

1 [As Amended by House Committee of the Whole]

2
3 As Amended by House Committee

4 *Session of 2002*

5
6 **HOUSE BILL No. 2743**

7
8 By Committee on Appropriations

9
10 1-29

11
12 AN ACT making and concerning appropriations for the fiscal years end-
13 ing June 30, 2002, and June 30, 2003, for the board of accountancy,
14 state bank commissioner, Kansas board of barbering, behavioral sci-
15 ences regulatory board, state board of healing arts, Kansas state board
16 of cosmetology, Kansas dental board, state department of credit un-
17 ions, state board of mortuary arts, board of nursing, board of examiners
18 in optometry, state board of pharmacy, real estate appraisal board,
19 Kansas real estate commission, office of the securities commissioner
20 of Kansas, state board of technical professions, state board of veteri-
21 nary examiners, governmental ethics commission, secretary of state,
22 insurance department, health care stabilization fund board of gover-
23 nors, state board of indigents' defense services, citizens' utility rate-
24 payer board, department of administration, department of revenue,
25 Kansas lottery, Kansas racing and gaming commission, department of
26 commerce and housing, Kansas inc., Kansas technology enterprise cor-
27 poration, Kansas commission on veterans affairs, department of health
28 and environment, department on aging, department of social and re-
29 habilitation services, department of education, Kansas state historical
30 society, Kansas state university, department of corrections, juvenile
31 justice authority, adjutant general, attorney general—Kansas bureau
32 of investigation, Kansas department of agriculture, state conservation
33 commission, Kansas water office ~~and~~, department of transportation,
34 **department of human resources, Kansas public employees re-**
35 **tirement system, state board of regents, Fort Hays state univer-**
36 **sity, university of Kansas, state board of tax appeals, state li-**
37 **brary, state fair board, governor's department, lieutenant**
38 **governor, judicial branch, Kansas sentencing commission, om-**
39 **budsman of corrections, legislative coordinating council, legis-**
40 **lature and state board of pharmacy;** authorizing certain transfers
41 and capital improvement projects, imposing certain restrictions and
42 limitations, and directing or authorizing certain receipts and disburse-
43

1 ments and acts incidental to the foregoing; repealing section 59 of
2 chapter 216 of the 2001 Session Laws of Kansas.

3
4 *Be it enacted by the Legislature of the State of Kansas:*

5 Section 1. (a) For the fiscal years ending June 30, 2002, and June 30,
6 2003, appropriations are hereby made, restrictions and limitations are
7 hereby imposed, and transfers, capital improvement projects, fees, re-
8 cepts, disbursements and acts incidental to the foregoing are hereby di-
9 rected or authorized as provided in this act.

10 (b) This act shall not be subject to the provisions of subsection (a) of
11 K.S.A. 75-6702 and amendments thereto.

12 Sec. 2.

13 BOARD OF ACCOUNTANCY

14 (a) On the effective date of this act, the expenditure limitation for the
15 fiscal year ending June 30, 2003, established by section 80(a) of chapter
16 144 of the 2001 Session Laws of Kansas on the board of accountancy fee
17 fund is hereby increased from \$187,915 to \$189,663.

18 Sec. 3.

19 STATE BANK COMMISSIONER

20 (a) There is appropriated for the above agency from the following spe-
21 cial revenue fund or funds for the fiscal year or years specified, all moneys
22 now or hereafter lawfully credited to and available in such fund or funds,
23 except that expenditures other than refunds authorized by law shall not
24 exceed the following:

25 Consumer education settlement fund

26 For the fiscal year ending June 30, 2002..... No limit
27 *Provided*, That expenditures may be made from the consumer education
28 settlement fund for the fiscal year ending June 30, 2002, for consumer
29 education purposes, which may be in accordance with contracts for such
30 activities which are hereby authorized to be entered into by the state
31 bank commissioner or the deputy commissioner of the consumer and
32 mortgage lending division, as the case may require, and the entities con-
33 ducting such activities.

34 For the fiscal year ending June 30, 2003..... No limit
35 *Provided*, That expenditures may be made from the consumer education
36 settlement fund for the fiscal year ending June 30, 2003, for consumer
37 education purposes, which may be in accordance with contracts for such
38 activities which are hereby authorized to be entered into by the state
39 bank commissioner or the deputy commissioner of the consumer and
40 mortgage lending division, as the case may require, and the entities con-
41 ducting such activities.

42 (b)(1) During the fiscal year ending June 30, 2002, on and after the
43 effective date of this act and notwithstanding the provisions of K.S.A. 9-

1 2209, 9-2218, 16a-2-302 and 16a-6-104 and amendments thereto or any
2 other statute, all moneys received under the Kansas mortgage business
3 act or the uniform consumer credit code for fines or settlements shall be
4 deposited in the state treasury to the credit of the consumer education
5 settlement fund.

6 (2) During the fiscal year ending June 30, 2003, notwithstanding the
7 provisions of K.S.A. 9- 2209, 9-2218, 16a-2-302 and 16a-6-104 and
8 amendments thereto or any other statute, all moneys received under the
9 Kansas mortgage business act or the uniform consumer credit code for
10 fines or settlements shall be deposited in the state treasury to the credit
11 of the consumer education settlement fund.

12 (c)(1) During the fiscal year ending June 30, 2002, one or more trans-
13 fers of moneys may be made from the bank commissioner fee fund to
14 the appropriate account of the restricted fees fund of Wichita state uni-
15 versity pursuant to a contract which is hereby authorized to be entered
16 into by the deputy commissioner of the consumer and mortgage lending
17 division and the Kansas council on economic education of Wichita state
18 university to conduct a consumer credit education program: *Provided,*
19 *however,* That the total amount of such transfers for the fiscal year ending
20 June 30, 2002, shall not exceed \$70,000.

21 (2) During the fiscal year ending June 30, 2003, one or more transfers
22 of moneys may be made from the bank commissioner fee fund to the
23 appropriate account of the restricted fees fund of Wichita state university
24 pursuant to a contract which is hereby authorized to be entered into by
25 the deputy commissioner of the consumer and mortgage lending division
26 and the Kansas council on economic education of Wichita state university
27 to conduct a consumer credit education program: *Provided, however,*
28 That the total amount of such transfers for the fiscal year ending June
29 30, 2003, shall not exceed \$70,000.

30 (d)(1) On the effective date of this act, the expenditure limitation es-
31 tablished for the fiscal year ending June 30, 2002, by section 20(a) of
32 chapter 216 of the 2001 Session Laws of Kansas on the bank commis-
33 sioner fee fund is hereby decreased from \$5,309,201 to \$5,198,845.

34 **(2) On the effective date of this act, the expenditure limitation**
35 **established for FY 2002 by subsection (d)(1) of this section on the**
36 **bank commissioner fee fund is hereby increased from \$5,198,845**
37 **to \$5,286,081: *Provided, That the additional \$87,236 of expenditure***
38 **authority provided by this subsection(d)(2) shall be used only for**
39 **expenditures for salaries and wages, including associated em-**
40 **ployer contributions, for the implementation of Executive Direc-**
41 **tive No. 01-313 relating to financial examiner salary upgrades.**

42 (e)(1) On July 1, 2002, the expenditure limitation established for the
43 fiscal year ending June 30, 2003, by section 20(b) of chapter 216 of the

1 2001 Session Laws of Kansas on the bank commissioner fee fund is hereby
2 decreased from \$5,524,886 to \$5,486,474.

