

1                   **SCHOOL DISTRICT VOTER ELIGIBILITY AMENDMENTS**

2                                   2022 GENERAL SESSION

3                                   STATE OF UTAH

4                           **Chief Sponsor: Jordan D. Teuscher**

5                           Senate Sponsor: Todd D. Weiler

---

---

7 **LONG TITLE**

8 **General Description:**

9           This bill creates a student voter pilot project for local school board elections.

10 **Highlighted Provisions:**

11           This bill:

12           ▶ defines terms;

13           ▶ allows local school boards to vote to allow students who are 16 and 17 years old to  
14 vote in local school board elections; and

15           ▶ makes technical and conforming changes.

16 **Money Appropriated in this Bill:**

17           None

18 **Other Special Clauses:**

19           None

20 **Utah Code Sections Affected:**

21 **AMENDS:**

22           **20A-1-102**, as last amended by Laws of Utah 2020, Chapters 31, 49, 255, and 354

23           **20A-2-101**, as last amended by Laws of Utah 2019, Chapter 433

24           **20A-2-101.1**, as last amended by Laws of Utah 2018, Chapter 223

25           **20A-2-104**, as last amended by Laws of Utah 2021, Chapter 100

26           **20A-2-204**, as last amended by Laws of Utah 2020, Chapters 31, 95, 255 and last  
27 amended by Coordination Clause, Laws of Utah 2020, Chapter 95



- 28            **20A-2-302**, as last amended by Laws of Utah 2020, Chapter 31
- 29            **20A-2-304**, as last amended by Laws of Utah 2021, Chapter 100
- 30            **20A-6-105**, as last amended by Laws of Utah 2021, Chapter 100
- 31            **20A-14-203**, as last amended by Laws of Utah 2016, Chapter 16
- 32            **63G-2-302**, as last amended by Laws of Utah 2021, Chapters 100, 143, and 367

33 ENACTS:

- 34            **20A-6-306**, Utah Code Annotated 1953



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

37            Section 1. Section **20A-1-102** is amended to read:

38            **20A-1-102. Definitions.**

39            As used in this title:

40            (1) "Active voter" means a registered voter who has not been classified as an inactive  
41 voter by the county clerk.

42            (2) "Automatic tabulating equipment" means apparatus that automatically examines  
43 and counts votes recorded on ballots and tabulates the results.

44            (3) (a) "Ballot" means the storage medium, including a paper, mechanical, or electronic  
45 storage medium, that records an individual voter's vote.

46            (b) "Ballot" does not include a record to tally multiple votes.

47            (4) "Ballot proposition" means a question, issue, or proposal that is submitted to voters  
48 on the ballot for their approval or rejection including:

49            (a) an opinion question specifically authorized by the Legislature;

50            (b) a constitutional amendment;

51            (c) an initiative;

52            (d) a referendum;

53            (e) a bond proposition;

54            (f) a judicial retention question;

55            (g) an incorporation of a city or town; or

56            (h) any other ballot question specifically authorized by the Legislature.

57            (5) "Bind," "binding," or "bound" means securing more than one piece of paper

58 together using staples or another means in at least three places across the top of the paper in the

59 blank space reserved for securing the paper.

60 (6) "Board of canvassers" means the entities established by Sections 20A-4-301 and  
61 20A-4-306 to canvass election returns.

62 (7) "Bond election" means an election held for the purpose of approving or rejecting  
63 the proposed issuance of bonds by a government entity.

64 (8) "Business reply mail envelope" means an envelope that may be mailed free of  
65 charge by the sender.

66 (9) "Canvass" means the review of election returns and the official declaration of  
67 election results by the board of canvassers.

68 (10) "Canvassing judge" means a poll worker designated to assist in counting ballots at  
69 the canvass.

70 (11) "Contracting election officer" means an election officer who enters into a contract  
71 or interlocal agreement with a provider election officer.

72 (12) "Convention" means the political party convention at which party officers and  
73 delegates are selected.

74 (13) "Counting center" means one or more locations selected by the election officer in  
75 charge of the election for the automatic counting of ballots.

76 (14) "Counting judge" means a poll worker designated to count the ballots during  
77 election day.

78 (15) "Counting room" means a suitable and convenient private place or room for use  
79 by the poll workers and counting judges to count ballots.

80 (16) "County officers" means those county officers that are required by law to be  
81 elected.

82 (17) "Date of the election" or "election day" or "day of the election":

83 (a) means the day that is specified in the calendar year as the day that the election  
84 occurs; and

85 (b) does not include:

86 (i) deadlines established for voting by mail, military-overseas voting, or emergency  
87 voting; or

88 (ii) any early voting or early voting period as provided under Chapter 3a, Part 6, Early  
89 Voting.

- 90 (18) "Elected official" means:
- 91 (a) a person elected to an office under Section [20A-1-303](#) or Chapter 4, Part 6,
- 92 Municipal Alternate Voting Methods Pilot Project;
- 93 (b) a person who is considered to be elected to a municipal office in accordance with
- 94 Subsection [20A-1-206\(1\)\(c\)\(ii\)](#); or
- 95 (c) a person who is considered to be elected to a local district office in accordance with
- 96 Subsection [20A-1-206\(3\)\(c\)\(ii\)](#).
- 97 (19) "Election" means a regular general election, a municipal general election, a
- 98 statewide special election, a local special election, a regular primary election, a municipal
- 99 primary election, and a local district election.
- 100 (20) "Election Assistance Commission" means the commission established by the Help
- 101 America Vote Act of 2002, Pub. L. No. 107-252.
- 102 (21) "Election cycle" means the period beginning on the first day persons are eligible to
- 103 file declarations of candidacy and ending when the canvass is completed.
- 104 (22) "Election judge" means a poll worker that is assigned to:
- 105 (a) preside over other poll workers at a polling place;
- 106 (b) act as the presiding election judge; or
- 107 (c) serve as a canvassing judge, counting judge, or receiving judge.
- 108 (23) "Election officer" means:
- 109 (a) the lieutenant governor, for all statewide ballots and elections;
- 110 (b) the county clerk for:
- 111 (i) a county ballot and election; and
- 112 (ii) a ballot and election as a provider election officer as provided in Section
- 113 [20A-5-400.1](#) or [20A-5-400.5](#);
- 114 (c) the municipal clerk for:
- 115 (i) a municipal ballot and election; and
- 116 (ii) a ballot and election as a provider election officer as provided in Section
- 117 [20A-5-400.1](#) or [20A-5-400.5](#);
- 118 (d) the local district clerk or chief executive officer for:
- 119 (i) a local district ballot and election; and
- 120 (ii) a ballot and election as a provider election officer as provided in Section

121 20A-5-400.1 or 20A-5-400.5; or

122 (e) the business administrator or superintendent of a school district for:

123 (i) a school district ballot and election; and

124 (ii) a ballot and election as a provider election officer as provided in Section

125 20A-5-400.1 or 20A-5-400.5.

126 (24) "Election official" means any election officer, election judge, or poll worker.

127 (25) "Election results" means:

128 (a) for an election other than a bond election, the count of votes cast in the election and

129 the election returns requested by the board of canvassers; or

130 (b) for bond elections, the count of those votes cast for and against the bond

131 proposition plus any or all of the election returns that the board of canvassers may request.

132 (26) "Election returns" includes the pollbook, the military and overseas absentee voter

133 registration and voting certificates, one of the tally sheets, any unprocessed ballots, all counted

134 ballots, all excess ballots, all unused ballots, all spoiled ballots, the ballot disposition form, and

135 the total votes cast form.

136 (27) "Electronic signature" means an electronic sound, symbol, or process attached to

137 or logically associated with a record and executed or adopted by a person with the intent to sign

138 the record.

139 (28) "Inactive voter" means a registered voter who is listed as inactive by a county

140 clerk under Subsection 20A-2-306(4)(c)(i) or (ii).

141 (29) "Judicial office" means the office filled by any judicial officer.

142 (30) "Judicial officer" means any justice or judge of a court of record or any county

143 court judge.

144 (31) "Local district" means a local government entity under Title 17B, Limited Purpose

145 Local Government Entities - Local Districts, and includes a special service district under Title

146 17D, Chapter 1, Special Service District Act.

147 (32) "Local district officers" means those local district board members that are required

148 by law to be elected.

149 (33) "Local election" means a regular county election, a regular municipal election, a

150 municipal primary election, a local special election, a local district election, and a bond

151 election.

152 (34) "Local political subdivision" means a county, a municipality, a local district, or a  
153 local school district.

154 (35) "Local special election" means a special election called by the governing body of a  
155 local political subdivision in which all registered voters of the local political subdivision may  
156 vote.

157 (36) "Manual ballot" means a paper document produced by an election officer on  
158 which an individual records an individual's vote by directly placing a mark on the paper  
159 document using a pen or other marking instrument.

160 (37) "Mechanical ballot" means a record, including a paper record, electronic record, or  
161 mechanical record, that:

162 (a) is created via electronic or mechanical means; and

163 (b) records an individual voter's vote cast via a method other than an individual directly  
164 placing a mark, using a pen or other marking instrument, to record an individual voter's vote.

