

1 AN ACT relating to elections and declaring an emergency.

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

3 ➔Section 1. KRS 15.243 is amended to read as follows:

- 4 (1) In addition to the other duties and powers of the Attorney General, he ***or she*** shall
5 enforce all of the state's election laws by civil or criminal processes.
- 6 (2) The Attorney General shall:
- 7 (a) Devise and administer programs to observe the conduct of elections;
- 8 (b) Hold public hearings;
- 9 (c) Establish a toll-free telephone service for the purpose of receiving reports of
10 election law violations. The service shall be operated during regular business
11 hours throughout the year and during the hours which any poll in the state is
12 open on the day of any primary, special election, or regular election;
- 13 (d) Initiate investigations or investigate alleged violations of election laws at the
14 request of a registered voter or on his ***or her*** own motion;
- 15 (e) Issue subpoenas for the production of any books, papers, correspondence,
16 memoranda or other records, and compel the attendance of witnesses that he
17 ***or she*** deems relevant to the purposes of any investigation;
- 18 (f) Present evidence of alleged violations to a grand jury; and
- 19 (g) File appropriate complaints in any court of competent jurisdiction.
- 20 (3) (a) The Attorney General shall be required to begin an independent inquiry for
21 any potential irregularities that may have occurred in each election in not
22 fewer than ***twelve (12)***~~five percent (5%)~~ of Kentucky's counties, to be
23 selected at random in a public process, within twenty (20) days following each
24 primary or regular election. No county shall be subject to inquiry under this
25 subsection in two (2) consecutive elections.
- 26 (b) The Attorney General shall report his ***or her*** findings to the grand jury of each
27 county involved and to the chief circuit judge for the circuit in which the

1 county is located.

2 (4) When the Registry of Election Finance concludes there is probable cause to believe
3 a violation of election laws has occurred, it shall forward the matter to the Attorney
4 General for prosecution. In the event the Attorney General or local prosecutor fails
5 to prosecute the matter in a timely fashion, the registry's attorney may petition the
6 Circuit Court to be appointed as a special prosecutor. Upon such motion timely
7 filed, for good cause shown, the court shall enter an order to that effect.

8 (5) When requested by the Attorney General, all state and local agencies and officials,
9 including the Auditor of Public Accounts, Commonwealth's attorneys, county
10 attorneys, Registry of Election Finance, Department of Kentucky State Police,
11 sheriffs' departments and local police shall give all possible assistance to the
12 Attorney General in the performance of his *or her* duties.

13 ➔Section 2. KRS 117.125 is amended to read as follows:

14 ~~[Except for voting equipment that has been certified and in use on or before June 29,~~
15 ~~2021,]~~ No voting system *or voting equipment* shall be approved for use after *January 1,*
16 *2024*~~[June 29, 2021]~~, by the State Board of Elections, either upon initial examination or
17 reexamination, ***and no voting equipment or voting system shall be purchased after the***
18 ***effective date of this Act,*** unless the system ***and equipment*** has been certified under KRS
19 117.379 and is so constructed that it shall:

20 (1) Ensure secrecy to the voter in the act of voting so that no person can see or know for
21 whom any other voter has voted or is voting, except for those voters requiring
22 assistance under KRS 117.255;

23 (2) Permit votes to be cast for any candidate entitled to have his or her name printed
24 upon the ballots at any primary, regular election, or special election, and for or
25 against any public question entitled to be placed upon the ballots;

26 (3) Except at a primary, permit a voter to vote for all the candidates of one (1) party or
27 for one (1) or more candidates of every party having candidates entitled to be voted

- 1 for, or for one (1) or more independent, political organization, or political group
2 candidates;
- 3 (4) Permit a voter to vote for as many persons for an office as the voter is lawfully
4 entitled to vote for, and no more;
- 5 (5) Prevent a voter from voting for more persons for any office than the voter is entitled
6 to vote for, and from voting for the same person, or for or against the same
7 question, more than once;
- 8 (6) Permit a voter to vote for or against any question the voter may have the right to
9 vote on, but no other;
- 10 (7) Provide for a nonpartisan ballot;
- 11 (8) Be capable of being adjusted for use in a primary so that a voter may not vote for
12 any person except those seeking nomination as candidates of the voter's party, as
13 candidates for a nonpartisan office, or as candidates for an office of the Court of
14 Justice;
- 15 (9) Permit each voter to vote for all the candidates for presidential electors of any party
16 by one (1) operation;
- 17 (10) Permit each voter to vote, in any regular or special election, for any person for
18 whom the voter desires to vote whose name does not appear upon the ballot by
19 providing a method of write-in voting;
- 20 (11) Be safe, efficient, and accurate in the conduct of elections, and correctly register and
21 accurately count all votes cast for each person, and for or against each public
22 question;
- 23 (12) (a) Provide each voter an opportunity to verify votes recorded on the permanent
24 paper ballot, either visually or using assistive voting technology, by producing
25 a voter-verified paper audit trail;
- 26 (b) Provide each voter an opportunity to change votes or correct any error before
27 the voter's ballot is cast and counted; and

