

MINUTES OF THE Senate COMMITTEE ON Elections

The meeting was called to order by Senator Ronald R. Hein at  
Chairperson

1:30 xxx a.m./p.m. on January 24, 1984 in room 522-S of the Capitol.

All members were present except:

Committee staff present:

- Arden Ensley, Revisor of Statutes' Office
- Myrta Anderson, Legislative Research Department
- Sharon Green, Committee Secretary

Conferees appearing before the committee:

- Janet Williams, Kansas Public Disclosure Commission
- Chris McKenzie, League of Kansas Municipalities

The Chairman called the meeting to order.

Motion was made by Senator Johnston to introduce five of the Kansas Public Disclosure Commission's recommendations. Senator Gannon seconded the motion. The motion was adopted.

Myrta Anderson reviewed SB 492.

Janet Williams testified in favor of SB 492. She suggested that Sec. 2 be removed from SB 492 and put into a separate bill, in order to speed up the effective date of the provision relating to filing dates, but to delay implementation of substantive statements of substantial interest law.

The Chairman indicated that two different effective dates could be in the same bill, if no other controversy was in the bill itself.

Janet Williams also testified that the Commission has a problem with the intent of Sec. 7, (b). Arden Ensley testified that a change in the language would amend the problem.

Questions were asked and a general discussion was held.

Myrta Anderson reviewed SB 493.

Janet Williams testified in favor of SB 493, and recommended that amendments be made in Sec. 1 (3) line 68, to change "substantial" to "special"; Sec. 1 (b), include "governmental"; Sec. 1 (d), include "volunteer"; Sec. 2 (3), change April 30 to April 15; and Sec. 2 (4), change April 30 to April 15.

Questions were asked and a general discussion was held.

Chris McKenzie testified on SB 493, stating that the League of Kansas Municipalities would adopt a formal position on this bill by Friday, January 27. (Attachment 1)

Mr. McKenzie also made other recommendations to define "acting upon", and spoke of the broad language used in this bill.

Questions were asked and a general discussion was held.

Motion was made by Senator Norvell and seconded by Senator Reilly to adopt the committee minutes of January 17. The motion was adopted.

The Chairman adjourned the meeting.

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.



**League  
of Kansas  
Municipalities**

ATTACHMENT 1

PUBLISHERS OF KANSAS GOVERNMENT JOURNAL/112 WEST SEVENTH ST., TOPEKA, KANSAS 66603/AREA 913-354-9565

TO: Senate Election Committee  
FROM: Chris McKenzie, Attorney/Director of Research  
DATE: January 24, 1984  
SUBJECT: SB 493 -- Amendments to Conflict of Interest Laws

While neither the Governing Body nor any of the committees of the League of Kansas Municipalities have yet had the opportunity to take a formal position on SB 493, we respectfully offer the following comments:

- (1) Sec. 2: Subsection (a)(3) requires an individual appointed on or before April 30 of any year to fill a vacancy in an elective office of a governmental subdivision to file a statement of substantial interest between April 15 and April 30 of that year. It would appear that requiring an individual who is appointed to an elective office in the final days of April to meet this deadline might impose an unreasonable burden. We would suggest that the April 15 and April 30 language be amended to include language similar to that contained in subsection (4), i.e., "within 15 days after the appointment."
- (2) Sec. 5: Subsection (a) of this section continues to require that statements of specific financial interest that would be affected by the actions of a local governmental officer or employee be filed with the county election officer. We would point out that Section 2(c) of the bill continues to require that statements of "substantial interest" of elected officers be filed in the office where declarations of candidacy for local governmental office are filed. According to K.S.A. 25-2110 and 25-2110a, this office is the office of the city clerk. Absent some compelling policy justification, it would appear consistent to allow the filing of such reports with the office of the clerk of the governmental subdivision. This should, in most cases, ease the burden on the county election officer and improve access to the reports.

Thank you for the opportunity to offer these suggestions. At such time as the League has adopted a formal position on this bill, we will so advise the Committee.

*Attch. 1*