



Voter List Maintenance In The Commonwealth



Kentucky State Board of Elections

National Voter Registration Act (NVRA) - 52 USC §20507

§20507. Requirements with respect to administration of voter registration

(a) In general

In the administration of voter registration for elections for Federal office, each State shall —

(1) ensure that any eligible applicant is registered to vote in an election —

(4) conduct a general program that makes a reasonable effort to remove the names of ineligible voters from the official lists of eligible voters by reason of —

(A) the death of the registrant; or

(B) a change in the residence of the registrant, in accordance with subsections (b), (c), and (d);



Kentucky State Board of Elections

52 USC §20507(c)

(c) Voter removal programs

(1) A State may meet the requirement of subsection (a)(4) by establishing a program under which —

(A) change-of-address information supplied by the Postal Service through its licensees is used to identify registrants whose addresses may have changed; and

(B) if it appears from information provided by the Postal Service that —

(i) a registrant has moved to a different residence address in the same registrar's jurisdiction in which the registrant is currently registered, the registrar changes the registration records to show the new address and sends the registrant a notice of the change by forwardable mail and a postage prepaid pre-addressed return form by which the registrant may verify or correct the address information; or

(ii) the registrant has moved to a different residence address not in the same registrar's jurisdiction, the registrar uses the notice procedure described in subsection (d)(2) to confirm the change of address.



Kentucky State Board of Elections

KRS 117.015 & KRS 116.112

116.112 Voter registration purge program -- Inactive voter list.

- (1) The State Board of Elections shall establish a voter registration purge program using the change-of-address information supplied by the United States Postal Service through its licensees or other sources to identify voters whose addresses may have changed.

117.015 State Board of Elections -- Powers, duties, membership.

- (1) There shall be a State Board of Elections that is an independent agency of state government, which shall administer the election laws of the state and supervise registration and purgation of voters within the state. The board:



Kentucky State Board of Elections

Electronic Registration Information Center (ERIC)



ERIC Provides Kentucky With:

- **USPS National Change of Address (NCOA) Reports**
(Required under 52 USC §20507(c)1(a) & KRS 116.112(1))
- **Cross-state Mover Reports**
(Newer voter or licensing record in another state)
- **In-state Update Reports**
(Transportation record with newer address/contact information)
- **Deceased Reports**
(Matched to Social Security Death Master list)
- **In-state Duplicate Reports**
(Possible duplicate registration within the state)

WHICH STATES ARE MEMBERS OF ERIC?

Alaska	Georgia	Maryland	New Mexico	Texas*
Arizona	Illinois	Michigan	Oregon	Utah
Colorado	Kentucky	Minnesota	Pennsylvania	Vermont
Connecticut	Maine	Nevada	Rhode Island	Washington
Delaware	Massachusetts	New Jersey	South Carolina	and Wisconsin

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(c) Voter removal programs

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(B) if it appears from information provided by the Postal Service that —

(i) a registrant has moved to a different residence address in the same registrar's jurisdiction in which the registrant is currently registered, the registrar changes the registration records to show the new address and sends the registrant a notice of the change by forwardable mail and a postage prepaid pre-addressed return form by which the registrant may verify or correct the address information; or

(ii) the registrant has moved to a different residence address not in the same registrar's jurisdiction, the registrar uses the notice procedure described in subsection (d)(2) to confirm the change of address.

116.112 Voter registration purge program -- Inactive voter list.

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116.112 Voter registration purge program -- Inactive voter list.

