

SENATE BILL No. 66

By Committee on Elections and Local Government

1-20

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

11

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

13 Section 1. K.S.A. 25-4148 is hereby amended to read as follows: 25-
14 4148. (a) (1) Every treasurer shall file a report prescribed by this section.
15 Reports filed by treasurers for candidates for state office, other than of-
16 ficers elected on a state-wide basis, shall be filed in both the office of the
17 secretary of state and in the office of the county election officer of the
18 county in which the candidate is a resident. Reports filed by treasurers
19 for candidates for state-wide office shall be filed only with the secretary
20 of state. Reports filed by treasurers for candidates for local office shall be
21 filed in the office of the county election officer of the county in which
22 the name of the candidate is on the ballot.

23 (2) Except as otherwise provided by subsection (h), all such reports
24 shall be filed in time to be received in the offices required on or before
25 each of the following days:

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

30 ~~(2)~~ (B) The eighth day preceding a general election, ~~which. Such~~
31 report shall be for the period beginning 11 days before the primary elec-
32 tion and ending 12 days before the general election, inclusive;

33 ~~(3)~~ (C) January 10 of the year after an election year, ~~which. Such~~
34 report shall be for the period beginning 11 days before the general elec-
35 tion and ending on December 31, inclusive;

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

38 ~~(5)~~ A treasurer shall file ~~only~~ the annual report required by ~~subsec-~~
39 ~~tion (4) this subparagraph only~~ for those years when the candidate is not
40 participating in a primary or general election.

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

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

43 (2) *Except as provided in subsection (c),* the name and address of

- 1 each person who has made one or more contributions in an aggregate
2 amount or value in excess of \$50 during the election period together with
3 the amount and date of such contributions, including the name and ad-
4 dress of every lender, guarantor and endorser when a contribution is in
5 the form of an advance or loan;
- 6 (3) The aggregate amount of all proceeds from bona fide sales of
7 political materials such as, but not limited to, political campaign pins,
8 buttons, badges, flags, emblems, hats, banners and literature;
- 9 (4) The aggregate amount of contributions for which the name and
10 address of the contributor is not known;
- 11 (5) Each contribution, rebate, refund or other receipt not otherwise
12 listed;
- 13 (6) The total of all receipts;
- 14 (7) The name and address of each person to whom expenditures have
15 been made in an aggregate amount or value in excess of \$50, with the
16 amount, date, and purpose of each; the names and addresses of all persons
17 to whom any loan or advance has been made; when an expenditure is
18 made by payment to an advertising agency, public relations firm or po-
19 litical consultants for disbursement to vendors, the report of such ex-
20 penditure shall show in detail the name of each such vendor and the
21 amount, date and purpose of the payments to each;
- 22 (8) The name and address of each person from whom an in-kind
23 contribution was received or who has paid for personal services provided
24 without charge to or for any candidate, candidate committee, party com-
25 mittee or political committee, if the contribution is in excess of \$50 and
26 is not otherwise reported under ~~subsection (b)(7)~~ *paragraph (7) of sub-*
27 *section (b)*, and the amount, date and purpose of the contribution;
- 28 (9) (A) *The name and address of each candidate for state or local*
29 *office for whom an expenditure in the form of an in-kind contribution has*
30 *been made in an aggregate amount or having a fair market value in excess*
31 *of \$300, with the amount, date and purpose of each. The report shall show*
32 *in detail the specific service or product provided; and*
- 33 (B) *the name and address of each candidate for state or local office*
34 *who is the subject of an expenditure which:*
- 35 (i) *Is made without the cooperation or consent of a candidate or can-*
36 *didate committee;*
- 37 (ii) *expressly advocates the nomination, election or defeat of such can-*
38 *didate; and*
- 39 (iii) *is an aggregate amount or having a fair market value in excess*
40 *of \$300.*
- 41 *The report shall state the amount, date and purpose of each. The report*
42 *shall show in detail the specific service or product provided. The reporting*
43 *requirements imposed by this paragraph shall be in addition to all other*

1 *requirements required by this section. The provisions of this paragraph*
2 *shall apply only to political committees and party committees.*

3 ~~(9) (10) The aggregate of all expenditures not otherwise reported~~
4 ~~under this section; and.~~

5 ~~(10) (11) The total of expenditures.~~

6 (c) Treasurers of candidates and of candidate committees shall be
7 ~~required to itemize, as provided in subsection (b)(2), only~~ *itemize* the
8 purchase of tickets or admissions to testimonial events by a person who
9 purchases such tickets or admissions in an aggregate amount or value in
10 excess of \$50 per event, or who purchases such a ticket or admission at
11 a cost exceeding \$25 per ticket or admission. All other purchases of tickets
12 or admissions to testimonial events shall be reported in an aggregate
13 amount and shall not be subject to the limitations specified in K.S.A. 25-
14 4154, and amendments thereto.

15 (d) If a contribution or other receipt from a political committee is
16 required to be reported under subsection (b), the report shall include the
17 full name of the organization with which the political committee is con-
18 nected or affiliated or, ~~name or~~ a description ~~sufficiently describing the~~
19 ~~affiliation or, if of the connection to or affiliation with such organization.~~
20 *If the committee is not connected or affiliated with any one organization,*
21 *the report shall state* the trade, profession or primary interest of the po-
22 litical committee as reflected by the statement of purpose of such
23 organization.

24 (e) The commission may require any treasurer to file an amended
25 report for any period for which the original report filed by such treasurer
26 contains material errors or omissions, ~~and.~~ *The* notice of the errors or
27 omissions shall be part of the public record. The amended report shall
28 be filed within 30 days after notice by the commission.

29 (f) The commission may require any treasurer to file a report for any
30 period for which the required report is not on file, ~~and.~~ *The* notice of the
31 failure to file shall be part of the public record. Such report shall be filed
32 within five days after notice by the commission.

33 (g) For the purpose of any report required to be filed pursuant to
34 subsection (a) by the treasurer of any candidate seeking nomination by
35 convention or caucus or by the treasurer of the candidate's committee or
36 by the treasurer of any party committee or political committee, the date
37 of the convention or caucus shall be considered the date of the primary
38 election.

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

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

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