

5
6 **SENATE BILL No. 263**

7
8 By Committee on Ways and Means

9
10 3-18

11
12 AN ACT making and concerning appropriations for the fiscal years ending
13 June 30, 2003, June 30, 2004, and June 30, 2005, for state agencies;
14 authorizing certain transfers, capital improvement projects and fees,
15 imposing certain restrictions and limitations, and directing or author-
16 izing certain receipts, disbursements and acts incidental to the fore-
17 going; amending K.S.A. 2-223 and K.S.A. 2002 Supp. 55-193, 75-2319,
18 76-775, 79-2959, as amended by section 21 of 2003 House Bill No.
19 2026, 79-2964, as amended by section 22 of 2003 House Bill No. 2026,
20 79-3425i, as amended by section 23 of 2003 House Bill No. 2026, 79-
21 34,147, 79-4804 and 82a-953a and repealing the existing sections.

22
23 *Be it enacted by the Legislature of the State of Kansas:*

24 Section 1. (a) For the fiscal years ending June 30, 2003, June 30, 2004,
25 and June 30, 2005, appropriations are hereby made, restrictions and lim-
26 itations are hereby imposed, and transfers, capital improvement projects,
27 fees, receipts, disbursements and acts incidental to the foregoing are
28 hereby directed or authorized as provided in this act.

29 (b) The agencies named in this act are hereby authorized to initiate
30 and complete the capital improvement projects specified and authorized
31 by this act or for which appropriations are made by this act, subject to
32 the restrictions and limitations imposed by this act.

33 (c) The appropriations made by this act shall not be subject to the
34 provisions of K.S.A. 46- 155 and amendments thereto.

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

37 Sec. 2.

38 **ABSTRACTERS' BOARD OF EXAMINERS**

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

1 Abstracters' fee fund

2 For the fiscal year ending June 30, 2004..... \$19,463
 3 For the fiscal year ending June 30, 2005..... \$20,878

4 (b) On July 1, 2003, or as soon thereafter as moneys are available,
 5 notwithstanding the provisions of any other statute, the director of ac-
 6 counts and reports shall transfer \$1,220 from the abstracters' fee fund to
 7 the state general fund: *Provided*, That the transfer of such amount shall
 8 be in addition to any other transfer from the abstracters' fee fund to the
 9 state general fund as prescribed by law: *Provided further*, That the
 10 amount transferred from the abstracters' fee fund to the state general
 11 fund pursuant to this subsection is to reimburse the state general fund
 12 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
 13 chasing services and any other governmental services which are per-
 14 formed on behalf of the abstracters' board of examiners by other state
 15 agencies which receive appropriations from the state general fund to pro-
 16 vide such services.

17 Sec. 3.

18 BOARD OF ACCOUNTANCY

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

24 Board of accountancy fee fund

25 For the fiscal year ending June 30, 2004..... \$229,318
 26 *Provided*, That expenditures from the board of accountancy fee fund for
 27 the fiscal year ending June 30, 2004, for official hospitality shall not exceed
 28 \$500.

29 For the fiscal year ending June 30, 2005..... \$247,178
 30 *Provided*, That expenditures from the board of accountancy fee fund for
 31 the fiscal year ending June 30, 2005, for official hospitality shall not exceed
 32 \$500.

33 (b) On July 1, 2003, or as soon thereafter as moneys are available,
 34 notwithstanding the provisions of any other statute, the director of ac-
 35 counts and reports shall transfer \$14,378 from the board of accountancy
 36 fee fund to the state general fund: *Provided*, That the transfer of such
 37 amount shall be in addition to any other transfer from the board of ac-
 38 countancy fee fund to the state general fund as prescribed by law: *Pro-
 39 vided further*, That the amount transferred from the board of accountancy
 40 fee fund to the state general fund pursuant to this subsection is to re-
 41 imburse the state general fund for accounting, auditing, budgeting, legal,
 42 payroll, personnel and purchasing services and any other governmental
 43 services which are performed on behalf of the board of accountancy by

1 other state agencies which receive appropriations from the state general
2 fund to provide such services.

3 Sec. 4.

4 STATE BANK COMMISSIONER

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

10 Bank commissioner fee fund

11 For the fiscal year ending June 30, 2004 ~~\$5,541,102~~ **\$6,024,471**
12 *Provided*, That expenditures from the bank commissioner fee fund for
13 the fiscal year ending June 30, 2004, for official hospitality for the division
14 of consumer and mortgage lending shall not exceed \$1,000: *Provided*
15 *further*, That expenditures from the bank commissioner fee fund for the
16 fiscal year ending June 30, 2004, for official hospitality for the division of
17 banking shall not exceed \$1,000.

18 For the fiscal year ending June 30, 2005..... \$5,997,892
19 *Provided*, That expenditures from the bank commissioner fee fund for
20 the fiscal year ending June 30, 2005, for official hospitality for the division
21 of consumer and mortgage lending shall not exceed \$1,000: *Provided*
22 *further*, That expenditures from the bank commissioner fee fund for the
23 fiscal year ending June 30, 2005, for official hospitality for the division of
24 banking shall not exceed \$1,000.

25 Bank examination and investigation fund

26 For the fiscal year ending June 30, 2004..... No limit
27 For the fiscal year ending June 30, 2005..... No limit

28 Consumer education settlement fund

29 For the fiscal year ending June 30, 2004..... No limit
30 *Provided*, That expenditures may be made from the consumer education
31 settlement fund for the fiscal year ending June 30, 2004, for consumer
32 education purposes, which may be in accordance with contracts for such
33 activities which are hereby authorized to be entered into by the state
34 bank commissioner or the deputy commissioner of the consumer and
35 mortgage lending division, as the case may require, and the entities con-
36 ducting such activities.

37 For the fiscal year ending June 30, 2005..... No limit
38 *Provided*, That expenditures may be made from the consumer education
39 settlement fund for the fiscal year ending June 30, 2005, for consumer
40 education purposes, which may be in accordance with contracts for such
41 activities which are hereby authorized to be entered into by the state
42 bank commissioner or the deputy commissioner of the consumer and
43 mortgage lending division, as the case may require, and the entities con-

1 ducting such activities.

2 (b) During the fiscal years ending June 30, 2004, and June 30, 2005,
3 notwithstanding the provisions of K.S.A. 9-2209, 9-2218, 16a-2-302 and
4 16a-6-104 and amendments thereto or any other statute, all moneys re-
5 ceived under the Kansas mortgage business act or the uniform consumer
6 credit code for fines or settlements shall be deposited in the state treasury
7 to the credit of the consumer education settlement fund.

8 (c) (1) During the fiscal year ending June 30, 2004, one or more trans-
9 fers of moneys may be made from the bank commissioner fee fund to
10 the appropriate account of the restricted fees fund of Wichita state uni-
11 versity pursuant to a contract which is hereby authorized to be entered
12 into by the deputy commissioner of the consumer and mortgage lending
13 division and the Kansas council on economic education of Wichita state
14 university to conduct a consumer credit education program: *Provided,*
15 *however,* That the total amount of such transfers for the fiscal year ending
16 June 30, 2004, shall not exceed \$70,000.

17 (2) During the fiscal year ending June 30, 2005, one or more transfers
18 of moneys may be made from the bank commissioner fee fund to the
19 appropriate account of the restricted fees fund of Wichita state university
20 pursuant to a contract which is hereby authorized to be entered into by
21 the deputy commissioner of the consumer and mortgage lending division
22 and the Kansas council on economic education of Wichita state university
23 to conduct a consumer credit education program: *Provided, however,*
24 That the total amount of such transfers for the fiscal year ending June
25 30, 2005, shall not exceed \$70,000.

26 (d) On July 1, 2003, or as soon thereafter as moneys are available,
27 notwithstanding the provisions of any other statute, the director of ac-
28 counts and reports shall transfer \$358,775 from the bank commissioner
29 fee fund to the state general fund: *Provided,* That the transfer of such
30 amount shall be in addition to any other transfer from the bank commis-
31 sioner fee fund to the state general fund as prescribed by law: *Provided*
32 *further,* That the amount transferred from the bank commissioner fee
33 fund to the state general fund pursuant to this subsection is to reimburse
34 the state general fund for accounting, auditing, budgeting, legal, payroll,
35 personnel and purchasing services and any other governmental services
36 which are performed on behalf of the state bank commissioner by other
37 state agencies which receive appropriations from the state general fund
38 to provide such services.

39 ***(e) In addition to the other purposes for which expenditures may***
40 ***be made by the state bank commissioner from the bank commis-***
41 ***sioner fee fund for fiscal year 2004 as authorized by this or other***
42 ***appropriation act of the 2003 regular session of the legislature, ex-***
43 ***penditures shall be made by the above agency from the bank com-***

1 *missioner fee fund for fiscal year 2004 for salaries and wages, in-*
 2 *cluding associated employer contributions, to implement executive*
 3 *directive no. 01-313 providing salary upgrades for financial exam-*
 4 *iners: Provided, That expenditures for such purpose from the bank*
 5 *commissioner fee fund for fiscal year 2004 shall not exceed*
 6 *\$124,594. Provided further, That all such expenditures for such pur-*
 7 *pose shall be in addition to any expenditure limitation imposed on*
 8 *the bank commissioner fee fund for fiscal year 2004.*

9 Sec. 5.

10 KANSAS BOARD OF BARBERING

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

16 Board of barbering fee fund

17 For the fiscal year ending June 30, 2004.....	\$108,200
18 For the fiscal year ending June 30, 2005.....	\$116,147

19 (b) On July 1, 2003, or as soon thereafter as moneys are available,
 20 notwithstanding the provisions of any other statute, the director of ac-
 21 counts and reports shall transfer \$6,784 from the board of barbering fee
 22 fund to the state general fund: *Provided*, That the transfer of such amount
 23 shall be in addition to any other transfer from the board of barbering fee
 24 fund to the state general fund as prescribed by law: *Provided further*,
 25 That the amount transferred from the board of barbering fee fund to the
 26 state general fund pursuant to this subsection is to reimburse the state
 27 general fund for accounting, auditing, budgeting, legal, payroll, personnel
 28 and purchasing services and any other governmental services which are
 29 performed on behalf of the Kansas board of barbering by other state
 30 agencies which receive appropriations from the state general fund to pro-
 31 vide such services.

32 Sec. 6.

33 BEHAVIORAL SCIENCES REGULATORY BOARD

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

39 Behavioral sciences regulatory board fee fund

40 For the fiscal year ending June 30, 2004	\$492,147	\$497,147
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41 *Provided*, That expenditures from the behavioral sciences regulatory
 42 board fee fund for the fiscal year ending June 30, 2004, for official hos-
 43 pitality shall not exceed \$500.

1 For the fiscal year ending June 30, 2005 ~~\$536,449~~ **\$543,649**
 2 *Provided*, That expenditures from the behavioral sciences regulatory
 3 board fee fund for the fiscal year ending June 30, 2005, for official hos-
 4 pitality shall not exceed \$500.

5 (b) On July 1, 2003, or as soon thereafter as moneys are available,
 6 notwithstanding the provisions of any other statute, the director of ac-
 7 counts and reports shall transfer \$30,857 from the behavioral sciences
 8 regulatory board fee fund to the state general fund: *Provided*, That the
 9 transfer of such amount shall be in addition to any other transfer from
 10 the behavioral sciences regulatory board fee fund to the state general
 11 fund as prescribed by law: *Provided further*, That the amount transferred
 12 from the behavioral sciences regulatory board fee fund to the state gen-
 13 eral fund pursuant to this subsection is to reimburse the state general
 14 fund for accounting, auditing, budgeting, legal, payroll, personnel and
 15 purchasing services and any other governmental services which are per-
 16 formed on behalf of the behavioral sciences regulatory board by other
 17 state agencies which receive appropriations from the state general fund
 18 to provide such services.

19 Sec. 7.

20 STATE BOARD OF HEALING ARTS

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

26 Healing arts fee fund

27 For the fiscal year ending June 30, 2004..... \$1,959,816

28 *Provided*, That expenditures from the healing arts fee fund for the fiscal
 29 year ending June 30, 2004, for official hospitality shall not exceed \$500:
 30 *Provided further*, That all expenditures from the healing arts fee fund for
 31 the fiscal year ending June 30, 2004, for disciplinary hearings shall be in
 32 addition to any expenditure limitation imposed on the healing arts fee
 33 fund for fiscal year 2004.

34 For the fiscal year ending June 30, 2005..... \$2,084,707

35 *Provided*, That expenditures from the healing arts fee fund for the fiscal
 36 year ending June 30, 2005, for official hospitality shall not exceed \$500:
 37 *Provided further*, That all expenditures from the healing arts fee fund for
 38 the fiscal year ending June 30, 2005, for disciplinary hearings shall be in
 39 addition to any expenditure limitation imposed on the healing arts fee
 40 fund for fiscal year 2005.

41 (b) On July 1, 2003, or as soon thereafter as moneys are available,
 42 notwithstanding the provisions of any other statute, the director of ac-
 43 counts and reports shall transfer \$128,208 from the healing arts fee fund

1 to the state general fund: *Provided*, That the transfer of such amount shall
 2 be in addition to any other transfer from the healing arts fee fund to the
 3 state general fund as prescribed by law: *Provided further*, That the
 4 amount transferred from the healing arts fee fund to the state general
 5 fund pursuant to this subsection is to reimburse the state general fund
 6 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
 7 chasing services and any other governmental services which are per-
 8 formed on behalf of the state board of healing arts by other state agencies
 9 which receive appropriations from the state general fund to provide such
 10 services.

11 Sec. 8.

12 KANSAS STATE BOARD OF COSMETOLOGY

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

18 Cosmetology fee fund

19 For the fiscal year ending June 30, 2004..... \$646,361

20 For the fiscal year ending June 30, 2005..... \$709,827

21 (b) On July 1, 2003, or as soon thereafter as moneys are available,
 22 notwithstanding the provisions of any other statute, the director of ac-
 23 counts and reports shall transfer \$40,526 from the cosmetology fee fund
 24 to the state general fund: *Provided*, That the transfer of such amount shall
 25 be in addition to any other transfer from the cosmetology fee fund to the
 26 state general fund as prescribed by law: *Provided further*, That the
 27 amount transferred from the cosmetology fee fund to the state general
 28 fund pursuant to this subsection is to reimburse the state general fund
 29 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
 30 chasing services and any other governmental services which are per-
 31 formed on behalf of the Kansas state board of cosmetology by other state
 32 agencies which receive appropriations from the state general fund to pro-
 33 vide such services.

34 Sec. 9.

35 STATE DEPARTMENT OF CREDIT UNIONS

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

41 Credit union fee fund

42 For the fiscal year ending June 30, 2004..... \$821,258

43 *Provided*, That expenditures from the credit union fee fund for the fiscal

1 year ending June 30, 2004, for official hospitality shall not exceed \$300.

2 For the fiscal year ending June 30, 2005..... \$888,964

3 *Provided*, That expenditures from the credit union fee fund for the fiscal
4 year ending June 30, 2005, for official hospitality shall not exceed \$300.

5 (b) On July 1, 2003, or as soon thereafter as moneys are available,
6 notwithstanding the provisions of any other statute, the director of ac-
7 counts and reports shall transfer \$51,492 from the credit union fee fund
8 to the state general fund: *Provided*, That the transfer of such amount shall
9 be in addition to any other transfer from the credit union fee fund to the
10 state general fund as prescribed by law: *Provided further*, That the
11 amount transferred from the credit union fee fund to the state general
12 fund pursuant to this subsection is to reimburse the state general fund
13 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
14 chasing services and any other governmental services which are per-
15 formed on behalf of the state department of credit unions by other state
16 agencies which receive appropriations from the state general fund to pro-
17 vide such services.

18 Sec. 10.

19 KANSAS DENTAL BOARD

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 Dental board fee fund

26 For the fiscal year ending June 30, 2004..... \$316,519

27 For the fiscal year ending June 30, 2005..... \$342,272

28 (b) On July 1, 2003, or as soon thereafter as moneys are available,
29 notwithstanding the provisions of any other statute, the director of ac-
30 counts and reports shall transfer \$19,846 from the dental board fee fund
31 to the state general fund: *Provided*, That the transfer of such amount shall
32 be in addition to any other transfer from the dental board fee fund to the
33 state general fund as prescribed by law: *Provided further*, That the
34 amount transferred from the dental board fee fund to the state general
35 fund pursuant to this subsection is to reimburse the state general fund
36 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
37 chasing services and any other governmental services which are per-
38 formed on behalf of the Kansas dental board by other state agencies which
39 receive appropriations from the state general fund to provide such serv-
40 ices.

41 Sec. 11.

42 STATE BOARD OF MORTUARY ARTS

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

1 cial revenue fund or funds for the fiscal year or years specified all moneys
 2 now or hereafter lawfully credited to and available in such fund or funds,
 3 except that expenditures other than refunds authorized by law shall not
 4 exceed the following:

5 Mortuary arts fee fund

6 For the fiscal year ending June 30, 2004..... \$213,457

7 For the fiscal year ending June 30, 2005..... \$232,754

8 (b) On July 1, 2003, or as soon thereafter as moneys are available,
 9 notwithstanding the provisions of any other statute, the director of ac-
 10 counts and reports shall transfer \$13,384 from the mortuary arts fee fund
 11 to the state general fund: *Provided*, That the transfer of such amount shall
 12 be in addition to any other transfer from the mortuary arts fee fund to
 13 the state general fund as prescribed by law: *Provided further*, That the
 14 amount transferred from the mortuary arts fee fund to the state general
 15 fund pursuant to this subsection is to reimburse the state general fund
 16 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
 17 chasing services and any other governmental services which are per-
 18 formed on behalf of the state board of mortuary arts by other state agen-
 19 cies which receive appropriations from the state general fund to provide
 20 such services.

21 Sec. 12.

22 KANSAS BOARD OF EXAMINERS IN FITTING AND
 23 DISPENSING OF HEARING AIDS

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

29 Hearing aid board fee fund

30 For the fiscal year ending June 30, 2004..... \$18,702

31 For the fiscal year ending June 30, 2005..... \$21,486

32 (b) On July 1, 2003, or as soon thereafter as moneys are available,
 33 notwithstanding the provisions of any other statute, the director of ac-
 34 counts and reports shall transfer \$1,173 from the hearing aid board fee
 35 fund to the state general fund: *Provided*, That the transfer of such amount
 36 shall be in addition to any other transfer from the hearing aid board fee
 37 fund to the state general fund as prescribed by law: *Provided further*,
 38 That the amount transferred from the hearing aid board fee fund to the
 39 state general fund pursuant to this subsection is to reimburse the state
 40 general fund for accounting, auditing, budgeting, legal, payroll, personnel
 41 and purchasing services and any other governmental services which are
 42 performed on behalf of the Kansas board of examiners in fitting and
 43 dispensing of hearing aids by other state agencies which receive appro-

1 priations from the state general fund to provide such services.

2 Sec. 13.

3 BOARD OF NURSING

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

8 Board of nursing fee fund

9 For the fiscal year ending June 30, 2004..... \$1,327,001
10 *Provided*, That expenditures from the board of nursing fee fund for the
11 fiscal year ending June 30, 2004, for official hospitality shall not exceed
12 \$500.

13 For the fiscal year ending June 30, 2005..... \$1,425,835
14 *Provided*, That expenditures from the board of nursing fee fund for the
15 fiscal year ending June 30,2005, for official hospitality shall not exceed
16 \$500.

17 Gifts and grants fund

18 For the fiscal year ending June 30, 2004..... No limit

19 For the fiscal year ending June 30, 2005..... No limit

20 Education conference fund

21 For the fiscal year ending June 30, 2004..... No limit

22 For the fiscal year ending June 30, 2005..... No limit

23 (b) On July 1, 2003, or as soon thereafter as moneys are available,
24 notwithstanding the provisions of any other statute, the director of ac-
25 counts and reports shall transfer \$83,202 from the board of nursing fee
26 fund to the state general fund: *Provided*, That the transfer of such amount
27 shall be in addition to any other transfer from the board of nursing fee
28 fund to the state general fund as prescribed by law: *Provided further*,
29 That the amount transferred from the board of nursing fee fund to the
30 state general fund pursuant to this subsection is to reimburse the state
31 general fund for accounting, auditing, budgeting, legal, payroll, personnel
32 and purchasing services and any other governmental services which are
33 performed on behalf of the board of nursing by other state agencies which
34 receive appropriations from the state general fund to provide such serv-
35 ices.

36 Sec. 14.

37 BOARD OF EXAMINERS IN OPTOMETRY

38 (a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys
39 now or hereafter lawfully credited to and available in such fund or funds,
40 except that expenditures other than refunds authorized by law shall not
41 exceed the following:
42
43

1 Optometry fee fund

2 For the fiscal year ending June 30, 2004 ~~\$103,373~~ **\$104,373**

3 *Provided*, That expenditures from the optometry fee fund for the fiscal
4 year ending June 30, 2004, for official hospitality shall not exceed \$300.

5 For the fiscal year ending June 30, 2005..... \$111,616

6 *Provided*, That expenditures from the optometry fee fund for the fiscal
7 year ending June 30, 2005, for official hospitality shall not exceed \$300.

8 (b) On July 1, 2003, or as soon thereafter as moneys are available,
9 notwithstanding the provisions of any other statute, the director of ac-
10 counts and reports shall transfer \$6,544 from the optometry fee fund to
11 the state general fund: *Provided*, That the transfer of such amount shall
12 be in addition to any other transfer from the optometry fee fund to the
13 state general fund as prescribed by law: *Provided further*, That the
14 amount transferred from the optometry fee fund to the state general fund
15 pursuant to this subsection is to reimburse the state general fund for
16 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
17 services and any other governmental services which are performed on
18 behalf of the board of examiners in optometry by other state agencies
19 which receive appropriations from the state general fund to provide such
20 services.

21 Sec. 15.

22 STATE BOARD OF PHARMACY

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

28 State board of pharmacy fee fund

29 For the fiscal year ending June 30, 2004..... \$582,222

30 *Provided*, That expenditures from the state board of pharmacy fee fund
31 for the fiscal year ending June 30, 2004, for official hospitality shall not
32 exceed \$500.

33 For the fiscal year ending June 30, 2005..... \$628,333

34 *Provided*, That expenditures from the state board of pharmacy fee fund
35 for the fiscal year ending June 30, 2005, for official hospitality shall not
36 exceed \$500.

37 (b) On July 1, 2003, or as soon thereafter as moneys are available,
38 notwithstanding the provisions of any other statute, the director of ac-
39 counts and reports shall transfer \$36,505 from the state board of phar-
40 macy fee fund to the state general fund: *Provided*, That the transfer of
41 such amount shall be in addition to any other transfer from the state board
42 of pharmacy fee fund to the state general fund as prescribed by law:
43 *Provided further*, That the amount transferred from the state board of

1 pharmacy fee fund to the state general fund pursuant to this subsection
 2 is to reimburse the state general fund for accounting, auditing, budgeting,
 3 legal, payroll, personnel and purchasing services and any other govern-
 4 mental services which are performed on behalf of the state board of phar-
 5 macy by other state agencies which receive appropriations from the state
 6 general fund to provide such services.

7 Sec. 16.

8 REAL ESTATE APPRAISAL BOARD

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

14 Appraiser fee fund

15 For the fiscal year ending June 30, 2004.....	\$221,439
16 For the fiscal year ending June 30, 2005.....	\$240,724

17 Federal registry clearing fund

18 For the fiscal year ending June 30, 2004.....	No limit
19 For the fiscal year ending June 30, 2005.....	No limit

20 (b) On July 1, 2003, or as soon thereafter as moneys are available,
 21 notwithstanding the provisions of any other statute, the director of ac-
 22 counts and reports shall transfer \$13,884 from the appraiser fee fund to
 23 the state general fund: *Provided*, That the transfer of such amount shall
 24 be in addition to any other transfer from the appraiser fee fund to the
 25 state general fund as prescribed by law: *Provided further*, That the
 26 amount transferred from the appraiser fee fund to the state general fund
 27 pursuant to this subsection is to reimburse the state general fund for
 28 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
 29 services and any other governmental services which are performed on
 30 behalf of the real estate appraisal board by other state agencies which
 31 receive appropriations from the state general fund to provide such serv-
 32 ices.

33 Sec. 17.

34 KANSAS REAL ESTATE COMMISSION

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

40 Real estate fee fund

41 For the fiscal year ending June 30, 2004.....	\$711,117
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42 ***Provided, That expenditures from the real estate fee fund for the***
 43 ***fiscal year ending June 30, 2004, for official hospitality shall not***

1 **exceed \$200.**

2 For the fiscal year ending June 30, 2005..... \$784,379

3 **Provided, That expenditures from the real estate fee fund for the**
4 **fiscal year ending June 30, 2005, for official hospitality shall not**
5 **exceed \$200.**

6 Real estate recovery revolving fund

7 For the fiscal year ending June 30, 2004..... No limit

8 For the fiscal year ending June 30, 2005..... No limit

9 (b) On July 1, 2003, or as soon thereafter as moneys are available,
10 notwithstanding the provisions of any other statute, the director of ac-
11 counts and reports shall transfer \$44,587 from the real estate fee fund to
12 the state general fund: *Provided*, That the transfer of such amount shall
13 be in addition to any other transfer from the real estate fee fund to the
14 state general fund as prescribed by law: *Provided further*, That the
15 amount transferred from the real estate fee fund to the state general fund
16 pursuant to this subsection is to reimburse the state general fund for
17 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
18 services and any other governmental services which are performed on
19 behalf of the Kansas real estate commission by other state agencies which
20 receive appropriations from the state general fund to provide such serv-
21 ices.

