

## Senate Substitute for HOUSE BILL No. 2053

By Committee on Federal and State Affairs

3-24

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1 AN ACT concerning elections; providing for a presidential preference  
2 primary election; establishing voter registration and voting procedures  
3 for such election; amending K.S.A. 25-1122, 25-2311, 25-4501a, 25-  
4 4502, 25-4503, 25-4505, 25-4506 and 25-4507 and K.S.A. 2022 Supp.  
5 25-3009 and repealing the existing sections.  
6

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

8 Section 1. K.S.A. 25-1122 is hereby amended to read as follows: 25-  
9 1122. (a) Any registered voter may file with the county election officer  
10 where the person is a resident, or where the person is authorized by law to  
11 vote as a former precinct resident, an application for an advance voting  
12 ballot. The signed application shall be transmitted only to the county  
13 election officer by personal delivery, mail, facsimile or as otherwise  
14 provided by law.

15 (b) If the registered voter is applying for an advance voting ballot to  
16 be transmitted in person, the voter shall provide identification pursuant to  
17 K.S.A. 25-2908, and amendments thereto.

18 (c) If the registered voter is applying for an advance voting ballot to  
19 be transmitted by mail, the voter shall provide with the application for an  
20 advance voting ballot the voter's current and valid Kansas driver's license  
21 number, nondriver's identification card number or a photocopy of any  
22 other identification provided by K.S.A. 25-2908, and amendments thereto.

23 (d) A voter may vote a provisional ballot according to K.S.A. 25-409,  
24 and amendments thereto, if:

25 (1) The voter is unable or refuses to provide current and valid  
26 identification; or

27 (2) the name and address of the voter provided on the application for  
28 an advance voting ballot do not match the voter's name and address on the  
29 registration book. The voter shall provide a valid form of identification as  
30 defined in K.S.A. 25-2908, and amendments thereto, to the county election  
31 officer in person or provide a copy by mail or electronic means before the  
32 meeting of the county board of canvassers. At the meeting of the county  
33 board of canvassers the county election officer shall present copies of  
34 identification received from provisional voters and the corresponding  
35 provisional ballots. If the county board of canvassers determines that a  
36 voter's identification is valid and the provisional ballot was properly cast,

1 the ballot shall be counted.

2 (e) No county election officer shall provide an advance voting ballot  
3 to a person who is requesting an advance voting ballot to be transmitted by  
4 mail unless:

5 (1) The county election official verifies that the signature of the  
6 person matches that on file in the county voter registration records, except  
7 that verification of the voter's signature shall not be required if a voter has  
8 a disability preventing the voter from signing. Signature verification may  
9 occur by electronic device or by human inspection. In the event that the  
10 signature of a person who is requesting an advance voting ballot does not  
11 match that on file, the county election officer shall attempt to contact the  
12 person and shall offer the person another opportunity to provide the  
13 person's signature for the purposes of verifying the person's identity. If the  
14 county election officer is unable to reach the person, the county election  
15 officer may transmit a provisional ballot, however, such provisional ballot  
16 may not be counted unless a signature is included therewith that can be  
17 verified; and

18 (2) the person provides such person's full Kansas driver's license  
19 number, Kansas nondriver's identification card number issued by the  
20 division of vehicles, or submits such person's application for an advance  
21 voting ballot and a copy of identification provided by K.S.A. 25-2908, and  
22 amendments thereto, to the county election officer for verification. If a  
23 person applies for an advance voting ballot to be transmitted by mail but  
24 fails to provide identification pursuant to this subsection or the  
25 identification of the person cannot be verified by the county election  
26 officer, the county election officer shall provide information to the person  
27 regarding the voter rights provisions of subsection (d) and shall provide  
28 the person an opportunity to provide identification pursuant to this  
29 subsection. For the purposes of this act, Kansas state offices and offices of  
30 any subdivision of the state will allow any person seeking to vote by an  
31 advance voting ballot the use of a photocopying device to make one  
32 photocopy of an identification document at no cost.

