

[As Amended by Senate Committee of the Whole]

As Amended by Senate Committee

Session of 2007

SENATE BILL No. 135

By Committee on Elections and Local Government

1-22

12 AN ACT concerning authorized poll agents; pertaining to the qualifica-
13 tions thereof; amending K.S.A. 25-3005a and repealing the existing
14 section.

15
16 *Be it enacted by the Legislature of the State of Kansas:*

17 Section 1. K.S.A. 25-3005a is hereby amended to read as follows: 25-
18 3005a. (a) As used in this act “authorized poll agent” means any one of
19 the following persons:

- 20 (1) Chairperson of county party committee;
21 (2) chairpersons of committees concerned with question submitted
22 elections;
23 (3) chairperson of state party committee;
24 (4) any candidate;
25 (5) any precinct committeeman or precinct committeewoman;
26 (6) any write-in candidate who has filed an affidavit of write-in pur-
27 suant to K.S.A. 25-305, and amendments thereto;
28 (7) any person appointed as provided in this section by any of the
29 persons specified in this subsection.

30 (b) Every person appointed to be an authorized poll agent under
31 authority of this act shall be so appointed in writing by the person making
32 such appointment. **Any person listed in subsection (a) may appoint**
33 **persons who are at least 16 years of age to serve as authorized poll**
34 **agents if the persons appointed meet all other requirements for**
35 **qualification of an elector except that such person need not be a**
36 **registered voter.** Such written appointment shall be carried by the au-
37 thorized poll agent at all times such person is acting as such agent and
38 shall be displayed upon demand of any member of any election board or
39 any other election officer. **Each authorized poll agent shall wear a**
40 **badge clearly identifying the wearer as an authorized poll agent.**
41 **The badge shall contain the word “observer” in 32-point or larger**
42 **type. The badge shall be issued by the county election officer.** Every
43 appointment of an authorized poll agent shall be made in such form as is

1 approved by the secretary of state. The number of authorized poll agents
2 in each voting place at any one time appointed by any of the following
3 shall be limited to the number indicated:

- 4 (1) State and county chairpersons, one;
- 5 (2) candidates, not to exceed one each;
- 6 (3) precinct committeemen and committeewomen, one each;
- 7 (4) the chairperson of each committee or organization concerned
8 with any election on a question submitted, one each;
- 9 (5) write-in candidates who have filed an affidavit or write-in pursuant
10 to K.S.A. 25-305, and amendments thereto, one each.

11 (c) When any candidate or any precinct committeeman or precinct
12 committeewoman is acting as an authorized poll agent, such person shall
13 carry identification which shall be supplied by the county election officer.
14 Such identification shall indicate the authority by which such person is
15 an authorized poll agent, and the same shall be in such form as is approved
16 by the secretary of state. Whenever an authorized poll agent is required
17 to carry identification under the provisions of this subsection such agent
18 shall display the same upon demand of any member of any election board
19 or any other election officer.

20 (d) *Each person appointed to be an authorized poll agent shall:*

- 21 (1) *Be a registered Kansas voter; and*
- 22 (2) *reside in:*

23 (A) *The **Kansas** county in which such person will serve as an au-*
24 *thorized poll agent; or*

25 (B) *a **Kansas** county contiguous to the county described in subpar-*
26 *agraph (A) unless otherwise prohibited by law [except that if the can-*
27 *didate is seeking election to a state legislative office, the county may*
28 *be located anywhere within the legislative district].*

29 *The provisions of paragraph (2) shall not apply to any authorized poll*
30 *agent described in paragraphs (1), (2), (3), (4), (5) and (6) of sub-*
31 *section (a).*

32 ~~(e)~~ (e) The provisions of this section shall apply to all elections.

33 Sec. 2. K.S.A. 25-3005a is hereby repealed.

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