22 Sec. 18.

23 OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

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

29 Securities act fee fund

30 For the fiscal year ending June 30, 2004..... \$2,006,310

31 *Provided*, That one or more transfers of money may be made from the
32 securities act fee fund for the fiscal year ending June 30, 2004, to the
33 appropriate account of the restricted fees fund of Wichita state university
34 pursuant to a contract which is hereby authorized to be entered into by
35 the securities commissioner and the Kansas council on economic edu-
36 cation of Wichita state university to conduct a securities and investment
37 education program: *Provided further*, That such transfer of money from
38 this fund for the fiscal year ending June 30, 2004, to the appropriate
39 account of the restricted fees fund of Wichita state university pursuant
40 to such contract shall be in addition to any expenditure limitation imposed
41 on this fund for the fiscal year ending June 30, 2004: *And provided fur-*
42 *ther*, That the total amount of such transfers for the fiscal year ending
43 June 30, 2004, shall not exceed \$20,000: *And provided further*, That ex-

1 penditures from the securities act fee fund for the fiscal year ending June
2 30, 2004, for official hospitality shall not exceed \$1,000.

3 For the fiscal year ending June 30, 2005..... \$2,168,700

4 *Provided*, That one or more transfers of money may be made from the
5 securities act fee fund for the fiscal year ending June 30, 2005, to the
6 appropriate account of the restricted fees fund of Wichita state university
7 pursuant to a contract which is hereby authorized to be entered into by
8 the securities commissioner and the Kansas council on economic edu-
9 cation of Wichita state university to conduct a securities and investment
10 education program: *Provided further*, That such transfer of money from
11 this fund for the fiscal year ending June 30, 2005, to the appropriate
12 account of the restricted fees fund of Wichita state university pursuant
13 to such contract shall be in addition to any expenditure limitation imposed
14 on this fund for the fiscal year ending June 30, 2005: *And provided fur-*
15 *ther*, That the total amount of such transfers for the fiscal year ending
16 June 30, 2005, shall not exceed \$20,000: *And provided further*, That ex-
17 penditures from the securities act fee fund for the fiscal year ending June
18 30, 2005, for official hospitality shall not exceed \$1,000.

19 Investor education fund

20 For the fiscal year ending June 30, 2004..... No limit

21 For the fiscal year ending June 30, 2005..... No limit

22 (b) On July 1, 2003, or as soon thereafter as moneys are available,
23 notwithstanding the provisions of any other statute, the director of ac-
24 counts and reports shall transfer \$128,461 from the securities act fee fund
25 to the state general fund: *Provided*, That the transfer of such amount shall
26 be in addition to any other transfer from the securities act fee fund to
27 the state general fund as prescribed by law: *Provided further*, That the
28 amount transferred from the securities act fee fund to the state general
29 fund pursuant to this subsection is to reimburse the state general fund
30 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
31 chasing services and any other governmental services which are per-
32 formed on behalf of the office of the securities commissioner of Kansas
33 by other state agencies which receive appropriations from the state gen-
34 eral fund to provide such services.

35 Sec. 19.

36 STATE BOARD OF TECHNICAL PROFESSIONS

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

42 Technical professions fee fund

43 For the fiscal year ending June 30, 2004 ~~\$512,756~~ **\$523,044**

1 For the fiscal year ending June 30, 2005..... \$556,422
 2 Special litigation reserve fund
 3 For the fiscal year ending June 30, 2004..... No limit
 4 *Provided*, That no expenditures shall be made from the special litigation
 5 reserve fund for the fiscal year ending June 30, 2004, except upon the
 6 approval of the state finance council acting on this matter which is hereby
 7 characterized as a matter of legislative delegation and subject to the
 8 guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amend-
 9 ments thereto.

10 For the fiscal year ending June 30, 2005..... No limit
 11 *Provided*, That no expenditures shall be made from the special litigation
 12 reserve fund for the fiscal year ending June 30, 2005, except upon the
 13 approval of the state finance council acting on this matter which is hereby
 14 characterized as a matter of legislative delegation and subject to the
 15 guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amend-
 16 ments thereto.

17 (b) On July 1, 2003, or as soon thereafter as moneys are available,
 18 notwithstanding the provisions of any other statute, the director of ac-
 19 counts and reports shall transfer \$32,149 from the technical professions
 20 fee fund to the state general fund: *Provided*, That the transfer of such
 21 amount shall be in addition to any other transfer from the technical pro-
 22 fessions fee fund to the state general fund as prescribed by law: *Provided*
 23 *further*, That the amount transferred from the technical professions fee
 24 fund to the state general fund pursuant to this subsection is to reimburse
 25 the state general fund for accounting, auditing, budgeting, legal, payroll,
 26 personnel and purchasing services and any other governmental services
 27 which are performed on behalf of the state board of technical professions
 28 by other state agencies which receive appropriations from the state gen-
 29 eral fund to provide such services.

30 Sec. 20.

31 STATE BOARD OF VETERINARY EXAMINERS

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

37 Veterinary examiners fee fund

38 For the fiscal year ending June 30, 2004	\$230,223	\$254,223
39 For the fiscal year ending June 30, 2005	\$214,047	\$279,047

40 (b) On July 1, 2003, or as soon thereafter as moneys are available,
 41 notwithstanding the provisions of any other statute, the director of ac-
 42 counts and reports shall transfer \$14,999 from the veterinary examiners
 43 fee fund to the state general fund: *Provided*, That the transfer of such

1 amount shall be in addition to any other transfer from the veterinary
 2 examiners fee fund to the state general fund as prescribed by law: *Pro-*
 3 *vided further*, That the amount transferred from the veterinary examiners
 4 fee fund to the state general fund pursuant to this subsection is to re-
 5 imburse the state general fund for accounting, auditing, budgeting, legal,
 6 payroll, personnel and purchasing services and any other governmental
 7 services which are performed on behalf of the state board of veterinary
 8 examiners by other state agencies which receive appropriations from the
 9 state general fund to provide such services.

10 Sec. 21.

11 GOVERNMENTAL ETHICS COMMISSION

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

14 Operating expenditures

15 For the fiscal year ending June 30, 2004..... \$435,699

16 *Provided*, That any unencumbered balance in the operating expenditures
 17 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 18 for fiscal year 2004.

19 For the fiscal year ending June 30, 2005..... \$459,124

20 *Provided*, That any unencumbered balance in the operating expenditures
 21 account in excess of \$100 as of June 30, 2004, is hereby reappropriated
 22 for fiscal year 2005.

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

28 Governmental ethics commission fee fund

29 For the fiscal year ending June 30, 2004 ~~\$122,061~~ **\$129,871**

30 For the fiscal year ending June 30, 2005..... \$130,892

31 (c) On July 1, 2003, or as soon thereafter as moneys are available,
 32 notwithstanding the provisions of any other statute, the director of ac-
 33 counts and reports shall transfer \$6,910 from the governmental ethics
 34 commission fee fund to the state general fund: *Provided*, That the transfer
 35 of such amount shall be in addition to any other transfer from the gov-
 36 ernmental ethics commission fee fund to the state general fund as pre-
 37 scribed by law: *Provided further*, That the amount transferred from the
 38 governmental ethics commission fee fund to the state general fund pur-
 39 suant to this subsection is to reimburse the state general fund for ac-
 40 counting, auditing, budgeting, legal, payroll, personnel and purchasing
 41 services and any other governmental services which are performed on
 42 behalf of the governmental ethics commission by other state agencies
 43 which receive appropriations from the state general fund to provide such

1 services.

2 Sec. 22. *Position limitations.* The number of full-time and regular part-
3 time positions equated to full-time, excluding seasonal and temporary
4 positions, paid from appropriations for the fiscal years specified made in
5 this or other appropriation act of the 2003 or 2004 regular session of the
6 legislature for the following agencies shall not exceed the following, ex-
7 cept upon approval of the state finance council:

8	Abstracters' Board of Examiners	
9	For the fiscal year ending June 30, 2004.....	0
10	For the fiscal year ending June 30, 2005.....	0
11	Board of Accountancy	
12	For the fiscal year ending June 30, 2004.....	3.0
13	For the fiscal year ending June 30, 2005.....	3.0
14	State Bank Commissioner	
15	For the fiscal year ending June 30, 2004.....	85.0
16	For the fiscal year ending June 30, 2005.....	85.0
17	Kansas Board of Barbering	
18	For the fiscal year ending June 30, 2004.....	1.5
19	For the fiscal year ending June 30, 2005.....	1.5
20	Behavioral Sciences Regulatory Board	
21	For the fiscal year ending June 30, 2004.....	8.0
22	For the fiscal year ending June 30, 2005.....	8.0
23	State Board of Healing Arts	
24	For the fiscal year ending June 30, 2004.....	29.0
25	For the fiscal year ending June 30, 2005.....	29.0
26	Kansas State Board of Cosmetology	
27	For the fiscal year ending June 30, 2004.....	12.0
28	For the fiscal year ending June 30, 2005.....	12.0
29	State Department of Credit Unions	
30	For the fiscal year ending June 30, 2004.....	13.0
31	For the fiscal year ending June 30, 2005.....	13.0
32	Kansas Dental Board	
33	For the fiscal year ending June 30, 2004.....	2.5
34	For the fiscal year ending June 30, 2005.....	2.5
35	State Board of Mortuary Arts	
36	For the fiscal year ending June 30, 2004.....	3.0
37	For the fiscal year ending June 30, 2005.....	3.0
38	Kansas Board of Examiners in Fitting and Dispensing	
39	of Hearing Aids	
40	For the fiscal year ending June 30, 2004.....	0.4
41	For the fiscal year ending June 30, 2005.....	0.4
42	Board of Nursing	
43	For the fiscal year ending June 30, 2004.....	22.0

1	For the fiscal year ending June 30, 2005.....	22.0
2	Board of Examiners in Optometry	
3	For the fiscal year ending June 30, 2004.....	0.8
4	For the fiscal year ending June 30, 2005.....	0.8
5	State Board of Pharmacy	
6	For the fiscal year ending June 30, 2004.....	7.0
7	For the fiscal year ending June 30, 2005.....	7.0
8	Real Estate Appraisal Board	
9	For the fiscal year ending June 30, 2004.....	3.0
10	For the fiscal year ending June 30, 2005.....	3.0
11	Kansas Real Estate Commission	
12	For the fiscal year ending June 30, 2004.....	13.0
13	For the fiscal year ending June 30, 2005.....	13.0
14	Office of the Securities Commissioner of Kansas	
15	For the fiscal year ending June 30, 2004.....	27.8
16	For the fiscal year ending June 30, 2005.....	27.8
17	State Board of Technical Professions	
18	For the fiscal year ending June 30, 2004.....	6.0
19	For the fiscal year ending June 30, 2005.....	6.0
20	State Board of Veterinary Examiners	
21	For the fiscal year ending June 30, 2004.....	3.0
22	For the fiscal year ending June 30, 2005.....	3.0
23	Governmental Ethics Commission	
24	For the fiscal year ending June 30, 2004.....	9.0
25	For the fiscal year ending June 30, 2005.....	9.0
26	Sec. 23. <i>Kansas savings incentive program.</i> (a) In addition to other	
27	expenditures authorized by law, expenditures may be made for fiscal year	
28	2004 or fiscal year 2005, as the case may be, from any account of the state	
29	general fund reappropriated by this act for such fiscal year for any state	
30	agency named in section 22 of this act for the following purposes: (1)	
31	Salary bonus payments and the cost of non-monetary awards in accord-	
32	ance with the provisions of K.S.A. 2002 Supp. 75-37,105 and amendments	
33	thereto, (2) purchase or other acquisition of technology equipment which	
34	was included in the budget estimates for such fiscal year submitted by	
35	the state agency pursuant to K.S.A. 75-3717 and amendments thereto,	
36	and (3) professional development training including official hospitality:	
37	<i>Provided</i> , That the total of all such expenditures from such account of	
38	the state general fund for such fiscal year shall not exceed the amount	
39	equal to 50% of the amount of the unencumbered balance as of the June	
40	30 immediately preceding such fiscal year, in such account of the state	
41	general fund that is reappropriated for such fiscal year and that is in excess	
42	of the amount authorized to be expended for such fiscal year from such	
43	reappropriated balance, as determined by the director of accounts and	

1 reports: *Provided further*, That the total cost of all such non-monetary
2 awards to any individual employee during such fiscal year that is paid
3 under this subsection plus any amount paid for such awards under sub-
4 section (b) shall not exceed \$3,500: *And provided further*, That the total
5 amount of any salary bonus payments to any individual employee during
6 such fiscal year pursuant to subsection (g)(1)(A) of K.S.A. 2002 Supp. 75-
7 37,105 and amendments thereto shall not exceed \$3,500: *And provided*
8 *further*, That the provisions of this subsection shall apply only to that
9 portion of any such account from which expenditures may be made for
10 state operations: *And provided further*, That all such expenditures from
11 the reappropriated balance in any such account for such fiscal year shall
12 be in addition to any expenditure limitation imposed on expenditures
13 from the reappropriated balance in any such account for such fiscal year.

14 (b) In addition to other expenditures authorized by law, expenditures
15 may be made for fiscal year 2004 or fiscal year 2005, as the case may be,
16 from any special revenue fund appropriated by this act for such fiscal year
17 for a state agency named in section 22 of this act for the following pur-
18 poses: (1) Salary bonus payments and the cost of non-monetary awards
19 in accordance with the provisions of K.S.A. 2002 Supp. 75-37,105 and
20 amendments thereto, (2) purchase or other acquisition of technology
21 equipment which was included in the budget estimates for such fiscal
22 year submitted by the state agency pursuant to K.S.A. 75-3717 and
23 amendments thereto, and (3) professional development training including
24 official hospitality: *Provided*, That all such expenditures from such fund
25 for such fiscal year shall be in addition to any expenditure limitation im-
26 posed on such fund or any account thereof for such fiscal year: *Provided*,
27 *however*, That the total amount of such expenditures from such fund for
28 such fiscal year shall not exceed the amount equal to 50% of the unex-
29 pended portion of the amount authorized to be expended from such fund
30 for the fiscal year preceding such fiscal year for state operations, as de-
31 termined by the director of accounts and reports, or, in the case of no
32 limit appropriations, as determined by the director of the budget: *Pro-*
33 *vided further*, ***That the 50% limitation shall not apply to purchase***
34 ***or other acquisition of technology equipment which was included***
35 ***in the budget estimates for such fiscal year submitted by the state***
36 ***agency pursuant to K.S.A. 75-3717 and amendments thereto: And***
37 *provided further*, That the total cost of all such non-monetary awards to
38 any individual employee during such fiscal year that is paid under this
39 subsection plus any amount paid for such awards under subsection (a)
40 shall not exceed \$3,500: *And provided further*, That the total amount of
41 any salary bonus payments to any individual employee during such fiscal
42 year pursuant to subsection (g)(1)(A) of K.S.A. 2002 Supp. 75-37,105 and
43 amendments thereto shall not exceed \$3,500: *And provided further*, That

1 the provisions of this subsection shall apply only to: (1) That portion of
 2 the moneys in each account of a special revenue fund from which portion
 3 expenditures may be made for state operations, and (2) that portion of
 4 the moneys in a special revenue fund, that does not have any such ac-
 5 counts specified in this or other appropriation act, from which portion
 6 expenditures may be made for state operations.

7 (c) Any unencumbered balance in excess of \$100 as of June 30, 2003,
 8 in any Kansas savings incentive account or KSIP account of any special
 9 revenue fund of any state agency named in section 22 of this act, which
 10 was appropriated by section 133 of chapter 204 of the 2002 Session Laws
 11 of Kansas and which is not otherwise specifically appropriated or limited
 12 by this or other appropriation act of the 2003 regular session of the leg-
 13 islature, is hereby appropriated for the fiscal year ending June 30, 2004,
 14 and any unencumbered balance in excess of \$100 as of June 30, 2004, in
 15 any such account of any such special revenue fund is hereby appropriated
 16 for the fiscal year ending June 30, 2005, and may be expended for fiscal
 17 year 2004 or fiscal year 2005, as the case may be, for the purposes au-
 18 thorized in subsections (a) and (b). All expenditures from any such ac-
 19 count of any such special revenue fund shall be in addition to any ex-
 20 penditure limitation imposed on such special revenue fund for such fiscal
 21 year.

22 (d) No salary bonus payment paid pursuant to this section during fiscal
 23 year 2004 or fiscal year 2005 shall be compensation, within the meaning
 24 of K.S.A. 74-4901 et seq., and amendments thereto, for any purpose un-
 25 der the Kansas public employees retirement system and shall not be sub-
 26 ject to deductions for employee contributions thereunder. Each salary
 27 bonus payment paid under this section shall be a bonus, as defined by 29
 28 C.F.R. 778, and shall be in addition to the regular earnings which that
 29 employee may be entitled or for which the employee may become eligi-
 30 ble.

31 Sec. 24.

32 LEGISLATIVE COORDINATING COUNCIL

33 (a) There is appropriated for the above agency from the state general
 34 fund for the fiscal year ending June 30, 2004, the following:

35 Legislative coordinating council —

36 operations ~~\$561,073~~ ~~\$569,619~~ [~~\$568,004~~]

37 *Provided*, That any unencumbered balance in the legislative coordinating
 38 council — operations account in excess of \$100 as of June 30, 2003, is
 39 hereby reappropriated for fiscal year 2004.

40 Legislative research department —

41 operations ~~\$2,440,921~~ ~~\$2,618,553~~ [~~\$2,612,605~~]

42 *Provided*, That any unencumbered balance in the legislative research de-
 43 partment — operations account in excess of \$100 as of June 30, 2003, is

1 hereby reappropriated for fiscal year 2004.
 2 Office of revisor of statutes —
 3 operations ~~\$2,351,042~~ ~~\$2,369,071~~ [~~\$2,364,597~~]
 4 *Provided*, That any unencumbered balance in the office of revisor of
 5 statutes — operations account in excess of \$100 as of June 30, 2003, is
 6 hereby reappropriated for fiscal year 2004.

7 Sec. 25.

8 LEGISLATURE

9 (a) There is appropriated for the above agency from the state general
 10 fund for the fiscal year ending June 30, 2004, the following:

11 Operations (including official
 12 hospitality) ~~\$10,829,521~~ ~~\$10,845,913~~ [~~\$10,829,550~~]

13 *Provided*, That any unencumbered balance in the operations (including
 14 official hospitality) account in excess of \$100 as of June 30, 2003, is hereby
 15 reappropriated for fiscal year 2004: *Provided further*, That expenditures
 16 may be made from this account, pursuant to vouchers approved by the
 17 chairperson or vice-chairperson of the legislative coordinating council, to
 18 pay compensation and travel expenses and subsistence expenses or allow-
 19 ances as authorized by K.S.A. 75-3212 and amendments thereto for mem-
 20 bers and associate members of the advisory committee to the Kansas
 21 commission on interstate cooperation established under K.S.A. 46-407a
 22 and amendments thereto for attendance at meetings of the advisory com-
 23 mittee which are authorized by the legislative coordinating council, except
 24 that (1) the legislative coordinating council may establish restrictions or
 25 limitations, or both, on travel expenses, subsistence expenses or allow-
 26 ances, or any combination thereof, paid to members and associate mem-
 27 bers of such advisory committee, and (2) any person who is an associate
 28 member of such advisory committee, by reason of such person having
 29 been accredited by the national conference of commissioners on uniform
 30 state laws as a life member of that organization, shall receive the same
 31 travel expenses and subsistence expenses for attendance at meetings of
 32 the advisory committee as a regular member, but shall receive no per
 33 diem compensation: *And provided further*, That expenditures may be
 34 made from this account for services, facilities and supplies provided for
 35 legislators in addition to those provided under the approved budget and
 36 for related copying, facsimile transmission and other services provided to
 37 persons other than legislators, in accordance with policies and any restric-
 38 tions or limitations prescribed by the legislative coordinating council.

39 (b) There is appropriated for the above agency from the following spe-
 40 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 41 moneys now or hereafter lawfully credited to and available in such fund
 42 or funds, except that expenditures other than refunds authorized by law
 43 shall not exceed the following:

1 Legislative special revenue fund No limit
 2 *Provided*, That expenditures may be made from the legislative special
 3 revenue fund, pursuant to vouchers approved by the chairperson or the
 4 vice-chairperson of the legislative coordinating council, to pay compen-
 5 sation and travel expenses and subsistence expenses or allowances as au-
 6 thorized by K.S.A. 75-3212 and amendments thereto for members and
 7 associate members of the advisory committee to the Kansas commission
 8 on interstate cooperation established under K.S.A. 46-407a and amend-
 9 ments thereto for attendance at meetings of the advisory committee
 10 which are authorized by the legislative coordinating council, except that
 11 (1) the legislative coordinating council may establish restrictions or limita-
 12 tions, or both, on travel expenses, subsistence expenses or allowances,
 13 or any combination thereof, paid to members and associate members of
 14 such advisory committee, and (2) any person who is an associate member
 15 of such advisory committee, by reason of such person having been ac-
 16 credited by the national conference of commissioners on uniform state
 17 laws as a life member of that organization, shall receive the same travel
 18 expenses and subsistence expenses for attendance at meetings of the ad-
 19 visory committee as a regular member, but shall receive no per diem
 20 compensation: *Provided further*, That expenditures may be made from
 21 this fund for services, facilities and supplies provided for legislators in
 22 addition to those provided under the approved budget and for related
 23 copying, facsimile transmission and other services provided to persons
 24 other than legislators, in accordance with policies and any restrictions or
 25 limitations prescribed by the legislative coordinating council: *And pro-*
 26 *vided further*, That amounts are hereby authorized to be collected for
 27 such services, facilities and supplies in accordance with policies of the
 28 council: *And provided further*, That such amounts shall be fixed in order
 29 to recover all or part of the expenses incurred for providing such services,
 30 facilities and supplies and shall be consistent with policies and fees estab-
 31 lished in accordance with K.S.A. 46-1207a and amendments thereto: *And*
 32 *provided further*, That all such amounts received shall be deposited in
 33 the state treasury to the credit of the legislative special revenue fund: *And*
 34 *provided further*, That all donations, gifts or bequests of money for the
 35 legislative branch of government which are received and accepted by the
 36 legislative coordinating council shall be deposited in the state treasury
 37 and credited to an account of the legislative special revenue fund.

38 Sec. 26.

39 DIVISION OF POST AUDIT

40 (a) There is appropriated for the above agency from the state general
 41 fund for the fiscal year ending June 30, 2004, the following:

42 Operations (including legislative post audit
 43 committee) \$1,670,742 ~~\$1,713,785~~ [**\$1,710,295**]

1 *Provided*, That any unencumbered balance in the operations (including
2 legislative post audit committee) account in excess of \$100 as of June 30,
3 2003, is hereby reappropriated for fiscal year 2004.

4 (b) There is appropriated for the above agency from the following spe-
5 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
6 moneys now or hereafter lawfully credited to and available in such fund
7 or funds, except that expenditures shall not exceed the following:

8 Audit services fund..... No limit

9 *Provided*, That the division of post audit is hereby authorized to fix, charge
10 and collect fees for copies of public records of the division, including
11 distribution of such copies: *Provided further*, That such fees shall be fixed
12 to recover all or part of the expenses incurred for reproducing and dis-
13 tributing such copies and shall be consistent with policies and fees estab-
14 lished in accordance with K.S.A. 46-1207a and amendments thereto: *And*
15 *provided further*, That all moneys received for such fees shall be depos-
16 ited in the state treasury to the credit of the audit services fund.

17 Conversion of materials and equipment fund No limit

18 State agency audits fund..... No limit

19 Sec. 27.

20 GOVERNOR’S DEPARTMENT

21 (a) There is appropriated for the above agency from the state general
22 fund for the fiscal year ending June 30, 2004, the following:

23 Governor’s department \$1,599,031

24 *Provided*, That any unencumbered balance in the governor’s department
25 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
26 for fiscal year 2004: *Provided further*, That expenditures may be made
27 from this account for official hospitality and contingencies without limi-
28 tation at the discretion of the governor.

29 (b) Expenditures may be made by the above agency for travel expenses
30 of the governor’s spouse when accompanying the governor or when rep-
31 resenting the governor on official state business, for travel and subsistence
32 expenditures for security personnel when traveling with the governor and
33 for entertainment of officials and other persons as guests from the amount
34 appropriated for the fiscal year ending June 30, 2004, by subsection (a)
35 from the state general fund in the governor’s department account.

36 (c) There is appropriated for the above agency from the following spe-
37 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
38 moneys now or hereafter lawfully credited to and available in such fund
39 or funds, except that expenditures shall not exceed the following:

40 Special programs fund..... No limit

41 *Provided*, That expenditures may be made from the special programs
42 fund for operating expenditures for the governor’s department, including
43 conferences and official hospitality: *Provided further*, That the governor

1 is hereby authorized to fix, charge and collect fees for such conferences:
 2 *And provided further*, That fees for such conferences shall be fixed in
 3 order to recover all or part of the operating expenses incurred for such
 4 conferences, including official hospitality: *And provided further*, That all
 5 fees received for such conferences and all fees received by the governor's
 6 department under the open records act for providing access to or fur-
 7 nishing copies of public records, shall be credited to this fund.

8 Conversion of materials and equipment fund No limit
 9 Federal grants fund No limit
 10 Sec. 28.

11 LIEUTENANT GOVERNOR

12 (a) There is appropriated for the above agency from the state general
 13 fund for the fiscal year ending June 30, 2004, the following:

14 Operations \$112,093

15 *Provided*, That any unencumbered balance in the operations account in
 16 excess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal
 17 year 2004.

