

HOUSE BILL No. 2640

By Committee on Elections

Requested by Representative Proctor

2-3

1 AN ACT concerning the integrity of state voter registration systems by
2 requiring periodic comparisons with the federal systematic alien
3 verification for entitlements (SAVE) database by the secretary of state
4 and annual reporting to the legislature on such comparison.
5

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

7 Section 1. As used in this act:

8 (a) "SAVE" means the systematic alien verification for entitlements
9 database administered by the United States department of homeland
10 security.

11 (b) "Statewide voter registration system" means the centralized
12 electronic voter registration database maintained by the secretary of state.

13 (c) "Election official" means the secretary of state and any county
14 election officials.

15 Sec. 2. (a) The secretary of state shall:

16 (1) Conduct two checks each calendar year to compare the statewide
17 voter registration system against SAVE;

18 (2) ensure that one check is completed not later than 180 days before
19 a regularly scheduled federal general election; and

20 (3) transmit any potential noncitizen matches to the appropriate
21 county election official for immediate review.

22 (b) Upon receipt of such information from the secretary of state, the
23 county election officer shall:

24 (1) Notify the voter pursuant to the national voter registration act
25 requirements before any voter registration cancellation occurs;

26 (2) place the voter in challenged or pending verification status until
27 resolution;

28 (3) require confirmation of the identified voter's citizenship status;
29 and

30 (4) remove from the voter rolls any individual who is confirmed to be
31 ineligible.

32 Sec. 3. The secretary of state in conjunction with county election
33 officials, shall submit an annual report on the outcomes of the periodic
34 checks specified in section 2, and amendments thereto, to the house and
35 senate committees on elections by January 31 of each year. Such report

1 shall include:

2 (a) The number of records checked against SAVE during the prior
3 year;
4 (b) the number of voters flagged as potential noncitizens;
5 (c) the number of voters ultimately removed from the statewide
6 system as a result of the SAVE verification process; and
7 (d) any recommendations for statutory or administrative
8 improvements to ensure voter roll accuracy.

9 Sec. 4. All SAVE data and related voter information shall be
10 processed in a secure environment consistent with state and federal data-
11 protection standards. Personally identifiable information shall not be
12 disclosed publicly, except as required by law.

13 Sec. 5. If any provision of this act or its application is held invalid,
14 the invalidity shall not affect the other provisions or applications of the act
15 that can be given effect without the invalid provision or application.

16 Sec. 6. This act shall take effect and be in force from and after its
17 publication in the statute book.