

1 AN ACT relating to voter registration.

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

3 ➔Section 1. KRS 116.025 is amended to read as follows:

- 4 (1) Every person who is a resident of this state and the precinct in which he or she  
5 offers to vote on or before the day ~~of~~~~preceding the closing of the registration books~~  
6 ~~for~~ any primary, ***regular election***~~[general]~~, or special election, who possesses on  
7 the day of any election the qualifications set forth in Section 145 of the  
8 Constitution, exclusive of the durational residency requirements, who is not  
9 disqualified under that section or under any other statute, and who is registered as  
10 provided in this chapter, may vote for all officers to be elected by the people and on  
11 all public questions submitted for determination at that election, in the precinct in  
12 which he or she is qualified to vote. ***Any person who has been convicted of a***  
13 ***felony shall not be permitted to vote until his or her civil rights have been***  
14 ***restored by executive pardon, or until his or her voting rights have been restored***  
15 ***by executive order.*** Any person who ~~has~~~~[shall have]~~ been convicted of any election  
16 law offense which is a felony shall not be permitted to vote until his or her civil  
17 rights have been restored by executive pardon.
- 18 (2) Any person charged with or indicted for a crime, whether or not in custody for  
19 same, who has not yet been convicted of the offense and who is not otherwise  
20 ineligible to vote, may vote for all offices to be elected by the people and on all  
21 public questions submitted for determination at that election, in the precinct in  
22 which he or she is qualified to vote.
- 23 (3) A registered voter who changes his or her place of residence from one (1) precinct  
24 to another within the same county while the registration books are closed shall be  
25 permitted to update the voting records and to vote in the present election at the  
26 appropriate precinct for the current address as set forth in KRS 116.085(3).
- 27 (4) Notwithstanding any provision of law to the contrary, any registered voter who

1 changes his or her place of residence from one (1) precinct to another within the  
2 same county prior to the closing of the registration books and who fails to transfer  
3 his or her registration with the county clerk prior to the date the registration books  
4 are closed shall be permitted to vote in the present election at the appropriate  
5 precinct for the current address as set forth in KRS 116.085(2).

6 (5) Any registered voter who changes his or her place of residence to a different county  
7 while the registration books are closed shall be permitted to vote at the appropriate  
8 precinct for his or her former residence in the present election and shall thereafter  
9 transfer his or her voter registration.

10 (6) Any registered voter who changes his or her place of residence to a different county  
11 and fails to register to vote in the county of current residence prior to the date the  
12 registration books are closed shall not be eligible to vote in the present election in  
13 the county of current residence or the county of former residence.

14 (7) Any registered voter who changes his or her place of registration to a different state  
15 while the registration books are closed in the new state of residence before a  
16 presidential election shall be permitted to cast an absentee ballot for President and  
17 Vice President only, notwithstanding subsection (1) of this section, by mail or at the  
18 county clerk's office of the former residence or other place designated by the county  
19 board of elections and approved by the State Board of Elections.

20 **(8) Any registered voter who withdraws his or her registration while the registration**  
21 **books are closed shall not be eligible to reregister and vote as provided under**  
22 **subsection (10) of Section 2 of this Act, and shall be subject to KRS 116.055(3)**  
23 **for voting in a primary.**

24 ➔Section 2. KRS 116.045 is amended to read as follows:

25 (1) Any person may:

26 **(a)** Register as a voter during the period registration is open if he or she  
27 possesses, or will possess on the day of the next regular election, the

1 qualifications set forth in KRS 116.025; or

2 **(b) Register at the precinct on the day of the election as provided in subsection**  
 3 **(10) of this section, if:**

4 **1. He or she has not registered during the period registration is open; or**  
 5 **2. He or she has not withdrawn his or her registration while the**  
 6 **registration books are closed.**

7 (2) The county clerk shall cause all registration to be closed, **except for registration at**  
 8 **the precinct under subsection (10) of this section,** the fourth Tuesday preceding  
 9 through the first Monday following any primary or **regular**~~[general]~~ election, and  
 10 the twenty-eight (28) days prior to and seven (7) days following any special  
 11 election. If the last day of registration falls on a state or federal holiday, the period  
 12 runs until the end of the next day which is not a Saturday,~~[or]~~ Sunday, **or**~~[nor]~~ a  
 13 state or federal holiday.