- (1) The State Board of Elections shall establish a voter registration purge program using the change-of-address information supplied by the United States Postal Service through its licensees or other sources to identify voters whose addresses may have changed.
- (2)
 - (a) If it appears from information provided by the postal service or other sources that a voter has moved to a different address in the same county in which the voter is currently registered, the State Board of Elections shall provide to the county board of elections the information necessary to change the registration records to show the new address and the State Board of Elections shall send to the new address a notice of the change by forwardable mail on a form prescribed by the State Board of Elections and a postage prepaid, pre-addressed return form by which the voter may verify or correct the address information.
 - (b) If the county board of elections requests authorization from the State Board of Elections to send address confirmation notices as provided in this subsection, the State Board of Elections shall grant the request.
- (3)
 - (a) If it appears from information provided by the postal service or other sources that a voter has moved to a different address not in the same county, the State Board of Elections shall send to the address from which the voter was last registered, by forwardable mail, a notice on a form prescribed by the State Board of Elections, with a postage prepaid and pre-addressed return card on which the voter may state his current address.
 - (b) If a county board of elections requests authorization from the state board to send address confirmation notices as provided in this subsection, the state board shall grant the request.
- (4) The state or county boards of elections shall not remove the name of a voter from the registration records on the ground that the voter has changed his residence unless the voter:
 - (a) Confirms in writing that the voter has changed residence to a place outside the county; or
 - (b)
 1. Has failed to respond to the notice described in subsection (3) of this section; and
 2. Has not voted or appeared to vote and, if necessary, correct the registration records of the voter's address in an election during the period beginning on the date of the notice and ending on the day after the date of the second general election for Federal office that occurs after the date of the notice.

If a county board of elections requests authorization from the state board to conduct purges of voters in its county in accordance with the provisions of this subsection, the state board shall grant the request.
- (5) The State Board of Elections shall establish an inactive list of all voters who fail to respond to the notice described in subsection (3) of this section and do not vote or

appear to vote in an election during the period beginning on the date of the notice and ending on the day after the date of the second general election for federal office that occurs after the date of the notice. If a county board of elections requests authorization from the state board to establish an inactive list of voters for its county, the state board shall grant the request.

- (6) The State Board of Elections shall complete, not later than ninety (90) days prior to the date of a primary or regular election, any program the purpose of which is to systematically remove the names of ineligible voters from the registration records.
- (7) Voters placed on an inactive list are to be counted only for purposes of voting and not for purposes of establishing or modifying precincts, calculating the amount of reimbursement of county clerks by the State Board of Elections for certain election-related expenses, or reporting official statistics, except as provided by the Election Assistance Commission's regulations promulgated pursuant to the National Voter Registration Act of 1993.
- (8)
 - (a) The State Board of Elections and county boards of elections shall maintain for at least two (2) years and shall make available for public inspection and, where available, photocopying at a reasonable cost, all records concerning the implementation of programs and activities conducted for the purpose of ensuring the accuracy and currency of the registration records, except to the extent that the records relate to the declination to register to vote or the identity of a voter registration agency through which any particular voter is registered.
 - (b) The records maintained pursuant to paragraph (a) of this subsection shall include lists of the names and addresses of all persons to whom notices described in subsection (3) are sent, and information concerning whether each person has responded to the notice as of the date that inspection of the records is made.

Effective: June 29, 2021

History: Amended 2021 Ky. Acts ch. 197, sec. 4, effective June 29, 2021. -- Amended 2002 Ky. Acts ch. 63, sec. 6, effective July 15, 2002. -- Amended 1996 Ky. Acts ch. 195, sec. 1, effective July 15, 1996. -- Amended 1994 Ky. Acts ch. 393, sec. 7, effective January 1, 1995. -- Amended 1990 Ky. Acts ch. 48, sec. 8, effective July 13, 1990. -- Created 1988 Ky. Acts ch. 341, sec. 7, effective July 15, 1988.

Legislative Research Commission Note (7/15/94). In Attorney General Opinion 94-42, it was concluded that 1994 Ky. Acts ch. 393, which amended this statute "will take effect on January 1, 1995, the date the National Voter Registration Act will take effect with respect to Kentucky."



Kentucky State Board of Elections

KRS 116.113

116.113 Removal of voter's name by state board upon notice of death, declaration of incompetency, conviction of felony, or out-of-state registration – Notice to county clerk.

