

HOUSE BILL No. 2006

By Representative Claeys

12-19

1 AN ACT concerning counties; relating to the expansion of the board of
2 county commissioners; amending K.S.A. 2016 Supp. 19-203 and
3 repealing the existing section.
4

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

6 Section 1. K.S.A. 2016 Supp. 19-203 is hereby amended to read as
7 follows: 19-203. (a) Subject to the provisions of K.S.A. 2016 Supp. 19-
8 204b, and amendments thereto, when a vacancy occurs in the office of a
9 member of the board of county commissioners, it shall be filled by
10 appointment of a resident in the district to fill the office for the unexpired
11 term and until a successor is elected and qualified. When a vacancy occurs
12 before May 1 of the first even-numbered year following the
13 commencement of a term of office, it shall be filled by the appointment of
14 a resident of such district who shall serve until a successor is elected and
15 qualified at the next general election. Such successor shall assume office
16 on the second Monday of January next following such election.

17 (b) ~~Except as provided by subsection (e),~~ Appointments under this
18 section shall be made in the manner provided by K.S.A. 25-3902, and
19 amendments thereto, for filling vacancies in district offices.

20 (c) Subject to the provisions of K.S.A. 2016 Supp. 19-204b, and
21 amendments thereto, vacancies created by an increase in the number of
22 county commissioner districts in a county pursuant to K.S.A. 19-204, and
23 amendments thereto, shall be filled ~~by appointment of the governor. The~~
24 ~~governor shall make such appointments within 30 days of the date of the~~
25 ~~adoption of the resolution dividing the county into commissioner districts~~
26 ~~or within 30 days of the date of the order of the district court dividing the~~
27 ~~county into commissioner districts as required by K.S.A. 19-204a, and~~
28 ~~amendments thereto. Such appointees at a special election as provided in~~
29 *subsection (d).*

30 (d) *Following the certification of the elections results expanding the*
31 *board of county commissioners and the adoption of the resolution dividing*
32 *the county into commissioner districts as required by K.S.A. 19-204a, and*
33 *amendments thereto, the board of county commissioners shall pass a*
34 *resolution calling for a special election to fill the vacancies. The election*
35 *shall be held within 45 days of the passage of the resolution. Candidates*
36 *for the office shall file for the offices as provided in K.S.A. 25-205, and*

1 *amendments thereto. The candidate receiving the highest number of votes*
2 *in each commission district* shall serve until successors are elected and
3 qualified at the next general election. Such successors shall assume office
4 on the second Monday of January next following their election. If at the
5 next general election following ~~such appointments~~, *the special election*
6 more than a simple majority of commissioners are elected, persons elected
7 to the positions created by an increase in the number of districts shall be
8 elected for two year terms and until their successors are qualified.
9 Thereafter such members shall be elected to four year terms and until their
10 successors are qualified. ~~The provisions of this subsection shall apply to~~
11 ~~positions created by an increase in the number of districts at the election~~
12 ~~held in November 1990 and all such elections thereafter.~~

13 Sec. 2. K.S.A. 2016 Supp. 19-203 is hereby repealed.

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