14 **(3) The county clerk may accept and process voter registrations** during the period that  
 15 registration is closed~~[, the county clerk may accept and process registrations]~~. Any  
 16 voter who registers during the period that registration is closed **shall not be**  
 17 **permitted to vote in the upcoming primary or election**~~[,]~~ except for:

18 **(a) A**~~[any]~~ registered voter who transfers his or her registration pursuant to KRS  
 19 116.085(2) or (3); **or**

20 **(b) A voter who registers at the precinct under subsection (10) of this section**~~[,~~  
 21 ~~shall not be permitted to vote in the upcoming election]~~.

22 **(4)**~~[(3)] In all counties, the county clerk shall receive registrations, transfers, or~~  
 23 ~~changes of party affiliation at branch offices at any place in the county during those~~  
 24 ~~periods that the registration books are open except for those transfers pursuant to~~  
 25 ~~KRS 116.085(2) or 116.085(3). However, notice in the manner provided by KRS~~  
 26 ~~Chapter 424 shall be given at least three (3), but not more than fourteen (14), days~~  
 27 ~~in advance of the time and place of any branch registration, and ten (10) days'~~

1 written notice shall be given to the county executive committee of each major  
2 political party in the county in which the branch registration is to be held.

3 ~~(5)~~~~(4)~~ Any person may register to vote or may change his or her party affiliation in  
4 any of the following ways:

5 (a) In person;

6 (b) By mail;

7 (c) By means of the federal post card application, if the person is a resident of  
8 Kentucky and a member of the Armed Forces, or a dependent of members of  
9 the Armed Forces, or overseas citizen;

10 (d) By mail-in application form prescribed by the Federal Election Commission  
11 pursuant to the National Voter Registration Act of 1993; or

12 (e) By other methods of registration, or reregistration, approved by the State  
13 Board of Elections, including the use of voluntary interested groups and  
14 political parties, under the proper supervision and directions of the county  
15 clerk, which may include door to door canvassing.

16 ~~(6)~~~~(5)~~ Upon receipt of the form prescribed by the State Board of Elections, the  
17 United States Election Assistance Commission, or the Federal Election  
18 Commission pursuant to the National Voter Registration Act of 1993, properly  
19 filled out and signed by the applicant, the county clerk shall register the applicant.

20 ~~(7)~~~~(6)~~ Any individual or group shall have access to a reasonable number of voter  
21 registration forms, including the mail-in application form prescribed by the United  
22 States Election Assistance Commission or by the Federal Election Commission  
23 pursuant to the National Voter Registration Act of 1993 in the county clerk's office.  
24 The individual or group shall act under the proper supervision and directions of the  
25 county clerk and shall return these completed forms to the county clerk for official  
26 registration by the county clerk.

27 ~~(8)~~~~(7)~~ ~~[No later than December 31, 1994,]~~ The Transportation Cabinet shall equip all

1 driver's license agencies to comply with the provisions of the National Voter  
2 Registration Act of 1993. The Secretary of State shall provide assistance and  
3 interpretation to the Transportation Cabinet in determining the requirements of the  
4 National Voter Registration Act of 1993.

5 ~~(9)~~(8) The county clerk shall enter the specific party identification of the voter with a  
6 political party, political organization, or political group as defined in KRS 118.015,  
7 or independent status, as indicated by the voter on the voter registration form, into  
8 the statewide voter registration system. The State Board of Elections shall  
9 promulgate regulations under KRS Chapter 13A to provide for tracking of the  
10 registration of voters identifying with political organizations and political groups as  
11 defined in KRS 118.015, and voters of independent status.

12 (10) (a) Any person who was not a registered voter in this state before the  
13 registration books were closed under subsection (2) of this section, and who  
14 possesses, or will possess on the day of the next regular election if  
15 registering on the day of a primary, the qualifications set forth in Section 1  
16 of this Act, may register at the precinct of his or her residence on the day of  
17 an election.

