AN ACT concerning the presidential preference primary; amending K.S.A. 25-4502 and 25-4503 and K.S.A. 2010 Supp. 25-4501 and repealing the existing sections.

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

Section 1. K.S.A. 2010 Supp. 25-4501 is hereby amended to read as follows: 25-4501. (a) Subject to the provisions of this section, there shall be held a presidential preference primary election in the year 2016, and every fourth year thereafter.

(b) On or before November 1, 2015, and on or before November 1 every fourth year thereafter, the secretary of state shall certify to the governor, to the chief clerk of the house of representatives and to the secretary of the senate a common date in the next succeeding year on which at least five other states will hold a presidential preference primary election, a delegate or mass convention or a caucus of qualified voters at which delegates to a national convention are selected. On or before each such date, if the secretary of state determines that there is no common date on which at least five states are conducting such a selection process in the next succeeding year, the secretary of state shall certify to the governor, the chief clerk of the house of representatives and the secretary of the senate on a date, which shall be on or before the first Tuesday in April of the next following year, on which the presidential preference primary election shall be held.

(c) The date certified by the secretary of state pursuant to subsection (b) shall be the date on which the presidential preference primary election authorized by subsection (a) shall be held in the state of Kansas.

Sec. 2. K.S.A. 25-4502 is hereby amended to read as follows: 25-4502. (a) Every registered elector who has declared such elector's party affiliation with a political party eligible to participate in a state primary election shall have the opportunity to vote one vote at a presidential preference primary election for such elector's preference for one person to be the candidate for nomination by such candidate's party for president of the United States or for "none of the names shown." Any registered elector who has not declared such candidate's party affiliation prior to the election may make such a declaration at the polling place, and thereupon shall be permitted likewise the opportunity to vote one vote at the
presidential preference primary. A vote for "none of the names shown"
shall express the preference for an uncommitted delegation from Kansas
to the national convention of that elector's party. Preference shall be
indicated by marking with a cross or check mark inside a voting square
or a darkened oval on the ballot at the left of the voter's choice, or by
voting by using a voting machine.
(b) The name of any candidate for a political party nomination for
president of the United States shall be printed on the ballots only if, not
later than twelve o'clock noon, February 12 prior to on the date which
precedes by seven weeks the date of the presidential preference primary
or, if such date falls on Saturday, Sunday or a holiday, not later than
twelve o'clock noon the following day that is not a Saturday, Sunday or
holiday:
(1) The candidate files with the secretary of state a declaration of
intent to become a candidate accompanied by a fee of $100; or
(2) there is filed in the office of secretary of state a petition in the
form prescribed by K.S.A. 25-205, and amendments thereto, signed by
not less than 1,000 registered electors, who are affiliated with the political
party of such candidate as shown by the party affiliation list. The
secretary of state shall determine the sufficiency of each such petition,
and such determination shall be final.
Sec. 3. K.S.A. 25-4503 is hereby amended to read as follows: 25-
4503. (a) The names of the candidates for nomination for president of the
United States by a political party eligible to participate in a state primary
election shall be printed on the official ballots for the presidential
preference primary elections of their respective parties along with the
choice of "none of the names shown." The ballots shall be marked,
returned and canvassed in the same manner and under the same
conditions, so far as the same are applicable, as in the case of the primary
election of candidates for nomination for state offices.
(b) The official presidential preference primary election ballots shall
be printed in a single column and shall have the following heading:
OFFICIAL PRESIDENTIAL
PREFERENCE PRIMARY
ELECTION BALLOT
___________Party
To vote for a person whose name is printed on the ballot make a cross
or check mark in the square, or darken the oval, to the left of the name of
the person for whom you desire to vote. To vote for "none of the names
shown" make a cross or check mark in the square to the left of such
words.
This shall be followed by the names of the candidates for president of
the United States of such party in the manner and order certified by the
secretary of state.

(c) As soon as possible after the candidate filing deadline, the secretary of state shall certify to each county election officer the name of each person who is a candidate for nomination to be president of the United States of each party authorized to participate in the presidential preference primary election. The secretary of state shall publish, not less than 21 days prior to the presidential preference primary, a notice in one newspaper in each county of the state where a newspaper is published, that the official list of candidates and the date of the election can be acquired in the office of the secretary of state or the office of the county election officer.

(d) When a party participating in the presidential preference primary election has more than one candidate, the secretary of state shall determine by lot the order in which the candidates' names will appear on the ballot. The order of names, as established by the secretary of state, shall be uniform in each county throughout the state.

Sec. 4. K.S.A. 25-4502 and 25-4503 and K.S.A. 2010 Supp. 25-4501 are hereby repealed.

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