

1 AN ACT relating to campaign finance.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 83A.045 is amended to read as follows:

4 (1) Except as provided in KRS 83A.047, partisan elections of city officers shall be
5 governed by the following provisions, regardless of the form of government or
6 classification of the city:

7 (a) A candidate for party nomination to city office shall file his or her nomination
8 papers with the county clerk of the county not earlier than the first Wednesday
9 after the first Monday in November of the year preceding the year in which the
10 office will appear on the ballot and not later than the **first Friday following**
11 **the first Monday**~~last Tuesday~~ in January before the day fixed by KRS
12 Chapter 118 for holding a primary~~election~~ for the office sought. Signatures
13 for nomination papers shall not be affixed on the document to be filed prior to
14 the first Wednesday after the first Monday in November of the year preceding
15 the year in which the office will appear on the ballot. All nomination papers
16 shall be filed no later than 4 p.m. local time when filed on the last day on
17 which the papers are permitted to be filed;

18 (b) An independent candidate for nomination to city office shall not participate in
19 a primary, but shall file his or her nomination papers with the county clerk of
20 the county not earlier than the first Wednesday after the first Monday in
21 November of the year preceding the year in which the office will appear on
22 the ballot and not later than the second Tuesday in August before the day fixed
23 by KRS Chapter 118 for holding a regular election for the office. Signatures
24 for nomination papers shall not be affixed on the document to be filed prior to
25 the first Wednesday after the first Monday in November of the year preceding
26 the year in which the office will appear on the ballot. All nomination papers
27 shall be filed no later than 4 p.m. local time when filed on the last day on

1 which the papers are permitted to be filed; and

2 (c) A candidate for city office who is defeated in a partisan primary election shall
3 be ineligible as a candidate for the same office in the regular election.
4 However, if a vacancy occurs in the party nomination for which he or she was
5 an unsuccessful candidate in the primary, his or her name may be placed on
6 the voting machines for the regular election as a candidate of that party if he
7 or she has been duly made the party nominee after the vacancy occurs, as
8 provided in KRS 118.105.

9 (2) Except as provided in KRS 83A.047, nonpartisan elections of city officers shall be
10 governed by KRS 83A.050, 83A.170, 83A.175, and the following provisions,
11 regardless of the form of government or classification of the city:

12 (a) A candidate for city office shall file his or her nomination papers with the
13 county clerk of the county not earlier than the first Wednesday after the first
14 Monday in November of the year preceding the year in which the office will
15 appear on the ballot and not later than the first Friday following the first
16 Monday~~Last Tuesday~~ in January before the day fixed by KRS Chapter 118
17 for holding a primary for nominations for the office. Signatures for
18 nomination papers shall not be affixed on the document to be filed prior to the
19 first Wednesday after the first Monday in November of the year preceding the
20 year in which the office will appear on the ballot. All nomination papers shall
21 be filed no later than 4 p.m. local time when filed on the last day on which the
22 papers are permitted to be filed;

23 (b) Any city of the home rule class may by ordinance provide that the nomination
24 and election of candidates for city office in a nonpartisan election shall be
25 conducted pursuant to the provisions of this subsection:

26 1. A city may forgo conducting a nonpartisan primary election for the
27 nomination of candidates to city office, regardless of the number of

- 1 candidates running for each office, and require all candidates to file their
2 nomination papers with the county clerk of the county not earlier than
3 the first Wednesday after the first Monday in November of the year
4 preceding the year in which the office will appear on the ballot and not
5 later than the second Tuesday in August before the day fixed by KRS
6 Chapter 118 for holding a regular election for the office. Signatures for
7 nomination papers shall not be affixed on the document to be filed prior
8 to the first Wednesday after the first Monday in November of the year
9 preceding the year in which the office will appear on the ballot;
- 10 2. All nomination papers shall be filed no later than 4 p.m. local time when
11 filed on the last day on which the papers are permitted to be filed;
- 12 3. If a city does not conduct a primary pursuant to this subsection, the
13 election of candidates to city office shall be governed by the provisions
14 of this subsection, KRS 83A.175(2) to (6), and KRS Chapters 116 to
15 121;
- 16 4. In the absence of a primary pursuant to this subsection, the number of
17 candidates equal to the number of city offices to be filled who receive
18 the highest number of votes cast in the regular election for each city
19 office shall be elected;
- 20 5. Candidates shall be subject to all other applicable election laws pursuant
21 to this chapter and KRS Chapters 116 to 121;
- 22 6. If a vacancy occurs in a candidacy for city office in any city which has
23 not held a primary pursuant to this subsection after the expiration of
24 time for filing nomination papers, or if there are fewer candidates than
25 there are offices to be filled, the vacancy in candidacy shall be filled by
26 write-in voting; and
- 27 7. At the regular election, the voters shall be instructed to vote for one (1)

1 candidate, except when there is more than one (1) candidate for which
2 voters may vote, the instruction "vote for up to candidates" shall be
3 used on the ballot; and

4 (c) A candidate for city office who is defeated in a nonpartisan primary election
5 shall be ineligible as a candidate for the same office in the regular election.

6 ➔Section 2. KRS 118.165 is amended to read as follows:

7 (1) Except as provided in KRS Chapters 116 to 121, candidates for offices to be voted
8 for by the electors of one (1) county or of a district less than one (1) county, except
9 members of Congress and members of the General Assembly, shall file their
10 nomination papers with the county clerk of the county not earlier than the first
11 Wednesday after the first Monday in November of the year preceding the year the
12 office will appear on the ballot and not later than the *first Friday following the first*
13 *Monday*~~last Tuesday~~ in January preceding the day fixed by law for holding the
14 primary.

15 (2) Candidates for offices to be voted for by the electors of more than one (1) county,
16 and for members of Congress and members of the General Assembly, shall file their
17 nomination papers with the Secretary of State not earlier than the first Wednesday
18 after the first Monday in November of the year preceding the year the office will
19 appear on the ballot and not later than the *first Friday following the first*
20 *Monday*~~last Tuesday~~ in January preceding the day fixed by law for holding the
21 primary. Signatures for nomination papers shall not be affixed on the document to
22 be filed prior to the first Wednesday after the first Monday in November of the year
23 preceding the year in which the office will appear on the ballot. All nomination
24 papers shall be filed no later than 4 p.m. local time at the place of filing when filed
25 on the last date on which the papers may be filed.

26 (3)~~(2)~~ The Secretary of State or the county clerk shall examine the notification and
27 declaration form of each candidate to determine whether it is regular on its face. If

1 there is an error, the proper officer shall notify the candidate by certified mail within
2 twenty-four (24) hours of filing.

3 ~~(4)~~~~(3)~~ A judge who elected to retire as a Senior Status Special Judge in accordance
4 with KRS 21.580 shall not become a candidate or a nominee for any elected office
5 during the five (5) year term prescribed in KRS 21.580(1)(a)1., regardless of the
6 number of days served by the judge acting as a Senior Status Special Judge.

