

SENATE SUBSTITUTE HOUSE BILL No. 2080

By Committee on Ethics and Elections

3-21

1 AN ACT concerning elections; amending K.S.A. 25-321, 25-1215, 25-
2 1218, 25-4004, 25-4153, 25-4502 and 25-4503 and K.S.A. 2010 Supp.
3 25-205, 25-1216, 25-4156 and 25-4501 and repealing the existing
4 sections.
5

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

7 Section. 1. K.S.A. 25-4153 is hereby amended to read as follows: 25-
8 4153. (a) The aggregate amount contributed to a candidate and such
9 candidate's candidate committee and to all party committees and political
10 committees and dedicated to such candidate's campaign, by any political
11 committee or any person except a party ommittee, the candidate or the
12 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, \$2,000 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, ~~member of the state board~~
19 ~~of education~~ or a candidate for local office, \$500 for each primary election
20 (or in lieu thereof a caucus or convention of a political party) and an equal
21 amount for each general election.

22 (3) For the office of state senator *or member of the state board of*
23 *education*, \$1,000 for each primary election (or in lieu thereof a caucus or
24 convention of a political party) and an equal amount for each general
25 election.

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

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

1 and 50% of such contribution to each of two parents.

2 (d) The aggregate amount contributed to a state party committee by a
3 person other than a national party committee or a political committee shall
4 not exceed \$15,000 in each calendar year; and the aggregate amount
5 contributed to any other party committee by a person other than a national
6 party committee or a political committee shall not exceed \$5,000 in each
7 calendar year.

8 The aggregate amount contributed by a national party committee to a
9 state party committee shall not exceed \$25,000 in any calendar year, and
10 the aggregate amount contributed to any other party committee by a
11 national party committee shall not exceed \$10,000 in any calendar year.

12 The aggregate amount contributed to a party committee by a political
13 committee shall not exceed \$5,000 in any calendar year.

14 (e) Any political funds which have been collected and were not
15 subject to the reporting requirements of this act shall be deemed a person
16 subject to these contribution limitations.

17 (f) Any political funds which have been collected and were subject
18 to the reporting requirements of the campaign finance act shall not be used
19 in or for the campaign of a candidate for a federal elective office.

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

24 (1) For the pair of offices of governor and lieutenant governor and for
25 each of the other state officers elected from the state as a whole, \$2,000 for
26 each primary election (or in lieu thereof a caucus or convention of a
27 political party);

28 (2) For the office of member of the house of representatives, district
29 judge, district magistrate judge, district attorney, ~~member of the state board~~
30 ~~of education~~ or a candidate for local office, \$500 for each primary election
31 (or in lieu thereof a caucus or convention of a political party).

32 (3) For the office of state senator *or member of the state board of*
33 *education*, \$1,000 for each primary election (or in lieu thereof a caucus or
34 convention of a political party).

35 (h) When a candidate for a specific cycle does not run for office, the
36 contribution limitations of this section shall apply as though the individual
37 had sought office.

38 (i) 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 which in the aggregate exceeds
41 \$100 for any one primary or general election, and no candidate or
42 candidate committee of any candidate shall accept any contribution or
43 contributions in the form of money or currency of the United States which

1 in the aggregate exceeds \$100 from any one person for any one primary or
2 general election.

3 Sec. 2. K.S.A. 25-1215 is hereby amended to read as follows: 25-
4 1215. Every person in federal services who is eligible to register for and is
5 qualified to vote at any general election under the laws of this state and
6 who is absent from his place of residence in this state shall be entitled, as
7 provided in this act, to vote by federal services absentee ballot at any
8 ~~primary or general~~ election held in *his such person's* election district or
9 precinct, notwithstanding any provision of law relating to the registration
10 of qualified voters.

11 Sec. 3. K.S.A. 2010 Supp. 25-1216 is hereby amended to read as
12 follows: 25-1216. (a) Every person who is qualified and eligible to vote by
13 federal services absentee ballot under the provisions of this act may make
14 application for such ballot to the county election officer of the county of
15 such voter's residence or to the secretary of state. Such application shall be
16 made by postcard application provided for and prescribed in the federal act
17 or on a form to be prescribed by the secretary of state. Any such
18 application shall be valid for any election at which such voter otherwise is
19 entitled to vote between the date of the application through the ~~next two~~
20 ~~regularly scheduled general elections for national or state office~~ *end of the*
21 *calendar year.*

