

Thank you for attending the upcoming Standards Board meeting in Miami, FL from January 25-26th. Before the meeting, we ask that you complete a brief survey that focuses on Standards Board committees. **Click [here](#) to be directed to the survey.**

The survey is due by Friday, January 19th COB.

Best,

Ashley Williams

demonstrate some of the conditions the Center goes through during natural disasters, which often impact voters and elections.

There will be a grab-n-go breakfast in the George Merrick Boardroom (across from the lobby bar) starting at 6:45 a.m -7:25 a.m. Afterwards, please meet in the hotel lobby at 7:30 a.m to begin boarding the shuttle bus. We will depart the hotel at 7:45 a.m and will return by 12:30 p.m.

If you have any questions, feel free to email or call me at (202) 870- 0846.

Best,

Ashley Williams

As a follow-up to the **SAVE THE DATE** email (dated September 18, 2017), EAC is finalizing the arrangements for the upcoming Standards Board meeting.

The meeting will be held on **January 25-26th, 2018** at the **Hyatt Regency, 50 Alhambra Plaza, Coral Gables, FL 33134**. An **EAC representative** will be contacting you shortly regarding travel reservations (**PLEASE DO NOT CONTACT THE HOTEL DIRECTLY**).

The hotel arrangements will accommodate members January 24-26, 2018. On January 24, two optional events are planned (still in confirmation stage), a visit to the Coast Guard, and a visit to the Miami Dade County elections office. **Please note, hotel accommodations for January 23 are for members attending the optional events.** A draft meeting agenda will be emailed to you soon.

Your attendance is very important to us. As such, please confirm your attendance via email awilliams@eac.gov **no later than 5:00 PM EST on Monday, December 18, 2017**. In your email response, please also let us know if you are planning to attend the optional events on January 24th, so we can get a rough head count for the two events.

We look forward to your participation and a successful meeting. Thank you for your continued support.

Sincerely,

Christy McCormick

Chairwoman

U.S. Election Assistance Commission

The meeting will be held on **April 19-20, 2018** at the **Hyatt Regency, 50 Alhambra Plaza, Coral Gables, FL 33134**. An **EAC representative** will be contacting you shortly regarding travel reservations **(PLEASE DO NOT CONTACT THE HOTEL DIRECTLY)**.

The hotel arrangements will accommodate members April 18-20, 2018. On April 18, two optional pre-meeting activities will take place, a visit to the Miami-Dade Emergency Operation Center, and an EAC Public Hearing. **Please note, hotel accommodations for April 18 are for members attending the pre-meeting activities.**

A draft meeting agenda will be emailed to you soon.

Your attendance is very important to us. As such, please confirm your attendance via email awilliams@eac.gov **no later than 5:00 PM EST on Monday, March 19, 2018**. In your email response, please also let us know if you are planning to attend the pre-meeting activities on April 18, so we may get a rough head count.

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Best,

Ashley Williams

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The hotel arrangements will accommodate members **April 17-20, 2018**. On April 18, two optional pre-meeting activities will take place, a visit to the Miami-Dade Emergency Operation Center, and an EAC Public Hearing.

*** Please note, hotel accommodations for April 17 are for members attending the pre-meeting activities.***

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Your attendance is very important to us. As such, please confirm your attendance via email awilliams@eac.gov **no later than 5:00 PM EST on Monday, March 19, 2018**. In your email response, please also let us know if you are planning to attend the pre-meeting activities on April 18, so we may get a rough head count.

We look forward to your participation and a successful meeting. Thank you for your continued support.

Best,
Ashley Williams

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Christy McCormick

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If you have any questions, feel free to email or call me at (202) 870- 0846.

Best,

Ashley Williams

Michelle Blue

From: Brian McKenzie <bmckenzie@co.davis.ut.us>
Sent: Thursday, January 30, 2020 9:57 AM
To: Justin Lee
Cc: Cowley,Ryan; Melanie Abplanalp; vsug@utah.gov; Derek Brenchley
Subject: Re: Mike Bloomberg GRAMA Request

Justin,

We have received this request and had a follow up conversation. They clarified for us that they wanted a list of unaffiliated voters requesting a Democratic ballot. We took our extract filtered out the unaffiliated voters receiving the democratic ballot, and then went through and removed each private voter. We are charging 144.00 for the production of this file. This is primarily for the time it took to go through and remove the private voters.



On Thu, Jan 30, 2020 at 9:41 AM Justin Lee <justinlee@utah.gov> wrote:

We could provide statewide data on this type of thing, although I wonder if they're looking for information that is basically found in the subscription reports that are run. Can you send us the contact info and we can reach and see if they are only looking for specific counties, or if this is a statewide thing?

Justin Lee
Director of Elections
Office of the Lieutenant Governor
State of Utah
801.538.1129
justinlee@utah.gov

On Thu, Jan 30, 2020 at 8:50 AM Cowley,Ryan <rcowley@co.weber.ut.us> wrote:

Derek, since so many counties have received this same request is this something that could be done on a statewide level and be given to them in one file (minus the private voters)?

Ryan Cowley

Elections Director - MPA, CERA

801-399-8036

Weber County

2380 Washington Blvd



Melanie Abplanalp
ELECTION SUPERVISOR

435.652.5891 O | 435.634.5763 F
melaniea@washco.utah.gov
197 East Tabernacle | St. George, UT 84770

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To view this discussion on the web visit <https://groups.google.com/a/utah.gov/d/msgid/vsug/CA%2BWA6Ym1Vy40iOyKXf%2BkZ3AhETUU-K07czRQNziq1Kr8RzJeLQ%40mail.gmail.com>.




Dear Ricky,

As ballots continue to drop in mailboxes throughout the state, please make sure that your ballot lists "Jon Huntsman" and "Michelle Kaufusi." If you are a registered Republican and receive a ballot that doesn't have mine and Michelle's name listed, please contact your county clerk right away by visiting www.huntsman2020.com/countyclerks

Contact your county clerk





Make Sure You Are a Registered Republican

HUNTSMAN
KAUFUSI
GOVERNOR 2020

Play Video



You have the opportunity to make your voice heard in who leads our state through the challenges we face not just today, but for years into the future.

There are two things that you need to do in order to help us make history:

1.) Confirm your voter registration by visiting www.huntsman2020.com. You must be a registered Republican to vote in the June 30 primary election or you will not receive a ballot and will not be able to vote.

2.) Complete and submit your mail ballot as soon as you receive it. Mail ballots will be sent out from your county clerk on June 9th.

Utah has experienced 15 years of continued economic growth as a result of Governor Huntsman's forward thinking policies and Republican leadership at every level of government.



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Capitol - Steady Hand



Utah Is Home



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455 W 200 N Apt 21
Salt Lake City, Utah 84103
(801) 688-2020
www.huntsman2020.com

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Carpe Diem



Michelle Blue

From: Brian McKenzie <bmckenzie@co.davis.ut.us>
Sent: Wednesday, January 20, 2021 8:36 AM
To: Justin Lee
Cc: Ricky Hatch; Sherrie Swensen; Curtis Koch; Cowley,Ryan; Lannie Chapman
Subject: Re: Mobile Voting Bill

Justin,

I agree that funding would need to be provided for something like this to be successful. I agree with Ricky that the fear would always be that if funded once, it doesn't mean that it would always be funded. In addition to this concern, we have a concern of establishing in law unequal access to the ballot to UOCAVA and disabled voters based upon the county in which they live. If this is something that he would really like to do, I believe it should be a requirement State wide.

Brian McKenzie, CERA
Chief Deputy Clerk/Auditor
bmckenzie@DavisCountyUtah.gov
801-451-3508

On Tue, Jan 19, 2021 at 4:20 PM Justin Lee <justinlee@utah.gov> wrote:

Senator Bramble is curious what your thoughts would be if he substituted the mobile voting pilot bill with an expansion of online voting for UOCAVA voters. Right now any county could opt in, but he's wondering what your thoughts would be if larger counties had to offer online voting whether Voatz, Democracy Live, or some other platform. I told him there would have to be funding attached for it to even be considered. Thoughts?

