

VOTING AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Kera Birkeland

Senate Sponsor: _____

LONG TITLE

General Description:

This bill modifies provisions relating to mailed ballots.

Highlighted Provisions:

This bill:

- ▶ provides that, subject to certain exceptions, an election officer is only required to send ballots by mail to active voters who request, in a voter registration form or another written document, to receive ballots for all future elections by mail;
- ▶ modifies the voter registration form to permit a voter to make the request described in the preceding paragraph;
- ▶ requires a county clerk to, subject to certain exceptions:
 - notify active voters of the requirement to request to receive ballots by mail; and
 - provide active voters with a form to make the request;
- ▶ permits a voter to request to stop receiving ballots by mail; and
- ▶ makes technical and conforming amendments.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:



28 **20A-1-102**, as last amended by Laws of Utah 2023, Chapters 15, 234 and 297
 29 **20A-2-104**, as last amended by Laws of Utah 2023, Chapters 327, 406
 30 **20A-2-505**, as last amended by Laws of Utah 2023, Chapters 327, 406 and renumbered
 31 and amended by Laws of Utah 2023, Chapter 297
 32 **20A-3a-106**, as enacted by Laws of Utah 2023, Chapter 297
 33 **20A-3a-202**, as last amended by Laws of Utah 2023, Chapters 56, 106 and 297
 34 **20A-6-105**, as last amended by Laws of Utah 2023, Chapter 406

35 ENACTS:

36 **20A-3a-202.5**, Utah Code Annotated 1953



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

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

40 **20A-1-102. Definitions.**

41 As used in this title:

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

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

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

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

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

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

52 (b) a constitutional amendment;

53 (c) an initiative;

54 (d) a referendum;

55 (e) a bond proposition;

56 (f) a judicial retention question;

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

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

59 (5) "Bind," "binding," or "bound" means securing more than one piece of paper
60 together using staples or another means in at least three places across the top of the paper in the
61 blank space reserved for securing the paper.

62 (6) "Board of canvassers" means the entities established by Sections 20A-4-301 and
63 20A-4-306 to canvass election returns.

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

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

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

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

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

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

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

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

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

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

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

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

87 (b) does not include:

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

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

92 (18) "Elected official" means:

93 (a) a person elected to an office under Section 20A-1-303 or Chapter 4, Part 6,

94 Municipal Alternate Voting Methods Pilot Project;

95 (b) a person who is considered to be elected to a municipal office in accordance with
96 Subsection 20A-1-206(1)(c)(ii); or

97 (c) a person who is considered to be elected to a special district office in accordance
98 with Subsection 20A-1-206(3)(b)(ii).

99 (19) "Election" means a regular general election, a municipal general election, a
100 statewide special election, a local special election, a regular primary election, a municipal
101 primary election, and a special district election.

102 (20) "Election Assistance Commission" means the commission established by the Help
103 America Vote Act of 2002, Pub. L. No. 107-252.

104 (21) "Election cycle" means the period beginning on the first day persons are eligible to
105 file declarations of candidacy and ending when the canvass is completed.

106 (22) "Election judge" means a poll worker that is assigned to:

107 (a) preside over other poll workers at a polling place;

108 (b) act as the presiding election judge; or

109 (c) serve as a canvassing judge, counting judge, or receiving judge.

110 (23) "Election officer" means:

111 (a) the lieutenant governor, for all statewide ballots and elections;

112 (b) the county clerk for:

113 (i) a county ballot and election; and

114 (ii) a ballot and election as a provider election officer as provided in Section
115 20A-5-400.1 or 20A-5-400.5;

116 (c) the municipal clerk for:

117 (i) a municipal ballot and election; and

118 (ii) a ballot and election as a provider election officer as provided in Section
119 20A-5-400.1 or 20A-5-400.5;

120 (d) the special district clerk or chief executive officer for:

- 121 (i) a special district ballot and election; and
- 122 (ii) a ballot and election as a provider election officer as provided in Section
- 123 [20A-5-400.1](#) or [20A-5-400.5](#); or
- 124 (e) the business administrator or superintendent of a school district for:
- 125 (i) a school district ballot and election; and
- 126 (ii) a ballot and election as a provider election officer as provided in Section
- 127 [20A-5-400.1](#) or [20A-5-400.5](#).
- 128 (24) "Election official" means any election officer, election judge, or poll worker.
- 129 (25) "Election results" means:
- 130 (a) for an election other than a bond election, the count of votes cast in the election and
- 131 the election returns requested by the board of canvassers; or
- 132 (b) for bond elections, the count of those votes cast for and against the bond
- 133 proposition plus any or all of the election returns that the board of canvassers may request.
- 134 (26) "Election returns" includes:
- 135 (a) the pollbook, the military and overseas absentee voter registration and voting
- 136 certificates, one of the tally sheets, any unprocessed ballots, all counted ballots, all excess
- 137 ballots, all unused ballots, all spoiled ballots, the ballot disposition form, and the total votes
- 138 cast form; and
- 139 (b) the record, described in Subsection [20A-3a-401](#)(8)(c), of voters contacted to cure a
- 140 ballot.
- 141 (27) "Electronic signature" means an electronic sound, symbol, or process attached to
- 142 or logically associated with a record and executed or adopted by a person with the intent to sign
- 143 the record.
- 144 (28) "Inactive voter" means a registered voter who is listed as inactive by a county
- 145 clerk under Subsection [20A-2-505](#)(4)(c)(i) or (ii).
- 146 (29) "Judicial office" means the office filled by any judicial officer.
- 147 (30) "Judicial officer" means any justice or judge of a court of record or any county
- 148 court judge.
- 149 (31) "Local election" means a regular county election, a regular municipal election, a
- 150 municipal primary election, a local special election, a special district election, and a bond
- 151 election.

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

154 (33) "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 (34) "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 (35) "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 (36) "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 mayor of a metro township form of government defined in Section 10-3b-102.

170 (37) "Municipal general election" means the election held in municipalities and, as
171 applicable, special 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 (38) "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 (39) "Municipal office" means an elective office in a municipality.

