SENATE BILL No. 131

By Committee on Ethics, Elections and Local Government

AN ACT concerning elections; amending K.S.A. 80-202 and K.S.A. 2018 Supp. 25-21a03 and repealing the existing sections.

Section 1. K.S.A. 2018 Supp. 25-21a03 is hereby amended to read as follows: 25-21a03. (a) The secretary of state shall develop the style and form of the official primary ballot and the official general election ballot for municipal offices.

(b) The declaration of intent to become a candidate shall be prescribed by the secretary of state. The declarations for any municipality shall be filed with the county election officer not later than 12 noon, June 1, prior to the primary election in both even-numbered and odd-numbered years, or if such date falls on a Saturday, Sunday or holiday, then before 12 noon of the next day that is not a Saturday, Sunday or holiday.

(c) For municipalities where a primary election is not authorized or otherwise required by law, the declaration of intent to become a candidate shall be filed with the county election officer not later than 12 noon, September 1, prior to the general election the day before the primary election date in odd-numbered or even-numbered years, or if such date falls on a Saturday, Sunday or holiday, then before 12 noon of the next day that is not a Saturday, Sunday or holiday.

(d) The secretary of state shall establish primary election procedures for primary elections for municipalities.

(e) The secretary of state shall establish general election procedures for general elections for municipalities.

(f) County election officers shall conduct municipal elections in odd-numbered years and elections in even-numbered years if needed.

(g) The secretary of state shall adopt rules and regulations to implement this section on or before July 1, 2016.

Sec. 2. K.S.A. 80-202 is hereby amended to read as follows: 80-202. Every person elected to the office of trustee, clerk or treasurer of any township, or road overseer of any road district, shall be an elector of said
the township or road district at the time of his or her such election or appointment, and shall within twenty (20) days after he shall be notified of his or her election or appointment take and subscribe the oath of office prescribed by law, and shall forthwith cause such oath to be filed in the office of the county clerk of his or her county; and in case of the nonresidence of any of such officer, his or her office shall at once become vacant.

Sec. 3. K.S.A. 80-202 and K.S.A. 2018 Supp. 25-21a03 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the statute book Kansas register.