

**SENATE BILL No. 394**

By Committee on Federal and State Affairs

1-26

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1 AN ACT concerning elections; relating to advanced voting ballots;  
2 requiring the return of such ballots by 7 p.m. on the day of the election;  
3 amending K.S.A. 25-1132 and repealing the existing section.  
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5 *Be it enacted by the Legislature of the State of Kansas:*

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

13 (b) Subject to the deadline for receipt by the office of the county  
14 election officer as set forth in this subsection, all advance voting ballots  
15 received by mail by the office of the county election officer after the  
16 closing of the polls on the date of any election specified in K.S.A. 25-  
17 1122(f), and amendments thereto, and ~~which~~ *that* are postmarked or are  
18 otherwise indicated by the United States postal service to have been  
19 mailed on or before the close of the polls on the date of the election, shall  
20 be delivered by the county election officer to a special election board or  
21 the county board of canvassers, as determined by the secretary of state, for  
22 canvassing in a manner consistent, as nearly as may be, with other advance  
23 voting ballots. The deadline for the receipt by mail of the advance voting  
24 ballots by the office of the county election officer shall be ~~the last delivery~~  
25 ~~of mail by the United States postal service 7:00 p.m. on the third day~~  
26 ~~following~~ the date of the election. The secretary of state shall adopt rules  
27 and regulations to implement this subsection.

28 Sec. 2. K.S.A. 25-1132 is hereby repealed.

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