

Approved: 3/22/07  
Date

MINUTES OF THE SENATE ELECTIONS AND LOCAL GOVERNMENT COMMITTEE

The meeting was called to order by Chairman Tim Huelskamp at 1:30 P.M. on February 20, 2007 in Room 423-S of the Capitol.

All members were present.

Committee staff present:

Matt Spurgin, Kansas Legislative Research Department  
Ken Wilke, Revisor of Statutes  
Zoie Kern, Committee Secretary

Conferees appearing before the committee:

Senator Reitz

Others attending:

See attached list.

Motion made by Senator Huelskamp and second by Senator Betts to accept all minutes submitted.  
Motion carried.

Discussion on **SB 196 Elections; establishing requirements for reporting of independent expenditures and certain campaign contributions.**

Carol Williams urged change in language under candidate section page 2 line 24 (Attachment 1).

Senator Reitz gave testimony on **SB 196 (Attachment 2).**

Discussion on **SB 196** amendments (Attachment 1).

Senator Reitz moved to amend page 1 of SB 196 (Attachment 1).

Motion carried.

Senator Reitz moved to accept amendment on page two of SB 196. Second by Senator Betts.

Discussion SB 196.

Senator Reitz motioned to pass SB 196 as amended. Second by Senator Francisco.

Motion carried.

**SB 249 Concerning cities and counties; relating to natural resources development districts,** was brought before the committee.

Woody Moses who authored **SB 249** referred to language change (Attachment 3).

Senator Wilson motioned and second by Senator Pyle to adopt SB 249.

Motion carried.

Discussion.

Senator Francisco moved and second by Senator Betts to add word "reduction" on line 11, page 2 of SB 249 (Attachment 3).

Motion carried.

Senator Wilson moved to send out SB 249 favorable. Second by Senator Reitz.

Motion carried.

Senator Francisco motioned to change language on page 2, line 20, to include "on duty when polls close" (Attachment 3). Second by Senator Lynn.

Discussion.

Motion carried.

Senator Betts moved to report **SB 283 Concerning election boards; relating to the operation thereof; amending and repealing existing section,** out favorably. Second by Senator Reitz.

Motion carried.

Senator Betts motioned and was second by Senator Francisco to report **SB 168 Concerning governmental ethics,** out favorably.

Discussion.

Senator Wilson stated problem more on National level. Senator Wilson and Senator Lynn does not support the bill.

Senator Wilson made motion to table SB 168. Second by Senator Lynn.

CONTINUATION SHEET

MINUTES OF THE Senate Elections and Local Government Committee at 1:30 P.M. on February 20, 2007 in Room 423-S of the Capitol.

By a vote of 5 to 4 the bill was tabled.  
Senator Betts voted against tabling **SB 168**.

Meeting adjourned.

Respectfully submitted,

Zoie Kern, Committee Secretary



## SENATE BILL No. 196

By Committee on Elections and Local Government

1-25

9 AN ACT concerning campaign finance; pertaining to reports of certain  
10 contributions; pertaining to reports of independent expenditures.  
11

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

13 Section 1. (a) Every treasurer for a candidate for state or local office  
14 shall file reports of campaign contributions as prescribed by this act. Re-  
15 ports filed by treasurers for candidates for state office, other than officers  
16 elected on a state-wide basis, shall be filed in both the office of the sec-  
17 retary of state and in the office of the county election officer of the county  
18 in which the candidate is a resident. Reports filed by treasurers for can-  
19 didates for state-wide office shall be filed only with the secretary of state.  
20 Reports filed by treasurers for candidates for local office shall be filed in  
21 the office of the county election officer of the county in which the name  
22 of the candidate is on the ballot. Reports required by this section shall  
23 be in addition to any other reports required by law.

24 (b) The report shall contain the name and address of each person  
25 who has made one or more contributions in an aggregate amount or value  
26 of \$300 or more during the period commencing 11 days before a primary  
27 or general election at which a state or local officer is to be elected and  
28 ending at 11:59 p.m. on the Thursday preceding the date of election. The  
29 report shall be made on or before the close of business on the Friday  
30 preceding the date of the election. The report shall contain the amount  
31 and date of the contribution, including the name and address of every  
32 lender, guarantor and endorser when the contribution is in the form of  
33 an advance or loan.

34 (c) Reports required by this section shall be filed ~~via~~ e-mail, facsimile  
35 transmission, telegram or express delivery service.

36 (d) (1) "Local office" shall have the meaning ascribed to it in K.S.A.  
37 25-4143 and amendments thereto.

38 (2) "State office" shall have the meaning ascribed to it in K.S.A. 25-  
39 4143 and amendments thereto.

40 (e) The provisions of this section shall be part of and supplemental  
41 to the campaign finance act.

42 Sec. 2. (a) Every treasurer for a party committee or political com-  
43 mittee shall file reports of independent expenditures as prescribed by this

by hand delivery, express delivery service, facsimile  
transmission or any electronic method authorized by  
the secretary of state.

1-2

1 act. Reports shall be filed with the secretary of state. Reports required  
2 by this section shall be in additions to any other reports required by law.

