

KANSAS LEGISLATIVE RESEARCH DEPARTMENT

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January 21, 2015

ETHICS AND ELECTIONS BILLS INTRODUCED AND CONSIDERED DURING THE 2013-2014 BIENNIUM

PART ONE: ALL BILLS, NUMERICAL ORDER

Bill No.	Description	Last Version	Last Status
SB 11	No lobbying by former legislator for two years from date of resignation or term expiration; no immediate family member of legislator may be employed by any legislative staff agency.	Intro.	S-EE (No action; died in comm.)
SB 12	No lobbying w/in two years of resignation/expiration as legislator, "elected state office" (Governor, Lt. Governor, Secretary of State, Attorney General, Insurance Commissioner, State Treasurer, State Board of Education), or Governor-appointed state office.	Intro.	S-EE (No action; died in comm.)
SB 13	Modifying KSA 19-3419 re: counties with more than 130,000 population: change appointment authority for election commissioner from SOS to board of county commissioners.	Intro.	S-EE (No action; died in comm.)
SB 14	New section: No state officer/employee may be employed/receive compensation for any work of at least 10 hours per week, other than official duties. Long list of those to whom restriction applies, including statewide elective offices and members of Governor's cabinet.	Intro.	S-EE (No action; died in comm.)
SB 33	Repeal proof-of-citizenship requirement for voter registration.	Intro.	S-EE (No action; died in comm.)
SB 38	If advance voter dies, vote counts.	Intro.	S-EE (No action; died in comm.)
SB 45 (H. Sub. for)	Campaign finance; reporting requirements threshold raised; transfer of campaign funds; other.	H. Sub. (after re-referral)	Died on House Calendar
SB 63	<u>WAS:</u> Add prosecutorial authority for Secretary of State, Attorney General, or district/county attorney; create crime of voting more than once; increase penalty for violation of certain advance voting provisions (Class C misdemeanor to Level 9 felony); make other election crimes changes. <u>BECAME:</u> Allows municipalities (various taxing subdivisions) to purchase products and services on the list certified by the	CCR Adopted	Approved by Governor

Bill No.	Description	Last Version	Last Status
SB 63 continued	Director of Purchases for qualified vendors; grants State Use Law Committee the power to elect its chairperson and removes business members as chairperson; extends the State Use Law Committee's sunset date by five years, from July 1, 2014, to July 1, 2019.		
SB 64 (H. Sub. for)	Spring to fall elections (odd-numbered years).	H. Sub.	Stricken from House Calendar
SB 65	Expand Kansas Governmental Ethics Commission (KGE) membership; from 9 to 11; add one appointment by majority leader of each chamber.	Intro.	S-EE (No action; died in comm.)
SB 67	New law: Logan County – Board of County Commissioners election – must be in compliance with 19-204(b) re: each district including residents of both incorporated and unincorporated areas, as equal in number as possible, subject to alteration at least once every 3 years. New: Must run at large but reside within district established under 19-202. All voters may vote for all, but only 1 vote per specific candidate in primary and only 1 per office in general; partisan primaries.	Intro.	S-EE (Hearing; no further action; died in comm.)
SB 68	Amend 25-904 (For cities of 2nd and 3rd class, unified school districts (USDs), community colleges or township offices) and 25-4173 (state campaign finance act), increase ceiling from \$500 to \$1,000 under which any candidate who intends to spend or receive such amount must file an affidavit.	Amended by S-EE	Died in House Committee
SB 69	Amend 46-222(a)(3): Lobbyist defined: item (3) floor increased from \$100 to \$500 – any person making expenditures in aggregate specified amount in any calendar year for lobbying.	Amended by S-EE	Vetoed by Governor
SB 100	Changes in reporting requirements for candidates and party or political committees (allows affidavit if spend less than \$1,000 rather than \$500), and lobbyists (delete year-end summary report when less than \$100 [aggregate] is spent; changes re: what various state officers or candidates could accept, and what a person with special interest could offer.	Amended by H-Ethics and Elections	Stricken from House Calendar
SB 108	New sections: vacancies of Governor and Lt. Governor (Gov. appoints Lt. Gov. replacement; Senate must confirm).	Intro.	S-EE (No action; died in comm.)
SB 109	New section: No public funds may be used directly or indirectly for lobbying, paying membership dues to lobbying organization, employing or contracting for service of any person who does lobbying; state or municipality officers/employees and associations representing such are allowed to communicate with member of legislature on request, requests for legislative action or appropriations deemed necessary for efficient conduct of public business or made in proper performance of official duties. No public funds used as direct/indirect gift or campaign contribution to state/local elected official, officer or employee. Violations: Class C misdemeanor.	Intro.	S-EE (Hearing; no further action; died in comm.)