- 1 (c) Provide a voter who spoils his or her ballot another ballot as provided under
2 this chapter;
- 3 (13) Use an individual, discrete, permanent, paper ballot cast by the voter for tabulating
4 purposes;
- 5 (14) Preserve the paper ballot as an official record available for use in any audit or
6 recount;
- 7 (15) Be suitably designed for the purpose used, constructed of a durable material, and
8 safely transportable;
- 9 (16) Be capable of determining whether the voting equipment has been unlocked and
10 operated or adjusted in any manner after once being locked;
- 11 (17) Have a public counter with a register which is visible from the outside of the
12 counter or device that will show at all times during an election how many persons
13 have voted;
- 14 (18) Have a protective cumulative counter indicating the number of votes cast for each
15 person, and the votes cast for or against each public question which cannot be seen,
16 reset, or tampered with without unlocking a covering device by a key or other
17 security apparatus that cannot unlock any other part of the equipment, and which
18 prevents changes to the cumulative counter once the system has been put into
19 operation on the day of any election;
- 20 (19) Provide for the tabulating of votes at the precinct as required under KRS 117.275;
- 21 (20) Provide locks or other security apparatus by which the operation of the voting
22 equipment may be locked before the time for opening the polls and after the time
23 for closing the polls;
- 24 (21) Permit a voter to readily learn the method of operating it, to expeditiously cast a
25 vote for all candidates and on all questions of the voter's choice, and when operated
26 properly, register and record correctly and accurately every vote cast;
- 27 (22) Bear a number or other unique designation that will distinguish it from any other

1 voting equipment or voting system;

2 (23) Produce a real-time audit log record for the voting system, and produce a paper
3 record with a manual audit capacity which shall be available as an official record for
4 any recount conducted related to any primary or election in which the system is
5 used;

6 (24) Be accessible for individuals with impairments, including nonvisual accessibility
7 for the blind or visually impaired, in a manner that provides the same opportunity
8 for access and participation, including privacy and independence, as for other
9 voters;

10 (25) **Prohibit voting equipment that tabulates or aggregates votes used in official**
11 **results from connecting to any network, including the Internet, or**
12 **communicating with any device external to the voting system;**

13 **(26)** Meet or exceed the standards for a voting system established by the Election
14 Assistance Commission, as amended from time to time, and those approved under
15 KRS 117.379; and

16 **(27)**~~(26)~~ Meet such other requirements as may be established by the State Board of
17 Elections in administrative regulations promulgated under KRS Chapter 13A to
18 reflect changes in technology to ensure the integrity and security of voting systems.

19 ➔Section 3. KRS 117.135 is amended to read as follows:

20 When voting equipment is acquired by any county, the voting equipment shall:

21 **(1)** Be immediately placed in the custody of the county clerk;

22 **(2)** ~~[-, and shall -]~~Remain in **the county clerk's**~~[-his or her-]~~ custody at all times except
23 when in use **during in-person absentee voting,**~~[-at-]~~ an election, or when in the
24 custody of a court or court officer during contest proceedings;

25 **(3)** ~~[-. The clerk shall see that the voting equipment is -]~~**Be** properly protected and
26 preserved **by the county clerk** from damage or unnecessary deterioration;

27 **(4)** **Be protected by the county clerk from**~~[-, and shall not permit-]~~ any unauthorized

1 *tampering*~~[person to tamper]~~ with the voting equipment; *and*

2 *(5) Be secured and locked by the county clerk.*

3 →Section 4. KRS 117.295 is amended to read as follows:

4 (1) For a period of ~~ten (10) days following any primary, and for a period of~~ thirty (30)
5 days following any ~~regular or special~~ election, the voting equipment shall remain
6 locked against voting, ~~and~~ the ballot boxes containing all paper ballots shall
7 remain locked, *and the voting equipment and ballot boxes shall be under video*
8 *surveillance. The system used to conduct the video surveillance shall have*
9 *enough storage capacity to retain sixty (60) consecutive days of continuous*
10 *recording data.*~~[except that]~~ The voting equipment and the ballot boxes may be
11 opened and all the data and figures therein examined:

- 12 (a) Upon the order of any court of competent jurisdiction, or judge thereof;
- 13 (b) By direction of any legislative committee or board authorized and empowered
14 to investigate and report upon contested elections;
- 15 (c) By a county board of elections under the direction of the State Board of
16 Elections pursuant to a risk-limiting audit; or
- 17 (d) As required to conduct a recount under KRS 120.157.

18 All the data and figures shall be examined by the court, judge, county board of
19 elections, State Board of Elections, or committee in the presence of the officer
20 having the custody of the voting equipment, ballots, and ballot boxes. In the event
21 of a contest of election, the court in which the contest is pending or the committee
22 before which the contest is being heard may, upon motion of any party to the
23 contest, issue an order requiring that the voting equipment, ballots, and ballot boxes
24 shall remain continuously locked for further time as may be reasonable or
25 necessary, with due regard for the preparation of the voting equipment for a
26 succeeding primary, regular election, or special election, but in no event shall the
27 order compel that the voting equipment remain locked to a time within thirty (30)

1 days next preceding any approaching primary, regular election, or special election.

2 (2) During the period when the voting equipment and the ballot boxes are required to
3 be kept locked, the keys thereto shall remain in the possession of the county board
4 of elections. After that period, it shall be the duty of the county board of elections to
5 return the keys to the custody of the county clerk.

