

SENATE BILL No. 458

By Committee on Transparency and Ethics

2-8

1 AN ACT concerning elections; relating to precinct committeemen and
2 committeewomen; requiring such elected officials to report certain
3 information to the county clerk; amending K.S.A. 25-3801 and
4 repealing the existing section.

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

7 Section 1. K.S.A. 25-3801 is hereby amended to read as follows: 25-
8 3801. (a) At each primary election, the members of the party residing in
9 each precinct in each county of the state shall elect a man of their number
10 as precinct committeeman and a woman of their number as precinct
11 committeewoman. No person shall be eligible to be a candidate for or hold
12 the office of precinct committeeman or precinct committeewoman of a
13 party in any precinct unless ~~such the~~ person actually ~~lives~~, resides ~~and~~
14 ~~occupies a place of abode~~ in ~~such the~~ precinct, ~~and~~ is in all other respects a
15 qualified elector and is shown as a member of ~~such the~~ party on the party
16 affiliation list; in the office of the county election officer. Except as
17 provided in subsection (b), any vacancy occurring in the office of precinct
18 committeeman or committeewoman shall be ~~promptly~~ filled by
19 appointment by the county chairperson, ~~except that~~. Any vacancy ~~which~~
20 ~~that~~ occurs because the party had no candidate at ~~such the~~ primary election
21 shall not be filled until the county central committee has elected or
22 reelected its chairperson. Not later than three days after appointment of
23 precinct committeemen and committeewomen, the county chairperson
24 making the appointments shall notify the county election officer of ~~such~~
25 ~~the~~ appointments *and include the name, address, email address, if*
26 *available, and a phone number or phone numbers, including a mobile*
27 *phone number, if available, of each appointee in such notification.* The
28 county election officer shall make ~~such the~~ appointments public
29 immediately upon receipt thereof. ~~As used in this act, "primary election"~~
30 ~~means the statewide election held in August of even-numbered years.~~

31 (b) (1) When a convention is to be held under article 39 of chapter 25
32 of Kansas Statutes Annotated, *and amendments thereto*, to fill a vacancy,
33 no appointments shall be made under subsection (a):

34 ~~(A)~~ (A) After the county chairperson has received notice from the
35 county election officer of a vacancy or a pending vacancy in a county
36 elected office; or

1 ~~(2)(B)~~ after the county chairperson in each county, all or a part of
2 which; is located within a legislative district, has received notice from the
3 secretary of state of a vacancy or a pending vacancy in a legislative office.

4 (2) After the vacancy has been filled by a person elected at a
5 convention held under article 39 of chapter 25 of the Kansas Statutes
6 Annotated, *and amendments thereto*, any vacancy in the office of precinct
7 committeeman or committeewoman shall be filled as provided by
8 subsection (a).

9 (c) *If a precinct committeeman or committeewoman is elected as a*
10 *write-in candidate, the county clerk shall request from the appropriate*
11 *county chairperson the name, address, email address, if available, and a*
12 *phone number or phone numbers, including a mobile phone number, if*
13 *available, of such elected precinct committeeman or committeewoman.*

14 (d) *Each precinct committeeman and committeewoman shall report*
15 *any changes in such person's name, address, email address and phone*
16 *numbers to the county election officer not later than 10 days after such*
17 *change.*

18 (e) *As used in this section, "primary election" means the election held*
19 *on the first Tuesday in August of even-numbered years.*

20 Sec. 2. K.S.A. 25-3801 is hereby repealed.

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