

SENATE BILL No. 373

By Joint Committee on Arts and Cultural Resources

12-14

AN ACT relating to the arts; concerning the funding thereof; amending K.S.A. 2001 Supp. 79-4803 and 79-4804 and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

New Section 1. (a) The director of accounts and reports shall make the following transfers from the state gaming revenues fund to the arts programming grants fund:

(1) On July 1, 2002, or as soon thereafter as sufficient funds are available, \$1,000,000;

(2) on July 1, 2003, or as soon thereafter as sufficient funds are available, \$2,000,000; and

(3) on July 1, 2004, and each July 1, thereafter, or as soon thereafter as sufficient funds are available, \$3,000,000.

(b) Moneys received by the Kansas arts commission under the provisions of subsection (a) may be used for operating expenditures of the Kansas arts commission, except that not more than 10% of such moneys received in any year may be used for such operating expenditures.

New Sec. 2. (a) The director of accounts and reports shall make the following transfers from the state gaming revenues fund to the Kansas humanities council fund:

(1) On July 1, 2002, or as soon thereafter as sufficient funds are available, \$300,000;

(2) on July 1, 2003, or as soon thereafter as sufficient funds are available, \$600,000; and

(3) on July 1, 2004, and each July 1, thereafter, or as soon thereafter as sufficient funds are available, \$1,000,000.

(b) There is hereby established in the state treasury the Kansas humanities council fund. All expenditures from the Kansas humanities council fund shall be made in accordance with the provisions of appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the executive director of the Kansas historical society or by the executive director's designee. All moneys credited to the Kansas humanities council fund shall be used for the purposes for which expenditures may be made by the Kansas humanities council.

1 Sec. 3. K.S.A. 2001 Supp. 79-4803 is hereby amended to read as
2 follows: 79-4803. (a) After the transfer of moneys pursuant to K.S.A. 2001
3 Supp. 79-4806, and amendments thereto, *and sections 1 and 2, and*
4 *amendments thereto*:

5 (1) An amount equal to 10% of the balance of all moneys credited to
6 the state gaming revenues fund shall be transferred and credited to the
7 correctional institutions building fund created pursuant to K.S.A. 76-
8 6b09, and amendments thereto, to be appropriated by the legislature for
9 the use and benefit of state correctional institutions as provided in K.S.A.
10 76-6b09, and amendments thereto; and

11 (2) an amount equal to 5% of the balance of all moneys credited to
12 the state gaming revenues fund shall be transferred and credited to the
13 juvenile detention facilities fund.

14 (b) There is hereby created in the state treasury the juvenile deten-
15 tion facilities fund which shall be administered by the commissioner of
16 juvenile justice. The Kansas advisory group on juvenile justice and delin-
17 quency prevention shall review and make recommendations concerning
18 the administration of the fund. All expenditures from the juvenile deten-
19 tion facilities fund shall be for the retirement of debt of facilities for the
20 detention of juveniles; or for the construction, renovation, remodeling or
21 operational costs of facilities for the detention of juveniles in accordance
22 with a grant program which shall be established with grant criteria de-
23 signed to facilitate the expeditious award and payment of grants for the
24 purposes for which the moneys are intended. "Operational costs" shall
25 not be limited to any per capita reimbursement by the commissioner of
26 juvenile justice for juveniles under the supervision and custody of the
27 commissioner but shall include payments to counties as and for their costs
28 of operating the facility. The commissioner of juvenile justice shall make
29 grants of the moneys credited to the juvenile detention facilities fund for
30 such purposes to counties in accordance with such grant program. All
31 expenditures from the juvenile detention facilities fund shall be made in
32 accordance with appropriation acts upon warrants of the director of ac-
33 counts and reports issued pursuant to vouchers approved by the com-
34 missioner of juvenile justice or the commissioner's designee.