6 ➔Section 5. KRS 121.180 is amended to read as follows:

7 (1) (a) Any candidate, slate of candidates, or political issues committee shall be
8 exempt from filing any campaign finance reports required by subsections (3)
9 and (4) of this section if the candidate, slate of candidates, or political issues
10 committee chair files a form prescribed and furnished by the registry stating
11 that currently no contributions have been received and that contributions will
12 not be accepted or expended in excess of three thousand dollars (\$3,000) in
13 any one (1) election. A separate form shall be required for each primary,
14 regular, or special election in which the candidate or slate of candidates
15 participates or in which the public question appears on the ballot~~, unless the~~
16 ~~candidate, slate of candidates, or political issues committee chair indicates on~~
17 ~~a request for exemption that the request will be applicable to more than one~~
18 ~~(1) election. The form shall be filed with the same office with which a~~
19 ~~candidate or slate of candidates files nomination papers or, in the case of a~~
20 ~~political issues committee, with the registry]. **The form shall be submitted by**~~
21 **means of electronic filing with the registry.**

22 (b) For a primary, a candidate or slate of candidates shall file a request for
23 exemption not later than the deadline for filing nomination papers and, except
24 as provided in subparagraph 2. of paragraph (c) of this subsection, shall be
25 bound by its terms unless it is rescinded in writing not later than thirty (30)
26 days preceding the primary. For a regular election, a candidate or slate of
27 candidates shall file or rescind in writing a request for exemption not later

1 than sixty (60) days preceding the regular election, except as provided in
2 subparagraph 2. of paragraph (c) of this subsection. For a special election, a
3 candidate or slate of candidates shall file a request for exemption not later
4 than ten (10) days after the candidate or slate of candidates is nominated for a
5 special election and shall be bound by its terms unless it is rescinded in
6 writing not later than thirty (30) days preceding the special election. A
7 political issues committee chair shall file a request for exemption when the
8 committee registers with the registry and shall be bound by its terms unless it
9 is rescinded in writing not later than thirty (30) days preceding the date the
10 issue appears on the ballot.

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

1 be imposed against the candidate or slate of candidates, except for
2 failure to file applicable reports required after the exempted amount is
3 exceeded.

4 (d) Any candidate or slate of candidates that is subject to a June or August filing
5 deadline and that intends to execute a request for exemption shall file the
6 appropriate request for exemption not later than the filing deadline and, except
7 as provided in subparagraph 2. of paragraph (c) of this subsection, shall be
8 bound by its terms unless it is rescinded in writing not later than sixty (60)
9 days preceding the regular election. A candidate or slate of candidates that is
10 covered by this paragraph shall have the same reversion rights as those
11 provided in subparagraph 1. of paragraph (c) of this subsection.

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

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

27 (g) Any candidate or slate of candidates that has filed a request for exemption

1 may petition the registry to determine whether another person is campaigning
2 as a write-in candidate prior to having filed a declaration of intent to receive
3 write-in votes, and, if the registry determines upon a preponderance of the
4 evidence that a person who may later be a write-in candidate is conducting a
5 campaign, the candidate or slate of candidates, except as provided in
6 subparagraph 2. of paragraph (c) of this subsection, may petition the registry
7 to permit the candidate or slate of candidates to exercise the reversion rights
8 provided in subparagraph 1. of paragraph (c) of this subsection.

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

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

26 (j) Except as provided in subparagraph 2. of paragraph (c) of this subsection, the
27 campaign committee of any candidate or slate of candidates that has filed a

1 request for exemption or a political issues committee whose chair has filed a
2 request for exemption shall be bound by its terms unless it is rescinded in a
3 timely manner.

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

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

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

27 1. For each contribution of any amount made by a permanent committee,

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

1 name and address of the contributor, the date of the contribution, the
2 amount of the contribution, and the employer and occupation of each
3 contributor. If the contributor is self-employed, the name under which he
4 or she is doing business shall be listed;

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

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

12 (c) The report required by paragraph (a) of this subsection shall be made on a
13 semiannual basis and shall be received by the registry by January 31 and by
14 July 31. The January report shall cover the period from July 1 to December
15 31. The July report shall cover the period from January 1 to June 30. If an
16 individual gives a reportable contribution to a caucus campaign committee or
17 to a state or county executive committee with the intention that the
18 contribution or a portion of the contribution go to a candidate or slate of
19 candidates, the name of the contributor and the sum shall be indicated on the
20 committee report. The report required by paragraph (b) of this subsection
21 relating to a state executive committee's building fund account shall be
22 received by the registry within two (2) business days after the close of each
23 calendar quarter. The receipts and expenditures of funds remitted to each
24 political party under KRS 141.071 to 141.073 shall be separately accounted
25 for and reported to the registry in the manner required by KRS 121.230. The
26 separate report may be made a separate section within the report required by
27 this subsection to be received by the registry by January 31.

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;

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. a. Candidates seeking statewide office~~[as defined in KRS~~
 16 ~~121.015(8)]~~, slates of candidates, authorized campaign
 17 committees for candidates seeking statewide office and for slates
 18 of candidates,~~[candidate-authorized and]~~ unauthorized campaign
 19 committees, political issues committees, and fundraisers which
 20 register~~[in the year]~~ before the year of an election in which the
 21 candidate, a slate of candidates, or public question shall appear on
 22 the ballot, shall file financial reports with the registry at the end of
 23 the first calendar quarter after persons become statewide
 24 candidates or slates of candidates, or following registration of the
 25 committee or fundraiser, and each calendar quarter thereafter,
 26 ending with the last calendar quarter of that year. The provisions
 27 of this subparagraph shall be retroactive to January 1, 2021~~[-~~

1 ~~Candidates, slates of candidates, committees, and registered~~
2 ~~fundraisers shall make all reports required by this section during~~
3 ~~the year in which the election takes place];~~

4 **b. All other candidates and candidate campaign committees shall**
5 **file annual financial reports to be received by the registry on or**
6 **before December 1 for each year that a candidate is not yet on**
7 **the ballot but has filed a statement of spending intent and**
8 **appointment of campaign treasurer with the registry for a future**
9 **year election.**

