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

Section 1. KRS 116.055 is amended to read as follows:

(1) Before a person shall be qualified to vote in a partisan primary for partisan candidates, he or she shall possess all the qualifications required of voters in a regular election and shall have been:

(a) Shall possess all the qualifications required of voters in a regular election;

(b) Shall have been a registered member of the party in whose primary he or she seeks to vote and continuously registered as a member of that political party between December 31 immediately preceding the primary and the date set for the primary; or

(b) A registered independent who shall:

1. Only be permitted to vote in a primary of one (1) political party; and

2. Remain continuously registered as an independent in a member of that party in whose primary he or she seeks to vote between December 31 immediately preceding the primary and the date set for the primary.

(2) Before a person shall be qualified to vote in a nonpartisan primary for nonpartisan candidates, he or she shall possess all the qualifications required of voters in a regular election and shall be a registered voter of a political party, political organization, political group, or as an independent.

(3) In the case of a new registration made after December 31 immediately preceding the primary for those voters who register as a member of a political party. the voter shall have registered and remained continuously registered as a member of the political party in whose primary he or she seeks to vote from the date of registration until the date set for the primary.

(4) Any voter who withdraws his or her registration after December 31
immediately preceding the primary, and reregisters as a voter with a different party
affiliation or as a registered independent, during those periods that the registration
books are open immediately preceding the primary, shall not be eligible to vote in
the upcoming primary.

Except for a voter registered as an independent, no person shall be allowed
to vote for any party candidates or slates of candidates other than that of the party of
which he or she is a registered member.

The qualifications of a voter to vote in a primary shall be determined as of the
date of the primary, without regard to the qualifications or disqualifications as they
may exist at the succeeding regular election, except that minors seventeen (17) years
of age who will become eighteen (18) years of age on or before the day of the
regular election shall be entitled to vote in the primary if otherwise qualified.

However, Any registered voter, whether registered as a member of a party, political
organization, political group, or as an independent, shall be qualified to vote in a
primary for candidates listed in all nonpartisan races.

Section 2. KRS 117.125 is amended to read as follows:

Except for voting equipment that has been certified and in use on or before June 29, 2021,
no voting system shall be approved for use after June 29, 2021, by the State Board of
Elections, either upon initial examination or reexamination, unless the system has been
certified under KRS 117.379 and is so constructed that it shall:

(1) Ensure secrecy to the voter in the act of voting so that no person can see or know for
whom any other voter has voted or is voting, except for those voters requiring
assistance under KRS 117.255;

(2) Permit votes to be cast for any candidate entitled to have his or her name printed
upon the ballots at any primary, regular election, or special election, and for or
against any public question entitled to be placed upon the ballots;

(3) Except at a primary, permit a voter to vote for all the candidates of one (1) party or
for one (1) or more candidates of every party having candidates entitled to be voted for, or for one (1) or more independent, political organization, or political group candidates;

(4) Permit a voter to vote for as many persons for an office as the voter is lawfully entitled to vote for, and no more;

(5) Prevent a voter from voting for more persons for any office than the voter is entitled to vote for, and from voting for the same person, or for or against the same question, more than once;

(6) Permit a voter to vote for or against any question the voter may have the right to vote on, but no other;

(7) Provide for a nonpartisan ballot;

(8) Be capable of being adjusted for use in a primary to permit a voter the ability to vote for candidates in accordance with his or her voter registration status pursuant to Section 1 of this Act [so that a voter may not vote for any person except those seeking nomination as candidates of the voter's party, as candidates for a nonpartisan office, or as candidates for an office of the Court of Justice];

(9) Permit each voter to vote for all the candidates for presidential electors of any party by one (1) operation;

(10) Permit each voter to vote, in any regular or special election, for any person for whom the voter desires to vote whose name does not appear upon the ballot by providing a method of write-in voting;

(11) Be safe, efficient, and accurate in the conduct of elections, and correctly register and accurately count all votes cast for each person, and for or against each public question;