7 ➔Section 3. KRS 118A.060 is amended to read as follows:

8 (1) Except as provided in KRS 118A.100, no person's name shall appear on a ballot
9 label or absentee ballot for an office of the Court of Justice without first having
10 been nominated as provided in this section.

11 (2) Each candidate for nomination shall file a petition for nomination with the Secretary
12 of State not earlier than the first Wednesday after the first Monday in November of
13 the year preceding the year in which the office will appear on the ballot and not later
14 than the first Friday following the first Monday~~last Tuesday~~ in January preceding
15 the day fixed by law for holding the primary~~election~~ for the office. The petition
16 shall be sworn to before an officer authorized to administer an oath by the candidate
17 and by not less than two (2) registered voters from the district or circuit from which
18 he or she seeks nomination. Signatures for nomination papers shall not be affixed
19 on the document to be filed prior to the first Wednesday after the first Monday in
20 November of the year preceding the year in which the office will appear on the
21 ballot. The petition shall be filed no later than 4 p.m. local time at the place of filing
22 when filed on the last date on which the papers are permitted to be filed.

23 (3) The petition for nomination shall be in the form prescribed by the State Board of
24 Elections. The petition shall include a declaration sworn to by the candidate, that he
25 or she possesses all the constitutional and statutory requirements of the office for
26 which the candidate has filed. Titles, ranks, or spurious phrases shall not be
27 accepted on the petition and shall not be printed on the ballots as part of the

1 candidate's name; however, nicknames, initials, and contractions of given names
2 may be acceptable as the candidate's name.

3 (4) The Secretary of State shall examine the petition of each candidate to determine
4 whether it is regular on its face. If there is an error, the Secretary of State shall
5 notify the candidate by certified mail within twenty-four (24) hours of filing. The
6 order of names on the ballot for each district or circuit, and numbered division~~]~~
7 ~~thereof]~~ if divisions exist, shall be determined by lot at a public drawing to be held
8 in the office of the Secretary of State at 2 p.m., standard time, on the Thursday
9 following the **filing deadline for the primary as established in Sections 1, 2, and 3**
10 **of this Act**~~[last Tuesday in January preceding the primary election]~~.

11 (5) Not later than the date set forth in KRS 118.215(1)(a) preceding the primary~~]~~
12 ~~election]~~, and after the order of names on the ballot has been determined as required
13 in subsection (4) of this section, the Secretary of State shall:

14 (a) Certify to the county clerks of the respective counties entitled to participate in
15 the election of the various candidates, the name and place of residence of each
16 candidate for each office, by district or circuit, and numbered division~~]~~
17 ~~thereof]~~ if divisions exist, as specified in the petitions for nomination filed
18 with him **or her**; and

19 (b) Designate for the county clerks the office of the Court of Justice with which
20 the names of candidates shall be printed and the order in which they are to
21 appear on the ballot.

22 (6) The ballot position of a candidate shall not be changed after the ballot position has
23 been designated by the Secretary of State.

24 (7) The county clerks of each county shall cause to be printed on the ballot labels for
25 the voting machines and on the special ballots for the primary the names of the
26 candidates for offices in the Court of Justice.

27 (8) The names of the candidates shall be placed on the voting machine in a separate

1 column or columns or in a separate line or lines and identified by the words
2 "Judicial Ballot." The words "Vote for one," or "Vote for one in each division,"
3 shall be printed on the ballot in an appropriate location. The office, numbered
4 division~~[thereof]~~ if divisions exist, and the candidates~~[therefor]~~ shall be clearly
5 labeled. No party designation or emblem of any kind, nor any sign indicating any
6 candidate's political belief or party affiliation, shall be used on voting machines or
7 special ballots.

8 (9) The two (2) candidates receiving the highest number of votes for nomination for
9 justice or judge of a district or circuit, or numbered division~~[thereof]~~ if divisions
10 exist, shall be nominated. Certificates of nomination shall be issued as provided in
11 KRS 118A.190.

12 (10) If it appears after expiration of the time for filing petitions for nomination that there
13 are not more than two (2) candidates who have filed the necessary petitions for a
14 place on the ballot in the regular election, no drawing for ballot position shall be
15 held and the Secretary of State shall immediately issue and file in the Secretary's
16 office certificates of nomination, and send copies to the candidates.

17 ➔Section 4. KRS 118.215 is amended to read as follows:

18 (1) After the order of the names has been determined as provided in KRS 118.225, the
19 Secretary of State shall certify, to the county clerks of the respective counties
20 entitled to participate in the nomination or election of the respective candidates, the
21 name, place of residence, and party of each candidate or slate of candidates for each
22 office, as specified in the nomination papers or certificates and petitions of
23 nomination filed with him or her, and shall designate the device with which the
24 candidate groups, slates of candidates, or lists of candidates of each party shall be
25 printed, in the order in which they are to appear on the ballot, with precedence to be
26 given to the party that polled the highest number of votes at the preceding election
27 for presidential electors, followed by the political party which received the second

1 highest number of votes, with the order of any other political parties and
2 independents to be determined by lot. Candidates for county offices and local state
3 offices shall be listed in the following order: Commonwealth's attorney, circuit
4 clerk, property valuation administrator, county judge/executive, county attorney,
5 county clerk, sheriff, jailer, county commissioner, coroner, justice of the peace, and
6 constable. The names of candidates for President and Vice President shall be
7 certified in lieu of certifying the names of the candidates for presidential electors.

8 The names shall be certified as follows:

- 9 (a) Not later than the second Monday after the *filing deadline for the primary as*
10 *established in Sections 1, 2, and 3 of this Act*~~[filing deadline for the primary];~~
11 (b) Not later than the second Monday after the filing deadline for the
12 *regular*~~[general]~~ election, except as provided in paragraph (c) of this
13 subsection; and
14 (c) Not later than the Monday after the Friday following the first Tuesday in
15 September preceding a *regular*~~[general]~~ election, for those years in which
16 there is an election for President and Vice President of the United States.
- 17 (2) Except as otherwise provided in subsection (3) of this section, all independent
18 candidates or slates of candidates whose nominating petitions are filed with the
19 county clerk or the Secretary of State shall be listed under the title and device
20 designated by them as provided in KRS 118.315, or if none is designated, under the
21 word "independent," and shall be placed on the ballot in a separate column or
22 columns or in a separate line or lines according to the office which they seek. The
23 order in which independent candidates or slates of candidates shall appear on the
24 ballot shall be determined by lot by the county clerk. If the same device is selected
25 by two (2) groups of petitioners, it shall be given to the first selecting it and the
26 county clerk shall permit the other group to select a suitable device. This section
27 shall not apply to candidates for municipal offices which come under subsection (3)

1 of this section.

2 (3) The ballots used at any election in which city officers are to be elected as provided
3 in subsection (2) of this section shall contain the names of candidates for the city
4 offices grouped according to the offices they seek, and the candidates shall be
5 immediately arranged with and designated by the title of office they seek. The order
6 in which the names of the candidates for each office are to be printed on the ballot
7 shall be determined by lot. Each group of candidates for each separate office for
8 which the candidates are to be elected shall be clearly separated from other groups
9 on the ballot and spaced to avoid confusion on the part of the voter.

