

Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Saturday, January 16, 2021 9:28 AM
To: Hatch,Ricky
Cc: Cowley,Ryan; Lindsey Parkinson; Melanie Abplanalp; bmckenzie@co.davis.ut.us; ckoch@daviscountyutah.gov; jess.bradfield@cachecounty.org; justinlee@utah.gov; jwhittaker@ironcounty.net; mgillette@tooeleco.org; myoung@boxeldercounty.org; Sherrie Swensen
Subject: Re: Input on Fiscal Note for HB0173

I don't see a material cost increase.

Thanks,

On Fri, Jan 15, 2021 at 6:38 PM Hatch,Ricky <rhatch@co.weber.ut.us> wrote:

Looking for fiscal input. Rep. Hall wants us to report, each day between ED and Canvass, how many "voted ballots" we have that have not yet been counted.

I think that if a ballot is a "voted ballot" by definition it has been counted, but I think we'd better talk to him to see what he means by "voted ballot."

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!

FYI: Rep. Hall's bill on reporting ballots that have not yet been counted.

(c) Except as provided in Subsection (3)(d), on each day, beginning on the day after the

48 date of the election and ending on the day before the date of the canvass, the election officer

49 shall publicly release:

50 (i) the results of all ballots, including provisional ballots, counted on that day[.];

and

51 (ii) the total number of voted ballots in the custody of the election officer that have not

Cc: Brian D. Fay <bfay@le.utah.gov>, Greta Rodebush <grodebush@le.utah.gov>, Steven Allred <smallred@le.utah.gov>

HB0173, Vote Reporting Requirements by Hall, C. has been assigned to the following analyst(s) for a Fiscal Note:

Maddy Oritt - Lead Analyst

The attorney assigned to this bill is Alan Houston

Please help us to determine any fiscal impact by logging on to

https://es.sonicurlprotection-sil.com/click?PV=1&MSGID=202101160043270141477&URLID=1&ESV=10.0.6.3447&IV=2CCC473420E569C9EF4E973E2083F237&TT=1610757808101&ESN=FW8NkjaiQHw%2FeN%2BH4o3Wu2OqCMu%2Fk2MfjDWrbFO%2FMDE%3D&KV=1536961729279&ENCODED_URL=https%3A%2F%2Fsecure.utah.gov%2Fufn&HK=80A82C758A5E139424D4572C38E6E16FD4293B3AA7A21D80A7BB3109277539B9/

and completing a response.

Mobile: 385-519-2979

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Curtis Koch Clerk/Auditor Davis County Government p. (801) 451-3491 c. (801) 543-9778

Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Thursday, February 6, 2020 8:37 AM
To: Hatch,Ricky
Cc: alainal@juabcounty.com; bacrowther@sevier.utah.gov; bpearth@richcountyut.org; braymond@daggettcounty.org; BrendaT@emery.utah.gov; bryan@uacnet.org; camille.moore@garfield.utah.gov; clerkkj@kane.utah.gov; dbrenchley@utah.gov; dianna.schaeffer@cacheccounty.org; elections@kane.utah.gov; gingermcmullin@beaver.utah.gov; jdnielson@sanjuancounty.org; jevans@duchesne.utah.gov; jill.zollinger@cacheccounty.org; justinlee@utah.gov; jwhittaker@ironcounty.net; kgleave@piute.utah.gov; kim.gardner@cacheccounty.org; kim.hafen@washco.utah.gov; krobinson@summitcounty.org; lori.perez@carbon.utah.gov; Taylor,Lynn; mgillette@tooeleco.org; mhoward@summitcounty.org; mrowley@co.millard.ut.us; mwilkins@uintah.utah.gov; myoung@boxeldercounty.org; Pam Tueller; ryan@wayne.utah.gov; scwall@sevier.utah.gov; seth.marsing@carbon.utah.gov; sneill@sanpetecountyutah.gov; Sherrie Swensen; Scott Tingley; swilkerson@morgan-county.net; tmcmullin@beaver.utah.gov; bmckenzie@davisco.gov; cgriffiths@co.wasatch.ut.us; ckoch@daviscountyutah.gov; Intern,Elections; kpallesen@daggettcounty.org; markm@utah.gov; mcrook@wasatch.utah.gov; melaniea@washco.utah.gov; mhussey@utah.gov; mjackson@co.davis.ut.us; Cowley,Ryan; cmikesell@morgan-county.net; sclark@morgan-county.net; Stephen Moore; Stuart Tsai; tduncan@uintah.utah.gov; tlake@morgan-county.net; wmcknight@wasatch.utah.gov; slyon@sanpetecountyutah.gov; zeke@uacnet.org; Brandy Grace; Lannie Chapman; Lincoln Shurtz; Melanie Abplanalp
Subject: Re: List of bills
Attachments: Access To and Use Of Voter Registration Lists.pdf; domestic_violence2.pdf

Curtis Koch
Davis County Clerk/Auditor
o: (801) 451-3491
c: (801) 543-9778



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On Wed, Feb 5, 2020 at 10:49 PM Hatch,Ricky <rhatch@co.weber.ut.us> wrote:

Here's the call-in information: 1-877-820-7831,,122966

WHAT IS DOMESTIC VIOLENCE?

Domestic violence is the willful intimidation, physical assault, battery, sexual assault, and/or other abusive behavior as part of a systematic pattern of power and control perpetrated by one intimate partner against another. It includes physical violence, sexual violence, threats, and emotional/psychological abuse. The frequency and severity of domestic violence varies dramatically.

DID YOU KNOW?

- In the United States, an average of 20 people experience intimate partner physical violence every minute. This equates to more than 10 million abuse victims annually.¹
- 1 in 4 women and 1 in 9 men experience severe intimate partner physical violence, intimate partner contact sexual violence, and/or intimate partner stalking with impacts such as injury, fearfulness, post-traumatic stress disorder, use of victim services, contraction of sexually transmitted diseases, etc.² This is commonly considered "domestic violence".
 - 1 in 3 women and 1 in 4 men have experienced some form of physical violence by an intimate partner. This includes a range of behaviors and in some cases might not be considered "domestic violence".³
 - 1 in 7 women and 1 in 25 men have been injured by an intimate partner.⁴
 - 1 in 10 women have been raped by an intimate partner. Data is unavailable on male victims.⁵
 - 1 in 7 women and 1 in 18 men have been stalked. Stalking causes the target to fear she/he/they or someone close to her/him/them will be harmed or killed.⁶
- On a typical day, domestic violence hotlines nationwide receive over 20,000 calls.⁷
- An abuser's access to a firearm increases the risk of intimate partner femicide by 400%.⁸
- Intimate partner violence accounts for 15% of all violent crime.⁹
- Intimate partner violence is most common against women between the ages of 18-24.¹⁰
- 19% of intimate partner violence involves a weapon.¹¹

WHY IT MATTERS

Domestic violence is prevalent in every community, and affects all people regardless of age, socio-economic status, sexual orientation, gender, race, religion, or nationality. Physical violence is often accompanied by emotionally abusive and controlling behavior as part of a much larger, systematic pattern of dominance and control. Domestic violence can result in physical injury, psychological trauma, and even death. The devastating consequences of domestic violence can cross generations and last a lifetime.

SEXUAL ASSAULT

- 1 in 5 women and 1 in 59 men in the United States is raped during his/her lifetime.¹²
- 9.4% of women in the United States experience intimate partner sexual assault in their lifetimes.¹³

STALKING

- 19.3 million women and 5.1 million men in the United States have been stalked.¹⁴
- 66.2% of female stalking victims reported stalking by a current or former intimate partner.¹⁵

If you are in crisis, contact The National Domestic Violence Hotline at 1-800-799-SAFE (7233) or www.TheHotline.org.

Please visit the National Coalition Against Domestic Violence's website at www.ncadv.org for more fact sheets, membership information, and valuable resources.

¹⁵ Ibid.

¹⁶ Bridges, F.S., Tatum, K. M., & Kunselman, J.C. (2008). Domestic violence statutes and rates of intimate partner and family homicide: A research note. *Criminal Justice Policy Review*, 19(1), 117-130.