3 **(2) On July 1, 2002, the expenditure limitation established for**
4 **FY 2003 by subsection (e)(1) of this section on the bank commis-**
5 **sioner fee fund is hereby increased from \$5,486,474 to \$5,613,136:**
6 *Provided, That the additional \$126,662 of expenditure authority*
7 **provided by this subsection (e)(2) shall be used only for expendi-**
8 **tures for salaries and wages, including associated employer con-**
9 **tributions, for the implementation of Executive Directive No. 01-**
10 **313 relating to financial examiner salary upgrades.**

11 (f) On the effective date of this act, the expenditure limitation estab-
12 lished for the fiscal year ending June 30, 2002, by section 81(a) of chapter
13 144 of the 2001 Session Laws of Kansas on expenditures from the bank
14 commissioner fee fund for official hospitality is hereby increased from
15 \$500 to \$2,000: *Provided, That, within the aggregate limitation on ex-*
16 *penditures for official hospitality, expenditures from the bank commis-*
17 *sioner fee fund for fiscal year 2002 for official hospitality for the division*
18 *of consumer and mortgage lending shall not exceed \$1,000 and for official*
19 *hospitality for the division of banking shall not exceed \$1,000.*

20 (g) On July 1, 2002, the expenditure limitation established for the fiscal
21 year ending June 30, 2003, by section 81(a) of chapter 144 of the 2001
22 Session Laws of Kansas on the expenditures from the bank commissioner
23 fee fund for official hospitality is hereby increased from \$500 to \$2,000:
24 *Provided, That, within the aggregate limitation on expenditures for offi-*
25 *cial hospitality, expenditures from the bank commissioner fee fund for*
26 *fiscal year 2003 for official hospitality for the division of consumer and*
27 *mortgage lending shall not exceed \$1,000 and for official hospitality for*
28 *the division of banking shall not exceed \$1,000.*

29 **(h) On July 1, 2002, the director of accounts and reports shall**
30 **transfer \$1,000,000 from the bank commissioner fee fund of the**
31 **state bank commissioner to the state general fund: *Provided, That***
32 **the amount transferred from the bank commissioner fee fund of**
33 **the state bank commissioner to the state general fund pursuant to**
34 **this subsection is to reimburse the state general fund for account-**
35 **ing, auditing, budgeting, legal, payroll, personnel and purchasing**
36 **services and any other governmental services which are performed**
37 **on behalf of the state agency involved by other state agencies**
38 **which receive appropriations from the state general fund to pro-**
39 **vide such services.**

40 Sec. 4.

41 KANSAS BOARD OF BARBERING

42 (a) On the effective date of this act, the expenditure limitation estab-
43 lished for the fiscal year ending June 30, 2002, by section 82(a) of chapter

1 144 of the 2001 Session Laws of Kansas on the board of barbering fee
2 fund is hereby increased from \$127,066 to \$130,066.

3 (b) On July 1, 2002, the expenditure limitation established for the fiscal
4 year ending June 30, 2003, by section 82(a) of chapter 144 of the 2001
5 Session Laws of Kansas on the board of barbering fee fund is hereby
6 increased from \$131,177 to \$132,390.

7 Sec. 5.

8 BEHAVIORAL SCIENCES REGULATORY BOARD

9 (a) On July 1, 2002, the expenditure limitation established for the fiscal
10 year ending June 30, 2003, by section 83(a) of chapter 144 of the 2001
11 Session Laws of Kansas on the behavioral sciences regulatory board fee
12 fund is hereby increased from \$512,945 to \$517,271.

13 Sec. 6.

14 STATE BOARD OF HEALING ARTS

15 (a) On July 1, 2002, the expenditure limitation established for the fiscal
16 year ending June 30, 2003, by section 19(a) of chapter 216 of the 2001
17 Session Laws of Kansas on the healing arts fee fund is hereby increased
18 from \$1,978,604 to \$1,993,350.

19 **(b) On July 1, 2002, or as soon thereafter as moneys are availa-**
20 **ble, the director of accounts and reports shall transfer \$250,000**
21 **from the board of healing arts fee fund to the state general fund:**
22 *Provided, That the amount transferred from the board of healing*
23 *arts fee fund of the state board of healing arts to the state general*
24 *fund pursuant to this subsection is to reimburse the state general*
25 *fund for accounting, auditing, budgeting, legal, payroll, personnel*
26 *and purchasing services and any other governmental services*
27 *which are performed on behalf of the state agency involved by*
28 *other state agencies which receive appropriations from the state*
29 *general fund to provide such services.*

30 Sec. 7.

31 KANSAS STATE BOARD OF COSMETOLOGY

32 (a) On the effective date of this act, the expenditure limitation estab-
33 lished for the fiscal year ending June 30, 2002, by section 85(a) of chapter
34 144 of the 2001 Session Laws of Kansas on the cosmetology fee fund is
35 hereby increased from \$698,184 to \$702,088.

36 (b) On July 1, 2002, the expenditure limitation established for the fiscal
37 year ending June 30, 2003, by section 85(a) of chapter 144 of the 2001
38 Session Laws of Kansas on the cosmetology fee fund is hereby increased
39 from \$726,378 to \$735,704.

40 Sec. 8.

41 KANSAS DENTAL BOARD

42 (a) On July 1, 2002, the expenditure limitation established for the fiscal
43 year ending June 30, 2003, by section 87(a) of chapter 144 of the 2001

1 Session Laws of Kansas on the dental board fee fund is hereby increased
2 from \$327,208 to \$328,839.

3 Sec. 9.

4 STATE DEPARTMENT OF CREDIT UNIONS

5 (a) On July 1, 2002, the expenditure limitation established for the fiscal
6 year ending June 30, 2003, by section 86(a) of chapter 144 of the 2001
7 Session Laws of Kansas on the credit union fee fund is hereby increased
8 from \$888,217 to \$896,620.

9 Sec. 10.

10 STATE BOARD OF MORTUARY ARTS

11 (a) On the effective date of this act, the expenditure limitation estab-
12 lished for the fiscal year ending June 30, 2002, by section 88(a) of chapter
13 144 of the 2001 Session Laws of Kansas on the mortuary arts fee fund is
14 hereby increased from \$206,283 to \$213,541.

15 (b) On July 1, 2002, the expenditure limitation established for the fiscal
16 year ending June 30, 2003, by section 88(a) of chapter 144 of the 2001
17 Session Laws of Kansas on the mortuary arts fee fund is hereby increased
18 from \$214,222 to \$216,514.

19 Sec. 11.

20 BOARD OF NURSING

21 (a) On the effective date of this act, the expenditure limitation estab-
22 lished for the fiscal year ending June 30, 2002, by section 90(a) of chapter
23 144 of the 2001 Session Laws of Kansas on the board of nursing fee fund
24 is hereby decreased from \$1,426,346 to \$1,424,287.

25 (b) On July 1, 2002, the expenditure limitation established for the fiscal
26 year ending June 30, 2003, by section 90(a) of chapter 144 of the 2001
27 Session Laws of Kansas on the board of nursing fee fund is hereby in-
28 creased from \$1,383,705 to \$1,397,017.

29 **(c) During the fiscal year ending June 30, 2003, the above agency**
30 **may make expenditures from the board of nursing fee fund for**
31 **moving expenses and other expenditures associated with moving**
32 **the board office, including office furniture and telephones: *Pro-***
33 ***vided, That all expenditures for moving expenses and other ex-***
34 ***penditures associated with moving the board office, including of-***
35 ***ice furniture and telephones, shall be in addition to any***
36 ***expenditure limitation established for the board of nursing fee***
37 ***fund for fiscal year 2003: *Provided, however, That all expenditures****
38 ***for moving expenses and other expenditures associated with mov-***
39 ***ing the board office, including office furniture and telephones,***
40 ***from the board of nursing fee fund for fiscal year 2003 shall not***
41 ***exceed \$100,000.***

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1 Sec. 12.

2 BOARD OF EXAMINERS IN OPTOMETRY

3 (a) On July 1, 2002, the expenditure limitation established for the fiscal
4 year ending June 30, 2003, by section 91(a) of chapter 144 of the 2001
5 Session Laws of Kansas on the optometry fee fund is hereby increased
6 from \$84,630 to \$85,305.

7 Sec. 13.

8 STATE BOARD OF PHARMACY

9 (a) In addition to the other purposes for which expenditures may be
10 made by the state board of pharmacy from the state board of pharmacy
11 fee fund for fiscal year 2002 as authorized by section 92(a) of chapter 144
12 of the 2001 Session Laws of Kansas, expenditures may be made by the
13 above agency from the state board of pharmacy fee fund for fiscal year
14 2002 for official hospitality: *Provided*, That expenditures from the state
15 board of pharmacy fee fund for the fiscal year ending June 30, 2002, for
16 official hospitality shall not exceed \$500.

17 (b) In addition to the other purposes for which expenditures may be
18 made by the state board of pharmacy from the state board of pharmacy
19 fee fund for fiscal year 2003 as authorized by section 92(a) of chapter 144
20 of the 2001 Session Laws of Kansas, expenditures may be made by the
21 above agency from the state board of pharmacy fee fund for fiscal year
22 2003 for official hospitality: *Provided*, That expenditures from the state
23 board of pharmacy fee fund for the fiscal year ending June 30, 2003, for
24 official hospitality shall not exceed \$500.

25 (c) On July 1, 2002, the expenditure limitation established for the fiscal
26 year ending June 30, 2003, by section 92(a) of chapter 144 of the 2001
27 Session Laws of Kansas on the state board of pharmacy fee fund is hereby
28 increased from \$566,462 to \$571,321.

29 Sec. 14.

30 REAL ESTATE APPRAISAL BOARD

31 (a) On July 1, 2002, the expenditure limitation established for the fiscal
32 year ending June 30, 2003, by section 93(a) of chapter 144 of the 2001
33 Session Laws of Kansas on the appraiser fee fund is hereby increased
34 from \$254,104 to \$256,455.