Justin Lee
Director of Elections
Office of the Lieutenant Governor
State of Utah
justinlee@utah.gov

Michelle Blue

From: Brian McKenzie <bmckenzie@co.davis.ut.us>
Sent: Thursday, February 18, 2021 3:49 PM
To: Mike Wilkins
Cc: Hatch,Ricky; ckoch@co.davis.ut.us; Cowley,Ryan; alainal@juabcounty.com; bacrowther@sevier.utah.gov; bpeart@richcountyut.org; braymond@daggettcountry.org; BrendaT@emery.utah.gov; bryan@uacnet.org; camille.moore@garfield.utah.gov; clerkkj@kane.utah.gov; cyingling@utah.gov; datapro@manti.com; dianna.schaeffer@cachecounty.org; djessen@ironcounty.net; Intern,Elections; ginger McMullin@beaver.utah.gov; jdnielson@sanjuancounty.org; jevans@duchesne.utah.gov; JGranger@wasatch.utah.gov; jjhansen@utah.gov; justin.anderson@cachecounty.org; justinlee@utah.gov; jwhittaker@ironcounty.net; kgleave@piute.utah.gov; kim.hafen@washco.utah.gov; krobinson@summitcounty.org; Lannie Chapman; lori.perez@carbon.utah.gov; lshafer@utah.gov; markm@utah.gov; mcrook@wasatch.utah.gov; melanie.abplanalp@washco.utah.gov; mgillette@tooeleco.org; mhoward@summitcounty.org; mjackson@co.davis.ut.us; mrowley@co.millard.ut.us; myoung@boxeldercounty.org; rjudd@summitcounty.org; rwheeler@utah.gov; ryan@wayne.utah.gov; scwall@sevier.utah.gov; seth.marsing@carbon.utah.gov; slafitte@morgan-county.net; slyon@sanpetecountyutah.gov; Stephen Moore; sneill@sanpetecountyutah.gov; Sherrie Swensen; Scott Tingley; Stuart Tsai; swilkerson@morgan-county.net; tduncan@uintah.utah.gov; tlake@morgan-county.net; tmcMullin@beaver.utah.gov; wmcknight@wasatch.utah.gov; zeke@uacnet.org; Lindsey Parkinson; qhall@grandcountyutah.net; Shaneal Bess
Subject: Re: Need estimated savings amount for SB201

I would strongly recommend that each of us review this bill and make sure which notices it is applicable to. I have found that it covers all of my election notices, but it does not cover these notices:

Budget Opening- Notice of Public Hearing- UCA§17-36-26

Notice of Budget Adoption Public Hearing- UCA§17-36-12

Truth in Taxation Notice- UCA§59-2-919

Tax Sale Notice- UCA§59-2-1351

Ordinance postings-UCA§17-53-208

Notice of Public Hearing and Bonds to be issued-§11-27-4

Ricky, I wonder if the Senator would be willing to add these to the bill. Similar notices for Municipalities are included already from what I can tell.

Brian McKenzie, CERA
Chief Deputy Clerk/Auditor
bmckenzie@DavisCountyUtah.gov
801-451-3508

Michelle Blue

From: Brian McKenzie <bmckenzie@co.davis.ut.us>
Sent: Friday, January 10, 2020 3:47 PM
To: Hatch,Ricky
Cc: Sherrie Swensen; Lannie Chapman; Pam Tueller; Curtis Koch; Cowley,Ryan; justinlee@utah.gov
Subject: Re: Need guidance and input on our "plain language" legislation

Can we do a call in to this meeting?



On Fri, Jan 10, 2020 at 3:27 PM Hatch,Ricky <rhatch@co.weber.ut.us> wrote:

Thanks everyone for your feedback. I'm calling Reps. Roberts and Stephenson later today to say that we can't support putting arguments on the actual ballot.

Are you available next Wednesday late morning? I'm in SLCo that morning for a board meeting until about 11.

I'd like to take a final in-depth look to see if we can correct this bill or if we scrap it and retry later.

Thx.

--

Carpe Diem

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E: rhatch@WeberCountyUtah.gov | P: [801.399.8613](tel:801.399.8613) | M: [801.668.0909](tel:801.668.0909)

#WinninginWeber

I agree with this statement Curtis made, *"As I understand it our goal is to only place the absolute necessary information on the ballot and then refer the voter to the insert or other resources for more comprehensive information"*

Since the intent of the Clerk's plain language bill was to make the ballot language shorter, I don't think we should allow it to be manipulated into an entirely different version.

It is better for Representative Christensen to run his own bill than change ours and call it the Clerk's Plain Language Bill.

I would suggest we either:

Scrap our bill until next year, or tweak our committee bill this year and focus solely on judicial retention.

Thank you,

<image001.png> Sherrie Swensen

Salt Lake County Clerk

sswensen@slco.org

385-468-7370

<image002.png>

<image003.jpg>

[SLCO Clerk Website](#)

shortening the original ballot language to a very short ballot title, then adding the argument bullet points for/against might be possible, but even that is quite long.

- He said that he'll run his own bill if we can't figure out a way to get this in our bill. Not threatening, but this is his top priority bill.
- He thinks the additional cost and potential voter confusion of a 2-card ballot is worth it if it means the voters better understand these difficult-to-understand initiatives and referenda.
- The independent commission opinion on whether a certain initiative could be implemented or not might resonate with the legislature after medical cannabis and medicaid expansion had to be changed, and the legislature got heat for doing what needed to be done.
- He's brand new. How much influence can he have on the process and what's the chance of his success in this?
- I don't want to fight against him. Would prefer to have a good relationship, and it would look bad to the committee if we say we want plain language and then fight a plain language bill.
- I'm not sure I have the bandwidth to rewrite our committee bill between now and the start of the session. Not sure any of you have bandwidth either, with that little March 3 election coming up.
- How bad would it look to scrap or dramatically alter our bill, after it was made a committee bill?

I'm unsure how best to proceed and could use your ideas. I got Steve to agree to wait until Friday for a response and direction.

More details on his intent and Marc Roberts's advice are in the emails below.

Thanks!

R.

From: Marc Roberts <mroberts@le.utah.gov>

Sent: Monday, January 6, 2020 9:34 PM

To: Steve Christiansen

Cc: Tom Vaughn; Hatch, Ricky

Subject: [EXTERNAL]Re: Improving ballots

before to mail out ballots. Does that language concern anyone else? I think the idea is to have some unity so that the first batch of ballots is mailed from all counties at about the same time, so can we balance that with the flexibility to continue sending out ballots for new registrants up through seven days before the election?

Thanks,

Justin Lee

Director of Elections

Office of the Lieutenant Governor

State of Utah

801.538.1129

justinlee@utah.gov

On Fri, Nov 8, 2019 at 5:10 PM Tom Vaughn <TomVaughn@le.utah.gov> wrote:

Please review:

2020FL0317_007 - 2020FL0317 (Protected) version 7 - Election Amendments

1. This draft should have all of the changes we agreed on, except:

We discussed possibly combining some language relating to ballots for a presidential primary with language for other ballots, because there may have been some duplication of language. I had difficulty determining which language you were saying should be combined. We need to talk about this further if you want me to make any changes to that.

2. I added sections as necessary due to needed cross-reference and terminology changes.

This document identifies and summarizes the key items identified in the current draft of the bill titled Election Amendments, this is not a comprehensive listing of all modifications.

Item	Description	Reference
Establishes a definition of Manual and Mechanical Ballots		
Modifies Voter Registration Deadline	Establishes the voter registration deadline at 5pm 11 days prior to the election for all methods of voter registration. Provides SDR at early voting and election day.	20A-2-102.5
Removes the question about registering as an absentee voter	This question is no longer needed as we are establishing that all elections are conducted by mail	
Voter Registration Forms Clerk's Responsibility	Removes the requirement to designate offices to provide voter registration forms, and also removes requirement to provide voter registration books. Maintains requirement to provide a copy of the form to, schools, public assistance agencies, and the public. Requires a person who is gathering voter registration forms to deliver them to the Clerk's office before the registration deadline	20A-2-301
Establishes Primary Method of voting is voting by mail	The primary method of voting in all elections would be by mail, and requires the early voting, election day, electronic or mechanical methods for voters with disabilities (if approved by the election officer), electronically or via the federal write in absentee ballot, or by emergency ballot. Removes the term "Absentee"	20A-3a-201
Modifies Procedures at polling location	Removes specific titles of poll workers and specific assignments, provides for procedures to be followed as assigned by election officer.	20a-3a-203
Removes the requirement to report assistance of disabled voters	This is a requirement that a poll worker must not the fact that they assisted a voter with disabilities in the official register or poll book.	20a-3a-208
Modifies procedures to Disposition of Ballots	This updates the procedures of receiving and processing by mail ballots to be in line with current processes and removes outdated terminology and procedures. Updates language to allow for the counting of ballots prior to the canvass (current process)	20a-3a-401 and 402
Modifies definition of Polling Place	The new definition includes the physical place where a ballot drop box is located.	20a-3a-501
Intimidation or undue influence	Prohibits influence from an employer to vote for or against a candidate or issue (new section)	20a-3a-502
Specifically prohibits signing an affidavit for another person	Clarifies that a person who signs an affidavit on a return envelope for another individual is guilty of a class A misdemeanor.	20a-3a-505