22 (b) If the voter is residing outside the United States or is a member of
23 the United States armed forces or a spouse or dependent of a member of
24 the armed forces and a qualified elector and cannot vote timely by mail,
25 the voter may apply for registration and an absentee ballot by facsimile,
26 *electronic mail or other electronic method authorized by the secretary of*
27 *state.* The voter may also request that the county election officer transmit
28 to such voter by facsimile, *electronic mail or other electronic method*
29 *authorized by the secretary of state,* a ballot, or a second ballot, as the case
30 may be. ~~The voter may then either mail or transmit by facsimile such~~
31 ~~voter's voted ballot, back to the county election officer.~~ *The voter may*
32 *transmit such voter's ballot back to the county election officer by mail,*
33 *facsimile, electronic mail or other electronic method authorized by the*
34 *secretary of state.*

35 If the voter chooses to transmit the voted ballot to the county election
36 officer by facsimile, *electronic mail or other electronic method authorized*
37 *by the secretary of state* the transmittal shall contain the following
38 statement: "I understand that by faxing, *emailing or electronically*
39 *transmitting* my voted ballot I am voluntarily waiving my right to a secret
40 ballot." This statement shall be followed by the voter's signature and the
41 date. Upon receipt of the transmittal, the county election officer shall
42 place the voted ballot along with the signed statement and affidavit in an
43 appropriately marked envelope and seal it. The county election officer and

1 such officer's staff shall take the steps necessary to keep the voted ballots
2 received by facsimile, *electronic mail or other electronic method*
3 *authorized by the secretary of state* as confidential as practicable.

4 Sec. 4. K.S.A. 25-1218 is hereby amended to read as follows: 25-
5 1218. (a) The secretary of state shall prescribe the form of official federal
6 services absentee ballots. Such ballots shall provide for voting for all
7 officers, ~~other than precinct committeeman and committeewoman, for~~
8 ~~whom the voter would otherwise be entitled to vote and shall also provide~~
9 ~~for voting on any proposed amendment to the constitution of the state of~~
10 ~~Kansas and any other proposition or question which is to be submitted to a~~
11 ~~vote of the qualified electors of the state at large and on any proposition or~~
12 ~~question for which the voter would otherwise be entitled to vote.~~ Such
13 ballots shall be uniform in size and in style of type, and the type and paper
14 shall conform generally to that used for the regular official ballots. The
15 respective county election officers shall cause to be prepared and printed
16 such numbers of ballots as may be appropriate for carrying out the
17 provisions of this act.

18 (b) Such ballots shall contain the title of each office to be voted for,
19 followed by the name and address of each nominated candidate for each
20 office, the party or independent body nominating such candidate, a
21 designation of the political subdivision to be represented, and a blank
22 space for writing in the name of any other person for whom the voter
23 desires to vote, ~~except that.~~ *Except for precinct committee man and*
24 *committee woman,* no such blank space shall be printed on the primary
25 ballot following the title of any office for which there is a candidate.

26 (c) *Any person who is qualified to vote under this act shall be*
27 *allowed to submit a federal write-in absentee ballot as prescribed*
28 *pursuant to the federal act if the:*

29 (1) *Person has previously submitted a proper application for a*
30 *ballot;*

31 (2) *ballot was not received; and*

32 (3) *person does not submit the federal write-in absentee ballot from a*
33 *location within the United States.*

34 Sec. 5. K.S.A. 2010 Supp. 25-205 is hereby amended to read as
35 follows: 25-205. (a) Except as otherwise provided in this section, the
36 names of candidates for national, state, county and township offices shall
37 be printed upon the official primary ballot when each shall have qualified
38 to become a candidate by one of the following methods and none other: (1)
39 They shall have had filed in their behalf, not later than ~~12:00~~ 12 noon,
40 June ~~10~~ 1, prior to such primary election, or if such date falls on Saturday,
41 Sunday or a holiday, then before ~~12:00~~ 12 noon of the next following day
42 that is not a Saturday, Sunday or a holiday, nomination petitions, as
43 provided for in this act, ~~except that in 1998, candidates for judge or district~~

1 ~~magistrate judge of the district court for positions created in 1998 in those~~
 2 ~~judicial districts that have not approved the proposition of nonpartisan~~
 3 ~~selection of judges of the district court shall have filed in their behalf, not~~
 4 ~~later than 12:00 noon, July 1, 1998, nomination petitions, as provided for~~
 5 ~~in this act; or (2) they shall have filed not later than the time for filing~~
 6 nomination petitions, as above provided, with the proper officer a
 7 declaration of intention to become a candidate, accompanied by the fee
 8 required by law. Such declaration shall be prescribed by the secretary of
 9 state.

