

SENATE BILL No. 163

By Committee on Elections and Local Government

2-1

9 AN ACT concerning elections; relating to the conduct of elections by
10 election workers; amending K.S.A. 25-3005 and K.S.A. 2004 Supp. 25-
11 124 and repealing the existing sections.
12

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

14 Section 1. K.S.A. 2004 Supp. 25-124 is hereby amended to read as
15 follows: 25-124. (a) County election officers, as defined in K.S.A. 25-2504
16 and amendments thereto, shall receive instruction relating to their duties
17 in conducting official elections, including procedures for complying with
18 federal and state laws and regulations. The form and content of the in-
19 struction shall be determined by the secretary of state.

20 (b) *The secretary of state shall adopt rules and regulations establish-*
21 *ing procedures for the training of county election officers and judges and*
22 *clerks of election. The rules and regulations shall contain provisions:*

23 (1) *Concerning the rights of authorized poll agents pursuant to K.S.A.*
24 *25-3005 and amendments thereto;*

25 (2) *allowing any authorized poll agent to review voter registration*
26 *applications;*

27 (3) *allowing any authorized poll agent to review the names that ap-*
28 *pear on the voter registration list;*

29 (4) *allowing any authorized poll agent, pursuant to the provisions of*
30 *K.S.A. 2004 Supp. 25-216, and amendments thereto, to challenge the right*
31 *of any person to vote;*

32 (5) *allowing a person who is challenged pursuant to paragraph (4) of*
33 *this subsection to cast a provisional ballot;*

34 (6) *providing that any challenge made by an authorized poll agent*
35 *may not be denied by a judge or clerk of election;*

36 (7) *and such other training matters deemed appropriate by the sec-*
37 *retary of state.*

38 (c) *The penalty for a violation of any rule and regulation promulgated*
39 *under this section shall be determined by the secretary of state.*

40 Sec. 2. K.S.A. 25-3005 is hereby amended to read as follows: 25-
41 3005. (a) At all elections authorized poll agents shall be allowed to be
42 present and observe the proceedings at all original, intermediate and final
43 canvasses of elections and at the time and place of casting ballots, subject

1 to such limitations as are prescribed by law or rules and regulations of
2 the secretary of state. The supervising judge of each voting place shall be
3 in charge thereof and may direct authorized poll agents as to their conduct
4 within the voting place, but such directions shall not favor agents of one
5 kind or party over agents of another kind or party, and such directions
6 shall not be contrary to law, rules and regulations of the secretary of state,
7 or instructions of the county election officer.

8 *(b) The secretary of state shall adopt rules and regulations governing*
9 *the conduct of authorized poll agents in the polling place.*

10 *(c) The penalty for a violation of any rule and regulation promulgated*
11 *under this section shall be determined by the secretary of state.*

12 Sec. 3. K.S.A. 25-3005 and K.S.A. 2004 Supp. 25-124 are hereby
13 repealed.

14 Sec. 4. This act shall take effect and be in force from and after its
15 publication in the statute book.