

As Amended by House Committee

Session of 2015

SENATE BILL No. 77

By Committee on Ethics and Elections

1-26

1 AN ACT concerning the ethics commission; relating to fees; amending
2 K.S.A. 2014 Supp. 25-4119f, 25-4145 and 46-265 and repealing the
3 existing sections.
4

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

6 Section 1. K.S.A. 2014 Supp. 25-4119f is hereby amended to read as
7 follows: 25-4119f. (a) In addition to any other fee required by law, every
8 person becoming a candidate for the following offices shall pay a fee at the
9 time of filing for such office in the amount prescribed by this section:

- 10 (1) Governor and lieutenant governor.....\$480 \$650;
11 (2) state offices elected by statewide election, other than the governor
12 and lieutenant governor.....\$480 \$650;
13 (3) state senator, state representative, state board of education, district
14 attorney, board of public utilities of the city of Kansas City and
15 elected county offices.....\$35 \$50;
16 and
17 (4) members of boards of education of unified school districts
18 having 35,000 or more pupils regularly enrolled in the preceding
19 school year, members of governing bodies of cities of the first class
20 and judges of the district court in judicial districts in which judges are
21 elected.....\$35 \$50.

22 (b) The secretary of state shall remit all fees received by that office to
23 the state treasurer in accordance with the provisions of K.S.A. 75-4215,
24 and amendments thereto. County election officers receiving fees in
25 accordance with this section shall remit such fees to the county treasurer of
26 the county who shall quarterly remit the same to the state treasurer. Upon
27 receipt of each such remittance, the state treasurer shall deposit the entire
28 amount in the state treasury to the credit of the governmental ethics
29 commission fee fund.

30 Sec. 2. K.S.A. 2014 Supp. 25-4145 is hereby amended to read as
31 follows: 25-4145. (a) Each party committee and each political committee
32 which anticipates receiving contributions or making expenditures shall
33 appoint a chairperson and a treasurer. The chairperson of each party
34 committee and each political committee which anticipates receiving
35 contributions or making expenditures for a candidate for state office shall
36 make a statement of organization and file it with the secretary of state not

1 later than 10 days after establishment of such committee. The chairperson
2 of each political committee which anticipates receiving contributions or
3 making expenditures for any candidate for local office, shall make a
4 statement of organization and file it with the county election officer not
5 later than 10 days after establishment of such committee.

6 (b) Every statement of organization shall include:

7 (1) The name and address of the committee. The name of the
8 committee shall reflect the full name of the organization with which the
9 committee is connected or affiliated or sufficiently describe such
10 affiliation. If the political committee is not connected or affiliated with any
11 one organization, the name shall reflect the trade, profession or primary
12 interest of the committee as reflected by the statement of purpose of such
13 organization;

14 (2) the names and addresses of the chairperson and treasurer of the
15 committee;

16 (3) the names and addresses of affiliated or connected organizations;
17 and

18 (4) in the case of a political committee, the full name of the
19 organization with which the committee is connected or affiliated or, name
20 or description sufficiently describing the affiliation or, if the committee is
21 not connected or affiliated with any one organization, the trade, profession
22 or primary interest of the political committee as reflected by the statement
23 of purpose of such organization.

24 (c) Any change in information previously reported in a statement of
25 organization shall be reported on a supplemental statement of organization
26 and filed not later than 10 days following the change.

27 (d) (1) Each political committee which anticipates receiving
28 contributions shall register annually with the commission on or before July
29 1 of each year. Each political committee registration shall be in the form
30 and contain such information as may be required by the commission.

31 (2) Each registration by a political committee anticipating the receipt
32 of \$2,501 or more in any calendar year shall be accompanied by an annual
33 registration fee of ~~\$240~~ \$300.

34 (3) Each registration by a political committee anticipating the receipt
35 of more than \$500 but less than \$2,501 in any calendar year shall be
36 accompanied by an annual registration fee of ~~\$35~~ \$50.

37 (4) Each registration by a political committee anticipating the receipt
38 of \$500 or less in any calendar year shall be accompanied by an annual
39 registration fee of ~~\$20~~ \$25.

40 (5) Any political committee which is currently registered under
41 subsection (d)(3) or (d)(4) and which receives contributions in excess of
42 \$2,500 for a calendar year, shall file, within three days of the date when
43 contributions exceed such amount, an amended registration form which

1 shall be accompanied by an additional fee for such year equal to the
2 difference between ~~\$240~~ \$300 and the amount of the fee that accompanied
3 the current registration.

