

Substitute for SENATE BILL No. 171

By Committee on Ethics and Elections

2-20

Proposed Amendments to Sub for SB 171

March 12, 2015

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(Precinct)

1 AN ACT concerning elections and voting; relating to certain
2 municipalities and special districts; amending K.S.A. 2-623, ***{10-120,***
3 ***12-138, 12-344, 12-6a15,}*** 13-1221, ***{19-117,}*** 19-2760, 19-3505, 19-
4 3507, 24-504, 25-204, 25-209, 25-210, 25-212, 25-610, 25-1115, 25-
5 2006, 25-2007, 25-2010, 25-2014, 25-2017, 25-2018, 25-2022, 25-
6 2023, 25-2107, 25-2109, 25-2113, 25-2115, 25-2120, 25-2502, 25-
7 2804, 25-2901, 25-3503, ***{68-438,}*** 71-1408, 71-1412, 71-1413, 71-
8 1414, 71-1419, 72-8008 and 80-2508 and K.S.A. 2014 Supp. 2-624,
9 ***{12-363, 12-1737, 19-15,116,}*** 24-412, 24-414, 24-459, 24-506, 25-
10 205, 25-213, 25-611, 25-618, 25-1122, 25-2020, 25-2102, 25-2108a,
11 25-2110, 25-2311, ***{25-3801 and },}*** 42-706 ***{and 72-6433}*** and repealing
12 the existing sections; also repealing K.S.A. 12-1001, 12-1002, 12-1003,
13 12-1004, 12-1005, 12-1005a, 12-1005b, 12-1005c, 12-1005d, 12-
14 1005e, 12-1005f, 12-1005g, 12-1005h, 12-1005j, 12-1005k, 12-1005l,
15 12-1006, 12-1007, 12-1008, 12-1009, 12-1010, 12-1011, 12-1012, 12-
16 1013, 12-1014, 12-1015, 12-1017, 12-1018, 12-1019, 12-1020, 12-
17 1021, 12-1022, 12-1023, 12-1024, 12-1025, 12-1027, 12-1028, 12-
18 1028a, 12-1029, 12-1030, 12-1031, 12-1032, 12-1033, 12-1034, 12-
19 1035, 12-1036, 12-1036a, 12-1036b, 12-1036c, 12-1036d, 12-1036e,
20 12-1036f, 12-1036g, 12-1036h, 12-1037, 12-1038, 19-2762 and 71-
21 1417.

22
23 *Be it enacted by the Legislature of the State of Kansas:*

24 New Section 1. (a) On and after January 1, 2017, all primary
25 elections for members of the governing body and other elected officials of
26 any municipality shall be held on the first Tuesday in August of 2017 and
27 on such date thereafter of odd-numbered years, and all general elections
28 for members of the governing body and other elected officials of any
29 municipality shall be held on the Tuesday succeeding the first Monday in
30 November of 2017 of odd-numbered years and on such date thereafter.

31 (b) ***{(1)}*** The term of members of governing bodies and other elected
32 officials of any municipality that would expire at any time in 2017 shall
33 expire on the second Monday in January of 2018, when newly elected
34 members of the governing body and other newly elected officials shall
35 take office.

36 ***{(2) The term of members of governing bodies and other elected***

1 *officials of any municipality that have been elected to four-year terms*
2 *and which would expire at any time in 2019 shall expire on the second*
3 *Monday in January of 2020, when newly elected members of the*
4 *governing body and other newly elected officials shall take office.}*

5 (c) The governing body of the municipality shall establish by
6 ordinance or resolution terms of office of elected officials to comply with
7 this act.

8 (d) Primary elections for any municipality shall be conducted as
9 provided in K.S.A. 25-202, and amendments thereto. A primary election
10 shall only be required as provided in K.S.A. 25-2021, and amendments
11 thereto, and K.S.A. 25-2108a, and amendments thereto, or as otherwise
12 required by law.

13 (e) The filing deadline for all candidates for any municipality, unless
14 otherwise provided by law, shall be as provided in K.S.A. 25-205, and
15 amendments thereto.

16 (f) Any person who meets the qualifications for the office sought may
17 become a candidate for municipal office by filing a declaration of intent to
18 become a candidate with the county election officer accompanied by a
19 filing fee of \$20.

20 (g) "Municipality" means any city, consolidated city-county created
21 under K.S.A. 12-340 et seq., and amendments thereto, and K.S.A. 2014
22 Supp. 12-360 et seq., and amendments thereto, county adopting a charter
23 under K.S.A. 19-2680 et seq., and amendments thereto, school district, any
24 board of public utilities created under K.S.A. 13-1220 et seq., and
25 amendments thereto, community college, drainage district, extension
26 district created under K.S.A. 2-623 et seq., and amendments thereto,
27 irrigation district, improvement district created under K.S.A. 19-2753 et
28 seq., and amendments thereto, water district created under K.S.A. 19-3501
29 et seq., and amendments thereto, and hospital district created under K.S.A.
30 80-2501 et seq., and amendments thereto. The term does not include any
31 special district where the election of members of the governing body is
32 conducted at a meeting of the special district.

33 (h) Cities may provide for elections of elected officials in even-
34 numbered years in order to provide for staggered terms of office or for
35 three-year terms of office for elected officials.

36 New Sec. 2. All existing ordinances and charter ordinances relating to
37 a city's form of government, except those provisions relating to the timing
38 of city primary and general elections, shall remain in effect until amended
39 or repealed by such city.

40 New Sec. 3. (a) Subject to subsection (b), any city may adopt by
41 ordinance one of the following forms of government:

- 42 (1) Commission;
43 (2) mayor-council;

1 (3) commission-manager;
2 (4) mayor-council-manager;
3 (5) council-manager; or
4 (6) any other form of government authorized by law or by ordinance
5 or charter ordinance of the city.

6 (b) Any city which has operated for four or more years under a form
7 of government may abandon such form and adopt a different form of
8 government. The provisions of K.S.A. 12-184, and amendments thereto,
9 shall govern the procedure for the adoption or abandonment of such form
10 of government.

11 (c) The governing body of the city may establish by ordinance any of
12 the following:

13 (1) The powers and duties of the governing body, including the mayor
14 and other elected officials;

15 (2) the terms of office of members of the governing body, including
16 the mayor and other elected officials of either two or four years;

17 (3) the election by ward or district of members of the governing body,
18 if applicable;

19 (4) the powers and duties of the city manager, if applicable;

20 (5) the administrative departments of the city; and

21 (6) other matters deemed appropriate by the governing body.

22 New Sec. 4. (a) All unified school districts shall make suitable school
23 buildings available for polling places at the request of a county election
24 officer for the county in which all or any portion of the school district is
25 located.

26 (b) The county election officer shall give not less than ~~90~~ {365} days'
27 notice to the superintendent of the school district of the need to use one or
28 more school buildings as polling places for any primary or general
29 election.

30 (c) The terms "primary election" and "general election" shall have the
31 meanings as provided in K.S.A. 25-2502, and amendments thereto.

32 New Sec. 5. (a) The secretary of state shall develop a public
33 information program to inform the public generally of changes made as a
34 result of moving spring elections to fall elections. Such public information
35 program shall include, at a minimum, the explanation of which public
36 office elections are being transferred from spring to fall elections. The
37 program shall include the use of advertisements and public service
38 announcements as well as posting of information on the opening pages of
39 the official internet websites of the secretary of state and county election
40 officers. The secretary of state and county election officers shall develop
41 dedicated websites to provide voter education and sample ballots for
42 elections.

43 (b) The county election officers in consultation with the secretary of

1 state shall develop ways to reduce the ballot length and expedite the voting
2 process on election days.

3 New Sec. 6. (a) The secretary of state shall develop the official
4 primary ballot for municipal offices.

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

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

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

19 (e) The secretary of state shall adopt rules and regulations to
20 implement this section *{on or before July 1, 2016}*.

21 New Sec. 7. Sections 1 through 7, and amendments thereto, may be
22 cited as and shall be known as the help Kansas vote act.

23 Sec. 8. K.S.A. 2-623 is hereby amended to read as follows: 2-623. (a)
24 Prior to July 1 of any year, any two or more county extension councils may
25 establish an extension district composed of all of the counties of such
26 councils by entering into an agreement in accordance with this section to
27 combine the extension programs for each county involved into one
28 extension program serving the extension district. No such agreement shall
29 be effective unless such agreement has received the prior approval of: (1)
30 The board of county commissioners of each county included in the
31 proposed extension district, subject to the provisions of subsection (i); (2)
32 the executive board of the extension council of each county included in the
33 proposed extension district and the director of extension of Kansas state
34 university of agriculture and applied science, or the director's authorized
35 representative, acting together as a body; and (3) the attorney general in
36 accordance with subsection (h).

37 (b) Prior to July 1 of any year, one or more county extension councils
38 and the governing body of any existing extension district may establish a
39 new extension district by entering into an agreement in accordance with
40 this section to combine the extension programs for each such county and
41 such district into one extension program serving a new extension district
42 composed of all counties represented by such county extension councils
43 and the area served by the existing extension district. No such agreement

1 shall be effective unless such agreement has received the prior approval of:
2 (1) The board of county commissioners of each county being added to the
3 existing extension district, subject to the provisions of subsection (i); (2)
4 the executive board of the county extension council of each county being
5 added to the existing extension district, the governing body of the existing
6 extension district and the director of extension of Kansas state university
7 of agriculture and applied science, or the director's authorized
8 representative, acting together as a body; and (3) the attorney general in
9 accordance with subsection (h).

10 (c) On July 1 after the approval under subsection (a) or (b) of an
11 agreement to establish an extension district, such extension district is
12 hereby established and shall constitute a body corporate and politic
13 possessing the usual powers of a corporation for public purposes under the
14 name of "extension district no. _____ (the number designated by the
15 director of extension), _____ counties (naming the counties included
16 within the district), state of Kansas." Each extension district is a taxing
17 subdivision and has the power to contract, sue and be sued and to acquire,
18 hold and convey real and personal property in accordance with law.

19 (d) Upon the establishment of an extension district under subsection
20 (a) or (b), all of the personnel and property of each of the extension
21 programs which are combined into the new district extension programs
22 shall be transferred to the new extension district and shall be subject to the
23 authority of the governing body of the extension district in accordance
24 with the agreement to establish the extension district.

25 (e) Upon the establishment of an extension district under subsection
26 (a), the board of county commissioners of each county joining in the
27 establishing of an extension district shall appoint four qualified electors to
28 membership on the governing body of the district. The terms of all
29 members so appointed shall commence on July 1 following their
30 appointment. Of the members so appointed two members shall serve for
31 terms ending upon the election and qualification of their successors at an
32 election held on the first Tuesday in April of the first odd-numbered year
33 following their appointment and two members shall serve for terms ending
34 upon the election and qualification of their successors at an election held
35 on the first Tuesday in April of the second odd-numbered year following
36 their appointment following the first Monday in November of the first odd-
37 numbered year following their appointment and two members shall serve
38 for terms ending upon the election and qualification of their successors at
39 an election held on the Tuesday succeeding the first Monday in November
40 of the second odd-numbered year following their appointment.

41 (f) In the case of one or more counties being included in an existing
42 extension district under subsection (b), the board of county commissioners
43 of each county being included in an existing extension district shall

1 appoint four qualified electors of the county to membership on the
2 governing body of the expanded district. The terms of all members so
3 appointed shall commence on July 1 following their appointment. Of the
4 members so appointed two members shall serve for terms ending upon the
5 election and qualification of their successors at an election held on the ~~first~~
6 ~~Tuesday in April of the first odd-numbered year following their~~
7 ~~appointment and two members shall serve for terms ending upon the~~
8 ~~election and qualification of their successors at an election held on the first~~
9 ~~Tuesday in April of the second odd-numbered year following their~~
10 ~~appointment~~ *Tuesday following the first Monday in November of the first*
11 *odd-numbered year following their appointment and two members shall*
12 *serve for terms ending upon the election and qualification of their*
13 *successors at an election held on the Tuesday following the first Monday*
14 *in November of the second odd-numbered year following their*
15 *appointment.* The offices of the members of the governing body of the
16 existing extension district shall continue in existence and the persons in
17 such offices shall be members of the governing body of the expanded
18 extension district which is established on July 1 for the remainder of their
19 existing terms of office.

20 (g) In addition to other required provisions, each agreement entered
21 into under this section shall specify the permissible method or methods to
22 be employed in disposing of the assets and liabilities of the extension
23 district in the event that one or more counties withdraw from the extension
24 district under K.S.A. 2-628, and amendments thereto.

25 (h) Each agreement entered into under this section or under K.S.A. 2-
26 628, and amendments thereto, prior to and as a condition precedent to its
27 entry into force, shall be submitted to the attorney general who shall
28 determine whether the agreement is in proper form and compatible with
29 this act and the other laws of Kansas. The attorney general shall approve
30 any agreement submitted for approval under this section or K.S.A. 2-628,
31 and amendments thereto, unless the attorney general finds that the
32 submitted agreement does not meet the requirements of this act. In such
33 case, the attorney general shall specify in writing to the proposed parties to
34 the agreement and to each other entity required to approve the agreement,
35 the specific respects in which the proposed agreement fails to meet the
36 requirements of law. Failure by the attorney general to disapprove an
37 agreement submitted pursuant to this subsection within 90 days of its
38 submission shall constitute approval of the agreement by the attorney
39 general.

40 (i) Prior to approving an agreement under this section, the board of
41 county commissioners of each county to be included in a proposed
42 extension district under subsection (a) or to be added to an existing
43 extension district under subsection (b), as the case may be, shall adopt a

1 resolution stating the intention of the board of county commissioners to
2 approve such agreement and specifying the counties that are to be included
3 in the extension district. Such resolution shall be published once each
4 week for two consecutive weeks in the official county newspaper. If,
5 within 60 days following the last publication of the resolution, a petition in
6 opposition to the approval of the agreement and the inclusion of the county
7 in the extension district is signed by not less than 5% of the qualified
8 electors of the county and is filed with the county election officer, such
9 board of county commissioners shall not approve such agreement and the
10 county shall not be included in the extension district unless and until the
11 same is approved by a majority of the qualified electors of the county
12 voting thereon at a primary election or general election or at a special
13 election called and held for such purpose. Any such special election shall
14 be called, noticed and held in accordance with the provisions of K.S.A. 10-
15 120, and amendments thereto.

16 Sec. 9. K.S.A. 2014 Supp. 2-624 is hereby amended to read as
17 follows: 2-624. (a) The governing body of each extension district shall be
18 composed of four representatives from each county included in the
19 extension district. At the conclusion of the terms of the members first
20 appointed to membership on the governing body of the district, the four
21 members representing each county in an extension district shall be elected
22 in a county-wide election by the qualified electors of the county.

23 (b) At the conclusion of the terms of the members first appointed to
24 membership on the governing body of the district, each member of the
25 governing body shall hold office for a term of four years and until such
26 member's successor is elected and qualified. Each such term of office shall
27 commence on the date of receipt of certification of election by the member
28 elected and shall continue until the member's successor is elected and
29 qualified.

30 (c) (1) ~~Except as otherwise provided in this act, an~~ The election to
31 elect successors to members of the governing body whose terms are
32 expiring shall be held on the ~~first Tuesday in April~~ *following the first*
33 *Monday in November* of each odd-numbered year.

34 (2) Elections to choose members of the governing body of an
35 extension district shall be conducted, the returns made and the results
36 ascertained in the manner provided by law for general county elections
37 except as otherwise provided by this act. ~~Not later than 12 noon of the~~
38 ~~Tuesday, 10 weeks preceding the first Tuesday in April in election years,~~
39 ~~each person desiring to be a candidate for membership on the governing~~
40 ~~body, in any election, shall file a declaration of candidacy, accompanied by~~
41 ~~a filing fee of \$5, with the county election officer of the county represented~~
42 ~~by the member of the governing body whose successor is to be elected, as~~
43 ~~a candidate in such election. The county election officer shall remit such~~

1 ~~filing fees to the county treasurer for deposit in the county general fund.~~
2 ~~The county election officer in making up the ballots and in placing the~~
3 ~~names thereon shall place the names on the ballots in alphabetical order.~~
4 *Any person desiring to be a candidate for election to the governing body*
5 *shall file a candidate's declaration of intention with the county election*
6 *officer of the county represented by the member of the governing body*
7 *whose successor is to be elected. Such candidate's filing shall be made in*
8 *the manner as provided in section 6, and amendments thereto, and K.S.A.*
9 *25-205, and amendments thereto.*

10 (3) ~~The county election officer of each county within the extension~~
11 ~~district shall appoint election boards as provided by law for other elections~~
12 ~~and shall designate places for holding the election. The county election~~
13 ~~officer shall cause to be ascertained the names of all persons within the~~
14 ~~district who are qualified electors, and shall furnish lists thereof to the~~
15 ~~judges of the election. Notice of the time and place of holding each~~
16 ~~election, signed by the county election officer, shall be given in a~~
17 ~~newspaper published in the county and posted in a conspicuous place in~~
18 ~~the office of the governing body at least five days before the holding~~
19 ~~thereof shall be published by the county election officer in a newspaper~~
20 ~~published in the county in accordance with K.S.A. 25-209, and~~
21 ~~amendments thereto, and K.S.A. 25-105, and amendments thereto.~~

22 (4) ~~All direct election expenses shall be paid by the extension district.~~
23 ~~Election officials shall receive the same compensation as provided under~~
24 ~~the general election laws.~~

25 (d) Any vacancy in the membership of the governing body of an
26 extension district shall be filled by appointment by the governing body for
27 the unexpired term of office. Each member so appointed shall be a resident
28 of the county which was represented by the member creating the vacancy.

29 (e) The governing body of each extension district shall organize
30 annually in ~~July~~ *January* by electing from among its members a
31 chairperson, vice-chairperson, secretary and treasurer.

32 Sec. 10. K.S.A. 13-1221 is hereby amended to read as follows: 13-
33 1221. (a) The board of public utilities shall consist of six members, three
34 of which shall be nominated and elected by the city at large and three of
35 which shall be elected by the qualified electors of the city within each of
36 the districts established pursuant to subsection (b). *Members of the board*
37 *shall be elected on a nonpartisan basis.* Members elected to the board of
38 public utilities after the effective date of this act shall hold their offices for
39 terms of four years, and until their successors are elected and qualified.
40 Each of the members elected from districts shall be qualified voters of the
41 districts from which elected. Elections of members of the board shall be
42 held at the ~~time of the general city election in odd-numbered years.~~
43 ~~The provisions of article 17 of chapter 13 of the Kansas Statutes Annotated,~~

1 ~~pertaining to the election and removal of officers, shall govern so far as~~
2 ~~applicable.~~

3 (b) The board shall elect from its own number a president and vice-
4 president and shall appoint a secretary. ~~Notwithstanding the provisions of~~
5 ~~K.S.A. 13-1222, relating to a quorum for the transaction of business and a~~
6 ~~vote for action by the board,~~ Any vacancy occurring in the board shall be
7 filled by a majority vote of the members remaining on the board. Where a
8 vacancy has occurred in the membership of any board of public utilities, a
9 member selected to fill such vacancy shall serve until the next ~~city-~~
10 *November in odd-numbered years* election, at which time a successor shall
11 be elected to serve the remainder of the unexpired term, if any.

