

**HOUSE BILL No. 2437**

By Committee on Elections

Requested by Representative Waggoner

1-14

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1 AN ACT concerning elections; relating to voter registration; authorizing  
2 the use of additional resources for verifying voter registration records;  
3 **requiring periodic comparisons with the federal systematic alien**  
4 **verification for entitlements (SAVE) database;** removing individuals  
5 disqualified for voting from voter registration records; providing an  
6 open records exemption for certain information related to voter  
7 registration; amending K.S.A. 2025 Supp. 25-2316c **and 25-2324** and  
8 repealing the existing ~~section~~ **sections**.  
9

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

11 **New Section 1. As used in ~~this act~~ sections 1 through 6, and**  
12 **amendments thereto:**

13 (a) "SAVE" means the systematic alien verification for  
14 entitlements database administered by the United States department  
15 of homeland security.

16 (b) "Statewide voter registration system" means the centralized  
17 electronic voter registration database maintained by the secretary of  
18 state.

19 (c) "Election official" means the secretary of state and any county  
20 election officials.

21 **New Sec. 2. (a) The secretary of state shall:**

22 (1) **Conduct two checks each calendar year to compare the**  
23 **statewide voter registration system against SAVE;**

24 (2) **ensure that one check is completed not later than 180 days**  
25 **before a regularly scheduled federal general election; and**

26 (3) **transmit any potential noncitizen matches to the appropriate**  
27 **county election official for immediate review.**

28 (b) **Upon receipt of such information from the secretary of state,**  
29 **the county election officer shall:**

30 (1) **Notify the voter pursuant to the national voter registration act**  
31 **requirements before any voter registration cancellation occurs;**

32 (2) **place the voter in challenged or pending verification status**  
33 **until resolution;**

1       **(3) require confirmation of the identified voter's citizenship**  
2 **status; and**

3       **(4) remove from the voter rolls any individual who is confirmed**  
4 **to be ineligible.**

5       **New Sec. 3. The secretary of state in conjunction with county**  
6 **election officials, shall submit an annual report on the outcomes of the**  
7 **periodic checks specified in section 2, and amendments thereto, to the**  
8 **house ~~and senate committees~~ committee on elections and the senate**  
9 **committee on federal and state affairs by January 31 of each year. Such**  
10 **report shall include:**

11       **(a) The number of records checked against SAVE during the**  
12 **prior year;**

13       **(b) the number of voters flagged as potential noncitizens;**

14       **(c) *the number of voters identified as potential deceased;***

15       **(d) the number of voters ultimately removed from the statewide**  
16 **system ~~as a result of first identified in~~ the SAVE verification process;**  
17 **and**

18 **~~(d)~~(e) any recommendations for statutory or administrative**  
19 **improvements to ensure voter roll accuracy.**

20       **New Sec. 4. All SAVE data and related voter information shall be**  
21 **processed in a secure environment consistent with state and federal**  
22 **data-protection standards. Personally identifiable information shall**  
23 **not be disclosed publicly, except as required by law.**

24       **New Sec. 5. If any provision of this act or its application is held**  
25 **invalid, the invalidity shall not affect the other provisions or**  
26 **applications of the act that can be given effect without the invalid**  
27 **provision or application.**

28       **New Sec. 6. If at any time ~~the SAVE system~~ ceases to allow for**  
29 **batch uploads or provide database searches by driver's license**  
30 **number or social security number, the secretary of state shall publish**  
31 **a notice of such change in the Kansas register. Upon publication of**  
32 **such notice, the provisions of sections 1 through 5, and amendments**  
33 **thereto, shall have no force and effect.**

34       ~~Section 1.~~ **Sec. 7. K.S.A. 2025 Supp. 25-2316c is hereby amended to**  
35 **read as follows: 25-2316c. (a) When a registered voter changes name by**  
36 **marriage, divorce or legal proceeding, if the voter is otherwise qualified to**  
37 **vote at such voting place, the voter shall be allowed to vote a provisional**  
38 **ballot at any election, or apply for an advance voting ballot, on the**  
39 **condition that the voter first completes the application for registration**  
40 **prescribed by K.S.A. 25-2309, and amendments thereto. Completion of the**  
41 **application shall authorize the county election officer to update the**  
42 **registration records, if appropriate, for voting in future elections. The**  
43 **county election officer shall send, by nonforwardable mail, a notice of**

1 disposition to any voter completing such application.

2 (b) When a registered voter changes residence, the voter shall  
3 reregister in order to be eligible to vote, except that when a registrant has  
4 moved from an address on the registration book to another address within  
5 the county and has not reregistered, the registrant shall be allowed to vote  
6 a provisional ballot at any election, or to apply for an advance voting  
7 ballot, on the condition that the registrant first completes the application  
8 for registration prescribed by K.S.A. 25-2309, and amendments thereto.  
9 Completion of the application shall authorize the county election officer to  
10 update the registration record, if appropriate, for voting in future elections.  
11 The county election officer shall send, by nonforwardable mail, a notice of  
12 disposition to any such voter. Whenever the county election officer  
13 receives from any other election officer a notice of registration of a voter  
14 in a different place than that shown in the records of the county election  
15 officer, the officer shall remove the name of the voter from the registration  
16 book and party affiliation list.

