

1 **[As Amended by House Committee of the Whole]**

2
3 **As Amended by House Committee**

4 *Session of 2001*

5
6 **HOUSE BILL No. 2545**

7
8 By Committee on Appropriations

9
10 2-28

11
12 AN ACT making and concerning appropriations for the fiscal years end-
13 ing June 30, 2001, and June 30, 2002, for the state bank commissioner,
14 board of nursing, state board of pharmacy, real estate appraisal board,
15 governor's department, lieutenant governor, state treasurer, insurance
16 department, state board of indigents' defense services, department of
17 administration, department of revenue, Kansas racing and gaming
18 commission, Kansas technology enterprise corporation, ~~department of~~
19 ~~revenue—homestead property tax refunds~~, department of human re-
20 sources, Kansas commission on veterans affairs, department of health
21 and environment, department on aging, department of social and re-
22 habilitation services, department of education, state library, Kansas arts
23 commission, Fort Hays state university, Kansas state university exten-
24 sion systems and agriculture research programs, Kansas state university
25 veterinary medical center, Emporia state university, Pittsburg state
26 university, state board of regents, department of corrections, juvenile
27 justice authority, state fire marshal, Kansas sentencing commission,
28 Kansas department of agriculture, state conservation commission,
29 Kansas water office ~~and~~ department of wildlife and parks, **adjutant**
30 **general, behavioral sciences regulatory board, citizens' utility**
31 **ratepayers board, department of commerce and housing, judi-**
32 **cial council and Kansas human rights commission;** authorizing
33 certain transfers and capital improvement projects, imposing certain
34 restrictions and limitations, and directing or authorizing certain re-
35 cepts and disbursements and acts incidental to the foregoing.

36
37 *Be it enacted by the Legislature of the State of Kansas:*

38 Section 1. (a) For the fiscal years ending June 30, 2001, and June 30,
39 2002, appropriations are hereby made, restrictions and limitations are
40 hereby imposed, and transfers, capital improvement projects, fees, re-
41 cepts, disbursements and acts incidental to the foregoing are hereby di-
42 rected or authorized as provided in this act.

43 (b) This act shall not be subject to the provisions of subsection (a) of

1 K.S.A. 75-6702 and amendments thereto.

2 Sec. 2.

3 STATE BANK COMMISSIONER

4 (a) On the effective date of this act, the expenditure limitation estab-
5 lished for the fiscal year ending June 30, 2001, by section 33(a) of chapter
6 183 of the 2000 Session Laws of Kansas on the bank commissioner fee
7 fund , **as adjusted by the director of accounts and reports pursuant**
8 **to K.S.A. 2000 Supp. 75-1318, and amendments thereto**, is hereby
9 decreased from \$4,576,982 to \$4,516,656.

10 Sec. 3.

11 BOARD OF NURSING

12 (a) On the effective date of this act, the expenditure limitation estab-
13 lished for the fiscal year ending June 30, 2001, by section 14(a) of chapter
14 132 of the 1999 Session Laws of Kansas on the board of nursing fee fund
15 is hereby increased from \$1,087,944 to \$1,206,194 *Provided, That, of*
16 **the amount of additional expenditures authorized by the expend-**
17 **iture limitation increase prescribed by this subsection, no portion**
18 **of such increased expenditure authority for fiscal year 2001 shall**
19 **be the basis for any amount being transferred into a Kansas savings**
20 **incentive program account or KSIP account under the Kansas sav-**
21 **ings incentive program pursuant to section 23 of chapter 132 of**
22 **the 1999 Session Laws of Kansas or any other Kansas savings in-**
23 **centive program section in this or other appropriation act of the**
24 **2001 regular session of the legislature.**

25 (b) On the effective date of this act, the position limitation established
26 for the fiscal year ending June 30, 2001, by section 22 of chapter 132 of
27 the 1999 Session Laws of Kansas for the board of nursing is hereby in-
28 creased from 16.5 to 22.0.

29 Sec. 4.

30 STATE BOARD OF PHARMACY

31 (a) On the effective date of this act, the expenditure limitation estab-
32 lished by section 38(b) of chapter 160 of the 1999 Session Laws of Kansas
33 on the state board of pharmacy fee fund is hereby decreased from
34 \$525,228 to \$511,658.

35 Sec. 5.

36 REAL ESTATE APPRAISAL BOARD

37 (a) On the effective date of this act, the expenditure limitation estab-
38 lished for the fiscal year ending June 30, 2001, by section 17(a) of chapter
39 132 of the 1999 Session Laws of Kansas on the appraiser fee fund is
40 hereby increased from \$197,953 to \$236,177.

41 Sec. 6.

42 GOVERNOR'S DEPARTMENT

43 (a) There is appropriated for the above agency from the following spe-

1 cial revenue fund or funds for the fiscal year ending June 30, 2001, all
 2 moneys now or hereafter lawfully credited to and available in such fund
 3 or funds, except that expenditures shall not exceed the following:
 4 Special programs fund..... No limit
 5 *Provided*, That expenditures may be made from the special programs
 6 fund for operating expenditures for the governor’s department, including
 7 conferences and official hospitality: *Provided further*, That the governor
 8 is hereby authorized to fix, charge and collect fees for such conferences:
 9 *And provided further*, That fees for such conferences shall be fixed in
 10 order to recover all or part of the operating expenses incurred for such
 11 conferences, including official hospitality: *And provided further*, That all
 12 fees received for such conferences and all fees received by the governor’s
 13 department under the open records act for providing access to or fur-
 14 nishing copies of public records, shall be credited to this fund.

15 Sec. 7.

16 LIEUTENANT GOVERNOR

17 (a) On the effective date of this act, of the \$125,537 appropriated for
 18 the above agency for the fiscal year ending June 30, 2001, by section 6(a)
 19 of chapter 130 of the 2000 Session Laws of Kansas from the state general
 20 fund in the operations account, the sum of \$13,507 is hereby lapsed.

21 Sec. 8.

22 STATE TREASURER

23 (a) On the effective date of this act, of the \$175,000 appropriated for
 24 the above agency for the fiscal year ending June 30, 2001, by section 9(a)
 25 of chapter 130 of the 2000 Session Laws of Kansas from the state general
 26 fund in the postsecondary education savings program account, the sum
 27 of \$59,505 is hereby lapsed.