12 ~~(b) The districts numbered 1, 2 and 3 established in 1979 shall be~~
13 ~~subject to alteration at the first meeting of the board in each fourth year~~
14 ~~thereafter, but such alteration shall only be for the purpose of establishing~~
15 ~~and maintaining the equality of population among the districts.~~

16 Sec. 11. K.S.A. 19-2760 is hereby amended to read as follows: 19-
17 2760. (a) An election shall be held in each improvement district on the
18 Tuesday following the first Monday in November ~~of 1978~~ and of each
19 even-numbered year thereafter for the purpose of electing three directors
20 of such district, except that the first election following the establishment of
21 such district shall be held at a time fixed by the board of county
22 commissioners of the county in which the district is located.

23 (b) The directors of an improvement district shall serve for terms of
24 two years; ~~except that directors elected prior to the Tuesday following the~~
25 ~~first Monday in November, 1978, and directors elected at the first election~~
26 ~~following the establishment of the district shall serve until their successors~~
27 ~~are elected.~~

28 (c) ~~(1) From and after July 1, 2006, Each director shall:~~

29 ~~(A) (1) Own land within the improvement district; or~~

30 ~~(B) (2) reside in the improvement district.~~

31 ~~(2) Notwithstanding the provisions of paragraph (1), each director~~
32 ~~elected on or before June 30, 2006, shall be allowed to serve the remainder~~
33 ~~of such director's current term of office.~~

34 Sec. 12. K.S.A. 19-3505 is hereby amended to read as follows: 19-
35 3505. (a) Except as otherwise provided by this section, the governing body
36 of any water district to which this section applies shall be a five-member
37 board holding positions numbered one to five, inclusive. Each member
38 shall be elected and shall hold office from ~~May 1 following such member's~~
39 ~~election until April 30, the second Monday in January succeeding such~~
40 *member's election until* four years thereafter and until a successor is
41 elected and has qualified.

42 The first election of members of the governing body of any water
43 district created after the effective date of this act shall be held on the first

1 Tuesday in August of any even-numbered year, at which time members
2 shall be elected for terms beginning on September 1 of the same year, and
3 ending on April 30 of the third year following the beginning of such term,
4 to positions numbered three, four and five. At such first election, members
5 shall be elected for terms ending on April 30 of the first year following the
6 beginning of such terms, to positions numbered one and two. Members
7 first elected to positions one and two shall have terms of approximately
8 eight months. Elections shall be ~~thereafter~~ held on the ~~first Tuesday in~~
9 ~~April of each odd-numbered year~~ *following the first Monday in November*
10 *of each odd-numbered year* for the member positions whose terms expire
11 in that year.

12 (b) From and after April 30, 1991, the governing body of the water
13 district shall be composed of seven members. At the election held in 1991,
14 positions numbered 1, 2, 6 and 7 shall be elected to four-year terms. At the
15 election in 1993, positions numbered 3, 4 and 5 shall be elected to four-
16 year terms.

17 (c) Elections shall be held on the ~~first Tuesday in April of each odd-~~
18 ~~numbered~~ *following the first Monday in November of each odd-numbered*
19 *year* for the positions which terms expire in that year. Members shall hold
20 office from ~~May 1~~, *the second Monday in January* following such
21 member's election until ~~April 30~~; four years thereafter and until a successor
22 is elected and qualified. All elections shall be nonpartisan and shall be
23 called and conducted by the county election officer. Laws applying to
24 other local elections occurring at the same time and in the same locality
25 shall apply to elections under this act to the extent that the same can be
26 made to apply. *Notice of the time and place of holding each election shall*
27 *be published by the county election officer in a newspaper published in the*
28 *county in accordance with procedures established in K.S.A. 25-209, and*
29 *amendments thereto, and K.S.A. 25-105, and amendments thereto.*

30 (d) *In January*, following each election, the board shall organize and
31 not later than the second regular meeting following each election shall
32 select from among its members a chairperson and a vice-chairperson. The
33 vice-chairperson shall preside over any meetings at which the chairperson
34 is not present. Vacancies occurring during a term shall be filled for the
35 unexpired term by appointment by the remaining members. All members
36 shall take an oath of office as prescribed for other public officials. The
37 members of the board shall be qualified electors in the water district. Prior
38 to accepting office, the water district shall obtain for each member-elect a
39 corporate surety bond to the state of Kansas in the amount of \$10,000,
40 conditioned upon the faithful performance of the member's duties and for
41 the true and faithful accounting of all money that may come into the
42 member's hands by virtue of the office. Such bonds shall be filed in the
43 office of the county clerk for the county in which the major portion of such

1 water district is located after approval by the board of county
2 commissioners of such county.

3 (e) Each member of the board shall receive a monthly salary in an
4 amount determined by the board and shall be reimbursed for all necessary
5 and reasonable expenses incurred in performing official assigned duties.

6 Sec. 13. K.S.A. 19-3507 is hereby amended to read as follows: 19-
7 3507. ~~The water district election shall be held in each election preeinct, a~~
8 ~~part or all of which is located within such water district, except that if no~~
9 ~~other election is being held in a given election preeinct on the same date as~~
10 ~~the water district election, the county election officer may provide one or~~
11 ~~more convenient voting places where the water district electors of such~~
12 ~~preecinct may vote, which may be a voting place located in another~~
13 ~~preecinct. The county election officer shall designate such voting places and~~
14 ~~the persons entitled to vote thereat in the election notice. The county~~
15 ~~election officer shall make a report in writing to the board of county~~
16 ~~commissioners of such election preeincts and voting places, which report~~
17 ~~shall be filed with the county clerk of the county or counties in which such~~
18 ~~preecincts and voting places are located and an entry thereof made upon the~~
19 ~~journal of the board or boards of county commissioners of such county or~~
20 ~~counties and if any change shall be made in such voting preeincts and~~
21 ~~voting places by the county election officer, the same shall in like manner~~
22 ~~be reported to the board or boards of county commissioners, filed and~~
23 ~~entered as aforesaid. The polls for any election held under this act shall be~~
24 ~~open between the hours of 7:00 a.m. and 7:00 p.m.~~

25 ~~All(a) Any qualified persons~~ *person* desiring to be voted upon as a
26 *candidate for a position as a* member of such board shall ~~on or before~~
27 ~~12:00 o'clock noon on the Tuesday which preceedes by 10 weeks the first~~
28 ~~Tuesday in April of the year in which the election is being held, which date~~
29 ~~shall be stated in the publication notice of the election, file a candidate's~~
30 *declaration of intention in the manner provided in section 6, and*
31 *amendments thereto, and K.S.A.25-205, and amendments thereto,* with the
32 county election officer, ~~a statement directing such officer to place such~~
33 ~~person's name on the ballot as a candidate for member of the board of the~~
34 ~~water district in such election, indicating the number of the position for~~
35 ~~which such person is filing. No candidate shall be permitted to withdraw~~
36 ~~as a candidate after the deadline for filing such statements of candidacy.~~
37 ~~There shall be no primary election for members of the water district board.~~
38 ~~The county election officer shall publish names of all candidates in a~~
39 ~~newspaper of general circulation within the water district not less than 10~~
40 ~~days before such election in accordance with K.S.A. 25-209, and~~
41 ~~amendments thereto. The county election officer shall provide for use of~~
42 ~~voting machines or printed ballots in each election preeinct or voting~~
43 ~~place. Where printed ballots are prepared, the same shall be done at the~~

1 expense of the water district. The names of candidates for each member
2 position shall be rotated on the ballots in such a manner that each
3 candidate shall be given an equitable opportunity to have such candidate's
4 name appear first on the ballot. Where the only election being conducted
5 in an election precinct or voting place is the water district election, The
6 cost of providing judges and clerks in such precinct or voting place shall
7 be borne entirely by the water district, but where held in conjunction with
8 other elections, the cost shall be prorated in the manner provided by article
9 22 of chapter 25 of the Kansas Statutes Annotated, and amendments
10 thereto.

11 At least five days before any election, the county election officers of
12 the various counties within which a portion of such district is located, in
13 cooperation with the water district board, shall determine the voting areas
14 where no other elections will be held in conjunction with the water district
15 and the names of all qualified electors residing in the water district and
16 located in such precincts and shall determine the election precincts which
17 contain only a part of the water district and the names of all qualified
18 electors residing in the water district and in such election precincts. A list
19 of the qualified electors determined as hereinbefore provided shall be
20 furnished by the county election officer to the judges of the voting
21 precincts or voting places where such electors are entitled to vote.

22 *(b) All direct election expenses shall be paid by the water district.*

23 *(c) Qualified electors of any election precinct, the entirety part or all*
24 *of which is within the water district, shall be entitled to vote in such*
25 *precinct and a separate list of their names need not be furnished.*

26 A voter shall not be eligible to vote in any election precinct other than
27 the one in which such person resides unless no election is being held in
28 such precinct, in which event, such voter shall be entitled to vote in the
29 voting place designated by the county election officer.

30 Such list furnished by the county election officer to the judges of each
31 precinct shall be conclusive at all elections, except that one desirous of
32 voting, whose name does not appear on such list, may proceed to the
33 county election officer of the county and such officer may administer oaths
34 and affirm witnesses to determine the right of anyone to vote who may
35 claim erroneous omission from such list, and if such officer issues a
36 certificate entitling the voter to vote, such certificate shall be accepted by
37 the judges and clerks of the election. The list so furnished by the county
38 election officer shall be conclusive at all elections held within the same
39 year that the list is furnished.

40 Sec. 14. K.S.A. 2014 Supp. 24-412 is hereby amended to read as
41 follows: 24-412. (a) Subject to the provisions of subsection (b), except as
42 otherwise provided in this section, an election to choose three directors in
43 each district as their successors, shall be held on the first Tuesday in April,

1 ~~1983, and an election shall be held each four years thereafter, on the first~~
2 ~~Tuesday in April, to choose directors~~ *An election to choose three directors*
3 *in each district shall be held on the Tuesday following the first Monday in*
4 *November of 2017, and an election shall be held each four years*
5 *thereafter, on the Tuesday following the first Monday in November, to*
6 *choose directors. Any director elected in any district in 2015 shall hold*
7 *such office until such successor is elected and qualified.*

8 (b) On and after January 1, 2012, the board of directors of drainage
9 district No. 2 of Finney county, Kansas, shall be elected as provided in
10 K.S.A. ~~2012~~ 2014 Supp. 24-139a, and amendments thereto.

11 Sec. 15. K.S.A. 2014 Supp. 24-414 is hereby amended to read as
12 follows: 24-414. (a) Elections to choose directors shall be conducted, the
13 returns made and the results ascertained in the manner provided by law for
14 general county elections except as otherwise provided by law, and ~~all~~
15 ~~persons desiring to be voted upon as director, in any election, shall, not~~
16 ~~later than 12 noon of the Tuesday, 10 weeks preceeding the first Tuesday in~~
17 ~~April in election years, file a declaration of candidacy; any qualified~~
18 ~~person desiring to be a candidate for director shall file a candidate's~~
19 ~~declaration of intention in the manner provided in section 6, and~~
20 ~~amendments thereto, and K.S.A.25-205, and amendments thereto,~~
21 accompanied by a filing fee of ~~\$\$~~ \$20, with the county election officer of
22 the county wherein the district is located, ~~as a candidate in such election,~~
23 and the election officer in making up the ballots ~~and in placing the names~~
24 ~~thereon shall place the names on the ballots in alphabetical order, but the~~
25 ~~returns of all special or bond elections shall be made to the secretary and~~
26 ~~canvassed by the board of directors.~~ The county election officer shall remit
27 such filing fees to the county treasurer for deposit in the county general
28 fund. ~~The county election officer of the county wherein the drainage~~
29 ~~district is situated shall appoint election boards as provided by law for~~
30 ~~other elections and shall designate places for holding the election.~~ The
31 county ~~clerk~~ *election officer* shall cause to be ascertained the names of all
32 persons within the district who are also qualified electors, and shall furnish
33 lists thereof to the judges of the election.

34 (b) Notice of the time and place of holding each election, ~~signed by~~
35 ~~the county election officer,~~ shall be ~~given~~ *published* in a newspaper
36 published in the county *in accordance with procedures established in*
37 *K.S.A. 25-209, and amendments thereto, and K.S.A. 25-105, and*
38 *amendments thereto,* and posted in a conspicuous place in the office of the
39 board of directors at least five days before the holding thereof. At all
40 elections and meetings held under the provisions of this act, only persons
41 who are qualified electors shall be entitled to vote. In counties having a
42 population of more than 150,000, at all elections and meetings held under
43 the provisions of this act, only persons who are taxpayers and residents of

1 the district who are qualified electors shall be entitled to vote. All election
2 expenses shall be paid for out of the general fund of the drainage district.
3 Election officials shall receive the same compensation as provided under
4 the general election laws.

5 (c) As used in this section, "taxpayer" means any person who owns
6 any real property or tangible property within the district who pays taxes
7 assessed on such property.

8 Sec. 16. K.S.A. 2014 Supp. 24-459 is hereby amended to read as
9 follows: 24-459. (a) The board of directors of any drainage district
10 incorporated pursuant to K.S.A. 24-458, *and amendments thereto*, shall
11 consist of three qualified persons as defined in ~~paragraph (3) of subsection~~
12 ~~(e) of this section~~ (3).

13 (b) The directors for the first term after the incorporation of the
14 drainage district shall be selected and designated in the petition for the
15 incorporation of the district and shall be declared directors by the county
16 commissioners to which the petition is presented.

17 (c) The directors shall hold office until the ~~first Tuesday in April next~~
18 *second Monday in January of the next even-numbered year* after the
19 incorporation of the district, at which time and every four years thereafter
20 directors shall be elected *at the November odd-year elections* and shall
21 hold their office for the term of four years and until their successors are
22 elected and qualified.

23 (d) Every qualified person of the district shall be entitled to vote at
24 the election or at any election which may be held in the district.

25 (e) For the purposes of this section:

26 (1) "Owner" or "person who owns land" means any person or entity
27 who is the record owner of the fee in any real estate in the district or the
28 fee in the surface rights of any real estate in the district, but the owners of
29 an oil and gas lease, mineral rights or interest, easements or mortgages as
30 such shall not be considered owners, and school districts, cemetery
31 associations, and municipal corporations shall not be considered owners.

32 (2) "Taxpayer" means any owner who has paid all taxes currently due
33 on such real estate.

34 (3) "Qualified person" means any taxpayer 18 years of age or older,
35 whether a resident of the district or not. A taxpayer who is a qualified
36 person and who is not an individual may designate an individual to cast its
37 vote or to serve as a director of the district.

38 (f) The county clerk shall determine the qualified persons entitled to
39 vote at any election in the district. Any entity desiring to vote at an election
40 shall register the name of its designated representative with the county
41 election officer no later than ~~14~~ 21 days in advance of any such election.

42 Sec. 17. K.S.A. 24-504 is hereby amended to read as follows: 24-504.
43 Whenever a majority of the counties to be included within the proposed

1 drainage district have reported in favor of the organization of ~~said the~~
2 drainage district, under the provisions of this act, the secretary of state
3 shall report ~~such the~~ fact to the governor of Kansas, who shall ~~forthwith~~
4 declare, by suitable proclamation, the territory described in ~~said the~~
5 petition and set forth in the reports of ~~said the~~ commissioners to constitute
6 a public corporation, and the freeholders owning lands within ~~such the~~
7 bounds, and resident within the state of Kansas, to be incorporated as a
8 drainage district under the name designated in ~~said the~~ petition, and
9 ~~thereafter~~ the ~~said~~ territory and the freeholders thereof, who are residents
10 of the state of Kansas, and their successors, shall constitute a body politic
11 and corporate under ~~said the~~ corporate name and shall give perpetual
12 succession.

13 In ~~said the~~ proclamation the governor shall designate the ~~last Tuesday~~
14 ~~of the next succeeding calendar month~~ *Tuesday following the first Monday*
15 *in November of the odd-numbered year* following the issuing of ~~said the~~
16 proclamation on which an election shall be held in each of the counties to
17 be included within the proposed drainage district for the purpose of
18 electing directors of ~~said the~~ corporation, in number and in the manner
19 hereinafter provided. The secretary of state shall make and keep full and
20 complete records of the organization of all drainage districts organized
21 under the provisions of this act, showing the findings and decisions of the
22 boards of county commissioners and all of the acts of the governor in
23 connection with the organization thereof, a true and correct copy of which
24 he shall forward to the ~~said~~ boards of county commissioners within five
25 days after the issuing of the governor's proclamation provided for in this
26 section, and they shall spread the same upon their records.

27 Sec. 18. K.S.A. 2014 Supp. 24-506 is hereby amended to read as
28 follows: 24-506. (a) The board of directors of any drainage district
29 incorporated pursuant to K.S.A. 24-501 et seq., and amendments thereto,
30 shall consist of one person from each county in the district if the number
31 of counties is odd, but if the number of counties is even, then there shall be
32 an additional director at large. If the drainage district is located wholly
33 within one county, the number of directors shall be three. Except as
34 provided in subsection (b), the directors shall be freeholders who shall be
35 residents of Kansas, whose lands in whole or in part are located within the
36 district. The directors shall hold their offices for a term of four years and
37 until their successors are elected and qualified. Elections to choose
38 directors, except the first, shall be held on the ~~first Tuesday in April~~
39 *Tuesday following the first Monday in November of the next odd-*
40 *numbered year* and every four years thereafter.

41 (b) If there are no residents in the drainage district, any owner of land
42 within the district shall be a qualified voter and shall be qualified to hold
43 the office of director.

1 Sec. 19. K.S.A. 25-204 is hereby amended to read as follows: 25-204.
 2 On or before April second in even-numbered *and odd-numbered* years
 3 before the time of holding the statewide primary election *or the municipal*
 4 *primary election*, the secretary of state shall prepare and transmit to each
 5 county election officer a notice in writing, designating the offices for
 6 which candidates are to be nominated at such statewide primary election.
 7 Upon receipt of such notice each county election officer shall forthwith
 8 publish so much thereof as may be applicable to his county, once each
 9 week for three consecutive weeks, in the official county paper. ~~Such~~ *The*
 10 notice ~~so published~~ shall state the time when ~~such~~ *the* primary election will
 11 be held, together with the offices for which candidates are to be
 12 nominated.

13 Sec. 20. K.S.A. 2014 Supp. 25-205 is hereby amended to read as
 14 follows: 25-205. (a) Except as otherwise provided in this section, the
 15 names of candidates for national, state, county and township offices shall
 16 be printed upon the official primary ballot when each shall have qualified
 17 to become a candidate by one of the following methods and none other: (1)
 18 They shall have had filed in their behalf, not later than 12 noon, June 1,
 19 prior to such primary election, or if such date falls on Saturday, Sunday or
 20 a holiday, then before 12 noon of the next following day that is not a
 21 Saturday, Sunday or a holiday, nomination petitions, as provided for in this
 22 act; or (2) they shall have filed not later than the time for filing nomination
 23 petitions, as above provided, with the proper officer a declaration of
 24 intention to become a candidate, accompanied by the fee required by law.
 25 Such declaration shall be prescribed by the secretary of state.