10 (4) The Secretary of State shall not knowingly certify to the county clerk of any county
11 the name of any candidate or slate of candidates who has not filed the required
12 nomination papers, nor knowingly fail to certify the name of any candidate or slate
13 of candidates who has filed the required nomination papers.

14 (5) If the county clerk determines that the number of certified candidates or slates of
15 candidates cannot be placed on a ballot which can be accommodated by the voting
16 machines currently in use by the county, he or she shall so notify the State Board of
17 Elections not later than the last Tuesday in February preceding the primary or the
18 last Tuesday in August preceding the regular~~general~~ election. The State Board of
19 Elections shall meet within five (5) days of the notice, review the ballot conditions,
20 and determine whether supplemental paper ballots are necessary for the election.
21 Upon approval of the State Board of Elections, supplemental paper ballots may be
22 used for nonpartisan candidates or slates of candidates for an office or offices and
23 public questions submitted for a yes or no vote. All candidates or slates of
24 candidates for any particular office shall be placed either on the machine ballot or
25 on the paper ballot. Supplemental paper ballots may also be used to conduct the
26 voting, in the instance of a small precinct as provided in KRS 117.066.

27 (6) The ballot position of a candidate or slate of candidates shall not be changed after

1 the ballot position has been designated by the county clerk.

2 ➔Section 5. KRS 118.225 is amended to read as follows:

- 3 (1) For the purpose of determining the order in which the names of candidates or slates
4 of candidates to be voted for by the electors of the entire state shall be certified and
5 printed on the ballots with the designation of the respective offices, the Secretary of
6 State shall prepare lists of the counties of each congressional district of the state.
7 *The Secretary of State*~~[He]~~ shall arrange the surnames of all candidates or slates of
8 candidates for each office in alphabetical order for the First Congressional District,
9 and the names shall be certified in this order to the county clerks of all the counties
10 comprising that district. For each succeeding congressional district, taken in
11 numerical order, the name appearing first for each office in the last preceding
12 district shall be placed last, and the name appearing second in the last preceding
13 district shall be placed first, and each other name shall be moved up one (1) place.
14 The lists shall be certified accordingly.
- 15 (2) For all other offices for which nomination papers and petitions are filed with the
16 Secretary of State, the order of names of candidates for each office shall be
17 determined by lot at a public drawing to be held in the office of the Secretary of
18 State at 2 p.m., standard time, on the Thursday following the *filing deadline for*~~last~~
19 ~~Tuesday in January preceding~~ the primary *as established in Sections 1, 2, and 3 of*
20 *this Act* or the Thursday following the second Tuesday in August preceding the
21 *regular*~~[general]~~ election.
- 22 (3) For all offices for which nomination papers and petitions are filed in the office of
23 the county clerk, the order in which the names of candidates for each office are to
24 be printed on the ballot shall be determined by lot at a public drawing in the office
25 of the county clerk at 2 p.m., standard time, on the Thursday following the *filing*
26 *deadline for*~~last Tuesday in January before~~ the primary *as established in Sections*
27 *1, 2, and 3 of this Act* or the Thursday following the second Tuesday in August

1 preceding the regular~~[general]~~ election.

2 (4) If the number of certified candidates or slates of candidates cannot be placed on a
3 ballot which can be accommodated on voting machines currently in use in the
4 county, the county clerk shall notify the State Board of Elections, as provided in
5 KRS 118.215.

6 ➔Section 6. KRS 118.581 is amended to read as follows:

7 The State Board of Elections shall convene in Frankfort on the third~~[second]~~ Tuesday in
8 December~~[January]~~ preceding a presidential preference primary. At the meeting required
9 by this section, the board shall nominate as presidential preference primary candidates all
10 those candidates of the political parties for the office of President of the United States
11 who have qualified for matching federal campaign funds. Immediately upon completion
12 of this requirement, the board shall transmit a list of all the nominees selected to the
13 Secretary of State and shall also release the list to the news media.

14 ➔Section 7. KRS 118.591 is amended to read as follows:

15 (1) Any person seeking the endorsement by a political party for the office of President
16 of the United States, or any group organized in this state on behalf of, and with the
17 consent of, the person, may file with the Secretary of State certified petitions signed
18 by five thousand (5,000) persons who, at the time they sign, are registered and
19 qualified voters in the Commonwealth and are affiliated, by registration, with the
20 same political party as the candidate for whom petitions are filed.

21 (2) The petitions shall be filed by the petitioners with the Secretary of State no later
22 than the first Friday following the first Monday~~[last Tuesday]~~ in January preceding
23 a presidential preference primary.

24 (3) The petitions shall state:

25 (a) The name of the candidate for nomination and the party of which the
26 candidate~~[he]~~ is a member; and

27 (b) The name and address of the chair~~[chairman]~~ of the group circulating such

1 petition.

2 (4) The Secretary of State shall determine the sufficiency of petitions filed with him or
3 her and shall immediately communicate his or her determination to the
4 chair~~[chairman]~~ of the group which has filed the petitions.

5 (5) In lieu of the petition requirements of subsections (1) to (4) of this section, a
6 candidate may qualify to appear on the presidential preference primary ballot of the
7 candidate's~~[his]~~ political party by filing with the Secretary of State, no later than the
8 first Friday following the first Monday~~[last Tuesday]~~ in January preceding a
9 presidential preference primary, a notice of candidacy signed by the candidate and
10 either of the following:

11 (a) A certification by the Federal Election Commission that, by the filing
12 deadline, the candidate has qualified for matching federal campaign funds; or

13 (b) Evidence that, by the filing deadline, the candidate's name is qualified to
14 appear on the presidential preference primary ballot of the candidate's~~[his]~~
15 political party in at least twenty (20) other states.

16 (6) The Secretary of State shall determine the sufficiency of the documentation
17 provided pursuant to subsection (5) of this section and shall immediately
18 communicate his or her determination to the candidate or the candidate's~~[his]~~
19 agent.

20 ➔Section 8. KRS 118.601 is amended to read as follows:

21 (1) The Secretary of State shall contact each person who has been nominated by
22 petition, or who has been nominated pursuant to KRS 118.591(5) and (6), and
23 notify him or her in writing by certified mail, with return receipt requested, that his
24 or her name will appear as a candidate on the Kentucky presidential primary ballot
25 of his or her party.

26 (2) The order in which the names of candidates for a presidential preference primary are
27 to be printed on the ballot shall be determined by lot at a public drawing in the

1 office of the Secretary of State at 2 p.m., standard time, on the Thursday following
2 the filing deadline for~~[last Tuesday in January preceding]~~ the presidential
3 preference primary as established in Section 7 of this Act.

4 (3) Not later than the date set forth in KRS 118.215(1)(a) preceding the presidential
5 preference primary, and after the order of the names has been determined as
6 provided by subsection (2) of this section, the Secretary of State shall certify to each
7 county clerk the name, place of residence, and party of each candidate, as specified
8 in the notice of candidacy forms or petitions filed with the Secretary of State~~[him]~~
9 and shall designate the device with which the candidates of each party shall be
10 printed, in the order in which they are to appear on the ballot, with precedence to be
11 given to the party that polled the highest number of votes at the preceding election
12 for presidential electors, followed by the political party which received the second
13 highest number of votes.