35 Sec. 15.

36 KANSAS REAL ESTATE COMMISSION

37 (a) On the effective date of this act, the expenditure limitation estab-
38 lished for the fiscal year ending June 30, 2002, by section 94(a) of chapter
39 144 of the 2001 Session Laws of Kansas on the real estate fee fund is
40 hereby increased from \$648,459 to ~~\$671,259~~ **\$670,112**.

41 (b) On the effective date of this act, the expenditure limitation estab-
42 lished for the fiscal year ending June 30, 2003, by section 94(a) of chapter
43 144 of the 2001 Session Laws of Kansas on the real estate fee fund is

1 hereby increased from \$668,570 to \$714,473.

2 **(c) On July 1, 2002, or as soon thereafter as moneys are available,**
3 **the director of accounts and reports shall transfer \$100,000 from**
4 **the real estate recovery revolving fund to the state general fund:**
5 *Provided, That the amount transferred from the real estate recov-*
6 *ery revolving fund of the Kansas real estate commission to the state*
7 *general fund pursuant to this subsection is to reimburse the state*
8 *general fund for accounting, auditing, budgeting, legal, payroll,*
9 *personnel and purchasing services and any other governmental*
10 *services which are performed on behalf of the state agency in-*
11 *volved by other state agencies which receive appropriations from*
12 *the state general fund to provide such services.*

13 Sec. 16.

14 OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

15 (a) On July 1, 2002, the expenditure limitation established for the fiscal
16 year ending June 30, 2003, by section 95(a) of chapter 144 of the 2001
17 Session Laws of Kansas on the securities act fee fund is hereby increased
18 from \$2,067,598 to \$2,113,020.

19 Sec. 17.

20 STATE BOARD OF TECHNICAL PROFESSIONS

21 (a) On July 1, 2002, the expenditure limitation established for the fiscal
22 year ending June 30, 2003, by section 96(a) of chapter 144 of the 2001
23 Session Laws of Kansas on the technical professions fee fund is hereby
24 increased from \$550,711 to \$555,193.

25 ~~Sec. 18.~~

26 ~~STATE BOARD OF VETERINARY EXAMINERS~~

27 ~~—(a) On July 1, 2002, the expenditure limitation established for the fiscal~~
28 ~~year ending June 30, 2003, by section 97(a) of chapter 144 of the 2001~~
29 ~~Session Laws of Kansas on the veterinary examiners fee fund is hereby~~
30 ~~increased from \$268,889 to \$270,992.~~

31 ~~Sec. 19. 18.~~

32 GOVERNMENTAL ETHICS COMMISSION

33 (a) There is hereby appropriated for the above agency from the state
34 general fund for the fiscal year ending June 30, 2003, the following:

35 Operating expenditures \$5,891

36 (b) On July 1, 2002, the expenditure limitation established for the fiscal
37 year ending June 30, 2003, by section 98(b) of chapter 144 of the 2001
38 Session Laws of Kansas on the governmental ethics commission fee fund
39 is hereby increased from \$116,326 to \$117,126.

40 ~~Sec. 20. 19.~~

41 SECRETARY OF STATE

42 (a) There is appropriated for the above agency from the following spe-
43 cial revenue fund or funds for the fiscal year ending June 30, 2002, all

1 moneys now or hereafter lawfully credited to and available in such fund
 2 or funds, except that expenditures shall not exceed the following:

3 Democracy fund No limit
 4 Sec. ~~21~~. **20.**

5 INSURANCE DEPARTMENT

6 (a) On the effective date of this act, or as soon thereafter as moneys
 7 are available, the director of accounts and reports shall transfer \$711,500
 8 from the insurance department service regulation fund to the state gen-
 9 eral fund: *Provided*, That the transfer of such amount shall be in addition
 10 to any other transfer from the insurance department service regulation
 11 fund to the state general fund as prescribed by law: *Provided further*,
 12 That the amount transferred from the insurance department service reg-
 13 ulation fund to the state general fund pursuant to this subsection is to
 14 reimburse the state general fund for accounting, auditing, budgeting, le-
 15 gal, payroll, personnel and purchasing services and any other govern-
 16 mental services which are performed on behalf of the insurance depart-
 17 ment by other state agencies which receive appropriations from the state
 18 general fund to provide such services.

19 (b) On the effective date of this act, the expenditure limitation estab-
 20 lished by section 109(a) of chapter 144 of the 2001 Session Laws of Kansas
 21 on the insurance department service regulation fund is hereby decreased
 22 from \$7,416,497 to \$7,160,753.

23 Sec. ~~22~~. **21.**

24 HEALTH CARE STABILIZATION FUND

25 BOARD OF GOVERNORS

26 (a) On the effective date of this act, the expenditure limitation estab-
 27 lished by section 110(b) of chapter 144 of the 2001 Session Laws of Kan-
 28 sas on the operating expenditures account of the health care stabilization
 29 fund is hereby decreased from \$934,022 to \$919,877.

30 **(b) On the effective date of this act, the expenditure limitation**
 31 **established by section 110(b) of chapter 144 of the 2001 Session**
 32 **Laws of Kansas on the expenditures for official hospitality from**
 33 **the operating expenditures account of the health care stabilization**
 34 **fund is hereby increased from \$300 to \$400.**

35 Sec. ~~23~~. **22.**

36 STATE BOARD OF INDIGENTS' DEFENSE SERVICES

37 (a) On the effective date of this act, of the \$13,044,016 appropriated
 38 for the above agency for the fiscal year ending June 30, 2002, by section
 39 112(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
 40 general fund in the operating expenditures account, the sum of \$30,673
 41 is hereby lapsed.

42 (b) On the effective date of this act, of the \$1,373,690 appropriated for
 43 the above agency for the fiscal year ending June 30, 2002, by section

1 112(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
2 general fund in the capital defense operations account, the sum of \$6,376
3 is hereby lapsed.

4 ~~Sec. 24.~~ **23.**

5 **CITIZENS' UTILITY RATEPAYER BOARD**

6 (a) On the effective date of this act, the expenditure limitation estab-
7 lished for the fiscal year ending June 30, 2002, by section 117(a) of chapter
8 144 of the 2001 Session Laws of Kansas on the utility regulatory fee fund
9 is hereby increased from \$555,019 to \$606,186: *Provided*, That of the
10 amount of additional expenditures authorized by the expenditure limi-
11 tation increase prescribed by this subsection, no portion of such increased
12 expenditure authority for fiscal year 2002 shall be the basis for any amount
13 being transferred into a Kansas savings incentive program account or
14 KSIP account under the Kansas savings incentive program pursuant to
15 section 166 of chapter 144 of the 2001 Session Laws of Kansas or any
16 other Kansas savings incentive program section in this or other appro-
17 priation act of the 2002 regular session of the legislature: *Provided, how-*
18 *ever*, That, if the total amount of additional expenditures authorized by
19 the expenditure limitation increase prescribed by this subsection are not
20 expended or encumbered for fiscal year 2002, then an amount equal to
21 the amount of such increased expenditure authority for fiscal year 2002
22 remaining may be expended from the utility regulatory fee fund for fiscal
23 year 2003 pursuant to contracts for professional services and any such
24 expenditures for fiscal year 2003 shall be in addition to any expenditure
25 limitation imposed on the utility regulatory fee fund for the fiscal year
26 ending June 30, 2003.

27 ~~Sec. 25.~~ **24.**

28 **DEPARTMENT OF ADMINISTRATION**

29 (a) On the effective date of this act, of the \$129,253 appropriated for
30 the above agency for the fiscal year ending June 30, 2002, by section
31 118(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
32 general fund in the policy analysis initiatives account, the sum of \$125,252
33 is hereby lapsed.

34 (b) On the effective date of this act, of the \$500,000 appropriated for
35 the above agency for the fiscal year ending June 30, 2002, by section
36 118(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
37 general fund in the public TV digital conversion debt service account, the
38 sum of \$90,000 is hereby lapsed.

39 (c) On the effective date of this act, of the \$103,362 appropriated for
40 the above agency for the fiscal year ending June 30, 2002, by section 62(a)
41 of chapter 144 of the 2001 Session Laws of Kansas from the state general
42 fund in the judicial center improvements—debt service account, the sum
43 of \$78,362 is hereby lapsed.

1 (d) On the effective date of this act, of the \$2,485,322 appropriated for
2 the above agency for the fiscal year ending June 30, 2002, by section 62(a)
3 of chapter 144 of the 2001 Session Laws of Kansas from the state general
4 fund in the energy conservation improvements—debt service account,
5 the sum of \$11,221 is hereby lapsed.

6 (e) On the effective date of this act, any unencumbered balance in
7 excess of \$50,000 in each of the following accounts of the state buildings
8 depreciation fund is hereby lapsed: Docking fire suppression system in-
9 stallation; Landon fire suppression system installation.