26 (b) Nomination petitions shall be in substantially the following form:
 27 I, the undersigned, an elector of the county of _____, and
 28 state of Kansas, and a duly registered voter, and a member of
 29 _____ party, hereby nominate _____, who resides in
 30 the township of _____ (or at number _____ on
 31 _____ street, city of _____), in the county of
 32 _____ and state of Kansas, as a candidate for the office of (here
 33 specify the office) _____, to be voted for at the primary
 34 election to be held on the first Tuesday in August in _____, as
 35 representing the principles of such party; and I further declare that I intend
 36 to support the candidate herein named and that I have not signed and will
 37 not sign any nomination petition for any other person, for such office at
 38 such primary election.

39 (HEADING)

40 Name of Street Number Name of Date of
 41 Signers. or Rural Route City. Signing.
 42 (as registered).

43 All nomination petitions shall have substantially the foregoing form,

1 written or printed at the top thereof. No signature shall be counted unless it
2 is upon a sheet having such written or printed form at the top thereof.

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

12 (d) All signers of each separate nomination petition shall reside in the
13 same county and election district of the office sought. The affidavit
14 described in this paragraph of a petition circulator as defined in K.S.A.
15 2014 Supp. 25-3608, and amendments thereto, or of the candidate shall be
16 appended to each petition and shall contain, at the end of each set of
17 documents carried by each circulator, a verification, signed by the
18 circulator or the candidate, to the effect that such circulator or the
19 candidate personally witnessed the signing of the petition by each person
20 whose name appears thereon.

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

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

27 (2) if for a state or national officer elected on less than a statewide
28 basis, by voters equal in number to not less than 2% of the total of the
29 current voter registration of the party designated in such district as
30 compiled by the office of the secretary of state, except that for the office of
31 district magistrate judge, by not less than 2% of the total of the current
32 voter registration of the party designated in the county in which such office
33 is to be filled as certified to the secretary of state in accordance with
34 K.S.A. 25-3302, and amendments thereto;

35 (3) if for a county office, by voters equal in number to not less than
36 3% of the total of the current voter registration of the party designated in
37 such district or county as compiled by the county election officer and
38 certified to the secretary of state in accordance with K.S.A. 25-3302, and
39 amendments thereto; and

40 (4) if for a township office, by voters equal in number to not less than
41 3% of the total of the current voter registration of the party designated in
42 such township as compiled by the county election officer and certified to
43 the secretary of state in accordance with K.S.A. 25-3302, and amendments

1 thereto.

2 (f) Subject to the requirements of K.S.A. 25-202, and amendments
3 thereto, any political organization filing nomination petitions for a
4 majority of the state or county offices, as provided in this act, shall have a
5 separate primary election ballot as a political party and, upon receipt of
6 such nomination petitions, the respective officers shall prepare a separate
7 state and county ballot for such new party in their respective counties or
8 districts thereof in the same manner as is provided for existing parties.

9 (g) In any year in which districts are reapportioned for the offices of
10 representative in the United States congress, senator and representative in
11 the legislature of the state of Kansas or member of the state board of
12 education:

13 (1) If new boundary lines are defined and districts established in the
14 manner prescribed by law on or before May 10, nomination petitions for
15 nomination to such offices shall be signed by voters equal in number to not
16 less than 1% of the total of the current voter registration of the party
17 designated in the district as compiled by the office of the secretary of state.

18 (2) If new boundary lines are defined and districts established in the
19 manner prescribed by law on or after May 11, nomination petitions for
20 nomination to the following offices shall be signed by registered voters of
21 the party designated in the district equal in number to not less than the
22 following:

23 (A) For the office of representative in the United States congress
24 1,000 registered voters;

25 (B) for the office of member of the state board of education 300
26 registered voters;

27 (C) for the office of state senator 75 registered voters; and

28 (D) for the office of state representative 25 registered voters.

29 (h) In any year in which districts are reapportioned for the offices of
30 representative in the United States congress, senator and representative in
31 the legislature of the state of Kansas or member of the state board of
32 education:

33 (1) If new boundary lines are defined and districts established in the
34 manner prescribed by law on or before May 10, the deadline for filing
35 nomination petitions and declarations of intention to become a candidate
36 for such office, accompanied by the fee required by law, shall be 12 noon
37 on June 1, or if such date falls on a Saturday, Sunday or a holiday, then
38 before 12 noon of the next following day that is not a Saturday, Sunday or
39 holiday.

40 (2) If new boundary lines are defined and districts established in the
41 manner prescribed by law on or after May 11, the deadline for filing
42 nomination petitions and declarations of intention to become a candidate
43 for such office, accompanied by the fee required by law, shall be 12 noon

1 on June 10, or if such date falls on a Saturday, Sunday or holiday, then
2 before 12 noon of the next day that is not a Saturday, Sunday or holiday.

3 (i) *Primary elections for candidates for municipal office shall be held*
4 *when otherwise required by law. The names of candidates for municipal*
5 *offices shall be printed upon the official primary ballot in odd-numbered*
6 *year elections when each shall have qualified to become a candidate by*
7 *one of the following methods:*

8 (1) *They shall have filed, not later than 12 noon, on June 1, prior to*
9 *such primary election, or if such date falls on Saturday, Sunday or a*
10 *holiday, then before 12 noon of the next following day that is not a*
11 *Saturday, Sunday or a holiday, nomination petitions, as otherwise*
12 *provided by law; or*

13 (2) *they shall have filed, not later than the time for filing nomination*
14 *petitions, as above provided, with the proper officer a declaration of*
15 *intention to become a candidate, accompanied by the \$20 fee required by*
16 *law. Such declaration shall be prescribed by the secretary of state as*
17 *provided in section 6.*

18 Sec. 21. K.S.A. 25-209 is hereby amended to read as follows: 25-209.

19 (a) As soon as possible after the filing deadline, the secretary of state shall
20 certify to each county election officer the name and post-office address of
21 each person who has filed valid nomination petitions or a declaration of
22 intent to become a candidate for United States senator or representative or
23 for state office, together with the designation of the office for which each
24 is a candidate and the party or principle which the candidate represents.

25 (b) The county election officer shall ~~forthwith~~, upon receipt thereof,
26 publish for three ~~(3)~~ consecutive weeks in the official paper, a notice
27 which shall set forth under the proper party designation, the title of each
28 national, state, county and township office any part of the district of which
29 is in the county, the names and addresses of all persons certified by the
30 secretary of state as candidates for any national or state office any part of
31 the district of which is in the county and, in addition thereto, the names
32 and addresses of all persons from whom valid nomination papers or
33 declarations have been filed in the county election officer's office, giving
34 the name and address of each, the day of the primary election, the hours
35 during which the polls will be open and stating that the primary election
36 will be held at the regular voting places. Where such voting places are not
37 well established and customarily known the published notice herein
38 provided for shall give the location of such voting places.

39 (c) *The secretary of state shall utilize the procedures established in*
40 *this section to the extent applicable for municipal elections conducted in*
41 *the fall of odd-numbered years.*

42 Sec. 22. K.S.A. 25-210 is hereby amended to read as follows: 25-210.

43 (a) The official primary election ballot for national and state offices and

1 the official primary election ballot for county and township offices of each
2 political party shall be arranged on the ballot, printed, voted, and
3 canvassed in the same manner as is now or hereafter provided by law for
4 the arrangement, printing, voting, and canvassing of official general ballots
5 for national and state offices and official general ballots for county and
6 township offices, except as otherwise provided by law.

7 *(b) The official primary election ballot for municipal elections in*
8 *odd-numbered years shall be arranged, printed, voted and canvassed in*
9 *the manner as provided by law.*

10 Sec. 23. K.S.A. 25-212 is hereby amended to read as follows: 25-212.

11 *(a)* In case there are nomination petitions or declarations of intention to
12 become a candidate on file for more than one candidate or for more than
13 one pair of candidates for governor and lieutenant governor, of the same
14 party for any national or state office, the secretary of state shall divide the
15 state or appropriate part thereof, into as many divisions as there are names
16 to go on such party ballot for that office. Such divisions shall be as nearly
17 equal in number of members of such party as is convenient without
18 dividing any one county. In making such division the secretary of state
19 shall take the alphabetical list of counties in regular order until the
20 secretary of state gets the required proportion of party members of such
21 party based upon the party affiliation lists as shown by the certificates of
22 the respective county election officers, and so on through the list of
23 counties until the secretary of state gets the proper proportion of party
24 members in each division. The secretary of state shall also take the
25 alphabetical list of candidates or pairs of candidates in regular order and in
26 certifying to the county election officer the list of names for whom
27 nomination petitions or declarations of intent to become a candidate have
28 been filed, shall place one name or pair of candidates at the head of the list
29 in the first division of counties, another in the second division, and so on
30 with all the candidates for any particular office, so that every candidate or
31 pair of candidates for any office shall be at the head of the list in one
32 division of the state and second in another division thereof, and so forth.
33 When, in the case of candidates for the office of congressman, district
34 judge, district magistrate judge, state senator, state representative or state
35 board of education member, the secretary of state finds that the secretary
36 of state cannot get a fair proportion of party members to give each
37 candidate for congressman, district judge, district magistrate judge, state
38 senator, state representative or state board of education member in any
39 given district an equitable or fair opportunity to have the candidate's name
40 first on the ballot in the respective counties of the district, the secretary of
41 state shall order the county election officers in the various counties of the
42 district to rotate the names of the candidates for such district offices
43 according to precinct. If voting machines are used the arrangement of

1 names of candidates or pair of candidates for all offices on the voting
2 machines shall be rotated, as near as may be, according to precinct.

3 The arrangement of the names certified by the secretary of state shall
4 govern the county election officer in arranging the primary election ballot,
5 and the county election officer in preparing the ballot for such officer's
6 county shall follow the same arrangement as provided in this section for
7 the secretary of state, for the candidates nominated for county offices,
8 using the township and precincts of the county in making the division.

9 *(b) The secretary of state by rules and regulations shall establish the*
10 *arrangement of names for the official primary ballot for municipal*
11 *elections.*

12 Sec. 24. K.S.A. 2014 Supp. 25-213 is hereby amended to read as
13 follows: 25-213. *(a)* At all national and state primary elections, the
14 national and state offices as specified for each in this section shall be
15 printed upon the official primary election ballot for national and state
16 offices and the county and township offices as specified for each in this
17 section shall be printed upon the official primary election ballot for county
18 and township offices.

19 *(b)* The official primary election ballots shall have the following
20 heading:

21 OFFICIAL PRIMARY ELECTION BALLOT

22 _____ Party

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

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

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

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

5 To the left of each name there shall be printed a square. Official
6 primary election ballots may be printed in one or more columns. The
7 names 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 are
9 no nomination petitions or declarations on file for any particular office, the
10 title to the office shall be printed on the ballot followed by a blank line
11 with a square, and such title, followed by a blank line, may be printed in
12 the list of candidates published in the official paper. No blank line shall be
13 printed following any office where there are nomination petitions or
14 declarations on file for the office except following the offices of precinct
15 committeeman and precinct committeewoman.

16 (c) Except as otherwise provided in this section, no person's name
17 shall be printed more than once on either the official primary election
18 ballot for national and state offices or the official primary election ballot
19 for county and township offices. No name that is printed on the official
20 primary election ballot as a candidate of a political party shall be printed or
21 written in as a candidate for any office on the official primary election
22 ballot of any other political party. If a person is a candidate for the
23 unexpired term for an office, the person's name may be printed on the
24 same ballot as a candidate for the next regular term for such office. The
25 name of any candidate on the ballot may be printed on the same ballot as
26 such candidate and also as a candidate for precinct committeeman or
27 committeewoman. No name that is printed on the official primary election
28 ballot for national and state offices shall be printed or written in elsewhere
29 on such ballot or on the official primary election ballot for county and
30 township offices except for precinct committeeman or committeewoman.
31 No name that is printed on the official primary election ballot for county
32 and township offices shall be printed or written in on the official primary
33 election ballot for national and state offices or elsewhere on such county
34 and township ballot except for precinct committeeman or
35 committeewoman.

36 (d) No person shall be elected to the office of precinct committeeman
37 or precinct committeewoman where no nomination petitions or
38 declarations have been filed, unless the person receives at least five write-
39 in votes. As a result of a primary election, no person shall receive the
40 nomination and no person's name shall be printed on the official general
41 election ballot when no nomination petitions or declarations were filed,
42 unless the person receives votes equal in number to not less than 5% of the
43 total of the current voter registration designated in the state, county or

1 district in which the office is sought, as compiled by the office of the
2 secretary of state, except that a candidate for township office may receive
3 the nomination and have such person's name printed on the ballot where
4 no nomination petitions or declarations have been filed if such candidate
5 receives three or more write-in votes. No such person shall be required to
6 obtain more than 5,000 votes.

7 *(e) The secretary of state by rules and regulations shall develop the*
8 *official ballot for municipal elections in odd-numbered year elections.*

9 Sec. 25. K.S.A. 25-610 is hereby amended to read as follows: 25-610.

10 *(a)* The secretary of state shall furnish to each county election officer
11 forms for ballots in their respective counties. The secretary of state shall
12 prepare a rotation of the different candidates appearing on the official
13 general ballot for the national and state offices for each such office. Such
14 rotation shall be developed and arranged so that each candidate shall have
15 an equal opportunity as near as practicable for the respective offices to
16 which they are nominated. In case there is more than one candidate for any
17 national or state office, the secretary of state shall divide the state or part
18 thereof, into as many divisions as there are names to go on the ballot for
19 each particular office. In making such division the secretary of state shall
20 divide, in regular order, the alphabetical list of counties into the required
21 number of divisions, in such a manner that all divisions are as nearly equal
22 as convenient in the number of registered voters in such division as
23 compiled by the office of the secretary of state. The secretary of state, in
24 certifying the list of names of candidates to the county election officers,
25 shall assign, in regular order from the alphabetical list of candidates for
26 each office, the ballot position for each candidate in such a manner that
27 every candidate for any office shall occupy a different ballot position in
28 each division. When, in the case of candidates for national or state offices
29 elected on less than a statewide basis, the secretary of state finds it
30 impossible to make a division which allows each such candidate in any
31 given district an equitable or fair opportunity to have such candidate's
32 name first on the ballot in the respective counties of the district, the
33 secretary of state shall order the county election officers in the various
34 counties of the district to rotate the names of the candidates for such
35 district offices according to precinct to obtain an equitable division. The
36 names of candidates for the same office but for different terms of service
37 therein shall be arranged in groups according to the length of their
38 respective terms.

39 In the case of the governor and lieutenant governor running together,
40 when the word "candidate" is used in this section, it shall mean pair of
41 candidates.

42 *(b) The secretary of state shall establish the general election ballot*
43 *styles for general elections in odd-numbered year elections for*

1 *municipalities by rules and regulations.*

2 Sec. 26. K.S.A. 2014 Supp. 25-611 is hereby amended to read as
 3 follows: 25-611. (a) The arrangement of offices on the official general
 4 ballot for national and state offices for those offices to be elected shall be
 5 in the following order: Names of candidates for the offices of president
 6 and vice-president, United States senator, United States representative
 7 _____ district, governor and lieutenant governor running together,
 8 secretary of state, attorney general, (and any other officers elected from the
 9 state as a whole), state senator _____ district, state representative _____
 10 district, district judge _____ district, district magistrate judge _____
 11 district, district attorney _____ judicial district, and state board of
 12 education member _____ district.

13 (b) The arrangement of offices on the official general ballot for
 14 county ~~and~~, township *and municipal* offices for those offices to be elected
 15 shall be in the following order: Names of candidates for county
 16 commissioner _____ district, county clerk, county treasurer, register of
 17 deeds, county attorney, sheriff, township trustee, township treasurer; *and*
 18 township clerk.

19 (c) *The arrangement of offices on the general ballot for*
 20 *municipalities in odd-numbered year elections shall be established by the*
 21 *secretary of state by rules and regulations.*

22 Sec. 27. K.S.A. 2014 Supp. 25-618 is hereby amended to read as
 23 follows: 25-618. (a) The official general ballot for county and township
 24 offices may be separate from the official general ballot for national and
 25 state offices or may be combined with the official general ballot provided
 26 for in K.S.A. 25-601, and amendments thereto. The secretary of state shall
 27 prescribe the ballot format but the ballot shall be substantially in the form
 28 shown in this section and K.S.A. 25-611, and amendments thereto.

29 STATE OF KANSAS

30 OFFICIAL GENERAL BALLOT

31 County and Township Offices

32 County of _____, City (or Township) of _____

33 November _____, _____ year

34
 35 _____
 36 To vote for a person, make a cross or check mark in the square at the
 37 left of the person's name. To vote for a person whose name is not printed
 38 on the ballot, write the person's name in the blank space and make a cross
 39 or check mark in the square to the left.

40 _____
 41 FOR COUNTY COMMISSIONER

42 _____ DISTRICT

43 Vote for One

☐ _____

☐ _____
☐ _____

FOR COUNTY CLERK

Vote for One

☐ _____
☐ _____
☐ _____

FOR COUNTY TREASURER

Vote for One

☐ _____
☐ _____
☐ _____

And continuing in like manner for all county and township offices to be elected.

(b) *The official general ballot for municipalities shall be established by the secretary of state by rules and regulations.*

Sec. 28. K.S.A. 25-1115 is hereby amended to read as follows: 25-1115. (a) "General election" means the ~~election~~ *elections* held on the Tuesday ~~succeeding~~ *following* the first Monday in November of *both* even-numbered *and odd-numbered* years, ~~the elections held for officers on the first Tuesday in April~~, and in the case of special elections of any officers to fill vacancies, the election at which any such officer is finally elected.

(b) "Primary election" means the ~~election~~ *elections* held on the first Tuesday in August of *both* even-numbered *and odd-numbered* years, ~~the election held five weeks preceding the election on the first Tuesday in April~~, and any other preliminary election at which part of the candidates for special election to any national, state, county, city ~~or~~, school, *municipal or special district* office are eliminated by the process of the election but at which no officer is finally elected.

Sec. 29. K.S.A. 2014 Supp. 25-1122 is hereby amended to read as follows: 25-1122. (a) Any registered voter may file with the county election officer where ~~such the~~ person is a resident, or where ~~such the~~ person is authorized by law to vote as a former precinct resident, an application for an advance voting ballot. The signed application shall be transmitted only to the county election officer by personal delivery, mail, facsimile or as otherwise provided by law.

(b) If the registered voter is applying for an advance voting ballot to be transmitted in person, ~~such the~~ voter shall provide identification pursuant to K.S.A. 25-2908, and amendments thereto.

(c) If the registered voter is applying for an advance voting ballot to

1 be transmitted by mail, ~~such~~ the voter shall provide with the application
2 for an advance voting ballot the voter's current and valid Kansas driver's
3 license number, nondriver's identification card number or a photocopy of
4 any other identification provided by K.S.A. 25-2908, and amendments
5 thereto.

6 (d) A voter may vote a provisional ballot according to K.S.A. 25-409,
7 and amendments thereto, if:

8 (1) The voter is unable or refuses to provide current and valid
9 identification; or

10 (2) the name and address of the voter provided on the application for
11 an advance voting ballot do not match the voter's name and address on the
12 registration book. The voter shall provide a valid form of identification as
13 defined in K.S.A. 25-2908, and amendments thereto, to the county election
14 officer in person or provide a copy by mail or electronic means before the
15 meeting of the county board of canvassers. At the meeting of the county
16 board of canvassers the county election officer shall present copies of
17 identification received from provisional voters and the corresponding
18 provisional ballots. If the county board of canvassers determines that a
19 voter's identification is valid and the provisional ballot was properly cast,
20 the ballot shall be counted.