Bill No.	Description	Last Version	Last Status
SB 119	New Section: Process for restoration of former employment for legislators leaving office.	Intro.	S-EE (No action; died in comm.)
SB 130	Amend 12-1675: Allow investment (by city, county, township, USD, area vocational-technical school, community colleges, others) inflation-protected investments including precious metals.	Intro.	S-EE (Hearing; no further action; died in comm.)
SB 143	Amend 25-101b and 25-4001: Term limits for State Treasurer and Insurance Commissioner (no more than 3 consecutive terms).	Intro.	S-EE (Hearing; no further action; died in comm.)
SB 145	Spring to fall elections; odd-numbered years.	Intro.	S-EE (Hearing; no further action; died in comm.)
SB 150	New section: State/municipality bid for construction – specifications may not be used to favor product or manufacturer by setting unreasonable requirements.	Intro.	S-EE (No action; died in comm.)
SB 151	Term limits for U.S. Senate (2 consecutive), U.S. House (6 consecutive)	Intro.	S-EE (Hearing; no further action; died in comm.)
SB 156	Campaign contribution limit increases: Governor and Lt. Governor as pair, from \$2,000 to \$3,000; State Senator, from \$1,000 to \$2,000; State Board of Education member, from \$1,000 to \$1,500; State Representative, from \$500 to \$750.	Amended by S-EE	Died in S-EE upon re-referral
SB 170	New section: Abatement of nuisances in unincorporated area of county by county governing body.	Intro.	S-EE (No action; died in comm.)
SB 177	Modify definition of crime of unauthorized voting disclosure while being charged with any election duty – make it illegal to intentionally disclose or expose name of any voter except as ordered by court in election contest. Other modifications to same statute, as well.	Amended by S-EE	Stricken from House Calendar
SB 211	Spring to fall; even-numbered years.	Intro.	S-EE (Hearing; no further action; died in comm.)
SB 253	KS Protection Against Voter Suppression Act: allow signed affidavit swearing to citizenship status.	Intro.	S-EE (No action; died in comm.)

Bill No.	Description	Last Version	Last Status
SB 274	Political action committees; legislative leadership - Abolishes any political committee established by member of Legislature and in existence prior to effective date of this act; forbids creation of any such political committee by candidate for Legislature (law already had prohibited such by Legislators).	H-COW	Approved by Governor
SB 275	Modify 25-4169 re: prohibiting use of public funds to expressly advocate for election or defeat of clearly identified candidate to add propositions at question submitted elections; adds "campaign item" to prohibited items such as brochures, fliers, etc.	S-EE Intro.	(Hearing; no further action; died in comm.)
SB 291	Legislators; <i>per diem</i> pay; limit receipt to 90 calendar days for any regular session.	S-EE (No Intro.	action; died in comm.)
SB 314	Secretary of state; political action committees prohibited.	S-EE (No Intro.	action; died in comm.)
SB 339	Campaign finance; reports; required information - remove requirement to report "industry" of individual contributors.	Intro. Died in House committee	
SB 343 (Sub. for)	Governmental ethics; public funds used for lobbying - require every lobbyist to file a report with the Secretary of State of all public funds received from a governmental entity.	S-COW Died in House committee	
SB 383	Revise 25-2430 re: electioneering - attempt to influence voter at polling place or advance voting site; radius changed from 250 to 25 feet.	S-EE (No Intro.	action; died in comm.)
SB 436	Elect, rather than appoint, Riley County law enforcement director.	S-EE (No Intro.	action; died in comm.)
SCR 1062	State constitutional amendment; term limits; legislators.	S-EE Intro.	(Hearing; no further action; died in comm.)
SCR 1607	Urging Congress to amend U.S. Constitution to overturn Citizens United v. Federal Election Commission.	S-EE (Motion Intro.	to withdraw from S-EE and place on GO failed 7-32)
SCR 1610	Elections; term limits; Attorney General; Secretary of State.	S-EE Intro.	(Hearing; no further action; died in comm.)
HB 2038	Remove proof of citizenship requirement for voter registration.	S-EE (No Intro.	action; died in comm.)

Bill No.	Description	Last Version	Last Status
HB 2039	Fair Elections Act; SOS; prohibition of contributions to and endorsement of other elected officials.	Intro.	S-EE (No action; died in comm.)
HB 2074	Solid waste disposal (similar to 2012 HB 2662 which became 2012 H. Sub. for SB 114) – prohibit city or county from adopting restrictions for solid waste disposal areas if the restrictions would supersede or impair local legislation of another city or county served by same solid waste disposal area; additional requirements. (NOTE: Topic addressed in HB 2249.)	Amended by H-LG	Died in S-LG
HB 2075	Abandoned property rehabilitation – residential real estate unoccupied 180 days; blighting influence definition.	H-LG	Died in S-LG (had been referred to S-EE)
HB 2095	KGEC; term limits.	Further Am. H-E	Stricken from House Calendar
HB 2112	Transfer of campaign finance money to another candidacy; local to state only.	Amended by H-E	Died in Senate Committee
HB 2129	County treasurers; term of office starting date from second Tuesday in October to second Monday in February.	Amended by H-E	Died in House Committee
HB 2130	(1) Removes requirement that petition circulator must be Kansas resident and possess qualifications of an elector; creates definition of "petition circulator" - U.S. citizen, at least 18, any felony conviction pardoned or civil rights restored. (2) Creates new law re: ballot language statements: Allows county election official to request preparation of a ballot language statement for any municipal ballot question; Secretary of State must approve. (Original provisions in HB 2162.)	CCR Adopted	Approved by Governor
HB 2141 (S. Sub. for S. Sub. for)	<u>WAS</u> : Repeal obsolete statutes re: school district unification. <u>BECAME</u> : Spring to fall elections for odd-numbered years.	S. Sub. for S. Sub. for by S-EE	Died on S-General Orders
HB 2162	<u>WAS</u> : Ballot language statements (added to HB 2130). <u>BECAME</u> : Prohibits use of state-appropriated money, aside from normal and recognized executive and legislative relationships, for gun control publicity or propaganda, including any activity to advocate or promote any proposed, pending, or future federal, state, or local tax increase relating to gun control, or requirement or restriction on any legal consumer product relating to gun control.	CCR Adopted	Approved by Governor
HB 2185	Consolidation of cities and counties; dual majority vote.	H-LG	Died in Senate Committee

