

Journal of the Senate

THIRTY-EIGHTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Monday, March 4, 2024, 2:30 p.m.

The Senate was called to order by Vice President Rick Wilborn.
The roll was called with 39 senators present.
Senator Holland was excused.
Invocation by Reverend Cecil T. Washington:

Exponentially Adding Days To My Life
Job 14:5, Proverbs 9:11, Matthew 25:14-30

Lord, in humble appreciation, You are the Author of life. And Your Word, in Job 14:5, reveals that the days of our lives are numbered. You have placed limits on the time we will spend here. The days You're giving us to serve will one day be cut off.

But like leap year adds another day to the calendar, in Proverbs 9:11, You tell us that wisdom will add days and even add years to our calendars. So, Lord, our request today, is for wisdom; for the ability to look at life and all of life's concerns through Your eyes, to see things from Your perspective as we handle our assignments.

In the Gospel of Matthew, chapter 25:14-30, Jesus tells the illuminating story of three servants. One lacked Godly wisdom and was unprofitable in handling his responsibility. But two of them faithfully and wisely handled theirs. They heard Your words of affirmation, "Well Done," and received great reward.

Lord, we'd like, one day, to hear You tell us, "Well Done!" For if we wisely tackle the responsibilities we have here, using the abilities You've given us, You proclaim that we'll be rewarded even more greatly, exponentially in eternity.

I thank You for the opportunity and privilege to be of service. In Jesus' Name, Amen.

The Pledge of Allegiance was led by Vice President Wilborn.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

SB 534, AN ACT concerning criminal procedure; relating to execution of death sentences; requiring the secretary of corrections to select the method of carryout of a sentence of death by hypoxia; requiring the district court to send the secretary a warrant commanding the secretary to proceed to carry out a sentence of death within 30 days after judgment is final; amending K.S.A. 22-4001 and 22-4013 and repealing the existing sections, by Committee on Federal and State Affairs.

COMMUNICATIONS FROM STATE OFFICERS

The following report was submitted to the Senate and is on file with the Secretary of the Senate:

Annual Report, Kansas Fights Addiction Board

MESSAGES FROM THE HOUSE

Announcing passage of **HB 2358, HB 2543, HB 2608, HB 2790.**

INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

HB 2358, HB 2543, HB 2608, HB 2790 were thereupon introduced and read by title.

COMMITTEE OF THE WHOLE

On motion of Senator Alley, the Senate resolved itself into Committee of the Whole, for consideration of bills on the calendar under the heading of General Orders with Senator McGinn in the chair.

On motion of Senator McGinn the following summary report was adopted:

SB 365 be passed as amended by Committee of the Whole.

COMMITTEE OF THE WHOLE ACTIONS

SB 365 be amended by motion of Senator Tyson; on page 1, following line 5, by inserting:

"New Section 1. (a) No county election office shall use any remote ballot box for the purposes of the return of advance voting ballots.

(b) The secretary of state shall adopt rules and regulations necessary to implement and enforce the provisions of this section.

(c) As used in this section, "remote ballot box" means any form of a locked ballot box designated by the county election officer as available for use for depositing advance voting ballots. As used in this section, "remote ballot box" does not include any ballot boxes located in a county election office or satellite advance voting site.";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, after the second semicolon by inserting "prohibiting the use of remote ballot boxes;"

Upon the showing of five hands a roll call vote was requested.

On roll call, the vote was: Yeas 22; Nays 16; Present and Passing 1; Absent or Not Voting 1.

Yeas: Alley, Baumgardner, Blasi, Bowers, Claeys, Erickson, Fagg, Gossage, Kerschen, Kloos, Masterson, Olson, Peck, Petersen, Pyle, Shallenburger, Steffen, Straub, Thompson, Tyson, Warren, Wilborn.

Nays: Corson, Dietrich, Doll, Faust-Goudeau, Francisco, Haley, Holscher, Longbine, McGinn, O'Shea, Pettey, Pittman, Reddi, Ryckman, Sykes, Ware.

Present and Passing: Billinger.

Absent or Not Voting: Holland.

Senator Steffen motioned to further amend **SB 365**. A ruling of the chair was requested as to the germaneness of the amendment to the bill. The Chair ruled the amendment germane and the following amendment was adopted; on page 1, following line 29, by inserting:

"Sec. 2. K.S.A. 2023 Supp. 25-2912 is hereby amended to read as follows: 25-2912. (a) (1) (A) All voting systems used for elections in this state held on or after January 1, ~~2024~~ 2025, shall require the use of an individual, durable, voter-verified paper ballot with a distinctive watermark and serial number established by the secretary of state. The voter's ballot shall be:

(i) Marked by the voter, or by a person assisting the voter as otherwise permitted by law, either by hand or prior to January 1, 2025, by use of a voting machine that is a non-tabulating paper ballot marking or printing device or system that may be electromechanical or electronic. On and after January 1, 2025, ballots shall only be marked by hand;

(ii) made available to the voter for inspection and verification by the voter after the voter has marked the ballot but before the voter's vote is cast and counted, that may be spoiled by the voter if it fails to reflect the voter's choices and that permits the voter to cast a new paper ballot; and

(iii) canvassed by hand or prior to January 1, 2025, read and tabulated by vote-tabulating equipment consisting of optical scanning equipment or other counting equipment that counts and tabulates paper ballots. On and after January 1, 2025, ballots shall only be canvassed by hand.

(B) The voting system shall provide the voter with an opportunity to correct any error on the paper ballot before the paper ballot is secured and preserved.

(2) The voting system shall not preserve the paper ballots in any manner that makes it possible, at any time after the ballot has been cast, to associate a voter with the record of the voter's vote without the voter's consent.

(3) The paper ballot shall constitute the official ballot and shall be preserved and used as the official ballot suitable for purposes of the tabulation of votes and any audit or recount conducted with respect to any election in which the voting system is used. On and after January 1, 2025, each paper ballot shall be counted by hand in any recount conducted with respect to any election, unless the requestor of a recount pursuant to K.S.A. 25-3107, and amendments thereto, elects not to have the ballots counted by hand.

(4) In the event of any inconsistencies or irregularities between any electronic vote tallies counted prior to January 1, 2025, and the vote tallies determined by counting by hand the paper ballots cast, the paper ballots as counted by hand shall be the true and correct record of the votes cast.