28 Sec. 9.

29 INSURANCE DEPARTMENT

30 (a) On the effective date of this act, the expenditure limitation estab-
 31 lished by section 30(b) of chapter 183 of the 2000 Session Laws of Kansas
 32 on the insurance department service regulation fund is hereby decreased
 33 from \$6,951,327 to ~~\$6,753,323~~ **\$6,782,199**.

34 Sec. 10.

35 STATE BOARD OF INDIGENTS’ DEFENSE SERVICES

36 (a) There is appropriated for the above agency from the state general
 37 fund for the fiscal year ending June 30, 2001, the following:

38 Operating expenditures \$750,000

39 Sec. 11.

40 DEPARTMENT OF ADMINISTRATION

41 (a) On the effective date of this act, of the \$127,973 appropriated for
 42 the above agency for the fiscal year ending June 30, 2001, by section 20(a)
 43 of chapter 130 of the 2000 Session Laws of Kansas from the state general

1 fund in the policy analysis initiatives account, the sum of \$100,000 is
2 hereby lapsed.

3 (b) In addition to the other purposes for which expenditures may be
4 made by the department of administration from the moneys appropriated
5 from the state general fund or from any special revenue fund for fiscal
6 year 2001 or for fiscal year 2002 as authorized by chapter 130 or chapter
7 183 of the 2000 Session Laws of Kansas or by this or other appropriation
8 act of the 2001 regular session of the legislature, expenditures shall be
9 made by the department of administration from moneys appropriated
10 from the state general fund or from any special revenue fund for fiscal
11 year 2001 or fiscal year 2002 to provide for the issuance of bonds by the
12 Kansas development finance authority in accordance with K.S.A. 74-8905
13 and amendments thereto to finance grants for capital improvement pro-
14 jects and equipment acquisition for the conversion of public television
15 stations to digital broadcasting: *Provided*, That such grants for capital
16 improvement projects and equipment acquisition are hereby approved
17 for the department of administration for the purposes of subsection (b)
18 of K.S.A. 74- 8905 and amendments thereto and the authorization of the
19 issuance of bonds by the Kansas development finance authority in ac-
20 cordance with that statute: *Provided further*, That the department of ad-
21 ministration may make expenditures from the moneys received from the
22 issuance of any such bonds for grants for capital improvement projects
23 and equipment acquisition for the conversion of public television stations
24 to digital broadcasting: *Provided, however*, That expenditures from the
25 moneys received from the issuance of any such bonds for such capital
26 improvement projects and equipment acquisition shall not exceed
27 \$6,000,000, plus all amounts required for costs of bond issuance, costs of
28 interest on the bonds issued for such capital improvement projects and
29 equipment acquisition during the construction of such projects and ac-
30 quisitions and any required reserves for the payment of principal and
31 interest on the bonds: *And provided further*, That all moneys received
32 from the issuance of any such bonds shall be deposited and accounted
33 for as prescribed by applicable bond covenants: *And provided further*,
34 That debt service for any such bonds for grants for capital improvement
35 projects and equipment acquisition for the conversion of public television
36 stations to digital broadcasting shall be financed by appropriations from
37 the state general fund or any appropriate special revenue fund or funds.

38 Sec. 12.

39 DEPARTMENT OF REVENUE

40 (a) There is appropriated for the above agency from the state general
41 fund for the fiscal year ending June 30, 2001, the following:

42 Operating expenditures \$50,000

43 (b) On the effective date of this act, the expenditure limitation estab-

1 lished by section 4(c) of chapter 183 of the 2000 Session Laws of Kansas
2 on the division of vehicles operating fund is hereby decreased from
3 \$30,613,887 to \$30,456,224.

4 (c) On the effective date of this act, the expenditure limitation estab-
5 lished by section 22(b) of chapter 130 of the 2000 Session Laws of Kansas
6 on the electronic databases fee fund is hereby increased from \$3,484,500
7 to ~~\$3,654,500~~ **4,771,763**.

8 (d) On the effective date of this act, the expenditure limitation estab-
9 lished by section 22(b) of chapter 130 of the 2000 Session Laws of Kansas
10 on the state bingo regulation fund is hereby decreased from \$342,964 to
11 \$316,622.

12 **(e) On and after the effective date of this act, notwithstanding**
13 **provisions of section 22(f) of chapter 130 of the 2000 Session Laws**
14 **of Kansas, no moneys shall be expended from the automated tax**
15 **systems fund of the department of revenue for the purpose of pay-**
16 **ing any vendors for work related to Project 2000 during the fiscal**
17 **years ending June 30, 2001, and June 30, 2002.**

18 Sec. 13.

19 KANSAS RACING AND GAMING COMMISSION

20 (a) On the effective date of this act, the expenditure limitation estab-
21 lished by section 15(d) of chapter 183 of the 2000 Session Laws of Kansas
22 on the state racing fund is hereby decreased from \$3,813,653 to
23 \$3,430,729.

24 Sec. 14.

25 KANSAS TECHNOLOGY ENTERPRISE CORPORATION

26 (a) On the effective date of this act, the expenditure limitation estab-
27 lished by section 11(a) of chapter 183 of the 2000 Session Laws of Kansas
28 on the economic development research and development fund is hereby
29 decreased from \$13,088,590 to \$13,086,065.

30 (b) On the effective date of this act, the expenditure limitation estab-
31 lished by section 11(b) of chapter 183 of the 2000 Session Laws of Kansas
32 on the operations, assistance and grants (including official hospitality)
33 account of the economic development research and development fund is
34 hereby decreased from \$13,088,590 to \$13,086,065.

35 ~~—Sec. 15.~~

36 ~~DEPARTMENT OF REVENUE — HOMESTEAD~~
37 ~~PROPERTY TAX REFUNDS~~

38 ~~—(a) There is appropriated for the above agency from the state general~~
39 ~~fund for the fiscal year ending June 30, 2001, the following:~~

40 ~~Homestead tax refunds..... \$1,319,233~~

41 ~~Sec. 16. 15.~~

42 DEPARTMENT OF HUMAN RESOURCES

43 (a) On the effective date of this act, the expenditure limitation estab-

1 lished by section 29(b) of chapter 130 of the 2000 Session Laws of Kansas
 2 on the occupational health and safety—federal fund is hereby increased
 3 from \$462,064 to ~~\$590,000~~ **\$504,421**.