165 (38) "Municipal executive" means:

166 (a) the mayor in the council-mayor form of government defined in Section 10-3b-102;

167 (b) the mayor in the council-manager form of government defined in Subsection  
168 10-3b-103(7); or

169 (c) the chair of a metro township form of government defined in Section 10-3b-102.

170 (39) "Municipal general election" means the election held in municipalities and, as  
171 applicable, local districts on the first Tuesday after the first Monday in November of each  
172 odd-numbered year for the purposes established in Section 20A-1-202.

173 (40) "Municipal legislative body" means:

174 (a) the council of the city or town in any form of municipal government; or

175 (b) the council of a metro township.

176 (41) "Municipal office" means an elective office in a municipality.

177 (42) "Municipal officers" means those municipal officers that are required by law to be  
178 elected.

179 (43) "Municipal primary election" means an election held to nominate candidates for  
180 municipal office.

181 (44) "Municipality" means a city, town, or metro township.

182 (45) "Official ballot" means the ballots distributed by the election officer for voters to

183 record their votes.

184 (46) "Official endorsement" means the information on the ballot that identifies:

185 (a) the ballot as an official ballot;

186 (b) the date of the election; and

187 (c) (i) for a ballot prepared by an election officer other than a county clerk, the  
188 facsimile signature required by Subsection 20A-6-401(1)(a)(iii); or

189 (ii) for a ballot prepared by a county clerk, the words required by Subsection  
190 20A-6-301(1)(b)(iii).

191 (47) "Official register" means the official record furnished to election officials by the  
192 election officer that contains the information required by Section 20A-5-401.

193 (48) "Political party" means an organization of registered voters that has qualified to  
194 participate in an election by meeting the requirements of Chapter 8, Political Party Formation  
195 and Procedures.

196 (49) (a) "Poll worker" means a person assigned by an election official to assist with an  
197 election, voting, or counting votes.

198 (b) "Poll worker" includes election judges.

199 (c) "Poll worker" does not include a watcher.

200 (50) "Pollbook" means a record of the names of voters in the order that they appear to  
201 cast votes.

202 (51) "Polling place" means a building where voting is conducted.

203 (52) "Position" means a square, circle, rectangle, or other geometric shape on a ballot  
204 in which the voter marks the voter's choice.

205 (53) "Presidential Primary Election" means the election established in Chapter 9, Part  
206 8, Presidential Primary Election.

207 (54) "Primary convention" means the political party conventions held during the year  
208 of the regular general election.

209 (55) "Protective counter" means a separate counter, which cannot be reset, that:

210 (a) is built into a voting machine; and

211 (b) records the total number of movements of the operating lever.

212 (56) "Provider election officer" means an election officer who enters into a contract or  
213 interlocal agreement with a contracting election officer to conduct an election for the

214 contracting election officer's local political subdivision in accordance with Section  
215 [20A-5-400.1](#).

216 (57) "Provisional ballot" means a ballot voted provisionally by a person:

217 (a) whose name is not listed on the official register at the polling place;

218 (b) whose legal right to vote is challenged as provided in this title; or

219 (c) whose identity was not sufficiently established by a poll worker.

220 (58) "Provisional ballot envelope" means an envelope printed in the form required by

221 Section [20A-6-105](#) that is used to identify provisional ballots and to provide information to

222 verify a person's legal right to vote.

223 (59) (a) "Public figure" means an individual who, due to the individual being

224 considered for, holding, or having held a position of prominence in a public or private capacity,

225 or due to the individual's celebrity status, has an increased risk to the individual's safety.

226 (b) "Public figure" does not include an individual:

227 (i) elected to public office; or

228 (ii) appointed to fill a vacancy in an elected public office.

229 (60) "Qualify" or "qualified" means to take the oath of office and begin performing the

230 duties of the position for which the individual was elected.

231 (61) "Receiving judge" means the poll worker that checks the voter's name in the

232 official register at a polling location and provides the voter with a ballot.

233 (62) "Registration form" means a form by which an individual may register to vote

234 under this title.

235 (63) "Regular ballot" means a ballot that is not a provisional ballot.

236 (64) "Regular general election" means the election held throughout the state on the first

237 Tuesday after the first Monday in November of each even-numbered year for the purposes

238 established in Section [20A-1-201](#).

239 (65) "Regular primary election" means the election, held on the date specified in

240 Section [20A-1-201.5](#), to nominate candidates of political parties and candidates for nonpartisan

241 local school board positions to advance to the regular general election.

242 (66) "Resident" means a person who resides within a specific voting precinct in Utah.

243 (67) "Return envelope" means the envelope, described in Subsection [20A-3a-202\(4\)](#),

244 provided to a voter with a manual ballot:



245 (a) into which the voter places the manual ballot after the voter has voted the manual  
246 ballot in order to preserve the secrecy of the voter's vote; and

247 (b) that includes the voter affidavit and a place for the voter's signature.

248 (68) "Sample ballot" means a mock ballot similar in form to the official ballot printed  
249 and distributed as provided in Section 20A-5-405.

250 (69) "Special election" means an election held as authorized by Section 20A-1-203.

251 (70) "Spoiled ballot" means each ballot that:

252 (a) is spoiled by the voter;

253 (b) is unable to be voted because it was spoiled by the printer or a poll worker; or

254 (c) lacks the official endorsement.

255 (71) "Statewide special election" means a special election called by the governor or the  
256 Legislature in which all registered voters in Utah may vote.

257 (72) "Student voter" means a 16-year-old or 17-year-old individual who is registered to  
258 vote in a local school board election.

259 [~~(72)~~] (73) "Tabulation system" means a device or system designed for the sole  
260 purpose of tabulating votes cast by voters at an election.

261 [~~(73)~~] (74) "Ticket" means a list of:

262 (a) political parties;

263 (b) candidates for an office; or

264 (c) ballot propositions.

265 [~~(74)~~] (75) "Transfer case" means the sealed box used to transport voted ballots to the  
266 counting center.

267 [~~(75)~~] (76) "Vacancy" means the absence of a person to serve in any position created  
268 by statute, whether that absence occurs because of death, disability, disqualification,  
269 resignation, or other cause.

270 [~~(76)~~] (77) "Valid voter identification" means:

271 (a) a form of identification that bears the name and photograph of the voter which may  
272 include:

273 (i) a currently valid Utah driver license;

274 (ii) a currently valid identification card that is issued by:

275 (A) the state; or

276 (B) a branch, department, or agency of the United States;  
 277 (iii) a currently valid Utah permit to carry a concealed weapon;  
 278 (iv) a currently valid United States passport; or  
 279 (v) a currently valid United States military identification card;  
 280 (b) one of the following identification cards, whether or not the card includes a  
 281 photograph of the voter:  
 282 (i) a valid tribal identification card;  
 283 (ii) a Bureau of Indian Affairs card; or  
 284 (iii) a tribal treaty card; or  
 285 (c) two forms of identification not listed under Subsection [~~(76)~~] (77)(a) or (b) but that  
 286 bear the name of the voter and provide evidence that the voter resides in the voting precinct,  
 287 which may include:  
 288 (i) a current utility bill or a legible copy thereof, dated within the 90 days before the  
 289 election;  
 290 (ii) a bank or other financial account statement, or a legible copy thereof;  
 291 (iii) a certified birth certificate;  
 292 (iv) a valid social security card;  
 293 (v) a check issued by the state or the federal government or a legible copy thereof;  
 294 (vi) a paycheck from the voter's employer, or a legible copy thereof;  
 295 (vii) a currently valid Utah hunting or fishing license;  
 296 (viii) certified naturalization documentation;  
 297 (ix) a currently valid license issued by an authorized agency of the United States;  
 298 (x) a certified copy of court records showing the voter's adoption or name change;  
 299 (xi) a valid Medicaid card, Medicare card, or Electronic Benefits Transfer Card;  
 300 (xii) a currently valid identification card issued by:  
 301 (A) a local government within the state;  
 302 (B) an employer for an employee; or  
 303 (C) a college, university, technical school, or professional school located within the  
 304 state; or  
 305 (xiii) a current Utah vehicle registration.  
 306 [~~(77)~~] (78) "Valid write-in candidate" means a candidate who has qualified as a

307 write-in candidate by following the procedures and requirements of this title.

308 ~~[(78)]~~ (79) "Vote by mail" means to vote, using a manual ballot that is mailed to the  
309 voter, by:

310 (a) mailing the ballot to the location designated in the mailing; or

311 (b) depositing the ballot in a ballot drop box designated by the election officer.

312 ~~[(79)]~~ (80) "Voter" means an individual who:

313 (a) meets the requirements for voting in an election;

314 (b) meets the requirements of election registration;

315 (c) is registered to vote; and

316 (d) is listed in the official register book.

317 ~~[(80)]~~ (81) "Voter registration deadline" means the registration deadline provided in  
318 Section [20A-2-102.5](#).

319 ~~[(81)]~~ (82) "Voting area" means the area within six feet of the voting booths, voting  
320 machines, and ballot box.

321 ~~[(82)]~~ (83) "Voting booth" means:

322 (a) the space or compartment within a polling place that is provided for the preparation  
323 of ballots, including the voting enclosure or curtain; or

324 (b) a voting device that is free standing.

