

Part 6 Early Voting

20A-3-601 Early voting.

- (1)
 - (a) An individual who is registered to vote may vote before the election date in accordance with this section.
 - (b) An individual who is not registered to vote may register to vote and vote before the election date in accordance with this section if the individual:
 - (i) is otherwise legally entitled to vote the ballot; and
 - (ii) casts a provisional ballot in accordance with Section 20A-2-207.
- (2) Except as provided in Section 20A-1-308 or Subsection (3), the early voting period shall:
 - (a) begin on the date that is 14 days before the date of the election; and
 - (b) continue through the Friday before the election if the election date is a Tuesday.
- (3)
 - (a) An election officer may extend the end of the early voting period to the day before the election date if the election officer provides notice of the extension in accordance with Section 20A-3-604.
 - (b) For a municipal election, the municipal clerk may reduce the early voting period described in this section if:
 - (i) the municipal clerk conducts early voting on at least four days;
 - (ii) the early voting days are within the period beginning on the date that is 14 days before the date of the election and ending on the day before the election; and
 - (iii) the municipal clerk provides notice of the reduced early voting period in accordance with Section 20A-3-604.
 - (c) For a county election that is conducted entirely by mail, the county clerk may reduce the early voting period described in this section if:
 - (i) the county clerk conducts early voting on at least four days;
 - (ii) the early voting days are within the period beginning on the date that is 14 days before the date of the election and ending on the day before the election; and
 - (iii) the county clerk provides notice of the reduced early voting period in accordance with Section 20A-3-604.
- (4) Except as provided in Section 20A-1-308, during the early voting period, the election officer:
 - (a) for a local special election, a municipal primary election, and a municipal general election:
 - (i) shall conduct early voting on a minimum of four days during each week of the early voting period; and
 - (ii) shall conduct early voting on the last day of the early voting period; and
 - (b) for all other elections:
 - (i) shall conduct early voting on each weekday; and
 - (ii) may elect to conduct early voting on a Saturday, Sunday, or holiday.
- (5) Except as specifically provided in this Part 6, Early Voting, or Section 20A-1-308, early voting shall be administered according to the requirements of this title.

Amended by Chapter 195, 2018 General Session
Amended by Chapter 206, 2018 General Session
Amended by Chapter 281, 2018 General Session

20A-3-602 Hours for early voting.

- (1) Except as provided in Section 20A-1-308, the election officer shall determine the times for opening and closing the polls for each day of early voting provided that:
 - (a) voting is open for a minimum of four hours during each day that polls are open during the early voting period; and
 - (b) polls shall close at 5 p.m. on the last day of the early voting period.
- (2) Except as provided in Section 20A-1-308, each registered voter who arrives at the polls before the time scheduled for closing of the polls shall be allowed to vote.

Amended by Chapter 182, 2013 General Session

20A-3-603 Early voting polling places.

- (1) Except as provided in Section 20A-1-308, the election officer shall designate one or more polling places for early voting, provided that:
 - (a) at least one polling place is open on each day that polls are open during the early voting period;
 - (b) each polling place meets the requirements for polling places under Chapter 5, Election Administration;
 - (c) for all elections other than local special elections, municipal primary elections, and municipal general elections, at least 10% of the voting devices at a polling place are accessible for individuals with disabilities in accordance with Public Law 107-252, the Help America Vote Act of 2002; and
 - (d) each polling place is located in a government building or office, unless the election officer determines that, in the area designated by the election officer, there is no government building or office available that:
 - (i) can be scheduled for use during early voting hours;
 - (ii) has the physical facilities necessary to accommodate early voting requirements;
 - (iii) has adequate space for voting equipment, poll workers, and voters; and
 - (iv) has adequate security, public accessibility, and parking.
- (2)
 - (a) Except as provided in Section 20A-1-308, the election officer may, after the deadline described in Section 20A-3-604:
 - (i) if necessary, change the location of an early voting place; or
 - (ii) if the election officer determines that the number of early voting polling places is insufficient due to the number of registered voters who are voting, designate additional polling places during the early voting period.
 - (b) Except as provided in Section 20A-1-308, if an election officer changes the location of an early voting polling place or designates an additional early voting polling place, the election officer shall, as soon as is reasonably possible, give notice of the dates, times, and location of the changed early voting polling place or the additional early voting polling place:
 - (i) to the lieutenant governor, for posting on the Statewide Voter Information Website;
 - (ii) by posting the information on the website of the election officer, if available; and
 - (iii) by posting notice:
 - (A) for a change in the location of an early voting polling place, at the new location and, if possible, the old location; and
 - (B) for an additional early voting polling place, at the additional early voting polling place.

- (3) Except as provided in Section 20A-1-308, for each regular general election and regular primary election, counties of the first class shall ensure that the early voting polling places are approximately proportionately distributed based on population within the county.

Amended by Chapter 403, 2018 General Session, (Coordination Clause)

Amended by Chapter 251, 2017 General Session

Amended by Chapter 267, 2017 General Session

Amended by Chapter 267, 2017 General Session, (Coordination Clause)

20A-3-604 Notice of time and place of early voting.

- (1) Except as provided in Section 20A-1-308 or Subsection 20A-3-603(2), the election officer shall, at least 19 days before the date of the election, give notice of the dates, times, and locations of early voting by:
- (a) publishing the notice:
 - (i) in one issue of a newspaper of general circulation in the county; and
 - (ii) in accordance with Section 45-1-101; and
 - (b) posting the notice at each early voting polling place.
- (2) The election officer shall include in the notice described in Subsection (1)(a):
- (a) the address of the Statewide Electronic Voter Information Website and, if available, the address of the election officer's website, with a statement indicating that the election officer will post on the website the location of each early voting polling place, including any changes to the location of an early voting polling place and the location of additional early voting polling places; and
 - (b) a phone number that a voter may call to obtain information regarding the location of an early voting polling place.

Amended by Chapter 195, 2018 General Session

Amended by Chapter 403, 2018 General Session, (Coordination Clause)

20A-3-605 Exemptions from early voting.

- (1)
- (a) This part does not apply to an election of a board member of a local district.
 - (b) Notwithstanding Subsection (1)(a), a local district may, at its discretion, provide early voting in accordance with this part for an election of a board member.
- (2) Notwithstanding the requirements of Section 20A-3-601, a municipality of the fifth class or a town as described in Section 10-2-301 may provide early voting as provided under this part for:
- (a) a municipal primary election; or
 - (b) a municipal general election.
- (3) A municipality that administers an election entirely by absentee ballot, in accordance with Section 20A-3-302, is not required to conduct early voting for the election.

Amended by Chapter 206, 2018 General Session