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

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

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

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

183 record their votes.

184 (44) "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 (45) "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 (46) "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 (47) (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 (48) "Pollbook" means a record of the names of voters in the order that they appear to
201 cast votes.

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

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

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

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

209 (53) "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 (54) "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 (55) "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 (56) "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 (57) (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 (58) "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 (59) "Receiving judge" means the poll worker that checks the voter's name in the

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

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

234 under this title.

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

236 (62) "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 (63) "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 (64) "Resident" means a person who resides within a specific voting precinct in Utah.

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

244 [20A-3a-202\(5\)](#), 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 (66) "Sample ballot" means a mock ballot similar in form to the official ballot,
249 published as provided in Section [20A-5-405](#).

250 (67) "Special district" means a local government entity under Title 17B, Limited
251 Purpose Local Government Entities - Special Districts, and includes a special service district
252 under Title 17D, Chapter 1, Special Service District Act.

253 (68) "Special district officers" means those special district board members who are
254 required by law to be elected.

255 (69) "Special election" means an election held as authorized by Section [20A-1-203](#).

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

257 (a) is spoiled by the voter;

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

259 (c) lacks the official endorsement.

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

262 (72) "Tabulation system" means a device or system designed for the sole purpose of
263 tabulating votes cast by voters at an election.

264 (73) "Ticket" means a list of:

265 (a) political parties;

266 (b) candidates for an office; or

267 (c) ballot propositions.

268 (74) "Transfer case" means the sealed box used to transport voted ballots to the
269 counting center.

270 (75) "Vacancy" means:

271 (a) except as provided in Subsection (75)(b), the absence of an individual to serve in a
272 position created by state constitution or state statute, whether that absence occurs because of
273 death, disability, disqualification, resignation, or other cause; or

274 (b) in relation to a candidate for a position created by state constitution or state statute,
275 the removal of a candidate due to the candidate's death, resignation, or disqualification.

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

- 307 (A) a local government within the state;
- 308 (B) an employer for an employee; or
- 309 (C) a college, university, technical school, or professional school located within the
310 state; or
- 311 (xiii) a current Utah vehicle registration.
- 312 (77) "Valid write-in candidate" means a candidate who has qualified as a write-in
313 candidate by following the procedures and requirements of this title.
- 314 (78) "Vote by mail" means to vote, using a manual ballot that is mailed to the voter, by:
- 315 (a) mailing the ballot to the location designated in the mailing; or
- 316 (b) depositing the ballot in a ballot drop box designated by the election officer.
- 317 (79) "Voter" means an individual who:
- 318 (a) meets the requirements for voting in an election;
- 319 (b) meets the requirements of election registration;
- 320 (c) is registered to vote; and
- 321 (d) is listed in the official register book.
- 322 (80) "Voter registration deadline" means the registration deadline provided in Section
323 [20A-2-102.5](#).
- 324 (81) "Voting area" means the area within six feet of the voting booths, voting
325 machines, and ballot box.
- 326 (82) "Voting booth" means:
- 327 (a) the space or compartment within a polling place that is provided for the preparation
328 of ballots, including the voting enclosure or curtain; or
- 329 (b) a voting device that is free standing.
- 330 (83) "Voting device" means any device provided by an election officer for a voter to
331 vote a mechanical ballot.
- 332 (84) "Voting precinct" means the smallest geographical voting unit, established under
333 Chapter 5, Part 3, Duties of the County and Municipal Legislative Bodies.
- 334 (85) "Watcher" means an individual who complies with the requirements described in
335 Section [20A-3a-801](#) to become a watcher for an election.
- 336 (86) "Write-in ballot" means a ballot containing any write-in votes.
- 337 (87) "Write-in vote" means a vote cast for an individual, whose name is not printed on

338 the ballot, in accordance with the procedures established in this title.

339 Section 2. Section **20A-2-104** is amended to read:

340 **20A-2-104. Voter registration form -- Registered voter lists -- Fees for copies.**

341 (1) As used in this section:

342 (a) "Candidate for public office" means an individual:

343 (i) who files a declaration of candidacy for a public office;

344 (ii) who files a notice of intent to gather signatures under Section [20A-9-408](#); or

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

346 Subsection (1)(a)(i) or (ii) for political campaign purposes.

347 (b) "Dating violence" means the same as that term is defined in [~~Section [78B-7-402](#)~~

348 ~~and~~] the federal Violence Against Women Act of 1994, as amended.

349 (c) "Domestic violence" means the same as that term is defined in Section [77-36-1](#) and

350 the federal Violence Against Women Act of 1994, as amended.

351 (d) "Hash [~~Code~~] code" means a code generated by applying an algorithm to a set of

352 data to produce a code that:

353 (i) uniquely represents the set of data;

354 (ii) is always the same if the same algorithm is applied to the same set of data; and

355 (iii) cannot be reversed to reveal the data applied to the algorithm.

356 (e) "Protected individual" means an individual:

357 (i) who submits a withholding request form with the individual's voter registration
358 record, or to the lieutenant governor or a county clerk, if the individual indicates on the form
359 that the individual, or an individual who resides with the individual, is a victim of domestic
360 violence or dating violence or is likely to be a victim of domestic violence or dating violence;

361 (ii) who submits a withholding request form with the individual's voter registration
362 record, or to the lieutenant governor or a county clerk, if the individual indicates on the form
363 and provides verification that the individual, or an individual who resides with the individual,
364 is a law enforcement officer, a member of the armed forces as defined in Section [20A-1-513](#), a
365 public figure, or protected by a protective order or protection order; or

366 (iii) whose voter registration record was classified as a private record at the request of
367 the individual before May 12, 2020.