325 ~~[(83)]~~ (84) "Voting device" means any device provided by an election officer for a  
326 voter to vote a mechanical ballot.

327 ~~[(84)]~~ (85) "Voting precinct" means the smallest geographical voting unit, established  
328 under Chapter 5, Part 3, Duties of the County and Municipal Legislative Bodies.

329 ~~[(85)]~~ (86) "Watcher" means an individual who complies with the requirements  
330 described in Section [20A-3a-801](#) to become a watcher for an election.

331 ~~[(86)]~~ (87) "Write-in ballot" means a ballot containing any write-in votes.

332 ~~[(87)]~~ (88) "Write-in vote" means a vote cast for an individual, whose name is not  
333 printed on the ballot, in accordance with the procedures established in this title.

334 Section 2. Section **20A-2-101** is amended to read:

335 **20A-2-101. Eligibility for registration.**

336 (1) Except as provided in Subsection ~~[(2)]~~ (3), an individual may register to vote in an  
337 election who:

- 338 (a) is a citizen of the United States;
- 339 (b) has been a resident of Utah for at least the 30 days immediately before the election;
- 340 (c) will be:
  - 341 (i) at least 18 years ~~[of age]~~ old on the day of the election; or
  - 342 (ii) if the election is a regular primary election, a municipal primary election, or a
  - 343 presidential primary election:
    - 344 (A) 17 years ~~[of age]~~ old on or before the day of the regular primary election,
    - 345 municipal primary election, or presidential primary election; and
    - 346 (B) 18 years ~~[of age]~~ old on or before the day of the general election that immediately
    - 347 follows the regular primary election, municipal primary election, or presidential primary
    - 348 election; and
  - 349 (d) currently resides within the voting district or precinct in which the individual
  - 350 applies to register to vote.
- 351 (2) Except as provided in Subsection (3), an individual may register to vote as a
- 352 student voter in a local school board election if:
  - 353 (a) the individual will be 16 or 17 years old on the date of the general election for the
  - 354 local school board;
  - 355 (b) the individual meets the qualifications under Subsections (1)(a), (b), and (d); and
  - 356 (c) the local school board where the individual currently resides has voted to allow
  - 357 student voters under Section [20A-14-203](#).
- 358 ~~[(2)]~~ (3) (a) (i) An individual who is involuntarily confined or incarcerated in a jail,
- 359 prison, or other facility within a voting precinct is not a resident of that voting precinct and may
- 360 not register to vote in that voting precinct unless the individual was a resident of that voting
- 361 precinct before the confinement or incarceration.
- 362 (ii) An individual who is involuntarily confined or incarcerated in a jail or prison is a
- 363 resident of the voting precinct in which the individual resided before the confinement or
- 364 incarceration.
- 365 (b) An individual who has been convicted of a felony or a misdemeanor for an offense
- 366 under this title may not register to vote or remain registered to vote unless the individual's right
- 367 to vote has been restored as provided in Section [20A-2-101.3](#) or [20A-2-101.5](#).
- 368 (c) An individual whose right to vote has been restored, as provided in Section

369 20A-2-101.3 or 20A-2-101.5, is eligible to register to vote.

370 ~~[(3) An]~~ (4) Except for a student voter, an individual who is eligible to vote and who  
 371 resides within the geographic boundaries of the entity in which the election is held may register  
 372 to vote in a:

- 373 (a) regular general election;
- 374 (b) regular primary election;
- 375 (c) municipal general election;
- 376 (d) municipal primary election;
- 377 (e) statewide special election;
- 378 (f) local special election;
- 379 (g) local district election;
- 380 (h) bond election; and
- 381 (i) presidential primary election.

382 (5) An individual who is eligible to vote as a student voter and who resides within the  
 383 geographic boundaries of the local school board district in which the election is held may  
 384 register to vote in the primary and general elections for the local school board.

385 Section 3. Section 20A-2-101.1 is amended to read:

386 **20A-2-101.1. Preregistering to vote.**

387 (1) An individual may preregister to vote if the individual:

- 388 (a) is 16 or 17 years ~~[of age]~~ old;
- 389 (b) is not eligible to register to vote because the individual does not comply with the  
 390 age requirements described in Subsection 20A-2-101(1)(c);
- 391 (c) is a citizen of the United States;
- 392 (d) has been a resident of Utah for at least 30 days; and
- 393 (e) currently resides within the voting district or precinct in which the individual  
 394 preregisters to vote.

395 (2) An individual described in Subsection (1) may not vote in an election and is not  
 396 registered to vote until:

- 397 (a) the individual is otherwise eligible to register to vote because the individual  
 398 complies with the age requirements described in Subsection 20A-2-101(1)(c); and
- 399 (b) the county clerk registers the individual to vote under Subsection (4).

- 400 (3) An individual who preregisters to vote shall:
- 401 (a) complete a voter registration form, including an indication that the individual is
- 402 preregistering to vote; and
- 403 (b) submit the voter registration form to a county clerk in person, by mail, or in any
- 404 other manner authorized by this chapter for the submission of a voter registration form.
- 405 (4) (a) A county clerk shall:
- 406 (i) retain the voter registration form of an individual who meets the qualifications for
- 407 preregistration and who submits a completed voter registration form to the county clerk under
- 408 Subsection (3)(b);
- 409 (ii) register the individual to vote in the next election in which the individual will be
- 410 eligible to vote, before the voter registration deadline established in Section [20A-2-102.5](#) for
- 411 that election; and
- 412 (iii) send a notice to the individual that:
- 413 (A) informs the individual that the individual's voter registration form has been
- 414 accepted as an application for preregistration;
- 415 (B) informs the individual that the individual will be registered to vote in the next
- 416 election in which the individual will be eligible to vote; and
- 417 (C) indicates in which election the individual will be registered to vote.
- 418 (b) An individual who the county clerk registers under Subsection (4)(a)(ii) is
- 419 considered to have applied for voter registration on the earlier of:
- 420 (i) the day of the voter registration deadline immediately preceding the election day on
- 421 which the individual will be at least 18 years ~~[of age]~~ old; or
- 422 (ii) the day on which the individual turns 18 years ~~[of age]~~ old.
- 423 (c) A county clerk shall refer a voter registration form to the county attorney for
- 424 investigation and possible prosecution if the clerk or the clerk's designee believes the
- 425 individual is attempting to preregister to vote in an election in which the individual will not be
- 426 legally entitled to vote.
- 427 (5) (a) The lieutenant governor or a county clerk shall classify the voter registration
- 428 record of an individual who preregisters to vote as a private record until the day on which the
- 429 individual turns 18 years ~~[of age]~~ old.
- 430 (b) On the day on which the individual described in Subsection (5)(a) turns 18 years ~~[of~~

431 age] old, the lieutenant governor or county clerk shall classify the individual's voter registration  
432 record as a public record in accordance with Subsection 63G-2-301(2)(l).

433 (6) If an individual who is at least 18 years [~~of age~~] old erroneously indicates on the  
434 voter registration form that the individual is preregistering to vote, the county clerk shall  
435 consider the form as a voter registration form and shall process the form in accordance with  
436 this chapter.

437 (7) (a) Notwithstanding Subsection (1)(b), an individual who registers to vote as a  
438 student voter shall also be preregistered to vote unless the individual opts out of preregistration  
439 on the individual's voter registration form.

440 (b) Subsection (2) does not prevent an individual who is preregistered to vote and who  
441 is registered as a student voter from voting in a local school board election.

442 Section 4. Section 20A-2-104 is amended to read:

443 **20A-2-104. Voter registration form -- Registered voter lists -- Fees for copies.**

444 (1) (a) As used in this section:

445 (i) "Candidate for public office" means an individual:

446 (A) who files a declaration of candidacy for a public office;

447 (B) who files a notice of intent to gather signatures under Section 20A-9-408; or

448 (C) employed by, under contract with, or a volunteer of, an individual described in

449 Subsection (1)(a)(i)(A) or (B) for political campaign purposes.

450 (ii) "Dating violence" means the same as that term is defined in Section 78B-7-402 and  
451 the federal Violence Against Women Act of 1994, as amended.

452 (iii) "Domestic violence" means the same as that term is defined in Section 77-36-1  
453 and the federal Violence Against Women Act of 1994, as amended.

454 (b) An individual applying for voter registration, or an individual preregistering to  
455 vote, shall complete a voter registration form in substantially the following form:

456 -----

457 UTAH ELECTION REGISTRATION FORM

458 Are you a citizen of the United States of America? Yes No

459 If you checked "no" to the above question, do not complete this form.

460 Will you be 18 years [~~of age~~] old on or before election day? Yes No

461 If you checked "no" to the above question, are you 16 or 17 years [~~of age~~] old and

462 preregistering to vote or registering to vote as a student voter? Yes No

463 If you are not eligible to vote as a student voter, you will be preregistered to vote. If you are  
464 eligible to vote in a local school board election, you will be registered as a student voter and  
465 also preregistered to vote as an adult unless you check the box below:

466 I am registering as a student voter and do not want to be preregistered to vote as an  
467 adult. If you [~~checked "no" to both of the prior two questions~~] will not be 18 years old on or  
468 before election day and you are not registering to vote or registering to vote as a student voter,  
469 do not complete this form.

