

Approved: March 9, 1993  
Date

MINUTES OF THE SENATE COMMITTEE ON ELECTIONS, CONGRESSIONAL & LEGISLATIVE  
APPORTIONMENT AND GOVERNMENTAL STANDARDS

The meeting was called to order by Chairperson Barbara Lawrence at 1:30 p.m. on February 23, 1993 in  
Room 529-S of the Capitol.

All members were present

Committee staff present: Dennis Hodgins, Legislative Research Department  
~~Mary Galligan, Legislative Research Department~~  
~~Raney Gilliland, Legislative Research Department~~  
Arden Ensley, Revisor of Statutes  
Pat Brunton, Committee Secretary

Conferees appearing before the committee: Joe de la Torre, Office of Secretary of State

Others attending: See attached list

A motion was made by Senator Bond to approve committee minutes of January 26, January 28 and February 4. Seconded by Senator Sallee. Motion carried.

Hearings were continued on **SB 61**--Governmental ethics; state officer or employee providing service for private compensation which could have been performed by office.

A "balloon" to **SB 61** was presented to the committee which changes wording in Section 1, (b) to read "No state officer or employee shall charge or accept compensation directly or indirectly, for the performance of services provided in competition with such officer or employee's state agency, from any person who is entitled to receive such services from the officer or employee in the state officer or employee's official capacity. Compensation paid by another governmental entity is excluded from this provision." (Attachment 1)

Hearings were closed on **SB 61**.

Discussion was held.

Senator Brady moved to accept the "balloon" to **SB 61**. Senator Hardenburger seconded. Motion carried.

Senator Bond made a motion to pass **SB 61** as amended. Senator Brady seconded. Motion carried.

Hearings were opened on **SB 349**--Political affiliation of appointees to state committees, councils, boards and commissions.

After much discussion, an amendment to **SB 349** was offered which would include "within the preceding 12 months of the appointment".

Discussion followed.

Senator Parkinson moved to include the language written by Arden Ensley, Revisor of Statute's Office. Seconded by Senator Ranson.

Senator Parkinson made a motion to adopt amendment which would include 24 months and apply to temporary appointments. Senator Bond seconded. Motion carried.

Senator Bond moved to pass **SB 349** as amended. Seconded by Senator Sallee. Motion carried.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON ELECTIONS, CONGRESSIONAL & LEGISLATIVE APPORTIONMENT AND GOVERNMENTAL STANDARDS, Room 529-S Statehouse, at 1:30 p.m. on February 23, 1993.

Hearings were opened on **HB 2044**--requiring affidavits of candidacy by write-in candidates for certain offices.

Joe de la Torre, Office of Secretary of State, informed the committee of House action on **HB 2044**. Mr. de la Torre explained to the committee that this legislation will bring the filing requirements and poll agent status for write-in candidates into conformity with other candidates seeking office.

Discussion followed.

Senator Bond made a motion to amend **HB 2044** by adding "state" offices on page 2, line 1 and page 3, line 7. Senator Ranson seconded.

Senator Sallee made a substitute motion to table **HB 2044**. Seconded by Senator Wisdom. Motion carried.

Hearings were opened on **SB 327**--providing for runoff primary elections.

Joe de la Torre, Office of Secretary of State, appeared before the committee with copies of calendars to explain time frame involved in this legislation. (Attachment 2)

After much discussion, Chairperson Lawrence appointed a subcommittee consisting of Senator Hardenburger, Chair, Senator Parkinson and Senator Wisdom and asked that they report back to committee on Thursday, February 25 in regards to **SB 327**.

The committee adjourned at 2:20 p.m.

The next meeting is scheduled for February 25, 1993.

SENATE BILL No. 61

By Committee on Elections, Congressional  
and Legislative Apportionment and Governmental Standards

1-21

9 AN ACT relating to governmental ethics; concerning conflicts of  
10 interests of state officers and employees; amending K.S.A. 46-235  
and repealing the existing section.

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

12 Section 1. K.S.A. 46-235 is hereby amended to read as follows:  
13 46-235. (a) No state officer or employee shall accept compensation  
14 for performance of official duties, other than that to which such  
15 person is entitled for such performance. No person shall pay or offer  
16 to pay any state officer or employee any compensation for perform-  
17 ance of official duties, except a state officer or employee performing  
18 official duties in making payments to state officers and employees.  
19 The receipt of wages or salary from an individual's nonstate employer  
20 during a period of service as a state officer or employee shall not  
21 be construed as compensation for performance of official duties.

