

MINUTES OF THE SENATE ELECTIONS AND LOCAL GOVERNMENT COMMITTEE

The meeting was called to order by Chairperson Barbara Allen at 1:30 p.m. on January 29, 2004 in Room 423-S of the Capitol.

All members were present.

Committee staff present:

Mike Heim, Legislative Research  
Martha Dorsey, Legislative Research  
Ken Wilke, Revisor of Statutes  
Nancy Kirkwood, Committee Secretary

Conferees appearing before the committee:

Senator Kerr  
Carlos Mayans, Mayor, Wichita  
Carol Williams, Executive Director, Governmental Ethics Commission  
Richard A. Olmstead, KUTAK ROCK LLP

Others attending:

See Attached List.

Chairperson Allen asked for bill introductions. Senator Huelskamp ask for a bill introduction on training of part time law enforcement officers. Senator Huelskamp moved to introduce seconded by Senator Jackson. The motion carried.

Hearing on:

**SB 376 - Campaign finance; use of unexpended campaign funds**

Chairperson opened the hearing on **SB 376**. The Chair requested Ken Wilke, Revisor of Statutes to explain **SB 376** (Attachment 1).

Senator Kerr welcomed to the committee by the Chair stated the “Cole v. Mayans” court decision was not what the legislature intended. **SB 376** defends the policy of the ethics commission. The bill represents codification of the situation. No written testimony provided.

Carol Williams, Executive Director, Ethics Commission appeared before the committee. Carol provided background information and explained the amendments (Attachment 2). She recommended the word “charitable” be added after service on line 8, page 5 (Attachment 3). Chairperson Allen requested the Ethics Commission to report back to committee on the questions raised by the committee regarding transferring of funds.

Chairperson Allen recognized Carlos Mayans, Mayor, City of Wichita, testifying in support of **SB 376**. Mayor Mayans stated **SB 376** sends a clear message that the legislature never intended to prohibit transfers of unused campaign funds to a different campaign fund established by the same candidate for the purpose of being elected to a different public office (Attachment 4).

Written testimony from Richard Olmstead was distributed to committee in support of **SB 376** (Attachment 5).

There being no others to testify on **SB 376**, the Chair closed the hearing.

Action on:

**SB 292 - Purchase or installation of fire hydrants by fire districts**

At the hearing on **SB 292**, Chairperson Allen had requested Senator Schmidt to meet with the interested parties to come to an agreement regarding fire hydrants by fire districts. Senator Schmidt reported an

## CONTINUATION SHEET

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agreement had been made and presented a balloon to that effect to committee. Senator Schmidt stated the balloon had not changed the substance, just clarified what initially had been asked (Attachment 6). Senator Betts made a motion to adopt the balloon, seconded by Senator Buhler. The motion carried. Senator Schmidt moved, Senator O'Connor seconded to pass **SB 292** out favorably as amended. The motion carried.

Chairperson Allen informed the committee it would be meeting next week.

The meeting adjourned at 2:30 p.m.