470 Name of Voter

471 \_\_\_\_\_

472 First Middle Last

473 Utah Driver License or Utah Identification Card Number \_\_\_\_\_

474 Date of Birth \_\_\_\_\_

475 Street Address of Principal Place of Residence

476 \_\_\_\_\_

477 City County State Zip Code

478 Telephone Number (optional) \_\_\_\_\_

479 Email Address (optional) \_\_\_\_\_

480 Last four digits of Social Security Number \_\_\_\_\_

481 Last former address at which I was registered to vote (if

482 known) \_\_\_\_\_

483 \_\_\_\_\_

484 City County State Zip Code

485 Political Party

486 (a listing of each registered political party, as defined in Section [20A-8-101](#) and maintained by  
487 the lieutenant governor under Section [67-1a-2](#), with each party's name preceded by a checkbox)

488  Unaffiliated (no political party preference)  Other (Please specify) \_\_\_\_\_

489 I do swear (or affirm), subject to penalty of law for false statements, that the  
490 information contained in this form is true, and that I am a citizen of the United States and a  
491 resident of the state of Utah, residing at the above address. Unless I have indicated above that I  
492 am registering to vote as a student voter or preregistering to vote in a later election, I will be at



493 least 18 years [~~of age~~] old and will have resided in Utah for 30 days immediately before the  
494 next election. I am not a convicted felon currently incarcerated for commission of a felony.

495 Signed and sworn

496 \_\_\_\_\_

497 Voter's Signature

498 \_\_\_\_\_(month/day/year).

499 PRIVACY INFORMATION

500 Voter registration records contain some information that is available to the public, such  
501 as your name and address, some information that is available only to government entities, and  
502 some information that is available only to certain third parties in accordance with the  
503 requirements of law.

504 Your driver license number, identification card number, social security number, email  
505 address, full date of birth, and phone number are available only to government entities. Your  
506 year of birth is available to political parties, candidates for public office, certain third parties,  
507 and their contractors, employees, and volunteers, in accordance with the requirements of law.

508 You may request that all information on your voter registration records be withheld  
509 from all persons other than government entities, political parties, candidates for public office,  
510 and their contractors, employees, and volunteers, by indicating here:

511 \_\_\_\_\_ Yes, I request that all information on my voter registration records be withheld  
512 from all persons other than government entities, political parties, candidates for public office,  
513 and their contractors, employees, and volunteers.

514 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

515 In addition to the protections provided above, you may request that all information on  
516 your voter registration records be withheld from all political parties, candidates for public  
517 office, and their contractors, employees, and volunteers, by submitting a withholding request  
518 form, and any required verification, as described in the following paragraphs.

519 A person may request that all information on the person's voter registration records be  
520 withheld from all political parties, candidates for public office, and their contractors,  
521 employees, and volunteers, by submitting a withholding request form with this registration  
522 record, or to the lieutenant governor or a county clerk, if the person is or is likely to be, or  
523 resides with a person who is or is likely to be, a victim of domestic violence or dating violence.

524 A person may request that all information on the person's voter registration records be  
525 withheld from all political parties, candidates for public office, and their contractors,  
526 employees, and volunteers, by submitting a withholding request form and any required  
527 verification with this registration form, or to the lieutenant governor or a county clerk, if the  
528 person is, or resides with a person who is, a law enforcement officer, a member of the armed  
529 forces, a public figure, or protected by a protective order or a protection order.

530 CITIZENSHIP AFFIDAVIT

531 Name:

532 Name at birth, if different:

533 Place of birth:

534 Date of birth:

535 Date and place of naturalization (if applicable):

536 I hereby swear and affirm, under penalties for voting fraud set forth below, that I am a  
537 citizen and that to the best of my knowledge and belief the information above is true and  
538 correct.

539 \_\_\_\_\_

540 Signature of Applicant

541 In accordance with Section 20A-2-401, the penalty for willfully causing, procuring, or  
542 allowing yourself to be registered or preregistered to vote if you know you are not entitled to  
543 register or preregister to vote is up to one year in jail and a fine of up to \$2,500.

544 NOTICE: IN ORDER TO BE ALLOWED TO VOTE, YOU MUST PRESENT VALID  
545 VOTER IDENTIFICATION TO THE POLL WORKER BEFORE VOTING, WHICH MUST  
546 BE A VALID FORM OF PHOTO IDENTIFICATION THAT SHOWS YOUR NAME AND  
547 PHOTOGRAPH; OR  
548 TWO DIFFERENT FORMS OF IDENTIFICATION THAT SHOW YOUR NAME AND  
549 CURRENT ADDRESS.

550 FOR OFFICIAL USE ONLY

551 Type of I.D. \_\_\_\_\_

552 Voting Precinct \_\_\_\_\_

553 Voting I.D. Number \_\_\_\_\_

554 -----

555 (c) Beginning May 1, 2022, the voter registration form described in Subsection (1)(b)  
556 shall include a section in substantially the following form:

557 -----

558 BALLOT NOTIFICATIONS

559 If you have provided a phone number or email address, you can receive notifications by  
560 text message or email regarding the status of a ballot that is mailed to you or a ballot that you  
561 deposit in the mail or in a ballot drop box, by indicating here:

562 \_\_\_\_\_ Yes, I would like to receive electronic notifications regarding the status of my  
563 ballot.

564 -----

565 (2) (a) Except as provided under Subsection (2)(b), the county clerk shall retain a copy  
566 of each voter registration form in a permanent countywide alphabetical file, which may be  
567 electronic or some other recognized system.

568 (b) The county clerk may transfer a superseded voter registration form to the Division  
569 of Archives and Records Service created under Section 63A-12-101.

570 (3) (a) Each county clerk shall retain lists of currently registered voters.

571 (b) The lieutenant governor shall maintain a list of registered voters in electronic form.

572 (c) If there are any discrepancies between the two lists, the county clerk's list is the  
573 official list.

574 (d) The lieutenant governor and the county clerks may charge the fees established  
575 under the authority of Subsection 63G-2-203(10) to individuals who wish to obtain a copy of  
576 the list of registered voters.

577 (4) (a) As used in this Subsection (4), "qualified person" means:

578 (i) a government official or government employee acting in the government official's or  
579 government employee's capacity as a government official or a government employee;

580 (ii) a health care provider, as defined in Section 26-33a-102, or an agent, employee, or  
581 independent contractor of a health care provider;

582 (iii) an insurance company, as defined in Section 67-4a-102, or an agent, employee, or  
583 independent contractor of an insurance company;

584 (iv) a financial institution, as defined in Section 7-1-103, or an agent, employee, or  
585 independent contractor of a financial institution;

586 (v) a political party, or an agent, employee, or independent contractor of a political  
587 party;

588 (vi) a candidate for public office, or an employee, independent contractor, or volunteer  
589 of a candidate for public office; or

590 (vii) a person, or an agent, employee, or independent contractor of the person, who:

591 (A) provides the year of birth of a registered voter that is obtained from the list of  
592 registered voters only to a person who is a qualified person;

593 (B) verifies that a person, described in Subsection (4)(a)(vii)(A), to whom a year of  
594 birth that is obtained from the list of registered voters is provided, is a qualified person;

595 (C) ensures, using industry standard security measures, that the year of birth of a  
596 registered voter that is obtained from the list of registered voters may not be accessed by a  
597 person other than a qualified person;

598 (D) verifies that each qualified person, other than a qualified person described in  
599 Subsection (4)(a)(i), (v), or (vi), to whom the person provides the year of birth of a registered  
600 voter that is obtained from the list of registered voters, will only use the year of birth to verify  
601 the accuracy of personal information submitted by an individual or to confirm the identity of a  
602 person in order to prevent fraud, waste, or abuse;

603 (E) verifies that each qualified person described in Subsection (4)(a)(i), to whom the  
604 person provides the year of birth of a registered voter that is obtained from the list of registered  
605 voters, will only use the year of birth in the qualified person's capacity as a government official  
606 or government employee; and

607 (F) verifies that each qualified person described in Subsection (4)(a)(v) or (vi), to  
608 whom the person provides the year of birth of a registered voter that is obtained from the list of  
609 registered voters, will only use the year of birth for a political purpose of the political party or  
610 candidate for public office.