17 (c) Every application for registration completed under this section  
18 shall be returned to the county election officer with the registration books.

19 (d) A registrant shall not be removed from the registration list on the  
20 ground that the registrant has changed residence unless the registrant:

21 (1) Confirms in writing that the registrant has moved outside the  
22 county in which the registrant is registered, or registers to vote in any other  
23 jurisdiction; or

24 (2) (A) (i) has failed to respond to the notice described in subsection  
25 (e)(1) through ~~(e)(4)~~ (e)(5); or (ii) the notice described in subsection ~~(e)(5)~~  
26 (e)(6) is returned as undeliverable; and (B) has not appeared to vote in an  
27 election during the period beginning on the date of the notice and ending  
28 on the day after the date of the second federal general election that occurs  
29 after the date of the notice.

30 (e) *The secretary of state shall notify the appropriate county*  
31 *election officer to send a confirmation notice, upon which a registrant*  
32 *may state such registrant's current address, within 45 days of any of the*  
33 *following events:*

34 (1) *The change of address information supplied by the national*  
35 *change of address program identifies a registrant whose address may*  
36 *have changed; or*

37 (2) *it appears from information provided by the director of the*  
38 *division of vehicles that a registrant has moved to a different residence*  
39 *address outside of the county in which the registrant is currently*  
40 *registered.*

41 (f) A county election officer shall send a confirmation notice, upon  
42 which a registrant may state such registrant's current address, within 45  
43 days of the following events:

1 (1) A notice of disposition of an application for voter registration is  
2 returned as undeliverable;

3 ~~(2) change of address information supplied by the national change of~~  
4 ~~address program identifies a registrant whose address may have changed;~~

5 ~~(3)~~ if it appears from information provided by the postal service that a  
6 registrant has moved to a different residence address in the county in  
7 which the registrant is currently registered;

8 ~~(4)(3)~~ if it appears from information provided by the postal service  
9 that a registrant has moved to a different residence address outside the  
10 county in which the registrant is currently registered; ~~or~~

11 ~~(5) if it appears from information provided by the director of the~~  
12 ~~division of motor vehicles that a registrant has moved to a different~~  
13 ~~residence address outside the county in which the registrant is currently~~  
14 ~~registered; or~~

15 ~~(6)(4)~~ if the registrant has no election-related activity for any four-  
16 calendar-year period. No election-related activity means that the elector  
17 has not voted, attempted to vote, requested or submitted an advance ballot  
18 application, filed an updated voter registration card, signed a petition,  
19 which is required by law to be verified by the county election officer or the  
20 secretary of state, or responded to any official election mailing transmitted  
21 by the county election office.

22 The confirmation notice shall be sent by forwardable mail and shall  
23 include a postage prepaid and preaddressed return card in a form  
24 prescribed by the chief state election official.

25 ~~(f)(g)~~ (1) Except as otherwise provided by law, when a voter dies or is  
26 disqualified for voting, the registration of the voter shall be void, and the  
27 county election officer shall remove such voter's name from the  
28 registration books and the party affiliation lists.

29 (2) The county election officer shall remove the name of a registered  
30 voter from the registration books and the party affiliation lists in such  
31 officer's office when:

32 (A) An obituary notice appears in a newspaper having general  
33 circulation in the county reports the death of such registered voter;

34 (B) an obituary notice published online by a funeral home located in  
35 the county reports the death of such registered voter;

36 (C) such registered voter requests in writing that such voter's name be  
37 removed from registration;

38 (D) a court of competent jurisdiction orders removal of the name of  
39 such registered voter from registration lists; ~~or~~

40 (E) the name of such registered voter appears on a list of deceased  
41 residents compiled by the secretary of health and environment as provided  
42 in K.S.A. 65-2422, and amendments thereto, ~~appears or~~ on a copy of a  
43 death certificate provided by the secretary of health and environment; ~~or~~

1 (F) ~~the name of such registered voter appears in information on a list~~  
 2 ~~of deceased individuals provided by the social security administration that~~  
 3 ~~has been verified by other reliable means; or~~

4 (G) ~~the registered voter is declared deceased in a notarized~~  
 5 ~~attestation of such declaration in such form as prescribed by the secretary~~  
 6 ~~of state and executed by such voter's spouse, grandparent, parent, child,~~  
 7 ~~grandchild or sibling.~~

8 (3) The county election officer shall not use or permit the use of any  
 9 lists of deceased residents or copies of such lists for any other purpose than  
 10 as provided in this section.

11 ~~(g)(h)~~ When the chief state election official receives written notice of  
 12 a felony conviction in a United States district court, such official shall  
 13 notify within five *business* days the county election officer of the  
 14 jurisdiction in which the offender resides. Upon notification of a felony  
 15 conviction from the chief state election official, or from a county or district  
 16 attorney or a Kansas district court, the county election officer shall remove  
 17 the name of the offender from the registration records *within five business*  
 18 *days*.

