As Amended by House Committee

Session of 2017

HOUSE BILL No. 2011

By Representative Esau

1-5

AN ACT concerning campaign finance; relating to campaign contributions; amending K.S.A. 25-4149 and K.S.A. 2016 Supp. 25-4153 and repealing the existing sections section.

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

Section 1. K.S.A. 25-4149 is hereby amended to read as follows: 25-4149. (a) All contributions and other receipts received and expenditures made from and including the January 1 following one general election date until and including the next ensuing primary election date shall be allocated to the primary election on such date. All contributions and other receipts received and expenditures made from midnight on the date of a primary election through and including the December 31 following the date of the next ensuing general election shall be allocated to the general election on such date.

(b) For the purposes of allocating, pursuant to subsection (a), contributions to or expenditures by a candidate seeking nomination by convention or caucus or such candidate's candidate committee, the date of such convention or caucus shall be considered the primary election date.

(c) Nothing in this section shall prohibit any candidate from receiving contributions for the candidate's general election during the primary election period under subsection (a). If for any reason, a candidate does not run for a general election for which the candidate has received general election contributions during the primary election period, the candidate shall return such contributions to the contributors. Any contributions received for the general election during the primary election period may not be expended during the primary election period.

Sec. 2. Section 1. K.S.A. 2016 Supp. 25-4153 is hereby amended to read as follows: 25-4153. (a) The aggregate amount contributed to a candidate and such the candidate's candidate committee and to all party committees and political committees and dedicated to such the candidate's campaign, by any political committee or any person except a party committee, the candidate or the candidate's spouse, shall not exceed the following:

(1) For the pair of offices of governor and lieutenant governor or for other state officers elected from the state as a whole, $2,000 $4,000 for
each primary election (or in lieu thereof a caucus or convention of a
political party) and an equal amount for each general election.

(2) Except as provided in subsection (a)(4), for the office of member
of the house of representatives, district judge, district magistrate judge,
district attorney or a candidate for local office, $500 $1,000 for each
primary election (or in lieu thereof a caucus or convention of a political
party) and an equal amount for each general election.

(3) For the office of state senator or member of the state board of
education, $1,000 $2,500 for each primary election (or in lieu thereof a
caucus or convention of a political party) and an equal amount for each
general election.

(4) For the office of any county officer whose district population
exceeds 75,000, $2,500 for each primary election (or in lieu thereof a
caucus or convention of a political party) and an equal amount for each
general election.

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

(c) For the purposes of this section, all contributions made by
unemancipated children under 18 years of age shall be considered to be
contributions made by the parent or parents of such the children. The total
amount of such the contribution shall be attributed to a single custodial
parent and 50% of such contribution to each of two parents.

(d) The aggregate amount contributed to a state party committee by a
person other than a national party committee or a political committee shall
not exceed $15,000 $30,000 in each calendar year; and the aggregate
amount contributed to any other party committee by a person other than a
national party committee or a political committee shall not exceed $5,000
$10,000 in each calendar year.

The aggregate amount contributed by a national party committee to a
state party committee shall not exceed $25,000 $50,000 in any calendar
year, and the aggregate amount contributed to any other party committee
by a national party committee shall not exceed $10,000 $20,000 in any
calendar year.

The aggregate amount contributed to a party committee by a political
committee shall not exceed $5,000 $10,000 in any calendar year.

(e) Any political funds which have been collected and were not
subject to the reporting requirements of this act shall be deemed a person
subject to these contribution limitations.
(f) Any political funds which have been collected and were subject to
the reporting requirements of the campaign finance act shall not be used in
or for the campaign of a candidate for a federal elective office.

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

(1) For the pair of offices of governor and lieutenant governor and for
each of the other state officers elected from the state as a whole, $2,000
$4,000 for each primary election (or in lieu thereof a caucus or convention
of a political party).

(2) Except as provided in subsection (g)(4), for the office of member
of the house of representatives, district judge, district magistrate judge,
district attorney or a candidate for local office, $500 $1,000 for each
primary election (or in lieu thereof a caucus or convention of a political
party).

(3) For the office of state senator or member of the state board of
education, $1,000 $2,500 for each primary election (or in lieu thereof a
caucus or convention of a political party).

(4) For the office of any county officer whose district population
exceeds 75,000, $2,500 for each primary election (or in lieu thereof a
caucus or convention of a political party) and an equal amount for each
general election.

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

(i) No person shall make any contribution or contributions to any
candidate or the candidate committee of any candidate in the form of
money or currency of the United States which in the aggregate exceeds
$100 for any one primary or general election, and no candidate or
candidate committee of any candidate shall accept any contribution or
contributions in the form of money or currency of the United States which
in the aggregate exceeds $100 from any one person for any one primary or
general election.

Sec. 3. K.S.A. 25-4149 and K.S.A. 2016 Supp. 25-4153 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its
publication in the statute book.