

Approved

Rh January 25, 1983
Date

MINUTES OF THE House COMMITTEE ON Elections

The meeting was called to order by Richard L. Harper at
Chairperson

9:00 a.m. on January 18, 1983 in room 527-S of the Capitol.

All members were present except:

Committee staff present: Myrta Anderson, Legislative Research
Arden Ensley, Revisor of Statute's Office
Dottie Musselman, Committee Secretary

Conferees appearing before the committee: Representative Marvin Smith, 50th District
James Burrell, Soldier Township
David McNorton, Soldier Township
John Grame, Route # 2, Berryton
Bill Crow, Southwest Shawnee County
Dave Dittemure, 2907 Skylark Dr., Topeka

Chairperson Harper called the meeting to order, and at this time, announced a change in membership on the Committee. Representative Don Crumbaker is replacing Representative Duncan.

Chairperson Harper brought to the attention of the Committee, the correct rules for addressing the chair.

Representative Marvin Smith of the 50th District, was called upon at this time. Mr. Smith stated he had a number of constituents from the 50th District and other Shawnee county residents who had contacted him contending that the Metropolitan Topeka Airport Authority bond election on November 2, 1982 was an illegal election. Mr. Smith announced that some Shawnee county residents were here today to appear before the Committee and give their reasons for opposing HB 2024.

Chairperson Harper called on James M. Burrell, 9245 N. W. Rochester Road, Topeka, Kansas, to speak at this time. Mr. Burrell said that the mistake causing the notice of the bond election to be published late, was not a technical problem, but a gross error. A copy of his informational material is attached. (Attachment 1).

Called upon next to speak was David McNorton, Northeast Shawnee County. Mr. McNorton stated that he did not agree that HB 2024 should be considered because the State Statute, as written, so states that any notice not published 21 days prior to an election is not valid. (Attachment 2).

Chairperson Harper called John Grame, Route # 2, Berryton, Kansas, to testify. Mr. Grame stated that Shawnee county voters should have another chance to vote on bonds for a new terminal in Topeka. Chairperson Harper asked that Mr. Grame furnish the secretary of the committee a copy of the informational material from which he was referring, so that copies could be made available to all Committee members. (Attachment 3).

Bill Crow, Southwest Topeka, was now introduced by Chairperson Harper. After a brief testimony, Mr. Crow handed out a copy of Statute #25-1709, which relates to contributions by corporations and certain stockholders. (Attachment 4).

Dave Dittemure, 2907 Skylark Drive, Shawnee County, stood to testify against HB 2024. A number of Representatives on the Election Committee directed questions to Mr. Dittemure.

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Elections

room 527-S, Statehouse, at 9:00 a.m. on January 18, 1983

At this time, Chairperson Harper thanked Mr. Dittemure for his presentation on HB 2024.

Orville Lundgren made a brief statement in opposition of this bill.

Chairperson Harper than asked for approval of the minutes of the Election Committee meeting of January 12, 1983.

Representative Guldner made the motion that the minutes be approved as written. Representative Joe Knopp seconded. Motion carried.

The meeting was adjourned at 9:48 a.m.

HOUSE COMMITTEE ON ELECTIONS

GUEST LIST

NAME	ADDRESS	REPRESENTING
Bill Crow	1928 S.W. Carlson ^{Top Ks}	Self
Wilma Everist	3919 SE Paulen	..
Alfred Powers	405 Chestnut & Wood Lake	Self Self
Hay Hington	RR1 Silver Lake	Self
Ray Howell	306 Tyler Topeka	self
J E Eden	4717 Emmond Dr	Self
James M Burrell	9245 Rochester	Self
Quill Lundgren	7721 Indian Creek	Self
Marie Burrell	9245 NW Rochester	Self
Mrs. Stash	R#1 Meriden	SW County Election Office
David T. Norton	1732 N.E. 62nd	N.E. Shawnee County
Janet Hawkey	1415 Coffin	Dr. J. J. J. J. J.
Christy York	722 Kansas Ave	Topeka Chamber
Frank R. R.	115 E 7th	Topeka Kansas
Wayne Marchel	110 W 6th	Top Ks
Jean Davis	5406 West Drive	Topeka Ks
Don A. Toole	3113 Stone	Topeka, Ks 66614
James B. B.	2877 Fairway	Topeka Ks
Carl E. Patchett	324 Rice Rd	Topeka, KS 66607
Louise Schneider	TOPEKA	Rep Bill Buxton
Ralph Larson	Topeka	Bd Member MTA
Margie E. Smith	Representative	
John W. D. name	R#2 Berryton	Self & J. J. J.
Roger P. P.		Cap. J. J.
DAVE DITTEMORE	2907 SKYLARK DR	TOPEKA, SHAWNEE CO.

Attachment 1

James M. Burrell
9245 N.W. Rochester Rd.
Topeka, Kansas 66617
Phone: 288-1534

SUBJECT: HOUSE BILL 2024

Mr. Chairman and Members of the Committee:

I am James Burrell and I have lived most of my 63 years in Shawnee County.

Last Tuesday I was here to hear proponents of Bill 2024. Two things came most to my attention.

1. It was just to correct a technical problem.
2. This happened in Wichita 25 years ago and it's a perfectly legal law.

Just to correct a technical problem!