10 (b) Nomination petitions shall be in substantially the following form:

11 I, the undersigned, an elector of the county of _____, and
 12 state of Kansas, and a duly registered voter, and a member of
 13 _____ party, hereby nominate _____, who resides in
 14 the township of _____ (or at number _____ on
 15 _____ street, city of _____), in the county of
 16 _____ and state of Kansas, as a candidate for the office of (here
 17 specify the office) _____, to be voted for at the primary
 18 election to be held on the first Tuesday in August in _____, as
 19 representing the principles of such party; and I further declare that I intend
 20 to support the candidate herein named and that I have not signed and will
 21 not sign any nomination petition for any other person, for such office at
 22 such primary election.

23 (HEADING)

24 Name of	24 Street Number	24 Name of	24 Date of
25 Signers.	25 or Rural Route	25 City	25 Signing.
26	26 (as registered).		

27 All nomination petitions shall have substantially the foregoing form,
 28 written or printed at the top thereof. No signature shall be counted unless it
 29 is upon a sheet having such written or printed form at the top thereof.

30 (c) Each signer of a nomination petition shall sign but one such
 31 petition for the same office, and shall declare that such person intends to
 32 support the candidate therein named, and shall add to such person's
 33 signature and residence, if in a city, by street and number (if any); or,
 34 otherwise by post-office address. No signature shall be counted unless the
 35 place of residence of the signer is clearly indicated and the date of signing
 36 given as herein required and if ditto marks are used to indicate address
 37 they shall be continuous and clearly made. Such sheets shall not be cut or
 38 pasted together.

39 (d) All signers of each separate nomination petition shall reside in the
 40 same county and election district of the office sought. The affidavit
 41 described in this paragraph of a petition circulator who is a resident of the
 42 state of Kansas and has the qualifications of an elector in the state of
 43 Kansas or of the candidate shall be appended to each petition and shall

1 contain, at the end of each set of documents carried by each circulator, a
2 verification, signed by the circulator or the candidate, to the effect that
3 such circulator or the candidate personally witnessed the signing of the
4 petition by each person whose name appears thereon.

5 (e) Except as otherwise provided in subsection (g), nomination
6 petitions shall be signed:

7 (1) If for a state officer elected on a statewide basis or for the office
8 of United States senator, by voters equal in number to not less than 1% of
9 the total of the current voter registration of the party designated in the state
10 as compiled by the office of the secretary of state;

11 (2) If for a state or national officer elected on less than a statewide
12 basis, by voters equal in number to not less than 2% of the total of the
13 current voter registration of the party designated in such district as
14 compiled by the office of the secretary of state, except that for the office of
15 district magistrate judge, by not less than 2% of the total of the current
16 voter registration of the party designated in the county in which such office
17 is to be filled as certified to the secretary of state in accordance with
18 K.S.A. 25-3302, and amendments thereto;

19 (3) If for a county office, by voters equal in number to not less than
20 3% of the total of the current voter registration of the party designated in
21 such district or county as compiled by the county election officer and
22 certified to the secretary of state in accordance with K.S.A. 25-3302, and
23 amendments thereto; and

24 (4) If for a township office, by voters equal in number to not less than
25 3% of the total of the current voter registration of the party designated in
26 such township as compiled by the county election officer and certified to
27 the secretary of state in accordance with K.S.A. 25-3302, and amendments
28 thereto.

29 (f) Subject to the requirements of K.S.A. 25-202, and amendments
30 thereto, any political organization filing nomination petitions for a
31 majority of the state or county offices, as provided in this act, shall have a
32 separate primary election ballot as a political party and, upon receipt of
33 such nomination petitions, the respective officers shall prepare a separate
34 state and county ballot for such new party in their respective counties or
35 districts thereof in the same manner as is provided for existing parties.

36 (g) In any year in which districts are reapportioned for the offices of
37 representative in the United States congress, senator and representative in
38 the legislature of the state of Kansas or member of the state board of
39 education:

40 (1) If new boundary lines are defined and districts established in the
41 manner prescribed by law on or before May 10, nomination petitions for
42 nomination to such offices shall be signed by voters equal in number to not
43 less than 1% of the total of the current voter registration of the party

1 designated in the district as compiled by the office of the secretary of state.
 2 (2) If new boundary lines are defined and districts established in the
 3 manner prescribed by law on or after May 11, nomination petitions for
 4 nomination to the following offices shall be signed by registered voters of
 5 the party designated in the district equal in number to not less than the
 6 following:

- 7 (A) For the office of representative in the
 8 United States congress.....1,000 registered voters;
- 9 (B) for the office of member of the state
 10 board of education.....300 registered voters;
- 11 (C) for the office of state senator.....75 registered voters; and
- 12 (D) for the office of state representative.....25 registered voters.

