

**117.385 Spoiled or defaced ballot card -- Exception for federal provisional ballot --  
Disposition of ballot card after voting.**

- (1) A voter who spoils or defaces a ballot card or marks it erroneously shall return the card to an election officer. The election officer shall deliver to the voter another ballot card, but no voter may receive more than three (3) ballot cards including the one originally delivered to the voter. Upon return of a defective ballot card, an election officer shall cancel it by writing in ink on the back the word "spoiled." The canceled ballot card shall be placed with spoiled ballots to be returned with the election returns.
- (2)
  - (a) After marking the ballot card, the voter shall place it inside the secrecy envelope and return it to an election officer, who shall deposit the ballot in the appropriate ballot box.
  - (b) When precinct ballot counters are used, the voter, unless voting a federal provisional ballot, may either:
    1. Insert his or her ballot contained in the secrecy envelope provided and deposit the emptied ballot container envelope with the election officer presiding over the ballot counter; or
    2. Deposit the ballot in the ballot box;for processing by a precinct election officer after the polls close.

**Effective:** July 15, 2020

**History:** Amended 2020 Ky. Acts ch. 89, sec. 25, effective July 15, 2020. -- Created 1982 Ky. Acts ch. 360, sec. 6, effective July 15, 1982.