14 ➔Section 9. KRS 83A.165 is amended to read as follows:

15 (1) A candidate running to fill the unexpired term of any city office shall file his or her
16 nomination papers in accordance with the provisions of KRS 83A.045, 118.365,
17 118.375, and 83A.047.

18 (2) Vacancies in the office of mayor or city legislative body that are to be filled
19 temporarily by appointment shall be governed by the provisions of KRS 83A.040
20 and Section 152 of the Kentucky Constitution.

21 (3) Vacancies in the office of mayor or city legislative body that are to be filled by
22 partisan election shall be governed by the following provisions:

23 (a) Vacancies in candidacy shall be governed by KRS 118.105;

24 (b) Nominations for unexpired terms shall be governed by KRS 118.115 and
25 Section 152 of the Kentucky Constitution; and

26 (c) Independent candidates filing to fill a vacancy shall be governed by KRS
27 118.375.

- 1 (4) Vacancies in the office of mayor or city legislative body that are to be filled by
2 nonpartisan election shall be governed by the following provisions:
- 3 (a) If the vacancy occurs not less than one hundred sixty (160)~~[thirty-four (134)]~~
4 days before a May primary, candidates to fill the vacancy shall be nominated
5 at that primary in the manner prescribed in KRS 83A.170; and
- 6 (b) If the vacancy occurs on or after the one hundred sixtieth~~[thirty-fourth]~~ day
7 before a May primary or at a time after the primary, the election to fill the
8 unexpired term shall be held without a primary in the manner prescribed in
9 Section 152 of the Kentucky Constitution. Petitions of nomination for
10 candidates to fill the vacancy shall be filed at the time and place prescribed in
11 KRS 118.365; and
- 12 (c) Vacancies in candidacy in any city that has eliminated the nonpartisan primary
13 election pursuant to KRS 83A.045 shall be governed by the provisions of
14 KRS 83A.045(2)(b)6.
- 15 ➔Section 10. KRS 118.115 is amended to read as follows:
- 16 (1) Except as provided in subsection (2)(b) of KRS 83A.045 governing vacancies in
17 candidacy, candidates for unexpired terms to be filled at a regular election shall be
18 nominated at the primary next preceding the regular election, if the vacancy
19 occurred not less than one hundred sixty (160)~~[thirty-four (134)]~~ days before the
20 primary. If the vacancy occurred less than one hundred sixty (160)~~[thirty-four (134)]~~
21 days before the primary, the nomination shall be made in a manner determined by
22 the governing authority of the political party concerned. In the preparation of
23 ballots, candidates for full terms shall be grouped together, and candidates for
24 unexpired terms shall be grouped together, under appropriate headings, so that the
25 voter may easily distinguish the candidates for full terms from the candidates for
26 unexpired terms.
- 27 (2) A judge who elected to retire as a Senior Status Special Judge in accordance with

1 KRS 21.580 shall not become a candidate or a nominee for any elected office
2 during the five (5) year term prescribed in KRS 21.580(1)(a)1., regardless of the
3 number of days served by the judge acting as a Senior Status Special Judge.

4 ➔Section 11. KRS 118.375 is amended to read as follows:

5 (1) If a vacancy occurs in any elective office less than one hundred ~~thirty-~~
6 ~~four (134)]~~ sixty (160) days before the primary or at any time after the primary, but not less
7 than three (3) months before the regular election, independent, or political
8 organization, or political group candidates may file their petitions at the time and
9 place provided in KRS 118.365, subject to the restrictions concerning party
10 registration and candidacy provided in KRS 118.315(1).

11 (2) A judge who elected to retire as a Senior Status Special Judge in accordance with
12 KRS 21.580 shall not become a candidate or a nominee for any elected office
13 during the five (5) year term prescribed in KRS 21.580(1)(a)1., regardless of the
14 number of days served by the judge acting as a Senior Status Special Judge.

15 ➔Section 12. KRS 117.055 is amended to read as follows:

16 Subject to KRS 117.0551 to 117.0555:

17 (1) Each county shall be divided into election precincts by the county board of
18 elections. Each election precinct shall be composed of contiguous and, as nearly as
19 practicable, compact areas having clearly definable boundaries and wholly
20 contained within any larger district. The county board of elections shall establish
21 precincts so that no boundary of a precinct crosses the boundary of:

22 (a) The Commonwealth;

23 (b) A county or urban-county;

24 (c) A congressional district;

25 (d) A state senatorial district;

26 (e) A state representative district;

27 (f) A justice of the peace or county commissioner's district established under

1 KRS Chapter 67; or

2 (g) An aldermanic ward established under KRS 83.440.

3 (2) The county board of elections shall have the authority to draw precinct lines so as to
4 enable more than one (1) precinct to vote at one (1) location. The county board of
5 elections shall review election precinct boundaries as often as necessary. Without
6 exception, they shall review the boundaries of all election precincts exceeding seven
7 hundred (700) votes cast in the last regular election prior to each primary election,
8 and the State Board of Elections may require a written report at least sixty (60) days
9 prior to the candidate filing deadline set forth in KRS 118.165(1) and (2) on each
10 election precinct exceeding seven hundred (700) votes cast in the last regular
11 election. Consideration to the division of said election precincts should be based on
12 the anticipated growth factor within the specified boundaries; however, the county
13 board of elections shall not be prohibited from dividing election precincts in excess
14 of seven hundred (700) votes cast in the last regular election or less than seven
15 hundred (700) votes cast in the last regular election if they elect to do so. However,
16 the State Board of Elections may, in its discretion, withhold from a county the
17 expenses of an election under KRS 117.345 for any precinct containing more than
18 one thousand five hundred (1,500) registered voters, excluding those precincts
19 utilizing optical scan voting machines and those periods of time in which the
20 precinct boundaries have been frozen under KRS 117.056.

21 (3) No election precinct shall be created, divided, abolished, or consolidated or the
22 boundaries therein changed prior to any primary election to comply with the
23 provisions of KRS 117.055 to 117.0555 and KRS 117.0557 later than the last date
24 prescribed by election law generally for filing notification and declaration forms
25 with the county clerk or Secretary of State. No election precinct shall be created,
26 divided, abolished, or consolidated or the boundaries therein changed prior to any
27 general election to comply with the provisions of KRS 117.055 to 117.0555 and

1 KRS 117.0557 later than the last date prescribed by election law generally for filing
2 certificates or petitions of nomination with the county clerk or Secretary of State.

3 (4) The county board of elections shall designate the name or number and the
4 boundaries of the election precincts. Each precinct shall contain, as nearly as
5 practicable, an equal number of voters, based on the number of registered voters in
6 the county.

7 (5) A map and listing of the exact election precinct boundaries shall be filed by the
8 county board of elections with the State Board of Elections, and any changes in
9 boundaries thereafter made shall also be filed with the State Board of Elections. A
10 copy of this map indicating all precinct boundaries within the county shall be
11 included in the election supplies of each precinct.

