

**I-866-OUR-VOTE
(1-866-687-8683)****Disclaimer:**

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VOTER REGISTRATION FORMS**1) Where can voter registration forms be obtained?**

- (a) Online: Applicants have two options:
 - (i) Download and print the Utah Voter Registration Form. This form can be found at <http://elections.utah.gov/VoterRegistrationForm.pdf>; or
 - (ii) Download and print the National Voter Registration Form. This form can be found at <http://www.fabnit.com/nvra-update-09-12-06.pdf>.
- (b) Phone book: The Utah Voter Registration Form can be found at the end of the blue government section in The White Pages.
- (c) In-person registration.
 - (i) County Clerks Office: A list of Utah's county clerks offices can be found at <http://elections.utah.gov/countyclerks.html>.
 - (ii) Driver's License Division: The form Utah residents use to apply for or renew their driver's license contains a section permitting residents to register to vote.
 - (iii) Public assistance agencies:
 - (A) Division of Workforce Services;
 - (B) Utah State Department of Health;
 - (C) Women, Infant, and Children (WIC) Offices;
 - (D) The Division of Services for People with Disabilities; and
 - (E) The Department of Rehabilitation.
 - (viii) Public colleges and universities

2) Are there restrictions on registering using a photocopied voter registration form?

According to elections officials, there are no restrictions on registering to vote using a photocopied voter registration form

3) Are there any restrictions on using the National Voter Registration Form?

No, but Utah does have the following special State Instructions, which are found at the end of the form.

Specific instructions.

- (i) Utah's registration deadline.
 - (A) For mail-in applications: The registration deadline is 30 days before the election.
 - (B) For walk-in registrations: The registration deadline is 15 days before the election for applicants that bring their registration forms to the county clerks office.

- (ii) Utah's ID number requirement: Utah requires the applicant to submit identification along with his or her National Voter Registration Form. The requirements are as follows:
 - (A) The applicant's license number or nonoperating identification number;
 - (B) If he or she does not have a driver's license or nonoperating identification number he or she should include the last four digits of his or her social security number; or
 - (C) If he or she does not have a driver's license number, a nonoperating identification number, or a social security number he or she should write "NONE" on the form. An identification number will then be issued by the state.
- (iii) Utah's law regarding choice of party: Utah does not require the applicant to choose a party, but Utah's election laws allow the political parties to choose whom they will allow to vote in the primaries. Therefore if the applicant does not choose a party the applicant may be prohibited by party rules from voting in the primaries.
- iv) Race or ethnic group: Utah instructs applicants to leave this blank empty.
- (v) Registration requirements: To register in Utah the applicant must meet six (6) registration requirements:
 - (A) Is a citizen of the United States;
 - (B) Has been a resident of Utah for at least the 30 days immediately before the election;
 - (C) Will be at least 18 years old on the day of the election;
 - (D) Is not a convicted felon currently incarcerated for commission of a felony;
 - (E) Has not been convicted of treason or crime against the elective franchise, unless restored to civil rights; and
 - (F) Has not been found to be mentally incompetent by the court of law.
- (vi) Address: The voter should mail the completed form to:
 - Office of the Lieutenant Governor
 - P.O. Box 142325
 - Salt Lake City, UT 84114.

4) Are there restrictions regarding the use of registration form information?

According to election officials, any group may request copies of submitted registration forms. There are no laws regulating copying completed forms before their submission.

5) Are there restrictions regarding pre-filling information on voter registration forms?

No. Applicants can pre-fill information on the voter registration form.

COMPLETING VOTER REGISTRATION FORMS

6) How long must you live in a county before you are eligible to register to vote?

No county residency requirement, but to be allowed to register to vote, a voter must have been a resident of Utah for at least 30 days immediately before the election. See **Question 8** below for further information on determining residency.

7) Are there any restrictions on registering to vote using a P.O. Box, college campus, or dorm address?

Yes, voters must register to vote using a permanent address. Voters who are either using a P.O. Box or temporarily living and receiving mail at a different address than their home address, must include both addresses on their voter registration form. This applies to both The National Registration Form and

The State of Utah Mail-In Voter Registration Form. Both forms have two address sections, one for the applicant's "home address" and one for the applicant's "mailing address".

