

Substitute for HOUSE BILL No. 2512

By Committee on Elections

2-8

1 AN ACT concerning elections; relating to advance voting ballots;
2 requiring county election officers to provide at least four hours of
3 advance in-person voting on the Saturday before an election; providing
4 that after January 1, 2025, if such ballots are cast in person, they be
5 received in the county election office by 7:00 p.m. on the Sunday
6 preceding the election}; **exception**}; amending K.S.A. 25-1128 and 25-
7 1128, as amended by section 3 of this act, and K.S.A. 2023 Supp. 25-
8 1122 and 25-1122, as amended by section 1 of this act, and repealing
9 the existing sections.

10

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

12 Section 1. K.S.A. 2023 Supp. 25-1122 is hereby amended to read as
13 follows: 25-1122. (a) Any registered voter may file with the county
14 election officer where such person is a resident, or where such person is
15 authorized by law to vote as a former precinct resident, an application for
16 an advance voting ballot. The signed application shall be transmitted only
17 to the county election officer by personal delivery, mail, facsimile or as
18 otherwise provided by law.

19 (b) If the registered voter is applying for an advance voting ballot to
20 be transmitted in person, the voter shall provide identification pursuant to
21 K.S.A. 25-2908, and amendments thereto.

22 (c) If the registered voter is applying for an advance voting ballot to
23 be transmitted by mail, the voter shall provide with the application for an
24 advance voting ballot the voter's current and valid Kansas driver's license
25 number, nondriver's identification card number or a photocopy of any
26 other identification provided by K.S.A. 25-2908, and amendments thereto.

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

29 (1) The voter is unable or refuses to provide current and valid
30 identification; or

31 (2) the name and address of the voter provided on the application for
32 an advance voting ballot do not match the voter's name and address on the
33 registration book. The voter shall provide a valid form of identification as
34 defined in K.S.A. 25-2908, and amendments thereto, to the county election
35 officer in person or provide a copy by mail or electronic means before the
36 meeting of the county board of canvassers. At the meeting of the county

1 board of canvassers the county election officer shall present copies of
2 identification received from provisional voters and the corresponding
3 provisional ballots. If the county board of canvassers determines that a
4 voter's identification is valid and the provisional ballot was properly cast,
5 the ballot shall be counted.

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

9 (1) The county election official verifies that the signature of the
10 person matches that on file in the county voter registration records, except
11 that verification of the voter's signature shall not be required if a voter has
12 a disability preventing the voter from signing. Signature verification may
13 occur by electronic device or by human inspection. In the event that the
14 signature of a person who is requesting an advance voting ballot does not
15 match that on file, the county election officer shall attempt to contact the
16 person and shall offer the person another opportunity to provide the
17 person's signature for the purposes of verifying the person's identity. If the
18 county election officer is unable to reach the person, the county election
19 officer may transmit a provisional ballot, however, such provisional ballot
20 may not be counted unless a signature is included therewith that can be
21 verified; and

22 (2) the person provides such person's full Kansas driver's license
23 number, Kansas nondriver's identification card number issued by the
24 division of vehicles, or submits such person's application for an advance
25 voting ballot and a copy of identification provided by K.S.A. 25-2908, and
26 amendments thereto, to the county election officer for verification. If a
27 person applies for an advance voting ballot to be transmitted by mail but
28 fails to provide identification pursuant to this subsection or the
29 identification of the person cannot be verified by the county election
30 officer, the county election officer shall provide information to the person
31 regarding the voter rights provisions of subsection (d) and shall provide
32 the person an opportunity to provide identification pursuant to this
33 subsection. For the purposes of this act, Kansas state offices and offices of
34 any subdivision of the state will allow any person seeking to vote by an
35 advance voting ballot the use of a photocopying device to make one
36 photocopy of an identification document at no cost.

