

Administration

Consequences of Not Funding this Program

The Administration program provides for the means for other programs to be successful, such as paying rent, IT bills, paying the monumental building surcharge, and providing office supplies.

Statutory Basis	Mandatory vs. Discretionary	MOE/Match Rqt.	Priority Level
General K.S.A. 25-4119a et seq.	Discretionary	No	3

Program Goals

- A. To ensure that all reports receive a review of compliance with the law.
 B. To provide the necessary mandatory tools required to support other programs.

Program History

The Administration program ensures that fundamental operating costs of running an office (e.g., paying building rent) are adequately addressed.

This requirement is fundamental to the agency and originated with the agency in 1974.

No legislative changes have impacted the Administration program.

Performance Measures

<i>Outcome Measures</i>	<i>Goal</i>	<i>FY 2019</i>	<i>FY 2020</i>	<i>FY 2021</i>	<i>3- yr. Avg.</i>	<i>FY 2022</i>	<i>FY 2023</i>
1. Percentage of campaign finance report reviews	AB	100%	100%	100%	100%	100%	100%
2. Percentage of lobbying report reviews completed	AB	100%	100%	100%	100%	100%	100%
3. Percentage of statement of substantial interest report reviews	AB	100%	100%	100%	100%	100%	100%
<i>Output Measures</i>							
4. Number of campaign finance reports filed	AB	2,566	1,512	3,360	2479.33	1,235	2,538
5. Number of lobbying	AB	7,114	7,505	7,441	7353.33	7,500	7,530
6. Number of statement of	AB	5,620	5,561	5,744	5641.67	5,852	5,765

Funding

<i>Funding Source</i>	<i>FY 2018</i>	<i>FY 2019</i>	<i>FY 2020</i>	<i>FY 2021</i>	<i>FY 2022</i>	<i>FY 2023</i>
State General Fund	\$ 137,347	\$ 126,048	\$ 123,376	\$ 150,313	\$ 120,852	\$ 139,024
Non-SGF State Funds	44,059	59,106	62,109	74,408	72,951	78,773
Federal Funds	-	-	-	-	-	-
Total	\$ 181,406	\$ 185,154	\$ 185,485	\$ 224,721	\$ 193,803	\$ 217,797

Education, Awareness, and Compliance

Consequences of Not Funding this Program

This program focuses on preventing violations of the Campaign Finance Act, lobbying, and ethics laws, and correcting unintentional violations when they do occur. Not funding this program would result in only using the enforcement arm of the Commission to encourage compliance with the laws, which is neither cost-efficient nor effective at obtaining voluntary legal compliance. Additionally, unintentional violations would proliferate as trainings would be eliminated. The consequences of not funding this program extend from allowing incorrect filings to fundamentally undermining the public's ability to trust governmental decisionmaking.

	<u>Statutory Basis</u>	<u>Mandatory vs. Discretionary</u>	<u>MOE/Match Rgt.</u>	<u>Priority Level</u>
General	K.S.A. 25-4142 et seq. K.S.A. 46-215 et seq	Mandatory	No	1
Specific	K.S.A. 25-4148; 46-268; 46-248			

Program Goals

- A. To reduce the severity and number of unintentional violations of the Campaign Finance Act, lobbying, and ethics laws.
- B. To rapidly correct unintentional and non-severe violations of the Campaign Finance Act, lobbying, and ethics laws.

Program History

Education, awareness, and compliance focuses on preventing violations and correcting unintentional violations as rapidly as possible to ensure the public is able to have confidence in governmental decisionmaking. This program includes training and efforts to correct errors in reports.

The goals of education, awareness, and compliance are fundamental to the Ethics Commission and therefore originated with the agency in 1974.

The most significant legislation in recent years that affected this program was the extension of lobbying laws to include lobbying the executive branch, which occurred during the 2018 Legislature.