Bill No.	Description	Last Version	Last Status
HB 2210	(1) Prohibit party affiliation change from candidate filing deadline through certification of primary election results; (2) delete provision prohibiting voter from receiving ballot other than for the party in which voter is registered.	Amended by H-E	Approved by Governor
HB 2226	Partisan elections: municipalities, cities, school districts, community colleges, others.	Intro.	H-E (No action; died in comm.)
HB 2227	Spring to fall elections in odd-numbered years; nonpartisan.	H-E	Died on House Calendar
HB 2249	Fire district provisions – (1) clarify refund conditions in cases of double taxation and specify general obligation bond property taxes would not qualify for a refund; (2) modified version of HB 2062 – process for detaching from a fire district. Solid waste disposal provisions – prohibits city or county from adopting restrictions for solid waste disposal areas if the restrictions would supersede or impair the local legislation of another city or county served by the same solid waste disposal area, or if the restrictions require another city or county to adopt new solid waste management requirements not currently required by statewide rules and regulations. Solid waste disposal area restrictions are allowed if the city or county owns the disposal site or if the restrictions apply only to residents of the enforcing city or county. Report required of the Secretary of Health and Environment.	Amended by S-EE	Approved by Governor
HB 2260	Voter identification – affidavit in lieu of photo ID for voting.	Intro.	H-E (No action; died in comm.)
HB 2266	Amending local campaign finance law (schools, question-submitted election related reporting).	Intro.	H-E (No action; died in comm.)
HB 2271	Spring to fall elections in even-numbered years; partisan.	Intro.	H-E (Hearing; no further action; died in comm.)
HB 2281	Delete proof-of-citizenship requirement for voter registration.	Intro.	H-E (No action; died in comm.)
HB 2291	Municipalities; bond election; notice and ballot requirements.	Intro.	H-E (No action; died in comm.)
HB 2296	Use of campaign funds: Authorize use of campaign funds as donations to 501(c)(3) or religious organizations; Lobbyist reporting: Delete requirement that a lobbyist file a year-end summary report when lobbyist has spent less than \$100 (aggregate) in any reporting period during the year. Candidate reporting: Increase amount below which a candidate may file affidavit instead of detailed contributions or expenditures report; from \$500 to \$1,000 (received or expended).	Adopted CCR	Vetoed by Governor; veto sustained by Senate (no motion to reconsider vetoed bill)

Bill No.	Description	Last Version	Last Status
HB 2296 continued	Remove requirement that treasurers of candidates, political committees, and party committees who report a contribution greater than \$150 by an individual identify the contributor's "industry."		(House motion to override veto passed 96-5)
HB 2313	Ethics; substantial interest statements; exclude rural water districts formed under 82a-612 <i>et seq.</i>	Intro.	H-E (Hearing; no further action; died in comm.)
HB 2342	Political action committees; prohibition of establishment by legislators not to apply to members of the Legislative Coordinating Council.	Intro.	H-E (No action; died in comm.)
HB 2354	Increase KGEC fees.	Intro.	Died in H-Approp.
HB 2364	Require resolution for constitutional amendment be published on official website of Secretary of State and of the State of Kansas; notice requirements.	Intro.	H-E (Hearing; no further action; died in comm.)
HB 2381	Campaign finance: (1) Allow any person to make contributions at any time to any political committee ... designated as a recognized political committee for the Senate or House of Representatives; (2) allow these political committees to solicit and accept contributions at any time; (3) allow any legislator, state officer, candidate or candidate committee to solicit donations via social media during Legislative Session as long as solicitations did not target specific individuals; and (4) eliminate limits on contributions made by each individual party committee of the same party, other than a national party committee, to any candidate for office for a primary election involving two or more candidates seeking a party nomination, for specific state offices.	Amended by S-EE	Died on Senate GO
HB 2401	Spring to fall elections in odd-numbered years; cities, school districts by district.	Intro.	H-E (No action; died in comm.)