611 (b) Notwithstanding Subsection [63G-2-302\(1\)\(j\)\(iv\)](#), and except as provided in  
612 Subsection [63G-2-302\(1\)\(k\)](#) or (l), the lieutenant governor or a county clerk shall, when  
613 providing the list of registered voters to a qualified person under this section, include, with the  
614 list, the years of birth of the registered voters, if:

615 (i) the lieutenant governor or a county clerk verifies the identity of the person and that  
616 the person is a qualified person; and

- 617 (ii) the qualified person signs a document that includes the following:
- 618 (A) the name, address, and telephone number of the person requesting the list of  
619 registered voters;
- 620 (B) an indication of the type of qualified person that the person requesting the list  
621 claims to be;
- 622 (C) a statement regarding the purpose for which the person desires to obtain the years  
623 of birth;
- 624 (D) a list of the purposes for which the qualified person may use the year of birth of a  
625 registered voter that is obtained from the list of registered voters;
- 626 (E) a statement that the year of birth of a registered voter that is obtained from the list  
627 of registered voters may not be provided or used for a purpose other than a purpose described  
628 under Subsection (4)(b)(ii)(D);
- 629 (F) a statement that if the person obtains the year of birth of a registered voter from the  
630 list of registered voters under false pretenses, or provides or uses the year of birth of a  
631 registered voter that is obtained from the list of registered voters in a manner that is prohibited  
632 by law, is guilty of a class A misdemeanor and is subject to a civil fine;
- 633 (G) an assertion from the person that the person will not provide or use the year of  
634 birth of a registered voter that is obtained from the list of registered voters in a manner that is  
635 prohibited by law; and
- 636 (H) notice that if the person makes a false statement in the document, the person is  
637 punishable by law under Section [76-8-504](#).
- 638 (c) The lieutenant governor or a county clerk may not disclose the year of birth of a  
639 registered voter to a person that the lieutenant governor or county clerk reasonably believes:
- 640 (i) is not a qualified person or a person described in Subsection (4)(l); or  
641 (ii) will provide or use the year of birth in a manner prohibited by law.
- 642 (d) The lieutenant governor or a county clerk may not disclose the voter registration  
643 form of a person, or information included in the person's voter registration form, whose voter  
644 registration form is classified as private under Subsection (4)(h) to a person other than:
- 645 (i) a government official or government employee acting in the government official's or  
646 government employee's capacity as a government official or government employee; or  
647 (ii) except as provided in Subsection (7) and subject to Subsection (4)(e), a person

648 described in Subsection (4)(a)(v) or (vi) for a political purpose.

649 (e) When disclosing a record or information under Subsection (4)(d)(ii), the lieutenant  
650 governor or county clerk shall exclude the information described in Subsection  
651 63G-2-302(1)(j), other than the year of birth.

652 (f) The lieutenant governor or a county clerk may not disclose a withholding request  
653 form, described in Subsections (7) and (8), submitted by an individual, or information obtained  
654 from that form, to a person other than a government official or government employee acting in  
655 the government official's or government employee's capacity as a government official or  
656 government employee.

657 (g) A person is guilty of a class A misdemeanor if the person:

658 (i) obtains the year of birth of a registered voter from the list of registered voters under  
659 false pretenses;

660 (ii) uses or provides the year of birth of a registered voter that is obtained from the list  
661 of registered voters in a manner that is not permitted by law;

662 (iii) obtains a voter registration record described in Subsection 63G-2-302(1)(k) under  
663 false pretenses;

664 (iv) uses or provides information obtained from a voter registration record described in  
665 Subsection 63G-2-302(1)(k) in a manner that is not permitted by law;

666 (v) unlawfully discloses or obtains a voter registration record withheld under  
667 Subsection (7) or a withholding request form described in Subsections (7) and (8); or

668 (vi) unlawfully discloses or obtains information from a voter registration record  
669 withheld under Subsection (7) or a withholding request form described in Subsections (7) and  
670 (8).

671 (h) The lieutenant governor or a county clerk shall classify the voter registration record  
672 of a voter as a private record if the voter:

673 (i) submits a written application, created by the lieutenant governor, requesting that the  
674 voter's voter registration record be classified as private;

675 (ii) requests on the voter's voter registration form that the voter's voter registration  
676 record be classified as a private record; [or]

677 (iii) submits a withholding request form described in Subsection (7) and any required  
678 verification[-]; or

679 (iv) registers to vote as a student voter or preregisters to vote and is not yet 18 years  
680 old.

681 (i) The lieutenant governor or a county clerk may not disclose to a person described in  
682 Subsection (4)(a)(v) or (vi) a voter registration record, or information obtained from a voter  
683 registration record, if the record is withheld under Subsection (7).

684 (j) In addition to any criminal penalty that may be imposed under this section, the  
685 lieutenant governor may impose a civil fine against a person who violates a provision of this  
686 section, in an amount equal to the greater of:

687 (i) the product of 30 and the square root of the total number of:

688 (A) records obtained, provided, or used unlawfully, rounded to the nearest whole  
689 dollar; or

690 (B) records from which information is obtained, provided, or used unlawfully, rounded  
691 to the nearest whole dollar; or

692 (ii) \$200.

693 (k) A qualified person may not obtain, provide, or use the year of birth of a registered  
694 voter, if the year of birth is obtained from the list of registered voters or from a voter  
695 registration record, unless the person:

696 (i) is a government official or government employee who obtains, provides, or uses the  
697 year of birth in the government official's or government employee's capacity as a government  
698 official or government employee;

699 (ii) is a qualified person described in Subsection (4)(a)(ii), (iii), or (iv) and obtains or  
700 uses the year of birth only to verify the accuracy of personal information submitted by an  
701 individual or to confirm the identity of a person in order to prevent fraud, waste, or abuse;

702 (iii) is a qualified person described in Subsection (4)(a)(v) or (vi) and obtains,  
703 provides, or uses the year of birth for a political purpose of the political party or candidate for  
704 public office; or

705 (iv) is a qualified person described in Subsection (4)(a)(vii) and obtains, provides, or  
706 uses the year of birth to provide the year of birth to another qualified person to verify the  
707 accuracy of personal information submitted by an individual or to confirm the identity of a  
708 person in order to prevent fraud, waste, or abuse.

709 (l) The lieutenant governor or a county clerk may provide a year of birth to a member

710 of the media, in relation to an individual designated by the member of the media, in order for  
711 the member of the media to verify the identity of the individual.

712 (m) A person described in Subsection (4)(a)(v) or (vi) may not use or disclose  
713 information from a voter registration record for a purpose other than a political purpose.

714 (5) When political parties not listed on the voter registration form qualify as registered  
715 political parties under Title 20A, Chapter 8, Political Party Formation and Procedures, the  
716 lieutenant governor shall inform the county clerks of the name of the new political party and  
717 direct the county clerks to ensure that the voter registration form is modified to include that  
718 political party.

719 (6) Upon receipt of a voter registration form from an applicant, the county clerk or the  
720 clerk's designee shall:

721 (a) review each voter registration form for completeness and accuracy; and

722 (b) if the county clerk believes, based upon a review of the form, that an individual  
723 may be seeking to register or preregister to vote who is not legally entitled to register or  
724 preregister to vote, refer the form to the county attorney for investigation and possible  
725 prosecution.

726 (7) The lieutenant governor or a county clerk shall withhold from a person, other than a  
727 person described in Subsection (4)(a)(i), the voter registration record, and information obtained  
728 from the voter registration record, of an individual:

729 (a) who submits a withholding request form, with the voter registration record or to the  
730 lieutenant governor or a county clerk, if:

731 (i) the individual indicates on the form that the individual, or an individual who resides  
732 with the individual, is a victim of domestic violence or dating violence or is likely to be a  
733 victim of domestic violence or dating violence; or

734 (ii) the individual indicates on the form and provides verification that the individual, or  
735 an individual who resides with the individual, is:

736 (A) a law enforcement officer;

737 (B) a member of the armed forces, as defined in Section [20A-1-513](#);

738 (C) a public figure; or

739 (D) protected by a protective order or protection order; [or]

740 (b) whose voter registration record was classified as a private record at the request of



741 the individual before May 12, 2020[-]; or

742 (c) who registered to vote as a student voter or preregistered to vote and is not yet 18  
743 years old.

744 (8) (a) The lieutenant governor shall design and distribute the withholding request form  
745 described in Subsection (7) to each election officer and to each agency that provides a voter  
746 registration form.

747 (b) An individual described in Subsection (7)(a)(i) is not required to provide  
748 verification, other than the individual's attestation and signature on the withholding request  
749 form, that the individual, or an individual who resides with the individual, is a victim of  
750 domestic violence or dating violence or is likely to be a victim of domestic violence or dating  
751 violence.

752 (c) The director of elections within the Office of the Lieutenant Governor shall make  
753 rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,  
754 establishing requirements for providing the verification described in Subsection (7)(a)(ii).

755 (9) An election officer or an employee of an election officer may not encourage an  
756 individual to submit, or discourage an individual from submitting, a withholding request form.

757 Section 5. Section **20A-2-204** is amended to read:

758 **20A-2-204. Registering to vote when applying for or renewing a driver license.**

759 (1) As used in this section, "voter registration form" means, when an individual named  
760 on a qualifying form, as defined in Section **20A-2-108**, answers "yes" to the question described  
761 in Subsection **20A-2-108(2)(a)**, the information on the qualifying form that can be used for  
762 voter registration purposes.

763 (2) A citizen who is qualified to vote may register to vote, and a citizen who is  
764 qualified to preregister to vote may preregister to vote, by answering "yes" to the question  
765 described in Subsection **20A-2-108(2)(a)** and completing the voter registration form.