12 (6) If the county board of elections fails to perform any of the duties required by KRS
13 117.055 to 117.0555 and KRS 117.0557:

14 (a) The State Board of Elections or any citizen and voter of the county may apply
15 to the Circuit Court of the county for a summary mandatory order requiring
16 the board to perform the duty. Appeals may be taken to the Court of Appeals
17 by either party; and

18 (b) The State Board of Elections shall not submit claims for payments to the
19 county under KRS 117.343 and 117.345 until the State Board of Elections
20 determines in writing that the duty has been performed.

21 (7) The county board of elections shall coordinate all precinct boundary changes with
22 the affected school board, magisterial, and municipal boundaries.

23 ➔Section 13. KRS 118.367 is amended to read as follows:

24 (1) An independent, or political organization, or political group candidate required to
25 file nomination papers pursuant to KRS 118.365(5) shall be required to file a
26 statement-of-candidacy form with the same office at which nomination papers are
27 filed. Candidates for federal office and candidates for mayor or legislative body in

1 cities of the home rule class participating in partisan elections shall not be required
 2 to file a statement-of-candidacy form. The statement-of-candidacy form shall be
 3 filed not earlier than the first Wednesday after the first Monday in November of the
 4 year preceding the year in which the office will appear on the ballot and not later
 5 than the first Friday following the first Monday~~[April 1]~~ preceding the day fixed
 6 by law for holding of regular elections for the offices sought.~~[If the office in which~~
 7 ~~the statement of candidacy form is to be filed is closed on April 1, the form may be~~
 8 ~~filed on the next business day.]~~ The statement-of-candidacy form shall be filed no
 9 later than 4 p.m. local time when filed on the last day on which papers are permitted
 10 to be filed. No person shall file a statement-of-candidacy form for more than one (1)
 11 public office during an election cycle.

12 (2) The statement-of-candidacy form shall be prescribed by the State Board of
 13 Elections. The statement-of-candidacy form shall be signed by the candidate upon
 14 filing. No charge shall be assessed for the filing of a statement-of-candidacy form.
 15 The Secretary of State and county clerks shall examine the statement-of-candidacy
 16 form of each candidate who files the form to determine if there is an error. If an
 17 error has occurred, the candidate shall be notified by certified mail within twenty-
 18 four (24) hours.

19 ➔Section 14. KRS 121.180 is amended to read as follows:

20 (1) (a) Any candidate, slate of candidates, or political issues committee shall be
 21 exempt from filing any campaign finance reports required by subsections (3)
 22 and (4) of this section if the candidate, slate of candidates, or political issues
 23 committee chair files a form prescribed and furnished by the registry stating
 24 that currently no contributions have been received and that contributions will
 25 not be accepted or expended in excess of three thousand dollars (\$3,000) in
 26 any one (1) election. For a candidate for judicial office who desires to be
 27 exempt from filing any campaign finance reports as provided in this

1 paragraph, the request for exemption shall be filed by the campaign treasurer
2 of the candidate's campaign committee, but the candidate shall be personally
3 liable for any violation if the campaign treasurer accepts contributions or
4 makes expenditures in excess of the limit and shall be subject to the same
5 penalties as a candidate as provided in subparagraph 1. or 2. of paragraph (k)
6 of this subsection. A separate form shall be required for each primary, regular,
7 or special election in which the candidate or slate of candidates participates or
8 in which the public question appears on the ballot, unless the candidate, slate
9 of candidates, or political issues committee chair indicates on a request for
10 exemption that the request will be applicable to more than one (1) election.
11 The form shall be filed with the same office with which a candidate or slate of
12 candidates files nomination papers or, in the case of a political issues
13 committee, with the registry.

- 14 (b) For a primary, a candidate or slate of candidates shall file a request for
15 exemption not later than the deadline for filing nomination papers and, except
16 as provided in subparagraph 2. of paragraph (c) of this subsection, shall be
17 bound by its terms unless it is rescinded in writing not later than fifteen (15)
18 days after the filing deadline. For a regular election, a candidate or slate of
19 candidates shall file or rescind in writing a request for exemption not later
20 than twenty-five (25) days after the date of the preceding primary election,
21 except as provided in subparagraph 2. of paragraph (c) of this subsection. For
22 a special election, a candidate or slate of candidates shall file a request for
23 exemption not later than ten (10) days after the candidate or slate of
24 candidates is nominated for a special election and shall be bound by its terms
25 unless it is rescinded in writing not later than twenty-five (25) days after the
26 date on which the nomination for a special election is made. A political issues
27 committee chair shall file a request for exemption not later than ten (10) days

1 after the date on which the committee registers with the registry and shall be
2 bound by its terms unless it is rescinded in writing not later than fifteen (15)
3 days after the date on which the request for exemption is filed.

- 4 (c) 1. A candidate or slate of candidates that revokes a request for exemption
5 in a timely manner shall file all reports required of a candidate intending
6 to raise or spend in excess of three thousand dollars (\$3,000) in an
7 election. To revoke the request for an exemption, the candidate or slate
8 of candidates shall file the appropriate form with the registry not later
9 than the deadline for filing a revocation.
- 10 2. A candidate for any city, urban-county government, charter county
11 government, consolidated local government, unified local government,
12 or county office or for any school board office, who is exempted from
13 campaign finance reporting requirements pursuant to paragraph (a) of
14 this subsection but who accepts contributions or makes expenditures in
15 excess of the exempted amount in an election, shall file all applicable
16 reports required for the remainder of that election, based upon the
17 amount of contributions or expenditures the candidate accepts or
18 receives in that election. The filing of applicable required reports by a
19 candidate after the exempted amount is exceeded shall serve as notice to
20 the registry that the initial exemption has been rescinded. No further
21 notice to the registry shall be required and no penalty for exceeding the
22 initial exempted amount shall be imposed against the candidate, except
23 for failure to file applicable reports required after the exempted amount
24 is exceeded.

- 25 (d) Any candidate or slate of candidates that is subject to an August filing
26 deadline and that intends to execute a request for exemption shall file the
27 appropriate request for exemption not later than the filing deadline and, except

1 as provided in subparagraph 2. of paragraph (c) of this subsection, shall be
2 bound by its terms unless it is rescinded in writing not later than fifteen (15)
3 days after the filing deadline. A candidate or slate of candidates that is covered
4 by this paragraph shall have the same reversion rights as those provided in
5 subparagraph 1. of paragraph (c) of this subsection.

6 (e) Any candidate or slate of candidates that will appear on the ballot in a regular
7 election that has signed a request for exemption for that election may exercise
8 the reversion rights provided in subparagraph 1. of paragraph (c) of this
9 subsection if a candidate or slate of candidates that is subject to an August
10 filing deadline subsequently files in opposition to the candidate or slate of
11 candidates. Except as provided in subparagraph 2. of paragraph (c) of this
12 subsection, a candidate or slate of candidates covered by this paragraph shall
13 comply with the deadline for rescission provided in subparagraph 1. of
14 paragraph (c) of this subsection.

