

SENATE BILL No. 130

By Committee on Ethics and Elections

2-7

1 AN ACT concerning elections; amending K.S.A. 2010 Supp. 25-205 and
2 repealing the existing section.

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

5 Section 1. K.S.A. 2010 Supp. 25-205 is hereby amended to read as
6 follows: 25-205. (a) Except as otherwise provided in this section, the
7 names of candidates for national, state, county and township offices shall
8 be printed upon the official primary ballot when each shall have qualified
9 to become a candidate by one of the following methods and none other:
10 (1) They shall have had filed in their behalf, not later than ~~12:00~~12 noon,
11 June 10, prior to such primary election, or if such date falls on Saturday,
12 Sunday or a holiday, then before ~~12:00~~12 noon of the next following day
13 that is not a Saturday, Sunday or a holiday, nomination petitions, as
14 provided for in this act, ~~except that in 1998, candidates for judge or~~
15 ~~district magistrate judge of the district court for positions created in 1998~~
16 ~~in those judicial districts that have not approved the proposition of~~
17 ~~nonpartisan selection of judges of the district court shall have filed in~~
18 ~~their behalf, not later than 12:00 noon, July 1, 1998, nomination petitions,~~
19 ~~as provided for in this act; or (2) they shall have filed not later than the~~
20 ~~time for filing nomination petitions, as above provided, with the proper~~
21 ~~officer a declaration of intention to become a candidate, accompanied by~~
22 ~~the fee required by law. Such declaration shall be prescribed by the~~
23 ~~secretary of state.~~

24 (b) Nomination petitions shall be in substantially the following
25 form:

26 I, the undersigned, an elector of the county of _____, and
27 state of Kansas, and a duly registered voter, and a member of
28 _____ party, hereby nominate _____, who resides
29 in the township of _____ (or at number _____ on
30 _____ street, city of _____), in the county of
31 _____ and state of Kansas, as a candidate for the office of
32 (here specify the office) _____, to be voted for at the primary
33 election to be held on the first Tuesday in August in _____, as
34 representing the principles of such party; and I further declare that I
35 intend to support the candidate herein named and that I have not signed
36 and will not sign any nomination petition for any other person, for such

1 office at such primary election.

2 (HEADING)

3 Name of Street Number

4 Name of Date of

5 Signers. or Rural Route City.

6 Signing.

7 (as registered).

8 All nomination petitions shall have substantially the foregoing form,
9 written or printed at the top thereof. No signature shall be counted unless
10 it is upon a sheet having such written or printed form at the top thereof.

11 (c) Each signer of a nomination petition shall sign but one such
12 petition for the same office, and shall declare that such person intends to
13 support the candidate therein named, and shall add to such person's
14 signature and residence, if in a city, by street and number (if any); or,
15 otherwise by post-office address. No signature shall be counted unless the
16 place of residence of the signer is clearly indicated and the date of signing
17 given as herein required and if ditto marks are used to indicate address
18 they shall be continuous and clearly made. Such sheets shall not be cut or
19 pasted together.

20 (d) All signers of each separate nomination petition shall reside in
21 the same county and election district of the office sought. The affidavit
22 described in this paragraph of a petition circulator who is a resident of the
23 state of Kansas and has the qualifications of an elector in the state of
24 Kansas or of the candidate shall be appended to each petition and shall
25 contain, at the end of each set of documents carried by each circulator, a
26 verification, signed by the circulator or the candidate, to the effect that
27 such circulator or the candidate personally witnessed the signing of the
28 petition by each person whose name appears thereon.

29 (e) Except as otherwise provided in subsection (g), nomination
30 petitions shall be signed:

31 (1) If for a state officer elected on a statewide basis or for the office
32 of United States senator, by voters equal in number to not less than 1% of
33 the total of the current voter registration of the party designated in the
34 state as compiled by the office of the secretary of state;

1 (2) if for a state or national officer elected on less than a statewide
 2 basis, by voters equal in number to not less than 2% of the total of the
 3 current voter registration of the party designated in such district as
 4 compiled by the office of the secretary of state, except that for the office
 5 of district magistrate judge, by not less than 2% of the total of the current
 6 voter registration of the party designated in the county in which such
 7 office is to be filled as certified to the secretary of state in accordance
 8 with K.S.A. 25-3302, and amendments thereto;

9 (3) if for a county office, by voters equal in number to not less than
 10 3% of the total of the current voter registration of the party designated in
 11 such district or county as compiled by the county election officer and
 12 certified to the secretary of state in accordance with K.S.A. 25-3302, and
 13 amendments thereto; and

14 (4) if for a township office, by voters equal in number to not less
 15 than 3% of the total of the current voter registration of the party
 16 designated in such township as compiled by the county election officer
 17 and certified to the secretary of state in accordance with K.S.A. 25-3302,
 18 and amendments thereto.

19 (f) Subject to the requirements of K.S.A. 25-202, and amendments
 20 thereto, any political organization filing nomination petitions for a
 21 majority of the state or county offices, as provided in this act, shall have a
 22 separate primary election ballot as a political party and, upon receipt of
 23 such nomination petitions, the respective officers shall prepare a separate
 24 state and county ballot for such new party in their respective counties or
 25 districts thereof in the same manner as is provided for existing parties.

26 (g) In any year in which districts are reapportioned for the offices of
 27 representative in the United States congress, senator and representative in
 28 the legislature of the state of Kansas or member of the state board of
 29 education:

30 (1) If new boundary lines are defined and districts established in the
 31 manner prescribed by law on or before May 10, nomination petitions for
 32 nomination to such offices shall be signed by voters equal in number to
 33 not less than 1% of the total of the current voter registration of the party
 34 designated in the district as compiled by the office of the secretary of
 35 state.

36 (2) If new boundary lines are defined and districts established in the
 37 manner prescribed by law on or after May 11, nomination petitions for
 38 nomination to the following offices shall be signed by registered voters of
 39 the party designated in the district equal in number to not less than the
 40 following:

41 (A) For the office of representative in the United States congress
 421,000 registered voters;

43 (B) for the office of member of the state board of education...~~300~~100

1 registered voters;

2 (C) for the office of state senator.....75 registered voters; and

3 (D) for the office of state representative.....25 registered voters.

4 (h) In any year in which districts are reapportioned for the offices of
5 representative in the United States congress, senator and representative in
6 the legislature of the state of Kansas or member of the state board of
7 education:

8 (1) If new boundary lines are defined and districts established in the
9 manner prescribed by law on or before ~~June~~May 10, the deadline for
10 filing nomination petitions and declarations of intention to become a
11 candidate for such office, accompanied by the fee required by law, shall
12 be ~~12:00~~12 noon on June 24¹⁰, or if such date falls on a Saturday, Sunday
13 or a holiday, then before ~~12:00~~12 noon of the next following day that is
14 not a Saturday, Sunday or holiday.

15 (2) If new boundary lines are defined and districts established in the
16 manner prescribed by law on or after ~~June~~May 11, the deadline for filing
17 nomination petitions and declarations of intention to become a candidate
18 for such office, accompanied by the fee required by law, shall be ~~12:00~~12
19 noon on ~~July 12~~June 18, or if such date falls on a Saturday, Sunday or
20 holiday, then before ~~12:00~~12 noon of the next day that is not a Saturday,
21 Sunday or holiday.

22 Sec. 2. K.S.A. 2010 Supp. 25-205 is hereby repealed.

23 Sec. 3. This act shall take effect and be in force from and after its
24 publication in the statute book.

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