

1	1. The first part of the report is devoted to a general survey of the situation in the country.
2	2. The second part is devoted to a detailed analysis of the economic situation.
3	3. The third part is devoted to a detailed analysis of the social situation.
4	4. The fourth part is devoted to a detailed analysis of the cultural situation.
5	5. The fifth part is devoted to a detailed analysis of the political situation.
6	6. The sixth part is devoted to a detailed analysis of the international situation.
7	7. The seventh part is devoted to a detailed analysis of the future prospects.
8	8. The eighth part is devoted to a detailed analysis of the conclusions.
9	9. The ninth part is devoted to a detailed analysis of the recommendations.
10	10. The tenth part is devoted to a detailed analysis of the annexes.

1144       ~~[(i) In Subsection 20A-4-102(6)(a), the language that states ", except as provided in~~  
1145 ~~Part 6, Municipal Alternate Voting Methods Pilot Project, or a rule made under Subsection~~  
1146 ~~20A-4-101(2)(f)(i)" is repealed.]~~

1147       ~~[(m) In Subsection 20A-4-105(1)(a), the language that states ", except as otherwise~~  
1148 ~~provided in Part 6, Municipal Alternate Voting Methods Pilot Project," is repealed.]~~

1149       ~~[(n) In Subsection 20A-4-105(2), the language that states "Subsection 20A-3a-204(6);~~  
1150 ~~or Part 6, Municipal Alternate Voting Methods Pilot Project," is repealed.]~~

1151       ~~[(o) In Subsections 20A-4-105(3), (4), and (11), the language that states "Except as~~  
1152 ~~otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot Project," is repealed.]~~

1153       ~~[(p) In Subsection 20A-4-106(2), the language that states "or Title 20A, Chapter 4, Part~~  
1154 ~~6, Municipal Alternate Voting Methods Pilot Project" is repealed.]~~

1155       ~~[(q) In Subsection 20A-4-304(1)(a), the language that states "except as provided in Part~~  
1156 ~~6, Municipal Alternate Voting Methods Pilot Project," is repealed.]~~

1157       ~~[(r) Subsection 20A-4-304(2)(e) is repealed and replaced with the following:]~~

1158       ~~["(v) from each voting precinct:]~~

1159       ~~[(A) the number of votes for each candidate; and]~~

1160       ~~[(B) the number of votes for and against each ballot proposition;"]~~

1161       ~~[(s) Subsection 20A-4-401(1)(a) is repealed, the remaining subsections in Subsection~~  
1162 ~~"(1) are renumbered accordingly, and the cross-references to those subsections are renumbered~~  
1163 ~~accordingly.]~~

1164       ~~[(t) Title 20A, Chapter 4, Part 6, Municipal Alternate Voting Methods Pilot Project, is~~  
1165 ~~repealed.]~~

1166       ~~[(u) Subsections 20A-5-400.1(1)(c) and (d), relating to contracting with a local~~  
1167 ~~political subdivision to conduct an election, is repealed.]~~

1168       ~~[(v) In Section 20A-5-802, relating to the certification of voting equipment:]~~

1169       ~~[(i) delete "Except as provided in Subsection (2)(b)(ii)." from the beginning of~~  
1170 ~~Subsection (2); and]~~

1171       ~~[(ii) Subsection (2)(b)(ii) is repealed, and the remaining subsections are renumbered~~  
1172 ~~accordingly.]~~

1173       ~~[(w) Section 20A-6-203.5 is repealed.]~~

1174       ~~[(x) In Subsections 20A-6-402(1) and (2), the language that states "Except as otherwise~~

Section 25. Section **20A-9-701** is amended to read:

**20A-9-701. Certification of party candidates to county clerks -- Display on ballot.**

(1) No later than August 31 of each regular general election year, the lieutenant governor shall certify to each county clerk, for offices to be voted upon at the regular general election in that county clerk's county:

(a) the names of each candidate nominated under Subsection 20A-9-202(4)~~[-or]~~, Subsection 20A-9-403(5), or Sections 20A-9-412 through 20A-9-417; and

(b) the names of the candidates for president and vice president that are certified by the registered political party as the party's nominees.

(2) The names shall be certified by the lieutenant governor and shall be displayed on the ballot as they are provided on the candidate's declaration of candidacy. No other names may appear on the ballot as affiliated with, endorsed by, or nominated by any other registered political party, political party, or other political group.

Section 26. Section **63I-2-220** is amended to read:

**63I-2-220. Repeal dates -- Title 20A.**

(1) On January 1, 2021:

(a) Subsection 20A-1-201.5(1), the language that states "Except as provided in Subsection (4)," is repealed.

(b) Subsection 20A-1-201.5(4) is repealed.

(c) Subsections 20A-1-204(1)(a)(i) through (iii) are repealed and replaced with the following:

"(i) the fourth Tuesday in June; or

(ii) the first Tuesday after the first Monday in November."

(d) In Subsections 20A-1-503(4)(c), 20A-9-202(3)(a), 20A-9-403(3)(d)(ii), 20A-9-407(5) and (6)(a), and 20A-9-408(5), immediately following the reference to Subsection 20A-9-202(1)(b), the language that states "(i) or (ii)" is repealed.

(e) Subsection 20A-9-202(1)(b) is repealed and replaced with the following:

"(b) Unless expressly provided otherwise in this title, for a registered political party that is not a qualified political party, the deadline for filing a declaration of candidacy for an elective office that is to be filled at the next regular general election is 5 p.m. on the first Monday after the third Saturday in April.";



for the last excluded candidate to one of the remaining candidates, in the order of the next preference indicated by the voter; and

(iii) after complying with Subsection (2)(c)(ii) and Section 20A-9-414:

(A) if only two candidates remain, declaring the remaining candidates nominated; or

(B) if, after all preference votes have been counted, more than two candidates remain due to a tie, breaking the tie, by lot, in accordance with Section 20A-9-415 and declaring the two remaining candidates nominated.