22 (b) *No state officer or employee shall charge or accept compen-  
23 sation directly or indirectly for the performance of services which  
24 could have been performed in their capacity as a state official or  
25 employee from any person other than an agency of the state, federal  
26 or judiciary.*

27 Sec. 2. K.S.A. 46-235 is hereby repealed.

28 Sec. 3. This act shall take effect and be in force from and after  
29 its publication in the statute book.  
30  
31

(b) No state officer or employee shall charge or accept compensation directly or indirectly, for the performance of services provided in competition with such officer or employee's state agency, from any person who is entitled to receive such services from the officer or employee in the state officer or employee's official capacity. Compensation paid by another governmental entity is excluded from this provision.

SENATE ELECTIONS  
2-23-93  
ATTACHMENT 1

SENATE BILL No. 61

By Committee on Elections, Congressional  
and Legislative Apportionment and Governmental Standards

1-21

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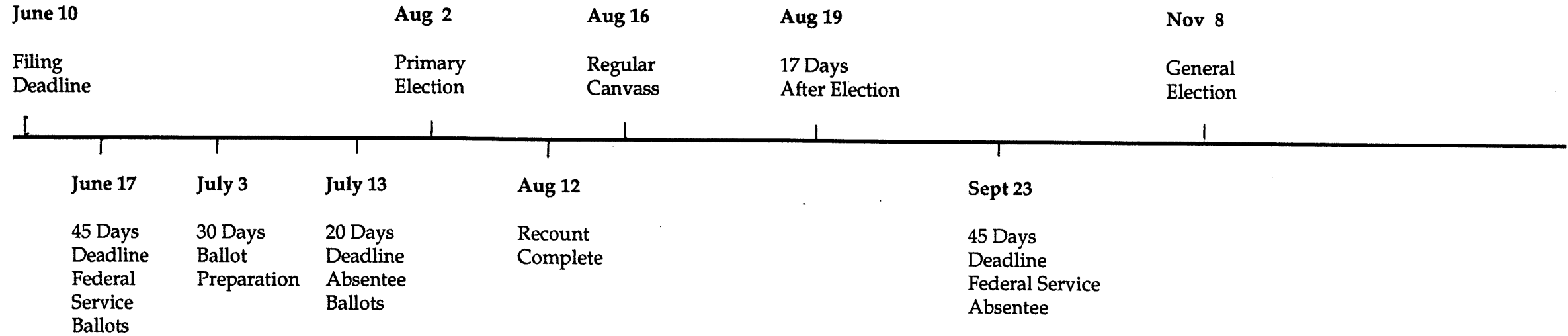
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1-2

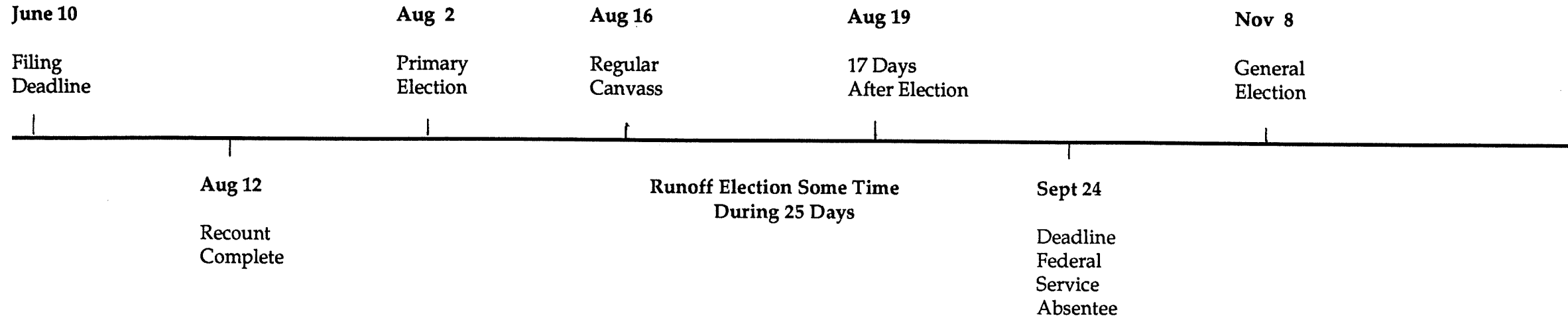
# 1994 Elections Calendar Current Law



SENATE ELECTIONS  
2-23-93  
ATTACHMENT 2

# 1994 Elections Calendar SB 327

2-2



# 1994 Potential Elections Calendar To Accommodate Primary Runoff

