

Introduced by: Johnson, Cox  
Date: 12/13/22  
Hearing: 01/17/23  
Action: Enacted  
Vote: 7 Yes, 2 No, 0 Absent

**KENAI PENINSULA BOROUGH  
ORDINANCE 2022-45**

**AN ORDINANCE AMENDING KPB 4.60.030 RELATING TO BALLOT TABULATOR  
TESTING BEFORE A RUN-OFF ELECTION**

**WHEREAS**, KPB 4.10.050(C) provides a mayoral run-off election shall be held on the third Tuesday following the regular election or within two weeks after certification of the results of the regular election; and

**WHEREAS**, KPB 4.60.030(A) provides testing of equipment shall be tested publicly two times for each election; and

**WHEREAS**, the time allocated between a regular or special election and a run-off election is an extremely tight timeline; and

**WHEREAS**, it is not feasible to conduct tabulator testing two weeks after certification of a regular and/or special election;

**NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:**

**SECTION 1.** Amend KPB 4.60.030(A) to read as follows:

**4.60.030. Ballot tabulator tests and security.**

- A. The automatic tabulating equipment used for counting ballots (tabulator) at voting places shall be tested publicly two times for each election: before the election, and before the counting of ballots. After the counting of ballots a post-election audit shall be performed. Testing automatic tabulating equipment for a run-off election shall be deemed appropriately tested before the regular or special election.

**SECTION 2.** This ordinance shall be effective immediately upon enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 17TH DAY OF JANUARY, 2023.**

Brent Johnson  
Brent Johnson, Assembly President

ATTEST:

Michele Turner  
Michele Turner, CMC, Acting Borough Clerk



Yes: Chesley, Cox, Ecklund, Hibbert, Ribbens, Tupper, Johnson  
No: Derkevorkian, Elam  
Absent: None