368 (2) (a) An individual applying for voter registration, or an individual preregistering to

369 vote, shall complete a voter registration form in substantially the following form:

370 -----

371 UTAH ELECTION REGISTRATION FORM

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

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

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

375 If you checked "no" to the above question, are you 16 or 17 years [~~of age~~] old and
376 preregistering to vote?

377 Yes No

378 If you checked "no" to both of the prior two questions, do not complete this form.

379 Name of Voter

380 _____

381 First Middle Last

382 Utah Driver License or Utah Identification Card

383 Number _____

384 Date of Birth _____

385 Street Address of Principal Place of Residence

386 _____

387 City County State Zip Code

388 Telephone Number (optional) _____

389 Email Address (optional) _____

390 Last four digits of Social Security Number _____

391 Last former address at which I was registered to vote (if
392 known) _____

393 _____

394 City County State Zip Code

395 Political Party

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

399 Unaffiliated (no political party preference) Other (Please

400 specify)_____

401 I do swear (or affirm), subject to penalty of law for false statements, that the
402 information contained in this form is true, and that I am a citizen of the United States and a
403 resident of the state of Utah, residing at the above address. Unless I have indicated above that I
404 am preregistering to vote in a later election, I will be at least 18 years [~~of age~~] old and will have
405 resided in Utah for 30 days immediately before the next election. I am not a convicted felon
406 currently incarcerated for commission of a felony.

407 Signed and sworn

408 _____

409 Voter's Signature

410 _____(month/day/year).

411 PRIVACY INFORMATION

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

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

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

423 _____ Yes, I request that all information on my voter registration records be withheld
424 from all persons other than government entities, political parties, candidates for public office,
425 and their contractors, employees, and volunteers.

426 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

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

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

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

442 CITIZENSHIP AFFIDAVIT

- 443 Name:
- 444 Name at birth, if different:
- 445 Place of birth:
- 446 Date of birth:
- 447 Date and place of naturalization (if applicable):

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

451 _____
452 Signature of Applicant

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

456 NOTICE: IN ORDER TO BE ALLOWED TO VOTE, YOU MUST PRESENT
457 VALID VOTER IDENTIFICATION TO THE POLL WORKER BEFORE VOTING, WHICH
458 MUST BE A VALID FORM OF PHOTO IDENTIFICATION THAT SHOWS YOUR NAME
459 AND PHOTOGRAPH; OR
460 TWO DIFFERENT FORMS OF IDENTIFICATION THAT SHOW YOUR NAME
461 AND CURRENT ADDRESS.

462 FOR OFFICIAL USE ONLY

463 Type of I.D. _____

464 Voting Precinct _____

465 Voting I.D. Number _____

466 -----

467 (b) The voter registration form described in Subsection (2)(a) shall include a section in
468 substantially the following form:

469 -----

470 REQUEST TO RECEIVE BALLOTS BY MAIL

471 You may request to receive your ballot by mail in all elections held after 2025 by
472 indicating here:

473 Yes, I would like to receive my ballot by mail in all elections held after 2025.

474 You may, at a later date, submit a written request to the county clerk to stop receiving
475 ballots by mail.

476 REQUEST TO RECEIVE BALLOT NOTIFICATIONS

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

480 Yes, I would like to receive electronic notifications regarding the status of my
481 ballot.

482 -----

483 (c) (i) Except as provided under Subsection (2)(c)(ii), the county clerk shall retain a
484 copy of each voter registration form in a permanent countywide alphabetical file, which may be
485 electronic or some other recognized system.

486 (ii) The county clerk may transfer a superseded voter registration form to the Division
487 of Archives and Records Service created under Section [63A-12-101](#).

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

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

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

492 (d) The lieutenant governor and the county clerks may charge the fees established

493 under the authority of Subsection 63G-2-203(10) to individuals who wish to obtain a copy of
494 the list of registered voters.

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

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

498 (ii) a health care provider, as defined in Section 26B-8-501, or an agent, employee, or
499 independent contractor of a health care provider;

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

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

504 (v) a political party, or an agent, employee, or independent contractor of a political
505 party;

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

508 (vii) a person described in Subsections (4)(a)(i) through (vi) who, after obtaining a year
509 of birth from the list of registered voters:

510 (A) provides the year of birth only to a person described in Subsections (4)(a)(i)
511 through (vii);

512 (B) verifies that the person described in Subsection (4)(a)(vii)(A) is a person described
513 in Subsections (4)(a)(i) through (vii);

514 (C) ensures, using industry standard security measures, that the year of birth may not
515 be accessed by a person other than a person described in Subsections (4)(a)(i) through (vii);

516 (D) verifies that each person described in Subsections (4)(a)(ii) through (iv) to whom
517 the person provides the year of birth will only use the year of birth to verify the accuracy of
518 personal information submitted by an individual or to confirm the identity of a person in order
519 to prevent fraud, waste, or abuse;

520 (E) verifies that each person described in Subsection (4)(a)(i) to whom the person
521 provides the year of birth will only use the year of birth in the person's capacity as a
522 government official or government employee; and

523 (F) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the

524 person provides the year of birth will only use the year of birth for a political purpose of the
525 political party or candidate for public office; or

526 (viii) a person described in Subsection (4)(a)(v) or (vi) who, after obtaining
527 information under Subsection (4)(n) and (o):

528 (A) provides the information only to another person described in Subsection (4)(a)(v)
529 or (vi);

530 (B) verifies that the other person described in Subsection (4)(a)(viii)(A) is a person
531 described in Subsection (4)(a)(v) or (vi);

532 (C) ensures, using industry standard security measures, that the information may not be
533 accessed by a person other than a person described in Subsection (4)(a)(v) or (vi); and

534 (D) verifies that each person described in Subsection (4)(a)(v) or (vi) to whom the
535 person provides the information will only use the information for a political purpose of the
536 political party or candidate for public office.

