

SENATE BILL No. 485

By Committee on Federal and State Affairs

2-9

1 AN ACT concerning elections; relating to the campaign finance act;
2 expanding the scope of permitted uses of campaign contribution
3 moneys to include family caregiving services; amending K.S.A. 25-
4 4157a and repealing the existing section.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 25-4157a is hereby amended to read as follows: 25-
8 4157a. (a) (1) No moneys received by any candidate or candidate
9 committee of any candidate as a contribution under this act shall be used
10 or be made available for the personal use of the candidate and no such
11 moneys shall be used by such candidate or the candidate committee of
12 such candidate except for:

13 (1)(A) Legitimate campaign purposes;
14 (2)(B) expenses of holding political office;
15 (3)(C) contributions to the party committees of the political party of
16 which such candidate is a member;

17 (4)(D) any membership dues related to the candidate's campaign paid
18 to a community service or civic organization in the name of the candidate;

19 (5)(E) any donations paid to any organization which is recognized as
20 a 501(c)(3) tax exempt organization or any religious organization,
21 community service or civic organization in the name of the candidate or
22 candidate committee of any candidate but only if the candidate receives no
23 goods or services unrelated to the candidate's campaign as a result of the
24 payment of such donations;

25 (6)(F) expenses incurred in the purchase of tickets to meals and
26 special events sponsored by any organization the major purpose of which
27 is to promote or facilitate the social, business, commercial or economic
28 well being of the local community; ~~or~~

29 (7)(G) expenses incurred in the purchase and mailing of greeting
30 cards to voters and constituents; *or*

31 (H) *expenses incurred for family caregiving services.*

32 (2) For the purpose of this subsection, expenditures for "personal use"
33 ~~shall include~~ *includes* expenditures to defray normal living expenses for
34 the candidate or the candidate's family and expenditures for the personal
35 benefit of the candidate having no direct connection with or effect upon
36 the campaign of the candidate or the holding of public office. *The term*

1 *"personal use" does not include family caregiving services.*

2 (3) *As used in this subsection:*

3 (A) *"Family caregiving services" means the provision of care for an*
4 *individual who is an immediate family member of the candidate and who*
5 *is:*

6 (i) *Under 18 years of age;*

7 (ii) *disabled; or*

8 (iii) *qualifies for senior care services; and*

9 (B) *"immediate family member" means a spouse, parent, stepparent,*
10 *grandparent, child, stepchild, sibling, grandchild, former spouse or any*
11 *individual living in the same residence with a candidate.*

12 (b) No moneys received by any candidate or candidate committee of
13 any candidate as a contribution shall be used to pay interest or any other
14 finance charges upon moneys loaned to the campaign by such candidate or
15 the spouse of such candidate.

16 (c) No candidate or candidate committee shall accept from any other
17 candidate or candidate committee for any candidate for local, state or
18 national office, any moneys received by such candidate or candidate
19 committee as a campaign contribution. The provisions of this subsection
20 shall not be construed to prohibit a candidate or candidate committee from
21 accepting moneys from another candidate or candidate committee if such
22 moneys constitute a reimbursement for one candidate's proportional share
23 of the cost of any campaign activity participated in by both candidates
24 involved. Such reimbursement shall not exceed an amount equal to the
25 proportional share of the cost directly benefiting and attributable to the
26 personal campaign of the candidate making such reimbursement.

27 (d) At the time of the termination of any campaign and prior to the
28 filing of a termination report in accordance with K.S.A. 25-4157, and
29 amendments thereto, all residual funds otherwise not obligated for the
30 payment of expenses incurred in such campaign or the holding of office
31 shall be contributed to a charitable organization, as defined by the laws of
32 the state, contributed to a party committee or returned as a refund in whole
33 or in part to any contributor or contributors from whom received or paid
34 into the general fund of the state.

35 Sec. 2. K.S.A. 25-4157a is hereby repealed.

36 Sec. 3. This act shall take effect and be in force from and after its
37 publication in the statute book.