10 (f) On the effective date of this act, any unencumbered balance in
11 excess of \$30,000 in each of the following accounts of the state buildings
12 depreciation fund is hereby lapsed: Landon security improvements.

13 (g) On the effective date of this act, any unencumbered balance in each
14 of the following accounts of the state buildings depreciation fund is
15 hereby lapsed: Docking roof drainline replacement; convert chillers to
16 HCFC refrigerants; replace switching gear—Docking office building; re-
17 place roof of Forbes building #740; Landon south economizer installation;
18 Docking heating, ventilation and air-conditioning system renovations;
19 capitol complex steam distribution.

20 **(h) On the effective date of this act, of the \$16,546,132 appro-**
21 **riated for the above agency for the fiscal year ending June 30,**
22 **2002, by section 118(a) of chapter 144 of the 2001 Session Laws of**
23 **Kansas from the state general fund in the department of admin-**
24 **istration operations account, the sum of \$397,901 is hereby lapsed.**

25 Sec. ~~26~~. **25.**

26 DEPARTMENT OF REVENUE

27 (a) On the effective date of this act, of the \$32,604,204 appropriated
28 for the above agency for the fiscal year ending June 30, 2002, by section
29 120(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
30 general fund in the operating expenditures account, the sum of \$750,000
31 is hereby lapsed.

32 (b) On the effective date of this act, the expenditure limitation estab-
33 lished by section 120(b) of chapter 144 of the 2001 Session Laws of Kan-
34 sas on the electronic databases fee fund is hereby increased from
35 \$4,655,772 to \$5,405,772.

36 Sec. ~~27~~. **26.**

37 KANSAS LOTTERY

38 (a) On the effective date of this act, the expenditure limitation estab-
39 lished by section 121(a) of chapter 144 of the 2001 Session Laws of Kansas
40 on the lottery operating fund is hereby decreased from \$9,257,161 to
41 \$8,424,267.

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1 ~~Sec. 28.~~ **27.**

2 KANSAS RACING AND GAMING COMMISSION

3 (a) On the effective date of this act, the expenditure limitation estab-
4 lished by section 122(a) of chapter 144 of the 2001 Session Laws of Kansas
5 on the state racing fund is hereby decreased from \$3,188,533 to
6 \$3,118,575.

7 **(b) On the effective date of this act, the director of accounts and**
8 **reports shall reduce the expenditure limitation for the KSIP ac-**
9 **count of the state racing fund from \$491,145.44 to \$80,000.**

10 ~~Sec. 29.~~ **28.**

11 DEPARTMENT OF COMMERCE AND HOUSING

12 (a) On the effective date of this act, of the \$540,000 appropriated for
13 the above agency for the fiscal year ending June 30, 2002, by section
14 16(b) of chapter 216 of the 2001 Session Laws of Kansas from the state
15 economic development initiatives fund in the agriculture products de-
16 velopment account, the sum of \$5,000 is hereby lapsed.

17 ~~Sec. 30.~~ **29.**

18 KANSAS, INC.

19 (a) On the effective date of this act, of the \$343,267 appropriated for
20 the above agency for the fiscal year ending June 30, 2002, by section 17(a)
21 of chapter 216 of the 2001 Session Laws of Kansas from the state eco-
22 nomic development initiatives fund in the operations (including official
23 hospitality) account, the sum of \$1,604 is hereby lapsed.

24 ~~Sec. 31.~~ **30.**

25 KANSAS TECHNOLOGY ENTERPRISE CORPORATION

26 (a) On the effective date of this act, of the \$2,240,745 appropriated for
27 the above agency for the fiscal year ending June 30, 2002, by section 18(a)
28 of chapter 216 of the 2001 Session Laws of Kansas from the state eco-
29 nomic development initiatives fund in the operations (including official
30 hospitality) account, the sum of \$46,666 is hereby lapsed.

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

32 KANSAS COMMISSION ON VETERANS AFFAIRS

33 (a) On the effective date of this act, the director of accounts and reports
34 shall transfer \$65,803 from the operating expenditures—veterans affairs
35 account of the state general fund to the operating expenditures—Kansas
36 soldiers’ home account of the state general fund.

37 ~~Sec. 33.~~ **32.**

38 DEPARTMENT OF HEALTH AND ENVIRONMENT

39 (a) There is appropriated for the above agency from the state general
40 fund for the fiscal year or years specified, the following:

41 AIDS medications

42 For the fiscal year ending June 30, 2002..... \$400,000

43 *Provided*, That expenditures made from the AIDS medications account

1 shall be used to maximize federal dollars for AIDS drug purchases.

2 (b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2002, all
3 moneys now or hereafter lawfully credited to and available in such fund
4 or funds, except that expenditures other than refunds authorized by law
5 shall not exceed the following:

6 GIS fund..... No limit

7 (c) On the effective date of this act, of the \$406,900 appropriated for
8 the above agency for the fiscal year ending June 30, 2002, by section
9 128(c) of chapter 144 of the 2001 Session Laws of Kansas from the state
10 water plan fund in the TMDL initiatives and use attainability analysis
11 account, the sum of \$853 is hereby lapsed.

12 Sec. ~~34~~ 33.

13 DEPARTMENT ON AGING

14 (a) On the effective date of this act, the director of accounts and reports
15 shall transfer all moneys in the HCBS programs fund—department of
16 social and rehabilitation services of the department of social and rehab-
17 itation services to the HCBS programs fund—department on aging of the
18 department on aging.

19 (b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2002, all
20 moneys now or hereafter lawfully credited to and available in such fund
21 or funds, except that expenditures other than refunds authorized by law
22 shall not exceed the following:

23 Non—government grant fund No limit

24 Intergovernmental transfer administration fund No limit

25 [(c) On the effective date of this act, of the \$134,903,477 appropriated for the above agency for the fiscal year ending June 30,
26 2002, by section 129(a) of chapter 144 of the 2001 Session Laws of
27 Kansas from the state general fund in the long term care account,
28 the sum of \$808,190 is hereby lapsed.]

29 Sec. ~~35~~ 34.

30 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

31 (a) There is appropriated for the above agency from the state general
32 fund for the fiscal year ending June 30, 2002, the following:

33 State operations	\$2,339,646
34 Alcohol and drug abuse services grants.....	\$112,954
35 Other medical assistance	\$21,585,927 [\$27,702,319]
36 Mental health and retardation services aid and	
37 assistance	\$211,753
38 Youth services aid and assistance	\$7,647,755
39 Vocational rehabilitation aid and assistance	\$116,379
40 Sex predator program	\$580,022

- 1 Children’s health insurance..... \$2,948,829
- 2 (b) On the effective date of this act, of the \$51,621,778 appropriated
- 3 for the above agency for the fiscal year ending June 30, 2002, by section
- 4 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
- 5 general fund in the cash assistance account, the sum of ~~\$635,987~~
- 6 **[\$575,987]** is hereby lapsed.
- 7 (c) On the effective date of this act, of the \$36,834,437 appropriated
- 8 for the above agency for the fiscal year ending June 30, 2002, by section
- 9 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
- 10 general fund in the community based services account, the sum of
- 11 \$322,167 is hereby lapsed.
- 12 (d) On the effective date of this act, the expenditure limitation estab-
- 13 lished by section 130(b) of chapter 144 of the 2001 Session Laws of Kan-
- 14 sas on the social welfare fund is hereby increased from \$50,689,197 to
- 15 \$52,374,336.
- 16 (e) On the effective date of this act, the expenditure limitation estab-
- 17 lished by section 130(b) of chapter 144 of the 2001 Session Laws of Kan-
- 18 sas on the alcohol and drug abuse block grant federal fund is hereby
- 19 increased from \$11,193,076 to \$11,808,395.
- 20 (f) On the effective date of this act, the expenditure limitation estab-
- 21 lished by section 130(b) of chapter 144 of the 2001 Session Laws of Kan-
- 22 sas on the child welfare services block grant federal fund is hereby de-
- 23 creased from \$5,471,777 to \$5,404,870.
- 24 (g) On the effective date of this act, the expenditure limitation estab-
- 25 lished by section 130(b) of chapter 144 of the 2001 Session Laws of Kan-
- 26 sas on the social services block grant—federal fund is hereby decreased
- 27 from \$23,044,036 to \$22,716,668.
- 28 (h) On the effective date of this act, the expenditure limitation estab-
- 29 lished by section 130(b) of chapter 144 of the 2001 Session Laws of Kan-
- 30 sas on the mental health block grant federal fund is hereby increased
- 31 from \$2,763,991 to \$3,385,958.
- 32 (i) On the effective date of this act, the position limitation established
- 33 by section 29(g) of chapter 216 of the 2001 Session Laws of Kansas for
- 34 the department of social and rehabilitation services is hereby increased
- 35 from 3,986.1 to 4,050.5.
- 36 (j) On the effective date of this act, the director of accounts and reports
- 37 shall transfer all moneys in the Winfield properties special revenue fund
- 38 to the social welfare fund. On the effective date of this act, all liabilities
- 39 of Winfield properties special revenue fund are hereby transferred to and
- 40 imposed on the social welfare fund and the Winfield properties special
- 41 revenue fund is hereby abolished.
- 42 (k) On the effective date of this act, the expenditure limitation estab-
- 43 lished by section 130(b) of chapter 144 of the 2001 Session Laws of Kan-

1 sas on the title XIX fund is hereby increased from \$62,391,895 to
2 \$63,129,269.

