

*As Amended by Senate Committee*

*As Amended by House Committee*

*Session of 2017*

**HOUSE BILL No. 2333**

By Committee on Elections

2-9

1 AN ACT concerning elections; relating to audits; amending K.S.A. 2016  
2 Supp. 25-3104, 25-4403 and 25-4406 and repealing the existing  
3 sections.

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

6 New Section 1. (a) After an election and prior to the meeting of the  
7 county board of canvassers to certify the official election results for any  
8 election in which the canvassers certify the results, the county election  
9 officer shall conduct a manual audit or tally of each vote cast, regardless of  
10 the method of voting, in 1% of all precincts, with a minimum of one  
11 precinct located within the county. The precinct or precincts shall be  
12 randomly selected and the selection shall take place after the election.

13 (b) The audit shall be performed manually and shall review all paper  
14 ballots selected pursuant to subsection (a). The audit shall be performed by  
15 a sworn election board consisting of bipartisan trained board members.  
16 The county election officer will determine the members of the sworn  
17 election board who will conduct the audit. The audit will review ~~one office  
18 that appears on each ballot within the precinct **all races except: (1) Races  
19 involving judges; (2) uncontested races; and (3) races where the  
20 margin was more than 30%. Only one local race shall be selected for  
21 audit in even-numbered year elections one contested race for federal  
22 office and one contested race for Kansas legislative office.** The office  
23 offices will be randomly selected and the selection shall take place after  
24 the election.~~

25 (c) At least five days prior to the audit, notice of the time and location  
26 of the audit shall be provided to the public on the official county website.  
27 The audit shall be conducted in a public setting. Any candidate or entity  
28 who is authorized to appoint a poll agent may appoint a poll agent for the  
29 audit.

30 (d) The results of the audit shall be compared to the unofficial  
31 election night returns and a report shall be submitted to the county election  
32 office and to the secretary of state's office prior to the meeting of the  
33 county board of canvassers. If a discrepancy is reported between the audit  
34 and the unofficial returns and cannot be resolved, the county election

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Strike in lines 21-22