

Approved January 28, 1988
Date

MINUTES OF THE Senate COMMITTEE ON Elections

The meeting was called to order by Senator Gordon at
Chairperson

1:30 ~~xxx~~/p.m. on January 27, 1988 in room 522-S of the Capitol.

All members were present except: Senator Johnston who was excused.

Committee staff present:

Myrta Anderson, Legislative Research Department
Theresa Kiernan, Revisor of Statutes
Phil Lowe, Committee Secretary

Conferees appearing before the committee:

Ron Thornburg, Secretary of State's office
Jana Atchison, Kansas Public Disclosure Commission
Norene Staab, Shawnee County Election Office

The minutes of January 20 were approved.

The Chairman called on Jana Atchison of the Kansas Public Disclosure Commission to briefly explain the draft of two bills which the commission desires to have introduced. The bills relate to name tags for registered lobbyists and the registration of lobbyists. Ms. Atchison gave a brief background of events and the purpose of introducing the bills. She stated that no opinion has been issued on whether one lobbyist can register for all his employees under one name when actually they represent a number of firms. It was pointed out that the commission has studied this problem for several years and ruled that the law is ambiguous and thought the problem should be addressed by the legislature. The commission would like for the statute K.S.A. 46-265 be amended to read that "when a lobbyist is employed by a lobbying group or firm or is an employee or partner of an entity which contracts to lobby, the lobbyist shall register on behalf of each client of the group, firm or entity whose interest the lobbyist will represent." (Attachment No. 1).

Senator Hoferer moved and Senator Martin seconded the motion that the two proposals as presented by the Kansas Public Disclosure Commission be drafted into bill form and introduced as committee bills. Motion carried.

SB 499 - relates to the preservation of ballots and election records. Myrta Anderson said the bill was introduced at the request of the Secretary of State's office. Ron Thornburg speaking for the Secretary of State's office said the bill was introduced to make the Kansas law comply with the national law of preserving state and national ballots for 22 months since both are printed on the same ballot. City and county ballots are to be preserved for six months.

Senator Reilly moved to recommend SB 499 favorably for passage. Senator Norvell seconded the motion and the motion carried.

SB 500 - relates to voter registration. Senator Hoferer said she asked for the bill to be introduced at the request of the Shawnee County Election Commissioner. Ron Thornburg noted that subsections (a) and (b) were inserted into the bill at their request since those subsections also relate to voter registration.

CONTINUATION SHEET

MINUTES OF THE Senate COMMITTEE ON Elections,
room 522-S, Statehouse, at 1:30 ~~xx~~ p.m. on January 27, 19 88

Norene Staab speaking for the Shawnee County Election office said that subsection (c) says that whenever a voter's name has been removed from the registration books and party affiliation lists, the county election officer may send, by first class mail, a notification of removal along with voter registration information or material to such person. If such person has moved to another county, the county election officer may notify the county election officer of the county where such person currently resides that such person is a new resident of the county. The committee discussed whether the words "may send" and "may notify" were misleading. No action by the committee was taken at this time.

The Chairman announced that hearings on the bill pertaining to lobbying registration would be held at the meeting next Wednesday.

The meeting was adjourned.

SENATE BILL NO. _____

AN ACT concerning governmental ethics; relating to name tags for registered lobbyists; amending K.S.A. 46-270 and repealing the existing section.

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

Section 1. K.S.A. 46-270 is hereby amended to read as follows: 46-270. The secretary of state shall obtain suitable name tags in two colors, of a size not smaller than two inches by three inches, to be fastened on the outside of the wearer's garment with lettering adequate in size and clarity to be readable at a distance of three feet by individuals of normal vision, bearing the name of the lobbyist, the names of the persons compensating or appointing the lobbyist and the year. When a lobbyist is employed by a lobbying group or firm, the lobbyist shall wear the badge of the client of the group or firm whose interest the lobbyist is representing. The secretary of state shall present to each individual registering under K.S.A. ~~1974--Supp.~~ 46-264 and ~~K.S.A.~~ 46-265, and amendments thereto, one such tag or tags, and such tag or tags shall be worn by the lobbyist when lobbying in the state capitol building.

Sec. 2. K.S.A. 46-270 is hereby repealed.

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

Attachment 1
Senate Elections 1/27/88

SENATE BILL NO. _____

AN ACT concerning state governmental ethics; relating to registration of lobbyists; amending K.S.A. 46-265 and repealing the existing section.

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

Section 1. K.S.A. 46-265 is hereby amended to read as follows: 46-265. Every lobbyist shall register with the secretary of state by completing a registration form prescribed and provided by the commission and by signing and verifying the same. Such registration shall show the name and address of the lobbyist, the name and address of the person compensating the lobbyist for lobbying, the purpose of the employment and the method of determining and computing the compensation of the lobbyist. If the lobbyist is compensated or to be compensated for lobbying by more than one employer or is to be engaged in more than one employment, the relevant facts listed above shall be separately stated for each employer and each employment. When a lobbyist is employed by a lobbying group or firm, the lobbyist shall list the names of each client of the group or firm whose interest the lobbyist represents. Whenever any new lobbying employment or lobbying position is accepted by a lobbyist already registered hereunder, such lobbyist shall report the same on forms prescribed and provided by the commission before engaging in any lobbying activity related to such new employment or position, and such report shall be filed, when made, with the secretary of state. Whenever the lobbying of a lobbyist concerns a legislative matter, the secretary of state shall promptly transmit copies of each registration and each report filed under this act to the secretary of the senate and the chief clerk of the house of representatives.

Any person may register as a lobbyist under this section. Such registration shall expire annually on December 31. In any calendar year, before engaging in lobbying, persons to whom this section applies shall register or renew their registration hereunder. Every person registering or renewing registration shall pay to the secretary of state a fee of \$15 for each lobbying employment or lobbying position held by such person. The secretary of state shall remit all moneys received under this section to the state treasurer, and the state treasurer shall deposit the same in the state treasury to the credit of the state general fund.

Any person who has registered as a lobbyist pursuant to this act may file, upon termination of such person's lobbying activities, a statement terminating such person's registration as a lobbyist. Such statement shall be on a form prescribed by the commission and shall state the name and address of the lobbyist, the name and address of the person compensating the lobbyist for lobbying and the date of the termination of the lobbyist's lobbying activities.

Sec. 2. K.S.A. 46-265 is hereby repealed.

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

46-265

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46-270

The secretary of state shall obtain suitable name tags in two colors, of a size not smaller than two inches by three inches, to be fastened on the outside of the wearer's garment with lettering adequate in size and clarity to be readable at a distance of three feet by individuals or normal vision, bearing the name of the lobbyist, the names of the persons compensating or appointing the lobbyist and the year. When a lobbyist is employed by a lobbying group or firm or is an employee or partner of an entity which contracts to lobby, the lobbyist shall wear the badge of the client of the group, firm or entity whose interest the lobbyist is representing. The secretary of state shall present to each individual registering under K.S.A. 1974 Supp. 46-264 and K.S.A. 46-265 one such tag, or tags, and such tag or tags shall be worn by the lobbyist when lobbying in the state capitol building.

46-276

Violation of any provision of K.S.A. 46-232, 46-233, 46-235 to 46-238, 46-240, 46-242, 46-265, 46-267, 46-270, and 46-271 to 46-273, inclusive, and amendments thereto, and K.S.A. 1983 Supp. 46-286, and amendments thereto, is a class B misdemeanor.