37 (f) (1) Applications for advance voting ballots to be transmitted to the
38 voter by mail shall be filed only at the following times:

39 (A) For the primary election occurring on the first Tuesday in August
40 in both even-numbered and odd-numbered years, between April 1 of such
41 year and the Tuesday of the week preceding such primary election;

42 (B) for the general election occurring on the Tuesday following the
43 first Monday in November in both even-numbered and odd-numbered

1 years, between 90 days prior to such election and the Tuesday of the week
2 preceding such general election;

3 (C) for the presidential preference primary election held pursuant to
4 K.S.A. 25-4501a, and amendments thereto, between January 1 of the year
5 in which such election is held and 30 days prior to the day of such
6 election;

7 (D) for question submitted elections occurring on the date of a
8 primary or general election, the same as is provided for ballots for election
9 of officers at such election;

10 (E) for question submitted elections not occurring on the date of a
11 primary or general election, between the time of the first published notice
12 thereof and the Tuesday of the week preceding such question submitted
13 election, except that if the question submitted election is held on a day
14 other than a Tuesday, the final date for mailing of advance voting ballots
15 shall be one week before such election; and

16 (F) for any special election of officers, at such time as is specified by
17 the secretary of state.

18 (2) The county election officer of any county may receive
19 applications prior to the time specified in this subsection and hold such
20 applications until the beginning of the prescribed application period. Such
21 applications shall be treated as filed on that date.

22 (g) (1) Unless an earlier date is designated by the county election
23 office, applications for advance voting ballots transmitted to the voter in
24 person shall be filed on the Tuesday next preceding the election and on
25 each subsequent business day until ~~no~~ not later than 12 noon on the day
26 preceding such election. If the county election officer so provides,
27 applications for advance voting ballots transmitted to the voter in person ~~in~~
28 ~~the office of the county election officer~~ also may be filed on the Saturday
29 *or Sunday* preceding the election, *except that such election officer shall*
30 *provide at least four hours of in-person voting on the Saturday preceding*
31 *an election*. Upon receipt of any such properly executed application, the
32 county election officer shall deliver to the voter such ballots and
33 instructions as are provided for in this act.

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

39 (3) The county election officer may designate places other than the
40 central county election office as satellite advance voting sites. At any
41 satellite advance voting site, a registered voter may obtain an application
42 for advance voting ballots. Ballots and instructions shall be delivered to
43 the voter in the same manner and subject to the same limitations as

1 otherwise provided by this subsection.

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

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

33 (j) If a person on the permanent advance voting list fails to vote in
34 four consecutive general elections, the county election officer may mail a
35 notice to such voter. The notice shall inform the voter that the voter's name
36 will be removed from the permanent advance voting list unless the voter
37 renews the application for permanent advance voting status within 30 days
38 after the notice is mailed. If the voter fails to renew such application, the
39 county election officer shall remove the voter's name from the permanent
40 advance voting list. Failure to renew the application for permanent
41 advance voting status shall not result in removal of the voter's name from
42 the voter registration list.

43 (k) (1) Any person who solicits by mail a registered voter to file an

1 application for an advance voting ballot and includes an application for an
2 advance voting ballot in such mailing shall include on the exterior of such
3 mailing, and on each page contained therein, except the application, a clear
4 and conspicuous label in 14-point font or larger that includes:

5 (A) The name of the individual or organization that caused such
6 solicitation to be mailed;

7 (B) if an organization, the name of the president, chief executive
8 officer or executive director of such organization;

9 (C) the address of such individual or organization; and

10 (D) the following statement: "Disclosure: This is not a government
11 mailing. It is from a private individual or organization."

12 (2) The application for an advance voting ballot included in such
13 mailing shall be the official application for advance ballot by mail
14 provided by the secretary of state. No portion of such application shall be
15 completed prior to mailing such application to the registered voter.

16 (3) An application for an advance voting ballot shall include an
17 envelope addressed to the appropriate county election office for the
18 mailing of such application. In no case shall the person who mails the
19 application to the voter direct that the completed application be returned to
20 such person.