(b) On and after January 1, 2025, the use of electronic or electromechanical voting or tabulation systems and electronic poll books or poll books not requiring a hand-written signature shall be prohibited.

(c) On or before January 1, 2023 2025, the secretary of state shall adopt rules and regulations to implement the provisions of this section.

Sec. 3. K.S.A. 25-3001 is hereby amended to read as follows: 25-3001. Election boards shall make the original canvass according to the following procedure:

(a) A ballot box shall be opened and a judge designated by the supervising judge shall take the ballots out of the box either one at a time or in limited quantities as authorized by the supervising judge.

(b) A judge shall read and announce the vote on the ballot for each candidate. In reading and announcing the vote on ballots, the judge shall so place the ballot that another member of the election board may view the ballot as the vote is announced. The

clerks shall make a tally mark opposite the name of each candidate receiving a vote as announced by the judge. Such tally marks shall be made upon tally sheets provided by the county election officer. The supervising judge may direct a judge to perform the functions of a clerk for limited periods during the canvass and thereby temporarily relieve one or both clerks.

(c) After one judge announces the votes upon a ballot, ~~he such judge~~ shall hand the same to a second judge, who shall examine it and dispose of it as provided in this act.

(d) Void and blank ballots shall be announced by the judge, and the clerks shall make one tally mark for each such ballot opposite the proper designation on the tally sheet.

(e) From time to time during the canvass the clerks shall compare tally sheets and reconcile any differences to the satisfaction of a majority of the election board. When the canvass is completed, the number of votes received by each candidate shall be written in the indicated place on the tally sheet.

(f) When the canvass is completed on the night of the election, or if the canvass is continued from day to day at the completion of canvassing on each day, the supervising judge shall promptly transmit the number of votes received by each candidate or the number of votes received for and against a question submitted to the voters to the secretary of state or the secretary's designee as provided by K.S.A. 25-3006, and amendments thereto.

Sec. 4. K.S.A. 25-3006 is hereby amended to read as follows: 25-3006. (a) When the election board completes its canvass, it shall make three abstracts of the vote cast for all candidates whose names are printed on the ballot, all write-in votes cast and all votes cast on questions submitted. Such abstracts shall be made under the direction of the supervising judge upon forms provided by the county election officer. Each of such three abstracts shall bear a certificate of the validity thereof and each certificate shall be signed by all of the clerks and judges at the voting place.

(b) In voting places prior to January 1, 2025, where voting machines equipped with printed election returns mechanisms are used, the counter compartment shall not be opened and the original and duplicate originals of the printed return sheets of the votes cast on questions submitted and for candidates whose names are printed on the official ballot labels, together with the tabulation and inclusion of any write-in votes appearing on the paper roll shall constitute the official abstract for the votes cast on that machine, when coupled with the other originals and duplicate originals of other machines in the voting place and certified as abstracts of the vote cast at such voting place, upon forms and in the manner prescribed by the county election officer. On an after January 1, 2025, only manual hand counting of the votes cast, as provided by K.S.A. 25-3001, and amendments thereto, shall be permitted.

(c) When the election board completes its canvass on the night of the election and has made the abstracts as provided by subsections (a) and (b), the supervising judge shall promptly report the votes cast for all candidates whose names are printed on the ballot, all write-in votes cast and all votes cast on questions submitted to the secretary of state or the secretary's designee. If the canvass is not completed the night of the election, the supervising judge shall promptly report the votes counted as indicated by the tally sheets at the end of canvassing each day that the canvass continues until the canvass is completed and shall then promptly report the completed canvass results. Reports shall be made and transmitted in the form and manner as determined by the

secretary and approved by the legislature. All vote counts or results reported to the secretary of state or the secretary's designee shall be as agreed by the supervising judge and all judges and clerks at the voting place. Such reports shall not be considered in determining the official abstract or be considered as evidence in any proceeding challenging the results of any election but shall be utilized solely for purposes of providing current election vote count information for the interest of the public by the secretary of state. The secretary shall promptly publish such unofficial vote counts when reported and the final unofficial results on the secretary's website by voting area or precinct, county and aggregate totals.

~~(e)~~(d) The secretary of state may adopt rules and regulations prescribing procedures and forms to be used in carrying out the provisions of this section and K.S.A. 25-1338, as amended and amendments thereto.

Sec. 5. K.S.A. 2023 Supp. 25-3107 is hereby amended to read as follows: 25-3107. (a) At the time of commencement of any canvass by the county board of canvassers the county election officer shall present to the county board of canvassers the preliminary abstracts of election returns, together with the ballots and records returned by the election boards and, as provided by rules and regulations adopted by the secretary of state as authorized by K.S.A. 25-1132(b), and amendments thereto, advance voting ballots received after the closing of the polls pursuant to K.S.A. 25-1132(b), and amendments thereto. The county board of canvassers shall inspect and check the records presented by the county election officer and shall hear any questions which the county election officer believes appropriate for determination of the board. The county board of canvassers shall do what is necessary to obtain an accurate and just canvass of the election and shall finalize the preliminary abstract of election returns by making any needed changes, and certifying its authenticity and accuracy. The certification of the county board of canvassers shall be attested by the county election officer. Neither the county board of canvassers nor the county election officer shall open or unseal sacks or envelopes of ballots, except as is required by K.S.A. 25-409, 25-1136 and 25-1337, and amendments thereto, or other specific provision of law or as is authorized to carry out a recount under subsection (b), or as authorized under subsection (e).