(i) Home address: In this section the applicant should write the street address of their principle place of residence, regardless of whether the applicant currently receives mail there. It does not matter if the applicant is not receiving mail at that location, since this information is not used by the state for mailing, but rather for determining the voter's residency.

(ii) Mailing address: The voter's P.O. Box, college campus address, dorm address, or temporary address (if the voter has one) should be written in here.

8) If I enter or leave the state because of work or school, can I register to vote?

Yes. Voters must register at their residence. Residency is determined by (1) the location of the person's principle place of residence; and (2) their intention to remain there permanently and indefinitely.

(i) Implications for students.

(A) Utah resident attending college in another state: These students may still continue to vote in Utah if they are only gone on a temporary basis and are planning on returning.

(B) Non-Utah residents attending college in Utah: These students may register to vote in Utah if they (1) intend to remain in Utah permanently and indefinitely; and (2) have had this intention for at least 30 days prior to the election.

(C) Students who move between precincts within Utah: The students' intention determines whether they can vote in their new precinct or must continue to vote from their former precinct.

(ii) Implication for military personnel: Being stationed in Utah is not in itself enough to establish residency. The voter must satisfy the other residency requirements as well.

9) Are there any I.D. requirements to register to vote?

Yes. Utah has I.D. requirements to register to vote.

Identification is required when an applicant (1) registers to vote for the first time in Utah; and (2) uses the State of Utah Mail-in Voter Registration Form: Here the applicant has two options:

(A) Submit valid voter identification when submitting the form; or

(B) Submit valid voter identification to a poll worker when he or she votes.

"Valid Voter Identification" includes:

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

(i) a currently valid Utah driver's license;

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

(A) the state;

(B) a local government within the state; or

(C) a branch, department, or agency of the United States;

(iii) an identification card that is issued by an employer for an employee;

(iv) a currently valid identification card that is issued by a college, university, technical school, or professional school that is located within the state;

(v) a currently valid Utah permit to carry a concealed weapon;

(vi) a currently valid United States passport; or

(vii) a valid tribal identification card.

(b) two forms of identification that bear the name of the voter and provide evidence that the voter resides in the voting precinct, which may include:

- (i) a voter identification card;
- (ii) a current utility bill or a legible copy thereof;
- (iii) a bank or other financial account statement, or a legible copy thereof;
- (iv) a certified birth certificate;
- (v) a valid Social Security Card;
- (vi) a check issued by the state or the federal government or a legible copy thereof;
- (vii) a paycheck from the voter's employer, or a legible copy thereof;
- (viii) a currently valid Utah hunting or fishing license;
- (ix) a currently valid United States military identification card;
- (x) certified naturalization documentation;
- (xi) a currently valid license issued by an authorized agency of the United States;
- (xii) a certified copy of court records showing the voter's adoption or name change;
- (xiii) a Bureau of Indian Affairs card;
- (xiv) a tribal treaty card;
- (xv) a valid Medicaid card, Medicare card, or Electronic Benefits Transfer Card; or
- (xvi) a form of identification listed in (a) above that does not contain a photograph, but establishes the name of the voter and provides evidence that the voter resides in the voting precinct.

(c) Implications of allowing "Valid Voter Identification".

(i) For Utah's Mail-in Voter Registration Form: This form has a section asking for the individual's "Driver's License or State Identification #" and a section asking for the "Last 4 Digits of [the applicant's] Social Security #". Because other forms of "valid voter identification" are allowed, missing one or both of these numbers will not prevent the individual from being able to register if the individual is able to provide other "valid voter identification". See Question 24 for web addresses where both of these forms can be found.

(ii) For the National Voter Registration Form: Applicants who don't have driver's license, a nonoperating identification, or a social security number should write "NONE" in the blanks requesting identification. See <http://www.fabnit.com/nvra-update-09-12-06.pdf>. So long as the individual provides another form of "valid voter identification" that individual will receive a unique identifying number from the state.

10) Are there any I.D. requirements in order to vote?

Yes.

(i) State of Utah Mail-in Voter Registration Form.

(A) If the voter is either:

- (1) Voting at a precinct for the first time; or
- (2) Voting during the early voting period

(B) Then: The voter must present valid voter identification to a poll worker before voting. Utah requires either:

- (1) A valid form of photo identification that shows the voter's name, photograph, and current address; or
- (2) Two different forms of identification that show the voter's name and current address.