- (1) Upon receipt of notification from the Cabinet for Health and Family Services or other reliable sources of the death of a person, the State Board of Elections shall within five (5) days cause the removal of the name of that person from the voter registration records it maintains, except that no voter's name may be removed during the period of time the registration books are closed for any primary, general, or special election.
- (2) Upon receipt of notification from the circuit clerk that a person has been declared incompetent, the State Board of Elections shall within five (5) days cause the removal of the name of that person from the voter registration records it maintains, except that no voter's name may be removed during the period of time the registration books are closed for any primary, general, or special election.
- (3) Upon receipt of notification from the Administrative Office of the Courts that a person has been convicted of a felony offense, the State Board of Elections shall within five (5) days cause the removal of the name of that person from the voter registration records it maintains, except that no voter's name may be removed during the period of time the registration books are closed for any primary, general, or special election.
- (4) Upon receipt of notification from a local or state jurisdiction that a voter has registered to vote in the new local or state jurisdiction outside of the Commonwealth, the State Board of Elections shall within five (5) days cause the removal of the name of that person from the voter registration records that it maintains, except that no voter's name may be removed during the period of time the registration books are closed for any primary, regular election, or special election.
- (5) Following the purge of a name from the records of the State Board of Elections, the state board shall notify the clerk of the county in which the voter lived of the action; and the county clerk shall within ten (10) days update the county voter registration files to reflect the necessary change. If a protest is filed by the voter, the county board shall hear it at its next regular monthly meeting. If the county board decides in favor of the protesting voter, the voter's registration record shall be restored, including his voting record. If the protest is filed while the registration books are closed and the county board decides in favor of the protesting voter, the county board shall issue the voter an "Authorization to Vote" for the upcoming election and the voter's record shall be restored when the registration books open following the election.

- Death

- Declaration of Incompetency

- Felony Conviction

- Out-of-state Registration



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52 USC §20507(c)(1)

(c) Voter removal programs

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(ii) the registrant has moved to a different residence address not in the same registrar's jurisdiction, the registrar uses the notice procedure described in subsection (d)(2) to confirm the change of address.



Kentucky State Board of Elections


List Maintenance Postcard Mailings

**Kentucky
State Board of Elections**
140 Walnut Street
Frankfort, KY 40601-3240

**OFFICIAL
ELECTION MAIL**
Authorized by the U.S. Postal Service

FIRST CLASS
US Postage
PAID
Permit #465
Lexington, KY

000273



Return Service Requested

IMPORTANT VOTER REGISTRATION INFORMATION
ADAIR

SAMPLE VOTER
123 MAIN STREET
COLUMBIA, KY 42728-9441

PIN: ####

TO MAINTAIN YOUR PRIVACY, PLEASE FOLD OVER AND SECURE WITH TAPE
**PLEASE FILL IN THE CIRCLE APPLICABLE TO YOU,
THEN FOLLOW INSTRUCTIONS TO COMPLETE.**

☐ **Name and address preprinted on the card is correct.**
Please print your full name below, sign, date and return.

☐ **I have moved within the same county.** Please make changes below, sign, date and return OR visit GoVoteKy.com to make changes to your voter registration.

☐ **I have moved within Kentucky and wish to remain a registered Kentucky voter.** Please visit GoVoteKy.com to make changes to your voter registration OR contact your NEW county clerk. Returning this card will not up date your registration in your new county.

☐ **I no longer live in Kentucky and request my registration be canceled.** Please print your full name below, sign, date and return OR visit <https://vrsws.sos.ky.gov/bvc> to cancel your Kentucky voter registration.

LAST NAME FIRST NAME MIDDLE NAME SUFFIX (CIRCLE ONE) JR. SR. II III IV


ADDRESS WHERE YOU LIVE (DO NOT GIVE P.O. ADDRESS) APT. NO. CITY ZIP


ADDRESS WHERE YOU GET MAIL (IF DIFFERENT FROM ABOVE) APT. NO. CITY ZIP

WORK PHONE (INCLUDING AREA CODE) HOME PHONE (INCLUDING AREA CODE)

VOTER'S SIGNATURE DATE


8(c)(1)

**Kentucky
State Board of Elections**
140 Walnut Street
Frankfort, KY 40601-3240

**OFFICIAL
ELECTION MAIL**
Authorized by the U.S. Postal Service


**PRESORTED
FIRST CLASS**
US Postage
PAID
Permit #465
Lexington, KY

T62 P1
045428



Return Service Requested

IMPORTANT VOTER REGISTRATION INFORMATION
ADAIR


SAMPLE VOTER
123 MAIN STREET
COLUMBIA, KY 42728

PIN: #####

TO MAINTAIN YOUR PRIVACY, PLEASE FOLD OVER AND SECURE WITH TAPE
**PLEASE FILL IN THE CIRCLE APPLICABLE TO YOU,
THEN FOLLOW INSTRUCTIONS TO COMPLETE.**

☐ **Name and address preprinted on the card is correct.**
Please print your full name below, sign, date and return.