18 (b) When a person applies to register to vote at the precinct on election day, the  
19 voter shall be permitted to vote in the present election at the precinct of his  
20 or her residence upon:

21 1. Affirmation of the voter's current address;

22 2. Confirmation of the voter's identity as required by KRS 117.227; and

23 3. Completion of the affidavit required to be completed by a voter whose  
24 right to vote is challenged. The subscribed oaths shall be delivered to  
25 the county clerk and investigated in accordance with KRS 117.245.

26 (c) All registration forms received at the precinct shall be returned to the  
27 county clerk by the precinct officer.

1        ➔Section 3. KRS 116.0452 is amended to read as follows:

- 2        (1) For the purpose of determining whether a voter registration application is received  
3        during the period in which registration books are open under KRS 116.045(2), an  
4        application shall be deemed timely received:
- 5        (a) In the case of registration with a motor vehicle driver's license application, if  
6        the valid voter registration form of the applicant is accepted by the  
7        Transportation Cabinet before the registration books are closed;
- 8        (b) In the case of registration by mail, if the valid voter registration form of the  
9        applicant is legibly postmarked before the registration books are closed;
- 10       (c) In the case of registration with a voter registration agency, if the valid voter  
11       registration form of the applicant is accepted at the voter registration agency  
12       before the registration books are closed; and
- 13       (d) In any other case, if the valid voter registration form of the applicant is  
14       received by the appropriate county clerk, no later than 4 p.m. local time,  
15       before the registration books are closed.
- 16       (2) **In the case of registration at the precinct on election day, a voter registration**  
17       **application shall be deemed timely received if the valid voter registration form of**  
18       **the applicant is received by the precinct officer in the precinct of the voter's**  
19       **residence before the polls close on election day.**
- 20       (3) The county clerk shall send notice to each applicant of the disposition of the  
21       application.
- 22       (4) **The county clerk shall provide the State Board of Elections with a report of those**  
23       **voters who registered to vote on election day on a form established by the State**  
24       **Board of Elections in administrative regulations promulgated under KRS**  
25       **Chapter 13A.**
- 26       (5)~~(3)~~ The name of a registered voter shall not be removed from the registration  
27       books, except:

- 1 (a) Upon request of the voter;
- 2 (b) As provided by KRS 116.113, upon notice of death, declaration of
- 3 incompetency, or conviction of a felony; or
- 4 (c) Upon failure to respond to a confirmation mailing sent pursuant to KRS
- 5 116.112(3) and failure to vote or appear to vote and, if necessary, correct the
- 6 registration record of the voter's address in an election during the period
- 7 beginning on the date of the notice and ending on the day after the date of the
- 8 second ~~regular~~<sup>general</sup> election for Federal office that occurs after the date of
- 9 the notice.

10 ~~(6)~~<sup>(4)</sup> The identity of the voter registration agency or Transportation Cabinet office  
 11 through which any particular voter is registered shall not be disclosed to the public.

12 ➔Section 4. KRS 116.0455 is amended to read as follows:

13 (1) ~~{(a)}~~ Each motor vehicle driver's license application, including any renewal  
 14 application, submitted to the appropriate motor vehicle authority shall serve as a  
 15 simultaneous~~an~~ application for voter registration, or as an update to any  
 16 previous voter registration, and shall contain the following statements:

17 (a) "By signing and submitting this application, you are authorizing the  
 18 Transportation Cabinet to transmit this application to the county clerk and  
 19 to the State Board of Elections for voter registration purposes. YOU MAY  
 20 DECLINE TO REGISTER. YOU ARE REQUIRED TO DECLINE TO  
 21 REGISTER IF YOU DO NOT MEET THE ELIGIBILITY  
 22 REQUIREMENTS SET OUT BELOW. No information relating to your  
 23 decision of whether or not to register or update a voter registration record  
 24 may be used for any purpose other than voter registration.";

25 (b) "In order to be registered to vote, you must:

- 26 1. Be a United States citizen;
- 27 2. Be a current resident of Kentucky;

- 1            3. Be at least eighteen (18) years of age on or before the next regular  
 2            election;  
 3            4. Have not been convicted of a felony or, if you have been convicted of a  
 4            felony, your civil rights have been restored by executive pardon, or  
 5            your voting rights have been restored by executive order;  
 6            5. Have not been declared mentally incompetent in a court of law; and  
 7            6. Not claim the right to vote anywhere outside Kentucky.