766 (3) The Driver License Division shall:

767 (a) assist an individual in completing the voter registration form unless the individual  
768 refuses assistance;

769 (b) electronically transmit each address change to the lieutenant governor within five  
770 days after the day on which the division receives the address change; and

771 (c) within five days after the day on which the division receives a voter registration

772 form, electronically transmit the form to the Office of the Lieutenant Governor, including the  
773 following for the individual named on the form:

774 (i) the name, date of birth, driver license or state identification card number, last four  
775 digits of the social security number, Utah residential address, place of birth, and signature;

776 (ii) a mailing address, if different from the individual's Utah residential address;

777 (iii) an email address and phone number, if available;

778 (iv) the desired political affiliation, if indicated;

779 (v) an indication of whether the individual requested that the individual's voter  
780 registration record be classified as a private record under Subsection 20A-2-108(2)(b); and

781 (vi) a withholding request form described in Subsections 20A-2-104(7) and (8) and any  
782 verification submitted with the form.

783 (4) Upon receipt of an individual's voter registration form from the Driver License  
784 Division under Subsection (3), the lieutenant governor shall:

785 (a) enter the information into the statewide voter registration database; [~~and~~]

786 (b) if the individual requests on the individual's voter registration form that the  
787 individual's voter registration record be classified as a private record or the individual submits a  
788 withholding request form described in Subsections 20A-2-104(7) and (8) and any required  
789 verification, classify the individual's voter registration record as a private record[-]; and

790 (c) if the individual is registering to vote as a student voter, classify the individual's  
791 voter registration record as a private record until the day on which the individual is 18 years  
792 old.

793 (5) The county clerk of an individual whose information is entered into the statewide  
794 voter registration database under Subsection (4) shall:

795 (a) ensure that the individual meets the qualifications to be registered or preregistered  
796 to vote; and

797 (b) (i) if the individual meets the qualifications to be registered to vote:

798 (A) ensure that the individual is assigned to the proper voting precinct; and

799 (B) send the individual the notice described in Section 20A-2-304; or

800 (ii) if the individual meets the qualifications to be preregistered to vote, process the  
801 form in accordance with the requirements of Section 20A-2-101.1.

802 (6) (a) When the county clerk receives a correctly completed voter registration form

803 under this section, the clerk shall:

804 (i) comply with the applicable provisions of this Subsection (6); or

805 (ii) if the individual is preregistering to vote, comply with Section 20A-2-101.1.

806 (b) If the county clerk receives a correctly completed voter registration form under this  
807 section no later than 5 p.m. or, if submitting the form electronically, midnight, 11 calendar days  
808 before the date of an election, the county clerk shall:

809 (i) accept the voter registration form; [~~and~~]

810 (ii) unless the individual is preregistering to vote:

811 (A) enter the individual's name on the list of registered voters for the voting precinct in  
812 which the individual resides; and

813 (B) notify the individual that the individual is registered to vote in the upcoming  
814 election; and

815 (iii) if the individual named in the form is preregistering to vote, comply with Section  
816 20A-2-101.1.

817 (c) If the county clerk receives a correctly completed voter registration form under this  
818 section after the deadline described in Subsection (6)(b), the county clerk shall, unless the  
819 individual named in the form is preregistering to vote:

820 (i) accept the application for registration of the individual;

821 (ii) process the voter registration form; and

822 (iii) unless the individual is preregistering to vote, and except as provided in  
823 Subsection 20A-2-207(6), inform the individual that the individual will not be registered to  
824 vote in the pending election, unless the individual registers to vote by provisional ballot during  
825 the early voting period, if applicable, or on election day, in accordance with Section  
826 20A-2-207.

827 (7) (a) If the county clerk determines that an individual's voter registration form  
828 received from the Driver License Division is incorrect because of an error, because the form is  
829 incomplete, or because the individual does not meet the qualifications to be registered to vote,  
830 the county clerk shall mail notice to the individual stating that the individual has not been  
831 registered or preregistered because of an error, because the registration form is incomplete, or  
832 because the individual does not meet the qualifications to be registered to vote.

833 (b) If a county clerk believes, based upon a review of a voter registration form, that an

834 individual, who knows that the individual is not legally entitled to register or preregister to  
835 vote, may be intentionally seeking to register or preregister to vote, the county clerk shall refer  
836 the form to the county attorney for investigation and possible prosecution.

837 Section 6. Section **20A-2-302** is amended to read:

838 **20A-2-302. Voter registration forms for high school students.**

839 (1) (a) A county clerk may:

840 (i) contact each high school and each accredited nonpublic high school in the county;

841 (ii) determine the number of high school seniors; and

842 (iii) distribute voter registration forms to each accredited public or private high school  
843 in an amount sufficient for distribution to each high school senior.

844 (b) The county clerk shall process a voter registration form received from an individual  
845 under this section;

846 (i) for an individual who is not eligible to register as a student voter, in accordance  
847 with Section 20A-2-101.1[-]; and

848 (ii) for an individual who is eligible to register as a student voter, in accordance with  
849 Section 20A-2-304.

850 (2) Each public school and accredited nonpublic school may:

851 (a) include the voter registration form in the senior registration packet; and

852 (b) collect and forward completed voter registration forms to the county clerk.

853 Section 7. Section **20A-2-304** is amended to read:

854 **20A-2-304. County clerk's responsibilities -- Notice of disposition.**

855 Each county clerk shall:

856 (1) register to vote each individual who meets the requirements for registration and  
857 who:

858 (a) submits a completed voter registration form to the county clerk;

859 (b) submits a completed voter registration form, as defined in Section 20A-2-204, to  
860 the Driver License Division;

861 (c) submits a completed voter registration form to a public assistance agency or a  
862 discretionary voter registration agency; or

863 (d) mails a completed voter registration form to the county clerk; [~~and~~]

864 (2) within 30 days after the day on which the county clerk processes a voter registration

865 form, send a notice to the individual who submits the form that:

866 (a) (i) informs the individual that the individual's voter registration form has been  
867 accepted and that the individual is registered to vote;

868 (ii) informs the individual of the procedure for designating or changing the individual's  
869 political affiliation;

870 (iii) informs the individual of the procedure to cancel a voter registration; and

871 (iv) after May 1, 2022:

872 (A) confirms that the individual has chosen to receive electronic ballot status  
873 notifications if the individual opted to receive electronic ballot status notifications on the voter  
874 registration form; or

875 (B) notifies the individual how to receive electronic ballot status notifications if the  
876 individual did not opt to receive electronic ballot status notifications on the voter registration  
877 form;

878 (b) informs the individual that the individual's voter registration form has been rejected  
879 and the reason for the rejection; or

880 (c) (i) informs the individual that the individual's voter registration form is being  
881 returned to the individual for further action because the form is incomplete; and

882 (ii) gives instructions to the individual on how to properly complete the form[-]; and

883 (3) if the completed voter registration form is for an individual registering as a student  
884 voter and the individual has not opted out of being preregistered to vote on the individual's  
885 voter registration form, process the individual's preregistration under Section [20A-2-101.1](#) after  
886 completing the individual's student voter registration under Subsections (1) and (2).

887 Section 8. Section **20A-6-105** is amended to read:

888 **20A-6-105. Provisional ballot envelopes.**

889 (1) Each election officer shall ensure that provisional ballot envelopes are printed in  
890 substantially the following form:

891 "AFFIRMATION

892 Are you a citizen of the United States of America? Yes No

893 Will you be 18 years old on or before election day? Yes No

894 If you checked "no" in response to either of the two above questions, do not complete this  
895 form.

896 Name of Voter \_\_\_\_\_

897 First Middle Last

898 Driver License or Identification Card Number \_\_\_\_\_

899 State of Issuance of Driver License or Identification Card Number \_\_\_\_\_

900 Date of Birth \_\_\_\_\_

901 Street Address of Principal Place of Residence

902 \_\_\_\_\_

903 City County State Zip Code

904 Telephone Number (optional) \_\_\_\_\_

905 Email Address (optional) \_\_\_\_\_

906 Last four digits of Social Security Number \_\_\_\_\_

907 Last former address at which I was registered to vote (if known)

908 \_\_\_\_\_

909 City County State Zip Code

910 Voting Precinct (if known)

911 \_\_\_\_\_

912 I, (please print your full name) \_\_\_\_\_ do solemnly swear or  
913 affirm:

914 That I am eligible to vote in this election; that I have not voted in this election in any  
915 other precinct; that I am eligible to vote in this precinct; and that I request that I be permitted to  
916 vote in this precinct; and

917 Subject to penalty of law for false statements, that the information contained in this  
918 form is true, and that I am a citizen of the United States and a resident of Utah, residing at the  
919 above address; and that I am at least 18 years old and have resided in Utah for the 30 days  
920 immediately before this election.

921 Signed \_\_\_\_\_

922 Dated \_\_\_\_\_

923 In accordance with Section 20A-3a-506, wilfully providing false information above is a  
924 class B misdemeanor under Utah law and is punishable by imprisonment and by fine.

925 PRIVACY INFORMATION

926 Voter registration records contain some information that is available to the public, such

927 as your name and address, some information that is available only to government entities, and  
928 some information that is available only to certain third parties in accordance with the  
929 requirements of law.

930 Your driver license number, identification card number, social security number, email  
931 address, full date of birth, and phone number are available only to government entities. Your  
932 year of birth is available to political parties, candidates for public office, certain third parties,  
933 and their contractors, employees, and volunteers, in accordance with the requirements of law.