3 (l) On the effective date of this act, the expenditure limitation estab-
4 lished by section 130(b) of chapter 144 of the 2001 Session Laws of Kan-
5 sas on the Kansas neurological institute fee fund is hereby increased from
6 \$984,781 to \$1,044,781.

7 (m) On the effective date of this act, of the \$9,398,466 appropriated
8 for the above agency for the fiscal year ending June 30, 2002, by section
9 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
10 general fund in the Kansas neurological institute—operating expenditures
11 account, the sum of \$53,980 is hereby lapsed.

12 (n) On the effective date of this act, the expenditure limitation estab-
13 lished by section 130(b) of chapter 144 of the 2001 Session Laws of Kan-
14 sas on the Larned state hospital fee fund is hereby decreased from
15 \$2,747,653 to \$1,877,905.

16 (o) On the effective date of this act, of the \$9,716,548 appropriated for
17 the above agency for the fiscal year ending June 30, 2002, by section
18 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
19 general fund in the Larned state hospital—operating expenditures ac-
20 count, the sum of \$93,547 is hereby lapsed.

21 (p) On the effective date of this act, the position limitation established
22 by section 165(a) of chapter 144 of the 2001 Session Laws of Kansas for
23 the Larned State Hospital is hereby decreased from 744.8 to 725.8.

24 (q) On the effective date of this act, the expenditure limitation estab-
25 lished by section 130(b) of chapter 144 of the 2001 Session Laws of Kan-
26 sas on the Osawatomie state hospital fee fund is hereby decreased from
27 \$3,245,715 to \$2,965,715.

28 (r) On the effective date of this act, of the \$5,592,630 appropriated for
29 the above agency for the fiscal year ending June 30, 2002, by section
30 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
31 general fund in the Osawatomie state hospital—operating expenditures
32 account, the sum of \$53,962 is hereby lapsed.

33 (s) On the effective date of this act, the expenditure limitation estab-
34 lished by section 130(b) of chapter 144 of the 2001 Session Laws of Kan-
35 sas on the Parsons state hospital and training center fee fund is hereby
36 decreased from \$997,177 to \$937,177.

37 (t) On the effective date of this act, the position limitation established
38 by section 165(a) of chapter 144 of the 2001 Session Laws of Kansas for
39 the Parsons state hospital and training center is hereby increased from
40 513.0 to 513.5.

41 (u) On the effective date of this act, of the \$6,201,974 appropriated for
42 the above agency for the fiscal year ending June 30, 2002, by section
43 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state

1 general fund in the Parsons state hospital and training center—operating
2 expenditures account, the sum of \$53,993 is hereby lapsed.

3 (v) On the effective date of this act, of the \$740,473 appropriated for
4 the above agency for the fiscal year ending June 30, 2002, by section
5 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
6 general fund in the Rainbow mental health facility—operating expendi-
7 tures account, the sum of \$307,372 is hereby lapsed.

8 (w) On the effective date of this act, the position limitation established
9 by section 165(a) of chapter 144 of the 2001 Session Laws of Kansas for
10 the Rainbow mental health facility is hereby decreased from 132.4 to
11 126.8.

12 (x) On the effective date of this act, the expenditure limitation estab-
13 lished by section 130(b) of chapter 144 of the 2001 Session Laws of Kan-
14 sas on the Rainbow mental health facility fee fund is hereby decreased
15 from \$761,965 to \$696,478.

16 (y) **There is appropriated for the above agency from the follow-**
17 **ing special revenue fund or funds for the fiscal year ending June**
18 **30, 2002, all moneys now or hereafter lawfully credited to and**
19 **available in such fund or funds, except that expenditures shall not**
20 **exceed the following:**

21 **Health committee insurance fund..... No limit;**

22 **[(z) On the effective date of this act, of the \$58,603,619 appro-**
23 **riated for the above agency for the fiscal year ending June 30,**
24 **2002, by section 130(a) of chapter 144 of the 2001 Session Laws of**
25 **Kansas from the state general fund in the youth services aid and**
26 **assistance account, the sum of \$1,659,775 is hereby lapsed.]**

27 ~~Sec. 36.~~ 35.

28 DEPARTMENT OF EDUCATION

29 (a) There is appropriated for the above agency from the state general
30 fund for the fiscal year ending June 30, 2002, the following:

31 Supplemental general state aid..... \$21,485,000

32 **Operating expenditures (including official**
33 **hospitality) \$105,000;**

34 **[General state aid..... \$2,212,000]**

35 (b) On the effective date of this act, of the \$1,804,013,000 appropriated
36 for the above agency for the fiscal year ending June 30, 2002, by section
37 132(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
38 general fund in the general state aid account, the sum of \$88,883 is hereby
39 lapsed.

40 (c) On the effective date of this act, of the \$256,390,000 appropriated
41 for the above agency for the fiscal year ending June 30, 2002, by section
42 132(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
43 general fund in the special education services aid account, the sum of

1 ~~\$14,140,000~~ **\$13,704,589** is hereby lapsed.

2 (d) On the effective date of this act, of the \$4,667,000 appropriated for
 3 the above agency for the fiscal year ending June 30, 2002, by section
 4 132(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
 5 general fund in the parent education program account, the sum of
 6 \$375,000 is hereby lapsed.

7 ~~Sec. 37.~~ **36.**

8 KANSAS STATE HISTORICAL SOCIETY

9 (a) On the effective date of this act, the expenditure limitation estab-
 10 lished by section 137(b) of chapter 144 of the 2001 Session Laws of Kan-
 11 sas on the microfilm fees fund is hereby increased from \$50,000 to
 12 \$60,000.

13 **(b) On the effective date of this act, the expenditure limitation**
 14 **established by section 137(b) of chapter 144 of the 2001 Session**
 15 **Laws of Kansas on expenditures for state operations from the her-**
 16 **itage trust fund is hereby increased from \$92,650 to \$106,491.**

17 ~~Sec. 38.~~ **37.**

18 KANSAS STATE UNIVERSITY

19 (a) On the effective date of this act, of the \$103,806,622 appropriated
 20 for the above agency for the fiscal year ending June 30, 2002, by section
 21 139(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
 22 general fund in the operating expenditures (including official hospitality)
 23 account, the sum of \$470,000 is hereby lapsed.

24 ~~Sec. 39.~~ **38.**

25 DEPARTMENT OF CORRECTIONS

26 (a) There is appropriated for the above agency from the state general
 27 fund for the fiscal year ending June 30, 2002, the following:

28 Treatment and programs	\$616,705
29 Facilities operations	\$876,779

30 **(b) On the effective date of this act, of the \$32,299,254 appro-**
 31 **riated for the Lansing correctional facility for the fiscal year end-**
 32 **ing June 30, 2002, by section 148(a) of chapter 144 of the 2001**
 33 **Session Laws of Kansas from the state general fund in the Lansing**
 34 **correctional facility—facilities operations account, the sum of**
 35 **\$167,414 is hereby lapsed.**

36 **(c) On the effective date of this act, of the \$9,391,443 appropri-**
 37 **ated for the Ellsworth correctional facility for the fiscal year end-**
 38 **ing June 30, 2002, by section 148(a) of chapter 144 of the 2001**
 39 **Session Laws of Kansas from the state general fund in the Ells-**
 40 **worth correctional facility—facilities operations account, the sum**
 41 **of \$381,991 is hereby lapsed.**

42 **(d) On the effective date of this act, of the \$11,764,065 appro-**
 43 **riated for the Norton correctional facility for the fiscal year end-**

1 **ing June 30, 2002, by section 148(a) of chapter 144 of the 2001**
2 **Session Laws of Kansas from the state general fund in the Norton**
3 **correctional facility—facilities operations account, the sum of**
4 **\$72,372 is hereby lapsed.**

5 ~~(b)~~ (e) Notwithstanding the provisions of K.S.A. 76-3731, and amend-
6 ments thereto, or of any other statute, expenditures are authorized to be
7 made by the secretary of corrections during fiscal year 2002 for payment
8 from the local jail payments account of the state general fund for costs
9 pursuant to subsection (b) of K.S.A. 19-1930, and amendments thereto,
10 regardless of when the services were rendered, when the expenses were
11 incurred or when the claim was submitted or processed for payment and
12 regardless of whether or not the services were rendered or the expenses
13 were incurred prior to the effective date of this act.