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ETHICS AND ELECTIONS BILLS INTRODUCED AND CONSIDERED DURING THE 2013-2014 BIENNIUM

PART TWO: BILLS THAT PASSED BOTH CHAMBERS

Bill No.	Description	Last Version	Last Status
SB 63	<u>WAS:</u> Add prosecutorial authority for Secretary of State, Attorney General, or district/county attorney; create crime of voting more than once; increase penalty for violation of certain advance voting provisions (Class C misdemeanor to Level 9 felony); make other election crimes changes. <u>BECAME:</u> Allows municipalities (various taxing subdivisions) to purchase products and services on the list certified by the Director of Purchases for qualified vendors; grants State Use Law Committee the power to elect its chairperson and removes the Governor's power to designate one of the private-sector business members as chairperson; extends the State Use Law Committee's sunset date by five years, from July 1, 2014, to July 1, 2019.	CCR Adopted	Approved by Governor
SB 99	Amend 46-222(a)(3); Lobbyist defined: item (3) floor increased from \$100 to \$500 – any person making expenditures in aggregate specified amount in any calendar year for lobbying.	Amended by S-EE	Vetoed by Governor
SB 274	Political action committees; legislative leadership – Abolishes any political committee established by member of Legislature and in existence prior to effective date of this act; forbids creation of any such political committee by candidate for Legislature (current law already prohibited such by Legislators).	H-COW	Approved by Governor
HB 2130	(1) Removes requirement that petition circulator must be Kansas resident and possess qualifications of an elector; creates definition of "petition circulator" - U.S. citizen, at least 18, any felony conviction pardoned or civil rights restored. (2) Creates new law re: ballot language statements: Allows county election official to request preparation of a ballot language statement for any municipal ballot question; Secretary of State must approve. (Original provisions in HB 2162.)	CCR Adopted	Approved by Governor
HB 2162	<u>WAS:</u> Ballot language statements (added to HB 2130) <u>BECAME:</u> Prohibits use of state-appropriated money, aside from normal and recognized executive and legislative relationships, for gun control publicity or propaganda, including any activity to advocate or promote any proposed, pending, or future federal,	CCR Adopted	Approved by Governor

Bill No.	Description	Last Version	Last Status
HB 2162	state, or local tax increase relating to gun control, or requirement or restriction on any legal consumer product relating to gun control.		
HB 2210	(1) Prohibit party affiliation change from candidate filing deadline through certification of primary election results; (2) delete provision prohibiting voter from receiving ballot other than for the party in which voter is registered	Amended by H-E	Approved by Governor
HB 2249	Fire district provisions – (1) clarify refund conditions in cases of double taxation and specify GO bond property taxes would not qualify for a refund; (2) modified version of HB 2062 – process for detaching from a fire district Solid waste disposal provisions – prohibits city or county from adopting restrictions for solid waste disposal areas if the restrictions would supersede or impair the local legislation of another city or county served by the same solid waste disposal area, or if the restrictions require another city or county to adopt new solid waste management requirements not currently required by statewide rules and regulations. Solid waste disposal area restrictions are allowed if the city or county owns the disposal site or if the restrictions apply only to residents of the enforcing city or county. Report required of the Secretary of Health and Environment.	Amended by S-EE	Approved by Governor
HB 2296	Use of campaign funds: Authorize use of campaign funds as donations to 501(c)(3) or religious organizations; Lobbyist reporting: Delete requirement that a lobbyist file a year-end summary report when lobbyist has spent less than \$100 (aggregate) in any reporting period during the year. Candidate reporting: Increase amount below which a candidate may file affidavit instead of detailed contributions or expenditures report, from \$500 to \$1,000 (received or expended). Remove requirement that treasurers of candidates, political committees, and party committees who report a contribution greater than \$150 by an individual identify the contributor's "industry."	CCR Adopted	Vetoed by Governor; veto sustained by Senate (no motion to reconsider vetoed bill) (House motion to override veto passed 96-5)

**Summary of 2013-2014 Legislation That Passed Both Chambers
Assigned to Senate or House Elections Committees**

State Use Law; SB 63

SB 63 allows municipalities, as defined by KSA 2013 Supp. 75-6102 to include counties, cities, townships, and other taxing subdivisions of the state, to purchase products and services on the list certified by the Director of Purchases for qualified vendors. The bill grants the State Use Law Committee the power to elect its chairperson and removes the Governor's power to designate one of the private-sector business members as chairperson. The bill also extends the State Use Law Committee's sunset date by five years, from July 1, 2014, to July 1, 2019.

Lobbyists defined; SB 99—VETOED

SB 99 would have increased the threshold, from \$100 to \$500 in any calendar year, below which a person spending money on activity that meets the definition of "lobbying" would not be required to register as a lobbyist. The exemption of personal travel and subsistence expenses from this threshold amount would have remained intact.

Campaign Finance; Eliminating Leadership Political Committees; SB 274

SB 274 abolishes any political committee established by a member of the Legislature and in existence prior to the effective date of this act. The bill forbids the creation of any such political committee by a candidate for the Legislature. Language retained in the statute forbids the creation of any such political committee by a member of the Legislature.

Petition Circulators and Ballot Language Statements; HB 2130

HB 2130 addresses elections issues regarding petition circulators and ballot language statements.

Petition Circulators

The bill removes the requirement that a petition circulator be a resident of the State of Kansas and possess the qualifications of an elector. It creates a definition of "petition circulator" to mean a person who is a U.S. citizen, is at least 18 years of age, and has not been convicted of a felony or, if convicted of a felony, has been pardoned or restored to that person's civil rights. In addition, all petition circulators must submit to the jurisdiction of the state for purposes of subpoena enforcement regarding the integrity and reliability of the petition process.

Ballot Language Statements

The bill creates new law concerning ballot language statements. The bill allows county election officials to request the preparation of a ballot language statement to explain the

language of any municipal ballot question. If a request is submitted, the next steps depend somewhat on whether the ballot question language was derived from a petition.

- If such a request is made, and if the ballot question language was derived from a petition submitted to a county attorney, district attorney, or county counselor, the election officer is required, within ten days of certification of the petition, to request the applicable office prepare the ballot language statement. Within 15 days of a county election officer's request to prepare and forward the language to the Secretary of State's office for approval. After receiving the language, the Secretary of State has five days to provide approved language to county officials.

- If a request is made, and if the ballot question language did not derive from a petition submitted to a county attorney, district attorney, or county counselor, the county election officer is required, within ten days of publication of the local government resolution, to request the Secretary of State's Office to prepare the statement. Within 15 days of a county election officer's request for a ballot language statement, the Secretary of State's Office must prepare and forward the language to the Attorney General for approval. After receiving the language, the Attorney General has five days to provide the approved language to county officials. Ballot language statements must fairly and accurately explain what a vote for and a vote against the question represents. Such statements must be true and impartial and cannot be intentionally argumentative or likely to create prejudice for or against a proposed measure. Statements are required to be prepared and transmitted in good faith and without malice.

Ballot language statements are required to be:

- Posted in each polling place, but cannot be placed on the ballot;
- Provided to registered voters voting by advance ballot, but cannot be placed on advance ballots; and
- Made available for public inspection at the county election office, but can be posted on the county website.

The bill expressly provides that there is no legal cause of action to challenge the validity of the form of a ballot language statement. The bill also provides that there is no liability for the Attorney General, assistant Attorney General, Secretary of State, Secretary of State's employees, county election officers, county attorneys, district attorneys, or county counselors who prepare ballot language statements.

Preparation of ballot language statements cannot form the basis for an election contest and does not result in the waiver of state immunity. If a ballot language statement is not available to insert with advance ballots, it will not be prepared or otherwise made available. The Secretary of State is authorized to promulgate rules and regulations addressing the rights and responsibilities of elections officials.

Prohibiting Use of State Appropriated Moneys for Gun Control; HB 2162

HB 2162 prohibits the use of state-appropriated money, aside from normal and recognized executive and legislative relationships, for:

- Publicity or propaganda purposes relating to gun control; or
- Preparation, distribution, or use of any kit, pamphlet, booklet, publication, electronic communication, radio, television, or video presentation designed to support or defeat:
 - The enactment of legislation before the federal government, state legislature, or a local government legislative body relating to gun control; or
 - Any proposed or pending regulation, administrative action, or order issued by the federal government, any state agency, or any local government relating to gun control.

Additional prohibited uses include paying the salary or expenses of any grant or contract recipient, or agent acting on behalf of a recipient, related to any activity designed to influence the enactment of legislation, an appropriation, a regulation, an administrative action, or an executive order proposed or pending before the federal government, the Kansas Legislature, or local government legislative body relating to gun control.

The bill specifies these prohibitions include any activity to advocate or promote any proposed, pending, or future:

- Federal, state, or local tax increase relating to gun control; or
- Requirement or restriction on any legal consumer product, including its sale or marketing, relating to gun control.

Deadlines for Changing Party Affiliation; HB 2210

HB 2210 prohibits a person from changing his or her party affiliation from the candidate filing deadline (June 1) through the date when primary election results are certified by the Secretary of State (on or before September 1). Prior to this bill, an individual could change party affiliation up to 14 days before the date of a primary election for national, state, county, or township offices. The bill also deletes a statutory provision that prohibits a voter from receiving a ballot of any political party other than the party with which the voter is affiliated.

Property Issues: Tax Refunds for Fire Service, Solid Waste Disposal, and Historic Property Reviews; HB 2249

HB 2249 addresses property issues related to taxation, solid waste, and historic preservation.

Tax Refunds Related to Annexed Fire District Lands

The bill permits a landowner to receive a property tax refund for fire services for any year when the property was not detached from a fire district after the property had been annexed by a city.

The refund will be paid by either the city or the fire district, whichever entity levied tax for fire service but did not provide the service.

Property taxes paid for general obligation bonds issued by a fire district prior to annexation are not eligible for refund.

Solid Waste Disposal Limitations

The bill creates new law concerning solid waste disposal areas and restrictions. A city or county is prohibited from adopting restrictions for solid waste disposal areas within its boundaries if the restrictions would supersede or impair the local legislation of another city or county served by the same solid waste disposal area, or if the restrictions require another city or county to adopt new solid waste management requirements not currently required by statewide rules and regulations.

However, restrictions on solid waste disposal areas are allowed if the city or county owns the disposal site or if the restrictions apply only to the residents of the city or county enforcing the restrictions and not to residents of cities or counties outside the jurisdiction.

