AN ACT concerning elections; relating to voter registration; allowing
voters to register on election day; amending K.S.A. 25-2311 and 25-
3602 and K.S.A. 2022 Supp. 25-2316c and repealing the existing
sections.

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

Section 1. K.S.A. 25-2311 is hereby amended to read as follows: 25-
2311. (a) County election officers shall provide for the registration of
voters at one or more places on all days except the following:
(1) Days when the main offices of the county government are closed
for business, except as is otherwise provided by any county election officer
under the provisions of K.S.A. 25-2312, and amendments thereto; and
(2) days when the main offices of the city government are closed for
business, in the case of deputy county election officers who are city clerks
except as is otherwise provided by any county election officer under the
provisions of K.S.A. 25-2312, and amendments thereto;
(3) the 20 days preceding the day of primary and general elections;
(4) the 20 days preceding the day of any election other than one
specified in this subsection; and
(5) the day of any primary or general election or any question
submitted election.

(b) For the purposes of this section in counting days that registration
books are to be closed, all of the days including Sunday and legal holidays
shall be counted:
(e) The secretary of state shall notify every county election officer of
the dates when registration shall be closed preceding primary and general
elections. The days so specified by the secretary of state shall be
conclusive. Such notice shall be given by the secretary of state by mail at
least 60 days preceding every primary and general election.
(d)(b) The last days before closing of registration books as directed
by the secretary of state under subsection (e), county election officers
shall provide for registration of voters during regular business hours,
during the noon hours and at other than regular business hours upon such
days as the county election officers deem necessary. The last three
business days prior to primary and general elections, county election officers may provide for registration of
voters until 9 p.m. in any city.

(c) County election officers shall accept and process applications received by voter registration agencies and the division of motor vehicles not later than the 21st day preceding the date of any election; mailed voter registration applications that are postmarked not later than the 21st day preceding the date of any election; or, if the postmark is illegible or missing, is received in the mail not later than the ninth day preceding the day of any election. County election officers shall provide for the registration of voters appearing at the county election office who apply for advance voting ballots to be transmitted in person. Such persons shall be permitted to register and vote immediately by regular ballots and shall not use provisional ballots unless otherwise required by law. At any satellite advance voting sites, and at all polling places on the day of any primary or general election or question submitted election, county election officers shall provide for registration of voters pursuant to K.S.A. 25-2316c, and amendments thereto, during voting hours.

(d) The secretary of state may adopt rules and regulations interpreting necessary to implement the provisions of this section and specifying the days when registration shall be open, days when registration shall be closed; and days when it is optional with the county election officer for registration to be open or closed.

(e) Before each primary and general election held in even-numbered and odd-numbered years, and at times and in a form prescribed by the secretary of state, each county election officer shall certify to the secretary of state the number of registered voters in each precinct of the county as shown by the registration books in the office of such county election officer.

Sec. 2. K.S.A. 2022 Supp. 25-2316c is hereby amended to read as follows: 25-2316c. (a) When a registered voter changes name by marriage, divorce or legal proceeding, if the voter is otherwise qualified to vote at such voting place the voter shall be allowed to vote a provisional ballot at any election, or apply for an advance voting ballot, on the condition that the voter first completes the application for registration prescribed by K.S.A. 25-2309, and amendments thereto. Completion of the application shall authorize the county election officer to update the registration records, if appropriate, for voting in future elections. The county election officer shall send, by nonforwardable mail, a notice of disposition to any voter completing such application.

(b) When a registered voter changes residence, the voter shall reregister in order to be eligible to vote, except that when a registrant has moved from an address on the registration book to another address within the county and has not reregistered, the registrant shall be allowed to vote a provisional ballot at any election, or to apply for an advance voting
ballot, on the condition that the registrant first completes the application
for registration prescribed by K.S.A. 25-2309, and amendments thereto.
Completion of the application shall authorize the county election officer to
update the registration record, if appropriate, for voting in future elections.
The county election officer shall send, by nonforwardable mail, a notice of
disposition to any such voter. Whenever the county election officer
receives from any other election officer a notice of registration of a voter
in a different place than that shown in the records of the county election
officer, the officer shall remove the name of the voter from the registration
book and party affiliation list.

(c) (1) Any person who appears either at the polling place for the
precinct in which the person resides on the day of an election or at a
satellite advance voting site during the advance voting period, and who is
not registered but is otherwise qualified to vote at the voting place, shall
be allowed to register and vote a provisional ballot. Any such provisional
ballot shall be counted unless the county board of canvassers determines
that the provisional ballot was not properly cast or that the person has
otherwise voted at the election.