15 (f) Except as provided in subparagraph 2. of paragraph (c) of this subsection, any
16 candidate or slate of candidates that has filed a request for exemption for a
17 regular election that later is opposed by a person who has filed a declaration of
18 intent to receive write-in votes may rescind the request for exemption and
19 exercise the reversion rights provided in subparagraph 1. of paragraph (c) of
20 this subsection.

21 (g) Any candidate or slate of candidates that has filed a request for exemption
22 may petition the registry to determine whether another person is campaigning
23 as a write-in candidate prior to having filed a declaration of intent to receive
24 write-in votes, and, if the registry determines upon a preponderance of the
25 evidence that a person who may later be a write-in candidate is conducting a
26 campaign, the candidate or slate of candidates, except as provided in
27 subparagraph 2. of paragraph (c) of this subsection, may petition the registry

1 to permit the candidate or slate of candidates to exercise the reversion rights
2 provided in subparagraph 1. of paragraph (c) of this subsection.

3 (h) If the opponent of a candidate or slate of candidates is replaced due to his
4 withdrawal because of death, disability, or disqualification, the candidate or
5 slate of candidates, except as provided in subparagraph 2. of paragraph (c) of
6 this subsection, may exercise the reversion rights provided in subparagraph 1.
7 of paragraph (c) of this subsection not later than fifteen (15) days after the
8 party executive committee nominates a replacement for the withdrawn
9 candidate or slate of candidates.

10 (i) A person intending to be a write-in candidate for any office in a regular or
11 special election may execute a request for exemption under paragraph (a) of
12 this subsection and shall be bound by its terms unless it is rescinded in writing
13 not later than fifteen (15) days after the filing deadline for the regular or
14 special election. A person intending to be a write-in candidate who revokes a
15 request for exemption in a timely manner shall file all reports required of a
16 candidate intending to raise or spend in excess of three thousand dollars
17 (\$3,000) in an election. Except as provided in subparagraph 2. of paragraph
18 (c) of this subsection, a person intending to be a write-in candidate who
19 revokes a request for exemption shall file the appropriate form with the
20 registry not later than fifteen (15) days after the filing deadline for the regular
21 or special election.

22 (j) Except as provided in subparagraph 2. of paragraph (c) of this subsection, the
23 campaign committee of any candidate or slate of candidates that has filed a
24 request for exemption or a political issues committee whose chair has filed a
25 request for exemption shall be bound by its terms unless it is rescinded in a
26 timely manner.

27 (k) 1. Except as provided in subparagraph 2. of paragraph (c) of this

1 subsection, any candidate, slate of candidates, or political issues
2 committee that is exempt from filing campaign finance reports pursuant
3 to paragraph (a), (d), or (i) of this subsection that accepts contributions
4 or makes expenditures, or whose campaign treasurer accepts
5 contributions or makes expenditures, in excess of the applicable limit in
6 any one (1) election without rescinding the request for exemption in a
7 timely manner shall comply with all applicable reporting requirements
8 and, in lieu of other penalties prescribed by law, pay a fine of not more
9 than five hundred dollars (\$500) plus the amount by which the spending
10 limit was exceeded.

11 2. Except as provided in subparagraph 2. of paragraph (c) of this
12 subsection, a candidate, slate of candidates, campaign committee, or
13 political issues committee that is exempt from filing campaign finance
14 reports pursuant to paragraph (a), (d), or (i) of this subsection that
15 knowingly accepts contributions or makes expenditures in excess of the
16 applicable spending limit in any one (1) election without rescinding the
17 request for exemption in a timely manner shall comply with all
18 applicable reporting requirements and shall be guilty of a Class D
19 felony.

20 (2) (a) State and county executive committees, and caucus campaign committees
21 shall make a full report, upon a prescribed form, to the registry, of all money,
22 loans, or other things of value, received from any source, and expenditures
23 authorized, incurred, or made, since the date of the last report, including:

24 1. For each contribution of any amount made by a permanent committee,
25 the name and business address of the permanent committee, the date of
26 the contribution, the amount contributed, and a description of the major
27 business, social, or political interest represented by the permanent

- 1 committee;
- 2 2. For other contributions in excess of one hundred dollars (\$100), the full
3 name, address, age if less than the legal voting age, the date of the
4 contribution, the amount of the contribution, and the employer and
5 occupation of each contributor. If the contributor is self-employed, the
6 name under which he or she is doing business shall be listed;
- 7 3. The total amount of cash contributions received during the reporting
8 period; and
- 9 4. A complete statement of expenditures authorized, incurred, or made.
10 The complete statement of expenditures shall include the name and
11 address of each person to whom an expenditure is made in excess of
12 twenty-five dollars (\$25), and the amount, date, and purpose of each
13 expenditure.
- 14 (b) In addition to the reporting requirements in paragraph (a) of this subsection,
15 the state executive committee of a political party that has established a
16 building fund account under KRS 121.172 shall make a full report, upon a
17 prescribed form, to the registry, of all contributions received from any source,
18 and expenditures authorized, incurred, or made, since the date of the last
19 report for the separate building fund account, including:
- 20 1. For each contribution of any amount made by a corporation, the name
21 and business address of the corporation, the date of the contribution, the
22 amount contributed, and a description of the major business conducted
23 by the corporation;
- 24 2. For other contributions in excess of one hundred dollars (\$100), the full
25 name and address of the contributor, the date of the contribution, the
26 amount of the contribution, and the employer and occupation of each
27 contributor. If the contributor is self-employed, the name under which he

1 or she is doing business shall be listed;

2 3. The total amount of cash contributions received during the reporting
3 period; and

4 4. A complete statement of expenditures authorized, incurred, or made.
5 The complete statement of expenditures shall include the name and
6 address of each person to whom an expenditure is made in excess of
7 twenty-five dollars (\$25), and the amount, date, and purpose of each
8 expenditure.

9 (c) The report required by paragraph (a) of this subsection shall be made on a
10 semiannual basis and shall be received by the registry by January 31 and by
11 July 31, and any report received by the registry within five (5) days after each
12 filing deadline shall be deemed timely filed. The January report shall cover the
13 period from July 1 to December 31. The July report shall cover the period
14 from January 1 to June 30. If an individual gives a reportable contribution to a
15 caucus campaign committee or to a state or county executive committee with
16 the intention that the contribution or a portion of the contribution go to a
17 candidate or slate of candidates, the name of the contributor and the sum shall
18 be indicated on the committee report. The report required by paragraph (b) of
19 this subsection relating to a state executive committee's building fund account
20 shall be received by the registry within five (5) days after the close of each
21 calendar quarter. The receipts and expenditures of funds remitted to each
22 political party under KRS 141.071 to 141.073 shall be separately accounted
23 for and reported to the registry in the manner required by KRS 121.230. The
24 separate report may be made a separate section within the report required by
25 this subsection to be received by the registry by January 31, and if received by
26 the registry within five (5) days after the filing deadline, it shall be deemed
27 timely filed.

