

**ORDINANCE NO. 2004-08**

**AN ORDINANCE PROHIBITING ELECTIONEERING WITHIN A DISTANCE OF ONE HUNDRED (100) FEET OF THE MAIN ENTRANCE TO A BUILDING USED BY VOTERS IN WHICH A VOTING MACHINE IS LOCATED; PROVIDED THAT NOTHING IN THIS SECTION SHALL PROHIBIT ESTABLISHMENTS OTHER THAN THAT IN WHICH THE POLLING PLACE IS LOCATED BY PERSONS HAVING AN OWNERSHIP OR LEASED INTEREST IN SUCH PROPERTY.**

**WHEREAS**, the Scott County Government has a compelling interest in protecting the right of every citizen voter to vote freely for the candidates of their choice; and

**WHEREAS**, the Scott County Government has a compelling interest in protecting the integrity and reliability of elections; and

**WHEREAS**, the State of Kentucky has no existing valid prohibition of electioneering; and

**WHEREAS**, a widespread and time-tested consensus demonstrates that some restricted zone is necessary in order to serve the County's compelling interest in preventing voter intimidation and election fraud.

**NOW THEREFORE, BE IT ORDAINED**

Sec. 1. Electioneering and exit polling.

**(a)** As used in this section, the following shall have the stated meaning:

**(1)** Electioneering shall include the displaying of signs, the distribution of campaign literature, cards, or handbills, the soliciting of signatures to any petition, or the solicitation of votes for or against any candidate or question on the ballot in any manner.

**(2)** The main entrance is the principal entrance to be used by voters for entrance to the polling place in which a voting machine is located.

**(b)** To fulfill the government's obligation to protect the voter and the integrity of the election process from actual or attempted fraud, from obstruction, from intimidation real or inferred, from attempted or actual vote buying, from invasion of privacy, from harassment real, threatened or implied, from hindrance or delay, all done under the