

SESSION OF 2005

SUPPLEMENTAL NOTE ON SENATE BILL NO. 67

As Amended by Senate Committee on
Elections and Local Government

Brief*

SB 67 would amend the Campaign Finance Act to (a) require the identification of who paid for any telephonic message expressly advocating for or against a specific candidate for a state or local office; and (b) require any vendor or other person to maintain, for one year, a detailed record of any services providing a published (via periodical or brochure-type document), broadcast, or telephonic campaign message in which the election or defeat of a specific candidate is expressly advocated.

Background

SB 67 was one of five bills requested by the Kansas Governmental Ethics Commission (KGEC) for the 2005 Session. According to the testimony of a KGEC official, current law does not require identification of who paid for or sponsored messages, delivered via telephonic means, which expressly advocate the election or defeat of a clearly identified candidate for state or local office. On the other hand, such advertisements placed in a newspaper or other periodical, broadcast on radio or television, or printed in a brochure or similar document must identify the chairperson or treasurer of the organization sponsoring the advertisement or the name of the individual responsible for the advertisement.

The Senate Committee amended the bill to (1) specify that "telephonic means" includes, but is not limited to, any device using a voice over Internet protocol or wireless telephone, and (2) require vendors or other providers of such advertising services to maintain for a

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

year a detailed record of such services, including the purchaser's name and address, as well as the amount paid.

The bill's fiscal note indicated that passage of SB 67 would have a negligible fiscal effect and could be implemented within the KGEC's and the Secretary of State's budgeted staffing and operating expenditures.