537 (b) Notwithstanding Subsection 63G-2-302(1)(j)(iv), and except as provided in
538 Subsection 63G-2-302(1)(k) or (l), the lieutenant governor or a county clerk shall, when
539 providing the list of registered voters to a qualified person under this section, include, with the
540 list, the years of birth of the registered voters, if:

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

543 (ii) the qualified person signs a document that includes the following:

544 (A) the name, address, and telephone number of the person requesting the list of
545 registered voters;

546 (B) an indication of the type of qualified person that the person requesting the list
547 claims to be;

548 (C) a statement regarding the purpose for which the person desires to obtain the years
549 of birth;

550 (D) a list of the purposes for which the qualified person may use the year of birth of a
551 registered voter that is obtained from the list of registered voters;

552 (E) a statement that the year of birth of a registered voter that is obtained from the list
553 of registered voters may not be provided or used for a purpose other than a purpose described
554 under Subsection (4)(b)(ii)(D);

555 (F) a statement that if the person obtains the year of birth of a registered voter from the
556 list of registered voters under false pretenses, or provides or uses the year of birth of a
557 registered voter that is obtained from the list of registered voters in a manner that is prohibited
558 by law, is guilty of a class A misdemeanor and is subject to a civil fine;

559 (G) an assertion from the person that the person will not provide or use the year of
560 birth of a registered voter that is obtained from the list of registered voters in a manner that is
561 prohibited by law; and

562 (H) notice that if the person makes a false statement in the document, the person is
563 punishable by law under Section 76-8-504.

564 (c) The lieutenant governor or a county clerk:

565 (i) may not disclose the year of birth of a registered voter to a person that the lieutenant
566 governor or county clerk reasonably believes:

567 (A) is not a qualified person or a person described in Subsection (4)(l); or

568 (B) will provide or use the year of birth in a manner prohibited by law; and

569 (ii) may not disclose information under Subsections (4)(n) or (o) to a person that the
570 lieutenant governor or county clerk reasonably believes:

571 (A) is not a person described in Subsection (4)(a)(v) or (vi); or

572 (B) will provide or use the information in a manner prohibited by law.

573 (d) The lieutenant governor or a county clerk may not disclose the voter registration
574 form of a person, or information included in the person's voter registration form, whose voter
575 registration form is classified as private under Subsection (4)(h) to a person other than:

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

578 (ii) subject to Subsection (4)(e), a person described in Subsection (4)(a)(v) or (vi) for a
579 political purpose.

580 (e) (i) Except as provided in Subsection (4)(e)(ii), when disclosing a record or
581 information under Subsection (4)(d)(ii), the lieutenant governor or county clerk shall exclude
582 the information described in Subsection 63G-2-302(1)(j), other than the year of birth.

583 (ii) If disclosing a record or information under Subsection (4)(d)(ii) in relation to the
584 voter registration record of a protected individual, the lieutenant governor or county clerk shall
585 comply with Subsections (4)(n) through (p).

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

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

592 (i) obtains from the list of registered voters, under false pretenses, the year of birth of a
593 registered voter or information described in Subsection (4)(n) or (o);

594 (ii) uses or provides the year of birth of a registered voter, or information described in
595 Subsection (4)(n) or (o), that is obtained from the list of registered voters in a manner that is
596 not permitted by law;

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

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

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

603 (vi) unlawfully discloses or obtains information from a voter registration record
604 withheld under Subsection (7) or a withholding request form described in Subsections (7) and
605 (8).

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

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

610 (ii) requests on the voter's voter registration form that the voter's voter registration
611 record be classified as a private record; or

612 (iii) submits a withholding request form described in Subsection (7) and any required
613 verification.

614 (i) Except as provided in Subsections (4)(d)(ii) and (e)(ii), the lieutenant governor or a
615 county clerk may not disclose to a person described in Subsection (4)(a)(v) or (vi) a voter
616 registration record, or information obtained from a voter registration record, if the record is

617 withheld under Subsection (7).

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

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

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

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

626 (ii) \$200.

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

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

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

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

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

643 (l) The lieutenant governor or a county clerk may provide a year of birth to a member
644 of the media, in relation to an individual designated by the member of the media, in order for
645 the member of the media to verify the identity of the individual.

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

648 (n) Notwithstanding Subsection 63G-2-302(1)(k) or (l), the lieutenant governor or a
649 county clerk shall, when providing the list of registered voters to a qualified person described
650 in Subsection (4)(a)(v) or (vi), include, from the record of a voter whose record is withheld
651 under Subsection (7), the information described in Subsection (4)(o), if:

652 (i) the lieutenant governor or a county clerk verifies the identity of the person and that
653 the person is a qualified person described in Subsection (4)(a)(v) or (vi); and

654 (ii) the qualified person described in Subsection (4)(a)(v) or (vi) signs a document that
655 includes the following:

656 (A) the name, address, and telephone number of the person requesting the list of
657 registered voters;

658 (B) an indication of the type of qualified person that the person requesting the list
659 claims to be;

660 (C) a statement regarding the purpose for which the person desires to obtain the
661 information;

662 (D) a list of the purposes for which the qualified person may use the information;

663 (E) a statement that the information may not be provided or used for a purpose other
664 than a purpose described under Subsection (4)(n)(ii)(D);

665 (F) a statement that if the person obtains the information under false pretenses, or
666 provides or uses the information in a manner that is prohibited by law, the person is guilty of a
667 class A misdemeanor and is subject to a civil fine;

668 (G) an assertion from the person that the person will not provide or use the information
669 in a manner that is prohibited by law; and

670 (H) notice that if the person makes a false statement in the document, the person is
671 punishable by law under Section 76-8-504.