33 (f) (1) Applications for advance voting ballots to be transmitted to the  
34 voter by mail shall be filed only at the following times:

35 ~~(1)~~(A) For the primary election occurring on the first Tuesday in  
36 August in both even-numbered and odd-numbered years, between April 1  
37 of such year and the Tuesday of the week preceding such primary  
38 election;:

39 ~~(2)~~(B) for the general election occurring on the Tuesday following the  
40 first Monday in November in both even-numbered and odd-numbered  
41 years, between 90 days prior to such election and the Tuesday of the week  
42 preceding such general election;:

43 ~~(3)~~(C) *for the presidential preference primary election held pursuant*

1 to K.S.A. 25-4501a, and amendments thereto, between January 1 of the  
2 year in which such election is held and 30 days prior to the day of such  
3 election;

4 (D) for question submitted elections occurring on the date of a  
5 primary or general election, the same as is provided for ballots for election  
6 of officers at such election-;

7 ~~(4)~~(E) for question submitted elections not occurring on the date of a  
8 primary or general election, between the time of the first published notice  
9 thereof and the Tuesday of the week preceding such question submitted  
10 election, except that if the question submitted election is held on a day  
11 other than a Tuesday, the final date for mailing of advance voting ballots  
12 shall be one week before such election-; and

13 ~~(5)~~(F) for any special election of officers, at such time as is specified  
14 by the secretary of state.

15 (2) The county election officer of any county may receive  
16 applications prior to the time specified in this subsection and hold such  
17 applications until the beginning of the prescribed application period. Such  
18 applications shall be treated as filed on that date.

19 (g) (1) Unless an earlier date is designated by the county election  
20 office, applications for advance voting ballots transmitted to the voter in  
21 person in the office of the county election officer shall be filed on the  
22 Tuesday next preceding the election and on each subsequent business day  
23 until no later than 12 noon on the day preceding such election. If the  
24 county election officer so provides, applications for advance voting ballots  
25 transmitted to the voter in person in the office of the county election  
26 officer also may be filed on the Saturday preceding the election. Upon  
27 receipt of any such properly executed application, the county election  
28 officer shall deliver to the voter such ballots and instructions as are  
29 provided for in this act.

30 (2) An application for an advance voting ballot filed by a voter who  
31 has a temporary illness or disability or who is not proficient in reading the  
32 English language or by a person rendering assistance to such voter may be  
33 filed during the regular advance ballot application periods until the close  
34 of the polls on election day.

35 (3) The county election officer may designate places other than the  
36 central county election office as satellite advance voting sites. At any  
37 satellite advance voting site, a registered voter may obtain an application  
38 for advance voting ballots. Ballots and instructions shall be delivered to  
39 the voter in the same manner and subject to the same limitations as  
40 otherwise provided by this subsection.

41 (h) Any person having a permanent disability or an illness that has  
42 been diagnosed as a permanent illness is hereby authorized to make an  
43 application for permanent advance voting status. Applications for

1 permanent advance voting status shall be in the form and contain such  
2 information as is required for application for advance voting ballots and  
3 also shall contain information that establishes the voter's right to  
4 permanent advance voting status.

5 (i) On receipt of any application filed under the provisions of this  
6 section, the county election officer shall prepare and maintain in such  
7 officer's office a list of the names of all persons who have filed such  
8 applications, together with their correct post office address and the  
9 precinct, ward, township or voting area in which the persons claim to be  
10 registered voters or to be authorized by law to vote as former precinct  
11 residents and the present resident address of each applicant. Names and  
12 addresses shall remain so listed until the day of such election. The county  
13 election officer shall maintain a separate listing of the names and addresses  
14 of persons qualifying for permanent advance voting status. All such lists  
15 shall be available for inspection upon request in compliance with this  
16 subsection by any registered voter during regular business hours. The  
17 county election officer upon receipt of the applications shall enter upon a  
18 record kept by such officer the name and address of each applicant, which  
19 record shall conform to the list above required. Before inspection of any  
20 advance voting ballot application list, the person desiring to make the  
21 inspection shall provide to the county election officer identification in the  
22 form of driver's license or other reliable identification and shall sign a log  
23 book or application form maintained by the officer stating the person's  
24 name and address and showing the date and time of inspection. All records  
25 made by the county election officer shall be subject to public inspection,  
26 except that the voter identification information required by subsections (b)  
27 and (c) and the identifying number on ballots and ballot envelopes and  
28 records of such numbers shall not be made public.

