

SENATE BILL No. 310

By Senator Bowser

1-12

1 AN ACT concerning elections; relating to campaign contributions;
2 regulating the acceptance of cryptocurrency as a form of campaign
3 contribution; amending K.S.A. 2025 Supp. 25-4153 and repealing the
4 existing section.
5

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

7 Section 1. K.S.A. 2025 Supp. 25-4153 is hereby amended to read as
8 follows: 25-4153. (a) The aggregate amount contributed to a candidate and
9 such candidate's candidate committee and to all party committees and
10 political committees and dedicated to such candidate's campaign, by any
11 political committee or any person except a party committee, the candidate
12 or the candidate's spouse, shall not exceed the following:

13 (1) For the pair of offices of governor and lieutenant governor or for
14 other state officers elected from the state as a whole, \$4,000 for each
15 primary election, or in lieu thereof, a caucus or convention of a political
16 party, and an equal amount for each general election.

17 (2) For the office of member of the house of representatives, district
18 judge, district magistrate judge, district attorney or a candidate for local
19 office whose jurisdiction has a population that is fewer than 50,000,
20 \$1,000 for each primary election, or in lieu thereof, a caucus or convention
21 of a political party, and an equal amount for each general election.

22 (3) For the office of state senator, member of the state board of
23 education or a candidate for local office whose jurisdiction has a
24 population that is 50,000 or more, \$2,000 for each primary election, or in
25 lieu thereof, a caucus or convention of a political party, and an equal
26 amount for each general election.

27 (b) For the purposes of this section, the face value of a loan at the end
28 of the period of time allocable to the primary or general election is the
29 amount subject to the limitations of this section. A loan in excess of the
30 limits herein provided may be made during the allocable period if such
31 loan is reduced to the permissible level, when combined with all other
32 contributions from the person making such loan, at the end of such
33 allocable period.

34 (c) For the purposes of this section, all contributions made by
35 unemancipated children under 18 years of age shall be considered to be
36 contributions made by the parent or parents of such children. The total

1 amount of such contribution shall be attributed to a single custodial parent
2 and 50% of such contribution to each of two parents.

3 (d) (1) The aggregate amount contributed to a party committee, as
4 defined in K.S.A. 25-4143(f)(k)(1), (4) or (5), and amendments thereto, by
5 a person other than a party committee shall not exceed \$35,000 in each
6 calendar year.

7 (2) The aggregate amount contributed by a national party committee
8 to a party committee, as defined in K.S.A. 25-4143(f)(k)(1), (4) or (5), and
9 amendments thereto, shall not exceed \$35,000 in any calendar year.

10 (3) The aggregate amount contributed to any party committee, as
11 defined in K.S.A. 25-4143(f)(k)(2) or (6), and amendments thereto, by a
12 person other than a party committee shall not exceed \$10,000 in each
13 calendar year.

14 (4) The aggregate amount contributed by a national party committee
15 to any party committee, as defined in K.S.A. 25-4143(f)(k)(2) or (6), and
16 amendments thereto, shall not exceed \$10,000 in any calendar year.

17 (e) The amount contributed by each individual party committee of the
18 same political party, other than a national party committee, to any
19 candidate for office for any primary election at which two or more
20 candidates are seeking the nomination of such party shall not exceed the
21 following:

22 (1) For the pair of offices of governor and lieutenant governor and for
23 each of the other state officers elected from the state as a whole, \$4,000 for
24 each primary election, or in lieu thereof, a caucus or convention of a
25 political party.

26 (2) For the office of member of the house of representatives, district
27 judge, district magistrate judge, district attorney or a candidate for local
28 office whose jurisdiction has a population that is fewer than 50,000,
29 \$1,000 for each primary election, or in lieu thereof, a caucus or convention
30 of a political party.

31 (3) For the office of state senator, member of the state board of
32 education or a candidate for local office whose jurisdiction has a
33 population that is 50,000 or more, \$2,000 for each primary election, or in
34 lieu thereof, a caucus or convention of a political party.

