

SENATE BILL No. 106

By Committee on Elections and Local Government

1-25

9 AN ACT concerning advance voting; pertaining to the transmission of
10 ballots; amending K.S.A. 2004 Supp. 25-1123 and repealing the exist-
11 ing section.
12

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

14 Section 1. K.S.A. 2004 Supp. 25-1123 is hereby amended to read as
15 follows: 25-1123. (a) When an application for an advance voting ballot has
16 been filed in accordance with K.S.A. 25-1122, and amendments thereto,
17 the county election officer shall transmit to the voter applying therefor
18 one each of the appropriate ballots. Except as provided by subsection (b),
19 the county election officer shall transmit the advance voting ballots to the
20 voter at one of the following addresses as specified by the voter on such
21 application: (1) The voter's residential address or mailing address as in-
22 dicated on the registration list; (2) the voter's temporary residential ad-
23 dress; or (3) a medical care facility as defined in K.S.A. 65-425, and
24 amendments thereto, psychiatric hospital, hospice or adult care home
25 where the voter resides. No advance voting ballot shall be transmitted by
26 the county election officer by any means prior to the ~~20th~~ 14th day before
27 the election for which an application for an advance voting ballot has been
28 received by such county election officer. If the advance voting ballot is
29 transmitted by mail, such ballot shall be transmitted with printed instruc-
30 tions prescribed by the secretary of state and a ballot envelope bearing
31 upon the outside a printed form as described in K.S.A. 25-1120, and
32 amendments thereto, and the same number as the number of the ballot.
33 If the advance voting ballot is transmitted to the applicant in person in
34 the office of the county election officer or at a satellite advance voting
35 site, such advance voting ballot and printed instructions shall be trans-
36 mitted in an advance voting ballot envelope bearing upon the outside a
37 printed form as described in K.S.A. 25-1120, and amendments thereto,
38 and the same number as the number of the ballot unless the voter elects
39 to deposit the advance voting ballot into a locked ballot box without an
40 envelope. All ballots shall be transmitted to the advance voting voter not
41 more than ~~20~~ 14 days before the election but within two business days of
42 the receipt of such voter's application by the election officer or the com-
43 mencement of such ~~20-day~~ 14-day period. In primary elections required

1 to be conducted on a partisan basis, the election officer shall deliver to
2 such voter the ballot of the political party of the applicant.

3 (b) The restrictions in subsection (a) relating to where a county elec-
4 tion officer may transmit an advance voting ballot shall not apply to an
5 advance voting ballot requested pursuant to an application for an advance
6 voting ballot filed by a voter who has a temporary illness or disability or
7 who is not proficient in reading the English language.

8 (c) The county election officer shall compare the driver's license
9 number, nondriver's identification card number, social security number
10 or copy of other valid identification provided by a first-time voter to the
11 voter registration list verified by the division of motor vehicles in accord-
12 ance with federal law. If no identification information was provided by
13 the first-time voter, or if such information does not match the information
14 on the voter registration list, the county election officer shall not transmit
15 an advance voting ballot.

16 Sec. 2. K.S.A. 2004 Supp. 25-1123 is hereby repealed.

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