

House Substitute for SENATE BILL No. 64

By Committee on Elections

3-25

1 AN ACT concerning elections; relating to certain municipalities; amending
2 K.S.A. 2-623, 19-3505, 19-3507, 24-504, 25-209, 25-1115, 25-2006,
3 25-2007, 25-2010, 25-2017, 25-2018, 25-2022, 25-2023, 25-2107, 25-
4 2109, 25-2113, 25-2115, 25-2120, 25-2502, 71-1408, 71-1412, 71-
5 1413, 71-1414, 71-1419 and 72-8008 and K.S.A. 2012 Supp. 2-624,
6 24-412, 24-414, 24-459, 24-506, 25-213, 25-611, 25-1122, 25-2020,
7 25-2102, 25-2108a, 25-2110, 25-2311 and 42-706 and repealing the
8 existing sections.
9

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

11 New Section 1. (a) On and after January 1, 2014, all primary
12 elections for members of the governing body and other elected officials of
13 any municipality shall be held on the first Tuesday in August 2015 and on
14 such date thereafter of odd-numbered years and all general elections for
15 members of the governing body and other elected officials of any
16 municipality shall be held on the Tuesday succeeding the first Monday in
17 November 2015 of odd-numbered years and on such date thereafter.

18 (b) The term of members of governing bodies and other elected
19 officials that would expire at any time in 2015 shall expire on the second
20 Monday in January 2016, when newly elected members of the governing
21 body and other newly elected officials shall take office.

22 (c) Primary elections for any municipality shall be conducted on the
23 first Tuesday in August in odd-numbered years.

24 (d) The county election officers, with the assistance of the secretary
25 of state, shall conduct municipal primary and general elections in odd-
26 numbered years only.

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

30 (f) "Municipality" means any city, consolidated city-county created
31 under K.S.A. 12-340 et seq., and amendments thereto, and K.S.A. 2012
32 Supp. 12-360 et seq., and amendments thereto, board of public utilities
33 created under K.S.A. 13-1220 et seq., and amendments thereto, school
34 district, community college, drainage district, extension district, irrigation
35 district, library district created under K.S.A. 12-1236 et seq., and
36 amendments thereto, and water districts created under K.S.A. 19-3501 et

1 seq., and amendments thereto. The term does not include any municipality
2 where the election of members of the governing body is conducted at a
3 meeting of the municipality.

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

8 Sec. 3. K.S.A. 2-623 is hereby amended to read as follows: 2-623. (a)
9 Prior to July 1 of any year, any two or more county extension councils may
10 establish an extension district composed of all of the counties of such
11 councils by entering into an agreement in accordance with this section to
12 combine the extension programs for each county involved into one
13 extension program serving the extension district. No such agreement shall
14 be effective unless such agreement has received the prior approval of: (1)
15 The board of county commissioners of each county included in the
16 proposed extension district, subject to the provisions of subsection (i); (2)
17 the executive board of the extension council of each county included in the
18 proposed extension district and the director of extension of Kansas state
19 university of agriculture and applied science, or the director's authorized
20 representative, acting together as a body; and (3) the attorney general in
21 accordance with subsection (h).

22 (b) Prior to July 1 of any year, one or more county extension councils
23 and the governing body of any existing extension district may establish a
24 new extension district by entering into an agreement in accordance with
25 this section to combine the extension programs for each such county and
26 such district into one extension program serving a new extension district
27 composed of all counties represented by such county extension councils
28 and the area served by the existing extension district. No such agreement
29 shall be effective unless such agreement has received the prior approval of:
30 (1) The board of county commissioners of each county being added to the
31 existing extension district, subject to the provisions of subsection (i); (2)
32 the executive board of the county extension council of each county being
33 added to the existing extension district, the governing body of the existing
34 extension district and the director of extension of Kansas state university
35 of agriculture and applied science, or the director's authorized
36 representative, acting together as a body; and (3) the attorney general in
37 accordance with subsection (h).

38 (c) On July 1 after the approval under subsection (a) or (b) of an
39 agreement to establish an extension district, such extension district is
40 hereby established and shall constitute a body corporate and politic
41 possessing the usual powers of a corporation for public purposes under the
42 name of "extension district no. _____ (the number designated by the
43 director of extension), _____ counties (naming the counties included

1 within the district), state of Kansas." Each extension district is a taxing
2 subdivision and has the power to contract, sue and be sued and to acquire,
3 hold and convey real and personal property in accordance with law.

4 (d) Upon the establishment of an extension district under subsection
5 (a) or (b), all of the personnel and property of each of the extension
6 programs which are combined into the new district extension programs
7 shall be transferred to the new extension district and shall be subject to the
8 authority of the governing body of the extension district in accordance
9 with the agreement to establish the extension district.

10 (e) Upon the establishment of an extension district under subsection
11 (a), the board of county commissioners of each county joining in the
12 establishing of an extension district shall appoint four qualified electors to
13 membership on the governing body of the district. The terms of all
14 members so appointed shall commence on July 1 following their
15 appointment. Of the members so appointed two members shall serve for
16 terms ending upon the election and qualification of their successors at an
17 election held on the first Tuesday in April of the first odd-numbered year
18 following their appointment and two members shall serve for terms ending
19 upon the election and qualification of their successors at an election held
20 on the first Tuesday in April of the second odd-numbered year following
21 their appointment following the first Monday in November of the first odd-
22 numbered year following their appointment and two members shall serve
23 for terms ending upon the election and qualification of their successors at
24 an election held on the Tuesday succeeding the first Monday in November
25 of the second odd-numbered year following their appointment.

26 (f) A primary election shall be held on the first Tuesday in August in
27 odd-numbered years.

28 (†) (g) In the case of one or more counties being included in an
29 existing extension district under subsection (b), the board of county
30 commissioners of each county being included in an existing extension
31 district shall appoint four qualified electors of the county to membership
32 on the governing body of the expanded district. The terms of all members
33 so appointed shall commence on July 1 following their appointment. Of
34 the members so appointed two members shall serve for terms ending upon
35 the election and qualification of their successors at an election held on the
36 first Tuesday in April of the first odd-numbered year following their
37 appointment and two members shall serve for terms ending upon the
38 election and qualification of their successors at an election held on the first
39 Tuesday in April of the second odd-numbered year following their
40 appointment Tuesday following the first Monday in November of the first
41 odd-numbered year following their appointment and two members shall
42 serve for terms ending upon the election and qualification of their
43 successors at an election held on the Tuesday following the first Monday

1 *in November of the second odd-numbered year following their*
2 *appointment.* The offices of the members of the governing body of the
3 existing extension district shall continue in existence and the persons in
4 such offices shall be members of the governing body of the expanded
5 extension district which is established on July 1 for the remainder of their
6 existing terms of office.

7 ~~(g)~~ *(h)* In addition to other required provisions, each agreement
8 entered into under this section shall specify the permissible method or
9 methods to be employed in disposing of the assets and liabilities of the
10 extension district in the event that one or more counties withdraw from the
11 extension district under K.S.A. 2-628, and amendments thereto.

12 ~~(h)~~ *(i)* Each agreement entered into under this section or under K.S.A.
13 2-628, and amendments thereto, prior to and as a condition precedent to its
14 entry into force, shall be submitted to the attorney general who shall
15 determine whether the agreement is in proper form and compatible with
16 this act and the other laws of Kansas. The attorney general shall approve
17 any agreement submitted for approval under this section or K.S.A. 2-628,
18 and amendments thereto, unless the attorney general finds that the
19 submitted agreement does not meet the requirements of this act. In such
20 case, the attorney general shall specify in writing to the proposed parties to
21 the agreement and to each other entity required to approve the agreement,
22 the specific respects in which the proposed agreement fails to meet the
23 requirements of law. Failure by the attorney general to disapprove an
24 agreement submitted pursuant to this subsection within 90 days of its
25 submission shall constitute approval of the agreement by the attorney
26 general.