Michelle Blue

From: Brenda Tuttle <BrendaT@emery.utah.gov>
Sent: Thursday, February 18, 2021 5:52 PM
To: Hatch,Ricky
Cc: Brian McKenzie; Mike Wilkins; ckoch@co.davis.ut.us; Cowley,Ryan; alainal@juabcounty.com; bacrowther@sevier.utah.gov; bpeart@richcountyut.org; braymond@daggettcounty.org; bryan@uacnet.org; camille.moore@garfield.utah.gov; clerkkj@kane.utah.gov; cyingling@utah.gov; datapro@manti.com; dianna.schaeffer@cachecounty.org; djessen@ironcounty.net; Intern,Elections; ginger McMullin@beaver.utah.gov; jdnelson@sanjuanacounty.org; jevans@duchesne.utah.gov; JGranger@wasatch.utah.gov; jjhansen@utah.gov; justin.anderson@cachecounty.org; justinlee@utah.gov; jwhittaker@ironcounty.net; kgleave@piute.utah.gov; kim.hafen@washco.utah.gov; krobinson@summitcounty.org; Lannie Chapman; lori.perez@carbon.utah.gov; lshafer@utah.gov; markm@utah.gov; mcrook@wasatch.utah.gov; melanie.abplanalp@washco.utah.gov; mgillette@tooeleco.org; mhoward@summitcounty.org; mjackson@co.davis.ut.us; mrowley@co.millard.ut.us; myoung@boxeldercounty.org; rjudd@summitcounty.org; rwheeler@utah.gov; ryan@wayne.utah.gov; scwall@sevier.utah.gov; seth.marsing@carbon.utah.gov; slafitte@morgan-county.net; slyon@sanpetecountyutah.gov; Stephen Moore; sneill@sanpetecountyutah.gov; Sherrie Swensen; Scott Tingley; Stuart Tsai; swilkerson@morgan-county.net; tduncan@uintah.utah.gov; tlake@morgan-county.net; tmcmullin@beaver.utah.gov; wmcknight@wasatch.utah.gov; zeke@uacnet.org; Lindsey Parkinson; qhall@grandcountyutah.net; Shaneal Bess
Subject: Re: [EXTERNAL]Re: Need estimated savings amount for SB201

Emery County would be approximately \$10,250.00.

Thanks,
Brenda Tuttle
Emery County Clerk/Auditor
(435) 381-3550



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On Thu, Feb 18, 2021 at 5:12 PM Hatch,Ricky <rhatch@co.weber.ut.us> wrote:

Excellent clarification, Brian – thank you!

All - For consistency purposes, please provide a full publication estimate. I will then make an estimate of what percentage of our total publication costs would be removed in this bill.

Thanks everyone for your responses so far. If you've already responded, no need to alter your numbers.

Budget Opening- Notice of Public Hearing- UCA§17-36-26

Notice of Budget Adoption Public Hearing- UCA§17-36-12

Truth in Taxation Notice- UCA§59-2-919

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Ordinance postings-UCA§17-53-208

Notice of Public Hearing and Bonds to be issued-§11-27-4

Ricky, I wonder if the Senator would be willing to add these to the bill. Similar notices for Municipalities are included already from what I can tell.

Brian McKenzie, CERA

Chief Deputy Clerk/Auditor

bmckenzie@DavisCountyUtah.gov

801-451-3508

On Thu, Feb 18, 2021 at 3:28 PM Mike Wilkins <mwilkins@uintah.utah.gov> wrote:

Uintah County paid our local Newspaper \$36,758 in 2020

Michael W. Wilkins

Uintah County Clerk-Auditor

147 East Main

Vernal, UT 84078

435-781-5362

--
Brenda Tuttle

Emery County Clerk/Auditor

(435) 381-3550



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Michelle Blue

From: Brenda Tuttle <BrendaT@emery.utah.gov>
Sent: Monday, April 19, 2021 1:26 PM
To: Hatch,Ricky
Cc: ginger McMullin@beaver.utah.gov; tmcMullin@beaver.utah.gov;
myoung@boxeldercounty.org; lpurdum@boxeldercounty.org;
jess.bradfield@cachecounty.org; justin.anderson@cachecounty.org;
seth.marsing@carbon.utah.gov; Lori.Perez@carbon.utah.gov;
braymond@daggettcounty.org; mhullinger@daggettcounty.org;
vtanner@daggettcounty.org; ckoch@daviscountyutah.gov;
bmckenzie@daviscountyutah.gov; jevans@duchesne.utah.gov;
camille.moore@garfield.utah.gov; qhall@grandcountyutah.net;
janasmith@grandcountyutah.net; jwhittaker@ironcounty.net; alainal@juabcounty.gov;
jant@juabcounty.gov; hnarramore@kane.utah.gov; elections@kane.utah.gov;
clerkkj@kane.utah.gov; tmeeks@kane.utah.gov; mrowley@co.millard.ut.us;
sclark@morgan-county.net; lhyde@morgan-county.net; cmikesell@morgan-county.net;
kgleave@piute.utah.gov; bpeart@richcountyut.org; Sherrie Swensen; Lannie Chapman;
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kentjones@summitcounty.org; krobinson@summitcounty.org; mgillette@tooeleco.org;
mwilkins@uintah.utah.gov; tbruckner@uintah.utah.gov; jgranger@wasatch.utah.gov;
kim.hafen@washco.utah.gov; susan.lewis@washco.utah.gov;
melaniea@washco.utah.gov; ryan@wayne.utah.gov; Cowley,Ryan; Taylor,Lynn;
Wade,Daniel; shellyjackson@utah.gov; justinlee@utah.gov
Subject: Re: Call from US Senate candidate Evan Barlow

He has not called Emery County.

Thanks,
Brenda Tuttle, CPA
Emery County Clerk/Auditor
(435) 381-3550

On Mon, Apr 19, 2021 at 12:55 PM Hatch,Ricky <rhatch@co.weber.ut.us> wrote:

My office received a request from Evan Barlow to have a discussion. He's an independent candidate for US Senate in 2022.

Before I call him back, I'd like to know if he has contacted anyone else, and if so, how your discussion went.

Thanks,

R.

Michelle Blue

From: Brenda <brendat@emery.utah.gov>
Sent: Thursday, June 22, 2017 4:26 PM
To: Derek Brenchley
Cc: Brent R. Titcomb; Mark Thomas; Pam Tueller; Diana Carroll; Rozan Mitchell; Sherrie Swensen; Seth Oveson; Nielson, John David; Scott Hogensen; Bryan Thompson; Justin Lee (Google Drive)
Subject: Re: Sample Letter to Unaffiliated Voters

Emery County is not going to send a letter.

Thanks,
Brenda Tuttle
Emery County Clerk/Auditor

On Jun 22, 2017, at 4:18 PM, Derek Brenchley <dbrenchley@utah.gov> wrote:

Hello all,

We received some feedback on the example we provided, and we're going to make some changes. Before we make those changes, we wanted to know who, if anyone, is planning on sending out a letter.

Thanks,
Derek

On Wed, Jun 21, 2017 at 3:02 PM, Derek Brenchley <dbrenchley@utah.gov> wrote:
Good afternoon all,

Attached is a sample letter you can mail to your unaffiliated voters prior to the Primary Election. You are not required to use this format or even send a letter at all, but we thought this may be helpful. Please let us know if you have any questions.

Best,
Derek Brenchley

Utah Lieutenant Governor's Office
[801-538-1501](tel:801-538-1501)

--

Utah Lieutenant Governor's Office

Michelle Blue

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Sent: Thursday, June 22, 2017 4:26 PM
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Derek Brenchley

Utah Lieutenant Governor's Office
[801-538-1501](tel:801-538-1501)

--

Utah Lieutenant Governor's Office

Michelle Blue

From: Brian Bean <bbean@le.utah.gov>
Sent: Tuesday, November 19, 2019 10:18 PM
To: Suzanne Harrison; Pam Tueller; Tom Vaughn; Justin Lee; Brian McKenzie
Cc: Hatch, Ricky; Sherrie Swensen; Derek Brenchley; Lannie Chapman
Subject: Re: Bill draft for your review

Others might be more qualified to answer, but my quick answer is no, it does not address that issue. At heart is the definition of what constitutes "valid voter identification," which is found on lines 838-873, but is not amended by this bill. Furthermore, the bill does not substantively amend process requirements for providing valid voter identification.

Brian Bean
Policy Analyst
Office of Legislative Research and General Counsel
801-538-1032

From: Suzanne Harrison <sharrison@le.utah.gov>
Sent: Tuesday, November 19, 2019 10:00:24 PM
To: Pam Tueller <PTueller@slco.org>; Tom Vaughn <TomVaughn@le.utah.gov>; Justin Lee <justinlee@utah.gov>; Brian McKenzie <bmckenzie@co.davis.ut.us>
Cc: Hatch, Ricky <rhatch@co.weber.ut.us>; Sherrie Swensen <SSwensen@slco.org>; Brian Bean <bbean@le.utah.gov>; Derek Brenchley <dbrenchley@utah.gov>; Lannie Chapman <LKChapman@slco.org>
Subject: Re: Bill draft for your review

Team,

Question for you: Does this draft legislation address many of the issues mentioned in the audit report included in the meeting materials?