35 (f) No expenditures made by a party committee in support of a
36 candidate, with or without such candidate's cooperation or consent, shall
37 constitute a contribution.

38 (g) (1) No person shall make any contribution or contributions to any
39 candidate or the candidate committee of any candidate in the form of
40 money or currency of the United States, *including any form of*
41 *cryptocurrency*, that in the aggregate exceeds \$200 for any one primary or
42 general election. No candidate or candidate committee of any candidate
43 shall accept any contribution or contributions in the form of money or

1 currency of the United States, *including any form of cryptocurrency*, that
2 in the aggregate exceeds \$200 from any one person for any one primary or
3 general election.

4 (2) *All cryptocurrency contributions shall be made and received*
5 *through a United States-based cryptocurrency payment processor*
6 *registered with the United States department of treasury financial crimes*
7 *enforcement network and that utilizes know-your-customer protocols to*
8 *verify the identity of the contributor. A cryptocurrency contribution shall*
9 *only be accepted if the payment processor:*

10 (A) *Has know-your-customer procedures that enable such payment*
11 *processor to know the identity of each contributor; and*

12 (B) *collects the name, address, occupation and employer of each*
13 *contributor at the time the contribution is made and transmits such*
14 *information to the candidate, candidate committee, political committee or*
15 *party committee within 24 hours of the time the contribution is made.*

16 (3) *A cryptocurrency contribution shall be reported as a monetary*
17 *contribution. The value of such contribution shall be the fair market value*
18 *of the cryptocurrency at the time the payment processor obtains*
19 *possession of the contribution.*

20 (4) *All cryptocurrency contributions shall be converted to currency of*
21 *the United States and deposited into the appropriate campaign account*
22 *within three business days after receipt of such contribution. Any amounts*
23 *charged or withheld by the payment processor shall be reported as*
24 *expenditures at the time such amounts are deducted or charged. No*
25 *expenditures shall be made by an candidate, candidate committee,*
26 *political committee or party committee in the form of cryptocurrency.*
27 *Cryptocurrency shall not be held as a campaign asset.*

28 (h) (1) If a candidate or a candidate's candidate committee receives
29 contributions prior to the date of the primary election and such
30 contributions are designated for use in connection with the general
31 election, such candidate or such committee shall use an acceptable
32 accounting method to distinguish between contributions received for the
33 primary election and contributions received for the general election.
34 Acceptable accounting methods include, but are not limited to:

35 (A) The designation of separate accounts for each election; or
36 (B) the establishment of separate books and records for each election.

37 (2) Under any acceptable accounting method, the authorized records
38 of a candidate or candidate committee shall demonstrate that, prior to the
39 primary election, the recorded amount of cash on hand was at all times
40 equal to or in excess of an amount equal to the sum of the contributions
41 received and designated for use in connection with the general election
42 less the sum of disbursements made for the general election.

43 (i) For purposes of this section:;

1 (1) "Cryptocurrency" means a convertible virtual currency for online
2 transactions that functions as a substitution for currency or whose value is
3 equivalent to currency.

4 (2) "Jurisdiction" means:

5 (1)(A) The city, county or school district if the candidate is seeking
6 election to a local office that is elected at large in such city, county or
7 school district; and

8 (2)(B) the electoral district if the candidate is seeking election as a
9 member of a governing body that has member districts.

10 (j) Any political funds that have been collected and were not subject
11 to the reporting requirements of this act shall be deemed a person subject
12 to these contribution limitations.

13 (k) Any political funds that have been collected and were subject to
14 the reporting requirements of the campaign finance act shall not be used in
15 or for the campaign of a candidate for a federal elective office.

16 Sec. 2. K.S.A. 2025 Supp. 25-4153 is hereby repealed.

17 Sec. 3. This act shall take effect and be in force from and after its
18 publication in the Kansas register.