(ii) National Voter Registration Form.

(A) If the voter is both:

- (1) Voting in the jurisdiction for the first time; and
 - (2) Mailing in the registration application.
- (B) Then: The first time the voter votes he or she must provide proof of identification. This includes:
- (1) A current and valid photo identification (See Question 9(b) for a list of identifications that meet Utah's standards for valid voter identification); or
 - (2) A current utility bill, bank statement, government check, paycheck, or government document that shows the voter's name and address.

I 1) What are the rules regarding missing or illegible information on registration forms?

Applications with missing and/or illegible information may be refused.

- (a) Missing (incomplete) information: Under Utah law the county clerk is responsible for sending the voter notice that the application for voter registration needs further action because it is incomplete, and the county clerk is required to give the voter instructions on how to properly complete the application.
- (i) If an applicant fails to provide a phone number: The county clerk cannot refuse to register an individual for failing to include their phone number on the voter registration form.
 - (ii) If a registration form used when applying for or renewing a driver's license is incorrect: If the form is incorrect because of an error or because it is incomplete, the county clerk is required to mail notice to the person attempting to register. The purpose of the notice is to inform the applicant that he has not been registered because the form had an error or was incomplete.
- (b) Illegible: Utah law does not address what happens if information, on a voter registration form, is illegible.

I 2) Can a person register to change his or her name on file with the county clerk's voter registration records by filling out a voter registration form?

Yes, if a person's name changes that person can (and must) register to change it.

REGISTERING OTHERS TO VOTE

I 3) What are the laws regarding third party registration?

- (a) General prohibition on fraudulent registration: Third parties that are helping others register cannot willfully cause, procure, advise, encourage, or assist another person to register when that third person knows or believes that the other person is not eligible to register to vote.
- (b) Private parties that register others.
- (i) Interested organizations.
 - (A) Quantity limit: Interested organizations can obtain book voter registration forms from the county clerk in lots of 250. The organizations can get another lot when at least 200 of each lot have been returned to the county clerk.
 - (B) Return date: All forms must be returned to the county clerk on or before the voter registration deadline, which is October 6, 2008. Individuals or organizations must transmit a copy of each voter registration form to the appropriate election official within five days after it is received by the division
 - (ii) Obligation to return completed voter registration forms to the county clerk: It is unlawful to willfully fail or refuse to return complete forms.

14) Are there any laws regarding submission of voter registration forms by individuals receiving compensation?

According to election officials, there are no regulations on those engaged in third party registration drives.

15) Is training or registration with the state required for registration drives?

No. See **Question 14**.

16) Are volunteers or staff of voter registration drives required to be county or state residents?

No. See **Question 14**.

REGISTRATION DEADLINES

17) What is the deadline to register to vote?

October 6, 2008 (30 calendar days prior to the election) for the November 4, 2008 General Elections.

18) Must organizations or individuals engaged in voter registration drives submit their forms within a certain period of time?

Yes. Individuals or organizations must transmit a copy of each voter registration form to the appropriate election official within five days after it is received by the division. It is unlawful for anyone who obtains voter registration forms to willfully fail or refuse to deliver completed voter registration applications to the county clerk. **See Question #13.**

19) Election Day Registration?

Election Day Registration is not an option in Utah.

20) Does Utah election law allow for early voting or absentee voting?

(a) Early voting? Yes.

(i) Determining the time and place of early voting: Utah law requires the election officer to give notice of the date, time, and locations by:

- (A) Publishing the notice in one issue of a newspaper of general circulation in the county at least five (5) days before the first day that early voting begins; and
- (B) Posting the notice at the early voting locations at least five (5) days before early voting begins.

(b) Absentee voting? Yes.

(i) General rules for absentee voting.

(A) Deadlines for applying for absentee ballot.

(1) Deadline for applicants who are filing an application for an absentee ballot.

(a) In general: Applicant must apply no later than the Friday before Election Day.

(b) Overseas applicants: Applicant must file their applications no later than 20 days before election day.

(c) If applying for an absentee ballot for the Western States Presidential Primary: Then the applicant must file for the absentee ballot no later than the Tuesday before Election Day.