¹⁷ Smith, S., Fowler, K., & Nilon, P. (2014). Intimate partner homicide and corollary victims in 16 states: National violent death reporting system, 2003-2009. *American Journal of Public Health*, 104(3), 461-466. doi: 10.2105/AJPH.2013.301582.

¹⁸ Violence Policy Center. (2012). *American roulette: Murder-suicide in the United States*. Retrieved from www.vpc.org/studies/amroul2012.pdf.

¹⁹ Ibid.

²⁰ World Health Organization (2013). *Global and regional estimates of violence against women: Prevalence and health effects of intimate partner violence and non-partner sexual violence*. Retrieved from http://apps.who.int/iris/bitstream/10665/85239/1/9789241564625_eng.pdf?ua=1.

²¹ Ibid.

²² Truman, J. L. & Morgan, R. E. (2014). *Nonfatal domestic violence, 2003-2012*. Retrieved from <http://www.bjs.gov/content/pub/pdf/ndv0312.pdf>.

²³ Rothman, E., Hathaway, J., Stidsen, A., & de Vries, H. (2007). How employment helps female victims of intimate partner abuse: A qualitative study. *Journal of Occupational Health Psychology*, 12(2), 136-143. doi: 10.1037/1076-8998.12.2.136.

²⁴ World Health Organization (2004). *The economic dimensions of intimate partner violence*. Retrieved from <http://apps.who.int/iris/bitstream/10665/42944/1/9241591609.pdf>.

²⁵ Ibid.

²⁶ Finkelhor, D., Turner, H., Ormrod, R., & Hamby, S. (2011). *Children's exposure to intimate partner violence and other family violence*. Retrieved from <https://www.ncjrs.gov/pdffiles1/ojjdp/232272.pdf>.

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You Have to Know
The Rules.

Mason's Manual of
Legislative Procedure

Access To and Use Of Voter Registration Lists

8/5/2019

Overview



This page provides 50-state information on access to voter lists. States have varied requirements on who is eligible to request a list of voters, what information the list contains, what information is kept confidential, and how information contained in voter lists may be used. Many states also have specific programs to keep all voter information confidential for certain classes of voters.

The availability of voter lists for campaign purposes is longstanding; candidates benefit from knowing who their party's voters are. Statutes govern the details. Legislators who are interested in expanding or restricting access to voter information may want to consider the following questions:

- Who should have the access? Only political parties and candidates, the general public, academics, others?
- What information will not be provided when voter lists are distributed? Date of birth, driver's license numbers, other identifying information?
- What provisions are made to protect information for people who require address confidentiality, such as victims of domestic violence, sexual assault or stalking? (Learn more about Address Confidentiality Programs here).
- Should law enforcement agents or judges be provided with similar confidentiality?
- Is information about pre-registrants, or those under the age of 18 who are pre-registered to vote and are thus minors, be confidential?
- What process for requesting and receiving voter lists is appropriate? Some states provide a portal for access, others may run a custom extract of voter registration data depending on the information requested.
- Are there restrictions on the uses of the lists, such as that they cannot be used for commercial gain?
- Is there a mechanism for enforcing that policies are followed?
- What is an appropriate fee for voter lists? See the United States Election Project for more information.

The chart below provides statutory information. In it the following acronyms are used:

ACP = Address Confidentiality Program

DOB = Date of Birth

DL = Driver's License

ID = Identification

State	Who can request the voter file?	What information does the file contain?	What is kept confidential?	What can the file be used for?	Programs to keep voter information confidential?
California Cal. Elections Code §2184 et seq., §2194, §2166, §2166.5, §2166.7 Cal. Government Code § 6254.4	Candidates, parties, ballot measure committees, and to any person for election, scholarly, journalistic, or political purposes, or for governmental purposes, as determined by the Secretary of State. All voter information is confidential except for those listed above that may request lists.	Name, address, telephone number, political party preference.	DL number, SSN, any other unique identifier, signature.	Non-commercial purposes. Specifically prohibited uses include: harassment of any voter or voter's household; advertising, solicitation, sale, or marketing of products or services to any voter or voter's household; or reproduction in print, broadcast visual or audio, or display on the Internet or any computer terminal, except for the authorized purposes described above.	ACP participants; public safety officers; a reproductive health care service provider, employee, volunteer, or patient; a person with a life-threatening circumstance.
Colorado Colo. Rev. Stat. § 1-2-302, § 24-30-2108, § 1-2-227 Public Voter Data and Information Requests FAQs	Available to the public upon request.	Full name, address, year of birth, political party, vote history.	Personal identifiable information such as SSN, DL number, or full dates of birth; electronic copies of signatures.	Not specified.	ACP participants; pre-registrants
Connecticut C.G.S.A. § 9-35, § 9-36, § 9-23h, C.G.S.A. § 54-240g	Lists are made available for public inspection and copies are available upon request by municipal registrars.	Not specified.	Full SSN	Not specified.	ACP participants

State	Who can request the voter file?	What information does the file contain?	What is kept confidential?	What can the file be used for?	Programs to keep voter information confidential?
Georgia Ga. Code Ann., § 21-2-225 § 21-2-225.1	Available to the public.	All information except what is listed as confidential, including year of birth.	Month and day of birth, SSN, e-mail addresses, DL numbers, location at which the voter registered.	Non-commercial purposes.	
Hawaii HRS § 11-97, §11-14, § 11-14.5	Some information is public, and other information is provided only for election or governmental purposes.	Full name, address, district/precinct, and voter status are public.	All other personal information shall be confidential except for election or government purposes.	Only election or governmental purposes.	Addresses and phone numbers are kept confidential if a life threatening circumstance exists to: a law enforcement person; the law enforcement person's family; or persons otherwise determined by the clerk of the county in which the person is registered, or if the disclosure of the residence address or telephone number of a person would result in an unwarranted invasion of personal privacy or expose the person or a member of the person's family to risk of bodily harm.
Idaho Idaho Code §34-437, §34-437A, §19-5706	Any person may request it.	Name, address, precinct.	Not specified.	Non-commercial purposes.	ACP participants
Illinois 10 ILCS 5/1A-25 10 ILCS 5/4-8	State political committees and government entities may receive the statewide voter list, at a cost. List is also available for public view on a computer screen at the State Board of Elections office during normal business hours, but the person viewing the list may not print, duplicate, transmit, or alter the list.		Not specified.	Non-commercial purposes.	ACP participants

State	Who can request the voter file?	What information does the file contain?	What is kept confidential?	What can the file be used for?	Programs to keep voter information confidential?
Kansas Kan. Stat. Ann. §25-2320, §25-2320a, §25-2309, §75-451	Any person may examine (under supervision) the voter registration books and active voter lists or request a written copy.	Not specified.	SSN, DL number or any part thereof must be removed or rendered unreadable.	Non-commercial purposes. Compiling, using, giving, receiving, selling or purchasing the information on or derived from voter registration lists, solely for political campaign or election purposes, shall not constitute a commercial use of voter registration lists.	ACP participants, any person requesting address to be concealed from public inspection due to invasion of personal privacy or a threat to the voter's safety.
Kentucky Ken. Rev. Stat. §116.095 §117.025 §14.304	County election officials must permit any citizen to inspect or make copies of any registration record without a fee, and any citizen may request a copy of the registration records (which costs per page). The State Board of Elections must furnish (at a reasonable cost) any and all precinct lists to candidates, political party committees or public question committees.	Not specified.	SSN is redacted.	Non-commercial use. Commercial use includes: use of the voter registration list for profit, the solicitation of donations, or for the sale or advertisement of any good or service; or the transfer of a voter registration list by the requester for a profit to any other person whom the requester knew or should have known intended to use the voter registration list for the uses above. Commercial use does not include: scholarly, journalistic, political (including political fund raising), or governmental purposes; media use or candidate use.	ACP participants

