

## HOUSE BILL No. 2776

By Committee on Governmental Organizations and Elections

1-31

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9 AN ACT concerning elections; relating to voter identification; amending  
10 K.S.A. 25-2354 and K.S.A. 2005 Supp. 25-1122, 25-1122d, 25-1123  
11 and 25-2908 and repealing the existing sections.  
12

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

14 Section 1. K.S.A. 2005 Supp. 25-1122 is hereby amended to read as  
15 follows: 25-1122. (a) Any registered voter may file with the county elec-  
16 tion officer where such person is a resident, or where such person is  
17 authorized by law to vote as a former precinct resident, an application for  
18 an advance voting ballot. The signed application shall be transmitted only  
19 to the county election officer by personal delivery, mail, facsimile or as  
20 otherwise provided by law.

21 ~~(b) If the registered voter is applying for an advance voting ballot to~~  
22 ~~be transmitted in person, and such voter is a first-time voter, such voter~~  
23 ~~shall provide a form of valid identification such as a current and valid~~  
24 ~~Kansas driver's license, nondriver's identification card, utility bill, bank~~  
25 ~~statement, paycheck, government check or other government document~~  
26 ~~containing the voter's current name and address as indicated on the reg-~~  
27 ~~istration book. Such voter shall not be required to provide identification~~  
28 ~~if such voter has previously provided current and valid identification in~~  
29 ~~the county where registered.~~

30 ~~—(c) If the registered voter is applying for an advance voting ballot to~~  
31 ~~be transmitted by mail, and such voter is a first-time voter, such voter~~  
32 ~~shall provide on the application for an advance voting ballot the voter's~~  
33 ~~current and valid Kansas driver's license number, nondriver's identifica-~~  
34 ~~tion card number or the last four digits of the voter's social security num-~~  
35 ~~ber, or shall provide with the application a copy of the voter's current and~~  
36 ~~valid Kansas driver's license, nondriver's identification card, utility bill,~~  
37 ~~bank statement, paycheck, government check or other government docu-~~  
38 ~~ment containing the voter's current name and address as indicated on~~  
39 ~~the registration book. Such voter shall not be required to provide identi-~~  
40 ~~fication if such voter has previously provided current and valid identi-~~  
41 ~~fication in the county where registered.~~

42 ~~—(d) If the registered voter is a first-time voter, such voter shall provide~~  
43 ~~valid identification with the voter's application for an advance voting~~

1 *ballot. The forms of valid identification shall include:*

2 (1) *The voter's current and valid Kansas driver's license number or*  
3 *nondriver's identification card number;*

4 (2) *the last four digits of the voter's social security number; or*

5 (3) *a copy of the voter's current and valid Kansas driver's license or*  
6 *nondriver's identification card, utility bill, bank statement, paycheck, gov-*  
7 *ernment check or other government document.*

8 *The document provided in accordance with this subsection shall con-*  
9 *tain, at minimum, the voter's current name and residential address as*  
10 *indicated on the registration book.*

11 *A voter shall not be required to provide identification if such voter*  
12 *previously has provided current and valid identification in the county*  
13 *where registered, or if such voter's registration has been verified pursuant*  
14 *to K.S.A. 25-2354 and amendments thereto.*

15 (c) *If a first-time voter is unable or refuses to provide current and*  
16 *valid identification, or if the name and address do not match the voter's*  
17 *name and address on the registration book, the voter may vote a provi-*  
18 *sional ballot according to K.S.A. 25-409, and amendments thereto. The*  
19 *voter shall provide a valid form of identification as defined in subsection*  
20 ~~(c)~~ *(b) of this section to the county election officer in person or provide*  
21 *a copy by mail or electronic means before the meeting of the county board*  
22 *of canvassers. At the meeting of the county board of canvassers the county*  
23 *election officer shall present copies of identification received from pro-*  
24 *visional voters and the corresponding provisional ballots. If the county*  
25 *board of canvassers determines that a voter's identification is valid and*  
26 *the provisional ballot was properly cast, the ballot shall be counted.*

27 ~~(c)~~ (d) *Applications for advance voting ballots to be transmitted to*  
28 *the voter by mail shall be filed only at the following times:*