672 (o) Except as provided in Subsection (4)(p), the information that the lieutenant
673 governor or a county clerk is required to provide, under Subsection (4)(n), from the record of a
674 protected individual is:

675 (i) a single hash code, generated from a string of data that includes both the voter's
676 voter identification number and residential address;

677 (ii) the voter's residential address;

678 (iii) the voter's mailing address, if different from the voter's residential address;

- 679 (iv) the party affiliation of the voter;
- 680 (v) the precinct number for the voter's residential address;
- 681 (vi) the voter's voting history; and
- 682 (vii) a designation of which age group, of the following age groups, the voter falls
- 683 within:
- 684 (A) 25 or younger;
- 685 (B) 26 through 35;
- 686 (C) 36 through 45;
- 687 (D) 46 through 55;
- 688 (E) 56 through 65;
- 689 (F) 66 through 75; or
- 690 (G) 76 or older.
- 691 (p) The lieutenant governor or a county clerk may not disclose:
- 692 (i) information described in Subsection (4)(o) that, due to a small number of voters
- 693 affiliated with a particular political party, or due to another reason, would likely reveal the
- 694 identity of a voter if disclosed; or
- 695 (ii) the address described in Subsection (4)(o)(iii) if the lieutenant governor or the
- 696 county clerk determines that the nature of the address would directly reveal sensitive
- 697 information about the voter.
- 698 (q) A qualified person described in Subsection (4)(a)(v) or (vi), may not obtain,
- 699 provide, or use the information described in Subsection (4)(n) or (o), except to the extent that
- 700 the qualified person uses the information for a political purpose of a political party or candidate
- 701 for public office.
- 702 (5) When political parties not listed on the voter registration form qualify as registered
- 703 political parties under Title 20A, Chapter 8, Political Party Formation and Procedures, the
- 704 lieutenant governor shall inform the county clerks of the name of the new political party and
- 705 direct the county clerks to ensure that the voter registration form is modified to include that
- 706 political party.
- 707 (6) Upon receipt of a voter registration form from an applicant, the county clerk or the
- 708 clerk's designee shall:
- 709 (a) review each voter registration form for completeness and accuracy; and

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

714 (7) The lieutenant governor or a county clerk shall withhold from a person, other than a
715 person described in Subsection (4)(a)(i), the voter registration record, and information obtained
716 from the voter registration record, of a protected individual.

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

720 (b) An individual described in Subsection (1)(e)(i) is not required to provide
721 verification, other than the individual's attestation and signature on the withholding request
722 form, that the individual, or an individual who resides with the individual, is a victim of
723 domestic violence or dating violence or is likely to be a victim of domestic violence or dating
724 violence.

725 (c) The director of elections within the Office of the Lieutenant Governor shall make
726 rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
727 establishing requirements for providing the verification described in Subsection (1)(e)(ii).

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

730 (10) (a) The lieutenant governor shall make and execute a plan to provide notice to
731 registered voters who are protected individuals, that includes the following information:

732 (i) that the voter's classification of the record as private remains in effect;

733 (ii) that certain non-identifying information from the voter's voter registration record
734 may, under certain circumstances, be released to political parties and candidates for public
735 office;

736 (iii) that the voter's name, driver license or identification card number, social security
737 number, email address, phone number, and the voter's day, month, and year of birth will remain
738 private and will not be released to political parties or candidates for public office;

739 (iv) that a county clerk will only release the information to political parties and
740 candidates in a manner that does not associate the information with a particular voter; and

741 (v) that a county clerk may, under certain circumstances, withhold other information
742 that the county clerk determines would reveal identifying information about the voter.

743 (b) The lieutenant governor may include in the notice described in this Subsection (10)
744 a statement that a voter may obtain additional information on the lieutenant governor's website.

745 (c) The plan described in Subsection (10)(a) may include providing the notice
746 described in Subsection (10)(a) by:

747 (i) publication on the Utah Public Notice Website, created in Section [63A-16-601](#);

748 (ii) publication on the lieutenant governor's website or a county's website;

749 (iii) posting the notice in public locations;

750 (iv) publication in a newspaper;

751 (v) sending notification to the voters by electronic means;

752 (vi) sending notice by other methods used by government entities to communicate with
753 citizens; or

754 (vii) providing notice by any other method.

755 (d) The lieutenant governor shall provide the notice included in a plan described in this
756 Subsection (10) before June 16, 2023.

757 Section 3. Section **20A-2-505** is amended to read:

758 **20A-2-505. Removing names from the official register -- Determining and**
759 **confirming change of residence.**

760 (1) A county clerk may not remove a voter's name from the official register on the
761 grounds that the voter has changed residence unless the voter:

762 (a) confirms in writing that the voter has changed residence to a place outside the
763 county; or

764 (b) (i) does not vote in an election during the period beginning on the date of the notice
765 described in Subsection (3), and ending on the day after the date of the second regular general
766 election occurring after the date of the notice; and

767 (ii) does not respond to the notice described in Subsection (3).

768 (2) (a) Within 31 days after the day on which a county clerk obtains information that a
769 voter's address has changed, if it appears that the voter still resides within the same county, the
770 county clerk shall:

771 (i) change the official register to show the voter's new address; and

772 (ii) send to the voter, by forwardable mail, the notice described in Subsection (3).

773 (b) When a county clerk obtains information that a voter's address has changed and it
774 appears that the voter now resides in a different county, the county clerk shall verify the
775 changed residence by sending to the voter, by forwardable mail, the notice described in
776 Subsection (3), printed on a postage prepaid, preaddressed return form.

777 (3) (a) Each county clerk shall use substantially the following form to notify voters
778 whose addresses have changed:

779 [^]VOTER REGISTRATION NOTICE

780 We have been notified that your residence has changed. Please read, complete, and
781 return this form so that we can update our voter registration records. What is your current
782 street address?

783 _____

784 Street City County State Zip

785 What is your current phone number (optional)? _____

786 What is your current email address (optional)? _____

787 If you have not changed your residence, or have moved but stayed within the same
788 county, you must complete and return this form to the county clerk so that it is received by the
789 county clerk before 5 p.m. no later than 30 days before the date of the election. If you fail to
790 return this form within that time:

791 - you may be required to show evidence of your address to the poll worker before being
792 allowed to vote in either of the next two regular general elections; or

793 - if you fail to vote at least once, from the date this notice was mailed until the passing
794 of two regular general elections, you will no longer be registered to vote. If you have changed
795 your residence and have moved to a different county in Utah, you may register to vote by
796 contacting the county clerk in your county.