(2) In order to vote at an election pursuant to paragraph (1), the
person shall register by completing a registration card, making an oath on
the form prescribed by the secretary of state and providing proof of
residence in accordance with rules and regulations adopted by the
secretary of state. The registration card shall authorize the county election
officer to register the person. The county election officer shall send, by
nonforwardable first-class mail, a certificate of registration to the person.

(3) If the person is required to provide proof of United States
citizenship in order to register to vote under K.S.A. 25-2309, and
amendments thereto, such person may do so either by presenting a valid
or expired United States passport or by including with the provisional
ballot a photocopy of any document listed in K.S.A. 25-2309(l), and
amendments thereto. The form prescribed pursuant to this subsection shall
include space for a member of the election board or the county election
officer to indicate, if applicable, that the person presented a valid or
expired United States passport or has included a citizenship document
photocopy with the person's provisional ballot. No person shall be asked
or required to provide a photocopy of a proof of citizenship document to
anyone at a polling place or satellite advance voting site. If a person
chooses to include a photocopy of a document proving United States
citizenship with such person's provisional ballot, such person shall be
provided a citizenship document envelope in which to place the photocopy.
The citizenship document envelope shall be sealed and attached to the
provisional ballot envelope in such a way that the citizenship document
envelope can be opened without unsealing the envelope containing the
(4) If a person is required to provide proof of citizenship under K.S.A. 25-2309, and amendments thereto, but is unable or unwilling to do so at the polling place or satellite advance voting site as permitted by this section, such person may vote a provisional ballot. The person shall provide a document listed in K.S.A. 25-2309(l), and amendments thereto, to the county election officer in person or provide a copy of such a document by mail or electronic means before the meeting of the board of canvassers. The person shall be provided written information containing the:

(A) Physical location and business hours of the office at which the person may provide such document in person;
(B) mailing address to which the person may mail a copy of such document;
(C) electronic address, website or other means by which the person may submit a copy of such document electronically; and
(D) statutory deadline before which such proof of citizenship must be provided.

(5) A person's registration and provisional ballot shall not be rejected for reasons relating to proof of citizenship unless the county election officer determines that:

(A) The person is required to provide proof of citizenship under K.S.A. 25-2309, and amendments thereto;
(B) the person did not present a valid or expired United States passport at the polling place or satellite advance voting site;
(C) the person did not include a copy of a document listed in K.S.A. 25-2309(l), and amendments thereto, with the person's provisional ballot;
(D) the person has not provided a copy of a document listed in K.S.A. 25-2309(l), and amendments thereto, in person, by mail or by electronic means before the meeting of the county board of canvassers; and
(E) the person is not exempt by reason of previous registration to vote within the state of Kansas.

(6) The secretary of state shall adopt rules and regulations regarding the form of citizenship document envelopes, including the information to be printed and written on such envelope and the manner in which it shall be attached to the provisional ballot envelope. Such rules and regulations shall safeguard the privacy of the citizenship document photocopy as well as the privacy of the ballot.

(d) Every application for registration completed under this section shall be returned to the county election officer with the registration books.

(4)(e) A registrant shall not be removed from the registration list on the ground that the registrant has changed residence unless the registrant:

(1) Confirms in writing that the registrant has moved outside the
county in which the registrant is registered, or registers to vote in any other
jurisdiction; or
(2) (A) (i) has failed to respond to the notice described in subsection
(e)(1) (f)(1) through (e)(4) (f)(4); or
(ii) the notice described in subsection (e)(5) (f)(5) is returned as
undeliverable; and
(B) has not appeared to vote in an election during the period
beginning on the date of the notice and ending on the day after the date of
the second federal general election that occurs after the date of the notice.
(e)(f) A county election officer shall send a confirmation notice upon
which a registrant may state such registrant's current address, within 45
days of the following events:
(1) A notice of disposition of an application for voter registration is
returned as undeliverable;
(2) change of address information supplied by the national change of
address program identifies a registrant whose address may have changed;
(3) if it appears from information provided by the postal service that a
registrant has moved to a different residence address in the county in
which the registrant is currently registered;
(4) if it appears from information provided by the postal service that a
registrant has moved to a different residence address outside the county in
which the registrant is currently registered; or
(5) if the registrant has no election-related activity for any four-
calendar year period. No election-related activity means that the elector
has not voted, attempted to vote, requested or submitted an advance ballot
application, filed an updated voter registration card, signed a petition,
which is required by law to be verified by the county election officer or the
secretary of state, or responded to any official election mailing transmitted
by the county election office.

