

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2022 REGULAR SESSION
Unofficial Document

Amend printed copy of **HB 564/SCS 1**

On page 43, delete lines 8 through 12, and insert in lieu thereof:

"(b) The risk-limiting audit and risk-limiting audit pilot program shall make the results of its findings available to the public;" and

On page 53, delete lines 2 through 4, and insert in lieu thereof:

"(15) [(14)] "Risk-limiting audit" means a manual tally of ballots for randomly-selected portions of a county and randomly-selected races on those ballots. The random selection shall be made by a public and manual random draw conducted with random people performing each draw. No fewer than two (2) precincts or machines, totaling votes from at least five percent (5%) of the county's voting population for that election, shall be selected. Three (3) contested races shall be selected, or all of the races on selected ballots if those ballots contain fewer than three (3) contested races [an audit protocol that makes use of statistical principles and methods and is designed to limit to acceptable levels the risk of certifying a preliminary election outcome that constitutes an incorrect outcome];" and

On page 59, after line 4, insert:

"➔SECTION 26. A NEW SECTION OF KRS CHAPTER 117 IS CREATED TO READ AS FOLLOWS:

(1) Election results shall not be certified by the county board of elections without an exact match of voter tallies and ballot cast tallies. To certify, the county board of elections shall

Amendment No. SFA 1

Rep. Sen. Adrienne Southworth

Committee Amendment _____

Signed: _____

Floor Amendment _____

LRC Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

Doc. ID: XXXX

Not for Filing

Unofficial Document

- compare the tallies of voters and compare with the total manual count of the number of cast ballots, spoiled ballots, federal provisional ballots, and supplemental provisional ballots. Ballots shall be counted by hand or by non-electronic manual paper counting equipment to determine the number of ballots.
- (2) If the tallies between voters and ballots are an exact match, the results shall be certified by the county board of elections to the county clerk and the Secretary of State as the official result of the election.
- (3) If the tallies between voters and ballots or among ballots are not an exact match, the county board of elections shall:
- (a) File a report with the local grand jury in accordance with KRS 117.355;
 - (b) Keep all the tally sheets, papers, or notes in accordance with KRS 117.275(14); and
 - (c) Recommend to the State Board of Elections to certify the election in net result only if the difference in tallied votes exceeds the number of discrepancy within a contest or if the contest is unopposed, or to request resources for further investigation by the board.
- (4) After the polls are closed, a risk-limiting audit shall be performed. If the risk-limiting audit matches the tallies of voters, ballots, and machines, the election shall be eligible for certification. If the comparisons do not match, then a full recount shall be conducted to certify the election results.
- (5) Any risk-limiting audit shall be paid for by the State Board of Elections, however, a full recount of ballots shall be billed to the vendor of any machine used that requires a recount."