As Amended by Senate Committee
Session of 2011

SENATE BILL No. 130

By Committee on Ethics and Elections

2-7

AN ACT concerning elections; amending K.S.A. 2010 Supp. 25-205 and repealing the existing section.

Section 1. K.S.A. 2010 Supp. 25-205 is hereby amended to read as follows: 25-205. (a) Except as otherwise provided in this section, the names of candidates for national, state, county and township offices shall be printed upon the official primary ballot when each shall have qualified to become a candidate by one of the following methods and none other: (1) They shall have had filed in their behalf, not later than 12:00 noon, June 10, prior to such primary election, or if such date falls on Saturday, Sunday or a holiday, then before 12:00 noon of the next following day that is not a Saturday, Sunday or a holiday, nomination petitions, as provided for in this act, except that in 1998, candidates for judge or district magistrate judge of the district court for positions created in 1998 in those judicial districts that have not approved the proposition of nonpartisan selection of judges of the district court shall have filed in their behalf, not later than 12:00 noon, July 1, 1998, nomination petitions, as provided for in this act; or (2) they shall have filed not later than the time for filing nomination petitions, as above provided, with the proper officer a declaration of intention to become a candidate, accompanied by the fee required by law. Such declaration shall be prescribed by the secretary of state.

(b) Nomination petitions shall be in substantially the following form:

I, the undersigned, an elector of the county of ____________, and state of Kansas, and a duly registered voter, and a member of ________ party, hereby nominate __________, who resides in the township of ___________ (or at number ______ on __________ street, city of ___________), in the county of __________ and state of Kansas, as a candidate for the office of __________, to be voted for at the primary election to be held on the first Tuesday in August in
__________, as representing the principles of such party; and I
further declare that I intend to support the candidate herein named and
that I have not signed and will not sign any nomination petition for any
other person, for such office at such primary election.

(HEADING)

<table>
<thead>
<tr>
<th>Name of Signers</th>
<th>Street Number or Rural Route</th>
<th>Name of City</th>
<th>Date of Signing (as registered).</th>
</tr>
</thead>
</table>

All nomination petitions shall have substantially the foregoing form,
written or printed at the top thereof. No signature shall be counted
unless it is upon a sheet having such written or printed form at the top
thereof.

(c) Each signer of a nomination petition shall sign but one such
petition for the same office, and shall declare that such person intends
to support the candidate therein named, and shall add to such person's
signature and residence, if in a city, by street and number (if any); or,
otherwise by post-office address. No signature shall be counted unless
the place of residence of the signer is clearly indicated and the date of
signing given as herein required and if ditto marks are used to indicate
address they shall be continuous and clearly made. Such sheets shall
not be cut or pasted together.

(d) All signers of each separate nomination petition shall reside in
the same county and election district of the office sought. The affidavit
described in this paragraph of a petition circulator who is a resident of
the state of Kansas and has the qualifications of an elector in the state
of Kansas or of the candidate shall be appended to each petition and
shall contain, at the end of each set of documents carried by each
circulator, a verification, signed by the circulator or the candidate, to
the effect that such circulator or the candidate personally witnessed the
signing of the petition by each person whose name appears thereon.

(e) Except as otherwise provided in subsection (g), nomination
petitions shall be signed:

(1) If for a state officer elected on a statewide basis or for the
office of United States senator, by voters equal in number to not less
than 1% of the total of the current voter registration of the party
designated in the state as compiled by the office of the secretary of
state;

(2) if for a state or national officer elected on less than a statewide
basis, by voters equal in number to not less than 2% of the total of the
current voter registration of the party designated in such district as
compiled by the office of the secretary of state, except that for the
office of district magistrate judge, by not less than 2% of the total of the
current voter registration of the party designated in the county in which
such office is to be filled as certified to the secretary of state in
accordance with K.S.A. 25-3302, and amendments thereto;
(3) if for a county office, by voters equal in number to not less
than 3% of the total of the current voter registration of the party
designated in such district or county as compiled by the county election
officer and certified to the secretary of state in accordance with K.S.A.
25-3302, and amendments thereto; and
(4) if for a township office, by voters equal in number to not less
than 3% of the total of the current voter registration of the party
designated in such township as compiled by the county election officer
and certified to the secretary of state in accordance with K.S.A. 25-
3302, and amendments thereto.
(f) Subject to the requirements of K.S.A. 25-202, and amendments
thereto, any political organization filing nomination petitions for a
majority of the state or county offices, as provided in this act, shall
have a separate primary election ballot as a political party and, upon
receipt of such nomination petitions, the respective officers shall
prepare a separate state and county ballot for such new party in their
respective counties or districts thereof in the same manner as is
provided for existing parties.
(g) In any year in which districts are reapportioned for the offices
of representative in the United States congress, senator and
representative in the legislature of the state of Kansas or member of the
state board of education:
(1) If new boundary lines are defined and districts established in
the manner prescribed by law on or before May 10, nomination
petitions for nomination to such offices shall be signed by voters equal
in number to not less than 1% of the total of the current voter
registration of the party designated in the district as compiled by the
office of the secretary of state.
(2) If new boundary lines are defined and districts established in
the manner prescribed by law on or after May 11, nomination petitions
for nomination to the following offices shall be signed by registered
voters of the party designated in the district equal in number to not less
than the following:
(A) For the office of representative in the United States congress...1,000 registered voters;
(B) for the office of member of the state board of education...300 registered voters;
(C) for the office of state senator...75 registered voters; and
(D) for the office of state representative...25 registered voters.
(h) In any year in which districts are reapportioned for the offices of representative in the United States congress, senator and representative in the legislature of the state of Kansas or member of the state board of education:
(1) If new boundary lines are defined and districts established in the manner prescribed by law on or before June 10, the deadline for filing nomination petitions and declarations of intention to become a candidate for such office, accompanied by the fee required by law, shall be 12:00 noon on June 24, or if such date falls on a Saturday, Sunday or a holiday, then before 12:00 noon of the next day that is not a Saturday, Sunday or holiday.
(2) If new boundary lines are defined and districts established in the manner prescribed by law on or after June 11, the deadline for filing nomination petitions and declarations of intention to become a candidate for such office, accompanied by the fee required by law, shall be 12:00 noon on July 12, or if such date falls on a Saturday, Sunday or holiday, then before 12:00 noon of the next day that is not a Saturday, Sunday or holiday.
Sec. 2. K.S.A. 2010 Supp. 25-205 is hereby repealed.
Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.