21 (e) No county election officer shall provide an advance voting ballot
22 to a person who is requesting an advance voting ballot to be transmitted by
23 mail unless:

24 (1) The county election official verifies that the signature of the
25 person matches that on file in the county voter registration records.
26 Signature verification may occur by electronic device or by human
27 inspection. In the event that the signature of a person who is requesting an
28 advance voting ballot does not match that on file, the county election
29 officer shall attempt to contact the person and shall offer the person
30 another opportunity to provide ~~such~~ the person's signature for the purposes
31 of verifying the person's identity. If the county election officer is unable to
32 reach the person, the county election officer may transmit a provisional
33 ballot, however, such provisional ballot may not be counted unless a
34 signature is included therewith that can be verified; and

35 (2) the person provides such person's full Kansas driver's license
36 number, Kansas nondriver's identification card number issued by the
37 division of vehicles, or submits such person's application for an advance
38 voting ballot and a copy of identification provided by K.S.A. 25-2908, and
39 amendments thereto, to the county election officer for verification. If a
40 person applies for an advance voting ballot to be transmitted by mail but
41 fails to provide identification pursuant to this subsection or the
42 identification of ~~such~~ the person cannot be verified by the county election
43 officer, the county election officer shall provide information to ~~such~~ the

1 person regarding the voter rights provisions of subsection (d) and shall
2 provide ~~such~~ *the* person an opportunity to provide identification pursuant
3 to this subsection. For the purposes of this act, Kansas state offices and
4 offices of any subdivision of the state will allow any person seeking to
5 vote by an advance voting ballot the use *of* a photocopying device to make
6 one photocopy of an identification document at no cost.

7 (f) Applications for advance voting ballots to be transmitted to the
8 voter by mail shall be filed only at the following times:

9 (1) For the primary election occurring on the first Tuesday in August
10 in *both* even-numbered *and odd-numbered* years, between April 1 of such
11 year and the last business day of the week preceding such primary
12 election.

13 (2) For the general election occurring on the Tuesday ~~succeeding~~
14 *following* the first Monday in November in *both* even-numbered *and odd-*
15 *numbered* years, between 90 days prior to such election and the last
16 business day of the week preceding such general election.

17 ~~(3) For the primary election held five weeks preceding the first~~
18 ~~Tuesday in April, between January 1 of the year of such election and the~~
19 ~~last business day of the week preceding such primary election.~~

20 ~~(4) For the general election occurring on the first Tuesday in April,~~
21 ~~between January 1 of the year of such election and the last business day of~~
22 ~~the week preceding such general election.~~

23 ~~(5)~~ (3) For question submitted elections occurring on the date of a
24 primary or general election, the same as is provided for ballots for election
25 of officers at such election.

26 ~~(6)~~ (4) For question submitted elections not occurring on the date of a
27 primary or general election, between the time of the first published notice
28 thereof and the last business day of the week preceding such question
29 submitted election, except that if the question submitted election is held on
30 a day other than a Tuesday, the county election officer shall determine the
31 final date for mailing of advance voting ballots, but such date shall not be
32 more than three business days before such election.

33 ~~(7)~~ (5) For any special election of officers, at such time as is specified
34 by the secretary of state.

35 ~~(8)~~ (6) For the presidential preference primary, between January 1 of
36 the year in which such primary is held and the last business day of the
37 week preceding such primary election.

38 The county election officer of any county may receive applications
39 prior to the time specified in this subsection and hold such applications
40 until the beginning of the prescribed application period. Such applications
41 shall be treated as filed on that date.

42 (g) Unless an earlier date is designated by the county election office,
43 applications for advance voting ballots transmitted to the voter in person in

1 the office of the county election officer shall be filed on the Tuesday next
2 preceding the election and on each subsequent business day until no later
3 than 12:00 noon on the day preceding such election. If the county election
4 officer so provides, applications for advance voting ballots transmitted to
5 the voter in person in the office of the county election officer also may be
6 filed on the Saturday preceding the election. Upon receipt of any such
7 properly executed application, the county election officer shall deliver to
8 the voter such ballots and instructions as are provided for in this act.

9 An application for an advance voting ballot filed by a voter who has a
10 temporary illness or disability or who is not proficient in reading the
11 English language or by a person rendering assistance to such voter may be
12 filed during the regular advance ballot application periods until the close
13 of the polls on election day.

14 The county election officer may designate places other than the central
15 county election office as satellite advance voting sites. At any satellite
16 advance voting site, a registered voter may obtain an application for
17 advance voting ballots. ~~Such~~ Ballots and instructions shall be delivered to
18 the voter in the same manner and subject to the same limitations as
19 otherwise provided by this subsection.

20 (h) Any person having a permanent disability or an illness which has
21 been diagnosed as a permanent illness is hereby authorized to make an
22 application for permanent advance voting status. Applications for
23 permanent advance voting status shall be in the form and contain such
24 information as is required for application for advance voting ballots and
25 also shall contain information which establishes the voter's right to
26 permanent advance voting status.

27 (i) On receipt of any application filed under the provisions of this
28 section, the county election officer shall prepare and maintain in such
29 officer's office a list of the names of all persons who have filed such
30 applications, together with their correct post office address and the
31 precinct, ward, township or voting area in which ~~such~~ the persons claim to
32 be registered voters or to be authorized by law to vote as former precinct
33 residents and the present resident address of each applicant. ~~Such~~ Names
34 and addresses shall remain so listed until the day of such election. The
35 county election officer shall maintain a separate listing of the names and
36 addresses of persons qualifying for permanent advance voting status. All
37 such lists shall be available for inspection upon request in compliance with
38 this subsection by any registered voter during regular business hours. The
39 county election officer upon receipt of ~~such~~ the applications shall enter
40 upon a record kept by such officer the name and address of each applicant,
41 which record shall conform to the list above required. Before inspection of
42 any advance voting ballot application list, the person desiring to make
43 ~~such~~ the inspection shall provide to the county election officer

1 identification in the form of driver's license or other reliable identification
2 and shall sign a log book or application form maintained by ~~such the~~
3 officer stating ~~such the~~ person's name and address and showing the date
4 and time of inspection. All records made by the county election officer
5 shall be subject to public inspection, except that the voter identification
6 information required by subsections (b) and (c) and the identifying number
7 on ballots and ballot envelopes and records of such numbers shall not be
8 made public.

9 (j) If a person on the permanent advance voting list fails to vote in
10 ~~two~~ four consecutive general elections held on the Tuesday succeeding the
11 first Monday in November of each even-numbered *and odd-numbered*
12 year, the county election officer may mail a notice to such voter. ~~Such The~~
13 notice shall inform the voter that the voter's name will be removed from
14 the permanent advance voting list unless the voter renews the application
15 for permanent advance voting status within 30 days after the notice is
16 mailed. If the voter fails to renew such application, the county election
17 officer shall remove the voter's name from the permanent advance voting
18 list. Failure to renew the application for permanent advance voting status
19 shall not result in removal of the voter's name from the voter registration
20 list.

21 (k) The secretary of state may adopt rules and regulations in order to
22 implement the provisions of this section and to define valid forms of
23 identification.

24 Sec. 30. K.S.A. 25-2006 is hereby amended to read as follows: 25-
25 2006. (a) "General election" means the election held for school officers on
26 ~~the first Tuesday in April in any odd-numbered year;~~ *Tuesday following*
27 *the first Monday in November of odd-numbered years,* and in the case of
28 special elections of any school officers to fill vacancies, the election at
29 which any such officer is finally elected.

30 (b) "Primary election" means the election held ~~five weeks preceding~~
31 ~~the election~~ on the first Tuesday ~~in April~~ *following the first Monday in*
32 *August of each odd-numbered year;* and any other preliminary election at
33 which part of the candidates for special election to any school office are
34 eliminated by the process of the election but at which no officer is finally
35 elected.

36 Sec. 31. K.S.A. 25-2007 is hereby amended to read as follows: 25-
37 2007. (a) "Question submitted election" means any election at which a
38 special question is to be voted on by the electors of the state or a part of
39 them.

40 (b) "County election officer" means:

41 (1) The election commissioner of the home county of the school
42 district if such county has an election commissioner;

43 (2) the county clerk of the home county of the school district if the

1 county does not have an election commissioner;; *and*

2 (3) the county clerk~~-(or the election commissioner if there is one)~~, of
3 the county in which all or the greater part of the population is located in
4 the case of a nonunified school district. In the event that doubt exists
5 concerning which public officer is the county election officer under this
6 subpart, the secretary of state shall specify such officer and such
7 specification shall be conclusive.

8 (c) "Filing deadline" means ~~the hour, date or time after which it is~~
9 ~~provided by law no person may become a candidate for election to public~~
10 ~~office; for school elections the filing deadline is 12:00 o'clock noon on the~~
11 ~~Tuesday which precedes by 10 weeks the first Tuesday in April of any~~
12 ~~odd-numbered year the deadline established in K.S.A. 25-205, and~~
13 ~~amendments thereto.~~

14 Sec. 32. K.S.A. 25-2010 is hereby amended to read as follows: 25-
15 2010. Election of board members and question submitted elections shall be
16 conducted by the county election officer of the home county of the school
17 district. Board member general elections shall be held on the ~~first Tuesday~~
18 ~~in April of each odd-numbered year. If a primary election is required to be~~
19 ~~held, such Tuesday following the first Monday in November of odd-~~
20 ~~numbered years. A primary election shall be held on the first Tuesday~~
21 ~~preceding by five weeks the first Tuesday in April of odd-numbered years~~
22 ~~in August of odd-numbered years.~~

23 Sec. 33. K.S.A. 25-2014 is hereby amended to read as follows: 25-
24 2014. Names of candidates appearing on the ballots in primary and general
25 school elections shall be listed in ~~the various possible orders in rotation~~
26 ~~order as provided in K.S.A. 25-212 and 25-610, and amendments thereto.~~

27 Sec. 34. K.S.A. 25-2017 is hereby amended to read as follows: 25-
28 2017. Consistent with this act the county election officer shall prescribe
29 the form ~~and time~~ of every publication notice applicable to any primary or
30 general school election.

31 Sec. 35. K.S.A. 25-2018 is hereby amended to read as follows: 25-
32 2018. (a) Notices of board member elections and question submitted
33 elections of a school district shall be made as provided in this section.

34 (b) ~~On or before January 15 At the time and in the manner prescribed~~
35 ~~in K.S.A. 25-204, and amendments thereto,~~ the county election officer shall
36 publish a notice of election one time in a newspaper having general
37 circulation in the school district. The notice for board member elections
38 shall state: (1) The name of the school district;; (2) the date of the general
39 election;; (3) the date of the primary election if one is held;; (4) the filing
40 deadline and the place of filing;; and (5) the offices or positions to be
41 filled.

42 (c) All notices provided for by this section shall be given in the form
43 prescribed by the secretary of state to the extent that any notice or part

1 thereof is prescribed by the secretary of state. The provisions of this
2 section shall not be construed to require the secretary of state to prescribe
3 any particular form.

4 ~~(d) Not less than six weeks prior to the first Tuesday in April~~ *At the*
5 *time and in the manner prescribed in K.S.A. 25-209, and amendments*
6 *thereto*, a notice of primary elections shall be published by the county
7 election officer in a newspaper having general circulation in the school
8 district, if a primary election is required to be held. The publication shall
9 be made one time and shall state: (1) The name of the school district;; (2)
10 the date of the primary election;; (3) the names of the candidates and the
11 office or position for which each is a candidate;; (4) the voting place or
12 places and the area each voting place is to serve;; *and* (5) the times of
13 opening and closing of the polls. Description of areas shall be in the terms
14 determined by the county election officer.

15 ~~(e) Not less than three days prior to the first Tuesday in April~~ *At the*
16 *time and in the manner prescribed in K.S.A. 25-209, and amendments*
17 *thereto*, a notice of the general election shall be published by the county
18 election officer one time in a newspaper having general circulation in the
19 school district. The notice shall state: (1) The name of the school district;;
20 (2) the date of the general election;; (3) the names of the candidates and
21 the office or position for which each is a candidate;; (4) the voting place or
22 places and the area each voting place is to serve;; *and* (5) the time of
23 opening and closing of polls. Description of areas shall be in such terms as
24 may be determined by the county election officer.

25 (f) Notice of any question submitted election of any school district
26 shall be made in the manner provided by K.S.A. 10-120, and amendments
27 thereto. The notice shall state: (1) the name of the school district;; (2) the
28 date of the election;; (3) the amount of bonds to be issued, if a bond
29 election;; (4) the proposition to be voted upon;; (5) the hours of opening
30 and closing of the polls;; (6) the voting place or places and the area each
31 voting place is to serve;; and (7) any other information specifically
32 required by law. Description of areas shall be in the terms determined by
33 the county election officer.

34 Sec. 36. K.S.A. 2014 Supp. 25-2020 is hereby amended to read as
35 follows: 25-2020. (a) When a district method of election is in effect in any
36 school district, a person may become a candidate for election to board
37 member by any one of the following methods:

38 (1) Any person who is an elector in any member district may petition
39 to be a candidate for board member from the member district in which
40 such person resides. Any such person shall file with the county election
41 officer, a petition for such candidacy signed by not less than 50 electors
42 residing in such member district or by a number of such electors equal to
43 not less than 10% of the electors residing in such member district,

1 whichever is less.

2 (2) Any person who is an elector in any school district may petition to
3 be a candidate for board member at-large from the school district in which
4 such person resides. Any such person shall file with the county election
5 officer, a petition for such candidacy signed by not less than 50 electors
6 residing in such school district.

7 (3) Any person who is an elector in any member district may become
8 a candidate for board member from the member district in which such
9 person resides by filing with the county election officer a declaration of
10 intention to become such a candidate, and payment therewith of a filing
11 fee in the amount of ~~\$5~~ \$20. Such declaration shall be prescribed by the
12 secretary of state.

13 (4) Any person who is an elector in any school district may become a
14 candidate for board member at-large from the school district in which such
15 person resides by filing with the county election officer a declaration of
16 intention to become such a candidate, and payment therewith of a filing
17 fee in the amount of ~~\$5~~ \$20. Such declaration shall be prescribed by the
18 secretary of state.

19 (5) Any such petition or declaration shall specify the member position
20 for which the person is a candidate.

21 (b) When the election at large method is in effect in any school
22 district, a person may become a candidate for election to board member by
23 either one of the following methods:

24 (1) Any person who is an elector of the school district may petition to
25 be a candidate for board member. Any such person shall file with the
26 county election officer a petition for such candidacy signed by not less
27 than 50 electors residing in the school district.

28 (2) Any person who is an elector in the unified school district may
29 become a candidate for board member by filing with the county election
30 officer a declaration of intention to become such a candidate, and payment
31 therewith of a filing fee in the amount of ~~\$5~~ \$20. Such declaration shall be
32 prescribed by the secretary of state.

33 (3) Any such petition or declaration which is for an unexpired term of
34 a member shall so specify.

35 (c) Any such petition or declaration of intent must be filed before the
36 filing deadline *as prescribed in K.S.A. 25-205, and amendments thereto*.
37 No candidate shall be permitted to withdraw from candidacy after the
38 filing deadline.

39 (d) Within three days from the date of the filing of a nomination
40 petition or a declaration of intention to become a candidate for board
41 member, the county election officer shall determine the validity of such
42 petition or declaration.

43 (e) If a nomination petition or declaration is found to be invalid, the

1 county election officer shall notify the candidate on whose behalf the
2 petition or declaration was filed that such nomination petition or
3 declaration has been found to be invalid and the reason for the finding.
4 Such candidate may make objection to the finding of invalidity by the
5 county election officer in accordance with K.S.A. 25-308, and
6 amendments thereto.

7 Sec. 37. K.S.A. 25-2022 is hereby amended to read as follows: 25-
8 2022. Any board shall have power to fill by appointment any vacancy
9 which occurs thereon, and such appointee shall serve for the unexpired
10 term. When a vacancy occurs, the board shall publish a notice one time in
11 a newspaper having general circulation in the school district stating that
12 the vacancy has occurred and that it will be filled by appointment by the
13 board not sooner than ~~fifteen (15)~~ 15 days after such publication. If such
14 vacancy occurs before ~~January 1 of an odd-numbered year~~ *May 1 of the*
15 *second year of the term* leaving an unexpired term of more than two years
16 such appointee shall serve until the ~~July 1 second Monday in January~~ after
17 the following general school election as provided in K.S.A. 25-2023, ~~or~~
18 ~~any and~~ amendments thereto.

19 In the latter event, the unexpired term of two years commencing ~~July~~
20 ~~on the second Monday in January~~ after the following general school
21 election shall be filled at such election and the ballots or ballot labels and
22 returns of election with respect to such office shall be designated as
23 follows: "To fill the unexpired term."

24 Sec. 38. K.S.A. 25-2023 is hereby amended to read as follows: 25-
25 2023. ~~Each board member shall qualify by filing an oath of office with the~~
26 ~~election officer not later than ten (10) days~~ *The term of office of each*
27 *board member shall commence on the second Monday in January*
28 ~~following the date of the election, or not later than five (5) days after~~
29 ~~issuance of such member's certificate of election, whichever is the later~~
30 ~~date. Each board member shall take office on the July 1 following the~~
31 ~~general school election. Each member elected shall qualify by filing an~~
32 ~~oath of office with the county election office.~~ Each member elected to a
33 board of education shall hold office until a successor is elected or
34 appointed and qualified and shall serve for a term of four ~~(4)~~ years.

35 Sec. 39. K.S.A. 2014 Supp. 25-2102 is hereby amended to read as
36 follows: 25-2102. (a) "General election" means the ~~election~~ *elections* held
37 on the Tuesday succeeding the first Monday in November of *both* even-
38 numbered *and odd-numbered* years, ~~the elections held for officers on the~~
39 ~~first Tuesday in April~~, and in the case of special elections of any officers to
40 fill vacancies, the election at which any such officer is finally elected.

41 (b) "Primary election" means the ~~election~~ *elections* held on the first
42 Tuesday in August of ~~even-numbered~~ *both even-numbered and odd-*
43 ~~numbered~~ years, ~~the election held five weeks preceding the election on the~~

1 ~~first Tuesday in April~~; and any other preliminary election at which part of
2 the candidates for special election to any national, state, county, city ~~or~~,
3 school *or municipal* office are eliminated by the process of the election but
4 at which no officer is finally elected.

5 (c) "District method" means the election of city officers where the
6 city is divided into member districts or wards.

7 (d) "Election at large method" means the election of city officers
8 without member districts or wards.