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Maryland MD Code, Election Law, §3-506 COMAR 33.03.02.03 33.05.02.02 33.04.02.02 MD Code, Family Law, § 4520, MD Code, State Government, §7-303	Registered voters in Maryland.	Applicants for the copies of the registration list may specify the information to include among name, address, party affiliation, sex, DOB, voting history.	SSN, DL number	Non-commercial use. Any person who knowingly allows a list of registered voters, under the person's control, to be used for any purpose not related to the electoral process is guilty of a misdemeanor.	ACP participants (victims of domestic violence and human trafficking victims), law enforcement personnel, persons being threatened, victim of or witness to felony, others on the grounds that the disclosure of the individual's address poses a safety threat or is likely to lead to an unwarranted and serious invasion of privacy.
Massachusetts Mass. Gen. Laws Ch. 51 §47C, §37, §44	State party committees, statewide candidate committees, state ballot question committees, the jury commissioner, adjutant general, and any other individual, agency, or entity that the state secretary designates.	Names and addresses.	Not specified, though names and addresses of registered voters are not public information.	Not specified.	ACP participants
Michigan M.C.L.A. 168.522 168.509gg	Any person may request the voter file.	Name, address, year of birth	DL number, last 4 of SSN, month and day of birth, phone number, information that a person declined to register to vote, the office that received a registered voter's application, digitized signature.	Not specified.	N/A

State	Who can request the voter file?	What information does the file contain?	What is kept confidential?	What can the file be used for?	Programs to keep voter information confidential?
Nebraska Neb. Rev. St. §32-330, §32-331, §32-312	Any person may request a list of registered voters for a fee. A list of voters is provided to the clerk of the U.S. District Court and to state political parties for free.	All information on the voter registration form. Names, residence address, mailing address, address of last registration, phone numbers and e-mail addresses (unless requested to be private), DL number or last four of SSN, date of application for registration, place of birth, DOB, party affiliation.	Voters may request that phone numbers and e-mail addresses remain private.	Non-commercial uses. Lists shall be used solely for purposes related to elections, political activities, voter registration, law enforcement, or jury selection.	ACP participants
Nevada N.R.S. N.R.S. 293.440, 293.558	Anyone may request the list for a fee. A copy is provided to political parties upon request without charge.	Names, address, DOB, phone number and the serial number on each application. Parties receive information on the last date the record was changed, and additions and revisions to the list.	SSN, DL number, e-mail address; address and phone number if requested.	Non-commercial uses. Lists may not be used for any purpose that is not related to an election.	ACP participants; any registered voter may submit a request to address and phone number withheld from the public.
New Hampshire N.H. Rev. Stat. §654:25, §654:31, §654:45 N.H. Rev. Stat. T. XII, Ch. 173-B	Political parties, party committees and candidates may receive copies of voter registration lists. Any person may view the statewide voter registration database at the state records and archives office, but the person may not print, duplicate, transmit, or alter the data.	Name, domicile address, mailing address, town or city, voter history, and party affiliation.	Any other information on voter registration form (which includes SSN and DL number). The voter database is private and confidential and any of the information contained therein shall not be disclosed pursuant to a subpoena or civil litigation discovery request.	Non-commercial purposes.	ACP participants
New Jersey N.J.S.A. 19:31-18.1, 47:1A-5, 47:4-2	Any voter who requests it and pays the fee. Political parties receive the lists for free.	Not specified.	SSN, DL number are redacted from all public records.	Non-commercial purposes.	ACP participants

State	Who can request the voter file?	What information does the file contain?	What is kept confidential?	What can the file be used for?	Programs to keep voter information confidential?
North Carolina N.C.G.S.A. § 163A-871	Any person upon request and for a fee. Free lists are provided upon request to political parties.	Voter name, county voter identification number, residential address, mailing address, sex, race, age but not date of birth, party affiliation, precinct name, precinct identification code, congressional district, senate district, representative district, and, where applicable, county commissioner district, city governing board district, fire district, soil and water conservation district, and any other district information available, and voter history including primary, general, and special districts, or any other reasonable category.	Full or partial SSN, DOB, identify of the public agency which the voter registered, e-mail. Cumulative data based on those items of information may be publicly disclosed as long as information about any individual cannot be discerned from the disclosed data.	Not specified.	ACP participants
North Dakota ND Cent. Code §16.1-02-15 §16.1-02-12 §14-07.1-18	Note: North Dakota does not have voter registration, but maintains a central voter file. A candidate, political party, or a political committee may request information from the central voter file.	Name, residential and mailing address, unique identifier generated and assigned to the individual in the central voter file, active or inactive status, district and precinct, voting history.	All information in the central voter file is an exempt record that is not public. Candidates, parties and political committees receive the above information, but do not receive DOB and DL number of voters.	Election-related purposes.	ACP participants
Ohio R.C. § 3503.13, § 3503.15 R.C. § 111.44	Open to public inspection at all times when the office of the board of elections is open for business.	Name, address, precinct number, voting history.	Not specified.	Non-commercial purposes.	ACP participants

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Rhode Island § 17-9.1-15 § 17-9.1-6 § 17-9.1-21 § 17-6-5 § 17-28-5	Voter registration records are public. Upon request (but not more than once a month) local boards shall furnish candidates and parties with the names and addresses of newly registered voters, and voters who have been removed or placed in the inactive category. Upon request the secretary of state provides political parties and candidates with state lists of registered voters.	Name, party affiliation, street address, city or town, congressional district, senatorial district, representative district, ward, and/or precinct and nothing else.	Anything that indicates where the voter registered.	For political purposes or in the furtherance of candidacy for political office, and no other purpose.	ACP participants
South Carolina S.C. Code § 7-5-410, § 7-5-170, § 7-5-186, § 30-2-50	Open to public inspection.	Name, sex, race, DOB, residence and mailing address, phone number.	SSN. Information that is confidential for other state agencies must also remain confidential in the voter list.	Non-commercial purposes.	N/A
South Dakota SDCL § 12-4-9, § 12-4-41	The county master registration file shall be open to public inspection during office hours.	All information from each voter's registration card (except what is kept confidential below), the date of the last election the voter has voted in, and when the voter's information was last updated.	Full DOB (though birth year may be disclosed), SSN, DL number	Only for election purposes, may not be used for any commercial purpose, and may not be placed for unrestricted access on the internet. Violations are a Class 1 misdemeanor and may be subject to a fine.	N/A

State	Who can request the voter file?	What information does the file contain?	What is kept confidential?	What can the file be used for?	Programs to keep voter information confidential?
Utah U.C.A. § 20A-2-104	Qualified persons, including government officials/employees, a health care provider, an insurance company, a financial institution, a political party, or any person who agrees to certain confidentiality measures.	Information contained on the voter registration form (name, address, phone number if listed, party).	DL number, SSN, email address and day of birth. Months and years of birth are restricted to government officials, government employees, political parties, or certain other persons under certain circumstances.	Not specified, but those that may obtain month and year of birth of voters may only use the information for a political purpose.	Any voter may indicate on the voter registration form or submit a written application requesting that their record be classified as private.
Vermont 17 Vt. Stat. §2154, §2141 15 V.S.A. § 1158	Town clerks must make copies of voter lists available to the chair of each political party in the municipality and any other person upon request, at cost.	Information contained within the statewide list that is not confidential.	Month and day of birth, DL number, telephone number, e-mail address, and the last four digits of SSN.	Non-commercial purposes. A copy of the voter checklist may not be disclosed to any foreign government, agency, or person acting on behalf of a foreign government, or a federal entity for the purpose of registration of a voter, publicly disclosing a voter's information, or comparing a voter's information to personally identifying information contained in other federal or state databases.	ACP participants

