



Spencer J. Cox  
Governor

**WRIT OF ELECTION, PROCLAMATION, AND NOTICE OF ELECTION  
2023-1P**

*Calling and Giving Notice of a Special Congressional Election*

**WHEREAS**, on June 6, 2023, United States Rep. Chris Stewart submitted an irrevocable letter of resignation to the governor stating that Rep. Stewart's final day representing the Second Congressional District of Utah is Sep. 15, 2023;

**WHEREAS**, Article I, Section 2 of the United States Constitution states that "[w]hen vacancies happen in the Representation from any State, the Executive Authority thereof shall issue Writs of Election to fill such Vacancies;"

**WHEREAS**, Utah Code § 20A-1-502.5 provides that once a United States representative submits an irrevocable letter of resignation, the governor shall issue a proclamation calling a special congressional election and setting a date for a primary special congressional election and a date for a general special congressional election;

**WHEREAS**, Utah Code § 20A-1-502.5 states that the governor may set a date for a primary special congressional election and a date for a general special congressional election that are different than the days specified in Utah Code § 20A-1-502.5(1)(a) if the governor calls a special session for the Legislature to appropriate money to hold the special elections;

**WHEREAS**, Utah Code § 20A-1-502.5(1)(f) requires the governor's proclamation to, consistent with that section, establish the "deadlines, time frames, and procedures for filing a declaration of candidacy, giving notice of an election, and other election requirements;"

**WHEREAS**, Utah Code § 67-1a-2 designates the Lieutenant Governor as the Chief Election Officer of the State and authorizes her to "exercise oversight, and general supervisory authority, over all elections," and to "exercise direct authority over the conduct of elections for federal, state, and multicounty officers;"

**NOW, THEREFORE**, I, Spencer J. Cox, Governor of the State of Utah, by the authority vested in me by the Constitution of the United States, Utah Constitution, and laws of the State of Utah, do hereby issue this Writ of Election, Proclamation, and Notice of Election, and order as follows:

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1. The Chief Election Officer shall, if the Legislature appropriates money under Utah Code § 20A-1-502.5(2):
  - a. conduct a primary special congressional election on Sep. 5, 2023;
  - b. conduct a general special congressional election on Nov. 21, 2023; and
  - c. perform any other duties necessary to conduct the elections above.
2. In addition, the following deadlines, time frames, and procedures shall apply:
  - a. Declaration of Candidacy
    - i. Each prospective candidate shall file a declaration of candidacy with the Chief Election Officer between 8 a.m. MST June 8, 2023, and 5 p.m. MST June 14, 2023.
  - b. Intent to Gather Signatures
    - i. Each candidate for a qualified political party that intends to seek the party's nomination through the signature gathering process shall, before gathering signatures, file a notice of intent to gather signatures between 8 a.m. MST June 8, 2023 and 5 p.m. MST June 14, 2023.
  - c. Candidate Selection
    - i. Each registered political party that is not a qualified political party shall have until July 5, 2023, to select one candidate, in a manner determined by the registered political party, as a candidate for the registered political party.
    - ii. For each qualified political party, before 5 p.m. on July 5, 2023:
      1. the party shall submit to the lieutenant governor one name for placement on the special congressional election primary ballot that the party selects using the convention process described in Utah Code Section 20A-9-407; and
      2. members of the qualified political party who desire to be placed on the special congressional election primary ballot using the signature-gathering process described in Utah Code Section 20A-9-408 shall submit signatures to the lieutenant governor.
  - d. Uniform Military and Overseas Voters
    - i. For the primary special congressional election, county clerks shall transmit ballots to uniformed-service and overseas voters by July 21, 2023.
    - ii. For the general special congressional election, county clerks shall transmit ballots to uniformed-service and overseas voters by Oct. 6, 2023.
    - iii. An election officer shall comply with the requirements of Utah Code § 20A-16-102 *et seq.*, Uniform Military and Overseas Voters Act.
  - e. Voter Registration
    - i. The voter registration deadlines and procedures set forth in Utah Code Title 20A, Election Code shall apply to the special congressional elections.
  - f. Canvassing
    - i. County Canvass:
      1. For the primary special congressional election, the County Board of Canvassers shall complete canvassing by Sep. 19, 2023.
      2. For the general special congressional election, the County Board of Canvassers shall complete canvassing by Dec. 6, 2023.
  - g. State Canvass:
    - i. For the general special congressional election, the State Board of Canvassers shall complete canvassing by Dec. 8, 2023.

3. Except as otherwise addressed in this proclamation, the deadlines, time frames, and procedures in Utah Code Title 20A, Election Code, shall apply to the congressional special elections.

**NOTICE OF ELECTION**

I hereby provide notice of an election to fill a vacancy in the Second Congressional District of Utah, consistent with deadlines, time frames, and other requirements provided in this proclamation.



**IN WITNESS WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the state of Utah. Done this 7<sup>th</sup> day of June 2023.

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

Spencer J. Cox  
Governor, State of Utah

A handwritten signature in black ink, appearing to read "Deidre M. Henderson".

Deidre M. Henderson  
Lieutenant Governor, State of Utah

ATTEST: