

SENATE BILL No. 394

By Committee on Federal and State Affairs

1-27

1 AN ACT concerning elections; relating to signature verification
2 requirements for advance voting ballot envelopes; amending K.S.A.
3 25-1121 and repealing the existing section; also repealing K.S.A. 25-
4 1117, 25-1118, 25-1119, 25-1120, 25-1121, 25-1122a, 25-1122b, 25-
5 1122c, 25-1122d, 25-1122f, 25-1123, 25-1125, 25-1126, 25-1128, 25-
6 1129, 25-1130, 25-1131, 25-1134, 25-1135, 25-1136, 25-1137, 25-1138,
7 25-1139 and K.S.A. 2025 Supp. 25-1122 and 25-1124.
8

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

10 New Section 1. The secretary of state shall monitor all litigation
11 challenging the validity of the signature verification requirements
12 contained in K.S.A. 25-1124(h), and amendments thereto. If any state or
13 federal court of competent jurisdiction enters a final order or judgment that
14 is no longer subject to appeal and invalidates or enjoins the enforcement of
15 the signature verification requirements contained in K.S.A. 25-1124(h),
16 and amendments thereto, then the secretary of state shall cause notice of
17 such enactment to be published in the Kansas register at the time of the
18 next regular publication of the Kansas register following the date such
19 order or judgment is issued. Upon such publication in the Kansas register,
20 the statutory authorization for advance voting by mail in Kansas shall be
21 null and void in its entirety. In such event, voting by mail shall not be
22 permitted in this state except to the extent specifically required by federal
23 law, including, but not limited to, the uniformed and overseas citizens
24 absentee voting act, 52 U.S.C. § 20301 et seq.

25 Sec. 2. K.S.A. 25-1121 is hereby amended to read as follows: 25-
26 1121. (a) The secretary of state shall prescribe the general forms of
27 advance voting ballots to be used in all primary and general elections and
28 the form of the printed instructions to voters containing a statement of all
29 the requirements of this act; to enable voters to comply with the
30 requirements of this act. The prescribed forms shall be transmitted to the
31 county election officers 35 days before each primary and general election.

32 (b) The secretary of state shall prescribe the general format of
33 advance voting ballot envelopes. The envelopes shall include signature
34 blocks for the advance voter; a signature block for the person, if any,
35 assisting the advance voter; and a signature block for a person, if any, who
36 signs the advance voting ballot envelope on behalf of the advance voter in

1 situations when the advance voter is physically unable to sign the envelope
2 *or unable to sign the envelope consistent with a signature of the voter on*
3 *file in the voter registration database.*

4 (c) The advance ballot envelope shall contain the following statement
5 after the signature block provided for the person who signs the advance
6 ballot envelope on behalf of a person *who is either* physically unable to
7 sign such envelope *or unable to sign the envelope consistent with a*
8 *signature of the voter on file in the voter registration database:*

9 "My signature constitutes an affidavit that the person for whom I
10 signed the envelope is ~~a person who is~~ physically unable to sign ~~such~~
11 ~~envelope~~ *or unable to sign the envelope consistent with the signature of*
12 *the voter on file in the voter registration database.* ~~By signing this~~
13 ~~envelope,~~ I swear *that* this information is true ~~and correct~~, and *I*
14 *acknowledge* that signing an advance ballot envelope under false pretenses
15 shall constitute the crime of perjury."

16 Sec. 3. K.S.A. 25-1121 is hereby repealed.

17 Sec. 4. On July 1, 2026, and the date of publication in the Kansas
18 register of the notice prescribed in section 1 of this act, K.S.A. 25-1117,
19 25-1118, 25-1119, 25-1120, 25-1121, 25-1122a, 25-1122b, 25-1122c, 25-
20 1122d, 25-1122f, 25-1123, 25-1125, 25-1126, 25-1128, 25-1129, 25-1130,
21 25-1131, 25-1134, 25-1135, 25-1136, 25-1137, 25-1138, 25-1139 and
22 K.S.A. 2025 Supp. 25-1122 and 25-1124 are hereby repealed.

23 Sec. 5. This act shall take effect and be in force from and after its
24 publication in the statute book.