

## HOUSE BILL No. 2210

By Committee on Elections

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1 AN ACT concerning counties; relating to expansion of the board of county  
2 commissioners; amending K.S.A. 2014 Supp. 19-203 and repealing the  
3 existing section.  
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2014 Supp. 19-203 is hereby amended to read as  
7 follows: 19-203. (a) Subject to the provisions of K.S.A. 2014 Supp. 19-  
8 204b, and amendments thereto, when a vacancy occurs in the office of a  
9 member of the board of county commissioners, it shall be filled by  
10 appointment of a resident in the district to fill the office for the unexpired  
11 term and until a successor is elected and qualified. When a vacancy occurs  
12 before May 1 of the first even-numbered year following the  
13 commencement of a term of office, it shall be filled by the appointment of  
14 a resident of such district who shall serve until a successor is elected and  
15 qualified at the next general election. Such successor shall assume office  
16 on the second Monday of January next following such election.

17 (b) Except as provided by subsection (c), appointments under this  
18 section shall be made in the manner provided by K.S.A. 25-3902, and  
19 amendments thereto, for filling vacancies in district offices.

20 (c) Subject to the provisions of K.S.A. 2014 Supp. 19-204b, and  
21 amendments thereto, vacancies created by an increase in the number of  
22 county commissioner districts in a county pursuant to K.S.A. 19-204, and  
23 amendments thereto, shall be filled ~~by appointment of the governor. The~~  
24 ~~governor shall make such appointments within 30 days of the date of the~~  
25 ~~adoption of the resolution dividing the county into commissioner districts~~  
26 ~~or within 30 days of the date of the order of the district court dividing the~~  
27 ~~county into commissioner districts as required by K.S.A. 19-204a, and~~  
28 ~~amendments thereto.~~

29 ~~Such appointees~~ *at a special election as provided in subsection (d).*

30 (d) *Following the certification of the election results expanding the*  
31 *board of county commissioners and the adoption of the resolution dividing*  
32 *the county into commissioner districts as required by K.S.A. 19-204a, and*  
33 *amendments thereto, the board of county commissioners shall pass a*  
34 *resolution calling for a special election to fill the vacancies. The election*  
35 *shall be held within 45 days of the passage of such resolution. Candidates*  
36 *for the office shall file for such offices as provided in K.S.A. 25-205, and*

1 *amendments thereto. The candidate receiving the highest number of votes*  
2 *in each commission district* shall serve until successors are elected and  
3 qualified at the next general election. Such successors shall assume office  
4 on the second Monday of January next following their election. If at the  
5 next general election following such ~~appointments~~ *special election*, more  
6 than a simple majority of commissioners are elected, persons elected to the  
7 positions created by an increase in the number of districts shall be elected  
8 for two year terms and until their successors are qualified. Thereafter such  
9 members shall be elected to four year terms and until their successors are  
10 qualified. ~~The provisions of this subsection shall apply to positions created~~  
11 ~~by an increase in the number of districts at the election held in November~~  
12 ~~1990 and all such elections thereafter.~~

13 Sec. 2. K.S.A. 2014 Supp. 19-203 is hereby repealed.

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