18 (b) Expenditures may be made by the above agency for travel expenses
 19 of the lieutenant governor's spouse when accompanying the lieutenant
 20 governor on official state business and for travel and subsistence expend-
 21 itures for security personnel when traveling with the lieutenant governor
 22 on official state business from the amount appropriated by subsection (a)
 23 from the state general fund for the fiscal year ending June 30, 2004, in
 24 the operations account.

25 (c) Expenditures may be made by the above agency for official hospi-
 26 tality and contingencies from the amount appropriated by subsection (a)
 27 from the state general fund for the fiscal year ending June 30, 2004, in
 28 the operations account without limit at the discretion of the lieutenant
 29 governor.

30 Sec. 29.

31 ATTORNEY GENERAL

32 (a) There is appropriated for the above agency from the state general
 33 fund for the fiscal year ending June 30, 2004, the following:

34 Operating expenditures ~~\$3,649,834~~ **\$3,569,834**

35 *Provided*, That any unencumbered balance in the operating expenditures
 36 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 37 for fiscal year 2004: *Provided further*, That expenditures from this account
 38 for official hospitality shall not exceed \$1,200.

39 Litigation costs..... \$49,181

40 *Provided*, That any unencumbered balance in the litigation costs account
 41 in excess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal
 42 year 2004.

43

1 Operating expenditures relating to interstate water rights
 2 regarding the Republican river and its tributaries..... \$412,002
 3 *Provided*, That any unencumbered balance in excess of \$100 as of June
 4 30, 2003, in the operating expenditures relating to interstate water rights
 5 regarding the Republican river and its tributaries account is hereby reap-
 6 propriated for fiscal year 2004.

7 ***Any unencumbered balance in excess of \$100 as of June 30, 2003,***
 8 ***in each of the following accounts is hereby reappropriated for fiscal***
 9 ***year 2004: Additional operating expenditures for investigation and***
 10 ***litigation regarding interstate water rights.***

11 (b) There is appropriated for the above agency from the following spe-
 12 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 13 moneys now or hereafter lawfully credited to and available in such fund
 14 or funds, except that expenditures other than refunds authorized by law
 15 shall not exceed the following:

16 Court cost fund.....	No limit
17 Bond transcript review fee fund	No limit
18 Conversion of materials and equipment fund	No limit
19 Attorney general’s antitrust special revenue fund	No limit
20 Private gifts fund.....	No limit
21 Medicaid fraud reimbursement fund.....	No limit
22 Attorney general’s antitrust suspense fund	No limit
23 Attorney general’s consumer protection clearing fund.....	No limit
24 Attorney general’s committee on crime prevention fee	
25 fund	No limit

26 *Provided*, That expenditures may be made from the attorney general’s
 27 committee on crime prevention fee fund for operating expenditures di-
 28 rectly or indirectly related to conducting training seminars organized by
 29 the attorney general’s committee on crime prevention, including official
 30 hospitality: *Provided further*, That the attorney general is hereby author-
 31 ized to fix, charge and collect fees for conducting training seminars or-
 32 ganized by the attorney general’s committee on crime prevention: *And*
 33 *provided further*, That such fees shall be fixed in order to recover all or
 34 part of the direct and indirect operating expenses incurred for conducting
 35 such seminars, including official hospitality: *And provided further*, That
 36 all fees received for conducting such seminars shall be deposited in the
 37 state treasury and credited to this fund.

38 Tort claims fund.....	No limit
39 Crime victims compensation fund.....	No limit

40 *Provided*, That expenditures from the crime victims compensation fund
 41 for state operations shall not exceed \$295,536: *Provided further*, That any
 42 expenditures for payment of compensation to crime victims are author-
 43 ized to be made from this fund regardless of when the claim was awarded.

- 1 Crime victims assistance fund No limit
- 2 Protection from abuse fund No limit
- 3 Victims of crime assistance act — federal fund No limit
- 4 Crime victims grants and gifts fund..... No limit

5 *Provided*, That all private grants and gifts received by the crime victims
 6 compensation board shall be deposited to the credit of the crime victims
 7 grants and gifts fund.

- 8 Attorney general’s medicaid fraud control fund..... No limit
- 9 Other federal grants and reimbursement fund No limit
- 10 Debt collection administration cost recovery fund..... No limit

11 *Provided*, That the attorney general shall deposit in the state treasury to
 12 the credit of the debt collection administration cost recovery fund all
 13 moneys remitted to the attorney general as administrative costs under
 14 contracts entered into pursuant to K.S.A. 75-719 and amendments
 15 thereto: *Provided further*, That the attorney general shall authorize the
 16 director of accounts and reports to transfer \$30,000 from this fund to the
 17 state general fund at such time as receipts to this fund are sufficient to
 18 sustain expenditures for administering and monitoring such contracts as
 19 well as to repay the state general fund for money advanced for such
 20 purpose: *And provided further*, That, upon receipt of such authorization,
 21 the director of accounts and reports shall transfer \$30,000 from the debt
 22 collection administration cost recovery fund to the state general fund.

- 23 Medicaid fraud prosecution revolving fund No limit

24 *Provided*, That all moneys recovered by the medicaid fraud and abuse
 25 division of the attorney general’s office in the enforcement of state and
 26 federal law which are in excess of any restitution for overcharges and
 27 interest, including all moneys recovered as recoupment of expenses of
 28 investigation and prosecution, shall be deposited in the state treasury to
 29 the credit of the medicaid fraud prosecution revolving fund.

- 30 Interstate water litigation fund No limit
- 31 Suspense fund No limit

32 (c) On July 1, 2003, the director of accounts and reports is hereby
 33 authorized to transfer an amount certified by the attorney general of not
 34 to exceed \$100,000 from the crime victims compensation fund to the
 35 crime victims assistance fund.

36 ***[(d) Notwithstanding the provisions of K.S.A. 75-3726a or any***
 37 ***other statutes to the contrary, during the fiscal year ending June***
 38 ***30, 2004, the governor may not authorize the transfers of moneys***
 39 ***between one item of appropriation and another item of appropria-***
 40 ***tion in the budget of the attorney general.]***

41 Sec. 30.

42 SECRETARY OF STATE

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

1 fund for the fiscal year ending June 30, 2004, the following:
 2 Operating expenditures \$834,707
 3 *Provided*, That any unencumbered balance in the operating expenditures
 4 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 5 for fiscal year 2004: *Provided further*, That expenditures from this account
 6 for official hospitality shall not exceed \$2,500.

7 (b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2004, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

11 Cemetery and funeral audit fee fund.....	No limit
12 Conversion of materials and equipment fund	No limit
13 Information and copy service fee fund.....	No limit
14 State register fee fund.....	No limit
15 Uniform commercial code fee fund.....	No limit
16 State flag and banner fund.....	No limit
17 Secretary of state fee refund fund.....	No limit
18 Electronic voting machine examination fund	No limit
19 Suspense fund	No limit
20 Prepaid services fund.....	No limit
21 Athlete agent registration fee fund.....	No limit
22 Franchise fee recovery fund.....	No limit
23 Democracy fund	No limit
24 Technology communication fee fund.....	No limit

25 (c) During each month of the fiscal year ending June 30, 2004, the secretary of state shall certify to the director of accounts and reports the amount equal to the product of \$1 multiplied by the number of annual reports received by the secretary of state during the preceding month from professional corporations, domestic or foreign corporations, corporations organized not for profit, domestic or foreign limited liability companies, domestic or foreign limited partnerships or any other entities pursuant to statute, which include the receipt of an annual franchise tax or privilege fee. Upon receipt of each such certification, the director of accounts and reports shall transfer an amount equal to the amount certified from the state general fund to the franchise fee recovery fund of the secretary of state.

37 Sec. 31.

38 STATE TREASURER

39 (a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2004, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:
 43 Fiscal agency fund..... No limit

1	Bond services fee fund.....	No limit
2	City bond finance fund.....	No limit
3	Taylor grazing fees — federal fund.....	No limit
4	Local ad valorem tax reduction fund.....	No limit
5	County and city revenue sharing fund.....	No limit
6	Suspense fund.....	No limit
7	County and city retailers’ sales tax fund.....	No limit
8	County and city compensating use tax fund.....	No limit
9	Local alcoholic liquor fund.....	No limit
10	Local alcoholic liquor equalization fund.....	No limit
11	Unclaimed property claims fund.....	No limit
12	Unclaimed property expense fund.....	No limit
13	<i>Provided, That expenditures from the unclaimed property expense fund</i>	
14	<i>for official hospitality shall not exceed \$2,000.</i>	
15	Unclaimed property fee fund.....	No limit
16	County and city transient guest tax fund.....	No limit
17	Road and schools — 10 U.S.C. 2655 federal fund.....	No limit
18	Racing admissions tax fund.....	No limit
19	Rental motor vehicle excise tax fund.....	No limit
20	Metropolitan culture district retailers’ sales tax fund.....	No limit
21	Redevelopment bond fund.....	No limit
22	Services reimbursement fund.....	No limit
23	<i>[Provided, That the state treasurer is hereby authorized to fix,</i>	
24	<i>charge and collect a cash management fee for services provided by</i>	
25	<i>the state treasurer for banking services and for processing warrants</i>	
26	<i>and direct deposits except that payroll warrants shall not be subject</i>	
27	<i>to any fee prescribed by this section: Provided further, That such fees</i>	
28	<i>shall be fixed to recover all or part of the operating expenditures</i>	
29	<i>incurred in providing such services: And provided further, That fees</i>	
30	<i>fixed by the state treasurer for services provided by the state trea-</i>	
31	<i>surer in providing banking services shall be fixed to collect an es-</i>	
32	<i>timated aggregate amount not to exceed \$340,000 for the fiscal year</i>	
33	<i>ending June 30, 2004: And provided further, That fees fixed by the</i>	
34	<i>state treasurer for processing warrants and direct deposits shall be</i>	
35	<i>fixed to collect an estimated aggregate amount not to exceed</i>	
36	<i>\$973,000 for the fiscal year ending June 30, 2004: And provided</i>	
37	<i>further, That the state treasurer is hereby authorized to fix, charge</i>	
38	<i>and collect a voucher processing fee for services provided by the</i>	
39	<i>state treasurer in processing vouchers and maintaining the voucher</i>	
40	<i>system: And provided further, That such fees shall be fixed to recover</i>	
41	<i>all or part of the operating expenditures incurred in providing such</i>	
42	<i>services: And provided further, That fees fixed by the state treasurer</i>	
43	<i>for services provided by the state treasurer in processing vouchers</i>	

1 ***and maintaining the voucher system shall be fixed to collect an es-***
2 ***timated aggregate amount not to exceed \$180,000 for the fiscal year***
3 ***ending June 30, 2004: And provided further, That all moneys received***
4 ***from such fees shall be deposited in the state treasury and credited***
5 ***to the services reimbursement fund: And provided further, That ex-***
6 ***penditures from this fund may be made for operating expenditures***
7 ***for the state treasurer's office.]***

8 Municipal investment pool fund No limit
9 Pooled money investment portfolio fee fund No limit

10 *Provided*, That on or before the fifth day of each month of the fiscal year
11 ending June 30, 2004, the state treasurer shall certify to the pooled money
12 investment board an accounting of the banking fees incurred by the state
13 treasurer during the second preceding month that are attributable to the
14 investment of the pooled money investment portfolio during such month:

15 *Provided further*, That prior to the 10th day of each month during the
16 fiscal year ending June 30, 2004, the pooled money investment board
17 shall review the certification from the state treasurer and shall make ex-
18 penditures from the pooled money investment portfolio fee fund to pay
19 the amount of banking fees incurred by the state treasurer during the
20 second preceding month that are attributable to the investment of the
21 pooled money investment portfolio during the second preceding month,
22 as determined by the pooled money investment board.

23 Kansas postsecondary education savings program trust
24 fund No limit

25 Kansas postsecondary education savings program expense
26 fund No limit

27 Conversion of materials and equipment fund No limit

28 Tax increment financing revenue replacement fund No limit

29 Sec. 32.

30 INSURANCE DEPARTMENT

31 (a) There is appropriated for the above agency from the following spe-
32 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
33 moneys now or hereafter lawfully credited to and available in such fund
34 or funds, except that expenditures other than refunds authorized by law
35 shall not exceed the following:

36 Insurance department service regulation fund No limit

37 *Provided*, That expenditures from the insurance department service reg-
38 ulation fund for official hospitality shall not exceed \$2,000: *Provided fur-*
39 *ther*, That any transfers from this fund to the insurance building principal
40 and interest payment fund or the insurance department rehabilitation and
41 repair fund of the department of insurance shall be in addition to any
42 expenditure limitation imposed on this fund.

43 Insurance company examination fund..... No limit

1 Insurance company annual statement examination fund... No limit
2 Insurance company examiner training fund..... No limit
3 Conversion of materials and equipment fund No limit
4 Commissioner’s travel reimbursement fund..... No limit
5 *Provided*, That expenditures may be made from the commissioner’s travel
6 reimbursement fund only to reimburse the commissioner of insurance,
7 or any designated employee, for expenses incurred for in-state or out-of-
8 state travel for official purposes, including travel to meetings of public or
9 private associations: *Provided further*, That all moneys received by the
10 commissioner of insurance for such travel from any non-state agency
11 source shall be deposited in the state treasury to the credit of this fund.
12 Workers compensation fund No limit
13 *Provided*, That expenditures from the workers compensation fund for
14 attorney fees and other costs and benefit payments may be made regard-
15 less of when services were rendered or when the initial award of benefits
16 was made.
17 State firefighters relief fund..... No limit
18 Insurance company tax and fee refund fund..... No limit
19 Group-funded workers’ compensation pools fee fund No limit
20 Municipal group-funded pools fee fund..... No limit
21 Uninsurable health insurance plan fund..... No limit
22 Senior health insurance counseling for Kansans fund..... No limit
23 *Provided*, That expenditures from the senior health insurance counseling
24 for Kansans fund for official hospitality shall not exceed \$2,000.
25 Insurance education and training fund No limit
26 *Provided*, That expenditures may be made from the insurance education
27 and training fund for training programs and official hospitality: *Provided*
28 *further*, That the insurance commissioner is hereby authorized to fix,
29 charge and collect fees for such training programs: *And provided further*,
30 That fees for such training programs shall be fixed in order to collect all
31 or part of the operating expenses incurred for such training programs,
32 including official hospitality: *And provided further*, That all fees received
33 for such training programs shall be deposited in the state treasury and
34 credited to this fund.
35 Other federal grants fund..... No limit
36 *Provided*, That the above agency is authorized to make expenditures from
37 the other federal grants fund of any moneys credited to this fund from
38 any individual grant if the grant is: (1) Less than or equal to \$250,000 in
39 the aggregate, and (2) does not require the matching expenditure of any
40 other moneys in the state treasury during fiscal year 2004 other than
41 moneys appropriated by this or other appropriation act of the 2003 reg-
42 ular session of the legislature: *Provided, however*, That, upon application
43 to and authorization by the governor, the above agency may make ex-

1 penditures of moneys credited to this fund from any individual federal
2 grant which is more than \$250,000 in the aggregate or which requires the
3 matching expenditure of moneys in the state treasury during fiscal year
4 2004, other than moneys appropriated by this or other appropriation act
5 of the 2003 regular session of the legislature.

6 (b) In addition to the other purposes for which expenditures may be
7 made by the insurance department from the insurance company exami-
8 nation fund for fiscal year 2003 or fiscal year 2004 as authorized by K.S.A.
9 40-223 and amendments thereto or by chapter 204 or chapter 205 of the
10 2002 Session Laws of Kansas, notwithstanding the provisions of K.S.A.
11 40-223 or 75-3721 and amendments thereto or any other statute, ex-
12 penditures may be made by the insurance department from the insurance
13 company examination fund for fiscal year 2003 and fiscal year 2004 for
14 the examination of annual statements filed with the commissioner of in-
15 surance, regardless of when the services were rendered, when the ex-
16 penses were incurred or when any claim was submitted or processed for
17 payment and regardless of whether or not the services were rendered or
18 the expenses were incurred prior to the effective date of this act.

19 (c) On July 1, 2003, or as soon thereafter as moneys are available,
20 notwithstanding the provisions of K.S.A. 2002 Supp. 40-112 and amend-
21 ments thereto or of any other statute, the director of accounts and reports
22 shall transfer \$850,000 from the insurance department service regulation
23 fund to the state general fund as prescribed by law: *Provided*, That the
24 transfer of such amount shall be in addition to any other transfer from
25 the insurance department service regulation fund to the state general
26 fund pursuant to this subsection and is to reimburse the state general
27 fund for accounting, auditing, budgeting, legal, payroll, personnel and
28 purchasing services and any other governmental services which are per-
29 formed on behalf of the state agency involved by other state agencies
30 which receive appropriations from the state general fund to provide such
31 services.

32 (d) On July 1, 2003, or as soon thereafter as moneys are available,
33 notwithstanding the provisions of K.S.A. 2002 Supp. 40-112 and amend-
34 ments thereto or of any other statute, the director of accounts and reports
35 shall transfer ~~\$485,014~~ **\$445,134** from the insurance department service
36 regulation fund to the state general fund: *Provided*, That the transfer of
37 such amount shall be in addition to any other transfer from the insurance
38 department service regulation fund to the state general fund as prescribed
39 by law: *Provided further*, That the amount transferred from the insurance
40 department service regulation fund to the state general fund pursuant to
41 this subsection is to reimburse the state general fund for accounting,
42 auditing, budgeting, legal, payroll, personnel and purchasing services and
43 any other governmental services which are performed on behalf of the

1 insurance department by other state agencies which receive appropria-
2 tions from the state general fund to provide such services.

3 ~~(e) On July 1, 2003, or as soon thereafter as moneys are available,~~
4 ~~notwithstanding the provisions of K.S.A. 2002 Supp. 40-223 and amend-~~
5 ~~ments thereto or of any other statute, the director of accounts and reports~~
6 ~~shall transfer \$47,273 from the insurance company examination fund to~~
7 ~~the state general fund: *Provided*, That the transfer of such amount shall~~
8 ~~be in addition to any other transfer from the insurance company exami-~~
9 ~~nation fund to the state general fund as prescribed by law. *Provided fur-*~~
10 ~~*ther*, That the amount transferred from the insurance company exami-~~
11 ~~nation fund to the state general fund pursuant to this subsection is to~~
12 ~~reimburse the state general fund for accounting, auditing, budgeting, le-~~
13 ~~gal, payroll, personnel and purchasing services and any other govern-~~
14 ~~mental services which are performed on behalf of the insurance depart-~~
15 ~~ment by other state agencies which receive appropriations from the state~~
16 ~~general fund to provide such services.~~

17 ~~—(f) On July 1, 2003, or as soon thereafter as moneys are available, not-~~
18 ~~withstanding the provisions of K.S.A. 2002 Supp. 40-1706 and amend-~~
19 ~~ments thereto or of any other statute, the director of accounts and reports~~
20 ~~shall transfer \$5,955 from the state firefighters relief fund to the state~~
21 ~~general fund: *Provided*, That the transfer of such amount shall be in~~
22 ~~addition to any other transfer from the state firefighters relief fund to the~~
23 ~~state general fund as prescribed by law. *Provided further*, That the~~
24 ~~amount transferred from the state firefighters relief fund to the state~~
25 ~~general fund pursuant to this subsection is to reimburse the state general~~
26 ~~fund for accounting, auditing, budgeting, legal, payroll, personnel and~~
27 ~~purchasing services and any other governmental services which are per-~~
28 ~~formed on behalf of the insurance department by other state agencies~~
29 ~~which receive appropriations from the state general fund to provide such~~
30 ~~services.~~

31 ~~—(g) On July 1, 2003, or as soon thereafter as moneys are available,~~
32 ~~notwithstanding the provisions of K.S.A. 2002 Supp. 44-566a and amend-~~
33 ~~ments thereto or of any other statute, the director of accounts and reports~~
34 ~~shall transfer \$75,515 from the workers compensation fund to the state~~
35 ~~general fund: *Provided*, That the transfer of such amount shall be in~~
36 ~~addition to any other transfer from the workers compensation fund to the~~
37 ~~state general fund as prescribed by law. *Provided further*, That the~~
38 ~~amount transferred from the workers compensation fund to the state~~
39 ~~general fund pursuant to this subsection is to reimburse the state general~~
40 ~~fund for accounting, auditing, budgeting, legal, payroll, personnel and~~
41 ~~purchasing services and any other governmental services which are per-~~
42 ~~formed on behalf of the insurance department by other state agencies~~
43 ~~which receive appropriations from the state general fund to provide such~~

1 ~~services.~~

2 Sec. 33.

3 HEALTH CARE STABILIZATION FUND BOARD OF
4 GOVERNORS

5 (a) There is appropriated for the above agency from the following spe-
6 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
7 moneys now or hereafter lawfully credited to and available in such fund
8 or funds, except that expenditures other than refunds authorized by law
9 shall not exceed the following:

10 Health care stabilization fund..... No limit

11 (b) Expenditures from the health care stabilization fund for the fiscal
12 year ending June 30, 2004, other than refunds authorized by law for the
13 following specified purposes shall not exceed the limitations prescribed
14 therefor as follows:

15 Operating expenditures ~~\$915,239~~ **\$1,047,954**

16 *Provided*, That expenditures from the operating expenditures account for
17 official hospitality shall not exceed \$400.

18 Fees — legal and professional services No limit

19 *Provided*, That expenditures from the fees — legal and professional serv-
20 ices account for attorney fees and other professional service fees may be
21 made regardless of when services were rendered or when the judgment
22 or settlement was made.

23 Claims and benefits No limit

24 *Provided*, That expenditures from the claims and benefits account for
25 claim and benefit payments may be made regardless of when services
26 were rendered or when the judgment or settlement was made.

27 (c) On July 1, 2003, or as soon thereafter as moneys are available,
28 notwithstanding the provisions K.S.A. 2002 Supp. 40-3403 and amend-
29 ments thereto or of any other statute, the director of accounts and reports
30 shall transfer \$57,385 from the health care stabilization fund to the state
31 general fund: *Provided*, That the transfer of such amount shall be in
32 addition to any other transfer from the health care stabilization fund to
33 the state general fund as prescribed by law: *Provided further*, That the
34 amount transferred from the health care stabilization fund to the state
35 general fund pursuant to this subsection is to reimburse the state general
36 fund for accounting, auditing, budgeting, legal, payroll, personnel and
37 purchasing services and any other governmental services which are per-
38 formed on behalf of the health care stabilization fund board of governors
39 by other state agencies which receive appropriations from the state gen-
40 eral fund to provide such services.

41 Sec. 34.

42 JUDICIAL COUNCIL

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

1 fund for the fiscal year ending June 30, 2004, the following:
 2 Any unencumbered balance in the operating expenditures account in ex-
 3 cess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal year
 4 2004: *Provided*, That no expenditures shall be made from this account
 5 for any study requested by one or more members of the legislature unless
 6 the study request was submitted in writing to the legislative coordinating
 7 council and the study request was approved by the legislative coordinating
 8 council prior to the study request being submitted to the judicial council:
 9 *Provided further*, That such limitation shall not apply to any study re-
 10 quested by a standing committee of either house of the legislature or any
 11 legislative committee established by statute.

12 (b) There is appropriated for the above agency from the following spe-
 13 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 14 moneys now or hereafter lawfully credited to and available in such fund
 15 or funds, except that expenditures other than refunds authorized by law
 16 shall not exceed the following:

17 Grants and gifts fund No limit

18 *Provided*, That all private grants and gifts and federal grants received by
 19 the judicial council, other than moneys received as grants, gifts or dona-
 20 tions for the preparation, publication or distribution of legal publications,
 21 shall be deposited to the credit of the grants and gifts fund.

22 Publications fee fund No limit

23 *Provided*, That, notwithstanding the provisions of K.S.A. 2002 Supp. 20-
 24 2207 and amendments thereto, expenditures are authorized to be made
 25 from the publications fee fund for operating expenses that are not related
 26 to publications activities.

27 (c) On June 30, 2004, the director of accounts and reports shall transfer
 28 the amount of any unencumbered balance in the publications fee fund
 29 as of June 30, 2004, in excess of \$175,000 from the publications fee fund
 30 to the state general fund.

31 Sec. 35.

32 STATE BOARD OF INDIGENTS' DEFENSE SERVICES

33 (a) There is appropriated for the above agency from the state general
 34 fund for the fiscal year ending June 30, 2004, the following:

35 Operating expenditures \$12,480,301

36 *Provided*, That any unencumbered balance in the operating expenditures
 37 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 38 for fiscal year 2004: *Provided, however*, That any expenditures for indi-
 39 gents' defense services are authorized to be made from the operating
 40 expenditures account regardless of when services were rendered: *Pro-*
 41 *vided further*, That expenditures may be made from the operating ex-
 42 penditures account for negotiated contracts for malpractice insurance for
 43 public defenders and deputy or assistant public defenders: *And provided*

1 *further*, That all contracts for malpractice insurance for public defenders
2 and deputy or assistant public defenders shall be negotiated and pur-
3 chased by the state board of indigents' defense services, shall not be
4 subject to approval or purchase by the committee on surety bonds and
5 insurance under K.S.A. 75-4114 and 75-6111 and amendments thereto
6 and shall not be subject to the provisions of K.S.A. 75-3739 and amend-
7 ments thereto.