The Secretary of Health and Environment is required to prepare a report on solid waste management in Kansas for the Senate Committee on Ethics, Elections, and Local Government and for the House Committee on Local Government by January 1, 2014. The report must include:

- A review of statutes, rules, regulations, and policies related to solid waste disposal in the state, including but not limited to, details on yard waste, recycling, generation rates, composting, precipitation, source reduction efforts, population, landfill capacity, and gas recovery in landfills; and

- Recommendations for legislative changes and the costs associated with the proposed changes.

The Secretary's report will be prepared with review and input from operators of municipal solid waste landfills, haulers of solid waste, customers of haulers of solid waste, and cities and counties.

Historic Property Reviews

The bill deletes provisions related to environs restrictions from historic property reviews. Previously, proposed projects within 500 feet of the boundaries of a historic property located in a city or within 1,000 feet of the boundaries of a historic property located in an unincorporated portion of a county were subject to historic design and appearance restrictions. The bill limits

historic reviews conducted under the act to proposed projects that would directly involve, damage, or destroy a property included in the National Register of Historic Places or the State Register of Historic Places.

Campaign finance; permitted uses of campaign funds; increased exemption amount for certain candidates; contributor information; lobbyist filings; HB 2296—VETOED

HB 2296 would have amended statutes concerning allowable uses and disposition of campaign funds, lobbyist and candidate reporting requirements, and disclosure requirements for certain contributions. Among the amendments, the bill would have amended the Campaign Finance Act to explicitly authorize campaign funds to be used for donations to any 501(c)(3) tax exempt organization or religious organization. Additionally, the bill would have increased the amount that triggers whether a candidate may file an affidavit instead of a detailed report of campaign contributions or expenditures and deleted a requirement to identify the industry of a contributor of more than \$150.

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ETHICS AND ELECTIONS BILLS INTRODUCED AND CONSIDERED DURING THE 2013-2014 BIENNIUM

PART THREE: BILLS BY TOPIC AREA

ELECTIONS BILLS

Bill No.	Description	Last Version	Last Status
SB 13	Modifying KSA 19-3419 re: counties with more than 130,000 population: change appointment authority for election commissioner from Secretary of State (SOS) to board of co. commissioners.	Intro.	S-EE (No action; died in comm.)
SB 33	Repeal proof-of-citizenship requirement for voter registration.	Intro.	S-EE (No action; died in comm.)
SB 38	If advance voter dies, vote counts.	Intro.	S-EE (No action; died in comm.)
SB 64 (H. Sub. for)	Spring to fall elections (odd-numbered years)	H. Sub.	Stricken from House Calendar
SB 97	New law: Logan County – Board of County Commissioners election – must be in compliance with 19-204(b) re: each district including residents of both incorporated and unincorporated areas, as equal in number as possible, subject to alteration at least once every 3 years. New: Must run at large but reside w/in district est. under 19-202. All voters may vote for all but only 1 vote per specific candidate in primary and only 1 per office in general; partisan primaries.	Intro.	S-EE (Hearing; no further action; died in comm.)
SB 143	Amend 25-101b and 25-4001: Term limits for State Treasurer and Insurance Commissioner (no more than 3 consecutive terms).	Intro.	S-EE (Hearing; no further action; died in comm.)
SB 145	Spring to fall elections, odd-numbered years	Intro.	S-EE (Hearing; no further action; died in comm.)
SB 151	Term limits for U.S. Senate (2 consecutive), U.S. House (6 consecutive).	Intro.	S-EE (Hearing; no further action; died in comm.)

Bill No.	Description	Last Version	Last Status
SB 177	Modify definition of crime of unauthorized voting disclosure while being charged with any election duty – make it illegal to intentionally disclose or expose name of any voter except as ordered by court in election contest. Other modifications to same statute as well.	Amended by S-EE	Stricken from House Calendar
SB 211	Spring to fall; even-numbered years	Intro	S-EE (Hearing; no further action; died in comm.)
SB 253	KS Protection Against Voter Suppression Act: allow signed affidavit swearing to citizenship status.	Intro.	S-EE (No action; died in comm.)
SB 274	Political action committees; legislative leadership – Abolishes any political committee established by member of Legislature and in existence prior to effective date of this act; forbids creation of any such political committee by candidate for Legislature (prior law already prohibited such by Legislators).	H-COW	Approved by Governor
SB 275	Modify 25-4169 re: prohibiting use of public funds to expressly advocate for election or defeat of clearly identified candidate to add propositions at question submitted elections; adds "campaign item" to prohibited items such as brochures, fliers, etc.	Intro.	S-EE (Hearing; no further action; died in comm.)
SB 314	Secretary of state; political action committees prohibited	Intro.	S-EE (No action; died in comm.)
SB 383	Revise 25-2430 re: electioneering – attempt to influence voter at polling place or advance voting site; radius changed from 250 to 25 feet.	Intro.	S-EE (No action; died in comm.)
SCR 1062	State constitutional amendment; term limits; legislators.	Intro.	S-EE (Hearing; no further action; died in comm.)
SCR 1607	Urging Congress to amend U.S. Constitution to overturn <i>Citizens United v. Federal Election Commission</i> .	Intro.	S-EE (Motion to withdraw from S-EE and place on GO failed 7-32)
SCR 1610	Elections; term limits; Attorney General; Secretary of State.	Intro.	S-EE (Hearing; no further action; died in comm.)
HB 2038	Remove proof of citizenship requirement for voter registration.	Intro.	S-EE (No action; died in comm.)
HB 2039	Fair Elections Act; SOS; prohibition of contributions to and endorsement of other elected officials.	Intro.	S-EE (No action; died in comm.)
HB 2129	County treasurers; term of office starting date from second Tuesday in October to second Monday in February.	Amended by H-EE	Died in House Committee
HB 2130	(1) Removes requirement that petition circulator must be Kansas resident and possess qualifications of an elector, creates definition of "petition circulator" – U.S. citizen, at least 18, any felony conviction pardoned or civil rights restored. (2) Creates new law re: ballot language statements: Allows county election official to request preparation of a ballot	CCR Adopted	Approved by Governor
HB 2130			

