

SENATE BILL No. 100

By Committee on Ethics, Elections and Local Government

1-30

1 AN ACT concerning *candidates and* lobbyists; ~~regarding~~ filings;
2 amending K.S.A. 25-904, 25-4173 and 46-268 and repealing the
3 existing section sections.
4

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

6 **Section 1.** *K.S.A. 25-904 is hereby amended to read as follows: 25-*
7 *904. (a) Every candidate for election to any city of the second and third*
8 *class, unified school district, community college or township office*
9 *subject to this act who intends to expend or have expended on such*
10 *person's behalf an aggregate amount or value of less than ~~\$500~~ \$1,000,*
11 *exclusive of such candidate's filing fee, and who intends to receive or*
12 *have received on such person's behalf contributions in an aggregate*
13 *amount or value of less than ~~\$500~~ \$1,000 in each the primary and the*
14 *general election shall file, not later than the ninth day preceding the*
15 *primary election, an affidavit of such intent with the county election*
16 *officer of the county of residence of the candidate. No report required by*
17 *subsection (b) shall be required to be filed by or for such candidate.*

18 *(b) Except as provided in subsection (a), it shall be the duty of every*
19 *candidate for nomination or for election to any city of the second and*
20 *third class, unified school district, community college or township office*
21 *subject to this act, within 30 days after each primary, general or special*
22 *election, to file with the county election officer an itemized statement*
23 *under oath stating the name and address of each person who has made*
24 *any contribution in excess of \$50 during the election period together*
25 *with the amount and date of such contributions and an itemized*
26 *statement of all expenditures made by such candidate or obligations*
27 *contracted or incurred by such candidate in connection with each*
28 *primary, general or special election.*

29 *(c) No candidate which is subject to the provisions of the campaign*
30 *finance act (K.S.A. 25-4142 et seq., and amendments thereto), shall be*
31 *required to file any report required by this section.*

32 *(d) Any candidate who has signed an affidavit pursuant to*
33 *subsection (a) and who incurs expenses in excess of or receives*
34 *contributions in excess of ~~\$500~~ \$1,000, exclusive of such candidate's*
35 *filing fee for either the primary or the general election, shall file the*
36 *report required by subsection (b).*

1 **Sec. 2.** *K.S.A. 25-4173 is hereby amended to read as follows: 25-*
2 *4173. Every candidate for state or local office who intends to expend or*
3 *have expended on such person's behalf an aggregate amount or value of*
4 *less than \$500 \$1,000, exclusive of such candidate's filing fee, and who*
5 *intends to receive or have received on such person's behalf contributions*
6 *in an aggregate amount or value of less than \$500 \$1,000 in each of the*
7 *primary and the general elections shall file, not later than the ninth day*
8 *preceding the primary election, an affidavit of such intent with the*
9 *secretary of state for state offices. In the case of a candidate for a local*
10 *office, such affidavit also shall be filed with the county election officer of*
11 *the county in which the name of the candidate is on the ballot. No report*
12 *required by K.S.A. 25-4148, and amendments thereto, shall be required*
13 *to be filed by or for such candidate.*

14 ~~Section 1.~~ **Sec. 3.** K.S.A. 46-268 is hereby amended to read as
15 follows: 46-268. (a) Except as otherwise provided in subsection (b), every
16 lobbyist shall file with the secretary of state a report of employment and
17 expenditures on a form and in the manner prescribed and provided by the
18 commission. A report shall be filed on or before the 10th day of the months
19 of February, March, April, May, September and January. Reports shall
20 include all expenditures which are required to be reported under K.S.A.
21 46-269, and amendments thereto, or a statement that no expenditures in
22 excess of \$100 were made for such purposes, during the preceding
23 calendar month or months since the period for which the last report was
24 filed.

25 (b) For any calendar year in which a lobbyist expects to expend an
26 aggregate amount of less than \$100 for lobbying in each reporting period,
27 a lobbyist shall file an affidavit of such intent with the secretary of state.
28 Such lobbyist shall not be required to file the reports required under
29 subsection (a) for the year for which such affidavit is filed ~~but shall file a~~
30 ~~report on or before January 10, which shall include all expenditures made~~
31 ~~in the preceding calendar year which are required to be reported under~~
32 ~~K.S.A. 46-269, and amendments thereto.~~ If in any reporting period a
33 lobbyist filing such affidavit expends in excess of \$100 in reportable
34 expenses, a report shall be filed for such period in the manner prescribed
35 by subsection (a).

36 ~~Sec. 2.~~ **4.** K.S.A. ~~25-904, 25-4173 and~~ 46-268 ~~is~~ **are** hereby repealed.

37 ~~Sec. 3.~~ **5.** This act shall take effect and be in force from and after its
38 publication in the statute book.