8 Capital defense operations..... \$1,384,406
9 *Provided*, That any unencumbered balance in excess of \$100 as of June
10 30, 2003, in the capital defense operations account is hereby reappro-
11 priated for fiscal year 2004.

12 Legal services for prisoners..... \$353,605

13 (b) There is appropriated for the above agency from the following spe-
14 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
15 moneys now or hereafter lawfully credited to and available in such fund
16 or funds, except that expenditures other than refunds authorized by law
17 shall not exceed the following:

18 Indigents' defense services fund..... No limit

19 *Provided*, That expenditures may be made from the indigents' defense
20 services fund for the purpose of assigned counsel and other professional
21 services related to contract cases.

22 Inservice education workshop fee fund..... No limit

23 *Provided*, That expenditures may be made from the inservice education
24 workshop fee fund for operating expenditures, including official hospi-
25 tality, incurred for inservice workshops and conferences: *Provided fur-*
26 *ther*, That the state board of indigents' defense services is hereby au-
27 thorized to fix, charge and collect fees for inservice workshops and
28 conferences: *And provided further*, That such fees shall be fixed in order
29 to recover all or part of such operating expenditures incurred for inservice
30 workshops and conferences: *And provided further*, That all fees received
31 for inservice workshops and conferences shall be deposited in the state
32 treasury and credited to the inservice education workshop fee fund.

33 Sec. 36.

34 JUDICIAL BRANCH

35 (a) There is appropriated for the above agency from the state general
36 fund for the fiscal year ending June 30, 2004, the following:

37 Judiciary operations ~~\$80,827,070~~ **\$82,631,505**

38 *Provided*, That any unencumbered balance in the judiciary operations
39 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
40 for fiscal year 2004: *Provided further*, That contracts for computer input
41 of judicial opinions under this appropriation shall be executed in the name
42 of the supreme court by the chief justice and may be interrelated with
43 contracts for the comprehensive legislative information system: *And pro-*

1 *vided further*, That all such contracts for computer input of judicial opin-
 2 ions and all purchases thereunder shall not be subject to the provisions
 3 of K.S.A. 75-3739 and amendments thereto: *And provided further*, That
 4 expenditures may be made from the judicial operations account for con-
 5 tingencies without limitation at the discretion of the chief justice: *And*
 6 *provided further*, That expenditures from the judicial operations account
 7 for such contingencies shall not exceed \$25,000: *And provided further*,
 8 That expenditures from the judicial operations account for official hos-
 9 pitality shall not exceed \$4,000: *And provided further*, That expenditures
 10 shall be made from the judicial operations account for the travel expenses
 11 of panels of the court of appeals for travel to cities across the state to hear
 12 appealed cases.

13 (b) There is appropriated for the above agency from the following spe-
 14 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 15 moneys now or hereafter lawfully credited to and available in such fund
 16 or funds, except that expenditures other than refunds authorized by law
 17 shall not exceed the following:

18	Library report fee fund	No limit
19	Judiciary technology fund	No limit
20	Judicial branch gifts fund.....	No limit
21	Dispute resolution fund.....	No limit
22	Judicial branch education fund	No limit
23	<i>Provided</i> , That expenditures may be made from the judicial branch ed- 24 ucation fund to provide services and programs for the purpose of edu- 25 cating and training judicial branch officers and employees, administering 26 the training, testing and education of municipal judges as provided in 27 K.S.A. 12-4114 and amendments thereto, education and training munic- 28 ipal judges and municipal court support staff, and for the planning and 29 implementation of a family court system, as provided by law, including 30 official hospitality: <i>Provided further</i> , That the judicial administrator is 31 hereby authorized to fix, charge and collect fees for such services and 32 programs: <i>And provided further</i> , That such fees may be fixed to cover all 33 or part of the operating expenditures incurred in providing such services 34 and programs, including official hospitality: <i>And provided further</i> , That 35 all fees received for such services and programs, including official hos- 36 pitality, shall be credited to the judicial branch education fund.	
37	Conversion of materials and equipment fund	No limit
38	Child welfare federal grant fund.....	No limit
39	Child support enforcement contractual agreement fund...	No limit
40	Bar admission fee fund	No limit
41	Permanent families account — family and children invest- 42 ment fund	No limit
43	Duplicate law book fund	No limit

1	Court reporter fund.....	No limit
2	Access to justice fund.....	No limit
3	Judicial technology and building and grounds fund.....	No limit
4	Judicial branch nonjudicial salary initiative fund.....	No limit

5 Sec. 37.

6 KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

7 (a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2004, all
 8 moneys now or hereafter lawfully credited to and available in such fund
 9 or funds, except that expenditures other than refunds authorized by law
 10 shall not exceed the following:

11 Kansas public employees retirement fund..... No limit
 12 *Provided*, That no expenditures may be made from the Kansas public
 13 employees retirement fund other than for benefits, investments, refunds
 14 authorized by law, and other purposes specifically authorized by this or
 15 other appropriation act.

17	Group insurance reserve fund.....	No limit
18	Optional death benefit plan reserve fund.....	No limit
19	Kansas endowment for youth fund.....	No limit
20	Senior services trust fund.....	No limit

21 Family and children endowment account — family and
 22 children investment fund..... No limit

23 Non-retirement administration fund..... No limit

24 *Provided*, That the executive officer of the Kansas public employees retirement system shall certify to the director of accounts and reports the
 25 amount of moneys to transfer from the Kansas endowment for youth
 26 fund, the senior services trust fund, the family and children endowment
 27 account — family and children investment fund, and the unclaimed property
 28 account of the state general fund for the purpose of reimbursing the
 29 costs of non-retirement related administrative activities and investment-
 30 related expenses for managing such funds in accordance with K.S.A. 74-
 31 4909b and amendments thereto.

33 (b) Expenditures may be made from the expense reserve of the Kansas
 34 public employees retirement fund for the fiscal year ending June 30,
 35 2004, for the following specified purposes:

36 Agency operations \$6,701,285

37 *Provided*, That expenditures from the agency operations account may be
 38 made for official hospitality.

39	Investment-related expenses.....	No limit
40	KPERS technology project.....	No limit

41 (c) Expenditures may be made from the non-retirement administration
 42 fund for the fiscal year ending June 30, 2004, for the following specified
 43 purposes:

1	Agency operations	\$206,455
2	Investment-related expenses	No limit

3 (d) On June 30, 2004, or as soon thereafter as moneys are available,
 4 notwithstanding the provisions of K.S.A. 38-2101 and amendments
 5 thereto or of any other statute, the director of accounts and reports shall
 6 transfer \$9,900,000 from the Kansas endowment for youth fund to the
 7 state general fund.

8 (e) On July 1, 2003, the amount in each account of the state general
 9 fund of each state agency that is appropriated for the fiscal year ending
 10 June 30, 2004, by chapter 204 or 205 of the 2002 Session Laws of Kansas
 11 or by this or other appropriation act of the 2003 regular session of the
 12 legislature and that is budgeted for payment of the cost of the plan of
 13 death and long-term disability benefits under K.S.A. 74-4927 and amend-
 14 ments thereto, **including only death benefits under K.S.A. 74-4927f**
 15 **and amendments thereto**, as certified by the director of the budget to
 16 the director of accounts and reports, for the fiscal year ending on June
 17 30, 2004, is hereby lapsed: *Provided*, That, at the same time that each
 18 certification is made by the director of the budget to the director of
 19 accounts and reports under this subsection, the director of the budget
 20 shall deliver a copy of such certification to the director of the legislative
 21 research department: *Provided further*, That, as used in this subsection
 22 (e), “state agency” does not include any state educational institution under
 23 the control and supervision of the state board of regents.

24 (f) On July 1, 2003, notwithstanding the provisions of any other statute,
 25 the director of accounts and reports shall transfer the amount in each
 26 account of each special revenue fund of each state agency that is appro-
 27 priated for the fiscal year ending June 30, 2004, by chapter 204 or 205 of
 28 the 2002 Session Laws of Kansas or by this or other appropriation act of
 29 the 2003 regular session of the legislature and that is budgeted for pay-
 30 ment of the cost of the plan of death and long-term disability benefits
 31 under K.S.A. 74-4927 and amendments thereto, as certified by the di-
 32 rector of the budget to the director of accounts and reports, for the fiscal
 33 year ending on June 30, 2004, from such special revenue fund, or account
 34 thereof, to the state general fund: *Provided*, That the aggregate amount
 35 transferred from all such special revenue funds and accounts to the state
 36 general fund during fiscal year 2004 pursuant to this subsection shall not
 37 exceed \$3,386,000: *Provided further*, That, at the same time that each
 38 certification is made by the director of the budget to the director of
 39 accounts and reports under this subsection, the director of the budget
 40 shall deliver a copy of such certification to the director of the legislative
 41 research department: *And provided further*, That the amount transferred
 42 from each such special revenue fund or account to the state general fund
 43 pursuant to this subsection is to reimburse the state general fund for

1 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
2 services and any other governmental services which are performed on
3 behalf of the state agency involved by other state agencies which receive
4 appropriations from the state general fund to provide such services.

5 (g) Notwithstanding the provisions of K.S.A. 74-4927 and 74-4927f and
6 amendments thereto or of any other statute, no participating employer
7 under the Kansas public employees retirement system shall pay any
8 amount to the system for the cost of the plan and death and long-term
9 disability benefits under K.S.A. 74-4927 *et seq.* and amendments thereto
10 for the period commencing on July 1, 2003, through June 30, 2004.

11 ***[(h) During the fiscal year ending June 30, 2004, no expenditures***
12 ***shall be made for any purpose that supercedes those specified by***
13 ***K.S.A. 74-4921 et seq., and amendments thereto, or any other statute***
14 ***pertaining to investments made by the Kansas public employees re-***
15 ***tirement system board of trustees in fulfilling their fiduciary duties***
16 ***as required in subsection (4) of K.S.A. 74-4921 and amendments***
17 ***thereto: Provided, That any changes proposed or mandated by ap-***
18 ***propriations acts in the current investment portfolio that supercede***
19 ***the investment choices made by the board, which are based upon***
20 ***lawfully delegated statutory authority, shall be reviewed by the***
21 ***joint committee on pensions, investments and benefits prior to being***
22 ***implemented by the board of trustees.]***

23 Sec. 38.

24 KANSAS HUMAN RIGHTS COMMISSION

25 (a) There is appropriated for the above agency from the state general
26 fund for the fiscal year ending June 30, 2004, the following:

27 Operating expenditures \$1,301,485

28 *Provided*, That any unencumbered balance in the operating expenditures
29 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
30 for fiscal year 2004: *Provided, however*, That expenditures from such
31 reappropriated balance shall not exceed \$32,345 except upon approval of
32 the state finance council: *Provided further*, That expenditures from this
33 account for official hospitality shall not exceed \$150: *And provided fur-*
34 *ther*, That expenditures for mediation services contracted with Kansas
35 legal services shall be made only upon certification by the executive di-
36 rector of the human rights commission to the director of accounts and
37 reports that private moneys are available to match the expenditure of state
38 moneys on a \$1 of private moneys to \$3 of state moneys basis.

39 (b) There is appropriated for the above agency from the following spe-
40 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
41 moneys now or hereafter lawfully credited to and available in such fund
42 or funds, except that expenditures other than refunds authorized by law
43 shall not exceed the following:

1 Federal fund..... No limit
 2 Conversion of materials and equipment fund No limit
 3 Annual banquet fund No limit
 4 *Provided*, That expenditures may be made from the annual banquet fund
 5 for operating expenditures for the commission’s annual banquet, includ-
 6 ing official hospitality: *Provided further*, That the executive director is
 7 hereby authorized to fix, charge and collect fees for such banquet: *And*
 8 *provided further*, That such fees shall be fixed in order to recover all or
 9 part of the operating expenses incurred for such banquet, including of-
 10 ficial hospitality: *And provided further*, That all fees received for such
 11 banquet shall be credited to this fund.

12 Education and training fund No limit
 13 *Provided*, That expenditures may be made from the education and train-
 14 ing fund for operating expenditures for the commission’s education and
 15 training programs for the general public, including official hospitality:
 16 *Provided further*, That the executive director is hereby authorized to fix,
 17 charge and collect fees for such programs: *And provided further*, That
 18 such fees shall be fixed in order to recover all or part of the operating
 19 expenses incurred for such training programs, including official hospital-
 20 ity: *And provided further*, That all fees received for such programs shall
 21 be credited to this fund.

22 Sec. 39.

23 STATE CORPORATION COMMISSION

24 (a) There is appropriated for the above agency from the following spe-
 25 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 26 moneys now or hereafter lawfully credited to and available in such fund
 27 or funds, except that expenditures other than refunds authorized by law
 28 shall not exceed the following:

29 Public service regulation fund No limit
 30 Motor carrier license fees fund..... No limit
 31 Conservation fee fund..... No limit

32 *Provided*, That any expenditure made from the conservation fee fund for
 33 plugging abandoned wells, cleanup of pollution from oil and gas activities
 34 and testing of wells shall be in addition to any expenditure limitation
 35 imposed on this fund: *Provided further*, That expenditures may be made
 36 from this fund for debt collection and set-off administration: *And pro-*
 37 *vided further*, That a percentage of the fees collected, not to exceed 27%,
 38 shall be transferred from the conservation fee fund to the department of
 39 administration accounting services recovery fund for services rendered in
 40 collection efforts: *And provided further*, That all expenditures made from
 41 the conservation fee fund for debt collection and set-off administration
 42 shall be in addition to any expenditure limitation imposed on this fund:
 43 *And provided further*, That the state corporation commission shall in-

1 clude as part of the fiscal year 2005 budget estimates for the state cor-
 2 poration commission submitted pursuant to K.S.A. 75-3717 and amend-
 3 ments thereto, a three-year projection of receipts to and expenditures
 4 from the conservation fee fund for fiscal years 2005, 2006 and 2007.

5	Natural gas underground storage fee fund	No limit
6	Gas pipeline inspection fee fund.....	No limit
7	Abandoned oil and gas well fund	No limit
8	Well plugging assurance fund.....	No limit
9	Gas pipeline safety program — federal fund	No limit
10	Energy related grants — federal fund	No limit
11	Energy grants management fund	No limit
12	Energy conservation plan — federal fund	No limit
13	Underground injection control class II — federal fund	No limit
14	Pipeline damage prevention grant program — federal	
15	fund	No limit
16	Other federal grants fund	No limit

17 *Provided*, That the above agency is authorized to make expenditures from
 18 the other federal grants fund of any moneys credited to this fund from
 19 any individual grant if the grant is: (1) Less than or equal to \$250,000 in
 20 the aggregate, and (2) does not require the matching expenditure of any
 21 other moneys in the state treasury during fiscal year 2004 other than
 22 moneys appropriated by this or other appropriation act of the 2003 reg-
 23 ular session of the legislature: *Provided, however*, That, upon application
 24 to and authorization by the governor, the above agency may make ex-
 25 penditures of moneys credited to this fund from any individual federal
 26 grant which is more than \$250,000 in the aggregate or which requires the
 27 matching expenditure of moneys in the state treasury during fiscal year
 28 2004, other than moneys appropriated by this or other appropriation act
 29 of the 2003 regular session of the legislature.

30	Inservice education workshop fee fund.....	No limit
----	--------------------------------------------	----------

31 *Provided*, That expenditures may be made from the inservice education
 32 workshop fee fund for operating expenditures, including official hospi-
 33 tality, incurred for inservice workshops and conferences conducted by the
 34 state corporation commission for staff and members of the state corpo-
 35 ration commission: *Provided further*, That the state corporation commis-
 36 sion is hereby authorized to fix, charge and collect fees for such inservice
 37 workshops and conferences: *And provided further*, That such fees shall
 38 be fixed in order to recover all or part of the operating expenditures
 39 incurred for conducting such inservice workshops and conferences: *And*
 40 *provided further*, That all moneys received for such fees shall be depos-
 41 ited in the state treasury and credited to this fund.

42	Base state registration clearing fund.....	No limit
43	Credit card clearing fund.....	No limit

1 Suspense fund No limit

2 (b) Expenditures for the fiscal year ending June 30, 2004, by the state
3 corporation commission from the public service regulation fund, the mo-
4 tor carrier license fees fund and the conservation fee fund shall not ex-
5 ceed, in the aggregate, \$12,882,684: *Provided*, That, within such limita-
6 tion on the aggregate of expenditures, expenditures made for fiscal year
7 2004 from the public service regulation fund, the motor carrier license
8 fees fund and the conservation fee fund for official hospitality shall not
9 exceed, in the aggregate, \$600.

10 (c) Expenditures for the fiscal year ending June 30, 2004, by the state
11 corporation commission from the conservation fee fund or the abandoned
12 oil and gas well fund may be made for the service of independent on-site
13 supervision of well plugging contracts: *Provided*, That all expenditures
14 from the conservation fee fund or the abandoned oil and gas well fund
15 for the purpose of plugging of abandoned oil and gas wells shall be subject
16 to the competitive bidding requirements of K.S.A. 75-3739 and amend-
17 ments thereto and shall not be exempt from such competitive bidding
18 requirements on the basis of the estimated amount of such purchases.

19 (d) On September 30, 2003, December 30, 2003, March 31, 2004, and
20 June 30, 2004, notwithstanding the provisions of K.S.A. 55-143, 55-180,
21 66-1,142, 66-1a01 and 66-1501 through 66-1503 and amendments
22 thereto, K.S.A. 2002 Supp. 55-167 and 55-168 and amendments thereto
23 or any other statute, the director of accounts and reports shall transfer to
24 the state general fund the amounts specified by the state corporation
25 commission to be transferred on such dates from the public service reg-
26 ulation fund, the motor carrier license fees fund and the conservation fee
27 fund in a certification which shall be issued on or before each such date
28 by the state corporation commission and submitted to the director of the
29 budget and the director of accounts and reports: *Provided*, That the ag-
30 gregate of the amounts specified in such certifications to be transferred
31 from such funds during fiscal year 2004 shall be \$948,821: *Provided, how-*
32 *ever*, That the aggregate of the amounts transferred in accordance with
33 this subsection to the state general fund from the public service regulation
34 fund, the motor carrier license fees fund and the conservation fee fund
35 during fiscal year 2004 shall not exceed \$948,822: *Provided further*, That
36 the transfer of each such amount from the public service regulation fund,
37 the motor carrier license fees fund or the conservation fee fund to the
38 state general fund pursuant to this subsection shall be in addition to any
39 other transfer from the public service regulation fund, the motor carrier
40 license fees fund or the conservation fee fund to the state general fund
41 prescribed by law and is to reimburse the state general fund for account-
42 ing, auditing, budgeting, legal, payroll, personnel and purchasing services
43 and any other governmental services which are performed on behalf of

1 the state agency involved by other state agencies which receive appro-
 2 priations from the state general fund to provide such services.

3 Sec. 40.

4 **CITIZENS' UTILITY RATEPAYER BOARD**

5 (a) There is appropriated for the above agency from the following spe-
 6 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 7 moneys now or hereafter lawfully credited to and available in such fund
 8 or funds, except that expenditures other than refunds authorized by law
 9 shall not exceed the following:

10 Utility regulatory fee fund \$580,552

11 *Provided*, That expenditures may be made by the citizens' utility ratepayer
 12 board from the utility regulatory fee fund pursuant to contracts for pro-
 13 fessional services, which are hereby authorized to be entered into by the
 14 board: *Provided further*, That such professional services shall include but
 15 are not limited to the services of engineers, accountants, attorneys and
 16 economists, to assist in carrying out the duties of the board, which assis-
 17 tance may include preparation and presentation of expert testimony,
 18 when the expenses of such professional services are required to be as-
 19 sessed under K.S.A. 66-1502 and amendments thereto against the public
 20 utilities involved: *And provided further*, That such contracts shall be ne-
 21 gotiated by a negotiating committee composed of the following persons:
 22 The consumer counsel of the citizens' utility ratepayer board or the con-
 23 sumer counsel's designee, the director of the budget or that director's
 24 designee, the director of accounts and reports or that director's designee,
 25 and the chairperson of the citizens' utility ratepayer board or the chair-
 26 person's designee: *And provided further*, That the consumer counsel of
 27 the citizens' utility ratepayer board or the consumer counsel's designee
 28 shall convene the negotiating committee for each such contract and the
 29 negotiating committee shall consider all proposals by persons applying to
 30 perform such contract and shall award the contract: *And provided further*,
 31 That such contracts shall not be subject to the provisions of K.S.A. 75-
 32 3739 and amendments thereto or to the provisions of the acts contained
 33 in article 58 of chapter 75 of the Kansas Statutes Annotated: *And provided*
 34 *further*, That, of the amount of additional expenditures authorized by the
 35 expenditure limitation prescribed by this subsection, no portion of such
 36 unspent expenditure authority for fiscal year 2004 shall be the basis for
 37 any amount being transferred into a Kansas savings incentive program
 38 account or KSIP account under the Kansas savings incentive program of
 39 any other Kansas savings incentive program section in this or other ap-
 40 propriation act of the 2003 regular session of the legislature: *Provided*,
 41 *however*, That, if the total amount of additional expenditures authorized
 42 by the expenditure limitation prescribed by this section are not expended
 43 or encumbered for fiscal year 2004, then the amount equal to the amount

1 of such increased expenditure authority for fiscal year 2004 remaining
2 may be expended from the utility regulatory fee fund for fiscal year 2005
3 pursuant to contracts for professional services and any such expenditure
4 for fiscal year 2004 shall be in addition to any expenditure limitation
5 imposed on the utility regulatory fee fund for the fiscal year ending June
6 30, 2004.

7 (b) On July 1, 2003, October 1, 2003, January 1, 2004, and April 1,
8 2004, or as soon after each such date as moneys are available, and upon
9 receipt of certification by the state corporation commission of the amount
10 to be transferred, the director of accounts and reports shall transfer from
11 the public service regulation fund of the state corporation commission to
12 the utility regulatory fee fund of the citizens' utility ratepayer board all
13 moneys assessed by the state corporation commission for the citizens'
14 utility ratepayer board under K.S.A. 66-1502 or 66-1503 and amendments
15 thereto and deposited in the state treasury to the credit of the public
16 service regulation fund.

17 (c) On September 30, 2003, December 30, 2003, March 31, 2004, and
18 June 30, 2004, notwithstanding the provisions of K.S.A. 66-1a01 and 66-
19 1501 through 66-1503 and amendments thereto or any other statute, the
20 director of accounts and reports shall transfer to the state general fund
21 the amounts specified by the citizens' utility ratepayer board to be trans-
22 ferred on each of such dates from the utility regulatory fee fund in a
23 certification which shall be issued on or before each such date by the
24 citizens' utility ratepayers board and submitted to the director of the
25 budget and the director of accounts and reports: *Provided*, That the ag-
26 gregate of the amounts specified in such certifications shall be \$36,400
27 and such aggregate amount shall be transferred in accordance with this
28 subsection to the state general fund from the utility regulatory fee fund
29 on such dates in the amounts respectively specified therefor in the cer-
30 tification: *Provided, however*, That the aggregate of the amounts trans-
31 ferred in accordance with this subsection to the state general fund from
32 the utility regulatory fee fund during fiscal year 2004 shall not exceed
33 \$36,400: *Provided further*, That the transfer of each such amount from
34 the utility regulatory fee fund to the state general fund pursuant to this
35 subsection shall be in addition to any other transfer from the utility reg-
36 ulatory fee fund to the state general fund prescribed by law and is to
37 reimburse the state general fund for accounting, auditing, budgeting, le-
38 gal, payroll, personnel and purchasing services and any other govern-
39 mental services which are performed on behalf of the state agency in-
40 volved by other state agencies which receive appropriations from the state
41 general fund to provide such services.

42
43

1 Sec. 41.

2 DEPARTMENT OF ADMINISTRATION

3 (a) There is appropriated for the above agency from the state general
 4 fund for the fiscal year ending June 30, 2004, the following:

5 General administration ~~\$838,964~~ **\$835,834**

6 *Provided*, That any unencumbered balance in the department of admin-
 7 istration operations account in excess of \$100 as of June 30, 2003, is
 8 hereby reappropriated to the general administration account for fiscal
 9 year 2004: *Provided, however*, That expenditures from such reappro-
 10 priated balance shall not exceed \$75,561 except upon approval of the state
 11 finance council: *Provided further*, That in addition to other positions
 12 within the department of administration in the unclassified service as
 13 prescribed by law, expenditures may be made from the general admin-
 14 istration account for three employees in the unclassified service under
 15 the Kansas civil service act: *And provided further*, That expenditures from
 16 this account for official hospitality shall not exceed \$1,000.

17 Department of administration systems ~~\$2,924,424~~ **\$2,915,066**

18 *Provided*, That any unencumbered balance in the department of admin-
 19 istration systems account in excess of \$100 as of June 30, 2003, is hereby
 20 reappropriated for fiscal year 2004: *Provided, however*, That expenditures
 21 for such reappropriated balance shall be made only upon approval of the
 22 state finance council.

23 Accounting and reporting services ~~\$752,600~~ **\$750,205**

24 *Provided*, That any unencumbered balance in the accounting and re-
 25 porting services account in excess of \$100 as of June 30, 2003, is hereby
 26 reappropriated for fiscal year 2004: *Provided, however*, That expenditures
 27 for such reappropriated balance shall be made only upon approval of the
 28 state finance council.

29 Personnel services ~~\$1,643,801~~ **\$1,638,354**

30 *Provided*, That any unencumbered balance in the personnel services ac-
 31 count in excess of \$100 as of June 30, 2003, is hereby reappropriated for
 32 fiscal year 2004: *Provided, however*, That expenditures for such reappro-
 33 priated balance shall be made only upon approval of the state finance
 34 council.

