

SENATE BILL No. 275

By Committee on Federal and State Affairs

1-16

1 AN ACT concerning elections; dealing with improper use of public funds
2 and equipment; amending K.S.A. 2013 Supp. 25-4169a and repealing
3 the existing section.
4

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

6 Section 1. K.S.A. 2013 Supp. 25-4169a is hereby amended to read as
7 follows: 25-4169a. (a) (1) No officer or employee of the state of Kansas,
8 or any municipality, shall use or authorize the use of public funds or public
9 vehicles, machinery, equipment or supplies of any such governmental
10 agency or the time of any officer or employee of any such governmental
11 agency, for which the officer or employee is compensated by such
12 governmental agency, to expressly advocate the nomination, election or
13 defeat of a clearly identified candidate to state office or local office *or to*
14 *expressly advocate for the passage or defeat of any proposition to be*
15 *submitted at a question submitted election.*

16 (2) The provisions of this section prohibiting the use of time of any
17 officer or employee for such purposes shall not apply to an incumbent
18 officer campaigning for nomination or reelection to a succeeding term to
19 such office or to members of the personal staff of any elected officer.

20 (3) The provisions of this section shall not apply to the statutory
21 duties of the commission on judicial performance pursuant to article 32 of
22 chapter 20 of the Kansas Statutes Annotated, and amendments thereto.

23 ~~(2) (4) Except as otherwise provided in this section, No state agency~~
24 ~~or municipality shall permit or allow any person to store, keep, distribute,~~
25 ~~or cause to be distributed, within any building or other structure owned,~~
26 ~~leased or rented by such state agency or municipality any brochure, flier,~~
27 ~~political fact sheet or other document or campaign item which expressly~~
28 ~~advocates the nomination, election or defeat of a clearly identified~~
29 ~~candidate for state or local office unless each candidate for such state or~~
30 ~~local office is permitted or allowed to do so in the same manner or the~~
31 ~~passage or defeat of any proposition to be submitted at a question~~
32 ~~submitted election.~~

33 ~~(3) (5) For the purposes of this subsection, the term municipality shall~~
34 ~~have the meaning ascribed to it in K.S.A. 12-105a, and amendments~~
35 ~~thereto.~~

36 (b) Any person violating the provisions of this section shall be guilty

1 of a class C misdemeanor.

2 Sec. 2. K.S.A. 2013 Supp. 25-4169a is hereby repealed.

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

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