Bill No.	Description	Last Version	Last Status
continued	language statement for any municipal ballot question; Secretary of State must approve. (Original provisions in HB 2162.)		
HB 2141 (S. Sub. for S. Sub. for)	WAS Repeal obsolete statutes re. school district unification BECAME Spring to fall elections for odd-numbered years	S. Sub. for S. Sub. for by S-EE	Died on S- General Orders
HB 2210	(1) Prohibit party affiliation change from candidate filing deadline through certification of primary election results; (2) delete provision prohibiting voter from receiving ballot other than for the party in which voter is registered.	Amended by H-E	Approved by Governor
HB 2226	Partisan elections: municipalities, cities, school districts, community colleges, others.	Intro.	H-E (No action; died in comm.)
HB 2227	Spring to fall elections in odd-numbered years; nonpartisan	H-E	Died on House Calendar
HB 2260	Voter identification – affidavit in lieu of photo ID for voting.	Intro.	H-E (No action; died in comm.)
HB 2271	Spring to fall elections in even-numbered years; partisan	Intro.	H-E (Hearing; no further action; died in comm.)
HB 2281	Delete proof-of-citizenship requirement for voter registration.	Intro.	H-E (No action; died in comm.)
HB 2401	Spring to fall elections in odd-numbered years; cities, school districts by district	Intro.	H-E (No action; died in comm.)
Legend:	Yellow – Passed by Both Chambers Pale Green – Spring to Fall Elections Orange – Term Limits.		

ETHICS / LOBBYING BILLS

Bill No.	Description	Last Version	Last Status
SB 14	New section: No state officer/employee may be employed/receive compensation for any work of at least 10 hours per week, other than official duties. Long list of those to whom restriction applies, including statewide elective offices and members of Governor's cabinet.	Intro.	S-EE (No action; died in comm.)
SB 65	Expand Kansas Governmental Ethics Commission (KGEC) membership: from 9 to 11; add one appointment by majority leader of each chamber.	Intro.	S-EE (No action; died in comm.)
SB 99	Amend 46-222(a)(3): Lobbyist defined: item (3) floor increased from \$100 to \$500 – any person making expenditures in aggregate specified amount in any calendar year for lobbying.	Amended by S-EE	Vetoed by Governor
SB 100	Changes in reporting requirements for candidates and party or	Amended	Stricken

Bill No.	Description	Last Version	Last Status
SB 98	Amend 25-904 (For cities of 2nd and 3rd class, unified school districts (USDs), Ccs or township offices) and 25-4173 (state campaign finance act), increase ceiling from \$500 to \$1,000 under which any candidate who intends to spend or receive such amount must file an affidavit.	Amended by S-EE	Died in House Committee
SB 100	Changes in reporting requirements for candidates and party or political committees (allows affidavit if spend less than \$1,000 rather than \$500), and lobbyists (delete year-end summary report when less than \$100 [aggregate] is spent; changes re: what various state officers or candidates could accept, and what a person with special interest could offer.	Amended Ethics and Elections	Stricken from House Calendar

ETHICS / CAMPAIGN FINANCE BILLS

Bill No.	Description	Last Version	Last Status
SB 109	New section: No public funds may be used directly or indirectly for lobbying, paying membership dues to lobbying organization, employing or contracting for service of any person who does lobbying; state or municipality officers/employees and associations representing such are allowed to communicate with member of legislature on request, requests for legislative action or appropriations deemed necessary for efficient conduct of public business or made in proper performance of official duties. No public funds used as direct/indirect gift or campaign contribution to state/local elected official, officer or employee. Violations: Class C misdemeanor.	Intro.	S-EE (Hearing; no further action; died in comm.)
SB 343 (Sub. for)	Governmental ethics; public funds used for lobbying – require every lobbyist to file a report with the Secretary of State of all public funds received from a governmental entity.	S-COW	Died in House committee
HB 2095	KGEC; term limits.	Further Am. H-E	Stricken from House Calendar
HB 2162	WAS: Ballot language statements (added to HB 2130). BECAME: Prohibits use of state-appropriated money, aside from normal and recognized executive and legislative relationships, for gun control publicity or propaganda, including any activity to advocate or promote any proposed, pending, or future federal, state, or local tax increase relating to gun control, or requirement or restriction on any legal consumer product relating to gun control.	CCR Adopted	Approved by Governor
Legend: Yellow – Passed by Both Chambers.			

