

MINUTES OF THE SENATE ELECTIONS AND LOCAL GOVERNMENT.

The meeting was called to order by Chairperson Barbara P. Allen at 1:30 p.m. on January 11, 2001 in Room 245-N of the Capitol.

All members were present except: Senator Huelskamp - excused  
Senator Schmidt - excused

Committee staff present: Dennis Hodgins, Kansas Legislative Research Department  
Ken Wilke, Office of the Revisor of Statutes  
Nancy Kirkwood, Committee Secretary

Conferees appearing before the committee: Brad Bryant, Deputy Assistant Secretary of State  
Linda DeCoursey, Kansas Insurance Department

Others attending: See attached list.

Linda DeCoursey appeared on behalf of Kathleen Sebelius, Insurance Commissioner, requesting the introduction of proposed legislation regarding political contributions to the Insurance Commissioner or to candidates for that office (Attachment 1). Senator Gooch moved to recommend the introduction of a bill dealing with political contributions to the Insurance Commissioner seconded by Senator Gilstrap. The motion carried

Brad Bryant, Deputy Assistant Secretary of State, gave a briefing on election administration, covering there are four concepts; ballots, recounts, contests and voting systems. On ballots, Kansas has no punch cards, no certification, no grace periods for ballots to come in after election day, and no postmarked locations, Kansas counts all ballots that are cast legally and timely and a recount is one of two ways to repeat the procedure that gave the original count of totals. The recount statute in Kansas works well. Contests; a candidate who thinks the race was wrong, issues needed to be resolved along with the recount of the ballots, illegal votes, legal votes were cast but not counted, errors or fraud in tabulating or bribery in election are grounds for contesting an election. The fourth concept is the procedure for certification of voting equipment(Attachment 2).

The meeting was adjourned at 2:25 p.m.

The next meeting is scheduled for January 16, 2001





**Kathleen Sebelius**  
Commissioner of Insurance  
**Kansas Insurance Department**

TO: Senate Committee on Elections and Local Government

FROM: Linda J. De Coursey, Director of Government Affairs  
Kansas Insurance Department

DATE: January 11, 2001

RE: Request for Bill Introduction

Madam Chairwoman and members of the Committee:

I am appearing today on behalf of Insurance Commissioner Kathleen Sebelius to request the introduction of a bill. The proposed legislation deals with making political contributions to the Insurance Commissioner or to candidates for that office.

The Commissioner imposed this restriction on herself when she became a candidate for insurance commissioner in 1994. She will continue that practice as long as she retains the office. The fact still disturbs her that there is no law preventing future insurance commissioners or commissioner candidates from shaking the industry down for campaign money.

The Insurance Commissioner's office is critical to all Kansans. The insurance industry needs to know that the office of the insurance commissioner has no list of contributors who get favorable regulatory treatment, and consumers should now that there are no financial ties between the insurance industry and the commissioner who regulates the business of insurance.

Thank you for your consideration of this possible legislation.

*Senate Elec + Local Gov  
1-11-01  
Attachment 1*

RON THORNBURGH  
Secretary of State



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## STATE OF KANSAS

### Office of the Kansas Secretary of State

# Procedure for Certification of Voting Equipment

March, 1999

The manufacturer or vendor sends a request for certification in writing to the Secretary of State, accompanied by a \$250 fee.

The Secretary of State requires that the equipment be certified by an independent testing authority. We request a copy of the ITA's report.

The Secretary of State reviews the equipment to ensure that it meets standards established by the Federal Election Commission and the requirements of Kansas law.

The Secretary of State conducts a public hearing in Topeka at which the manufacturer or vendor displays the equipment and members of the Secretary's staff and other interested persons test the equipment.

The Secretary of State may hire a private expert to review the equipment at the manufacturer's expense.

The Secretary of State contacts other jurisdictions in the United States that have certified and used the equipment to inquire about their experiences.

The Secretary of State may grant temporary conditional approval for the equipment to be used in a Kansas jurisdiction before granting final certification.

If the above conditions are met, the Secretary of State makes the final decision whether to grant certification and informs the manufacturer and vendor of the decision in writing.

Senate Elec + Local Gov  
1-11-01  
Attachment 2

# Kansas Voting Systems

Revised May, 2000

Allen	ES & S		Norton	Paper	
Anderson	Accu-Vote	<b>21 Paper Ballots</b> <b>81 Optical Scan Ballots</b> <b>3 Electronic Voting</b>	Osage	ES & S	
Atchison	ES & S		Osborne	ES & S	
Barber	Accu-Vote		Ottawa	Accu-Vote	
Barton	ES & S	Hamilton	Accu-Vote	Pawnee	ES & S
Bourbon	ES & S	Harper	Accu-Vote	Phillips	ES & S
Brown	Accu-Vote	Harvey	ES & S	Pottawatomie	ES & S
Butler	Electronic	Haskell	ES & S	Pratt	Accu-Vote
Chase	Paper	Hodgeman	Accu-Vote	Rawlins	Paper
Chautauqua	Paper	Jackson	Accu-Vote	Reno	ES & S
Cherokee	ES & S	Jefferson	Accu-Vote	Republic	Paper
Cheyenne	Paper	Jewell	Paper	Rice	ES & S
Clark	Accu-Vote	Johnson	Electronic	Riley	ES & S
Clay	ES & S	Kearny	Accu-Vote	Rooks	Accu-Vote
Cloud	ES & S	Kingman	Accu-Vote	Rush	Paper
Coffey	ES & S	Kiowa	Paper	Russell	ES & S
Comanche	Paper	Labette	ES & S	Saline	ES & S
Cowley	ES & S	Lane	Paper	Scott	ES & S
Crawford	ES & S	Leavenworth	ES & S	Sedgwick	Electronic
Decatur	Paper	Lincoln	Accu-Vote	Seward	Accu-Vote
Dickinson	ES & S	Linn	ES & S	Shawnee	Accu-Vote
Doniphan	Accu-Vote	Logan	ES & S	Sheridan	ES & S
Douglas	ES & S	Lyon	Accu-Vote	Sherman	ES & S
Edwards	ES & S	Marion	ES & S	Smith	ES & S
Elk	Paper	Marshall	ES & S	Stafford	ES & S
Ellis	ES & S	McPherson	ES & S	Stanton	Accu-Vote
Ellsworth	ES & S	Meade	Accu-Vote	Stevens	ES & S
Finney	ES & S	Miami	ES & S	Sumner	ES & S
Ford	ES & S	Mitchell	Paper	Thomas	ES & S
Franklin	ES & S	Montgomery	ES & S	Trego	ES & S
Geary	ES & S	Morris	Paper	Wabaunsee	Accu-Vote
Gove	Paper	Morton	ES & S	Wallace	Accu-Vote
Graham	Paper	Neosho	ES & S	Washington	Paper
Grant	Accu-Vote	Nemaha	Accu-Vote	Wichita	Paper
Gray	Accu-Vote	Ness	Paper	Wilson	ES & S
Greeley	Accu-Vote			Woodson	Paper
Greenwood	ES & S			Wyandotte	Accu-Vote

Prepared by the  
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