

HOUSE BILL No. 2692

By Committee on Appropriations

2-11

9 AN ACT concerning the governmental ethics commission; fixing certain
10 fees; amending K.S.A. 2009 Supp. 25-4119f, 25-4145 and 46-265 and
11 repealing the existing sections.
12

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

14 Section 1. K.S.A. 2009 Supp. 25-4119f is hereby amended to read as
15 follows: 25-4119f. (a) In addition to any other fee required by law, every
16 person becoming a candidate for the following offices shall pay a fee at
17 the time of filing for such office in the amount prescribed by this section:

- | | |
|---|-----------------------|
| 18 (1) Governor and lieutenant governor | 400 \$525; |
| 19 (2) state offices elected by statewide election, other than the governor
20 and lieutenant governor | 400 \$525; |
| 21 (3) state senator, state representative, state board of education, district
22 attorney, board of public utilities of the city of Kansas City and
23 elected county offices | 35 \$50; |
| 24 and | |
| 25 (4) members of boards of education of unified school districts having
26 35,000 or more pupils regularly enrolled in the preceding school
27 year, members of governing bodies of cities of the first class and
28 judges of the district court in judicial districts in which judges are
29 elected | 35 \$50. |

30 (b) The secretary of state shall remit all fees received by that office
31 to the state treasurer in accordance with the provisions of K.S.A. 75-4215,
32 and amendments thereto. County election officers receiving fees in ac-
33 cordance with this section shall remit such fees to the county treasurer
34 of the county who shall quarterly remit the same to the state treasurer.
35 Upon receipt of each such remittance, the state treasurer shall deposit
36 the entire amount in the state treasury to the credit of the governmental
37 ethics commission fee fund.

38 Sec. 2. K.S.A. 2009 Supp. 25-4145 is hereby amended to read as
39 follows: 25-4145. (a) Each party committee and each political committee
40 which anticipates receiving contributions or making expenditures shall
41 appoint a chairperson and a treasurer. The chairperson of each party
42 committee and each political committee which anticipates receiving con-
43 tributions or making expenditures for a candidate for state office shall

1 make a statement of organization and file it with the secretary of state
2 not later than 10 days after establishment of such committee. The chair-
3 person of each political committee which anticipates receiving contribu-
4 tions or making expenditures for any candidate for local office, shall make
5 a statement of organization and file it with the county election officer not
6 later than 10 days after establishment of such committee.

7 (b) Every statement of organization shall include:

8 (1) The name and address of the committee. The name of the com-
9 mittee shall reflect the full name of the organization with which the com-
10 mittee is connected or affiliated or sufficiently describe such affiliation.
11 If the political committee is not connected or affiliated with any one
12 organization, the name shall reflect the trade, profession or primary in-
13 terest of the committee as reflected by the statement of purpose of such
14 organization;

15 (2) the names and addresses of the chairperson and treasurer of the
16 committee;

17 (3) the names and addresses of affiliated or connected organizations;
18 and

19 (4) in the case of a political committee, the full name of the organi-
20 zation with which the committee is connected or affiliated or, name or
21 description sufficiently describing the affiliation or, if the committee is
22 not connected or affiliated with any one organization, the trade, profes-
23 sion or primary interest of the political committee as reflected by the
24 statement of purpose of such organization.

25 (c) Any change in information previously reported in a statement of
26 organization shall be reported on a supplemental statement of organiza-
27 tion and filed not later than 10 days following the change.

28 (d) (1) Each political committee which anticipates receiving contri-
29 butions shall register annually with the commission on or before July 1
30 of each year. Each political committee registration shall be in the form
31 and contain such information as may be required by the commission.

32 (2) Each registration by a political committee anticipating the receipt
33 of \$2,501 or more in any calendar year shall be accompanied by an annual
34 registration fee of ~~\$240~~ \$300.

35 (3) Each registration by a political committee anticipating the receipt
36 of more than \$500 but less than \$2,501 in any calendar year shall be
37 accompanied by an annual registration fee of ~~\$35~~ \$50.

38 (4) Each registration by a political committee anticipating the receipt
39 of \$500 or less in any calendar year shall be accompanied by an annual
40 registration fee of ~~\$20~~ \$25.

41 (5) Any political committee which is currently registered under sub-
42 section (d)(3) or (d)(4) and which receives contributions in excess of
43 \$2,500 for a calendar year, shall file, within three days of the date when

1 contributions exceed such amount, an amended registration form which
2 shall be accompanied by an additional fee for such year equal to the
3 difference between ~~\$240~~ \$300 and the amount of the fee that accompa-
4 nied the current registration.

