

*As Amended by Senate Committee*

*Session of 2026*

**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. ***Except as***  
13 ***otherwise provided***, if any state or federal court of competent jurisdiction  
14 enters a final order or judgment that is no longer subject to appeal and  
15 invalidates or enjoins the enforcement of the signature verification  
16 requirements contained in K.S.A. 25-1124(h), and amendments thereto,  
17 then the secretary of state shall cause notice of such ~~enactment~~ ***final order***  
18 ***or judgment*** to be published in the Kansas register at the time of the next  
19 regular publication of the Kansas register following the date such order or  
20 judgment is issued. ***If such final order or judgment is issued within 45***  
21 ***days prior to the date of an election or at any time from the date of such***  
22 ***election until the date the results of such election are certified by the***  
23 ***secretary of state, the secretary of state shall cause notice of such final***  
24 ***order or judgment to be published in the Kansas register at the time of***  
25 ***the next regular publication of the Kansas register following the date the***  
26 ***results of such election are certified by the secretary.*** Upon such  
27 publication in the Kansas register, the statutory authorization for advance  
28 voting by mail in Kansas shall be null and void in its entirety. In such  
29 event, voting by mail shall not be permitted in this state except to the  
30 extent specifically required by federal law, including, but not limited to,  
31 the uniformed and overseas citizens absentee voting act, 52 U.S.C. §  
32 20301 et seq.

33 Sec. 2. K.S.A. 25-1121 is hereby amended to read as follows: 25-  
34 1121. (a) The secretary of state shall prescribe the general forms of  
35 advance voting ballots to be used in all primary and general elections and  
36 the form of the printed instructions to voters containing a statement of all

1 the requirements of this act; to enable voters to comply with the  
2 requirements of this act. The prescribed forms shall be transmitted to the  
3 county election officers 35 days before each primary and general election.

4 (b) The secretary of state shall prescribe the general format of  
5 advance voting ballot envelopes. The envelopes shall include signature  
6 blocks for the advance voter; a signature block for the person, if any,  
7 assisting the advance voter; and a signature block for a person, if any, who  
8 signs the advance voting ballot envelope on behalf of the advance voter in  
9 situations when the advance voter is physically unable to sign the envelope  
10 *or unable to sign the envelope consistent with a signature of the voter on*  
11 *file in the voter registration database.*

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

17 "My signature constitutes an affidavit that the person for whom I  
18 signed the envelope is ~~a person who is~~ physically unable to sign ~~such~~  
19 ~~envelope~~ *or unable to sign the envelope consistent with the signature of*  
20 *the voter on file in the voter registration database.* ~~By signing this~~  
21 ~~envelope,~~ I swear *that* this information is true ~~and correct~~, and I  
22 *acknowledge* that signing an advance ballot envelope under false pretenses  
23 shall constitute the crime of perjury."

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

25 Sec. 4. On July 1, 2026, and the date of publication in the Kansas  
26 register of the notice prescribed in section 1 of this act, K.S.A. 25-1117,  
27 25-1118, 25-1119, 25-1120, 25-1121, 25-1122a, 25-1122b, 25-1122c, 25-  
28 1122d, 25-1122f, 25-1123, 25-1125, 25-1126, 25-1128, 25-1129, 25-1130,  
29 25-1131, 25-1134, 25-1135, 25-1136, 25-1137, 25-1138, 25-1139 and  
30 K.S.A. 2025 Supp. 25-1122 and 25-1124 are hereby repealed.

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