



recount may be cancelled if the defeated candidate(s) submits in writing their wish to waive the recount to the Secretary of State with 24 hours of certification of the votes. Additionally, the time to file a contest petition shall be suspended until the vote is certified.

Commonwealth-initiated recounts shall not change existing law pertaining to candidate-initiated recounts or the appeals process available to the candidate.

**The fiscal impact of HB 433 on local governments is indeterminable.** The automatic recount triggered by a vote margin of not more than half of one percent would be conducted by the County Board of Elections, not the Circuit Court. The Kentucky Association of County Clerks are in favor of the recount being done by the Circuit Clerk since that is a remedy for the candidate if they feel that the County Board of Elections didn't do a good job.

The Association has the following concern: It is unclear who determines the cost of the recount and doesn't say who would be paid for this recount. This would mean use of county clerk staff and/or county board of election members, so all costs would be based on wage and hour issues but mainly a loss of productive hours of the election staff.

### **Part III: Differences to Local Government Mandate Statement from Prior Versions**

Part II refers to HB 433 as introduced. There are no prior version of this bill.

**Data Source(s):** LRC Staff, Kentucky County Clerk's Association

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