10 **c. Candidates, slate of candidates, or committees shall make all**
11 **reports required by subparagraphs 2. to 5. of this paragraph**
12 **during the year in which the election takes place;**

13 2. All candidates, slates of candidates, candidate-authorized and
14 unauthorized campaign committees, political issues committees, and
15 registered fundraisers shall make reports on the sixtieth day preceding a
16 regular election, including all previous contributions and expenditures;

17 3. All candidates, slates of candidates, candidate-authorized and
18 unauthorized campaign committees, political issues committees, and
19 registered fundraisers shall make reports on the thirtieth day preceding
20 an election, including all previous contributions and expenditures;

21 4. All candidates, slates of candidates, candidate-authorized and
22 unauthorized campaign committees, political issues committees, and
23 registered fundraisers shall make reports on the fifteenth day preceding
24 the date of the election; and

25 5. All reports to the registry shall cover campaign activity during the entire
26 reporting period and must be received by the registry within two (2)
27 business days after the date the reporting period ends to be deemed

1 timely filed.

2 (4) Except for candidates, slates of candidates, and political issues committees,
3 exempted pursuant to subsection (1)(a) of this section, all candidates, regardless of
4 funds received or expended, candidate-authorized and unauthorized campaign
5 committees, political issues committees, and registered fundraisers shall make post-
6 election reports within thirty (30) days after the election. All post-election reports to
7 the registry shall cover campaign activity during the entire reporting period and
8 must be received by the registry within two (2) business days after the date the
9 reporting period ends to be deemed timely filed.

10 (5) In making the preceding reports, the total gross receipts from each of the following
11 categories shall be listed: proceeds from the sale of tickets for events such as
12 testimonial affairs, dinners, luncheons, rallies, and similar fundraising events, mass
13 collections made at the events, and sales of items such as campaign pins, buttons,
14 hats, ties, literature, and similar materials. When any individual purchase or the
15 aggregate purchases of any item enumerated above from a candidate or slate of
16 candidates for a statewide-elected state office or a campaign committee for a
17 candidate or slate of candidates for a statewide-elected state office exceeds one
18 hundred dollars (\$100), the purchaser shall be identified by name, address, age, if
19 less than the legal voting age, occupation, and employer and the employer of the
20 spouse of the purchaser or, if the purchaser or the spouse of the purchaser is self-
21 employed, the name under which he or she is doing business, and the amount of the
22 purchase. When any individual purchase or the aggregate purchases of any item
23 enumerated above from any candidate or campaign committee other than a
24 candidate or slate of candidates for a statewide-elected state office or campaign
25 committee for a candidate or slate of candidates for a statewide-elected state office
26 exceeds one hundred dollars (\$100), the purchaser shall be identified by name,
27 address, age if less than the legal voting age, occupation, and employer, or if the

1 purchaser is self-employed, the name under which he or she is doing business, and
2 the amount of the purchase. The lists shall be maintained by the campaign treasurer,
3 political issues committee treasurer, registered fundraiser, or other sponsor for
4 inspection by the registry for six (6) years following the date of the election.

5 (6) Each permanent committee, except a federally registered permanent committee,
6 inaugural committee, or contributing organization shall make a full report to the
7 registry, on a form provided or using a format approved by the registry, of all
8 money, loans, or other things of value, received by it from any source, and all
9 expenditures authorized, incurred, or made, since the date of the last report,
10 including:

11 (a) For each contribution of any amount made by a permanent committee, the
12 name and business address of the permanent committee, the date of the
13 contribution, the amount contributed, and a description of the major business,
14 social, or political interest represented by the permanent committee;

15 (b) For other contributions in excess of one hundred dollars (\$100), the full name,
16 address, age if under the legal voting age, the date of the contribution, the
17 amount of the contribution, and the employer and occupation of each
18 contributor. If the contributor is self-employed, the name under which he or
19 she is doing business shall be listed;

20 (c) An aggregate amount of cash contributions, the amount contributed by each
21 contributor, and the date of each contribution; and

22 (d) A complete statement of all expenditures authorized, incurred, or made,
23 including independent expenditures. This report shall be made by a permanent
24 committee, inaugural committee, or contributing organization to the registry
25 on the last day of the first calendar quarter following the registration of the
26 committee with the registry and on the last day of each succeeding calendar
27 quarter until such time as the committee terminates. A contributing

1 organization shall file a report of contributions received and expenditures on a
2 form provided or using a format approved by the registry not later than the last
3 day of each calendar quarter in which contributions are received or
4 expenditures are made. All reports to the registry shall be received on or
5 before each filing deadline, and any report received by the registry within two
6 (2) business days after each filing deadline shall be deemed timely filed.

7 (7) If the final statement of a candidate, campaign committee, or political issues
8 committee shows an unexpended balance of contributions, continuing debts and
9 obligations, or an expenditure deficit, the campaign treasurer shall file with the
10 registry a supplemental statement of contributions and expenditures not more than
11 thirty (30) days after the deadline for filing the final statement. Subsequent
12 supplemental statements shall be filed annually, to be received by the registry by
13 December 1 of each year, until the account shows no unexpended balance,
14 continuing debts and obligations, expenditures, or deficit~~, or until the year before~~
15 ~~the candidate or a slate of candidates seeks to appear on the ballot for the same~~
16 ~~office for which the funds in the campaign account were originally contributed, in~~
17 ~~which case the candidate or a slate of candidates shall file the supplemental annual~~
18 ~~report by December 1 of that year or at the end of the first calendar quarter of that~~
19 ~~year after the candidate or slate of candidates files nomination papers for the next~~
20 ~~year's primary or regular election]. All post-election reports to the registry shall~~
21 cover campaign activity during the entire reporting period and must be received by
22 the registry within two (2) business days after the date the reporting period ends to
23 be deemed timely filed. All contributions shall be subject to KRS 121.150 as of the
24 date of the election in which the candidate appeared on the ballot.

