

SENATE BILL No. 129

By Committee on Ethics, Elections and Local Government

2-8

1 AN ACT concerning elections; relating to polling places; amending K.S.A.
2 2018 Supp. 25-2701 and repealing the existing section.

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

5 Section 1. K.S.A. 2018 Supp. 25-2701 is hereby amended to read as
6 follows: 25-2701. (a) (1) The county election officer shall determine the
7 area to be served by each voting place at every election and shall provide
8 notice of such voting places as required by law. *At the discretion of the*
9 *county election officer, all voters within a county may be allowed to vote at*
10 *any polling location on election day, provided all rules and regulations are*
11 *followed as established by the secretary of state for such purpose.*

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

17 (b) For any election to which this section is applicable, wherever a
18 city is located in two counties, the county election officer of the county in
19 which the greater population of the city is located may designate a voting
20 place located in a portion of the city in the other county to serve an area
21 within that portion of the city within the county in which the greater
22 population of the city is located.

23 (c) At voting places serving two or more precincts, one or more of
24 which have less than 20 registered voters, all ballots which are identical
25 shall be deposited in the same ballot box or boxes and such votes shall be
26 counted and canvassed in a manner as to minimize the possibility of
27 identifying the ballots cast by any voter.

28 (d) (1) The county election officer may not change a voting place
29 prior to an election without providing mailed notice to the voters affected
30 at least 30 days prior to the election. If an emergency is declared by the
31 county election officer, the mailed notice requirement shall be waived.

32 (2) Failure to receive notice of a change in the voting place shall not
33 give rise to a cause of action challenging the results of the election.

34 Sec. 2. K.S.A. 2018 Supp. 25-2701 is hereby repealed.

35 Sec. 3. This act shall take effect and be in force from and after its
36 publication in the statute book.