

1 AN ACT proposing an amendment to Section 145 of the Constitution of Kentucky
2 relating to restoration of rights.

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

4 ➔Section 1. Are you in favor of amending Section 145 of the Constitution of
5 Kentucky to automatically restore the voting rights of persons who have been convicted
6 of a felony not involving treason, bribery in an election, election fraud, a violent felony
7 offense, a felony sexual offense, or a criminal offense against a child upon the completion
8 of any term of imprisonment, probation, or parole, as stated below?

9 ➔Section 2. It is proposed that Section 145 of the Constitution of Kentucky be
10 amended to read as follows:

11 Every citizen of the United States of the age of eighteen years who has resided in
12 the state one year, and in the county six months, and the precinct in which he or she
13 offers to vote sixty days next preceding the election, shall be a voter in said precinct and
14 not elsewhere. No person who is not a citizen of the United States shall be allowed to
15 vote in this state. The following persons also shall not have the right to vote:

16 1. Persons convicted in any court of competent jurisdiction of treason, ~~or~~
17 ~~felony, or~~ bribery in an election, *election fraud, a violent felony offense, a felony*
18 *sexual offense, or a criminal offense against a child*~~or of such high misdemeanor as~~
19 ~~the General Assembly may declare shall operate as an exclusion from the right of~~
20 ~~suffrage~~, but persons hereby excluded may be restored to their civil rights by executive
21 pardon.

22 2. Persons *convicted in any court of competent jurisdiction of a felony until*
23 *completion of any term of imprisonment, probation, or parole, exclusive of restitution,*
24 *fines, and any other court ordered monetary conditions, unless restored to their civil*
25 *rights earlier by executive pardon.*

26 3. *Persons* who, at the time of the election, are in confinement under the
27 judgment of a court for some penal offense.

1 4[3]. Persons who have been determined by a court of competent jurisdiction to
2 be mentally incompetent and who have not retained their voting rights or had those
3 rights restored[Idiots and insane persons].

4 ➔Section 3. This amendment shall be submitted to the voters of the
5 Commonwealth for their ratification or rejection at the time and in the manner provided
6 for under Sections 256 and 257 of the Constitution, KRS 118.415, and Sections 4 and 5
7 of this Act.

8 ➔Section 4. Notwithstanding any provision of KRS 118.415 to the contrary, the
9 Secretary of State shall cause the entirety of the question in Section 1 of this Act and the
10 entirety of the proposed amendment to the Constitution of Kentucky contained in Section
11 2 of this Act to be published at least one time in a newspaper of general circulation
12 published in this state, and shall also cause to be published at the same time and in the
13 same manner the fact that the amendment will be submitted to the voters for their
14 acceptance or rejection at the next regular election at which members of the General
15 Assembly are to be voted for. The publication required by this section and KRS 118.415
16 shall be made no later than the first Tuesday in August preceding the election at which
17 the amendment is to be voted on.

18 ➔Section 5. Notwithstanding any provision of KRS 118.415 to the contrary, the
19 Secretary of State, not later than the second Monday after the second Tuesday in August
20 preceding the next regular election at which members of the General Assembly are to be
21 chosen in a year in which there is not an election for President and Vice President of the
22 United States, or not later than the Thursday after the first Tuesday in September
23 preceding a regular election in a year in which there is an election for President and Vice
24 President of the United States, shall certify the entirety of the question in Section 1 of this
25 Act and the entirety of the proposed amendment to the Constitution of Kentucky
26 contained in Section 2 of this Act to the county clerk of each county, and the county clerk
27 shall have the entirety of the question and the amendment, as so certified, indicated on

- 1 the ballots provided to the voters in paper or electronic form as applicable to the voting
- 2 machines in use in each county or precinct.