(b) If a majority of the members of the county board of canvassers shall determine that there are manifest errors appearing on the face of the poll books of any election board, which might make a difference in the result of any election, or if any candidate shall request the recount of the ballots cast in all or in only specified voting areas for the office for which the person is a candidate, or if any registered elector who cast a ballot in a question submitted election requests a recount in all or only specified voting areas to determine the result of the election, the county board of canvassers shall cause a special election board appointed by the county election officer to meet under the supervision of the county election officer and recount the ballots with respect to any office or question submitted specified by the county board of canvassers or requested by the candidate or elector. If a recount is required in a county that uses optical scanning systems as defined in K.S.A. 25-4601 et seq., and amendments thereto, or electronic or electromechanical voting systems, as defined in K.S.A. 25-4401, and amendments thereto, the method of conducting the recount shall be at the discretion of the person requesting the recount. The county election officer shall not be a member of the special election board. Before the special election board meets to recount the ballots upon a properly filed request, the party who makes the request shall file with the county

election officer a bond, with security to be approved by the county or district attorney, conditioned to pay all costs incurred by the county in making the recount. In the event that the candidate requesting the recount is declared the winner of the election as a result of the recount, or if as a result of the recount a question submitted is overturned, no action shall be taken on the person's bond and the county shall bear the costs incurred for the recount. Any recount must be requested in writing and filed with the county election officer not later than 5 p.m. on the day following the last meeting of the county board of canvassers. The request shall specify which voting areas are to be recounted. The county election officer shall immediately notify any candidate involved in the election for which the recount is requested, or shall notify the county chairperson of each candidate's party. Any recount shall be initiated not later than the following day and shall be completed not later than 5 p.m. on the fifth day following the filing of the request for a recount, including Saturdays, Sundays and holidays. Upon completion of any recount under this subsection, the election board shall package and reseal the ballots as provided by law and the county board of canvassers shall complete its canvass. The members of the special election board shall be paid as prescribed in K.S.A. 25-2811, and amendments thereto, for time actually spent making the recount.

(c) (1) The provisions of this subsection shall apply to any election for:

- (A) Any state or national office elected on a statewide basis;
- (B) the office of president or vice president of the United States;
- (C) the office of members of the United States house of representatives;
- (D) the office of members of the state senate or house of representatives whose district is located in two or more counties;
- (E) the office of members of the state board of education; and
- (F) a constitutional amendment.

(2) Any candidate may request a recount in one or more counties. Any registered elector who cast a ballot in an election for a constitutional amendment submitted may request a recount in one or more counties. Any such recount shall be requested in writing and filed with the secretary of state not later than 5 p.m. on the day following the last meeting of the county board of canvassers canvassing votes in the election for which the recount is requested. The request shall specify which counties or precincts are to be recounted. If a recount is required in a county that uses optical scanning equipment, as defined in K.S.A. 25-4601, and amendments thereto, or electronic or electromechanical voting systems, as defined in K.S.A. 25-4401, and amendments thereto, the method of conducting the recount shall be at the discretion of the person requesting the recount. Except as provided by this subsection and subsection (d), the person requesting the recount shall file, contemporaneously with a request for a recount, a bond with the secretary of state, with security to be approved by the secretary of state, conditioned to pay all costs incurred by the counties and the secretary of state in making the recount. The amount of the bond shall be determined by the secretary of state. A candidate described in subsection (c)(1)(D) and (E) may post a bond as provided by subsection (b) in lieu of the bond required by this subsection. In the event that the candidate requesting the recount is declared the winner of the election as a result of the recount, no action shall be taken on the candidate's bond and the counties shall bear the costs incurred for the recount.

(3) The secretary of state immediately shall notify each county election officer affected by the recount and any candidate involved in the election for which the recount

is requested. If the candidate cannot be reached, then the secretary of state shall notify the state chairperson of such candidate's party. Any such recount shall be conducted under the supervision of the county election officers at the direction of the secretary of state, and shall be initiated not later than the following day and shall be completed not later than 5 p.m. on the fifth day following the filing of the request for a recount, including Saturdays, Sundays and holidays. Each county election officer involved in the recount shall appoint a special election board to recount the ballots. The members of the special election board shall be paid as prescribed in K.S.A. 25-2811, and amendments thereto, for time actually spent making the recount. Upon completion of any recount under this subsection, the special election board in each county shall package and reseal the ballots as provided by law and the county board of canvassers shall complete its canvass. The county election officer in each county immediately shall certify the results of the recount to the secretary of state.

(d) (1) The provisions of this subsection shall apply to any general elections for:

- (A) Any state or national office elected on a statewide basis;
- (B) the office of president or vice president of the United States;
- (C) the office of members of the United States house of representatives;
- (D) the office of members of the state senate or house of representatives; and
- (E) the office of members of the state board of education.

(2) Whenever the election returns reflect that a candidate for office was defeated by $\frac{1}{2}$ of 1% or less of the total number of votes cast and if the candidate requests a recount in one or more counties, no bond shall be required and the state shall bear the cost of any recount performed using the method by which the ballots were counted originally.

(3) Not later than 60 days following a recount conducted pursuant to this subsection, the board of county commissioners of each county in which the recount occurred shall certify to the secretary of state the amount of all necessary direct expenses incurred by the county. Payment for such expenses shall be made to the county treasurer of the county upon warrants of the director of accounts and reports pursuant to vouchers approved by the secretary of state. Upon receipt of such payment and reimbursements, the county treasurer shall deposit the entire amount thereof in the county election fund, if there is one and if there is not then to the county general fund.

(4) The secretary of state, with the advice of the director of accounts and reports, shall determine the correctness of each amount certified under this section and adjust any discrepancies discovered before approving vouchers for payment to any county.

(e) Procedures for canvassing and challenging advance voting ballots received by mail after the closing of the polls pursuant to K.S.A. 25-1132(b), and amendments thereto, shall be as set forth in rules and regulations adopted by the secretary of state as authorized by K.S.A. 25-1132(b), and amendments thereto.

(f) A special election board conducting a recount as provided by this section shall report the results of the recount promptly at the close of each day and upon completion of the recount to the secretary of state or the secretary's designee, and from time to time during the recount when requested by the secretary or secretary's designee, for the purpose of publication of the recount results on the secretary's website. Reports shall be made and transmitted in the form and manner as determined by the secretary of state. All vote counts or results reported shall be as agreed by all members of the special election board. Such reports shall not be considered in determining the official results or be considered as evidence in any proceeding challenging the results of any election or

recount but shall be utilized solely for purposes of providing current information for the interest of the public. The secretary shall promptly publish the most current unofficial recount results and the unofficial completed recount results on the secretary's website by voting area or precinct, county and aggregate totals.

Sec. 6. K.S.A. 2023 Supp. 25-4402 is hereby amended to read as follows: 25-4402. (a) Except as provided in subsections (b) and (c) and subject to the limitations of article 44 of chapter 25 of Kansas Statutes Annotated and K.S.A. 2023 Supp. 25-2912, and amendments thereto, the board of county commissioners and the county election officer of any county are authorized to purchase, lease or rent and use electronic or electromechanical voting systems or electronic poll books as provided by K.S.A. 25-4403, and amendments thereto.