(2) Deadline for applicants who are voting an absentee ballot at the office of an election officer: He or she can apply and cast the ballot no later than the day before the election.

(B) Returning the ballot.

(1) (a) To vote a mail-in absentee ballot, the absentee voter shall:
(i) Complete and sign the affidavit on the envelope;
(ii) Mark his votes on the absentee ballot;
(iii) Place the voted absentee ballot in the envelope;
(iv) Securely seal the envelope; and
(v) Attach postage and deposit the envelope in the mail or deliver it in person to the election officer from whom the ballot was obtained.

(b) To vote an absentee ballot in the office of the election officer, the absent voter shall:
(i) Complete and sign the affidavit on the envelope;
(ii) Mark his votes on the absent-voter ballot;
(iii) Place the voted absent-voter ballot in the envelope;
(iv) Securely seal the envelope; and
(v) Give the ballot and envelope to the election officer.

(2) An absentee ballot is not valid unless it is:
(a) Received at the office of the appropriate election officer before the closing of polls on Election Day; or
(b) Clearly postmarked before Election Day and received in the office of the election officer before noon on the day of the official canvass following the election.

(C) Permanent absentee voter: Utah allows its residents to be put on a list of permanent absentee voters. Each year voters on the list will be mailed a questionnaire to confirm their residence and their absentee status. These residents must fill out and return the questionnaire to the county clerk.

(D) Hospitalized voters: May get an absentee ballot on the day of elections. Anyone can pick up the absentee ballot of the voter, take it to the voter, the voter can then vote as long as the voter signs a statement identifying himself as the hospitalized voter. The absentee ballot must be returned to the election officer's office before the polls close on Election Day.

(c) Absentee voting may be the only option in remote districts: Utah rules allow voting precincts with 500 or fewer persons registered to choose to conduct the entire election by absentee ballot. Notice, the absentee ballot, and instructions shall in such cases be mailed by the county clerk to all registered voters in the precinct. These voters do not need to apply for an absentee ballot on their own.

VOTER REGISTRATION LEGISLATION

2I) Is there any pending legislation? If so, where is it in the legislative process?

Yes. Utah has one (1) piece of election legislation that could affect its current voter registration laws.

(i) H.B. 446. Is currently being considered by Utah's Office of Legislative Research and General Counsel. This legislation would affect what types of voter identification are required. This piece of pending

legislation can be accessed and monitored at <http://le.utah.gov/~2008/htmdoc/hbillhtm/hb0446.htm>. H.B. 446, Gen. Assem, (Utah 2008).

22) Applicable statutes?

- (a) Statutes: Title 20 Chapters 1, 2, and 3
 - (i) Chapter 1 (§§ 20A-1-102 and 201)
 - (ii) Chapter 2 (§§ 20A-2-101; 102; 102.5; 104; 105; 108; 109; 201; 203; 204; 205; 302; 304; 401)
 - (iii) Chapter 3 (§§ 20A-3-301; 302; 303; 304; 306; 306.5)
- (b) Regulations: There are no applicable regulations.

23) Is there an elections official contact that is helpful?

For more information, contact the State's Election Office at:

- (i) Address:
 - Utah State Capitol, Suite 220
 - P.O. Box 142325
 - SLC, UT 84114-2325
- (ii) Phone: (801) 538-1041 or 1-800-955-VOTE
- (iii) Fax: (801) 538-1133
- (iv) Email: elections@utah.gov

22) What web resources are available?

State of Utah Elections Office:

<http://www.utah.gov/government/election.html>

Utah State Legislator Home Page:

<http://www.le.state.ut.us/>

Utah's Code (Statutes) are available at:

<http://le.utah.gov/%7Ecode/code.htm>

To get a Utah Voter Registration Form:

<http://www.elections.utah.gov/VoterRegistrationForm.pdf>

To get a list of county clerks offices:

<http://www.elections.utah.gov/countyclerks.html>.

Utah Voter Information at:

www.LeaveYourPrint.com

To find your polling place:

<http://gva.l.utah.gov/elections/polling.aspx>

National Campaign for Fair Elections:

<http://www.nationalcampaignforfairelections.org/pages/utah>