

SENATE BILL No. 35

By Committee on Federal and State Affairs

1-14

1 AN ACT concerning elections; relating to mailing of advance voting
2 ballots; removing the option of additional time for receipt of ballots
3 after the third day following the date of an election; amending K.S.A.
4 2020 Supp. 25-1132 and repealing the existing section.

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

7 Section 1. K.S.A. 2020 Supp. 25-1132 is hereby amended to read as
8 follows: 25-1132. (a) All advance voting ballots ~~which~~ *that* are received in
9 the office of the county election officer or any polling place within the
10 county not later than the hour for closing of the polls on the date of any
11 election specified in K.S.A. 25-1122(f), and amendments thereto, shall be
12 delivered by the county election officer to the appropriate special election
13 board provided for in K.S.A. 25-1133, and amendments thereto.

14 (b) Subject to the deadline for receipt by the office of the county
15 election officer as set forth in this subsection, all advance voting ballots
16 received by mail by the office of the county election officer after the
17 closing of the polls on the date of any election specified in K.S.A. 25-
18 1122(f), and amendments thereto, and which are postmarked or are
19 otherwise indicated by the United States postal service to have been
20 mailed on or before the close of the polls on the date of the election, shall
21 be delivered by the county election officer to a special election board or
22 the county board of canvassers, as determined by the secretary of state, for
23 canvassing in a manner consistent, as nearly as may be, with other advance
24 voting ballots. The deadline for the receipt by mail of the advance voting
25 ballots by the office of the county election officer shall be the last delivery
26 of mail by the United States postal service on the third day following the
27 date of the election, ~~unless additional time is permitted by the secretary.~~
28 The secretary of state shall adopt rules and regulations to implement this
29 subsection.

30 Sec. 2. K.S.A. 2020 Supp. 25-1132 is hereby repealed.

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