29 (1) *For the primary election occurring on the first Tuesday in August*  
30 *in even-numbered years, between April 1 of such year and the last busi-*  
31 *ness day of the week preceding such primary election.*

32 (2) *For the general election occurring on the Tuesday succeeding the*  
33 *first Monday in November in even-numbered years, between 90 days*  
34 *prior to such election and the last business day of the week preceding*  
35 *such general election.*

36 (3) *For the primary election held five weeks preceding the first Tues-*  
37 *day in April, between January 1 of the year of such election and the last*  
38 *business day of the week preceding such primary election.*

39 (4) *For the general election occurring on the first Tuesday in April,*  
40 *between January 1 of the year of such election and the last business day*  
41 *of the week preceding such general election.*

42 (5) *For question submitted elections occurring on the date of a pri-*  
43 *mary or general election, the same as is provided for ballots for election*

1 of officers at such election.

2 (6) For question submitted elections not occurring on the date of a  
3 primary or general election, between the time of the first published notice  
4 thereof and the last business day of the week preceding such question  
5 submitted election, except that if the question submitted election is held  
6 on a day other than a Tuesday, the county election officer shall determine  
7 the final date for mailing of advance voting ballots, but such date shall  
8 not be more than three business days before such election.

9 (7) For any special election of officers, at such time as is specified by  
10 the secretary of state.

11 (8) For the presidential preference primary, between January 1 of  
12 the year in which such primary is held and the last business day of the  
13 week preceding such primary election.

14 The county election officer of any county may receive applications prior  
15 to the time specified in this subsection ~~(c)~~ (d) and hold such applications  
16 until the beginning of the prescribed application period. Such applications  
17 shall be treated as filed on that date.

18 ~~(d)~~ (e) Unless an earlier date is designated by the county election  
19 office, applications for advance voting ballots transmitted to the voter in  
20 person in the office of the county election officer shall be filed on the  
21 Tuesday next preceding the election and on each subsequent business  
22 day until no later than 12:00 noon on the day preceding such election. If  
23 the county election officer so provides, applications for advance voting  
24 ballots transmitted to the voter in person in the office of the county elec-  
25 tion officer also may be filed on the Saturday preceding the election.  
26 Upon receipt of any such properly executed application, the county elec-  
27 tion officer shall deliver to the voter such ballots and instructions as are  
28 provided for in this act.

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

34 In any county having a population exceeding 250,000, the county elec-  
35 tion officer may designate places other than the central county election  
36 office as satellite advance voting sites. At any satellite advance voting site,  
37 a registered voter may obtain an application for advance voting ballots,  
38 such ballots and instructions shall be delivered to the voter in the same  
39 manner and subject to the same limitations as otherwise provided by this  
40 subsection.

41 ~~(e)~~ (f) Any person having a permanent disability or an illness which  
42 has been diagnosed as a permanent illness is hereby authorized to make  
43 an application for permanent advance voting status. Applications for per-

1 permanent advance voting status shall be in the form and contain such in-  
2 formation as is required for application for advance voting ballots and also  
3 shall contain information which establishes the voter's right to permanent  
4 advance voting status.

5 *A person applying for permanent advance voter status shall submit*  
6 *valid identification as provided in subsection (b). Once a permanent ad-*  
7 *vance voter has provided valid identification, or if such voter's registration*  
8 *has been verified pursuant to K.S.A. 25-2354, and amendments thereto,*  
9 *such voter shall not be required to provide identification in subsequent*  
10 *elections unless the voter moves to another county or state or is removed*  
11 *from the registration list and re-registers.*

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

37 ~~(i)~~ (h) If a person on the permanent advance voting list fails to vote  
38 in two consecutive general elections held on the Tuesday succeeding the  
39 first Monday in November of each even-numbered year, the county elec-  
40 tion officer may mail a notice to such voter. Such notice shall inform the  
41 voter that the voter's name will be removed from the permanent advance  
42 voting list unless the voter renews the application for permanent advance  
43 voting status within 30 days after the notice is mailed. If the voter fails to

1 renew such application, the county election officer shall remove the  
2 voter's name from the permanent advance voting list. Failure to renew  
3 the application for permanent advance voting status shall not result in  
4 removal of the voter's name from the voter registration list.