Performance Measures

<i>Outcome Measures</i>	<i>Goal</i>	<i>FY 2019</i>	<i>FY 2020</i>	<i>FY 2021</i>	<i>3- yr. Avg.</i>	<i>FY 2022</i>	<i>FY 2023</i>
1. Percent of campaign finance entities receiving Error and Omission Notices	AB	18.30%	17.20%	17.90%	17.80%	18.40%	16.80%
2. Percent of lobbyists receiving Error and Omission Notices	AB	0.00%	0.05%	0%	0.02%	0.10%	0.10%
3. Percent of Statement of Substantial Interest filers receiving Error and Omission Notices	AB	0.10%	0%	0%	0.03%	0.10%	0.10%
<i>Output Measures</i>							
4. Number of Error and Omission Notices sent to campaign finance entities	AB	437	260	602	433	227	426
5. Number of Error and Omission Notices sent to lobbyists	AB	0	1	0	0.333333333	2	2
6. Number of Error and Omission Notices sent to Statement of Substantial Interest filers	AB	0	0	0	0	0	0
7. Number of trainings performed	AB	11	13	11	11.66666667	12*	15*
						<i>*online training will be available and not included in this estimate</i>	

Funding

<i>Funding Source (in X)</i>	<i>FY 2018</i>	<i>FY 2019</i>	<i>FY 2020</i>	<i>FY 2021</i>	<i>FY 2022</i>	<i>FY 2023</i>
State General Fund	\$ 202,175	\$ 196,170	\$ 204,274	\$ 232,872	\$ 259,858	\$ 301,748
Non-SGF State Funds	126,722	151,571	151,268	142,055	133,785	136,508
Federal Funds	-	-	-	-	-	-
Total	\$ 328,897	\$ 347,741	\$ 355,542	\$ 374,927	\$ 393,643	\$ 438,256

Enforcement

Consequences of Not Funding this Program

Not funding this program would eliminate consequences of violations of the campaign finance act, ethics laws, and lobbying laws. Violations would occur without investigation or penalty. While the Ethics Commission works to avoid the necessity of enforcement whenever reasonable and possible, the fact remains that the enforcement arm of the Commission is the only reason why some abide by the laws.

	<u>Statutory Basis</u>	<u>Mandatory vs. Discretionary</u>	<u>MOE/Match Rqt.</u>	<u>Priority Level</u>
General	K.S.A. 25-4142 et seq. K.S.A. 46-215 et seq	Discretionary	No	2
Specific	Many. Examples: 25-4152; 4158; 4161-4164; 4181. 46-255-263; 280; 288			

Program Goals

- A. To provide consequences for violations of the campaign finance, ethics, and lobbying laws in order to deter other violations.
- B. To adequately resolve violations of the campaign finance, ethics, and lobbying laws.
- C. To identify when violations have occurred of the campaign finance, ethics, and lobbying laws, as well as clearing referrals that are not violations.

Program History

Enforcement focuses on identifying, investigating, and providing consequences for violations when they occur. Severe and intentional violations merit immediate referral to the enforcement arm of the Commission. Additionally, more minor violations that are not adequately resolved in other ways require intervention by the enforcement arm. The ultimate conclusion of an action by the enforcement program is a Complaint, determination of probable cause, public hearing, a determination, and a possible fine.

The goals of enforcement are fundamental to the Ethics Commission and are believed to have originated with the agency in the 1970s.

The last significant alteration to statutory authority of the enforcement program is the authority to issue subpoenas, which was added in 1998.

Performance Measures

<i>Outcome Measures</i>	<i>Goal</i>	<i>FY 2019</i>	<i>FY 2020</i>	<i>FY 2021</i>	<i>3- yr. Avg.</i>	<i>FY 2022</i>	<i>FY 2023</i>
1. Number of hearings finding a violation	ABC	8	6	7	7	9	9
<i>Output Measures</i>							
4. Number of investigations	ABC	33	30	27	30	26	26
5. Number of complaints	ABC	28	15	25	22.666667	22	26
6. Number of audits	ABC	7	1	6	4.6666667	8	8

Funding

<i>Funding Source (in X)</i>	<i>FY 2018</i>	<i>FY 2019</i>	<i>FY 2020</i>	<i>FY 2021</i>	<i>FY 2022</i>	<i>FY 2023</i>
State General Fund	\$ 44,526	\$ 55,941	\$ 62,845	\$ 62,032	\$ 87,026	\$ 101,905
Non-SGF State Funds	24,641	32,895	35,185	36,446	45,511	47,311
Federal Funds	-	-	-	-	-	-
Total	\$ 69,167	\$ 88,836	\$ 98,030	\$ 98,478	\$ 132,537	\$ 149,216