I cannot believe that our legislature should correct mistakes of the administration. Our government has checks and balances and each branch has its own job. The legislature passes the laws, the administration follows the law, and the judicial rules that they have followed correctly or that the law is legal. I do not believe the legislature should bail the administration out. I don't believe they can legally bail them out.

Mr. Rice explained the case he cited to you last week that happened 25 years ago in Wichita. I believe we have a different case here, so I ask you to please check this out. No, two wrongs don't make a right.

One of your questions to a proponent was, "Where was it published?" and it was pointed out that we have only one newspaper in Topeka.

Moreover, I want you to know that besides the legal publication being wrong, I believe the fact of opponents sides of the terminal were very few in the one and only newspaper.

About two weeks before the election, I noticed "Letters to the Editor" were running about 4 to 1 against the Terminal. Then

Attch. 1

one week before the election, letters about the Terminal to the editor stopped. I wrote a letter. It was never published. However, on page 3 was what I call a "news-advertisement" of the paper. A neat article promoting the Terminal. When I saw the second article, I called the city editor and talked to a reporter. I surmised and asked the reporter if these were going to continue. He said they would and they did for five days. I said I didn't think it was fair and he said he remembered what he had heard in school, "Remember that the power of the press belongs to the person who owns one." I apologized for taking his time.

Gentlemen, don't you for one minute think that the people of Topeka have enough information to warrant authorizing the spending of 5 million dollars for a new Terminal.

Forbes Field has a lot of value to our county, but a Terminal is not where the money would be best spent. To speak against the Terminal erroneously labels a person against progress for the county. Most of us against the Terminal are not against progress. We just want our tax dollars spent more wisely.

No, this is not a technical problem, it is a gross error. How can we authorize the administration to spend 5 million dollars when they can't follow a mere publication of an election law properly. The case in Wichita was by the city against the officer who wouldn't issue the bonds because he thought the law might not be legal. In your case here, as I understand it, you have the bonds issued. Suppose that a taxpayer-voter files a case against this action.

The courts rule on the law as per case. I'm no attorney, but I'm suggesting you don't cause a taxpayer-voter, who will only be out a few dollars, to file an expensive case against the big spenders in our administrative part of our government. I actually believe this was an illegal election and whatever you do, it's still an illegal election--maybe contested, maybe not.

If anyone has any questions, I will try to answer them.

Thank you.

James M. Burrell

Attachment

Mr. Chairman and Members of the House Committee:

I am: Mr. David McNorton
1732 N.E. 62nd
Topeka, Kansas

As a resident of rural Shawnee County, Kansas I do not agree that the House Bill #2024 should be considered because the State Statute as written so states that any notice not published 21 days prior to an election is not valid. If this committee allows this to be brought before the legislature to change the fore-mentioned statute there is nothing to say that another statute they feel is not sufficient or to their benefit could also be altered.

In closing: I strongly oppose House Bill #2024 and urge the committee to reject such bill.

Thank You
David T. McNorton

Atch. 2

Mr. Richard Harper Chairman
Election Committee

7/18/83
11:30 AM

With regards to hearing held in your committee this A.M. on HB2024 between 9:05 AM and 9:50 AM.

One of your committee members posed the question of cost of this election. Confirmation from Mary Hope Shawnee County Election Commissioner indicates this election was held in conjunction with General Election November 2, 1982 and the additional cost to the taxpayer was \$19.47 for illegal notification publication.

In the election held July 28, 1981 caused by the petition drive, the results were 17017 yes and 19664 no or a total vote of 36,781.

The cost of holding another election in April, 1983 would be only the cost of publishing notification properly. The election booths will be distributed through out the county for other County wide taxing questions.

John W. Lame

Rep. Richard Harper
Chairman Election Committee
1/18/83 9:00 AM
HB2024

I General Obligation Bond Law KSA 10-120

Two sections to law: Declaratory & Mandatory. Under mandatory 21 days advanced notification must be published. This notification requirement allows the voter appropriate time to consider the issue and properly prepare himself to vote on the issue. With only a 17 day notification the electorate could not have been appropriately prepared or informed as mandated by law.

II Mary Hope Shawnee County Election Commissioner since June 1972, has publically stated the notification error was simply an oversight on her part. In her 10 years as election commissioner she has had to comply with notification publication requirements on General Obligation Bonds many times. Pleading simple oversight, negligence or ignorance is simply not a valid argument.

III Mr. Frank Rice, attorney for the MTA has stated the vote was overwhelmingly in favor of the bond issue. Review of the facts as stated in computer printout supplied by the election commissioner reveal

30,838 yes 55.1% 25,138 no 44.9%

Changing just 2851 yes votes to no votes would have defeated the bond issue. $55976 \div 2851 = 5\%$

Amendments to the Kansas Constitution or U.S. Constitution

- U.S. HOUSE REP. -

DEM. 36,492 REP. 22,770 = 59,262

- GOVERNOR -

3,286

DEM. 34,341 REP. 24,096

MINORITY PARTIES 347-551-483 = 59,818

- ATTORNEY GENERAL -

3,842

REP 43,079 DEM 14,824 = 57,903

1,927

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require a 2/3 majority vote. Most voters would consider a 2/3 majority overwhelming. I'm sure this is what our forefathers meant when they wrote them into our constitution.