Specifically this section:

Potential issues with residency in same day voter registration. Our review found that counties are consistently applying identification and residency requirements for same day voter registrants. However, county officials expressed differences in what would be accepted during initial audit discussions. Specifically, counties initially questioned whether a driver's license that listed the potential voter's current address counted toward both the residency and identification requirements. Further review showed that all counties allow a license to satisfy both requirements, but there was initially some question as to whether a utility bill or other additional evidence was required. In addition, staff from the Lieutenant Governor's Office told us they believe two forms of identification are needed. Because the process is so new, this is an area to watch to ensure counties do not start requiring inconsistent evidence.

Or has this been addressed in other ways?

Thank you!

Representative Suzanne Harrison
Utah House District 32
801-999-8047



Thomas R. Vaughn

Associate General Counsel

Office of Legislative Research and General Counsel

Utah State Legislature

O: (801) 538-1032

From: Pam Tueller <PTueller@slco.org>

Sent: Monday, November 18, 2019 3:17 PM

To: Justin Lee <justinlee@utah.gov>; Brian McKenzie <bmckenzie@co.davis.ut.us>

Cc: Tom Vaughn <TomVaughn@le.utah.gov>; Suzanne Harrison <sharrison@le.utah.gov>; Hatch, Ricky <rhatch@co.weber.ut.us>; Sherrie Swensen <sswensen@slco.org>; Brian Bean <bbean@le.utah.gov>; Derek Brenchley <dbrenchley@utah.gov>; Lannie Chapman <LKChapman@slco.org>

Subject: RE: Bill draft for your review

I have 3 other questions regarding this bill:

1. Line 1322 is referring to Registering to vote when applying for a driver license. It states it needs to be received no later than 5 pm 11 calendar days before. My question is a lot of those will be coming on-line how do we tell which ones are received by 5 p.m.?
2. Line 3576 is referring to the county clerk providing verification of the official register's accuracy and completeness – how do we do that with a poll pad?
3. Line 3934 is referring to sample ballots needing to be printed on different colored paper, can it read different colored paper or watermarked as sample?

Thank you,



Pam Tueller

Election Director

Salt Lake County Clerk

ptueller@slco.org

385-468-7425



[SLCO Clerk Website](http://slco.org)

From: Justin Lee <justinlee@utah.gov>

Sent: Monday, November 18, 2019 3:04 PM

To: Brian McKenzie <bmckenzie@co.davis.ut.us>

Cc: Tom Vaughn <TomVaughn@le.utah.gov>; Suzanne Harrison <sharrison@le.utah.gov>; Hatch, Ricky <rhatch@co.weber.ut.us>; Pam Tueller <PTueller@slco.org>; Sherrie Swensen <sswensen@slco.org>; Brian Bean <bbean@le.utah.gov>; Derek Brenchley <dbrenchley@utah.gov>

Subject: Re: Bill draft for your review

It has not been a big problem, although I have had the question from at least one county and a couple of municipalities about sending ballots the week before the election. It might not be a big deal.

Justin Lee

Director of Elections

On Mon, Nov 18, 2019 at 2:13 PM Tom Vaughn <TomVaughn@le.utah.gov> wrote:

Should we change it to "no sooner than 21 days before election day and no later than 14 days before election day?"

Would this be the only change? We need to get this bill out to committee members for review as soon as possible.



Thomas R. Vaughn

Associate General Counsel
Office of Legislative Research and General Counsel
Utah State Legislature
O: (801) 538-1032

From: Brian McKenzie <bmckenzie@co.davis.ut.us>

Sent: Monday, November 18, 2019 1:43 PM

To: Justin Lee <justinlee@utah.gov>

Cc: Tom Vaughn <TomVaughn@le.utah.gov>; Suzanne Harrison <sharrison@le.utah.gov>; Hatch, Ricky <rhatch@co.weber.ut.us>; ptueller@slco.org; Sherrie Swensen <SSwensen@slco.org>; Brian Bean <bbean@le.utah.gov>; Derek Brenchley <dbrenchley@utah.gov>

Subject: Re: Bill draft for your review

Any other thoughts on this. Justin explained it really well. We want to make sure ballots are not sent out too early, but also allow ballots to be mailed up through the 7 days prior. This is important now and will be very important if we get the registration deadline moved to the 11 days prior.

Brian McKenzie, CERA
Chief Deputy Clerk/Auditor
Davis County
801-451-3508

On Mon, Nov 18, 2019 at 11:19 AM Justin Lee <justinlee@utah.gov> wrote:

On 1753-1754 it says the ballots should be mailed out "no sooner than 21 days before election day and no later than seven days before election day." Talking with Brian McKenzie the intention is to make sure counties can still mail out ballots up to seven days before, but I am concerned that the law would allow a county or city to wait until seven days before to mail out ballots. Does that language concern anyone else? I think the idea is to have some unity so that the first batch of ballots is mailed from all counties at about the same time, so can we balance that with the flexibility to continue sending out ballots for new registrants up through seven days before the election?

Thanks,

Justin Lee
Director of Elections
Office of the Lieutenant Governor
State of Utah
801.538.1129
justinlee@utah.gov

On Fri, Nov 8, 2019 at 5:10 PM Tom Vaughn <TomVaughn@le.utah.gov> wrote:

Michelle Blue

From: Brian McKenzie <bmckenzie@co.davis.ut.us>
Sent: Thursday, January 2, 2020 3:57 PM
To: Justin Lee
Cc: Pam Tueller; Rozan Mitchell; Cowley,Ryan; Clint Yingling; vsug@utah.gov
Subject: Re: [EXTERNAL]UPDATE Presidential Primary Withdrawal Notice

We are unable to remove any candidates at this time. Our test decks are printed and will be arriving tomorrow.



On Thu, Jan 2, 2020 at 3:23 PM Justin Lee <justinlee@utah.gov> wrote:

My biggest concern is that we are likely to have more candidates who withdraw between now and March 3 and I don't think we want to have a lot of variation from one county to another on ballots, and at some point obviously no county will be able to change their ballot. For example, Julián Castro announced today that he is suspending his campaign although we haven't received anything official from his campaign. If there are counties who can't remove candidates as this point, I think my preference would be to have a unified ballot without any additional changes and then let voters know through our websites or other means who has withdrawn.

Justin Lee
Director of Elections
Office of the Lieutenant Governor
State of Utah
801.538.1129
justinlee@utah.gov

On Thu, Jan 2, 2020 at 3:19 PM Pam Tueller <PTueller@slco.org> wrote:

We are still able to remove him. My preference would be to remove him instead of an overprint, if Clint is okay with that.



Pam Tueller

Election Director

Salt Lake County Clerk

ptueller@slco.org

385-468-7425



[SLCO Clerk Website](#)

Ryan Cowley

Elections Director - MPA, CERA

801-399-8036

Weber County

2380 Washington Blvd

Ogden, UT 84401

www.weberelections.com

From: Clint Yingling <cyingling@utah.gov>

Sent: Thursday, January 2, 2020 3:13 PM

To: vsug@utah.gov

Subject: [EXTERNAL]UPDATE Presidential Primary Withdrawal Notice

CAUTION: This email originated from outside Weber County. Do not click links or open attachments unless you know the sender and are expecting the link or attachment. **Think Before You Click!**

All,

I've received word from several counties that they are unable to remove Rocky from the ballot. In an effort to remain uniform across all counties, go ahead and keep him on the ballot.

Also, I have not received any official communication from the Castro campaign either. At this point, it will be too late to remove him from the ballot as well. Therefore, our only option is to do our best to inform voters of all the candidates that have dropped out of the race.

If you have any follow up questions, please let me know.

--

Michelle Blue

From: Brian McKenzie <bmckenzie@co.davis.ut.us>
Sent: Friday, November 8, 2019 5:37 PM
To: Tom Vaughn
Cc: Brian Bean; Derek Brenchley; Hatch, Ricky; Justin Lee; Sherrie Swensen; Suzanne Harrison; Pam Tueller
Subject: Re: Bill draft for your review

Thank you Tom.

On Fri, Nov 8, 2019 at 5:10 PM Tom Vaughn <TomVaughn@le.utah.gov> wrote:

Please review:

2020FL0317_007 - 2020FL0317 (Protected) version 7 - Election Amendments

1. This draft should have all of the changes we agreed on, except:

We discussed possibly combining some language relating to ballots for a presidential primary with language for other ballots, because there may have been some duplication of language. I had difficulty determining which language you were saying should be combined. We need to talk about this further if you want me to make any changes to that.

2. I added sections as necessary due to needed cross-reference and terminology changes.

Michelle Blue

From: Brian McKenzie <bmckenzie@co.davis.ut.us>
Sent: Monday, November 11, 2019 2:36 PM
To: Tom Vaughn
Cc: Brian Bean; Derek Brenchley; Hatch, Ricky; Justin Lee; Sherrie Swensen; Suzanne Harrison; Pam Tueller
Subject: Re: Bill draft for your review

Representative, I can meet with you as well.

On Mon, Nov 11, 2019 at 12:01 PM Tom Vaughn <TomVaughn@le.utah.gov> wrote:

Representative:

I can meet with you on that day and time to go over the bill.