9 Sec. 40. K.S.A. 25-2107 is hereby amended to read as follows: 25-
10 2107. The general election of city officers shall be held on the ~~first~~
11 ~~Tuesday in April. Except as otherwise provided by law or as provided by~~
12 ~~charter ordinance passed after April 30, 1968, pursuant to article 12,~~
13 ~~section 5, of the constitution of Kansas, every city shall have an election of~~
14 ~~city officers in odd-numbered years only, and the terms of city officers~~
15 ~~shall be two (2) years. Provided, however, That the provisions of this~~
16 ~~section shall not invalidate, repeal or otherwise affect any charter~~
17 ~~ordinance of any city of the third class having a population of not less than~~
18 ~~one thousand five hundred (1,500) nor more than two thousand (2,000)~~
19 ~~located in a county having a population of not less than fifty thousand~~
20 ~~(50,000) nor more than one hundred thousand (100,000), which ordinance~~
21 ~~had become effective prior to April 30, 1968 Tuesday following the first~~
22 ~~Monday in November of odd-numbered years.~~

23 (b) *A primary may be held on the first Tuesday in August of each*
24 *odd-numbered year as prescribed in K.S.A. 25-205, and amendments*
25 *thereto, and as provided in K.S.A. 25-2108a, and amendments thereto.*

26 Sec. 41. K.S.A. 2014 Supp. 25-2108a is hereby amended to read as
27 follows: 25-2108a. (a) There shall be a primary election of city officers on
28 the ~~first Tuesday preceding by five weeks the first Tuesday in April of~~
29 ~~every year that such city has a city election, except as otherwise provided~~
30 ~~in subsection (b) or subsection (c) of this section in August of each odd-~~
31 ~~numbered year.~~

32 (b) In cities in which a district method of election is in effect, if there
33 are more than three qualified candidates for any member district, the
34 county election officer shall call, and there shall be held, a primary
35 election in each such member district. The names of the two candidates
36 receiving the greatest number of votes for any such member district at the
37 primary election shall appear on the ballots in the general election. If there
38 are three or fewer qualified candidates for any member district there shall
39 not be a primary election and the names of the candidates shall be placed
40 on the ballots in the general election.

41 (c) In cities in which the election at large method of election is in
42 effect, if there are more than three times the number of candidates as there
43 are members to be elected, the county election officer shall call, and there

1 shall be held, a primary election. The names of twice the number of
2 candidates as there are members to be elected who received the greatest
3 number of votes at the primary election shall appear on the ballots in the
4 general election. If there are not more than three times the number of
5 candidates as there are members to be elected there shall not be a primary
6 election and the names of the candidates shall be placed on the ballots in
7 the general election.

8 (d) On the ballots in general city elections, blank lines for the names
9 of write-in candidates shall be printed at the end of the list of candidates
10 for each different office. The number of blank lines for each elected office
11 shall be equal to the number of candidates to be elected thereto. The
12 purpose of such blank lines shall be to permit the voter to insert the name
13 of any person not printed on the ballot for whom such voter desires to vote
14 for such office. No lines for write-in candidates shall appear on primary
15 city election ballots.

16 Sec. 42. K.S.A. 25-2109 is hereby amended to read as follows: 25-
17 2109. The filing deadline for all city elections shall be ~~12:00 o'clock noon~~
18 ~~of the Tuesday preceding by 10 weeks the first Tuesday in April at 12~~
19 ~~noon on June 1 as provided in K.S.A. 25-205, and amendments thereto.~~

20 Sec. 43. K.S.A. 2014 Supp. 25-2110 is hereby amended to read as
21 follows: 25-2110. (a) ~~In cities of the first and second class, any person~~
22 ~~desiring to become a candidate for a city office elected at large shall file~~
23 ~~with the city clerk before the filing deadline a statement of such candidacy~~
24 ~~on a form furnished by the county election officer as specified by the~~
25 ~~secretary of state. The city clerk of any city upon receiving any filing~~
26 ~~under this section shall record the same and transmit it, together with the~~
27 ~~filing fee or petition herein provided, within three business days to the~~
28 ~~county election officer. In cities of the third class, Any person desiring to~~
29 ~~become a candidate for city office elected at large shall file with the county~~
30 ~~election officer of the county in which the city is located, or of the county~~
31 ~~in which the greater population of the city is located if the city extends into~~
32 ~~more than one county, or the city clerk, before the filing deadline,~~
33 ~~established in K.S.A. 25-205, and amendments thereto, a statement~~
34 ~~declaration of candidacy on a form furnished by the county election~~
35 ~~officer as specified by the secretary of state.~~

36 (b) ~~In cities having a population of less than 5,000, each such filing~~
37 ~~shall be accompanied by a filing fee of \$5 or, in lieu of such filing fee, by a~~
38 ~~petition signed by 25 qualified electors of the city or by a number of such~~
39 ~~qualified electors of the city equal to not less than 10% of the ballots cast~~
40 ~~at the last general city election, whichever is less.~~

41 (c) ~~In cities having a population of not less than 5,000 nor more than~~
42 ~~100,000, each such filing shall be accompanied by a filing fee of \$10 or, in~~
43 ~~lieu of such filing fee, by a petition signed by 50 qualified electors of the~~

1 city or by a number of such qualified electors of the city equal to not less
2 than 1% of the ballots cast and counted at the last general city election,
3 whichever is less.

4 ~~(d)~~ In cities having a population of more than 100,000, each such
5 filing shall be accompanied by a filing fee of \$50; or, in lieu of such filing
6 fee, by a petition signed by 100 qualified electors of the city or by a
7 number of qualified electors of the city equal to 1% of the ballots cast at
8 the last general city election, whichever is less. *The number of qualified*
9 *electors of the city which must sign a nomination petition, shall be*
10 *established by the city governing body by passage of an ordinance.*

11 ~~(e)~~ (c) Within three days from the date of the filing of a nomination
12 petition or a declaration of intention to become a candidate for a city office
13 elected at large, the county election officer shall determine the validity of
14 such petition or declaration.

15 ~~(f)~~ (d) If a nomination petition or declaration is found to be invalid,
16 the county election officer shall notify the candidate on whose behalf the
17 petition or declaration was filed that such nomination petition or
18 declaration has been found to be invalid and the reason for the finding.
19 Such candidate may make objection to the finding of invalidity by the
20 county election officer in accordance with K.S.A. 25-308, and
21 amendments thereto.

22 ~~(g)~~ (e) All city elections shall be conducted by the county election
23 officer of the county in which such city is located, or of the county in
24 which the greater population of the city is located if the city extends into
25 more than one county.

26 Sec. 44. K.S.A. 25-2113 is hereby amended to read as follows: 25-
27 2113. ~~(a) Except as provided in subsection (b) of this section, City elections~~
28 ~~shall be nonpartisan or partisan as determined by the governing body and~~
29 ~~shall be conducted in accordance with chapter 25 of the Kansas Statutes~~
30 ~~Annotated, and amendments thereto.~~ Laws applicable to elections
31 occurring at the same time as city elections shall apply to city elections to
32 the extent that the same are not in conflict with the provisions of this act.

33 ~~(b) The provisions of this subsection (b) shall apply to cities of the~~
34 ~~first class in counties which have been declared urban areas as authorized~~
35 ~~by article 2, section 17, of the constitution of Kansas. Election laws of a~~
36 ~~general nature which are applicable to partisan elections and which are not~~
37 ~~in conflict with this subsection (b) or any specific law applicable to~~
38 ~~election of city officers in any city to which this subsection (b) applies,~~
39 ~~shall apply to elections held under the provisions of this subsection (b).~~
40 ~~The county election officer shall prescribe the forms, ballots and ballot~~
41 ~~labels for every election conducted under this subsection (b), and shall~~
42 ~~make such rules and regulations not inconsistent with this subsection (b) as~~
43 ~~may be necessary for the conduct of such elections.~~

1 Sec. 45. K.S.A. 25-2115 is hereby amended to read as follows: 25-
2 2115. Names of candidates appearing on the ballots in primary and general
3 city elections ~~in cities of the first and second class shall be listed in the~~
4 ~~various possible orders in rotation as provided in K.S.A. 25-212, and~~
5 ~~amendments thereto, and K.S.A. 25-610, and amendments thereto.~~

6 Sec. 46. K.S.A. 25-2120 is hereby amended to read as follows: 25-
7 2120. The county election officer who conducts the city election shall
8 promptly certify to the city governing body the determination of election
9 results made by the county board of canvassers. The term of office shall
10 ~~commence with and include the first regular meeting of the governing~~
11 ~~body on the second Monday in January~~ following certification of the
12 election.

13 Every person elected or appointed to city office, before entering upon
14 the duties of such office, shall take and subscribe an oath or affirmation as
15 specified in K.S.A. 54-106, *and amendments thereto*, and every such oath
16 or affirmation shall be filed with the city clerk.

17 Sec. 47. K.S.A. 2014 Supp. 25-2311 is hereby amended to read as
18 follows: 25-2311. (a) County election officers shall provide for the
19 registration of voters at one or more places on all days except the
20 following:

21 (1) Days when the main offices of the county government are closed
22 for business, except as is otherwise provided by any county election officer
23 under the provisions of K.S.A. 25-2312, and amendments thereto;

24 (2) days when the main offices of the city government are closed for
25 business, in the case of deputy county election officers who are city clerks
26 except as is otherwise provided by any county election officer under the
27 provisions of K.S.A. 25-2312, and amendments thereto;

28 (3) the 20 days preceding the day of primary and general ~~state~~
29 elections;

30 ~~(4) the 20 days preceding the day of primary city and school~~
31 ~~elections, if either has a primary;~~

32 ~~(5) the 20 days preceding each first Tuesday in April of odd-~~
33 ~~numbered years, being the day of city and school general elections;~~

34 ~~(6) (4) the 20 days preceding the day of any election other than one~~
35 ~~specified in paragraphs (3), (4) and (5) of this subsection; and~~

36 ~~(7) (5) the day of any primary or general election or any question~~
37 ~~submitted election.~~

38 (b) For the purposes of this section in counting days that registration
39 books are to be closed, all of the days including Sunday and legal holidays
40 shall be counted.

41 (c) The secretary of state shall notify every county election officer of
42 the dates when registration shall be closed preceding primary and general
43 ~~state, city and school~~ elections. The days so specified by the secretary of

1 state shall be conclusive. Such notice shall be given by the secretary of
2 state by mail at least 60 days preceding every primary and general ~~state,~~
3 ~~city and school~~ election.

4 (d) The last days before closing of registration books as directed by
5 the secretary of state under subsection (c) ~~of this section~~, county election
6 officers shall provide for registration of voters during regular business
7 hours, during the noon hours and at other than regular business hours upon
8 such days as the county election officers deem necessary. The last three
9 business days before closing of registration books prior to ~~state~~ primary
10 and general elections, county election officers may provide for registration
11 of voters until 9 p.m. in ~~cities of the first and second class~~ *any city*.

12 (e) County election officers shall accept and process applications
13 received by voter registration agencies and the division of motor vehicles
14 not later than the 21st day preceding the date of any election; mailed voter
15 registration applications that are postmarked not later than the 21st day
16 preceding the date of any election; or, if the postmark is illegible or
17 missing, is received in the mail not later than the ninth day preceding the
18 day of any election.

19 (f) The secretary of state may adopt rules and regulations interpreting
20 the provisions of this section and specifying the days when registration
21 shall be open, days when registration shall be closed, and days when it is
22 optional with the county election officer for registration to be open or
23 closed.

24 (g) Before each primary and general election held in ~~even-numbered~~
25 *odd-numbered* years, and at times and in a form prescribed by the
26 secretary of state, each county election officer shall certify to the secretary
27 of state the number of registered voters in each precinct of the county as
28 shown by the registration books in the office of such county election
29 officer.

30 Sec. 48. K.S.A. 25-2502 is hereby amended to read as follows: 25-
31 2502. (a) "General election" means the ~~election~~ *elections* held on the
32 Tuesday ~~succeeding~~ *following* the first Monday in November of *both* even-
33 numbered *and odd-numbered* years, ~~the elections held for officers on the~~
34 ~~first Tuesday in April~~, and in the case of special elections of any officers to
35 fill vacancies, the election at which any such officer is finally elected.

36 (b) "Primary election" means the ~~election~~ *elections* held on the first
37 Tuesday in August of *both even-numbered and odd-numbered* years, ~~the~~
38 ~~election held five weeks preceding the election on the first Tuesday in~~
39 ~~April~~, and any other preliminary election at which part of the candidates
40 for special election to any national, state, county, township, city ~~or~~, school
41 *or other municipal* office are eliminated by the process of the election but
42 at which no officer is finally elected.

43 Sec. 49. K.S.A. 25-2804 is hereby amended to read as follows: 25-

1 2804. (a) Each person recommended as provided in ~~subsection (a) of~~
2 K.S.A. 25-2803(a), and amendments thereto, shall be a resident of the area
3 served by the voting place in which such person is to be a judge or clerk.

4 (b) Except as otherwise provided by this subsection, all judges and
5 clerks shall have the qualifications of an elector in the election at which
6 they serve, and no judge or clerk shall be a candidate for any office, other
7 than the office of precinct committeeman or precinct committeewoman, to
8 be elected at such election. The county election officer may appoint
9 persons who are at least 16 years of age to serve as election judges or
10 clerks if such persons meet all other requirements for qualification of an
11 elector *and have a letter of recommendation from a school teacher,*
12 *counselor or administrator.* No more than ~~one person~~ *two persons* under
13 ~~the age of 18 may be appointed to each election board~~ *1/3 of the persons*
14 *appointed to each election board may be under the age of 18}.*

15 (c) The county election officer may establish a pool of trained judges
16 and clerks who shall be recommended by the county chairpersons
17 specified in ~~subsection (a) of~~ K.S.A. 25-2803(a), and amendments thereto.
18 Judges and clerks in such pool may serve at voting places other than their
19 own if:

20 (1) The chairpersons specified in ~~subsection (a) of~~ K.S.A. 25-
21 2803(a), and amendments thereto, or either of them, have failed to make
22 appropriate recommendations;

23 (2) it is impossible to obtain judges and clerks for a voting place in
24 any other way; or

25 (3) voting machines are used, in which case the third judge, who shall
26 be trained in the use of voting machines, need not necessarily live in the
27 area of the voting place.

28 (d) Any judge or clerk serving in a voting place not located in the
29 area in which such judge or clerk resides or serving on a special election
30 board established under ~~subsection (e) of~~ K.S.A. 25-1133(c), and
31 amendments thereto, shall be allowed to vote an advance voting ballot in
32 accordance with the provisions of K.S.A. 25-1119, and amendments
33 thereto, or shall be excused from duties as such judge or clerk to vote at
34 the voting place in the area where such judge or clerk resides.

35 Sec. 50. K.S.A. 25-2901 is hereby amended to read as follows: 25-
36 2901. When a voter receives a ballot, or set of ballots, such voter shall go
37 promptly and directly to one of the voting booths and mark the ballots
38 therein. No voter shall be allowed to occupy a booth already occupied by
39 another voter. No voter shall be allowed to occupy a booth more than ~~five~~
40 *10* minutes if other voters are waiting to occupy the same. The voter shall
41 mark the ballot by making a cross or check mark in the voting squares at
42 the left of the names of candidates.

43 Sec. 51. K.S.A. 25-3503 is hereby amended to read as follows: 25-

1 3503. (a) In the event that any vacancy occurs to which this act applies,
2 and such occurrence is not more than ~~ninety (90)~~ 90 days and not less than
3 ~~thirty (30)~~ 30 days before any primary election ~~of state officers~~, the
4 election provided for in this act shall be held on the same date as the
5 primary election ~~of state officers~~.

6 ~~(b) In the event that any vacancy occurs to which this act applies, and~~
7 ~~such occurrence is not more than ninety (90) days and not less than thirty~~
8 ~~(30) days before any regular primary or general election of city and school~~
9 ~~officers occurring in an odd-numbered year, the election provided for in~~
10 ~~this act shall be held within such ninety (90) days and on the same date as~~
11 ~~such primary or general election.~~

12 ~~(e) (b)~~ In the event that any vacancy occurs to which this act applies,
13 and such occurrence is not more than ~~thirty (30)~~ 30 days before any
14 primary election ~~of state officers~~ and before the general election ~~of state~~
15 ~~officers~~, at such general election votes cast for the office ~~of congressman~~
16 *for members of congress* in the district in which such vacancy has occurred
17 shall be deemed to be cast to fill the vacancy for the unexpired term, as
18 well as for the election for the next regular term. The governor shall
19 proclaim the date of the election to be the same as the general election ~~of~~
20 ~~state officers~~.

21 ~~(d) (c)~~ In the event that any vacancy occurs to which this act applies,
22 on or after the date of any general election ~~of state officers~~ and before the
23 term of office in which the vacancy has occurred expires, votes cast for the
24 office ~~of congressman~~ *for members of congress* in the district in which
25 such vacancy occurs shall be deemed to have been cast to fill such vacancy
26 for the unexpired term, as well as for election for the next regular term.
27 The governor's approval of this act shall be deemed to proclaim that every
28 regular election of a representative to the United States congress shall be
29 an election for the unexpired term if any should occur, as well as election
30 for the next regular term. In cases to which subsection ~~(e) of this section~~
31 ~~(b)~~ or this subsection applies, the person elected for the next regular term
32 shall be deemed to have been elected for the balance of the unexpired term
33 also.

34 Sec. 52. K.S.A. 2014 Supp. 25-3801 is hereby amended to read as
35 follows: 25-3801. (a) At each primary election *held in August of a*
36 *presidential election year*, the members of the party residing in each
37 precinct in each county of the state shall elect a man of their number as
38 precinct committeeman and a woman of their number as precinct
39 committeewoman *to serve four-year terms*. No person shall be eligible to
40 be a candidate for or hold the office of precinct committeeman or precinct
41 committeewoman of a party in any precinct unless such person actually
42 lives, resides and occupies a place of abode in such precinct, and is in all
43 other respects a qualified elector and is shown as a member of such party

strike

1 on the party affiliation list, in the office of the county election officer.
2 Except as provided in subsection (b), any vacancy occurring in the office
3 of precinct committeeman or committeewoman shall be promptly filled by
4 appointment by the county chairperson, except that any vacancy which
5 occurs because the party had no candidate at such primary election shall
6 not be filled until the county central committee has elected or reelected its
7 chairperson. Not later than three days after appointment of precinct
8 committeemen and committeewomen, the county chairperson making the
9 appointments shall notify the county election officer of such appointments.
10 The county election officer shall make such appointments public
11 immediately upon receipt thereof. As used in this act, "primary election"
12 means the statewide *presidential* election held in August of even-
13 numbered years.

14 (b) When a convention is to be held under article 39 of chapter 25 of
15 Kansas Statutes Annotated, *and amendments thereto*, to fill a vacancy, no
16 appointments shall be made under subsection (a): (1) After the county
17 chairperson has received notice from the county election officer of a
18 vacancy or a pending vacancy in a county elected office; or (2) after the
19 county chairperson in each county, all or a part of which, is located within
20 a legislative district has received notice from the secretary of state of a
21 vacancy or a pending vacancy in a legislative office.

22 After the vacancy has been filled by a person elected at a convention
23 held under article 39 of chapter 25 of the Kansas Statutes Annotated, *and*
24 *amendments thereto*, any vacancy in the office of precinct committeeman
25 or committeewoman shall be filled as provided by subsection (a).