State	Who can request the voter file?	What information does the file contain?	What is kept confidential?	What can the file be used for?	Programs to keep voter information confidential?
West Virginia W. Va. Code, § 3-2-30 W. Va. Code, § 48-28A-101	Anyone may request a digital or printed list of registered voters for a fee. A public terminal is also available for any person to examine active, inactive, rejected and canceled voter registration records.	Name, residence address, political party affiliation and status of the registrant.	Phone number, email address, SSN or DL number.	Non-commercial purposes. Information obtained from voter data files may not be used for commercial or charitable solicitations or advertising, sold or reproduced for resale.	ACP participants
Wisconsin W.S.A. 6.36, 6.47	Open to public inspection and electronically accessible by any person.	Name, address, district, unique registration ID number, voting history, indication of the method by which the registration form was received, absentee voting information.	DOB, DL number, SNN, any information on ACP participants, any indication of a voting accommodation provided.	Non-commercial purposes.	ACP participants
Wyoming Wyo. Stat. § 22-2-113	Candidates, campaign committees, political party committees, elected officials, political action committees, individuals promoting or opposing a ballot issue or candidate, and organizations that promote voter participation.	Name, gender, address, party affiliation.	SSN (and portions of SSN), DL number, DOB, phone number, tribal ID number, e-mail address and other personally identifiable information.	Political purposes only (non-commercial purposes).	N/A

Additional Resources

- NCSL's webpage on Voter Registration
- The U.S. Elections Project on Voter Lists

Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Tuesday, January 7, 2020 10:32 AM
To: Hatch,Ricky
Cc: Brian McKenzie (bmckenzie@co.davis.ut.us); Cowley,Ryan; Derek Brenchley (dbrenchley@utah.gov); Lincoln Shurtz; Marki Rowley; Pam Tueller; Sherrie Swensen; bryan@uacnet.org; justinlee@utah.gov
Subject: Re: Need guidance and input on our "plain language" legislation

Ricky,

In looking over the points brought up by Representative Christiansen, I don't believe this is in line with the original intent of the bill. 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.

I agree with the concept of providing simple, and easy to understand information to the voter, and I agree with providing that information with the ballot; however, I don't see the need of placing the information directly on the ballot. At the end of the day, all I need returned to my office are the voter's choices, I don't need all of the descriptive information that helps to inform the voter of the issues.

As it relates to the bill itself, can you share what changes you are aware of that need to be made from our end? As a committee bill, I believe the less we can modify the better.

I would propose dropping the judicial portion out of the bill. I don't see it as a major help as the multiple judges are on our municipal ballots anyway. This is a concern for the judicial and not a help for us.

Thanks,

On Mon, Jan 6, 2020 at 11:17 PM Hatch,Ricky <rhatch@co.weber.ut.us> wrote:

Hi everyone,

I need your advice to figure out how to deal with our plain language bill.

Background: The Gov Ops committee approved this as a committee bill in Interim. For various reasons (most of which were my fault), the language of the bill actually makes the ballots and inserts longer. In short - most of the bill needs to be dropped or rewritten for it to accomplish what we want it to accomplish. Originally, I had planned to scrap the entire bill, except for the last page that consolidates judge retention questions, and even that page looks may get some pushback from the state courts.

Under normal circumstances, I'd recommend we scrap the entire bill and regroup for next year, but I was contacted over the weekend by Rep. Steve Chritiansen of West Jordan (replaced Ken Ivory). We met tonight and he wants to make the initiatives/referenda more readable for the voters. His intent language is in the email chain below, but in short, his intent would make the ballots much longer than they are now. We

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

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!**

Hi Steve,

Glad the meeting went well with Ricky.

I'm generally ok with adding everything but the independent commission. That part might make sense as it's own bill. I only say that because the bill we have now is a committee bill that was worked on and studied by the committee all summer. The first couple points I think would fit alright with what the committee worked on. I think the independent commission gets a little beyond the original bill and probably warrants a fair amount of discussion on its own.

We can talk about it Thursday during all day caucus.

Marc Roberts - Representative

Utah House District 67
robertsmarc.com
@RepMarcRoberts

On Jan 6, 2020, at 6:45 PM, Steve Christiansen <schristiansen@le.utah.gov> wrote:

Tom and Marc, I met tonight with Ricky Hatch to see if it makes sense to combine our ballot improvement efforts into one bill. We've tentatively agreed that it does, if at all possible, but he'll be reaching out to his fellow county clerks/auditors to confirm their support. He'll have an answer to me by Friday. At that point we'll know if we'll be working with you, Tom, to revise the existing bill to incorporate my proposed content as well as some potential changes they are also considering (likely), or to revise the existing bill with only the changes Ricky has contemplated AND create a new bill (unlikely). Just wanted you to be aware of the outcome of our conversation. By the end of the week you'll have direction from us as to how to proceed.

Marc, as we discussed by phone, the following are the drafting instructions I've provided for my proposed bill:

Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Thursday, November 30, 2017 2:32 PM
To: Hatch,Ricky
Cc: 'Jill Zollinger' (jill.zollinger@cachecounty.org); Sherrie Swensen; Pam Tueller; Brian McKenzie (bmckenzie@co.davis.ut.us); Marilyn Gillette (mgillette@tooeleco.org); Marla Young (myoung@boxeldercounty.org); mrowley@co.millard.ut.us; Mike Wilkins (mwilkins@uintah.utah.gov); Cowley,Ryan; justinlee@utah.gov; Derek Brenchley (dbrenchley@utah.gov); Mark Mitchell; Amber Miller
Subject: Re: Please provide name of individual to be on the VISTA steering committee

Alright, scratch the last email. Amber Miller is the right woman for the job when it come to Davis County. Her contact info is amber@daviscountyutah.gov ph. 801-451-3479.

Thanks,

Curtis Koch
Clerk/Auditor
Davis County Government
p. (801) 451-3491
c. (801) 543-9778

On Thu, Nov 30, 2017 at 2:28 PM, Curtis Koch <ckoch@co.davis.ut.us> wrote:

As you may have already guessed, Brian McKenzie is the right man for the job when it comes to Davis County.

Thanks,

Curtis Koch
Clerk/Auditor
Davis County Government
p. [\(801\) 451-3491](tel:(801)451-3491)
c. [\(801\) 543-9778](tel:(801)543-9778)

On Wed, Nov 29, 2017 at 5:52 PM, Hatch,Ricky <rhatch@co.weber.ut.us> wrote:

Thanks for being willing to be a part of the VISTA steering committee that was discussed at the UAC conference in St. George!

The C/A group voluntold Ryan Cowley to lead this committee, and he is ready to get things rolling.

The purpose of this group is twofold:

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Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Thursday, November 30, 2017 2:29 PM
To: Hatch,Ricky
Cc: 'Jill Zollinger' (jill.zollinger@cachecounty.org); Sherrie Swensen; Pam Tueller; Brian McKenzie (bmckenzie@co.davis.ut.us); Marilyn Gillette (mgillette@tooeleco.org); Marla Young (myoung@boxeldercounty.org); mrowley@co.millard.ut.us; Mike Wilkins (mwilkins@uintah.utah.gov); Cowley,Ryan; justinlee@utah.gov; Derek Brenchley (dbrenchley@utah.gov); Mark Mitchell
Subject: Re: Please provide name of individual to be on the VISTA steering committee

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Clerk/Auditor
Davis County Government
p. (801) 451-3491
c. (801) 543-9778

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Thanks for being willing to be a part of the VISTA steering committee that was discussed at the UAC conference in St. George!

The C/A group voluntold Ryan Cowley to lead this committee, and he is ready to get things rolling.

The purpose of this group is twofold:

1. Analyze VISTA enhancement/fix requests from the counties, and provide a prioritized list of recommendations to the elected clerks for approval before providing the list to the LG's office.
2. Serve as the first line of support for VISTA users statewide, rather than having VISTA-related questions go directly to the LG's office.

With these two roles, it is important that members of this VISTA steering committee know VISTA inside and out.

Before next Monday, please provide Ryan (feel free to Reply All) with the name of the person your county designates to be on this committee.

Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Tuesday, February 23, 2021 12:07 PM
To: Karla Johnson
Cc: Justin Lee; VSUsersGroup Voting-Systems-Users-Group
Subject: Re: Please welcome Shelly Jackson to LGO

This is an absolute win for the State! We are sad to see leave Davis County, but excited to have her experience and expertise combined with that of the existing staff at the LG's. Shelly is an incredible person and professional; we will all benefit from this move!

