

Senator Daniel W. Thatcher proposes the following substitute bill:

POLLING LOCATION AMENDMENTS

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel W. Thatcher

House Sponsor: Michael E. Noel

LONG TITLE

General Description:

This bill addresses lines at a polling location.

Highlighted Provisions:

This bill:

⚡→ ▶ requires a county clerk, to the extent possible, to ensure that the waiting time in line at a polling location does not exceed 30 minutes; and ←⚡

▶ ⚡→ [~~requires a~~] permits the lieutenant governor to require a ←⚡ county clerk to submit a ⚡→ line management ←⚡ plan ⚡→ [~~to the lieutenant governor to reduce the amount of time] at the next election if~~ ←⚡ an individual waits in line ⚡→ more than 30 minutes ←⚡ before the individual can vote at a polling location.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

20A-5-403, as last amended by Laws of Utah 2011, Chapter 297

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

Section 1. Section **20A-5-403** is amended to read:

20A-5-403. Polling places -- Booths -- Ballot boxes -- Inspections --



57 clerk shall be:

58 (i) forwarded to the Office of the Lieutenant Governor; and

59 (ii) within six months of the time of the complaint, the issue of inaccessibility shall be
60 either:

61 (A) remedied at the particular location by the county clerk;

62 (B) the county clerk shall designate an alternative accessible location for the particular
63 precinct; or

64 (C) if no practical solution can be identified, file with the Office of the Lieutenant
65 Governor a written explanation identifying the reasons compliance cannot reasonably be met.

66 (4) (a) The municipality in which the election is held shall pay the cost of conducting
67 each municipal election, including the cost of printing and supplies.

68 (b) (i) Costs assessed by a county clerk to a municipality under this section may not
69 exceed the actual costs incurred by the county clerk.

70 (ii) The actual costs shall include:

71 (A) costs of or rental fees associated with the use of election equipment and supplies;

72 and

73 (B) reasonable and necessary administrative costs.

74 (5) The county clerk shall make detailed entries of all proceedings had under this
75 chapter.

76 (6) (a) Each county clerk shall ~~§~~ **→ [create a line management plan to] , to the extent**
76a **possible, ←§ ensure that the amount**

77 **of time that an individual waits in line before the individual can vote at a polling location in the**
78 **county does not exceed 30 minutes.**

79 ~~§~~ **→ [(b) On or before January 1 of each even-numbered year, each county clerk shall submit**
80 **a new or updated plan described in Subsection (6)(a) to the lieutenant governor.]**

80a **(b) The lieutenant governor may require a county clerk to submit a line management**
80b **plan before the next election if an individual waits in line at a polling location in the county**
80c **longer than 30 minutes before the individual can vote.**

80d **(c) The lieutenant governor may consider extenuating circumstances in deciding**
80e **whether to require the county clerk to submit a plan described in Subsection (6)(b). ←§**

81 ~~§~~ **→ [(c)] (d) ←§ The lieutenant governor shall review each plan submitted under Subsection**
81a **(6)(b)**

82 **and consult with the county clerk submitting the plan to §** ~~→ [improve the plan's effectiveness and~~
83 ~~ensure the plan is implemented successfully.] ensure, to the extent possible, that the amount of~~

83a **time an individual waits in line before the individual can vote at a polling location in the**
83b **county does not exceed 30 minutes. ←§**