Local Government Mandate Statement Kentucky Legislative Research Commission 2023 Regular Session

Part I: Measure Information

Bill Request #: 346
Bill #: SB 232
Document ID #: 4279
Bill Subject/Title: AN ACT relating to elections.
Sponsor: Senator Adrienne Southworth
Unit of Government: X City X County Multiple Algorithm Multiple Algorithm Multiple Algorithm Multiple Algorithm
X Charter County X Consolidated Local X Government
Office(s) Impacted: County Clerks, Local Law Enforcement
Requirement: X Mandatory Optional
Effect on Powers & Duties: Modifies Existing _X Adds New _X Eliminates Existing

Part II: Bill Provisions and the Estimated Fiscal Impact Relating to Local Government

SB 232 makes several gender-neutral updates and technical corrections. SB 232 also makes procedural changes regarding a contested election and the Circuit Court's responsibility including requiring that the Circuit Court be the custodian of the keys and materials while they are in the possession of the Circuit Court until the recount. The Circuit Court may use the services of any law enforcement agency to transport all keys, voting machines, voting equipment, or voting system, ballots, boxes, and all papers and materials pertaining to the contested election.

The fiscal impact of SB 232 on local governments is expected to be minimal. The cost of the recount is the responsibility of the party requesting the recount. A bond shall be executed with approved surety for the costs of the recount, in an amount fixed by the Circuit Judge.

If a bond was collected and the recount did not change the outcome of the election, the county keeps the bond and deposits it in the county's election fund. Even if the election

outcome is overturned as a result of the recount, current state law does not provide for the return of the bond or refund of any cost.

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

Part II refers to SB 232 as introduced. There are no prior versions.

Data Source(s): <u>LRC Staff</u>

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 Reviewer:
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 Date:
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