

SESSION OF 2010

**SUPPLEMENTAL NOTE ON
SUBSTITUTE FOR SENATE BILL NO. 416**

As Amended by Senate Committee of the Whole

Brief*

Sub. for SB 416, as amended, deals with governmental ethics. The bill would delete the requirement that certain faculty members employed by state education institutions submit a statement of substantial interests (SSI) to the Kansas Governmental Ethics Commission (KGEC). The bill also would repeal the statute containing a temporary alternative for these faculty, enacted last year, that allowed a state educational institution to require a similar statement be filed with the institution instead of the KGEC.

Finally, the bill would require every lobbyist to report the date of the expenditure, in addition to the amount of money expended on any gift, entertainment, or hospitality amounting to at least \$100 that was provided to legislators, members of the judicial branch, or their employees.

Background

In 2005, KSA 46-247 was amended to require that a faculty member employed by a state education institution who receives an annual salary of \$50,000 or more, other than an adjunct faculty member, file a SSI with the KGEC. In 2009, the Legislature enacted a new law allowing state education institutions to require an alternative statement be filed with the employing education institution. This new law provided separately for a "SSI" portion, open to public inspection, and

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

another personnel-related section which would remain confidential. The new statute is scheduled to expire on July 1, 2010.

SB 416 as introduced would have eliminated the “sunset” provision of the new law, thereby making permanent the statute allowing the alternative statement. The Senate Committee on Ethics and Elections adopted a substitute bill that would eliminate the requirement that these faculty submit the statement of substantial interests to the KGEC, along with repealing the alternative statement statute.

Representatives of the KGEC and the Kansas Board of Regents (KBOR) testified on the bill. Both indicated the original 2005 legislation caused problems regarding the filing of the statement of substantial interests with the KGEC. The KGEC representative supported the bill for this reason; the KBOR representative indicated the bill would not eliminate the requirement that this faculty group submit two filings (one containing only the substantial interest information and one containing potentially more information which would be treated as a personnel record).

The Senate Committee of the Whole amended the bill to add the provision regarding lobbyist reporting.

The fiscal note indicated the bill, as introduced, would have no fiscal effect on the KBOR or state universities, all of which had chosen not to participate in the alternative statement option. However, the KGEC noted the agency would continue to see a \$4,500 annual cost savings under the original bill.