IV Two years ago many of us here worked very hard passing the New Air Terminal issue on the ballot. Many of those petitions were in the hands of individuals around the County on the last day. We asked Mrs. Hope for a day of grace to collect and submit those petitions to her office and she stated if you can't comply with the law your petitions will have to be invalidated.

V The ballot stated:

SHALL THE FOLLOWING BE ADOPTED?

A proposition to issue the General Obligation Bonds of Metropolitan Topeka Airport Authority, Shawnee County, Ks, in an amount not to exceed \$5,000,000 for the purpose of providing funds to pay the cost of Constructing, Equipping and furnishing a new commercial air terminal at Forbes Field, Shawnee County, Ks, pursuant to Chapter 162, Laws of Kansas 1982.

58752
The Authority then attempts to issue \$5,362,000 in G.O.B.'s.

VI

A published report January 6, 1983 in the Topeka Capital Journal listed contributors to the Association for Action. This group was formed to encourage voters to approve construction of the Jordan Field air terminal. The Association spent some ~~\$15,000~~ of the \$17,669 collected in a Television Radio and newspaper blitz the last 10 days before election. The report was filed by Mize, Houser, Mehlinger and Kimes, an accounting firm that also represents the Metropolitan Topeka Airport Authority. The report was filed Monday January 3, 1983.

Two very serious violations appear here.

1. The question of conflict of interest.
2. Secretary of State Jack Drier's office has informed me campaign expenditure reports must be filed on or before December 31, 1982. I asked about procedure in Kansas Statutes for a day of grace due to Court House being closed for a Holiday. The Secretary of States office stated the law has no provisions for Holidays etc and that it clearly states on or before December 31, 1982.

VII

One of the Mayor candidates stated last Friday while announcing for office if elected he would favor a resolution to make it mandatory for the contract to go to local contractors, implying the construction contract would probably go to a contractor outside this area. Looking at the list of contributors of the \$17,669 contributed to The Association for Action I wonder how these Construction

leaders feel about the possibility of not even getting any work on this illegally voted Smoke work project?

In conclusion my recommendation would be pigeon-hole this HB2024 and not allow it to get out of Committee.

Shawnee County will have to have a County wide election in April over mill levy increase for SAS, school boards and city government. Let those elected and supposed community leaders abide by existing law as the rest of blue and white collar workers and farmers in this community must.

Re-submit this bond issue to the voters within the guidelines of existing law.

SAS = Shawnee Ambulance Service

Incidentally three townships failed to comply with notification law on mill levy increase for road rock. That ~~issue~~ issue should be re-submitted to the electorate in April.

Briefly... in Topeka

Chairman seeks OK to sign MTAA pact

Sondra Ridgeway, chairwoman of the board of directors of the Metropolitan Topeka Airport Authority, will ask the board for permission to sign contracts with architects for the proposed new terminal at Forbes Field when the board meets at 8 p.m. Monday.

The meeting will be in the conference room of building 303 at Forbes Field.

Ridgeway said she will ask the board to be allowed to sign the contract with architects for plans for the terminal. The actual signing, however, cannot take place until the Kansas Legislature approves legislation designed to correct a flaw in the airport terminal bond election during which voters in Shawnee

County approved a \$5 million terminal for Forbes Field.

By an oversight, the bond measure was not published in accordance with state law. Thus, the Legislature must pass "corrective legislation" before plans for the terminal can proceed.

Ridgeway said getting the board's permission on Monday will prevent the bond from coming back to the Legislature for approval.

The board also is expected to elect officers Monday to serve throughout 1983.

\$15,100 spent to push terminal

The Association for Action, a group formed to encourage voters to approve construction of a new Forbes Field airport terminal at the November election, spent \$15,100 in that effort.

A campaign expenditure statement for the group was filed with Shawnee County election commission officials.

The report was filed by Mize, Houser, Mehlinger and Kimes, an accounting firm that also represents the Metropolitan Topeka Airport Authority.

Association for Action was strongly supported by the Topeka business community in a successful drive to win ballot approval of the new terminal, which had been rejected by voters in 1981.

The group collected \$17,869, spent \$15,100 and has \$2,566 on hand. The campaign statement reported the group would remain intact.

Shawnee County Election Commissioner Mary Hope said no group that opposed the airport terminal raised enough money to require the filing of a campaign statement. Dave Dittmore, who was a leader of Shawnee County Citizens for Action, estimated his opposition group spent less than \$50.

Here is a list of contributors to Association for Action:

- Lopeka Inc. \$1,000; B. Anderson Construction Co. \$1,000; Andy Chandler, \$250; Ed Fallon, \$1,000; Brock Hotel Corp. \$1,000; George Chomandy, \$100; Standard-Hart Printing, \$250; Julia R. Robertson, \$10; Mark Morris Associates, \$50; Mari Stares, \$100; Emory Eyer, \$100; Goodyear Tire and Rubber Co., \$250; Adams Business Forms, \$250; Kansas Secured Title and Abstract Co., \$50; Associated Commercial Brokers, \$25; Phil Morse Homes, \$50; Oak Park Development Co., \$200; KTOP-V100, \$200;
- Yellow Cab Co., \$100; Samstrom and Perrell Construction Co., \$50; American Investors Life Employee Political Action Committee, \$250; Van Der Horst, \$100; Belman's Leading Jewelers, \$50; James Hayes, \$50; Tom Gray, \$100;
- White's Camera Shops, \$100; Security Benefit Life Insurance Co., \$250; Goodell law firm, \$250;

