

Proposed Amendments to
House Bill No. 2086
(As Amended by House Committee of the Whole)
Senate Committee on Federal and State Affairs
"Removing Certain Repealers"
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Office of Revisor of Statutes

{As Amended by House Committee of the Whole}

As Amended by House Committee

Session of 2023

HOUSE BILL No. 2086

By Committee on Elections

1-19

1 AN ACT concerning elections; relating to election procedures; clarifying
2 duties and qualifications of certain election officials; redefining certain
3 election crimes; amending K.S.A. 10-120, 15-809, 19-303, 19-804, 19-
4 3419, 19-3422, 19-3439, 25-105, 25-203, 25-208a, 25-211, 25-212, 25-
5 213, 25-303, 25-305, 25-308, 25-321, 25-432, 25-433, 25-604, 25-610,
6 25-901, ~~25-1115~~, 25-1122, 25-1214, 25-1903, 25-2005, 25-2008, 25-
7 2018, 25-2021, 25-21a02, 25-2310, ~~25-2502~~, 25-2507, 25-26a03, 25-
8 2702, 25-2703, 25-2704, 25-2705, 25-2706, 25-2805, 25-2812, 25-
9 2905, 25-3002, 25-3005, 25-3005a, 25-3104, 25-3107, 25-3201, 25-
10 3301, 25-3303, 25-3304, 25-3801, 25-4004, 25-4005, 25-4148d, 25-
11 4322, 25-4612, 25-4703, 25-4709 and 71-1415 and K.S.A. 2022 Supp.
12 19-3424, 25-3009 and 25-4414 and repealing the existing sections; also
13 repealing K.S.A. 25-222, 25-305b, 25-1709, 25-1710, ~~25-2601, 25-~~
14 ~~4502, 25-4503, 25-4505, 25-4506, 25-4507 and 25-4508.~~

and

Strike in lines 13-14

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

17 New Section 1. (a) The secretary of state shall oversee the conduct of
18 statewide elections in this state as the chief election officer and shall be
19 responsible for assisting and advising county election officers in
20 conducting elections in compliance with federal and state laws and rules
21 and regulations.

22 (b) Each county election officer shall be the sole public officer
23 responsible for planning, conducting and coordinating elections held
24 within such officer's county. Such officer shall be responsible for ensuring
25 that all such elections comply with federal and state law and rules and
26 regulations.

27 New Sec. 2. No person shall serve as a county election officer if such
28 person has been convicted of any crime described in chapter 25 of the
29 Kansas Statutes Annotated, and amendments thereto, or of any crime in
30 any other jurisdiction that is substantially the same as any such crime.

31 New Sec. 3. No county election office or any employee or agent
32 thereof shall create, or permit any other person to create, or disclose to any
33 person an image of the hard drive of any electronic or electromechanical
34 voting system, optical scanning equipment or any other voting system that

1 (b) In college districts in which the election at large method of
 2 election is in effect, if there are more than three times the number of
 3 candidates as there are trustees to be elected, the county election officer
 4 shall call, and there shall be held, a primary election. The names of twice
 5 the number of candidates as there are trustees to be elected who receive the
 6 greatest number of votes at the primary election shall appear on the ballots
 7 in the general election. If there are not more than three times the number of
 8 candidates as there are trustees to be elected, there shall not be a primary
 9 election and the names of the candidates shall be placed on the ballots in
 10 the general election.

11 (c) If a member is to be elected to fill an unexpired term, the office
 12 shall be listed separately on the ballots. If there are more than three
 13 candidates for such unexpired term, the county election officer shall call,
 14 and there shall be held, a primary election. The names of the two
 15 candidates for such unexpired term receiving the greatest number of votes
 16 shall appear on the ballots in the general election. If there are three or
 17 fewer qualified candidates for the unexpired term of any member position,
 18 there shall not be a primary election and the names of the candidates shall
 19 be placed on the ballots in the general election.

20 (d) On the ballots in general college district elections, blank lines for
 21 the names of write-in candidates shall be printed at the end of the list of
 22 candidates for each different office. The number of blank lines for each
 23 elected office shall be equal to the number of candidates to be elected
 24 thereto. The purpose of such blank lines shall be to permit the voter to
 25 insert the name of any person *who is a qualified elector residing in the*
 26 *district and whose name is not printed on the ballot but* for whom such
 27 voter desires to vote for such office. No lines for write-in candidates shall
 28 appear on primary college district election ballots.

29 ~~Sec. 66.~~ **68.** K.S.A. 10-120, 15-809, 19-303, 19-804, 19-3419, 19-
 30 3422, 19-3439, 25-105, 25-203, 25-208a, 25-211, 25-212, 25-213, 25-222,
 31 25-303, 25-305, 25-305b, 25-308, 25-321, 25-432, 25-433, 25-604, 25-
 32 610, 25-901, **25-1115**, 25-1122, 25-1214, 25-1709, 25-1710, 25-1903, 25-
 33 2005, 25-2008, 25-2018, 25-2021, 25-21a02, 25-2310, **25-2502**, 25-2507,
 34 25-2601, 25-26a03, 25-2702, 25-2703, 25-2704, 25-2705, 25-2706, 25-
 35 2805, 25-2812, 25-2905, 25-3002, 25-3005, 25-3005a, 25-3104, 25-3107,
 36 25-3201, 25-3301, 25-3303, 25-3304, 25-3801, 25-4004, 25-4005, 25-
 37 4148d, 25-4322, ~~25-4502, 25-4503, 25-4505, 25-4506, 25-4507, 25-4508,~~
 38 25-4612, 25-4703, 25-4709 and 71-1415 and K.S.A. 2022 Supp. 19-3424,
 39 25-3009 and 25-4414 are hereby repealed.

40 ~~Sec. 67.~~ **69.** This act shall take effect and be in force from and after
 41 its publication in the statute book.

Strike in line 37