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State of Kansas

Secretary of State

Certification of New State Law

I, Kris W. Kobach, Secretary of State of the State of Kansas, do hereby certify that the following bill is a correct copy of the original enrolled bill now on file in my office.

Kris W. Kobach Secretary of State

(Published in the Kansas Register January 18, 2017.)

HOUSE BILL No. 2017

An Act concerning elections; dealing with vacancies in the office of United States representative to congress; amending K.S.A. 25-3502, 25-3504 and 25-3507 and repealing the existing sections.

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

Section 1. K.S.A. 25-3502 is hereby amended to read as follows: 25-3502. (a) Except as is otherwise provided in this act, the governor shall proclaim the date of any election held under this act to be a day not less than 45 75 days nor more than 60 90 days after such proclamation is issued. Such The proclamation shall be made in writing, signed by the governor and delivered by him the governor to the secretary of state. Thereupon The secretary of state shall promptly cause such the proclamation to be published in the Kansas register, and a copy thereof shall be transmitted by the secretary to the chairperson of all state political parties authorized to hold congressional district conventions under the provisions of K.S.A. 25-3504, and amendments thereto.

(b) The amendments made by this act to this section shall be effective on and after January 1, 2017.

Sec. 2. K.S.A. 25-3504 is hereby amended to read as follows: 25-3504. (a) Whenever a vacancy has occurred to which this act applies, except in cases where subsection (c) or (d) of K.S.A. 25-3503(b) or (c), and amendments thereto, applies, a congressional district convention of the district party of each political party whose candidate for governor received not less than 5% of the votes cast at the next preceding election of the governor that has obtained official recognition shall be called by the state chairperson of the party, or if there is no state chairperson, by the party's candidate for governor at the next preceding general election. Such The convention shall be called for a date not less than 15 days and not more than 25 days after the proclamation of election is issued by the governor in the cases to which K.S.A. 25-3503, and amendments thereto, does not apply, and within 15 days in cases to which subsection (a) or (b) of K.S.A. 25-3503(a) or (b), and amendments thereto, apply. In accordance with the rules of the district party and the provisions of this act, each such convention shall nominate a candidate to fill the vacancy which has occurred and shall file a certificate of the nomination so made with the secretary of state immediately. Every such certificate shall be signed by the presiding officer and secretary of the convention making-such the nomination. Independent candidates may be nominated by petition of registered voters of the district equal in number to 4% of the number of not less than 3,000 qualified voters of the congressional district. Such petitions may not be circulated for signatures prior to the governor proclaiming the date of the election. Any such petition shall be filed with the secretary of state not later than the time for district party convention certificates to be filed 25 days after the proclamation of election is issued by the governor. Except as is provided in subsections (c) and (d) of K.S.A. 25-3503(b) or (c), and amendments thereto, no candidate shall be nominated to fill such vacancy by any means other than provided by this section.

(b) The amendments made by this act to this section shall be effective on and after January 1, 2017.

Sec. 3. K.S.A. 25-3507 is hereby amended to read as follows: 25-3507. (a) In cases to which subsection (c) or (d) of K.S.A. 25-3503(b) or (c), and amendments thereto, apply, canvass of the election shall be conducted as for other elections of United States congressmen. In all other cases to which this act applies, intermediate canvass of the election shall be made by the county boards of canvassers at ten o'clock 10:00

The Kansas Register (USPS 0662-190) is an official publication of the state of Kansas, published by authority of K.S.A. 75-430. The Kansas Register is published weekly and a cumulative index is published annually by the Kansas Secretary of State. One-year subscriptions are \$80 (Kansas residents must include applicable state and local sales tax). Single copies, if available, may be purchased for \$2. **Periodicals postage paid at Topeka, Kansas. POSTMASTER:** Send change of address form to Kansas Register, Secretary of State, 1st Floor, Memorial Hall, 120 S.W. 10th Ave., Topeka, KS 66612-1594.