27 ~~(i)~~ *(j)* Prior to approving an agreement under this section, the board of
28 county commissioners of each county to be included in a proposed
29 extension district under subsection (a) or to be added to an existing
30 extension district under subsection (b), as the case may be, shall adopt a
31 resolution stating the intention of the board of county commissioners to
32 approve such agreement and specifying the counties that are to be included
33 in the extension district. Such resolution shall be published once each
34 week for two consecutive weeks in the official county newspaper. If,
35 within 60 days following the last publication of the resolution, a petition in
36 opposition to the approval of the agreement and the inclusion of the county
37 in the extension district is signed by not less than 5% of the qualified
38 electors of the county and is filed with the county election officer, such
39 board of county commissioners shall not approve such agreement and the
40 county shall not be included in the extension district unless and until the
41 same is approved by a majority of the qualified electors of the county
42 voting thereon at a primary election or general election or at a special
43 election called and held for such purpose. Any such special election shall

1 be called, noticed and held in accordance with the provisions of K.S.A. 10-
2 120, and amendments thereto.

3 Sec. 4. K.S.A. 2012 Supp. 2-624 is hereby amended to read as
4 follows: 2-624. (a) The governing body of each extension district shall be
5 composed of four representatives from each county included in the
6 extension district. At the conclusion of the terms of the members first
7 appointed to membership on the governing body of the district, the four
8 members representing each county in an extension district shall be elected
9 in a county-wide election by the qualified electors of the county.

10 (b) At the conclusion of the terms of the members first appointed to
11 membership on the governing body of the district, each member of the
12 governing body shall hold office for a term of four years and until such
13 member's successor is elected and qualified. Each such term of office shall
14 commence on the date of receipt of certification of election by the member
15 elected and shall continue until the member's successor is elected and
16 qualified.

17 (c) (1) ~~Except as otherwise provided in this act, an~~ *A primary shall be*
18 *held on the first Tuesday in August in odd-numbered years. The general*
19 *election to elect successors to members of the governing body whose*
20 *terms are expiring shall be held on the first Tuesday following the first*
21 *Monday in April November in each odd-numbered year.*

22 (2) Elections to choose members of the governing body of an
23 extension district shall be conducted, the returns made and the results
24 ascertained in the manner provided by law for general county elections
25 except as otherwise provided by this act. ~~Not later than 12 noon of the~~
26 ~~Tuesday, 10 weeks preceding the first Tuesday in April in election years,~~
27 ~~each person desiring to be a candidate for membership on the governing~~
28 ~~body, in any election, shall file a declaration of candidaey, accompanied by~~
29 ~~a filing fee of \$5, with the county election officer of the county represented~~
30 ~~by the member of the governing body whose successor is to be elected, as~~
31 ~~a candidate in such election. The county election officer shall remit such~~
32 ~~filing fees to the county treasurer for deposit in the county general fund.~~
33 ~~The county election officer in making up the ballots and in placing the~~
34 ~~names thereon shall place the names on the ballots in alphabetical order~~
35 ~~Any person desiring to be a candidate for election to the governing body~~
36 ~~shall file a candidate's declaration of intention with the county election~~
37 ~~officer of the county represented by the member of the governing body~~
38 ~~whose successor is to be elected. Such candidate's filing shall be made as~~
39 ~~provided in K.S.A. 25-205, and amendments thereto.~~

40 (3) The county election officer of each county within the extension
41 district shall appoint election boards as provided by law for other elections
42 and shall designate places for holding the election. The county election
43 officer shall cause to be ascertained the names of all persons within the

1 district who are qualified electors, and shall furnish lists thereof to the
2 judges of the election. Notice of the time and place of holding each
3 *general and primary* election, ~~signed by the county election officer, shall~~
4 ~~be given in a newspaper published in the county and posted in a~~
5 ~~conspicuous place in the office of the governing body at least five days~~
6 ~~before the holding thereof shall be published by the county election officer~~
7 ~~in a newspaper published in the county in accordance with K.S.A. 25-209,~~
8 ~~and amendments thereto, and K.S.A. 25-105, and amendments thereto.~~

9 (4) All election expenses shall be paid by the extension district.
10 Election officials shall receive the same compensation as provided under
11 the general election laws.

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

16 (e) The governing body of each extension district shall organize
17 annually in July by electing from among its members a chairperson, vice-
18 chairperson, secretary and treasurer.

19 Sec. 5. K.S.A. 19-3505 is hereby amended to read as follows: 19-
20 3505. (a) Except as otherwise provided by this section, the governing body
21 of any water district to which this section applies shall be a five-member
22 board holding positions numbered one to five, inclusive. Each member
23 shall be elected and shall hold office from ~~May 1 following such member's~~
24 ~~election until April 30~~, the second Monday in January succeeding such
25 member's election until four years thereafter and until a successor is
26 elected and has qualified.

27 The first election of members of the governing body of any water
28 district created after the effective date of this act shall be held on the first
29 Tuesday in August of any even-numbered year, at which time members
30 shall be elected for terms beginning on September 1 of the same year, and
31 ending on April 30 of the third year following the beginning of such term,
32 to positions numbered three, four and five. At such first election, members
33 shall be elected for terms ending on April 30 of the first year following the
34 beginning of such terms, to positions numbered one and two. Members
35 first elected to positions one and two shall have terms of approximately
36 eight months. Elections shall be ~~thereafter~~ held on the ~~first Tuesday in~~
37 ~~April~~ of each odd-numbered year *following the first Monday in November*
38 for the member positions whose terms expire in that year.

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

1 (c) ~~Elections~~ *A primary election shall be held on the first Tuesday in*
2 *odd-numbered years. The general election shall be held on the first*
3 *Tuesday in April following the first Monday in November of each odd-*
4 *numbered year for the positions which terms expire in that year. Members*
5 *shall hold office from May 1, the second Monday in January following*
6 *such member's election until April 30, four years thereafter and until a*
7 *successor is elected and qualified. All elections shall be nonpartisan and*
8 *shall be called and conducted by the county election officer. Laws*
9 *applying to other local elections occurring at the same time and in the*
10 *same locality shall apply to elections under this act to the extent that the*
11 *same can be made to apply. Notice of the time and place of holding each*
12 *primary and general election shall be published by the county election*
13 *officer in a newspaper published in the county in accordance with K.S.A.*
14 *25-209, and amendments thereto, and K.S.A. 25-105, and amendments*
15 *thereto.*

16 (d) *In January, following each election, the board shall organize and*
17 *not later than the second regular meeting following each election shall*
18 *select from among its members a chairperson and a vice-chairperson. The*
19 *vice-chairperson shall preside over any meetings at which the chairperson*
20 *is not present. Vacancies occurring during a term shall be filled for the*
21 *unexpired term by appointment by the remaining members. All members*
22 *shall take an oath of office as prescribed for other public officials. The*
23 *members of the board shall be qualified electors in the water district. Prior*
24 *to accepting office, the water district shall obtain for each member-elect a*
25 *corporate surety bond to the state of Kansas in the amount of \$10,000,*
26 *conditioned upon the faithful performance of the member's duties and for*
27 *the true and faithful accounting of all money that may come into the*
28 *member's hands by virtue of the office. Such bonds shall be filed in the*
29 *office of the county clerk for the county in which the major portion of such*
30 *water district is located after approval by the board of county*
31 *commissioners of such county.*

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

35 Sec. 6. *K.S.A. 19-3507 is hereby amended to read as follows: 19-*
36 *3507. The water district election shall be held in each election precinct, a*
37 *part or all of which is located within such water district, except that if no*
38 *other election is being held in a given election precinct on the same date as*
39 *the water district election, the county election officer may provide one or*
40 *more convenient voting places where the water district electors of such*
41 *precinct may vote, which may be a voting place located in another*
42 *precinct. (a) The county election officer shall designate such voting places*
43 *and the persons entitled to vote thereat in the election notice. The county*

1 election officer shall make a report in writing to the board of county
2 commissioners of such election precincts and voting places, which report
3 shall be filed with the county clerk of the county or counties in which such
4 precincts and voting places are located and an entry thereof made upon the
5 journal of the board or boards of county commissioners of such county or
6 counties and if any change shall be made in such voting precincts and
7 voting places by the county election officer, the same shall in like manner
8 be reported to the board or boards of county commissioners, filed and
9 entered as aforesaid. The polls for any election held under this act shall be
10 open between the hours of 7:00 a.m. and 7:00 p.m.