934 You may request that all information on your voter registration records be withheld  
935 from all persons other than government entities, political parties, candidates for public office,  
936 and their contractors, employees, and volunteers, by indicating here:

937 \_\_\_\_\_ Yes, I request that all information on my voter registration records be withheld  
938 from all persons other than government entities, political parties, candidates for public office,  
939 and their contractors, employees, and volunteers.

940 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

941 In addition to the protections provided above, you may request that all information on  
942 your voter registration records be withheld from all political parties, candidates for public  
943 office, and their contractors, employees, and volunteers, by submitting a withholding request  
944 form, and any required verification, as described in the following paragraphs.

945 A person may request that all information on the person's voter registration records be  
946 withheld from all political parties, candidates for public office, and their contractors,  
947 employees, and volunteers, by submitting a withholding request form with this registration  
948 record, or to the lieutenant governor or a county clerk, if the person is or is likely to be, or  
949 resides with a person who is or is likely to be, a victim of domestic violence or dating violence.

950 A person may request that all information on the person's voter registration records be  
951 withheld from all political parties, candidates for public office, and their contractors,  
952 employees, and volunteers, by submitting a withholding request form and any required  
953 verification with this registration form, or to the lieutenant governor or a county clerk, if the  
954 person is, or resides with a person who is, a law enforcement officer, a member of the armed  
955 forces, a public figure, or protected by a protective order or a protection order.

956 CITIZENSHIP AFFIDAVIT

957 Name:

958 Name at birth, if different:

959 Place of birth:

960 Date of birth:

961 Date and place of naturalization (if applicable):

962 I hereby swear and affirm, under penalties for voting fraud set forth below, that I am a  
963 citizen and that to the best of my knowledge and belief the information above is true and  
964 correct.

965 \_\_\_\_\_  
966 Signature of Applicant

967 In accordance with Section 20A-2-401, the penalty for willfully causing, procuring, or  
968 allowing yourself to be registered to vote if you know you are not entitled to register to vote is  
969 up to one year in jail and a fine of up to \$2,500."

970 (2) Each election officer shall ensure that student voter provisional ballot envelopes are  
971 printed in substantially the following form:

972 "AFFIRMATION

973 Are you a citizen of the United States of America? Yes No

974 Will you be 16 or 17 years old on or before election day and are you voting as a student  
975 voter in a local school board election? Yes No

976 If you checked "no" in response to either of the two above questions, do not complete  
977 this form.

978 Name of Voter \_\_\_\_\_

979 First Middle Last

980 Driver License or Identification Card Number \_\_\_\_\_

981 State of Issuance of Driver License or Identification Card Number \_\_\_\_\_

982 Date of Birth \_\_\_\_\_

983 Street Address of Principal Place of Residence

984 \_\_\_\_\_

985 City County State Zip Code

986 Telephone Number (optional) \_\_\_\_\_

987 Last four digits of Social Security Number \_\_\_\_\_

988 Last former address at which I was registered to vote (if known)



989 \_\_\_\_\_

990 City County State Zip Code

991 Voting Precinct (if known)

992 I, (please print your full name) \_\_\_\_\_ do solemnly swear

993 or affirm:

994 That I am eligible to vote in this election; that I have not voted in this election in any  
995 other precinct; that I am eligible to vote in this precinct; and that I request that I be permitted to  
996 vote in this precinct; and

997 Subject to penalty of law for false statements, that the information contained in this  
998 form is true, and that I am a citizen of the United States and a resident of Utah, residing at the  
999 above address; and that I will be 16 or 17 years old on or before election day and have resided  
1000 in Utah for the 30 days immediately before this election.

1001 Signed \_\_\_\_\_

1002 Dated \_\_\_\_\_

1003 In accordance with Section [20A-3a-506](#), wilfully providing false information above is a  
1004 class B misdemeanor under Utah law and is punishable by imprisonment and by fine.

1005 PRIVACY INFORMATION

1006 Voter registration records contain some information that is available to the public, such  
1007 as your name and address, some information that is available only to government entities, and  
1008 some information that is available only to certain third parties in accordance with the  
1009 requirements of law.

1010 Your driver license number, identification card number, social security number, email  
1011 address, and full date of birth are available only to government entities. Your year of birth is  
1012 available to political parties, candidates for political office, certain third parties, and their  
1013 contractors, employees, and volunteers, in accordance with the requirements of law.

1014 You may request that all information on your voter registration records be withheld  
1015 from all persons other than government entities, political parties, candidates for public office,  
1016 and their contractors, employees, and volunteers, by indicating here:

1017 \_\_\_\_\_ Yes, I request that all information on my voter registration records be withheld  
1018 from all persons other than government entities, political parties, candidates for public office,  
1019 and their contractors, employees, and volunteers.

1020 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

1021 In addition to the protections provided above, you may request that all information on  
1022 your voter registration records be withheld from all political parties, candidates for public  
1023 office, and their contractors, employees, and volunteers, by submitting a withholding request  
1024 form, and any required verification, as described in the following paragraphs.

1025 A person may request that all information on the person's voter registration records be  
1026 withheld from all political parties, candidates for public office, and their contractors,  
1027 employees, and volunteers, by submitting a withholding request form with this registration  
1028 record, or to the lieutenant governor or a county clerk, if the person is or is likely to be, or  
1029 resides with a person who is or is likely to be, a victim of domestic violence or dating violence.

1030 A person may request that all information on the person's voter registration records be  
1031 withheld from all political parties, candidates for public office, and their contractors,  
1032 employees, and volunteers, by submitting a withholding request form and any required  
1033 verification with this registration form, or to the lieutenant governor or a county clerk, if the  
1034 person is, or resides with a person who is, a law enforcement officer, a member of the armed  
1035 forces, a public figure, or protected by a protective order or a protection order.

1036 CITIZENSHIP AFFIDAVIT

1037 Name: \_\_\_\_\_

1038 Name at birth, if different: \_\_\_\_\_

1039 Place of birth: \_\_\_\_\_

1040 Date of birth: \_\_\_\_\_

1041 Date and place of naturalization (if applicable): \_\_\_\_\_

1042 I hereby swear and affirm, under penalties for voting fraud set forth below, that I am a  
1043 citizen and that to the best of my knowledge and belief the information above is true and  
1044 correct.

1045 \_\_\_\_\_

1046 Signature of Applicant

1047 In accordance with Section [20A-2-401](#), the penalty for willfully causing, procuring, or  
1048 allowing yourself to be registered to vote if you know you are not entitled to register to vote is  
1049 up to one year in jail and a fine of up to \$2,500."

1050 [(2) The] (3) Each provisional ballot envelope shall include:

- 1051 (a) a unique number;
- 1052 (b) a detachable part that includes the unique number;
- 1053 (c) a telephone number, internet address, or other indicator of a means, in accordance
- 1054 with Section [20A-6-105.5](#), where the voter can find out if the provisional ballot was counted;
- 1055 and
- 1056 (d) beginning May 1, 2022, an insert containing written instructions on how a voter
- 1057 may sign up to receive ballot status notifications via the ballot tracking system described in
- 1058 Section [20A-3a-401.5](#).

1059 Section 9. Section **20A-6-306** is enacted to read:

1060 **20A-6-306. Student voter ballots.**

1061 (1) If a local school board votes to allow student voters under Section [20A-14-203](#),

1062 election officers within the local school board's boundaries shall prepare a student voter ballot

1063 that will not allow a student voter to vote for any candidate or issue other than a local school

1064 board candidate.

1065 (2) Except as provided in Subsection (1), student voter ballots shall comply with all

1066 applicable requirements of this chapter.

1067 Section 10. Section **20A-14-203** is amended to read:

1068 **20A-14-203. Becoming a member of a local board of education -- Declaration of**

1069 **candidacy -- Election.**

1070 (1) An individual may become a candidate for a local school board:

1071 [~~(a) (i) in the 2016 general election, by filing a declaration of candidacy with the~~

1072 ~~county clerk, in accordance with Section [20A-9-202](#), before 5 p.m. on March 17, 2016; or]~~

1073 ~~[(ii) in a general election held after 2016,]~~

1074 (a) by filing a declaration of candidacy with the county clerk on or after the second

1075 Friday in March, and before 5 p.m. on the third Thursday in March, before the next regular

1076 general election; and

1077 (b) by paying the fee described in Section [20A-9-202](#).

1078 (2) (a) The term of office for an individual elected to a local board of education is four

1079 years, beginning on the first Monday in January after the election.

1080 (b) A member of a local board of education shall serve until a successor is elected or

1081 appointed and qualified.

1082 (c) A member of a local board of education is "qualified" when the member takes or  
1083 signs the constitutional oath of office.

1084 (3) (a) There is created a student voter pilot project.

1085 (b) The student voter pilot project begins on July 1, 2022, and ends on January 1, 2027.

1086 (c) A local school board may participate in the student voter pilot project, in  
1087 accordance with the requirements of this section and all other applicable provisions of law, by  
1088 voting to allow student voters to vote in the local school board's elections.

1089 (d) If a local school board votes to participate in the student voter pilot project, the  
1090 local school board shall, as soon as is reasonably possible after the vote, transmit notice of the  
1091 vote to all election officers within the local school board's boundaries.

