

As Amended by House Committee

Session of 2006

HOUSE BILL No. 2810

By Committee on Governmental Organization and Elections

2-2

10 AN ACT concerning improvement districts; relating to the board of di-
11 rectors thereof; amending K.S.A. 19-2759 and 19-2761 and repealing
12 the existing sections.
13

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

15 Section 1. K.S.A. 19-2759 is hereby amended to read as follows: 19-
16 2759. ~~That~~ (a) At the time ~~appointed~~ *designated* by the board of county
17 commissioners, the first election shall be held, at which time three ~~(3)~~
18 ~~directors shall be chosen~~ *qualified electors of the district shall be selected*
19 *as members of the board of directors*. The ballots shall have the words
20 “for director” and the names of three ~~(3), or more,~~ **or more**, persons
21 written or printed thereon in alphabetical order and the three ~~(3)~~ persons
22 receiving the highest number of votes shall be declared elected. *Except*
23 *as provided by K.S.A. 19-2753 et seq., and amendments thereto*, the
24 judges and clerks shall qualify and the election shall be held, the results
25 ascertained and returns made to the county election officer in the same
26 manner as is provided by law for general county elections, ~~except as this~~
27 ~~act may otherwise provide~~. If any judge or clerk ~~shall fail~~ *fails* to appear
28 at the time specified for the election or ~~refuse~~ *refuses* to act, those ap-
29 pearing or the board of directors of ~~said~~ *the* improvement district may
30 appoint some other qualified person to act in ~~his~~ *such judge’s or clerk’s*
31 place. Within ~~twenty-four (24)~~ 24 hours after the election, the judges and
32 clerks shall make and sign the returns of the election and cause the same,
33 together with the poll books and ballots used thereat, to be sealed up and
34 delivered to the county election officer, ~~and~~. The board of county com-
35 missioners shall ~~forthwith~~ assemble, canvass the returns, declare the re-
36 sult, and issue certificates of election to the persons chosen as directors,
37 who shall each take, subscribe and file in the office of the county clerk
38 his official oath.

39 (b) *As used in this section, “qualified elector” means a person who is*
40 *registered to vote and is a taxpayer and a resident of the district.*

41 Sec. 2. K.S.A. 19-2761 is hereby amended to read as follows: 19-
42 2761. ~~That~~ *should a vacancy occur at any time in the office of a director*
43 ~~of any improvement district~~ (a) *If a vacancy occurs on the board, the*

- 1 remaining directors shall appoint from the qualified ~~residents~~ *electors* in
2 such district a person to hold the office of director until the next election.
3 *(b) As used in this section, “qualified elector” means a person who is*
4 *registered to vote and is a taxpayer and a resident of the district.*
5 Sec. 3. K.S.A. 19-2759 and 19-2761 are hereby repealed.
6 Sec. 4. This act shall take effect and be in force from and after its
7 publication in the statute book.