11 ~~All Any qualified persons~~ *person* desiring to be voted upon as a
12 *candidate for a position as a* member of such board shall ~~on or before~~
13 ~~12:00 o'clock noon on the Tuesday which precedes by 10 weeks the first~~
14 ~~Tuesday in April of the year in which the election is being held, which date~~
15 ~~shall be stated in the publication notice of the election,~~ *file a candidate's*
16 *declaration of intention as provided in K.S.A. 25-205, and amendments*
17 *thereto,* with the county election officer, ~~a statement directing such officer~~
18 ~~to place such person's name on the ballot as a candidate for member of the~~
19 ~~board of the water district in such election,~~ indicating the number of the
20 position for which such person is filing. No candidate shall be permitted to
21 withdraw as a candidate after the deadline for filing such statements of
22 candidacy. ~~There shall be no primary election for members of the water~~
23 ~~district board.~~ The county election officer shall publish names of all
24 candidates in a newspaper of general circulation within the water district
25 ~~not less than 10 days before such election in accordance with K.S.A. 25-~~
26 ~~209, and amendments thereto.~~ ~~The county election officer shall provide for~~
27 ~~use of voting machines or printed ballots in each election precinct or~~
28 ~~voting place. Where printed ballots are prepared, the same shall be done at~~
29 ~~the expense of the water district. The names of candidates for each~~
30 ~~member position shall be rotated on the ballots in such a manner that each~~
31 ~~candidate shall be given an equitable opportunity to have such candidate's~~
32 ~~name appear first on the ballot. Where the only election being conducted~~
33 ~~in an election precinct or voting place is the water district election, the cost~~
34 ~~of providing judges and clerks in such precinct or voting place shall be~~
35 ~~borne entirely by the water district, but where held in conjunction with~~
36 ~~other elections, the cost shall be prorated in the manner provided by article~~
37 ~~22 of chapter 25 of the Kansas Statutes Annotated, and amendments~~
38 ~~thereto.~~

39 At least five days before any election, the county election officers of
40 the various counties within which a portion of such district is located, in
41 cooperation with the water district board, shall determine the voting areas
42 where no other elections will be held in conjunction with the water district
43 and the names of all qualified electors residing in the water district and

1 located in such precincts and shall determine the election precincts which
2 contain only a part of the water district and the names of all qualified
3 electors residing in the water district and in such election precincts. A list
4 of the qualified electors determined as hereinbefore provided shall be
5 furnished by the county election officer to the judges of the voting
6 precincts or voting places where such electors are entitled to vote.

7 Qualified electors of any election precinct, ~~the entirety part or all of~~
8 which is within the water district, shall be entitled to vote in such precinct
9 and a separate list of their names need not be furnished.

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

14 ~~Such list furnished by the county election officer to the judges of each~~
15 ~~precinct shall be conclusive at all elections, except that one desirous of~~
16 ~~voting, whose name does not appear on such list, may proceed to the~~
17 ~~county election officer of the county and such officer may administer oaths~~
18 ~~and affirm witnesses to determine the right of anyone to vote who may~~
19 ~~claim erroneous omission from such list, and if such officer issues a~~
20 ~~certificate entitling the voter to vote, such certificate shall be accepted by~~
21 ~~the judges and clerks of the election. The list so furnished by the county~~
22 ~~election officer shall be conclusive at all elections held within the same~~
23 ~~year that the list is furnished.~~

24 Sec. 7. K.S.A. 2012 Supp. 24-412 is hereby amended to read as
25 follows: 24-412. (a) ~~Subject to the provisions of subsection (b), except as~~
26 ~~otherwise provided in this section, an election to choose three directors in~~
27 ~~each district as their successors, shall be held on the first Tuesday in April,~~
28 ~~1983, and an election shall be held each four years thereafter, on the first~~
29 ~~Tuesday in April, to choose directors~~ An election to choose three directors
30 in each district shall be held on the Tuesday following the first Monday in
31 November 2015, and an election shall be held each four years thereafter,
32 on the Tuesday following the first Monday in November, to choose
33 directors. Any director elected in any district in 2011 shall hold such office
34 until such successor is elected and qualified.

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

38 (c) *A primary election shall be held on the first Tuesday in August in*
39 *accordance with K.S.A. 25-202, and amendments thereto.*

40 Sec. 8. K.S.A. 2012 Supp. 24-414 is hereby amended to read as
41 follows: 24-414. (a) Elections to choose directors shall be conducted, the
42 returns made and the results ascertained in the manner provided by law for
43 general county elections except as otherwise provided by law, and ~~all~~

1 ~~persons desiring to be voted upon as director, in any election, shall, not~~
2 ~~later than 12 noon of the Tuesday, 10 weeks preceding the first Tuesday in~~
3 ~~April in election years, file a declaration of candidaey, any qualified~~
4 person desiring to be a candidate for director shall file a candidate's
5 declaration of intention as provided in K.S.A. 25-205, and amendments
6 thereto, accompanied by a filing fee of \$5, with the county election officer
7 of the county wherein the district is located, ~~as a candidate in such~~
8 ~~election,~~ and the election officer in making up the ballots and in placing
9 the names thereon shall place the names on the ballots in alphabetical
10 order, but the returns of all special or bond elections shall be made to the
11 secretary and canvassed by the board of directors. The county election
12 officer shall remit such filing fees to the county treasurer for deposit in the
13 county general fund. The county election officer of the county wherein the
14 drainage district is situated shall appoint election boards as provided by
15 law for other elections and shall designate places for holding the election.
16 The county ~~clerk~~ election officer shall cause to be ascertained the names of
17 all persons within the district who are also qualified electors, and shall
18 furnish lists thereof to the judges of the election.

19 (b) Notice of the time and place of holding each *primary and general*
20 election, ~~signed by the county election officer,~~ shall be ~~given~~ *published* in
21 a newspaper published in the county *in accordance with K.S.A. 25-209,*
22 *and amendments thereto, and K.S.A. 25-105, and amendments thereto,*
23 and posted in a conspicuous place in the office of the board of directors at least
24 five days before the holding thereof. At all elections and meetings held
25 under the provisions of this act, only persons who are qualified electors
26 shall be entitled to vote. In counties having a population of more than
27 150,000, at all elections and meetings held under the provisions of this act,
28 only persons who are taxpayers and residents of the district who are
29 qualified electors shall be entitled to vote. All election expenses shall be
30 paid for out of the general fund of the drainage district. Election officials
31 shall receive the same compensation as provided under the general
32 election laws.

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

36 Sec. 9. K.S.A. 2012 Supp. 24-459 is hereby amended to read as
37 follows: 24-459. (a) The board of directors of any drainage district
38 incorporated pursuant to K.S.A. 24-458, and amendments thereto, shall
39 consist of three qualified persons as defined in paragraph (3) of subsection
40 (e) of this section.

41 (b) The directors for the first term after the incorporation of the
42 drainage district shall be selected and designated in the petition for the
43 incorporation of the district and shall be declared directors by the county

1 commissioners to which the petition is presented.

2 (c) The directors shall hold office until the ~~first Tuesday in April next~~
3 *Tuesday following the first Monday in November of the next odd-*
4 *numbered year* after the incorporation of the district, at which time and
5 every four years thereafter directors shall be elected and shall hold their
6 office for the term of four years and until their successors are elected and
7 qualified. *Such elections shall be conducted by the county election officer*
8 *at the time and in the manner in which other drainage district elections*
9 *and county elections are conducted.*

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

12 (e) For the purposes of this section:

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

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

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

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

29 Sec. 10. K.S.A. 24-504 is hereby amended to read as follows: 24-504.
30 Whenever a majority of the counties to be included within the proposed
31 drainage district have reported in favor of the organization of ~~said~~ the
32 drainage district, under the provisions of this act, the secretary of state
33 shall report ~~such~~ the fact to the governor of Kansas, who shall ~~forthwith~~
34 declare, by suitable proclamation, the territory described in ~~said~~ the
35 petition and set forth in the reports of ~~said~~ the commissioners to constitute
36 a public corporation, and the freeholders owning lands within ~~such~~ the
37 bounds, and resident within the state of Kansas, to be incorporated as a
38 drainage district under the name designated in ~~said~~ the petition, and
39 ~~thenceforth~~ the ~~said~~ territory and the freeholders thereof, who are residents
40 of the state of Kansas, and their successors, shall constitute a body politic
41 and corporate under ~~said~~ the corporate name and shall give perpetual
42 succession.