The confirmation notice shall be sent by forwardable mail and shall
include a postage prepaid and preaddressed return card in a form
prescribed by the chief state election official.
(4)(g) (1) Except as otherwise provided by law, when a voter dies or is
disqualified for voting, the registration of the voter shall be void, and the
county election officer shall remove such voter's name from the
registration books and the party affiliation lists. Whenever
(2) If any of the following occurs, the county election officer shall
remove the name of such voter from the registration books and the party
affiliation lists in such officer's office:
(1)(A) An obituary notice appears in a newspaper having general
circulation in the county reports the death of a registered voter, or;
(2)(B) a registered voter requests in writing that such voter's name be
removed from registration, or;
(3) (C) a court of competent jurisdiction orders removal of the name
of a registered voter from registration lists; or

(4) (D) the name of a registered voter appears on a list of deceased
residents compiled by the secretary of health and environment as provided
in K.S.A. 65-2422, and amendments thereto, or appears on a
copy of a death certificate provided by the secretary of health and
environment; or appears in information provided by the social security
administration, the county election officer shall remove from the
registration books and the party affiliation lists in such officer's office the
name of any person shown by such list or death certificate to be deceased.

(3) The county election officer shall not use or permit the use of such
lists of deceased residents or copies for any other purpose than provided in
this section.

(4) (H) When the chief state election official receives written notice of
a felony conviction in a United States district court, such official shall
notify within five days the county election officer of the jurisdiction in
which the offender resides. Upon notification of a felony conviction from
the chief state election official, or from a county or district attorney or a
Kansas district court, the county election officer shall remove the name of
the offender from the registration records.

(4) (H) (I) Except as otherwise provided in this section, no person whose
name has been removed from the registration books shall be entitled to
vote until such person has registered again.

Sec. 3. K.S.A. 25-3602 is hereby amended to read as follows: 25-
3602. (a) Each petition shall consist of one or more documents pertaining
to a single issue or proposition under one distinctive title. The documents
shall be filed with the county election officer or other official, if another
official is designated in the applicable statutes. The filing shall be made at
one time all in one group. Later or successive filings of documents relating
to the same issue or proposition shall be deemed to be separate petitions
and not a part of any earlier or later filing.

(b) Unless otherwise specifically required, each petition shall:

(1) State the question which petitioners seek to bring to an
election in the form of a question as it should appear upon the ballot in
accordance with the requirements of K.S.A. 25-620 and 25-3601, and
amendments thereto;

(2) name the taxing subdivision or other political subdivision in
which an election is sought to be held;

(3) contain the following recital above the spaces provided for
signatures: "I have personally signed this petition. I am a registered elector
of the state of Kansas and of

(here insert name of political or taxing subdivision)
and my residence address is correctly written after my name."

The recital shall be followed by blank spaces for the signature, residence address and date of signing for each person signing the petition. When petitioners are required by law to possess qualifications in addition to being registered electors, the form of the petition shall be amended to contain a recital specifying the additional qualifications required and stating that the petitioners possess the qualifications; and

(4) contain a recital in substance as follows, at the end of each set of documents carried by each petition circulator as defined in K.S.A. 25-3608, and amendments thereto: "I am the circulator of this petition and I am qualified to circulate this petition and I personally witnessed the signing of the petition by each person whose name appears thereon.

_______________________________
(Signature of circulator)

_______________________________
(Circulator's residence address)

The recital of the circulator of each petition shall be verified upon oath or affirmation before a notarial officer in the manner prescribed by the revised uniform law on notarial acts.

(c) Any person who has signed a petition who desires to withdraw the person's name may do so by giving written notice to the county election officer or other designated official not later than the third day following the date upon which the petition is filed.

(d) Any petition shall be null and void unless submitted to the county election officer or other designated official within 180 days of the date of the first signature on the petition.

(e) Unless the governing body of the political or taxing subdivision in which the election is sought to be held authorizes a special election, all elections which that are called as a result of the filing of a sufficient petition shall be held at the next succeeding primary or general election as defined by K.S.A. 25-2502, and amendments thereto, in which the political or taxing subdivision is participating.

(f) When a petition requires signatures equal in number to a percentage of the total number of registered voters, such percentage shall be based on the most recent number of registered voters as certified to the office of the secretary of state pursuant to K.S.A. 25-2311(e), and amendments thereto.

Sec. 4. K.S.A. 25-2311 and 25-3602 and K.S.A. 2022 Supp. 25-2316c are hereby repealed.

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