1 (3) (a) Except for candidates or slates of candidates, campaign committees, or
2 political issues committees exempted from reporting requirements pursuant to
3 subsection (1) of this section, each campaign treasurer of a candidate, slate of
4 candidates, campaign committee, or political issues committee who accepts
5 contributions or expends, expects to accept contributions or expend, or
6 contracts to expend more than three thousand dollars (\$3,000) in any one (1)
7 election, and each fundraiser who secures contributions in excess of three
8 thousand dollars (\$3,000) in any one (1) election, shall make a full report to
9 the registry, on a form provided or using a format approved by the registry, of
10 all money, loans, or other things of value, received from any source, and
11 expenditures authorized, incurred, and made, since the date of the last report,
12 including:

13 1. For each contribution of any amount made by a permanent committee,
14 the name and business address of the permanent committee, the date of
15 the contribution, the amount contributed, and a description of the major
16 business, social, or political interest represented by the permanent
17 committee;

18 2. For each contribution in excess of one hundred dollars (\$100) made to a
19 candidate or slate of candidates for a statewide-elected state office, or to
20 a campaign committee for a candidate or slate of candidates for a
21 statewide-elected state office, the date, name, address, occupation, and
22 employer of each contributor and the spouse of the contributor or, if the
23 contributor or spouse of the contributor is self-employed, the name
24 under which he or she is doing business, and the amount contributed by
25 each contributor; and

26 3. For each contribution in excess of one hundred dollars (\$100) made to
27 any candidate or campaign committee other than those specified in

- 1 subparagraph 2. of this paragraph or a political issues committee, the full
2 name, address, age if less than the legal voting age, the date of the
3 contribution, the amount of the contribution, and the employer and
4 occupation of each other contributor. If the contributor is self-employed,
5 the name under which he or she is doing business shall be listed;
- 6 4. The total amount of cash contributions received during the reporting
7 period; and
- 8 5. A complete statement of all expenditures authorized, incurred, or made.
9 The complete statement of expenditures shall include the name, address,
10 and occupation of each person to whom an expenditure is made in
11 excess of twenty-five dollars (\$25), and the amount, date, and purpose of
12 each expenditure.
- 13 (b) Reports of all candidates, slates of candidates, campaign committees, political
14 issues committees, and registered fundraisers shall be made as follows:
- 15 1. Candidates as defined in KRS 121.015(8), slates of candidates,
16 campaign committees, political issues committees, and fundraisers
17 which register in the year before the year an election in which the
18 candidate, a slate of candidates, or public question shall appear on the
19 ballot, shall file financial reports with the registry at the end of the first
20 calendar quarter after persons become candidates or slates of candidates,
21 or following registration of the committee or fundraiser, and each
22 calendar quarter thereafter, ending with the last calendar quarter of that
23 year. Candidates, slates of candidates, committees, and registered
24 fundraisers shall make all reports required by this section during the year
25 in which the election takes place;
- 26 2. All candidates, slates of candidates, campaign committees, political
27 issues committees, and registered fundraisers shall make reports on the

- 1 sixtieth day preceding a regular election, including all previous
2 contributions and expenditures;
- 3 3. All candidates, slates of candidates, campaign committees, political
4 issues committees, and registered fundraisers shall make reports on the
5 thirtieth day preceding an election, including all previous contributions
6 and expenditures;
- 7 4. All candidates, slates of candidates, campaign committees, political
8 issues committees, and registered fundraisers shall make reports on the
9 fifteenth day preceding the date of the election; and
- 10 5. All reports to the registry shall be received by the registry on or before
11 each filing deadline, and any report received by the registry within five
12 (5) days after each filing deadline shall be deemed timely filed.
- 13 (4) Except for candidates, slates of candidates, and political issues committees,
14 exempted pursuant to subsection (1)(a) of this section, all candidates, regardless of
15 funds received or expended, campaign committees, political issues committees, and
16 registered fundraisers shall make post-election reports within thirty (30) days after
17 the election, and any report received by the registry within five (5) days after each
18 filing deadline shall be deemed timely filed.
- 19 (5) In making the preceding reports, the total gross receipts from each of the following
20 categories shall be listed: proceeds from the sale of tickets for events such as
21 testimonial affairs, dinners, luncheons, rallies, and similar fundraising events, mass
22 collections made at the events, and sales of items such as campaign pins, buttons,
23 hats, ties, literature, and similar materials. When any individual purchase or the
24 aggregate purchases of any item enumerated above from a candidate or slate of
25 candidates for a statewide-elected state office or a campaign committee for a
26 candidate or slate of candidates for a statewide-elected state office exceeds one
27 hundred dollars (\$100), the purchaser shall be identified by name, address, age, if

1 less than the legal voting age, occupation, and employer and the employer of the
2 spouse of the purchaser or, if the purchaser or the spouse of the purchaser is self-
3 employed, the name under which he or she is doing business, and the amount of the
4 purchase. When any individual purchase or the aggregate purchases of any item
5 enumerated above from any candidate or campaign committee other than a
6 candidate or slate of candidates for a statewide-elected state office or campaign
7 committee for a candidate or slate of candidates for a statewide-elected state office
8 exceeds one hundred dollars (\$100), the purchaser shall be identified by name,
9 address, age if less than the legal voting age, occupation, and employer, or if the
10 purchaser is self-employed, the name under which he or she is doing business, and
11 the amount of the purchase. The lists shall be maintained by the campaign treasurer,
12 political issues committee treasurer, registered fundraiser, or other sponsor for
13 inspection by the registry for six (6) years following the date of the election.

14 (6) Each permanent committee, except a federally registered out-of-state permanent
15 committee, inaugural committee, or contributing organization shall make a full
16 report to the registry, on a form provided or using a format approved by the registry,
17 of all money, loans, or other things of value, received by it from any source, and all
18 expenditures authorized, incurred, or made, since the date of the last report,
19 including:

20 (a) For each contribution of any amount made by a permanent committee, the
21 name and business address of the permanent committee, the date of the
22 contribution, the amount contributed, and a description of the major business,
23 social, or political interest represented by the permanent committee;

24 (b) For other contributions in excess of one hundred dollars (\$100), the full name,
25 address, age if under the legal voting age, the date of the contribution, the
26 amount of the contribution, and the employer and occupation of each
27 contributor. If the contributor is self-employed, the name under which he or

