

**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.

<u>Statutory Basis</u>	<u>Mandatory vs. Discretionary</u>	<u>MOE/Match Rgt.</u>	<u>Priority Level</u>
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.

**Performance Measures**

<i>Outcome Measures</i>	<i>Goal</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Previous Est.</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3- yr. Avg.</i>
1. Percentage of campaign finance report reviews completed	AB	100%	100%	100%	100%	100%	100%	100%	100%
Percentage of lobbying report reviews completed	AB	100%	100%	100%	100%	100%	100%	100%	100%
3. Percentage of statement of substantial interest report reviews	AB	100%	100%	100%	100%	100%	100%	100%	100%
<i>Output Measures</i>									
4. Number of campaign finance reports filed	AB	2,556	1,512	3,360	1,235	1,462	2,538	1,479	2,111

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5. Number of lobbying reports filed	AB	7,114	7,505	7,441	7,500	7,810	7,530	7,900	7,585
6. Number of statement of substantial interest reports filed	AB	5,620	5,561	5,744	5,852	5,772	5,765	5,788	5,692

**Funding**

<i>Funding Source</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Approved</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3-yr. Avg.</i>
State General Fund	\$ 126,048	\$ 123,376	\$ 1,503,133	\$ 160,314	\$ 159,095	\$ 201,739	\$ 209,974	\$ 595,201
Non-SGF State Funds	59,106	62,109	74,408	86,435	78,988	44,352	56,362	\$ 71,835
Federal Funds	-	-	-	-	-	-	-	\$ -
<b>Total</b>	<b>\$ 185,154</b>	<b>\$ 185,485</b>	<b>\$ 1,577,541</b>	<b>\$ 246,749</b>	<b>\$ 238,082</b>	<b>\$ 246,091</b>	<b>\$ 266,336</b>	<b>\$ 667,036</b>
<b>FTE</b>	<b>1.9</b>	<b>1.9</b>	<b>1.9</b>	<b>1.9</b>	<b>1.9</b>	<b>1.9</b>	<b>1.9</b>	<b>1.9</b>

## Education, Awareness, and Compliance

### Consequences of Not Funding this Program

This program focuses on preventing violations of the Campaign Finance Act, lobbying, and ethics law, 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 undermine the public's ability to trust government decision-making.

Statutory Basis	Mandatory vs. Discretionary	MOE/Match Rgt.	Priority Level
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 decision-making. 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

### Performance Measures

Outcome Measures	Goal	FY 2019 Actuals	FY 2020 Actuals	FY 2021 Actuals	FY 2022 Previous Est.	FY 2022 Actuals	FY 2023 Est.	FY 2024 Est.	3- yr. Avg.
1. Percent of campaign finance entities receiving Error and Omission Notices	AB	18.30%	17.20%	17.90%	18.40%	17.6%	22.0%	17.8%	17.57%
2. Percent of lobbyists receiving Error and Omission Notices	AB	0.00%	0.05%	0.00%	0.10%	0.50%	0.50%	0.50%	0.18%
3. Percent of Statement of Substantial Interest filers receiving Error and Omission Notices	AB	0.10%	0.00%	0.00%	0.10%	0.10%	0.10%	0.10%	0.03%

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*Output Measures*

4. Number of Error and Omission Notices sent to campaign finance entities	AB	437	260	602	227	198	387	221	353.3
5. Number of Error and Omission Notices sent to lobbyists	AB	0	1	0	2	0	2	2	0.3
6. Number of Error and Omission Notices sent to Statement of Substantial Interest filers	AB	0	0	0	0	0	1	1	0.0
7. Number of trainings performed	AB	11	13	11	12	16	16	16	13.3

**Funding**

<i>Funding Source</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Approved</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3-yr. Avg.</i>
State General Fund	\$ 196,170	\$ 204,274	\$ 232,872	\$ 211,672	\$ 215,374	\$ 284,663	\$294,781	\$ 217,507
Non-SGF State Funds	151,571	151,268	142,055	114,125	106,929	62,583	79,126	\$ 133,417
Federal Funds	-	-	-	-	-	-	-	\$ -
<b>Total</b>	<b>\$ 347,741</b>	<b>\$ 355,542</b>	<b>\$ 374,927</b>	<b>\$ 325,798</b>	<b>\$ 322,302</b>	<b>\$ 347,246</b>	<b>\$373,906</b>	<b>\$ 350,924</b>
<b>FTE</b>	<b>4.9</b>	<b>4.9</b>	<b>4.9</b>	<b>4.9</b>	<b>4.9</b>	<b>4.9</b>	<b>4.9</b>	<b>4.9</b>

## 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 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 Rgt.</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 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 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Previous Est.</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3- yr. Avg.</i>
1. Number of hearings finding a violation	ABC	8	6	7	9	10	8	11	\$ 8

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*Output Measures*

2. Number of investigations	ABC	33	30	27	26	18	16	16	25
3. Number of complaints	ABC	28	15	25	22	26	26	23	22
4. Number of audits	ABC	7	1	6	8	8	8	12	5

**Funding**

<i>Funding Source</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Approved</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3-yr. Avg.</i>
State General Fund	\$ 55,941	\$ 62,845	\$ 62,032	\$ 98,246	\$ 95,764	\$ 129,752	\$ 132,443	\$ 73,547
Non-SGF State Funds	32,895	35,185	36,445	52,971	47,545	28,526	35,551	\$ 39,725
Federal Funds	-	-	-	-	-	-	-	\$ -
<b>Total</b>	<b>\$ 88,836</b>	<b>\$ 98,030</b>	<b>\$ 98,477</b>	<b>\$ 151,217</b>	<b>\$ 143,308</b>	<b>\$ 158,278</b>	<b>\$ 167,994</b>	<b>\$ 113,272</b>
<b>FTE</b>	<b>1.2</b>	<b>1.2</b>	<b>1.2</b>	<b>1.7</b>	<b>1.7</b>	<b>1.7</b>	<b>1.7</b>	<b>1.4</b>