



HB0160

Election ballot order.

Sponsored By: Representative(s) Burt, Clifford, Duncan, Fortner, Provenza, Yin and Zwonitzer and Senator(s) James

AN ACT relating to elections; amending the process to determine the position of candidates on the general election ballot; and providing for an effective date.

2/27/2021 Bill Number Assigned  
3/1/2021 H Received for Introduction  
3/2/2021 H Introduced and Referred to H07 - Corporations  
3/4/2021 H07 - Corporations:Recommend Amend and Do Pass 6-3-0-0-0

ROLL CALL

**Ayes:** Representative(s) Blackburn, Clifford, Duncan, Eyre, Roscoe, Zwonitzer

**Nays:** Representative(s) Clausen, Hunt, Macguire

**Ayes** 6    **Nays** 3    **Excused** 0    **Absent** 0    **Conflicts** 0

3/4/2021 H Placed on General File

HB0160HS001/FAILED

Page 1-line 7 After "W.S." insert "22-6-120(a)(vii),"; delete "is" and insert "and 22-6-122 are".

Page 1-after line 7 Insert:

**"22-6-120. Format of general election ballot.**

(a) The general election ballot shall be printed in substantial compliance with this format:

(vii) The names of partisan party candidates, if candidates have filed, and independent candidates, if candidates have filed, shall be printed in a separate column or columns, row or rows, and the name of the party represented or the word "Independent" shall be printed directly above the candidate's name or at the end of the row. ~~If there are a number of candidates representing a party, or independents, the county clerk at his discretion may designate a separate vertical column or columns, or row or rows to said candidates and print the name of said party or the word "Independent" at the top of the column or beginning of the row;~~.

Page 2-line 7 Strike "alphabetical" and insert "randomized".

Page 2-line 8 Strike "rotation" and insert "W.S. 22-6-122"; strike "When more than one (1) candidate is to be".

Page 2-lines 9 through 12 Strike entirely.

Page 2-after line 12 Insert:

**"22-6-122. Randomization of candidates' names; equal lines on voting machines.**

The names of candidates for each office shall be ~~rotated~~randomized on all ballots ~~by precinct~~ for all elections. In each county the name of each candidate shall appear substantially an equal number of times at the top, at the bottom,

and in each intermediate place. In a voting machine polling place, if candidates for the same office occupy more than one (1) line on the voting machine, the number of names appearing on each line shall be as nearly equal as possible.". ZWONITZER, CHAIRMAN

**HB0160HW001/ADOPTED**

Delete the House standing committee amendment (HB0160HS001/A) entirely and further amend as follows:

Page 1-line 7                   After "W.S." insert "22-6-120(a)(vii),"; delete "is" and insert "and 22-6-122 are".

Page 1-after line 7            Insert:

**"22-6-120. Format of general election ballot.**

(a) The general election ballot shall be printed in substantial compliance with this format:

(vii) The names of partisan party candidates, if candidates have filed, and independent candidates, if candidates have filed, shall be printed in a ~~separate~~ column or columns, row or rows, and the name of the party represented or the word "Independent" shall be printed directly above the candidate's name or at the end of the row. ~~If there are a number of candidates representing a party, or independents, the county clerk at his discretion may designate a separate vertical column or columns, or row or rows to said candidates and print the name of said party or the word "Independent" at the top of the column or beginning of the row;~~.

Page 2-line 6                   Before "candidates" insert "the names of".

Page 2-line 7                   After "be" insert "rotated as set forth in W.S. 22-6-122." and strike balance of line.

Page 2-lines 8 through 12    Strike entirely.

Page 2-after line 12        Insert:

**"22-6-122. Rotation of candidates' names; equal lines on voting machines.**

The names of candidates for each office shall be rotated on all ballots by precinct for all elections except the general election. In the general election, the names of candidates shall be rotated without reference to precinct. In each county the name of each candidate shall appear substantially an equal number of times at the top, at the bottom, and in each intermediate place. In a voting machine polling place, if candidates for the same office occupy more than one (1) line on the voting machine, the number of names appearing on each line shall be as nearly equal as possible.". BURT

3/9/2021       H COW:Passed

3/10/2021      H 2nd Reading:Laid Back

**HB0160H2001/ADOPTED**

Delete the Burt committee of the whole amendment (HB0160HW001/A) entirely and further amend as follows:

Page 1-line 7                   After "W.S." insert "22-6-120(a)(vii) and"; delete "is" and insert "are".

Page 1-after line 7                Insert:

**"22-6-120. Format of general election ballot.**

(a) The general election ballot shall be printed in substantial compliance with this format:

(vii) The names of partisan party candidates, if candidates have filed, and independent candidates, if candidates have filed, shall be printed in a ~~separate~~ column or columns, row or rows, and the name of the party represented or the word "Independent" shall be printed directly above the candidate's name or at the end of the row. ~~If there are a number of candidates representing a party, or independents, the county clerk at his discretion may designate a separate vertical column or columns, or row or rows to said candidates and print the name of said party or the word "Independent" at the top of the column or beginning of the row;~~.

Page 2-line 6                    Before "candidates" insert "the names of".

Page 2-line 7                    After "be" strike balance of line.

Page 2-lines 8 through 11       Strike entirely.

Page 2-line 12                   Strike line through "22-1-102" and insert "rotated as set forth in W.S. 22-6-122". BURT

3/11/2021     H 2nd Reading:Passed

3/12/2021     H 3rd Reading:Failed 17-43-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Andrew, Banks, Barlow, Burt, Clifford, Connolly, Eklund, Martinez, Nicholas, Ottman, Provenza, Schwartz, Sherwood, Wharff, Wilson, Yin, Zwonitzer

**Nays:** Representative(s) Baker, Bear, Blackburn, Brown, Burkhart, Clausen, Crago, Duncan, Eyre, Flitner, Fortner, Gray, Greear, Hallinan, Haroldson, Harshman, Heiner, Henderson, Hunt, Jennings, Kinner, Knapp, Larsen, L, Laursen, D, Macguire, Neiman, Newsome, Oakley, Obermueller, O'hearn, Olsen, Paxton, Roscoe, Simpson, Sommers, Stith, Styvar, Sweeney, Walters, Washut, Western, Williams, Winter

**Ayes** 17     **Nays** 43     **Excused** 0     **Absent** 0     **Conflicts** 0