Section 21. Section **20A-9-414** is enacted to read:

**20A-9-414. Recount for ranked-choice voting.**

Except as provided in Subsection 20A-9-416(2), a recount is required before excluding a candidate from a race under Section 20A-9-412 or 20A-9-413, if the difference between the number of votes counted for the candidate who receives the fewest valid votes in the applicable ballot-counting phase of the race and the number of votes counted for any other candidate in the same ballot-counting phase is equal to or less than the product of the following, rounded up to the nearest whole number:

(1) the total number of voters who cast a valid vote counted in that ballot-counting phase; and

(2) the recount threshold.

Section 22. Section **20A-9-415** is enacted to read:

**20A-9-415. Breaking a tie for ranked-choice voting.**

(1) The election officer shall break a tie, by lot, in the manner determined by the election officer, in accordance with Subsection (2).

(2) The election officer shall:

(a) cast or draw the lot in the presence of at least two election officials and any counting poll watchers who are present and desire to witness the casting or drawing of the lot; and

(b) sign a public document that identifies:

(i) the tied individuals for whom the lots are cast or drawn;

(ii) the time, date, and place of the casting or drawing of the lot;

(iii) the race and, if applicable, the ballot-counting phase, of the election for which the tie is broken;



958 (i) excluding from the multi-candidate race:

959 (A) the candidate who receives the fewest valid first preference votes counted; or

960 (B) in the event of a tie for the fewest valid first preference votes counted, one of the  
961 tied candidates, determined by the election officer by lot, in accordance with Section  
962 20A-9-415;

963 (ii) adding, to the valid first preference votes counted for the remaining candidates, the  
964 valid second preference votes cast for the remaining candidates by the voters who cast a valid  
965 first preference vote for the excluded candidate; and

966 (iii) if, after adding the votes in accordance with Subsection (2)(b)(ii) and complying  
967 with Section 20A-9-414, one candidate receives more than 50% of the valid votes counted,  
968 declaring that candidate nominated; and

969 (c) if, after adding the valid second preference votes in accordance with Subsection  
970 (2)(b)(ii) and complying with Section 20A-9-414, no candidate receives more than 50% of the  
971 valid votes counted, conduct subsequent ballot-counting phases by continuing the process  
972 described in Subsection (2)(b) until a candidate receives more than 50% of the valid votes  
973 counted, as follows:

974 (i) after complying with Section 20A-9-414, excluding from consideration the  
975 candidate who receives the fewest valid votes counted or, in the event of a tie for the fewest  
976 valid votes counted, excluding one of the tied candidates, by lot, in accordance with Section  
977 20A-9-415;

978 (ii) adding the next valid preference vote cast by each voter whose vote was counted  
979 for the last excluded candidate to one of the remaining candidates, in the order of the next  
980 preference indicated by the voter; and

981 (iii) after complying with Section 20A-9-414:

982 (A) declaring nominated the first candidate who receives more than 50% of the valid  
983 votes counted under the process described in Subsections (2)(c)(i) and (ii); or

984 (B) if the last two remaining candidates tie, breaking the tie, by lot, in accordance with  
985 Section 20A-9-415, and declaring the winner of the tie break nominated.

986 Section 20. Section 20A-9-413 is enacted to read:

987 **20A-9-413. Ranked-choice voting -- Nonpartisan, multi-candidate, regular**  
988 **primary race.**



896 Section 18. Section **20A-9-409** is amended to read:

897 **20A-9-409. Primary election provisions relating to qualified political party.**

898 (1) The regular primary election is held on the date specified in Section 20A-1-201.5.

899 (2) (a) A qualified political party that nominates ~~[one or more candidates for an~~  
900 ~~elective]~~ more than one candidate for a particular office under Section 20A-9-407 and does not  
901 have a candidate qualify as a candidate for that office under Section 20A-9-408, may, but is not  
902 required to, participate in the primary election for that office.

903 ~~[(b) A qualified political party that has only one candidate qualify as a candidate for an~~  
904 ~~elective office under Section 20A-9-408 and does not nominate a candidate for that office~~  
905 ~~under Section 20A-9-407, may, but is not required to, participate in the primary election for~~  
906 ~~that office.]~~

907 ~~[(c)]~~ (b) A qualified political party that nominates one or more candidates for an  
908 ~~[elective]~~ office under Section 20A-9-407 and has one or more candidates qualify as a  
909 candidate for that office under Section 20A-9-408 shall participate in the primary election for  
910 that office.

911 ~~[(d)]~~ (c) A qualified political party that has two or more candidates qualify as  
912 candidates for an ~~[elective]~~ office under Section 20A-9-408 and does not nominate a candidate  
913 for that office under Section 20A-9-407 shall participate in the primary election for that office.

914 (3) ~~[Notwithstanding Subsection (2), in]~~ In an opt-in county, as defined in Section  
915 17-52a-201 or 17-52a-202, a qualified political party shall participate in the primary election  
916 for a county commission office if:

917 (a) there is more than one:

918 (i) open position as defined in Section 17-52a-201; or

919 (ii) midterm vacancy as defined in Section 17-52a-201; and

920 (b) the number of candidates nominated under Section 20A-9-407 or qualified under  
921 Section 20A-9-408 for the respective open positions or midterm vacancies exceeds the number  
922 of respective open positions or midterm vacancies.

