

## Senate Substitute for HOUSE BILL No. 2141

By Committee on Ethics, Elections and Local Government

3-21

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1 AN ACT concerning governmental ethics; relating to use of public funds  
2 for lobbying.

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

5 Section 1. (a) Every public entity shall file with the secretary of state  
6 a report of public funds used to hire or contract for the services of any  
7 lobbyist on a form and in the manner prescribed and provided by the  
8 governmental ethics commission. Each report required to be filed by this  
9 act is a public record and shall be open to public inspection upon request.  
10 A report shall be filed on or before the 10<sup>th</sup> day of January for the reporting  
11 period containing the preceding calendar year. Such report shall disclose  
12 the following:

13 (1) An itemized listing of all public funds used by any public entity  
14 for the purpose of:

15 (A) Employing or contracting for the services of a lobbyist;

16 (B) paying membership dues or providing any other type of financial  
17 support to an association that employs a lobbyist; or

18 (C) paying membership dues or providing any other type of financial  
19 support to an association that has an affiliated organization that employs a  
20 lobbyist; and

21 (2) the full name and address of each lobbyist that has received  
22 compensation or financial support, whether directly or indirectly, from the  
23 public entity during the reporting period;

24 (3) the full name and address of each individual, association or  
25 organization that has received membership dues or any other financial  
26 support from a public entity for the purposes described in subsection (a)  
27 (1).

28 (b) If any public entity intends to expend no public funds for the  
29 purposes listed in subsection (a)(1), such public entity shall file an  
30 affidavit of such intent with the secretary of state. Such public entity shall  
31 not be required to file the reports required under subsection (a). However,  
32 if a public entity filing such affidavit expends any public funds for the  
33 purposes listed in subsection (a)(1), a report shall be filed for such period  
34 in the manner prescribed by subsection (a).

35 (c) No public funds shall be expended by any public entity as a direct  
36 or indirect gift or campaign contribution to any elected official, officer or

1 employee of the state or any municipality.

2 (d) For the purposes of this section:

3 (1) "Financial support" means any type of monetary or non-monetary  
4 payment, contribution, gift, or in-kind exchange, regardless of whether the  
5 public entity receives a benefit in return for such payment, contribution, or  
6 in-kind exchange;

7 (2) "gift" means a voluntary transfer of anything of value without  
8 consideration of equal or greater value, but does not include informational  
9 material transferred for the sole purpose of informing the recipient about  
10 matters pertaining to official state agency business;

11 (3) "public entity" shall have the meaning ascribed to "municipality"  
12 in K.S.A. 75-6102, and amendments thereto; and

13 (4) "public funds" means any moneys derived from state or local  
14 taxes, fees, charges or assessments.

15 (e) This section shall be supplemental to and part of the state  
16 governmental ethics law.

17 Sec. 2. This act shall take effect and be in force from and after its  
18 publication in the statute book.