

## SENATE BILL No. 65

By Committee on Ethics, Elections and Local Government

1-23

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1 AN ACT concerning the governmental ethics commission; amending  
2 K.S.A. 2012 Supp. 25-4119a and repealing the existing section.

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

5 Section 1. K.S.A. 2012 Supp. 25-4119a is hereby amended to read as  
6 follows: 25-4119a. (a) There is hereby created the Kansas commission on  
7 governmental standards and conduct.

8 (b) On July 1, 1998, the Kansas commission on governmental  
9 standards and conduct is hereby redesignated as the governmental ethics  
10 commission. On and after July 1, 1998, whenever the Kansas commission  
11 on governmental standards and conduct, or words of like effect, is referred  
12 to or designated by a statute, contract or other document, such reference or  
13 designation shall be deemed to apply to the governmental ethics  
14 commission. Nothing in this act shall be construed as abolishing and  
15 reestablishing the Kansas commission on governmental standards and  
16 conduct. The commission shall consist of ~~nine~~ 11 members of whom two  
17 shall be appointed by the governor, one by the president of the senate, *one*  
18 *by the majority leader in the senate*, one by the speaker of the house of  
19 representatives, *one by the majority leader of the house of representatives*,  
20 one by the minority leader of the house of representatives, one by the  
21 minority leader of the senate, one by the chief justice of the supreme court,  
22 one by the attorney general and one by the secretary of state. Nothing in  
23 this act shall be construed as affecting the terms of members serving on  
24 July 1, 1998. Not more than ~~five~~ seven members of the commission shall  
25 be members of the same political party and the two members appointed by  
26 the governor shall not be members of the same political party.

27 (c) The terms of all subsequently appointed members shall be two  
28 years commencing on February 1 of the appropriate years. Vacancies  
29 occurring on the commission shall be filled for the unexpired term by the  
30 same appointing officer as made the original appointment. Members shall  
31 serve until their successors are appointed and qualified. *No member shall*  
32 *serve more than two consecutive terms. Any member who has served two*  
33 *consecutive terms upon the effective date of this act shall not be eligible*  
34 *for reappointment.* The governor shall designate one of the members  
35 appointed by the governor to be the chairperson of the commission. A  
36 majority vote of ~~five~~ six members of the commission shall be required for

1 any action of the commission. The commission may adopt rules to govern  
2 its proceedings and may provide for such officers other than the  
3 chairperson as it may determine. The commission shall meet at least once  
4 each quarter, and also shall meet on call of its chairperson or any ~~four~~ *five*  
5 members of the commission. Members of the commission attending  
6 meetings of such commission, or attending a subcommittee meeting  
7 thereof authorized by such commission, shall be paid compensation,  
8 subsistence allowances, mileage and other expenses as provided in  
9 subsections (a) to (d), inclusive, of K.S.A. 75-3223, and amendments  
10 thereto. The commission shall appoint an executive director who shall be  
11 in the unclassified service and receive compensation fixed by the  
12 commission, in accordance with appropriation acts of the legislature,  
13 subject to approval by the governor. The commission may employ such  
14 other staff and attorneys as it determines, within amounts appropriated to  
15 the commission, all of whom shall be in the unclassified service and shall  
16 receive compensation fixed by the commission and not subject to approval  
17 by the governor.

18 (d) The commission may adopt rules and regulations for the  
19 administration of the campaign finance act. Subject to K.S.A. 25-4178,  
20 and amendments thereto, rules and regulations adopted by the commission  
21 created prior to this act shall continue in force and effect and shall be  
22 deemed to be the rules and regulations of the commission created by this  
23 section of this enactment, until revised, amended, repealed or nullified  
24 pursuant to law. All rules and regulations of the commission shall be  
25 subject to the provisions of article 4 of chapter 77 of Kansas Statutes  
26 Annotated, *and amendments thereto*. The commission shall continue to  
27 administer all of the acts administered by the commission to which it is  
28 successor.

29 (e) The commission may provide copies of opinions, informational  
30 materials compiled and published by the commission and public records  
31 filed in the office of the commission to persons requesting the same and  
32 may adopt rules and regulations fixing reasonable fees therefor. All fees  
33 collected by the commission under the provisions of this subsection shall  
34 be remitted to the state treasurer in accordance with the provisions of  
35 K.S.A. 75-4215, and amendments thereto. Upon receipt of each such  
36 remittance, the state treasurer shall deposit the entire amount in the state  
37 treasury to the credit of the governmental ethics commission fee fund.

38 (f) The commission shall submit an annual report and  
39 recommendations in relation to all acts administered by the commission to  
40 the governor and to the legislative coordinating council on or before  
41 December 1 of each year. The legislative coordinating council shall  
42 transmit such report and recommendations to the legislature.

43 (g) Whenever the Kansas commission on governmental standards and

1 conduct, or words of like effect, is referred to or designated by a statute,  
2 contract or other document, such reference or designation shall be deemed  
3 to apply to the governmental ethics commission.

4 Sec. 2. K.S.A. 2012 Supp. 25-4119a is hereby repealed.

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