797 _____

798 Signature of Voter

799 PRIVACY INFORMATION

800 Voter registration records contain some information that is available to the public, such
801 as your name and address, some information that is available only to government entities, and
802 some information that is available only to certain third parties in accordance with the

803 requirements of law.

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

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

811 _____ Yes, I request that all information on my voter registration records be withheld
812 from all persons other than government entities, political parties, candidates for public office,
813 and their contractors, employees, and volunteers.

814 **REQUEST FOR ADDITIONAL PRIVACY PROTECTION**

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

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

824 A person may request that identifying information on the person's voter registration
825 records be withheld from all political parties, candidates for public office, and their contractors,
826 employees, and volunteers, by submitting a withholding request form and any required
827 verification with this registration form, or to the lieutenant governor or a county clerk, if the
828 person is, or resides with a person who is, a law enforcement officer, a member of the armed
829 forces, a public figure, or protected by a protective order or a protection order.^[1]

830 (b) The form described in Subsection (3)(a) shall also include a section in substantially
831 the following form:

832 -----

833 REQUEST TO RECEIVE BALLOTS BY MAIL

834 You may request to receive your ballot by mail in all elections held after 2025 by
835 indicating here:

836 Yes, I would like to receive my ballot by mail in all elections held after 2025.

837 You may, at a later date, submit a written request to the county clerk to stop receiving
838 ballots by mail.

839 REQUEST TO RECEIVE BALLOT NOTIFICATIONS

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

843 Yes, I would like to receive electronic notifications regarding the status of my
844 ballot.

845 -----

846 (4) (a) Except as provided in Subsection (4)(b), the county clerk may not remove the
847 names of any voters from the official register during the 90 days before a regular primary
848 election or the 90 days before a regular general election.

849 (b) The county clerk may remove the names of voters from the official register during
850 the 90 days before a regular primary election or the 90 days before a regular general election if:

851 (i) the voter requests, in writing, that the voter's name be removed; or

852 (ii) the voter dies.

853 (c) (i) After a county clerk mails a notice under this section, the county clerk shall,
854 unless otherwise prohibited by law, list that voter as inactive.

855 (ii) If a county clerk receives a returned voter identification card, determines that there
856 was no clerical error causing the card to be returned, and has no further information to contact
857 the voter, the county clerk shall, unless otherwise prohibited by law, list that voter as inactive.

858 (iii) An inactive voter may vote, sign petitions, and have all other privileges of a
859 registered voter.

860 (iv) A county is not required to:

861 (A) send routine mailings to an inactive voter; or

862 (B) count inactive voters when dividing precincts and preparing supplies.

863 (5) The lieutenant governor shall make available to a county clerk United States Social
864 Security Administration data received by the lieutenant governor regarding deceased

865 individuals.

866 (6) A county clerk shall, within ten business days after the day on which the county
867 clerk receives the information described in Subsection (5) or Subsections 26B-8-114(11) and
868 (12) relating to a decedent whose name appears on the official register, remove the decedent's
869 name from the official register.

870 (7) Ninety days before each primary and general election the lieutenant governor shall
871 compare the information the lieutenant governor has received under Subsection 26B-8-114(11)
872 with the official register of voters to ensure that all deceased voters have been removed from
873 the official register.

874 Section 4. Section 20A-3a-106 is amended to read:

875 **20A-3a-106. Rulemaking authority relating to conducting an election.**

876 The director of elections, within the Office of the Lieutenant Governor, may make
877 rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
878 establishing requirements for:

879 (1) a return envelope described in Subsection [~~20A-3a-202(4)~~] 20A-3a-202(5), to
880 ensure uniformity and security of the envelopes;

881 (2) complying with the signature comparison audit requirements described in Section
882 20A-3a-402.5; or

883 (3) conducting and documenting the identity verification process described in
884 Subsection 20A-3a-401(7)(b).

885 Section 5. Section 20A-3a-202 is amended to read:

886 **20A-3a-202. Conducting election.**

887 (1) As used in this section:

888 (a) "By-mail voter" means:

889 (i) except as provided in Subsection (1)(a)(ii), an active voter;

890 (ii) beginning on January 1, 2026, an active voter who has requested, on a voter
891 registration form or another form provided by a clerk, to receive a ballot by mail; or

892 (iii) a covered voter.

893 (b) "Covered voter" means the same as that term is defined in Section 20A-16-102.

894 [~~1~~] (2) (a) Except as otherwise provided for an election conducted entirely by mail
895 under Section 20A-7-609.5, an election officer shall:

896 (i) except as provided in Subsection (2)(a)(ii), administer an election primarily by mail,
897 in accordance with this section[-]; and

898 (ii) beginning on January 1, 2026, administer an election both in person, and by mail,
899 in accordance with this section.

900 (b) An individual who did not provide valid voter identification at the time the voter
901 registered to vote shall provide valid voter identification before voting.

902 ~~[(2)]~~ (3) (a) ~~[An]~~ Except as provided in Subsection (3)(b), an election officer who
903 administers an election[-(a)] shall, in accordance with Subsection ~~[(3)]~~ (4), no sooner than 21
904 days before election day and no later than seven days before election day, mail to each [active]
905 by-mail voter within a voting precinct:

906 (i) a manual ballot;

907 (ii) a return envelope;

908 (iii) instructions for returning the ballot that include an express notice about any
909 relevant deadlines that the voter must meet in order for the voter's vote to be counted;

910 (iv) for an election administered by a county clerk, information regarding the location
911 and hours of operation of any election day voting center at which the voter may vote or a
912 website address where the voter may view this information; and

913 (v) instructions on how a voter may sign up to receive electronic ballot status
914 notifications via the ballot tracking system described in Section [20A-3a-401.5](#).

