

Approved: April 27, 1994
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 March 16, 1994 in Room 529-S of the Capitol.

All members were present except: Senator Ranson, excused

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: Honorable Ben Vidricksen, Kansas Senator

Brad Bryant, Office of Secretary of State

Elizabeth Ensley, Shawnee County Election Commissioner

Others attending: See attached list

Hearings were opened on SB 822-Elections; use, sale and receipt of information from voter registration lists.

Senator Ben Vidricksen testified in favor of **SB 822** asking for the committee's favorable approval. He stated this is a simple little bill to clarify both K.S.A. 21-3914 and K.S.A. 25-2320a to allow private for profit marketing businesses to use information derived from voter registration lists, solely for political campaign or election purposes without threat of prosecution. (Attachment 1).

Discussion followed.

Senator Bond made a motion to pass favorably **SB 822**. Senator Sallee seconded. Motion carried.

Chairperson Lawrence asked that the committee return to **HB 2531** which was worked in committee on March 15.

Arden Ensley, Revisor of Statutes, explained that a substitute bill should be made of current version of **HB 2531** but return it to the original form that was amended by the House committee. (Attachment 2).

Discussion was held.

Senator Parkinson moved to reconsider committee's actions of yesterday. Senator Hardenburger seconded. Motion carried.

Senator Parkinson made a motion to strike section 2 of **HB 2531**. Senator Hardenburger seconded. Motion carried.

Senator Parkinson moved to pass favorably **HB 2531** as amended. Senator Hardenburger seconded. Motion carried.

Hearings were continued on **HB 2592**-Elections; identification of voters at polling places.

Brad Bryant, Secretary of State's Office, testified in favor of **HB 2592**. Mr. Bryant informed the committee of some amendments proposed during testimony by Elgia Stevenson, the Johnson County Election

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 March 16, 1994.

Commissioner, and after discussing them at length with her, is proposing adoption of a change of **HB 2592**. (Attachment 3).

Elgia Stevenson, Johnson County Election Commissioner, provided the committee with FAX testimony on **HB 2592**. Ms. Stevenson informed the committee she had reviewed a copy of revisions to **HB 2592** and those changes eliminate confusing directives affecting the polling place procedures. Ms. Stevenson also informed the committee their support and passage of the revised bill will be appreciated by her office, boardworkers and voters. (Attachment 4).

Elizabeth Ensley, representing County Clerks Association, appeared before the committee stating the Association is excited about this legislation. Ms. Ensley furnished the committee with copies of poll book forms. (Attachment 5).

Discussion was held after each testimony.

Senator Brady made a motion to pass **HB 2592** as amended. Senator Hardenburger seconded. Motion carried.

Hearings were opened on **HB 2650**-Elections; local campaign finance; penalties for failure to file reports and statements.

Carol Williams, Commission on Governmental Standards and Conduct, testified in favor of **HB 2650**. This bill is a recommendation made by the Commission and they believe the proposed amendment to K.S.A. 25-4167 is a clean up amendment. Ms. Williams stated K.S.A. 25-4167 is the failure to file provision which sets forth the penalty for failing to file any document required by the Campaign Finance Act. The current language in this section only pertains to reports and other documents which are filed with the Secretary of State's office. (Attachment 6).

Discussion was held.

Senator Parkinson moved to pass favorably **HB 2650**. Senator Brady seconded. Motion carried.

Chairperson Lawrence announced there would be no meeting tomorrow.

The next meeting is scheduled for March 22, 1994.

GUEST LIST

SENATE ELECTIONS COMMITTEE

DATE: March 16, 1994

[illegible]

Dear Senator Vidricksen:

This will confirm our telephone request for action by the Kansas legislature to clarify both K.S.A. 21-3914 and K.S.A. 25-2320a to allow private for profit marketing businesses to use information derived from voter registration lists, solely for political campaign or election purposes.

A marketing firm client has been asked by a current candidate for state office to compile a state-wide voter registration list to be used for direct mail of political campaign literature to be prepared and/or mailed by the marketing firm, and to be used by the candidate's committees in connection with contact in person or by telephone of registered voters on behalf of the political candidate. The political candidate has authorized the marketing firm to make the state-wide voter registration list available to other political candidates and their committees for purposes of direct mail and personal contact by or on behalf of other political candidates of the same party. It is apparent that the preparation and use of such lists by a professional marketing firm is more accurate and cost effective than through the use of volunteers by candidate or party committees.