26 Sec. 53. K.S.A. 2014 Supp. 42-706 is hereby amended to read as
27 follows: 42-706. (a) The officers of such district shall be a board of
28 directors consisting of three members who shall be persons entitled to vote
29 as provided in subsection ~~(h)~~ (g) and residents of a county in which the
30 district or a portion thereof is located, or county adjoining a county in
31 which such irrigation district or a portion thereof is located. Such members
32 shall hold office for a period of ~~three~~ two or four years, *such term of office*
33 *being established by the board of directors by passage of a resolution*, and
34 each shall serve until a successor has been elected and qualified. The
35 members of the board of directors first elected after the creation of an
36 irrigation district shall hold their respective offices until the next regular
37 election for the election of directors as provided in subsection (e) or (f) of
38 this section except that the terms of the three directors shall be as provided
39 in subsection (e) of this section.

40 (b) The chief engineer of the division of water resources, after the
41 incorporation of such irrigation district, shall establish and designate the
42 polling place or places therein where the first election will be conducted
43 and fix the time for such election within 60 days after the date of

strike

Renumber sections accordingly.

1 incorporation. In any irrigation district of more than 35,000 acres, the chief
2 engineer of the division of water resources shall, prior to designating
3 polling places, establish three voting areas within such district as equal as
4 possible in acreage and shall designate the same as the first, second or
5 third voting area. Such polling place or places may thereafter be changed
6 by the board of directors, and the board may arrange for polling places
7 outside the corporate boundaries of the district if such places are more
8 convenient than locations within the district. Prior to the holding of the
9 first election in newly created districts, the chief engineer of the division of
10 water resources shall appoint from the qualified electors of the district
11 three persons for such election for each voting place who shall constitute
12 boards of election for such district for such election. If the members
13 appointed do not attend at the opening of the polls on the day of election,
14 at the opening hour, the electors present at that hour shall elect from the
15 electors present members of the election board necessary to fill the place
16 of any absent member.

17 (c) The board of directors of every district of more than 35,000 acres
18 which was incorporated prior to the effective date of this act shall establish
19 three voting areas within the district as equal as possible in acreage and
20 designate the same as the first, second or third voting area. The board shall
21 also establish and designate the polling place or places within each voting
22 area. At the first election held after the effective date of this act, a director
23 shall be elected from each voting area and the person receiving the highest
24 number of votes shall serve for a term of three years, the person receiving
25 the second highest number of votes shall serve for a term of two years, and
26 the person receiving the third highest number of votes shall serve for a
27 term of one year. At each subsequent election, only one director shall be
28 elected each year for a term of three years. Any director elected under this
29 provision must be a person entitled to vote as provided in subsection (h)
30 for the term length established by the board.

31 (d) (1) Except as provided in paragraph (2), all elections shall be
32 conducted in accordance with the general election laws of the state except
33 as otherwise provided in this act. Advance voting as provided in article 11
34 of chapter 25 of the Kansas Statutes Annotated, and amendments thereto,
35 shall be provided for by the county election officers and boards of
36 directors for those persons entitled to vote under subsection ~~(h)~~ (g). The
37 forms for the ballot envelope declaration as provided in K.S.A. 25-1120,
38 and amendments thereto, and the applications for advance ballots as
39 provided in K.S.A. 25-1122d, and amendments thereto, shall be modified
40 to establish that such person is a qualified owner of irrigable land within
41 the district. After polls are closed the election boards shall proceed to
42 canvass the votes cast thereat, shall certify to the county election officer of
43 the county in which all or the greater part of the population of the

1 irrigation district is located and the chief engineer the result of such
2 election. The clerks shall then securely wrap the ballots cast at such
3 elections and shall express or mail the same by registered mail to the
4 county election officer of the county in which all or the greater part of the
5 population of the irrigation district is located. The county election officer
6 shall canvass the ballots, verify the results and declare the person receiving
7 the highest number of votes duly elected as director except that at the first
8 election after creation of a district the county election officer of the county
9 in which all or the greater part of the population of the irrigation district is
10 located shall declare the three persons receiving the highest number of
11 votes duly elected as directors except that in districts divided into three
12 voting areas, the person receiving the highest number of votes in each
13 voting area shall be duly elected as director. Such county election officer
14 shall immediately mail, to each person elected to the office of director a
15 certificate of election signed by such officer. The directors shall thereupon
16 qualify and enter upon the duties of their office. Directors shall qualify by
17 taking and subscribing to an oath of office of substantially the same tenor
18 as oath of office prescribed for county officials. Each member of the board
19 of directors shall execute an official bond in the sum of \$1,000 which oath
20 and bond shall be filed with the county election officer of the county in
21 which all or the greater part of the population of the irrigation district is
22 located. The treasurer of each irrigation district shall execute to the district
23 a corporate surety bond in an amount at least equal to 125% of the amount,
24 as near as can be ascertained, that shall be in such person's hands as
25 treasurer at any one time. The amount and sufficiency of the bond of the
26 treasurer shall be determined by the county election officer. Upon approval
27 of the bond, the county election officer shall endorse such approval
28 thereon and file the same in the office of the county election officer and
29 shall immediately notify the county treasurer of the county in which the
30 registered office of the irrigation district is located of such approval and
31 filing. In the event of the breach of any condition of the treasurer's bond,
32 the president and secretary of the board shall cause a suit to be commenced
33 thereon in the name of the irrigation district. It shall not be necessary to
34 include the treasurer as a party to the action and the money collected shall
35 be applied to the use of the district, as the same should have been applied
36 by the treasurer. Should the president and secretary neglect or refuse to
37 prosecute such a suit, then any person entitled to vote as provided in
38 subsection ~~(h)~~ (g) may cause such suit to be instituted. Premiums on surety
39 bonds for such directors and treasurers of irrigation districts shall be paid
40 by the district out of its general funds. In case the office of any director
41 shall become vacant the remaining members of the board shall fill the
42 vacancy by appointment. A director appointed to fill a vacancy shall serve
43 the unexpired term of the director whose term such person was appointed

1 to fill.

2 (2) For any election except the election required in subsection (b), the
3 board of directors may adopt a procedure providing for the election of
4 members by mail ballot. Such procedure shall require the board to mail
5 ballots to all persons entitled to vote, to receive and tabulate the ballots, to
6 canvass the election and to certify the results to the county election officer.
7 The irrigation district shall be responsible for the direct expenses of
8 conducting the election. The ballot envelope used for mailing ballots shall
9 contain a declaration establishing that the person who signs the declaration
10 is a qualified owner of irrigable land within the district.

11 (e) All regular elections of directors of irrigation districts shall be
12 held ~~the first Tuesday in March except as provided by subsection (g)~~
13 *Tuesday following the first Monday in November in odd-numbered years.*
14 Any districts organized after the regular ~~March~~ election shall hold its
15 election at the next regular ~~March~~ election following incorporation of the
16 district and, at this election three directors shall be elected and the person
17 receiving the highest number of votes shall serve for a term of ~~three~~ *four*
18 years, ~~the person~~ *persons* receiving the second *and third* highest number of
19 votes shall serve for a term of two years, ~~and the person receiving the third~~
20 ~~highest number of votes shall serve for a term of one year.~~ In case the first
21 election after creation of a district is held between June 1 of any year and
22 the day preceding the ~~first Tuesday in March~~ *following the first Monday in*
23 *November* of the next succeeding *odd-numbered* year, the next regular
24 ~~March~~ election shall be held in the second succeeding *odd-numbered* year.
25 At each subsequent regular election, only one director shall be elected
26 each year for a term of ~~three~~ *four* years. ~~All persons desiring to be voted~~
27 ~~upon as directors shall at least 30 days before the day of holding of the~~
28 ~~elections, file such person's name with the county election officer of the~~
29 ~~county in which all or the greater part of the population of the irrigation~~
30 ~~district is located, affixed to a statement that such person desires such~~
31 ~~person's name to be placed on the ticket as a candidate for member of~~
32 ~~board of directors of the district in such election~~ *Any person desiring to be*
33 *a candidate for election to the board of directors shall file a candidate's*
34 *declaration of intention with the county election officer of the county in*
35 *which all or the greater part of the population of the district is located.*
36 *Such candidate's filing shall utilize the procedures provided in section 6,*
37 *and amendments thereto, and K.S.A. 25-205, and amendments thereto.* The
38 county election officer shall ~~make up the ticket, at expense of the irrigation~~
39 ~~district~~ *prepare the ballot*, and place the names thereon in alphabetical
40 order and shall supply election officials with necessary ballots and polling
41 books at the irrigation district's expense. ~~At least five days before any~~
42 ~~election held subsequent to first election of directors, the boards of~~
43 ~~directors shall name and appoint three persons for each voting place, who~~

1 ~~shall be qualified electors in the district.~~ At least five days before any
2 election, the county clerks of the various counties within which a portion
3 of the district is located, shall cause to be ascertained the names of all
4 persons entitled to vote as provided in subsection ~~(h)~~ (g) and shall furnish
5 lists thereof to each election board within such county and to the secretary
6 of the board of directors of the district. Notice of the time and places of
7 holding of the election, ~~signed by the president and attested by the~~
8 ~~secretary of the district shall be given in some newspaper or newspapers~~
9 *general election, shall be published by the county election officer in a*
10 *newspaper of general circulation in the district for one issue at least five*
11 *days prior to date of the election in accordance with K.S.A. 25-105, and*
12 *amendments thereto.* The ~~return~~ results of all special or bond elections
13 shall be made *available* to the secretary of the district, ~~and canvassed by~~
14 ~~the board of directors.~~ All expenses of election, not otherwise provided for
15 herein, shall be paid for out of the general funds of the irrigation district.
16 Election officials shall receive the same compensation as provided under
17 general election laws.

18 (f) In lieu of the election procedures provided in this section
19 pertaining to regular elections of directors in accordance with the general
20 election laws of the state, the board of directors of any irrigation district of
21 less than 35,000 acres in size may call an annual meeting of all persons
22 entitled to vote as provided in subsection ~~(h)~~ (g) for the purpose of electing
23 directors. Such annual meeting shall be held on the first Tuesday in March;
24 ~~except as provided by subsection (g).~~ Notice of the time and place of
25 holding said annual meeting shall be given in some newspaper or
26 newspapers of general circulation in the district for one issue at least 30
27 days prior to date of such meeting. Elections at the annual meeting shall be
28 by ballot, with absentee voting as provided under subsection (d) of this
29 section. All persons desiring to be voted upon as director shall at least 30
30 days before the day of holding the annual meeting file such person's name
31 with the secretary of the board of directors of the district, affixed to a
32 statement that such person desires such person's name to be placed on the
33 ballot as a candidate for member of board of directors of the district. The
34 board of directors shall appoint three owners of irrigable land in the
35 district to serve as an election board at the annual meeting. After the votes
36 are cast at the annual meeting the election board shall proceed to canvass
37 the votes and shall certify to the county election officer of the county in
38 which all or the greater part of the population of the irrigation district is
39 located and the chief engineer the result of such election. All provisions of
40 this section not inconsistent with the provisions of subsection (f) shall
41 apply to the election of directors at the annual meeting.

42 ~~(g) In any case where the time for any regular election of directors as~~
43 ~~described in subsection (c), or the election as described in subsection (f), is~~

1 ~~the same for any two districts having the same district manager, such~~
2 ~~election shall be held on the first Wednesday following the first Tuesday in~~
3 ~~March by the district organized latest in time.~~

4 (h) (g) Until such time as assessments are made in the district
5 pursuant to K.S.A. 42-715, and amendments thereto, those persons entitled
6 to vote shall be "qualified owners of land" within the irrigation district, as
7 such term is defined in K.S.A. 42-701, and amendments thereto, and who
8 are otherwise qualified electors.

9 After lands have been assessed in the district pursuant to K.S.A. 42-
10 715, and amendments thereto, those persons entitled to vote shall be
11 "qualified owners of land" within the irrigation district as such term is
12 defined in K.S.A. 42-701, and amendments thereto, which has been
13 assessed pursuant to K.S.A. 42-715, and amendments thereto, and who are
14 otherwise qualified electors. For voting purposes, any person entitled to
15 vote under this subsection who owns land in more than one voting area
16 shall vote in the voting area which includes the greatest portion of such
17 person's land. As used in this section, the term "qualified electors" shall
18 include a person who is the legal qualified owner of irrigable land or a
19 person, who is authorized, in writing, to vote for a trust, corporation,
20 association or partnership which is the legal qualified owner of irrigable
21 land. Such person is not required to be a resident of the district. Such trust,
22 corporation, association or partnership shall be allowed only one vote. The
23 person authorized by such entity to vote shall be someone who is not
24 otherwise entitled to a vote under this section.

25 Sec. 54. K.S.A. 71-1408 is hereby amended to read as follows: 71-
26 1408. Change of method of election in any community college district may
27 be made in the manner provided in this act at any time during the period
28 beginning on the first Wednesday in ~~April~~ *November* of each odd-
29 numbered year and ending on the first Tuesday in ~~December~~ *June* of each
30 even-numbered year, if such change is also approved in a manner
31 authorized in this act before the end of such period. The new method of
32 election in such district shall be followed in the election of trustees next
33 following such change and shall continue in force until again changed in
34 the manner provided in this act. Change of method of election shall not
35 shorten the term of any trustee serving on the board at the time the change
36 is made.

37 Sec. 55. K.S.A. 71-1412 is hereby amended to read as follows: 71-
38 1412. Each member of the board of trustees of a community college shall
39 be elected for a four-year term commencing on the ~~July 1~~ *second Monday*
40 *in January* following election. Members shall serve until their successors
41 are elected or appointed and qualified.

42 Sec. 56. K.S.A. 71-1413 is hereby amended to read as follows: 71-
43 1413. (a) Elections of trustees of community colleges shall be conducted

1 by the county election officer of the county in which the main campus of
2 the college is located. In any college district having territory in more than
3 one county, the county election officers of all such counties shall cooperate
4 with the county election officer of the county in which the main campus is
5 located, and upon establishing any new community college or adding
6 territory to any of the community college districts, the state board, in
7 accordance with this section, shall specify the county in which the main
8 campus shall be located for the purpose of this section. General
9 community college elections shall be held on the ~~first Tuesday in April of~~
10 ~~each odd-numbered year~~ *following the first Monday in November of each*
11 *odd-numbered year.*

12 (b) Any primary community college election shall be held on the
13 ~~Tuesday preceding by five weeks the first Tuesday in April of odd-~~
14 ~~numbered years~~ *first Tuesday of August of each odd-numbered year in*
15 *accordance with K.S.A. 25-205, and amendments thereto.*

16 (c) *Notice of the time and place of holding each primary and general*
17 *election shall be published by the county election officer in a newspaper*
18 *published in the county in accordance with K.S.A. 25-209, and*
19 *amendments thereto, and K.S.A. 25-105, and amendments thereto.*

20 Sec. 57. K.S.A. 71-1414 is hereby amended to read as follows: 71-
21 1414. (a) (1) In college districts where a district method of election is in
22 effect, a person may become a candidate for election to trustee of a
23 community college by any one of the following methods:

24 (A) Any person who is an elector of any member district may petition
25 to be a candidate for member from the member district in which such
26 person resides. Any such person shall file with the election officer a
27 petition for such person's candidacy signed by not less than 50 electors
28 residing in such person's member district.

29 (B) Any person who is an elector of any member district may become
30 a candidate for member from the member district in which such person
31 resides by filing with the election officer a declaration of intent to be such
32 a candidate, and payment therewith of a filing fee in the amount of ~~\$5~~ \$20.

33 (C) If a community college adopts and implements a seven member
34 board of trustees plan, any person who is an elector of the college district
35 may petition to be a candidate for the at-large member position. Any such
36 person shall file with the county election officer a petition for such
37 candidacy signed by not less than 50 electors residing in such college
38 district.

39 (D) If a community college adopts and implements a seven member
40 board of trustees plan, any person who is an elector of the college district
41 may become a candidate for the at-large member position by filing with
42 the county election officer a declaration of intent to be such a candidate,
43 and payment therewith of a filing fee in the amount of ~~\$5~~ \$20.

1 (2) Every petition or declaration of intent filed under this subsection
2 must specify the member position for which the person is a candidate.

3 (b) In college districts where the election-at-large method of election
4 is in effect, a person may become a candidate for election to trustee of a
5 community college by either one of the following methods:

6 (1) Any person who is an elector of the college district may petition
7 to be a candidate for trustee. Any such person shall file with the election
8 officer a petition for such person's candidacy signed by not less than 50
9 electors residing in the college district.

10 (2) Any person who is an elector of the college district may become a
11 candidate for trustee by filing with the election officer a declaration of
12 intent to be such a candidate, and payment therewith of a filing fee in the
13 amount of ~~\$5~~ \$20.

14 (c) Every petition or declaration of intent filed under this section must
15 be filed on or before ~~12 o'clock~~ 12 noon on the Tuesday which precedes by
16 ~~10 weeks the first Tuesday in April of any odd-numbered year. No such~~
17 ~~petition or declaration shall be filed sooner than the second Tuesday of the~~
18 ~~December which next precedes the community college election June 1 of~~
19 ~~each odd-numbered year as provided in section 6, and amendments~~
20 ~~thereto, and K.S.A. 25-205, and amendments thereto.~~

21 Sec. 58. K.S.A. 71-1419 is hereby amended to read as follows: 71-
22 1419. ~~(a)~~ The election of trustees of community colleges shall be
23 nonpartisan and laws applicable only to partisan elections shall not apply
24 in such elections. All laws applicable to elections, the violation of which is
25 a crime, shall be applicable to election of trustees of community colleges.

26 ~~(b) Except as is provided in (a) above, laws applicable to local~~
27 ~~elections, including voter registration laws, occurring at the same time as~~
28 ~~election of trustees shall apply to the election of trustees to the extent that~~
29 ~~the same are not in conflict with the provisions of this act. The provisions~~
30 ~~of this subsection (b) shall not apply to election notices.~~

31 ~~(c) Ballots for election of trustees shall be canvassed by the members~~
32 ~~of election boards canvassing ballots in other local elections insofar as is~~
33 ~~practicable, and where it is not practicable, the county election officer shall~~
34 ~~provide for such canvass by other appropriate means.~~

35 Sec. 59. K.S.A. 72-8008 is hereby amended to read as follows: 72-
36 8008. Change of method of election or voting plan or both in any school
37 district may be made in the manner provided in this act at any time during
38 the period beginning on the first Wednesday in ~~April~~ November of each
39 ~~odd-numbered even-numbered~~ year and ending on the first Tuesday in
40 ~~December~~ June of each ~~even-numbered odd-numbered~~ year, if such
41 change is also approved in a manner authorized in this act before the end
42 of such period. The new method of election and voting plan in such school
43 district shall be followed in the election of members next following such

1 change and shall continue in force until again changed in the manner
2 provided in this act. Change of method of election or voting plan shall not
3 shorten the term of any member serving on the board at the time the
4 change is made, and the county election officer shall not submit to election
5 any plan of change which violates this prohibition.

6 Sec. 60. K.S.A. 80-2508 is hereby amended to read as follows: 80-
7 2508. (a) Subject to the limitations provided in this act, any of the four
8 methods described in this section may be used in the selection of members
9 of boards. The four methods are:

10 (1) Elections of board members shall be held at the annual meeting of
11 the qualified electors of the hospital district for the positions on the board
12 which are to expire in such year.

13 (2) Board members shall be appointed by the governing bodies of the
14 political subdivisions joining in the operation and maintenance of the
15 hospital.