4 ~~Sec. 17-~~ **16.**

5 KANSAS COMMISSION ON VETERANS AFFAIRS

6 (a) There is appropriated for the above agency from the state general
 7 fund for the fiscal year ending June 30, 2001, the following:

8 Operations—state veterans cemeteries \$5,225
 9 Operating expenditures—Kansas soldiers' home \$624,528

10 (b) On the effective date of this act, the expenditure limitation estab-
 11 lished by section 30(b) of chapter 130 of the 2000 Session Laws of Kansas
 12 on the soldiers' home fee fund is hereby decreased from \$4,323,386 to
 13 \$3,544,000.

14 ~~Sec. 18-~~ **17.**

15 DEPARTMENT OF HEALTH AND ENVIRONMENT

16 (a) There is appropriated for the above agency from the state general
 17 fund for the fiscal year ending June 30, 2001, the following:

18 AIDS medications \$400,000

19 ***Provided, That no expenditures shall be made from the AIDS***
 20 **medications account for fiscal year 2001 on or after the effective**
 21 **date of this act unless the director of the budget certifies to the**
 22 **director of accounts and reports that such expenditures will not**
 23 **impose a maintenance of effort requirement on the state.**

24 (b) On the effective date of this act, of the \$674,898 appropriated for
 25 the above agency for the fiscal year ending June 30, 2001, by section 31(a)
 26 of chapter 130 of the 2000 Session Laws of Kansas from the state general
 27 fund in the vaccine purchases account, the sum of \$1,618 is hereby lapsed.

28 (c) On the effective date of this act, of the \$350,000 appropriated for
 29 the above agency for the fiscal year ending June 30, 2001, by section 31(a)
 30 of chapter 130 of the 2000 Session Laws of Kansas from the state general
 31 fund in the immunization programs account, the sum of \$2,470 is hereby
 32 lapsed.

33 (d) On the effective date of this act, of the \$890,955 appropriated for
 34 the above agency for the fiscal year ending June 30, 2001, by section 31(a)
 35 of chapter 130 of the 2000 Session Laws of Kansas from the state general
 36 fund in the match for title XIX for nursing home inspections account, the
 37 sum of \$98,745 is hereby lapsed.

38 (e) On the effective date of this act, of the \$5,026,596 appropriated for
 39 the above agency for the fiscal year ending June 30, 2001, by section 31(a)
 40 of chapter 130 of the 2000 Session Laws of Kansas from the state general
 41 fund in the aid to local units account, the sum of \$4,754 is hereby lapsed.

42 (f) On the effective date of this act, of the \$1,520,840 appropriated for
 43 the above agency for the fiscal year ending June 30, 2001, by section 31(a)

1 of chapter 130 of the 2000 Session Laws of Kansas from the state general
2 fund in the aid to local units—primary health projects account, the sum
3 of \$178 is hereby lapsed.

4 (g) On the effective date of this act, of the \$19,936,321 appropriated
5 for the above agency for the fiscal year ending June 30, 2001, by section
6 31(a) of chapter 130 of the 2000 Session Laws of Kansas from the state
7 general fund in the operating expenditures (including official hospitality)
8 account, the sum of \$140,206 is hereby lapsed.

9 (h) On the effective date of this act, the expenditure limitation estab-
10 lished by section 63(c) of chapter 183 of the 2000 Session Laws of Kansas
11 on the water plan special revenue fund is hereby decreased from
12 \$4,137,270 to \$4,136,452.

13 (i) In addition to the other purposes for which expenditures may be
14 made by the department of health and environment from the trauma fund
15 for fiscal year 2001 as authorized by section 31(b) of chapter 130 of the
16 2000 Session Laws of Kansas, expenditures may be made by the above
17 agency from the trauma fund for fiscal year 2001 pursuant to contracts,
18 subject to the provisions of the following provisos, for programs that pro-
19 vide services for women which enable them to carry their pregnancies to
20 term, which are hereby authorized and directed to be entered into by the
21 secretary of health and environment with the same not-for-profit organ-
22 izations that the secretary of health and environment entered into con-
23 tracts with pursuant to section 30(h) of chapter 160 of the 1999 Session
24 Laws of Kansas for fiscal year 2000: *Provided*, That such contracted serv-
25 ices may include an array of social services relating to pregnancy main-
26 tenance and that no individuals who are unable to pay shall be denied the
27 delivery or provision of pregnancy maintenance services: *Provided fur-*
28 *ther*, That no contract or contracts under pregnancy maintenance pro-
29 grams shall be entered into with any group performing, promoting, re-
30 ferring for or educating in favor of abortion: *And provided further*, That
31 a not-for-profit organization awarded a contract under this proviso shall
32 match state moneys under this contract on the basis of a 50% match from
33 a not-for-profit organization and a 50% match from the department of
34 health and environment: *And provided further*, That the secretary of
35 health and environment shall submit a report to the legislature at the
36 beginning of the regular session of the legislature in 2002 on the results
37 and outcomes of such pregnancy maintenance programs: *And provided*
38 *further*, That no part of the grant moneys shall be used for any political
39 purposes: *And provided further*, That expenditures for such purpose from
40 the trauma fund for fiscal year 2001 shall not exceed \$168,750.

41 (j) On the effective date of this act, the expenditure limitation estab-
42 lished by section 31(a) of chapter 130 of the 2000 Session Laws of Kansas
43 on expenditures for programs that provide services for women which

1 enable them to carry their pregnancies to term from the operating ex-
2 penditures (including official hospitality) account of the state general fund
3 is hereby decreased from \$225,000 to \$56,250.

4 ~~(k) On the effective date of this act, or as soon thereafter as moneys~~
5 ~~are available, the director of accounts and reports shall transfer \$131,250~~
6 ~~from the trauma fund of the department of health and environment to~~
7 ~~the state general fund.~~

8 Sec. 19: 18.

9 DEPARTMENT ON AGING

10 (a) On the effective date of this act, the expenditure limitation estab-
11 lished for the fiscal year ending June 30, 2001, by section 21(b) of chapter
12 183 of the 2000 Session Laws of Kansas on the long-term care loan and
13 grant fund is hereby decreased from \$11,000,000 to \$9,000,000.