21 (4) The provisions of this subsection shall not apply to:

22 (A) The secretary of state or any election official or county election
23 office; or

24 (B) the official protection and advocacy for voting access agency for
25 this state as designated pursuant to the federal help America vote act of
26 2002, public law 107-252, or any other entity required to provide
27 information concerning elections and voting procedures by federal law.

28 (5) A violation of this subsection is a class C nonperson
29 misdemeanor.

30 (1) (1) No person shall mail or cause to be mailed an application for
31 an advance voting ballot, unless such person is a resident of this state or is
32 otherwise domiciled in this state.

33 (2) Any individual may file a complaint in writing with the attorney
34 general alleging a violation of this subsection. Such complaint shall
35 include the name of the person alleged to have violated this subsection and
36 any other information as required by the attorney general. Upon receipt of
37 a complaint, the attorney general shall investigate and may file an action
38 against any person found to have violated this subsection.

39 (3) Any person who violates the provisions of this subsection is
40 subject to a civil penalty of \$20. Each instance in which a person mails an
41 application for an advance voting ballot in violation of this section shall
42 constitute a separate violation.

43 (m) A county election officer shall not mail a ballot to a voter unless

1 such voter has submitted an application for an advance voting ballot,
2 except that a ballot may be mailed to a voter if such voter has permanent
3 advance voting ballot status pursuant to subsection (h) or if the election is
4 conducted pursuant to the mail ballot election act, K.S.A. 25-431 et seq.,
5 and amendments thereto.

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

9 Sec. 2. On and after January 1, 2025, K.S.A. 2023 Supp. 25-1122, as
10 amended by section 1 of this act, is hereby amended to read as follows: 25-
11 1122. (a) Any registered voter may file with the county election officer
12 where such person is a resident, or where such person is authorized by law
13 to vote as a former precinct resident, an application for an advance voting
14 ballot. The signed application shall be transmitted only to the county
15 election officer by personal delivery, mail, facsimile or as otherwise
16 provided by law.

17 (b) If the registered voter is applying for an advance voting ballot to
18 be transmitted in person, the voter shall provide identification pursuant to
19 K.S.A. 25-2908, and amendments thereto.

20 (c) If the registered voter is applying for an advance voting ballot to
21 be transmitted by mail, the voter shall provide with the application for an
22 advance voting ballot the voter's current and valid Kansas driver's license
23 number, nondriver's identification card number or a photocopy of any
24 other identification provided by K.S.A. 25-2908, and amendments thereto.

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

27 (1) The voter is unable or refuses to provide current and valid
28 identification; or

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

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

43 (1) The county election official verifies that the signature of the

1 person matches that on file in the county voter registration records, except
2 that verification of the voter's signature shall not be required if a voter has
3 a disability preventing the voter from signing. Signature verification may
4 occur by electronic device or by human inspection. In the event that the
5 signature of a person who is requesting an advance voting ballot does not
6 match that on file, the county election officer shall attempt to contact the
7 person and shall offer the person another opportunity to provide the
8 person's signature for the purposes of verifying the person's identity. If the
9 county election officer is unable to reach the person, the county election
10 officer may transmit a provisional ballot, however, such provisional ballot
11 may not be counted unless a signature is included therewith that can be
12 verified; and

13 (2) the person provides such person's full Kansas driver's license
14 number, Kansas nondriver's identification card number issued by the
15 division of vehicles, or submits such person's application for an advance
16 voting ballot and a copy of identification provided by K.S.A. 25-2908, and
17 amendments thereto, to the county election officer for verification. If a
18 person applies for an advance voting ballot to be transmitted by mail but
19 fails to provide identification pursuant to this subsection or the
20 identification of the person cannot be verified by the county election
21 officer, the county election officer shall provide information to the person
22 regarding the voter rights provisions of subsection (d) and shall provide
23 the person an opportunity to provide identification pursuant to this
24 subsection. For the purposes of this act, Kansas state offices and offices of
25 any subdivision of the state will allow any person seeking to vote by an
26 advance voting ballot the use of a photocopying device to make one
27 photocopy of an identification document at no cost.