923 ~~[(4) (a) As used in this Subsection (4), a candidate is "unopposed" if:]~~

924 ~~[(i) no individual other than the candidate receives a certification, from the appropriate~~  
925 ~~filing officer, for the regular primary election ballot of the candidate's registered political party~~  
926 ~~for a particular elective office; or]~~

(6) For a regular primary race described in Subsection 20A-9-402(2), a candidate's nomination is determined, and any tie broken, in accordance with Sections 20-9-412 through 20A-9-417.

(7) The expense of providing all ballots, blanks, or other supplies to be used at ~~[any]~~ a regular primary election ~~[provided for by this section]~~, and all expenses necessarily incurred in the preparation for or the conduct of that regular primary election shall be paid out of the treasury of the county or state, in the same manner as for the regular general elections.

(8) An individual may not file a declaration of candidacy for a registered political party of which the individual is not a member, except to the extent that the registered political party permits otherwise under the registered political party's bylaws.

Section 17. Section 20A-9-406 is amended to read:

**20A-9-406. Qualified political party -- Requirements and exemptions.**

The following provisions apply to a qualified political party:

(1) the qualified political party shall, no later than 5 p.m. on November 30 of each odd-numbered year, certify to the lieutenant governor the identity of one or more registered political parties whose members may vote for the qualified political party's candidates and whether unaffiliated voters may vote for the qualified political party's candidates;

(2) the following provisions do not apply to a nomination for the qualified political party:

(a) Subsections 20A-9-403(1) through (3)(b) and (3)(d) through (4)(a); and

~~[(b) Subsection 20A-9-403(5)(c); and]~~

~~[(c)]~~ (b) Section 20A-9-405;

(3) an individual may only seek the nomination of the qualified political party by using a method described in Section 20A-9-407, Section 20A-9-408, or both;

(4) the qualified political party shall comply with the provisions of Sections 20A-9-407, 20A-9-408, and 20A-9-409;

(5) notwithstanding Subsection 20A-6-301(1)(a), (1)(e), or (2)(a), each election officer shall ensure that a ballot described in Section 20A-6-301 includes each individual nominated by a qualified political party:

(a) under the qualified political party's name, if any; or

(b) under the title of the qualified registered political party as designated by the



(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) Before the deadline described in Subsection 20A-9-409(4)(~~c~~)(b), 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 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 (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."



other political group and a candidate for elective office who is not nominated in the manner prescribed in this section or in Subsection 20A-9-202(4).

(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 the registered political party's intent to participate in the next regular primary election or declare 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 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 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 2% 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 final day in March.

Section 13. Section **20A-9-401.1** is enacted to read:

**20A-9-401.1. Definitions.**

As used in this part:

(1) "Candidate amplifier" means the product of:

(a) two less than the total number of candidates in a given canvassing phase of a multi-candidate race; and

(b) .02%.

(2) "Multi-candidate race" means a race where:

(a) for the nomination for a partisan office, the number of candidates who qualify for the race exceeds two; or

(b) for the nomination for a non-partisan office, the number of candidates who qualify for the race exceeds three.

(3) "Recount threshold" means the sum of the candidate amplifier and the following:

(a) for a canvassing phase in which fewer than 100 valid votes are counted, 0.21%;

(b) for a canvassing phase in which at least 100, but fewer than 500, valid votes are counted, 0.19%;

(c) for a canvassing phase in which at least 500, but fewer than 1,000, valid votes are counted, 0.17%;

(d) for a canvassing phase in which at least 1,000, but fewer than 5,000, valid votes are counted, 0.15%;

(e) for a canvassing phase in which at least 5,000, but fewer than 10,000, valid votes are counted, 0.13%; and

(f) for a canvassing phase in which 10,000 or more valid votes are counted, 0.11%.

(4) "Valid" means that the ballot is marked in a manner that permits the vote to be counted during the applicable ballot-counting phase.

Section 14. Section **20A-9-401.2**, which is renumbered from Section 20A-9-401 is renumbered and amended to read:

~~[20A-9-401].~~ **20A-9-401.2. Primary elections.**

(1) This part shall be construed liberally so as to ensure full opportunity for persons to become candidates and for voters to express their choice.

(2) This part may not be construed to govern or regulate the internal procedures of a



applicable clerk described in Subsection (6)(c) or (d);

(c) the county clerk, for county offices and local school district offices;

(d) the county clerk in the filer's county of residence, for multicounty offices;

(e) the city or town clerk, for municipal offices; or

(f) the local district clerk, for local district offices.

(7) "Local district office" means an elected office in a local district.

(8) "Local government office" includes county offices, municipal offices, and local district offices and other elective offices selected by the voters from a political division entirely within one county.

(9) (a) "Multicounty office" means an elective office where the officeholder is selected by the voters from more than one county.

(b) "Multicounty office" does not mean:

(i) a county office;

(ii) a federal office;

(iii) the office of justice or judge of any court of record or not of record;

(iv) the office of presidential elector;

(v) any political party offices; or

(vi) any municipal or local district offices.

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

(11) (a) "Political division" means a geographic unit from which an officeholder is elected and that an officeholder represents.

(b) "Political division" includes a county, a city, a town, a local district, a school district, a legislative district, and a county prosecution district.

(12) "Qualified political party" means a registered political party that:

(a) (i) permits a delegate for the registered political party to vote on a candidate nomination in the registered political party's convention remotely; or

(ii) provides a procedure for designating an alternate delegate if a delegate is not present at the registered political party's convention;

(b) does not hold the registered political party's convention before the fourth Saturday in March of an even-numbered year;

(c) permits a member of the registered political party to seek the registered political

certifying voting equipment that has been certified by:

(A) the United States Election Assistance Commission; or

(B) a laboratory that has been accredited by the United States Election Assistance Commission to test voting equipment.