3 (b) The report shall contain the name and address of each party com-  
4 mittee or political committee which has made or contracted to be made  
5 independent expenditures in an aggregate amount or value in excess of  
6 \$50 or more during the period commencing 11 days before a primary or  
7 general election at which a state or local officer is to be elected and ending  
8 at 11:59 p.m. on the Thursday preceding the date of the election. Such  
9 report shall contain the amount, date and purpose of each such inde-  
10 pendent expenditure, as well as the name of the candidate whose nomi-  
11 nation, election or defeat is expressly advocated. When an independent  
12 expenditure is made by payment to an advertising agency, public relations  
13 firm or political consultant for disbursement to vendors, the report of  
14 such independent expenditure shall show in detail the name of each such  
15 vendor and the amount, date and purpose of the payments to each, as  
16 well as the name of the candidate whose nomination, election or defeat  
17 is expressly advocated. The report shall be made on or before the close  
18 of business on the Friday preceding the date of the election.

19 (c) Reports required by this section shall be filed by hand delivery,  
20 express delivery service, facsimile transmission or any electronic method  
21 authorized by the secretary of state.

22 (d) (1) "Expenditure" shall have the meaning ascribed to it in K.S.A.  
23 25-4143 and amendments thereto.

24 (2) "Independent expenditure" means an expenditure that is not con-  
25 trolled by or coordinated with any candidate or agent of such candidat

26 (3) "Party committee" shall have the meaning ascribed to it in K.S.A.  
27 25-4143 and amendments thereto.

28 (4) "Political committee" shall have the meaning ascribed to it in  
29 K.S.A. 25-4143 and amendments thereto.

30 (e) The provisions of this act shall be part of and supplemental to the  
31 campaign finance act.

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

made without the cooperation or consent of the  
candidate or agent of such candidate intended to be  
benefitted

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TOPEKA

SENATE

COMMITTEE ASSIGNMENTS

MEMBER: COMMERCE  
ELECTIONS AND LOCAL GOVERNMENT  
FEDERAL AND STATE AFFAIRS  
UTILITIES

Senate bill 196 deals with campaign finance. Monetary support is addressed coming from PAC's as well as individual contributions. Political Action Committees are to report all contributions over \$50 during the period eleven days before primary or general election ending the Friday before election day. The same requirements apply to individual contributions except that in this instance monetary donations are to be reported in excess of \$300. The eleven day time period to the election applies also. The amount contributed as well as the identity and address of the donors is established. Moving the reporting date close to the actual election makes it possible to keep track of the last minute monetary pressure in a contested campaign.

Reports to the Secretary of State shall be filed by e-mail, facsimile transmission, telegram or express delivery service. The actual election makes it possible to keep track of last minute monetary pressure in a contested campaign.

Senate Elections and Local  
Government Committee

2-20-07  
Attachment

2

Session of 2007

## SENATE BILL No. 249

By Committee on Elections and Local Government

2-9

AN ACT concerning cities and counties; relating to natural resource development districts.

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

Section 1. (a) As used in this section:

(1) "District" means a natural resource development district created pursuant to this section.

(2) "Governing body" means the governing body of a city in the case of cities or the board of county commissioners in the case of counties.

(3) "Person" means any individual, sole proprietorship, partnership, joint venture, association, trust, estate, business trust, corporation, limited liability company, not-for-profit corporation, federal, state or local governmental or quasi-governmental unit or agency, instrumentality or political subdivision thereof or any similar entity or organization.

(4) "Property" means real property.

(b) The governing body of a city or county may create, enlarge or dissolve natural resource development districts in the manner provided by this section.

(c) Any person who owns, leases or otherwise possesses any property for the purpose of developing or with the intent of developing natural resources thereon may submit an application for the creation, enlargement or dissolution of a natural resource development district to the governing body of the city in the case of property located within the corporate limits of a city or to the board of county commissioners in the case of property located outside the corporate limits of a city. Such application shall be on a form provided by the governing body. The application shall be accompanied by any information deemed necessary by the governing body. The application also shall include a description of the impact of the applicant's operations within the district and the district's proposed limits. Such information shall be available to any person seeking to develop or make improvements to property located within the natural resource development district. Such information shall constitute constructive notice of the activities and shall serve as an affirmative defense to any claim arising from the noticed activity. Impacts approved in the district shall not be subject to restriction and shall be considered an ambient condition

Inserted: , reduce

Inserted: , reduction

1 of property located within the district.  
 2 (d) The governing body shall adopt regulations which are necessary  
 3 to implement the provisions of this section. Such regulations may include:  
 4 (1) The procedure for the approval of the creation, enlargement or  
 5 dissolution of a natural resource development district;  
 6 (2) the time limit within which action shall be taken by the governing  
 7 body; and  
 8 (3) any other provision deemed necessary by the governing body.  
 9 (e) The governing body may approve or disapprove the creation or  
 10 enlargement of the district as requested in the application or may approve  
 11 the creation or enlargement of the district with modifications made by  
 12 the governing body. The governing body shall consider the impact of  
 13 approving or disapproving the creation or enlargement of the district on  
 14 the entire community involved in order to ensure the orderly growth and  
 15 development of the community. Action by the governing body approving  
 16 or disapproving the creation or enlargement of a district shall be by res-  
 17 olution. A copy of any resolution approving the creation or enlargement  
 18 of a district shall be filed in the office of the register of deeds of the  
 19 county in which any part of the district is located, and shall be recorded  
 20 as are other instruments affecting real estate within the district.  
 21 (f) This section shall be part of and supplemental to the Kansas sur-  
 22 face-mining land conservation and reclamation act.  
 23 Sec. 2. This act shall take effect and be in force from and after its  
 24 publication in the statute book.

**Inserted:** (3) Notification of existing property owners located within the boundaries of the proposed district, and¶

**Inserted:** 4