35 Purchasing ~~\$520,188~~ **\$527,435**

36 *Provided*, That any unencumbered balance in the purchasing account in
 37 excess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal
 38 year 2004: *Provided, however*, That expenditures for such reappropriated
 39 balance shall be made only upon approval of the state finance council.

40 Facilities management ~~\$2,272,002~~ **\$2,265,627**

41 *Provided*, That any unencumbered balance in the facilities management
 42 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 43 for fiscal year 2004: *Provided, however*, That expenditures for such reap-

1 appropriated balance shall be made only upon approval of the state finance
2 council.

3 Budget analysis \$1,258,494

4 *Provided*, That any unencumbered balance in the budget analysis account
5 in excess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal
6 year 2004: *Provided further*, That, in addition to other positions within
7 the department of administration in the unclassified service as prescribed
8 by law, expenditures may be made from the budget analysis account for
9 one employee in the unclassified service under the Kansas civil service
10 act: *And provided, further*, That expenditures from this account for of-
11 ficial hospitality shall not exceed \$1,000.

12 Public broadcasting council grants \$1,860,071

13 *Provided*, That any unencumbered balance in the public broadcasting
14 council grants account in excess of \$100 as of June 30, 2003, is hereby
15 reappropriated for fiscal year 2004: *Provided further*, That all expendi-
16 tures from the public broadcasting council grants account for capital
17 equipment shall be made to provide matching funds for federal capital
18 equipment grants awarded to eligible public broadcasting stations: *And*
19 *provided further*, That expenditures from this account may be made to
20 provide matching funds for capital equipment projects funded from any
21 nonstate source in the event federal capital equipment grants are not
22 awarded: *And provided further*, That in the event the federal facility pro-
23 grams cease to exist or fail to conduct grant solicitations, expenditures
24 may be made from this account to provide matching funds for capital
25 equipment projects funded from any nonstate source without first apply-
26 ing for federal capital equipment grants.

27 Public TV digital conversion debt service \$479,282

28 Policy analysis initiatives \$103,963

29 *Provided*, That any unencumbered balance in the policy analysis initia-
30 tives account in excess of \$100 as of June 30, 2003, is hereby reappro-
31 priated for fiscal year 2004: *Provided further*, That expenditures from this
32 account for official hospitality shall not exceed \$5,000.

33 Long-term care ombudsman ~~\$86,803~~ **\$116,250**

34 *Provided*, That any unencumbered balance in the long-term care om-
35 budsman account in excess of \$100 as of June 30, 2003, is hereby reap-
36 propriated for fiscal year 2004: *Provided, however*, That expenditures for
37 such reappropriated balance shall be made only upon approval of the
38 state finance council: *Provided further*, That expenditures from this ac-
39 count for official hospitality shall not exceed \$1,000.

40 (b) There is appropriated for the above agency from the following spe-
41 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
42 moneys now or hereafter lawfully credited to and available in such fund
43 or funds, except that expenditures other than refunds or indirect cost

1 recoveries authorized by law shall not exceed the following:

2 Federal cash management fund..... No limit

3 State leave payment reserve fund..... No limit

4 State budget stabilization fund \$0

5 Building and ground fund..... No limit

6 *Provided*, That expenditures may be made from the building and ground
7 fund for operating and other expenses for the Hiram Price Dillon
8 House.

9 General fees fund..... No limit

10 *Provided*, That expenditures may be made from the general fees fund for
11 operating expenditures for the division of personnel services, including
12 human resources programs and official hospitality: *Provided further*, That
13 the director of personnel services is hereby authorized to fix, charge and
14 collect fees: *And provided further*, That fees shall be fixed in order to
15 recover all or part of the operating expenses incurred, including official
16 hospitality: *And provided further*, That all fees received, including fees
17 received under the open records act for providing access to or furnishing
18 copies of public records, shall be credited to this fund.

19 Human resource information systems cost recovery
20 fund No limit

21 Budget fees fund..... No limit

22 *Provided*, That expenditures may be made from the budget fees fund for
23 operating expenditures for the division of the budget, including training
24 programs, special projects and official hospitality: *Provided further*, That
25 the director of the budget is hereby authorized to fix, charge and collect
26 fees for such training programs: *And provided further*, That fees for such
27 training programs and special projects shall be fixed in order to recover
28 all or part of the operating expenses incurred for such training programs
29 and special projects, including official hospitality: *And provided further*,
30 That all fees received for such training programs and special projects and
31 all fees received by the division of the budget under the open records act
32 for providing access to or furnishing copies of public records, shall be
33 credited to this fund.

34 Purchasing fees fund..... No limit

35 *Provided*, That expenditures may be made from the purchasing fees fund
36 for operating expenditures of the division of purchases, including training
37 seminars and official hospitality: *Provided further*, That the director of
38 purchases is hereby authorized to fix, charge and collect fees for operating
39 expenditures incurred to reproduce and disseminate purchasing infor-
40 mation, administer vendor applications, administer state contracts and
41 conduct training seminars, including official hospitality: *And provided fur-*
42 *ther*, That such fees shall be fixed in order to recover all or part of such
43 operating expenses: *And provided further*, That all moneys received for

1 such fees and all moneys received pursuant to the state travel services
2 contract shall be deposited in the state treasury to the credit of this fund.
3 Architectural services fee fund No limit
4 *Provided*, That expenditures may be made from the architectural services
5 fee fund for operating expenditures for distribution of architectural in-
6 formation: *Provided further*, That the director of facilities management
7 is hereby authorized to fix, charge and collect fees for reproduction and
8 distribution of architectural information: *And provided further*, That such
9 fees shall be fixed in order to recover all or part of the operating expenses
10 incurred for reproducing and distributing architectural information: *And*
11 *provided further*, That all fees received for such reproduction and distri-
12 bution of architectural information shall be credited to this fund.

13 Budget equipment conversion fund..... No limit
14 Conversion of materials and equipment fund No limit
15 Architectural services equipment conversion fund..... No limit
16 Property contingency fund..... No limit
17 Flood control emergency — federal fund No limit
18 Digital orthophoto project — federal fund..... No limit
19 Information technology fund..... No limit
20 Information technology reserve fund..... No limit
21 Computer services recovery fund..... No limit
22 *Provided*, That expenditures may be made from the computer services
23 recovery fund to provide central computer system development services,
24 which shall be in addition to data processing services provided under
25 K.S.A. 75-4704 and amendments thereto to other state agencies: *Provided*
26 *further*, That the secretary of administration is hereby authorized, in ac-
27 cordance with the procedures and guidelines prescribed by K.S.A. 75-
28 4703 and amendments thereto, to fix, charge and collect fees for such
29 central computer system development services to other state agencies:
30 *And provided further*, That such fees shall be fixed in order to recover
31 all or part of the operating expenses incurred in providing such services:
32 *And provided further*, That all fees received for such services shall be
33 credited to this fund: *And provided further*, That all expenditures for the
34 personnel/payroll project shall be made from the personnel/payroll pro-
35 ject program account of this fund: *And provided further*, That amounts
36 may be transferred into this account from any state general fund account
37 or any special revenue fund of the department of administration or any
38 other state agency.

39 State buildings operating fund..... No limit
40 *Provided*, That expenditures may be made from the state buildings op-
41 erating fund for operating and other expenses for the Hiram Price Dillon
42 House: *Provided further*, That the secretary of administration is hereby
43 authorized to fix, charge and collect fees for use of the rooms and other

1 facilities of the Hiram Price Dillon House in accordance with policies
2 adopted by the legislative coordinating council under K.S.A. 75-3682 and
3 amendments thereto for approving the use of such property: *And pro-*
4 *vided further*, That fees for approved use of such property shall be rea-
5 sonable and directly related to the costs of such use and shall be fixed in
6 order to recover all or part of the operating expenses incurred for such
7 use: *And provided further*, That all moneys received for such fees shall
8 be deposited in the state treasury and credited to the state buildings
9 operating fund or the building and ground fund, as determined and di-
10 rected by the secretary of administration: *And provided further*, That the
11 secretary of administration is hereby authorized to fix, charge and collect
12 a real estate property leasing services fee at a reasonable rate per square
13 foot of space leased by state agencies as approved by the secretary of
14 administration under K.S.A. 75-3739 and amendments thereto to recover
15 the costs incurred by the department of administration in providing serv-
16 ices to state agencies relating to leases of real property: *And provided*
17 *further*, That each state agency that is party to a lease of real property
18 that is approved by the secretary of administration under K.S.A. 75-3739
19 and amendments thereto shall remit to the secretary of administration
20 the real estate property leasing services fee upon receipt of the billing
21 therefor: *And provided further*, That all moneys received for real estate
22 property leasing services fees shall be deposited in the state treasury and
23 credited to the state buildings operating fund or the building and ground
24 fund, as determined and directed by the secretary of administration: *And*
25 *provided further*, That the net proceeds from the sale of all or any part
26 of the Topeka state hospital property, as defined by subsection (a) of
27 K.S.A. 2002 Supp. 75-37,123 and amendments thereto shall be deposited
28 in the state treasury and credited to the state buildings operating fund or
29 the building and ground fund, as determined and directed by the secre-
30 tary of administration: ~~*And provided further*, That, in addition to other~~
31 ~~expenditures authorized by law, notwithstanding the provisions of any~~
32 ~~other statute, the secretary of administration is hereby authorized to make~~
33 ~~expenditures for fiscal year 2004 from the state buildings operating fund~~
34 ~~to sell, exchange or otherwise dispose of the Hiram Price Dillon House,~~
35 ~~which sale, exchange or other disposition is hereby authorized and shall~~
36 ~~be in the best financial interest of the state, as determined by the secretary~~
37 ~~of administration: *And provided further*, That, in addition to other ex-~~
38 ~~penditures authorized by law, notwithstanding the provisions of any other~~
39 ~~statute, the secretary of administration is hereby authorized to make ex-~~
40 ~~penditures for fiscal year 2004 from the state buildings operating fund to~~
41 ~~raze the Hiram Price Dillon House and to convert the real estate to other~~
42 ~~use, which razing and conversion are hereby authorized and shall be in~~
43 ~~the best financial interest of the state, as determined by the secretary of~~

1 ~~administration.~~
2 Accounting services recovery fund No limit
3 *Provided*, That expenditures may be made from the accounting services
4 recovery fund for the operating expenditures, including official hospital-
5 ity, of the department of administration: *Provided further*, That the sec-
6 retary of administration is hereby authorized to fix, charge and collect
7 fees for services or sales provided by the department of administration
8 which are not specifically authorized by any other statute: *And provided*
9 *further*, That all fees received for such services or sales shall be credited
10 to this fund.
11 Architectural services recovery fund..... No limit
12 *Provided*, That expenditures may be made from the architectural services
13 recovery fund for operating expenditures for the division of architectural
14 services: *Provided further*, That, notwithstanding the provisions of sub-
15 section (b) of K.S.A. 75-4403 and amendments thereto, the director of
16 facilities management may exchange an employee with the attorney gen-
17 eral’s office to assist in the enforcement of K.S.A. 58-1301 *et seq.*, and
18 amendments thereto: *And provided further*, That the director of facilities
19 management is hereby authorized to charge and collect fees for services
20 provided to other state agencies not directly related to the construction
21 of a capital improvement project: *And provided further*, That the director
22 of facilities management is hereby authorized to charge and collect (1) a
23 fee equal to 1% of the estimated cost of each capital improvement project
24 for a state agency which is not financed, in whole or in part, by gifts,
25 bequests, or donations made by one or more private individuals or other
26 private entities and for which the division provides architectural, engi-
27 neering or management services or, in the case of any capital improve-
28 ment project for a state agency which is partially financed by gifts, be-
29 quests or donations made by one or more private individuals or other
30 private entities, a fee equal to 1% of the proportional amount of the
31 estimated cost of such capital improvement project which is not financed
32 by gifts, bequests or donations made by one or more private individuals
33 or other private entities and for which the division provides architectural,
34 engineering or management services, and (2) an additional fee equal to
35 8% of the construction cost of each capital improvement project for which
36 the division provides in-house architectural and engineering design serv-
37 ices: *And provided further*, That such services shall be subject to the
38 limitations of K.S.A. 75-1253 and amendments thereto: *And provided*
39 *further*, That all fees received for such services shall be credited to this
40 fund.
41 Motor pool service fund No limit
42 Motor pool service depreciation reserve fund No limit
43 Kansas public employees retirement clearing fund No limit

1	Intragovernmental printing service fund	No limit
2	Intragovernmental printing service depreciation reserve	
3	fund	No limit
4	Municipal accounting and training services recovery	
5	fund	No limit
6	<i>Provided</i> , That expenditures may be made from the municipal accounting	
7	and training services recovery fund to provide general ledger, payroll	
8	reporting, utilities billing, data processing, and accounting services to mu-	
9	nicipalities and to provide training programs conducted for municipal	
10	government personnel, including official hospitality: <i>Provided further</i> ,	
11	That the director of accounts and reports is hereby authorized to fix,	
12	charge and collect fees for such services and programs: <i>And provided</i>	
13	<i>further</i> , That such fees shall be fixed to cover all or part of the operating	
14	expenditures incurred in providing such services and programs, including	
15	official hospitality: <i>And provided further</i> , That all fees received for such	
16	services and programs, including official hospitality, shall be credited to	
17	this fund.	
18	Canceled warrants payment fund.....	No limit
19	State emergency fund	No limit
20	Bid and contract deposit fund	No limit
21	State workers compensation self-insurance fund	No limit
22	Health and hospitalization insurance clearing fund.....	No limit
23	Federal withholding tax clearing fund.....	No limit
24	State gaming revenues fund.....	No limit
25	Health insurance premium reserve fund.....	No limit
26	Excise tax refund clearing fund	No limit
27	State withholding tax clearing fund	No limit
28	Unemployment compensation tax clearing fund.....	No limit
29	Construction defects recovery fund.....	No limit
30	Preventive health care program fund.....	No limit
31	Facilities conservation improvement fund	No limit
32	State revolving fund services fee fund	No limit
33	Cafeteria benefits fund.....	No limit
34	<i>Provided</i> , That expenditures from the cafeteria benefits fund for salaries	
35	and wages and other operating expenditures shall not exceed \$2,086,924.	
36	Dependent care assistance program fund.....	No limit
37	Conversion of materials and equipment — recycling pro-	
38	gram fund	No limit
39	Employees faithful performance bond clearing fund.....	No limit
40	Deferred compensation clearing fund.....	No limit
41	Deferred compensation fees fund.....	No limit
42	Equipment lease purchase program administration clear-	
43	ing fund.....	No limit

1	Suspense fund	No limit
2	Series E savings bond clearing fund	No limit
3	Optional life insurance clearing fund.....	No limit
4	Employee organization dues clearing fund	No limit
5	United Way contributions clearing fund.....	No limit
6	Setoff clearing fund	No limit
7	Parking fees clearing fund	No limit
8	Electronic funds transfer suspense fund	No limit
9	State employee contribution clearing fund for OASDHI ..	No limit
10	Intergovernmental cooperation agreement for develop-	
11	ment of statewide cost allocation plan clearing fund	No limit
12	Medicare fund clearing account.....	No limit
13	Non-state employer group benefit fund.....	No limit
14	Administrative hearings office fund.....	No limit

15	Older Americans act long term care ombudsman federal	
16	fund	No limit
17	Long term care ombudsman gift and grant fund.....	No limit

18 (c) On or before the 10th of each month during the fiscal year ending
 19 June 30, 2004, the director of accounts and reports shall transfer from
 20 the state general fund to the deferred compensation fees fund of the
 21 department of administration interest earnings based on: (1) The average
 22 daily balance of moneys in the deferred compensation fees fund for the
 23 preceding month; and (2) the net earnings rate for the pooled money
 24 investment portfolio for the preceding month.

25 (d) On July 1, 2003, the director of accounts and reports shall transfer
 26 \$210,000 from the state highway fund to the state general fund for the
 27 purpose of reimbursing the state general fund for the cost of providing
 28 purchasing services to the department of transportation.

29 (e) During the fiscal year ending June 30, 2004, the secretary of ad-
 30 ministration is authorized to approve refinancing of equipment being fi-
 31 nanced by state agencies through the department's equipment financing
 32 program. Such project is approved for the purposes of subsection (b) of
 33 K.S.A. 74-8905 and amendments thereto.

34 (f) In addition to the other purposes for which expenditures may be
 35 made by the above agency from moneys appropriated in any capital im-
 36 provement account of any special revenue fund or in any capital improve-
 37 ment account of the state general fund for the above agency for fiscal
 38 year 2004 by this or other appropriation act of the 2003 regular session
 39 of the legislature, expenditures may be made by the above agency from
 40 any such capital improvement account of any special revenue fund or any
 41 such capital improvement account of the state general fund for fiscal year
 42 2004 for the purpose of making emergency repairs to any facility that is
 43 under the charge, care, management or control of the department of

1 administration as provided by law: *Provided*, That the secretary of ad-
2 ministration shall make a full report on such repairs and expenditures to
3 the director of the budget and the director of the legislative research
4 department.

5 (g) During the fiscal year ending June 30, 2004, the director of the
6 office of administrative hearings of the department of administration shall
7 prepare and submit to the secretary of social and rehabilitation services
8 a billing invoice each month in the amount equal to $\frac{1}{12}$ of \$850,000, for
9 administrative hearing services performed by the department of admin-
10 istration for the department of social and rehabilitation services: *Provided*,
11 That the amount to be billed may be adjusted as provided in writing by
12 mutual agreement between the secretary of social and rehabilitation serv-
13 ices and the secretary of administration: *Provided further*, That the
14 amount specified in the monthly invoice shall be paid from the appro-
15 priate fund or funds of the department of social and rehabilitation services
16 into the administrative hearings office fund of the department of admin-
17 istration.

18 (h) On July 1, 2003, or as soon thereafter as moneys are available during
19 the fiscal year ending June 30, 2004, the director of accounts and reports,
20 in accordance with one or more certifications by the director of the
21 budget shall transfer an amount or amounts from the appropriate federal
22 fund or funds of the department on aging to the older Americans act long
23 term care ombudsman federal fund of the department of administration
24 on the date or dates specified by the director of the budget in such cer-
25 tification or certifications: *Provided*, That the aggregate of such amount
26 or amounts transferred during fiscal year 2004 in accordance with such
27 certification or certifications by the director of the budget shall be equal
28 to and shall not exceed \$297,789.

29 (i) (1) On July 1, 2003, the director of accounts and reports shall record
30 a debit to the state treasurer's receivables for the children's initiatives
31 fund and shall record a corresponding credit to the children's initiatives
32 fund in an amount certified by the director of the budget which shall be
33 equal to 50% of the amount estimated by the director of the budget to
34 be transferred and credited to the children's initiatives fund during the
35 fiscal year ending June 30, 2004, except that such amount shall be pro-
36 portionally adjusted during fiscal year 2004 with respect to any change in
37 the moneys to be transferred and credited to the children's initiatives
38 fund during fiscal year 2004. Among other appropriate factors, the direc-
39 tor of the budget shall take into consideration the estimated and actual
40 receipts and interest earnings of the Kansas endowment for youth fund
41 for fiscal year 2003 and fiscal year 2004 in determining the amount to be
42 certified under this subsection. All moneys transferred and credited to
43 the children's initiatives fund during fiscal year 2004 shall reduce the

1 amount debited and credited to the children's initiatives fund under this
2 subsection.

3 (2) On June 30, 2004, the director of accounts and reports shall adjust
4 the amounts debited and credited to the state treasurer's receivables and
5 to the children's initiatives fund pursuant to this subsection, to reflect all
6 moneys actually transferred and credited to the children's initiatives fund
7 during fiscal year 2004.

8 (3) The director of accounts and reports shall notify the state treasurer
9 of all amounts debited and credited to the children's initiatives fund pur-
10 suant to this subsection and all reductions and adjustments thereto made
11 pursuant to this subsection. The state treasurer shall enter all such
12 amounts debited and credited and shall make reductions and adjustments
13 thereto on the books and records kept and maintained for the children's
14 initiatives fund by the state treasurer in accordance with the notice
15 thereof.

16 (j) (1) On July 1, 2003, the director of accounts and reports shall record
17 a debit to the state treasurer's receivables for the state economic devel-
18 opment initiatives fund and shall record a corresponding credit to the
19 state economic development initiatives fund in an amount certified by
20 the director of the budget which shall be equal to 50% of the amount
21 estimated by the director of the budget to be transferred and credited to
22 the state economic development initiatives fund during the fiscal year
23 ending June 30, 2004, except that such amount shall be proportionally
24 adjusted during fiscal year 2004 with respect to any change in the moneys
25 to be transferred and credited to the state economic development initia-
26 tives fund during fiscal year 2004. ~~Among other appropriate factors, the~~
27 ~~director of the budget shall take into consideration the estimated and~~
28 ~~actual receipts and interest earnings of the Kansas endowment for youth~~
29 ~~fund for fiscal year 2003 and fiscal year 2004 in determining the amount~~
30 ~~to be certified under this subsection.~~ All moneys transferred and credited
31 to the state economic development initiatives fund during fiscal year 2004
32 shall reduce the amount debited and credited to the state economic de-
33 velopment initiatives fund under this subsection.

34 (2) On June 30, 2004, the director of accounts and reports shall adjust
35 the amounts debited and credited to the state treasurer's receivables and
36 to the state economic development initiatives fund pursuant to this sub-
37 section, to reflect all moneys actually transferred and credited to the state
38 economic development initiatives fund during fiscal year 2004.

39 (3) The director of accounts and reports shall notify the state treasurer
40 of all amounts debited and credited to the state economic development
41 initiatives fund pursuant to this subsection and all reductions and adjust-
42 ments thereto made pursuant to this subsection. The state treasurer shall
43 enter all such amounts debited and credited and shall make reductions

1 and adjustments thereto on the books and records kept and maintained
2 for the state economic development initiatives fund by the state treasurer
3 in accordance with the notice thereof.

4 (k) On July 1, 2003, the director of accounts and reports shall transfer
5 \$50,000 from the construction defects recovery fund of the department
6 of administration to the architectural services recovery fund of the de-
7 partment of administration.

8 (l) During the fiscal year ending June 30, 2004, the secretary of ad-
9 ministration, with the approval of the director of the budget, may transfer
10 any part of any item of appropriation for the fiscal year ending June 30,
11 2004, from the state general fund for the department of administration
12 to another item of appropriation for fiscal year 2004 from the state general
13 fund for the department of administration. The secretary of administra-
14 tion shall certify each such transfer to the director of accounts and reports
15 and shall transmit a copy of each such certification to the director of the
16 legislative research department.

17 (m) On June 30, 2004, the director of accounts and reports shall trans-
18 fer all moneys in the state budget stabilization fund to the state general
19 fund. On June 30, 2004, all liabilities of the state budget stabilization fund,
20 including any outstanding encumbrances, are hereby transferred to and
21 imposed upon the state general fund and the state budget stabilization
22 fund is hereby abolished.

23 (n) On the effective date of this act, the director of accounts and reports
24 shall transfer all moneys in the Bluemont hall defects repair fund of Kan-
25 sas state university to the construction defects recovery fund of the de-
26 partment of administration. On July 1, 2003, all liabilities of the Bluemont
27 hall defects repair fund of Kansas state university are hereby transferred
28 to and imposed on the construction defects recovery fund of the depart-
29 ment of administration and the Bluemont hall defects repair fund of Kan-
30 sas state university is hereby abolished.

31 (o) On July 1, 2003, the director of accounts and reports shall transfer
32 all moneys in the ad astra sculpture fund of the department of adminis-
33 tration to the state general fund. On July 1, 2003, all liabilities of the ad
34 astra sculpture fund of the department of administration are hereby trans-
35 ferred to and imposed on the state general fund and the ad astra sculpture
36 fund of the department of administration is hereby abolished.

37 (p) During the fiscal years ending June 30, 2003, and June 30, 2004,
38 upon receipt of a certification by the secretary of administration of the
39 amount necessary to complete the purchase of replacement or other ve-
40 hicles by the central motor pool, the director of accounts and reports shall
41 transfer moneys from the motor pool service fund to the motor pool
42 service depreciation reserve fund in the amounts prescribed in the cer-
43 tification.

1 Sec. 42.

2 STATE BOARD OF TAX APPEALS

3 (a) There is appropriated for the above agency from the state general
4 fund for the fiscal year ending June 30, 2004, the following:

5 Operating expenditures \$1,232,493
6 *Provided*, That any unencumbered balance in the operating expenditures
7 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
8 for fiscal year 2004.

9 (b) There is appropriated for the above agency from the following spe-
10 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
11 moneys now or hereafter lawfully credited to and available in such fund
12 or funds, except that expenditures other than refunds authorized by law
13 shall not exceed the following:

14 Duplicating fees fund..... \$14,500
15 BOTA filing fee fund..... \$300,000

16 Sec. 43.

17 DEPARTMENT OF REVENUE

18 (a) There is appropriated for the above agency from the state general
19 fund for the fiscal year ending June 30, 2004, the following:

20 Operating expenditures \$25,213,302
21 *Provided*, That any unencumbered balance in the operating expenditures
22 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
23 for fiscal year 2004: *Provided, however*, That expenditures from this ac-
24 count for official hospitality shall not exceed \$1,500.

