

**SENATE BILL No. 441**

By Senators Hensley, Faust-Goudeau, Francisco, Hawk, Holland, Kelly and Pettey

2-10

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1 AN ACT concerning elections; relating to election commissioners;  
2 amending K.S.A. 19-3419 and repealing the existing section.

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

5 Section 1. K.S.A. 19-3419 is hereby amended to read as follows: 19-  
6 3419. In counties of this state having a population exceeding 130,000,  
7 there shall be an office of commissioner of elections, which shall be  
8 administered by an election commissioner. The election commissioner  
9 shall be appointed by the ~~secretary of state~~ *board of county commissioners*  
10 and shall hold office for a term of four years and until a successor is  
11 appointed and qualified. The ~~secretary of state~~ *board of county*  
12 *commissioners* may remove the election commissioner for official  
13 misconduct. Upon occurrence of a vacancy in the office of county election  
14 commissioner, the ~~secretary of state~~ *board of county commissioners* shall  
15 appoint a successor. If the vacancy occurs before the expiration of a term  
16 of office, the appointment shall be for the unexpired term. Such election  
17 commissioner shall have been a qualified elector and a resident of the  
18 county at least two years prior to appointment. Within 10 days after  
19 receiving official notice of the appointment and before entering upon the  
20 duties of the office, the election commissioner shall take, subscribe and  
21 cause to be filed in the office of the secretary of state an oath of office for  
22 the faithful discharge of official duties.

23 Sec. 2. K.S.A. 19-3419 is hereby repealed.

24 Sec. 3. This act shall take effect and be in force from and after its  
25 publication in the statute book.