While it would appear to be in the public interest to allow political candidates and their committees to hire and compensate professional marketing firms to compile and use information derived from voter registration lists for political campaign or election purposes, it is not clear that such use of these lists is permitted under K.S.A. 21-3914 and K.S.A. 25-2320a. Attorney General Opinion No. 84-106 is certainly not helpful in this regard. Copies of the statutes and summary of Attorney General Opinion No. 84-106 are attached for your information.

SENATE ELECTIONS
3-16-94
ATTACHMENT 1

CRIMES AND PUNISHMENTS

21-3914. Unlawful use of names derived from public records. (a) No person shall knowingly sell, give or receive, for the purpose of selling or offering for sale any property or service to persons listed therein, any list of names and addresses contained in or derived from public records except:

(1) Lists of names and addresses from public records of the division of vehicles obtained under K.S.A. 74-2012, and amendments thereto;

(2) lists of names and addresses of persons licensed, registered or issued certificates or permits to practice a profession or vocation may be sold or given to, and received by, an organization of persons who practice that profession or vocation for membership, informational or other purposes related to the practice of the profession or vocation;

(3) lists of names and addresses of persons applying for examination for licenses, registrations, certificates or permits to practice a profession or vocation shall be sold or given to, and received by, organizations providing professional or vocational educational materials or courses to such persons for the sole purpose of providing such persons with information relating to the availability of such materials or courses; and

(4) to the extent otherwise authorized by law.

(b) Violation of this section is a class C misdemeanor.

History: L. 1984, ch. 187, § 11; L. 1984, ch. 282, § 5; April 26.

25-2320a. Use of voter registration lists for commercial purposes; penalty. Use of voter registration lists for commercial purposes in knowingly selling, giving or receiving the information on or derived from voter registration lists with the intent to use such list or information for any commercial purpose.

Use of voter registration lists for commercial purposes is a class C misdemeanor.

History: L. 1977, ch. 139, § 2; July 1.

ATTORNEY GENERAL

OPINION NO. 84-106

Laws, Journals and Public Information—Records Open to Public—Lists of Names and Addresses; Prohibition Against Commercial Use. Representative Rex B. Hoy, 24th District, Shawnee Mission, October 11, 1984.

As amended by chapter 282, section 5, the provisions of chapter 187, section 11 of the 1984 Session Laws prohibit the selling, giving or receiving of lists of names and addresses derived from public records, for the purpose of selling or offering for sale any property or service to the persons listed therein, subject to three exceptions. Section 6 of chapter 187, as amended by section 3 of chapter 282 of the 1984 Session Laws, further requires that any person who obtains a list of names and addresses certify that: (1) he or she will not use the information for the purpose of selling or offering for sale any property or services, and (2) will not give, sell or otherwise make available the list to another person so that the latter may sell or offer for sale any property or service. Accordingly, a person may not make commercial use of information derived from such lists, either directly or through the sale of the lists themselves. Cited herein: K.S.A. 1983 Supp. 21-3913; 45-201 (both repealed, L. 1984, ch. 187); 74-2012, as amended by L. 1984, ch. 282, § 1; L. 1983, ch. 171, § 11; L. 1984, ch. 187, §§ 6, 11; L. 1984, ch. 282, §§ 3, 5. JSS

Vol. 3, No. 43, October 25, 1984.

HOUSE BILL No. 2531

By Committee on Appropriations

3-15

AN ACT concerning the Kansas commission on governmental standards and conduct; relating to fees; requiring the signing of certain campaign statements filed with the commission; amending K.S.A. 1992 Supp. 25-4119f, 25-4119g, 25-4145 and 46-265 and repealing the existing sections.

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

Section 1. K.S.A. 1992 Supp. 25-4119f is hereby amended to read as follows: 25-4119f. (a) In addition to any other fee required by law, every person becoming a candidate for the following offices shall pay a fee at the time of filing for such office in the amount prescribed by this section:

(1) Governor and lieutenant governor	\$400;
(1) (2) State offices elected by statewide election, other than the governor and lieutenant governor	\$250 \$300;
(2) (3) state senator, state representative, state board of education, district attorney, board of public utilities of the city of Kansas City and elected county offices	\$20 \$30;

and

(3) (4) members of boards of education of unified school districts having 35,000 or more pupils regularly enrolled in the preceding school year, elective offices in cities of the first class and judges of the district court in judicial districts in which judges are elected	\$10 \$30
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(b) The officer receiving such fees shall remit the same to the state treasurer. Upon receipt of such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the Kansas commission on governmental standards and conduct fee fund.