1092 Section 11. Section **63G-2-302** is amended to read:

1093 **63G-2-302. Private records.**

1094 (1) The following records are private:

1095 (a) records concerning an individual's eligibility for unemployment insurance benefits,  
1096 social services, welfare benefits, or the determination of benefit levels;

1097 (b) records containing data on individuals describing medical history, diagnosis,  
1098 condition, treatment, evaluation, or similar medical data;

1099 (c) records of publicly funded libraries that when examined alone or with other records  
1100 identify a patron;

1101 (d) records received by or generated by or for:

1102 (i) the Independent Legislative Ethics Commission, except for:

1103 (A) the commission's summary data report that is required under legislative rule; and

1104 (B) any other document that is classified as public under legislative rule; or

1105 (ii) a Senate or House Ethics Committee in relation to the review of ethics complaints,  
1106 unless the record is classified as public under legislative rule;

1107 (e) records received by, or generated by or for, the Independent Executive Branch  
1108 Ethics Commission, except as otherwise expressly provided in Title 63A, Chapter 14, Review  
1109 of Executive Branch Ethics Complaints;

1110 (f) records received or generated for a Senate confirmation committee concerning  
1111 character, professional competence, or physical or mental health of an individual:

1112 (i) if, prior to the meeting, the chair of the committee determines release of the records:

- 1113 (A) reasonably could be expected to interfere with the investigation undertaken by the  
1114 committee; or
- 1115 (B) would create a danger of depriving a person of a right to a fair proceeding or  
1116 impartial hearing; and
- 1117 (ii) after the meeting, if the meeting was closed to the public;
- 1118 (g) employment records concerning a current or former employee of, or applicant for  
1119 employment with, a governmental entity that would disclose that individual's home address,  
1120 home telephone number, social security number, insurance coverage, marital status, or payroll  
1121 deductions;
- 1122 (h) records or parts of records under Section 63G-2-303 that a current or former  
1123 employee identifies as private according to the requirements of that section;
- 1124 (i) that part of a record indicating a person's social security number or federal employer  
1125 identification number if provided under Section 31A-23a-104, 31A-25-202, 31A-26-202,  
1126 58-1-301, 58-55-302, 61-1-4, or 61-2f-203;
- 1127 (j) that part of a voter registration record identifying a voter's:
- 1128 (i) driver license or identification card number;
- 1129 (ii) social security number, or last four digits of the social security number;
- 1130 (iii) email address;
- 1131 (iv) date of birth; or
- 1132 (v) phone number;
- 1133 (k) a voter registration record that is classified as a private record by the lieutenant  
1134 governor or a county clerk under Subsection 20A-2-101.1(5)(a), 20A-2-104(4)(h), or  
1135 20A-2-204(4)(b) or (c);
- 1136 (l) a voter registration record that is withheld under Subsection 20A-2-104(7);
- 1137 (m) a withholding request form described in Subsections 20A-2-104(7) and (8) and any  
1138 verification submitted in support of the form;
- 1139 (n) a record that:
- 1140 (i) contains information about an individual;
- 1141 (ii) is voluntarily provided by the individual; and
- 1142 (iii) goes into an electronic database that:
- 1143 (A) is designated by and administered under the authority of the Chief Information

1144 Officer; and

1145 (B) acts as a repository of information about the individual that can be electronically  
1146 retrieved and used to facilitate the individual's online interaction with a state agency;

1147 (o) information provided to the Commissioner of Insurance under:

1148 (i) Subsection [31A-23a-115\(3\)\(a\)](#);

1149 (ii) Subsection [31A-23a-302\(4\)](#); or

1150 (iii) Subsection [31A-26-210\(4\)](#);

1151 (p) information obtained through a criminal background check under Title 11, Chapter  
1152 40, Criminal Background Checks by Political Subdivisions Operating Water Systems;

1153 (q) information provided by an offender that is:

1154 (i) required by the registration requirements of Title 77, Chapter 41, Sex and Kidnap  
1155 Offender Registry or Title 77, Chapter 43, Child Abuse Offender Registry; and

1156 (ii) not required to be made available to the public under Subsection [77-41-110\(4\)](#) or  
1157 [77-43-108\(4\)](#);

1158 (r) a statement and any supporting documentation filed with the attorney general in  
1159 accordance with Section [34-45-107](#), if the federal law or action supporting the filing involves  
1160 homeland security;

1161 (s) electronic toll collection customer account information received or collected under  
1162 Section [72-6-118](#) and customer information described in Section [17B-2a-815](#) received or  
1163 collected by a public transit district, including contact and payment information and customer  
1164 travel data;

1165 (t) an email address provided by a military or overseas voter under Section  
1166 [20A-16-501](#);

1167 (u) a completed military-overseas ballot that is electronically transmitted under Title  
1168 20A, Chapter 16, Uniform Military and Overseas Voters Act;

1169 (v) records received by or generated by or for the Political Subdivisions Ethics Review  
1170 Commission established in Section [63A-15-201](#), except for:

1171 (i) the commission's summary data report that is required in Section [63A-15-202](#); and  
1172 (ii) any other document that is classified as public in accordance with Title 63A,  
1173 Chapter 15, Political Subdivisions Ethics Review Commission;

1174 (w) a record described in Section [53G-9-604](#) that verifies that a parent was notified of

1175 an incident or threat;

1176 (x) a criminal background check or credit history report conducted in accordance with

1177 Section [63A-3-201](#);

1178 (y) a record described in Subsection [53-5a-104\(7\)](#);

1179 (z) on a record maintained by a county for the purpose of administering property taxes,

1180 an individual's:

1181 (i) email address;

1182 (ii) phone number; or

1183 (iii) personal financial information related to a person's payment method;

1184 (aa) a record submitted by a taxpayer to establish the taxpayer's eligibility for an

1185 exemption, deferral, abatement, or relief under:

1186 (i) Title 59, Chapter 2, Part 11, Exemptions, Deferrals, and Abatements;

1187 (ii) Title 59, Chapter 2, Part 12, Property Tax Relief;

1188 (iii) Title 59, Chapter 2, Part 18, Tax Deferral and Tax Abatement; or

1189 (iv) Title 59, Chapter 2, Part 19, Armed Forces Exemptions; and

1190 (bb) a record provided by the State Tax Commission in response to a request under

1191 Subsection [59-1-403\(4\)\(y\)\(iii\)](#).

1192 (2) The following records are private if properly classified by a governmental entity:

1193 (a) records concerning a current or former employee of, or applicant for employment

1194 with a governmental entity, including performance evaluations and personal status information

1195 such as race, religion, or disabilities, but not including records that are public under Subsection

1196 [63G-2-301\(2\)\(b\)](#) or [63G-2-301\(3\)\(o\)](#) or private under Subsection (1)(b);

1197 (b) records describing an individual's finances, except that the following are public:

1198 (i) records described in Subsection [63G-2-301\(2\)](#);

1199 (ii) information provided to the governmental entity for the purpose of complying with

1200 a financial assurance requirement; or

1201 (iii) records that must be disclosed in accordance with another statute;

1202 (c) records of independent state agencies if the disclosure of those records would

1203 conflict with the fiduciary obligations of the agency;

1204 (d) other records containing data on individuals the disclosure of which constitutes a

1205 clearly unwarranted invasion of personal privacy;

1206 (e) records provided by the United States or by a government entity outside the state  
1207 that are given with the requirement that the records be managed as private records, if the  
1208 providing entity states in writing that the record would not be subject to public disclosure if  
1209 retained by it;

1210 (f) any portion of a record in the custody of the Division of Aging and Adult Services,  
1211 created in Section 62A-3-102, that may disclose, or lead to the discovery of, the identity of a  
1212 person who made a report of alleged abuse, neglect, or exploitation of a vulnerable adult; and

1213 (g) audio and video recordings created by a body-worn camera, as defined in Section  
1214 77-7a-103, that record sound or images inside a home or residence except for recordings that:

1215 (i) depict the commission of an alleged crime;

1216 (ii) record any encounter between a law enforcement officer and a person that results in  
1217 death or bodily injury, or includes an instance when an officer fires a weapon;

1218 (iii) record any encounter that is the subject of a complaint or a legal proceeding  
1219 against a law enforcement officer or law enforcement agency;

1220 (iv) contain an officer involved critical incident as defined in Subsection  
1221 76-2-408(1)(f); or

1222 (v) have been requested for reclassification as a public record by a subject or  
1223 authorized agent of a subject featured in the recording.

1224 (3) (a) As used in this Subsection (3), "medical records" means medical reports,  
1225 records, statements, history, diagnosis, condition, treatment, and evaluation.

1226 (b) Medical records in the possession of the University of Utah Hospital, its clinics,  
1227 doctors, or affiliated entities are not private records or controlled records under Section  
1228 63G-2-304 when the records are sought:

1229 (i) in connection with any legal or administrative proceeding in which the patient's  
1230 physical, mental, or emotional condition is an element of any claim or defense; or

1231 (ii) after a patient's death, in any legal or administrative proceeding in which any party  
1232 relies upon the condition as an element of the claim or defense.

1233 (c) Medical records are subject to production in a legal or administrative proceeding  
1234 according to state or federal statutes or rules of procedure and evidence as if the medical  
1235 records were in the possession of a nongovernmental medical care provider.