Bill No.	Description	Last Version	Last Status
SB 156	Campaign contribution limit increases: Governor and Lt. Governor as pair, from \$2,000 to \$3,000; State Senator, from \$1,000 to \$2,000; State Board of Education member, from \$1,000 to \$1,500; State Representative, from \$500 to \$750.	Amended by S-EE	Died in S-EE upon re-referral
SB 339	Campaign finance; reports; required information – remove requirement to report "industry" of individual contributors.	Intro.	Died in House committee
HB 2112	Transfer of campaign finance money to another candidacy; local to state only.	Amended by H-E	Died in Senate Committee
HB 2266	Amending local campaign finance law (schools, question-submitted election related reporting).	Intro.	H-E (No action; died in comm.)
HB 2296	Use of campaign funds: Authorize use of campaign funds as donations to 501(c)(3) or religious organizations; Lobbyist reporting: Delete requirement that a lobbyist file a year-end summary report when lobbyist has spent less than \$100 (aggregate) in any reporting period during the year. Candidate reporting: Increase amount below which a candidate may file affidavit instead of detailed contributions or expenditures report, from \$500 to \$1,000 (received or expended). Remove requirement that treasurers of candidates, political committees, and party committees who report a contribution greater than \$150 by an individual identify the contributor's "industry."	CCR Adopted	Vetoed by Governor; veto sustained by Senate (no motion to reconsider vetoed bill) (House motion to override veto passed 96-5)
HB 2381	Campaign finance: (1) Allow any person to make contributions at any time to any political committee ... designated as a recognized political committee for the Senate or House of Representatives; (2) allow these political committees to solicit and accept contributions at any time; (3) allow any legislator, state officer, candidate or candidate committee to solicit donations via social media during Legislative Session as long as solicitations did not target specific individuals; and (4) eliminate limits on contributions made by each individual party committee of the same party, other than a national party committee, to any candidate for office for a primary election involving two or more candidates seeking a party nomination, for specific state offices.	Amended by S-EE	Died on Senate GO
Legend:	Yellow – Passed by Both Chambers.		

OTHER ETHICS / LOCAL GOVERNMENT / STATE OFFICER / OTHER BILLS

Bill No.	Description	Last Version	Last Status
SB 119	Process for restoration of former employment for legislators leaving office.	Intro.	S-EE (No action; died in comm.)

Bill No.	Description	Last Version	Last Status
SB 130	Amend 12-1675: Allow investment (by city, county, township, USD, area vocational-technical school, community colleges, others) inflation-protected investments including precious metals.	Intro.	S-EE (Hearing; no further action; died in comm.)
SB 150	New section: State/municipality bid for construction - specifications may not be used to favor product or manufacturer by setting unreasonable requirements.	Intro.	S-EE (No action; died in comm.)
SB 170	New section: Abatement of nuisances in unincorporated area of county by county governing body.	Intro.	S-EE (No action; died in comm.)
SB 291	Legislators; <i>per diem</i> pay; limit receipt to 90 calendar days for any regular session.	Intro.	S-EE (No action; died in comm.)
SB 436	Elect; rather than appoint, Riley County law enforcement director.	Intro.	S-EE (No action; died in comm.)
HB 2074	Solid waste disposal (similar to 2012 HB 2662 which became 2012 H. Sub. SB 114) - prohibit city or county from adopting restrictions for solid waste disposal areas if the restrictions would supersede or impair local legislation of another city or county served by same solid waste disposal area; additional requirements. (NOTE: Topic addressed in HB 2249.)	Amended by H-LG	Died in S-LG
HB 2075	Abandoned property rehabilitation - residential real estate unoccupied 180 days; blighting influence definition.	H-LG	Died in S-LG (had been referred to S-EE)
HB 2185	Consolidation of cities and counties; dual majority vote.	H-LG	Died in Senate Committee
HB 2249	Fire district provisions - (1) clarify refund conditions in cases of double taxation and specify GO bond property taxes would not qualify for a refund; (2) modified version of HB 2062 - process for detaching from a fire district. Solid waste disposal provisions - prohibits city or county from adopting restrictions for solid waste disposal areas if the restrictions would supersede or impair the local legislation of another city or county served by the same solid waste disposal area, or if the restrictions require another city or county to adopt new solid waste management requirements not currently required by statewide rules and regulations. Solid waste disposal area restrictions are allowed if the city or county owns the disposal site or if the restrictions apply only to residents of the enforcing city or county. Report required of the Secretary of Health and Environment.	Amended by S-EE	Approved by Governor
HB 2313	Ethics; substantial interest statements; exclude rural water districts formed under 82a-612 et seq.	Intro.	H-E (Hearing; no further action; died in comm.)

Bill No.	Description	Last Version	Last Status
HB 2342	Political action committees; prohibition of establishment by legislators not to apply to members of the Legislative Coordinating Council.	Intro.	H-E (No action; died in comm.)
HB 2354	Increase KGEC fees.	Intro.	Died in H-Approp.
HB 2364	Require resolution for constitutional amendment be published on official website of Secretary of State and of the State of Kansas; notice requirements.	Intro.	H-E (Hearing; no further action; died in comm.)
Legend:	Yellow – Passed by Both Chambers.		