43 In ~~said~~ the proclamation the governor shall designate the ~~last Tuesday~~

1 ~~of the next succeeding calendar month~~ *Tuesday following the first Monday*
2 *in November of the odd-numbered year* following the issuing of ~~said~~ the
3 proclamation on which an election shall be held in each of the counties to
4 be included within the proposed drainage district for the purpose of
5 electing directors of ~~said~~ the corporation, in number and in the manner
6 hereinafter provided. The secretary of state shall make and keep full and
7 complete records of the organization of all drainage districts organized
8 under the provisions of this act, showing the findings and decisions of the
9 boards of county commissioners and all of the acts of the governor in
10 connection with the organization thereof, a true and correct copy of which
11 he shall forward to the ~~said~~ boards of county commissioners within five
12 days after the issuing of the governor's proclamation provided for in this
13 section, and they shall spread the same upon their records.

14 Sec. 11. K.S.A. 2012 Supp. 24-506 is hereby amended to read as
15 follows: 24-506. (a) The board of directors of any drainage district
16 incorporated pursuant to K.S.A. 24-501 et seq., and amendments thereto,
17 shall consist of one person from each county in the district if the number
18 of counties is odd, but if the number of counties is even, then there shall be
19 an additional director at large. If the drainage district is located wholly
20 within one county, the number of directors shall be three. Except as
21 provided in subsection (b), the directors shall be freeholders who shall be
22 residents of Kansas, whose lands in whole or in part are located within the
23 district. The directors shall hold their offices for a term of four years and
24 until their successors are elected and qualified. Elections to choose
25 directors, except the first, shall be held on the ~~first Tuesday in April~~
26 *Tuesday following the first Monday of November* of the next odd-
27 numbered year and every four years thereafter.

28 (b) *Such elections shall be conducted by the county election officer at*
29 *the time and in the manner in which other drainage district elections and*
30 *county elections are conducted.*

31 (c) If there are no residents in the drainage district, any owner of land
32 within the district shall be a qualified voter and shall be qualified to hold
33 the office of director.

34 Sec. 12. K.S.A. 25-209 is hereby amended to read as follows: 25-209.
35 As soon as possible after the filing deadline, the secretary of state shall
36 certify to each county election officer the name and post-office address of
37 each person who has filed valid nomination petitions or a declaration of
38 intent to become a candidate for United States senator or representative or
39 for state office, together with the designation of the office for which each
40 is a candidate and the party or principle which the candidate represents.

41 The county election officer shall ~~forthwith~~, upon receipt thereof,
42 publish for three ~~(3)~~ consecutive weeks in the official paper, a notice
43 which shall set forth under the proper party designation, the title of each

1 national, state, county~~and~~, township office *and each municipal office in*
 2 *odd-numbered years* any part of the district of which is in the county, the
 3 names and addresses of all persons certified by the secretary of state as
 4 candidates for any national or state office any part of the district of which
 5 is in the county and, in addition thereto, the names and addresses of all
 6 persons from whom valid nomination papers or declarations have been
 7 filed in the county election officer's office, giving the name and address of
 8 each, the day of the primary election, the hours during which the polls will
 9 be open and stating that the primary election will be held at the regular
 10 voting places. Where such voting places are not well established and
 11 customarily known the published notice herein provided for shall give the
 12 location of such voting places.

13 Sec. 13. K.S.A. 2012 Supp. 25-213 is hereby amended to read as
 14 follows: 25-213. (a) At all national and state primary elections, the national
 15 and state offices as specified for each in this section shall be printed upon
 16 the official primary election ballot for national and state offices and the
 17 county and township offices as specified for each in this section shall be
 18 printed upon the official primary election ballot for county and township
 19 offices. 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. Except as otherwise
16 provided in this section, no person's name shall be printed more than once
17 on either the official primary election ballot for national and state offices
18 or the official primary election ballot for county and township offices. No
19 name that is printed on the official primary election ballot as a candidate of
20 a political party shall be printed or written in as a candidate for any office
21 on the official primary election ballot of any other political party. If a
22 person is a candidate for the unexpired term for an office, the person's
23 name may be printed on the same ballot as a candidate for the next regular
24 term for such office. The name of any candidate on the ballot may be
25 printed on the same ballot as such candidate and also as a candidate for
26 precinct committeeman or committeewoman. No name that is printed on
27 the official primary election ballot for national and state offices shall be
28 printed or written in elsewhere on such ballot or on the official primary
29 election ballot for county and township offices except for precinct
30 committeeman or committeewoman. No name that is printed on the
31 official primary election ballot for county and township offices shall be
32 printed or written in on the official primary election ballot for national and
33 state offices or elsewhere on such county and township ballot except for
34 precinct committeeman or committeewoman.

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

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

6 *(b) The county election officer shall prepare the official primary*
7 *election ballots for municipal elections held in August of odd-numbered*
8 *years. The secretary of state shall provide technical assistance to county*
9 *election officers.*

10 *(c) The secretary of state may adopt rules and regulations necessary*
11 *to ensure orderly primary elections in both even-numbered years and odd-*
12 *numbered years.*

13 Sec. 14. K.S.A. 2012 Supp. 25-611 is hereby amended to read as
14 follows: 25-611. (a) The arrangement of offices on the official general
15 ballot for national and state offices for those offices to be elected shall be
16 in the following order: Names of candidates for the offices of president
17 and vice-president, United States senator, United States representative
18 _____ district, governor and lieutenant governor running together,
19 secretary of state, attorney general, (and any other officers elected from the
20 state as a whole), state senator _____ district, state representative _____
21 district, district judge _____ district, district magistrate judge _____
22 district, district attorney _____ judicial district, and state board of
23 education member _____ district.

24 (b) The arrangement of offices on the official general ballot for
25 county and township offices for those offices to be elected shall be in the
26 following order: Names of candidates for county commissioner _____
27 district, county clerk, county treasurer, register of deeds, county attorney,
28 sheriff, township trustee, township treasurer; *and* township clerk.

29 *(c) The arrangement of offices on the general ballot for municipal*
30 *officers shall be established by the secretary of state upon consultation*
31 *with county election officers.*

32 *(d) The secretary of state may adopt rules and regulations to ensure*
33 *orderly general elections in both even-numbered years and odd-numbered*
34 *years.*

35 Sec. 15. K.S.A. 25-1115 is hereby amended to read as follows: 25-
36 1115. (a) "General election" means the election held on the Tuesday
37 succeeding the first Monday in November of even-numbered years, the
38 elections held for municipal officers on the ~~first Tuesday in April~~
39 succeeding the first Monday in November in odd-numbered years, and in
40 the case of special elections of any officers to fill vacancies, the election at
41 which any such officer is finally elected.

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

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

6 Sec. 16. K.S.A. 2012 Supp. 25-1122 is hereby amended to read as
7 follows: 25-1122. (a) Any registered voter may file with the county
8 election officer where ~~such~~ the person is a resident, or where ~~such~~ the
9 person is authorized by law to vote as a former precinct resident, an
10 application for an advance voting ballot. The signed application shall be
11 transmitted only to the county election officer by personal delivery, mail,
12 facsimile or as otherwise provided by law.

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

16 (c) If the registered voter is applying for an advance voting ballot to
17 be transmitted by mail, ~~such~~ the voter shall provide with the application
18 for an advance voting ballot the voter's current and valid Kansas driver's
19 license number, nondriver's identification card number or a photocopy of
20 any other identification provided by K.S.A. 25-2908, and amendments
21 thereto.

22 (d) A voter may vote a provisional ballot according to K.S.A. 25-
23 409, and amendments thereto, if:

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

26 (2) the name and address of the voter provided on the application for
27 an advance voting ballot do not match the voter's name and address on the
28 registration book. The voter shall provide a valid form of identification as
29 defined in K.S.A. 25-2908, and amendments thereto, to the county election
30 officer in person or provide a copy by mail or electronic means before the
31 meeting of the county board of canvassers. At the meeting of the county
32 board of canvassers the county election officer shall present copies of
33 identification received from provisional voters and the corresponding
34 provisional ballots. If the county board of canvassers determines that a
35 voter's identification is valid and the provisional ballot was properly cast,
36 the ballot shall be counted.