19 ~~(h)(i)~~ Except as otherwise provided in this section, no person whose  
 20 name has been removed from the registration books shall be entitled to  
 21 vote until such person has registered again.

22 ~~(i)(j)~~ *To ensure effective and continuous maintenance of voter*  
 23 *registration records through the use of all available and reliable sources*  
 24 *of information, the secretary of state:*

25 (1) *Shall obtain the following information at the times prescribed and*  
 26 *provide such information to the appropriate county election officer:*

27 (A) *At least twice each year, the results of any duplicate voter*  
 28 *registration checks performed on state voter registration records; and*

29 (B) *at least once each ~~month~~ quarter, a list, which shall be provided*  
 30 *by the director of the division of motor vehicles at such times as*  
 31 ***prescribed by the secretary of state, of all changes in residency for the***  
 32 ***immediately preceding ~~month~~ quarter;***

33 (2) ~~shall request the following information~~ ***a list of deceased***  
 34 ***residents of this state provided by the social security administration at***  
 35 ***least once each year and provide such information to the appropriate***  
 36 ***county election officer:***

37 ~~(A) A list of deceased residents of this state provided by the social~~  
 38 ~~security administration; and~~

39 ~~(B) a list of individuals who are noncitizens but may be registered to~~  
 40 ~~vote provided by the United States citizenship and immigration services;~~  
 41 ~~and~~

42 (3) *may obtain the following information at any time and provide*  
 43 *such information to the appropriate county election officer:*

1 (A) Any change of residency information provided by a state or  
 2 federal agency; **and**

3 ~~(B) any change of residency information provided by a~~  
 4 ~~nongovernmental entity; and~~

5 ~~(C) comparisons of voter registration records held and maintained by~~  
 6 ~~other jurisdictions.~~

7 ~~(j)(k)~~ All information obtained by the secretary of state pursuant to  
 8 subsection (i) shall be confidential and shall not be disclosed pursuant to  
 9 the open records act, K.S.A. 45-215 et seq., and amendments thereto,  
 10 except that such information may be released to county election officers as  
 11 authorized under subsection (i). The provisions of this section shall expire  
 12 on July 1, 2031, unless the legislature reviews and reenacts this provision  
 13 pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2031.

14 **Sec. 8. K.S.A. 2025 Supp. 25-2324 is hereby amended to read as**  
 15 **follows: 25-2324. (a) Every quarter, the director of the division of ~~motor~~**  
 16 **vehicles shall provide a list of all permanent and temporary drivers'**  
 17 **licenses issued to noncitizens ~~quarterly and forward this list to the~~**  
 18 **secretary of state. The list of noncitizens shall contain the names, all**  
 19 **available addresses, phone numbers, social security numbers, dates of**  
 20 **birth, alien registration numbers, temporary drivers' license numbers**  
 21 **and expiration dates of such licenses. The secretary of state shall**  
 22 **compare such lists with the voter registration rolls and, after an**  
 23 **investigation, direct the county election officer to remove within five**  
 24 **business days any names of noncitizens that appear on the voter rolls.**  
 25 **The county election officer shall notify any person removed from the**  
 26 **voter registration rolls that the person may be reinstated on the voter**  
 27 **registration rolls by providing proof of their citizenship.**

28 (b) Every quarter, the director of the division of ~~motor~~ vehicles shall  
 29 provide a list of all permanent and temporary driver's licenses issued to  
 30 persons who have subsequently been issued a driver's license by another  
 31 jurisdiction to the secretary of state. The list shall contain the names, **all**  
 32 **available** addresses, phone numbers, dates of birth, driver's license  
 33 numbers and expiration dates for such licenses. The secretary of state  
 34 shall compare such lists with the voter registration rolls and, after an  
 35 investigation **that indicates that the voter may no longer intend to be a**  
 36 **registered voter in Kansas,** direct the county election officer to **send a**  
 37 **confirmation notice to both the registrant's address on the voter**  
 38 **registration rolls and to the current address on the new driver's license,**  
 39 **upon which a registrant may state such registrant's permanent address.**  
 40 **Within 45 days after sending the confirmation notice, if the registrant**  
 41 **does not respond or confirms their intent to no longer be registered to**  
 42 **vote in Kansas, the county election officer shall remove within five**  
 43 **business days ~~any names of~~ such persons that appear on the voter rolls.**

1 *The county election officer shall notify any person removed from the voter*  
2 *registration rolls that such person may be reinstated on the voter*  
3 *registration rolls by providing proof of residency in this state.*

4 ~~Sec. 2.~~ **9.** K.S.A. 2025 Supp. 25-2316c-~~is~~ **and 25-2324 are** hereby  
5 repealed.

6 ~~Sec. 3.~~ **10.** This act shall take effect and be in force from and after its  
7 publication in the statute book.