shall:
  - (a) review each voter registration form for completeness and accuracy; and
  - (b) if the county clerk believes, based upon a review of the form, that an individual may be seeking to register or preregister to vote who is not legally entitled to register or preregister to vote, refer the form to the county attorney for investigation and possible prosecution.
- (7) The lieutenant governor or a county clerk shall withhold from a person, other than a person described in Subsection (4)(a)(i), the voter registration record, and information obtained from the voter registration record, of a protected individual.
- (8)
  - (a) The lieutenant governor shall design and distribute the withholding request form described in Subsection (7) to each election officer and to each agency that provides a voter registration form.
  - (b) An individual described in Subsection (1)(e)(i) is not required to provide verification, other than the individual's attestation and signature on the withholding request form, that the individual, or an individual who resides with the individual, is a victim of domestic violence or dating violence or is likely to be a victim of domestic violence or dating violence.
  - (c) The director of elections within the Office of the Lieutenant Governor shall make rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, establishing requirements for providing the verification described in Subsection (1)(e)(ii).



- (9) An election officer or an employee of an election officer may not encourage an individual to submit, or discourage an individual from submitting, a withholding request form.
- (10)
- (a) The lieutenant governor shall make and execute a plan to provide notice to registered voters who are protected individuals, that includes the following information:
    - (i) that the voter's classification of the record as private remains in effect;
    - (ii) that certain non-identifying information from the voter's voter registration record may, under certain circumstances, be released to political parties and candidates for public office;
    - (iii) that the voter's name, driver license or identification card number, social security number, email address, phone number, and the voter's day, month, and year of birth will remain private and will not be released to political parties or candidates for public office;
    - (iv) that a county clerk will only release the information to political parties and candidates in a manner that does not associate the information with a particular voter; and
    - (v) that a county clerk may, under certain circumstances, withhold other information that the county clerk determines would reveal identifying information about the voter.
  - (b) The lieutenant governor may include in the notice described in this Subsection (10) a statement that a voter may obtain additional information on the lieutenant governor's website.
  - (c) The plan described in Subsection (10)(a) may include providing the notice described in Subsection (10)(a) by:
    - (i) publication on the Utah Public Notice Website, created in Section 63A-16-601;
    - (ii) publication on the lieutenant governor's website or a county's website;
    - (iii) posting the notice in public locations;
    - (iv) publication in a newspaper;
    - (v) sending notification to the voters by electronic means;
    - (vi) sending notice by other methods used by government entities to communicate with citizens;or
    - (vii) providing notice by any other method.
  - (d) The lieutenant governor shall provide the notice included in a plan described in this Subsection (10) before June 16, 2023.

Amended by Chapter 327, 2023 General Session  
Amended by Chapter 406, 2023 General Session