5 ~~(j)~~ (i) For the purposes of this section, "first-time voter" means a  
6 registered voter who has not previously voted in any election in the county  
7 in which the voter desires to vote. First-time voter includes a person  
8 whose name was removed from the county registration list in accordance  
9 with K.S.A. 25-2316c, and amendments thereto, and who has re-  
10 registered.

11 ~~(k)~~ (j) The secretary of state may adopt rules and regulations defining  
12 valid forms of identification.

13 Sec. 2. K.S.A. 2005 Supp. 25-1122d is hereby amended to read as  
14 follows: 25-1122d. (a) The application for an advance voting ballot ~~to be~~  
15 ~~transmitted by mail~~ shall be accompanied by an affirmation in substance  
16 as follows:

17 Affirmation of an Elector of the County of \_\_\_\_\_ and State of Kansas Desiring  
18 to Vote an Advance Voting Ballot  
19 State of \_\_\_\_\_, County of \_\_\_\_\_, ss:

20 I, \_\_\_\_\_,  
21 (Please print name)

22 do solemnly affirm under penalty of perjury that I am a qualified elector of the \_\_\_\_\_  
23 precinct of the \_\_\_\_\_ ward, residing at number \_\_\_\_\_ on \_\_\_\_\_  
24 street, city of \_\_\_\_\_, or in the township of \_\_\_\_\_, county of \_\_\_\_\_,  
25 and state of Kansas. My date of birth is \_\_\_\_\_ (month/day/year).

26 I understand that if I have not previously voted in any election in this county and I have  
27 not previously submitted valid identification, I must provide one of the following forms of  
28 identification with this application in order to receive a ballot:

- 29 (1) A current and valid Kansas driver's license number or nondriver's identification card  
30 number; or
- 31 (2) the last four digits of my social security number; or
- 32 (3) a copy of a current and valid Kansas driver's license or nondriver's identification  
33 card, utility bill, bank statement, paycheck, government check, or other government docu-  
34 ment that shows ~~my name and~~ *at a minimum, my name and current residential* address.

35 I am entitled to vote an advance voting ballot and I have not voted and will not otherwise  
36 vote at the election to be held on \_\_\_\_\_ (date). My political party is \_\_\_\_\_  
37 (to be filled in only when requesting primary election ballots). I desire my ballots to be sent  
38 to the following address

39 \_\_\_\_\_  
40 \_\_\_\_\_

41 Signature of voter.

42 Note: False statement on this affirmation is a severity level 9, nonperson felony.

43 ~~(b) The application for an advance voting ballot to be transmitted in~~

1 ~~person shall be accompanied by an affirmation in substance as follows:~~  
2 ~~Affirmation of an Elector of the County of \_\_\_\_\_ and State of Kansas Desiring~~  
3 ~~to Vote an Advance Voting Ballot~~  
4 ~~State of \_\_\_\_\_, County of \_\_\_\_\_, ss:~~  
5 ~~I, \_\_\_\_\_~~  
6 ~~(Please print name)~~  
7 ~~do solemnly affirm under penalty of perjury that I am a qualified elector of the \_\_\_\_\_~~  
8 ~~precinct of the \_\_\_\_\_ ward, residing at number \_\_\_\_\_ on \_\_\_\_\_~~  
9 ~~street, city of \_\_\_\_\_, or in the township of \_\_\_\_\_, county of \_\_\_\_\_,~~  
10 ~~and state of Kansas. My date of birth is \_\_\_\_\_ (month/day/year):~~  
11 ~~I understand that if I have not previously voted in any election in this county and I have~~  
12 ~~not previously submitted valid identification, I must provide one of the following forms of~~  
13 ~~identification with this application in order to receive a ballot: a current and valid Kansas~~  
14 ~~driver's license or nondriver's identification card, utility bill, bank statement, paycheck, gov-~~  
15 ~~ernment check or other government document that shows my name and address:~~  
16 ~~I am entitled to vote an advance voting ballot and I have not voted and will not otherwise~~  
17 ~~vote at the election to be held on \_\_\_\_\_ (date). My political party is \_\_\_\_\_~~  
18 ~~(to be filled in only when requesting primary election ballots):~~  
19 \_\_\_\_\_  
20 \_\_\_\_\_  
21 \_\_\_\_\_

Signature of voter.