13 (h) In any year in which districts are reapportioned for the offices of
 14 representative in the United States congress, senator and representative in
 15 the legislature of the state of Kansas or member of the state board of
 16 education:

17 (1) If new boundary lines are defined and districts established in the
 18 manner prescribed by law on or before June 10, the deadline for filing
 19 nomination petitions and declarations of intention to become a candidate
 20 for such office, accompanied by the fee required by law, shall be ~~12:00~~ 12
 21 noon on June 24, or if such date falls on a Saturday, Sunday or a holiday,
 22 then before ~~12:00~~ 12 noon of the next following day that is not a Saturday,
 23 Sunday or holiday.

24 (2) If new boundary lines are defined and districts established in the
 25 manner prescribed by law on or after June 11, the deadline for filing
 26 nomination petitions and declarations of intention to become a candidate
 27 for such office, accompanied by the fee required by law, shall be ~~12:00~~ 12
 28 noon on July 12, or if such date falls on a Saturday, Sunday or holiday,
 29 then before ~~12:00~~ 12 noon of the next day that is not a Saturday, Sunday or
 30 holiday.

31 Sec. 6. K.S.A. 25-4004 is hereby amended to read as follows: 25-
 32 4004. The provisions of K.S.A. 25-205, and amendments thereto, shall not
 33 apply to the offices of governor and lieutenant governor. The names of
 34 candidates for governor and lieutenant governor shall be printed upon the
 35 official primary ballot when each pair thereof shall have qualified to
 36 become candidates in one or the other of the following methods and none
 37 other: *First*, they shall have had filed in their behalf, not later than ~~twelve~~
 38 ~~o'clock~~ 12 noon, June ~~10~~ 1, prior to such primary election, or if such date
 39 falls on Saturday, Sunday or a legal holiday, then before ~~twelve o'clock~~ 12
 40 noon the following business day, nomination papers, commonly called
 41 nomination petitions, as provided for in K.S.A. 25-4005, and amendments
 42 thereto; or, *second*, they shall have filed not later than the time for filing
 43 nomination papers, as above provided, with the secretary of state, as

1 hereinafter prescribed, a declaration of intention to become candidates,
2 accompanied by a fee as provided in K.S.A. 25-4006, and amendments
3 thereto.

4 New Sec. 7. (a) No candidate for elected office shall either appear
5 in a public service announcement or advertisement or allow the candidate's
6 name to be used in a public service announcement or advertisement during
7 the 60 days before any election in which the candidate's name appears on
8 the ballot.

9 (b) (1) "Public service announcement or advertisement" means any
10 message paid for with public sector funds or private sector funds from the
11 current contractor of the sponsoring government entity and broadcast or
12 distributed by electronic, telephonic or print media promoting or
13 announcing some issue of public importance, public concern or public
14 welfare.

15 (2) "Public service announcement or advertisement" shall not include
16 any news stories or articles, editorial endorsements, opinion or
17 commentary writings, or letters to the editor printed in a newspaper,
18 magazine or other periodical or broadcast media not owned or controlled
19 by the candidate.

20 (c) "Electronic media" shall not include the website for the
21 government agency or other entity that administers the program promoted
22 by the public service announcement or advertisement.

23 (d) "Print media" means direct mail literature and advertisements in
24 any newspaper, magazine or any other periodical publication, but it shall
25 not include printed literature promoting a program so long as it is used
26 regularly throughout the year in the regular course of business and it is not
27 distributed in an unsolicited direct mail advertising campaign at a cost
28 exceeding \$2,000 during the 60 days before any election in which the
29 candidate's name appears on the ballot.

30 (e) Any person who intentionally violates this section shall be subject
31 to the civil penalties provided by K.S.A. 25-4181, and amendments
32 thereto.

33 (f) This act shall be part of and supplemental to the campaign finance
34 act.

35 Sec. 8. K.S.A. 2010 Supp. 25-4501 is hereby amended to read as
36 follows: 25-4501. (a) Subject to the provisions of this section, there shall
37 be held a presidential preference primary election in the year ~~2012~~2016,
38 and every fourth year thereafter.

