

**HOUSE BILL No. 2036**

By Representative Carmichael

1-6

1 AN ACT concerning elections; authorizing Sedgwick county voters on  
2 election day to vote at any polling place; amending K.S.A. 2020 Supp.  
3 25-2701 and repealing the existing section.  
4

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

6 Section 1. K.S.A. 2020 Supp. 25-2701 is hereby amended to read as  
7 follows: 25-2701. (a) (1) The county election officer shall determine the  
8 area to be served by each voting place at every election and shall provide  
9 notice of such voting places as required by law. At the discretion of the  
10 county election officer, all voters within a county may be allowed to vote  
11 at any polling location on election day, provided all rules and regulations  
12 are followed as established by the secretary of state for such purpose. *The*  
13 *county election officer in Sedgwick county shall allow Sedgwick county*  
14 *voters to vote on election day at any polling place within the county*  
15 *commencing with the primary election in 2021 and each election*  
16 *thereafter even if the secretary of state has not established rules and*  
17 *regulations for the 2021 election cycle.*

18 (2) Any precinct having less than 20 registered voters shall be  
19 included with an adjacent precinct or precincts in a single area to be served  
20 by a common voting place. The location of voting places shall be  
21 designated by the county election officer as provided by K.S.A. 25-2703,  
22 and amendments thereto.

23 (b) For any election to which this section is applicable, wherever a  
24 city is located in two counties, the county election officer of the county in  
25 which the greater population of the city is located may designate a voting  
26 place located in a portion of the city in the other county to serve an area  
27 within that portion of the city within the county in which the greater  
28 population of the city is located.

29 (c) At voting places serving two or more precincts, one or more of  
30 which have less than 20 registered voters, all ballots—~~which~~ *that* are  
31 identical shall be deposited in the same ballot box or boxes and such votes  
32 shall be counted and canvassed in a manner as to minimize the possibility  
33 of identifying the ballots cast by any voter.

34 (d) (1) The county election officer may not change a voting place  
35 prior to an election without providing mailed notice to the voters affected  
36 at least 30 days prior to the election. If an emergency is declared by the

- 1 county election officer, the mailed notice requirement shall be waived.
- 2 (2) Failure to receive notice of a change in the voting place shall not
- 3 give rise to a cause of action challenging the results of the election.
- 4 Sec. 2. K.S.A. 2020 Supp. 25-2701 is hereby repealed.
- 5 Sec. 3. This act shall take effect and be in force from and after its
- 6 publication in the Kansas register.