(b) On and after January 1, 2025, no board of county commissioners or the county election officer of any county shall purchase, lease, rent or use any electronic poll books.

(c) On and after January 1, 2025, no board of county commissioners or the county election officer of any county shall purchase, lease, rent or use any electromechanical vote tabulating equipment.

Sec. 7. K.S.A. 2023 Supp. 25-4403 is hereby amended to read as follows: 25-4403.

(a) The board of county commissioners and the county election officer of any county may provide an electronic or electromechanical voting system or electronic poll books to be used at voting places, or for advance voting in the county at national, state, county, township, city and school primary and general elections and in question submitted elections. Electronic or electromechanical voting systems or electronic poll books shall not be used on and after January 1, 2025.

(b) The board of county commissioners of any county in which the board of county commissioners and county election officer have determined that an electronic or electromechanical voting system or electronic poll books shall be used may issue bonds to finance and pay for purchase, lease or rental of such a system. Such bonds shall not be issued after the effective date of this act.

(c) The board of county commissioners and the county election officer of any county may adopt, experiment with or abandon any electronic or electromechanical system or electronic poll books herein authorized and approved for use in the state and may use such a system in all or any part of the voting areas within the county or in combination with an optical scanning voting system or with regular paper ballots, except that electronic poll books and electronic or electromechanical voting systems or tabulating equipment, including optical scanning equipment, shall not be used on and after January 1, 2025. Whenever the secretary of state rescinds approval of any voting system or electronic poll books, the board of county commissioners and the county election officer shall abandon the system or electronic poll books until changes therein required by the secretary of state have been made, or if the secretary of state advises that acceptable changes cannot be made therein, the abandonment shall be permanent.

(d) On and after the effective date of this act, no board of county commissioners in any county may purchase, lease or rent any direct recording electronic system, as defined in K.S.A. 25-4401(d), and amendments thereto. On and after the effective date of this act, and before January 1, 2025, no board of county commissioners in any county may purchase, lease or rent any electronic or electromechanical voting system, unless such system:

(1) Provides a paper record of each vote cast, produced at the time the vote is cast; and

(2) has the ability to be tested both before an election and prior to the date of canvass. Such test shall include the ability to match the paper record of the machine to the vote total contained in the machine.

(e) On and after January 1, 2025, no board of county commissioners in any county or the county election officer of any county shall purchase, lease, rent or use any electronic or electromechanical voting system or any electromechanical vote tabulating equipment, including, but not limited to, optical scanning equipment. On and after January 1, 2025, only manual hand counting of ballots shall be permitted.

(f) No component of an electronic or electromechanical voting system shall have the capability to be connected to the internet or to any other communications or computer network, including, but not limited to, a local area network, wireless network, cellular network or satellite network, or to use bluetooth or any other wireless communications technology.

(g) On and after July 1, 2022, and before January 1, 2025, no board of county commissioners or the county election officer of any county may purchase, lease or rent any electronic poll books unless the kind or make of such poll books have been certified by the secretary of state. No electronic poll book may be operated unless its network connectivity meets the security standards established by the secretary of state. On and after January 1, 2025, no board of county commissioners or the county election officer of any county shall operate, purchase, lease, rent or use any electronic poll books.

Sec. 8. K.S.A. 2023 Supp. 25-4404 is hereby amended to read as follows: 25-4404. (a) Subject to the limitations of article 44 of chapter 25 of Kansas Statutes Annotated and K.S.A. 2023 Supp. 25-2912, and amendments thereto, and this section, the secretary of state shall examine and approve the kinds or makes of electronic or electromechanical voting systems, including operating systems, firmware and software, and electronic poll books, and no kind or make of such system or electronic poll book shall be used at any election unless and until it receives certification by the secretary of state and a statement thereof is filed in the office of the secretary of state.

(b) Prior to certifying any system or electronic poll book as provided in paragraph (1) for use in an election occurring prior to January 1, 2025, the secretary of state shall cause the system or electronic poll book to be examined by a qualified, independent third party. The examination shall include inspection of the hardware, software, firmware and source code. Systems or electronic poll books offered or supplied by a vendor that declines to permit a complete examination shall not be certified by the secretary of state and shall not be used.

(c) On and after January 1, 2025, electronic or electromechanical voting systems and electronic poll books shall not be used in any election.

Sec. 9. K.S.A. 2023 Supp. 25-4405 is hereby amended to read as follows: 25-4405. (a) Any person, firm or corporation desiring to sell any kind or make of electronic or electromechanical voting system or electronic poll book to political subdivisions in Kansas ~~may shall~~ in writing request the secretary of state to examine the kind or make of the system which it desires to sell and shall accompany the request with a certified check in the sum of \$250 payable to the secretary of state to be used to defray a portion of the costs of such examination, and shall furnish at its own expense such system to the secretary of state for use in examining such system. The secretary of state ~~may shall~~

require such person, firm or corporation to furnish a competent person to explain the system or electronic poll book and demonstrate by the operation of such system or electronic poll book that it complies with any applicable state and federal laws and regulations. The secretary of state ~~may shall~~ employ ~~a an independent, qualified and~~ competent person or persons to assist in the examination and to advise the secretary as to the sufficiency of such voting system or electronic poll book and to pay such persons reasonable compensation therefor. The costs of employment and any other costs associated with the approval of such system shall be paid by the applicant. The examination shall be conducted as provided in K.S.A. 25-4404, and amendments thereto. Electronic or electromechanical voting systems or electronic poll books not made available for a complete examination shall not be purchased or used.

(b) The secretary of state ~~may shall~~ require a review of any theretofore approved electronic or electromechanical voting system or electronic poll book and the equipment and operation thereof. Such review shall be commenced by the secretary of state giving written notice thereof to the person, firm or corporation which sought approval of the voting system or electronic poll book and to each county election officer and county commissioner of counties known to have purchased, leased or rented any such voting system or electronic poll book or equipment thereof. Such notice shall fix a time and place of hearing at which those persons wishing to be heard may appear and give oral or written testimony and explanation of the voting system or electronic poll book, its equipment and operation and experience had therewith. The electronic or electromechanical voting system or electronic poll book shall be examined as provided in K.S.A. 25-4404, and amendments thereto. After such complete hearing date and after such review as the secretary of state deems appropriate, the secretary of state may renew approval of the voting system or electronic poll book, require changes therein for continued approval thereof or rescind approval previously given on either a conditioned or permanent basis.