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

- 1 (9) A candidate or slate of candidates is relieved of the duty personally to file reports
 2 and keep records of receipts and expenditures if the candidate or slate states in
 3 writing or on forms provided by the registry that:
- 4 (a) Within five (5) business days after personally receiving any contributions, the
 5 candidate or slate of candidates shall surrender possession of the contributions
 6 to the treasurer of their principal campaign committee without expending any
 7 of the proceeds thereof. No contributions shall be commingled with the
 8 candidate's or slated candidates' personal funds or accounts. Contributions
 9 received by check, money order, or other written instrument shall be endorsed
 10 directly to the campaign committee and shall not be cashed or redeemed by
 11 the candidate;
- 12 (b) The candidate or slate of candidates shall not make any unreimbursed
 13 expenditure for the campaign, except that this paragraph does not preclude a
 14 candidate or slate from making an expenditure from personal funds to the
 15 designated principal campaign committee, which shall be reported by the
 16 committee as a contribution received; and
- 17 (c) The waiver shall continue in effect as long as the candidate or slate of
 18 candidates complies with the conditions under which it was granted.
- 19 (10) (a) No candidate, slate of candidates, campaign committee, political issues
 20 committee, or contributing organization shall use or permit the use of
 21 contributions or funds solicited or received for the person or in support of or
 22 opposition to a public issue which will appear on the ballot to:
- 23 1. Further the candidacy of the person for a different public office; ~~[-, to]~~
 24 2. Support or oppose a different public issue; ~~[-,] or [- to]~~
 25 3. Further the candidacy of any other person for public office; ~~[-, except that]~~
- 26 (b) Nothing in this subsection shall be deemed to prohibit a candidate or slate of
 27 candidates from using funds in a~~the~~ campaign account to purchase

1 admission tickets for any fundraising event or testimonial affair for another
 2 candidate or slate of candidates if the amount of the purchase does not exceed
 3 two hundred dollars (\$200) per event or affair.

4 (c) Any funds or contributions solicited or received by or on behalf of a
 5 candidate, slate of candidates, or any committee, which has been organized in
 6 whole or in part to further any candidacy for the same person or to support or
 7 oppose the same public issue, shall be deemed to have been solicited or
 8 received for the current candidacy or for the election on the public issue if the
 9 funds or contributions are solicited or received at any time prior to the regular
 10 election for which the candidate, slate of candidates, or public issue is on the
 11 ballot.

12 (d) Any unexpended balance of funds not otherwise obligated for the payment of
 13 expenses incurred to further a political issue or the candidacy of a person
 14 shall, in whole or in part, at the election of the candidate or committee: ~~[,]~~

15 1. Escheat to the State Treasury: ~~[,]~~

16 2. Be returned pro rata to all contributors: ~~[, or,]~~

17 3. In the case of a partisan candidate, be transferred to:

18 a. A caucus campaign committee: ~~[,]~~ or ~~[to]~~

19 b. The state or county executive committee of the political party of
 20 which the candidate is a member: ~~[except that a candidate,~~
 21 ~~committee, or an official may retain the funds]~~

22 4. **Be retained** to further the same public issue or to seek election to the
 23 same office; or

24 5. **Be donated** ~~[may donate the funds]~~ to any charitable, nonprofit, or
 25 educational institution recognized under Section 501(c)(3) of the United
 26 States Internal Revenue Code of 1986, as amended, and any successor
 27 thereto.

1 (11) If adequate and appropriate agency funds are available to implement this subsection,
2 electronic reporting shall be made available by the registry to all candidates, slates
3 of candidates, committees, contributing organizations, registered fundraisers, and
4 persons making independent expenditures. The electronic report submitted to the
5 registry shall be the official campaign finance report for audit and other legal
6 purposes, whether mandated or filed by choice.

7 ~~(12) Filers not required to file reports electronically, as set forth in this section, are~~
8 ~~strongly encouraged to do so voluntarily.~~

9 ~~(13) The date that an electronic or on-line report shall be deemed to have been filed~~
10 ~~with the registry shall be the date on which it is received by the registry.~~

11 ~~(13)~~(13)~~(14)~~ All electronic or online filers shall affirm, under penalty of perjury, that the
12 report filed with the registry is complete and accurate.

13 ~~(14)~~(14)~~(15)~~ Filers who submit electronic campaign finance reports which are not readable,
14 or cannot be copied~~, or are not accompanied by any requisite paper copy~~ shall be
15 deemed to not be in compliance with the requirements set forth in this section.

16 ~~(15)~~(15)~~(16)~~ Beginning with the primary scheduled in calendar year 2020, and for each
17 subsequent election scheduled thereafter, reports required to be submitted to the
18 registry involving candidates, slates of candidates, committees, contributing
19 organizations, and independent expenditures shall be reported electronically.

20 ~~(16)~~(16)~~(17)~~ (a) On each ~~paper and~~ electronic form that the registry supplies for the
21 reports required under subsections (2), (3), and (6) of this section, the registry
22 shall include an entry reading, "No change since last report."

