

Effective 5/9/2017

20A-3-305 Mailing of ballot to voter -- Enclose self-addressed envelope -- Affidavit.

- (1)
- (a) Upon timely receipt of an absentee voter application properly filled out and signed less than 30 days before the election, the election officer shall either:
 - (i) give the applicant an official absentee ballot and envelope to vote in the office; or
 - (ii) mail an official absentee ballot, postage paid, to the absentee voter and enclose an envelope printed as required in Subsection (2).
 - (b) No later than 21 days before election day, the election officer shall mail an official absentee ballot, postage paid, to all absentee voters, other than to a uniformed-service voter or an overseas voter, who have submitted a properly filled out and signed absentee voter application before the day on which the ballots are mailed and enclose an envelope printed as required by Subsection (2).
- (2) The election officer shall ensure that:
- (a) the name, official title, and post office address of the election officer is printed on the front of the envelope;
 - (b) the return envelope includes a space where a voter may write an email address and phone number by which the election officer may contact the voter if the voter's ballot is rejected; and
 - (c) the following is printed on the back of the envelope:
 - (i) a printed affidavit in substantially the following form: "County of _____ State of _____
I, _____, solemnly swear that: I am a qualified resident voter of the _____ voting precinct in _____ County, Utah and that I am entitled to vote in that voting precinct at the next election. I am not a convicted felon currently incarcerated for commission of a felony.

Signature of Absentee Voter"; and
 - (ii) a warning that the affidavit must be signed by the individual to whom the ballot was sent and that the ballot will not be counted if the signature on the affidavit does not match the signature on file with the election officer of the individual to whom the ballot was sent.
- (3) If the election officer determines that the absentee voter is required to show valid voter identification, the election officer shall:
- (a) issue the voter a provisional ballot in accordance with Section 20A-3-105.5;
 - (b) instruct the voter to include a copy of the voter's valid voter identification with the return ballot;
 - (c) provide the voter clear instructions on how to vote a provisional ballot; and
 - (d) comply with the requirements of Subsection (2).

Amended by Chapter 235, 2017 General Session

Amended by Chapter 327, 2017 General Session