

HOUSE OF REPRESENTATIVES

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2024 REGULAR SESSION
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Amend printed copy of **HB 580/HCS 1**

On page 1, line 9, after "agreements", insert "with other governmental agencies"; and

On page 3, lines 22 through 24, delete Section 2 in its entirety; and

Renumber subsequent sections accordingly; and

On page 10, between lines 13 and 14, insert:

"(5) At least one hundred twenty (120) days before an election, a county board of elections may petition the State Board of Elections to allow an amendment the county board deems necessary to the petition previously submitted and approved under subsection (3) of this section."; and

On page 10, line 14, delete "(5)", and insert "(6)~~[(5)]~~"; and

On page 11, line 17, after "pregnancy", bracket and strikethrough "and the voter completes the form that is prescribed by the State Board of Elections, which contains a sworn statement that the voter is in her last trimester of pregnancy at the time she wishes to vote"; and

On page 13, lines 23 through 24, after "except", insert "when provided to the county board of elections under KRS 117.087", and place brackets around and strikethrough "those persons, election officials, or entities authorized by law to receive it"; and

On page 15, line 6, after "(c)", insert "I"; and

On page 15, between lines 9 and 10, insert:

"2. If a voter under paragraph (h)3. of this subsection expresses the desire to

Amendment No. HFA 3

Rep. Rep. Jennifer Decker

Committee Amendment _____

Signed: _____

Floor Amendment _____

LRD Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

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request a mail-in absentee ballot, the jail staff shall ensure that the voter is allowed, during normal business hours, to use a telephone to receive assistance by the county clerk, as described in subparagraph 1. of this paragraph."; and

On page 16, lines 19 through 20, delete "**Safe at Home**" and remove brackets and strikethrough from "[~~crime victim address confidentiality protection~~]"; and

On page 18, line 24, delete "**or**"; and

On page 19, line 1, after "**submitted**", insert "**; or**

(e) A qualified voter who applies pursuant to the requirements of subsection (1)(h)8. of this section, whose mail-in absentee ballot may be mailed to the address of a facility where he or she is receiving inpatient or residential medical treatment.

If a qualified voter who applies pursuant to paragraph (c), (d), or (e) of this subsection leaves the address where he or she requested an absentee ballot be mailed, the voter may contact the county clerk who shall issue a second ballot pursuant to subsection (9) of this section after canceling the first absentee ballot mailed to the voter"; and

On page 25, lines 18 through 19, delete "**and Secretary of State**"; and

On page 26, between lines 7 and 8, insert:

"➔Section 8. KRS 117.0861 is amended to read as follows:

- (1) No person shall knowingly collect, gain possession of, deliver, or exercise control over a mail-in absentee ballot, except for:
 - (a) A voter personally casting his or her ballot by means of mail-in absentee ballot;
 - (b) An election official engaged in official duties as prescribed in KRS Chapters 116 to 120;
 - (c) A United States Postal Service worker or any other person who is allowed by law to transmit United States mail if the worker or other person is engaged in official duties;

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- (d) A family member of the voter:
1. Who shall be related to the voter as set forth in KRS 6.611(16)(a), or as established by marriage, adoption, or legal guardianship; and
 2. Who is designated by the voter to assist in the mail-in absentee voting process;
- (e) A person:
1. Who shares the same residence of the voter; and
 2. Is designated by the voter to assist in the mail-in absentee voting process; and
- (f) A caregiver or employee:
1. Who provides medical or healthcare assistance to the voter in a residence, nursing care institution, hospice facility, assisted living center, assisted living facility, assisted living home, residential care institution, adult day healthcare facility, or adult foster home; and
 2. Who is ordinarily engaged in duties related to the receiving and delivering of mail matter; and ~~designated by the voter to assist in the mail-in absentee voting process~~
- (g) An employee of a jail who is ordinarily engaged in official duties related to the delivery of mail matter.
- (2) For subsection (1)(f) and (g) of this section, the person collecting, possessing, delivering, or exercising control over a mail-in absentee ballot shall at all times handle the ballot so that all information contained on the ballot remains private to the voter as required by KRS 118.025(1).
- (3) For subsection (1)(d) and ~~(e), and (f)~~ of this section, the person designated by the voter shall not have been:
- (a) Declared mentally disabled by a court of competent jurisdiction, which adjudication has not been set aside; or

(b) Convicted of an election law offense whose civil rights have not been restored by the Governor."; and

Renumber subsequent sections accordingly; and

On page 33, delete lines 1 to 5 in their entirety and insert the following in lieu thereof:

" **A request under the Kentucky Open Records Act, KRS 61.870 to 61.884, for this video after an election shall be made during the sixty (60) consecutive days following the election, and the video may be disposed of after those sixty (60) days, or upon compliance with the Kentucky Open Records Act or the completion of an investigation or pending litigation in a District, Circuit, or federal court, whichever is later.**"; and

Starting on page 33, line 26, to page 34, line 1, remove brackets and strikethrough from "[the county board of elections. After that period, it shall be the duty of the county board of elections to return the keys to the custody of]"; and

Starting on page 34, line 2, and continuing to page 35, line 13, delete Sections 12 and 13 in their entirety; and

Renumber subsequent sections accordingly; and

On page 35, line 17, after "**Section**", delete "**5**" and insert "**4**" in lieu thereof; and

Starting on page 54, line 16, and continuing to page 57, line 8, delete Sections 30 and 31 in their entirety; and

Renumber subsequent sections accordingly; and

On page 57, line 9, after the second occurrence of "Section", delete "3" and insert "2" in lieu thereof; and

On page 57, line 13, after "Section", delete "3" and insert "2" in lieu thereof.