

## HOUSE BILL No. 2094

By Committee on Elections and Governmental Organization

1-18

---

9 AN ACT concerning elections; amending K.S.A. 2006 Supp. 25-213 and  
10 repealing the existing section.

11

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

13 Section 1. K.S.A. 2006 Supp. 25-213 is hereby amended to read as  
14 follows: 25-213. At all national and state primary elections, the national  
15 and state offices as specified for each in this section shall be printed upon  
16 the official primary election ballot for national and state offices and the  
17 county and township offices as specified for each in this section shall be  
18 printed upon the official primary election ballot for county and township  
19 offices. The official primary election ballots shall have the following  
20 heading:

21

### OFFICIAL PRIMARY ELECTION BALLOT

22

\_\_\_\_\_ Party

23

24 To vote for a person whose name is printed on the ballot make a cross  
25 or check mark in the square at the left of the person's name. To vote for  
26 a person whose name is not printed on the ballot, write the person's name  
27 in the blank space, if any is provided, and make a cross or check mark in  
the square to the left.

28

29 The words national and state or the words county and township shall  
appear on the line preceding the part of the form shown above.

30

31 The form shown shall be followed by the names of the persons for  
32 whom nomination petitions or declarations have been filed according to  
33 law for political parties having primary elections, and for the national and  
34 state offices in the following order: United States senator, United States  
35 representative from \_\_\_\_\_ district, governor and lieutenant governor, sec-  
36 retary of state, attorney general, state treasurer, commissioner of insur-  
37 ance, senator \_\_\_\_\_ district, representative \_\_\_\_\_ district, district judge  
38 \_\_\_\_\_ district, district magistrate judge \_\_\_\_\_ district, district attorney \_  
39 judicial district, and member state board of education \_\_\_\_\_ district. For  
40 county and township offices the form shall be followed by the names of  
41 persons for whom nomination petitions or declarations have been filed  
42 according to law for political parties having primary elections in the fol-  
43 lowing order: commissioner \_\_\_\_\_ district, county clerk, treasurer, reg-  
ister of deeds, county attorney, sheriff, township trustee, township trea-

1 surer, township clerk. When any office is not to be elected, it shall be  
2 omitted from the ballot. Other offices to be elected but not listed, shall  
3 be inserted in the proper places. For each office there shall be a statement  
4 of the number to vote for.

5 To the left of each name there shall be printed a square. Official pri-  
6 mary election ballots may be printed in one or more columns. The names  
7 certified by the secretary of state or county election officer shall be  
8 printed on official primary election ballots and no others. In case there  
9 are no nomination petitions or declarations on file for any particular of-  
10 fice, the title to the office shall be printed on the ballot followed by a  
11 blank line with a square, and such title, followed by a blank line, may be  
12 printed in the list of candidates published in the official paper. No blank  
13 line shall be printed following any office where there are nomination  
14 petitions or declarations on file for the office except following the offices  
15 of precinct committeeman and precinct committeewoman. Except as oth-  
16 erwise provided in this section, no person's name shall be printed more  
17 than once on either the official primary election ballot for national and  
18 state offices or the official primary election ballot for county and township  
19 offices. No name that is printed on the official primary election ballot as  
20 a candidate of a political party shall be printed or written in as a candidate  
21 for any office on the official primary election ballot of any other political  
22 party. If a person is a candidate for the unexpired term for an office, the  
23 person's name may be printed on the same ballot as a candidate for the  
24 next regular term for such office. The name of any candidate on the ballot  
25 may be printed on the same ballot as such candidate and also as a candi-  
26 date for precinct committeeman or committeewoman. No name that is  
27 printed on the official primary election ballot for national and state offices  
28 shall be printed or written in elsewhere on such ballot or on the official  
29 primary election ballot for county and township offices except for precinct  
30 committeeman or committeewoman. No name that is printed on the of-  
31 ficial primary election ballot for county and township offices shall be  
32 printed or written in on the official primary election ballot for national  
33 and state offices or elsewhere on such county and township ballot except  
34 for precinct committeeman or committeewoman.

35 No person shall be elected to the office of precinct committeeman or  
36 precinct committeewoman where no nomination petitions or declarations  
37 have been filed, unless the person receives at least five write-in votes. As  
38 a result of a primary election, no person shall receive the nomination and  
39 no person's name shall be printed on the official general election ballot  
40 when no nomination petitions or declarations were filed, unless the per-  
41 son receives votes equal in number to not less than 10% of the electors  
42 ~~who voted for the office of secretary of state at the last preceding general~~  
43 ~~election for such office~~ *total of the current voter registration of the party*

1 *designated* in the state, county or district in which the office is sought, *as*  
2 *compiled by the office of the secretary of state*, except that a candidate  
3 for township office may receive the nomination and have such person's  
4 name printed on the ballot where no nomination petitions or declarations  
5 have been filed if such candidate receives three or more write-in votes.  
6 No such person shall be required to obtain more than 5,000 votes.  
7 Sec. 2. K.S.A. 2006 Supp. 25-213 is hereby repealed.  
8 Sec. 3. This act shall take effect and be in force from and after its  
9 publication in the statute book.