Curtis Koch
Davis County Clerk/Auditor
o: (801) 451-3491
c: (801) 543-9778



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On Tue, Feb 23, 2021 at 9:49 AM Karla Johnson <clerkkj@kane.utah.gov> wrote:

Welcome Shelly, Do we say Congratulations or Condolences?

KJ

From: Justin Lee <justinlee@utah.gov>
Sent: Monday, February 22, 2021 11:37 AM
To: VSUsersGroup Voting-Systems-Users-Group <vsug@utah.gov>
Subject: Please welcome Shelly Jackson to LGO

Good morning,

Please join me in welcoming Shelly Jackson as the new Deputy Director of Elections in the Lt. Governor's Office! I know several of you were already aware of Shelly's new job, but today is her first day so now it is official.

Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Thursday, November 10, 2016 3:54 PM
To: Justin Lee
Cc: CountyClerks
Subject: Re: Potential Release of Results on Friday

Based on the discussions had over the last few months, I would strongly encourage that we stick to the plan as outlined to the public.

Thanks,

On Thursday, November 10, 2016, Justin Lee <justinlee@utah.gov> wrote:
Good Afternoon,

There is some discussion about doing an extra release of election results tomorrow (Friday, 11/11) at the end of the day. If your county would be interested in releasing results please let me know. ASAP. As with any release of results you do not have to release any results if you do not count ballots and are not planning on counting ballots.

Thank you,
Justin

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

--
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To unsubscribe from this group and stop receiving emails from it, send an email to
CountyClerks+unsubscribe@utah.gov.

--
Curtis Koch
Clerk/Auditor
Davis County Government
p. (801) 451-3491
c. (801) 543-9778

Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Monday, November 18, 2019 4:44 PM
To: Justin Lee
Cc: CountyClerks
Subject: Re: Presidential Primary Ballot Issue

All,

I think this is a very complex issue and could best be discussed on a conference call. I fear if we do not administer elections consistently, we are going to have significant implications in the future. To be consistent we need to mail ballots to all eligible voters.

Justin,

Can we put a conference call together in the next couple of days and get as many of the Clerks on it as possible?

Thanks,

Curtis Koch
Clerk/Auditor
Davis County Government
p. (801) 451-3491
c. (801) 543-9778

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On Mon, Nov 18, 2019 at 3:02 PM Justin Lee <justinlee@utah.gov> wrote:

Dear County Clerks,

In just two weeks we will know which candidates, and which political parties, will be on the March 3 presidential primary ballot. We have had several candidates declare for the Democratic primary but only one candidate declare for the Republican primary. Unless another candidate declares for the Republican primary, there is a possibility that you will only need to hold a Democratic primary election.

As you know, the Democratic party has an open primary, meaning any voter can vote in that primary. I want to get your feedback on what we should do as a state if there is only a Democratic primary. Should the Democratic ballot be mailed to all voters since all voters are eligible to vote? Since we have the funding for a full election covering the cost of sending all voters a ballot would not be a problem. We will want to be untied if this becomes an issue and be consistent when it comes to who gets a ballot in the mail.

Feel free to discuss this with your staff and then share your thoughts in the next day or two.

Thank you,
Justin

Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Friday, February 5, 2021 2:35 AM
To: Hatch,Ricky
Cc: Brian McKenzie; Cowley,Ryan; Justin Lee; Lincoln Shurtz; Marilyn Gillette; Marla Young; Sherrie Swensen; Zeke Lee; hunter@uacnet.org
Subject: Re: rep. teuscher's voter affiliation bill update

Consistency is what we have asked for as election administrators. We should hold to that. If the Legislature, Governor and Lieutenant Governor are committed to full implementation of RCV for all elected offices in the State, then the Clerks must be fully committed. This wasn't just a strategy to avoid RCV, it was a commitment. The Clerks have always been committed to administering fair, transparent, and accessible elections. Under RCV, full implementation gives us the best opportunity to do that. Naturally, we remain consistent in our belief that RCV is an extremely bad idea with significant administrative challenges and the potential for increased voter confusion. If RCV is to be forced upon the State, full implementation is the way to go for everyone's sake.

Good ideas grow organically, just like vote by mail did from 2012 to 2020. VBM never required legislative mandates in order for it to take root in the State. Interesting, that after a "successful" pilot, the only way RCV moves forward is through legislative mandates. Perhaps this is the best indication of how good of an idea RCV is.

On Thu, Feb 4, 2021 at 9:35 PM Hatch,Ricky <rhatch@co.weber.ut.us> wrote:

Rep Teuscher said that Winder might amend his bill to have RCV for General elections, and totally eliminate primary elections, and that he would pair it with a bill that is forthcoming from McCay that would alter the QPP signature-gathering requirements.

We should probably start thinking about what such a change would do to our strategy, especially our argument for consistency.

--
Please forgive any typos. My phone's speech to text feature is either imperfect or mischievous.

Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Friday, February 28, 2020 9:10 AM
To: Marilyn Gillette
Cc: Alaina Lofgran; Becky Peart; Brenda Tuttle; Brian McKenzie; Camille Moore; Chris Baird; Cowley, Ryan; Ginger McMullin; Jill Zollinger; JoAnn Evans; John David Nielson; Justin Lee; Kali Lee Gleave; Karla Johnson; Kim Hafen; Marla Young; Michael Wilkins; Ricky Hatch; Ryan Torgerson; Seth Marsing; Sherrie Swensen; Steven Wall; auditor@sanpetecountyutah.gov; braymond@daggettcounty.org; jwhittaker@ironcounty.net; kentjones@summitcounty.org; mrowley@co.millard.ut.us; sclarke@morgan-county.net
Subject: Re: SB83 Follow-up

As long as the sub is approved we should be good.

Thanks,

On Fri, Feb 28, 2020 at 9:41 AM Marilyn Gillette <mgillette@tooeleco.org> wrote:

Great job. Do we need to do anything else to help it get passed? Contact our legislators.....

Marilyn

Marilyn K. Gillette

Tooele County Clerk

47 S. Main, Suite #318

Tooele, UT 84074

435-843-3148/435-830-5463

mgillette@tooeleco.org



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On Thu, Feb 27, 2020 at 5:13 PM Marilyn Gillette <mgillette@tooeleco.org> wrote:

Sweet, good work, fingers crossed!

Marilyn

Marilyn K. Gillette

Tooele County Clerk

47 S. Main, Suite #318

Tooele, UT 84074

435-843-3148/435-830-5463

mgillette@tooeleco.org



From: Curtis Koch <ckoch@co.davis.ut.us>

Sent: Thursday, February 27, 2020 4:22 PM

To: Ginger McMullin <gingermcmullin@beaver.utah.gov>; Marla Young <myoung@boxeldercounty.org>; Jill Zollinger <jill.zollinger@cachecounty.org>; Seth Marsing <seth.marsing@carbon.utah.gov>; braymond@daggettcounty.org; JoAnn Evans <jevans@duchesne.utah.gov>; Brenda Tuttle <brendat@emery.utah.gov>; Camille Moore <gcclerk@mountainwest.net>; Chris Baird <cbaird@grandcountyutah.net>; jwhittaker@ironcounty.net; Alaina Lofgran <alaina@juabcounty.com>; Karla Johnson <Clerkkj@kane.utah.gov>; mrowley@co.millard.ut.us; sclarke@morgan-county.net; Kali Lee Gleave <kgleave@piute.utah.gov>; Becky Peart <bpeart@richcountyut.org>; Sherrie Swensen <SSwensen@slco.org>; John David Nielson <jdnielson@sanjuancounty.org>;

Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Thursday, February 27, 2020 6:46 PM
To: Marilyn Gillette
Cc: Ginger McMullin; Marla Young; Jill Zollinger; Seth Marsing; braymond@daggettcounty.org; JoAnn Evans; Brenda Tuttle; Camille Moore; Chris Baird; jwhittaker@ironcounty.net; Alaina Lofgran; Karla Johnson; mrowley@co.millard.ut.us; sclarke@morgan-county.net; Kali Lee Gleave; Becky Peart; Sherrie Swensen; John David Nielson; auditor@sanpetecountyutah.gov; Steven Wall; kentjones@summitcounty.org; Michael Wilkins; Kim Hafen; Ryan Torgerson; Ricky Hatch; Brian McKenzie; Cowley, Ryan; Justin Lee
Subject: Re: SB83 Follow-up

All,

The 3rd sub on SB83 just was just released. The changes we asked for are in it. I've let Senator Weiler know we will be neutral on this bill. He's been an amazing help in getting us to this point. Here's the link to the 3rd sub: <https://le.utah.gov/~2020/bills/sbillint/SB0083S03.pdf>

Lines 648-650 and 663-664 were where the modifications were made.