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

40 (1) The county election official verifies that the signature of the
41 person matches that on file in the county voter registration records.
42 Signature verification may occur by electronic device or by human
43 inspection. In the event that the signature of a person who is requesting an

1 advance voting ballot does not match that on file, the county election
2 officer shall attempt to contact the person and shall offer the person
3 another opportunity to provide ~~such~~ the person's signature for the purposes
4 of verifying the person's identity. If the county election officer is unable to
5 reach the person, the county election officer may transmit a provisional
6 ballot, however, such provisional ballot may not be counted unless a
7 signature is included therewith that can be verified; and

8 (2) the person provides such person's full Kansas driver's license
9 number, Kansas nondriver's identification card number issued by the
10 division of vehicles, or submits such person's application for an advance
11 voting ballot and a copy of identification provided by K.S.A. 25-2908, and
12 amendments thereto, to the county election officer for verification. If a
13 person applies for an advance voting ballot to be transmitted by mail but
14 fails to provide identification pursuant to this subsection or the
15 identification of ~~such~~ the person cannot be verified by the county election
16 officer, the county election officer shall provide information to ~~such~~ the
17 person regarding the voter rights provisions of subsection (d) and shall
18 provide ~~such~~ the person an opportunity to provide identification pursuant
19 to this subsection. For the purposes of this act, Kansas state offices and
20 offices of any subdivision of the state will allow any person seeking to
21 vote by an advance voting ballot the use of a photocopying device to make
22 one photocopy of an identification document at no cost.

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

25 (1) For the primary election occurring on the first Tuesday in August
26 in even-numbered years, between April 1 of such year and the last business
27 day of the week preceding such primary election.

28 (2) For the general election occurring on the Tuesday ~~succeeding~~
29 *following* the first Monday in November in even-numbered years, between
30 90 days prior to such election and the last business day of the week
31 preceding such general election.

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

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

38 ~~(5) (3) For the primary election occurring on the first Tuesday in~~
39 ~~August in odd-numbered years, between April 1 of such year and the last~~
40 ~~business day of the week preceding such primary election.~~

41 ~~(4) For the general election occurring on the Tuesday following the~~
42 ~~first Monday in November in odd-numbered years, between 90 days prior~~
43 ~~to such election and the last business day of the week preceding such~~

1 *election.*

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

5 (6) For question submitted elections not occurring on the date of a
6 primary or general election, between the time of the first published notice
7 thereof and the last business day of the week preceding such question
8 submitted election, except that if the question submitted election is held on
9 a day other than a Tuesday, the county election officer shall determine the
10 final date for mailing of advance voting ballots, but such date shall not be
11 more than three business days before such election.

12 (7) For any special election of officers, at such time as is specified by
13 the secretary of state.

14 (8) For the presidential preference primary, between January 1 of the
15 year in which such primary is held and the last business day of the week
16 preceding such primary election.

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

21 (g) Unless an earlier date is designated by the county election office,
22 applications for advance voting ballots transmitted to the voter in person in
23 the office of the county election officer shall be filed on the Tuesday next
24 preceding the election and on each subsequent business day until no later
25 than 12:00 noon on the day preceding such election. If the county election
26 officer so provides, applications for advance voting ballots transmitted to
27 the voter in person in the office of the county election officer also may be
28 filed on the Saturday preceding the election. Upon receipt of any such
29 properly executed application, the county election officer shall deliver to
30 the voter such ballots and instructions as are provided for in this act.

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

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

42 (h) Any person having a permanent disability or an illness which has
43 been diagnosed as a permanent illness is hereby authorized to make an

1 application for permanent advance voting status. Applications for
2 permanent advance voting status shall be in the form and contain such
3 information as is required for application for advance voting ballots and
4 also shall contain information which establishes the voter's right to
5 permanent advance voting status.

6 (i) On receipt of any application filed under the provisions of this
7 section, the county election officer shall prepare and maintain in such
8 officer's office a list of the names of all persons who have filed such
9 applications, together with their correct post office address and the
10 precinct, ward, township or voting area in which ~~such~~ the persons claim to
11 be registered voters or to be authorized by law to vote as former precinct
12 residents and the present resident address of each applicant. ~~Such~~ Names
13 and addresses shall remain so listed until the day of such election. The
14 county election officer shall maintain a separate listing of the names and
15 addresses of persons qualifying for permanent advance voting status. All
16 such lists shall be available for inspection upon request in compliance with
17 this subsection by any registered voter during regular business hours. The
18 county election officer upon receipt of ~~such~~ the applications shall enter
19 upon a record kept by such officer the name and address of each applicant,
20 which record shall conform to the list above required. Before inspection of
21 any advance voting ballot application list, the person desiring to make
22 ~~such~~ the inspection shall provide to the county election officer
23 identification in the form of driver's license or other reliable identification
24 and shall sign a log book or application form maintained by ~~such~~ the
25 officer stating ~~such~~ the person's name and address and showing the date
26 and time of inspection. All records made by the county election officer
27 shall be subject to public inspection, except that the voter identification
28 information required by subsections (b) and (c) and the identifying number
29 on ballots and ballot envelopes and records of such numbers shall not be
30 made public.

31 (j) If a person on the permanent advance voting list fails to vote in
32 two consecutive general elections held on the Tuesday succeeding the first
33 Monday in November of each even-numbered year, the county election
34 officer may mail a notice to such voter. ~~Such~~ The notice shall inform the
35 voter that the voter's name will be removed from the permanent advance
36 voting list unless the voter renews the application for permanent advance
37 voting status within 30 days after the notice is mailed. If the voter fails to
38 renew such application, the county election officer shall remove the voter's
39 name from the permanent advance voting list. Failure to renew the
40 application for permanent advance voting status shall not result in removal
41 of the voter's name from the voter registration list.

42 (k) The secretary of state may adopt rules and regulations in order to
43 implement the provisions of this section and to define valid forms of

1 identification.

2 Sec. 17. K.S.A. 25-2006 is hereby amended to read as follows: 25-
3 2006. (a) "General election" means the election held for school officers on
4 ~~the first Tuesday in April in any odd-numbered year~~ Tuesday following the
5 first Monday in November of odd-numbered years, and in the case of
6 special elections of any school officers to fill vacancies, the election at
7 which any such officer is finally elected.

8 (b) "Primary election" means the election held ~~five weeks preceding~~
9 ~~the election~~ on the first Tuesday in ~~April~~ *August of each odd-numbered*
10 *year*, and any other preliminary election at which part of the candidates for
11 special election to any school office are eliminated by the process of the
12 election but at which no officer is finally elected.

13 Sec. 18. K.S.A. 25-2007 is hereby amended to read as follows: 25-
14 2007. (a) "Question submitted election" means any election at which a
15 special question is to be voted on by the electors of the state or a part of
16 them.

17 (b) "County election officer" means:

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

20 (2) the county clerk of the home county of the school district if the
21 county does not have an election commissioner; *or*

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

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

34 Sec. 19. K.S.A. 25-2010 is hereby amended to read as follows: 25-
35 2010. Election of board members and question submitted elections shall be
36 conducted by the county election officer of the home county of the school
37 district. Board member general elections shall be held on ~~the first Tuesday~~
38 ~~in April of each odd-numbered year. If a primary election is required to be~~
39 ~~held, such~~ Tuesday following the first Monday in November of odd-
40 numbered years. A primary election shall be held on the first Tuesday
41 ~~preceding by five weeks the first Tuesday in April~~ of odd-numbered years
42 in August.

43 Sec. 20. K.S.A. 25-2017 is hereby amended to read as follows: 25-

1 2017. Consistent with this act the county election officer shall prescribe
2 the form ~~and time~~ of every publication notice applicable to any primary or
3 general school election.

4 Sec. 21. K.S.A. 25-2018 is hereby amended to read as follows: 25-
5 2018. (a) Notices of board member elections and question submitted
6 elections of a school district shall be made as provided in this section.