☐ **I have moved within the same county.** Please make changes below, sign, date and return OR visit GoVoteKy.com to make changes to your voter registration.

☐ **I have moved within Kentucky and wish to remain a registered Kentucky voter.** Please visit GoVoteKy.com to make changes to your voter registration OR contact your NEW county clerk. Returning this card will not up date your registration in your new county.

☐ **I no longer live in Kentucky and request my registration be canceled.** Please print your full name below, sign, date and return OR visit <https://vrsws.sos.ky.gov/bvc> to cancel your Kentucky voter registration.

LAST NAME FIRST NAME MIDDLE NAME SUFFIX (CIRCLE ONE) JR. SR. II III IV

ADDRESS WHERE YOU LIVE (DO NOT GIVE P.O. ADDRESS) APT. NO. CITY ZIP

ADDRESS WHERE YOU GET MAIL (IF DIFFERENT FROM ABOVE) APT. NO. CITY ZIP

WORK PHONE (INCLUDING AREA CODE) HOME PHONE (INCLUDING AREA CODE)

VOTER'S SIGNATURE DATE

8(d)(2)



Kentucky State Board of Elections

List Maintenance Postcard Mailings

VOTER REGISTRATION NOTICE

Dear Voter:

Due to information provided by the US Postal Service, the State Board of Elections believes you have moved to the address on the front of the card.

Please complete and mail the included pre-paid, pre-addressed form to VERIFY or UPDATE your voter registration address.

If you need additional information, please
contact your County Clerk's Office at:

LISA GREER
424 PUBLIC SQ STE 3
COLUMBIA, KY 42728
270-384-2801

DATE OF NOTICE: Feb 2022



STATE BOARD OF ELECTIONS
140 WALNUT ST
FRANKFORT KY 40601-9866

BUSINESS REPLY MAIL
FIRST-CLASS MAIL PERMIT NO. 1 FRANKFORT, KY
POSTAGE WILL BE PAID BY ADDRESSEE



IMPORTANT VOTER REGISTRATION INFORMATION

1. YOU ARE RECEIVING THIS NOTICE BECAUSE THE KENTUCKY STATE BOARD OF ELECTIONS HAS BEEN NOTIFIED BY ONE OR MORE MEANS THAT YOU NO LONGER RESIDE AT THE ADDRESS LISTED IN OUR VOTER REGISTRATION RECORDS.
2. TO ENSURE THE ACCURACY OF KENTUCKY'S VOTER REGISTRATION LISTS, IT IS IMPORTANT THAT YOU RESPOND TO THIS NOTICE. FAILURE TO RESPOND WILL AFFECT YOUR ABILITY TO VOTE.
3. IF YOU DID NOT CHANGE YOUR RESIDENCE OR IF YOU HAVE MOVED WITHIN THE SAME COUNTY, PLEASE RETURN THIS CARD NO LATER THAN THE VOTER REGISTRATION DEADLINE FOR THE NEXT ELECTION. IF YOU DO NOT RETURN THIS CARD BY THAT DATE, YOU WILL BE PLACED ON A LIST OF INACTIVE VOTERS AND CONFIRMATION OF YOUR ADDRESS WILL BE REQUIRED BEFORE YOU CAN VOTE.
4. IF YOU HAVE MOVED TO A NEW COUNTY IN KENTUCKY, PLEASE VISIT GOVOTEKY.COM TO MAKE CHANGES OR CONTACT YOUR NEW COUNTY CLERK. IF YOU HAVE MOVED OUT OF STATE, YOU NEED TO CONTACT THE ELECTION OFFICIAL IN THAT STATE FOR INFORMATION ON HOW TO REGISTER TO VOTE IN ANOTHER STATE, SEE WWW.VOTE.GOV
5. IF YOU HAVE ANY QUESTIONS ABOUT THIS NOTICE, PLEASE CONTACT THE STATE BOARD OF ELECTIONS AT 1-800-246-1399.
6. IF THIS FORM IS NOT RETURNED AND YOU DO NOT VOTE BY NOVEMBER 8, 2022, YOUR NAME WILL BE REMOVED FROM THE KENTUCKY VOTER REGISTRATION LIST.