16 (3) (A) Elections of board members for ~~three-year~~ *four-year* terms
17 shall be held on the ~~first Tuesday in April~~ *following the first Monday in*
18 *November of odd-numbered years* of each year for the positions on the
19 board which are to expire in such year. All positions shall be at-large. Each
20 board member shall take office on the ~~May 1~~ *second Monday in January*
21 following the date of election.

22 (B) Any person desiring to become a candidate for board member
23 shall file with the county election officer of the county in which the
24 political subdivisions joining in the operation and maintenance of the
25 hospital, or the greater portion of the area thereof, are located, before the
26 filing deadline specified in K.S.A. 25-2109, and amendments thereto,
27 either a petition signed by not less than 50 electors eligible to vote for a
28 candidate or a declaration of intent to become a candidate together with a
29 filing fee in the amount of ~~\$10~~ *\$20*.

30 (C) The county election officer of the county specified in paragraph
31 (B) shall prepare the ballots for such election including ballots for that
32 portion of the district located in any other county. The county election
33 officers of each county shall conduct the election in their respective
34 counties, and the board of county canvassers of each such county shall
35 certify the results of the votes cast in its county to the board of county
36 canvassers in the county in which the ballots for the election were
37 prepared.

38 (D) Ballots shall be prepared in such manner that each voter is
39 instructed to vote for the same number of candidates as the number of
40 positions to be filled. Such instruction shall specify that the voter may vote
41 for fewer than the total number of candidates for which the voter is
42 qualified to vote.

43 ~~(E) Where not in conflict with this provision of this subsection, the~~

1 ~~laws applicable to the election of city officers shall apply to the election of~~
2 ~~members of the board.~~

3 (4) (A) Elections of board members for four-year terms shall be held
4 on the ~~first~~ Tuesday *succeeding the first Monday in April* November of
5 each *odd-numbered* year for the positions on the board which are to expire
6 in such year. All positions shall be at-large. Each board member shall take
7 office on the ~~May 1 following the date of election~~ *second Monday in*
8 *January*.

9 (B) Any person desiring to become a candidate for board member
10 shall file with the county election officer of the county in which the
11 political subdivisions joining in the operation and maintenance of the
12 hospital, or the greater portion of the area thereof, are located, before the
13 filing deadline specified in K.S.A. 25-2109, and amendments thereto,
14 either a petition signed by not less than 50 electors eligible to vote for a
15 candidate or a declaration of intent to become a candidate together with a
16 filing fee in the amount of ~~\$10~~ \$20.

17 (C) The county election officer of the county specified in paragraph
18 (B) shall prepare the ballots for such election including ballots for that
19 portion of the district located in any other county. The county election
20 officers of each county shall conduct the election in their respective
21 counties, and the board of county canvassers of each such county shall
22 certify the results of the votes cast in its county to the board of county
23 canvassers in the county in which the ballots for the election were
24 prepared.

25 (D) Ballots shall be prepared in such manner that each voter is
26 instructed to vote for the same number of candidates as the number of
27 positions to be filled. Such instruction shall specify that the voter may vote
28 for fewer than the total number of candidates for which the voter is
29 qualified to vote.

30 ~~(E) Where not in conflict with this provision of this subsection, the~~
31 ~~laws applicable to the election of city officers shall apply to the election of~~
32 ~~members of the board.~~

33 (b) If the method of selection of members of the board of any hospital
34 is the method provided for in ~~provision (1) or provision (2) of subsection~~
35 ~~(a)(1) or (2)~~, such method of selection may be changed to the method
36 provided for in ~~provision (3) or provision (4) of subsection (a)(3) or (4)~~ by
37 majority vote of the qualified electors voting at an annual meeting thereof.
38 Whenever the method of selection of members of a board is changed to the
39 method provided for in ~~provision (3) or provision (4) of subsection (a)(3)~~
40 ~~or (4)~~, the term of each member serving on the board at the time of the
41 change of method of selection shall expire on May 1 of the year in which
42 the term of such member is to expire, except that for the purpose of
43 electing members to the board at a time to coincide with elections for other

1 purposes, the board may extend the term of any member for not to exceed
2 one year from the date such member's term would otherwise expire and the
3 board of Sublette hospital district may change prior to the election the
4 length of term for one member to be elected at the 1997 election from four
5 years to two years. If the members of the board are currently selected
6 pursuant to ~~provision (3) of subsection (a)(3)~~, the method of selection may
7 be changed to the method provided for in ~~provision (4) of subsection (a)~~
8 ~~(4)~~ by a majority vote of the board members.

9 *{New Sec. 61. (a) Whenever a statute requires or otherwise provides*
10 *for an election on the issue of:*

11 *(1) Levying or increasing the levy of any tax; or*

12 *(2) authorizing the issuance of bonds by any municipality, the*
13 *elections shall be held at the next regularly scheduled primary or*
14 *general election.*

15 *{(b) "Municipality" shall mean any city, county or school district.*

16 *Sec. 62. K.S.A. 10-120 is hereby amended to read as follows: 10-*
17 *120. {(a)} Whenever an election is required for the issuance of bonds for*
18 *any purpose by any municipality other than an irrigation district or*
19 *where a different procedure for giving notice of the election is*
20 *specifically provided by law, upon compliance with the legal*
21 *requirements necessary and precedent to the call for the election, the*
22 *proper municipal officers shall call an election. The election shall be*
23 *held within 45 days after compliance with the necessary requirements, or*
24 *within 90 days, should the longer period include the date of a at the next*
25 *primary or general election which permits the notice requirements of*
26 *subsection (b) to be met.*

27 *(b) Notice of the election shall be published in a newspaper of*
28 *general circulation in the municipality once each week for two*
29 *consecutive weeks. The first publication shall be not less than 21 days*
30 *prior to the election. The notice shall set forth the time and place of*
31 *holding the election and the purpose for which the bonds are to be*
32 *issued and shall be signed by the county election officer. The election*
33 *shall be held at the usual place of holding elections and shall be*
34 *conducted by the officers or persons provided by law for holding*
35 *elections in the municipality.*

36 *Sec. 63. K.S.A. 12-138 is hereby amended to read as follows: 12-*
37 *138. Any city election called under the provisions of this act shall be*
38 *called within 30 days and held within 90 days after the filing of a petition*
39 *demanding such election, or after the publication of an ordinance*
40 *authorizing a levy for which an election is called without petition. The*
41 *governing body shall pass an ordinance calling the election and fixing*
42 *the date, which at the next regular primary or general election and such*
43 *ordinance shall be published once in the official city newspaper. The*

1 *sufficiency of the number of signers of any petition filed under the*
2 *provisions of this act shall be determined by the county election officer.*
3 *Every election held under the provisions of this act shall be conducted by*
4 *the county election officer. The county election officer shall publish a*
5 *notice of such election once each week for two consecutive weeks in the*
6 *official city newspaper, the first publication to be not less than 21 days*
7 *prior to such election. The notice shall state the time of the election and*
8 *the proposition which shall appear on the ballot. The proposition shall*
9 *be: "Shall revenue ordinance No. _____, entitled (title of ordinance) take*
10 *effect?"*

11 *Sec. 64. K.S.A. 12-6a15 is hereby amended to read as follows: 12-*
12 *6a15. The governing body of any city proposing to issue general*
13 *obligation bonds of the city for payment of any portion of the costs of*
14 *any improvement authorized by this act may by resolution submit the*
15 *question of issuing such bonds at a general or special an election called*
16 *for that purpose under the provisions of K.S.A. 10-120, and amendments*
17 *thereto, and if such election be called, no such bonds shall be issued until*
18 *and unless a majority of the electors voting on the proposition shall have*
19 *given their approval to the issuance of such the bonds.*

20 *Sec. 65. K.S.A. 2014 Supp. 12-1737 is hereby amended to read as*
21 *follows: 12-1737. The governing body of any city may, for the purposes*
22 *hereinbefore authorized and provided:*

- 23 *(a) Receive and expend gifts;*
24 *(b) receive and expend grants-in-aid of state or federal funds;*
25 *(c) issue bonds of the city;*
26 *(d) levy an annual tax of not more than one mill for any city of the*
27 *first class and not more than two mills for any city of the second or third*
28 *class, which tax levy may be made for a period not exceeding 10 years*
29 *upon all taxable tangible property in such city for the purpose of*
30 *creating a building fund to be used for the purposes herein provided and*
31 *to pay a portion of the principal and interest on bonds issued by such*
32 *city under the authority of K.S.A. 12-1774, and amendments thereto;*
33 *(e) issue no-fund warrants;*
34 *(f) use moneys from the general operating fund or other*
35 *appropriate budgeted fund when available;*
36 *(g) use moneys received from the sale of public buildings or*
37 *buildings and sites; or*
38 *(h) combine any two or more of such methods of financing for the*
39 *purposes herein authorized except that cities shall first use funds*
40 *received from the payment of insurance claims for damages sustained by*
41 *any such public building before resorting to methods of financing herein*
42 *authorized.*

43 *An election upon the issuance of bonds under the authority of this*

1 *act shall be required for the purpose of acquiring or constructing city*
2 *offices, public libraries, auditoriums, community or recreational*
3 *buildings.*

4 *When an election upon the issuance of bonds is required, the*
5 *question of the issuance of such bonds shall be submitted to a vote of the*
6 *qualified electors of the city at a regular city primary or general election*
7 *or at a special election called for that purpose. No such bonds shall be*
8 *issued unless a majority of those voting on the question vote in favor of*
9 *the issuance of the bonds. The bond election shall be called and held*
10 *and the bonds shall be issued in accordance with the provisions of the*
11 *general bond law. No levies shall be made for the purpose of creating a*
12 *building fund under the provisions of this act until a resolution*
13 *authorizing the making of such levies is adopted by the governing body*
14 *of the city. Such resolution shall state the specific purpose for which the*
15 *tax levy is made, the total amount proposed to be raised and the number*
16 *of years the tax levy shall be made. The resolution shall be published*
17 *once each week for two consecutive weeks in the official city paper. After*
18 *publication, the levies may be made unless a petition requesting an*
19 *election upon the question of whether to make the levies is filed in*
20 *accordance with this section. Such petition shall be signed by electors*
21 *equal in number to not less than 10% of the electors who voted at the*
22 *last preceding regular city election as shown by the poll books, is filed*
23 *with the city clerk of such city within 60 days following the last*
24 *publication of the resolution. If a valid petition is filed, the governing*
25 *body shall submit the question to the voters at an election called for that*
26 *purpose or at the next regular city primary or general election.*

27 *The levy authorized by this section shall be in addition to and not*
28 *limited by any other act authorizing or limiting the tax levies of the city.*
29 *The building fund may be used for the purposes provided by this act at*
30 *any time after the second levy has been made. If there are insufficient*
31 *moneys in the building fund for expenditures for such purposes, the*
32 *governing body of the city may issue bonds of the city in the manner*
33 *provided by the general bond law of the state and in an amount which,*
34 *together with the amount raised by the tax levy authorized by this act,*
35 *will not exceed the total amount stated in the resolution creating such*
36 *fund. Cities are hereby authorized to invest any portion of the special*
37 *building fund which is not currently needed in investments authorized*
38 *by K.S.A. 12-1675, and amendments thereto, in the manner prescribed*
39 *therein or in direct obligations of the United States government*
40 *maturing or redeemable at par and accrued interest within three years*
41 *from date of purchase, the principal and interest whereof is guaranteed*
42 *by the government of the United States. All interest received on any such*
43 *investment shall upon receipt thereof be credited to the special building*

1 *fund.*

2 *No-fund warrants issued under the authority of this act shall be*
3 *issued in the manner and form and bear interest and be redeemed as*
4 *prescribed by K.S.A. 79-2940, and amendments thereto, except that they*
5 *may be issued without the approval of the state board of tax appeals and*
6 *without the notation required by K.S.A. 79-2940, and amendments*
7 *thereto. The governing body of the city issuing such warrants shall levy*
8 *a tax for the first tax levying period after such warrants are issued,*
9 *sufficient to pay such warrants and the interest thereon. All such tax*
10 *levies shall be in addition to all other levies authorized or limited by law,*
11 *and none of the tax limitations provided by article 19 of chapter 79 of*
12 *the Kansas Statutes Annotated, and amendments thereto, shall apply to*
13 *such levies.*

14 *Sec. 66. K.S.A. 19-117 is hereby amended to read as follows: 19-*
15 *117. (a) Where the board of county commissioners of any county by*
16 *resolution proposes to levy for revenue purposes any tax, excise, fee,*
17 *charge or other exaction other than permit fees or license fees for*
18 *regulatory purposes, a procedure for the levy of which is not otherwise*
19 *prescribed by enactment of the legislature, such resolution shall require*
20 *a two-thirds ($\frac{2}{3}$) ²/₃ vote of the members of the board and shall be*
21 *published once each week for two (2) consecutive weeks in the official*
22 *county newspaper.*

23 *No such resolution shall take effect until ~~sixty (60)~~ 60 days after its*
24 *final publication, and if within ~~sixty (60)~~ 60 days of its final publication*
25 *a petition signed by not less than ~~five percent (5%)~~ 5% of the qualified*
26 *electors of the county shall be filed with the county election officer*
27 *demanding that such resolution be submitted to a vote of the electors, it*
28 *shall not take effect until submitted to a referendum and approved by a*
29 *majority of the electors voting thereon. The board of county*
30 *commissioners of any county may submit any resolution providing for*
31 *such levy to a referendum without petition. Resolutions authorizing such*
32 *levies submitted to referendum without petition may be passed by a*
33 *majority vote of the board of county commissioners and shall be*
34 *published once in the official county newspaper.*

35 *(b) Any county election called under the provisions of this act shall*
36 *be called within ~~thirty (30)~~ days and held within ~~ninety (90)~~ days at the*
37 *next primary or general election after the filing of a petition demanding*
38 *such election. The board of county commissioners shall pass a*
39 *resolution calling the election and fixing the date, which resolution shall*
40 *be published once in the official county newspaper. The sufficiency of*
41 *the number of signers of any petition filed under this act shall be*
42 *determined by the county election officer. Every election held under this*
43 *act shall be conducted by the county election officer. The county election*

1 officer shall publish a notice of such election once each week for three
2 ~~(3) consecutive weeks in the official county newspaper, the first~~
3 ~~publication to be not less than twenty-one (21) 21 days prior to such~~
4 ~~election.~~ Said The notice shall state the time of the election and the
5 proposition which shall appear on the ballot. The proposition shall be:
6 "Shall revenue resolution No.____ entitled (title of resolution) take
7 effect?"

8 (c) The board of county commissioners shall be required to submit
9 to a referendum the question of levying any tax or other revenue
10 measure, authorized by the provisions of this act or other enactment
11 referring to this act, upon the receipt of a petition signed by not less than
12 ~~five percent (5%)~~ 5% of the qualified electors of such county, or upon
13 receiving resolutions requesting such an election passed by the
14 governing body of each of one or more cities within such county which
15 contains a population of not less than ~~twenty-five percent (25%)~~ 25% of
16 the entire population of the county. If a majority of the electors voting
17 thereon at such election shall approve the proposed tax or other revenue
18 measure, the board of county commissioners of such county shall then
19 provide by resolution for the levy of such tax or other revenue measure.
20 An election held under the provisions of this section shall be scheduled
21 and conducted in the same manner as if a resolution was being
22 submitted to the electors, except that the proposition shall state the
23 nature of the tax or revenue measure, the proposed rate and the date it
24 would take effect.

25 (d) Any county tax or other revenue measure adopted under the
26 provisions of this section shall continue in effect until amended or
27 repealed by a resolution of the board of county commissioners which
28 has also been adopted under the provisions of this section.

29 Sec. 67. K.S.A. 2014 Supp. 19-15,116 is hereby amended to read as
30 follows: 19-15,116. The board of county commissioners of any county
31 may for the purposes ~~hereinbefore~~ authorized and provided:

- 32 (a) Receive and expend gifts;
33 (b) receive and expend grants-in-aid of state or federal funds;
34 (c) issue general obligation bonds of the county. If it is determined
35 that it is necessary to issue more than \$300,000 in general obligation
36 bonds for the purposes ~~hereinbefore~~ authorized, such bonds shall not be
37 issued until the question of their issuance has been submitted to a vote
38 of the qualified electors of the county and has been approved by a
39 majority of those voting thereon at a primary or general election ~~or at a~~
40 ~~special election called for that purpose.~~ Such election shall be called and
41 held and bonds issued in the manner provided by the general bond law;
42 (d) make an annual tax levy of not to exceed one mill for a period
43 of not to exceed 10 years upon all taxable tangible property in the county

1 *for the purpose of creating a building fund to be used for the purposes*
2 *herein provided and to pay a portion of the principal and interest on*
3 *bonds issued under the authority of K.S.A. 12-1774, and amendments*
4 *thereto, by cities located in the county, except that no such levies shall be*
5 *made until a resolution authorizing the same shall be adopted by the*
6 *board of county commissioners stating the specific purpose for which*
7 *such fund is created, the total amount proposed to be raised, the number*
8 *of years such tax levy shall be made and shall be published once each*
9 *week for three consecutive weeks in the official county newspaper.*
10 *Whereupon such levies may be made unless a petition requesting an*
11 *election upon the proposition, signed by electors equal in number to not*
12 *less than 10% of the electors of the county who voted for the secretary of*
13 *state at the last preceding general election, is filed with the county clerk*
14 *within 30 days following the last publication of such resolution. In the*
15 *event such petition is filed, the board of county commissioners shall*
16 *submit the question to the voters at—~~an~~—the next primary or general*
17 *election—~~called for that purpose and held within 90 days after the last~~*
18 *publication of the resolution or at the next general election if held within*
19 *that time and. No such levies shall be made unless—~~such~~—the proposition*
20 *shall receive the approval of a majority of the votes cast thereon. Such*
21 *election shall be called and held in the manner provided in the general*
22 *bond law. Such building fund may be used for the purposes stated in the*
23 *resolution establishing the same at any time after the making of the*
24 *second levy and if there are insufficient moneys in the building fund for*
25 *such purpose the board of county commissioners may, in the manner*
26 *provided by the general bond law of the state issue general obligation*
27 *bonds of the county in an amount which together with the amount raised*
28 *by the tax levies will not exceed the total amount stated in the resolution*
29 *creating such fund. All levies authorized under the provisions of this*
30 *section shall be in addition to and not limited by any other act*
31 *authorizing or limiting the tax levies of such counties. Counties are*
32 *hereby authorized to invest any portion of the special building fund*
33 *which is not currently needed in investments authorized by K.S.A. 12-*
34 *1675, and amendments thereto, in the manner prescribed therein or in*
35 *direct obligations of the United States government maturing or*
36 *redeemable at par and accrued interest within three years from date of*
37 *purchase, the principal and interest whereof is guaranteed by the*
38 *government of the United States. All interest received on any such*
39 *investment shall upon receipt thereof be credited to the special building*
40 *fund, except that the board of county commissioners of any county*
41 *which has heretofore established a building fund under the provisions of*
42 *this act may, if it shall find that the amount of the fund as originally*
43 *established is insufficient for such purposes, by resolution redetermine*