25 (b) There is appropriated for the above agency from the following spe-
26 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
27 moneys now or hereafter lawfully credited to and available in such fund
28 or funds, except that expenditures other than refunds authorized by law
29 shall not exceed the following:

30 Sand royalty fund No limit
31 Division of vehicles operating fund ~~\$35,286,944~~ **\$36,890,534**

32 *Provided*, That all receipts collected under authority of K.S.A. 74-2012
33 and amendments thereto shall be credited to the division of vehicles op-
34 erating fund: *Provided further*, That any expenditure from the division of
35 vehicles operating fund of the department of revenue to reimburse the
36 audit services fund of the division of post audit for a financial-compliance
37 audit in an amount certified by the legislative post auditor shall be in
38 addition to any expenditure limitation imposed on the division of vehicles
39 operating fund for the fiscal year ending June 30, 2004: *And provided*
40 *further*, That the department of revenue shall make expenditures from
41 this fund for printing and mailing vehicle renewal notices: *And provided*
42 *further*, That, notwithstanding the provisions of K.S.A. 68-416 and
43 amendments thereto or of any other statute, expenditures may be made

1 from this fund for ~~other~~ operating expenditures of the department of
 2 revenue **including administration and operation of driver license**
 3 **and registration, administration of the taxation laws, administra-**
 4 **tion of the alcoholic beverage control laws, and the indirect costs**
 5 **of operations in support of these activities in the department of rev-**
 6 **enue.**

7 Vehicle dealers and manufacturers fee fund	No limit
8 Kansas qualified agricultural ethyl alcohol producer incen-	
9 tive fund	No limit
10 Local report fee fund.....	No limit
11 Military retirees income tax refund fund.....	No limit
12 Conversion of materials and equipment fund	No limit
13 Forfeited property fee fund	No limit
14 Setoff services revenue fund	No limit
15 Publications fee fund	No limit
16 State bingo regulation fund	\$103,187 No limit
17 Child support enforcement contractual agreement fund...	No limit
18 County treasurers' vehicle licensing fee fund.....	No limit
19 Reappraisal reimbursement fund	No limit

20 *Provided*, That all moneys received for the costs incurred for conducting
 21 appraisals for any county shall be deposited in the state treasury and
 22 credited to the reappraisal reimbursement fund: *Provided further*, That
 23 expenditures may be made from this fund for the purpose of conducting
 24 appraisals pursuant to orders of the board of tax appeals under K.S.A. 79-
 25 1479 and amendments thereto.

26 Special training fund.....	No limit
27 <i>Provided</i> , That expenditures may be made from the special training fund	
28 for operating expenditures, including official hospitality, incurred for con-	
29 ferences, training seminars, workshops and examinations: <i>Provided fur-</i>	
30 <i>ther</i> , That the secretary of revenue is hereby authorized to fix, charge and	
31 collect fees for conferences, training seminars, workshops and examina-	
32 tions sponsored or cosponsored by the department of revenue: <i>And pro-</i>	
33 <i>vided further</i> , That such fees shall be fixed in order to recover all or part	
34 of the operating expenditures incurred for such conferences, training	
35 seminars, workshops and examinations or for qualifying applicants for	
36 such conferences, training seminars, workshops and examinations: <i>And</i>	
37 <i>provided further</i> , That all fees received for conferences, training semi-	
38 nars, workshops and examinations shall be deposited in the state treasury	
39 and credited to the special training fund.	

40 Recovery fund for enforcement actions and attorney	
41 fees	No limit
42 Federal commercial motor vehicle safety fund.....	No limit
43 Central stores fund.....	No limit

1	<i>Provided</i> , That expenditures may be made from the central stores fund	
2	to operate and maintain a central stores activity to sell supplies to other	
3	state agencies: <i>Provided further</i> , That all moneys received for such sup-	
4	plies shall be deposited in the state treasury and credited to this fund.	
5	Microfilming fund	No limit
6	<i>Provided</i> , That expenditures may be made from the microfilming fund to	
7	operate and maintain a microfilming activity to sell microfilming services	
8	to other state agencies: <i>Provided further</i> , That all moneys received for	
9	such services shall be deposited in the state treasury and credited to this	
10	fund.	
11	Miscellaneous trust bonds fund	No limit
12	Liquor excise tax guarantee bond fund	No limit
13	Non-resident contractors cash bond fund.....	No limit
14	Bond guaranty fund.....	No limit
15	Interstate motor fuel user cash bond fund	No limit
16	Motor fuel distributor cash bond fund.....	No limit
17	County and city bingo tax fund.....	No limit
18	Special county mineral production tax fund.....	No limit
19	County drug tax fund.....	No limit
20	Escheat proceeds suspense fund.....	No limit
21	Privilege tax refund fund	No limit
22	Suspense fund	No limit
23	Cigarette tax refund fund	No limit
24	Motor-vehicle fuel tax refund fund	No limit
25	Cereal malt beverage tax refund fund.....	No limit
26	Income tax refund fund.....	No limit
27	Sales tax refund fund	No limit
28	Compensating tax refund fund	No limit
29	Alcoholic liquor tax refund fund	No limit
30	Cigarette/tobacco products regulation fund.....	No limit
31	Motor carrier tax refund fund	No limit
32	Car company tax fund.....	No limit
33	Protested motor carrier taxes fund.....	No limit
34	Tobacco products refund fund	No limit
35	Transient guest tax refund fund established by K.S.A. 12-	
36	1694a.....	No limit
37	Interstate motor fuel taxes clearing fund.....	No limit
38	Bingo refund fund.....	No limit
39	Transient guest tax refund fund established by K.S.A. 12-	
40	16,100.....	No limit
41	Inheritance tax abatement refund fund.....	No limit
42	Interstate motor fuel taxes refund fund	No limit
43	Interfund clearing fund	No limit

1	Local alcoholic liquor clearing fund.....	No limit
2	International registration plan distribution clearing fund..	No limit
3	Rental motor vehicle excise tax refund fund.....	No limit
4	International fuel tax agreement clearing fund.....	No limit
5	Mineral production tax refund fund.....	No limit
6	Special fuels tax refund fund.....	No limit
7	LP-gas motor fuels refund fund.....	No limit
8	Local alcoholic liquor refund fund.....	No limit
9	Sales tax clearing fund.....	No limit
10	Rental motor vehicle excise tax clearing fund.....	No limit
11	VIPS/CAMA technology hardware fund.....	No limit

12 ~~Provided, That expenditures may be made from the VIPS/CAMA tech-~~
 13 ~~nology hardware fund for CAMA software, VIPS software, and other op-~~
 14 ~~erating expenditures.~~

15 ***Provided, That, notwithstanding the provisions of K.S.A. 74-2021,***
 16 ***and amendments thereto, or of any other statute, expenditures may***
 17 ***be made from this fund for the purposes of upgrading the VIPS/***
 18 ***CAMA computer hardware and software for the state or for the***
 19 ***counties, of administration and operation of the department of rev-***
 20 ***enue, and of the indirect costs of operations in support of these***
 21 ***activities in the department of revenue.***

22	County and city retailers sales tax clearing fund — county	
23	and city sales tax.....	No limit
24	City and county compensating use tax clearing fund.....	No limit
25	County and city transient guest tax clearing fund.....	No limit
26	Automated tax systems fund.....	No limit
27	Dyed diesel fuel fee fund.....	No limit
28	Electronic databases fee fund.....	\$6,732,176 No limit

29 ***Provided, That, notwithstanding the provisions of K.S.A. 74-2022,***
 30 ***and amendments thereto, or of any other statute, expenditures may***
 31 ***be made from this fund for the purposes of operating expenditures,***
 32 ***including expenditures for capital outlay; of operating, maintaining***
 33 ***or improving the vehicle information processing system (VIPS), the***
 34 ***Kansas computer assisted mass appraisal system (CAMA) and other***
 35 ***electronic database systems of the department of revenue, including***
 36 ***the costs incurred to provide access to or to furnish copies of public***
 37 ***records in such database systems; of the administration and oper-***
 38 ***ation of the department of revenue; and of the indirect costs of op-***
 39 ***erations in support of these activities in the department of revenue.***

40 (c) On July 1, 2003, October 1, 2003, January 1, 2004, and April 1,
 41 2004, the director of accounts and reports shall transfer ~~\$8,821,736~~
 42 **\$9,222,634** from the state highway fund of the department of transpor-
 43 tation to the division of vehicles operating fund of the department of

1 revenue for the purpose of financing the cost of operation and general
2 expense of the division of vehicles and related operations of the depart-
3 ment of revenue.

4 (d) On August 1, 2003, the director of accounts and reports shall trans-
5 fer \$75,000 from the accounting services recovery fund of the department
6 of administration to the setoff services revenue fund of the department
7 of revenue for reimbursing costs of recovering amounts owed state agen-
8 cies under K.S.A. 75-6201 *et seq.*, and amendments thereto.

9 (e) On August 1, 2003, the director of accounts and reports shall trans-
10 fer \$60,000 from the social welfare fund of the department of social and
11 rehabilitation services to the child support enforcement contractual
12 agreement fund of the department of revenue to reimburse costs of ad-
13 ministrative expenses of child support enforcement activities under the
14 agreement.

15 Sec. 44.

16 KANSAS LOTTERY

17 (a) There is appropriated for the above agency from the following spe-
18 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
19 moneys now or hereafter lawfully credited to and available in such fund
20 or funds, except that expenditures other than refunds authorized by law
21 shall not exceed the following:

22 Lottery prize payment fund	No limit
23 Lottery operating fund.....	\$8,657,200

24 *Provided*, That all expenditures from the lottery operating fund for on-
25 line terminal communication charges, for on-line vendor commission pay-
26 ments, for instant ticket printing charges, or for refunds and transfers
27 shall be in addition to any expenditure limitation imposed on this fund:
28 *Provided further*, That expenditures from this fund for official hospitality
29 shall not exceed \$5,000: *And provided further*, That any expenditure from
30 the lottery operating fund to reimburse the audit services fund of the
31 division of legislative post audit for a financial-compliance audit in an
32 amount certified by the legislative post auditor shall be in addition to any
33 expenditure limitation imposed on the lottery operating fund for the fiscal
34 year ending June 30, 2004.

35 (b) (1) Notwithstanding the provisions of section 86(b) of chapter 204
36 of the 2002 session Laws of Kansas or any other statute, the director of
37 accounts and reports shall not make the transfer of an amount of not less
38 than \$4,500,000 from the lottery operating fund of the Kansas lottery to
39 the state gaming revenues fund which was directed to be made on July
40 15, 2002, by section 86(b) of chapter 204 of the 2002 session Laws of
41 Kansas for the fiscal year ending June 30, 2003.

42 (2) The director of accounts and reports shall make **only** the one ad-
43 ditional 13th transfer of not less than \$4,000,000 from the lottery oper-

1 ating fund to the state gaming revenues fund **on or before July 15, 2002**,
2 which shall be credited to the fiscal year ending June 30, 2002, and which
3 shall be made in addition to the 12 regular transfers for the fiscal year
4 ending June 30, 2002.

5 (3) The director of accounts and reports shall credit to the fiscal year
6 ending June 30, 2004, each amount transferred from the lottery operating
7 fund of the Kansas lottery to the state gaming revenues fund after July
8 15, 2003, through July 15, 2004.

9 (c) On July 15, 2003, or as soon thereafter as moneys are available,
10 notwithstanding the provisions of K.S.A. 74-8711 and amendments
11 thereto or of any other statute, the director of accounts and reports shall
12 transfer ~~\$542,800~~ **\$276,618.50 monthly until 11 transfers have been**
13 **completed on or before June 15, 2004**, from the lottery operating fund
14 to the state general fund: *Provided*, That the transfer of such amount shall
15 be in addition to any other transfer from the lottery operating fund to the
16 state general fund as prescribed by law: *Provided further*, That the
17 amount transferred from the lottery operating fund to the state general
18 fund pursuant to this subsection is to reimburse the state general fund
19 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
20 chasing services and any other governmental services which are per-
21 formed on behalf of the Kansas lottery by other state agencies which
22 receive appropriations from the state general fund to provide such serv-
23 ices.

24 Sec. 45.

25 KANSAS RACING AND GAMING COMMISSION

26 (a) There is appropriated for the above agency from the following spe-
27 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
28 moneys now or hereafter lawfully credited to and available in such fund
29 or funds, except that expenditures other than refunds authorized by law
30 shall not exceed the following:

31 State racing fund..... \$3,015,318

32 *Provided*, That all expenditures from the state racing fund for refunds
33 and transfers shall be in addition to any expenditure limitation imposed
34 on this fund: *Provided further*, That expenditures from this fund for of-
35 ficial hospitality shall not exceed \$2,500: *And provided further*, That any
36 expenditure from the state racing fund to reimburse the audit services
37 fund of the division of legislative post audit for a financial-compliance
38 audit in an amount certified by the legislative post auditor shall be in
39 addition to any expenditure limitation imposed on the state racing fund
40 for the fiscal year ending June 30, 2004.

41 Racing reimbursable expense fund..... No limit

42 Racing applicant deposit fund No limit

43 Kansas horse breeding development fund No limit

1	Kansas greyhound breeding development fund.....	No limit
2	Racing investigative expense fund.....	No limit
3	Horse fair racing benefit fund.....	No limit
4	Tribal gaming fund.....	No limit

5 *Provided*, That expenditures from the tribal gaming fund for the fiscal
6 year ending June 30, 2004, for official hospitality shall not exceed \$1,500.

7 (b) On July 1, 2003, the director of accounts and reports shall transfer
8 \$450,000 from the state general fund to the tribal gaming fund of the
9 Kansas racing and gaming commission.

10 (c) During the fiscal year ending June 30, 2004, the director of accounts
11 and reports shall transfer one or more amounts certified by the executive
12 director of the state gaming agency from the tribal gaming fund to the
13 state general fund: *Provided*, That all such transfers shall be for the pur-
14 pose of reimbursing the state general fund for the amount equal to the
15 net amount obtained by subtracting (1) the aggregate of any costs in-
16 curred by the state gaming agency during fiscal year 2004 for any arbi-
17 tration or litigation in connection with the administration and enforce-
18 ment of tribal-state gaming compacts or the provisions of the tribal
19 gaming oversight act, from (2) the aggregate of the amounts transferred
20 to the tribal gaming fund of the Kansas racing and gaming commission
21 during fiscal year 2004 for the operating expenditures for the state gaming
22 agency and any other expenses incurred in connection with the admin-
23 istration and enforcement of tribal-state gaming compacts or the provi-
24 sions of the tribal gaming oversight act.

25 (d) Notwithstanding any other provision of law, no transfers shall be
26 made during the fiscal year ending June 30, 2004, from the state racing
27 fund to any fund of the Kansas bureau of investigation for any purpose.
28 All payments during the fiscal year ending June 30, 2004, for services
29 provided by the Kansas bureau of investigation shall be paid by the Kansas
30 racing and gaming commission in accordance with subsection (b) of
31 K.S.A. 75-5516 and amendments thereto, pursuant to bills which are pre-
32 sented in a timely manner by the Kansas bureau of investigation for serv-
33 ices rendered. Any expenditure from the state racing fund during fiscal
34 year 2004 to reimburse the Kansas bureau of investigation for professional
35 services and fees in an amount certified by the director of the Kansas
36 bureau of investigation shall be in addition to any expenditure limitation
37 imposed on the state racing fund for the fiscal year ending June 30, 2004.

38 (e) In addition to the other purposes for which expenditures may be
39 made from the moneys appropriated in the tribal gaming fund for fiscal
40 year 2004 for the Kansas racing and gaming commission by this or other
41 appropriation act of the 2003 regular session of the legislature, expendi-
42 tures may be made from the tribal gaming fund for fiscal year 2004 for
43 the state gaming agency regulatory oversight of class III gaming, including

1 but not limited to the regulatory oversight and law enforcement activities
2 of monitoring compliance with tribal-state gaming compacts and con-
3 ducting investigations of violations of tribal-state gaming compacts, in-
4 vestigations of criminal violations of the laws of this state at tribal gaming
5 facilities, criminal violations of the tribal gaming oversight act, and inves-
6 tigation of other criminal activities related to tribal gaming, which are
7 hereby authorized.

8 (f) In addition to the other purposes for which expenditures may be
9 made from the moneys appropriated in the state racing fund for fiscal
10 year 2004 for the Kansas racing and gaming commission by this or other
11 appropriation act of the 2003 regular session of the legislature, expendi-
12 tures may be made from the state racing fund for fiscal year 2004 for
13 paying salaries and wages of agency personnel performing criminal history
14 record checks, background investigations and other investigations speci-
15 fied in statute: *Provided*, That, notwithstanding any other provision of
16 law, including K.S.A. 74-8805, 74-8806 and 74-8814 and amendments
17 thereto, law enforcement agents of the Kansas racing and gaming com-
18 mission are hereby authorized and directed to conduct criminal history
19 record checks, background investigations and other investigations speci-
20 fied in statute.

21 ***(g) Notwithstanding the provisions of K.S.A. 74-8838, and amend-***
22 ***ments thereto, on October 1, 2003, or as soon thereafter as moneys***
23 ***are available, the director of accounts and reports shall transfer***
24 ***\$300,000 from the horse fair racing benefit fund to the state general***
25 ***fund.***

26 Sec. 46.

27 DEPARTMENT OF COMMERCE AND HOUSING

28 (a) There is appropriated for the above agency from the state economic
29 development initiatives fund for the fiscal year ending June 30, 2004, the
30 following:

31 Operating grant (including official
32 hospitality) ~~\$14,026,980~~ **\$13,501,660**

33 *Provided*, That any unencumbered balance in the operating grant (in-
34 cluding official hospitality) account in excess of \$100 **as of June 30, 2003**,
35 is hereby reappropriated for fiscal year 2004: *Provided further*, That ex-
36 penditures may be made from the operating grant (including official hos-
37 pitality) account for loans pursuant to loan agreements which are hereby
38 authorized to be entered into by the secretary of commerce and housing
39 in accordance with repayment provisions and other terms and conditions
40 as may be prescribed by the secretary therefor under the agricultural
41 value added center program: *And provided further*, That expenditures
42 may be made from the operating grant (including official hospitality) ac-
43 count for certified development companies that have been determined

1 to be qualified for grants by the secretary of commerce and housing,
 2 except that expenditures for such grants shall not be made for grants to
 3 more than 10 certified development companies that have been deter-
 4 mined to be qualified for grants by the secretary of commerce and hous-
 5 ing; *And provided further*, That during fiscal year 2004, expenditures
 6 made by the department of commerce and housing from the operating
 7 grant (including official hospitality) account of the state economic devel-
 8 opment initiatives fund shall be made for the purpose of achieving the
 9 following outcome measures:

Measure	Budget Year Projection FY 2004
Jobs created by projects utilizing KDOC&H assistance	5,745
Jobs retained by projects utilizing KDOC&H assistance	4,950
Payroll generated by projects utilizing KDOC&H assistance	\$374,690,000 \$338,539,160
Capital investment in Kansas resulting from projects utilizing KDOC&H assistance	\$842,200,000
Funds leveraged through match in projects utilizing KDOC&H assistance	\$32,143,719
Individuals trained through workforce development programs	9,468
Sales generated by projects utilizing KDOC&H assistance	\$53,290,000
Increase in visitation resulting from KDOC&H tourism promotion efforts	332,150
Tourism revenue generated as a result of KDOC&H tourism promotion	\$32,494,970
Kansans served with counseling, technical assistance or business services	4,462
Number of communities receiving community assistance services	298

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Number of Kansans with improved housing situations resulting from KDOC&H assistance	225
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(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2004, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Publication and other sales fund	No limit
Conversion of equipment and materials fund	No limit
Conference registration and disbursement fund.....	No limit
Kansas venture capital companies certificate fee fund.....	No limit
Trademark fund	No limit
Low income housing tax credit fee fund	No limit

Provided, That expenditures may be made from the low income tax credit fee fund for loans pursuant to loan agreements which are hereby authorized to be entered into by the secretary of commerce and housing in accordance with such repayment provisions and other terms and conditions as may be prescribed by the secretary therefor under the low income housing tax credit program: *Provided further*, That all moneys received by the department of commerce and housing for repayment of loans made under the low income housing tax credit program shall be deposited in the state treasury and credited to this fund: *And provided further*, That, in addition to the other purposes for which expenditures may be made from the low income housing tax credit fee fund, expenditures may be made from such fund for projects of the Kansas housing development corporation and related operating expenses of such corporation: *And provided further*, That all such expenditures for projects and operating expenses shall be subject to the approval of the secretary of commerce and housing: *And provided further*, That such projects shall include, but not be limited to, (1) increasing housing opportunities for the citizens of Kansas, (2) purchasing, developing and transferring housing projects, (3) incurring obligations related to any such projects, and (4) establishing partnerships and lending relationships with local communities and entities in the private sector.

Flood mitigation assistance federal fund	No limit
Trade show promotion fund.....	No limit
Kansas tourist attraction matching grant development fund	No limit
Greyhound tourism fund	No limit
Reimbursement and recovery fund	No limit

1 Housing assistance program — federal fund..... No limit
 2 Community development block grant — federal fund..... No limit
 3 Community development block grant — federal fund —
 4 revolving loan account..... No limit
 5 HOME — federal fund..... No limit
 6 *Provided*, That, in addition to the other purposes for which expenditures
 7 may be made from the HOME — federal fund, expenditures may be
 8 made from such fund for projects of the Kansas housing development
 9 corporation and related operating expenses of such corporation: *Provided*
 10 *further*, That all such expenditures for projects and operating expenses
 11 shall be subject to the approval of the secretary of commerce and housing;
 12 *And provided further*, That such projects shall include, but not be limited
 13 to, (1) increasing housing opportunities for the citizens of Kansas, (2)
 14 purchasing, developing and transferring housing projects, (3) incurring
 15 obligations related to any such projects, and (4) establishing partnerships
 16 and lending relationships with local communities and entities in the pri-
 17 vate sector.
 18 Community services block grant — federal fund..... No limit
 19 Other federal grants fund No limit
 20 *Provided*, That the above agency is authorized to make expenditures from
 21 the other federal grants fund of any moneys credited to this fund from
 22 any individual grant if the grant is: (1) Less than or equal to \$250,000 in
 23 the aggregate, and (2) does not require the matching expenditure of any
 24 other moneys in the state treasury during fiscal year 2004 other than
 25 moneys appropriated by this or other appropriation act of the 2003 reg-
 26 ular session of the legislature: *Provided, however*, That, upon application
 27 to and authorization by the governor, the above agency may make ex-
 28 penditures of moneys credited to this fund from any individual federal
 29 grant which is more than \$250,000 in the aggregate or which requires the
 30 matching expenditure of moneys in the state treasury during the fiscal
 31 year 2004, other than moneys appropriated by this or other appropriation
 32 act of the 2003 regular session of the legislature.
 33 Weatherization block grant — federal fund..... No limit
 34 Energy winterization — federal fund No limit
 35 HUD emergency shelter grants — federal fund..... No limit
 36 National main street center fund No limit
 37 State housing trust fund No limit
 38 *Provided*, That, in addition to the other purposes for which expenditures
 39 may be made from the state housing trust fund, expenditures may be
 40 made from such fund for projects of the Kansas housing development
 41 corporation and related operating expenses of such corporation: *Provided*
 42 *further*, That all such expenditures for projects and operating expenses
 43 shall be subject to the approval of the secretary of commerce and housing;

1 *And provided further*, That such projects shall include, but not be limited
 2 to, (1) increasing housing opportunities for the citizens of Kansas, (2)
 3 purchasing, developing and transferring housing projects, (3) incurring
 4 obligations related to any such projects, and (4) establishing partnerships
 5 and lending relationships with local communities and entities in the pri-
 6 vate sector.

7 IMPACT program services fund..... No limit
 8 IMPACT program repayment fund..... No limit
 9 Kansas partnership fund..... No limit

10 *Provided*, That the interest rate on any loan made from the Kansas part-
 11 nership fund shall be annually indexed to the federal discount rate.

12 Goodyear bond repayment fund..... No limit

13 *Provided*, That, on July 1, 2003, or as soon thereafter as moneys are
 14 available, the director of the division of accounts and reports shall transfer
 15 from the state general fund to the Goodyear bond repayment fund an
 16 amount sufficient to pay annual debt service on the bond obligations
 17 authorized pursuant to K.S.A. 74-8942 through 74-8945 and amendments
 18 thereto as certified by the secretary of commerce and housing, in accord-
 19 ance with and subject to the provisions of K.S.A. 74-8943 and amend-
 20 ments thereto.

21 General fees fund..... No limit

22 *Provided*, That expenditures may be made from the general fees fund for
 23 loans pursuant to loan agreements which are hereby authorized to be
 24 entered into by the secretary of commerce and housing in accordance
 25 with repayment provisions and other terms and conditions as may be
 26 prescribed by the secretary therefor under programs of the department.

27 Market development fund No limit

28 *Provided*, That expenditures may be made from the market development
 29 fund for loans pursuant to loan agreements which are hereby authorized
 30 to be entered into by the secretary of commerce and housing in accord-
 31 ance with repayment provisions and other terms and conditions as may
 32 be prescribed by the secretary therefor under the agricultural value added
 33 center program: *Provided further*, That all moneys received by the de-
 34 partment of commerce and housing for repayment of loans made under
 35 the agricultural value added center program shall be deposited in the
 36 state treasury and credited to this fund.