39 (b) On or before November 1, ~~2011~~2015, and on or before November
40 1 every fourth year thereafter, the secretary of state shall certify to the
41 governor, to the chief clerk of the house of representatives and to the
42 secretary of the senate a common date in the next succeeding year on
43 which at least five other states will hold a presidential preference primary

1 election, a delegate or mass convention or a caucus of qualified voters at
2 which delegates to a national convention are selected. On or before each
3 such date, if the secretary of state determines that there is no common date
4 on which at least five states are conducting such a selection process in the
5 next succeeding year, the secretary of state shall certify to the governor,
6 the chief clerk of the house of representatives and the secretary of the
7 senate on a date, which shall be on or before the first Tuesday in April of
8 the next following year, on which the presidential preference primary
9 election shall be held.

10 (c) The date certified by the secretary of state pursuant to subsection
11 (b) shall be the date on which the presidential preference primary election
12 authorized by subsection (a) shall be held in the state of Kansas.

13 Sec. 9. K.S.A. 25-4502 is hereby amended to read as follows: 25-
14 4502. (a) Every registered elector who has declared such elector's party
15 affiliation with a political party eligible to participate in a state primary
16 election shall have the opportunity to vote one vote at a presidential
17 preference primary election for such elector's preference for one person to
18 be the candidate for nomination by such candidate's party for president of
19 the United States or for "none of the names shown." Any registered
20 elector who has not declared such candidate's party affiliation prior to the
21 election may make such a declaration at the polling place, and thereupon
22 shall be permitted likewise the opportunity to vote one vote at the
23 presidential preference primary. A vote for "none of the names shown"
24 shall express the preference for an uncommitted delegation from Kansas to
25 the national convention of that elector's party. Preference shall be indicated
26 by marking with a cross or check mark inside a voting square *or a*
27 *darkened oval* on the ballot at the left of the voter's choice, or by voting by
28 using a voting machine.

29 (b) The name of any candidate for a political party nomination for
30 president of the United States shall be printed on the ballots only if, not
31 later than ~~twelve o'clock~~ 12 noon, ~~February 12 prior to~~ *on the date which*
32 *precedes by seven weeks the date of* the presidential preference primary or,
33 if such date falls on Saturday, Sunday or a holiday, not later than ~~twelve~~
34 ~~o'clock~~ 12 noon the following day that is not a Saturday, Sunday or
35 holiday:

36 (1) The candidate files with the secretary of state a declaration of
37 intent to become a candidate accompanied by a fee of \$100; or

38 (2) there is filed in the office of secretary of state a petition in the
39 form prescribed by K.S.A. 25-205, and amendments thereto, signed by not
40 less than 1,000 registered electors, who are affiliated with the political
41 party of such candidate as shown by the party affiliation list. The secretary
42 of state shall determine the sufficiency of each such petition, and such
43 determination shall be final.

1 Sec. 10. K.S.A. 25-4503 is hereby amended to read as follows: 25-
2 4503. (a) The names of the candidates for nomination for president of the
3 United States by a political party eligible to participate in a state primary
4 election shall be printed on the official ballots for the presidential
5 preference primary elections of their respective parties along with the
6 choice of "none of the names shown." The ballots shall be marked,
7 returned and canvassed in the same manner and under the same conditions,
8 so far as the same are applicable, as in the case of the primary election of
9 candidates for nomination for state offices.

10 (b) The official presidential preference primary election ballots shall
11 be printed in a single column and shall have the following heading:

12 OFFICIAL PRESIDENTIAL
13 PREFERENCE PRIMARY
14 ELECTION BALLOT
15 _____ Party

16 To vote for a person whose name is printed on the ballot make a cross
17 or check mark in the square, *or darken the oval*, to the left of the name of
18 the person for whom you desire to vote. To vote for "none of the names
19 shown" make a cross or check mark in the square to the left of such words.

20 This shall be followed by the names of the candidates for president of
21 the United States of such party in the manner and order certified by the
22 secretary of state.

23 (c) As soon as possible after ~~February 12~~ *the candidate filing*
24 *deadline*, the secretary of state shall certify to each county election officer
25 the name of each person who is a candidate for nomination to be president
26 of the United States of each party authorized to participate in the
27 presidential preference primary election. The secretary of state shall
28 publish, not less than 21 days prior to the presidential preference primary,
29 a notice in one newspaper in each county of the state where a newspaper is
30 published, that the official list of candidates and the date of the election
31 can be acquired in the office of the secretary of state or the office of the
32 county election officer.