4 (6) Any political committee which is currently registered under
5 subsection (d)(4) and which receives contributions in excess of \$500 but
6 which are less than \$2,501, shall file, within three days of the date when
7 contributions exceed \$500, an amended registration form which shall be
8 accompanied by an additional fee of ~~\$20~~ \$25 for such year.

9 (e) All such fees received by or for the commission shall be remitted
10 to the state treasurer in accordance with the provisions of K.S.A. 75-4215,
11 and amendments thereto. Upon receipt of each such remittance, the state
12 treasurer shall deposit the entire amount in the state treasury to the credit
13 of the governmental ethics commission fee fund.

14 Sec. 3. K.S.A. 2014 Supp. 46-265 is hereby amended to read as
15 follows: 46-265. (a) Every lobbyist shall register with the secretary of state
16 by completing and signing a registration form prescribed and provided by
17 the commission. Such registration shall show the name and address of the
18 lobbyist, the name and address of the person compensating the lobbyist for
19 lobbying, the purpose of the employment and the method of determining
20 and computing the compensation of the lobbyist. If the lobbyist is
21 compensated or is to be compensated for lobbying by more than one
22 employer or is to be engaged in more than one employment, the relevant
23 facts listed above shall be stated separately for each employer and each
24 employment. Whenever any new lobbying employment or lobbying
25 position is accepted by a lobbyist already registered as provided in this
26 section, such lobbyist shall report the same on forms prescribed and
27 provided by the commission before engaging in any lobbying activity
28 related to such new employment or position, and such report shall be filed
29 with the secretary of state. When a lobbyist is an employee of a lobbying
30 group or firm which contracts to lobby and not an owner or partner of such
31 entity, the lobbyist shall report each client of the group, firm or entity
32 whose interest the lobbyist represents. Whenever the lobbying of a
33 lobbyist concerns a legislative matter, the secretary of state promptly shall
34 transmit copies of each registration and each report filed under this act to
35 the secretary of the senate and the chief clerk of the house of
36 representatives.

37 (b) On or after October 1, in any year any person may register as a
38 lobbyist under this section for the succeeding calendar year. Such
39 registration shall expire annually on December 31, of the year for which
40 the lobbyist is registered. In any calendar year, before engaging in
41 lobbying, persons to whom this section applies shall register or renew their
42 registration as provided in this section. Except for employees of lobbying
43 groups or firms, every person registering or renewing registration who

1 anticipates spending \$1,000 or less for lobbying in such registration year
2 on behalf of any one employer shall pay to the secretary of state a fee of
3 ~~\$35~~ \$50 for lobbying for each such employer. Except for employees of
4 lobbying groups or firms, every person registering or renewing registration
5 who anticipates spending more than \$1,000 for lobbying in such
6 registration year on behalf of any one employer shall pay to the secretary
7 of state a fee of ~~\$300~~ \$350 for lobbying for such employer. Any lobbyist
8 who at the time of initial registration anticipated spending less than
9 \$1,000, on behalf of any one employer, but at a later date spends in excess
10 of such amount, within three days of the date when expenditures exceed
11 such amount, shall file an amended registration form which shall be
12 accompanied by an additional fee of ~~\$220~~ ~~\$275~~ \$300 for such year. Every
13 person registering or renewing registration as a lobbyist who is an
14 employee of a lobbying group or firm and not an owner or partner of such
15 entity shall pay an annual fee of ~~\$360~~ \$450. The secretary of state shall
16 remit all moneys received under this section to the state treasurer in
17 accordance with the provisions of K.S.A. 75-4215, and amendments
18 thereto. Upon receipt of each such remittance, the state treasurer shall
19 deposit the entire amount in the state treasury to the credit of the
20 governmental ethics commission fee fund.

21 (c) Any person who has registered as a lobbyist pursuant to this act
22 may file, upon termination of such person's lobbying activities, a statement
23 terminating such person's registration as a lobbyist. Such statement shall
24 be on a form prescribed by the commission and shall state the name and
25 address of the lobbyist, the name and address of the person compensating
26 the lobbyist for lobbying and the date of the termination of the lobbyist's
27 lobbying activities.

28 (d) No person who has failed or refused to pay any civil penalty
29 imposed pursuant to K.S.A. 46-280, and amendments thereto, shall be
30 authorized or permitted to register as a lobbyist in accordance with this
31 section until such penalty has been paid in full.

32 Sec. 4. K.S.A. 2014 Supp. 25-4119f, 25-4145 and 46-265 are hereby
33 repealed.

34 Sec. 5. This act shall take effect and be in force from and after its
35 publication in the statute book.