8            By allowing this application to serve as a simultaneous application for voter  
 9            registration you are swearing or affirming that you meet all the  
 10           requirements to vote."; and

11           (c) "If you choose to decline to have this motor vehicle driver's application  
 12           serve as a simultaneous application for voter registration or update to an  
 13           existing voter registration record or if you do not meet the eligibility  
 14           requirements to register to vote, YOU ARE REQUIRED TO CHECK THE  
 15           BOX BELOW confirming that you decline."

16           ~~[for voter registration unless the applicant fails to sign the voter registration~~  
 17           ~~application.]~~

18           ~~(b) An application for voter registration submitted under paragraph (a) of this~~  
 19           ~~subsection shall be considered as updating any previous voter registration by~~  
 20           ~~the applicant.]~~

21           (2) No information relating to the declination~~[failure]~~ of an applicant to have any  
 22           application in subsection (1) of this section considered as a simultaneous  
 23           application for voter registration or an update to a previous voter registration~~[for~~  
 24           ~~a motor vehicle driver's license to sign a voter registration application]~~ may be used  
 25           for any purpose other than voter registration.

26           (3) (a) The Transportation Cabinet shall include all information required in a voter  
 27           registration application form as part of an application for a motor vehicle



1 driver's license. *The State Board of Elections shall approve the voter*  
 2 *registration portion of the application prior to its implementation by the*  
 3 *Transportation Cabinet and no amendments to the application affecting*  
 4 *voter registration requirements shall be made without the approval of the*  
 5 *State Board of Elections; and*

6 (b) The voter registration application portion of an application for a motor vehicle  
 7 driver's license shall comply with the requirements of Section 5 of *Pub. L.*  
 8 *No. [Public Law] 103-31*, the National Voter Registration Act of 1993.

9 (4) Any change of address form submitted for purposes of a motor vehicle driver's  
 10 license shall serve as notification of change of address for voter registration for the  
 11 registrant involved unless the registrant states on the form that the change of address  
 12 is not for voter registration purposes.

13 (5) (a) A completed *copy of the* voter registration portion of an application for a  
 14 motor vehicle driver's license accepted by the Transportation Cabinet shall be  
 15 transmitted to the county clerk of the county of the applicant's voting  
 16 residence not later than ten (10) days after the date of acceptance.

17 (b) If a *motor vehicle driver's license application includes a completed* voter  
 18 registration application *and* is accepted within five (5) days before the last day  
 19 for registration to vote in an election, the application shall be transmitted to  
 20 the county clerk of the county of the applicant's voting residence not later than  
 21 five (5) days after the date of acceptance.

22 (6) The Transportation Cabinet shall provide to the county clerk *all[a]* declination  
 23 *notifications*~~[statement]~~ signed by an applicant if the applicant has declined to *have*  
 24 *the motor vehicle driver's license application serve as a simultaneous application*  
 25 *for voter registration or to have an existing voter registration record updated*~~[~~  
 26 ~~register to vote]~~.

27 ➔Section 5. KRS 116.048 is amended to read as follows:

- 1 (1) The following agencies are designated as voter registration agencies in accordance  
 2 with the National Voter Registration Act of 1993:
- 3 (a) Agencies that provide benefits under public assistance under Title IV-A of the  
 4 Federal Social Security Act, the Special Supplemental Food Program for  
 5 Women, Infants, and Children, the Kentucky Medical Assistance Program, or  
 6 the Food Stamps Program;
- 7 (b) Office of Vocational Rehabilitation and Office for the Blind within the  
 8 Education and Workforce Development Cabinet;
- 9 (c) Commission for Children with Special Health Care Needs within the  
 10 Cabinet for Health and Family Services;
- 11 (d) Department of Aging and Independent Living within the Cabinet for Health  
 12 and Family Services;
- 13 (e) Department of Behavioral Health, Developmental and Intellectual  
 14 Disabilities within the Cabinet for Health and Family Services;
- 15 (f) HIV/AIDS Branch of the Division of Epidemiology and Health Planning of  
 16 the Department of Public Health within the Cabinet for Health and Family  
 17 Services;
- 18 (g) Armed Forces recruitment offices;
- 19 (h)~~(e)~~ Other agencies as the Secretary of State shall determine are~~to be~~  
 20 providing public assistance; and
- 21 (i)~~(d)~~ Other agencies as the Secretary of State shall determine are~~to be~~ state-  
 22 funded programs primarily engaged in providing services to persons with  
 23 disabilities.
- 24 (2) A voter registration agency that provides service or assistance in conducting voter  
 25 registration shall:
- 26 (a) Include in~~Distribute with~~ each application for its service or assistance, and  
 27 with each recertification, renewal, or change of address form, the following

