

**HOUSE BILL No. 2224**

By Committee on Elections

2-8

1 AN ACT concerning elections; requiring candidates for state and federal  
2 office to provide proof of citizenship; amending K.S.A. 25-202 and  
3 repealing the existing section.  
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 25-202 is hereby amended to read as follows: 25-  
7 202. (a) Except as otherwise provided in subsection (b) all candidates for  
8 national, state, county and township offices shall be nominated by: (1) A  
9 primary election held in accordance with article 2 of chapter 25 of the  
10 Kansas Statutes Annotated and amendments thereto; or (2) independent  
11 nomination petitions signed and filed as provided by existing statutes.

12 (b) Candidates for any of such offices who are members of any  
13 political party whose candidate for governor did not poll at least 5% of  
14 the total vote cast for all candidates for governor in the preceding general  
15 election shall not be entitled to nomination by primary election but shall  
16 be nominated by a delegate or mass convention according to article 3 of  
17 chapter 25 of the Kansas Statutes Annotated and amendments thereto.

18 (c) No candidate for any national, state, county or township office  
19 shall file for office as a partisan candidate in a primary election and also  
20 file for office as an independent candidate for any national, state, county  
21 or township office in the general election immediately following.

22 (d) The provisions of article 2 of chapter 25 of the Kansas Statutes  
23 Annotated and amendments thereto shall not apply to the justices of the  
24 supreme court or to judges of the district court in judicial districts which  
25 have approved the proposition of nonpartisan selection of district court  
26 judges, as provided in K.S.A. 20-2901 and amendments thereto, nor to  
27 special elections to fill vacancies.

28 (e) *A candidate for any national or state office who seeks*  
29 *nomination by either primary election or petition pursuant to subsection*  
30 *(a) shall show proof of United States citizenship to the secretary of state*  
31 *in the form of a certified copy of the candidate's birth certificate and the*  
32 *candidate's drivers license or other government-issued identification.*

33 New Sec. 2. (a) The national political party committee for a  
34 candidate for president for a party that is entitled to continued  
35 representation on the ballot shall provide to the secretary of state written  
36 notice of that party's nomination of its candidates for president and vice-

1 president. Within 10 days after the submittal of the names of the  
2 candidates, the national political party committee shall submit proof of  
3 the candidates' United States citizenship to the secretary of state in the  
4 form of a certified copy of the candidates' birth certificates and the  
5 candidates' drivers licenses or other government issued identification.

6 (b) If the national political party committee does not submit the  
7 documents required by this section, the secretary of state shall not place  
8 those candidates' names on the ballot in this state.

9 Sec. 3. K.S.A. 25-202 is hereby repealed.

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

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