(12) (a) Provide each voter an opportunity to verify votes recorded on the permanent paper ballot, either visually or using assistive voting technology, by producing a voter-verified paper audit trail;
(b) Provide each voter an opportunity to change votes or correct any error before
the voter's ballot is cast and counted; and
(c) Provide a voter who spoils his or her ballot another ballot as provided under
this chapter;
(13) Use an individual, discrete, permanent, paper ballot cast by the voter for tabulating
purposes;
(14) Preserve the paper ballot as an official record available for use in any audit or
recount;
(15) Be suitably designed for the purpose used, constructed of a durable material, and
safely transportable;
(16) Be capable of determining whether the voting equipment has been unlocked and
operated or adjusted in any manner after once being locked;
(17) Have a public counter with a register which is visible from the outside of the
counter or device that will show at all times during an election how many persons
have voted;
(18) Have a protective cumulative counter indicating the number of votes cast for each
person, and the votes cast for or against each public question which cannot be seen,
reset, or tampered with without unlocking a covering device by a key or other
security apparatus that cannot unlock any other part of the equipment, and which
prevents changes to the cumulative counter once the system has been put into
operation on the day of any election;
(19) Provide for the tabulating of votes at the precinct as required under KRS 117.275;
(20) Provide locks or other security apparatus by which the operation of the voting
equipment may be locked before the time for opening the polls and after the time
for closing the polls;
(21) Permit a voter to readily learn the method of operating it, to expeditiously cast a
vote for all candidates and on all questions of the voter's choice, and when operated
properly, register and record correctly and accurately every vote cast;

(22) Bear a number or other unique designation that will distinguish it from any other voting equipment or voting system;

(23) Produce a real-time audit log record for the voting system, and produce a paper record with a manual audit capacity which shall be available as an official record for any recount conducted related to any primary or election in which the system is used;

(24) Be accessible for individuals with impairments, including nonvisual accessibility for the blind or visually impaired, in a manner that provides the same opportunity for access and participation, including privacy and independence, as for other voters;

(25) Meet or exceed the standards for a voting system established by the Election Assistance Commission, as amended from time to time, and those approved under KRS 117.379; and

(26) Meet such other requirements as may be established by the State Board of Elections in administrative regulations promulgated under KRS Chapter 13A to reflect changes in technology to ensure the integrity and security of voting systems.

Section 3. KRS 118.015 is amended to read as follows:

As used in this chapter, unless the context otherwise requires:

(1) A "political party" is an affiliation or organization of electors representing a political policy and having a constituted authority for its government and regulation, and whose candidate received at least twenty percent (20%) of the total vote cast at the last preceding election at which presidential electors were voted for;

(2) The word "election" used in reference to a state, district, county, or city election, includes the decisions of questions submitted to the qualified voters as well as the choice of officers by them;

(3) A "ballot" or "official ballot" means the official presentation of offices and
candidates to be voted for, including write-in candidates, and all public questions submitted for determination, and shall include a voting machine ballot, a paper ballot, an absentee ballot, a federal provisional ballot, a federal provisional absentee ballot, or a supplemental paper ballot which has been authorized for the use of the voters in any primary, regular election, or special election by the Secretary of State or the county clerk;

(4) "Ballot box" means any box, bag, or other container that can be locked, sealed, or otherwise rendered tamper-resistant, for receiving ballots;

(5) "Voting equipment" means any physical component of a voting system and includes voting machines where voting machines are in operation;

(6) "Voting machine" or "machine" means a part of a voting system that consists of:

(a) A direct recording electronic voting machine that:

1. Records votes by means of a ballot display provided with mechanical or electro-operated components that may be actuated by the voter;

2. Processes the data by means of a computer program;

3. Records voting data and ballot images in internal and external memory components; and

4. Produces a tabulation of the voting data stored in a removable memory component and on a printed copy; or

(b) One (1) or more electronic devices that operate independently or as a combination of a ballot marking device and an electronic or automatic vote tabulating device;