28 (f) (1) Applications for advance voting ballots to be transmitted to the
29 voter by mail shall be filed only at the following times:

30 (A) For the primary election occurring on the first Tuesday in August
31 in both even-numbered and odd-numbered years, between April 1 of such
32 year and the Tuesday of the week preceding such primary election;

33 (B) for the general election occurring on the Tuesday following the
34 first Monday in November in both even-numbered and odd-numbered
35 years, between 90 days prior to such election and the Tuesday of the week
36 preceding such general election;

37 (C) for the presidential preference primary election held pursuant to
38 K.S.A. 25-4501a, and amendments thereto, between January 1 of the year
39 in which such election is held and 30 days prior to the day of such
40 election;

41 (D) for question submitted elections occurring on the date of a
42 primary or general election, the same as is provided for ballots for election
43 of officers at such election;

1 (E) for question submitted elections not occurring on the date of a
2 primary or general election, between the time of the first published notice
3 thereof and the Tuesday of the week preceding such question submitted
4 election, except that if the question submitted election is held on a day
5 other than a Tuesday, the final date for mailing of advance voting ballots
6 shall be one week before such election; and

7 (F) for any special election of officers, at such time as is specified by
8 the secretary of state.

9 (2) The county election officer of any county may receive
10 applications prior to the time specified in this subsection and hold such
11 applications until the beginning of the prescribed application period. Such
12 applications shall be treated as filed on that date.

13 (g) (1) Unless an earlier date is designated by the county election
14 office, applications for advance voting ballots transmitted to the voter in
15 person shall be filed on the Tuesday next preceding the election and on
16 each subsequent business day until not later than ~~12 noon~~ 7:00 p.m. on the
17 ~~day~~ Sunday preceding such election, **except a county election officer**
18 **may allow in-person voting until 12 noon Monday for any person for**
19 **good cause**. If the county election officer so provides, applications for
20 advance voting ballots transmitted to the voter in person also may be filed
21 on the Saturday or Sunday preceding the election, except that such election
22 officer shall provide at least four hours of in-person voting on the Saturday
23 preceding an election. Upon receipt of any such properly executed
24 application, the county election officer shall deliver to the voter such
25 ballots and instructions as are provided for in this act.

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

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

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

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

25 (j) If a person on the permanent advance voting list fails to vote in
26 four consecutive general elections, the county election officer may mail a
27 notice to such voter. The notice shall inform the voter that the voter's name
28 will be removed from the permanent advance voting list unless the voter
29 renews the application for permanent advance voting status within 30 days
30 after the notice is mailed. If the voter fails to renew such application, the
31 county election officer shall remove the voter's name from the permanent
32 advance voting list. Failure to renew the application for permanent
33 advance voting status shall not result in removal of the voter's name from
34 the voter registration list.

35 (k) (1) Any person who solicits by mail a registered voter to file an
36 application for an advance voting ballot and includes an application for an
37 advance voting ballot in such mailing shall include on the exterior of such
38 mailing, and on each page contained therein, except the application, a clear
39 and conspicuous label in 14-point font or larger that includes:

40 (A) The name of the individual or organization that caused such
41 solicitation to be mailed;

42 (B) if an organization, the name of the president, chief executive
43 officer or executive director of such organization;

1 (C) the address of such individual or organization; and

2 (D) the following statement: "Disclosure: This is not a government
3 mailing. It is from a private individual or organization."

4 (2) The application for an advance voting ballot included in such
5 mailing shall be the official application for advance ballot by mail
6 provided by the secretary of state. No portion of such application shall be
7 completed prior to mailing such application to the registered voter.

8 (3) An application for an advance voting ballot shall include an
9 envelope addressed to the appropriate county election office for the
10 mailing of such application. In no case shall the person who mails the
11 application to the voter direct that the completed application be returned to
12 such person.

13 (4) The provisions of this subsection shall not apply to:

14 (A) The secretary of state or any election official or county election
15 office; or

16 (B) the official protection and advocacy for voting access agency for
17 this state as designated pursuant to the federal help America vote act of
18 2002, public law 107-252, or any other entity required to provide
19 information concerning elections and voting procedures by federal law.

