AN ACT concerning elections; dealing with municipal elections and other
election laws; amending K.S.A. 10-120 and 25-1903 and K.S.A. 2016
Supp. 25-1122 and 25-2110a and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:
Section 1. K.S.A. 10-120 is hereby amended to read as follows: 10-
120. Whenever an election is required for the issuance of bonds for any
purpose by any municipality other than an irrigation district or where a
different procedure for giving notice of the election is specifically
provided by law, upon compliance with the legal requirements necessary
and precedent to the call for the election, the proper municipal officers
shall call an election. The election shall be held within 45 60 days after
compliance with the necessary requirements, or within 90 days, should the
longer period include the date of a general election.
Notice of the election shall be published in a newspaper of general
circulation in the municipality once each week for two consecutive weeks.
The first publication shall be not less than 21 days prior to the election.
The notice shall set forth the time and place of holding the election and the
purpose for which the bonds are to be issued and shall be signed by the
county election officer. The election shall be held at the usual place of
holding elections and shall be conducted by the officers or persons
provided by law for holding elections in the municipality.
Sec. 2. K.S.A. 2016 Supp. 25-1122 is hereby amended to read as
follows: 25-1122. (a) Any registered voter may file with the county
election officer where the person is a resident, or where the person is
authorized by law to vote as a former precinct resident, an application for
an advance voting ballot. The signed application shall be transmitted only
to the county election officer by personal delivery, mail, facsimile or as
otherwise provided by law.
(b) If the registered voter is applying for an advance voting ballot to
be transmitted in person, the voter shall provide identification pursuant to
K.S.A. 25-2908, and amendments thereto.
(c) If the registered voter is applying for an advance voting ballot to
be transmitted by mail, the voter shall provide with the application for an
advance voting ballot the voter's current and valid Kansas driver's license
number, nondriver's identification card number or a photocopy of any
other identification provided by K.S.A. 25-2908, and amendments thereto.

(d) A voter may vote a provisional ballot according to K.S.A. 25-409, and amendments thereto, if:

1. The voter is unable or refuses to provide current and valid identification; or
2. the name and address of the voter provided on the application for an advance voting ballot do not match the voter's name and address on the registration book. The voter shall provide a valid form of identification as defined in K.S.A. 25-2908, and amendments thereto, to the county election officer in person or provide a copy by mail or electronic means before the meeting of the county board of canvassers. At the meeting of the county board of canvassers the county election officer shall present copies of identification received from provisional voters and the corresponding provisional ballots. If the county board of canvassers determines that a voter's identification is valid and the provisional ballot was properly cast, the ballot shall be counted.

(e) No county election officer shall provide an advance voting ballot to a person who is requesting an advance voting ballot to be transmitted by mail unless:

1. The county election official verifies that the signature of the person matches that on file in the county voter registration records. Signature verification may occur by electronic device or by human inspection. In the event that the signature of a person who is requesting an advance voting ballot does not match that on file, the county election officer shall attempt to contact the person and shall offer the person another opportunity to provide the person's signature for the purposes of verifying the person's identity. If the county election officer is unable to reach the person, the county election officer may transmit a provisional ballot, however, such the provisional ballot may not be counted unless a signature is included therewith that can be verified; and
2. the person provides such the person's full Kansas driver's license number, Kansas nondriver's identification card number issued by the division of vehicles, or submits such the person's application for an advance voting ballot and a copy of identification provided by K.S.A. 25-2908, and amendments thereto, to the county election officer for verification. If a person applies for an advance voting ballot to be transmitted by mail but fails to provide identification pursuant to this subsection or the identification of the person cannot be verified by the county election officer, the county election officer shall provide information to the person regarding the voter rights provisions of subsection (d) and shall provide the person an opportunity to provide identification pursuant to this subsection. For the purposes of this act, Kansas state offices and offices of any subdivision of the state will allow
any person seeking to vote by an advance voting ballot the use of a
photocopying device to make one photocopy of an identification document
at no cost.

