

{As Amended by Senate Committee of the Whole}

As Amended by Senate Committee

Session of 2013

SENATE BILL No. 63

By Committee on Ethics, Elections and Local Government

1-22

Representative Kinzer
Balloon Amendment for SB 63 #2
As Amended by Senate Committee of the Whole
March 11, 2013
Prepared by Renae Jefferies
Office of the Revisor of Statutes

1 AN ACT concerning elections; relating to voting; regarding penalties for
2 voting crimes; concerning prosecution of election crimes; amending
3 K.S.A. 25-2409, 25-2416, 25-2423 and 25-2431 and K.S.A. 2012 Supp.
4 25-1128 and 25-2507 and repealing the existing sections.
5

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

7 *{New Section 1. (a) Except as provided in subsection (b), the*
8 *secretary of state shall not establish any political committee, a major*
9 *purpose of which is to expressly advocate the nomination, election or*
10 *defeat of a clearly identified candidate for the legislature or statewide*
11 *office or make contributions or expenditures for the nomination,*
12 *election or defeat of a clearly identified candidate for the legislature or a*
13 *statewide office.*

14 *(b) The provisions of this section shall not apply to any political*
15 *committee which is established to expressly advocate for the election of a*
16 *candidate for the office of secretary of state or to make contributions or*
17 *expenditures for the election of a candidate for the office of secretary of*
18 *state.*

19 *(c) Any political committee currently in existence, which is in*
20 *violation of subsection (a), is hereby abolished.*

21 *(d) The provisions of this section shall be part of and supplemental*
22 *to the campaign finance act.*

23 ~~New Section 1. {Sec. 2.}~~ (a) Voting more than once is knowingly
24 intentionally.

25 (1) Voting or offering attempting to vote more than once in the same
26 jurisdiction or voting in more than one jurisdiction in the United States in
27 an election held on a particular date.

28 (2) Inducing or aiding any person to vote more than once in the same
29 jurisdiction or voting in more than one jurisdiction in the United States in
30 an election held on a particular date.

31 (b) Voting more than once is a severity level 7, nonperson felony.

32 (c) *This section shall be part of and supplemental to article 24 of*
33 *chapter 25 of the Kansas Statutes Annotated, and amendments thereto.*

34 ~~New Sec. 2: {3.}~~ (a) Independent authority to prosecute any person

and 25-4153b

1 sign the voter's signature and a number is assigned by one of the clerks of
2 the election board when the voter is given a ballot or set of ballots. If the
3 county election officer determines that voters shall sign the poll book, such
4 book shall also contain on each page the declaration prescribed by
5 subsection (d).

6 (b) "Registration book" means: (1) A book or list containing the
7 names and other information relating to registered voters. Registration
8 books shall have the names entered therein before the same or copies
9 thereof are delivered to the supervising judges. Registration books may
10 also contain blank lines on which each voter shall sign the voter's
11 signature. If the county election officer determines that voters shall sign
12 the registration book, such book shall also contain on each page the
13 declaration prescribed by subsection (d); or

14 (2) a book meeting the requirements of K.S.A. 25-2507 (b)(1), and
15 amendments thereto; containing blank lines on which each voter shall sign
16 the voter's signature; containing on each page the declaration prescribed
17 by subsection (d); and containing the numbers assigned by one of the
18 clerks of the election board when voters are given ballots or sets of ballots.

19 (c) "Party affiliation lists" means a list containing the names of all
20 registered voters of a county who have lawfully designated a party
21 affiliation.

22 (d) "Declaration" means the following: "I, the undersigned, declare
23 under penalty of perjury that I am a registered voter in the state of Kansas,
24 county of _____, that I have not signed a name other than my own in
25 order to represent myself as any other registered voter, and that I am
26 qualified to vote and have not previously voted and will not vote again-at
27 this election in the election held on this date, in this or any other
28 jurisdiction in the United States, for any offices or ballot issues."

29 Sec. 9. {10.} K.S.A. 25-2409, 25-2416, 25-2423 and 25-2431 and
30 K.S.A. 2012 Supp. 25-1128 {and 25-2507} are hereby repealed.

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

Sec. 10. K.S.A. 25-4153b is hereby amended to read as follows: 25-4153b. (a) No political committee, a major purpose of which is to expressly advocate the nomination, election or defeat of a clearly identified candidate for the legislature or to make contributions or expenditures for the nomination, election or defeat of a clearly identified candidate for the legislature, shall be established by a member of the legislature.

(b) Any such political committee existing prior to the effective date of this act is hereby abolished.

and renumbering the existing sections accordingly

and 25-4153b