

As Amended by House Committee

Session of 2017

SENATE BILL No. 78

By Committee on Ethics, Elections and Local Government

1-25

1 AN ACT concerning elections; dealing with polling places; amending
2 K.S.A. 25-2701 and repealing the existing section.

3
4 *Be it enacted by the Legislature of the State of Kansas:*

5 Section 1. K.S.A. 25-2701 is hereby amended to read as follows: 25-
6 2701. (a) The county election officer shall determine the area to be served
7 by each voting place at every election and shall ~~make the same known to~~
8 ~~any public officers having need of such information in due time for~~
9 ~~appropriate publication notices or other matters~~ *provide notice of such*
10 *voting places as required by law.* Any precinct having less than 20
11 registered voters shall be included with an adjacent precinct or precincts in
12 a single area to be served by a common voting place. The location of
13 voting places shall be designated by the county election officer as provided
14 by K.S.A. 25-2703, and amendments thereto.

15 (b) For any election to which this section is applicable, wherever a
16 city is located in two counties, the county election officer of the county in
17 which the greater population of the city is located may designate a voting
18 place located in a portion of the city in the other county to serve an area
19 within that portion of the city within the county in which the greater
20 population of the city is located.

21 (c) At voting places serving two or more precincts, one or more of
22 which have less than 20 registered voters, all ballots which are identical
23 shall be deposited in the same ballot box or boxes and such votes shall be
24 counted and canvassed in ~~such~~ a manner as to minimize the possibility of
25 identifying the ballots cast by any voter.

26 (d) **(1)** *The county election officer may not change a voting place*
27 *prior to an election without providing mailed notice to the voters affected*
28 *at least 30 days prior to the election. If an emergency is declared by the*
29 *county election officer, the mailed notice requirement shall be waived.*

30 **(2)** **Failure to receive notice of a change in the voting place shall**
31 **not give rise to a cause of action challenging the results of the election.**

32 **New Sec. 2. The secretary of state shall issue a press release and**
33 **post a notice on the secretary of state's website notifying the public**
34 **whenever the online voter registration website is unavailable for a**
35 **period of 24 hours or more.**

36 **Sec. ~~2~~ 3.** K.S.A. 25-2701 is hereby repealed.

1 Sec. ~~3~~ 4. This act shall take effect and be in force from and after its
2 publication in the statute book.