14 ~~Sec. 40. 39.~~

15 JUVENILE JUSTICE AUTHORITY

16 (a) **On the effective date of this act, of the \$33,221,882 appro-**
17 **riated for the above agency for the fiscal year ending June 30,**
18 **2002, by section 149(a) of chapter 144 of the 2001 Session Laws of**
19 **Kansas from the state general fund in the operating expenditures**
20 **account, the sum of \$2,140,081 is hereby lapsed.**

21 ~~(a)~~ (b) On the effective date of this act, of the \$2,159,427 appropriated
22 for the above agency for the fiscal year ending June 30, 2002, by section
23 78(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
24 institutions building fund in the debt service—Topeka complex and Lar-
25 ned juvenile correctional facility account, the sum of \$7,389 is hereby
26 lapsed.

27 ~~(b)~~ (c) On the effective date of this act, of the amount of the \$712,612
28 appropriated for the above agency for the fiscal year ending June 30, 2002,
29 by section 78(a) of chapter 144 of the 2001 Session Laws of Kansas from
30 the state institutions building fund in the capital improvements—reha-
31 bilitation, remodeling, renovation and repair of juvenile correctional fa-
32 cilities account that was transferred by the commissioner of juvenile jus-
33 tice to the Atchison juvenile correctional facility capital improvements—
34 rehabilitation, remodeling, renovation and repair account of the state in-
35 stitutions building fund, the sum of \$2,550 is hereby lapsed.

36 ~~Sec. 41. 40.~~

37 ADJUTANT GENERAL

38 (a) On the effective date of this act, of the \$4,549,979 appropriated for
39 the above agency for the fiscal year ending June 30, 2002, by section
40 150(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
41 general fund in the operating expenditures account, the sum of ~~\$8,758~~
42 **\$137,026** is hereby lapsed.

43

1 ~~Sec. 42.~~ **41.**

2 ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION

3 (a) On the effective date of this act, of the \$12,462,791 appropriated
4 for the above agency for the fiscal year ending June 30, 2002, by section
5 154(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
6 general fund in the operating expenditures account, the sum of \$56,051
7 is hereby lapsed.

8 ~~Sec. 43.~~ **42.**

9 KANSAS DEPARTMENT OF AGRICULTURE

10 (a) On the effective date of this act, the expenditure limitation estab-
11 lished by section 158(b) of chapter 144 of the 2001 Session Laws of Kan-
12 sas on the fertilizer fee fund is hereby increased from \$546,921 to
13 \$588,661.

14 (b) On the effective date of this act, the expenditure limitation estab-
15 lished by section 158(b) of chapter 144 of the 2001 Session Laws of Kan-
16 sas on the egg fee fund is hereby increased from \$87,385 to \$108,731.

17 (c) On the effective date of this act, the expenditure limitation estab-
18 lished by section 158(b) of chapter 144 of the 2001 Session Laws of Kan-
19 sas on the petroleum inspection fee fund is hereby increased from
20 \$582,731 to \$694,031.

21 (d) There is appropriated for the above agency from the following spe-
22 cial revenue fund or funds for the fiscal year ending June 30, 2002, all
23 moneys now or hereafter lawfully credited to and available in such fund
24 or funds, except that expenditures other than refunds authorized by law
25 shall not exceed the following:

26 Specialty crop block grant—federal fund \$710,000

27 **[(e) During the fiscal year ending June 30, 2002, the secretary**
28 **of the Kansas department of agriculture, with the approval of the**
29 **director of the budget, may transfer any part of any item of ap-**
30 **propriation for fiscal year 2002 from the state water plan fund of**
31 **the Kansas department of agriculture to another item of appro-**
32 **priation for fiscal year 2002 from the state water plan fund of the**
33 **Kansas department of agriculture.]**

34 ~~Sec. 44.~~ **43.**

35 STATE CONSERVATION COMMISSION

36 (a) There is appropriated for the above agency from the following spe-
37 cial revenue fund or funds for the fiscal year ending June 30, 2002, all
38 moneys now or hereafter lawfully credited to and available in such fund
39 or funds, except that expenditures other than refunds authorized by law
40 shall not exceed the following:

41 Buffer participation incentive fund..... No limit

42 Environmental improvement incentives fund..... No limit

43 (b) On the effective date of this act, or as soon thereafter as moneys

1 are available, the director of accounts and reports shall transfer \$150,000
2 from the wildlife fee fund of the department of wildlife and parks to the
3 buffer participation incentive fund of the state conservation commission.

4 (c) On the effective date of this act, the expenditure limitation estab-
5 lished by section 161(c) of chapter 144 of the 2001 Session Laws of Kansas
6 on the state water plan—riparian and wetland program is hereby in-
7 creased from \$250,000 to \$310,000.

8 ~~Sec. 45.~~ **44.**

9 **KANSAS WATER OFFICE**

10 (a) On the effective date of this act, the director of accounts and reports
11 shall transfer \$250,000 from the state water plan fund to the state general
12 fund.

13 (b) On the effective date of this act, the expenditure limitation estab-
14 lished by section 162(b) of chapter 144 of the 2001 Session Laws of Kan-
15 sas on the state conservation storage water supply fund is hereby in-
16 creased from \$0 to \$706,005.

17 ~~Sec. 46.~~ **45.**

18 **DEPARTMENT OF TRANSPORTATION**

19 (a) On the effective date of this act, the expenditure limitation estab-
20 lished by section 164(b) of chapter 144 of the 2001 Session Laws of Kan-
21 sas on the agency operations account of the state highway fund is hereby
22 ~~increased~~ **decreased** from \$216,874,370 to ~~\$221,716,555~~ **\$216,799,442**.

23 (b) On April 1, ~~2001~~ **2002**, or on the effective date of this act, which-
24 ever is later, the director of accounts and reports shall transfer
25 \$26,500,000 from the state highway fund of the department of transpor-
26 tation to the state general fund.

27 ~~Sec. 47.~~ **46.** (a) On or after the effective date of this act and during the
28 fiscal years ending June 30, 2002, and June 30, 2003, the director of
29 accounts and reports shall not make any transfer directed to be made by
30 either subsection (f)(2) of K.S.A. 2001 Supp. 75-4265 and amendments
31 thereto or by section 59 of chapter 216 of the 2001 Session Laws of Kansas
32 from the intergovernmental transfer fund of the department on aging to
33 the senior services trust fund established by K.S.A. 2001 Supp. 75-4266
34 and amendments thereto.

35 (b) Commencing on the effective date of this act, or as soon as moneys
36 are available therefor, during the fiscal years ending June 30, 2002, and
37 June 30, 2003, the director of accounts and reports shall transfer all
38 amounts of money that would have been directed by subsection (f)(2) of
39 K.S.A. 2001 Supp. 75-4265 and amendments thereto to be transferred
40 from the intergovernmental transfer fund of the department on aging to
41 the senior services trust fund, established by K.S.A. 2001 Supp. 75-4266
42 and amendments thereto, on the dates when such transfers would have
43 been made under such statute, in accordance with and subject to the

1 following: (1) All such amounts of money shall be transferred to either
2 the SRS—IGT fund of the department of social and rehabilitation serv-
3 ices or to the aging—IGT fund of the department on aging; and (2) of
4 the amount transferred from the intergovernmental transfer fund of the
5 department on aging, on each date that such a transfer is made pursuant
6 to this section, 86.27% shall be transferred to the SRS—IGT fund of the
7 department of social and rehabilitation services and 13.73% shall be trans-
8 ferred to the aging—IGT fund of the department on aging.

9 **Sec. 47.**

10 **DEPARTMENT OF HUMAN RESOURCES**

11 (a) On the effective date of this act, the expenditure limitation
12 established by section 126(b) of chapter 144 of the 2001 Session
13 Laws of Kansas on the payment of debt service on revenue bonds
14 issued to finance remodeling of the 401 S. Topeka building account
15 of the special employment security fund is hereby decreased from
16 \$250,862 to \$0.

17 (b) On the effective date of this act, the director of accounts and
18 reports shall transfer \$44,978 from the special employment secu-
19 rity fund to the state general fund: *Provided*, That the amount trans-
20 ferred from the special employment security fund of the depart-
21 ment of human resources to the state general fund pursuant to this
22 subsection is to reimburse the state general fund for accounting,
23 auditing, budgeting, legal, payroll, personnel and purchasing serv-
24 ices and any other governmental services which are performed on
25 behalf of the state agency involved by other state agencies which
26 receive appropriations from the state general fund to provide such
27 services.

