

SENATE BILL No. 564

By Committee on Assessment and Taxation

3-14

1 AN ACT concerning governmental ethics; requiring lobbyists to verbally
2 disclose any current or pending litigation with a state agency involving
3 a client that would be affected by proposed legislation on current or
4 pending litigation with a state agency; amending K.S.A. 46-271 and
5 repealing the existing section.
6

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

8 Section 1. K.S.A. 46-271 is hereby amended to read as follows: 46-
9 271. (a) No lobbyist shall offer, pay, give or make any economic
10 opportunity, gift, loan, gratuity, special discount, favor, hospitality, or
11 service having an aggregate value of \$40 or more in any calendar year to
12 any state officer or employee or candidate for state office or to any officer
13 or candidate for office or employee of the judicial branch with a major
14 purpose of influencing the state officer or employee or candidate for state
15 office in the performance of official duties or prospective official duties or
16 the officer or candidate for office or employee of the judicial branch in the
17 performance of any judicial administrative matter, as defined in K.S.A. 46-
18 225, and amendments thereto. Hospitality in the form of recreation, food
19 and beverages are presumed not to be given to influence a state officer or
20 employee or candidate for state office in the performance of official duties,
21 or an officer or candidate for office or employee of the judicial branch in
22 the performance of any judicial administrative matter, as defined in K.S.A.
23 46-225, and amendments thereto, except when a particular course of
24 official action is to be followed as a condition thereon.

25 (b) Except when a particular course of official action is to be
26 followed as a condition thereon, this section shall not apply to: (1) Any
27 contribution reported in compliance with the campaign finance act as
28 amended; or (2) a commercially reasonable loan or other commercial
29 transaction in the ordinary course of business.

30 (c) *Lobbyists shall verbally disclose all litigation or other legal*
31 *action being taken or pending against a client by any state agency that*
32 *would be affected by proposed legislation when discussing such legislation*
33 *with a legislator or when testifying before a committee considering such*
34 *proposed legislation.*

35 Sec. 2. K.S.A. 46-271 is hereby repealed.

36 Sec. 3. This act shall take effect and be in force from and after its

- 1 publication in the statute book.