29 (j) If a person on the permanent advance voting list fails to vote in  
30 four consecutive general elections held on the Tuesday succeeding the first  
31 Monday in November of each even-numbered and odd-numbered year, the  
32 county election officer may mail a notice to such voter. The notice shall  
33 inform the voter that the voter's name will be removed from the permanent  
34 advance voting list unless the voter renews the application for permanent  
35 advance voting status within 30 days after the notice is mailed. If the voter  
36 fails to renew such application, the county election officer shall remove the  
37 voter's name from the permanent advance voting list. Failure to renew the  
38 application for permanent advance voting status shall not result in removal  
39 of the voter's name from the voter registration list.

40 (k) (1) Any person who solicits by mail a registered voter to file an  
41 application for an advance voting ballot and includes an application for an  
42 advance voting ballot in such mailing shall include on the exterior of such  
43 mailing, and on each page contained therein, except the application, a clear

1 and conspicuous label in 14-point font or larger that includes:

2 (A) The name of the individual or organization that caused such  
3 solicitation to be mailed;

4 (B) if an organization, the name of the president, chief executive  
5 officer or executive director of such organization;

6 (C) the address of such individual or organization; and

7 (D) the following statement: "Disclosure: This is not a government  
8 mailing. It is from a private individual or organization."

9 (2) The application for an advance voting ballot included in such  
10 mailing shall be the official application for advance ballot by mail  
11 provided by the secretary of state. No portion of such application shall be  
12 completed prior to mailing such application to the registered voter.

13 (3) An application for an advance voting ballot shall include an  
14 envelope addressed to the appropriate county election office for the  
15 mailing of such application. In no case shall the person who mails the  
16 application to the voter direct that the completed application be returned to  
17 such person.

18 (4) The provisions of this subsection shall not apply to:

19 (A) The secretary of state or any election official or county election  
20 office; or

21 (B) the official protection and advocacy for voting access agency for  
22 this state as designated pursuant to the federal help America vote act of  
23 2002, public law 107-252, or any other entity required to provide  
24 information concerning elections and voting procedures by federal law.

25 (5) A violation of this subsection is a class C nonperson  
26 misdemeanor.

27 (1) (1) No person shall mail or cause to be mailed an application for  
28 an advance voting ballot, unless such person is a resident of this state or is  
29 otherwise domiciled in this state.

30 (2) Any individual may file a complaint in writing with the attorney  
31 general alleging a violation of this subsection. Such complaint shall  
32 include the name of the person alleged to have violated this subsection and  
33 any other information as required by the attorney general. Upon receipt of  
34 a complaint, the attorney general shall investigate and may file an action  
35 against any person found to have violated this subsection.

36 (3) Any person who violates the provisions of this subsection is  
37 subject to a civil penalty of \$20. Each instance in which a person mails an  
38 application for an advance voting ballot in violation of this section shall  
39 constitute a separate violation.

40 (m) The secretary of state may adopt rules and regulations in order to  
41 implement the provisions of this section and to define valid forms of  
42 identification.

43 Sec. 2. K.S.A. 25-2311 is hereby amended to read as follows: 25-

1 2311. (a) County election officers shall provide for the registration of  
2 voters at one or more places on all days except the following:

3 (1) Days when the main offices of the county government are closed  
4 for business, except as is otherwise provided by any county election officer  
5 under the provisions of K.S.A. 25-2312, and amendments thereto;

6 (2) days when the main offices of the city government are closed for  
7 business, in the case of deputy county election officers who are city clerks  
8 except as is otherwise provided by any county election officer under the  
9 provisions of K.S.A. 25-2312, and amendments thereto;

10 (3) the 20 days preceding the day of primary and general elections;

11 (4) *the 30 days preceding the day of any presidential preference*  
12 *primary election held pursuant to K.S.A. 25-4501a, and amendments*  
13 *thereto;*

14 (5) the 20 days preceding the day of any election other than one  
15 specified in this subsection; and

16 ~~(5)~~(6) the day of any primary or general election or any question  
17 submitted election.

18 (b) For the purposes of this section in counting days that registration  
19 books are to be closed, all of the days including Sunday and legal holidays  
20 shall be counted.

