

As Amended by House Committee

Session of 2026

HOUSE BILL No. 2438

By Committee on Elections

Requested by Representative Waggoner

1-14

AN ACT concerning elections; relating to voter registration; imposing restrictions on websites that can accept and transmit voter registration applications.

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

Section 1. (a) Any person registering to vote in this state using a website shall only use a website that has the .gov domain as part of such website's uniform resource locator or has been approved to accept and transmit electronic voter registration applications by the secretary of state. County election officials shall not accept any electronic voter registration application that has been accepted by or transmitted from any website that does not satisfy the requirements of this section.

(b) A website shall only be approved to accept and transmit electronic voter registration applications by the secretary of state if such website **provides that:**

(1) ~~Uses data security methods, including encryption methods, that meet industry standards;~~

(2) ~~uses electronic communication methods to verify that voter registration applications transmitted by such website are received by the appropriate county election office; and~~

(3) ~~does not sell, share, store or otherwise transmit any information provided by the voter registration applicant except to the appropriate county election office.~~ **All registrant data transmitted through an online voter registration system shall be protected using encryption in transit;**

(2) encryption protocols shall comply with applicable national institute of standards and technology (NIST) standards;

(3) registrant data shall be transmitted directly to systems owned, operated or contractually controlled by the applicable county election officer;

(4) online voter registration systems shall authenticate connections to ensure that registrant data is transmitted only to authorized government endpoints;

(5) the system shall provide confirmation to the registrant that the submission has been successfully received by the applicable county

1 election officer;

2 (6) audit logs shall be maintained documenting submission
3 receipt, system access and data transmission integrity;

4 (7) registrant data collected through an online voter registration
5 system shall be used solely for voter registration and election
6 administration purposes as authorized by law;

7 (8) registrant data shall not be sold, licensed, rented, transferred
8 or used for commercial or nonelection-related purposes; and

9 (9) registrant data shall not be disclosed to any third party
10 except:

11 (A) As required by state or federal law;

12 (B) to another county election officer or the secretary of state for
13 official election administration purposes; or

14 (C) to a contractor acting exclusively on behalf of the county
15 election officer and bound by written agreements requiring
16 compliance with this regulation and applicable NIST standards.

17 (c) (1) It shall be a violation of this section to register to vote
18 through a website that is not compliant with subsection (a) or (b).

19 (2) Violations of this section shall be a class A nonperson
20 misdemeanor.

21 ~~—On or before January 1, 2027, (d) The secretary of state shall adopt~~
22 rules and regulations necessary to implement the provisions of this section.

23 Sec. 2. This act shall take effect and be in force from and after its
24 publication in the statute book.