(c) The secretary of state may appoint persons to assist county election officers or county commissioners in the testing of any electronic or electromechanical voting system or electronic poll book and its equipment or the programs of such system or electronic poll book.

(d) On and after January 1, 2025, electronic or electromechanical voting systems and electronic poll books shall not be used in any election.

Sec. 10. K.S.A. 2023 Supp. 25-4407 is hereby amended to read as follows: 25-4407. (a) When a board of commissioners and county election officer have determined that such kind or make of electronic or electromechanical voting system or electronic poll book shall be used in a county, the board of county commissioners and the county election officer shall provide such number of units as shall be necessary to equip voting places for the use of voters.

(b) No tax shall be levied under this section, nor shall any moneys be paid from any fund under authority of this section for any contract to purchase, lease or rent any electronic or electromechanical voting system or equipment thereof or electronic poll books, if approval of such voting system or equipment or kind or make of electronic poll book has been rescinded by the secretary of state.

(c) The secretary of state may purchase, rent or lease voting equipment ~~only~~ for the purpose of providing such equipment to counties ~~pursuant to the provisions of the help America vote act of 2002~~ as deemed necessary by the secretary. On and after January 1,

2025, electronic or electromechanical voting systems and electronic poll books shall not be used.

Sec. 11. K.S.A. 2023 Supp. 25-4408 is hereby amended to read as follows: 25-4408. The board of county commissioners shall provide for the storage of electronic or electromechanical voting systems and electronic poll books. The county election officer shall be in complete charge of the voting systems and electronic poll books, their safekeeping when not in use and keeping them in repair and working order and shall see that they are delivered to the voting places in time for all arrangements to be made and for the voting systems and electronic poll books to be ready for use at the hour of opening the polls. After the election the county election officer shall see that the voting systems and electronic poll books are returned to the place of storage, or are secured for on-site storage. On and after January 1, 2025, electronic or electromechanical voting systems and electronic poll books shall not be used.

Sec. 12. K.S.A. 2023 Supp. 25-4411 is hereby amended to read as follows: 25-4411. (a) The vote tabulation equipment may be located at any place within the county approved by the county election officer.

(b) Within five days prior to the date of the election, the county election officer shall have the automatic tabulating equipment tested to ascertain that the equipment will correctly count the votes cast for all offices and on all questions submitted. Public notice of the time and place of the test shall be given at least 48 hours prior thereto by publication once in a newspaper of general circulation in the county or city where such equipment is to be used and on the county website, if the county has a website. The test shall be open to representatives of the political parties, candidates, the press and the public. The test shall be conducted by processing a preaudited group of ballots marked to record a predetermined number of valid votes for each candidate and on each measure, and shall include for each office one or more ballots which have votes in excess of the number allowed by law in order to test the ability of the automatic tabulating equipment to reject such votes. If any error is detected, the cause therefor shall be ascertained and corrected and an errorless count shall be made before the automatic tabulating equipment is approved. The test shall be repeated within five business days after the completion of the canvass. The equipment, programs and ballots shall be secured and retained by the county election officer.

(c) On and after January 1, 2025, electromechanical vote tabulation equipment shall not be used for the counting of votes. Only manual hand counting shall be used for the counting of the votes cast for all offices and on all questions submitted.

Sec. 13. K.S.A. 2023 Supp. 25-4414 is hereby amended to read as follows: 25-4414. (a) Electronic or electromechanical voting system or electronic poll book fraud is, if occurring prior to January 1, 2025:

(1) Being in unlawful or unauthorized possession of electronic or electromechanical voting system equipment, electronic poll book equipment, computer programs, operating systems, firmware, software or ballots;

(2) accessing without authorization or facilitating the unauthorized access to electronic or electromechanical voting system equipment, electronic poll book equipment, computer programs, operating systems, firmware, software or ballots;

(3) knowingly publishing or causing to be published any password or other confidential information relating to electronic or electromechanical voting system equipment, electronic poll book equipment, computer programs, operating systems,

firmware or software; or

(4) intentionally tampering with, altering, disarranging, defacing, impairing or destroying any electronic or electromechanical voting system, electronic poll book or component part thereof, or any ballot used by such electronic or electromechanical voting systems.

(b) Electronic or electromechanical voting system or electronic poll book fraud is a severity level 9, nonperson felony.

Sec. 14. K.S.A. 2023 Supp. 25-4415 is hereby amended to read as follows: 25-4415. The secretary of state may adopt rules and regulations:

(a) For the use of electronic and electromechanical voting systems prior to January 1, 2025, to count votes under the election laws of this state;

(b) for the use of electronic poll books prior to January 1, 2025, to process voters at polling places; and

(c) necessary for the administration of this act.

Sec. 15. K.S.A. 2023 Supp. 25-4610 is hereby amended to read as follows: 25-4610. (a) The optical scanning equipment may be located at any place within the county approved by the county election officer.

(b) Within five days prior to the date of the election, the county election officer shall have the optical scanning equipment tested to ascertain that the equipment will correctly count the votes cast for all offices and on all questions submitted. Public notice of the time and place of the test shall be given at least 48 hours prior thereto by publication once in a newspaper of general circulation in the county where such equipment is to be used and on the county website, if the county has a website. The test shall be open to representatives of the political parties, candidates, the press and the public. The test shall be conducted by processing a preaudited group of ballots marked as to record a predetermined number of valid votes for each candidate and on each question submitted, and shall include for each office one or more ballots which have votes in excess of the number allowed by law in order to test the ability of the optical scanning equipment to reject such votes. If any error is detected, the cause therefor shall be ascertained and corrected and an errorless count shall be made before the optical scanning equipment is approved. The test shall be repeated within five business days after the completion of the canvass. The programs and ballots shall be sealed, retained and disposed of in the same manner as paper ballots.

(c) On and after January 1, 2025, optical scanning equipment shall not be used for the counting of votes. Only manual hand counting shall be used to count the votes cast for all offices and on all questions submitted.