Section 1. K.S.A. 1992 Supp. 25-4119f, as amended by section 1 of 1993 Senate Bill No. 45, is hereby amended to read as follows: 25-4119f. (a) In addition to any other fee required by law, every person becoming a candidate for the following offices shall pay a fee at the time of filing for such office in the amount prescribed by this section:

SENATE ELECTIONS
3-21-94
ATTACHMENT 2

(1) Governor and lieutenant governor.....	\$400
(1) (2) State offices elected by statewide election, other than the governor and lieutenant governor	\$250 \$400;
(2) (3) state senator, state representative, state board of education, district attorney, board of public utilities of the city of Kansas City and elected county offices	\$20 \$30;
and	
(3) (4) members of boards of education of unified school districts having 35,000 or more pupils regularly enrolled in the preceding school year, elective offices in cities of the first class and judges of the district court in judicial districts in which judges are elected	\$10 \$30.

(b) The secretary of state shall remit all fees received by that office to the state treasurer. County election officers receiving fees in accordance with this section shall remit such fees to the county treasurer of the county who shall quarterly remit the same to the state treasurer. Upon receipt of such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the Kansas commission on governmental standards and conduct fee fund.

Sec. 2. K.S.A. 1992 Supp. 25-4119g is hereby amended to read as follows: 25-4119g. The commission shall prepare a statement of fair campaign practices to assist governing candidates in the proper conduct of election campaigns. A copy of such statement shall be mailed by the commission to each candidate at the time of the receipt of notice of appointment of a treasurer or candidate committee by such candidate. Within 10 days following receipt of such statement each candidate shall sign and return the statement to the commission. The commission shall maintain a file of all statements received from candidates.

Sec. 3. K.S.A. 1992 Supp. 25-4145 is hereby amended to read as follows: 25-4145. (a) Each party committee and each political committee which anticipates receiving contributions or making expenditures shall appoint a chairperson and a treasurer. The chairperson of each party committee and each political committee which supports or opposes a candidate for state office shall make a statement of organization and file it with the secretary of state not later than 10 days after establishment of such committee. The chairperson of each political committee, the major purpose of which is to support or oppose any candidate for local office, shall make a statement of organization and file it with the county election officer not later than 10 days after establishment of such committee.

(b) Every statement of organization shall include:

(1) The name and address of the committee;

(2) the names and addresses of the chairperson and treasurer of the committee;

(3) the names and addresses of affiliated or connected organizations; and

(4) in the case of a political committee, the full name of the organization with which the committee is connected or affiliated or, name or description sufficiently describing the affiliation or, if the committee is not connected or affiliated with any one organization, the trade, profession or primary interest of contributors of the political committee.

(c) Any change in information previously reported in a statement of organization shall be reported on a supplemental statement of organization and filed not later than 10 days following the change.

(d) (1) Each political committee which anticipates receiving contributions shall register annually with the commission ~~on or before~~ July 1, 1991, and on or before July 1 of each year thereafter. Each political committee registration shall be in the form and contain such information as may be required by the commission.

(2) Each registration by a political committee anticipating the receipt of \$2,501 or more in any calendar year shall be accompanied by an annual registration fee of ~~\$100~~ \$150 \$200.

(3) Each registration by a political committee anticipating the receipt of ~~\$2,500 or less more than \$500 but less than \$2,501~~ in any calendar year shall be accompanied by an annual registration fee of ~~\$10~~ \$50 \$30.

(4) *Each registration by a political committee anticipating the receipt of \$500 or less in any calendar year shall be accompanied by an annual registration fee of \$15.*

(5) *Any political committee which is currently registered under subsection (d)(3) or (d)(4) and which receives contributions in excess of \$2,500 for a calendar year, shall file, within three days of the date when contributions exceed such amount, an amended registration form which shall be accompanied by an additional fee for such year equal to the difference between ~~\$150~~ \$200 and the amount of the fee that accompanied the current registration.*

(6) *Any political committee which is currently registered under subsection (d)(4) and which receives contributions in excess of \$2,500 \$500 but which at the time of its initial registration anticipated receiving contributions of less than that amount are less than \$2,501, shall file, within three days of the date when contributions exceed such amount \$500, file an amended registration form which shall be accompanied by an additional fee of ~~\$90~~ \$35 \$15 for such*

1 year.