Thanks,

Curtis Koch
Davis County Clerk/Auditor
o: (801) 451-3491
c: (801) 543-9778



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Marilyn

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Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Friday, February 21, 2020 3:50 PM
To: Justin Lee
Cc: Brian McKenzie; Bryan Rodgers; Ricky Hatch; VSUG Leg
Subject: Re: SB83 in Committee on Monday at 4:00

Awesome.....

On Fri, Feb 21, 2020 at 3:30 PM Justin Lee <justinlee@utah.gov> wrote:
Good Afternoon,

SB83 - Sen. Anderegg's voter privacy bill, will be up in committee Monday afternoon at 4:00 p.m. (see attached agenda). We have not yet seen a new sub, or any amendments, but I would assume we will before Monday.

Justin

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

--
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Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Monday, February 24, 2020 1:55 PM
To: Pam Tueller
Cc: Justin Lee; Brian McKenzie; Bryan Rodgers; Ricky Hatch; Sherrie Swensen; Lannie Chapman
Subject: Re: SB83 in Committee on Monday at 4:00

FYI. Sub 1 and 2 just went public.

<https://le.utah.gov/~2020/bills/static/SB083.html>

Curtis Koch
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c: (801) 543-9778



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On Mon, Feb 24, 2020 at 9:53 AM Curtis Koch <ckoch@co.davis.ut.us> wrote:

I reached out to Lincoln this morning. He has not seen the substitute, but has spoken with Senator Anderegg. He was told that the Senator and party have incorporated our recommendations into the substitute. I asked that consideration be given to the concept that even though they have incorporated or recommendations, bad language may still exist in the bill that could cause other administrative issues. I offered that the Clerks can be a resource to make a better bill. We'll watch for it to drop. I am planning on going up to the hearing at 4 pm.

Thanks,

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Davis County Clerk/Auditor
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Office of the Lieutenant Governor

State of Utah

801.538.1129

justinlee@utah.gov

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On Mon, Feb 24, 2020 at 9:20 AM Pam Tueller <PTueller@slco.org> wrote:

Good morning,

Who is planning on being up at the committee meeting this afternoon for this bill? Has anyone seen new language yet?

Thank you,

Office of the Lieutenant Governor

State of Utah

801.538.1129

justinlee@utah.gov

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--
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Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Monday, January 30, 2017 1:40 PM
To: Hatch,Ricky; Justin Lee; Mark Thomas
Cc: vsugleg@utah.gov
Subject: Re: SB114 - Bramble's "runoff election" bill - need to watch closely

Is it safe to say that the Clerk's Association is opposed to this legislation? Based upon what was stated above, I would vote to oppose. Can we please get up and say so in the hearing? This is rushed legislation for political purposes that can only continue the complications started by SB54.

Curtis Koch
Clerk/Auditor
Davis County Government
p. (801) 451-3491
c. (801) 543-9778

On Mon, Jan 30, 2017 at 12:39 PM, Hatch,Ricky <rhatch@co.weber.ut.us> wrote:

Just a heads up that Brambles runoff election bill is in committee at 2 PM. <http://le.utah.gov/~2017/bills/static/SB0114.html>

This bill changes filing/declaration dates. Creates special VBM runoff election. Allows voters to sign more than one petition.

We haven't taken a position on this, but it's safe to say we'd likely oppose, because it adds a vote-by-mail election between the primary and general elections, if no primary candidate gets more than a plurality. It probably wouldn't happen often, but when it does happen, it would create a very challenging situation for election administrators.

There may be a substitute bill coming out soon, but until it does, we may want to fight against the current version.

Knowing Bramble, this bill can move extremely quickly, so we need to be on our toes, ready to respond any minute.

I'll update you as soon as I can. I'll be at the committee hearing today, as will the LG's office.

Thanks,

R.

Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Friday, March 6, 2015 9:38 PM
To: Hatch,Ricky; brenda@co.emery.ut.us; btitcomb@co.wasatch.ut.us; clerkkj@kane.utah.gov; david@ironcounty.net; dcarroll@grandcountyutah.net; dfreston@duchesne.utah.gov; dmay@utah.gov; gcclerk@mountainwest.net; jaclynburt@utah.gov; jill.zollinger@cachecounty.org; justinlee@utah.gov; kentjones@summitcounty.org; kim.hafen@washco.utah.gov; mgillette@co.tooele.ut.us; mjthomas@utah.gov; mwilkins@co.uintah.ut.us; myoung@boxeldercounty.org; njohnson@sanjuancounty.org; normab@email.utcourts.gov; pati@co.juab.us; ryan@wco.state.ut.us; scwall@sevier.utah.gov; seth.oveson@carbon.utah.gov; slafitte@hotmail.com; sneill@sanpeteounty-ut.gov; Sherrie Swensen; valeenb@hotmail.com; vmckee@daggettcounty.org; Bryan Thompson (BryanT@utahcounty.gov); gmcmullin@beaver.utah.gov; Ilene Roth (recorder@mail.manti.com)
Cc: Adam Trupp (adam@uacnet.org); Arie Van De Graaff (arie@uacnet.org); Lincoln Shurtz (legislative.insight@gmail.com)
Subject: RE: SB297-Marriage bill impacting Clerks-please provide input ASAP

I attended the Committee meeting on Friday and had the chance to speak with the brains of the bill (Prof. Robin Fretwell Wilson) after the meeting. Ricky has done a great job of summarizing what took place. I would like to emphasize a few additional items that I believe are important:

1. The County Clerk choosing not to perform marriages for anyone is not considered a solution on this issue.
2. It is important that the "designee" of the Clerk not be required to be an employee of the County. They can be, but they don't have to be. This is important because towards the end of the hearing, it seemed the discussion shifted toward the designee having to be an employee. I have no interest in setting down with my staff to find out who has deeply held religious views one way or the other on this issue. I would rather pull from a pool in the community that are willing to make themselves "reasonably available" to perform marriages.
3. There should be a distinction that the designee is not deputized.

Mrs. Wilson seemed very interested in hearing a Clerks point of view on the issue and was open to discussing the issue. I believe that feedback from the group can be an influence on this issue and encourage you to add your voice to the discussion. The link to the audio of the hearing is:

http://utahlegislature.granicus.com/MediaPlayer.php?view_id=2&clip_id=18805&meta_id=549445

Thanks,

Curtis Koch
Clerk/Auditor
Davis County Government
p. (801) 451-3491
c. (801) 543-9778
f. (801) 451-3155

From: Hatch,Ricky [mailto:rhatch@co.weber.ut.us]
Sent: Friday, March 06, 2015 9:00 PM

From: Sherrie Swensen
To: [Justin Lee - State Election Division \(justinlee@utah.gov\)](mailto:justinlee@utah.gov)
Cc: [Derek Brenchley <dbrenchley@utah.gov>](mailto:dbrenchley@utah.gov) dbrenchley@utah.gov
Subject: [REDACTED] Responses
Date: Saturday, October 31, 2020 9:00:58 PM

Hi Justin,

I apologize for the delay in getting this information to you. Below are the responses sent by our Communication Officer David Martinson to [REDACTED].

I rewrote the response with more details, but the first version got posted before David received my version.