28 (c) On the effective date of this act, of the \$2,151,838 appropri-
29 ated for the above agency for the fiscal year ending June 30, 2002,
30 by section 126(a) of chapter 144 of the 2001 Session Laws of Kansas
31 from the state general fund in the operating expenditures account,
32 the sum of \$758,121 is hereby lapsed.

33 **Sec. 48.**

34 **KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM**

35 (a) On the effective date of this act, the expenditure limitation
36 established by section 114(c) of chapter 144 of the 2001 Session
37 Laws of Kansas on the agency operations account of the non-re-
38 tirement administration fund is hereby decreased from \$255,000
39 to \$187,590.

40 (b) On the effective date of this act, of the \$32,000 appropriated
41 for the above agency for the fiscal year ending June 30, 2002, by
42 section 9(c) of chapter 216 of the 2001 Session Laws of Kansas from
43 the state general fund in the annual payment for KSRS actuarial

1 liability account, the sum of \$21,344 is hereby lapsed.

2 Sec. 49.

3 STATE BOARD OF REGENTS

4 (a) There is hereby appropriated for the above agency from the
5 following special revenue fund or funds for the fiscal year ending
6 June 30, 2002, all moneys now or hereafter lawfully credited to
7 and available in such fund or funds, except that expenditures other
8 than refunds authorized by law shall not exceed the following:

9 KAN-ED fund	No limit
10 ROTC service scholarship program fund.....	No limit
11 ROTC service scholarship repayment fund	No limit

12 Sec. 50.

13 FORT HAYS STATE UNIVERSITY

14 (a) On the effective date of this act, of the \$31,309,311 appro-
15 priated for the above agency for the fiscal year ending June 30,
16 2002, by section 138(a) of chapter 144 of the 2001 Session Laws of
17 Kansas from the state general fund in the operating expenditures
18 (including official hospitality) account, the sum of \$1,534,958 is
19 hereby lapsed.

20 Sec. 51.

21 UNIVERSITY OF KANSAS

22 (a) On the effective date of this act, of the \$129,392,277 appro-
23 priated for the above agency for the fiscal year ending June 30,
24 2002, by section 144(a) of chapter 144 of the 2001 Session Laws of
25 Kansas from the state general fund in the operating expenditures
26 (including official hospitality) account, the sum of \$2,292,495 is
27 hereby lapsed.

28 Sec. 52.

29 STATE BOARD OF TAX APPEALS

30 (a) On the effective date of this act, of the \$2,060,014 appropri-
31 ated for the above agency for the fiscal year ending June 30, 2002,
32 by section 119(a) of chapter 144 of the 2001 Session Laws of Kansas
33 from the state general fund in the operating expenditures account,
34 the sum of \$91,774 is hereby lapsed.

35 Sec. 53.

36 STATE LIBRARY

37 (a) On the effective date of this act, the expenditure limitation
38 established for the fiscal year ending June 30, 2002, by section
39 133(a) of chapter 144 of the 2001 Session Laws of Kansas on the
40 amount of moneys appropriated in the grants to libraries and li-
41 brary systems account of the state general fund to be distributed
42 as grants-in-aid to libraries in accordance with K.S.A. 75-2555, and
43 amendments thereto, is hereby increased from \$2,569,665 to

1 \$2,819,665.

2 Sec. 54.

3 STATE FAIR BOARD

4 (a) On the effective date of this act, or as soon thereafter as
5 moneys are available, the director of accounts and reports shall
6 transfer \$300,000 from the state fair capital improvements fund
7 to the state fair fee fund.

8 Sec. 55.

9 GOVERNOR’S DEPARTMENT

10 (a) On the effective date of this act, of the \$1,854,878 appropri-
11 ated for the above agency for the fiscal year ending June 30, 2002,
12 by section 104(a) of chapter 144 of the 2001 Session Laws of Kansas
13 from the state general fund in the Governor’s department account,
14 the sum of \$659,172 is hereby lapsed.

15 Sec. 56.

16 LIEUTENANT GOVERNOR

17 (a) On the effective date of this act, of the \$128,104 appropriated
18 for the above agency for the fiscal year ending June 30, 2002, by
19 section 105(a) of chapter 144 of the 2001 Session Laws of Kansas
20 from the state general fund in the operations account, the sum of
21 \$16,327 is hereby lapsed.

22 Sec. 57.

23 JUDICIAL BRANCH

24 (a) There is appropriated for the above agency from the state
25 general fund for the fiscal year ending June 30, 2002, the follow-
26 ing:

27 Judicial operations \$600,000

28 Sec. 58.

29 KANSAS SENTENCING COMMISSION

30 (a) On the effective date of this act, of the \$515,922 appropriated
31 for the above agency for the fiscal year ending June 30, 2002, by
32 section 156(a) of chapter 144 of the 2001 Session Laws of Kansas
33 from the state general fund in the operating expenditures account,
34 the sum of \$36,041 is hereby lapsed.

35 Sec. 59.

36 OMBUDSMAN OF CORRECTIONS

37 (a) On the effective date of this act, of the \$166,700 appropriated
38 for the above agency for the fiscal year ending June 30, 2002, by
39 section 157(a) of chapter 144 of the 2001 Session Laws of Kansas
40 from the state general fund in the adult corrections oversight ac-
41 count, the sum of \$7,444 is hereby lapsed.

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1 **Sec. 60.**2 **LEGISLATIVE COORDINATING COUNCIL**

3 (a) On the effective date of this act, of the \$578,388 appropriated
4 for the above agency for the fiscal year ending June 30, 2002, by
5 section 101(a) of chapter 144 of the 2001 Session Laws of Kansas
6 from the state general fund in the legislative coordinating coun-
7 cil—operations account, the sum of \$98,252 is hereby lapsed.

8 (b) On the effective date of this act, of the \$2,545,621 appropri-
9 ated for the above agency for the fiscal year ending June 30, 2002,
10 by section 101(a) of chapter 144 of the 2001 Session Laws of Kansas
11 from the state general fund in the legislative research depart-
12 ment—operations account, the sum of \$32,177 is hereby lapsed.

13 (c) On the effective date of this act, of the \$2,477,666 appropri-
14 ated for the above agency for the fiscal year ending June 30, 2002,
15 by section 101(a) of chapter 144 of the 2001 Session Laws of Kansas
16 from the state general fund in the office of revisor of statutes—
17 operations account, the sum of \$374,653 is hereby lapsed.

18 **Sec. 61.**19 **LEGISLATURE**

20 (a) On the effective date of this act, of the \$12,267,664 appro-
21 priated for the above agency for the fiscal year ending June 30,
22 2002, by section 102(a) of chapter 144 of the 2001 Session Laws of
23 Kansas from the state general fund in the operations (including
24 official hospitality) account, the sum of \$1,753,346 is hereby
25 lapsed.

26 **Sec. 62.**27 **STATE BOARD OF PHARMACY**

28 (a) On July 1, 2002, or as soon thereafter as moneys are available,
29 the director of accounts and reports shall transfer \$250,000 from
30 the state board of pharmacy fee fund of the state board of phar-
31 macy to the state general fund: *Provided*, That the amount trans-
32 ferred from the state board of pharmacy fee fund of the state board
33 of pharmacy to the state general fund pursuant to this subsection
34 is to reimburse the state general fund for accounting, auditing,
35 budgeting, legal, payroll, personnel and purchasing services and
36 any other governmental services which are performed on behalf
37 of the state agency involved by other state agencies which receive
38 appropriations from the state general fund to provide such serv-
39 ices.