Eicholtz and Graff Architects, \$15; Ek Dahl, Davis, Dappew, Parsons/Architects, \$50; Ed Marling Stores, \$250; Roy Anderson Co., \$25; Capital City State Bank and Trust, \$250;

Joe Riedel and Clara Riedel, \$25; Mule Distributing, \$25; Denn and Adrien Spencer, \$250; Mid-Load Management Co. (Mike McPherson), \$50; McBliz Corp. (Mike McPherson), \$50; McPherson Contractors, \$100; Topeka Board of Realtors, \$1,000; Central Merchandise, \$25; Thomas R. Clevenger, \$250; Topeka Waste Systems/John Leythold, \$150;

Thomas M. Gregg, \$100; Security Systems of Topeka, \$100; Victory Life Insurance, \$250; Cardinal Building Services, \$50; Griffin and Blair Realtors, \$125; Radiology and Nuclear Medicine, \$250; Stauffer Communications, \$500; Boskin-Robbins, \$25; Kiene and Bradley Partnership, \$100; Cook, Platt and Strobel, Engineers, \$150; Fleming Companies, \$250.

The following individuals from Stormont-Vail Regional Medical Center contributed: Howard M. Chase, \$25; Mr. and Mrs. John David Hicks, \$15; Maynard Oliverius, \$10; Clyde Clifton Jr., \$10; Mr. and Mrs. Robert Worthington, \$10; Mr. and Mrs. Stanley Rapphe, \$10; Mr. and Mrs. C. Thomas Moore, \$10.

Columbian Trust Co., \$100; Semmer Seed Co., \$100; The Famous Companies, \$50; Mize, Houser, Mehlinger and Kimes, \$250; Lloyd Noller Ford, \$250; Herman and Mary Ella Simon, \$50; Martin Tractor Co., \$250; The American Companies, \$25; King Travel Service, \$200.

KSKX/KSWT Radio, \$25; Brock Hotel Corp., \$250; McElroy's, \$50; Bryan World Tours, \$250; Junior League of Topeka, \$500; Pepsi-Cola Bottling Co., \$100; Helmz and Van Dyke, \$50; David Craig and Co., \$50; Dunhill of Topeka, \$50; Holmark Cards, \$250; Garrett and Associates, \$250; Blue Cross of Kansas, \$250.

Kansas Power and Light, \$250; Frederick and Jeanne Nichols, \$100; John and Betty Dicus, \$100; S.K. Alexander, \$250; John E. Wendling, \$250; The Menninger Foundation, \$250; James and Vicki McBride, \$25; Steven W. Engelhardt, \$25; Jerome A. Flesher, \$25; Greater Topeka Chamber of Commerce, Women's Division, \$100; Flesher Corp., \$50.

J.C. Penney, \$100; Southwestern Bell, \$250; Main Hurdman, \$100; Paula Aldridge Gerlach, \$10; Manpower Temporary Services, \$25; Main, Hurdman and Cranston, \$250.

Various individuals contributed \$1 each to have their names appear in an advertisement in The Capital-Journal Oct. 31. Total is \$1,069.

Lyman PTO to view closing

The Lyman Elementary School Parent-Teacher Organization will meet at 7 p.m. today at the school, 2032 N. Kansas Ave., to discuss a possible closing of the school. Liz Murray, a member of the organization, said the purpose of the meeting will be to provide a patron's view of the possible school closing.

Precinct	Location	MTAA	YES TERMINAL		MTAA NO TERMINAL		TOTAL
			YES	TERMINAL	MTAA	NO TERMINAL	
01	Roseville	49	179		513	383	
09	Silver Lake	73	233		537	389	
17	Grove	4	24		68	63	
25	Menoken	40	157		306	232	
32	Jax (Soldier)	96	167		414	232	
33	Elmont (Soldier)	34	256		284	330	
34	Muddy (Soldier)	47	183		350	243	
35	Rockette (Soldier)	130	304		492	365	
36	E. Soldier (Soldier)	75	172		292	227	
37	W. Soldier (Soldier)	94	341		459	322	
38	Sinus (Soldier)	84	215		429	313	
39	Pottomac (Soldier)	68	272		442	302	
41	N. Jerusalem (Jerusalem)	88	205		385	279	
42	S. Jerusalem (Jerusalem)	93	228		484	249	
43	Panna (Jerusalem)	62	179		335	232	
44	Karo (Jerusalem)	69	84		201	88	
45	46 Bida (Jerusalem)	134	252	184	587	230	194
49	47 Atta (Jopoka)	115	331	141	445	343	102
50		56	93		153	106	
57		51	150		374	327	
58		7	59		135	118	
64		181	210		219	138	
65		23	110		250	186	
73		57	269		466	348	
81		23	93		200	147	
82		16	68		125	91	
89		81	167		295	149	
90		109	360		436	256	
91		60	190		238	96	
92		197	224		395	74	
				313		107	
				219		131	
		2,216	5,640		10,309	7,086	12,725
			2,820		11,444	25,100	55,027

