

SENATE BILL No. 367

By Committee on Federal and State Affairs

1-18

1 AN ACT concerning elections; relating to the transparency in revenues
2 underwriting elections act; prohibiting the use of funds provided by the
3 United States government for the conduct of elections or election-
4 related activities unless approved by the legislature; amending K.S.A.
5 25-2436 and repealing the existing section.

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

8 ***New Section 1. (a) No federal agency shall be designated as a voter***
9 ***registration agency pursuant to section 7 of the national voter***
10 ***registration act of 1993, 52 U.S.C. § 20506, except as provided by state***
11 ***law.***

12 ***(b) Any designation of a federal agency as a voter registration***
13 ***agency pursuant to section 7 of the national voter registration act of***
14 ***1993, 52 U.S.C. § 20506, that was made prior to July 1, 2024, is null and***
15 ***void.***

16 ***(c) For purposes of this section, "federal agency" means any***
17 ***branch, department, bureau, office or instrumentality of the federal***
18 ***government.***

19 ~~Section 1.~~ ***Sec. 2.*** K.S.A. 25-2436 is hereby amended to read as
20 follows: 25-2436. (a) The provisions of this section shall be known and
21 may be cited as the transparency in revenues underwriting elections act.

22 (b) As used in this section:

23 (1) "Election official" means any county election officer or the chief
24 state election official, as such terms are defined in K.S.A. 25-2504, and
25 amendments thereto, and any officer or employee of such election official.

26 (2) "*Federal government*" means any branch, agency, department,
27 office, bureau or instrumentality of the government of the United States.

28 (3) "Person" means any individual, corporation, partnership,
29 company, organization, political party, political committee or any other
30 private entity.

31 (c) No election official shall knowingly accept or expend any
32 moneys, directly or indirectly, from any person *or the federal government*,
33 except as provided in any acts of appropriation or as otherwise provided
34 by *state* law, for any expenditures related to conducting, funding or
35 otherwise facilitating the administration of an election pursuant to law *or*
36 *for any election-related activities, including, but not limited to, voter*

1 *registration and voter assistance. Provided that such expenditures are*
2 *authorized by acts of appropriation or state law, any moneys received*
3 *from the federal government shall only be expended for those purposes*
4 *authorized by an act of congress appropriating such moneys.*

5 (d) The provisions of this section shall not apply to:

6 (1) Any moneys collected by an election official from the payment of
7 fees or assessed costs as required by law; or

8 (2) any moneys received as campaign contributions for any candidate
9 for the office of county clerk.

10 (e) A violation of this section is a severity level 9, nonperson felony.

11 ~~Sec. 2.~~ ~~3.~~ K.S.A. 25-2436 is hereby repealed.

12 ~~Sec. 3.~~ ~~4.~~ This act shall take effect and be in force from and after its
13 publication in the statute book.