14 **(b) There is appropriated for the above agency from the follow-**
15 **ing special revenue fund or funds for the fiscal year ending June**
16 **30, 2001, all moneys now or hereafter lawfully credited to and**
17 **available in such fund or funds, except that expenditures shall not**
18 **exceed the following:**

19 **HCBS programs fund—department on aging..... \$0**

20 **(c) On and after the effective date of this act during fiscal year**
21 **ending June 30, 2001, at the point during fiscal year 2001 that an**
22 **aggregate amount of \$15,300,000 has been transferred from the**
23 **intergovernmental transfer fund to the state medicaid match fund**
24 **SRS pursuant to subsection (f)(1) of K.S.A. 2000 Supp. 75-4265 and**
25 **amendments thereto, then the director of accounts and reports**
26 **shall not transfer any more moneys from the intergovernmental**
27 **transfer fund to the state medicaid match fund SRS of the depart-**
28 **ment of social and rehabilitation services during fiscal year**
29 **2001 and all additional moneys that otherwise would have been**
30 **transferred from the intergovernmental transfer fund to the state**
31 **medicaid match fund SRS during fiscal year 2001 shall be trans-**
32 **ferred from the intergovernmental transfer fund to the state med-**
33 **icaid match fund department on aging.**

34 **(d) On and after the effective date of this act during fiscal year**
35 **ending June 30, 2001, at the point during fiscal year 2001 that an**
36 **aggregate amount of \$5,000,000 has been transferred from the**
37 **intergovernmental transfer fund to the HCBS programs fund of**
38 **the department of social and rehabilitation services pursuant to**
39 **subsection (f)(1) of K.S.A. 2000 Supp. 75-4265 and amendments**
40 **thereto, then the director of accounts and reports shall not transfer**
41 **any more moneys from the intergovernmental transfer fund to the**
42 **HCBS programs fund of the department of social and rehabilita-**
43 **tion services during fiscal year 2001 and all additional moneys that**

1 **otherwise would have been transferred from the intergovernmental**
 2 **transfer fund to the HCBS programs fund of the department**
 3 **of social and rehabilitation services during fiscal year 2001 shall**
 4 **be transferred from the intergovernmental transfer fund to the**
 5 **HCBS programs fund department on aging, which is hereby cre-**
 6 **ated in the state treasury.**

7 ~~Sec. 20- 19.~~

8 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

9 (a) There is appropriated for the above agency from the state general
 10 fund for the fiscal year ending June 30, 2001, the following:

11 Community based services.....	\$4,384,242
12 Other medical assistance	\$7,221,115
13 Youth services aid and assistance	\$16,536,630
14 Cash assistance	\$618,033
15 Osawatomie state hospital—operating expenditures.....	\$781,120

16 (b) On the effective date of this act, of the \$91,704,036 appropriated
 17 for the above agency for the fiscal year ending June 30, 2001, by section
 18 33(a) of chapter 130 of the 2000 Session Laws of Kansas from the state
 19 general fund in the state operations account, the sum of \$6,419,303 is
 20 hereby lapsed.

21 (c) On the effective date of this act, of the \$1,446,973 appropriated for
 22 the above agency for the fiscal year ending June 30, 2001, by section 33(a)
 23 of chapter 130 of the 2000 Session Laws of Kansas from the state general
 24 fund in the sex predator program account, the sum of \$215,051 is hereby
 25 lapsed.

26 (d) On the effective date of this act, of the \$2,867,559 appropriated for
 27 the above agency for the fiscal year ending June 30, 2001, by section 20(a)
 28 of chapter 183 of the 2000 Session Laws of Kansas from the state general
 29 fund in the mental health and retardation services aid and assistance ac-
 30 count, the sum of \$157,710 is hereby lapsed.

31 (e) On the effective date of this act, of the \$3,692,346 appropriated for
 32 the above agency for the fiscal year ending June 30, 2001, by section 33(a)
 33 of chapter 130 of the 2000 Session Laws of Kansas from the state general
 34 fund in the vocational rehabilitation aid and assistance account, the sum
 35 of \$338,180 is hereby lapsed.

36 (f) On the effective date of this act, of the \$10,100,000 appropriated
 37 for the above agency for the fiscal year ending June 30, 2001, by section
 38 33(a) of chapter 130 of the 2000 Session Laws of Kansas from the state
 39 general fund in the children’s health insurance account, the sum of
 40 \$719,721 is hereby lapsed.

41 (g) On the effective date of this act, of the \$3,732,885 appropriated for
 42 the above agency for the fiscal year ending June 30, 2001, by section 33(a)
 43 of chapter 130 of the 2000 Session Laws of Kansas from the state general

1 fund in the alcohol and drug abuse services grants account, the sum of
2 \$197,497 is hereby lapsed.

3 (h) On the effective date of this act, the expenditure limitation estab-
4 lished by section 33(b) of chapter 130 of the 2000 Session Laws of Kansas
5 on the title XIX fund is hereby decreased from \$59,538,641 to
6 \$59,064,824.

7 (i) On the effective date of this act, the expenditure limitation estab-
8 lished by section 20(i) of chapter 183 of the 2000 Session Laws of Kansas
9 on the social welfare fund is hereby increased from \$55,353,137 to
10 \$61,448,082.

11 (j) On the effective date of this act, the expenditure limitation estab-
12 lished by section 20(h) of chapter 183 of the 2000 Session Laws of Kansas
13 on the HCBS programs fund is hereby decreased from \$6,000,000 to
14 \$5,000,000.

15 (k) On the effective date of this act, of the \$10,565,622 appropriated
16 for the above agency for the fiscal year ending June 30, 2001, by section
17 33(a) of chapter 130 of the 2000 Session Laws of Kansas from the state
18 general fund in the Larned state hospital—operating expenditures ac-
19 count, the sum of \$345,048 is hereby lapsed.

20 (l) On the effective date of this act, of the \$6,558,547 appropriated for
21 the above agency for the fiscal year ending June 30, 2001, by section 33(a)
22 of chapter 130 of the 2000 Session Laws of Kansas from the state general
23 fund in the Parsons state hospital and training center—operating ex-
24 penditures account, the sum of \$215,559 is hereby lapsed.