(b) (i) Voting equipment used in the state may include technology that allows for ranked-choice voting.

(ii) The lieutenant governor may, for voting equipment used for ranked-choice voting under Title 20A, Chapter 4, Part 6, Municipal Alternate Voting Methods Pilot Project, or Sections 20A-9-412 through 20A-9-417 certify voting equipment that has been successfully used within the United States or a territory of the United States for ranked-choice voting for a race for federal office.

Section 11. Section **20A-6-203.5** is amended to read:

**20A-6-203.5. Ranked-choice or instant runoff voting ballot.**

(1) If, in a regular primary election, at least one of the races is conducted by ranked-choice voting under Sections 20A-9-412 through 20A-9-417, the portion of the ballot relating to that race shall:

(a) list each candidate who qualifies to be placed on the election ballot for that race; and

(b) opposite each candidate's name, include a place where a voter can indicate the voter's vote in order of preference, as described in Sections 20A-9-412 through 20A-9-417:

(i) for each candidate, if there are five or fewer candidates for the office; or

(ii) for up to five candidates, if there are six or more candidates for the office.

(2) If, in an election, at least one of the races is conducted by instant runoff voting under [Title 20A,] Chapter 4, Part 6, Municipal Alternate Voting Methods Pilot Project, the portion of the ballot relating to that race shall:

[(1)] (a) list each candidate who qualifies to be placed on the election ballot for that race;

[(2)] (b) opposite each candidate's name, include a place where a voter can indicate the voter's vote in order of preference for each candidate, as described in [Title 20A,] Chapter 4, Part 6, Municipal Alternate Voting Methods Pilot Project; and

[(3)] (c) provide the ability for a voter to enter a write-in candidate's name and indicate



the proposition was on the ballot may file a request for a recount before 5 p.m. within seven days after the day of the canvass with the person described in Subsection (2)(c).

(b) For a ballot proposition or a bond proposition where the total of all votes cast for or against the proposition is 400 or less, if the difference between the number of votes cast for the proposition and the number of votes cast against the proposition is one vote, any 10 voters who voted in the election where the proposition was on the ballot may file a request for a recount before 5 p.m. within seven days after the day of the canvass with the person described in Subsection (2)(c).

(c) The 10 voters who file a request for a recount under Subsection (2)(a) or (b) shall file the request with:

(i) the municipal clerk, if the election is a municipal election;

(ii) the local district clerk, if the election is a local district election;

(iii) the county clerk, for propositions voted on entirely within a single county; or

(iv) the lieutenant governor, for statewide propositions and multicounty propositions.

(d) The election officer shall:

(i) supervise the recount;

(ii) recount all ballots cast for that ballot proposition or bond proposition;

(iii) reexamine all uncounted ballots to ensure compliance with Chapter 3a, Part 4, Disposition of Ballots; and

(iv) declare the ballot proposition or bond proposition to have "passed" or "failed" based upon the results of the recount.

(e) Proponents and opponents of the ballot proposition or bond proposition may designate representatives to witness the recount.

(f) The voters requesting the recount shall pay the costs of the recount.

(3) Costs incurred by recount under Subsection (1) may not be assessed against the person requesting the recount.

(4) (a) Upon completion of the recount, the election officer shall immediately convene the board of canvassers.

(b) The board of canvassers shall:

(i) canvass the election returns for the race or proposition that was the subject of the recount; and

(d) if the jurisdiction has a website, on the jurisdiction's website for one week.

(6) Instead of publishing the entire certified report under Subsection (5), the election officer may publish a statement that:

(a) includes the following: "The Board of Canvassers for [indicate name of jurisdiction] has prepared a report of the election results for the [indicate type and date of election]."; and

(b) specifies the following sources where an individual may view or obtain a copy of the entire certified report:

(i) if the jurisdiction has a website, the jurisdiction's website;

(ii) the physical address for the jurisdiction; and

(iii) a mailing address and telephone number.

(7) When there has been a regular general or a statewide special election for statewide officers, for officers that appear on the ballot in more than one county, or for a statewide or two or more county ballot proposition, each board of canvassers shall:

(a) prepare a separate report detailing the number of votes for each candidate and the number of votes for and against each ballot proposition; and

(b) transmit the separate report by registered mail to the lieutenant governor.

(8) In each county election, municipal election, school election, local district election, and local special election, the election officer shall transmit the reports to the lieutenant governor within 14 days after the date of the election.

(9) In a regular primary election and in a presidential primary election, the board shall transmit to the lieutenant governor:

(a) the county totals for multi-county races, to be telephoned or faxed to the lieutenant governor not later than the second Tuesday after the election; and

(b) a complete tabulation showing voting totals for all primary races, precinct by precinct, to be mailed to the lieutenant governor on or before the third Friday following the primary election.

Section 9. Section **20A-4-401** is amended to read:

**20A-4-401. Recounts -- Procedure.**

(1) (a) This section does not apply to a race conducted by instant runoff voting under Chapter 4, Part 6, Municipal Alternate Voting Methods Pilot Project, or ranked-choice voting



returns in containers that identify the containers' contents.

(2) After the ballots are stored under Subsection (1), the ballots may not be examined by anyone, except when examined during a recount conducted under the authority of Section 20A-4-401 ~~[or]~~, Title 20A, Chapter 4, Part 6, Municipal Alternate Voting Methods Pilot Project, or Section 20A-9-414.