ELECTION RESULTS BY CANDIDATE

AIRPORT POSITION

YES

CITY PRECINCT-
WBROS

PPW	TOTAL	PPW	TOTAL	PPW	TOTAL	PPW	TOTAL	
1 1	69	11 4	54	11 8	168	1411	223	
2 1	51	1 5	126	12 8	190	1511	NO VOTERS	
3 1	198	2 5	137	1 9	224	1611	" "	
4 1	60	3 5	188	2 9	250	1711	" "	
5 1	193	4 5	179	3 9	288	TOWNSHIPS	179	179
6 1	157	5 5	166	4 9	451	999	233	
7 1	133	6 5	144	5 9	289	1799	24	
1 2	107	7 5	233	6 9	212	2599	157	
2 2	92	8 5	129	7 9	92	3299	167	
3 2	90	9 5	163	8 9	171	3399	206	
4 2	103	10 5	101	9 9	217	3499	183	
5 2	87	11 5	170	10 9	166	3599	304	
6 2	69	12 5	157	11 9	424	3699	172	
7 2	87	13 5	257	12 9	216	3799	341	
8 2	54	14 5	137	13 9	319	3899	215	
9 2	133	15 5	9	14 9	319	3999	272	
10 2	156	1 6	99	110	285	4199	205	
11 2	119	2 6	223	210	213	4299	226	
12 2	59	3 6	110	310	161	4399	179	
13 2	89	4 6	341	410	265	4499	84	
1 3	80	5 6	165	510	174	4599	252	
2 3	75	6 6	167	610	336	4699	184	
3 3	139	7 6	145	710	177	4799	141	
4 3	247	8 6	162	810	241	4899	331	
5 3	74	9 6	118	910	144	5099	93	
6 3	179	10 6	214	1010	156	5199	150	
7 3	138	1 7	209	1110	174	5299	59	
8 3	110	2 7	132	1210	214	5499	210	
9 3	92	3 7	154	1310	16	6099	110	
10 3	192	4 7	189	1410	NO VOTERS	7199	267	
11 3	173	5 7	149	1510	164	8199	93	
12 3	156	6 7	140	1610	10	8299	68	
13 3	152	7 7	196	111	223	8399	167	
14 3	70	8 7	174	211	179	9099	360	
15 3	168	9 7	310	311	290	9199	190	
2 4	159	10 7	269	411	250	9299	224	
3 4	98	1 8	99	511	274	9399	313	
4 4	102	2 8	109	611	423	9499	219	
5 4	108	3 8	157	711	155	ABSENTEE	9499	1001
6 4	179	4 8	232	811	160	EMERGENCY	9899	2
7 4	157	5 8	226	911	141	9999		
8 4	209	6 8	172	1011	252			
9 4	107	7 8	243	1111	203			
10 4	114	8 8	157	1211	485			
		9 8	204	1311	10			
		10 8	591					

SEE ATTACHED LIST
FOR TOWNSHIP PRECINCT NUMBERS.
EXAMPLE: 1 99 ROSSVILLE
9 99 RIVER LAKE
17 99 GROVE

*****TOTAL VOTES CAST*****

30036

TOWNSHIPS 5640
ABSENTEE 1001
EMERGENCY 2
CITY OF
TOPEKA 24,197
TOTAL 30,838

AIRPORT QUESTION

PPWw	TOTAL	PPWw	TOTAL	PPWw	TOTAL	PPWw	TOTAL
1 1	92	11 4	56	11 8	140	14 11	103
2 1	90	1 5	113	12 8	135	15 11	
3 1	216	2 5	133	1 9	151	16 11	
4 1	91	3 5	177	2 9	160	17 11	
5 1	184	4 5	113	3 7	158	TOWNSHIPS 179	383
6 1	192	5 5	135	4 9	211	9 9	339
7 1	153	6 5	106	5 9	124	17 9	63
1 2	279	7 5	151	6 7	158	25 9	232
2 2	241	8 5	139	7 9	48	32 9	232
3 2	133	9 5	152	8 9	71	33 9	330
4 2	265	10 5	91	9 9	164	34 9	243
5 2	162	11 5	141	10 9	71	35 9	365
6 2	107	12 5	128	11 9	140	36 9	227
7 2		13 5	206	12 9	109	37 9	322
8 2	76	14 5	110	13 9		38 9	313
9 2	197	15 5	12	14 9	213	39 9	302
10 2	155	1 6	90	110	105	41 9	279
11 2	111	2 6	122	210	95	42 9	249
12 2	65	3 6	75	310	117	43 9	232
13 2	47	4 6	159	410	200	44 9	83
1 3	50	5 6	126	510	117	45 9	230
2 3	105	6 6	157	610	170	46 9	194
3 3	179	7 6	138	710	113	47 9	102
4 3	245	8 6	162	810	214	48 9	343
5 3	22	9 6	90	910	162	50 9	106
6 3	113	10 6	149	1010	135	57 9	327
7 3	92	1 7	102	1110	118	58 9	118
8 3	77	2 7	141	1210	131	64 9	136
9 3	57	3 7	138	1310	21	65 9	186
10 3	100	4 7	120	1410		73 9	348
11 3	112	5 7	172	1510	127	81 9	147
12 3	99	6 7	173	1610	14	82 9	91
13 3	98	7 7	151	111	130	83 9	149
14 3	99	8 7	142	211	133	89 9	256
15 3	58	9 7	193	311	146	91 9	96
2 4	112	10 7	226	411	127	92 9	74
3 4	85	1 8	53	511	71	93 9	101
4 4	76	2 8	106	611	188	94 9	13
5 4	52	3 8	99	711	121	ABSENTEE 97 9	86
6 4	118	4 8	156	811	120	EMERGENCY 76 9	
7 4	160	5 8	126	911	80	99 9	
8 4	196	6 8	100	1011	174		
9 4	58	7 8	100	1111	115		
10 4	67	8 8	106	1211	251		
		9 8	121	1311	4		
		10 8	95				