Thomas R. Vaughn

Associate General Counsel

Office of Legislative Research and General Counsel

Utah State Legislature

O: (801) 538-1032

From: Suzanne Harrison <sharrison@le.utah.gov>
Sent: Saturday, November 9, 2019 12:51 PM
To: Brian McKenzie <bmckenzie@co.davis.ut.us>; Tom Vaughn <TomVaughn@le.utah.gov>
Cc: Brian Bean <bbean@le.utah.gov>; Derek Brenchley <dbrenchley@utah.gov>; Hatch, Ricky <rhatch@co.weber.ut.us>; Justin Lee <justinlee@utah.gov>; Sherrie Swensen <SSwensen@slco.org>; ptueller@slco.org
Subject: Re: Bill draft for your review

Thank you all!

1. This draft should have all of the changes we agreed on, except:

We discussed possibly combining some language relating to ballots for a presidential primary with language for other ballots, because there may have been some duplication of language. I had difficulty determining which language you were saying should be combined. We need to talk about this further if you want me to make any changes to that.

2. I added sections as necessary due to needed cross-reference and terminology changes.



Thomas R. Vaughn

Associate General Counsel

Office of Legislative Research and General Counsel

Utah State Legislature

O: (801) 538-1032

Notice: The attached draft legislation is a protected record under the Government Records Access and Management Act, Title 63G, Chapter 2, Utah Code Annotated, and under the Utah Legislature Policies and Procedures for Handling Records Requests. The legislative sponsor intends this draft legislation to remain protected. Release of this draft legislation or disclosure of its content carries criminal penalties.

This draft legislation is provided to you for your review and comment. You may not distribute or share this draft legislation with any other person without the explicit permission of the legislative sponsor.

If you are not the intended recipient of this email, please contact the sender by reply email, delete this email, and destroy all copies of this message.

--

Brian McKenzie, CERA

From: [Derek Brenchley](#) on behalf of [Derek Brenchley <dbrenchley@utah.gov>](#)
To: [Sherrie Swensen](#); [Bryan Thompson](#); [Rozan Mitchell](#); [Brent R. Titcomb](#); [Brenda](#); [Seth Oveson](#); [Nielson, John David](#); [Diana Carroll](#); [Mark Thomas](#); [Justin Lee \(Google Drive\)](#)
Subject: Preliminary Primary Election Certification for Congressional District 3
Date: Monday, June 19, 2017 12:46:14 PM
Attachments: [Preliminary Primary Election Certification.pdf](#)

Good afternoon all,

After receiving the certifications from the political parties this morning, there will be a Republican Primary Election for the 3rd Congressional District. Please see the attached preliminary primary election certification. Please let us know if you notice any errors or issues.

And here is another reminder for tomorrow's conference call at 8:00 am. Please join us by following the steps below:

1. Dial the Access Number: [1-877-820-7831](#)
2. Enter the Participant Passcode: [REDACTED]

Thank you,

Derek Brenchley

--

Utah Lieutenant Governor's Office
801-538-1501

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

AFT

From: [Derek Brenchley](#) on behalf of [Derek Brenchley <dbrenchley@utah.gov>](#)
To: [Sherrie Swensen](#)
Cc: [mjthomas@utah.gov](#); [Adam Miller](#); [Justin Lee \(Google Drive\)](#)
Subject: Re: Letters to unaffiliated voters
Date: Friday, June 23, 2017 10:57:53 AM
Attachments: [Letter to Unaffiliated Voter \(Primary Ballot Options 2017\) - LG.docx](#)
[image009.jpg](#)
[image007.png](#)
[image008.png](#)

Hi Sherrie,

Thank you for sending this over. We only have two suggestions, but they're relatively minor:

1. While reading the table, we found it helpful if the columns were alternating colors (white, gray, white or gray, white, gray).
2. We thought it would be helpful if the checkbox next to the Republican Party said something to the effect of "I understand that I will receive the Republican Primary Election ballot by affiliating with the Republican Party."

Like I said, they're just minor suggestions, and obviously feel free to do what you and your counsel feel is best. I put our suggestions in the attached draft.

Best,
Derek

On Thu, Jun 22, 2017 at 5:08 PM, Sherrie Swensen <[SSwensen@slco.org](mailto:sswensen@slco.org)> wrote:

Hi Mark,

Attached are the versions of the letters we are considering sending to unaffiliated voters – one for those in the Third Congressional District who have a municipal primary and the other for those who only have the Third Congressional race.

Adam Miller, our legal counsel, designed the form and assisted with the wording.

If you have any concerns, please let me know.

COUNTY LETTERHEAD

IMPORTANT INFORMATION REGARDING YOUR PRIMARY ELECTION BALLOT

<Voter Name>
<Address>
<City state zip>

Dear <Voter Name>:

SUBJECT: Primary ballot options for unaffiliated voters

You are receiving this letter because you reside within the boundaries of the Third Congressional District and your voter registration record indicates you are not affiliated with any political party. The Governor called a Special Election to fill the seat being vacated by Congressman Jason Chaffetz. The number of candidates seeking the Republican Party nomination requires a Primary Election, which will be held in conjunction with the Municipal Primary Election on August 15, 2017.


The 2017 elections will be conducted mainly by mail and this means you will automatically receive your ballot in the mail the week of July 25th. The Republican Party requires voters to affiliate with their party to participate in their Primary Election. If you wish to affiliate with the Republican Party and vote in its primary election - or if you wish to affiliate with any other political party at this time - you may do so by completing the form below and returning it by mail or email to our office by <Month> <Date>, 2017.

NOTE: The closed primary rules only pertain to the partisan primary election. Non-partisan municipal elections and the November General Election are open to all registered voters.

	Municipal + Republican Primary Ballot	Municipal-Only Primary Ballot
Who is eligible to vote this ballot?	<ul style="list-style-type: none">Registered Republican voters only	<ul style="list-style-type: none">Unaffiliated voters who choose not to affiliate with the Republican PartyVoters affiliated with other political parties
What primary races will appear on this ballot?	<ul style="list-style-type: none">Republican Third Congressional DistrictMunicipal MayorMunicipal Council District(s) [if applicable to your precinct]	<ul style="list-style-type: none">Municipal MayorMunicipal Council District(s) [if applicable to your precinct]

If you have any questions, please feel free to contact us.

Sincerely,


Sherrie Swensen
Salt Lake County Clerk

PARTY AFFILIATION FORM

Address: Salt Lake County Clerk
2001 S State Street, S1-200
PO Box 144575
SLC, UT 84114-4575

Email: GOT-VOTE@slco.org

Phone: 385-GOT-VOTE
(385-468-8683)

I am currently an unaffiliated voter who now wishes to affiliate with the following political party, and I hereby direct the County Clerk to update my voter registration record accordingly:

- ☐ Constitution Party
☐ Democratic Party
☐ Libertarian Party

- ☐ Republican Party (I understand that I will receive a Republican Primary Election ballot by affiliating with the Republican Party)
☐ Independent American Party

<VOTER ID #>

Voter Signature: _____

Date: _____

Your Name (please print clearly): _____

Email: (optional) _____ Phone: (optional) _____

From: Gary Forbush on behalf of [REDACTED]
To: disclosure@utah.gov; justinlee@utah.gov; Charlotte Kuhn
Subject: Fwd: Response
Date: Tuesday, August 15, 2017 9:36:07 AM
Attachments: [20170814171701732.pdf](#)
[IMAGE.BMP](#)

The current code on Financial Disclosures at both the State and Sandy city level seems to be not specific enough (see attachment below), given this scenario that recently transpired with our incumbent Mayor. Expect to have some suggestions for the Sandy City Council next Tuesday, and will approach the State Senate and House as well.

Would encourage additional questions, opinions and input from all of you, as well as all Sandy residents willing to express their opinions! Transparency, accountability and truthfulness matters, otherwise we undermine such a fundamental part of our Democracy - free & fair Elections!

Sincerely,

Gary T Forbush
[REDACTED]

P.S. My sincere THANKS to all of you that decided to contribute in such a meaningful way to this Primary Election. Looking forward to seeing the results, and hoping for greater change and transparency in Sandy's future!

----- Forwarded message -----

From: Molly Spira <MSpira@sandy.utah.gov>
Date: Mon, Aug 14, 2017 at 5:15 PM
Subject: Response
To: "forbushforchange@gmail.com" <forbushforchange@gmail.com>, "info@kurtbradburn.com" <info@kurtbradburn.com>

Please see the attached response.

Molly Berigan Spira, CMC
Sandy City Recorder
10000 Centennial Parkway
Sandy, Utah 84070
(801) 568-7136





Sandy City Recorder
10000 Centennial Parkway
Suite 311
Sandy, UT 84070

August 14, 2017

Dear Mr. Forbush and Mr. Bradburn:

I am writing in response to your correspondence, which the City Recorder's office received on August 14, 2017, regarding financial reporting by incumbent candidate for Sandy City Mayor, Tom Dolan.

