

SENATE BILL No. 287

By Senators Hensley, Barone, Gooch and Steineger

2-7

AN ACT concerning elections; relating to campaign finance; amending
K.S.A. 25-4148 and repealing the existing section.

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

Section 1. K.S.A. 25-4148 is hereby amended to read as follows: 25-4148. (a) Every treasurer shall file a report prescribed by this section. Reports filed by treasurers for candidates for state office, other than officers elected on a state-wide basis, shall be filed in both the office of the secretary of state and in the office of the county election officer of the county in which the candidate is a resident. Reports filed by treasurers for candidates for state-wide office shall be filed only with the secretary of state. Reports filed by treasurers for candidates for local office shall be filed in the office of the county election officer of the county in which the name of the candidate is on the ballot. Except as otherwise provided by subsection (h), all such reports shall be filed in time to be received in the offices required on or before each of the following days:

(1) The eighth day preceding the primary election, which report shall be for the period beginning on January 1 of the election year for the office the candidate is seeking and ending 12 days before the primary election, inclusive;

(2) the eighth day preceding a general election, which report shall be for the period beginning 11 days before the primary election and ending 12 days before the general election, inclusive;

(3) January 10 of the year after an election year, which report shall be for the period beginning 11 days before the general election and ending on December 31, inclusive;

(4) for any calendar year when no election is held, a report shall be filed on the next January 10 for the preceding calendar year;

(5) a treasurer shall file only the annual report required by subsection (4) for those years when the candidate is not participating in a primary or general election.

(b) Each report required by this section shall state:

(1) Cash on hand on the first day of the reporting period;

(2) the name and address of each person who has made one or more contributions in an aggregate amount or value in excess of \$50 during the

1 election period together with the amount and date of such contributions,
2 including the name and address of every lender, guarantor and endorser
3 when a contribution is in the form of an advance or loan;

4 (3) the aggregate amount of all proceeds from bona fide sales of po-
5 litical materials such as, but not limited to, political campaign pins, but-
6 tons, badges, flags, emblems, hats, banners and literature;

7 (4) the aggregate amount of contributions for which the name and
8 address of the contributor is not known;

9 (5) each contribution, rebate, refund or other receipt not otherwise
10 listed;

11 (6) the total of all receipts;

12 (7) the name and address of each person to whom expenditures have
13 been made in an aggregate amount or value in excess of \$50, with the
14 amount, date, and purpose of each ; the names and addresses of all per-
15 sons to whom any loan or advance has been made; when an expenditure
16 is made by payment to an advertising agency, public relations firm or
17 political consultants for disbursement to vendors, the report of such ex-
18 penditure shall show in detail the name of each such vendor and the
19 amount, date and purpose of the payments to each;

20 (8) *the name of any clearly identified candidate and the address of*
21 *such candidate for whom an expenditure in the form of an in-kind con-*
22 *tribution has been made in an aggregate amount or value in excess of \$50,*
23 *with the amount, date and purpose of each. The provisions of this sub-*
24 *section shall apply only to political committees and party committees;*

25 (9) the name and address of each person from whom an in-kind con-
26 tribution was received or who has paid for personal services provided
27 without charge to or for any candidate, candidate committee, party com-
28 mittee or political committee, if the contribution is in excess of \$50 and
29 is not otherwise reported under subsection (b)(7), and the amount, date
30 and purpose of the contribution;

31 ~~(10)~~ (10) the aggregate of all expenditures not otherwise reported un-
32 der this section; and

33 ~~(11)~~ (11) the total of expenditures.

34 (c) Treasurers of candidates and of candidate committees shall be
35 required to itemize, as provided in subsection (b)(2), only the purchase
36 of tickets or admissions to testimonial events by a person who purchases
37 such tickets or admissions in an aggregate amount or value in excess of
38 \$50 per event, or who purchases such a ticket or admission at a cost
39 exceeding \$25 per ticket or admission. All other purchases of tickets or
40 admissions to testimonial events shall be reported in an aggregate amount
41 and shall not be subject to the limitations specified in K.S.A. 25-4154,
42 and amendments thereto.

43 (d) If a contribution or other receipt from a political committee is

1 required to be reported under subsection (b), the report shall include the
2 full name of the organization with which the political committee is con-
3 nected or affiliated or, name or description sufficiently describing the
4 affiliation or, if the committee is not connected or affiliated with any one
5 organization, the trade, profession or primary interest of the political com-
6 mittee as reflected by the statement of purpose of such organization.

7 (e) The commission may require any treasurer to file an amended
8 report for any period for which the original report filed by such treasurer
9 contains material errors or omissions, and notice of the errors or omissions
10 shall be part of the public record. The amended report shall be filed
11 within 30 days after notice by the commission.

12 (f) The commission may require any treasurer to file a report for any
13 period for which the required report is not on file, and notice of the failure
14 to file shall be part of the public record. Such report shall be filed within
15 five days after notice by the commission.

16 (g) For the purpose of any report required to be filed pursuant to
17 subsection (a) by the treasurer of any candidate seeking nomination by
18 convention or caucus or by the treasurer of the candidate's committee or
19 by the treasurer of any party committee or political committee, the date
20 of the convention or caucus shall be considered the date of the primary
21 election.

22 (h) If a report is sent by certified or registered mail on or before the
23 day it is due, the mailing shall constitute receipt by that office.

24 Sec. 2. K.S.A. 25-4148 is hereby repealed.

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

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