Section 8. Section **20A-4-304** is amended to read:

**20A-4-304. Declaration of results -- Canvassers' report.**

(1) Each board of canvassers shall:

(a) except as provided in Part 6, Municipal Alternate Voting Methods Pilot Project, or Sections 20A-9-412 through 20A-9-417, declare "elected" or "nominated" those persons who:

(i) had the highest number of votes; and

(ii) sought election or nomination to an office completely within the board's jurisdiction;

(b) declare:

(i) "approved" those ballot propositions that:

(A) had more "yes" votes than "no" votes; and

(B) were submitted only to the voters within the board's jurisdiction;

(ii) "rejected" those ballot propositions that:

(A) had more "no" votes than "yes" votes or an equal number of "no" votes and "yes" votes; and

(B) were submitted only to the voters within the board's jurisdiction;

(c) certify the vote totals for persons and for and against ballot propositions that were submitted to voters within and beyond the board's jurisdiction and transmit those vote totals to the lieutenant governor; and

(d) if applicable, certify the results of each local district election to the local district clerk.

(2) As soon as the result is declared, the election officer shall prepare a report of the result, which shall contain:

(a) the total number of votes cast in the board's jurisdiction;

(b) the names of each candidate whose name appeared on the ballot;

(c) the title of each ballot proposition that appeared on the ballot;

Section 20A-4-105;

(v) write the word "spoiled" on the back of each ballot that lacks the official endorsement and deposit it in the spoiled ballot envelope; and

(vi) read, count, and record upon the tally sheets the votes that each candidate and ballot proposition received from all ballots, except excess or spoiled ballots.

(b) Election judges need not tally write-in votes for fictitious persons, nonpersons, or persons clearly not eligible to qualify for office.

(c) The judges shall certify to the accuracy and completeness of the tally list in the space provided on the tally list.

(d) When the judges have counted all of the voted ballots, they shall record the results on the total votes cast form.

(7) Only an election judge and a watcher may be present at the place where counting is conducted until the count is completed.

Section 6. Section **20A-4-105** is amended to read:

**20A-4-105. Standards and requirements for evaluating voter's ballot choice.**

(1) (a) An election officer shall ensure that when a question arises regarding a vote recorded on a manual ballot, two counting judges jointly adjudicate the ballot, except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot Project, or Sections 20A-9-412 through 20A-9-417, in accordance with the requirements of this section.

(b) If the counting judges disagree on the disposition of a vote recorded on a ballot that is adjudicated under this section, the counting judges may not count the vote.

(2) Except as provided in Subsection (10), Subsection 20A-3a-204(6) or (7), [or] Part 6, Municipal Alternate Voting Methods Pilot Project, or Sections 20A-9-412 through 20A-9-417, if a voter marks more names than there are individuals to be elected to an office, or if the counting judges cannot determine a voter's choice for an office, the counting judges may not count the voter's vote for that office.

(3) Except as otherwise provided in Part 6, Municipal Alternate Voting Methods Pilot Project, or Sections 20A-9-412 through 20A-9-417, the counting judges shall count a defective or incomplete mark on a manual ballot if:

(a) the defective or incomplete mark is in the proper place; and

(b) there is no other mark or cross on the ballot indicating the voter's intent to vote



(a) to the extent applicable, Section 20A-4-105; [and]  
(b) as applicable, for an instant runoff voting race under Title 20A, Chapter 4, Part 6, Municipal Alternate Voting Methods Pilot Project, Subsection 20A-4-603(3)[-]; and  
(c) as applicable, for a ranked-choice voting race in a regular primary election, Section 20A-9-417.

Section 5. Section **20A-4-102** is amended to read:

**20A-4-102. Manual ballots cast at a polling place -- Counting manual ballots at polling place on day of election after polls close.**

(1) (a) This section governs counting manual ballots on the day of an election, if:

(i) the ballots are cast at a polling place; and

(ii) the ballots are counted at the polling place after the polls close.

(b) Except as provided in Subsection (2) or a rule made under Subsection 20A-4-101(2)(f)(i), as soon as the polls have been closed and the last qualified voter has voted, the election judges shall count the ballots by performing the tasks specified in this section in the order that they are specified.

(c) To resolve questions that arise during the counting of ballots, a counting judge shall apply the standards and requirements of:

(i) to the extent applicable, Section 20A-4-105; [and]

(ii) as applicable, for an instant runoff voting race under Part 6, Municipal Alternate Voting Methods Pilot Project, Subsection 20A-4-603(3)[-]; and

(iii) as applicable, for a ranked-choice voting race in a regular primary election, Section 20A-9-417.

(2) (a) First, the election judges shall count the number of ballots in the ballot box.

(b) (i) If there are more ballots in the ballot box than there are names entered in the pollbook, the judges shall examine the official endorsements on the ballots.

(ii) If, in the unanimous opinion of the judges, any of the ballots do not bear the proper official endorsement, the judges shall put those ballots in an excess ballot file and not count them.

(c) (i) If, after examining the official endorsements, there are still more ballots in the ballot box than there are names entered in the pollbook, the judges shall place the remaining ballots back in the ballot box.

(a) shall mark and cast or deposit the ballot without delay and shall leave the voting area after voting; and

(b) may not:

(i) occupy a voting booth occupied by another, except as provided in Section 20A-3a-208;

(ii) remain within the voting area more than 10 minutes; or

(iii) occupy a voting booth for more than five minutes if all booths are in use and other voters are waiting to occupy a voting booth.

~~[(8)]~~ (9) If the official register shows any voter as having voted, that voter may not reenter the voting area during that election unless that voter is an election official or watcher.

~~[(9)]~~ (10) A poll worker may not, at a polling place, allow more than four voters more than the number of voting booths into the voting area at one time unless those excess voters are:

(a) election officials;

(b) watchers; or

(c) assisting voters with a disability.

Section 4. Section 20A-4-101 is amended to read:

**20A-4-101. Manual ballots cast at a polling place -- Counting manual ballots at polling place on day of election before polls close.**

(1) Each county legislative body, municipal legislative body, and each poll worker shall comply with the requirements of this section when counting manual ballots on the day of an election, if:

(a) the ballots are cast at a polling place; and

(b) the ballots are counted at the polling place before the polls close.