As you are aware, Utah Code § 10-3-208 governs the disclosure of all contributions made to a candidate for office. The failure to comply with the disclosure requirements is governed by this same statute. In addition to the requirements of state statute, Sandy City requires additional disclosures by candidates. Failure to comply with the city-specific disclosure requirements is also governed by Utah Code § 10-3-208.

Under Utah Code § 10-3-208(8)(a), a candidate's failure to timely file a campaign finance statement will result in the removal of that candidate from the ballot. However, Utah Code § 10-3-208(8)(b) provides that a candidate who timely files each campaign finance statement will not be removed from the ballot if the statement is inaccurate due to inadvertent omissions or insignificant errors or inaccuracies and the omissions, errors, or inaccuracies are corrected in an amended report or in the next scheduled report.

Based upon my review of the matter, it appears that the circumstances you have addressed in your email represent a timely disclosure that was inaccurate due to an inadvertent omission of information. Mr. Dolan's disclosure fourteen days before the primary election indicated a prior existing "Balance at Beginning of Reporting Period" of \$79,741.14. While Mr. Dolan did include the required information for each donation received and expenditure made in 2017, this prior existing balance was not fully documented through associated contributions or expenditures. Mr. Dolan's disclosure seven days before the primary election provided the required information only for the period of time following his prior disclosure. After being notified of the omission of information for the time period before 2017, Mr. Dolan promptly provided an amended version of his most recent disclosure, which included the required information for the time period between December 4, 2013 and August 8, 2017.

Mr. Dolan has filed each of the required campaign finance statements within the deadlines required under State statute and City ordinance. Consistent with State statute, Mr. Dolan provided an amended report once he was notified of omissions in his timely-filed campaign finance statements.

Vernal, UT 84078
435-781-5362

"Take Care of your employees and they will take care of your business. It's as simple as that."
Richard Branson

On Thu, Feb 4, 2021 at 10:53 PM Hatch,Ricky <rhatch@co.weber.ut.us> wrote:

Rep. Teuscher has changed the affiliation deadline from Jan. 1st to March 31st (in even years), which is fairly close to the deadline that many of our group said would get them to neutral (we currently oppose). Curtis and I are meeting with the Representative Friday at 11 AM, and we would like to know the group's position on this specific change before the meeting.

Please complete this one-question survey (one response per county, please) before 10 AM so we have time to see what the group's feelings are with this new proposal.

https://es.sonicurlprotection-sjl.com/click?PV=1&MSGID=202102051458240101646&URLID=1&ESV=10.0.6.3447&IV=30FEB2E5B633CF538362EA3CC011765E&TT=1612537105371&ESN=ijAmMQL0AIHKKjhgpJrzxyOqd1uZ%2BCTUYkLj0UI6Fjw%3D&KV=1536961729279&ENCODED_URL=https%3A%2F%2Fwww.surveymonkey.com%2Fr%2FGWYGLRG&HK=84BE8D5A0AD321CB9CD817C72B10B30D7066FDDCA3431B186C23D196B6483C7E

The representative has proactively reached out to us multiple times, even though Leadership assured him that there are enough votes to pass the bill regardless of our input, so I'd like to show him that we're responsive to his efforts to work with us. He seems to be interested in elections, and could become a good advocate, or at least a listening legislator, and we definitely appreciate those kinds of legislators!

Thanks!
R.

From: [Derek Brenchley](#) on behalf of [Derek Brenchley <dbrenchley@utah.gov>](#)
To: [Pam Tueller](#)
Cc: [Sherrie Swensen](#); [Justin Lee \(Google Drive\)](#)
Subject: Petition Packet #404478
Date: Tuesday, May 22, 2018 2:06:42 PM
Attachments: [Petition Packet #404478.pdf](#)

Pam,

Utah Code Annotated (UCA) 20A-7-603(3) requires each county clerk to verify initiative petition signatures and to deliver the verified initiative packets to the lieutenant governor no later than May 15, 2018. On May 11, 2018, your office delivered boxes of initiative petitions to the Lieutenant Governor's Office.

Our office has been reviewing the boxes of initiative petitions that your office submitted to our office. We found packet #404478 does not appear to have been reviewed by your office.

We are mailing this petition packet back to your office for immediate processing. If there is a reason why this packet should not be processed, please provide a written explanation as to why it was not processed.

The petition packet is being sent via USPS certified mail with the tracking number 7015 0640 0006 0768 0264. I have also provided a digital scan of the petition for your convenience.

Thank you,
Derek Brenchley

--

Deputy Director of Elections
Utah Lieutenant Governor's Office
801-538-1501

DIRECT PRIMARY ELECTION ACT

LONG TITLE

General Description:

This Initiative amends Title 20A (Election Code) of the Utah Code to implement a direct vote of the people in a regular primary election to select political-party nominees to appear as such on the general-election ballot. Specifically, this Initiative does so by repealing provisions related to qualified political parties, preserving a "dual path" for candidates to access the primary-election ballot through gathering signatures or through placement by a political party, and retaining the direct primary election process that exists in current law for registered political parties to nominate candidates.

Statement of Intent and Subject Matter:

Political party-affiliated candidates on the general-election ballot should be chosen through a direct primary election where all party voters have an opportunity to vote. Candidates should remain free to choose between accessing the primary-election ballot by gathering signatures, through a political party convention, or both. Current law requires changes to enhance and preserve Utah's system. A vote of the people is necessary to demonstrate citizen preference of this dual system of qualification for political party candidates.

A direct primary election will improve voter participation, enhance party candidates' access to the primary-election ballot, and assure that political party nominees have sufficiently broad support to appear with party affiliation on the general-election ballot. It would also ensure the integrity and reliability of the election process through a uniformly administered state-run primary election. This Initiative will clearly express the voice of the people on a matter that has been widely debated.

Highlighted Provisions:

This Initiative:

- Provides for a direct primary election to serve as the mechanism through which political-party nominees for Utah's federal-, state-, and county-level public offices are selected and subsequently featured on the general election ballot with political party affiliation;
- Enacts changes related to definitions, election dates, and other provisions necessary to implement a direct primary election;
- Reduces required signature thresholds for candidates to access the ballot in direct primary elections;
- Preserves political party placement as a method for candidates to access the ballot in direct primary elections;
- Repeals provisions associated with the caucus-convention method of nominating political candidates;
- Adjusts deadlines and filing requirements associated with candidate ballot access;
- Establishes a run-off election, when necessary; and
- Enacts a severability clause.

Monies Appropriated in this Initiative:

None

Utah Code Sections Affected:

AMENDS:

20A-1-102, as last amended by Laws of Utah 2017, Chapter 52
20A-1-103, as last amended by Laws of Utah 2015, Chapter 258
20A-1-201.5, as last amended by Laws of Utah 2015, Chapter 352
20A-3-308, as last amended by Laws of Utah 2017, Chapter 235
20A-4-301, as last amended by Laws of Utah 2014, Chapter 377
20A-4-306, as last amended by Laws of Utah 2011, Chapter 2
20A-4-401, as last amended by Laws of Utah 2013, Chapter 92
20A-4-403, as last amended by Laws of Utah 2007, Chapter 238
20A-5-101, as last amended by Laws of Utah 2017, Chapter 267
20A-6-203, as last amended by Laws of Utah 2016, Chapter 326
20A-8-103, as last amended by Laws of Utah 2017, Chapter 91

- (B) the county legislative body serves as the governing body of the local district; or
- (C) there is no duly constituted governing body of the local district.
- (b) The board of county canvassers shall meet to canvass the returns at the usual place of meeting of the county legislative body, at a date and time determined by the county clerk that, for a regular primary election or runoff election is seven days after the election, and for a regular general election or other type of election is no sooner than seven days after the election and no later than 14 days after the election.
- (c) If one or more of the county legislative body fails to attend the meeting of the board of county canvassers, the remaining members shall replace the absent member by appointing in the order named:
 - (i) the county treasurer;
 - (ii) the county assessor; or
 - (iii) the county sheriff.
- (d) Attendance of the number of persons equal to a simple majority of the county legislative body, but not less than three persons, shall constitute a quorum for conducting the canvass.
- (e) The county clerk is the clerk of the board of county canvassers.

SECTION 7. SECTION 20A-4-306 IS AMENDED TO READ:
20A-4-306. Statewide canvass.

- (5)(a) At noon on the [fourth-Monday] ninth day after the regular primary election, the lieutenant governor shall:
 - (i) canvass the returns for all multicounty candidates required to file with the office of the lieutenant governor; and
 - (ii) publish and file the results of the canvass in the lieutenant governor's office.
- (b) Not later than the [August-1] tenth day after the primary election, the lieutenant governor shall certify the results of:
 - (i) the primary canvass, except for the office of President of the United States, to the county clerks; and
 - (ii) the primary canvass for the office of President of the United States to each registered political party that participated in the primary.

SECTION 8. SECTION 20A-4-401 IS AMENDED TO READ:
20A-4-401. Recounts--Procedure.

