

HOUSE BILL No. 2057

By Committee on Elections

1-18

1 AN ACT concerning elections; relating to advance voting ballots;
2 regulating the use of remote ballot boxes for the return of such ballots.

3
4 *Be it enacted by the Legislature of the State of Kansas:*

5 Section 1. (a) A county election office shall only use remote ballot
6 boxes in accordance with this section. A county election office may
7 designate and use not more than one remote ballot box for each election,
8 except that if a county has a population of more than 30,000 registered
9 voters, the county election office for such county may designate and use
10 one remote ballot box for each collective group of 30,000 registered voters
11 or portion thereof in such county.

12 (b) While open and accessible for the deposit of advance voting
13 ballots, each remote ballot box used in an election shall be continuously
14 observed by an employee of the county election office or be continuously
15 monitored by video recording equipment. Except as otherwise provided,
16 all remote ballot boxes shall be closed and shall not be accessible for
17 the deposit of advance voting ballots when the county election office is closed.
18 All remote ballot boxes shall be closed, locked and shall not be accessible
19 for the deposit of advance voting ballots after 7:00 p.m. on the date of the
20 election, except that any voter who is waiting to deposit an advance voting
21 ballot in a remote ballot box at 7:00 p.m. shall be permitted to deposit such
22 ballot.

23 (c) Each remote ballot box shall have a sign conspicuously posted
24 near the opening for depositing an advance voting ballot stating the
25 requirements for and the statutory limit on the number of advance voting
26 ballots that may be transmitted by a person other than the voter under
27 K.S.A. 25-2437, and amendments thereto, and the penalty for violations
28 thereof. Such signage shall be in compliance with any rules and
29 regulations adopted by the secretary of state.

30 (d) If a remote ballot box is monitored by video recording equipment,
31 such equipment shall be located to allow recording of the face of each
32 individual when depositing an advance voting ballot. All video recordings
33 shall be digitally preserved and maintained by the county election office
34 for a period of not less than one year from the date of the recording. All
35 video recordings created under this section shall be public records, and any
36 video recording shall be made available upon request to any candidate

1 whose name appears on a ballot in the county where such request is
2 submitted.

3 (e) The secretary of state shall adopt rules and regulations necessary
4 to implement and enforce the provisions of this section, including, but not
5 limited to, rules and regulations requiring that advance voting ballots
6 returned using a remote ballot box be preserved separately from all other
7 ballots collected by a county election office.

8 (f) As used in this section, "remote ballot box" means any form of a
9 locked ballot box designated by the county election officer as available for
10 use for depositing advance voting ballots. "Remote ballot box" does not
11 include any ballot boxes located in a county election office or satellite
12 advance voting site.

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