22 ~~—Note: False statement on this affirmation is a severity level 9, nonperson felony.~~  
23 ~~—(e) An application for permanent advance voting status shall be on a~~  
24 ~~form prescribed by the secretary of state for this purpose. Such applica-~~  
25 ~~tion shall contain an affirmation concerning substantially the same infor-~~  
26 ~~mation required in subsection (a) and in addition thereto a statement~~  
27 ~~regarding the permanent character of such illness or disability. *Once a*~~  
28 ~~*permanent advance voter has provided valid identification, or if such*~~  
29 ~~*voter's registration has been verified pursuant to K.S.A. 25-2354, and*~~  
30 ~~*amendments thereto, such voter shall not be required to provide identi-*~~  
31 ~~*fication in subsequent elections unless the voter moves to another county*~~  
32 ~~*or state or is removed from the registration list and re-registers.*~~  
33 ~~(d) (c) Any application by a former precinct resident shall state both~~  
34 ~~the former and present residence, address, precinct and county of such~~  
35 ~~former precinct resident and the date of change of residence. *Such ap-*~~  
36 ~~*plication shall contain an affirmation concerning substantially the same*~~  
37 ~~*information required in subsection (a) and shall be accompanied by valid*~~  
38 ~~*identification as provided in subsection (a).*~~  
39 Sec. 3. K.S.A. 2005 Supp. 25-1123 is hereby amended to read as  
40 follows: 25-1123. (a) (1) When an application for an advance voting ballot  
41 has been filed in accordance with K.S.A. 25-1122, and amendments  
42 thereto, the county election officer shall transmit to the voter applying  
43 therefor one each of the appropriate ballots. Except as provided by sub-

1 section (b), the county election officer shall transmit the advance voting  
2 ballots to the voter at one of the following addresses as specified by the  
3 voter on such application: ~~(1)~~

4 (A) The voter's residential address or mailing address as indicated on  
5 the registration list; ~~(2)~~

6 (B) the voter's temporary residential address; or ~~(3)~~

7 (C) a medical care facility as defined in K.S.A. 65-425, and amend-  
8 ments thereto, psychiatric hospital, hospice or adult care home where the  
9 voter resides.

10 (2) (A) No advance voting ballot shall be transmitted by the county  
11 election officer by any means prior to the 20th day before the election  
12 for which an application for an advance voting ballot has been received  
13 by such county election officer.

14 (B) If the advance voting ballot is transmitted by mail, such ballot  
15 shall be transmitted with printed instructions prescribed by the secretary  
16 of state and a ballot envelope bearing upon the outside a printed form as  
17 described in K.S.A. 25-1120, and amendments thereto, and the same  
18 number as the number of the ballot.

19 (C) If the advance voting ballot is transmitted to the applicant in  
20 person in the office of the county election officer or at a satellite advance  
21 voting site, such advance voting ballot and printed instructions shall be  
22 transmitted in an advance voting ballot envelope bearing upon the outside  
23 a printed form as described in K.S.A. 25-1120, and amendments thereto,  
24 and the same number as the number of the ballot unless the voter elects  
25 to deposit the advance voting ballot into a locked ballot box without an  
26 envelope.

27 (3) All ballots shall be transmitted to the advance voting voter not  
28 more than 20 days before the election but within two business days of  
29 the receipt of such voter's application by the election officer or the com-  
30 mencement of such 20-day period. In primary elections required to be  
31 conducted on a partisan basis, the election officer shall deliver to such  
32 voter the ballot of the political party of the applicant.