25 (m) On the effective date of this act, of the \$8,517,075 appropriated
26 for the above agency for the fiscal year ending June 30, 2001, by section
27 33(a) of chapter 130 of the 2000 Session Laws of Kansas from the state
28 general fund in the Kansas neurological institute—operating expenditures
29 account, the sum of ~~\$2,180~~ **\$2,030** is hereby lapsed.

30 (n) On the effective date of this act, of the \$1,333,972 appropriated for
31 the above agency for the fiscal year ending June 30, 2001, by section 33(a)
32 of chapter 130 of the 2000 Session Laws of Kansas from the state general
33 fund in the Rainbow mental health facility—operating expenditures ac-
34 count, the sum of \$218,333 is hereby lapsed.

35 (o) On the effective date of this act, the expenditure limitation estab-
36 lished by section 33(b) of chapter 130 of the 2000 Session Laws of Kansas
37 on the Kansas neurological institute fee fund is hereby increased from
38 \$900,063 to \$1,039,837.

39 (p) On the effective date of this act, the expenditure limitation estab-
40 lished by section 20(y) of chapter 183 of the 2000 Session Laws of Kansas
41 on the Larned state hospital fee fund is hereby increased from \$3,224,006
42 to \$4,115,744.

43 (q) On the effective date of this act, the expenditure limitation estab-

1 lished by section 20(z) of chapter 183 of the 2000 Session Laws of Kansas
2 on the Osawatomie state hospital fee fund is hereby decreased from
3 \$5,534,639 to \$4,836,124.

4 (r) On the effective date of this act, the expenditure limitation estab-
5 lished by section 20(aa) of chapter 183 of the 2000 Session Laws of Kansas
6 on the Parsons state hospital and training center fee fund is hereby in-
7 creased from \$734,711 to \$1,061,799.

8 (s) On the effective date of this act, the expenditure limitation estab-
9 lished by section 33(b) of chapter 130 of the 2000 Session Laws of Kansas
10 on the Rainbow mental health facility fee fund is hereby increased from
11 \$879,700 to \$1,069,080.

12 **(t) On the effective date of this act, the expenditure limitation**
13 **established by section 33(b) of chapter 130 of the 2000 Session**
14 **Laws of Kansas on the alcohol and drug abuse block grant federal**
15 **fund is hereby increased from \$10,978,786 to \$11,186,173.**

16 **(u) On the effective date of this act, the expenditure limitation**
17 **established by section 33(b) of chapter 130 of the 2000 Session**
18 **Laws of Kansas on the child welfare services block grant federal**
19 **fund is hereby decreased from \$6,496,560 to \$6,313,397.**

20 **(v) On the effective date of this act, the expenditure limitation**
21 **established by section 33(b) of chapter 130 of the 2000 Session**
22 **Laws of Kansas on the social services block grant federal fund is**
23 **hereby decreased from \$28,351,705 to \$26,745,582.**

24 **(w) On the effective date of this act, the expenditure limitation**
25 **established by section 33(b) of chapter 130 of the 2000 Session**
26 **Laws of Kansas on the mental health block grant federal fund is**
27 **hereby increased from \$2,370,291 to \$2,762,568.**

28 **(x) During the fiscal year ending June 30, 2001, of the amounts**
29 **budgeted but not expended for the regular medical program from**
30 **the other medical assistance account of the state general fund, the**
31 **amounts budgeted but not expended for the mental health and**
32 **retardation services aid account of the state general fund, and as-**
33 **sistance program from the mental health and retardation services**
34 **aid and assistance and the amounts budgeted for the regular med-**
35 **ical program but not expended from the social welfare fund, an**
36 **aggregate of \$870,000 from such accounts and such fund shall not**
37 **be expended for other programs or purposes during fiscal year**
38 **2001 and shall be expended by the above agency during fiscal year**
39 **2002 for implementation of the medicaid buy-in program for in-**
40 **dividuals with disabilities.**

41 ~~Sec. 21.~~ 20.

42 DEPARTMENT OF EDUCATION

43 (a) There is appropriated for the above agency from the state general

1 fund for the fiscal year ending June 30, 2001, the following:
 2 Operating expenditures (including official hospitality)..... \$35,000
 3 Supplemental general state aid..... \$2,438,893
 4 ~~Sec. 22.~~ **21.**

5 STATE LIBRARY

6 (a) There is appropriated for the above agency from the state general
 7 fund for the fiscal year ending June 30, 2001, the following:
 8 Operating expenditures \$14,116
 9 ~~Sec. 23.~~ **22.**

10 KANSAS ARTS COMMISSION

11 (a) On the effective date of this act, of the \$1,199,340 appropriated for
 12 the above agency for the fiscal year ending June 30, 2001, by section 37(a)
 13 of chapter 130 of the 2000 Session Laws of Kansas from the state general
 14 fund in the arts programming grants and challenge grants account, the
 15 sum of \$16,615 is hereby lapsed.
 16 ~~Sec. 24.~~ **23.**

17 FORT HAYS STATE UNIVERSITY

18 (a) There is appropriated for the above agency from the state general
 19 fund for the fiscal year ending June 30, 2001, the following:
 20 Operating expenditures (including official hospitality)..... \$99,860
 21 (b) On the effective date of this act, the expenditure limitation estab-
 22 lished by section 41(b) of chapter 130 of the 2000 Session Laws of Kansas
 23 on the general fees fund is hereby decreased from \$8,760,045 to
 24 \$8,660,185.
 25 ~~Sec. 25.~~ **24.**

26 KANSAS STATE UNIVERSITY EXTENSION SYSTEMS
 27 AND AGRICULTURE RESEARCH PROGRAMS

28 (a) There is appropriated for the above agency from the state general
 29 fund for the fiscal year ending June 30, 2001, the following:
 30 Cooperative extension service (including official
 31 hospitality) \$103,931
 32 Agricultural experiment stations (including official
 33 hospitality) \$225,784
 34 (b) On the effective date of this act, the expenditure limitation estab-
 35 lished by section 43(b) of chapter 130 of the 2000 Session Laws of Kansas
 36 on the federal extension fund is hereby decreased from \$4,703,061 to
 37 \$4,599,130.
 38 (c) On the effective date of this act, the expenditure limitation estab-
 39 lished by section 43(b) of chapter 130 of the 2000 Session Laws of Kansas
 40 on the federal experimental station fund is hereby decreased from
 41 \$3,611,930 to \$3,386,146.
 42
 43

1 ~~Sec. 26-~~ **25.**

2 KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

3 (a) On the effective date of this act, the expenditure limitation estab-
4 lished by section 44(b) of chapter 130 of the 2000 Session Laws of Kansas
5 on the hospital and diagnostic laboratory revenue fund is hereby increased
6 from \$1,862,905 to \$1,999,634.

