

*As Amended by Senate Committee*

Session of 2008

**SENATE BILL No. 575**

By Senator Huelskamp

2-7

10 AN ACT concerning campaign finance; prohibiting the use of public  
11 funds and certain other public assets to influence the nomination or  
12 election of a candidate; amending K.S.A. 25-4169a and repealing the  
13 existing section.

14

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

16 Section 1. K.S.A. 25-4169a is hereby amended to read as follows: 25-  
17 4169a. (a) (1) No officer or employee of the state of Kansas, ~~or any county,~~  
18 ~~any unified school district having 35,000 or more pupils regularly en-~~  
19 ~~rolled, any city of the first class or the board of public utilities of the city~~  
20 ~~of Kansas City, Kansas municipality,~~ shall use or authorize the use of  
21 public funds or public vehicles, machinery, equipment or supplies of any  
22 such governmental agency or the time of any officer or employee of any  
23 such governmental agency, for which the officer or employee is compen-  
24 sated by such governmental agency, to expressly advocate the nomination,  
25 election or defeat of a clearly identified candidate to state office or local  
26 office. The provisions of this section prohibiting the use of time of any  
27 officer or employee for such purposes shall not apply to an incumbent  
28 officer campaigning for nomination or reelection to a succeeding term to  
29 such office or to members of the personal staff of any elected officer.

30 **(2) Except as otherwise provided in this section, no municipality**  
31 **shall permit or allow any person to distribute, or cause to be dis-**  
32 **tributed, within any building or other structure owned, leased or**  
33 **rented by such municipality any brochure, flier, political fact sheet**  
34 **or other document which expressly advocates the nomination, elec-**  
35 **tion or defeat of a clearly identified candidate for state or local**  
36 **office unless each candidate for such state or local office is permit-**  
37 **ted or allowed to do so in the same manner.**

38 ~~(2)~~ **(3)** *For the purposes of this subsection, the term municipality shall*  
39 *have the meaning ascribed to it in K.S.A. ~~12-105b~~ 12-105a and amend-*  
40 *ments thereto.*

41 (b) Any person violating the provisions of this section shall be guilty  
42 of a class C misdemeanor.

43 Sec. 2. K.S.A. 25-4169a is hereby repealed.

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