

1                                   **ALLOWANCE OF POLLING PLACES FOR**  
2   **EARLY VOTING**

3   2008 GENERAL SESSION

4   STATE OF UTAH

5   **Chief Sponsor: Glenn A. Donnelson**

6   Senate Sponsor: Peter C. Knudson

---

---

8   **LONG TITLE**

9   **Committee Note:**

10                   The Government Operations Interim Committee recommended this bill.

11   **General Description:**

12                   This bill modifies the Election Code by amending provisions for the location of early  
13 voting polling places.

14   **Highlighted Provisions:**

15                   This bill:

- 16                   ▶ amends early voting polling place location provisions to permit the election officer  
17 to use a nongovernment building or office for a polling place if there is no  
18 government building or office available that meets certain requirements; and  
19                   ▶ makes technical amendments.

20   **Monies Appropriated in this Bill:**

21                   None

22   **Other Special Clauses:**

23                   None

24   **Utah Code Sections Affected:**

25   AMENDS:

26                   **20A-3-603**, as last amended by Laws of Utah 2007, Chapters 256 and 258



28 *Be it enacted by the Legislature of the state of Utah:*

29 Section 1. Section **20A-3-603** is amended to read:

30 **20A-3-603. Early voting polling places.**

31 (1) The election officer shall designate one or more polling places for early voting,  
32 provided that:

33 (a) except as provided in Subsection (3), at least one polling place is open on each day  
34 that polls are open during the early voting period;

35 (b) each polling place meets the requirements for polling places under Chapter 5,  
36 Election Administration;

37 (c) for all elections other than local special elections, municipal primary elections, and  
38 municipal general elections, at least 10% of the voting devices at a polling place are accessible  
39 for individuals with disabilities in accordance with Public Law 107-252, the Help America  
40 Vote Act of 2002; and

41 (d) each polling place is located in a government building or office, unless the election  
42 officer determines that, in the area designated by the election officer, there is no government  
43 building or office [is] available[-] that:

44 (i) can be scheduled for use during early voting hours;

45 (ii) has the physical facilities necessary to accommodate early voting requirements;

46 (iii) has adequate space for voting equipment, poll workers, and voters; and

47 (iv) has adequate security, public accessibility, and parking.

48 (2) (a) In the event the election officer determines that the number of early voting  
49 polling places is insufficient due to the number of registered voters who are voting, the election  
50 officer may designate additional polling places during the early voting period.

51 (b) If an additional early voting polling place is designated, the election officer shall, as  
52 soon as is reasonably possible, give notice of the dates, times, and location of the additional  
53 polling place by:

54 (i) publishing the notice in one issue of a newspaper of general circulation in the  
55 county; and

56 (ii) posting the notice at the additional polling place.

57 (3) For each regular general election and regular primary election, counties of the first  
58 class shall ensure that:

59           (a) at least one polling place is located within each Utah State Senate district that is  
60 located wholly or partially within the county; and

61           (b) at least one polling place located within each district is open on each day that polls  
62 are open during the early voting period.

---

---

**Legislative Review Note**  
**as of 11-14-07 3:01 PM**

**Office of Legislative Research and General Counsel**

---

---

**H.B. 43 - Allowance of Polling Places for Early Voting**

**Fiscal Note**

2008 General Session

State of Utah

---

---

**State Impact**

Enactment of this bill will not require additional appropriations.

---

**Individual, Business and/or Local Impact**

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals or businesses. Local governments may realize nominal savings in early voting costs.

---