

1 AN ACT relating to elections.

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

3 ➔Section 1. KRS 117.383 is amended to read as follows:

4 The State Board of Elections shall ***promulgate administrative***~~[prescribe rules and]~~
5 regulations ***under KRS Chapter 13A which shall***~~[which shall include but not be limited]~~
6 ~~to the following:~~

7 ~~(1) Achieve and~~ maintain the maximum degree of correctness, impartiality, and
8 efficiency of the procedures of voting ***and shall provide methods to:***~~;~~

9 ~~(1)~~~~(2)~~ Count, tabulate, and record votes;

10 ~~(2)~~~~(3)~~ ***Place***~~[Establish a method for placing]~~ items on ***any ballot***~~[the electronic]~~
11 ~~voting device,]~~ which shall, as closely as possible, follow the requirements
12 pertaining to ***ballots***~~[ballot labels];~~

13 ~~(3)~~~~(4)~~ Design the ***ballots to include a***~~[ballot cards, including a numerical]~~ system to
14 ***ensure***~~[insure]~~ an accurate record of all voting activities;

15 ~~(4)~~~~(5)~~ Instruct voters in the use of the voting ***equipment and any ballot marking***
16 device;

17 ~~(5)~~~~(6)~~ Provide for checking the accuracy of the ***voting*** equipment;

18 ~~(6)~~~~(7)~~ Provide necessary supplies, including those necessary for a write-in vote,~~[and]~~
19 ~~secrecy envelopes for punch cards or data processing cards]~~ to ***ensure***~~[insure]~~ voter
20 privacy;

21 ~~(7)~~~~(8)~~ As part of the official canvass, provide for a manual recount of randomly
22 selected precincts representing three percent (3%) to five percent (5%) of the total
23 ballots cast in each election;

24 ~~(8)~~~~(9)~~ Provide~~[a method]~~ for maintaining sufficient documents and records so that
25 votes can be recounted;~~[. Such documents and records shall include any material]~~
26 ~~other than a ballot card which is imprinted with the names of candidates and issues]~~
27 ~~voted upon. Records shall be maintained in such a manner that a specific piece of~~

1 ~~printed material listing issues and candidates can be matched with the specific ballot~~
2 ~~cards which were marked in reliance upon such printed material.]~~

3 **(9) Develop a procedure audit program that evaluates the procedures of an election**
4 **to determine how well an election was conducted by reviewing:**

5 **(a) The voter registration procedures, including:**

6 **1. Proper use of voter registration forms;**

7 **2. Entry of data into the statewide voter registration file;**

8 **3. Proper use of forms; and**

9 **4. Ability of existing procedures to accurately determine eligibility of**
10 **registrants;**

11 **(b) The proper use and operation of any electronic systems;**

12 **(c) The compliance with federal and state requirements; and**

13 **(d) Absentee voting requirements and procedures;**

14 **(10) Develop a procedure for a post-election audit program that evaluates the**
15 **accuracy and security of any voting system in operation in this state; and**

16 **(11)** Except as otherwise required in this chapter that certain records and papers relating
17 to specified elections be retained for twenty-two (22) months, **provide that all**
18 **other**~~[such]~~ documents and records shall be maintained for **a minimum of** thirty
19 (30) days following an election.