2 (e) All such fees received by or for the commission shall be
3 remitted to the state treasurer at least monthly. Upon receipt of
4 each such remittance, the state treasurer shall deposit the entire
5 amount in the state treasury to the credit of the Kansas commission
6 on governmental standards and conduct fee fund.

7 Sec. 3 4. K.S.A. 1992 Supp. 46-265 is hereby amended to read
8 as follows: 46-265. (a) Every lobbyist shall register with the sec-
9 retary of state by completing and signing a registration form pre-
10 scribed and provided by the commission. Such registration shall show
11 the name and address of the lobbyist, the name and address of the
12 person compensating the lobbyist for lobbying, the purpose of the
13 employment and the method of determining and computing the
14 compensation of the lobbyist. If the lobbyist is compensated or to
15 be compensated for lobbying by more than one employer or is to
16 be engaged in more than one employment, the relevant facts listed
17 above shall be separately stated for each employer and each em-
18 ployment. Whenever any new lobbying employment or lobbying
19 position is accepted by a lobbyist already registered as provided in
20 this section, such lobbyist shall report the same on forms prescribed
21 and provided by the commission before engaging in any lobbying
22 activity related to such new employment or position, and such report
23 shall be filed with the secretary of state. When a lobbyist is an
24 employee of a lobbying group or firm which contracts to lobby and
25 not an owner or partner of such entity, the lobbyist shall report each
26 client of the group, firm or entity whose interest the lobbyist rep-
27 resents. Whenever the lobbying of a lobbyist concerns a legislative
28 matter, the secretary of state shall promptly transmit copies of each
29 registration and each report filed under this act to the secretary of
30 the senate and the chief clerk of the house of representatives.

31 (b) On or after October 1, in any year any person may register
32 as a lobbyist under this section for the succeeding calendar year.
33 Such registration shall expire annually on December 31, of the year
34 for which the lobbyist is registered. In any calendar year, before
35 engaging in lobbying, persons to whom this section applies shall
36 register or renew their registration as provided in this section. Except
37 for employees of lobbying groups or firms, every person registering
38 or renewing registration who anticipates spending \$1,000 or less for
39 lobbying in such registration year on behalf of any one employer
40 shall pay to the secretary of state a fee of \$15 ~~\$50~~ \$30 for lobbying
41 for each such employer. Except for employees of lobbying groups
42 or firms, every person registering or renewing registration who an-
43 ticipates spending more than \$1,000 for lobbying in such registration

year on behalf of any one employer shall pay to the secretary of state a fee of ~~\$125~~ ~~\$150~~ \$250 for lobbying for such employer. Any lobbyist who at the time of initial registration anticipated spending less than \$1,000, on behalf of any one employer, but at a later date spends in excess of such amount, shall, within three days of the date when expenditures exceed such amount, file an amended registration form which shall be accompanied by an additional fee of ~~\$110~~ ~~\$100~~ \$220 for such year. Every person registering or renewing registration as a lobbyist who is an employee of a lobbying group or firm and not an owner or partner of such entity shall pay an annual fee of ~~\$250~~ \$300. The secretary of state shall remit all moneys received under this section to the state treasurer, and the state treasurer shall deposit the same in the state treasury to the credit of the Kansas commission on governmental standards and conduct fee fund.

(c) Any person who has registered as a lobbyist pursuant to this act may file, upon termination of such person's lobbying activities, a statement terminating such person's registration as a lobbyist. Such statement shall be on a form prescribed by the commission and shall state the name and address of the lobbyist, the name and address of the person compensating the lobbyist for lobbying and the date of the termination of the lobbyist's lobbying activities.

Sec. 4 5. K.S.A. 1992 Supp. 25-4119f, 25-4119g, 25-4145 and 46-265 are hereby repealed.

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



Bill Graves
Secretary of State

2nd Floor, State Capitol
Topeka, KS 66612-1594
(913) 296-2236

STATE OF KANSAS

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

Testimony on HB 2592

Brad Bryant, Deputy Assistant Secretary of State
Elections and Legislative Matters

March 16, 1994

Madam Chair and Members of the Committee:

Thank you for the opportunity to testify on HB 2592.

At the February 24 hearing on this bill, some amendments were proposed during testimony by Elgia Stevenson, the Johnson County Election Commissioner, and after discussing them at length with her, our office is proposing adoption of a change to HB 2592. We have distributed copies of the bill showing the proposed amendment.