7 ~~Sec. 27-~~ **26.**

8 EMPORIA STATE UNIVERSITY

9 (a) There is appropriated for the above agency from the state general
10 fund the following:

11 Operating expenditures (including official hospitality)..... \$5,214

12 (b) On the effective date of this act, the expenditure limitation estab-
13 lished by section 6(c) of chapter 183 of the 2000 Session Laws of Kansas
14 on the general fees fund is hereby decreased from \$8,888,734 to
15 \$8,883,520.

16 ~~Sec. 28-~~ **27.**

17 PITTSBURG STATE UNIVERSITY

18 (a) On the effective date of this act, the expenditure limitation estab-
19 lished by section 8(c) of chapter 183 of the 2000 Session Laws of Kansas
20 on the general fees fund is hereby increased from \$11,048,357 to
21 \$11,064,313.

22 (b) On the effective date of this act, of the \$31,750,938 appropriated
23 for the above agency for the fiscal year ending June 30, 2001, by section
24 46(a) of chapter 130 of the 2000 Session Laws of Kansas from the state
25 general fund in the operating expenditures (including official hospitality)
26 account, the sum of \$15,956 is hereby lapsed.

27 (c) There is appropriated for the above agency from the following spe-
28 cial revenue fund or funds for the fiscal year ending June 30, 2001, all
29 moneys now or hereafter lawfully credited to and available in such fund
30 or funds, except that expenditures shall not exceed the following:

31 Energy conservation projects fund..... No limit

32 ~~Sec. 29-~~ **28.**

33 STATE BOARD OF REGENTS

34 (a) On the effective date of this act, of the \$500,000 appropriated for
35 the above agency for the fiscal year ending June 30, 2001, by section 50(a)
36 of chapter 130 of the 2000 Session Laws of Kansas from the state general
37 fund in the vocational educational capital outlay aid account, the sum of
38 \$500,000 is hereby lapsed.

39 (b) In addition to the other purposes for which expenditures may be
40 made by the state board of regents from the financial aid services fee
41 fund for fiscal year 2001 as authorized by section 50(b) of chapter 130 of
42 the 2000 Session Laws of Kansas, expenditures may be made from the
43 financial aid services fee fund for operating expenditures directly or in-

1 directly related to the operating costs associated with student financial
 2 assistance programs administered by the state board of regents: *Provided*
 3 *further*, That the executive officer of the state board of regents is hereby
 4 authorized to fix, charge and collect fees for the processing of applications
 5 for student financial assistance under programs administered by the state
 6 board of regents: *And provided further*, That such fees shall be fixed in
 7 order to recover all or a part of the direct and indirect operating expenses
 8 incurred for administering such programs: *And provided further*, That all
 9 moneys received for such fees shall be deposited in the state treasury and
 10 credited to this fund.

11 ~~Sec. 30-29.~~

12 DEPARTMENT OF CORRECTIONS

13 (a) There is appropriated for the above agency from the state general
 14 fund for the fiscal year ending June 30, 2001, the following:

15 Local jail payments.....	\$1,000,000
16 Hutchinson correctional facility—facilities operations	\$123,484
17 Lansing correctional facility—facilities operations	\$123,483
18 El Dorado correctional facility—facilities operations.....	\$123,483
19 Larned correctional mental health facility—facilities	
20 operations	\$7,689

21 (b) On the effective date of this act, the \$253,086 appropriated for the
 22 above agency for the fiscal year ending June 30, 2001, by section 13(a) of
 23 chapter 182 of the 2000 Session Laws of Kansas from the state general
 24 fund in the El Dorado correctional facility—RDU housing account, is
 25 hereby lapsed.

26 **(c) On the effective date of this act, of the \$190,000 appropriated**
 27 **for the above agency for the fiscal year ending June 30, 2001, by**
 28 **section 13(a) of chapter 182 of the 2000 Session Laws of Kansas**
 29 **from the state general fund in the day reporting center state match**
 30 **account, the sum of \$94,691 is hereby lapsed.**

31 **[(d) During the fiscal year ending June 30, 2001, no moneys ap-**
 32 **propriated for the department of corrections from the state gen-**
 33 **eral fund or any special revenue fund for fiscal year 2001 shall be**
 34 **expended for the purpose of providing offender substance abuse**
 35 **treatment services by Mirror Inc., for any offender incarcerated**
 36 **for a conviction of a sexual offense or for any individual who has**
 37 **been committed as a sexually violent predator pursuant to K.S.A.**
 38 **59-29a01 et seq., at the treatment facility located at 3820 North**
 39 **Toben, Wichita, Kansas: *Provided*, That the secretary of corrections**
 40 **may make expenditures from any moneys appropriated for the de-**
 41 **partment of corrections from the state general fund or any special**
 42 **revenue fund for fiscal year 2001 to renegotiate the contract for**
 43 **services with Mirror Inc., which renegotiation is hereby author-**

1 **ized and directed to be undertaken, to amend the current contract**
 2 **to the effect that no individuals who have been committed for a**
 3 **sexual offense or who are participants in the sexually violent pred-**
 4 **ator program receive treatment at 3820 North Toben, Wichita,**
 5 **Kansas, but are provided such offender substance abuse treatment**
 6 **services at another, suitable location in Wichita, Kansas, or in the**
 7 **proximity of Wichita within Sedgwick county.]**

8 ~~Sec. 31.~~ **30.**

9 **JUVENILE JUSTICE AUTHORITY**

10 (a) On the effective date of this act, the expenditure limitation estab-
 11 lished by section 52(b) of chapter 130 of the 2000 Session Laws of Kansas
 12 on the juvenile detention facilities fund is hereby decreased from
 13 \$3,985,258 to \$3,385,258.