- 1 she is doing business shall be listed;
- 2 (c) An aggregate amount of cash contributions, the amount contributed by each
3 contributor, and the date of each contribution; and
- 4 (d) A complete statement of all expenditures authorized, incurred, or made,
5 including independent expenditures. This report shall be made by a permanent
6 committee, inaugural committee, or contributing organization to the registry
7 on the last day of the first calendar quarter following the registration of the
8 committee with the registry and on the last day of each succeeding calendar
9 quarter until such time as the committee terminates. A contributing
10 organization shall file a report of contributions received and expenditures on a
11 form provided or using a format approved by the registry not later than the last
12 day of each calendar quarter in which contributions are received or
13 expenditures are made. All reports to the registry shall be received on or
14 before each filing deadline, and any report received by the registry within five
15 (5) days after each filing deadline shall be deemed timely filed.
- 16 (7) If the final statement of a candidate, campaign committee, or political issues
17 committee shows an unexpended balance of contributions, continuing debts and
18 obligations, or an expenditure deficit, the campaign treasurer shall file with the
19 registry a supplemental statement of contributions and expenditures not more than
20 thirty (30) days after the deadline for filing the final statement. Subsequent
21 supplemental statements shall be filed annually, to be received by the registry by
22 December 15~~14~~ of each year, and any statement received by the registry within five
23 (5) days after December 15~~14~~ of each year shall be deemed timely filed, until the
24 account shows no unexpended balance, continuing debts and obligations,
25 expenditures, or deficit, or until the year before the candidate or a slate of
26 candidates seeks to appear on the ballot for the same office for which the funds in
27 the campaign account were originally contributed, in which case the candidate or a

1 slate of candidates shall file the supplemental annual report by December ~~15~~¹⁴ of
2 that year or at the end of the first calendar quarter of that year after the candidate or
3 slate of candidates files nomination papers for the next year's primary or regular
4 election, and any report received by the registry within five (5) days after the
5 applicable filing deadline shall be deemed timely filed. All contributions shall be
6 subject to KRS 121.150.

7 (8) All reports filed under the provisions of this chapter shall be a matter of public
8 record open to inspection by any member of the public immediately upon receipt of
9 the report by the registry.

10 (9) A candidate or slate of candidates is relieved of the duty personally to file reports
11 and keep records of receipts and expenditures if the candidate or slate states in
12 writing or on forms provided by the registry that:

13 (a) Within five (5) business days after personally receiving any contributions, the
14 candidate or slate of candidates shall surrender possession of the contributions
15 to the treasurer of their principal campaign committee without expending any
16 of the proceeds thereof. No contributions shall be commingled with the
17 candidate's or slated candidates' personal funds or accounts. Contributions
18 received by check, money order, or other written instrument shall be endorsed
19 directly to the campaign committee and shall not be cashed or redeemed by
20 the candidate;

21 (b) The candidate or slate of candidates shall not make any unreimbursed
22 expenditure for the campaign, except that this paragraph does not preclude a
23 candidate or slate from making an expenditure from personal funds to the
24 designated principal campaign committee, which shall be reported by the
25 committee as a contribution received; and

26 (c) The waiver shall continue in effect as long as the candidate or slate of
27 candidates complies with the conditions under which it was granted.

1 (10) No candidate, slate of candidates, campaign committee, political issues committee,
2 or contributing organization shall use or permit the use of contributions or funds
3 solicited or received for the person or in support of or opposition to a public issue
4 which will appear on the ballot to further the candidacy of the person for a different
5 public office, to support or oppose a different public issue, or to further the
6 candidacy of any other person for public office; except that nothing in this
7 subsection shall be deemed to prohibit a candidate or slate of candidates from using
8 funds in the campaign account to purchase admission tickets for any fundraising
9 event or testimonial affair for another candidate or slate of candidates if the amount
10 of the purchase does not exceed two hundred dollars (\$200) per event or affair. Any
11 funds or contributions solicited or received by or on behalf of a candidate, slate of
12 candidates, or any committee, which has been organized in whole or in part to
13 further any candidacy for the same person or to support or oppose the same public
14 issue, shall be deemed to have been solicited or received for the current candidacy
15 or for the election on the public issue if the funds or contributions are solicited or
16 received at any time prior to the regular election for which the candidate, slate of
17 candidates, or public issue is on the ballot. Any unexpended balance of funds not
18 otherwise obligated for the payment of expenses incurred to further a political issue
19 or the candidacy of a person shall, in whole or in part, at the election of the
20 candidate or committee, escheat to the State Treasury, be returned pro rata to all
21 contributors, or, in the case of a partisan candidate, be transferred to a caucus
22 campaign committee, or to the state or county executive committee of the political
23 party of which the candidate is a member except that a candidate, committee, or an
24 official may retain the funds to further the same public issue or to seek election to
25 the same office or may donate the funds to any charitable, nonprofit, or educational
26 institution recognized under Section 501(c)(3) of the United States Internal Revenue
27 Code of 1986, as amended, and any successor thereto.

- 1 (11) (a) For the purposes of this subsection, "election cycle," as applied to
2 contributions, expenditures, or loans to support or oppose a candidate for a
3 particular office, means the period of time beginning January 1 following a
4 regular election for the office and ending December 31 following the next
5 regular election for that office.
- 6 (b) For the purpose of this subsection, "election cycle," as applied to
7 contributions, expenditures, or loans to support or oppose a constitutional
8 amendment or public question which appears on the ballot, means the period
9 of time beginning January 1 following a regular election for any state
10 legislative office and ending December 31 following the next regular election
11 for any state legislative office.
- 12 (c) If adequate and appropriate agency funds are available to implement this
13 subsection, the option of electronic reporting shall be made available by the
14 registry to all candidates, committees, registered fundraisers, and persons
15 making independent expenditures, in addition to those candidates, slates of
16 candidates, and campaign committees that are required to electronically report
17 under KRS 121.120(6)(h).
- 18 (12) Filers specified in subsection (11) of this section may file required campaign
19 finance reports in paper or electronic format. If the candidate or slate of candidates
20 chooses to file a report in electronic format, the electronic copy shall be the official
21 version for audit and other legal purposes.
- 22 (13) Filers not required to file reports electronically, as set forth in this section, are
23 strongly encouraged to do so voluntarily.
- 24 (14) The date that an electronic or on-line report shall be deemed to have been filed with
25 the registry shall be the date on which it is received by the registry.
- 26 (15) All electronic or online filers shall affirm, under penalty of perjury, that the report
27 filed with the registry is complete and accurate.

1 (16) Filers who submit computer disks which are not readable, cannot be copied, or are
2 not accompanied by any requisite paper copy shall be deemed to not be in
3 compliance with the requirements set forth in this section.

4 (17) No candidate is obligated to file any reports electronically, except for those
5 candidates, slates of candidates, and campaign committees that are required to
6 electronically report under KRS 121.120(6)(h).

7 (18) (a) On each paper and electronic form that it supplies for the reports required
8 under subsections (2), (3), and (6) of this section, the registry shall include an
9 entry reading, "No change since last report."

10 (b) If a person or entity that is required to report under subsection (2), (3), or (6)
11 of this section has received no money, loans, or other things of value from any
12 source since the date of its last report and has not authorized, incurred, or
13 made any expenditures since that date, the person or entity may check or
14 otherwise designate the entry that reads, "No change since last report." A
15 person or entity designating this entry in a report shall state the balance carried
16 forward from the last report but need not specify receipts or expenditures in
17 further detail.

18 ➔Section 15. If any section, any subsection, or any provision of this Act is found
19 by a court of competent jurisdiction in a final, unappealable order to be invalid or
20 unconstitutional, the decision of the courts shall not affect or impair any of the remaining
21 sections, subsections, or provisions of this Act.