

## SENATE BILL No. 103

By Committee on Ethics and Elections

1-26

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9 AN ACT concerning elections; relating to certain primary elections;  
10 amending K.S.A. 2008 Supp. 25-2021, 25-2108a and 71-1415 and re-  
11 pealing the existing sections.  
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13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. K.S.A. 2008 Supp. 25-2021 is hereby amended to read as  
15 follows: 25-2021. (a) ~~A primary election shall be held if needed to re-~~  
16 ~~duce the number of candidates for each office in the general election to~~  
17 ~~no more than three candidates. No primary election of school district~~  
18 ~~board members shall be held unless by holding such primary two or more~~  
19 ~~persons will be eliminated as candidates for office. In the event there are~~  
20 ~~not more than three times the number of candidates as there are board~~  
21 ~~members to be elected, the names of the candidates for such office shall~~  
22 ~~not appear on the primary election ballots, and there shall be no primary~~  
23 ~~election for such office, but the names of such candidates shall be placed~~  
24 ~~on the general school board election ballot. In school districts in which a~~  
25 ~~member district method of election is in effect, if there are more than two~~  
26 ~~qualified candidates for one member position in any member district, the~~  
27 ~~county election officer shall call, and there shall be held, a primary election~~  
28 ~~in each such member district and, if there are more than two qualified~~  
29 ~~candidates for the at-large member position, the county election officer~~  
30 ~~shall call, and there shall be held, a primary election in such school dis-~~  
31 ~~trict. The names of the two candidates receiving the greatest number of~~  
32 ~~votes for any member position at the primary election shall appear on the~~  
33 ~~ballots in the general election.~~

34 (b) *In school districts having the election at large method, if there are*  
35 *more than two times the number of candidates as there are board mem-*  
36 *bers to be elected, the county election officer shall call, and there shall be*  
37 *held, a primary election. The names of twice the number of candidates as*  
38 *there are board members to be elected who received the greatest number*  
39 *of votes at the primary election shall appear on the ballots in the general*  
40 *election.*

41 (c) *If a member is to be elected to fill an unexpired term the rules in*  
42 *this section shall be modified consistent with the provisions of this sub-*  
43 *section. If there are more than two candidates for such unexpired term,*

1 *the county election officer shall call, and there shall be held, a primary*  
2 *election. The names of the two candidates for such unexpired term re-*  
3 *ceiving the greatest number of votes shall appear on the ballots in the*  
4 *general election.*

5 *(d) No ballot in a primary school election shall have either names or*  
6 *write-in blanks for any board member position unless more than two*  
7 *candidates have filed for such position.*

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

15 Sec. 2. K.S.A. 2008 Supp. 25-2108a is hereby amended to read as  
16 follows: 25-2108a. (a) There shall be a primary election of city officers on  
17 the Tuesday preceding by five weeks the first Tuesday in April of every  
18 year that such city has a city election, except as otherwise provided in  
19 subsection (b) of this section.

20 ~~(b) A primary election shall be held if needed to reduce the number~~  
21 ~~of candidates for each office in the general election to no more than three~~  
22 ~~candidates. No primary election of city officers shall be held unless by~~  
23 ~~holding such primary two or more persons will be eliminated as candi-~~  
24 ~~dates for office. In the event there are not more than three times the~~  
25 ~~number of candidates as there are officers to be elected, the names of~~  
26 ~~the candidates for such office shall not appear on the primary election~~  
27 ~~ballots, and there shall be no primary election for such office, but the~~  
28 ~~names of such candidates shall be placed on the general city election~~  
29 ~~ballot.~~

30 *(b) No primary election of city officers shall be held unless by holding*  
31 *such primary one or more persons will be eliminated as candidates for*  
32 *office. In the event there are not more than two candidates for any one*  
33 *office, the names of the candidates for such office shall not appear on the*  
34 *primary election ballots, and there shall be no primary election for such*  
35 *office, but the names of such candidates shall be placed on the general*  
36 *city election ballot.*

37 Sec. 3. K.S.A. 2008 Supp. 71-1415 is hereby amended to read as  
38 follows: 71-1415. (a) ~~A primary election shall be held if needed to reduce~~  
39 ~~the number of candidates for each office in the general election to no~~  
40 ~~more than three candidates. No primary election of trustees shall be held~~  
41 ~~unless by holding such primary two or more persons will be eliminated~~  
42 ~~as candidates for office. In the event there are not more than three times~~  
43 ~~the number of candidates as there are trustees to be elected, the names~~

1 ~~of the candidates for such office shall not appear on the primary election~~  
2 ~~ballots, and there shall be no primary election for such office, but the~~  
3 ~~names of such candidates shall be placed on the general election ballot~~  
4 ~~for the board of trustees. In any college district having a district method~~  
5 ~~and in which there are more than two candidates for a member position,~~  
6 ~~the election officer shall call, and there shall be held, a primary election.~~  
7 ~~The names of the two candidates receiving the greatest number of votes~~  
8 ~~for any member position shall appear on the ballots in the general election.~~  
9     (b) *In any college district having the election-at-large method and in*  
10 *which there are more than two times the number of candidates as there*  
11 *are trustees to be elected, the election officer shall call, and there shall be*  
12 *held, a primary election. The names of twice the number of candidates as*  
13 *there are trustees to be elected who receive the greatest number of votes*  
14 *in the primary shall appear on the ballots in the general election.*  
15     ~~(b)~~ (c) *In the general election, there shall appear on the ballots a line*  
16 *appropriate for write-in candidates. No lines for write-in candidates shall*  
17 *appear on the primary election ballots.*  
18     Sec. 4. K.S.A. 2008 Supp. 25-2021, 25-2108a and 71-1415 are hereby  
19 repealed.  
20     Sec. 5. This act shall take effect and be in force from and after its  
21 publication in the statute book.