AN ACT concerning elections; related to data security; concerning voter registration.

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) As used in this section, "interstate voter registration crosscheck program" means activities primarily conducted by the Kansas secretary of state relating to the storage and review of voter identification records from states other than Kansas.

(b) The secretary of state shall not use its discretionary budget to fund the interstate voter registration crosscheck program. The secretary shall provide an annual accounting to the legislature of all revenue and expenditures related to the interstate voter registration crosscheck program.

(c) The secretary of state shall adopt rules and regulations that require member states of the interstate voter registration crosscheck program to reimburse the secretary for the cost of the program.

(d) The secretary of state shall enter into a purchase agreement for information technology insurance with regard to any data collected under the interstate voter registration crosscheck program.

(e) Expenditures or grants of money by the secretary of state used to fund the interstate voter registration crosscheck program must be specifically appropriated by the legislature.

Sec. 2. (a) The secretary of state shall enter into an agreement with the electronic registration information center effective no later than January 1, 2019, for the purpose of maintaining a statewide voter registration database. The electronic registration information center shall provide an interstate voter registration program for the state of Kansas. The secretary shall comply with the requirements of the electronic registration information center membership agreement. The secretary shall require a term in the electronic registration information membership agreement that requires the state to share identification records collected by the secretary, excluding those fields unrelated to voter eligibility, such as income or health information.

(b) Any communication required to be delivered to a voter registrant or potential voter registrant pursuant to the electronic registration information center membership agreement shall include at least the
following statement:

"Our records show that a person or persons at this address may not be registered to vote at this address, but may be eligible to register to vote or re-register to vote at this address.

If you are a United States citizen, a resident of Kansas, and will be 18 years old or older before the next general election in November, you are qualified to vote.

We invite you to check your registration online at (enter URL) or register to vote online at (enter URL), by requesting a mail-in voter registration form by (enter instructions for requesting a mail-in voter registration form), or visiting the (name of election authority) office (address of election authority)."

The words "register to vote online at (enter URL)" shall be bolded and of a distinct nature from the other words in the message required by this subsection (b).

(c) Any communication required to be delivered to a potential voter registrant who has been identified by the electronic registration information center as eligible to vote, but who is not registered to vote in Kansas, shall be prepared and disseminated at the direction of the secretary of state. All other communications with registrants or potential registrants pursuant to the electronic registration center membership agreement shall be prepared and at the direction of the appropriate election officer.

(d) The secretary of state or the secretary's designee shall serve as the member representative to the electronic registration information center.

(e) The secretary of state may adopt any rules and regulations necessary to enforce this act and comply with the electronic registration information center membership agreement.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.