

## HOUSE BILL No. 2617

By Committee on Elections

Requested by Representative Carlin

1-29

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1 AN ACT concerning state governmental ethics; relating to members of the  
2 legislature; prohibiting voting on certain legislative matters in which a  
3 member has a special interest; amending K.S.A. 46-214a and 46-288  
4 and repealing the existing sections.  
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6 *Be it enacted by the Legislature of the State of Kansas:*

7 New Section 1. No legislator shall vote on or take any other action in  
8 favor of or against a legislative matter if such legislator or such legislator's  
9 immediate family member has a special interest in such legislative matter.  
10 Any legislator who is prohibited from taking action on a legislative matter  
11 under this section shall abstain from any vote on such legislative matter  
12 and shall be excused for any such vote.

13 New Sec. 2. "Immediate family member" means a spouse, child,  
14 parent, sibling, grandchild or grandparent of a person.

15 Sec. 3. K.S.A. 46-214a is hereby amended to read as follows: 46-  
16 214a. K.S.A. 46-215 through 46-293—~~and K.S.A. 46-237a~~, and  
17 amendments thereto, *and sections 1 and 2, and amendments thereto*, shall  
18 be known and may be cited as the state governmental ethics law.

19 Sec. 4. K.S.A. 46-288 is hereby amended to read as follows: 46-288.  
20 The commission, in addition to any other penalty prescribed under K.S.A.  
21 46-215 through 46-286, and amendments thereto, may assess a civil fine,  
22 after proper notice and an opportunity to be heard, against any person for a  
23 violation pursuant to K.S.A. 46-215 through 46-286, and amendments  
24 thereto, *or section 1, and amendments thereto*, in an amount not to exceed  
25 \$5,000 for the first violation, not to exceed \$10,000 for the second  
26 violation and not to exceed \$15,000 for the third violation and for each  
27 subsequent violation. All fines assessed and collected under this section  
28 shall be remitted to the state treasurer in accordance with the provisions of  
29 K.S.A. 75-4215, and amendments thereto. Upon receipt of each such  
30 remittance, the state treasurer shall deposit the entire amount in the state  
31 treasury to the credit of the governmental ethics commission fee fund.

32 Sec. 5. K.S.A. 46-214a and 46-288 are hereby repealed.

33 Sec. 6. This act shall take effect and be in force from and after its  
34 publication in the statute book.