

CHAPTER 126
HOUSE BILL No. 2606

AN ACT concerning certain electronic transactions; pertaining to electronic notarizations; pertaining to the electronic filing of election abstracts; amending K.S.A. 25-3202 and K.S.A. 2003 Supp. 16-1611 and repealing the existing sections.

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

Section 1. K.S.A. 25-3202 is hereby amended to read as follows: 25-3202. Upon completion of any intermediate canvass the abstract, properly certified, shall be promptly transmitted to the secretary of state or such other officer as it is provided by law for the same to be transmitted. Every such transmittal shall be made by *secure electronic transmission*, registered mail or by a messenger designated by the county board of canvassers or the secretary of state.

Sec. 2. K.S.A. 2003 Supp. 16-1611 is hereby amended to read as follows: 16-1611. (a) If a law requires a signature or record to be notarized, acknowledged, verified or made under oath, the requirement is satisfied if the electronic signature of the person authorized to perform those acts, together with all other information required to be included by other applicable law, is attached to or logically associated with the signature or record.

(b) *The secretary of state is hereby authorized to promulgate rules and regulations establishing procedures for an electronic notarization.*

Sec. 3. K.S.A. 25-3202 and K.S.A. 2003 Supp. 16-1611 are hereby repealed.

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

Approved May 13, 2004.