DATE OF NOTICE: Feb 2022



STATE BOARD OF ELECTIONS
140 WALNUT ST
FRANKFORT KY 40601-9866

BUSINESS REPLY MAIL
FIRST-CLASS MAIL PERMIT NO. 1 FRANKFORT, KY
POSTAGE WILL BE PAID BY ADDRESSEE





Kentucky State Board of Elections

List Maintenance Postcard Mailings – 52 USC §20507

8(c)(1) - Returnable, forwardable, correctable, postage-paid card sent to in-county change of address. Derived from USPS NCOA info.

8(d)(2) - Returnable, forwardable, correctable, postage-paid card sent to possibly inactive voters (including out-of-county moves). List is comprised of USPS info, ERIC data, returned 8(c)(1) postcards, and voters who have not updated or voted in the previous four years.



Kentucky State Board of Elections

8(c)(1) Postcard Mailings – 52 USC §20507

8(c)(1) - Returnable, forwardable, correctable, postage-paid card sent to in-county change of address. Derived from USPS NCOA info.

- If a voter confirms an in-county move following receipt of a postcard, the county is notified and the voter's record is updated. If a voter confirms their existing address, their registration is left unchanged. The voter is also instructed on how to update/cancel their registration following an out-of-county move or out out-of-state move.
- If there is no action after receipt of an 8(c)(1), there are no further changes to the record.
- If the postcard is returned in the mail to SBE as undeliverable, the voter's registration will get a "return mail date."



Kentucky State Board of Elections

8(d)(2) Postcard Mailings – 52 USC §20507

8(d)(2) - Returnable, forwardable, correctable, postage-paid card sent to possibly inactive voters (including out-of-county moves). List is comprised of USPS info, ERIC data, 8(c)(1) postcards returned as undeliverable, and voters who have not updated or voted in the previous four years.