915 ~~[(v)]~~ (b) ~~[for an election administered by an]~~ An election officer, other than a county
916 clerk, ~~[if the election officer]~~ who does not operate a polling place or an election day voting
917 center[-] shall, in accordance with Subsection (4), no sooner than 21 days before election day
918 and no later than seven days before election day, mail to each active voter within a voting
919 precinct:

920 (i) a manual ballot;

921 (ii) a return envelope;

922 (iii) instructions for returning the ballot that include an express notice about any
923 relevant deadlines that the voter must meet in order for the voter's vote to be counted;

924 (iv) a warning, on a separate page of colored paper in bold face print, indicating that if
925 the voter fails to follow the instructions included with the ballot, the voter will be unable to
926 vote in that election because there will be no polling place for the voting precinct on the day of

927 the election; and

928 ~~[(vi)]~~ (v) instructions on how a voter may sign up to receive electronic ballot status
929 notifications via the ballot tracking system described in Section [20A-3a-401.5](#);

930 (c) An election officer:

931 ~~[(b)]~~ (i) may not mail a ballot under this section to:

932 ~~[(i)]~~ (A) an inactive voter, unless the inactive voter requests a manual ballot; or

933 ~~[(ii)]~~ (B) a voter whom the election officer is prohibited from sending a ballot under
934 Subsection ~~[(9)(c)(ii)]~~ (10)(c)(ii); and

935 ~~[(c)]~~ (ii) shall, on the outside of the envelope in which the election officer mails ~~the~~ a
936 ballot, include instructions for returning the ballot if the individual to whom the election officer
937 mails the ballot does not live at the address to which the ballot is sent;

938 ~~[(d)]~~ (iii) shall provide a method of accessible voting to a voter with a disability who is
939 not able to vote by mail; and

940 ~~[(e)]~~ (iv) shall include, on the election officer's website and with each ballot mailed,
941 instructions regarding how a voter described in Subsection ~~[(2)(d)]~~ (3)(c)(iii) may vote.

942 ~~[(3)]~~ (4) (a) An election officer who mails a manual ballot under Subsection ~~[(2)]~~ (3)
943 shall mail the manual ballot to the address:

944 (i) provided at the time of registration; or

945 (ii) if, at or after the time of registration, the voter files an alternate address request
946 form described in Subsection ~~[(3)(b)]~~ (4)(b), the alternate address indicated on the form.

947 (b) The lieutenant governor shall make available to voters an alternate address request
948 form that permits a voter to request that the election officer mail the voter's ballot to a location
949 other than the voter's residence.

950 (c) A voter shall provide the completed alternate address request form to the election
951 officer no later than 11 days before the day of the election.

952 ~~[(4)]~~ (5) ~~[(The)]~~ A return envelope shall include:

953 (a) the name, official title, and post office address of the election officer on the front of
954 the envelope;

955 (b) a space where a voter may write an email address and phone number by which the
956 election officer may contact the voter if the voter's ballot is rejected;

957 (c) a printed affidavit in substantially the following form:

958 "County of ____ State of ____

959 I, ____, solemnly swear that: I am a qualified resident voter of the ____ voting precinct
960 in ____ County, Utah and that I am entitled to vote in this election. I am not a convicted felon
961 currently incarcerated for commission of a felony.

962 _____
963 Signature of Voter"; and

964 (d) a warning that the affidavit must be signed by the individual to whom the ballot
965 was sent and that the ballot will not be counted if the signature on the affidavit does not match
966 the signature on file with the election officer of the individual to whom the ballot was sent.

967 [~~5~~] (6) If the election officer determines that the voter is required to show valid voter
968 identification, the election officer may:

969 (a) mail a ballot to the voter;

970 (b) instruct the voter to include a copy of the voter's valid voter identification with the
971 return ballot; and

972 (c) provide instructions to the voter on how the voter may sign up to receive electronic
973 ballot status notifications via the ballot tracking system described in Section 20A-3a-401.5.

974 [~~6~~] (7) An election officer who administers an election shall:

975 (a) (i) before the election, obtain the signatures of each voter qualified to vote in the
976 election; or

977 (ii) obtain the signature of each voter within the voting precinct from the county clerk;

978 and

979 (b) maintain the signatures on file in the election officer's office.

980 [~~7~~] (8) Upon receipt of a returned ballot, the election officer shall review and process
981 the ballot under Section 20A-3a-401.

982 [~~8~~] (9) A county that administers an election:

983 (a) shall provide at least one election day voting center in accordance with Part 7,
984 Election Day Voting Center, and at least one additional election day voting center for every
985 5,000 active voters in the county who have not requested to [~~not~~] receive a ballot by mail;

986 (b) shall ensure that each election day voting center operated by the county has at least
987 one voting device that is accessible, in accordance with the Help America Vote Act of 2002,
988 Pub. L. No. 107-252, for individuals with disabilities;

989 (c) may reduce the early voting period described in Section 20A-3a-601, if:

990 (i) the county clerk conducts early voting on at least four days;

991 (ii) the early voting days are within the period beginning on the date that is 14 days
992 before the date of the election and ending on the day before the election; and

993 (iii) the county clerk provides notice of the reduced early voting period in accordance
994 with Section 20A-3a-604; and

995 (d) is not required to pay return postage for a ballot.

996 ~~[(9)]~~ (10) (a) An individual may request that the election officer not send the individual
997 a ballot by mail in the next and subsequent elections by submitting a written request to the
998 election officer.

999 (b) An individual shall submit the request described in Subsection ~~[(9)(a)]~~ (10)(a) to
1000 the election officer before 5 p.m. no later than 60 days before an election if the individual does
1001 not wish to receive a ballot by mail in that election.

1002 (c) An election officer who receives a request from an individual under Subsection
1003 ~~[(9)(a)]~~ (10)(a):

1004 (i) shall remove the individual's name from the list of voters who will receive a ballot
1005 by mail; and

1006 (ii) may not send the individual a ballot by mail for:

1007 (A) the next election, if the individual submits the request described in Subsection
1008 ~~[(9)(a)]~~ (10)(a) before the deadline described in Subsection ~~[(9)(b)]~~ (10)(b); or

1009 (B) an election after the election described in Subsection ~~[(9)(c)(ii)(A)]~~ (10)(c)(ii)(A).