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

15 (c) All notices provided for by this section shall be given in the form
16 prescribed by the secretary of state to the extent that any notice or part
17 thereof is prescribed by the secretary of state. The provisions of this
18 section shall not be construed to require the secretary of state to prescribe
19 any particular form.

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

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

41 (f) Notice of any question submitted election of any school district
42 shall be made in the manner provided by K.S.A. 10-120, and amendments
43 thereto. The notice shall state: (1) The name of the school district;; (2) the

1 date of the election; (3) the amount of bonds to be issued, if a bond
2 election; (4) the proposition to be voted upon; (5) the hours of opening
3 and closing of the polls; (6) the voting place or places and the area each
4 voting place is to serve; and (7) any other information specifically
5 required by law. Description of areas shall be in the terms determined by
6 the county election officer.

7 Sec. 22. K.S.A. 2012 Supp. 25-2020 is hereby amended to read as
8 follows: 25-2020. (a) When a district method of election is in effect in any
9 school district, a person may become a candidate for election to board
10 member by any one of the following methods:

11 (1) Any person who is an elector in any member district may petition
12 to be a candidate for board member from the member district in which
13 such person resides. Any such person shall file with the county election
14 officer, a petition for such candidacy signed by not less than 50 electors
15 residing in such member district or by a number of such electors equal to
16 not less than 10% of the electors residing in such member district,
17 whichever is less.

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

23 (3) Any person who is an elector in any member district may become
24 a candidate for board member from the member district in which such
25 person resides by filing with the county election officer a declaration of
26 intention to become such a candidate, and payment therewith of a filing
27 fee in the amount of \$5. Such declaration shall be prescribed by the
28 secretary of state.

29 (4) Any person who is an elector in any school district may become a
30 candidate for board member at-large from the school district in which such
31 person resides by filing with the county election officer a declaration of
32 intention to become such a candidate, and payment therewith of a filing
33 fee in the amount of \$5. Such declaration shall be prescribed by the
34 secretary of state.

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

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

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

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

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

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

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

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

23 Sec. 23. K.S.A. 25-2022 is hereby amended to read as follows: 25-
24 2022. Any board shall have power to fill by appointment any vacancy
25 which occurs thereon, and such appointee shall serve for the unexpired
26 term. When a vacancy occurs, the board shall publish a notice one time in
27 a newspaper having general circulation in the school district stating that
28 the vacancy has occurred and that it will be filled by appointment by the
29 board not sooner than ~~fifteen (15)~~ 15 days after such publication. If such
30 vacancy occurs before ~~January 1 of an odd-numbered year~~ May 1 of the
31 second year of the term leaving an unexpired term of more than two years
32 such appointee shall serve until the ~~July 1~~ second Monday in January after
33 the following general school election as provided in K.S.A. 25-2023, ~~or~~
34 ~~any~~ and amendments thereto.

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

40 Sec. 24. K.S.A. 25-2023 is hereby amended to read as follows: 25-
41 2023. ~~Each board member shall qualify by filing an oath of office with the~~
42 ~~election officer not later than ten (10) days~~ The term of office of each
43 board member shall commence on the second Monday in January

1 following the date of the election, or not later than five (5) days after
2 issuance of such member's certificate of election, whichever is the later
3 date. Each board member shall take office on the July 1 following the
4 general school election. Each member elected shall qualify by filing an
5 oath of office with the county election office. Each member elected to a
6 board of education shall hold office until a successor is elected or
7 appointed and qualified and shall serve for a term of four (4) years.

8 Sec. 25. K.S.A. 2012 Supp. 25-2102 is hereby amended to read as
9 follows: 25-2102. (a) "General election" means the election held on the
10 Tuesday succeeding the first Monday in November of ~~even-numbered~~
11 ~~odd-numbered~~ years, ~~the elections held for officers on the first Tuesday in~~
12 ~~April~~; and in the case of special elections of any officers to fill vacancies,
13 the election at which any such officer is finally elected.

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

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

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

25 Sec. 26. K.S.A. 25-2107 is hereby amended to read as follows: 25-
26 2107. The general election of city officers shall be held on the ~~first~~
27 ~~Tuesday in April. Except as otherwise provided by law or as provided by~~
28 ~~charter ordinance passed after April 30, 1968, pursuant to article 12,~~
29 ~~section 5, of the constitution of Kansas, every city shall have an election of~~
30 ~~city officers in odd-numbered years only, and the terms of city officers~~
31 ~~shall be two (2) years: Provided, however, That the provisions of this~~
32 ~~section shall not invalidate, repeal or otherwise affect any charter~~
33 ~~ordinance of any city of the third class having a population of not less than~~
34 ~~one thousand five hundred (1,500) nor more than two thousand (2,000)~~
35 ~~located in a county having a population of not less than fifty thousand~~
36 ~~(50,000) nor more than one hundred thousand (100,000), which ordinance~~
37 ~~had become effective prior to April 30, 1968 Tuesday following the first~~
38 ~~Monday of November of odd-numbered years. The terms of city officers~~
39 ~~shall be four years and shall be staggered in a manner such that all~~
40 ~~members shall not be elected at the same regularly-scheduled election.~~

41 (b) *A primary shall be held on the first Tuesday in August of each*
42 *odd-numbered year as prescribed in K.S.A. 25-202, and amendments*
43 *thereto.*

1 Sec. 27. K.S.A. 2012 Supp. 25-2108a is hereby amended to read as
2 follows: 25-2108a. (a) There shall be a primary election of city officers on
3 the first Tuesday ~~preceding by five weeks the first Tuesday in April of~~
4 ~~every year that such city has a city election, except as otherwise provided~~
5 ~~in subsection (b) or subsection (c) of this section~~ in August of each odd-
6 numbered year.

7 (b) In cities in which a district method of election is in effect, if there
8 are more than three qualified candidates for any member district, the
9 county election officer shall call, and there shall be held, a primary
10 election in each such member district. The names of the two candidates
11 receiving the greatest number of votes for any such member district at the
12 primary election shall appear on the ballots in the general election. If there
13 are three or fewer qualified candidates for any member district there shall
14 not be a primary election and the names of the candidates shall be placed
15 on the ballots in the general election.

16 (c) In cities in which the election at large method of election is in
17 effect, if there are more than three times the number of candidates as there
18 are members to be elected, the county election officer shall call, and there
19 shall be held, a primary election. The names of twice the number of
20 candidates as there are members to be elected who received the greatest
21 number of votes at the primary election shall appear on the ballots in the
22 general election. If there are not more than three times the number of
23 candidates as there are members to be elected there shall not be a primary
24 election and the names of the candidates shall be placed on the ballots in
25 the general election.

26 (d) On the ballots in general city elections, blank lines for the names
27 of write-in candidates shall be printed at the end of the list of candidates
28 for each different office. The number of blank lines for each elected office
29 shall be equal to the number of candidates to be elected thereto. The
30 purpose of such blank lines shall be to permit the voter to insert the name
31 of any person not printed on the ballot for whom such voter desires to vote
32 for such office. No lines for write-in candidates shall appear on primary
33 city election ballots.

34 Sec. 28. K.S.A. 25-2109 is hereby amended to read as follows: 25-
35 2109. The filing deadline for all city elections shall be ~~12:00 o'clock noon~~
36 ~~of the Tuesday preceding by 10 weeks the first Tuesday in April~~ at 12 noon
37 on June 1 as provided in K.S.A. 25-205, and amendments thereto.

38 Sec. 29. K.S.A. 2012 Supp. 25-2110 is hereby amended to read as
39 follows: 25-2110. (a) ~~In cities of the first and second class, any person~~
40 ~~desiring to become a candidate for a city office elected at large shall file~~
41 ~~with the city clerk before the filing deadline a statement of such candidacy~~
42 ~~on a form furnished by the county election officer as specified by the~~
43 ~~secretary of state. The city clerk of any city upon receiving any filing~~

1 under this section shall record the same and transmit it, together with the
2 filing fee or petition herein provided, within three business days to the
3 county election officer. In cities of the third class, Any person desiring to
4 become a candidate for city office elected at large shall file with the county
5 election officer of the county in which the city is located, or of the county
6 in which the greater population of the city is located if the city extends into
7 more than one county, ~~or the city clerk~~, before the filing deadline, a
8 statement of candidacy on a form furnished by the county election officer
9 as specified by the secretary of state.

