

Approved 3-13-90
Date

MINUTES OF THE House COMMITTEE ON Elections

The meeting was called to order by Representative Kenneth R. King at
Chairperson

9:10 a.m./p.m. on Friday, March 2, 1990 in room 521-s of the Capitol

All members were present except: Representative Empson, excused
Representative Foster, excused
Representative Johnson, excused
Representative Lucas, excused

Committee staff present:

Pat Mah, Research
Arden Ensley, Revisor
Ellie Luthye, Secretary

Conferees appearing before the committee:

The House Election Committee was called to order by Chairman Kenneth R. King at 9:10 a.m. on March 2nd, 1990.

The Chair called on Representative Sebelius to explain the amendment she had requested at the election meeting the previous day. This amendment refers to the length of time applicable to a candidate's primary period. (Attachment I)

Following discussion Representative Sebelius made a motion to amend this clarification into HB 3065, seconded by Representative Blumenthal and the motion carried.

Arden Ensley, Revisor, next came before the committee to explain the technical change that had been requested by the committee, referring to Page 16, Section 17 of HB 3065. This would change "or" to "and" when speaking of legislators receiving compensation in certain instances. Representative Baker made the motion that this new language be adopted, seconded by Representative Sebelius and the motion carried.

Representative Blumenthal requested to offer an amendment addressing campaign subpoena powers. The Chair reminded the committee that on Thursday, March 1st, he had made a ruling that the only amendment that would be heard on Friday was the one presented by Representative Sebelius. He further stated he had given each member an opportunity to offer amendments on Thursday and that the committee had acted on each. He therefore stated he would adhere to this ruling and ruled the motion out of order.

Representative Shallenburger made a motion that substitute for HB 3065 be passed out of the committee favorably, as amended. Seconded by Representative Cates and the motion carried.

The minutes of the meeting on March 1st were presented for approval. Representative Shallenburger made a motion the minutes be approved, seconded by Representative Cates and the motion carried.

The meeting adjourned at 9:40 a.m.

Sec. 1. K.S.A. 1989 Supp. 25-4153 is hereby amended to read as follows: 254153. (a) The aggregate amount contributed to a candidate and such candidate's candidate committee and to all party committees and political committees and dedicated to such candidate's campaign, by any person, except a party committee and its recognized political committees, the candidate or the candidate's spouse, shall not exceed the following:

(1) For the pair of offices of governor and lieutenant governor and for other state officers elected from the state as a whole, \$2,000 for each primary election (or in lieu thereof a caucus or convention of a political party) and an equal amount for each general election;

(2) for the office of state senator, member of the house of representatives, district judge, district magistrate judge, district attorney or member of the state board of education, \$500 for each primary election (or in lieu thereof a caucus or convention of a political party) and an equal amount for each general election.

(b) For the purposes of this section, the face value of a loan at the end of the period of time allocable to the primary or general election is the amount subject to the limitations of this section. A loan in excess of the limits herein provided may be made during the allocable period if such loan is reduced to the permissible level, when combined with all other contributions from the person making such loan, at the end of such allocable period.

(c) For purposes of the contribution limitations, the following apply:

(1) All payments made by a person, organization, or political action committee whose contribution or expenditure activity is financed, maintained, or controlled by a corporation, labor organization, association, or any other person or committee, including a parent, subsidiary, branch, division, department, or local unit of the corporation, labor organization, association, or any other person, or by a group of such persons are considered made by the same person or committee.

(2) Two or more entities are treated as a single entity if

the entities:

(A) Share the majority of members on their boards of directors; or

(B) are owned or controlled by the same majority shareholder or shareholders; or

(C) are local units or divisions of a political committee. An entity will be deemed a local unit or division if membership in the political committee is a condition of membership in the local unit or division or the local unit or division is required to pay membership dues to the political committee or members of the local unit or division are required to pay membership dues to the political committee.

(d) Each state party committee may designate one recognized political committee for the house of representatives and one recognized political committee for the senate.

(e) The aggregate amount contributed to a party committee other than from a national party committee shall not exceed \$1,500 for each primary election and an equal amount for each general election when contributed by a person other than a political committee. The aggregate amount contributed to a state party committee shall not exceed \$25,000 each calendar year when contributed by a national party committee, and the aggregate amount contributed to any other party committee shall not exceed \$1,500 for each primary election and an equal amount for each general election when contributed by a national party committee. The aggregate amount contributed to a party committee shall not exceed \$500 for each primary election and a like amount for each general election when contributed by a political committee. The aggregate amount contributed to a candidate for member of the house of representatives shall not exceed \$750 for each primary election and an equal amount for each general election when contributed by a recognized political committee of the house of representatives. The aggregate amount contributed to a candidate for the senate shall not exceed \$5,000 for each primary election and an equal amount for each general election when contributed by a recognized political committee of the senate. A recognized political party of one house of the legislature may contribute

only to candidates for a member of its own house of the legislature.

(f) The aggregate amount contributed to a recognized political committee shall not exceed \$1,000 for each primary election and a like amount for each general election when contributed by a person other than a political committee. The aggregate amount contributed to a recognized political committee shall not exceed \$500 for each primary election and a like amount for each general election when contributed by a political committee.

(g) Any political funds which have been collected and were not subject to the reporting requirements of this act shall be deemed a person subject to these contribution limitations.

(h) Any political funds which have been collected and were subject to the reporting requirements of the campaign finance act shall not be used in or for the campaign of a candidate for a federal elective office.

(i) When a candidate for a specific cycle does not run for office, the contribution limitations of this section shall apply as though the individual had sought office.