14 (b) On the effective date of this act, the position limitation established
 15 by section 69(a) of chapter 130 of the 2000 Session Laws of Kansas for
 16 the juvenile justice authority is hereby increased from 612.0 to 614.0.

17 **(c) In addition to the other purposes for which expenditures may**
 18 **be made by the juvenile justice authority from the juvenile deten-**
 19 **tion facilities fund for fiscal year 2001, notwithstanding the pro-**
 20 **visions of K.S.A. 79-4803 and amendments thereto, the juvenile**
 21 **justice authority is hereby authorized and directed to make ex-**
 22 **penditures from the juvenile detention facilities fund for fiscal**
 23 **year 2001 for juvenile intake and assessment: *Provided*, That ex-**
 24 **penditures from the juvenile detention facilities fund for fiscal**
 25 **year 2001 for juvenile intake and assessment shall not exceed**
 26 **\$1,000,000: *Provided further*, That all expenditures for such purpose**
 27 **shall be in addition to any expenditure limitation imposed on the**
 28 **juvenile detention facilities fund for fiscal year 2001.**

29 (d) On the effective date of this act, of the \$34,385,360 appro-
 30 priated for the above agency for the fiscal year ending June 30,
 31 2001, by section 52(a) of chapter 130 of the Session Laws of Kansas
 32 from the state general fund in the operating expenditures account,
 33 the sum of \$1,300 is hereby lapsed.

34 (e) There is appropriated for the above agency from the state
 35 general fund for the fiscal year ending June 30, 2001, the follow-
 36 ing:

37 **Atchison juvenile correctional facility operations..... \$1,300**

38 ~~Sec. 32.~~ **31.**

39 **STATE FIRE MARSHAL**

40 (a) On the effective date of this act, the expenditure limitation estab-
 41 lished for the fiscal year ending June 30, 2001, by section 27(a) of chapter
 42 183 of the 2000 Session Laws of Kansas on the fire marshal fee fund is
 43 hereby increased from \$2,736,071 to \$2,837,262.

1 ~~Sec. 33.~~ **32.**

2 KANSAS SENTENCING COMMISSION

3 (a) There is appropriated for the above agency from the state general
4 fund for the fiscal year ending June 30, 2001, the following:

5 Operating expenditures \$8,598

6 **(b) There is appropriated for the above agency from the follow-**
7 **ing special revenue fund or funds for the fiscal year ending June**
8 **30, 2001, all moneys now or hereafter lawfully credited to and**
9 **available in such fund or funds, except that expenditures other**
10 **than refunds authorized by law shall not exceed the following:**

11 **Sentencing commission forfeiture fund..... No limit**

12 ~~Sec. 34.~~ **33.**

13 KANSAS DEPARTMENT OF AGRICULTURE

14 (a) On the effective date of this act, the expenditure limitation estab-
15 lished by section 38(f) of chapter 183 of the 2000 Session Laws of Kansas
16 on the warehouse fee fund is hereby decreased from \$618,169 to
17 \$555,407.

18 (b) On the effective date of this act, the expenditure limitation estab-
19 lished by section 38(d) of chapter 183 of the 2000 Session Laws of Kansas
20 on the fertilizer fee fund is hereby increased from \$427,765 to \$543,830.

21 (c) On the effective date of this act, the expenditure limitation estab-
22 lished by section 61(b) of chapter 130 of the 2000 Session Laws of Kansas
23 on the water appropriation certification fund is hereby increased from
24 \$266,282 to \$330,018.

25 (d) On the effective date of this act, the expenditure limitation estab-
26 lished by section 61(b) of chapter 130 of the 2000 Session Laws of Kansas
27 on the egg fee fund is hereby increased from \$62,419 to \$83,325.

28 (e) On the effective date of this act, the expenditure limitation estab-
29 lished by section 61(b) of chapter 130 of the 2000 Session Laws of Kansas
30 on the water plan special revenue fund is hereby increased from
31 \$1,031,935 to \$1,033,789.

32 **(f) On the effective date of this act, the expenditure limitation**
33 **established by section 61(b) of chapter 130 of the 2000 Session**
34 **Laws of Kansas on the feeding stuffs fee fund is hereby increased**
35 **from \$491,867 to \$541,867.**

36 ~~Sec. 35.~~ **34.**

37 STATE CONSERVATION COMMISSION

38 (a) On the effective date of this act, of the \$1,714 appropriated for the
39 above agency for the fiscal year ending June 30, 2001, by section 42(a) of
40 chapter 183 of the 2000 Session Laws of Kansas from the state general
41 fund in the operating expenditures account, the sum of \$521 is hereby
42 lapsed.

43

1 ~~Sec. 36.~~ **35**

2 KANSAS WATER OFFICE

3 (a) On the effective date of this act, the expenditure limitation estab-
 4 lished by section 66(b) of chapter 130 of the 2000 Session Laws of Kansas
 5 on the water supply storage assurance fund is hereby increased from \$0
 6 to ~~\$3,000~~ **no limit**. *Provided*, That any moneys deposited to the credit of
 7 the water supply storage assurance fund which are received from a water
 8 assurance district shall be credited to a separate subaccount: *Provided*
 9 *further*, That moneys in such subaccounts may be transferred to the water
 10 marketing fund for (1) payment to the federal government of annual
 11 capital costs of water supply storage in federal reservoirs under the water
 12 assurance program act, (2) payment and reimbursement to the water
 13 marketing fund for water supply storage space previously paid for with
 14 revenue from the water marketing fund, if such storage space has been
 15 transferred to the water assurance program, (3) payment to the federal
 16 government of annual operation, maintenance and repair costs associated
 17 with the water supply storage space dedicated for the use of water assur-
 18 ance districts, and (4) payment and reimbursement to the water market-
 19 ing fund and the state general fund for costs incurred by the state for the
 20 administration and enforcement of applicable state laws governing the
 21 operations and management of the water assurance program as provided
 22 in contracts with water assurance districts.