20 (5) A violation of this subsection is a class C nonperson
21 misdemeanor.

22 (1) (1) No person shall mail or cause to be mailed an application for
23 an advance voting ballot, unless such person is a resident of this state or is
24 otherwise domiciled in this state.

25 (2) Any individual may file a complaint in writing with the attorney
26 general alleging a violation of this subsection. Such complaint shall
27 include the name of the person alleged to have violated this subsection and
28 any other information as required by the attorney general. Upon receipt of
29 a complaint, the attorney general shall investigate and may file an action
30 against any person found to have violated this subsection.

31 (3) Any person who violates the provisions of this subsection is
32 subject to a civil penalty of \$20. Each instance in which a person mails an
33 application for an advance voting ballot in violation of this section shall
34 constitute a separate violation.

35 (m) A county election officer shall not mail a ballot to a voter unless
36 such voter has submitted an application for an advance voting ballot,
37 except that a ballot may be mailed to a voter if such voter has permanent
38 advance voting ballot status pursuant to subsection (h) or if the election is
39 conducted pursuant to the mail ballot election act, K.S.A. 25-431 et seq.,
40 and amendments thereto.

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

1 Sec. 3. K.S.A. 25-1128 is hereby amended to read as follows: 25-
2 1128. (a) No voter shall knowingly mark or transmit to the county election
3 officer more than one advance voting ballot, or set of one of each kind of
4 ballot, if the voter is entitled to vote more than one such ballot at a
5 particular election.

6 (b) Except as provided in K.S.A. 25-1124, and amendments thereto,
7 no person shall knowingly interfere with or delay the transmission of any
8 advance voting ballot application from a voter to the county election
9 officer, nor shall any person mail, fax or otherwise cause the application to
10 be sent to a place other than the county election office. Any person or
11 group engaged in the distribution of advance voting ballot applications
12 shall mail, fax or otherwise deliver any application signed by a voter to the
13 county election office within two days after such application is signed by
14 the applicant.

15 (c) Except as otherwise provided by law, no person other than the
16 voter, shall knowingly mark, sign or transmit to the county election officer
17 any advance voting ballot or advance voting ballot envelope.

18 (d) Except as otherwise provided by law, no person shall knowingly
19 sign an application for an advance voting ballot for another person. This
20 provision shall not apply if a voter has a disability preventing the voter
21 from signing an application or if an immediate family member signs an
22 application on behalf of another immediate family member with proper
23 authorization being given.

24 (e) No person, unless authorized by K.S.A. 25-1122 or 25-1124, and
25 amendments thereto, shall knowingly intercept, interfere with, or delay the
26 transmission of advance voting ballots from the county election officer to
27 the voter.

28 (f) No person shall knowingly and falsely affirm, declare or subscribe
29 to any material fact in an affirmation form for an advance voting ballot or
30 set of advance voting ballots.

31 (g) A voter may return such voter's advance voting ballot to the
32 county election officer by personal delivery or by mail. Subject to the
33 provisions of K.S.A. 25-2437, and amendments thereto, a person other
34 than the voter may return the advance voting ballot by personal delivery or
35 mail if authorized by the voter in writing as provided in K.S.A. 25-2437,
36 and amendments thereto, except that a written designation shall not be
37 required from a voter who has a disability preventing the voter from
38 writing or signing a written designation. Any such person designated by
39 the voter shall sign a statement in accordance with K.S.A. 25-2437, and
40 amendments thereto. *All ballots cast by advance in-person voting shall be*
41 *delivered to the county election office not later than 12 noon on the*
42 *Monday preceding the date of the election. If the county election officer so*
43 *provides, such ballots may be delivered or cast on the Saturday or Sunday*

1 *preceding the election, except that such election officer shall provide at*
2 *least four hours of in-person advance voting on the Saturday preceding an*
3 *election.*

4 (h) Except as otherwise provided by federal law, no person shall
5 knowingly backdate or otherwise alter a postmark or other official
6 indication of the date of mailing of an advance voting ballot returned to the
7 county election officer by mail for the purpose of indicating a date of
8 mailing other than the actual date of mailing by the voter or the voter's
9 designee.