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

38 (c) The *secretary of state or the* county election officer shall compare  
39 the driver's license number, nondriver's identification card number, social  
40 security number or copy of other valid identification provided by a first-  
41 time voter to the voter registration list verified by the division of motor  
42 vehicles in accordance with ~~federal law~~ K.S.A. 25-2354 and amendments  
43 thereto. *If such information matches, no further identification shall be*

1 *required of such first-time voter unless such voter moves to another county*  
2 *or state or is removed from the voter registration list and subsequently*  
3 *re-registers. If no identification information was provided by the first-*  
4 *time voter, or if such information does not match the information on the*  
5 *verified voter registration list, the county election officer shall ~~not transmit~~*  
6 *~~an advance voting ballot~~ issue a provisional ballot to such voter in ac-*  
7 *cordance with K.S.A. 25-409 and amendments thereto. The voter shall*  
8 *provide a valid form of identification as defined in subsection (b) of K.S.A.*  
9 *25-1122, and amendments thereto, to the county election officer in person*  
10 *or provide a copy by mail or electronic means before the meeting of the*  
11 *county board of canvassers. At the meeting of the county board of can-*  
12 *vassers the county election officer shall present copies of identification*  
13 *received from provisional voters and the corresponding provisional bal-*  
14 *lots. If the county board of canvassers determines that a voter's identifi-*  
15 *cation is valid and the provisional ballot was properly cast, the ballot shall*  
16 *be counted.*

17 Sec. 4. K.S.A. 25-2354 is hereby amended to read as follows: 25-  
18 2354. (a) Once each calendar year a check of the registration records of  
19 voters in the state of Kansas shall be commenced by the chief state elec-  
20 tion official or the county election officer by comparing such records to  
21 the National Change of Address files. A county election officer may com-  
22 plete one or more checks each calendar year. If the chief state election  
23 official performs the check, any discrepancies discovered in the check  
24 shall be reported to the appropriate county election officer, who shall  
25 initiate the confirmation process prescribed by K.S.A. 25-2316c, and  
26 amendments thereto, within 45 days. As an alternative to participation in  
27 the national change of address program, the county election officer may  
28 conduct mass or targeted mailings to registered voters to obtain infor-  
29 mation upon which to base the confirmation mailings.

30 (b) *The chief state election official shall compare information derived*  
31 *from the voter registration records of voters in the state of Kansas to*  
32 *driver's license records for the purpose of verifying the accuracy of the*  
33 *information provided on applications for voter registration in compliance*  
34 *with section 303 of the help America vote act of 2002. Such comparison*  
35 *shall include each voter's driver's license number or nondriver's identifi-*  
36 *cation number or the last four digits of the voter's social security number*  
37 *as provided by the voter on the voter's application for registration. If the*  
38 *information for any voter matches, no further identification shall be re-*  
39 *quired of such voter unless such voter moves to another county or state*  
40 *or is removed from the voter registration list and subsequently re-regis-*  
41 *ters.*

42 (c) *The chief state election official shall compare information derived*  
43 *from the voter registration records of voters in the state of Kansas to state*

1 *felony conviction records for the purpose of removing the names of inel-*  
2 *igible voters from the registration list in compliance with section 303 of*  
3 *the help America vote act of 2002.*

4 (d) *The chief state election official shall compare information derived*  
5 *from the voter registration records of voters in the state of Kansas to state*  
6 *records on death for the purpose of removing the names of ineligible voters*  
7 *from the registration list in compliance with section 303 of the help Amer-*  
8 *ica vote act of 2002.*

9 (e) The chief state election official may adopt rules and regulations  
10 to carry out the provisions of this section.

11 Sec. 5. K.S.A. 2005 Supp. 25-2908 is hereby amended to read as  
12 follows: 25-2908. (a) Each polling place shall use either: (1) A registration  
13 book and a poll book, as defined in K.S.A. 25-2507(a) and K.S.A. 25-  
14 2507(b)(1), and amendments thereto; or (2) a registration book, as de-  
15 fined in K.S.A. 25-2507(b)(2), and amendments thereto. The county elec-  
16 tion officer shall determine which books are used in each county, and  
17 which book voters shall sign.

18 (b) A person desiring to vote shall provide to the election board:

19 (1) The voter's name;

20 (2) if required, the voter's address; and

21 (3) *if required, the voter's valid identification;*

22 (4) the voter's signature on the registration or poll book. A signature  
23 may be made by mark, initials, typewriter, print, stamp, symbol or any  
24 other manner if by placing the signature on the document the person  
25 intends the signature to be binding. A signature may be made by another  
26 person at the voter's direction if the signature reflects such voter's inten-  
27 tion.