In order to clarify where voters will sign their names, we suggest moving the phrase ", as listed in the registration book," from line 29 on page 2 to line 28 after the word "signature", and moving the phrase "beside the voter's printed name" on lines 28 and 29 so that it appears after "registration book." Also on line 28, add the words "to the" after the word "or." We recommend deleting "beside the voter's printed name as listed in the registration book" from lines 28 and 29. This amendment addresses some county election officers' concern that voters' signatures should be signed exactly as printed in the registration book. Also, the amendment would avoid confusion in the original language because voters' names are not pre-printed in poll books.

We support HB 2592, and we ask the committee to report the bill favorably for passage. Thank you.

SENATE ELECTIONS
3-22-94
ATTACHMENT 3

HOUSE BILL No. 2592

By Committee on Governmental Organization and Elections

1-11

9 AN ACT relating to elections; concerning identification of voters at
10 polling places; amending K.S.A. 25-2507 and 25-2908 and re-
11 pealing the existing sections.

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

14 Section 1. K.S.A. 25-2507 is hereby amended to read as follows:
15 25-2507. (a) "Poll book" means a book in which the name of each
16 voter is written each voter may sign the voter's signature and a
17 number is assigned by one of the clerks of the election board when
18 the voter is given a ballot or set of ballots. If the county election
19 officer determines that voters shall sign the poll book, such book
20 shall also contain on each page the declaration prescribed by sub-
21 section (d).

22 (b) "Registration book" means: (1) A book or list containing the
23 names and other information relating to registered voters. Registra-
24 tion books shall have the names entered therein before the same or
25 copies thereof are delivered to the supervising judges. Registration
26 books shall may also contain blank lines on which each voter shall
27 sign the voter's signature. The following declaration shall appear
28 on each page of the registration book: "I, the undersigned,
29 declare under penalty of perjury that I am a duly qualified
30 voter of the state of Kansas; county of _____; that I
31 have not signed a name other than my own in order to rep-
32 resent myself as any other registered voter, and that I have
33 not previously voted and will not vote again at this election."

34 If the county election officer determines that voters shall sign the
35 registration book, such book shall also contain on each page the
36 declaration prescribed by subsection (d); or

37 (2) a book meeting the requirements of K.S.A. 25-2507 (b)(1),
38 and amendments thereto; containing blank lines on which each voter
39 shall sign the voter's signature; containing on each page the dec-
40 laration prescribed by subsection (d); and containing the numbers
41 assigned by one of the clerks of the election board when voters are
42 given ballots or sets of ballots.

43 (c) "Party affiliation lists" means a list containing the names of

1 all registered voters of a county who have lawfully designated a party
 2 affiliation. Notwithstanding the foregoing provisions of this sub-
 3 section (c), at the primary election in August, 1972, in territory
 4 where registration is not required prior to such primary elec-
 5 tion, "party affiliation list" means a list containing the names
 6 of persons who have lawfully designated a party affiliation.

7 (d) "Declaration" means the following: "I, the undersigned, de-
 8 clare under penalty of perjury that I am duly a qualified voter of
 9 the state of Kansas, county of _____, that I have not
 10 signed a name other than my own in order to represent myself as
 11 any other registered voter, and that I have not previously voted
 12 and will not vote again at this election.

13 Sec. 2. K.S.A. 25-2908 is hereby amended to read as follows:
 14 25-2908. (a) Each polling place shall use either: (1) A registration
 15 book and a poll book, as defined in K.S.A. 25-2507(a) and K.S.A.
 16 25-2507(b)(1), and amendments thereto; or (2) a registration book,
 17 as defined in K.S.A. 25-2507(b)(2), and amendments thereto. The
 18 county clerk election officer shall determine which books are used
 19 in each county, and which book voters shall sign.

20 (b) Persons desiring to vote shall give their names, and if re-
 21 quired their residence, to the judges of election, one of whom shall
 22 announce the name in a loud and distinct tone of voice, and if the
 23 name is in the registration books, the member of the election board
 24 having the registration record shall repeat the name. For the purpose
 25 of identifying voters at the polling place, the voter shall add the
 26 voter's signature to the registration book or poll book beside the

27 ~~voter's printed name as listed in the registration book~~ and the
 28 voter shall be allowed to vote. The judges shall give the voter one
 29 and only one of each ballot to be cast at the election, on the upper
 30 right-hand corner of each of which shall be written the number
 31 corresponding to the voter's number in the registration book or poll
 32 books, and the voter's name shall be marked in the registration
 33 books and the party affiliation list. If the voter refuses to sign the
 34 registration book or poll book, the election board judge shall chal-
 35 lenge such person's vote pursuant to K.S.A. 25-414, and amendments
 36 thereto.