Sec. 16. K.S.A. 2023 Supp. 25-4613 is hereby amended to read as follows: 25-4613. On and after January 1, 2025, optical scanning equipment shall not be used for the counting of votes. Only manual hand counting shall be used to count the votes cast for all offices and on all questions submitted. Prior to January 1, 2025, optical scanning equipment and systems using optical scanning equipment approved by the secretary of state:

(a) Shall be capable of being tested to ascertain that the equipment will correctly count votes cast for all offices and on all questions submitted;

(b) shall be capable of printing in legible form, reports and summaries of the election results as required by articles 30 and 31 of chapter 25 of Kansas Statutes Annotated, and amendments thereto;

(c) shall be capable of tabulating votes for candidates for nomination or election of all political parties officially recognized pursuant to K.S.A. 25-302a, and amendments thereto;

(d) shall be capable of tabulating votes for any independent candidate of any office;

(e) shall be capable of tabulating votes for constitutional amendments or other questions submitted;

(f) shall be capable of tabulating the number of "write-in" votes cast for any office;

(g) shall not count any votes for an office or upon a question submitted when the voter has cast more votes for such office or upon such question than the voter is entitled to cast;

(h) shall provide notification when the voter has cast more votes for such office or upon such question than the voter is entitled to cast; and

~~(i) shall meet the requirements of the help America vote act of 2002 and other federal statutes and regulations governing voting equipment; and~~

~~(j) shall not have the capability nor shall any component of an optical scanning system have the capability to be connected to the internet or to any other communications or computer network, including, but not limited to, a local area network, wireless network, cellular network or satellite network, or to use bluetooth or any other wireless communications technology."~~

Also on page 1, in line 30, by striking "is" and inserting ", 25-3001 and 25-3006 and K.S.A. 2023 Supp. 25-2912, 25-3107, 25-4402, 25-4403, 25-4404, 25-4405, 25-4407, 25-4408, 25-4411, 25-4414, 25-4415, 25-4610 and 25-4613 are";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, by striking "advance voting"; in line 2, by striking "such" and inserting "advance voting"; in line 3, after the semicolon by inserting "requiring the hand counting of ballots; prohibiting the use of electronic or electromechanical voting systems and electronic poll books; providing for the public reporting of vote counts during vote canvassing;"; also in line 3, after "25-1132" by inserting ", 25-3001 and 25-3006 and K.S.A. 2023 Supp. 25-2912, 25-3107, 25-4402, 25-4403, 25-4404, 25-4405, 25-4407, 25-4408, 25-4411, 25-4414, 25-4415, 25-4610 and 25-4613"; also in line 3, by striking "section" and inserting "sections"

Upon the showing of five hands a roll call vote was requested.

On roll call, the vote was: Yeas 17; Nays 15; Present and Passing 7; Absent or Not Voting 1.

Yeas: Alley, Baumgardner, Billinger, Blasi, Claeys, Erickson, Fagg, Gossage, Kerschen, Olson, Peck, Petersen, Pyle, Shallenburger, Steffen, Straub, Tyson.

Nays: Bowers, Corson, Dietrich, Doll, Francisco, Longbine, McGinn, O'Shea, Pettey, Pittman, Reddi, Ryckman, Sykes, Ware, Wilborn.

Present and Passing: Faust-Goudeau, Haley, Holscher, Kloos, Masterson, Thompson, Warren.

Absent or Not Voting: Holland.

SB 365 be further amended by motion of Senator Tyson; on page 1, following line 29, by inserting:

"Sec. 2. K.S.A. 2023 Supp. 25-2908 is hereby amended to read as follows: 25-2908. (a) Each polling place shall use either: (1) A registration book and a poll book, as defined in K.S.A. 25-2507(a) and 25-2507(b)(1), and amendments thereto; or (2) a registration book, as defined in K.S.A. 25-2507(b)(2), and amendments thereto. The

county election officer shall determine which books are used in each county; and which book voters shall sign.

(b) A person desiring to vote shall provide to the election board: (1) The voter's name; (2) if required, the voter's address; (3) the voter's signature on the registration or poll book; and (4) a valid form of identification listed in subsection (h). A signature may be made by mark, initials, typewriter, print, stamp, symbol or any other manner if by placing the signature on the document the person intends the signature to be binding. A signature may be made by another person at the voter's direction if the signature reflects such voter's intention.

(c) A member of the election board shall:

(1) Announce the voter's name in a loud and distinct tone of voice, and, if the name is in the registration books, the member of the election board having the registration record shall repeat the name;

(2) request the voter's signature on the registration or poll book;

(3) provide the required signature at the request of and on behalf of any voter who is unable to personally affix a signature by reason of temporary illness or disability, or lack of proficiency in reading the English language;

(4) request a valid form of identification from the voter. If the member of the election board is satisfied that the voter is the person depicted in the identification and that the identification provided is one of the valid forms of identification listed in subsection (h), the member of the election board shall place such member's initials in the space provided and allow the voter to vote;

(5) give the voter one ballot, on the upper right-hand corner of which shall be written the number corresponding to the voter's number in the registration book or poll book; and

(6) mark the voter's name in the registration book and party affiliation list.

(d) If a voter is unable or refuses to provide current and valid identification, ~~the voter may vote a provisional ballot pursuant to K.S.A. 25-409, and amendments thereto.~~ or if the voter's name and address do not match the voter's name and address on the registration book or poll book, the voter ~~may~~ shall vote a provisional ballot according to K.S.A. 25-409, and amendments thereto. The voter shall provide a valid form of identification as defined in subsection (h) to the county election officer in person or provide a copy by mail or electronic means before the meeting of the county board of canvassers. At the meeting of the county board of canvassers the county election officer shall present copies of identification received from provisional voters and the corresponding provisional ballots. If the county board of canvassers determines that a voter's identification is valid and the provisional ballot was properly cast, the ballot shall be counted.

(e) If the name of any person desiring to vote at an election is not in the registration books, an election board member shall print the name and address of the person appearing to vote in the registration book or poll book. The person appearing to vote shall add such person's signature to the registration book or poll book beside such person's printed name, as listed in the registration book or poll book, and the election board judge shall challenge such person's vote pursuant to K.S.A. 25-414, and amendments thereto. During the pendency of a challenge other voters shall be given ballots and be permitted to vote.