*****TOTAL VOTES CAST*****

25138

TOWNSHIPS - 7088
 ABSENTEE 860
 EMERG. 3
 CITY OF
 TOPEKA 17189

TOTAL 25,138

PCT	TOWNSHIP	ADDRESS
Rossville	01 Rossville	Community Center, Rossville...321B
Silver Lake	09 Silver Lake	City Hall, Silver Lake...372A/372B
Menoken	25 Menoken	Prairie Home Cemetery 3430 Menoken Rd...345A/372C
Grove	17 Grove	Grove Township Hall 70th & Tibbs Rd....321B/372B
Fox	32 Soldier	Pleasant Hill School 5830 NW Topeka...345C/340B/340C
Elmont	33 Soldier	Elmont Grade School 6432 NW Elmont...345A/345B
Muddy	34 Soldier	Indian Creek Grade School 4303 NE Indian Creek Rd...345C/340C
Rochester	35 Soldier	Seaman High School 4850 NW Rochester...345B
East Soldier	36 Soldier	2nd Presbyterian Church 210 NW Menninger Road...345B/345C
West Soldier	37 Soldier	West Indianola Grade School 4201 NW Brickyard Rd...345A
Sioux	38 Soldier	North Fairview Grade School 1941 NE 39th...345C
Pottawatomie	39 Soldier	Northern Hills Jr. High School 5620 NW Topeka...345A/345B
North Tecumseh	41 Tecumseh	Tecumseh United Methodist Church 334 SE Tecumseh Road...450A
South Tecumseh	42 Tecumseh	Tecumseh South Elementary School SE 37th & Tecumseh Road...450B
Pawnee	43 Tecumseh	Shawnee Heights Junior High School SE 45th & Shnw Hts. Rd...450A/450B/
Kaw	44 Tecumseh	Tecumseh North Elementary School 314 SE Stanton...450A
Peck	45 Tecumseh	Shawnee Heights Elementary Sch. 2410 SE Burton...450B
East Peck	46 Tecumseh	Shawnee Heights Christian Church 2950 SE Tecumseh...450B
Kiowa	47 Tecumseh	Lakeview Ch. of The Nazarene 2835 SE Croco
Potter	49 Topeka	Lake Shawnee Park Office 3139 SE 29th(E. end of dam)...450B/
Shunganunga	50 Topeka	Pauline East Elementary School 201 SE 59th...437C/450C
North Monmouth	57 Monmouth	Berryton Elementary School 2921 SE 69th Berryton...450C

South Monmouth	58	Monmouth	Richland American Legion Bldg. 89th & Shadden Road...450C
Cullen	64	Williamsport	Shawnee South Community Center 6715 SW Westview Rd...437B/450C
Wakarusa	65	Williamsport	Wakarusa Presbyterian Church Wakarusa...437B/450C
Auburn	73	Auburn	Masonic Lodge 121 W. 8th...437B/330C
Dover	81	Dover	Dover Grade School...437A/330A/330C
Willard	82	Dover	Willard City Hall...437A/321B
North Mission	89	Mission	Wanamaker Elementary School 6630 SW 10th...437A
South Mission	90	Mission	Washburn Rural High School SW 61st & Wanamaker Rd...437A/437C/
Central Mission	91	Mission	Mission Fire Station 3101 Urish Road...437A
Sherwood	92	Mission	Lake Club House 6910 SW Fountaindale Rd...437A
South Sherwood	93	Mission	Seventh Day Adventist State Office 3440 S Urish Road...437A
West Mission	94	Mission	Aldersgate, 7220 Asbury Drive...437

Revised 9-10-82
Voting PlacesII

SUB. HOUSE BILL No. 9999

By Representative John E. Doe

0017 AN ACT concerning the association for action;
0018 an association formed to support the issue re-
0019 lating to the construction of a new terminal
0020 at Forbes Field and future issues of local
0021 interest.
0022 Be it enacted by the Legislature of the State
0023 of Kansas:
0024 SECTION 1. Any activities of this association
0025 performed in accordance with K.S.A. 25-1709
0026 prior to and hereafter the effective date of
0027 this act shall be legal and constitutional.
0028 SECTION 2. This act shall take effect and be
0029 in force from and after its publication in the
0030 Kansas register.

25-1606

ELECTIONS

Source or prior law:

L. 1861, ch. 32, § 7; G.S. 1868, ch. 110, § 11; G.S. 1868, ch. 81, § 194.

25-1606. Vacancies. All vacancies in the offices of trustee, clerk or treasurer of any township shall be filled by appointment by the board of county commissioners.