10 (i) Violation of any provision of this section is a severity level 9,
11 nonperson felony.

12 Sec. 4. On and after January 1, 2025, K.S.A. 25-1128, as amended by
13 section 3 of this act, is hereby amended to read as follows: 25-1128. (a) No
14 voter shall knowingly mark or transmit to the county election officer more
15 than one advance voting ballot, or set of one of each kind of ballot, if the
16 voter is entitled to vote more than one such ballot at a particular election.

17 (b) Except as provided in K.S.A. 25-1124, and amendments thereto,
18 no person shall knowingly interfere with or delay the transmission of any
19 advance voting ballot application from a voter to the county election
20 officer, nor shall any person mail, fax or otherwise cause the application to
21 be sent to a place other than the county election office. Any person or
22 group engaged in the distribution of advance voting ballot applications
23 shall mail, fax or otherwise deliver any application signed by a voter to the
24 county election office within two days after such application is signed by
25 the applicant.

26 (c) Except as otherwise provided by law, no person other than the
27 voter, shall knowingly mark, sign or transmit to the county election officer
28 any advance voting ballot or advance voting ballot envelope.

29 (d) Except as otherwise provided by law, no person shall knowingly
30 sign an application for an advance voting ballot for another person. This
31 provision shall not apply if a voter has a disability preventing the voter
32 from signing an application or if an immediate family member signs an
33 application on behalf of another immediate family member with proper
34 authorization being given.

35 (e) No person, unless authorized by K.S.A. 25-1122 or 25-1124, and
36 amendments thereto, shall knowingly intercept, interfere with, or delay the
37 transmission of advance voting ballots from the county election officer to
38 the voter.

39 (f) No person shall knowingly and falsely affirm, declare or subscribe
40 to any material fact in an affirmation form for an advance voting ballot or
41 set of advance voting ballots.

42 (g) A voter may return such voter's advance voting ballot to the
43 county election officer by personal delivery or by mail. Subject to the

1 provisions of K.S.A. 25-2437, and amendments thereto, a person other
2 than the voter may return the advance voting ballot by personal delivery or
3 mail if authorized by the voter in writing as provided in K.S.A. 25-2437,
4 and amendments thereto, except that a written designation shall not be
5 required from a voter who has a disability preventing the voter from
6 writing or signing a written designation. Any such person designated by
7 the voter shall sign a statement in accordance with K.S.A. 25-2437, and
8 amendments thereto. All ballots cast by advance in-person voting shall be
9 delivered to the county election office not later than ~~12 noon~~ 7:00 p.m. on
10 the ~~Monday~~ *Sunday* preceding the date of the election. If the county
11 election officer so provides, such ballots may be delivered or cast on the
12 Saturday or Sunday preceding the election, except that such election
13 officer shall provide at least four hours of in-person advance voting on the
14 Saturday preceding an election.

15 (h) Except as otherwise provided by federal law, no person shall
16 knowingly backdate or otherwise alter a postmark or other official
17 indication of the date of mailing of an advance voting ballot returned to the
18 county election officer by mail for the purpose of indicating a date of
19 mailing other than the actual date of mailing by the voter or the voter's
20 designee.

21 (i) Violation of any provision of this section is a severity level 9,
22 nonperson felony.

23 Sec. 5. K.S.A. 25-1128 and K.S.A. 2023 Supp. 25-1122 are hereby
24 repealed.

25 Sec. 6. On and after January 1, 2025, K.S.A. 25-1128 and 25-1128, as
26 amended by section 3 of this act, and K.S.A. 2023 Supp. 25-1122 and 25-
27 1122, as amended by section 1 of this act, are hereby repealed.

28 Sec. 7. This act shall take effect and be in force from and after its
29 publication in the statute book.