(f) A voter who has received an advance voting ballot may vote a provisional ballot

on election day at the precinct polling place where the voter resides. If the voter returns the advance voting ballot to a judge or clerk at the precinct polling place, the judge or clerk shall void such advance voting ballot. Any such provisional ballot shall be counted only if the county board of canvassers determines that the provisional ballot was properly cast and the voter has not otherwise voted at such election.

(g) The secretary of state may adopt rules and regulations in order to implement the provisions of this section and define valid forms of identification with greater specificity, however the requirement that a voter must provide a form of identification that complies with subsection (h) may not be altered.

(h) (1) The following forms of identification shall be valid if the identification contains the name and photograph of the voter and has not expired. Expired documents shall be valid if the bearer of the document is 65 years of age or older:

(A) A driver's license issued by Kansas or by another state or district of the United States;

(B) a state identification card issued by Kansas or by another state or district of the United States;

(C) a concealed carry of handgun license issued by Kansas or a concealed carry of handgun or weapon license issued by another state or district of the United States;

(D) a United States passport;

(E) an employee badge issued by a municipal, county, state, or federal government office or agency;

(F) a military identification document issued by the United States;

(G) a student identification card issued by an accredited postsecondary institution of education in the state of Kansas;

(H) a public assistance identification card issued by a municipal, county, state, or federal government office or agency; or

(I) an identification card issued by an Indian tribe.

(2) If the person fails to furnish the identification required by this subsection, the person shall be allowed to vote a provisional ballot. The canvassing board shall determine the validity of the ballot pursuant to K.S.A. 25-3002, and amendments thereto.

(i) The following persons are exempt from the photographic identification document requirements of this section:

(1) Persons with a permanent physical disability that makes it impossible for such persons to travel to a county or state office to obtain a qualifying form of identification and have qualified for permanent advance voting status under K.S.A. 25-1124, and amendments thereto;

(2) members of the uniformed service on active duty who, by reason of such active duty, are absent from the county on election day;

(3) members of the merchant marine who, by reason of service in the merchant marine, are absent from the county on election day;

(4) the spouse or dependent of a member referred to in paragraph (2) or (3), who, by reason of the active duty or service of the member, is absent from the county on election day; and

(5) any voter whose religious beliefs prohibit photographic identification. Any person seeking an exemption under this provision must complete and transmit a declaration concerning such religious beliefs to the county election officer or the Kansas

secretary of state. The declaration form shall be available on the official website of the Kansas secretary of state.

(j) "Indian tribe" or "tribe" means any Indian tribe, band, nation or other organized group or community of Indians recognized as eligible for the services provided to Indians by the secretary of the interior because of their status as Indians, including any Alaska native village, as defined in 43 U.S.C. § 1602(c).";

Also on page 1, in line 30, by striking "is" and inserting "and K.S.A. 2023 Supp. 25-2908 are";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, by striking all after the first semicolon; in line 3, after the semicolon by inserting "requiring a provisional ballot when a voter's identification information does not match the voter's registration;"; also in line 3, after "25-1132" by inserting "and K.S.A. 2023 Supp. 25-2908"; also in line 3, by striking "section" and inserting "sections"

Upon the showing of five hands a roll call vote was requested.

On roll call, the vote was: Yeas 27; Nays 6; Present and Passing 3; Absent or Not Voting 4.

Yeas: Alley, Baumgardner, Billinger, Blasi, Bowers, Claeys, Dietrich, Erickson, Fagg, Faust-Goudeau, Gossage, Kerschen, Longbine, McGinn, O'Shea, Olson, Peck, Petersen, Pyle, Ryckman, Shallenburger, Steffen, Straub, Thompson, Tyson, Warren, Wilborn.

Nays: Corson, Holscher, Pittman, Reddi, Sykes, Ware.

Present and Passing: Francisco, Haley, Pettey.

Absent or Not Voting: Doll, Holland, Kloos, Masterson.

SB 365 be further amended by motion of Senator Tyson; on page 1, following line 29, by inserting:

"Sec. 2. K.S.A. 2023 Supp. 25-2316c is hereby amended to read as follows: 25-2316c. (a) When a registered voter changes name by marriage, divorce or legal proceeding, if the voter is otherwise qualified to vote at such voting place the voter shall be allowed to vote a provisional ballot at any election, or apply for an advance voting ballot, on the condition that the voter first completes the application for registration prescribed by K.S.A. 25-2309, and amendments thereto. Completion of the application shall authorize the county election officer to update the registration records, if appropriate, for voting in future elections. The county election officer shall send, by nonforwardable mail, a notice of disposition to any voter completing such application.

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

party affiliation list.

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

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

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

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

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

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

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

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

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

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

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

(f) Except as otherwise provided by law, when a voter dies or is disqualified for voting, the registration of the voter shall be void, and the county election officer shall remove such voter's name from the registration books and the party affiliation lists. Whenever: (1) An obituary notice appears in a newspaper having general circulation in the county reports the death of a registered voter; ~~or~~; (2) a registered voter requests in writing that such voter's name be removed from registration; ~~or~~; (3) a court of competent jurisdiction orders removal of the name of a registered voter from registration lists; ~~or~~; (4) a duplicate registration is reported pursuant to K.S.A. 25-2354, and amendments thereto; or (5) the name of a registered voter appears on a list of deceased residents compiled by the secretary of health and environment as provided in K.S.A. 65-2422, and amendments thereto, or appears on a copy of a death certificate provided by the secretary of health and environment, or appears in information provided by the social security administration, the county election officer shall remove from the

registration books and the party affiliation lists in such officer's office the name of any person shown by such list, report or death certificate to be deceased. The county election officer shall not use or permit the use of such lists of deceased residents or copies for any other purpose than provided in this section.

(g) When the chief state election official receives written notice of a felony conviction in a United States district court, such official shall notify within five days the county election officer of the jurisdiction in which the offender resides. Upon notification of a felony conviction from the chief state election official, or from a county or district attorney or a Kansas district court, the county election officer shall remove the name of the offender from the registration records.

