

JOINT RESOLUTION REGARDING SECRET

BALLOT

2009 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Carl Wimmer

Senate Sponsor: Howard A. Stephenson

7	Cosponsors:	Kerry W. Gibson	Curtis Oda
8	Roger E. Barrus	Keith Grover	Patrick Painter
9	Bradley M. Daw	Christopher N. Herrod	Kraig Powell
10	Brad L. Dee	Gregory H. Hughes	Paul Ray
11	John Dougall	Fred R Hunsaker	Stephen E. Sandstrom
12	Jack R. Draxler	Don L. Ipson	Kenneth W. Sumsion
13	Ben C. Ferry	Todd E. Kiser	Evan J. Vickers
14	Julie Fisher	Bradley G. Last	C. Brent Wallis
15	Craig A. Frank	Rebecca D. Lockhart	R. Curt Webb
16	Gage Froerer	Michael T. Morley	Ryan D. Wilcox
17	Kevin S. Garn	Merlynn T. Newbold	Bradley A. Winn
18	Francis D. Gibson	Michael E. Noel	

LONG TITLE

General Description:

This joint resolution of the Legislature proposes to amend a provision of the Utah Constitution relating to voting by secret ballot.

Highlighted Provisions:

This resolution proposes to amend the Utah Constitution to:

- ▶ include elections under state or federal law for public office, on an initiative or referendum, or to designate or authorize employee representation or individual representation among the elections that are required to be by secret ballot; and
- ▶ make technical changes.

Special Clauses:

This resolution directs the lieutenant governor to submit this proposal to voters.

This resolution provides a contingent effective date of January 1, 2011 for this

33 proposal.

34 **Utah Constitution Sections Affected:**

35 AMENDS:

36 **ARTICLE IV, SECTION 8**



38 *Be it resolved by the Legislature of the state of Utah, two-thirds of all members elected to*
39 *each of the two houses voting in favor thereof:*

40 Section 1. It is proposed to amend Utah Constitution Article IV, Section 8, to read:

41 **Article IV, Section 8. [Election to be by secret ballot.]**

42 (1) All elections, including elections under state or federal law for public office, on an
43 initiative or referendum, or to designate or authorize employee representation or individual
44 representation, shall be by secret ballot.

45 (2) Nothing in this section [shall] may be construed to prevent the use of any machine
46 or mechanical contrivance for the purpose of receiving and registering the votes cast at any
47 election[~~:- Provided, That~~], as long as secrecy in voting [be] is preserved.

48 **Section 2. Submittal to voters.**

49 The lieutenant governor is directed to submit this proposed amendment to the voters of
50 the state at the next regular general election in the manner provided by law.

51 **Section 3. Effective date.**

52 If the amendment proposed by this joint resolution is approved by a majority of those
53 voting on it at the next regular general election, the amendment shall take effect on January 1,
54 2011.