- (1)(a) Except as provided in Subsection (1)(b), for a race between candidates, if the difference between the number of votes cast for a winning candidate in the race and a losing candidate in the race is equal to or less than .25% of the total number of votes cast for all candidates in the race, that losing candidate may file a request for a recount in accordance with Subsection (1)(c).
- (b) For a race between candidates where the total of all votes cast in the race is 400 or less, if the difference between the number of votes cast for a winning candidate in the race and a losing candidate in the race is one vote, that losing candidate may file a request for a recount in accordance with Subsection (1)(c).
- (c) A candidate who files a request for a recount under Subsection (1)(a) or (b) shall file the request:
 - (i) for a municipal primary election, with the municipal clerk, within three days after the canvass; or
 - (ii) for all other elections, within [seven] two days after the canvass with:
 - (A) the municipal clerk, if the election is a municipal general election;
 - (B) the local district clerk, if the election is a local district election;
 - (C) the county clerk, for races voted on entirely within a single county; or
 - (D) the lieutenant governor, for statewide races and multicounty races.
- (d) The election officer shall:
 - (i) supervise the recount;
 - (ii) recount all ballots cast for that race;
 - (iii) reexamine all unopened absentee ballots to ensure compliance with Chapter 3, Part 3, Absentee Voting;
 - (iv) for a race where only one candidate may win, declare elected the candidate who receives the highest number of votes on the recount; and
 - (v) for a race where multiple candidates may win, declare elected the applicable number of candidates who receive the highest number of votes on the recount.

SECTION 9. SECTION 20A-4-403 IS AMENDED TO READ:
20A-4-403. Election contest--Petition and response.

- (1)(a) In contesting the results of all elections, except for primary elections, runoff elections, and bond elections, a registered voter shall contest the right of any person declared elected to any office by filing a verified written complaint with the district court of the county in which he resides within 40 days after the canvass.
- (b) The complaint shall include:
 - (i) the name of the party contesting the election;
 - (ii) a statement that the party is a registered voter in the jurisdiction in which the election was held;
 - (iii) the name of the person whose right to the office is contested;
 - (iv) the office to which that person was ostensibly elected;
 - (v) one or more of the grounds for an election contest specified in Section 20A-4-402;
 - (vi) the person who was purportedly elected to the office as respondent; and
 - (vii) if the reception of illegal votes or the rejection of legal votes is alleged as a ground for the contest, the name and address of all persons who allegedly cast illegal votes or whose legal vote was rejected.
- (c) When the reception of illegal votes or the rejection of legal votes is alleged as a cause of contest, it is sufficient to state generally that:
 - (i) illegal votes were given in one or more specified voting precincts to a person whose election is contested, which, if taken from him, would reduce the number of his legal votes below the number of legal votes given to some other person for the same office; or
 - (ii) that legal votes for another person were rejected, which, if counted, would raise the number of legal votes for that person above the number of legal votes cast for the person whose election is contested.
- (d)
 - (i) The court may not take or receive evidence of any of the votes described in Subsection (1)(c) unless the party contesting the election delivers to the opposite party, at least three days before the trial, a written list of the number of contested votes and by whom the contested votes were given or offered, which he intends to prove at trial.
 - (ii) The court may not take or receive any evidence of contested votes except those that are specified in that list.
- (2)(a) In contesting the results of a primary election, when contesting the results of a runoff election, or when contesting the petition nominating an independent candidate, [or when challenging any person, election officer, election official, board, or convention for failing to nominate a person], a registered voter shall contest the right of any person declared nominated to any office by filing a verified written complaint within [14] two days after the date of the canvass for the [primary] election, or 10 days after the date of filing of the petition, [or after the date of the convention, respectively,] with:
 - (i) the district court of the county in which he resides if he is contesting a nomination made only by voters from that county; or
 - (ii) the Utah Supreme Court, if he is contesting a nomination made by voters in more than one county.
- (b) The complaint shall include:
 - (i) the name of the party contesting the nomination;
 - (ii) a statement that the contesting party is a registered voter in the jurisdiction in which the election was held;
 - (iii) the name of the person whose right to nomination is contested or the name of the person who failed to have their name placed in nomination;
 - (iv) the office to which that person was nominated or should have been nominated;
 - (v) one or more of the grounds for an election contest specified in Subsection (1);
 - (vi) the person who was purportedly nominated to the office as respondent; and
 - (vii) if the reception of illegal votes or the rejection of legal votes is alleged as a ground for the contest, the name and address of all persons who allegedly cast illegal votes or whose legal vote was rejected.
- (c) When the reception of illegal votes or the rejection of legal votes is alleged as a cause of contest, it is sufficient to state generally that:
 - (i) illegal votes were given to a person whose election is contested, which, if taken from him, would reduce the number of his legal votes below the number of legal votes given to some other person for the same office; or
 - (ii) legal votes for another person were rejected, which, if counted, would raise the number of legal votes for that person above the number of legal votes cast for the person whose election is contested.
- (d)
 - (i) The court may not take or receive evidence of any of the votes described in Subsection (2)(c), unless the party contesting the election delivers to the opposite party, at least three days before the trial, a written list of the number of contested votes and by whom the contested votes were given or offered, which he intends to prove at trial.

20A-9-403. Regular primary elections and post-primary runoff elections.

