

**Effective 5/12/2020**

**Part 6  
Early Voting**

**20A-3a-601 Early voting.**

- (1) Except as provided in Section 20A-7-609.5:
  - (a) an individual who is registered to vote may vote at a polling place before the election date in accordance with this section; and
  - (b) except as provided in Subsection 20A-2-207(6), an individual who is not registered to vote may register to vote and vote at a polling place 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:
  - (a) begins on the date that is 14 days before the date of the election; and
  - (b) continues 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-3a-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-3a-604.
  - (c) For a county election, 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-3a-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 in accordance with the requirements of this title.

Renumbered and Amended by Chapter 31, 2020 General Session  
Amended by Chapter 95, 2020 General Session

**20A-3a-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 voting is open for a minimum of four hours during each day that polls are open during 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.

Renumbered and Amended by Chapter 31, 2020 General Session

**20A-3a-603 Early voting polling places.**

- (1) Except as provided in Section 20A-1-308 or 20A-7-609.5, the election officer shall designate one or more polling places for early voting, as follows:
  - (a) at least one polling place shall be open on each day that polls are open during the early voting period;
  - (b) each polling place shall comply with 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 shall be accessible for individuals with disabilities in accordance with Public Law 107-252, the Help America Vote Act of 2002; and
  - (d) each polling place shall be 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-3a-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.

Renumbered and Amended by Chapter 31, 2020 General Session

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

- (1) Except as provided in Section 20A-1-308 or Subsection 20A-3a-603(2), the election officer shall, at least 19 days before the date of the election, provide notice of the dates, times, and locations of early voting:
  - (a)
    - (i) by publishing notice in at least one issue of a newspaper of general circulation in the county;
    - (ii) by posting one notice, and at least one additional notice per 2,000 population of the county, in places within the county that are most likely to give notice to the residents in the county, subject to a maximum of 10 notices; or
    - (iii) by mailing notice to each registered voter in the county;
  - (b) by posting notice at each early voting polling place;
  - (c) by posting notice on the Utah Public Notice Website, created in Section 63A-16-601, for 19 days before the day of the election; and
  - (d) by posting notice on the county's website for 19 days before the day of the election.
- (2) Instead of specifying all dates, times, and locations of early voting, a notice required under Subsection (1) may specify the following sources where a voter may view or obtain a copy of all dates, times, and locations of early voting:
  - (a) the county's website;
  - (b) the physical address of the county's offices; and
  - (c) a mailing address and telephone number.
- (3) The election officer shall include in the notice described in Subsection (1):
  - (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 15, 2021 Special Session 1

**20A-3a-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, in the local district's discretion, provide early voting in accordance with this part for election of a board member.
- (2) Notwithstanding the requirements of Section 20A-3a-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 is not required to conduct early voting for the election.

Renumbered and Amended by Chapter 31, 2020 General Session