

1 AN ACT relating to elections.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 15 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) There is hereby established an Office of Election Investigations and Security*
6 *within the Office of the Attorney General, which shall:*

7 *(a) Respond to notifications or complaints generated by election officials or any*
8 *other person alleging a violation of the state election law;*

9 *(b) Review notices and reports of an alleged violation of the state election law*
10 *and conduct investigations of any incidents that it determines require*
11 *further investigation;*

12 *(c) Initiate independent inquiries or conduct preliminary investigations into*
13 *any alleged violation of the state election law in any jurisdiction of this state*
14 *that it determines requires investigation;*

15 *(d) Employ investigators to conduct any investigations;*

16 *(e) Oversee the voter fraud hotline; and*

17 *(f) For purposes of investigation, have the authority to receive sworn*
18 *statements and issue subpoenas to compel the production of records and*
19 *other documents.*

20 *(2) If the office determines there may be a violation of any criminal law or state*
21 *election law, it shall inform the Attorney General or refer the findings of its*
22 *investigation to the appropriate Commonwealth's or county attorney for further*
23 *investigation or prosecution.*

24 *(3) The office shall submit a report by July 1 of each year to the Legislative Research*
25 *Commission, which provides detailed information on investigations of alleged*
26 *violations of the state election laws during the prior calendar year and includes:*

27 *(a) The total number of complaints received, independent investigations*

1 initiated, and complaints referred to another agency for further
2 investigation or prosecution; and

3 (b) For each alleged violation investigated:

4 1. The source of the alleged violation;

5 2. The law allegedly violated and the nature of the violation reported;

6 3. The county in which the alleged violation occurred;

7 4. Whether the alleged violation was referred to another agency and, if
8 so, to which agency; and

9 5. The current status of the investigation or resulting criminal case,
10 unless the investigation is open.

11 (4) All reports of alleged election law violations made by election officials or any
12 other person to the Secretary of State or the State Board of Elections shall be
13 forwarded to the Office of Election Investigations and Security.

14 (5) This section shall not be construed to limit or restrict the jurisdiction of any other
15 office or agency of the state empowered by law to investigate, act upon, or dispose
16 of alleged state election law violations.