

Kansas Administrative Regulations

Department of Labor

Article 9.—All Types of Elections

49-9-5. Contested elections; grounds for voiding election.

In case of a contested election, the contestants shall notify the commissioner within ten (10) calendar days after the close of the election that they do contest the election, setting forth by petition their reasons for contesting the same, which petition shall be duly verified. Immediately upon receipt of that notice the commissioner or his representative shall investigate the charges made by the party contesting the election and shall determine the merits of the charges and make findings therein, which findings shall be binding on all of the parties. At the commissioner's option, in the event he deems necessary, he may conduct a hearing upon the contestant's petition and take evidence and consider the same to aid him in making his decision. Generally, the commissioner will consider only those petitions which the charges therein, if proved true, could upset the results of the election. The commissioner may consider coercion, undue influence, compulsion, and threats among other practices as good and sufficient reason for voiding the results of an election.

(Authorized by K.S.A. 44-802(3) and (5), 44-809(3), (4) and (5), 44-816; effective Jan. 1, 1966.)

***** Authenticated Kansas Administrative Regulation *****