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

15 (c) ~~In cities having a population of not less than 5,000 nor more than~~
16 ~~100,000, each such filing shall be accompanied by a filing fee of \$10 or, in~~
17 ~~lieu of such filing fee, by a petition signed by 50 qualified electors of the~~
18 ~~city or by a number of such qualified electors of the city equal to not less~~
19 ~~than 1% of the ballots cast and counted at the last general city election,~~
20 ~~whichever is less.~~

21 (d) ~~In cities having a population of more than 100,000, each such~~
22 ~~filing shall be accompanied by a filing fee of \$50; or, in lieu of such filing~~
23 ~~fee, by a petition signed by 100 qualified electors of the city or by a~~
24 ~~number of qualified electors of the city equal to 1% of the ballots cast at~~
25 ~~the last general city election, whichever is less.~~*Filing fees, or in lieu of*
26 *such filing fees, the number of qualified electors of the city which must*
27 *sign a nomination petition shall be established by the city governing body*
28 *by ordinance.*

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

33 (f) (d) If a nomination petition or declaration is found to be invalid,
34 the county election officer shall notify the candidate on whose behalf the
35 petition or declaration was filed that such nomination petition or
36 declaration has been found to be invalid and the reason for the finding.
37 Such candidate may make objection to the finding of invalidity by the
38 county election officer in accordance with K.S.A. 25-308, and
39 amendments thereto.

40 (g) (e) All city elections shall be conducted by the county election
41 officer of the county in which such city is located, or of the county in
42 which the greater population of the city is located if the city extends into
43 more than one county.

1 Sec. 30. K.S.A. 25-2113 is hereby amended to read as follows: 25-
2 2113. ~~(a) Except as provided in subsection (b) of this section,~~ City
3 elections shall be nonpartisan and shall be conducted in accordance with
4 article 2 of chapter 25 of the Kansas Statutes Annotated, and amendments
5 thereto. Laws applicable to elections occurring at the same time as city
6 elections shall apply to city elections to the extent that the same are not in
7 conflict with the provisions of this act.

8 ~~(b) The provisions of this subsection (b) shall apply to cities of the~~
9 ~~first class in counties which have been declared urban areas as authorized~~
10 ~~by article 2, section 17, of the constitution of Kansas. Election laws of a~~
11 ~~general nature which are applicable to partisan elections and which are not~~
12 ~~in conflict with this subsection (b) or any specific law applicable to~~
13 ~~election of city officers in any city to which this subsection (b) applies,~~
14 ~~shall apply to elections held under the provisions of this subsection (b).~~
15 ~~The county election officer shall prescribe the forms, ballots and ballot~~
16 ~~labels for every election conducted under this subsection (b), and shall~~
17 ~~make such rules and regulations not inconsistent with this subsection (b) as~~
18 ~~may be necessary for the conduct of such elections.~~

19 Sec. 31. K.S.A. 25-2115 is hereby amended to read as follows: 25-
20 2115. Names of candidates appearing on the ballots in primary and general
21 city elections ~~in cities of the first and second class~~ shall be listed in the
22 various possible orders in rotation.

23 Sec. 32. K.S.A. 25-2120 is hereby amended to read as follows: 25-
24 2120. The county election officer who conducts the city election shall
25 promptly certify to the city governing body the determination of election
26 results made by the county board of canvassers. The term of office shall
27 ~~commence with and include the first regular meeting of the governing~~
28 ~~body~~ on the second Monday in January following certification of the
29 election.

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

34 Sec. 33. K.S.A. 2012 Supp. 25-2311 is hereby amended to read as
35 follows: 25-2311. (a) County election officers shall provide for the
36 registration of voters at one or more places on all days except the
37 following:

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

41 (2) days when the main offices of the city government are closed for
42 business, in the case of deputy county election officers who are city clerks
43 except as is otherwise provided by any county election officer under the

1 provisions of K.S.A. 25-2312, and amendments thereto;

2 (3) the 20 days preceding the day of primary and general state *and*
3 *municipal* elections;

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

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

8 ~~(6) (4) the 20 days preceding the day of any election other than one~~
9 ~~specified in paragraphs (3), (4) and (5) of this subsection; and~~

10 ~~(7) (5) the day of any primary or general election or any question~~
11 ~~submitted election.~~

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

15 (c) The secretary of state shall notify every county election officer of
16 the dates when registration shall be closed preceding primary and general
17 state, city and school elections. The days so specified by the secretary of
18 state shall be conclusive. Such notice shall be given by the secretary of
19 state by mail at least 60 days preceding every primary and general state,
20 city and school election.

21 (d) The last days before closing of registration books as directed by
22 the secretary of state under subsection (c) of this section, county election
23 officers shall provide for registration of voters during regular business
24 hours, during the noon hours and at other than regular business hours upon
25 such days as the county election officers deem necessary. The last three
26 business days before closing of registration books prior to state primary
27 and general elections, county election officers may provide for registration
28 of voters until 9 p.m. in cities of the first and second class.

29 (e) County election officers shall accept and process applications
30 received by voter registration agencies and the division of motor vehicles
31 not later than the 21st day preceding the date of any election; mailed voter
32 registration applications that are postmarked not later than the 21st day
33 preceding the date of any election; or, if the postmark is illegible or
34 missing, is received in the mail not later than the ninth day preceding the
35 day of any election.

36 (f) The secretary of state may adopt rules and regulations interpreting
37 the provisions of this section and specifying the days when registration
38 shall be open, days when registration shall be closed, and days when it is
39 optional with the county election officer for registration to be open or
40 closed.

41 (g) Before each primary and general election held in even-numbered
42 years, and at times and in a form prescribed by the secretary of state, each
43 county election officer shall certify to the secretary of state the number of

1 registered voters in each precinct of the county as shown by the
2 registration books in the office of such county election officer.

3 Sec. 34. K.S.A. 25-2502 is hereby amended to read as follows: 25-
4 2502. (a) "General election" means the election held on the Tuesday
5 ~~succeeding~~ following the first Monday in November of even-numbered
6 years, ~~the elections held for officers on the first Tuesday in April,~~ the
7 election held on the Tuesday following the first Monday in odd-numbered
8 years and in the case of special elections of any officers to fill vacancies,
9 the election at which any such officer is finally elected.

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

17 Sec. 35. K.S.A. 2012 Supp. 42-706 is hereby amended to read as
18 follows: 42-706. (a) The officers of such district shall be a board of
19 directors consisting of three members who shall be persons entitled to vote
20 as provided in subsection ~~(h)~~ (g) and residents of a county in which the
21 district or a portion thereof is located, or county adjoining a county in
22 which such irrigation district or a portion thereof is located. Such members
23 shall hold office for a period of three years, and each shall serve until a
24 successor has been elected and qualified. The members of the board of
25 directors first elected after the creation of an irrigation district shall hold
26 their respective offices until the next regular election for the election of
27 directors as provided in subsection (e) or (f) of this section except that the
28 terms of the three directors shall be as provided in subsection (e) of this
29 section.

30 (b) The chief engineer of the division of water resources, after the
31 incorporation of such irrigation district, shall establish and designate the
32 polling place or places therein where the first election will be conducted
33 and fix the time for such election within 60 days after the date of
34 incorporation. In any irrigation district of more than 35,000 acres, the chief
35 engineer of the division of water resources shall, prior to designating
36 polling places, establish three voting areas within such district as equal as
37 possible in acreage and shall designate the same as the first, second or
38 third voting area. Such polling place or places may thereafter be changed
39 by the board of directors, and the board may arrange for polling places
40 outside the corporate boundaries of the district if such places are more
41 convenient than locations within the district. Prior to the holding of the
42 first election in newly created districts, the chief engineer of the division of
43 water resources shall appoint from the qualified electors of the district

1 three persons for such election for each voting place who shall constitute
2 boards of election for such district for such election. If the members
3 appointed do not attend at the opening of the polls on the day of election,
4 at the opening hour, the electors present at that hour shall elect from the
5 electors present members of the election board necessary to fill the place
6 of any absent member.