(2) (a) Each county legislative body or municipal legislative body shall provide:

(i) two sets of ballot boxes for all voting precincts where both receiving and counting judges have been appointed; and

(ii) a counting room for the use of the poll workers counting the ballots during the day.

(b) At any election in any voting precinct in which both receiving and counting judges have been appointed, when at least 20 votes have been cast, the receiving judges shall:

(i) close the first ballot box and deliver it to the counting judges; and



(b) if a ballot proposition is submitted to a vote of the people, the voter shall mark the appropriate space with a mark opposite the answer the voter intends to make;

(c) except as provided in Subsection (6), the voter shall record a write-in vote in accordance with Subsection 20A-3a-206(1);

(d) except as provided in Subsection (6), a mark is not required opposite the name of a write-in candidate; and

(e) the voter shall:

(i) complete and sign the affidavit on the return envelope;

(ii) place the voted ballot in the return envelope;

(iii) securely seal the return envelope; and

(iv) (A) attach postage, if necessary, and deposit the return envelope in the mail; or

(B) place the return envelope in a ballot drop box, designated by the election officer, for the precinct where the voter resides.

(2) (a) Except as otherwise provided in Section 20A-16-404, to be valid, a ballot that is mailed must be:

(i) clearly postmarked before election day, or otherwise clearly marked by the post office as received by the post office before election day; and

(ii) received in the office of the election officer before noon on the day of the official canvass following the election.

(b) Except as provided in Subsection (2)(c), to be valid, a ballot shall, before the polls close on election day, be deposited in:

(i) a ballot box at a polling place; or

(ii) a ballot drop box designated by an election officer for the jurisdiction to which the ballot relates.

(c) An election officer may, but is not required to, forward a ballot deposited in a ballot drop box in the wrong jurisdiction to the correct jurisdiction.

(d) An election officer shall ensure that a voter who is, at or before 8 p.m., in line at a ballot drop box, with a sealed return envelope containing a ballot in the voter's possession, to deposit the ballot in the ballot drop box.

(3) Except as provided in Subsection (4), to vote at a polling place the voter shall, after complying with Subsections (1)(a) through (d):

28        **20A-1-303**, as last amended by Laws of Utah 2018, Chapter 187  
29        **20A-1-304**, as repealed and reenacted by Laws of Utah 2018, Chapter 187  
30        **20A-3a-204**, as enacted by Laws of Utah 2020, Chapter 31  
31        **20A-4-101**, as last amended by Laws of Utah 2020, Chapter 31  
32        **20A-4-102**, as last amended by Laws of Utah 2020, Chapters 31 and 49  
33        **20A-4-105**, as last amended by Laws of Utah 2020, Chapters 31 and 49  
34        **20A-4-106**, as last amended by Laws of Utah 2020, Chapter 31  
35        **20A-4-304**, as last amended by Laws of Utah 2019, Chapters 255 and 433  
36        **20A-4-401**, as last amended by Laws of Utah 2020, Chapter 31  
37        **20A-5-802**, as last amended by Laws of Utah 2019, Chapter 305  
38        **20A-6-203.5**, as enacted by Laws of Utah 2018, Chapter 187  
39        **20A-9-101**, as last amended by Laws of Utah 2020, Chapter 344  
40        **20A-9-402**, as last amended by Laws of Utah 1996, Second Special Session, Chapter 3  
41        **20A-9-403**, as last amended by Laws of Utah 2020, Chapter 22  
42        **20A-9-406**, as last amended by Laws of Utah 2020, Chapters 22, 31, and 49  
43        **20A-9-409**, as last amended by Laws of Utah 2019, First Special Session, Chapter 4  
44        **20A-9-701**, as last amended by Laws of Utah 2015, Chapter 296  
45        **63I-2-220**, as last amended by Laws of Utah 2020, Sixth Special Session, Chapter 17

## ENACTS:

47        **20A-9-401.1**, Utah Code Annotated 1953  
48        **20A-9-412**, Utah Code Annotated 1953  
49        **20A-9-413**, Utah Code Annotated 1953  
50        **20A-9-414**, Utah Code Annotated 1953  
51        **20A-9-415**, Utah Code Annotated 1953  
52        **20A-9-416**, Utah Code Annotated 1953  
53        **20A-9-417**, Utah Code Annotated 1953

## RENUMBERS AND AMENDS:

55        **20A-9-401.2**, (Renumbered from 20A-9-401, as enacted by Laws of Utah 1994,  
56 Chapter 1)

57 

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





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

From: **Justin Lee** <[justinlee@utah.gov](mailto:justinlee@utah.gov)>

Date: Sun, Nov 8, 2020 at 5:33 PM

Subject: Re: TRACK YOUR BALLOT

To: Sherrie Swensen <[sswensen@slco.org](mailto:sswensen@slco.org)>

Cc: Lannie Chapman <[LKChapman@slco.org](mailto:LKChapman@slco.org)>, Jenn Fowler <[JLFowler@slco.org](mailto:JLFowler@slco.org)>, Hatch, Ricky <[rhatch@co.weber.ut.us](mailto:rhatch@co.weber.ut.us)>

You'd think the phrase track my mail or provisional ballot would clue them in. We can make an adjustment there.

Justin

On Nov 8, 2020, at 5:17 PM, Sherrie Swensen <[sswensen@slco.org](mailto:sswensen@slco.org)> wrote:

Hi Justin,

We are being slammed with emails and phone calls from voters who are trying to use TRACK YOUR BALLOT to verify if their **in-person ballot** was counted. When they see the message that a ballot was mailed to them, they think their vote didn't count. Will you PLEASE change the message and let voters know that the tool doesn't apply to those who voted in person?