23 (b) If a person or entity that is required to report under subsection (2), (3), or (6)
24 of this section has received no money, loans, or other things of value from any
25 source since the date of its last report and has not authorized, incurred, or
26 made any expenditures since that date, the person or entity may check or
27 otherwise designate the entry that reads, "No change since last report." A

1 person or entity designating this entry in a report shall state the balance carried
 2 forward from the last report but need not specify receipts or expenditures in
 3 further detail.

4 ➔Section 6. KRS 117.015 is amended to read as follows:

- 5 (1) There shall be a State Board of Elections that is an independent agency of state
 6 government, which shall administer the election laws of the state and supervise
 7 registration and purgation of voters within the state. The board:
- 8 (a) May promulgate administrative regulations necessary to properly carry out its
 9 duties; and
- 10 (b) Shall promulgate administrative regulations establishing a procedure for
 11 elections officials to follow when an election has been suspended or delayed
 12 as described in KRS 39A.100.
- 13 (2) The **State Board of Elections**~~[board]~~ shall consist of the following:
- 14 (a) The Secretary of State, who shall be:
- 15 1. A~~[an ex-officio,]~~ nonvoting member, **except in cases of casting a**
 16 **determinative vote, if a vote taken by the board would otherwise result**
 17 **in a tie;**~~[, and who shall also serve as]~~
- 18 2. The chief election official for the Commonwealth; **and**
- 19 3. **The chair of the board who shall preside at the meetings of the board;**
- 20 (b) Two (2) **voting** members appointed by the Governor as provided in subsection
 21 ~~(5)~~~~(6)~~ of this section;
- 22 (c) Six (6) voting members appointed by the Governor as provided in subsection
 23 ~~(4)~~~~(5)~~ of this section; and
- 24 (d) An executive director appointed in accordance with KRS 117.025~~[,]~~ who **is a**
 25 **nonvoting member**~~[may vote only to break a tie regarding selection of the~~
 26 ~~chair of the board]~~.
- 27 (3) ~~[A chair of the board, who is a then-current voting member of the board, shall be~~

1 ~~elect~~ as chair of the board by a majority of the voting members who serve on the
2 board. The chair shall preside at the meetings of the board and vote on matters
3 before the board.

4 ~~(4)~~ The appointed members shall serve for a term of four (4) years or until their
5 successors are appointed. Members shall be at least twenty-five (25) years of age
6 and qualified voters of this state. No appointed member shall be a candidate for
7 public office or have been a candidate for public office for two (2) years prior to his
8 or her appointment, except as provided in subsection (2)(b) of this section. No
9 member of the board shall have been convicted of any election law offense.

10 ~~(4)~~~~(5)~~ Two (2) members shall be appointed by the Governor from a separate list of at
11 least five (5) names submitted by the state central executive committee of each of
12 the two (2) political parties that polled the largest vote in the last preceding election
13 for state officials. The list shall be submitted to the Governor by February 15 of
14 1992, and the appointments of the Governor shall be made by April 1 of the same
15 year. Two (2) separate lists shall be submitted to the Governor by August 15 of
16 1990 and every four (4) years thereafter, and two (2) appointments shall be made
17 from these lists by September 15 of each year in which the lists are received.

18 ~~(5)~~~~(6)~~ Two (2) members shall be appointed by the Governor from a separate list of at
19 least four (4) names submitted by the Kentucky County Clerk's Association of each
20 of the two (2) political parties that polled the largest vote in the last preceding
21 regular election for state officials. Each of the two (2) members appointed under
22 this subsection shall be former county clerks ~~and shall be voting members~~. The
23 lists required under this subsection shall be submitted to the Governor by July 15,
24 2019, and every four (4) years thereafter. The appointments made by the Governor
25 under this subsection shall be made by August 15, 2019, and every four (4) years
26 thereafter.

27 ~~(6)~~~~(7)~~ Vacancies shall be filled in the same manner as provided for original

1 appointments, and the person appointed to fill the vacancy shall be of the same
2 political party as his or her predecessor.

3 ~~(7)~~~~(8)~~ The board shall meet as often as necessary to carry out its duties and shall
4 keep a record of its acts, orders, findings, and proceedings. A majority of the board
5 shall constitute a quorum.

6 ~~(8)~~~~(9)~~ The members of the board shall be paid a reasonable sum to be fixed by the
7 secretary of the Personnel Cabinet, with the approval of the secretary of the Finance
8 and Administration Cabinet, and in addition, their expenses in attending board
9 meetings. The compensation shall be paid out of the State Treasury upon requisition
10 signed by the chair of the board and approved by the secretary of the Finance and
11 Administration Cabinet.

12 ➔Section 7. KRS 121.160 is amended to read as follows:

13 (1) ~~[As part of the filing papers]~~Each candidate or slate of candidates shall, on~~[a~~
14 ~~duplicate]~~ form prescribed and furnished by the registry, designate a campaign
15 treasurer to act as their agent at the time~~[and at the office with which]~~ they file as a
16 candidate or slate of candidates, and until this requirement is met, the candidate or
17 slate of candidates shall be listed as their own treasurer and accountable as such.
18 The candidate or slate of candidates may appoint themselves or any registered voter
19 in Kentucky as the campaign treasurer. The office with which the candidate or slate
20 of candidates is required to file shall immediately forward to the registry a~~the~~
21 ~~duplicate]~~ copy of the~~[completed form designating the candidate's or slate's~~
22 ~~campaign treasurer and shall attach the original to the]~~ candidate's or slate's filing
23 papers. The office with which the candidate or slate of candidates files shall
24 promptly notify the registry when a candidate withdraws.