21 (c) The secretary of state shall notify every county election officer of  
22 the dates when registration shall be closed preceding primary and general  
23 elections. The days so specified by the secretary of state shall be  
24 conclusive. Such notice shall be given by the secretary of state by mail at  
25 least 60 days preceding every primary and general election.

26 (d) The last days before closing of registration books as directed by  
27 the secretary of state under subsection (c), county election officers shall  
28 provide for registration of voters during regular business hours, during the  
29 noon hours and at other than regular business hours upon such days as the  
30 county election officers deem necessary. The last three business days  
31 before closing of registration books prior to primary and general elections,  
32 county election officers may provide for registration of voters until 9 p.m.  
33 in any city.

34 (e) (1) *Except as provided in paragraph (2),* county election officers  
35 shall accept and process applications received by voter registration  
36 agencies and the division of motor vehicles not later than the 21<sup>st</sup> day  
37 preceding the date of any election; *or* mailed voter registration  
38 applications that are postmarked not later than the 21<sup>st</sup> day preceding the  
39 date of any election; ~~or~~ *except*, if the postmark is illegible or missing, ~~is~~  
40 *mailed voter registration applications* received in the mail not later than  
41 the ninth day preceding the day of any election.

42 (2) *For any presidential preference primary election held pursuant to*  
43 *K.S.A. 25-4501a, and amendments thereto, county election officers shall*

1 *accept and process applications received by voter registration agencies*  
2 *and the division of motor vehicles not later than the 31<sup>st</sup> day preceding the*  
3 *date of such election or mailed voter registration applications that are*  
4 *postmarked not later than the 31<sup>st</sup> day preceding such election except, if*  
5 *the postmark is illegible or missing, mailed voter registration applications*  
6 *received in the mail not later than the 19<sup>th</sup> day preceding the day of such*  
7 *election.*

8 (f) The secretary of state may adopt rules and regulations interpreting  
9 the provisions of this section and specifying the days when registration  
10 shall be open, days when registration shall be closed, and days when it is  
11 optional with the county election officer for registration to be open or  
12 closed.

13 (g) Before each primary and general election held in even-numbered  
14 and odd-numbered years, and at times and in a form prescribed by the  
15 secretary of state, each county election officer shall certify to the secretary  
16 of state the number of registered voters in each precinct of the county as  
17 shown by the registration books in the office of such county election  
18 officer.

19 Sec. 3. K.S.A. 2022 Supp. 25-3009 is hereby amended to read as  
20 follows: 25-3009. (a) After an election and prior to the meeting of the  
21 county board of canvassers to certify the official election results for any  
22 election in which the canvassers certify the results, the county election  
23 officer shall conduct a manual audit or tally of each vote cast, regardless of  
24 the method of voting, in 1% of all precincts, with a minimum of one  
25 precinct located within the county. The precinct or precincts shall be  
26 randomly selected and the selection shall take place after the election.

27 (b) (1) The audit shall be performed manually and shall review all  
28 paper ballots selected pursuant to subsection (a). The audit shall be  
29 performed by a sworn election board consisting of bipartisan trained board  
30 members. The county election officer shall determine the members of the  
31 sworn election board who will conduct the audit.

32 (2) The audit shall review contested races as follows:

33 (A) In presidential election years:

- 34 (i) One federal race;  
35 (ii) one state legislative race; and  
36 (iii) one county race.

37 (B) In even-numbered, non-presidential election years:

- 38 (i) One federal race;  
39 (ii) one statewide race;  
40 (iii) one state legislative race; and  
41 (iv) one county race.

42 (C) In even-numbered election years, any federal, statewide or state  
43 legislative race that is within 1% of the total number of votes cast tallied

1 on election night, as determined by the secretary of state, shall be audited.  
2 The county election officer shall conduct the audit in the manner set forth  
3 in subsection (a) in 10% of all county precincts in the specified race, with  
4 a minimum of one precinct in the county. The precincts audited pursuant to  
5 this subsection shall be in addition to the precincts audited under  
6 subsections (2)(A) and (B).

7 (D) In odd-numbered election years, two local races will be randomly  
8 selected, and the selection shall take place after the election.