- (1)(a) Candidates for elective office that are to be filled at the next regular general election shall be nominated in a regular primary election by direct vote of the people in the manner prescribed in this section. The first [fourth] Tuesday of June of each even-numbered year is designated as regular primary election day. Nothing in this section shall affect a candidate's ability to qualify for a regular general election's ballot as an unaffiliated candidate under Section 20A-9-501 or to participate in a regular general election as a write-in candidate under Section 20A-9-601.
- (b) Each registered political party that chooses to have the names of the registered political party's candidates for elective office featured with party affiliation on the ballot at a regular general election shall comply with the requirements of this section and shall nominate the registered political party's candidates for elective office in the manner described in this section.
- (c) A filing officer may not permit an official ballot at a regular general election to be produced or used if the ballot denotes affiliation between a registered political party or any other political group and a candidate for elective office who is not nominated in the manner prescribed in this section or, in the case of a presidential or vice presidential candidate,
- (d) Unless noted otherwise, the dates in this section refer to those that occur in each even-numbered year in which a regular general election will be held.
- (2)(a) Each registered political party, in a statement filed with the lieutenant governor, shall:
- (i) ~~either~~ declare either that the registered political party intends [party's intent] to participate in the next regular primary election or [declares] that the registered political party chooses not to have the names of the registered political party's candidates for elective office featured on the ballot at the next regular general election; and
 - (ii) if the registered political party participates in the upcoming regular primary election, identify one or more registered political parties whose members may vote for the registered political party's candidates and whether individuals identified as unaffiliated with a political party may vote for the registered political party's candidates.
- (b) (i) A registered political party that is a continuing political party shall file the statement described in Subsection (2)(a) with the lieutenant governor no later than 5 p.m. on ~~November~~ September 30 of each odd-numbered year.
- (ii) An organization that is seeking to become a registered political party under Section 20A-8-103 shall file the statement described in Subsection (2)(a) at the time that the registered political party files the petition described in Section 20A-8-103.
- (3)(a) Except as provided in Subsection (3)(e), an individual who submits a declaration of candidacy under Section 20A-9-202 shall appear as a candidate for elective office on the regular primary ballot of the registered political party listed on the declaration of candidacy only if the individual is featured on a listing of candidates for the regular primary election ballot that a registered political party submits to the appropriate filing officer no later than 5 p.m. on the first business day in March or if the individual is certified by the appropriate filing officer as having submitted a set of nomination petitions that was:
- (i) circulated and completed in accordance with Section 20A-9-405; and
 - (ii) signed by at least ~~25%~~ 1% of the registered political party's members who reside in the political division of the office that the individual seeks.
- (b) (i) A candidate for elective office shall submit nomination petitions to the appropriate filing officer for verification and certification no later than 5 p.m. on the ~~first business day in March.~~
- (ii) A candidate may supplement the candidate's submissions at any time on or before the filing deadline.
- (c) (i) The lieutenant governor shall determine for each elective office the total number of signatures that must be submitted under Subsection (3)(a)(ii) by counting the aggregate number of individuals residing in each elective office's political division who have designated a particular registered political party on the individuals' voter registration forms on or before ~~November 15~~ September 15 of each odd-numbered year, in the case of a registered political party, and on or before December 15, in the case of a newly registered political party.
- (ii) The lieutenant governor shall publish the determination for each elective office no later than ~~November 30~~ October 1 of each odd-numbered year.
- (d) The filing officer shall:
- (i) verify signatures on nomination petitions in a transparent and orderly manner;
 - (ii) for all qualifying candidates for elective office who submit nomination petitions to the filing officer, issue certifications referenced in Subsection (3)(a) no later than 5 p.m. on the first ~~Monday after the third Saturday~~ business day in April;
 - (iii) consider active and inactive voters eligible to sign nomination petitions;
 - (iv) consider an individual who signs a nomination petition a member of a registered political party for purposes of Subsection (3)(a)(ii) if the individual has designated that registered political party as the individual's party membership on the individual's voter registration form; and
 - (v) utilize procedures described in Section 20A-7-206.3 to verify submitted nomination petition signatures, or use statistical sampling procedures to verify submitted nomination petition signatures in accordance with rules made under Subsection (3)(f).
- (e) Notwithstanding any other provision in this Subsection (3), a candidate for lieutenant governor may appear on the regular primary ballot of a registered political party without submitting nomination petitions if the candidate files a declaration of candidacy and complies with Subsection 20A-9-202(3).
- (f) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the director of elections, within the Office of the Lieutenant Governor, ~~shall~~ may make rules that:
- (i) provide for the use of statistical sampling procedures that: (A) filing officers are required to use to verify signatures under Subsection (3)(d); and (B) reflect a bona fide effort to determine the validity of a candidate's entire submission, using widely recognized statistical sampling techniques; and
 - (ii) provide for the transparent, orderly, and timely submission, verification, and certification of nomination petition signatures.
- (g) The county clerk shall:
- (i) review the declarations of candidacy filed by candidates for local boards of education to determine if more than two candidates have filed for the same seat;
 - (ii) place the names of all candidates who have filed a declaration of candidacy for a local board of education seat on the nonpartisan section of the ballot if more than two candidates have filed for the same seat; and
 - (iii) determine the order of the local board of education candidates' names on the ballot in accordance with Section 20A-6-305.
- (4)(a) By 5 p.m. ~~on the first Wednesday after the third Saturday in April~~ no later than two business days following the date specified in Subsection (3)(d)(ii), the lieutenant governor shall provide to the county clerks:
- (i) a list of the names of all candidates for federal, constitutional, multi-county, single county, and county offices who have ~~received certifications~~ qualified for the regular primary election ballot under Subsection (3), along with instructions on how those names shall appear on the primary election ballot in accordance with Section 20A-6-305; and
 - (ii) a list of unopposed candidates for elective office who have been nominated by a registered political party under Subsection ~~(4)(a)~~ (5)(c) and instruct the county clerks to exclude the unopposed candidates from the primary election ballot.
- (b) A candidate for lieutenant governor and a candidate for governor campaigning as joint-ticket running mates shall appear jointly on the primary election ballot.
- (c) After the county clerk receives the certified list from the lieutenant governor under Subsection (4)(a), the county clerk shall post or publish a primary election notice in substantially the following form: "Notice is given that a primary election will be held Tuesday, June _____, (year), to nominate party candidates for the parties and candidates for nonpartisan local school board positions listed on the primary ballot. The polling place for voting precinct _____ is _____. The polls will open at 7 a.m. and continue open until 8 p.m. of the same day. Attest: county clerk."
- (5)(a) A candidate, other than a presidential candidate, who, at the regular primary election, receives the highest number of votes cast for the office sought by the candidate is:
- (i) nominated for that office by the candidate's registered political party if the candidate receives more than 35% of the votes cast for that political party for that office in the regular primary election; or
 - (ii) for a nonpartisan local school board position, nominated for that office.
- (b) If no candidate for an elective office is nominated by a registered political party pursuant to Subsection (5)(a)(i) in a race where three or more candidates appeared on the regular primary election ballot, an election officer shall conduct a runoff election to determine the party's nominee for that office between the two candidates in the same registered political party who received the highest number of votes in the regular primary election.
- (c) For a runoff election described in Subsection (5)(b):
- (i) the candidate who, at the runoff election, receives the highest number of votes cast for the office sought by the candidate is nominated for that office by the candidate's registered political party;
 - (ii) the election officer shall give notice of the runoff election pursuant to rules made by the director of elections within the Office of the Lieutenant Governor in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;
 - (iii) the election officer shall hold the runoff election on the second Tuesday following the first Monday in August;
 - (iv) the election officer shall conduct the election entirely by absentee ballot in accordance with Section 20A-3-302;
 - (v) the county canvass is seven days after the day of the runoff election;
 - (vi) the lieutenant governor's canvass of federal, statewide, and multicounty elections is nine days after the day of the runoff election; and
 - (vii) the director of elections within the Office of the Lieutenant Governor may make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act in order to ensure this runoff election is conducted in a lawful, timely, proper, and efficient manner.
- ~~(4)(d)~~ (d) If two or more candidates, other than presidential candidates, are to be elected to the office at the regular general election, those party candidates equal in number to positions to be filled who receive the highest number of votes at the regular primary election are the nominees of the candidates' party for those positions.

Office Use Only
Registered

Registered Voter's Printed Name
(must be legible to be counted)

DIRECT PRIMARY ELECTION ACT

Signature of Registered Voter

Birth Date or Age
(Optional)

Street Address, City, Zip Code

	Erika Monternach		41	
By signing this petition, you are stating that you have read and understand the law proposed by this petition.				
	Trevi Jursel		22	
By signing this petition, you are stating that you have read and understand the law proposed by this petition.				
	Torle Nembce		29	
By signing this petition, you are stating that you have read and understand the law proposed by this petition.				
	Kari Shaugency			
By signing this petition, you are stating that you have read and understand the law proposed by this petition.				
	Madison Riss		22	
By signing this petition, you are stating that you have read and understand the law proposed by this petition.				
	Annalee Aguilar		23	
By signing this petition, you are stating that you have read and understand the law proposed by this petition.				
	Amelia Kindall		26	
By signing this petition, you are stating that you have read and understand the law proposed by this petition.				

DIRECT PRIMARY ELECTION ACT

• The Governor's Office of Management and Budget estimates the law proposed by this initiative would result in a total fiscal expense of up to \$3.35 million every two years, including costs for runoff elections (up to \$2.9 million), additional primary elections (up to \$400,000), and signature verification and miscellaneous costs (approximately \$50,000). Candidate and voter behavior may change these estimates. In addition, the cost of posting information regarding the proposed initiative in Utah's statewide newspapers and for printing the additional pages in the voter information pamphlet is estimated at \$30,000 in one-time funds.

• **WARNING:** It is a class A misdemeanor for an individual to sign an initiative petition with a name other than the individual's own name, or to knowingly sign the individual's name more than once for the same measure, or to sign an initiative petition when the individual knows that the individual is not a registered voter and knows that the individual does not intend to become registered to vote before the certification of the petition names by the county clerk.

• Birth date or age information is not required, but it may be used to verify your identity with voter registration records. If you choose not to provide it, your signature may not be verified as a valid signature if you change your address before petition signatures are verified or if the information you provide does not match your voter registration records.

DIRECT PRIMARY ELECTION ACT			
Office Use Only Registered	Registered Voter's Printed Name (must be legible to be counted)	Signature of Registered Voter	Birth Date or Age (Optional) Street Address, City, Zip Code
	Karlyn Fife	[Signature]	26 [Address]
	Tiffany C. Smith	[Signature]	30 [Address]
	Patrick Reid	[Signature]	29 [Address]
	Enrique Torres	[Signature]	21 [Address]
	Geoff Shupe	[Signature]	38 [Address]
	Angeles Martinez	[Signature]	20 [Address]
	Brigham Lysenko	[Signature]	18 [Address]

DIRECT PRIMARY ELECTION ACT

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Office Use Only Registered		Registered Voter's Printed Name (must be legible to be counted)		Signature of Registered Voter	Birth Date or Age (Optional)	Street Address, City, Zip Code
		Xander Anderson				
By signing this petition, you are stating that you have read and understand the law proposed by this petition.						
		NORH KODUS				
By signing this petition, you are stating that you have read and understand the law proposed by this petition.						
		Tricia Hurst			35	
By signing this petition, you are stating that you have read and understand the law proposed by this petition.						
		Elliott Hurd			23	
By signing this petition, you are stating that you have read and understand the law proposed by this petition.						
		MASON AURED			37	
By signing this petition, you are stating that you have read and understand the law proposed by this petition.						
		PAUL DRAKE				
By signing this petition, you are stating that you have read and understand the law proposed by this petition.						
		Alan Bondy			59	
By signing this petition, you are stating that you have read and understand the law proposed by this petition.						

DIRECT PRIMARY ELECTION ACT

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DIRECT PRIMARY ELECTION ACT

Office Use Only Registered	Registered Voter's Printed Name (must be legible to be counted)	Signature of Registered Voter	Birth Date or Age (Optional)	Street Address, City, Zip Code
	Barbie Spencer		21	
	Jed Hall		22	
	Malon Ferran		24	

DIRECT PRIMARY ELECTION ACT

- The Governor's Office of Management and Budget estimates the law proposed by this initiative would result in a total fiscal expense of up to \$3.35 million every two years, including costs for runoff elections (up to \$2.9 million), additional primary elections (up to \$400,000), and signature verification and miscellaneous costs (approximately \$50,000). Candidate and voter behavior may change these estimates. In addition, the cost of posting information regarding the proposed initiative in Utah's statewide newspapers and for printing the additional pages in the voter information pamphlet is estimated at \$30,000 in one-time funds.
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