1010 (d) An individual who submits a request under Subsection ~~[(9)(a)]~~ (10)(a) may resume
1011 the individual's receipt of a ballot by mail by submitting a written request to the election
1012 officer.

1013 Section 6. Section 20A-3a-202.5 is enacted to read:

1014 **20A-3a-202.5. Request for ballot by mail -- Notice.**

1015 No sooner than September 1, 2025, and no later than December 31, 2025, a county
1016 clerk shall mail to each active voter, other than a covered voter, whose principal place of
1017 residence is in the county:

1018 (1) a notice informing the voter that, except in limited circumstances, the voter will not
1019 receive a ballot by mail for an election held after 2025, unless the voter requests otherwise in

1020 writing; and

1021 (2) a form that the voter may use to request that the voter receive a ballot by mail in all

1022 future elections.

1023 Section 7. Section **20A-6-105** is amended to read:

1024 **20A-6-105. Provisional ballot envelopes.**

1025 (1) Each election officer shall ensure that provisional ballot envelopes are printed in
1026 substantially the following form:

1027 ["]AFFIRMATION

1028 Are you a citizen of the United States of America? Yes No

1029 Will you be 18 years old on or before election day? Yes No

1030 If you checked "no" in response to either of the two above questions, do not complete
1031 this form.

1032 Name of Voter _____

1033 First Middle Last

1034 Driver License or Identification Card Number _____

1035 State of Issuance of Driver License or Identification Card Number _____

1036 Date of Birth _____

1037 Street Address of Principal Place of Residence

1038 _____

1039 City County State Zip Code

1040 Telephone Number (optional) _____

1041 Email Address (optional) _____

1042 Last four digits of Social Security Number _____

1043 Last former address at which I was registered to vote (if known)

1044 _____

1045 City County State Zip Code

1046 Voting Precinct (if known) _____

1047 I, (please print your full name) _____ do solemnly swear or

1048 affirm:

1049 That I am eligible to vote in this election; that I have not voted in this election in any

1050 other precinct; that I am eligible to vote in this precinct; and that I request that I be permitted to

1051 vote in this precinct; and

1052 Subject to penalty of law for false statements, that the information contained in this
1053 form is true, and that I am a citizen of the United States and a resident of Utah, residing at the
1054 above address; and that I am at least 18 years old and have resided in Utah for the 30 days
1055 immediately before this election.

1056 Signed

1057 _____

1058 Dated

1059 _____

1060 In accordance with Section 20A-3a-506, wilfully providing false information above is a
1061 class B misdemeanor under Utah law and is punishable by imprisonment and by fine.

1062 REQUEST TO RECEIVE BALLOTS BY MAIL

1063 You may request to receive your ballot by mail in all elections held after 2025 by
1064 indicating here:

1065 Yes, I would like to receive my ballot by mail in all elections held after 2025.

1066 You may, at a later date, submit a written request to the county clerk to stop receiving
1067 ballots by mail.

1068 PRIVACY INFORMATION

1069 Voter registration records contain some information that is available to the public, such
1070 as your name and address, some information that is available only to government entities, and
1071 some information that is available only to certain third parties in accordance with the
1072 requirements of law.

1073 Your driver license number, identification card number, social security number, email
1074 address, full date of birth, and phone number are available only to government entities. Your
1075 year of birth is available to political parties, candidates for public office, certain third parties,
1076 and their contractors, employees, and volunteers, in accordance with the requirements of law.

1077 You may request that all information on your voter registration records be withheld
1078 from all persons other than government entities, political parties, candidates for public office,
1079 and their contractors, employees, and volunteers, by indicating here:

1080 Yes, I request that all information on my voter registration records be withheld
1081 from all persons other than government entities, political parties, candidates for public office,

1082 and their contractors, employees, and volunteers.

1083 REQUEST FOR ADDITIONAL PRIVACY PROTECTION

1084 In addition to the protections provided above, you may request that identifying
1085 information on your voter registration records be withheld from all political parties, candidates
1086 for public office, and their contractors, employees, and volunteers, by submitting a withholding
1087 request form, and any required verification, as described in the following paragraphs.

1088 A person may request that identifying information on the person's voter registration
1089 records be withheld from all political parties, candidates for public office, and their contractors,
1090 employees, and volunteers, by submitting a withholding request form with this registration
1091 record, or to the lieutenant governor or a county clerk, if the person is or is likely to be, or
1092 resides with a person who is or is likely to be, a victim of domestic violence or dating violence.

1093 A person may request that identifying information on the person's voter registration
1094 records be withheld from all political parties, candidates for public office, and their contractors,
1095 employees, and volunteers, by submitting a withholding request form and any required
1096 verification with this registration form, or to the lieutenant governor or a county clerk, if the
1097 person is, or resides with a person who is, a law enforcement officer, a member of the armed
1098 forces, a public figure, or protected by a protective order or a protection order.

1099 CITIZENSHIP AFFIDAVIT

1100 Name:

1101 Name at birth, if different:

1102 Place of birth:

1103 Date of birth:

1104 Date and place of naturalization (if applicable):

1105 I hereby swear and affirm, under penalties for voting fraud set forth below, that I am a
1106 citizen and that to the best of my knowledge and belief the information above is true and
1107 correct.

1108 _____
1109 Signature of Applicant

1110 In accordance with Section 20A-2-401, the penalty for willfully causing, procuring, or
1111 allowing yourself to be registered to vote if you know you are not entitled to register to vote is
1112 up to one year in jail and a fine of up to \$2,500.[⁴]

1113 (2) The provisional ballot envelope shall include:
1114 (a) a unique number;
1115 (b) a detachable part that includes the unique number;
1116 (c) a telephone number, internet address, or other indicator of a means, in accordance
1117 with Section 20A-6-105.5, where the voter can find out if the provisional ballot was counted;
1118 and
1119 (d) an insert containing written instructions on how a voter may sign up to receive
1120 ballot status notifications via the ballot tracking system described in Section 20A-3a-401.5.
1121 Section 8. **Effective date.**
1122 This bill takes effect on May 1, 2024.