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Published by

Kris W. Kobach Secretary of State 1st Floor, Memorial Hall 120 S.W. 10th Ave. Topeka, KS 66612-1594 785-296-4564 www.sos.ks.gov



Register Office: 1st Floor, Memorial Hall 785-296-0082 Fax 785-296-8577 kansasregister@ks.gov a.m. on the second third day following the election, unless such day is a Sunday or holiday, in which case such the canvass shall be on the next following day which is not a Sunday or holiday. County election officers shall dispatch the abstract of the intermediate canvass to the secretary of state immediately upon completion of the canvass by the board of county canvassers. The state board of canvassers shall meet in the office of the secretary of state on the fourth sixth day following the election, unless such day is a Sunday or holiday, in which case such the canvass shall be on the next following day which is not a Sunday or

holiday. The state board of canvassers shall make the final canvass, and the certificate of election of the candidate receiving the highest number of votes shall be issued in the same manner as is provided for regular elections of national officers.

(b) The amendments made by this act to this section shall be effective on and after January 1, 2017.

Sec. 4. K.S.A. 25-3502, 25-3504 and 25-3507 are hereby repealed. Sec. 5. This act shall take effect and be in force from and after its publication in the Kansas register.

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2009 Volumes of the *Kansas Administrative Regulations* and the 2015 Supplement of the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 1-2-74 | Amended | V. 35, p. 1093 |
| 1-6-23 | Amended | V. 35, p. 1093 |
| 1-9-23 | Amended | V. 35, p. 1094 |
| 1-14-8 | Amended | V. 35, p. 1096 |
| 1-14-10 | Amended | V. 35, p. 1097 |
| 1-16-4 | Amended | V. 35, p. 44 |
| 1-16-8 | Amended | V. 35, p. 44 |
| 1-16-15 | Amended | V. 35, p. 45 |
| 1-16-18 | Amended | V. 35, p. 45 |
| 1-16-18a | Amended | V. 35, p. 46 |
| 1-39-1 | | • |
| through | | |
| 1-39-4 | Revoked | V. 36, p. 8 |
| 1-45-22 | Amended | V. 34, p. 1227 |

AGENCY 4: DEPARTMENT OF AGRICULTURE

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 4-5-1 | Revoked | V. 35, p. 238 |
| 4-5-2 | Revoked | V. 35, p. 238 |
| 4-5-4 | New | V. 35, p. 238 |

AGENCY 5: DEPARTMENT OF AGRICULTURE – DIVISION OF WATER RESOURCES

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 5-1-1 | Amended | V. 35, p. 308 |
| 5-12-1 | Amended | V. 35, p. 313 |
| 5-21-6 | Amended | V. 35, p. 431 |
| 5-22-7 | Amended | V. 35, p. 199 |
| 5-23-4 | Amended | V. 35, p. 385 |
| 5-23-4b | Revoked | V. 35, p. 386 |
| 5-24-2 | Amended | V. 35, p. 386 |
| 5-25-21 | New | V. 35, p. 200 |
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AGENCY 7: SECRETARY OF STATE

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 7-23-14 | Amended | V. 34, p. 1032 |
| 7-23-15 | New | V. 34, p. 1033 |
| 7-23-16 | New (T) | V. 35, p. 662 |

AGENCY 9: DEPARTMENT OF AGRICULTURE – DIVISION OF ANIMAL HEALTH

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 9-7-4 | Amended | V. 35, p. 428 |
| 9-7-4a | Amended | V. 35, p. 428 |
| 9-18-31 | New | V. 35, p. 313 |
| 9-26-1 | Revoked | V. 35, p. 314 |
| 9-27-1 | Amended | V. 35, p. 695 |

AGENCY 14: DEPARTMENT OF REVENUE – DIVISION OF ALCOHOLIC BEVERAGE CONTROL

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|----------|---------|----------------|
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| 14-19-40 | New | V. 34, p. 1053 |
| 14-20-42 | New (T) | V. 34, p. 825 |
| 14-20-42 | New | V. 34, p. 1054 |
| 14-21-23 | New (T) | V. 34, p. 825 |
| 14-21-23 | New | V. 34, p. 1054 |
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AGENCY 16: ATTORNEY GENERAL