37 ~~Kansas, Inc. matching fund..... No limit~~

38 Kansas economic opportunity initiatives fund No limit

39 Kansas existing industry expansion fund..... No limit

40 *Provided*, That expenditures may be made from the Kansas existing in-
 41 dustry expansion fund for loans pursuant to loan agreements which are
 42 hereby authorized to be entered into by the secretary of commerce and
 43 housing in accordance with repayment provisions and other terms and

1 conditions as may be prescribed by the secretary therefor under the Kan-
2 sas existing industry expansion program: *Provided further*, That all mon-
3 eys received by the department of commerce and housing for repayment
4 of loans made under the Kansas existing industry expansion program shall
5 be deposited in the state treasury and credited to this fund.

6 (c) The secretary of commerce and housing is hereby authorized to fix,
7 charge and collect fees during the fiscal year ending June 30, 2004, for
8 (1) the services provided under the low-income housing tax credit pro-
9 gram, private activity bond program, mortgage certificates/mortgage rev-
10 enue bond program and under other programs of the department of com-
11 merce and housing providing similar services and for which fees are not
12 specifically prescribed by statute, (2) the provision and administration of
13 conferences held for the purposes of programs and activities of the de-
14 partment of commerce and housing and for which fees are not specifically
15 prescribed by statute, (3) sale of *Kansas!* magazine and other publications
16 of the department of commerce and housing and for sale of educational
17 and other promotional items and for which fees are not specifically pre-
18 scribed by statute, and (4) promotional and other advertising and related
19 economic development activities and services provided under economic
20 development programs and activities of the department of commerce and
21 housing, including those provided at tourist information centers: *Pro-*
22 *vided*, That such fees shall be fixed in order to recover all or part of the
23 operating expenses incurred in providing such services, conferences,
24 publications and items, advertising and other economic development ac-
25 tivities and services provided under economic development programs and
26 activities of the department of commerce and housing for which fees are
27 not specifically prescribed by statute: *Provided further*, That all such fees
28 shall be credited to one or more special revenue funds of the department
29 of commerce and housing as specified by the secretary of commerce and
30 housing: *And provided further*, That expenditures may be made from
31 such special revenue funds of the department of commerce and housing
32 for fiscal year 2004, in accordance with the provisions of this or other
33 appropriation act of the 2003 regular session of the legislature, for op-
34 erating expenses incurred in providing such services, conferences,
35 publications and items, advertising, programs and activities and for op-
36 erating expenses incurred in providing similar economic development ac-
37 tivities and services provided under economic development programs and
38 activities of the department of commerce and housing.

39 (d) In addition to the other purposes for which expenditures may be
40 made by the department of commerce and housing from moneys appro-
41 priated from the state general fund or any special revenue fund for fiscal
42 year 2004 for the department of commerce and housing as authorized by
43 this or other appropriation act of the 2003 regular session of the legisla-

1 ture, expenditures may be made by the department of commerce and
2 housing for fiscal year 2004 for official hospitality.

3 (e) On August 15, 2003, and December 15, 2003, or as soon thereafter
4 as moneys are available, the director of accounts and reports shall transfer
5 \$1,487,500 from the state economic development initiatives fund to the
6 Kansas economic opportunity initiatives fund of the department of com-
7 merce and housing.

8 (f) On August 15, 2003, and December 15, 2003, or as soon after each
9 such date as moneys are available, the director of accounts and reports
10 shall transfer \$211,623 from the state economic development initiatives
11 fund to the Kansas existing industry expansion fund of the department of
12 commerce and housing.

13 (g) On or after July 1, 2003, during the fiscal year ending June 30, 2004,
14 the director of accounts and reports shall transfer the amount or amounts
15 specified by the secretary of commerce and housing from the Kansas
16 venture capital companies certificate fee fund to the general fees fund to
17 reimburse the amount expended from the general fees fund for consult-
18 ing services purchased by the department of commerce and housing in
19 connection with establishing a program to administer the certified capital
20 formation company act.

21 (h) On July 1, 2003, the director of accounts and reports shall transfer
22 all moneys in the Kansas export loan guarantee fund of the department
23 of commerce and housing to the state economic development initiatives
24 fund. On July 1, 2003, all liabilities of the Kansas export loan guarantee
25 fund of the department of commerce and housing, including any encum-
26 brances, are hereby transferred to and imposed on the state economic
27 development initiatives fund and the Kansas export loan guarantee fund
28 of the department of commerce and housing, is hereby abolished.

29 Sec. 47.

30 KANSAS TECHNOLOGY ENTERPRISE CORPORATION

31 (a) There is appropriated for the above agency from the state economic
32 development initiatives fund for the fiscal year ending June 30, 2004, the
33 following:

34 Operations, assistance and grants (including official
35 hospitality) ~~\$10,604,188~~ **\$10,929,508**

36 *Provided*, That any unencumbered balance in the operations, assistance
37 and grants (including official hospitality) account is hereby reappropriated
38 for fiscal year 2004.

39 (b) There is appropriated for the above agency from the following spe-
40 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
41 moneys now or hereafter lawfully credited to and available in such fund
42 or funds, except that expenditures other than refunds authorized by law
43 shall not exceed the following:

1 MAMTC federal fund..... No limit
 2 KTEC special revenue fund..... No limit
 3 (c) No moneys appropriated for the fiscal year ending June 30, 2004,
 4 by this or other appropriation act of the 2003 regular session of the leg-
 5 islature for the Kansas technology enterprise corporation shall be ex-
 6 pended for any bonus or other payment of additional compensation for
 7 any officer or employee of the Kansas technology enterprise corporation,
 8 or any subsidiary corporation, agency or instrumentality thereof, except
 9 longevity bonus payments pursuant to K.S.A. 75-5541 and amendments
 10 thereto or as otherwise specifically authorized by statute.

11 Sec. 48.

12 DEPARTMENT OF HUMAN RESOURCES

13 (a) There is appropriated for the above agency from the state general
 14 fund for the fiscal year ending June 30, 2004, the following:

15 Operating expenditures \$1,854,917
 16 *Provided*, That any unencumbered balance in the operating expenditures
 17 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 18 for fiscal year 2004: *Provided, however*, That expenditures from such
 19 reappropriated balance shall not exceed \$36,695 except upon approval of
 20 the state finance council: *Provided further*, That in addition to the other
 21 purposes for which expenditures may be made by the above agency from
 22 this account for the fiscal year ending June 30, 2004, expenditures may
 23 be made from this account for the costs incurred for court reporting
 24 under K.S.A. 72-5413 *et seq.* and 75-4321 *et seq.*, and amendments
 25 thereto: *And provided further*, That expenditures from this account for
 26 official hospitality by the secretary of human resources shall not exceed
 27 \$2,000.

28 Any unencumbered balance in excess of \$100 as of June 30, 2003, in each
 29 of the following accounts is hereby reappropriated for fiscal year 2004:
 30 Welfare to work grant — state match.

31 (b) There is appropriated for the above agency from the following spe-
 32 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 33 moneys now or hereafter lawfully credited to and available in such fund
 34 or funds, except that expenditures other than refunds authorized by law
 35 shall not exceed the following:

36 Workmen’s compensation fee fund \$9,481,593
 37 Occupational health and safety — federal fund..... \$592,449
 38 Boiler inspection fee fund..... No limit
 39 General fees fund..... No limit
 40 Special employment security fund..... No limit

41 *Provided*, That expenditures may be made from the special employment
 42 security fund for payment of the portion of telecommunications services
 43 provided by the state of Kansas which are required to be paid from non-

1 federal sources: *Provided, however*, That expenditures from the special
 2 employment security fund for such purpose shall not exceed \$40,000:
 3 *Provided further*, That expenditures may be made from the special em-
 4 ployment security fund for payment of debt service on revenue bonds
 5 issued to finance remodeling of the 401 S. Topeka building: *Provided*,
 6 *however*, That expenditures from this fund for such debt service shall not
 7 exceed \$278,258: *And provided further*, That expenditures may be made
 8 from the special employment security fund for the wheat harvest pro-
 9 gram: *And provided further*, That expenditures from this fund for the
 10 wheat harvest program shall not exceed \$66,082: *And provided further*,
 11 That expenditures may be made from the special employment security
 12 fund for payment of the portion of services provided by the central motor
 13 pool which are required to be paid from nonfederal funds: *And provided*
 14 *further*, That expenditures from this fund for payment of such central
 15 motor pool services shall not exceed \$35,000: *And provided further*, That
 16 expenditures may be made from the special employment security fund
 17 for moving, rent and associated costs due to the remodeling of the ad-
 18 ministrative office: *And provided further*, That expenditures from this
 19 fund for the cost of remodeling such administrative office shall not exceed
 20 \$62,707.

21	Employment security administration fund.....	No limit
22	State workplace health and safety fund.....	No limit
23	Wage claims assignment fee fund	No limit
24	Employment security computer systems institute fund.....	No limit
25	Workforce investment act state operations fund.....	No limit
26	Welfare to work grant — federal fund.....	No limit
27	Workforce investment act non-state operations fund	No limit
28	Human resources special projects fund — federal.....	No limit
29	Advisory committee on Hispanic affairs — donations	
30	fund.....	No limit
31	Committee on employment of the handicapped — gifts,	
32	grants and donations fund.....	No limit
33	Federal indirect cost offset fund.....	\$314,049
34	Dispute resolution fund.....	No limit

35 *Provided*, That all moneys received by the secretary of human resources
 36 for reimbursement of expenditures for the costs incurred for mediation
 37 under K.S.A. 72-5427 and amendments thereto and for fact-finding under
 38 K.S.A. 72-5428 and amendments thereto shall be deposited in the state
 39 treasury and credited to the dispute resolution fund: *Provided further*,
 40 That expenditures may be made from this fund to pay the costs incurred
 41 for mediation under K.S.A. 72-5427 and amendments thereto and for
 42 fact-finding under K.S.A. 72-5428 and amendments thereto, subject to
 43 full reimbursement therefor by the board of education and the profes-

1 sional employees' organization involved in such mediation and fact-find-
2 ing procedures.

3 Employment security fund..... No limit

4 Employment security administration property sale fund... No limit

5 *Provided*, That the secretary of human resources, in consultation with the
6 secretary of administration, is hereby authorized to make expenditures
7 from the employment security administration property sale fund to pur-
8 chase or acquire by exchange additional real estate to provide space for
9 the job service and unemployment insurance programs of the department
10 of human resources, including the initiation, planning and completion of
11 capital improvements on such real estate for such purposes: *Provided*,
12 *however*, That no expenditures shall be made from this fund for a pro-
13 posed purchase or other acquisition of additional real estate to provide
14 space for the job service and unemployment insurance programs of the
15 department of human resources until such proposed purchase or other
16 acquisition, including the preliminary plans and program statement for
17 any capital improvement project that is proposed to be initiated and com-
18 pleted by or for the department of human resources on such real estate
19 for such purposes, have been reviewed by the joint committee on state
20 building construction.

21 (c) In addition to the other purposes for which expenditures may be
22 made by the department of human resources from the employment se-
23 curity fund for fiscal year 2004, expenditures may be made by the de-
24 partment of human resources from the employment security fund during
25 fiscal year 2004 from moneys made available to the state under section
26 903(d) of the federal social security act, as amended: *Provided*, That ex-
27 penditures from this fund during fiscal year 2004 of moneys made avail-
28 able to the state under section 903(d) of the federal social security act, as
29 amended, shall be made only for administration of the unemployment
30 insurance program: *Provided further*, That expenditures from this fund
31 during fiscal year 2004 of moneys made available to the state under sec-
32 tion 903(d) of the federal social security act, as amended, for administra-
33 tion of the unemployment insurance program shall not exceed ~~\$1,892,855~~
34 ~~\$0~~ [~~\$1,892,855~~].

35 (d) In addition to the other purposes for which expenditures may be
36 made by the department of human resources from moneys appropriated
37 from any special revenue fund for fiscal year 2004 as authorized by this
38 or other appropriation act of the 2003 regular session of the legislature,
39 expenditures may be made by the department of human resources for
40 fiscal year 2004 from the moneys appropriated from any special revenue
41 fund for the expenses of the sale, exchange or other disposition conveying
42 title for any portion or all of the real estate of the department of human
43 resources: *Provided*, That such expenditures may be made and such sale,

1 exchange or other disposition conveying title for any portion or all of the
 2 real estate of the department of human resources may be executed or
 3 otherwise effectuated only upon specific authorization by the state fi-
 4 nance council acting on this matter, which is hereby characterized as a
 5 matter of legislative delegation and subject to the guidelines prescribed
 6 in subsection (c) of K.S.A. 75-3711c and amendments thereto and acting
 7 after receiving the recommendations of the joint committee on state
 8 building construction: *Provided, however,* That no such sale, exchange or
 9 other disposition conveying title for any portion of the real estate of the
 10 department of human resources shall be executed until the proposed sale,
 11 exchange or other disposition conveying title for such real estate has been
 12 reviewed by the joint committee on state building construction: *Provided*
 13 *further,* That the net proceeds from the sale of any of the real estate of
 14 the department of human resources shall be deposited in the state treas-
 15 ury to the credit of the employment security administration property sale
 16 fund of the department of human resources: *Provided, however,* That
 17 expenditures from such fund shall not exceed the limitation established
 18 for fiscal year 2004 by this or other appropriation act of the 2003 regular
 19 session of the legislature except upon approval of the state finance coun-
 20 cil.

21 ***(e) Notwithstanding the provisions of K.S.A. 74-715, and amend-***
 22 ***ments thereto, on July 1, 2003, or as soon thereafter as moneys are***
 23 ***available, the director of accounts and reports shall transfer***
 24 ***\$215,208 from the workmen’s compensation fee fund to the state***
 25 ***general fund: Provided, That the transfer of such amount shall be in***
 26 ***addition to any other transfer from the workmen’s compensation fee***
 27 ***fund to the state general fund as prescribed by law: Provided further,***
 28 ***That the amount transferred from the workmen’s compensation fee***
 29 ***fund to the state general fund pursuant to this subsection is to re-***
 30 ***imburse the state general fund for accounting, auditing, budgeting,***
 31 ***legal, payroll, personnel and purchasing services and any other gov-***
 32 ***ernmental services which are performed on behalf of the depart-***
 33 ***ment of human resources by other state agencies which receive ap-***
 34 ***propriations from the state general fund to provide such services.***

35 Sec. 49.

36 KANSAS COMMISSION ON VETERANS AFFAIRS

37 (a) There is appropriated for the above agency from the state general
 38 fund for the fiscal year ending June 30, 2004, the following:

39 Operating expenditures — veterans affairs	\$1,668,517
40 <i>Provided,</i> That any unencumbered balance in the operating expenditures	
41 — veterans affairs account in excess of \$100 as of June 30, 2003, is hereby	
42 reappropriated for fiscal year 2004.	
43 Operations — state veterans cemeteries	\$226,277

1 *Provided*, That any unencumbered balance in the operations-state vet-
 2 erans cemeteries account in excess of \$100 as of June 30, 2003, is hereby
 3 reappropriated for fiscal year 2004.

4 Operating expenditures — Kansas soldiers’ home \$1,359,633
 5 *Provided*, That any unencumbered balance in the operating expenditures
 6 — Kansas soldiers’ home account in excess of \$100 as of June 30, 2003,
 7 is hereby reappropriated for fiscal year 2004.

8 Operating expenditures — Kansas veterans’ home \$1,469,136
 9 *Provided*, That any unencumbered balance in the operating expenditures
 10 — Kansas veterans’ home account in excess of \$100 as of June 30, 2003,
 11 is hereby reappropriated for fiscal year 2004.

12 (b) There is appropriated for the above agency from the following spe-
 13 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 14 moneys now or hereafter lawfully credited to and available in such fund
 15 or funds, except that expenditures other than refunds authorized by law
 16 shall not exceed the following:

17 Kansas commission on veterans affairs fund	No limit
18 Soldiers’ home fee fund	No limit
19 Soldiers’ home benefit fund	No limit
20 Soldiers’ home work therapy fund.....	No limit
21 Veterans’ home fee fund	No limit
22 Persian Gulf War veterans health initiative fund	No limit
23 Veterans’ home canteen fund.....	No limit
24 Veterans’ home benefit fund.....	No limit
25 Soldiers’ home outpatient clinic fund	No limit
26 State veterans cemeteries fee fund.....	No limit
27 State veterans cemeteries donations and contributions	
28 fund	No limit

29 (c) On July 1, 2003, or as soon thereafter as moneys are available, the
 30 director of accounts and reports shall transfer \$2,500 from the soldiers’
 31 home work therapy fund to the soldiers’ home benefit fund.

32 ***(d) In addition to the other purposes for which expenditures may***
 33 ***be made by the Kansas commission on veterans affairs from the***
 34 ***moneys appropriated from the state general fund or from any spe-***
 35 ***cial revenue fund for fiscal year 2004 as authorized by this or other***
 36 ***appropriation act of the 2003 regular session of the legislature, ex-***
 37 ***penditures shall be made by the Kansas commission on veterans***
 38 ***affairs from moneys appropriated from the state general fund or***
 39 ***from any special revenue fund for fiscal year 2004 to provide for***
 40 ***the issuance of bonds by the Kansas development finance authority***
 41 ***in accordance with K.S.A. 74-8905 and amendments thereto for a***
 42 ***capital improvement project for the veterans’ home HVAC system***
 43 ***replacement in conjunction with bonds issued for the capital im-***

1 *provement project or projects for state hospital renovation and re-*
 2 *pair, as authorized by section 3 of 2003 Senate Bill No. 253 for the*
 3 *department of social and rehabilitation services: Provided, That the*
 4 *capital improvement project for the veterans' home HVAC system*
 5 *replacement is hereby approved for the Kansas commission on vet-*
 6 *erans affairs for the purposes of subsection (b) of K.S.A. 74-8905*
 7 *and amendments thereto and the authorization of the issuance of*
 8 *bonds by the Kansas development finance authority in accordance*
 9 *with that statute in conjunction with bonds issued for the capital*
 10 *improvement project or projects for state hospital renovation and*
 11 *repair, as authorized by section 3 of 2003 Senate Bill No. 253 for*
 12 *the department of social and rehabilitation services: Provided fur-*
 13 *ther, That the Kansas commission on veterans affairs may make ex-*
 14 *penditures from the moneys received from the issuance of any such*
 15 *bonds for such capital improvement project: Provided, however, That*
 16 *expenditures from the moneys received from the issuance of any*
 17 *such bonds for such capital improvement project shall not exceed*
 18 *\$1,413,500, plus all amounts required for costs of bond issuance,*
 19 *costs of interest on the bonds issued for such capital improvement*
 20 *project during the construction of such project and any required*
 21 *reserves for the payment of principal and interest on the bonds: And*
 22 *provided further, That all moneys received from the issuance of any*
 23 *such bonds shall be deposited and accounted for as prescribed by*
 24 *applicable bond covenants: And provided further, That debt service*
 25 *for any such bonds for such capital improvement project shall be*
 26 *financed by appropriations from the state institutions building fund*
 27 *or any other appropriate special revenue fund or funds.*

28 Sec. 50.

29 DEPARTMENT OF HEALTH AND ENVIRONMENT —
 30 DIVISION OF HEALTH

31 (a) There is appropriated for the above agency from the state general
 32 fund for the fiscal year ending June 30, 2004, the following:

33 Operating expenditures (including official hospitality)..... \$7,038,760

34 *Provided, That, of the unencumbered balance in the operating expendi-*
 35 *tures (including official hospitality) account of the department of health*
 36 *and environment in excess of \$100 as of June 30, 2003, the amount equal*
 37 *to 44% of such unencumbered balance is hereby reappropriated to the*
 38 *operating expenditures (including official hospitality) account of the de-*
 39 *partment of health and environment — division of health for fiscal year*
 40 *2004.*

41 SIDS network grant..... \$25,000

42 *Provided, That any unencumbered balance in the SIDS network grant*
 43 *account in excess of \$100 as of June 30, 2003, is hereby reappropriated*

1 for fiscal year 2004.

2 Vaccine purchases \$674,896

3 *Provided*, That any unencumbered balance in the vaccine purchases ac-
4 count in excess of \$100 as of June 30, 2003, is hereby reappropriated for
5 fiscal year 2004.

6 Infant and toddler program..... \$1,992,000

7 *Provided*, That any unencumbered balance in the infant and toddler pro-
8 gram account in excess of \$100 as of June 30, 2003, is hereby reappro-
9 priated for fiscal year 2004.

10 Aid to local units \$4,757,102

11 *Provided*, That any unencumbered balance in the aid to local units ac-
12 count in excess of \$100 as of June 30, 2003, is hereby reappropriated for
13 fiscal year 2004: *Provided further*, That expenditures from the aid to local
14 units account for child care licensure activities are hereby authorized to
15 be made for contracts which are hereby authorized to be entered into by
16 the secretary of health and environment with local health departments,
17 private individuals and others: *And provided further*, That all expendi-
18 tures from this account for state financial assistance to local health de-
19 partments shall be in accordance with the formula prescribed by K.S.A.
20 65-241 through 65-246 and amendments thereto.

21 Aid to local units — primary health projects..... \$1,520,840

22 *Provided*, That any unencumbered balance in the aid to local units —
23 primary health projects account in excess of \$100 as of June 30, 2003, is
24 hereby reappropriated for fiscal year 2004: *Provided further*, That no
25 expenditures shall be made from the aid to local units — primary health
26 projects account to disburse any amount to a local government or other
27 health care unit until the amount has been matched on a \$1 for \$1 basis
28 by the local government or other health care unit on a cash or in-kind
29 basis, or some combination thereof, as approved by the secretary of health
30 and environment.

31 Teen pregnancy prevention activities..... \$563,312

32 *Provided*, That any unencumbered balance in the teen pregnancy pre-
33 vention activities account in excess of \$100 as of June 30, 2003, is hereby
34 reappropriated for fiscal year 2004: *Provided further*, That expenditures
35 from the teen pregnancy prevention activities account shall be made to
36 give highest priority to recipients of aid to families with dependent chil-
37 dren and other medicaid eligible teens: *And provided further*, That ex-
38 penditures may be made from this account for grants made pursuant to
39 K.S.A. 65-1,158 and amendments thereto: *And provided further*, That no
40 expenditures shall be made from this account to disburse any amount to
41 the recipient of any grant pursuant to K.S.A. 65-1,158 and amendments
42 thereto until the amount has been matched in the manner prescribed by
43 K.S.A. 65-1,158 and amendments thereto.

1 Aid to local units — family planning..... \$98,880
 2 *Provided*, That any unencumbered balance in the aid to local units —
 3 family planning account in excess of \$100 as of June 30, 2003, is hereby
 4 reappropriated for fiscal year 2004: *Provided further*, That all expendi-
 5 tures from the aid to local units — family planning account shall be in
 6 accordance with grant agreements entered into by the secretary of health
 7 and environment and grant recipients: *And provided further*, That all
 8 expenditures from this account pursuant to such grant agreements shall
 9 be made only for the costs of pap smears or initial and follow-up labo-
 10 ratory tests.

11 Immunization programs \$327,781
 12 *Provided*, That any unencumbered balance in the immunization programs
 13 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 14 for fiscal year 2004: *Provided further*, That all expenditures from the
 15 immunization programs account shall be for the purpose of providing
 16 expanded immunization services at local health departments.

17 (b) There is appropriated for the above agency from the following spe-
 18 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 19 moneys now or hereafter lawfully credited to and available in such fund
 20 or funds, except that expenditures other than refunds authorized by law
 21 shall not exceed the following:

22 Title XIX fund	No limit
23 Health care database fee fund.....	No limit
24 Vital statistics maintenance fee fund.....	No limit
25 Laboratory medicaid cost recovery fund	No limit
26 Breast and cervical cancer program and detection fund ...	No limit
27 Health and environment training fee fund — health.....	No limit

28 ***Provided, That expenditures may be made from the health and en-***
 29 ***vironment training fee fund for acquisition and distribution of***
 30 ***health and environment program literature and films and for par-***
 31 ***ticipation in or conducting training seminars for training employees***
 32 ***of the department of health and environment, for training recipients***
 33 ***of state aid from the department of health and environment and for***
 34 ***training representatives of industries affected by rules and regula-***
 35 ***tions of the department of health and environment: Provided further,***
 36 ***That the secretary of health and environment is hereby authorized***
 37 ***to fix, charge and collect fees in order to recover costs incurred for***
 38 ***such acquisition and distribution of literature and films and for the***
 39 ***operation of such seminars: And provided further, That such fees may***
 40 ***be fixed in order to recover all or part of such costs: And provided***
 41 ***further, That all moneys received from such fees shall be deposited***
 42 ***in the state treasury and credited to this fund: And provided further,***
 43 ***That in addition to the other purposes for which expenditures may***

1 *be made by the department of health and environment from moneys*
 2 *appropriated from the health and environment training fee fund for*
 3 *fiscal year 2004, expenditures may be made by the department of*
 4 *health and environment from the health and environment training*
 5 *fee fund for fiscal year 2004 for agency operations.*

6 Health facilities review fund..... No limit
 7 ~~Provided, That expenditures may be made from the health and environ-~~
 8 ~~ment training fee fund for acquisition and distribution of health and en-~~
 9 ~~vironment program literature and films and for participation in or con-~~
 10 ~~ducting training seminars for training employees of the department of~~
 11 ~~health and environment, for training recipients of state aid from the de-~~
 12 ~~partment of health and environment and for training representatives of~~
 13 ~~industries affected by rules and regulations of the department of health~~
 14 ~~and environment. *Provided further*, That the secretary of health and en-~~
 15 ~~vironment is hereby authorized to fix, charge and collect fees in order to~~
 16 ~~recover costs incurred for such acquisition and distribution of literature~~
 17 ~~and films and for the operation of such seminars. *And provided further*,~~
 18 ~~That such fees may be fixed in order to recover all or part of such costs.~~
 19 ~~*And provided further*, That all moneys received from such fees shall be~~
 20 ~~deposited in the state treasury and credited to this fund. *And provided*~~
 21 ~~*further*, That in addition to the other purposes for which expenditures~~
 22 ~~may be made by the department of health and environment from moneys~~
 23 ~~appropriated from the health and environment training fee fund for fiscal~~
 24 ~~year 2004, expenditures may be made by the department of health and~~
 25 ~~environment from the health and environment training fee fund for fiscal~~
 26 ~~year 2004 for agency operations.~~

27 Capacity management assistance fund No limit
 28 Food service inspection reimbursement fund No limit
 29 Food inspection fee fund..... No limit

30 *Provided*, That expenditures may be made from the food inspection fee
 31 fund for operating expenditures for the food inspection program and
 32 other activities for the regulation of food service establishments, food
 33 vending machines, food vending machine companies and food vending
 34 machine dealers under the food service and lodging act: *Provided further*,
 35 That, notwithstanding the provisions of K.S.A. 36-512 and amendments
 36 thereto to the contrary, all moneys received from fees charged and col-
 37 lected by the secretary of health and environment under the food in-
 38 spection program and other activities for the regulation of food service
 39 establishments, food vending machines, food vending machine companies
 40 and food vending machine dealers under the food service and lodging act
 41 shall be deposited in the state treasury and credited to this food inspection
 42 fee fund: *And provided further*, That, on July 1, 2003, and on the first
 43 day of each month thereafter, the director of accounts and reports shall

1 transfer from the food inspection fee fund to the food service inspection
 2 reimbursement fund an amount equal to 80% of all fees credited to the
 3 food inspection fee fund where food service inspection services are pro-
 4 vided by a local agency under contract with the secretary to inspect food
 5 service establishments located in a municipality.