5 (6) Any political committee which is currently registered under sub-
6 section (d)(4) and which receives contributions in excess of \$500 but
7 which are less than \$2,501, shall file, within three days of the date when
8 contributions exceed \$500, an amended registration form which shall be
9 accompanied by an additional fee of ~~\$20~~ \$25 for such year.

10 (e) All such fees received by or for the commission shall be remitted
11 to the state treasurer in accordance with the provisions of K.S.A. 75-4215,
12 and amendments thereto. Upon receipt of each such remittance, the state
13 treasurer shall deposit the entire amount in the state treasury to the credit
14 of the governmental ethics commission fee fund.

15 Sec. 3. K.S.A. 2009 Supp. 46-265 is hereby amended to read as fol-
16 lows: 46-265. (a) Every lobbyist shall register with the secretary of state
17 by completing and signing a registration form prescribed and provided
18 by the commission. Such registration shall show the name and address of
19 the lobbyist, the name and address of the person compensating the lob-
20 byist for lobbying, the purpose of the employment and the method of
21 determining and computing the compensation of the lobbyist. If the lob-
22 byist is compensated or to be compensated for lobbying by more than
23 one employer or is to be engaged in more than one employment, the
24 relevant facts listed above shall be stated separately for each employer
25 and each employment. Whenever any new lobbying employment or lob-
26 bying position is accepted by a lobbyist already registered as provided in
27 this section, such lobbyist shall report the same on forms prescribed and
28 provided by the commission before engaging in any lobbying activity re-
29 lated to such new employment or position, and such report shall be filed
30 with the secretary of state. When a lobbyist is an employee of a lobbying
31 group or firm which contracts to lobby and not an owner or partner of
32 such entity, the lobbyist shall report each client of the group, firm or
33 entity whose interest the lobbyist represents. Whenever the lobbying of
34 a lobbyist concerns a legislative matter, the secretary of state promptly
35 shall transmit copies of each registration and each report filed under this
36 act to the secretary of the senate and the chief clerk of the house of
37 representatives.

38 (b) On or after October 1, in any year any person may register as a
39 lobbyist under this section for the succeeding calendar year. Such regis-
40 tration shall expire annually on December 31, of the year for which the
41 lobbyist is registered. In any calendar year, before engaging in lobbying,
42 persons to whom this section applies shall register or renew their regis-
43 tration as provided in this section. Except for employees of lobbying

1 groups or firms, every person registering or renewing registration who
2 anticipates spending \$1,000 or less for lobbying in such registration year
3 on behalf of any one employer shall pay to the secretary of state a fee of
4 ~~\$35~~ \$50 for lobbying for each such employer. Except for employees of
5 lobbying groups or firms, every person registering or renewing registra-
6 tion who anticipates spending more than \$1,000 for lobbying in such
7 registration year on behalf of any one employer shall pay to the secretary
8 of state a fee of ~~\$300~~ \$400 for lobbying for such employer. Any lobbyist
9 who at the time of initial registration anticipated spending less than
10 \$1,000, on behalf of any one employer, but at a later date spends in excess
11 of such amount, within three days of the date when expenditures exceed
12 such amount, shall file an amended registration form which shall be ac-
13 companied by an additional fee of ~~\$220~~ \$295 for such year. Every person
14 registering or renewing registration as a lobbyist who is an employee of
15 a lobbying group or firm and not an owner or partner of such entity shall
16 pay an annual fee of ~~\$360~~ \$400. The secretary of state shall remit all
17 moneys received under this section to the state treasurer in accordance
18 with the provisions of K.S.A. 75-4215, and amendments thereto. Upon
19 receipt of each such remittance, the state treasurer shall deposit the entire
20 amount in the state treasury to the credit of the governmental ethics
21 commission fee fund.

22 (c) Any person who has registered as a lobbyist pursuant to this act
23 may file, upon termination of such person's lobbying activities, a state-
24 ment terminating such person's registration as a lobbyist. Such statement
25 shall be on a form prescribed by the commission and shall state the name
26 and address of the lobbyist, the name and address of the person com-
27 pensating the lobbyist for lobbying and the date of the termination of the
28 lobbyist's lobbying activities.

29 (d) No person who has failed or refused to pay any civil penalty im-
30 posed pursuant to K.S.A. 46-280, and amendments thereto, shall be au-
31 thorized or permitted to register as a lobbyist in accordance with this
32 section until such penalty has been paid in full.

33 Sec. 4. K.S.A. 2009 Supp. 25-4119f, 25-4145 and 46-265 are hereby
34 repealed.

35 Sec. 5. This act shall take effect and be in force from and after its
36 publication in the Kansas register.