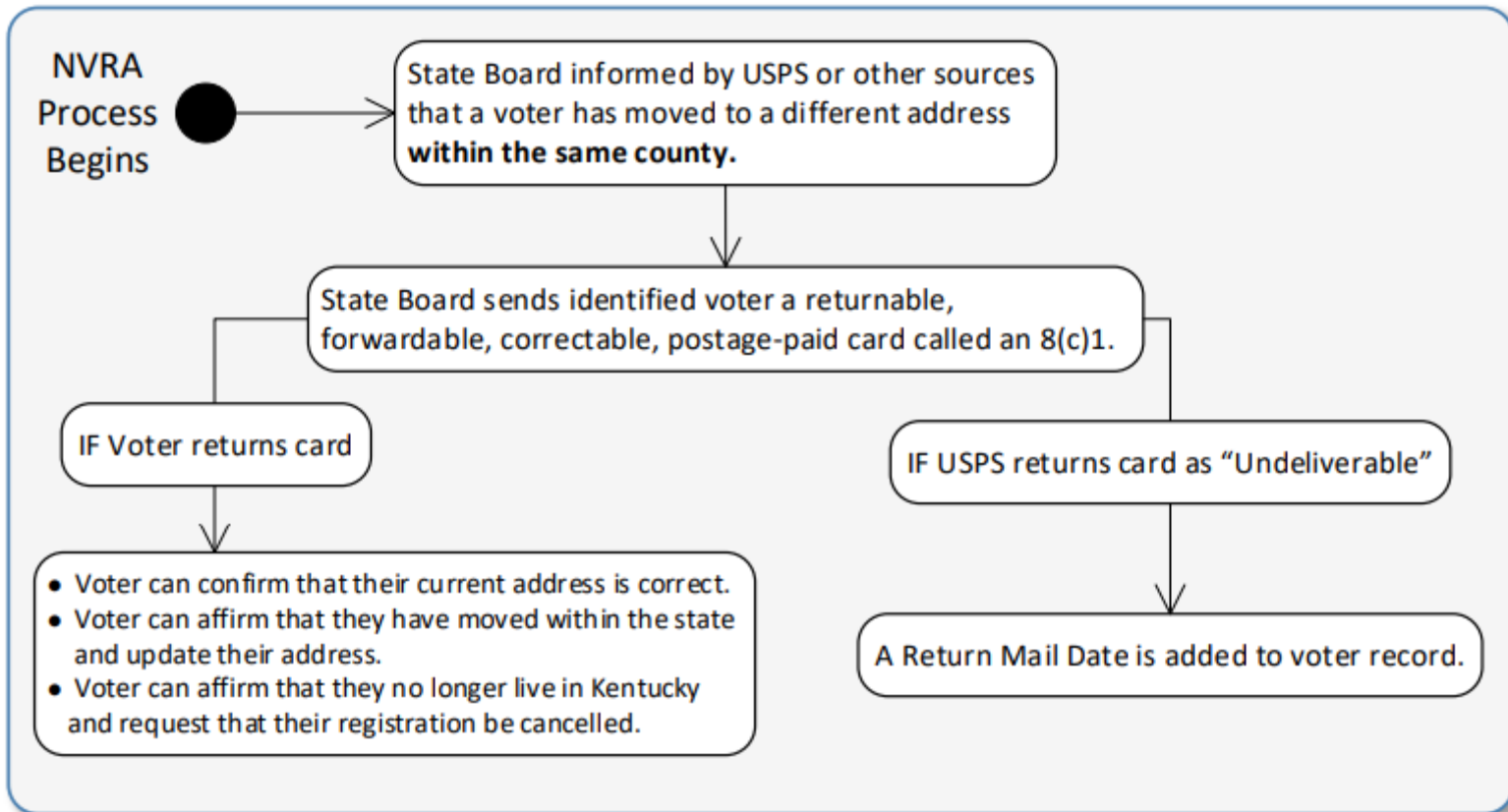
- On the date that an 8(d)(2) postcard is sent, a voter's registration is given an "inactive date." If there is no action after receipt of an 8(d)(2) or if the postcard is returned to SBE, the voter's registration faces possible purgation.
- If a voter confirms an in-state move following receipt of a postcard, the county is notified and the voter's record is updated. If a voter confirms their existing address, their "inactive date" and/or their "return mail date" is removed (if they have one). The voter is also instructed on how to update/cancel their registration following an out-of-county move or an out out-of-state move.
- Purgation only occurs if there have been 2 federal elections (4 years) since the "inactive date" and the voter has NOT: cast a vote in any election or initiated a registration update such as change of address, name, or party.



Kentucky State Board of Elections

List Maintenance Flow Chart

Basic NVRA Voter Lifecycle 8(c)1





Kentucky State Board of Elections

List Maintenance Flow Chart

Basic NVRA Voter Lifecycle 8(d)2

NVRA
Process
Begins



State Board informed by USPS or other sources
that a voter has moved to a different address.



State Board sends identified voter a returnable,
forwardable, correctable, postage-paid card called an 8(d)2.
Date postcard is sent is added to the registration record.



Voter Takes Action Within Next
Two Federal Election Cycles
After Postcard is Sent.

- Vote cast: any election
- Voter initiated update through
postcard or State Board website:
Change of Address
Change of Name
Change of Party



Registration NOT
Removed



Voter Does NOT Take Action
Within Next Two Federal Election
Cycles After Postcard is Sent.



Registration Removed per
State and Federal Law



Kentucky State Board of Elections

SBE Training Reminders for County Clerks

Clerks should reassure voters that it is perfectly normal for them to get a postcard for a former resident. It is a good thing as it helps to make sure our rolls are as up-to-date as possible – the process does take some time however, as we want to be careful throughout.

It is also perfectly normal for a voter to have gotten a postcard addressed to themselves. This is just a way to guarantee that election officials have the most up-to-date records.

Receiving a postcard alone does not mean the voter has been purged – it is simply a measure to make sure the state's voter rolls have the most accurate information.

No voter registration is removed under this process solely for a person's failure to vote. For a registration to be purged, a voter must be proven to have been inactive over the course of at least two federal elections.



Questions?

Clean voter rolls are good for all Kentuckians!