

2023 Kansas Statutes

73-215. Temporary appointments; military service. (a) (1) If an officer's military service creates a temporary vacancy that is determined by such officer to require a temporary appointment, such officer shall submit an approved form to the designated office as set out in paragraph (2).

(2) (A) If the officer is an elected state official, the form shall be approved by and filed with the secretary of state.

(B) If the officer is an elected official of a political subdivision, the form shall be filed with the county clerk of the county containing the largest portion of the territory of the political subdivision.

(C) If the officer is an employee who is not an elected official, the form shall be approved by and filed with the employee's human resources department or other official as determined by such officer's employer.

(3) The officer shall also submit an approved form to the designated office upon return from military service.

(b) If an officer's military service creates a temporary vacancy in an office or position and the form prescribed in (a) has been filed:

(1) The appointive authority for a partisan elective office shall appoint a person to temporarily fill such office or position using the procedures in K.S.A. 25-3901 et seq., and amendments there to; and

(2) The appointive authority for an elective office that is nonpartisan and for an employee who is not an elected official may appoint a person to temporarily fill such office or position.

(c) All such appointees shall hold the office or position during such temporary vacancy.

History: L. 1941, ch. 355, § 3; L. 2021, ch. 97, § 7; January 1, 2022.