

1 **OFFICIAL VOTER REGISTER AMENDMENTS**

2 2012 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Merlynn T. Newbold**

5 Senate Sponsor: Aaron Osmond

7 **LONG TITLE**

8 **General Description:**

9 This bill amends the election code by requiring county clerks to remove a voter's name
10 from the official register under certain circumstances.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ requires county clerks to remove a voter's name from the official register within 21
14 days of receipt of confirmation from the Utah Department of Health's Bureau of
15 Vital Records that the voter is deceased.

16 **Money Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 None

20 **Utah Code Sections Affected:**

21 AMENDS:

22 **20A-2-305**, as last amended by Laws of Utah 1997, Chapter 183

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

25 Section 1. Section **20A-2-305** is amended to read:

26 **20A-2-305. Removing names from the official register -- General requirements.**

27 (1) The county clerk may not remove a voter's name from the official register because
28 the voter has failed to vote in an election.

29 (2) The county clerk may remove a voter's name from the official register only when:

- 30 (a) the voter dies and the requirements of Subsection (3) are met;
- 31 (b) the county clerk, after complying with the requirements of Section 20A-2-306,
32 receives written confirmation from the voter that the voter no longer resides within the county
33 clerk's county;
- 34 (c) the county clerk has obtained evidence that the voter's residence has changed, has
35 mailed notice to the voter as required by Section 20A-2-306 and received no response from the
36 voter, and the voter has failed to vote or appear to vote in either of the next two regular general
37 elections following the date of the notice;
- 38 (d) the voter requests, in writing, that his name be removed from the official register;
39 or
- 40 (e) the county clerk receives a returned voter identification card, determines that there
41 was no clerical error causing the card to be returned, and has no further information to contact
42 the voter.
- 43 (3) The county clerk ~~[may]~~ shall remove a voter's name from the registration list ~~[upon~~
44 ~~the annual]~~ within 21 days of receipt of ~~[a listing of all deceased residents]~~ confirmation from
45 the Department of Health's Bureau of Vital Records that a voter is deceased.