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

Also on page 1, in line 30, by striking "is" and inserting "and K.S.A. 2023 Supp. 25-2316c are";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, by striking all after the first semicolon; in line 3, after the semicolon by inserting "requiring removal of duplicate voter registrations from voter registration lists;"; also in line 3, after "25-1132" by inserting "and K.S.A. 2023 Supp. 25-2316c"; also in line 3, by striking "section" and inserting "sections"

A motion by Senator Faust-Goudeau to amend **SB 365** failed.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **SB 254** be amended by substituting with a new bill to be designated as "Substitute for SENATE BILL NO. 254," as follows:

"Substitute for SENATE BILL NO. 254

By Committee on Federal and State Affairs

"AN ACT concerning the office of United States senator; relating to the filling of a vacancy in such office; requiring appointment of a person of the same political party as the incumbent; requiring senate confirmation of such appointment; amending K.S.A. 25-318 and repealing the existing section.";

And the substitute bill be passed.

Committee on **Utilities** recommends **SB 487** be amended on page 1, in line 13, by striking "counties" and inserting "governing bodies"; also in line 13, by striking "county" and inserting "governing body of a PSAP";

On page 3, in line 34, by striking "counties" and inserting "governing bodies"; in line 35, by striking "county" and inserting "governing body of a PSAP";

On page 4, in line 6, by striking "counties" and inserting "governing bodies"; in line 7, by striking "county" and inserting "governing body of a PSAP"; in line 25, by striking the first "county" and inserting "governing body"; also in line 25, by striking the second "county" and inserting "governing body of a PSAP"; in line 28, by striking "county" and inserting "governing body that contracts with another governing body of a PSAP for the provision of 911 services"; in line 29, by striking "county" and inserting "governing body"; in line 31, by striking "county" and inserting "governing body"; in line 36, by striking "county" and inserting "governing body"; in line 37, by striking "county" and inserting "governing body"; in line 40, by striking "county" and inserting

"governing body that contracts with another governing body of a PSAP for the provision of 911 services";

On page 5, in line 28, by striking the first "county" and inserting "governing body"; also in line 28, by striking the second "county" and inserting "governing body of a PSAP"; in line 30, by striking "county" and inserting "governing body"; in line 32, by striking "county" and inserting "governing body"; in line 35, by striking the first "county" and inserting "governing body"; also in line 35, by striking the second "county" and inserting "governing body of a PSAP"; in line 38, by striking "county" and inserting "governing body that contracts with another governing body of a PSAP for the provision of 911 services"; in line 39, by striking "county" and inserting "governing body"; in line 41, by striking "county" and inserting "governing body"; in line 42, by striking "county" and inserting "governing body";

On page 6, in line 16, by striking "counties" and inserting "governing bodies that contract with another governing body of a PSAP for the provision of 911 services";

On page 7, in line 36, by striking "counties pursuant to this section" and inserting "governing bodies that contract with another governing body of a PSAP for the provision of 911 services"; in line 37, by striking all after "any"; in line 38, by striking all before "a" and inserting "governing body that contracts with another governing body of";

On page 8, in line 13, by striking "county's" and inserting "governing body's"; also in line 13, after "distribution" by inserting ", if any"; in line 19, by striking the first "county" and inserting "governing body"; also in line 19, by striking the second "county" and inserting "governing body of a PSAP"; in line 20, by striking "of a county's"; also in line 20, by striking "county" and inserting "governing body"; in line 21, by striking "county" and inserting "governing body"; also in line 21, by striking "counties" and inserting "governing bodies"; in line 24, by striking "approved" and inserting "reviewed"; also in line 24, after "council" by inserting "with respect to the provisions that relate to contingency plans and overflow arrangements or that may conflict with the function of the statewide 911 system. If the 911 coordinating council determines that any such provisions are not acceptable, the 911 coordinating council and the governing bodies shall collaborate and work to resolve such concerns"; in line 25, by striking "county" and inserting "governing body"; in line 26, by striking "county to have such other county provide all" and inserting "governing body of a PSAP for the provision of"; also in line 26, by striking "for"; in line 27, by striking all before "shall"; also in line 27, by striking "request" and inserting "establish in the contract or memorandum of agreement an agreed-upon percentage of the governing body's distribution amount for"; also in line 27, by striking all after "distribute"; by striking all in line 28; in line 29, by striking all before "services" and inserting "to the governing body of the PSAP that is providing the 911";

On page 9, in line 2, by striking "county" and inserting "governing body"; in line 3, after "with" by inserting "another governing body of"; in line 5, by striking "counties" and inserting "governing bodies"; in line 16, by striking "counties" and inserting "governing bodies"; in line 28, by striking "or"; in line 29, after "(H)" by inserting "maintenance and updates that are necessary to maintain accurate GIS data; or (I)";

Also on page 9, in line 37, by striking "county" and inserting "governing body"; in line 38, by striking "county" and inserting "governing body"; in line 40, by striking

"county" and inserting "governing body"; in line 42, by striking "county" and inserting "governing body";

On page 10, in line 6, by striking "county" and inserting "governing body that contracts with another governing body of a PSAP for the provision of 911 services"; in line 9, after the first "PSAP" by inserting "or governing body"; also in line 9, by striking "county's" and inserting "governing body's"; in line 10, by striking "county" and inserting "governing body"; in line 11, by striking "county" and inserting "governing body"; in line 13, by striking "county" and inserting "governing body"; in line 14, by striking "county" and inserting "governing body"; in line 16, by striking "county" and inserting "governing body that contracts with another governing body of a PSAP for the provision of 911 services"; in line 17, by striking "county" and inserting "governing body"; in line 19, by striking "county" and inserting "governing body"; in line 21, by striking "county" and inserting "governing body"; in line 26, by striking "county" and inserting "governing body"; in line 27, by striking "county" and inserting "governing body"; in line 42, by striking "counties" and inserting "governing bodies";

On page 1, in the title, in line 2, after "authorizing" by inserting "governing bodies of cities or"; also in line 2, by striking "other counties" and inserting "another governing body"; in line 4, by striking "counties" and inserting "governing bodies"; also in line 4, after the semicolon by inserting "exempting the legislative members appointed to the 911 coordinating council from certain term limitations that apply to members of the council;"; and the bill be passed as amended.

On motion of Senator Alley, the Senate adjourned until 2:30 p.m., Tuesday, March 5, 2024.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