"We want to clarify what happened so you will understand.

We can assure you that this was not a case of voter fraud.

What happened was that an inconsequential mistake was made by the poll worker.

In creating the voter access card, the poll worker missed a step on the poll pad to select "create ballot style." By missing that step, a ballot style for your husband's precinct was not created for his voter access card.

When he inserted his card into the voting machine, instead of displaying a ballot, it was **blank**. (A ballot was not displayed so he could not have cast any votes!)

A blank voter access card causes a red **generic** default error to appear indicating, "*This voter access card is already voted. Please remove it from the machine.*"

The poll worker called the Election Help Desk so the voter access card could be cleared and one recreated that would display a ballot so your husband could vote.

The poll workers you spoke to were referring to properly enabling the voter access card, which is a generic information transmitting device. Votes are not stored on a voter access card. The voter access card allows a voter's ballot to be shown on the touchscreen.

When votes are cast on an electronic voting machine, they **CANNOT** be cleared. There are three redundant memories of votes cast on the machine, on a paper trail, in an internal memory and on a memory card locked inside the machine."

From: David Martinson <DMartinson@slco.org>

Sent: Friday, October 30, 2020 12:56 PM

To: Sherrie Swensen <SSwensen@slco.org>

Subject: RE:

FIRST INSTAGRAM COMMENT:

Hello [REDACTED],

We want to clarify what happened so you will understand.

We can assure you that this was not a case of voter fraud.

What happened was an inconsequential mistake was made by the poll worker.

In creating the voter access card, the poll worker missed a step on the poll pad to select "create

From: Sherrie Swensen
To: [Justin Lee - State Election Division \(justinlee@utah.gov\)](#)
Cc: [Lannie Chapman](#)
Subject: TRACK YOUR VOTE?
Date: Tuesday, December 22, 2020 12:59:54 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.ipq](#)

Hi Justin,
Has TRACK YOUR BALLOT been inactivated?

I think some voters are still trying to access their information. Here is an email I received on December 20th. His vote was received and counted, but when I enter is information in TRACK YOUR BALLOT, it says there is an error, etc. I also received one other question about it.

I can send him a snipping of his by-mail history from VISTA, but I would like to let him know if there is a reason he can't access the information on [vote.utah.gov](#). I assume that is where he checked.

"why does it say you never received my vote, did my vote count, am I a victim of the corrupt left-wing Nazzis?

my name is [REDACTED]

[REDACTED] [REDACTED]

I want to know my vote counted- this is a travesty the amount of fraud going on.

I demand an answer and that my election wa fair- just because I voted for Trump doesn't mean postal workers get to destroy discard, etc and that you received my vote and didn't discard or chang my vote"

Thank you,



Sherrie Swensen
Salt Lake County Clerk
sswensen@slco.org
385-468-7370
 [SLCO Clerk](#)
[Website](#)

From: Sherrie Swensen
To: mithomas@utah.gov
Cc: [Justin Lee \(justinlee@utah.gov\)](mailto:Justin Lee (justinlee@utah.gov)); Rozan Mitchell; Mark Pemberton; Rashelle Hobbs; Pam Tueller
Subject: Vista Local
Date: Thursday, March 31, 2016 5:17:31 PM

Hi Mark,

For the General Election we are potentially going to be using 41 vote centers in conjunction with vote-by-mail with the approval of our County Council. Within those vote centers we will be using VISTA Local [REDACTED]
[REDACTED].

Mark Pemberton, our IT manager, was informed [REDACTED]
[REDACTED]

Can you tell me when it is coming out [REDACTED]
[REDACTED]
[REDACTED]

Thank you very much for your assistance.

Warm regards,

Sherrie Swensen

From: Suzanne Harrison on behalf of Suzanne Harrison <sharrison@le.utah.gov>
To: Brian McKenzie; Tom Vaughn
Cc: Brian Bean; Derek Brenchley; Hatch, Ricky; Justin Lee; Sherrie Swensen; Pam Tueller
Subject: Re: Bill draft for your review
Date: Saturday, November 9, 2019 12:50 51 PM
Attachments: [image001.jpg](#)

Thank you all!

Can I meet with one of you before interim day to discuss this bill? I could meet on Nov. 19th at 10:15 am if that works for you?

Thank you!

Suzanne

Representative Suzanne Harrison
Utah House District 32
[REDACTED]

If you would like to receive legislative updates and newsletters, please sign up [here](#).

From: Brian McKenzie <brmckenzie@co.davis.ut.us>
Date: Friday, November 8, 2019 at 5:37 PM
To: 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>, Suzanne Harrison <sharrison@le.utah.gov>, "ptueller@slco.org" <ptueller@slco.org>
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:

[REDACTED]

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

Signature Line No Cell

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--
Brian McKenzie, CERA
Chief Deputy Clerk/Auditor

From: Suzanne Harrison on behalf of Suzanne Harrison <sharrison@le.utah.gov>
To: Pam Tueller; Tom Vaughn; Justin Lee; Brian McKenzie
Cc: Hatch, Ricky; Sherrie Swensen; Brian Bean; Derek Brenchley; Lannie Chapman
Subject: Re: Bill draft for your review
Date: Tuesday, November 19, 2019 10:00:30 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.jpg](#)
[image004.jpg](#)
[image005.jpg](#)
[image006.jpg](#)
[image007.jpg](#)

Team,

Question for you: Does this draft legislation address

Specifically this section:

Or has this been addressed in other ways?

Thank you!

Representative Suzanne Harrison
Utah House District 32

If you would like to receive legislative updates and newsletters, please sign up here.

From: Pam Tueller <PTueller@slco.org>
Date: Tuesday, November 19, 2019 at 6:32 AM
To: Tom Vaughn <TomVaughn@le.utah.gov>, Justin Lee <justinlee@utah.gov>, Brian McKenzie <bmckenzie@co.davis.ut.us>
Cc: 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

Signature Line No Cell

[?]

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 [REDACTED]

2. Line 3576 is referring to [REDACTED]

3. Line 3934 is referring to [REDACTED]

Thank you,


Pam Tueller
Election Director
Salt Lake County Clerk
ptueller@slco.org
385-468-7425
 [SLCO Clerk Website](#)

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

We want to make sure [REDACTED]

[REDACTED] The counties can probably weigh on better than I can on that though.

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

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

Should we change it to "[REDACTED]"
[REDACTED]

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

Signature Line No Cell

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 [REDACTED]
[REDACTED]
[REDACTED]

Brian McKenzie, CERA
Chief Deputy Clerk/Auditor
Davis County

Signature Line No Cell

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Michelle Blue

From: Derek Brenchley <dbrenchley@utah.gov>
Sent: Thursday, August 31, 2017 3:34 PM
To: Sherrie Swensen; Rozan Mitchell; Bryan Thompson; Scott Hogensen; Brent R. Titcomb; Seth Oveson; Diana Carroll; Brenda; Nielson, John David
Cc: Justin Lee (Google Drive); Mark Thomas
Subject: Candidate Certification for CD3 General Election
Attachments: 2017 General Election Certification.pdf

Good afternoon,

Thank you again for providing us with your primary election canvass and audit materials. Attached is the candidate certification for the special general election. A few notes as you prepare ballots:

- **Straight Party Voting.** Because there is only one partisan race on the ballot, do not include straight party on the ballot.
- **Unaffiliated Candidates.** There is one unaffiliated candidate for CD3. The law states that unaffiliated candidates shall appear on the ballot "with a mark referencing the following statement at the bottom of the ticket: 'This candidate is not affiliated with, or does not qualify to be listed on the ballot as affiliated with, a political party.'" See [20A-6-301\(1\)\(e\)](#).
- **Write-in Candidates.** There are write-in candidates for CD3, so you will need to provide a write-in space for CD3. Keep in mind that write-ins have until 5:00 pm on September 8, 2017 to declare candidacy for CD3, municipal offices, and special service districts as well. Our office will certify the list of CD3 write-in candidates shortly thereafter.
- **Ballot Propositions.** Municipalities have until Tuesday, September 5, 2017 to place a ballot proposition on the ballot.
- **UOCAVA Ballots.** These must be sent by Friday, September 22, 2017.
- **Canceling Municipal Elections.** If a municipality or special district's contests are unopposed and they do not have a ballot proposition, they may cancel their election. If this occurs, the county would simply administer the CD3 election for those precincts. See [20A-1-206](#).

