

1 AN ACT relating to elections.

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

3 ➔Section 1. KRS 67C.135 is amended to read as follows:

- 4 (1) After certification of the election at which the voters of a county containing a city
5 of the first class have approved the consolidation of a city of the first class and the
6 county and after receipt of the 2000 census data, a plan to divide the county into
7 twenty-six (26) legislative council districts shall be submitted to the fiscal court in
8 order to establish the initial boundaries of the legislative council districts for the
9 newly consolidated government.
- 10 (2) The district plan for the legislative council shall be prepared and submitted by
11 representatives of a department of geography from the largest public university that
12 exists within the county.
- 13 (3) Upon submission of the plan that lays out the initial boundaries of the legislative
14 council districts, the fiscal court shall approve the plan within thirty (30) days as
15 submitted and without amendment.
- 16 (4) The boundaries of the districts shall be drawn so that the districts are compact and
17 contiguous, and the population of each district shall be as nearly equal as is
18 reasonably possible.
- 19 (5) Thereafter, and not less than every ten (10) years, the legislative council shall
20 initiate reapportionment proceedings in May of the first year following the
21 decennial census of the United States to review the districts and reapportion them if
22 necessary.
- 23 (6) To initiate a reapportionment proceeding, the legislative council shall publish notice
24 of the planned reapportionment in accordance with KRS Chapter 424.
- 25 (7) In no event shall districts be reapportioned during the period from thirty (30) days
26 prior to the last date for filing for candidacy for local government office as provided
27 in KRS 118.165 and the regular election for candidates for local government office.

1 (8) Precinct lines shall be drawn when necessary in accordance with the provisions of
2 law. No precinct shall be in more than one (1) district.

3 (9) Within twenty (20) days of the establishment of the districts by the legislative
4 council, any registered voter of the county may bring an action in the Circuit Court
5 to enforce the provisions of this section. The Circuit Court shall hear the action and,
6 on a finding that the legislative council has violated the provisions of this section,
7 remand the matter to the legislative council. The Circuit Court, in its discretion,
8 may allow the prevailing party, other than the legislative council, a reasonable
9 attorney's fee, to be paid from the treasury of the local government, as part of the
10 costs.

11 **(10) Upon the completion of reapportionment, if legislative council district boundaries**
12 **have changed, the county clerk shall mail each voter a notice of his or her**
13 **current district number and council member.**

14 ➔Section 2. KRS 116.085 is amended to read as follows:

15 (1) When a voter changes his place of residence to another location within the county,
16 the clerk shall, upon application of the voter in person, by mail, or through the
17 Transportation Cabinet, transfer the voter's registration record to the proper
18 precinct.

19 (2) When a registered voter changes his place of residence from one (1) precinct to
20 another within the same county before the registration books are closed and fails to
21 transfer his registration with the county clerk prior to the date the registration books
22 are closed, the voter shall be permitted to update the voting records and to vote in
23 the present election at the appropriate precinct for the current address upon
24 affirmation of his current address and signing the precinct list as set forth in KRS
25 117.225. Before being permitted to vote, the voter shall also confirm his identity as
26 required in KRS 117.227 and complete the affidavit which is required to be
27 completed by a voter whose right to vote has been challenged. The subscribed oaths

1 shall be delivered to the county clerk and investigated in accordance with KRS
2 117.245.

3 (3) When a registered voter changes his place of residence from one (1) precinct to
4 another precinct within the same county after the registration books close, the voter
5 shall be permitted to vote in the present election at the appropriate precinct for the
6 current address upon affirmation of his current address and signing the precinct list
7 as set forth in KRS 117.225. Before being permitted to vote, the voter shall confirm
8 his identity as required by KRS 117.227 and complete the affidavit which is
9 required to be completed by a voter whose right to vote is challenged. The
10 subscribed oaths shall be delivered to the county clerk and investigated in
11 accordance with KRS 117.245.

12 (4) (a) When the boundaries of a precinct are changed by law, placing a registered
13 voter in a new or different precinct, the clerk shall automatically transfer the
14 voter's registration record to the proper precinct and mail the voter a notice of
15 the change.

16 (b) When the General Assembly enacts a new redistricting plan, the clerk shall
17 mail each voter a notice informing the voter of his or her current district
18 number, State Representative, and State Senator.

19 (5) A voter who has changed his name may indicate the change at the precinct on
20 election day by completing the form provided for this purpose by the State Board of
21 Elections. The form shall be returned by the precinct officer to the county clerk who
22 shall make the necessary change on the voter's registration record.