Thank you,

<image007.png> **Sherrie Swensen**  
Salt Lake County Clerk  
[sswensen@slco.org](mailto:sswensen@slco.org)  
385-468-7370  
<image008.png>  
<image009.jpg>  
[SLCO Clerk Website](#)



This email has been scanned for viruses and malware, and may have been automatically archived by **Mimecast Ltd**, an innovator in Software as a Service (SaaS) for business. Providing a **safer** and **more useful** place for your human generated data. Specializing in; Security, archiving and compliance. To find out more [Click Here](#).

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; smoores@slco.org; sneill@sanpetecountyutah.gov; SSWENSEN@SLCO.ORG; stingley@slco.org; stsai@slco.org; swilkerson@morgan-county.net; tduncan@uintah.utah.gov; tlake@morgan-county.net; tmcnullin@beaver.utah.gov; wmcknight@wasatch.utah.gov; lincoln@uacnet.org; zeke@uacnet.org; Lindsey Parkinson <lparkinson87@gmail.com>; qhall@grandcountyutah.net; Shaneal Bess <sbess@ironcounty.net>; Brandy Grace <brandy@uacnet.org>; Cowley,Ryan <rcowley@co.weber.ut.us>; hunter@uacnet.org  
**Subject:** [EXTERNAL]RE: HB197-Voter affiliation - please take survey before Friday 10 AM

**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!**

*Please remind me, does this mean the voters cannot change parties on election day, March 31<sup>st</sup> would be the end? Including unaffiliated voters?*

*Marilyn*

Marilyn K. Gillette  
Tooele County Clerk  
47 S. Main, Suite #318  
Tooele, UT 84074  
435-843-3148/435-830-5463  
[mgillette@tooeleco.org](mailto:mgillette@tooeleco.org)



**From:** Mike Wilkins <[mwilkins@uintah.utah.gov](mailto:mwilkins@uintah.utah.gov)>  
**Sent:** Friday, February 5, 2021 7:58 AM  
**To:** Hatch,Ricky <[rhatch@co.weber.ut.us](mailto:rhatch@co.weber.ut.us)>  
**Cc:** [alainal@juabcounty.com](mailto:alainal@juabcounty.com); [bacrowther@sevier.utah.gov](mailto:bacrowther@sevier.utah.gov); [bmckenzie@co.davis.ut.us](mailto:bmckenzie@co.davis.ut.us); [bpeart@richcountyut.org](mailto:bpeart@richcountyut.org); [braymond@daggettcounty.org](mailto:braymond@daggettcounty.org); [BrendaT@emery.utah.gov](mailto:BrendaT@emery.utah.gov); [bryan@uacnet.org](mailto:bryan@uacnet.org); [camille.moore@garfield.utah.gov](mailto:camille.moore@garfield.utah.gov); [ckoch@co.davis.ut.us](mailto:ckoch@co.davis.ut.us); [clerkkj@kane.utah.gov](mailto:clerkkj@kane.utah.gov); [cyngling@utah.gov](mailto:cyngling@utah.gov); [dataprop@manti.com](mailto:dataprop@manti.com); [dianna.schaeffer@cachecounty.org](mailto:dianna.schaeffer@cachecounty.org); [djessen@ironcounty.net](mailto:djessen@ironcounty.net); Intern,Elections <[electionintern@co.weber.ut.us](mailto:electionintern@co.weber.ut.us)>; [gingermcmullin@beaver.utah.gov](mailto:gingermcmullin@beaver.utah.gov); [jdnelson@sanjuancounty.org](mailto:jdnelson@sanjuancounty.org); [jevans@duchesne.utah.gov](mailto:jevans@duchesne.utah.gov); [JGranger@wasatch.utah.gov](mailto:JGranger@wasatch.utah.gov); [jihansen@utah.gov](mailto:jihansen@utah.gov); [justin.anderson@cachecounty.org](mailto:justin.anderson@cachecounty.org); [justinlee@utah.gov](mailto:justinlee@utah.gov); [jwhittaker@ironcounty.net](mailto:jwhittaker@ironcounty.net); [kgleave@piute.utah.gov](mailto:kgleave@piute.utah.gov); [kim.hafen@washco.utah.gov](mailto:kim.hafen@washco.utah.gov); [krobinson@summitcounty.org](mailto:krobinson@summitcounty.org); [lkchapman@slco.org](mailto:lkchapman@slco.org); [lori.perez@carbon.utah.gov](mailto:lori.perez@carbon.utah.gov); [lshafer@utah.gov](mailto:lshafer@utah.gov); Taylor,Lynn <[ltaylor@co.weber.ut.us](mailto:ltaylor@co.weber.ut.us)>; [markm@utah.gov](mailto:markm@utah.gov); [mcrook@wasatch.utah.gov](mailto:mcrook@wasatch.utah.gov); [melanie.abplanalp@washco.utah.gov](mailto:melanie.abplanalp@washco.utah.gov); Marilyn Gillette <[mgillette@tooeleco.org](mailto:mgillette@tooeleco.org)>; [mhoward@summitcounty.org](mailto:mhoward@summitcounty.org); [mjackson@co.davis.ut.us](mailto:mjackson@co.davis.ut.us); [mrowley@co.millard.ut.us](mailto:mrowley@co.millard.ut.us); [myoung@boxeldercounty.org](mailto:myoung@boxeldercounty.org); [rjudd@summitcounty.org](mailto:rjudd@summitcounty.org); [rwheeler@utah.gov](mailto:rwheeler@utah.gov); [ryan@wayne.utah.gov](mailto:ryan@wayne.utah.gov); [scwall@sevier.utah.gov](mailto:scwall@sevier.utah.gov); [seth.marsing@carbon.utah.gov](mailto:seth.marsing@carbon.utah.gov); [slafitte@morgan-county.net](mailto:slafitte@morgan-county.net); [slyon@sanpetecountyutah.gov](mailto:slyon@sanpetecountyutah.gov); [smoores@slco.org](mailto:smoores@slco.org); [sneill@sanpetecountyutah.gov](mailto:sneill@sanpetecountyutah.gov); [SSWENSEN@SLCO.ORG](mailto:SSWENSEN@SLCO.ORG); [stingley@slco.org](mailto:stingley@slco.org); [stsai@slco.org](mailto:stsai@slco.org); [swilkerson@morgan-county.net](mailto:swilkerson@morgan-county.net); [tduncan@uintah.utah.gov](mailto:tduncan@uintah.utah.gov); [tlake@morgan-county.net](mailto:tlake@morgan-county.net); [tmcnullin@beaver.utah.gov](mailto:tmcnullin@beaver.utah.gov); [wmcknight@wasatch.utah.gov](mailto:wmcknight@wasatch.utah.gov); [lincoln@uacnet.org](mailto:lincoln@uacnet.org); [zeke@uacnet.org](mailto:zeke@uacnet.org); Lindsey Parkinson <[lparkinson87@gmail.com](mailto:lparkinson87@gmail.com)>; [qhall@grandcountyutah.net](mailto:qhall@grandcountyutah.net); Shaneal Bess <[sbess@ironcounty.net](mailto:sbess@ironcounty.net)>; Brandy Grace <[brandy@uacnet.org](mailto:brandy@uacnet.org)>; Cowley,Ryan