9 (E) *Any presidential preference primary election held pursuant to*  
10 *K.S.A. 25-4501a, and amendments thereto.*

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

16 (d) The results of the audit shall be compared to the unofficial  
17 election night returns and a report shall be submitted to the county election  
18 office and to the secretary of state's office prior to the meeting of the  
19 county board of canvassers. If a discrepancy is reported between the audit  
20 and the unofficial returns and cannot be resolved, the county election  
21 officer or the secretary of state may require audits of additional precincts.  
22 Once the audit has been completed, the results of the audit shall be used by  
23 the county board of canvassers when certifying the official election results.

24 (e) Upon publication of the notice of the audit pursuant to subsection  
25 (c), the signed and certified official abstracts required by K.S.A. 25-3006,  
26 and amendments thereto, shall be made available by the county election  
27 office for review by any authorized poll agent. Such abstracts shall be  
28 from all precincts and shall not be limited to those precincts that are  
29 subject to the audit. The abstracts shall be available for review until  
30 commencement of the original canvass.

31 (f) The secretary of state shall adopt rules and regulations governing  
32 the conduct and procedure of the audit, including the random selection of  
33 the precincts and offices involved in the audit.

34 Sec. 4. K.S.A. 25-4501a is hereby amended to read as follows: 25-  
35 4501a. (a) *Except as otherwise provided, each political party which that is*  
36 *a recognized political party in accordance with K.S.A. 25-302a, and*  
37 *amendments thereto, shall have procedures to select a presidential*  
38 *nominee and shall select a presidential nominee in accordance with such*  
39 *party procedures for the 2016 presidential election, and every fourth year*  
40 *thereafter.*

41 (b) (1) *On March 19, 2024, for each political party that is a*  
42 *recognized political party in accordance with K.S.A. 25-302a, and*  
43 *amendments thereto, there shall be held a presidential preference primary*



1 *election for the purpose of electing the preferred nominee of a political*  
2 *party for the office of president and vice president. Except as otherwise*  
3 *provided, the provisions of all applicable statutes concerning elections*  
4 *shall apply to such election.*

5 *(2) The provisions of this subsection shall not apply to any political*  
6 *party that is subject to K.S.A. 25-202(b), and amendments thereto, or that*  
7 *has submitted written notice to the secretary of state on or before*  
8 *December 1, 2023, that such political party has elected to not participate*  
9 *in the presidential preference primary election.*

10 Sec. 5. K.S.A. 25-4502 is hereby amended to read as follows: 25-  
11 4502. (a) Every registered elector who has declared such elector's party  
12 affiliation with a political party eligible to participate in a state primary  
13 election shall have the opportunity to vote one vote at a presidential  
14 preference primary election for such elector's preference for one person to  
15 be the candidate for nomination by such candidate's party for president of  
16 the United States or for "none of the names shown." Any registered elector  
17 who has not declared such candidate's party affiliation prior to the election  
18 may make such a declaration at the polling place, and thereupon shall be  
19 permitted likewise the opportunity to vote one vote at the presidential  
20 preference primary. A vote for "none of the names shown" shall express  
21 the preference for an uncommitted delegation from Kansas to the national  
22 convention of that elector's party. Preference shall be indicated by marking  
23 with a cross or check mark inside a voting square or a darkened oval on  
24 the ballot at the left of the voter's choice, or by voting by using a voting  
25 machine.

26 (b) The name of any candidate for a political party nomination for  
27 president of the United States shall be printed on the ballots only if; *such*  
28 *candidate has filed the appropriate registration information with the*  
29 *federal election commission to become a candidate for president of the*  
30 *United States and one of the following is filed with the secretary of state*  
31 *not later than 12 noon; on the date which precedes by seven weeks that is*  
32 *60 days prior to the date of the presidential preference primary or, if such*  
33 *date falls on Saturday, Sunday or a holiday, not later than 12 noon the*  
34 *following day that is not a Saturday, Sunday or holiday:*

35 ~~(1) The candidate files with the secretary of state~~ A declaration of  
36 intent to become a candidate *filed by the candidate and* accompanied by a  
37 fee of ~~\$100~~ \$10,000; or

38 ~~(2) there is filed in the office of secretary of state~~ a petition in the  
39 form prescribed by K.S.A. 25-205, and amendments thereto, signed by not  
40 less than ~~1,000~~ 5,000 registered electors, who are affiliated with the  
41 political party of such candidate as shown by the party affiliation list. The  
42 secretary of state shall determine the sufficiency of each such petition, and  
43 such determination shall be final.