28 (c) A member of the election board shall:

29 (1) Announce the voter's name in a loud and distinct tone of voice,  
30 and, if the name is in the registration books, the member of the election  
31 board having the registration record shall repeat the name;

32 (2) *request valid identification from any first-time voter;*

33 (3) request the voter's signature on the registration or poll book;

34 ~~(3)~~ (4) provide the required signature at the request of and on behalf  
35 of any voter who is unable to personally affix a signature by reason of  
36 temporary illness or disability, or lack of proficiency in reading the English  
37 language;

38 ~~(4) if the voter is a first-time voter as described in subsection (h) of~~  
39 ~~this section, request valid identification from the voter unless such voter~~  
40 ~~has previously submitted current and valid identification in the county~~  
41 ~~where registered;~~

42 (5) give the voter one ballot, on the upper right-hand corner of which  
43 shall be written the number corresponding to the voter's number in the

- 1 registration book or poll book; and
- 2 (6) mark the voter's name in the registration book and party affiliation
- 3 list.
- 4 (d) A first-time voter shall provide to the election board a form of
- 5 valid identification ~~such as a~~ *unless such voter has previously submitted*
- 6 *current and valid identification in the county where registered, or if the*
- 7 *voter's registration has been verified pursuant to K.S.A. 25-2354 and*
- 8 *amendments thereto. Valid identification shall include current and valid*
- 9 *Kansas driver's license, nondriver's identification card, utility bill, bank*
- 10 *statement, paycheck, government check or other government document*
- 11 ~~unless such voter has previously submitted current and valid identification~~
- 12 ~~in the county where registered. The document provided in accordance~~
- 13 ~~with this section shall contain the voter's current name and address as~~
- 14 ~~indicated on the registration book or poll book containing the voter's~~
- 15 ~~current name and either the voter's photograph or the voter's current~~
- 16 ~~residential address as indicated on the registration book.~~
- 17 (e) If a first-time voter is unable or refuses to provide current and
- 18 valid identification at the polling place, or if the name and address do not
- 19 match the voter's name and address on the registration book or poll book,
- 20 the voter may vote a provisional ballot according to K.S.A. 25-409, and
- 21 amendments thereto. The voter shall provide a valid form of identification
- 22 as defined in subsection (d) ~~of this section~~ to the county election officer
- 23 in person or provide a copy by mail or electronic means before the meet-
- 24 ing of the county board of canvassers. At the meeting of the county board
- 25 of canvassers the county election officer shall present copies of identifi-
- 26 cation received from provisional voters and the corresponding provisional
- 27 ballots. If the county board of canvassers determines that a voter's iden-
- 28 tification is valid and the provisional ballot was properly cast, the ballot
- 29 shall be counted.
- 30 (f) If the name of any person desiring to vote at an election is not in
- 31 the registration books, an election board member shall print the name
- 32 and address of the person appearing to vote in the registration book or
- 33 poll book. The person appearing to vote shall add such person's signature
- 34 to the registration book or poll book beside such person's printed name,
- 35 as listed in the registration book or poll book, and the election board
- 36 judge shall challenge such person's vote pursuant to K.S.A. 25-414, and
- 37 amendments thereto. During the pendency of a challenge other voters
- 38 shall be given ballots and be permitted to vote.
- 39 (g) A voter who has received an advance voting ballot may vote a
- 40 provisional ballot on election day at the precinct polling place where the
- 41 voter resides. If the voter returns the advance voting ballot to a judge or
- 42 clerk at the precinct polling place, the judge or clerk shall void such
- 43 advance voting ballot. Any such provisional ballot shall be counted only

1 if the county board of canvassers determines that the provisional ballot  
2 was properly cast and the voter has not otherwise voted at such election.

3 (h) For the purposes of this section, “first-time voter” means a reg-  
4 istered voter who has not previously voted in any election in the county  
5 in which the voter desires to vote. First-time voter includes a person  
6 whose name was removed from the county registration list in accordance  
7 with K.S.A. 25-2316c, and amendments thereto, and has re-registered.

8 (i) The secretary of state may adopt rules and regulations defining  
9 valid forms of identification.

10 Sec. 6. K.S.A. 25-2354 and K.S.A. 2005 Supp. 25-1122, 25-1122d,  
11 25-1123 and 25-2908 are hereby repealed.

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