1 *and increase the amount necessary to be raised for the purpose for*
2 *which such fund was originally created and may make or continue to*
3 *make an annual tax levy of not to exceed one mill upon all of the taxable*
4 *tangible property of the county for the purpose of providing the*
5 *additional funds contemplated by the supplemental resolution and to pay*
6 *a portion of the principal and interest on bonds issued under the*
7 *authority of K.S.A. 12-1774, and amendments thereto, by cities located*
8 *in the county. Such supplemental resolution shall be published and shall*
9 *be subject to petition for election and become effective in like manner as*
10 *that provided for the original resolution;*

11 *(e) issue no-fund warrants in the manner and form and bearing*
12 *interest and redeemable as prescribed by K.S.A. 79-2940, and*
13 *amendments thereto, except that they may be issued without the*
14 *approval of the state board of tax appeals, and without the notation*
15 *required by such section. The board of county commissioners shall make*
16 *a tax levy at the first tax levying period after such warrants are issued,*
17 *sufficient to pay such warrants and the interest thereon. All such levies*
18 *shall be in addition to all other levies authorized or limited by law and*
19 *the tax limitations provided by article 19 of chapter 79 of the Kansas*
20 *Statutes Annotated, and amendments thereto, shall not apply to such*
21 *levies;*

22 *(f) use moneys from the general operating fund or other*
23 *appropriated budgeted fund when such is available;*

24 *(g) use moneys received from the sale of public buildings or*
25 *buildings and sites without regard to limitations prescribed by the budget*
26 *law;*

27 *(h) or may combine any two or more of such methods of financing*
28 *for the purposes herein authorized, except that counties shall first use*
29 *funds received from the payment of insurance claims for damages*
30 *sustained by any such public building before resorting to methods of*
31 *financing herein authorized;*

32 *(i) authorize the county engineer to supervise the work necessary*
33 *for the purposes herein provided, including the right of such county*
34 *engineer to have such work done by force account as well as by contract.*

35 *Sec. 68. K.S.A. 68-438 is hereby amended to read as follows: 68-*
36 *438. The governing body of any city may submit the question of issuing*
37 *general obligation bonds of the city as authorized by K.S.A. 68-437, and*
38 *amendments thereto, to the electors at a primary or general election*
39 *called by the governing body at any time and held thereon. The governing*
40 *body shall submit such question upon submission of a petition signed by*
41 *not less than 10% of the qualified electors of the city.*

42 *Sec. 69. K.S.A. 2014 Supp. 72-6433 is hereby amended to read as*
43 *follows: 72-6433. (a) As used in this section:*

1 (1) *"State prescribed percentage" means 33% of state financial aid*
2 *of the district in the current school year.*

3 (2) *"Authorized to adopt a local option budget" means that a*
4 *district has adopted a resolution pursuant to subsection (c), (d) or (e).*

5 (3) *"State financial aid" shall have the meaning provided in K.S.A.*
6 *72-6410, and amendments thereto, except that the term shall not include*
7 *virtual school state aid, as described in K.S.A. 72-3715, and amendments*
8 *thereto.*

9 (b) *In each school year, the board of any district may adopt a local*
10 *option budget which does not exceed the state prescribed percentage.*

11 (c) *Subject to the limitation of subsection (b), in each school year,*
12 *the board of any district may adopt, by resolution, a local option budget*
13 *in an amount not to exceed:*

14 (1) (A) *The amount which the board was authorized to adopt in*
15 *accordance with the provisions of this section in effect prior to its*
16 *amendment by this act; plus*

17 (B) *the amount which the board was authorized to adopt pursuant*
18 *to any resolution currently in effect; plus*

19 (C) *the amount which the board was authorized to adopt pursuant*
20 *to K.S.A. 72-6444, and amendments thereto, if applicable to the district;*
21 *or*

22 (2) *the state-wide average for the preceding school year as*
23 *determined by the state board pursuant to subsection (k).*

24 *Except as provided by subsection (e), the adoption of a resolution*
25 *pursuant to this subsection shall require a majority vote of the members*
26 *of the board. Such resolution shall be effective upon adoption and shall*
27 *require no other procedure, authorization or approval.*

28 (d) *Except as provided by subsection (e), if the board of a district*
29 *desires to increase its local option budget authority above the amount*
30 *authorized under subsection (c) or if the board was not authorized to*
31 *adopt a local option budget in 2006-2007, the board may adopt, by*
32 *resolution, such budget in an amount not to exceed the state prescribed*
33 *percentage. The adoption of a resolution pursuant to this subsection*
34 *shall require a majority vote of the members of the board. The resolution*
35 *shall be published at least once in a newspaper having general*
36 *circulation in the district. The resolution shall be published in*
37 *substantial compliance with the following form:*

38 *Unified School District No. _____,*

39 *_____ County, Kansas.*

40 **RESOLUTION**

41 *Be It Resolved that:*

42 *The board of education of the above-named school district shall be*
43 *authorized to adopt a local option budget in each school year in an*

1 *amount not to exceed ____% of the amount of state financial aid. The*
2 *local option budget authorized by this resolution may be adopted, unless*
3 *a petition in opposition to the same, signed by not less than 5% of the*
4 *qualified electors of the school district, is filed with the county election*
5 *officer of the home county of the school district within 30 days after*
6 *publication of this resolution. If a petition is filed, the county election*
7 *officer shall submit the question of whether adoption of the local option*
8 *budget shall be authorized to the electors of the school district at an*
9 *election called for the purpose or at the next general election, as is*
10 *specified by the board of education of the school district.*

11 **CERTIFICATE**

12 *This is to certify that the above resolution was duly adopted by the*
13 *board of education of unified School District No.____,*
14 *_____ County, Kansas, on the ____ day of _____, ____.*

15 _____
16 *Clerk of the board of education.*

17 *All of the blanks in the resolution shall be filled as is appropriate. If a*
18 *sufficient petition is not filed, the board may adopt a local option budget.*
19 *If a sufficient petition is filed, the board may notify the county election*
20 *officer of the date of an election to be held to submit the question of*
21 *whether adoption of a local option budget shall be authorized. Any such*
22 *election shall be noticed, called and held in the manner provided by*
23 *K.S.A. 10-120, and amendments thereto. If the board fails to notify the*
24 *county election officer within 30 days after a sufficient petition is filed,*
25 *the resolution shall be deemed abandoned and no like resolution shall*
26 *be adopted by the board within the nine months following publication of*
27 *the resolution.*

28 *(e) (1) Except as provided by paragraphs (2) and (3), any resolution*
29 *authorizing the adoption of a local option budget in excess of 30% of the*
30 *state financial aid of the district in the current school year shall not*
31 *become effective unless such resolution has been submitted to and*
32 *approved by a majority of the qualified electors of the school district*
33 *voting at an a primary or general election-called and held thereon. The*
34 *election shall be called and held in the manner provided by K.S.A. 10-*
35 *120, and amendments thereto, except that such election shall be a mail*
36 *ballot election conducted in accordance with K.S.A. 25-431 et seq., and*
37 *amendments thereto. Any such election shall be held on or before August 1*
38 *of the initial school year for which such resolution was adopted.*

39 *(2) For school year 2014-2015, any board of education of a school*
40 *district which has adopted a local option budget in excess of 30% of state*
41 *financial aid in the current school year on or before June 30, 2014, may*
42 *adopt a second resolution in an amount not to exceed 2% of state*
43 *financial aid, provided that the aggregate local option budget authority*

1 *for the district does not exceed 33% of state financial aid in the current*
2 *school year. The adoption of a second resolution pursuant to this*
3 *paragraph shall require a majority vote of the members of the board and*
4 *shall specifically state in such resolution that it shall expire on June 30,*
5 *2015. Such resolution shall be effective upon adoption and shall require*
6 *no other procedure, authorization or approval.*

7 *(3) The board of unified school district no. 207, as described in*
8 *K.S.A. 72-5333b, and amendments thereto, may adopt a local option*
9 *budget in excess of 30% of state financial aid of the district in the*
10 *current school year in accordance with subsection (d).*

11 *(f) Unless specifically stated otherwise in the resolution, the*
12 *authority to adopt a local option budget shall be continuous and*
13 *permanent. The board of any district which is authorized to adopt a local*
14 *option budget may choose not to adopt such a budget or may adopt a*
15 *budget in an amount less than the amount authorized. If the board of*
16 *any district whose authority to adopt a local option budget is not*
17 *continuous and permanent refrains from adopting a local option budget,*
18 *the authority of such district to adopt a local option budget shall not be*
19 *extended by such refrainment beyond the period specified in the*
20 *resolution authorizing adoption of such budget.*

21 *(g) The board of any district may initiate procedures to renew or*
22 *increase the authority to adopt a local option budget at any time during*
23 *a school year after the tax levied pursuant to K.S.A. 72-6435, and*
24 *amendments thereto, is certified to the county clerk under any existing*
25 *authorization.*

26 *(h) The board of any district that is authorized to adopt a local*
27 *option budget prior to the effective date of this act under a resolution*
28 *which authorized the adoption of such budget in accordance with the*
29 *provisions of this section in effect prior to its amendment by this act may*
30 *continue to operate under such resolution for the period of time*
31 *specified in the resolution or may abandon the resolution and operate*
32 *under the provisions of this section as amended by this act. Any such*
33 *district shall operate under the provisions of this section as amended by*
34 *this act after the period of time specified in the resolution has expired.*

35 *(i) Any resolution adopted pursuant to this section may revoke or*
36 *repeal any resolution previously adopted by the board. If the resolution*
37 *does not revoke or repeal previously adopted resolutions, all resolutions*
38 *which are in effect shall expire on the same date. The maximum amount*
39 *of the local option budget of a school district under all resolutions in*
40 *effect shall not exceed the state prescribed percentage in any school*
41 *year.*

42 *(j) (1) There is hereby established in every district that adopts a*
43 *local option budget a fund which shall be called the supplemental*

1 *general fund. The fund shall consist of all amounts deposited therein or*
2 *credited thereto according to law.*

3 *(2) Subject to the limitation imposed under paragraph (3) and*
4 *subsection (e) of K.S.A. 72-6434(e), and amendments thereto, amounts*
5 *in the supplemental general fund may be expended for any purpose for*
6 *which expenditures from the general fund are authorized or may be*
7 *transferred to any program weighted fund or categorical fund of the*
8 *district. Amounts in the supplemental general fund attributable to any*
9 *percentage over 25% of state financial aid determined for the current*
10 *school year may be transferred to the capital improvements fund of the*
11 *district and the capital outlay fund of the district if such transfers are*
12 *specified in the resolution authorizing the adoption of a local option*
13 *budget in excess of 25%.*

14 *(3) Amounts in the supplemental general fund may not be expended*
15 *for the purpose of making payments under any lease-purchase*
16 *agreement involving the acquisition of land or buildings which is*
17 *entered into pursuant to the provisions of K.S.A. 72-8225, and*
18 *amendments thereto.*

19 *(4) (A) Except as provided in paragraph (B), any unexpended*
20 *budget remaining in the supplemental general fund of a district at the*
21 *conclusion of any school year in which a local option budget is adopted*
22 *shall be maintained in such fund.*

23 *(B) If the district received supplemental general state aid in the*
24 *school year, the state board shall determine the ratio of the amount of*
25 *supplemental general state aid received to the amount of the local option*
26 *budget of the district for the school year and multiply the total amount of*
27 *the unexpended budget remaining by such ratio. An amount equal to the*
28 *amount of the product shall be transferred to the general fund of the*
29 *district or remitted to the state treasurer. Upon receipt of any such*
30 *remittance, the state treasurer shall deposit the same in the state treasury*
31 *to the credit of the state school district finance fund.*

32 *(k) Each year the state board of education shall determine the*
33 *statewide average percentage of local option budgets legally adopted by*
34 *school districts for the preceding school year.*

35 *(l) The provisions of this section shall be subject to the provisions of*
36 *K.S.A. 2014 Supp. 72-6433d, and amendments thereto.*

37 *New Sec. 70. (a) The purpose of this section is to provide an orderly*
38 *and prompt means of filling vacancies in the governing body of a*
39 *municipality. Prolonged vacancies in the governing body of a*
40 *municipality deprive citizens of their right to representation and act as*
41 *impediments to the orderly function of government of municipalities.*

42 *(b) As used in this section, the following terms are defined as*
43 *follows:*

1 (1) *"Governing body" shall include the mayor and members of the*
2 *council, the mayor and commissioners or the chairperson and members*
3 *of the board of supervisors, depending on the form of government of the*
4 *city or the consolidated city and county.*

5 (2) *"Municipality" means any city or any consolidated city and*
6 *county.*

7 (c) *Except as provided in subsection (d), the governing body of any*
8 *municipality where a vacancy exists shall appoint, by a majority vote of*
9 *the remaining members, a person to fill the vacancy within 60 days of*
10 *the vacancy. If the appointment is not made within the 60-day time*
11 *frame, the governing body shall pass a resolution calling for a special*
12 *election to fill such vacancy to be held within 45 days of the passage of*
13 *such resolution. Candidates for the vacant office shall file for such*
14 *office as provided in K.S.A. 25-2110a, and amendments thereto. The*
15 *special election shall be conducted by the county election officer. The*
16 *candidate receiving the highest number of votes for the vacant position*
17 *shall assume such office upon certification of the election results.*

18 (d) *The provisions of subsection (c) shall not apply to any*
19 *municipality which has a procedure for filling vacancies in its governing*
20 *body and which has filled such vacancies within 60 days of the vacancy.*

21 Sec. 71. *K.S.A. 12-344 is hereby amended to read as follows: 12-*
22 *344. (a) Any plan submitted by the commission shall provide for the*
23 *exercise of powers of local legislation and administration not*
24 *inconsistent with the constitution or other laws of this state.*

25 (b) *If the commission submits a plan providing for the*
26 *consolidation of certain city and county offices, functions, services and*
27 *operations, the plan shall:*

28 (1) *Include a description of the form, structure, functions, powers*
29 *and officers and the duties of such officers recommended in the plan-;*

30 (2) *provide for the method of amendment of the plan-;*

31 (3) *authorize the appointment of, or elimination of elective officials*
32 *and offices-;*

33 (4) *specify the effective date of the consolidation-; and*

34 (5) *include other provisions determined necessary by the*
35 *commission.*

36 (c) *If the plan provides for the consolidation of the city and county,*
37 *in addition to the requirements of subsection (b), the plan shall:*

38 (1) *Fix the boundaries of the governing body's election districts,*
39 *provide a method for changing the boundaries from time-to-time, any at-*
40 *large positions on the governing body, fix the number, term and initial*
41 *compensation of the governing body of the consolidated city-county and*
42 *the method of election-;*

43 (2) *determine whether elections of the governing body of the*

1 *consolidated city-county shall be partisan or nonpartisan elections and*
2 *the time at which such elections shall be held-;*

3 *(3) determine the distribution of legislative and administrative*
4 *duties of the consolidated city-county officials, provide for consolidation*
5 *or expansion of services as necessary, authorize the appointment of a*
6 *consolidated city-county administrator or a city-county manager, if*
7 *deemed advisable, and prescribe the general structure of the*
8 *consolidated city-county government-;*

9 *(4) provide for the official name of the consolidated city-county-;*
10 *and*

11 *(5) provide for the transfer or other disposition of property and*
12 *other rights, claims and assets of the county and city.*

13 *(d) Vacancies in the governing body shall be filled as provided in*
14 *section 1, and amendments thereto.*

15 *Sec. 72. K.S.A. 2014 Supp. 12-363 is hereby amended to read as*
16 *follows: 12-363. (a) Any plan submitted by the commission shall provide*
17 *for the exercise of powers of local legislation and administration not*
18 *inconsistent with the constitution or other laws of this state.*

19 *(b) If the commission submits a plan providing for the unification*
20 *of certain city and county offices, functions, services and operations, the*
21 *plan shall:*

22 *(1) Include a description of the form, structure, functions, powers*
23 *and officers and the duties of such officers recommended in the plan-;*

24 *(2) provide for the method of amendment of the plan-;*

25 *(3) specify the effective date of the unification-; and*

26 *(4) include other provisions determined necessary by the*
27 *commission.*

28 *(c) If the plan provides for the unification of the city and county, in*
29 *addition to the requirements of subsection (b) the plan shall:*

30 *(1) Provide that the members of the governing body be elected from*
31 *districts or on an at-large basis and fix the number, term and initial*
32 *compensation of the governing body of the unified city-county and the*
33 *method of election-;*

34 *(2) determine whether elections of the governing body of the*
35 *unified city-county shall be partisan or nonpartisan elections and the*
36 *time at which such elections shall be held-;*

37 *(3) determine the distribution of legislative and administrative*
38 *duties of the unified city-county officials, provide for unification or*
39 *expansion of services as necessary, authorize the appointment of a city-*
40 *county administrator or manager, if deemed advisable, and prescribe the*
41 *general structure of the unified city-county government-;*

42 *(4) provide for the official name of the unified city-county-;*

43 *(5) provide for the transfer or other disposition of property and*

1 *other rights, claims and assets of the county and city; and*

2 *(6) fix the rate of the retailers' sales tax, if any.*

3 *(d) Vacancies in the governing body shall be filled as provided in*
4 *section 1, and amendments thereto.}*

5 ~~Sec. 61. {73.}~~ K.S.A. 2-623, ~~{10-120, 12-138, 12-344, 12-6a15,}~~ 12-
6 1001, 12-1002, 12-1003, 12-1004, 12-1005, 12-1005a, 12-1005b, 12-
7 1005c, 12-1005d, 12-1005e, 12-1005f, 12-1005g, 12-1005h, 12-1005j, 12-
8 1005k, 12-1005l, 12-1006, 12-1007, 12-1008, 12-1009, 12-1010, 12-1011,
9 12-1012, 12-1013, 12-1014, 12-1015, 12-1017, 12-1018, 12-1019, 12-
10 1020, 12-1021, 12-1022, 12-1023, 12-1024, 12-1025, 12-1027, 12-1028,
11 12-1028a, 12-1029, 12-1030, 12-1031, 12-1032, 12-1033, 12-1034, 12-
12 1035, 12-1036, 12-1036a, 12-1036b, 12-1036c, 12-1036d, 12-1036e, 12-
13 1036f, 12-1036g, 12-1036h, 12-1037, 12-1038, 13-1221, ~~{19-117,}~~ 19-
14 2760, 19-2762, 19-3505, 19-3507, 24-504, 25-204, 25-209, 25-210, 25-
15 212, 25-610, 25-1115, 25-2006, 25-2007, 25-2010, 25-2014, 25-2017, 25-
16 2018, 25-2022, 25-2023, 25-2107, 25-2109, 25-2113, 25-2115, 25-2120,
17 25-2502, 25-2804, 25-2901, 25-3503, ~~{68-438,}~~ 71-1408, 71-1412, 71-
18 1413, 71-1414, 71-1417, 71-1419, 72-8008 and 80-2508 and K.S.A. 2014
19 Supp. 2-624, ~~{12-363, 12-1737, 19-15, 116,}~~ 24-412, 24-414, 24-459, 24-
20 506, 25-205, 25-213, 25-611, 25-618, 25-1122, 25-2020, 25-2102, 25-
21 2108a, 25-2110, 25-2311, ~~[25-380]~~ and ~~{,}~~ 42-706 ~~{and 72-6433}~~ are
22 hereby repealed.

23 ~~Sec. 62. {74.}~~ This act shall take effect and be in force from and after
24 its publication in the statute book.