33 (d) When a party participating in the presidential preference primary
34 election has more than one candidate, the secretary of state shall determine
35 by lot the order in which the candidates' names will appear on the ballot.
36 The order of names, as established by the secretary of state, shall be
37 uniform in each county throughout the state.

38 Sec. 11. K.S.A. 25-321 is hereby amended to read as follows: 25-321.
39 A person appointed to the office of state representative under the
40 provisions of this act may hold the office for the remainder of the term.
41 Any person appointed to the office of senator under the provisions of this
42 act may hold the office: (a) If the vacancy occurs prior to ~~October 15~~ *May*
43 *1* of the second year of the term, until the next general election, when a

1 *approved this ad*";

2 (b) *if spoken by the chairperson or the treasurer of a party or*
 3 *political committee, "the _____ approved*
 4 *(name of the party or political committee)*
 5 *this ad supporting/opposing _____ for _____";*
 6 *(name of candidate) (name of office)*

7 (c) *if spoken by an individual, "I am" or "This is" _____*
 8 *(name of individual)*

9 *and I approved this ad supporting/opposing this candidate"; or*

10 (d) *if spoken by any other person "I represent _____*
 11 *_____ and we approved this ad,*
 12 *(name of corporation, group, or entity)*
 13 *supporting/opposing this candidate."*

14 (C) telephoning or causing to be contacted by any telephonic means
 15 including, but not limited to, any device using a voice over internet
 16 protocol or wireless telephone, any paid matter which expressly advocates
 17 the nomination, election or defeat of a clearly identified candidate for a
 18 state or local office, unless ~~such~~*the paid* matter is preceded by a statement
 19 which states: "Paid for" or "Sponsored by" followed by the name of the
 20 sponsoring organization and the name of the chairperson or treasurer of the
 21 political or other organization sponsoring the ~~same~~*paid matter* or the name
 22 of the individual who is responsible therefor;

23 (D) publishing or causing to be published any brochure, flier or other
 24 political fact sheet which expressly advocates the nomination, election or
 25 defeat of a clearly identified candidate for a state or local office, unless
 26 ~~such~~*the paid* matter is followed by a statement which states: "Paid for" or
 27 "Sponsored by" followed by the name of the chairperson or treasurer of the
 28 political or other organization sponsoring the ~~same~~*paid matter* or the name
 29 of the individual who is responsible therefor.

30 The provisions of this subparagraph (D) requiring the disclosure of the
 31 name of an individual shall not apply to individuals making expenditures
 32 in an aggregate amount of less than \$2,500 within a calendar year; or

33 (E) making or causing to be made any website, e-mail or other type of
 34 internet communication which expressly advocates the nomination,
 35 election or defeat of a clearly identified candidate for a state or local
 36 office, unless ~~such~~*the paid* matter is followed by a statement which states:
 37 "Paid for" or "Sponsored by" followed by the name of the chairperson or
 38 treasurer of the political or other organization sponsoring the ~~same~~*paid*
 39 *matter* or the name of the individual who is responsible
 40 therefor.

41 The provisions of this subparagraph (E) requiring the disclosure of the
 42 name of an individual shall apply only to any website, e-mail or other type
 43 of internet communication which is made by the candidate, the candidate's

1 candidate committee, a political committee or a party committee and such
2 website, e-mail or other internet communication viewed by or
3 disseminated to at least 25 individuals. For the purposes of this
4 subparagraph, the terms "candidate," "candidate committee," "party
5 committee" and "political committee" shall have the meanings ascribed to
6 them in K.S.A. 25-4143, and amendments thereto.

7 (2) Corrupt political advertising of a state or local office is a class C
8 misdemeanor.

9 (c) If any provision of this section or application thereof to any
10 person or circumstance is held invalid, such invalidity does not affect other
11 provisions or applications of this section which can be given effect without
12 the invalid application or provision, and to this end the provisions of this
13 section are declared to be severable.

14 Sec. 13. K.S.A. 25-321, 25-1215, 25-1218, 25-4004, 25-4153, 25-
15 4502 and 25-4503 and K.S.A. 2010 Supp. 25-205, 25-1216, 25-4156 and
16 25-4501 are hereby repealed.

17 Sec. 14. This act shall take effect and be in force from and after its
18 publication in the statute book.