25 (2) The duties of a campaign treasurer shall be to:

26 (a) Designate a depository bank in which the primary campaign account shall be
27 maintained and deposit all contributions in that account;

- 1 (b) Keep detailed and exact accounts of:
- 2 1. Contributions of any amount made by a permanent committee, by name
- 3 and business address of the permanent committee, the date of the
- 4 contribution, the amount contributed, and a description of the major
- 5 business, social, or political interest represented by the permanent
- 6 committee;
- 7 2. Contributions in excess of one hundred dollars (\$100) made to a
- 8 candidate or slate of candidates for a statewide-elected state office, by
- 9 the date, name, address, occupation, and employer of each contributor
- 10 and the spouse of the contributor or, if the contributor or spouse of the
- 11 contributor is self-employed, the name under which he is doing business,
- 12 and the amount contributed by each contributor; and
- 13 3. Contributions in excess of one hundred dollars (\$100) made to any
- 14 candidate other than those specified in subparagraph 2., by name,
- 15 address, age if under legal voting age, date of the contribution, amount
- 16 of the contribution, and the employer and occupation of each other
- 17 contributor. If the contributor is self-employed, the name under which he
- 18 is doing business shall be listed. The occupation listed for the
- 19 contributor shall be specific. A general classification, such as
- 20 "businessman", shall be insufficient;
- 21 (c) Make or authorize all expenditures on behalf of a candidate or slate of
- 22 candidates. Any expenditure in excess of twenty-five dollars (\$25) shall be by
- 23 check and the treasurer's records shall disclose the name, address, and
- 24 occupation of every person or firm to whom made, and shall list the date and
- 25 amount of the expenditure and the treasurer shall keep a receipted bill for
- 26 each;
- 27 (d) Maintain all receipted bills and accounts required by this section for a period

1 of six (6) years from the date he files his last report under KRS
2 121.180(3)(b)1.; and

3 (e) Make no payment to any person not directly providing goods or services with
4 the intent to conceal payment to another.

5 (3) A candidate or slate of candidates may remove a campaign treasurer at any time.

6 (4) In case of the death, resignation, or removal of a campaign treasurer, the candidate
7 or slate of candidates shall within three (3) days after receiving notice thereof by
8 certified mail, appoint a successor and shall file his name and address with the
9 registry. The candidate, or slate shall be accountable as their own campaign
10 treasurer if they fail to meet this filing requirement.

11 (5) A person may serve as campaign treasurer for more than one (1) candidate or slate
12 of candidates, but all reports shall be made separately for each individual candidate
13 or slate.

14 (6) The candidate or slate of candidates may pay a campaign treasurer a salary for his
15 services which shall be considered a campaign expense and shall comply with the
16 reporting provisions of KRS 121.180 and administrative regulations promulgated by
17 the registry.

18 ➔Section 8. KRS 118.205 is amended to read as follows:

19 **(1)** The Secretary of State and the county **clerk of each county within this state**~~[clerks]~~
20 shall each keep a book **titled**~~[entitled]~~ "Register of Candidates for Nomination in the
21 Primary~~[Election,]~~" **The Secretary of State and each county clerk**~~[and]~~ shall enter
22 on different pages of the book for the different political parties, the title of office
23 sought, **the**~~[and]~~ name and residence of each candidate for nomination in the
24 primary~~[election]~~, the name of his **or her** political party, and the date of receiving
25 his **or her** nomination papers. The book shall be so kept that the names of all
26 candidates of the same political party shall be on the same or successive pages and
27 the names of candidates of no two (2) political parties shall appear on the same

1 page. The books shall be public records.

2 **(2) The county clerk of each county, within five (5) business days following the date**
 3 **of receiving a candidate's nomination papers, shall:**

4 **(a) Transmit a candidate's information derived from subsection (1) of this**
 5 **section to the Secretary of State; and**

6 **(b) Prominently display a candidate's information derived from subsection (1)**
 7 **of this section on the clerk's official Web site.**

8 **(3) The Secretary of State shall prominently display a candidate's information,**
 9 **derived from subsection (1) of this section, on the Secretary of State's official**
 10 **Web site within five (5) business days following the date of receiving a**
 11 **candidate's nomination papers or within five (5) days following the receipt of a**
 12 **candidate's information supplied by the county clerk, whichever is applicable.**
 13 **The information displayed shall be derived from the Secretary's book and from**
 14 **each book held by the county clerk of each county within this state.**

15 ➔Section 9. KRS 118.327 is amended to read as follows:

16 **(1)** Each county clerk and the Secretary of State shall keep a book in which he **or she**
 17 shall enter certain information concerning candidates to be chosen by convention.
 18 Such book shall include the name, place of residence, office for which the person is
 19 a candidate, party designation, and the date of the receipt of the form required to be
 20 filed by KRS 118.325(3). Such book shall be a public record.

21 **(2) The county clerk of each county, within five (5) business days following the date**
 22 **of receiving the form required by KRS 118.325(3), shall:**

23 **(a) Transmit a candidate's information derived from subsection (1) of this**
 24 **section to the Secretary of State; and**

25 **(b) Prominently display a candidate's information derived from subsection (1)**
 26 **of this section on the clerk's official Web site.**

27 **(3) The Secretary of State shall prominently display a candidate's information,**

1 derived from subsection (1) of this section, on the Secretary of State's official
 2 Web site within five (5) business days following the date of receiving the form
 3 required by KRS 118.325(3) or within five (5) days following the receipt of the
 4 candidates information supplied by the county clerk, whichever is applicable. The
 5 information displayed shall be derived from the Secretary's book and from each
 6 book held by the county clerk of each county within this state.