37 If the name of any person desiring to vote at an election is not
 38 in the registration books, the person may be challenged as pro-
 39 vided in K.S.A. 25-414. If any person desiring to vote at any
 40 election shall be challenged, the person shall not receive a
 41 ballot until the person has established the right to vote, and
 42 then the person shall be furnished a challenged ballot and be
 43 permitted to vote as provided by law an election board member

, as listed in the registration book,

beside the voter's printed name

to the

- 1 *shall print the name and address of the person appearing to vote*
- 2 *in the registration book or poll book. The person appearing to vote*
- 3 *shall add such person's signature to the registration book or poll*
- 4 *book beside such person's printed name, as listed in the registration*
- 5 *book or poll book, and the election board judge shall challenge such*
- 6 *person's vote pursuant to K.S.A. 25-414, and amendments thereto.*
- 7 During the pendency of a challenge other voters shall be given ballots
- 8 and be permitted to vote.
- 9 Sec. 3. K.S.A. 25-2507 and 25-2908 are hereby repealed.
- 10 Sec. 4. This act shall take effect and be in force from and after
- 11 its publication in the Kansas register.



Johnson County
Kansas

Elgia C. Stevenson
Election Commissioner

March 15, 1994

TO: Senate Elections Committee
Senator Barbara Lawrence, Chair

FR: Elgia C. Stevenson *Elgia C. Stevenson*
Johnson County Election Commissioner

RE: HB 2592 (FAX copy testimony)

A copy of revisions to HB 2592, page 1, lines 40-42, page 2, lines 1, 27, 28 and 29 has been reviewed. Those changes eliminate confusing directives affecting the polling place procedures.

Your support and passage of the revised bill will be appreciated by this office, boardworkers and voters.

I prefer a personal appearance for hearings, but appointments relating to the move of our office to new facilities this week could not be rescheduled to permit my travel to Topeka today.

Thank you.

NAMES AND NUMBERS OF ELECTORS

Elector's Name		Affil.	No.	Elector's Name	Affil.
001	Jane Doe		026		
002	Nancy Wood		027		
003	Pat Samson		028		
004			029		
005			030		
006			031		
007			032		
008			033		
009			034		
010			035		
011			036		
012			037		
013			038		
014			039		
015			040		
016			041		
017			042		
018			043		
019			044		
020			045		
021			046		
022			047		
023			048		
024			049		
025			050		

SENATE ELECTIONS
3-16-94
ATTACHMENT 5

Registration of Electors

SEX CODE:
M-MALE, F-FEM

5-2

R. REPUBLICAN
D. DEMOCRAT
U. UNAFFILIATED
L. LIBERTARIAN

PAGE NO.

5-3



KANSAS COMMISSION ON GOVERNMENTAL STANDARDS AND CONDUCT

**Testimony before Senate Elections, Congressional and Legislative
Apportionment and Governmental Standards
House Bill 2650
by Carol Williams, Executive Director**

House Bill 2650 which is before you this afternoon would amend K.S.A. 25-4167, a provision of the Campaign Finance Act. This bill is a recommendation made by the Kansas Commission on Governmental Standards and Conduct in its 1993 Annual Report and Recommendations.

The Commission believes the proposed amendment to K.S.A. 25-4167 is a clean up amendment. K.S.A. 25-4167 is the failure to file provision which sets forth the penalty for failing to file any document required by the Campaign Finance Act. The current language in this section only pertains to reports and other documents which are filed with the Secretary of State's office. Local candidates and political action committees that support or oppose local candidates are required to file their documents with their county election officer, not the Secretary of State. As the statute now stands, the Commission cannot send a failure to file notice or file a complaint against a local candidate or local PAC who has not filed the necessary campaign finance report.

Therefore, this section needs to be amended to state "failure to file a campaign finance report is the intentional failure of any person required to make any report, amended report or statement by the campaign finance act to file the same with the secretary of state or county election officer".

The Commission urges your support of HB 2650.

SENATE ELECTION
3-16-94
ATTACHMENT 6