40 ~~Sec. 63. (a) In addition to the other purposes for which expend-~~
41 ~~itures may be made by each state agency from the moneys appro-~~
42 ~~riated from the state general fund or from any special revenue~~
43 ~~fund for fiscal year 2002 as authorized by chapter 144 or chapter~~

~~216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by each state agency from the moneys appropriated from the state general fund or from any special revenue funds for fiscal year 2002, to implement and administer a furlough plan, which is hereby authorized and directed to be developed and implemented in accordance with this subsection, which shall prescribe two days of furlough for each officer and employee of the state agency during the payroll periods ending after the effective date of this act that are chargeable to fiscal year 2002. *Provided*, That it is hereby deemed to be necessary by reason of shortage of funds for each state agency to furlough without pay all officers and employees of the state agency in accordance with this subsection. *Provided further*, That each such furlough plan shall be developed and administered in the manner that is determined to have the least effect or disruption on the provision of public services by the state agency.~~

~~(b) On the effective date of this act, the amount in each account of the state general fund of each state agency that is appropriated for the fiscal year ending June 30, 2002, by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature, that is budgeted for salaries and wages for the state agency, and that is equal to the amount of salaries and wages, including associated employer contributions, that will not be expended from such account by such state agency pursuant to the furloughs prescribed by this section for fiscal year 2002, as certified by the director of the budget to the director of accounts and reports, is hereby lapsed from each such account. *Provided*, That the aggregate amount lapsed from such accounts of the state general fund for fiscal year 2002 by this subsection shall not exceed \$7,000,000. *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department.~~

[Sec. 63. (a) During the fiscal year ending June 30, 2002, prior to the last day of the first payroll period commencing after the effective date of this act, the director of the budget (1) shall determine the shrinkage rate to be applied to each state agency for fiscal year 2002 pursuant to this section by increasing the rate of shrinkage in the approved budget for such state agency for the fiscal year ending June 30, 2002, by adding .9% to the rate of

1 shrinkage in the approved budget for such state agency which shall
2 be the shrinkage rate to be applied to the state agency for fiscal
3 year 2002 pursuant to this section, and (2) shall determine the
4 amount by which the moneys that are budgeted and appropriated
5 in each account of the state general fund for fiscal year 2002 for
6 each state agency for salaries and wages for state officers and em-
7 ployees, including associated employer contributions, is to be ad-
8 justed in such budget and is to be lapsed from such appropriations
9 pursuant to this section to reflect the shrinkage rate to be applied
10 to each state agency for fiscal year 2002 pursuant to this section,
11 based on such determinations: *Provided*, That, upon determining
12 the rate of shrinkage to be applied to a state agency for fiscal year
13 2002 pursuant to this section, the director of the budget is hereby
14 authorized and directed to reduce the amount budgeted for sala-
15 ries and wages for state officers and employees, including associ-
16 ated employer contributions, in each account of the state general
17 fund for fiscal year 2002 of such state agency and to certify, upon
18 the date that such determinations are made by the director of the
19 budget, to the director of accounts and reports the amount in each
20 such account of the state general fund for fiscal year 2002 of such
21 state agency by which the director of the budget is reducing the
22 budget of such state agency for salaries and wages for state officers
23 and employees, including associated employer contributions, pur-
24 suant to this section: *Provided further*, That, at the same time that
25 each certification is made by the director of the budget to the
26 director of accounts and reports under this subsection, the director
27 of the budget shall deliver a copy of such certification to the di-
28 rector of the legislative research department: *And provided further*,
29 That it is hereby deemed to be necessary by reason of shortage of
30 funds for the shrinkage rate for each state agency to be increased
31 in accordance with this section: *And provided further*, That the ag-
32 gregate of all amounts certified to the director of accounts and
33 reports by the director of the budget pursuant to this subsection
34 shall not exceed \$7,000,000.

35 [(b) During the fiscal year ending June 30, 2002, and on the date
36 of the certification by the director of the budget under this section,
37 the amount certified by the director of the budget to the director
38 of accounts and reports under subsection (a) in each account of
39 the state general fund of each state agency that is appropriated for
40 fiscal year 2002, as specified in such certification, is hereby lapsed
41 from the designated appropriation or appropriations from the
42 state general fund for fiscal year 2002 and the director of accounts
43 and reports shall make the appropriate adjustments to the ac-

1 counts of each such state agency: *Provided*, That the aggregate of
2 all such amounts lapsed shall not exceed \$7,000,000.

3 [(c) In addition to the other purposes for which expenditures
4 may be made by each state agency from moneys appropriated from
5 the state general fund or from any special revenue fund for fiscal
6 year 2002 as authorized by chapter 144 or chapter 216 of the 2001
7 Session Laws of Kansas or by this or other appropriation act of the
8 2002 regular session of the legislature, expenditures shall be made,
9 for the purposes of the shrinkage rate applied to the state agency
10 pursuant to this section, to (1) make appropriate staffing adjust-
11 ments and to not fill empty positions, (2) authorize state officers
12 and employees to voluntarily take leave without pay, and (3) au-
13 thorize, determine and implement other administrative and man-
14 agement efficiencies to manage any required reductions in ex-
15 penditures.

16 [Sec. 64. (a) On July 1, 2002, the director of the budget (1) shall
17 determine the shrinkage rate to be applied to each state agency
18 for fiscal year 2003 pursuant to this section by increasing the rate
19 of shrinkage in the approved budget for such state agency for the
20 fiscal year ending June 30, 2003, by adding 3.6% to the rate of
21 shrinkage in the approved budget for such state agency which shall
22 be the shrinkage rate to be applied to the state agency for fiscal
23 year 2003 pursuant to this section, and (2) shall determine the
24 amount by which the moneys that are budgeted and appropriated
25 in each account of the state general fund for fiscal year 2003 for
26 each state agency for salaries and wages for state officers and em-
27 ployees, including associated employer contributions, are to be ad-
28 justed in such budget and is to be lapsed from such appropriations
29 pursuant to this section to reflect the shrinkage rate to be applied
30 to each state agency for fiscal year 2003 pursuant to this section,
31 based on such determinations: *Provided*, That, upon determining
32 the rate of shrinkage to be applied to a state agency for fiscal year
33 2003 pursuant to this section, the director of the budget is hereby
34 authorized and directed to reduce the amount budgeted for sala-
35 ries and wages for state officers and employees, including associ-
36 ated employer contributions, in each account of the state general
37 fund for fiscal year 2003 of such state agency and to certify, upon
38 the date that such determinations are made by the director of the
39 budget, to the director of accounts and reports the amount in each
40 such account of the state general fund for fiscal year 2003 of such
41 state agency by which the director of the budget is reducing the
42 budget of such state agency for salaries and wages for state officers
43 and employees, including associated employer contributions, pur-

1 suant to this section: *Provided further*, That, at the same time that
2 each certification is made by the director of the budget to the
3 director of accounts and reports under this subsection, the director
4 of the budget shall deliver a copy of such certification to the di-
5 rector of the legislative research department: *And provided further*,
6 That it is hereby deemed to be necessary by reason of shortage of
7 funds for the shrinkage rate for each state agency to be increased
8 in accordance with this section: *And provided further*, That the ag-
9 gregate of all amounts certified to the director of accounts and
10 reports by the director of the budget pursuant to this subsection
11 shall not exceed \$29,056,450.

12 [(b) During the fiscal year ending June 30, 2003, and on the date
13 of the certification by the director of the budget under this section,
14 the amount certified by the director of the budget to the director
15 of accounts and reports under subsection (a) in each account of
16 the state general fund of each state agency that is appropriated for
17 fiscal year 2003, as specified in such certification, is hereby lapsed
18 from the designated appropriation or appropriations from the
19 state general fund for fiscal year 2003 and the director of accounts
20 and reports shall make the appropriate adjustments to the ac-
21 counts of each such state agency: *Provided*, That the aggregate of
22 all such amounts lapsed shall not exceed \$29,056,450.

23 [(c) In addition to the other purposes for which expenditures
24 may be made by each state agency from moneys appropriated from
25 the state general fund or from any special revenue fund for fiscal
26 year 2003 as authorized by chapter 144 or chapter 216 of the 2001
27 Session Laws of Kansas or by this or other appropriation act of the
28 2002 regular session of the legislature, expenditures shall be made,
29 for the purposes of the shrinkage rate applied to the state agency
30 pursuant to this section, to (1) make appropriate staffing adjust-
31 ments and to not fill empty positions, (2) authorize state officers
32 and employees to voluntarily take leave without pay, and (3) au-
33 thorize, determine and implement other administrative and man-
34 agement efficiencies to manage any required reductions in ex-
35 penditures.]

36 ~~Sec. 48-64. [65.]~~ On the effective date of this act, section 59 of chapter
37 216 of the 2001 Session Laws of Kansas is hereby repealed.

38 ~~Sec. 49-65. [66.]~~ *Appeals to exceed position limitations.* (a) The limi-
39 tations imposed by this act on the number of full-time and regular part-
40 time positions equated to full-time, excluding seasonal and temporary
41 positions, paid from appropriations for the fiscal year ending June 30,
42 2002, made in this act or in any appropriation act of the 2001 regular
43 session of the legislature or in any other appropriation act of the 2002

1 regular session of the legislature may be exceeded upon approval of the
2 state finance council.

3 ~~Sec. 50. 66. [67.] Appeals to exceed limitations.~~ Upon written appli-
4 cation to the governor and approval of the state finance council, expend-
5 itures from special revenue funds may exceed the amounts specified in
6 this act.

7 ~~Sec. 51. 67. [68.]~~ This act shall take effect and be in force from and
8 after its publication in the Kansas register.

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