7 (c) The board of directors of every district of more than 35,000 acres
8 which was incorporated prior to the effective date of this act shall establish
9 three voting areas within the district as equal as possible in acreage and
10 designate the same as the first, second or third voting area. The board shall
11 also establish and designate the polling place or places within each voting
12 area. At the first election held after the effective date of this act, a director
13 shall be elected from each voting area and the person receiving the highest
14 number of votes shall serve for a term of three years, the person receiving
15 the second highest number of votes shall serve for a term of two years, and
16 the person receiving the third highest number of votes shall serve for a
17 term of one year. At each subsequent election, only one director shall be
18 elected each year for a term of three years. Any director elected under this
19 provision must be a person entitled to vote as provided in subsection-~~(h)~~
20 (g).

21 (d) (1) Except as provided in paragraph (2), all elections shall be
22 conducted in accordance with the general election laws of the state except
23 as otherwise provided in this act. Advance voting as provided in article 11
24 of chapter 25 of the Kansas Statutes Annotated, and amendments thereto,
25 shall be provided for by the county election officers and boards of
26 directors for those persons entitled to vote under subsection-~~(h)~~ (g). The
27 forms for the ballot envelope declaration as provided in K.S.A. 25-1120,
28 and amendments thereto, and the applications for advance ballots as
29 provided in K.S.A. 25-1122d, and amendments thereto, shall be modified
30 to establish that such person is a qualified owner of irrigable land within
31 the district. After polls are closed the election boards shall proceed to
32 canvass the votes cast thereat, shall certify to the county election officer of
33 the county in which all or the greater part of the population of the
34 irrigation district is located and the chief engineer the result of such
35 election. The clerks shall then securely wrap the ballots cast at such
36 elections and shall express or mail the same by registered mail to the
37 county election officer of the county in which all or the greater part of the
38 population of the irrigation district is located. The county election officer
39 shall canvass the ballots, verify the results and declare the person receiving
40 the highest number of votes duly elected as director except that at the first
41 election after creation of a district the county election officer of the county
42 in which all or the greater part of the population of the irrigation district is
43 located shall declare the three persons receiving the highest number of

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

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

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

1 election in accordance with K.S.A. 25-209, and amendments thereto, and
2 K.S.A. 25-105, and amendments thereto. The return results of all special or
3 bond elections shall be made available to the secretary of the district, and
4 canvassed by the board of directors. All expenses of election, not
5 otherwise provided for herein, shall be paid for out of the general funds of
6 the irrigation district. Election officials shall receive the same
7 compensation as provided under general election laws.

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

32 ~~(g) In any case where the time for any regular election of directors as~~
33 ~~described in subsection (e), or the election as described in subsection (f), is~~
34 ~~the same for any two districts having the same district manager, such~~
35 ~~election shall be held on the first Wednesday following the first Tuesday in~~
36 ~~March by the district organized latest in time.~~

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

42 After lands have been assessed in the district pursuant to K.S.A. 42-
43 715, and amendments thereto, those persons entitled to vote shall be

1 "qualified owners of land" within the irrigation district as such term is
2 defined in K.S.A. 42-701, and amendments thereto, which has been
3 assessed pursuant to K.S.A. 42-715, and amendments thereto, and who are
4 otherwise qualified electors. For voting purposes, any person entitled to
5 vote under this subsection who owns land in more than one voting area
6 shall vote in the voting area which includes the greatest portion of such
7 person's land. As used in this section, the term "qualified electors" shall
8 include a person who is the legal qualified owner of irrigable land or a
9 person, who is authorized, in writing, to vote for a trust, corporation,
10 association or partnership which is the legal qualified owner of irrigable
11 land. Such person is not required to be a resident of the district. Such trust,
12 corporation, association or partnership shall be allowed only one vote. The
13 person authorized by such entity to vote shall be someone who is not
14 otherwise entitled to a vote under this section.

15 Sec. 36. K.S.A. 71-1408 is hereby amended to read as follows: 71-
16 1408. Change of method of election in any community college district may
17 be made in the manner provided in this act at any time during the period
18 beginning on the first Wednesday in ~~April~~ November of each odd-
19 numbered year and ending on the first Tuesday in ~~December~~ June of each
20 even-numbered year, if such change is also approved in a manner
21 authorized in this act before the end of such period. The new method of
22 election in such district shall be followed in the election of trustees next
23 following such change and shall continue in force until again changed in
24 the manner provided in this act. Change of method of election shall not
25 shorten the term of any trustee serving on the board at the time the change
26 is made.

27 Sec. 37. K.S.A. 71-1412 is hereby amended to read as follows: 71-
28 1412. Each member of the board of trustees of a community college shall
29 be elected for a four-year term commencing on the ~~July 1~~ second Monday
30 in January following election. Members shall serve until their successors
31 are elected or appointed and qualified.

32 Sec. 38. K.S.A. 71-1413 is hereby amended to read as follows: 71-
33 1413. (a) Elections of trustees of community colleges shall be conducted
34 by the county election officer of the county in which the main campus of
35 the college is located. In any college district having territory in more than
36 one county, the county election officers of all such counties shall cooperate
37 with the county election officer of the county in which the main campus is
38 located, and upon establishing any new community college or adding
39 territory to any of the community college districts, the state board, in
40 accordance with this section, shall specify the county in which the main
41 campus shall be located for the purpose of this section. General
42 community college elections shall be held on the ~~first Tuesday in April of~~
43 ~~each odd-numbered year~~ following the first Monday in November of each

1 odd-numbered year.

2 (b) Any primary community college election shall be held on the
3 ~~Tuesday preceding by five weeks the first Tuesday in April of odd-~~
4 ~~numbered years~~ *first Tuesday of August of each odd-numbered year in*
5 *accordance with K.S.A. 25-202, and amendments thereto.*

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

10 Sec. 39. K.S.A. 71-1414 is hereby amended to read as follows: 71-
11 1414. (a) (1) In college districts where a district method of election is in
12 effect, a person may become a candidate for election to trustee of a
13 community college by any one of the following methods:

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

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

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

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

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

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

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

43 (2) Any person who is an elector of the college district may become a

1 candidate for trustee by filing with the election officer a declaration of
2 intent to be such a candidate, and payment therewith of a filing fee in the
3 amount of \$5.

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

11 Sec. 40. K.S.A. 71-1419 is hereby amended to read as follows: 71-
12 1419. (a) The election of trustees of community colleges shall be
13 nonpartisan, in accordance with K.S.A. 25-202, and amendments thereto,
14 and laws applicable only to partisan elections shall ~~not~~ apply in such
15 elections. All laws applicable to elections, the violation of which is a
16 crime, shall be applicable to election of trustees of community colleges.

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

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

26 Sec. 41. K.S.A. 72-8008 is hereby amended to read as follows: 72-
27 8008. Change of method of election or voting plan or both in any school
28 district may be made in the manner provided in this act at any time during
29 the period beginning on the first Wednesday in ~~April~~ November of each
30 odd-numbered year and ending on the first Tuesday in ~~December~~ June of
31 each even-numbered year, if such change is also approved in a manner
32 authorized in this act before the end of such period. The new method of
33 election and voting plan in such school district shall be followed in the
34 election of members next following such change and shall continue in
35 force until again changed in the manner provided in this act. Change of
36 method of election or voting plan shall not shorten the term of any member
37 serving on the board at the time the change is made, and the county
38 election officer shall not submit to election any plan of change which
39 violates this prohibition.

40 Sec. 42. K.S.A. 2-623, 19-3505, 19-3507, 24-504, 25-209, 25-1115,
41 25-2006, 25-2007, 25-2010, 25-2017, 25-2018, 25-2022, 25-2023, 25-
42 2107, 25-2109, 25-2113, 25-2115, 25-2120, 25-2502, 71-1408, 71-1412,
43 71-1413, 71-1414, 71-1419 and 72-8008 and K.S.A. 2012 Supp. 2-624,

- 1 24-412, 24-414, 24-459, 24-506, 25-213, 25-611, 25-1122, 25-2020, 25-
- 2 2102, 25-2108a, 25-2110, 25-2311 and 42-706 are hereby repealed.
- 3 Sec. 43. This act shall take effect and be in force from and after its
- 4 publication in the statute book.