1       (c) *All fees received by the secretary of state pursuant to this section*  
 2 *shall be remitted to the state treasurer in accordance with the provisions of*  
 3 *K.S.A. 75-4215, and amendments thereto. Upon receipt of each such*  
 4 *remittance, the state treasurer shall deposit the entire amount in the state*  
 5 *treasury to the credit of the state general fund.*

6       Sec. 6. K.S.A. 25-4503 is hereby amended to read as follows: 25-  
 7 4503. (a) The names of the candidates for nomination for president of the  
 8 United States by a political party eligible to participate in a state primary  
 9 election shall be printed on the official ballots for the presidential  
 10 preference primary elections of their respective parties along with the  
 11 choice of "none of the names shown." The ballots shall be marked,  
 12 returned and canvassed in the same manner and under the same conditions,  
 13 so far as the same are applicable, as in the case of the primary election of  
 14 candidates for nomination for state offices.

15       (b) The official presidential preference primary election ballots shall  
 16 be printed in a single column and shall have the following heading:

17                                   OFFICIAL PRESIDENTIAL  
 18                                   PREFERENCE PRIMARY  
 19                                   ELECTION BALLOT  
 20                                   \_\_\_\_\_ Party

21       To vote for a person whose name is printed on the ballot make a cross  
 22 or check mark in the square, or darken the oval, to the left of the name of  
 23 the person for whom you desire to vote. To vote for "none of the names  
 24 shown" make a cross or check mark in the square, or darken the oval, to  
 25 the left of such words.

26       This shall be followed by the names of the candidates for president of  
 27 the United States of such party in the manner and order certified by the  
 28 secretary of state.

29       (c) (1) As soon as possible after the candidate filing deadline, the  
 30 secretary of state shall certify to each county election officer the name of  
 31 each person who is a candidate for nomination to be president of the  
 32 United States of each party authorized to participate in the presidential  
 33 preference primary election. The secretary of state shall publish, not less  
 34 than ~~21~~ 31 days prior to the presidential preference primary, a notice in one  
 35 newspaper in each county of the state where a newspaper is published, that  
 36 the official list of candidates and the date of the election can be acquired in  
 37 the office of the secretary of state or the office of the county election  
 38 officer. *Such notice shall also be published on the secretary of state's*  
 39 *website and on the website of each county election office.*

40       (2) *After such publication, the secretary of state shall certify the*  
 41 *amount of moneys expended on such publication and shall transmit a copy*  
 42 *of such certification to the director of accounts and reports. Upon receipt*  
 43 *of such certification, the director of accounts and reports shall transfer an*

1 amount of moneys equal to such certified amounts from the state general  
2 fund to the information services fee fund of the secretary of state and shall  
3 transmit a notification of such transfer to the director of legislative  
4 research and the director of the budget.

5 (d) When a party participating in the presidential preference primary  
6 election has more than one candidate, the secretary of state shall determine  
7 by lot the order in which the candidates' names will appear on the ballot.  
8 The order of names, as established by the secretary of state, shall be  
9 uniform in each county throughout the state.

10 (e) (1) All such ballots that are received in the office of the county  
11 election officer or any polling place by the following times shall be  
12 delivered by the county election officer to the county board of canvassers  
13 for canvassing:

14 (A) For advance voting ballots transmitted in person, 12 noon on the  
15 day preceding such election; and

16 (B) for advance voting ballots transmitted by mail, the closing of the  
17 polls on the date of such election.

18 (2) An advance voting ballot shall not be counted if such ballot is  
19 received by the county election office or any polling place after the closing  
20 time of the polls on the date of such election.