35 Sec. 4. K.S.A. 2001 Supp. 79-4804 is hereby amended to read as
36 follows: 79-4804. (a) After the transfer of moneys pursuant to K.S.A. 2001
37 Supp. 79-4806, and amendments thereto, *and sections 1 and 2, and*
38 *amendments thereto*, an amount equal to 85% of the balance of all moneys
39 credited to the state gaming revenues fund shall be transferred and cred-
40 ited to the state economic development initiatives fund. Expenditures
41 from the state economic development initiatives fund shall be made in
42 accordance with appropriations acts for the financing of such programs
43 supporting and enhancing the existing economic foundation of the state

1 and fostering growth through the expansion of current, and the establish-
2 ment and attraction of new, commercial and industrial enterprises as pro-
3 vided by this section and as may be authorized by law and not less than
4 $\frac{1}{2}$ of such money shall be distributed equally among the congressional
5 districts of the state. Except as provided by subsection (g), all moneys
6 credited to the state economic development initiatives fund shall be cred-
7 ited within the fund, as provided by law, to an account or accounts of the
8 fund which are created by this section.

9 (b) There is hereby created the Kansas capital formation account in
10 the state economic development initiatives fund. All moneys credited to
11 the Kansas capital formation account shall be used to provide, encourage
12 and implement capital development and formation in Kansas.

13 (c) There is hereby created the Kansas economic development re-
14 search and development account in the state economic development ini-
15 tiatives fund. All moneys credited to the Kansas economic development
16 research and development account shall be used to promote, encourage
17 and implement research and development programs and activities in Kan-
18 sas and technical assistance funded through state educational institutions
19 under the supervision and control of the state board of regents or other
20 Kansas colleges and universities.

21 (d) There is hereby created the Kansas economic development en-
22 dowment account in the state economic development initiatives fund. All
23 moneys credited to the Kansas economic development endowment ac-
24 count shall be accumulated and invested as provided in this section to
25 provide an ongoing source of funds which shall be used for economic
26 development activities in Kansas, including but not limited to continuing
27 appropriations or demand transfers for programs and projects which shall
28 include, but are not limited to, specific community infrastructure projects
29 in Kansas that stimulate economic growth.

30 (e) Except as provided in subsection (f), the director of investments
31 may invest and reinvest moneys credited to the state economic develop-
32 ment initiatives fund in accordance with investment policies established
33 by the pooled money investment board under K.S.A. 75-4232, and
34 amendments thereto, in the pooled money investment portfolio. All mon-
35 eys received as interest earned by the investment of the moneys credited
36 to the state economic development initiatives fund shall be deposited in
37 the state treasury and credited to the Kansas economic development en-
38 dowment account of such fund.

39 (f) Moneys credited to the Kansas economic development endow-
40 ment account of the state economic development initiatives fund may be
41 invested in government guaranteed loans and debentures as provided by
42 law in addition to the investments authorized by subsection (e) or in lieu
43 of such investments. All moneys received as interest earned by the in-

1 vestment under this subsection of the moneys credited to the Kansas
2 economic development endowment account shall be deposited in the
3 state treasury and credited to the Kansas economic development endow-
4 ment account of the state economic development initiatives fund.

5 (g) In each fiscal year, the director of accounts and reports shall make
6 transfers in equal amounts on July 15 and January 15 which in the aggre-
7 gate equal \$2,000,000 from the state economic development initiatives
8 fund to the state water plan fund created by K.S.A. 82a-951, and amend-
9 ments thereto. No other moneys credited to the state economic devel-
10 opment initiatives fund shall be used for: (1) Water-related projects or
11 programs, or related technical assistance; or (2) any other projects or
12 programs, or related technical assistance, which meet one or more of the
13 long-range goals, objectives and considerations set forth in the state water
14 resource planning act.

15 Sec. 5. K.S.A. 2001 Supp. 79-4803 and 79-4804 are hereby repealed.

16 Sec. 6. This act shall take effect and be in force from and after its
17 publication in the statute book.

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