The first part of the report is a general introduction to the project. It describes the purpose of the study, the objectives, and the scope of the work. It also provides a brief overview of the methodology used in the study.

The second part of the report is a detailed description of the methodology used in the study. It includes a description of the data sources, the data collection methods, and the data analysis methods. It also includes a description of the statistical tests used in the study.

The third part of the report is a detailed description of the results of the study. It includes a description of the data, the statistical tests, and the conclusions drawn from the results.

The fourth part of the report is a detailed description of the conclusions drawn from the results. It includes a description of the findings, the implications of the findings, and the recommendations for future research.

The fifth part of the report is a detailed description of the conclusions drawn from the results. It includes a description of the findings, the implications of the findings, and the recommendations for future research.





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NSIR Tracking ID: NSIR-

Product Title: (U//FOUO) [REDACTED]

Platforms

Dated:

Customer Agency: \_\_\_\_\_

**Relevance to Your Intelligence Needs**

1. The product increased my knowledge of an issue or topic. (Check one)
- ☐ 5. Strongly Agree
  - ☐ 4. Somewhat Agree
  - ☐ 3. Neither Agree or Disagree
  - ☐ 2. Somewhat Disagree
  - ☐ 1. Strongly Disagree

**Actionable Value**

2. The product helped me decide on a course of action. (Check one)
- ☐ 5. Strongly Agree
  - ☐ 4. Somewhat Agree
  - ☐ 3. Neither Agree or Disagree
  - ☐ 2. Somewhat Disagree
  - ☐ 1. Strongly Disagree

**Timeliness Value**

3. The product was timely to my needs. (Check one)
- ☐ 5. Strongly Agree
  - ☐ 4. Somewhat Agree
  - ☐ 3. Neither Agree or Disagree
  - ☐ 2. Somewhat Disagree
  - ☐ 1. Strongly Disagree

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[REDACTED]  
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[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

The image shows the front cover of a book. The cover is a dark, mottled black or very dark brown color with a fine, grainy texture. There are several small, light-colored specks and faint horizontal lines scattered across the surface, which appear to be dust, scratches, or signs of wear. The lighting is slightly uneven, with a subtle gradient from top to bottom. The edges of the cover are visible, showing a slight thickness. There is no text, title, or any other markings on the cover.

b. [REDACTED]



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

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**Sent:** Friday, February 19, 2021 9:19 AM

**To:** Sherrie Swensen <[SSwensen@slco.org](mailto:SSwensen@slco.org)>

**Cc:** Lannie Chapman <[LKChapman@slco.org](mailto:LKChapman@slco.org)>

**Subject:** Fwd: Utah voting systems

Good morning Sherrie,

The email below is from a Salt Lake County resident. I'm going to reach out to her, but before I did I wondered if you had any contact with this individual. Has she ever reached out to your office?

Thanks,  
Justin

-----  
Justin Lee  
Director of Elections  
Office of the Lieutenant Governor  
State of Utah  
[justinlee@utah.gov](mailto:justinlee@utah.gov)

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

From: [REDACTED]  
Date: Tue, Feb 16, 2021 at 3:16 PM  
Subject: Utah voting systems  
To: <[markm@utah.gov](mailto:markm@utah.gov)>

Dear Mr. Mitchell,

As the Director of Voting Systems, I'm hoping you can answer my questions. I phoned the Lt. Governor's office but was unable to get through to you. If you have a direct number, I'd be happy to call to discuss my questions.

In Utah code 20a-5-802, section 1a mentions a logic and accuracy test. Who does that testing? Is that a State official or a contracted company? If a contracted company, how is that company chosen? Is there a report made after these tests? If so, where could the public view these reports?

In section 2a(iii), it indicates that the Lt. governor can comply with requirements of 2a (to certify the systems) by certifying equipment certified by the EAC or one of their accredited contractors. Did the Lt. Governor opt for one of these latter options? If so, which one? Was this method used in all UT counties? If not, could you please elaborate on which method was used in which