1 statements:

2 1. "By signing and submitting this application, you are authorizing this  
3 agency to transmit this application to the county clerk and to the State  
4 Board of Elections for voter registration purposes. YOU MAY  
5 DECLINE TO REGISTER. YOU ARE REQUIRED TO DECLINE  
6 TO REGISTER IF YOU DO NOT MEET THE ELIGIBILITY  
7 REQUIREMENTS SET OUT BELOW. No information relating to  
8 your decision of whether or not to register or update a voter  
9 registration record may be used for any purpose other than voter  
10 registration.";

11 2. "In order to be registered to vote, you must:

12 a. Be a United States citizen;

13 b. Be a current resident of Kentucky;

14 c. Be at least eighteen (18) years of age on or before the next  
15 regular election;

16 d. Have not been convicted of a felony or, if you have been  
17 convicted of a felony, your civil rights have been restored by  
18 executive pardon, or your voting rights have been restored by  
19 executive order;

20 e. Have not been declared mentally incompetent in a court of law;  
21 and

22 f. Not claim the right to vote anywhere outside Kentucky.

23 By allowing this application to serve as a simultaneous application for  
24 voter registration you are swearing or affirming that you meet all of  
25 the requirements to vote. If you do not meet the requirements, you are  
26 required to decline."; and

27 3. "If you choose to decline to have this application serve as a

1 simultaneous application for voter registration or update to an  
 2 existing voter registration record or if you do not meet the eligibility  
 3 requirements to register to vote, YOU ARE REQUIRED TO CHECK  
 4 THE BOX BELOW confirming that you decline."~~[office's own voter~~  
 5 ~~registration application form that complies with the requirements of~~  
 6 ~~Section 7 of Public Law 103-31, the National Voter Registration Act of~~  
 7 ~~1993];~~

8 (b) Provide ~~an~~<sup>[a]</sup> additional form that includes:

- 9 1. ~~[The question, "If you are not registered to vote where you live now,~~  
 10 ~~would you like to apply to register to vote here today?";~~
- 11 2. ~~—]If the agency provides public assistance, the statement, "Applying to~~  
 12 ~~register or declining to register to vote will not affect the amount of~~  
 13 ~~assistance that you will be provided by this agency.";~~
- 14 ~~2.~~<sup>[3.</sup> ~~Boxes for the applicant to check to indicate whether the applicant would~~  
 15 ~~like to register or declines to register to vote (failure to check either box~~  
 16 ~~being deemed to constitute a declination to register for purposes of~~  
 17 ~~paragraph (c) of this subsection), together with the statement in close~~  
 18 ~~proximity to the boxes and in prominent type, "IF YOU DO NOT~~  
 19 ~~CHECK EITHER BOX, YOU WILL BE CONSIDERED TO HAVE~~  
 20 ~~DECIDED NOT TO REGISTER TO VOTE AT THIS TIME.";~~
- 21 4. ~~] The statement, "If you would like help in filling out the voter~~  
 22 ~~registration portion of the application form, we will help you. The~~  
 23 ~~decision whether to seek or accept help is yours. You may fill out the~~  
 24 ~~application form in private."; and~~
- 25 ~~3.~~<sup>[5.</sup> ~~The statement, "If you believe that someone has interfered with your~~  
 26 ~~right to register or to decline to register to vote or to update your~~  
 27 ~~existing voter registration record, your right to privacy in deciding~~

1           whether to register or in applying to register to vote, or your right to  
 2           choose your own political party or other political preference, you may  
 3           file a complaint with \_\_\_\_\_.", the blank being filled by  
 4           the name, address, and telephone number of the appropriate official to  
 5           whom a complaint should be addressed; and

6           (c) Provide to each applicant who does not decline to **use the agency application**  
 7           **as an application to** register to vote **or to update an existing voter**  
 8           **registration record** the same degree of assistance with regard to the  
 9           completion of the registration application form as is provided by the office  
 10          with regard to the completion of its own forms, unless the applicant refuses  
 11          assistance.

