

As Amended by Senate Committee

Session of 2019

SENATE BILL No. 131

By Committee on Ethics, Elections and Local Government

2-8

1 AN ACT concerning elections; amending K.S.A. 80-202 and K.S.A. 2018
2 Supp. 25-21a03 and repealing the existing sections.

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

5 Section 1. K.S.A. 2018 Supp. 25-21a03 is hereby amended to read as
6 follows: 25-21a03. (a) The secretary of state shall develop the style and
7 form of the official primary ballot and the official general election ballot
8 for municipal offices.

9 (b) The declaration of intent to become a candidate shall be
10 prescribed by the secretary of state. The declarations shall be filed with the
11 county election officer not later than 12 noon, June 1, prior to the primary
12 election in both even-numbered and odd-numbered years, or if such date
13 falls on a Saturday, Sunday or holiday, then before 12 noon of the next day
14 that is not a Saturday, Sunday or holiday.

15 (c) For municipalities where a primary election is not authorized or
16 otherwise required by law, the declaration of intent to become a candidate
17 shall be filed with the county election officer not later than 12 noon,
18 ~~September 1, prior to the general election~~ *the day before the primary*
19 *election date* in odd-numbered *or even-numbered* years, ~~or if such date~~
20 ~~falls on a Saturday, Sunday or holiday, then before 12 noon of the next day~~
21 ~~that is not a Saturday, Sunday or holiday.~~

22 (d) The secretary of state shall establish primary election procedures
23 for primary elections for municipalities.

24 (e) The secretary of state shall establish general election procedures
25 for general elections for municipalities.

26 (f) County election officers shall conduct municipal elections in odd-
27 numbered years and elections in even-numbered years if needed.

28 (g) The secretary of state shall adopt rules and regulations to
29 implement this section on or before July 1, 2016.

30 Sec. 2. K.S.A. 80-202 is hereby amended to read as follows: 80-202.
31 Every person elected to the office of trustee, clerk or treasurer of any
32 township, or road overseer of any road district, shall be an elector of ~~said~~
33 *the* township or road district at the time of ~~his or her~~ *such* election, and
34 shall ~~within twenty (20) days after he shall be notified of his or her~~

1 ~~election~~ take and subscribe the oath of office prescribed by law, ~~and shall~~
2 ~~forthwith cause such~~ *on {or before} the second Monday in January when*
3 *the term of office begins. The oath to* shall be filed in the office of the
4 county clerk ~~of his or her county; and~~. In ~~case the event~~ any of such
5 ~~officers~~ *officer* shall become ~~nonresidents~~ *a nonresident* of their respective
6 ~~townships~~ *the township* or road ~~districts~~, ~~their offices~~ *district, the office*
7 shall ~~at once~~ become vacant.

8 Sec. 3. K.S.A. 80-202 and K.S.A. 2018 Supp. 25-21a03 are hereby
9 repealed.

10 Sec. 4. This act shall take effect and be in force from and after its
11 publication in the statute book.