

HOUSE BILL No. 2235

By Committee on Local Government

2-4

1 AN ACT concerning certain counties; dealing with county treasurers;
2 amending K.S.A. 19-501 and 19-504 and repealing the existing
3 sections.
4

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

6 New Section 1. (a) In addition to any other provisions of law, the
7 board of county commissioners of any county with a population of 50,000
8 or more may submit to an election the question of abolishing the office of
9 county treasurer and providing instead for the appointment of such office
10 by the board of county commissioners by passage of a resolution calling
11 for such election.

12 (b) Each proposition shall state: "Shall the county elected office of
13 county treasurer be abolished and the position be appointed by the board
14 of county commissioners?" If a majority of those voting in the election
15 vote in favor of the proposition, the office of county treasurer shall become
16 an appointive office at the end of the term of such elected official.

17 Sec. 2. K.S.A. 19-501 is hereby amended to read as follows: 19-501.
18 ~~Each county treasurer elected at the general election in 1976 shall serve~~
19 ~~until the second Tuesday in October of 1981 and until a successor is~~
20 ~~elected and qualified. At the general election in 1980, and every four (4)~~
21 ~~years thereafter~~*Except as provided in section 1, and amendments thereto*, a
22 county treasurer shall be elected in each county for a term of four ~~(4)~~
23 years, commencing on the second Tuesday in October following the
24 election, and until a successor is elected and qualified. ~~Such~~*The* county
25 treasurer shall, before entering upon the duties, of the office execute to the
26 state of Kansas a corporate surety bond issued by a company authorized to
27 do business in this state and approved by the board of county
28 commissioners in an amount of not less than ~~twenty-five thousand dollars~~
29 ~~(\$25,000)~~ \$25,000. ~~Such~~*The* bond, with the approval of the board
30 endorsed thereon by the clerk, shall be filed in the office of the county
31 clerk. In the event the board of commissioners shall not be in session in
32 time for any county treasurer to present such bond for their approval as
33 above specified, or ~~such~~ *the* county treasurer shall be unable, for any
34 reason, to present such bond at any regular meeting of the board after due
35 notice of ~~such~~ *the* county treasurer's election, ~~such~~ *the* county treasurer
36 may present such bond to the ~~chairman~~ *chairperson* or clerk of the board

1 for approval, and the approval endorsed thereon shall have the same effect
2 as if done by the board of county commissioners. In the event the amount
3 of the bond is approved by only the ~~chairman~~ *chairperson* or the clerk of
4 the board, it shall not be less than twice the amount of all moneys directed
5 by the board to be levied in the county during the previous year.

6 Sec. 3. K.S.A. 19-504 is hereby amended to read as follows: 19-504.
7 *Except as provided in section 1, and amendments thereto*, in case the office
8 of county treasurer shall become vacant, there shall be appointed a
9 successor to perform the duties of such treasurer, and the person so
10 appointed, upon giving bond, with the like sureties and conditions as that
11 required in county treasurer's bonds, and in ~~such sum~~ *the amount* as the
12 board of county commissioners shall direct, shall be invested with all the
13 duties of ~~such~~ *the county* treasurer. If the vacancy occurs on or after May 1
14 of the second year of the term, the person so appointed shall serve for the
15 remainder of the unexpired term and until a successor is elected and
16 qualifies. If the vacancy occurs before May 1 of the second year of the
17 term, the person appointed to fill the vacancy shall serve until a successor
18 is elected and qualifies at the next general election to serve the remainder
19 of the unexpired term. Nomination and election of such successor shall be
20 in the same manner as nomination and election of a county treasurer for a
21 regular term. Appointments hereunder shall be made in the manner
22 provided by law for filling vacancies in the office of member of the house
23 of representatives.

24 Sec. 4. K.S.A. 19-501 and 19-504 are hereby repealed.

25 Sec. 5. This act shall take effect and be in force from and after its
26 publication in the statute book.