12       (3) (a) At each voter registration agency, the following services shall be made  
 13          available:

14           1. Distribution of mail voter registration forms **should the applicant**  
 15           **decline to have the application serve as a simultaneous application for**  
 16           **voter registration and request a mail voter registration form;**

17           2. Assistance to applicants in completing **the** voter registration **portion of**  
 18           **the** application **form**~~{forms}~~, unless the applicant refuses assistance; and

19           3. Acceptance of completed~~{voter registration}~~ application forms **that do**  
 20           **not include a declination of the application serving as a simultaneous**  
 21           **application to register to vote or update an existing voter registration**  
 22           **record** for transmittal to the county clerk of the county of the applicant's  
 23           voting residence **or the State Board of Elections.**

24           (b) If a voter registration agency designated under subsection (1)~~{(d)}~~ of this  
 25          section provides services to a person with a disability at the person's home, the  
 26          agency shall provide the services described in paragraph (a) of this subsection  
 27          at the person's home.

- 1 (4) A person who provides services described in subsection (3) of this section shall not:
- 2 (a) Seek to influence an applicant's political preference or party registration;
- 3 (b) Display any material indicating the person's political preference or party
- 4 allegiance;
- 5 (c) Make any statement to an applicant or take any action the purpose or effect of
- 6 which is to discourage the applicant from registering to vote; or
- 7 (d) Make any statement to an applicant or take any action the purpose or effect of
- 8 which is to lead the applicant to believe that a decision to register or not to
- 9 register to vote has any bearing on the availability of services or benefits.
- 10 (5) **The voter registration portion of any application used by any agency that has**
- 11 **been designated as a voter registration agency under subsection (1) of this section**
- 12 **shall comply with the requirements of Section 7 of Pub. L. No. 103-31, the**
- 13 **National Voter Registration Act of 1993.**
- 14 **(6)** The State Board of Elections may designate requirements for record keeping and
- 15 document retention it deems necessary to comply with the National Voter
- 16 Registration Act of 1993 and the provisions of this chapter **in administrative**
- 17 **regulations promulgated under KRS Chapter 13A.**
- 18 ~~(7)~~~~(6)~~ (a) A completed registration application accepted at a voter registration
- 19 agency shall be transmitted to the county clerk of the county of the applicant's
- 20 voting residence or the State Board of Elections not later than ten (10) days
- 21 after the date of acceptance.
- 22 (b) If a registration application is accepted within five (5) days before the last day
- 23 for registration to vote in an election, the application shall be transmitted to
- 24 the county clerk of the county of the applicant's voting residence or the State
- 25 Board of Elections not later than five (5) days after the date of acceptance.
- 26 **(8) The agency shall provide to the county clerk all declination notifications signed**
- 27 **by an applicant if the applicant has declined to have the agency application serve**

1        *as a simultaneous application for voter registration or to have an existing voter*  
2        *registration record updated.*

3        ➔Section 6. KRS 116.085 is amended to read as follows:

4        (1) When a voter changes his *or her* place of residence to another location within the  
5        county, the clerk shall, upon application of the voter in person, by mail, *through a*  
6        *voter registration agency under Section 5 of this Act,* or through the  
7        Transportation Cabinet, transfer the voter's registration record to the proper  
8        precinct.