Let us know if you have any questions.

Best,
Derek Brenchley

--
Utah Lieutenant Governor's Office
801-538-1501

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

2017 THIRD CONGRESSIONAL DISTRICT SPECIAL GENERAL ELECTION CANDIDATE CERTIFICATION

I, Spencer J. Cox, Lieutenant Governor of the State of Utah, do hereby certify that:

Pursuant to Utah Code Annotated §20A-9-701 and §20A-5-409, the names of the following candidates for the Third Congressional District shall appear on the 2017 Utah Special General Election ballot.



IN WITNESS THEREOF, I have hereunto set
my hand and affixed the Great Seal of the State
of Utah at Salt Lake City, this 31st day of
August, 2017.

A handwritten signature in black ink, appearing to read "Spencer J. Cox".

Spencer J. Cox
Lieutenant Governor

Michelle Blue

From: Derek Brenchley <dbrenchley@utah.gov>
Sent: Wednesday, June 3, 2020 12:28 PM
To: Curtis Koch; Brian McKenzie; Sherrie Swensen; Pam Tueller; Rozan Mitchell; Jon Whittaker; Shaneal Bess; Marla Young; Cowley,Ryan; Ricky Hatch; Marilyn Gillette
Cc: Justin Lee (Google Drive); Clinton YINGLING
Subject: Conference Call to Discuss Drive-up Voting Messaging

Good afternoon everyone,

We would like to get on a quick conference call with all of the drive-up voting counties and discuss the best way to message drive-up locations to voters, particularly on vote.utah.gov.

Would you be available for a call tomorrow, June 4th, at 1:00 pm?

Here are the call-in details:

Phone #: 1-877-820-7831

Code: 122966

Thanks,
Derek

Michelle Blue

From: Derek Brenchley <dbrenchley@utah.gov>
Sent: Thursday, July 2, 2020 9:12 AM
Cc: Sherrie Swensen; Pam Tueller; Lannie Chapman; Brian McKenzie; Rozan Mitchell; Cowley, Ryan; Jon Whittaker; Marla Young; Marilyn Gillette; Justin Lee (Google Drive)
Subject: Data on Drive-Up Locations

Good morning,

We are trying to collect some data on drive-up locations. If you can give us data (estimates are fine), we would appreciate it if you could let us know:

- The number of individuals who used drive-up voting locations in your county.
- The breakdown of provisional ballots by the reason it was issued:
 - Address changes.
 - Mail ballot was not returned by voter / received by voter.
 - Individual was not registered to vote.
 - Any other reason(s)

Again, estimates -- or even guesstimates -- are fine. Thank you again!

Best,
Derek Brenchley

--
Deputy Director of Elections
Utah Lieutenant Governor's Office
801-538-1746

Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Wednesday, February 12, 2020 2:23 PM
To: alainal@juabcounty.com; Barbara Crowther; Becky Peart; braymond@daggettcounty.org; Brenda Tuttle; camille.moore@garfield.utah.gov; Karla Johnson; elections@kane.utah.gov; Ginger McMullin; John David Nielson; JoAnn Evans; Jill Zollinger; Justin Lee; jwhittaker@ironcounty.net; Kali Lee Gleave; kim.gardner@cachecounty.org; Kim Hafen; krobinson@summitcounty.org; lori.perez@carbon.utah.gov; Marilyn Gillette; mrowley@co.millard.ut.us; Michael Wilkins; Marla Young; Pam Tueller; ryan@wayne.utah.gov; Steven Wall; Seth Marsing; Sandy Neill; Sherrie Swensen; swilkerson@morgan-county.net; tmcmullin@beaver.utah.gov; cgriffiths@co.wasatch.ut.us; Curtis Koch; markm@utah.gov; mcrook@wasatch.utah.gov; melaniea@washco.utah.gov; Shelly Jackson; cmikesell@morgan-county.net; sclark@morgan-county.net; Stephen Moore; tduncan@uintah.utah.gov; wmcknight@wasatch.utah.gov; slyon@sanpetecountyutah.gov; Lannie Chapman; Cowley, Ryan; Brian McKenzie; Derek Brenchley; melanie.abplanalp@washco.utah.gov
Subject: Fwd: SB83 Recommendations

All,

Just a quick update on SB83 - Voter Privacy. Below is an email that was sent to Lincoln this morning. He said that when he presented it to the parties, they "agreed in concept" with what was presented. He also indicated that he would be meeting with the Senator today to present it and discuss it with him. Hopefully, we will have a better idea of where this is going by our conference call tomorrow morning. Please feel free to weigh in with your thoughts and concerns.

Thanks,

Curtis Koch
Davis County Clerk/Auditor
o: (801) 451-3491
c: (801) 543-9778



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

From: Curtis Koch <ckoch@co.davis.ut.us>
Date: Wed, Feb 12, 2020 at 10:29 AM
Subject: SB83 Recommendations
To: Lincoln Shurtz <lincoln@uacnet.org>
Cc: Brian McKenzie <bmckenzie@co.davis.ut.us>, Ricky Hatch <rhatch@co.weber.ut.us>, Bryan Rodgers

- The purpose of gathering voter information is to facilitate the election process in the State of Utah, but others have used it as an easily accessible Data “Treasure Trove” and used it for their own interests.
- For over a decade County Clerks have lobbied the legislature to improve protections for voter information we believe the legislature accomplished that by allowing individuals to make the decision to privatize their information.
- SB83 removes the ability for a citizen to choose to have their information protected (without cause). It still allows the majority of voter information to be made available to the public.

Thanks,

Curtis Koch
 Davis County Clerk/Auditor
 o: (801) 451-3491
 c: (801) 543-9778



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Michelle Blue

From: Curtis Koch <ckoch@co.davis.ut.us>
Sent: Tuesday, February 9, 2021 2:49 PM
To: Hatch,Ricky
Cc: Cowley,Ryan; alainal@juabcounty.com; bacrowther@sevier.utah.gov; bmckenzie@co.davis.ut.us; bpeart@richcountyut.org; braymond@daggettcounty.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; gingermcmullin@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; Taylor,Lynn; 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; mwilkins@uintah.utah.gov; 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; lincoln@uacnet.org; zeke@uacnet.org; Lindsey Parkinson; qhall@grandcountyutah.net; hunter@uacnet.org
Subject: HB 75 - Municipality Overreach

HB 75 is the bill that forces a County to administer their election, regardless of whether or not a County has confidence in the election method. Last Friday, it passed out of the Gov Ops committee unanimously. Ricky did a phenomenal job in his testimony. Unfortunately, multiple misrepresentations were made during testimony regarding county clerks and our position. The bill is on third reading in the House. Please read the following statement and if you agree with it, fill in any blanks and send it to your Representatives ASAP.

Dear Representative _____,

HB75 Municipal Alternative Voting Methods Pilot will soon be coming up for vote on the house floor. Make no mistake, **this bill is not about ranked choice voting (RCV). It is about a political entity forcing another political entity to provide a service for them that is readily available through other means.** Regardless of your position on RCV, please do not force the counties to administer municipal elections. I am asking you to vote no on this bill.

If passed, HB75 would require Counties to provide a service on behalf of a city, if the city chooses to participate in the Alternative Voting Pilot Project.

The clerks have been and remain neutral on the pilot program. This bill is a governmental overreach and unnecessary because if a city wants to participate in the pilot project and conduct its elections using RCV, they can. Supporters of this bill will say that HB75 is necessary, they will say that the Counties are preventing cities from using RCV in their election, this is not true. The Legislature has established multiple avenues for cities who wish to participate in the pilot project, to do so. They may administer the election themselves (cities in 9