

**As Amended by Senate Committee**

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*Session of 2019*

**SENATE BILL No. 131**

By Committee on Ethics, Elections and Local Government

2-8

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1 AN ACT concerning elections; amending K.S.A. 80-202 and K.S.A. 2018  
2 Supp. 25-21a03 and repealing the existing sections.

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

5 Section 1. K.S.A. 2018 Supp. 25-21a03 is hereby amended to read as  
6 follows: 25-21a03. (a) The secretary of state shall develop the style and  
7 form of the official primary ballot and the official general election ballot  
8 for municipal offices.

9 (b) The declaration of intent to become a candidate shall be  
10 prescribed by the secretary of state. The declarations shall be filed with the  
11 county election officer not later than 12 noon, June 1, prior to the primary  
12 election in both even-numbered and odd-numbered years, or if such date  
13 falls on a Saturday, Sunday or holiday, then before 12 noon of the next day  
14 that is not a Saturday, Sunday or holiday.

15 (c) For municipalities where a primary election is not authorized or  
16 otherwise required by law, the declaration of intent to become a candidate  
17 shall be filed with the county election officer not later than 12 noon,  
18 ~~September 1, prior to the general election~~ *the day before the primary*  
19 *election date* in odd-numbered *or even-numbered* years, ~~or if such date~~  
20 ~~falls on a Saturday, Sunday or holiday, then before 12 noon of the next day~~  
21 ~~that is not a Saturday, Sunday or holiday.~~

22 (d) The secretary of state shall establish primary election procedures  
23 for primary elections for municipalities.

24 (e) The secretary of state shall establish general election procedures  
25 for general elections for municipalities.

26 (f) County election officers shall conduct municipal elections in odd-  
27 numbered years and elections in even-numbered years if needed.

28 (g) The secretary of state shall adopt rules and regulations to  
29 implement this section on or before July 1, 2016.

30 Sec. 2. K.S.A. 80-202 is hereby amended to read as follows: 80-202.  
31 Every person elected to the office of trustee, clerk or treasurer of any  
32 township, or road overseer of any road district, shall be an elector of ~~said~~  
33 *the* township or road district at the time of ~~his or her~~ *such* election, and  
34 shall ~~within twenty (20) days after he shall be notified of his or her~~

1 ~~election~~ take and subscribe the oath of office prescribed by law, ~~and shall~~  
2 ~~forthwith cause such~~ *on {or before} the second Monday in January when*  
3 *the term of office begins. The oath to* shall be filed in the office of the  
4 county clerk ~~of his or her county, and~~. In ~~case the event~~ any of such  
5 ~~officers~~ *officer* shall become ~~nonresidents~~ *a nonresident* of their respective  
6 ~~townships~~ *the township* or road ~~districts,~~ *their offices* *district, the office*  
7 shall ~~at once~~ become vacant.

8 Sec. 3. K.S.A. 80-202 and K.S.A. 2018 Supp. 25-21a03 are hereby  
9 repealed.

10 Sec. 4. This act shall take effect and be in force from and after its  
11 publication in the statute book.