History: G.S. 1868, ch. 110, § 12; R.S. 1923, 25-1606; L. 1968, ch. 406, § 139; April 30.

Article 17.—CORRUPT PRACTICES

Cross References to Related Sections:

Election crimes, see ch. 25, art. 24.

25-1701.

History: L. 1893, ch. 77, § 1; R.S. 1923, 25-1701; Repealed, L. 1974, ch. 157, § 27; July 1.

CASE ANNOTATIONS

1. Bribed votes for defendant not counted for him in quo warranto. *Hunt v. Gibson*, 99 K. 371, 378, 161 P. 666.

2. Dismissal of prosecution considered. *Foley v. Ham*, 102 K. 66, 169 P. 183.

3. Unwarranted prosecution may be enjoined. *Foley v. Ham*, 102 K. 66, 169 P. 183.

4. Application of act to city franchise election. State, *ex rel.*, *Morgan v. City of Newton*, 138 K. 78, 23 P.2d 463.

25-1702.

History: L. 1893, ch. 77, § 2; R.S. 1923, 25-1702; Repealed, L. 1974, ch. 157, § 27; July 1.

CASE ANNOTATIONS

1. Application of act to city franchise election. State, *ex rel.*, *Morgan v. City of Newton*, 138 K. 78, 23 P.2d 463.

25-1703, 25-1704.

History: L. 1893, ch. 77, §§ 3, 4; R.S. 1923, 25-1703, 25-1704; Repealed, L. 1974, ch. 157, § 27; July 1.

25-1705.

History: L. 1893, ch. 77, § 5; R.S. 1923, 25-1705; Repealed, L. 1974, ch. 157, § 27; July 1.

CASE ANNOTATIONS

1. Application of act to city franchise election. State, *ex rel.*, *Morgan v. City of Newton*, 138 K. 78, 23 P.2d 463.

25-1706.

History: L. 1893, ch. 77, § 6; R.S. 1923, 25-1706; Repealed, L. 1974, ch. 157, § 27; July 1.

25-1707.

History: L. 1911, ch. 137, § 1; R.S. 1923, 25-1707; Repealed, L. 1973, ch. 173, § 2; Feb. 23.

25-1708.

History: L. 1911, ch. 137, § 2; R.S. 1923, 25-1708; Repealed, L. 1974, ch. 157, § 27; July 1.

25-1709. Contributions by corporations and certain stockholders. No corporation carrying on the business of a bank, trust, surety, indemnity, safe deposit, insurance, railroad, street railway, telegraph, telephone, gas, electric light, heat, power, or water company, or any company having the right to take or condemn land or to exercise franchises in public ways granted by the state or by any county or city, and no trustee or trustees owning or holding the majority of the stock of such corporation, shall pay or contribute in order to aid, promote, or prevent the nomination or election of any person to public office, or in order to aid, promote or antagonize the interests of any political party, or to influence or affect the vote on any question submitted to the voters. No person shall solicit or receive such payment or contribution from such corporation or such holders of stock.

History: L. 1911, ch. 137, § 3; March 31; R.S. 1923, 25-1709.

Research and Practice Aids:

Corporations—529.

Hatcher's Digest, Elections § 32.

C.J.S. Corporations § 1364.

Law Review and Bar Journal References:

"Constitutional Law: Corporate Free Speech," 18 W.L.J. 373, 382 (1979).

CASE ANNOTATIONS

1. Application of act to city franchise election. State, *ex rel.*, *Morgan v. City of Newton*, 138 K. 78, 23 P.2d 463.

25-1710. Penalties for violating 25-1707 to 25-1710. Any corporation which violates any of the provisions of this act shall, upon conviction, be punished by a fine of not more than ten thousand dollars, and any officer, director, or agent of a corporation violating any of the provisions of this act, or who authorizes such violation, or any person who violates, or in any way knowingly aids or abets the violation of any of the provisions of this act, shall, upon conviction, be

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R.S. 19.

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25-1711
July 1.

1. Appl
ex rel., M-
463.

25-17

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1923, 25
ch. 157.

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1974, ch
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129, § 2
1974, ch

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Histo
1897, ch
25-1718
July 1.

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129, § 1

\$15,100 spent to push terminal

The Association for Action, a group formed to encourage voters to approve construction of a new Forbes Field airport terminal at the November election, spent \$15,100 in that effort.

A campaign expenditure statement listing that amount was filed on the deadline Monday with the Shawnee County election commissioner's office.

The report was filed by Mize, Houser, Mehlinger and Kimes, an accounting-firm that also represents the Metropolitan Topeka Airport Authority.

Association for Action was strongly supported by the Topeka business community in a successful drive to win ballot approval of the new terminal, which had been rejected by voters in 1981.

The group collected \$17,669, spent \$15,100 and has \$2,568 on hand. The campaign statement reported the group would remain intact.

Shawnee County Election Commissioner Mary Hope said no group that opposed the airport terminal raised enough money to require the filing of a campaign statement. Dave Dittmore, who was a leader of Shawnee County Citizens for Action, estimated his opposition group spent less than \$50.