23 **(b) On the effective date of this act, the expenditure limitation**
 24 **established by section 66(b) of chapter 130 of the 2000 Session**
 25 **Laws of Kansas on the state water plan fund is hereby increased**
 26 **from \$2,826,474 to \$2,834,974.**

27 ~~Sec. 37.~~ **36.**

28 DEPARTMENT OF WILDLIFE AND PARKS

29 (a) On the effective date of this act, the position limitation established
 30 by section 69(a) of chapter 130 of the 2000 Session Laws of Kansas for
 31 the department of wildlife and parks is hereby increased from 394.5 to
 32 ~~400.5~~ **397.5**.

33 (b) On the effective date of this act, the expenditure limitation estab-
 34 lished by section 68(b) of chapter 183 of the 2000 Session Laws of Kansas
 35 on the wildlife fee fund is hereby increased from \$21,801,503 to
 36 \$22,048,056.

37 **Sec. 37.**

38 **ADJUTANT GENERAL**

39 **(a) There is appropriated for the above agency from the state**
 40 **general fund for the fiscal year ending June 30, 2001, the follow-**
 41 **ing:**

42 **Additional operating expenditures \$25,000**
 43 *Provided, That expenditures may be made from the additional op-*

1 erating expenditures account only upon approval by the state fi-
2 nance council acting after receiving certification from the adjutant
3 general that moneys have been received from the federal govern-
4 ment to match such expenditures and acting on this matter which
5 is hereby characterized as a matter of legislative delegation and
6 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-
7 3711c and amendments thereto, except that such approval also
8 may be given while the legislature is in session.

9 **Sec. 38.**

10 **BEHAVIORAL SCIENCES REGULATORY BOARD**

11 (a) On the effective date of this act, the expenditure limitation
12 established for the fiscal year ending June 30, 2001, by section
13 74(a) of chapter 130 of the 2000 Session Laws of Kansas on the
14 behavioral sciences regulatory board fee fund is hereby increased
15 from \$425,141 to \$425,791.

16 **Sec. 39.**

17 **CITIZENS' UTILITY RATEPAYERS BOARD**

18 (a) On the effective date of this act, the expenditure limitation
19 established for the fiscal year ending June 30, 2001, by section
20 28(a) of chapter 183 of the 2000 Session Laws of Kansas on the
21 utility regulatory fee fund is hereby increased from \$471,003 to
22 \$546,469: *Provided, That, of the amount of additional expenditures*
23 *authorized by the expenditure limitation increase prescribed by*
24 *this subsection, no portion of such increased expenditure authority*
25 *for fiscal year 2001 shall be the basis for any amount being trans-*
26 *ferred into a Kansas savings incentive program account or KSIP*
27 *account under the Kansas savings incentive program pursuant to*
28 *section 70 of chapter 130 of the 2000 Session Laws of Kansas or*
29 *any other Kansas savings incentive program section in this or other*
30 *appropriation act of the 2001 regular session of the legislature:*
31 *Provided, however, That, if the total amount of additional expendi-*
32 *tures authorized by the expenditure limitation increase prescribed*
33 *by this section are not expended or encumbered for fiscal year*
34 *2001, then an amount equal to the amount of such increased ex-*
35 *penditure authority for fiscal year 2001 remaining may be ex-*
36 *pended from the utility regulatory fee fund for fiscal year 2002*
37 *pursuant to contracts for professional services and any such ex-*
38 *penditures for fiscal year 2002 shall be in addition to any expend-*
39 *iture limitation imposed on the utility regulatory fee fund for the*
40 *fiscal year ending June 30, 2002.*

41 **Sec. 40.**

42 **DEPARTMENT OF COMMERCE AND HOUSING**

43 (a) On the effective date of this act, the expenditure limitation

1 established by section 12(a) of chapter 183 of the 2000 Session
 2 Laws of Kansas on the Kansas economic development endowment
 3 account of the state economic development initiatives fund is
 4 hereby decreased from \$16,578,179 to \$16,552,337.

5 (b) On the effective date of this act, the expenditure limitation
 6 established by section 12(d) of chapter 183 of the 2000 Session
 7 Laws of Kansas on the state operations (including official hospi-
 8 tality) subaccount of the Kansas economic development endow-
 9 ment account is hereby decreased from \$9,184,779 to \$9,158,937.

10 **Sec. 41.**

11 **JUDICIAL COUNCIL**

12 (a) There is appropriated for the above agency from the state
 13 general fund for the fiscal year ending June 30, 2001, the follow-
 14 ing:

15 Operating expenditures..... \$5,000

16 **Sec. 42.**

17 **KANSAS HUMAN RIGHTS COMMISSION**

18 (a) During the fiscal year ending June 30, 2001, of the moneys
 19 appropriated from the state general fund by section 17(a) of chap-
 20 ter 130 of the 2000 Session Laws of Kansas in the operating ex-
 21 penditures account an amount equal to \$15,595 shall remain unex-
 22 pended, unencumbered and available for reappropriation in the
 23 operating expenditures account for the Kansas human rights com-
 24 mission for fiscal year 2002, in addition to any other moneys that
 25 remain unexpended, unencumbered and available for reappropri-
 26 ation in the operating expenditures account, and such amount
 27 of \$15,595 shall not be transferred into a Kansas savings incentive
 28 program account or KSIP account under the Kansas savings in-
 29 centive program pursuant to section 70 of chapter 130 of the 2000
 30 Session Law of Kansas or any other Kansas savings incentive pro-
 31 gram section in this or other appropriation act of the 2001 regular
 32 session of the legislature.

33 *Sec. 38- 43. Appeals to exceed position limitations.* (a) The limitations
 34 imposed by this act on the number of full-time and regular part-time
 35 positions equated to full-time, excluding seasonal and temporary posi-
 36 tions, paid from appropriations for the fiscal year ending June 30, 2001,
 37 made in this act or in any appropriation act of the 2000 regular session
 38 of the legislature or in any other appropriation act of the 2001 regular
 39 session of the legislature may be exceeded upon approval of the state
 40 finance council.

41 *Sec. 39- 44. Appeals to exceed limitations.* Upon written application to
 42 the governor and approval of the state finance council, expenditures from
 43 special revenue funds may exceed the amounts specified in this act.

1 Sec. ~~40.~~ **45.** This act shall take effect and be in force from and after its
2 publication in the Kansas register.
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