21 Sec. 7. K.S.A. 25-4505 is hereby amended to read as follows: 25-  
22 4505. (a) Not later than eight days after a presidential preference primary  
23 election is held, the county board of canvassers of each county shall meet  
24 at the office of the county election officer, unless another place is agreed  
25 upon and announced as provided in K.S.A. 25-3105, and amendments  
26 thereto, ~~at any time between 8:00 and 10:00 o'clock a.m. on the Friday~~  
27 ~~following the day a presidential preference primary election is held and~~  
28 canvass the vote of such preference primary. The county election officer  
29 may move the canvass to the Monday next following the election if notice  
30 of such change is published prior to the canvass in a newspaper of general  
31 circulation within the county. Upon completion of such canvass, the  
32 county election officer of each county shall prepare an abstract of the vote  
33 of the presidential preference primary election in ~~his or her~~ such county as  
34 such vote is determined by the county board of canvassers and shall  
35 promptly transmit ~~the same~~ such abstract to the secretary of state no later  
36 than the tenth day after the day of the election. Each county election  
37 officer shall also post a copy of such abstract in a public place in the  
38 courthouse of ~~his or her~~ such county and on the website of such county  
39 election office.

40 (b) Every such transmittal shall be made by ~~first class mail or by a~~  
41 ~~messenger~~ use of secure email transmission or other means approved by  
42 the secretary of state. If the secretary of state fails to receive the abstract of  
43 the canvass from any county within 14 days next after the election, ~~he or~~

1 ~~she~~ *the secretary* shall dispatch a special messenger to obtain a copy of ~~the~~  
2 ~~same such abstract~~, and the county election officer shall immediately, on  
3 demand of such messenger, make out and deliver to such messenger the  
4 copy required. ~~Thereupon,~~ The messenger shall deliver such copy to the  
5 secretary of state, and the secretary of state shall be reimbursed for the  
6 expenses of such messenger by such county.

7 Sec. 8. K.S.A. 25-4506 is hereby amended to read as follows: 25-  
8 4506. (a) *Except as provided in subsection (b)*, the state board of  
9 canvassers shall meet at the call of the secretary of state following a  
10 presidential preference primary election. The secretary of state shall  
11 present to the board a tabulation of the results of such election in each  
12 county. The state board of canvassers shall consider the tabulation and  
13 make such further inquiries of the secretary of state as it deems appropriate  
14 and upon the information presented by the secretary of state and such  
15 additional information as it deems appropriate to consider, determine the  
16 result of such election. Provisions of law relating to the canvass of the  
17 national and state general elections shall, as far as applicable, apply to the  
18 canvass and certification of presidential preference primary elections. As  
19 soon as such final canvass of the election is completed, the secretary of  
20 state shall publish in the Kansas register a certified statement of the  
21 candidates for president of each party and the number of votes each  
22 received *on a statewide basis and for each congressional district* as  
23 determined by the state board of canvassers. *Such report of the final*  
24 *canvass shall be published on the secretary of state's website.*

25 (b) *For any presidential preference primary election held in 2024, the*  
26 *state board of canvassers shall meet on or before April 12, 2024.*

27 Sec. 9. K.S.A. 25-4507 is hereby amended to read as follows: 25-  
28 4507. (a) Upon completion of the state canvass of the results of the  
29 presidential preference primary, the secretary of state shall certify to the  
30 state chairperson of each political party participating in the presidential  
31 preference primary the number of votes received by each candidate of that  
32 party and the number of votes for an uncommitted delegation received by  
33 that party.

34 (b) ~~Each political party shall then select as many delegates and~~  
35 ~~alternates to the national party convention as are allotted to it by the~~  
36 ~~national committee of that party, according to K.S.A. 25-4506 and this~~  
37 ~~section, and amendments thereto.~~

38 (c) ~~No later than 60 days following the presidential preference~~  
39 ~~primary,~~ Delegates and alternates to a national party convention shall be  
40 selected by a party at its state convention, or as otherwise provided by  
41 party rules adopted by the committees of the political parties. The number  
42 of delegates and the number of alternates to a national party convention  
43 shall be determined according to party rules. Delegates and alternates to a

1 national party convention shall be selected in the manner prescribed by  
2 party rules. The binding of delegates and alternates to a national party  
3 convention shall be determined by party rules. All such rules shall be filed  
4 with the secretary of state ~~no~~ not later than January 2, 1992, and ~~no~~ not  
5 later than January 2 every fourth year thereafter *and such rules shall be*  
6 *published on the secretary of state's website.*

7 Sec. 10. K.S.A. 25-1122, 25-2311, 25-4501a, 25-4502, 25-4503, 25-  
8 4505, 25-4506 and 25-4507 and K.S.A. 2022 Supp. 25-3009 are hereby  
9 repealed.

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