(7) "Voting system" means:

(a) The total combination of physical, mechanical, electromechanical, or electronic equipment, including the software, hardware, firmware, and documentation required to program, control, and support that equipment, that is used to:
1. Define ballots;
2. Cast and count votes;
3. Report or display election results; and
4. Maintain and produce any audit trail information; and

(b) The practices and associated documentation used to:
1. Identify system components and versions of those components;
2. Test the system during its development and maintenance;
3. Maintain records of system errors and defects;
4. Determine specific system changes to be made to a system after the initial qualification of the system; and
5. Make available any materials to the voter, such as notices, instructions, forms, or paper ballots;

(8) "Registered independent" or "independent" means a voter who is not registered as a member of a political party, political organization, or political group as defined in this section;

(9) The word "resident" used in reference to a candidate in a state, district, county, or city election shall mean actual resident, without regard to the residence of the spouse of the candidate;

(10) "Political organization" means a political group not constituting a political party within the meaning of subsection (1) of this section but whose candidate received two percent (2%) or more of the vote of the state at the last preceding election for presidential electors; and

(11) "Political group" means a political group not constituting a political party or a political organization within the meaning of subsections (1) and (10) of this section.

Section 4. KRS 118.125 is amended to read as follows:

(1) Except as provided in KRS 118.155 and a candidate registered as an independent,
any person who is qualified under the provisions of KRS 116.055 to vote in any
primary for the candidates for nomination by the party at whose hands he or she
seeks the nomination, shall have his or her name printed on the official ballot of his
or her party for an office to which he is eligible in that primary, upon filing, with the
Secretary of State or county clerk, as appropriate, at the proper time, a notification
and declaration.

(2) The notification and declaration shall be in the form prescribed by the State Board
of Elections. It shall be signed by the candidate and by not less than two (2)
registered voters of the same party from the district or jurisdiction from which the
candidate seeks nomination. Signatures for nomination papers shall not be affixed
on the document to be filed prior to the first Wednesday after the first Monday in
November of the year preceding the year in which the office will appear on the
ballot. The notification and declaration for a candidate shall include the following
oath:

"For the purpose of having my name placed on the official primary election
ballot as a candidate for nomination by the ------ Party, I, ------ (name in full as
desired on the ballot as provided in KRS 118.129), do solemnly swear that my
residence address is ------ (street, route, highway, city if applicable, county, state, and
zip code), that my mailing address, if different, is ------ (post office address), and that
I am a registered ------ (party) voter in ------ precinct; that I believe in the principles
of the ------ Party, and intend to support its principles and policies; that I meet all
the statutory and constitutional qualifications for the office which I am seeking; that
if nominated as a candidate of such party at the ensuing election I will accept the
nomination and not withdraw for reasons other than those stated in KRS
118.105(3); that I will not knowingly violate any election law or any law relating to
corrupt and fraudulent practice in campaigns or elections in this state, and if finally
elected I will qualify for the office."
The declaration shall be subscribed and sworn to before an officer authorized to
administer an oath by the candidate and by the two (2) voters making the
declaration and signing the candidate's petition for office.

(3) When the notice and declaration has been filed with the Secretary of State or county
clerk, as appropriate, and certified according to KRS 118.165, the Secretary of State
or county clerk, as appropriate, shall have the candidate's name printed on the ballot
according to the provisions of this chapter, except as provided in KRS 118.185.

(4) Titles, ranks, or spurious phrases shall not be accepted on the filing papers and shall
not be printed on the ballots as part of the candidate's name; however, nicknames,
initials, and contractions of given names may be acceptable as the candidate's name.

Section 5. KRS 118.571 is amended to read as follows:

To qualify to vote in a presidential preference primary in the Commonwealth a voter must
register to vote in the same manner as prescribed in KRS Chapter 116. A voter shall
vote in the presidential preference primary in accordance with his or her
registration status pursuant to the political party for which he has declared a
preference as required by KRS 116.055.