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| 16-9-1 | Revoked | V. 35, p. 1033 |
| 16-14-1 | | • |
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| 16-14-9 | New (T) | V. 34, p. 962, 963 |
| 16-14-1 | | • |
| through | | |
| 16-14-9 | New | V. 34, p. 1228, 1229 |
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| 16-14-10 | New | V. 35, p. 858 |
| 16-14-11 | New (T) | V. 35, p. 626 |
| 16-14-11 | New | V. 35, p. 858 |
| 16-15-1 | | _ |
| through | | |
| 16-15-4 | New (T) | V. 35, p. 626-628 |
| 16-15-1 | | |
| through | | |
| 16-15-4 | New | V. 35, p. 858-860 |
| 16-16-1 | New | V. 35, p. 1033 |
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| 28-16-28b | Amended | V. 34, p. 190 |
| 28-16-28c | Amended | V. 34, p. 194 |
| 28-16-28d | Amended | V. 34, p. 196 |
| 28-16-28e | Amended | V. 34, p. 197 |
| 28-16-28f | Amended | V. 34, p. 199 |
| 28-16-58 | Amended | V. 34, p. 200 |
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| 28-17-11 | Revoked | V. 35, p. 567 |
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| 28-19-11 | Amended | V. 35, p. 930 |
| 28-19-274 | New | V. 34, p. 1140 |
| 28-19-300 | Amended | V. 35, p. 954 |

| 28-19-304 | Amended | V. 35, p. 955 |
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| 28-74-4 | New | V. 35, p. 384 |
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| 30-46-10 | Amended | V. 35, p. 581 |

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| 40-2-18 | Amended | V. 35, p. 405 |
| 40-2-20 | Amended | V. 34, p. 1202 |
| 40-4-29a | Amended | V. 34, p. 996 |
| 40-4-34 | Amended | V. 35, p. 384 |
| 40-4-37e | Amended | V. 34, p. 120 |
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AGENCY 112: RACING AND GAMING COMMISSION

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AGENCY 115: DEPARTMENT OF WILDLIFE, PARKS AND TOURISM

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| 115-2-1 | Amended | V. 34, p. 1206 |
| 115-2-2 | Amended | V. 35, p. 973 |
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| 115-4-11 | Amended | V. 34, p. 1208 |

| 115-4-13 | Amended | V. 34, p. 1210 |
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AGENCY 117: REAL ESTATE APPRAISAL BOARD

| Reg. No. | Action | Register |
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| 117-1-1 | Amended | V. 35, p. 534 |
| 117-2-2 | Amended | V. 35, p. 535 |
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| 117-7-1 | Amended | V. 34, p. 420 |
| 117-8-3 | New | V. 35, p. 199 |

AGENCY 123: DEPARTMENT OF CORRECTIONS – DIVISION OF JUVENILE SERVICES

| Reg. No. | Action | Register |
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| 123-6-105 | Amended | V. 34, p. 868 |
| 123-6-105a | New | V. 34, p. 868 |
| 123-15-107 | New | V. 24, p. 1183 |

AGENCY 125: KANSAS AGRICULTURAL REMEDIATION BOARD

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| 125-1-7 | Amended | V. 35, p. 490 |

AGENCY 127: KANSAS HOUSING RESOURCES CORPORATION

| Reg. No. | Action | Register |
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| 127-2-2 | Amended | V. 34, p. 347 |
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AGENCY 128: DEPARTMENT OF COMMERCE—KANSAS ATHLETIC COMMISSION

| Reg. No. 128-6-4 | Action Amended (T) | Register V. 35, p. 1115 |
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| AGENCY 129: DEPARTMENT OF HEALTH AND ENVIRONMENT — | | |

DIVISION OF HEALTH CARE FINANCE

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| 129-5-1 | Amended (| Γ) V. 34, p. 100 |
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| 129-5-21 | New | V. 34, p. 943, 944 |
| 129-10-18 | Amended | V. 35, p. 46 |
| 129-10-19 | New | V 35. p 49 |

AGENCY 132: KANSAS 911 COORDINATING COUNCIL

| Reg. No. | Action | Register |
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| 132-1-1 | New | V. 34, p. 103 |

AGENCY 133: OFFICE OF ADMINISTRATIVE HEARINGS

| Reg. No. | Action | Register |
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| 133-1-1 | | _ |
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| 133-1-4 | New | V. 36, p. 8 |

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