9        (2) When a registered voter changes his *or her* place of residence from one (1) precinct  
10       to another within the same county before the registration books are closed and fails  
11       to transfer his *or her* registration with the county clerk prior to the date the  
12       registration books are closed, the voter shall be permitted to update the voting  
13       records and to vote in the present election at the appropriate precinct for the current  
14       address upon affirmation of *the voter's*~~[his]~~ current address and signing the precinct  
15       list as set forth in KRS 117.225. Before being permitted to vote, the voter shall also  
16       confirm his *or her* identity as required in KRS 117.227 and complete the affidavit  
17       which is required to be completed by a voter whose right to vote has been  
18       challenged. The subscribed oaths shall be delivered to the county clerk and  
19       investigated in accordance with KRS 117.245.

20       (3) When a registered voter changes his *or her* place of residence from one (1) precinct  
21       to another precinct within the same county after the registration books close, the  
22       voter shall be permitted to vote in the present election at the appropriate precinct for  
23       the current address upon affirmation of *the voter's*~~[his]~~ current address and signing  
24       the precinct list as set forth in KRS 117.225. Before being permitted to vote, the  
25       voter shall confirm his *or her* identity as required by KRS 117.227 and complete the  
26       affidavit which is required to be completed by a voter whose right to vote is  
27       challenged. The subscribed oaths shall be delivered to the county clerk and

1 investigated in accordance with KRS 117.245.

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

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

9 ➔Section 7. KRS 117.225 is amended to read as follows:

10 (1) Any person desiring to vote on election day shall give his or her name and address  
11 to the clerk of the election and shall provide proof of identification as defined in  
12 KRS 117.375.

13 (2) A voter who votes in person at a precinct polling place that is located at a state-  
14 licensed care facility where the voter resides is not required to provide proof of  
15 identification, as defined in KRS 117.375, before voting in a primary or an election.

16 (3) If the voter's name is listed on the precinct list furnished by the State Board of  
17 Elections as provided in KRS 117.025, the voter provides proof of identification,  
18 the voter is exempt pursuant to subsection (2) of this section, or the voter otherwise  
19 satisfies the requirements of KRS 117.228, and if no challenge is made, then the  
20 voter~~[he or she]~~ shall sign his or her name on the precinct list in the space opposite  
21 the voter's~~[his or her]~~ printed name. The voter's signature shall constitute the voter's  
22 verification that the voter is a properly registered and qualified voter. **If the**  
23 **person's name is not listed on the precinct list furnished by the State Board of**  
24 **Elections, and the person meets the qualifications under Section 1 of this Act, the**  
25 **precinct officer shall offer the person the opportunity to register to vote as**  
26 **provided by Section 2 of this Act, and the voter shall indicate his or her party**  
27 **affiliation on the form.** The voter shall then retire alone to cast his or her vote on



1 the voting machine. The county board of elections may provide to each precinct the  
2 original registration form of each voter entitled to vote in that precinct. These forms  
3 shall be used to compare signatures in those precincts to which the forms are  
4 provided.

5 (4) If supplemental paper ballots are used, as provided in KRS 118.215, after voting on  
6 the voting machine the voter shall take the supplemental paper ballot with the stub  
7 intact and retire alone to the voting booth provided for voting paper ballots. After  
8 voting the supplemental paper ballot, the voter shall remove the numbered stub,  
9 hand the stub to an election officer and deposit the voted ballot in the locked  
10 supplemental paper ballot box in the presence of a precinct election officer.

11 ➔Section 8. KRS 117.365 is amended to read as follows:

12 Upon the first day a grand jury convenes after a primary, regular election, or special  
13 election, the county clerk shall present to the grand jury all voter assistance forms, all  
14 voter and election official affirmations, *all applications for voter registration that are*  
15 *completed at the precinct,* and all applications for absentee ballots which shall have been  
16 completed in the immediately preceding primary, regular election, or special election. The  
17 county clerk may photocopy applications for absentee ballots, voter and election official  
18 affirmations, *applications for voter registration completed at the precinct,* and voter  
19 assistance forms, certify them as true copies of the originals, and present the grand jury  
20 with those certified copies instead of the originals. The county clerk shall retain all  
21 applications for absentee ballots, voter and election official affirmations, *all applications*  
22 *for voter registration completed at the precinct,* and one (1) copy of each voter  
23 assistance form as part of the records of the office and shall produce certified copies of  
24 any or all of them, when required, to any subsequent grand jury.