(f) Applications for advance voting ballots to be transmitted to the
voter by mail shall be filed only at the following times:

(1) For the primary election occurring on the first Tuesday in August
in both even-numbered and odd-numbered years, between April 1 of such
year and the last business day of the week preceding such primary
election.

(2) For the general election occurring on the Tuesday following the
first Monday in November in both even-numbered and odd-numbered
years, between 90 days prior to such election and the last business day of
the week preceding such general election.

(3) For question submitted elections occurring on the date of a
primary or general election, the same as is provided for ballots for election
of officers at such election.

(4) For question submitted elections not occurring on the date of a
primary or general election, between the time of the first published notice
thereof and the last business day of the week preceding such the question
submitted election, except that if the question submitted election is held on
a day other than a Tuesday, the county election officer shall determine the
final date for mailing of advance voting ballots, but such the date shall not
be more than three business days before such election.

(5) For any special election of officers, at such time as is specified by
the secretary of state.

(g) Unless an earlier date is designated by the county election office,
applications for advance voting ballots transmitted to the voter in person in
the office of the county election officer shall be filed on the Tuesday next
preceding the election and on each subsequent business day until no later
than 12 noon on the day preceding such the election. If the county election
officer so provides, applications for advance voting ballots transmitted to
the voter in person in the office of the county election officer also may be
filed on the Saturday preceding the election. Upon receipt of any such
properly executed application, the county election officer shall deliver to
the voter such the ballots and instructions as are provided for in this act.

An application for an advance voting ballot filed by a voter who has a
temporary illness or disability or who is not proficient in reading the English language or by a person rendering assistance to such the voter may be filed during the regular advance ballot application periods until the close of the polls on election day.

The county election officer may designate places other than the central county election office as satellite advance voting sites. At any satellite advance voting site, a registered voter may obtain an application for advance voting ballots. Ballots and instructions shall be delivered to the voter in the same manner and subject to the same limitations as otherwise provided by this subsection.

(h) Any person having a permanent disability or an illness which has been diagnosed as a permanent illness is hereby authorized to make an application for permanent advance voting status. Applications for permanent advance voting status shall be in the form and contain such the information as is required for application for advance voting ballots and also shall contain information which establishes the voter's right to permanent advance voting status.

(i) On receipt of any application filed under the provisions of this section, the county election officer shall prepare and maintain in such the officer's office a list of the names of all persons who have filed such the applications, together with their correct post office address and the precinct, ward, township or voting area in which the persons claim to be registered voters or to be authorized by law to vote as former precinct residents and the present resident address of each applicant. Names and addresses shall remain so listed until the day of such the election. The county election officer shall maintain a separate listing of the names and addresses of persons qualifying for permanent advance voting status. All such lists shall be available for inspection upon request in compliance with this subsection by any registered voter during regular business hours. The county election officer upon receipt of the applications shall enter upon a record kept by such the officer the name and address of each applicant, which record shall conform to the list above required. Before inspection of any advance voting ballot application list, the person desiring to make the inspection shall provide to the county election officer identification in the form of driver's license or other reliable identification and shall sign a log book or application form maintained by the officer stating the person's name and address and showing the date and time of inspection. All records made by the county election officer shall be subject to public inspection, except that the voter identification information required by subsections (b) and (c) and the identifying number on ballots and ballot envelopes and records of such the numbers shall not be made public.

(j) If a person on the permanent advance voting list fails to vote in four consecutive general elections held on the Tuesday succeeding the first
Monday in November of each even-numbered and odd-numbered year, the county election officer may mail a notice to such the voter. The notice shall inform the voter that the voter's name will be removed from the permanent advance voting list unless the voter renews the application for permanent advance voting status within 30 days after the notice is mailed. If the voter fails to renew such application, the county election officer shall remove the voter's name from the permanent advance voting list. Failure to renew the application for permanent advance voting status shall not result in removal of the voter's name from the voter registration list.

(k) The secretary of state may adopt rules and regulations in order to implement the provisions of this section and to define valid forms of identification.