7 ➔Section 10. KRS 118A.140 is amended to read as follows:

8 (1) The Secretary of State shall keep a book entitled "Register of Candidates for
 9 Nomination to Offices of the Court of Justice.~~,"~~ The Secretary of State~~and~~ shall
 10 enter in that book the name and place of residence of each candidate for nomination
 11 to the office of justice or judge in the primary,~~election and~~ the date of receipt of
 12 his or her nomination papers, and petitions for candidacy filed pursuant to KRS
 13 118A.100. The book shall be a public record.

14 (2) The Secretary of State shall prominently display a candidate's information
 15 derived from subsection (1) of this section on the Secretary of State's official Web
 16 site within five (5) business days following the date of receiving a candidate's
 17 nomination papers and petitions for candidacy of each candidate~~[Petitions for~~
 18 ~~candidacy filed pursuant to KRS 118A.100 shall also be entered in this book].~~

19 ➔SECTION 11. A NEW SECTION OF KRS CHAPTER 118 IS CREATED TO
 20 READ AS FOLLOWS:

21 The county clerk of each county and the Secretary of State shall prominently display
 22 on his or her official Web site, the candidates, place of residence of each candidate,
 23 and the political affiliation of each candidate, who is on the ballot for any regular
 24 election. The posting required of this section shall occur at least fifty (50) days before a
 25 regularly scheduled election and forty-five (45) days before a special election.

26 ➔Section 12. KRS 121.175 is amended to read as follows:

27 (1) No candidate, committee, or contributing organization shall permit funds in a

1 campaign account to be expended for any purpose other than for allowable
2 campaign expenditures. "Allowable campaign expenditures" means expenditures
3 including reimbursement for actual expenses, made directly and primarily in
4 support of or opposition to a candidate, constitutional amendment, or public
5 question which will appear on the ballot and includes, but is not limited to,
6 expenditures for staff salaries, gifts and meals for volunteer campaign workers, food
7 and beverages provided at a campaign rally, advertising, office space, necessary
8 travel, campaign paraphernalia, purchases of advertisements in athletic and
9 scholastic publications, communications with constituents or prospective voters,
10 polling and consulting, printing, graphic arts, or advertising services, postage, office
11 supplies, stationery, newsletters, and equipment which is used primarily for the
12 administration of the campaign. "Allowable campaign expenditures" does not
13 include expenditures of funds in a campaign account for any purpose made
14 unlawful by other provisions of the Kentucky Revised Statutes or which would
15 bestow a private pecuniary benefit, except for payment of the reasonable value of
16 goods and services provided upon a candidate, member of the candidate's family,
17 committee, or contributing organization, or any of their employees, paid or unpaid,
18 including: tickets to an event which is unrelated to a political campaign or
19 candidacy; items of personal property for distribution to prospective voters except
20 items bearing the name, likeness, or logo of a candidate or a campaign-related
21 communication; expenditures to promote or oppose a candidacy for a leadership
22 position in a governmental, professional, or political organization, or other entity;
23 and equipment or appliances the primary use of which is for purposes outside of the
24 campaign. The provisions of KRS 121.190 notwithstanding, a candidate shall not be
25 required to include a disclaimer on campaign stationery purchased with funds from
26 his campaign account. A member of the General Assembly may utilize funds in his
27 or her campaign account to contribute up to five thousand dollars (\$5,000) per

1 ~~year to~~ [purchase admission tickets for political party functions and caucus
2 campaign committee functions, to purchase items with a value of not in excess of
3 one hundred dollars (\$100) for donation to a political party or caucus campaign
4 committee for auctions and fundraisers, and to participate in or support other events
5 sponsored by] a political party or caucus campaign committee. A member of the
6 General Assembly may make allowable campaign expenditures in both election
7 years and nonelection years.

- 8 (2) By December 31, 1993, the registry shall promulgate administrative regulations to
9 implement and enforce the provisions of subsection (1).
- 10 (3) In lieu of the penalties provided in KRS 121.140 and 121.990 for a violation of this
11 section, the registry may, after hearing:

12 (a) For a violation which was not committed knowingly, order the violator to
13 repay the amount of campaign funds which were expended for other than
14 allowable campaign expenditures, and if not repaid within thirty (30) days,
15 may impose a fine of up to one hundred dollars (\$100) for each day the
16 amount is not repaid, up to a maximum fine of one thousand dollars (\$1,000);
17 and

18 (b) For a violation which was committed knowingly, in addition to referring the
19 matter for criminal prosecution, order the violator to repay the amount of
20 campaign funds which were expended for other than allowable campaign
21 expenditures, and if not repaid within thirty (30) days, may impose a fine of
22 up to one hundred dollars (\$100) for each day the amount is not repaid, up to a
23 maximum fine of one thousand dollars (\$1,000).

24 ➔Section 13. Whereas, it is critically important to protect the integrity and
25 reliability of campaign finance reporting, and it is a reasonable legislative task to seek
26 improvement and modernization of election procedures without undue delay in notice to
27 the people of the Commonwealth and its election officials tasked with administering the

1 election laws within this state, an emergency is declared to exist, and Section 5 of this Act
2 takes effect upon its passage and approval by the Governor or upon its otherwise
3 becoming law.