Here is a list of contributors to Association for Action:

Lopeka Inc., \$1,000; B.B. Andersen Construction Co., \$250; Douglas Construction Co., \$100; Andy Chandler, \$250; Ed Fallon, \$1,000; Brock Hotel Corp., \$1,000; George Champney, \$100; Standard-Hart Printing, \$250; Julia F. Robertson, \$10.

Mark Morris Associates, \$50; Hart Stores, \$100; Emery Fager, \$100; Goodyear Tire and Rubber Co., \$250; Adams Business Forms, \$250; Kansas Secured Title and Abstract Co., \$50; Associated Commercial Brokers, \$25; Phil Morse Homes, \$50; Oak Park Development Co., \$200; KTOP-V100, \$200.

Yellow Cab Co., \$100; Dahstrom and Ferrell Construction Co., \$50; American Investors Life Employees Political Action Committee, \$250; Van Doren, Hazard, Stallings, \$150; Briman's Leading Jewelers, \$50; James Reeves, \$50; Joe Conroy Contractor, \$100.

Wolfe's Camera Shops, \$100; Security Benefit Life Insurance Co., \$250; Goodell law firm, \$250.

Eicholtz and Groh Architects, \$15; Ekdahl, Davis, Depew, Persson/Architects, \$50; Ed Marling Stores, \$250; Ray Anderson Co., \$25; Capital City State Bank and Trust, \$250.

Joe Riedel and Clara Riedel, \$25; Mule Distributing, \$25; Donn and Adrien Spencer, \$250; Mid-Land Management Co. (Mike McPherson), \$50. McBiz Corp. (Mike McPherson), \$50; McPherson Contractors, \$100; Topeka Board of Realtors, \$1,000; Central Merchandise, \$25; Thomas R. Clevenger, \$250; Topeka Waste Systems/John Leuthold, \$150.

Thomas M. Greag, \$100; Security Systems of Topeka, \$100; Victory Life Insurance, \$250; Cardinal Building Services, \$50; Griffith and Blair Realtors, \$125; Radiology and Nuclear Medicine, \$250; Stauffer Communications, \$500; Baskin-Robbins, \$25; Kiene and Bradley Partnership, \$100; Cook, Platt and Strobel, Engineers, \$150; Fleming Companies, \$250.

The following individuals from Stormont-Vail Regional Medical Center contributed: Howard M. Chase, \$25; Mr. and Mrs. John David Hicks, \$15; Maynard Oliverius, \$10; Clyde Clifton Jr., \$10; Mr. and Mrs. Robert Worthington, \$10; Mr. and Mrs. Stanley Regehr, \$10; Mr. and Mrs. C. Thomas Moore, \$10.

Columbian Trust Co., \$100; Sommer Seed Co., \$100; The Famous Companies, \$50; Mize, Houser, Mehlinger and Kimes, \$250; Laird Noller Ford, \$250; Herman and Mary Ella Simon, \$50; Martin Tractor Co., \$250; The American Companies, \$25; King Travel Service, \$200.

KSKX/KSWT Radio, \$25; Brock Hotel Corp., \$250; McElroy's, \$50; Bryan World Tours, \$250; Junior League of Topeka, \$500; Pepsi-Cola Bottling Co., \$100; Heinz and Van Dyke, \$50; David Craig and Co., \$50; Dunhill of Topeka, \$50; Hallmark Cards, \$250; Garrett and Associates, \$250; Blue Cross of Kansas, \$250.

Kansas Power and Light, \$250; Frederick and Jeanne Nichols, \$100; John and Betty Dicus, \$100; S.K. Alexander, \$250; John E. Wendling, \$250; The Menninger Foundation, \$250; James and Vicki McBride, \$25; Steven W. Engelhardt, \$25; Jerome A. Flesher, \$25; Greater Topeka Chamber of Commerce, Women's Division, \$100; Flesher Corp., \$50.

J.C. Penney, \$100; Southwestern Bell, \$250; Main Hurdman, \$100; Paula Aldridge Gerlach, \$10; Manpower Temporary Services, \$25; Main Hurdman and Cranstoun, \$250.

Various individuals contributed \$1 each to have their names appear in an advertisement in the Capital-Journal Oct. 31. Total is \$1,069.

Association for Action
Political Action Committee
Statement of Receipts and Disbursements
For the Period October 5, 1982 to December 20, 1982

Total receipts (see attached listing)		\$17,669.00
Less expenses:		
Creative Signs	\$ 67.28	
Copy Center of Topeka	27.07	
Southwestern Bell	105.48	
Econ-o-Print	262.89	
J. C. Darling	5.95	
Easy Print Printing	217.97	
Honeywell	117.42	
Greater Topeka Chamber of Commerce (postage)	123.08	
First Impressions	76.48	
KMAJ-FM	553.00	
WREN-AM	320.00	
Pennypower	626.40	
WIBW-TV	3,660.00	
WIBW-FM	345.80	
WIBW-AM	618.20	
KSKX-AM	400.00	
Topeka Capital-Journal	2,911.65	
KSNT-TV	3,013.90	
Brenda Flanagan (clerical salary)	200.00	
Elaine Raplee (clerical salary)	200.00	
Professional Advertising Club (donation)	500.00	
KTPK-FM	748.00	
Total expenses		<u>15,100.57</u>
Excess receipts over disbursements		<u>\$ 2,568.43</u>