Sec. 3. K.S.A. 25-1903 is hereby amended to read as follows: 25-1903. (a) A person may become a candidate for election to the office of state board member by either one of the methods provided in this section. (1) Any person who is an elector of any board member district may petition to be a candidate for member of the state board from the board member district in which such the person resides. Any such person shall file with the secretary of state a petition for the candidacy of such person signed by not less than 200 electors residing in such the board member district. (2) Any person who is an elector of any board member district may become a candidate for member of the state board from the board member district in which such the candidate resides by filing in the office of the secretary of state a declaration of intent to be such a candidate and payment of a filing fee in the amount of $25.

(b) Any such petition or declaration of intent filed by a candidate to run in the primary election held in accordance with K.S.A. 25-203, and amendments thereto, shall be filed no later than 12:00 noon, June 10, prior to such the primary election, or if such the date falls on Saturday, Sunday or a holiday, then before 12:00 noon of the next following day that is not a Saturday, Sunday or a holiday. Any such petition or declaration of intent filed by an independent candidate for the office of state board member shall be filed no later than 12:00 noon on the Monday preceding the date fixed for the holding of primary elections in accordance with K.S.A. 25-203, and amendments thereto.

Sec. 4. K.S.A. 2016 Supp. 25-2110a is hereby amended to read as follows: 25-2110a. (a) In cities of the first and second class, any person desiring to become a candidate for a city office elected from a district, shall file with the city clerk before the filing deadline a statement of such candidacy on a form furnished by the county election officer as specified by the secretary of state. The city clerk of any city upon receiving any filing under this section shall record the same and transmit it, together with the filing fee or petition herein provided, within three business days to the
counties election officer. In cities of the third class, any person desiring tobecome a candidate for a city office elected from a district, shall file with
the county election officer of the county in which the city is located, or in
the county in which the greater population of the city is located if the cityextends into more than one county, or the city clerk, before the filing-
dealine, a statement of candidacy on a form furnished by the county-
election officer as specified by the secretary of state.

(b) In cities having a population of less than 5,000, each such filing
shall be accompanied by a filing fee of $5 or, in lieu of such filing fee, by a
petition signed by 25 qualified electors of the council district or by a-
number of such qualified electors of the district equal to not less than 10%-
of the ballots cast in the district at the last general city election, whichever
is less.

(e) In cities having a population of not less than 5,000 nor more than
100,000, each such filing shall be accompanied by a filing fee of $10 or, in-
lieu of such filing fee, by a petition signed by 50 qualified electors of the
council district or by a number of such qualified electors of the district
equal to not less than 1% of the ballots cast in the district at the last
general city election, whichever is less.

(d) In cities having a population of more than 100,000, each such
filing shall be accompanied by a filing fee of $50; or, in lieu of such filing
fee, by a petition signed by 100 qualified electors of the council district or
by a number of qualified electors of the district equal to 1% of the ballots
east in the district at the last general city election, whichever is less. Any
person desiring to become a candidate for a city office elected from a
district shall file with the county election office of the county in which the
city is located, or of the county in which the greater population of the city
is located if the city extends into more than one county, before the filing
deadline, established in K.S.A. 25-205, and amendments thereto, a
declaration of candidacy on a form furnished by the county election office
as specified by the secretary of state.

(b) The number of qualified electors of the city that must sign a
nomination petition shall be established by the city governing body by
passage of an ordinance.

(c) The filing fee for any candidate for city office elected from a
district is $20.

(e) Within three days from the date of the filing of a nomination
petition or declaration of intention to become a candidate for a city office
elected from a district, the county election officer shall determine the
validity of such petition or declaration.

(f) If a nomination petition or declaration is found to be invalid,
the county election officer shall notify the candidate on whose behalf the
petition or declaration was filed that such the nomination petition or
declaration has been found to be invalid and the reason for the finding. The candidate may make objection to the finding of invalidity by the county election officer in accordance with K.S.A. 25-308, and amendments thereto.

(g) (f) All city elections shall be conducted by the county election officer of the county in which the city is located, or of the county in which the greater population of the city is located if the city extends into more than one county.

Sec. 5. K.S.A. 10-120 and 25-1903 and K.S.A. 2016 Supp. 25-1122 and 25-2110a are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after its publication in the statute book.