6 Insurance statistical plan fund No limit

7 Conversion of materials and equipment fund No limit

8 Health and environment publication fee fund — health... No limit

9 *Provided*, That expenditures from the health and environment publica-
 10 tion fee fund shall be made only for the purpose of paying the expenses
 11 of publishing documents as required by K.S.A. 75-5662 and amendments
 12 thereto.

13 District coroners fund No limit

14 ~~*Provided*, That, notwithstanding provisions of K.S.A. 22a-245 and amend-~~
 15 ~~ments thereto, moneys may be expended by the department of health~~
 16 ~~and environment from the district coroners fund for expenditures made~~
 17 ~~pursuant to K.S.A. 22a-242 and amendments thereto. *Provided further*,~~
 18 ~~That, notwithstanding any provisions of K.S.A. 39-713d and amendments~~
 19 ~~thereto to the contrary, expenditures shall be made by the secretary of~~
 20 ~~health and environment from this fund for fiscal year 2004 for burial~~
 21 ~~expenses otherwise in accordance with the provisions of K.S.A. 39-713d~~
 22 ~~and amendments thereto. *And provided further*, That the secretary of~~
 23 ~~social and rehabilitation services and the secretary of health and environ-~~
 24 ~~ment shall enter into an interagency agreement, which is hereby author-~~
 25 ~~ized to be entered into, to facilitate the identification of eligible public~~
 26 ~~assistance recipients who qualify for the funeral assistance program ad-~~
 27 ~~ministered by the secretary of health and environment for fiscal year~~
 28 ~~2004. *And provided further*, That expenditures from this fund for such~~
 29 ~~burial assistance program for fiscal year 2004 shall not exceed \$470,000.~~

30 Sponsored project overhead fund — health..... No limit

31 Child care facilities licensure fund No limit

32 Federal cancer registry fund No limit

33 Child care and development block grant — federal
 34 fund No limit

35 Office of rural health — federal fund No limit

36 Renal disease fund..... No limit

37 Medicare fund — federal No limit

38 *Provided*, That transfers of moneys from this fund to the state fire marshal
 39 may be made during fiscal year 2004 pursuant to a contract which is
 40 hereby authorized to be entered into by the secretary of health and en-
 41 vironment and the state fire marshal to provide fire and safety inspections
 42 for hospitals.

43 Federal migrant health program fund..... No limit

1	Venereal disease control project fund — federal.....	No limit
2	Disease prevention and health promotion federal grants	
3	fund	No limit
4	<i>Provided</i> , That no moneys from any grant that requires the matching	
5	expenditure of any other moneys in the state treasury during the current	
6	or any ensuing fiscal year shall be deposited to the credit of the disease	
7	prevention and health promotion federal grants fund: <i>Provided further</i> ,	
8	That transfers or payments from this fund to other state agencies shall be	
9	in addition to any expenditure limitation placed on this fund.	
10	Federal women, infants and children health program	
11	fund	No limit
12	Federal occupational health and safety statistics program	
13	fund	No limit
14	Other federal grants fund — health	No limit
15	<i>Provided</i> , That the above agency is authorized to make expenditures from	
16	the other federal grants fund — health of any moneys credited to this	
17	fund from any individual grant if the grant is: (1) Less than or equal to	
18	\$150,000 in the aggregate, and (2) does not require the matching ex-	
19	penditure of any other moneys in the state treasury during fiscal year	
20	2004 other than moneys appropriated by this or other appropriation act	
21	of the 2003 regular session of the legislature: <i>Provided, however</i> , That,	
22	upon application to and authorization by the governor, the above agency	
23	may make expenditures of moneys credited to this fund from any indi-	
24	vidual federal grant which is more than \$150,000 in the aggregate or	
25	which requires the matching expenditure of moneys in the state treasury	
26	during the current or any ensuing fiscal year: <i>Provided further</i> , That trans-	
27	fers or payments from this fund to other state agencies shall be in addition	
28	to any expenditure limitation placed on this fund.	
29	State legalization impact assistance grant federal fund	No limit
30	Immunization grant funds — federal fund	No limit
31	Diagnostic X-ray program — federal fund.....	No limit
32	Title I — P.L. 99-457 child development — federal	
33	fund	No limit
34	Preventive health and health services block grant fund	No limit
35	Maternal and child health services block grant fund	No limit
36	National center for health statistics fund — federal	No limit
37	Federal title X family planning fund.....	No limit
38	Pregnancy nutrition surveillance — federal fund.....	No limit
39	Early childhood developmental services — federal fund ..	No limit
40	104(6)(1) outreach operator training program — federal	
41	fund	No limit
42	Commodity supplemental food program fund.....	No limit
43	Special child clinic program — federal fund.....	No limit

1	Make a difference information network — federal fund...	No limit
2	Census of traumatic occupational fatalities — federal	
3	fund	No limit
4	Ryan White Title II — federal fund.....	No limit
5	Bicycle helmet revolving fund	No limit
6	SSA fee fund	No limit
7	Lead poisoning prevention — federal fund	No limit
8	Title IV-E — federal fund	No limit
9	Teenage pregnancy program evaluation fund.....	No limit
10	Lead-based paint hazard fee fund.....	No limit
11	Trauma fund	No limit
12	<i>Provided</i> , That, notwithstanding the provisions of K.S.A. 2002 Supp. 75-	
13	5670 and amendments thereto, expenditures may be made by the de-	
14	partment of health and environment for fiscal year 2004 for the stroke	
15	prevention project from the trauma fund of the department of health and	
16	environment: <i>Provided, however</i> , That expenditures for the stroke pre-	
17	vention project from the trauma fund for fiscal year 2004 shall not exceed	
18	\$156,000.	
19	Federal homeland security fund	No limit
20	Sudden infant death support fund.....	No limit
21	AIDS project — education and risk reduction fund —	
22	federal	No limit
23	Medical student loan repayment fund — federal.....	No limit
24	HRSA federal grant fund.....	No limit
25	Gifts, grants and donations fund.....	No limit
26	Special bequest fund.....	No limit
27	(c) There is appropriated for the above agency from the children’s	
28	initiatives fund for the fiscal year ending June 30, 2004, the following:	
29	Healthy start.....	\$250,000
30	<i>Provided</i> , That any unencumbered balance in the healthy start account	
31	in excess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal	
32	year 2004.	
33	Infants and toddlers program	\$500,000 \$620,000
34	<i>Provided</i> , That any unencumbered balance in the infants and toddlers	
35	program account in excess of \$100 as of June 30, 2003, is hereby reap-	
36	propriated for fiscal year 2004: <i>Provided, however</i> , That expenditures	
37	from such reappropriated balance shall be made only upon approval of	
38	the state finance council acting on this matter which is hereby character-	
39	ized as a matter of legislative delegation and subject to the guidelines	
40	prescribed in subsection (c) of K.S.A. 75-3711c and amendments thereto.	
41	Smoking prevention.....	\$500,000
42	<i>Provided</i> , That any unencumbered balance in the smoking prevention	
43	account in excess of \$100 as of June 30, 2003, is hereby reappropriated	

1 for fiscal year 2004: *Provided, however,* That expenditures from such
2 reappropriated balance shall be made only upon approval of the state
3 finance council acting on this matter which is hereby characterized as a
4 matter of legislative delegation and subject to the guidelines prescribed
5 in subsection (c) of K.S.A. 75-3711c and amendments thereto.

6 (d) On July 1, 2003, and on other occasions during fiscal year 2004
7 when necessary, the director of accounts and reports shall transfer
8 amounts specified by the secretary of health and environment, which
9 amounts constitute reimbursements, credits and other amounts received
10 by the department of health and environment for activities related to
11 federal programs, from specified special revenue funds of the department
12 of health and environment — division of health or of the department of
13 health and environment — division of environment, to the sponsored
14 project overhead fund — health of the department of health and envi-
15 ronment — division of health.

16 (e) On July 1, 2003, or as soon thereafter as moneys are available, the
17 director of accounts and reports shall transfer \$716,725 from the child
18 care development block grant federal fund of the department of social
19 and rehabilitation services to the child care and development block grant
20 — federal fund of the department of health and environment.

21 (f) On July 1, 2003, or as soon thereafter as moneys are available, the
22 director of accounts and reports shall transfer \$600,000 from the foster
23 care assistance federal fund of the department of social and rehabilitation
24 services to the title IV-E — federal fund of the department of health and
25 environment.

26 (g) During the fiscal year ending June 30, 2004, the director of accounts
27 and reports shall transfer an amount or amounts specified by the secretary
28 of health and environment from any one or more special revenue funds
29 of the department of health and environment — division of health, which
30 have available moneys, to the sponsored project overhead fund — health
31 of the department of health and environment — division of health for
32 expenditures, as the case may be, for administrative expenses.

33 (h) In addition to the other purposes for which expenditures may be
34 made by the department of health and environment from moneys appro-
35 priated from the state general fund or from any special revenue fund for
36 fiscal year 2004 and from which expenditures may be made for salaries
37 and wages, as authorized by this or other appropriation act of the 2003
38 regular session of the legislature, expenditures may be made by the de-
39 partment of health and environment from such moneys appropriated
40 from the state general fund or from any special revenue fund for fiscal
41 year 2004 for up to four full-time equivalent positions in the unclassified
42 service under the Kansas civil service act: *Provided,* That all such addi-
43 tional full-time equivalent positions in the unclassified service under the

1 Kansas civil service act shall be in addition to other positions within the
2 department of health and environment in the unclassified service as pre-
3 scribed by law and shall be established by the secretary of health and
4 environment within the position limitation established for the department
5 of health and environment on the number of full-time and regular part-
6 time positions equated to full-time, excluding seasonal and temporary
7 positions, paid from appropriations for fiscal year 2004 made by this or
8 other appropriation act of the 2003 regular session of the legislature:
9 *Provided, however,* That the authority to establish such additional posi-
10 tions in the unclassified service shall not affect the classified service status
11 of any person who is an employee of the department of health and en-
12 vironment in the classified service under the Kansas civil service act.

13 (i) In addition to the other purposes for which expenditures may be
14 made by the department of health and environment from moneys appro-
15 priated from the food inspection fee fund for fiscal year 2004, expendi-
16 tures may be made by the department of health and environment for food
17 inspection program activities involving grocery stores and food processing
18 plants.

19 (j) During the fiscal year ending June 30, 2004, the amounts transferred
20 by the director of accounts and reports from each of the special revenue
21 funds of the department of health and environment — division of health
22 to the sponsored project overhead fund — health of the department of
23 health and environment — division of health pursuant to this section may
24 include amounts equal to up to 25% of the expenditures from such special
25 revenue fund, excepting expenditures for contractual services.

26 (k) During the fiscal year ending June 30, 2004, the secretary of health
27 and environment, with approval of the director of the budget, may trans-
28 fer any part of any item of appropriation for the fiscal year ending June
29 30, 2004, from the state general fund for the department of health and
30 environment — division of health or the department of health and en-
31 vironment — division of environment to another item of appropriation
32 for FY 2004 from the state general fund for the department of health and
33 environment — division of health or the department of health and en-
34 vironment — division of environment. The secretary of health and envi-
35 ronment shall certify each such transfer to the director of accounts and
36 reports and shall transmit a copy of each such certification to the director
37 of the legislative research department.

38 ***(l) In addition to the other purposes for which expenditures may***
39 ***be made by the department of health and environment — health***
40 ***from the trauma fund for the fiscal year ending June 30, 2004, ex-***
41 ***penditures may be made by the above agency from the trauma fund***
42 ***for the fiscal year ending June 30, 2004, for the operating expend-***
43 ***itures for the department of health and environment — health in an***

1 amount equal to any amount expended from the operating expend-
2 itures (including official hospitality) account of the department of
3 health and environment — health for the purpose of establishing a
4 state dental office: *Provided, That expenditures for such purpose*
5 *from the trauma fund for the fiscal year ending June 30, 2004, shall*
6 *not exceed \$134,350: Provided further, That all such expenditures*
7 *for such purpose shall be in addition to any expenditure limitation*
8 *imposed on the trauma fund for the fiscal year ending June 30, 2004.*

9 (m) *In addition to the other purposes for which expenditures may*
10 *be made by the department of health and environment — health*
11 *from the trauma fund for the fiscal year ending June 30, 2004, ex-*
12 *penditures may be made by the above agency from the trauma fund*
13 *for the fiscal year ending June 30, 2004, for the operating expend-*
14 *itures for the department of health and environment — health in an*
15 *amount equal to any amount expended from the operating expend-*
16 *itures (including official hospitality) account of the department of*
17 *health and environment — health for the purpose of implementing*
18 *the addition of hepatitis B vaccinations to the listing in K.A.R. 28-*
19 *1-20: Provided, That expenditures for such purpose from the trauma*
20 *fund for the fiscal year ending June 30, 2004, shall not exceed*
21 *\$74,007: Provided further, That all such expenditures for such pur-*
22 *pose shall be in addition to any expenditure limitation imposed on*
23 *the trauma fund for the fiscal year ending June 30, 2004.*

24 Sec. 51.

25 DEPARTMENT OF HEALTH AND ENVIRONMENT —
26 DIVISION OF ENVIRONMENT

27 (a) There is appropriated for the above agency from the state general
28 fund for the fiscal year ending June 30, 2004, the following:

29 Operating expenditures (including official hospitality)..... \$9,226,710

30 *Provided, That of the unencumbered balance in the operating expendi-*
31 *tures (including official hospitality) account of the department of health*
32 *and environment in excess of \$100 as of June 30, 2003, the amount equal*
33 *to 56% of such unencumbered balance is hereby reappropriated to the*
34 *operating expenditures (including official hospitality) account of the de-*
35 *partment of health and environment — division of environment for fiscal*
36 *year 2004.*

37 (b) There is appropriated for the above agency from the following spe-
38 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
39 moneys now or hereafter lawfully credited to and available in such fund
40 or funds, except that expenditures other than refunds authorized by law
41 shall not exceed the following:

42 Mined-land conservation and reclamation fee fund	No limit
43 Solid waste management fund.....	No limit

1 *Provided, That expenditures may be made from the solid waste man-*
 2 *agement fund during the fiscal year ending June 30, 2004, for offi-*
 3 *cial hospitality: Provided further That such expenditures for official*
 4 *hospitality shall not exceed \$2,500.*

5 Public water supply fee fund.....	No limit
6 Voluntary cleanup fund.....	No limit
7 Storage tank fee fund.....	No limit
8 Conversion of materials and equipment fund	No limit
9 Air quality fee fund.....	No limit
10 Hazardous waste collection fund.....	No limit
11 Salt solution mining plugging fund.....	No limit
12 Power generating facility fee fund.....	No limit
13 Health and environment training fee fund —	
14 environment	No limit

15 *Provided, That expenditures may be made from the health and environ-*
 16 *ment training fee fund for acquisition and distribution of health and en-*
 17 *vironment program literature and films and for participation in or con-*
 18 *ducting training seminars for training employees of the department of*
 19 *health and environment, for training recipients of state aid from the de-*
 20 *partment of health and environment and for training representatives of*
 21 *industries affected by rules and regulations of the department of health*
 22 *and environment: Provided further, That the secretary of health and en-*
 23 *vironment is hereby authorized to fix, charge and collect fees in order to*
 24 *recover costs incurred for such acquisition and distribution of literature*
 25 *and films and for the operation of such seminars: And provided further,*
 26 *That such fees may be fixed in order to recover all or part of such costs:*
 27 *And provided further, That all moneys received from such fees shall be*
 28 *deposited in the state treasury and credited to this fund: And provided*
 29 *further, That in addition to the other purposes for which expenditures*
 30 *may be made by the department of health and environment from moneys*
 31 *appropriated from the health and environment training fee fund for fiscal*
 32 *year 2004, expenditures may be made by the department of health and*
 33 *environment from the health and environment training fee fund for fiscal*
 34 *year 2004 for agency operations.*

35 Driving under the influence equipment fund	No limit
36 <i>Provided, That expenditures from the driving under the influence equip-</i> 37 <i>ment fund may be made only for the purpose of purchasing blood or</i> 38 <i>breath alcohol concentration testing equipment, and other related ex-</i> 39 <i>penditures.</i>	
40 Nuclear safety emergency preparedness special revenue	
41 fund	No limit

42 *Provided, That all moneys received from the adjutant general from the*
 43 *nuclear safety management fee fund shall be credited to the nuclear safety*

1 emergency preparedness special revenue fund.
 2 Waste tire management fund No limit
 3 Health and environment publication fee fund-
 4 environment No limit
 5 *Provided*, That expenditures from the health and environment publica-
 6 tion fee fund shall be made only for the purpose of paying the expenses
 7 of publishing documents as required by K.S.A. 75-5662 and amendments
 8 thereto.
 9 Local air quality control authority regulation services
 10 fund No limit
 11 Environmental response fund..... No limit
 12 Sponsored project overhead fund — environment..... No limit
 13 GIS fund..... No limit
 14 *Provided*, That all moneys received by the department of health and en-
 15 vironment for GIS activities from the state water plan fund, as determined
 16 by the secretary of health and environment shall be credited to the GIS
 17 fund.
 18 Resource conservation and recovery act — federal fund .. No limit
 19 Water supply fund — federal..... No limit
 20 EPA voluntary cleanup federal fund..... No limit
 21 *Provided*, That all expenditures from the EPA voluntary cleanup federal
 22 fund during fiscal year 2004 shall be supplemental to fees collected for
 23 direct or indirect costs of administering the voluntary cleanup and prop-
 24 erty redevelopment act: *Provided*, however, That such expenditures shall
 25 be in accordance with the federal agreement entered into by the secretary
 26 of health and environment for the grant moneys.
 27 Radiological environmental cooperative monitoring — fed-
 28 eral fund No limit
 29 Clinical laboratory improvement amendments — federal
 30 fund No limit
 31 EPA — core support fund..... No limit
 32 Other federal grants fund — environment No limit
 33 *Provided*, That the above agency is authorized to make expenditures from
 34 the other federal grants fund of any moneys credited to this fund from
 35 any individual grant if the grant is: (1) Less than or equal to \$150,000 in
 36 the aggregate, and (2) does not require the matching expenditure of any
 37 other moneys in the state treasury during fiscal year 2004 other than
 38 moneys appropriated by this or other appropriation act of the 2003 reg-
 39 ular session of the legislature: *Provided, however*, That, upon application
 40 to and authorization by the governor, the above agency may make ex-
 41 penditures of moneys credited to this fund from any individual federal
 42 grant which is more than \$150,000 in the aggregate or which requires the
 43 matching expenditure of moneys in the state treasury during the current

1 or any ensuing fiscal year: *Provided further*, That transfers or payments
 2 from this fund to other state agencies shall be in addition to any expend-
 3 iture limitation placed on this fund.

4 Federal chemical emergency preparedness assistance
 5 fund No limit

6 *Provided*, That all expenditures from the federal chemical emergency
 7 preparedness assistance fund during fiscal year 2004 shall be in accord-
 8 ance with a grant agreement entered into by the secretary of health and
 9 environment and each grant recipient: *Provided further*, That such grant
 10 agreement shall require the grant recipient or recipients to provide any
 11 matching amount of moneys necessary to meet any federal matching
 12 requirements: *And provided further*, That no expenditures shall be made
 13 from this fund for state operations.

14 Resource conservation and recovery act — federal fund .. No limit

15 Federal air quality program fund No limit

16 Leaking underground storage tank trust — federal fund .. No limit

17 National surface mining control and reclamation act —
 18 federal fund..... No limit

19 Abandoned mined-land fund..... No limit

20 State indoor radon grant — federal fund No limit

21 EPA non-point source implementation — federal fund.... No limit

22 Pollution prevention program — federal fund No limit

23 Federal NICE3 public utility grant fund..... No limit

24 Gifts, grants and donations fund — environment No limit

25 Hazardous waste perpetual care trust fund..... No limit

26 Special bequest fund..... No limit

27 Aboveground petroleum storage tank release trust fund... No limit

28 Underground petroleum storage tank release trust fund... No limit

29 Drycleaning facility release trust fund No limit

30 Public water supply loan fund No limit

31 Salt solution mining plugging fund..... No limit

32 Kansas water pollution control revolving fund..... No limit

33 *Provided*, That the proceeds from revenue bonds issued by the Kansas
 34 development finance authority to provide matching grant payments under
 35 the federal clean water act of 1987 (P.L.92-500) shall be credited to the
 36 Kansas water pollution control revolving fund: *Provided further*, That
 37 expenditures from this fund shall be made to provide for the payment of
 38 such matching grants.

39 Cost of issuance fund for Kansas water pollution control
 40 revolving fund revenue bonds No limit

41 Surcharge fund for Kansas water pollution control revolv-
 42 ing fund revenue bonds..... No limit

43 Debt service reserve fund..... No limit

1 EPA water related federal grants fund..... No limit
 2 *Provided*, That no moneys from any grant that requires the matching
 3 expenditure of any other moneys in the state treasury during the current
 4 or any ensuing fiscal year shall be deposited to the credit of the EPA
 5 water related federal grants fund.
 6 Wetlands protection — federal fund No limit
 7 Chemical control fund — federal..... No limit
 8 Subsurface hydrocarbon storage fund..... No limit
 9 Clean air leadership fund — federal..... No limit
 10 Municipal water pollution prevention fund — federal..... No limit
 11 Natural resources damages trust fund..... No limit
 12 Hazardous waste management fund..... No limit
 13 Brownfields revolving loan federal fund..... No limit
 14 **Laboratory Medicaid cost recovery fund..... No limit**
 15 **Medicare fund — federal..... No limit**
 16 **Venereal disease control project fund No limit**
 17 **DP & HP federal grant fund..... No limit**
 18 **Federal homeland security fund No limit**
 19 **Immunization grant funds — federal No limit**
 20 **Diagnostic x-ray program fund..... No limit**
 21 **Lead poisoning prevention federal fund..... No limit**
 22 **Aids project — education risk reduction — federal**
 23 **fund..... No limit**
 24 (c) There is appropriated for the above agency from the state water
 25 plan fund for the fiscal year ending June 30, 2004, for the state water
 26 plan project or projects specified as follows:
 27 Contamination remediation..... \$1,060,434
 28 *Provided*, That any unencumbered balance in the contamination reme-
 29 diation account in excess of \$100 as of June 30, 2003, is hereby reappro-
 30 priated for fiscal year 2004.
 31 TMDL initiatives and use attainability analysis..... \$346,224
 32 Local environmental protection program \$1,630,236
 33 *Provided*, That any unencumbered balance in the local environmental
 34 protection program account in excess of \$100 as of June 30, 2003, is
 35 hereby reappropriated for fiscal year 2004.
 36 Nonpoint source program..... \$387,939
 37 (d) During the fiscal year ending June 30, 2004, the secretary of health
 38 and environment, with the approval of the director of the budget, may
 39 transfer any part of any item of appropriation for fiscal year 2004 from
 40 the state water plan fund for the department of health and environment
 41 to another item of appropriation for fiscal year 2004 from the state water
 42 plan fund for the department of health and environment: *Provided*, That
 43 the secretary of health and environment shall certify each such transfer

1 to the director of accounts and reports and shall transmit a copy of each
2 such certification to the director of the legislative research department.

3 (e) During the fiscal year ending June 30, 2004, the director of accounts
4 and reports shall not make the transfers of amounts of interest earnings
5 from the state general fund to the air quality fee fund of the department
6 of health and environment which are directed to be made on or before
7 the 10th day of each month by K.S.A. 65-3024 and amendments thereto.

8 (f) On July 1, 2003, and on other occasions during fiscal year 2004
9 when necessary, the director of accounts and reports shall transfer
10 amounts specified by the secretary of health and environment, which
11 amounts constitute reimbursements, credits and other amounts received
12 by the department of health and environment for activities related to
13 federal programs, from specified special revenue funds of the department
14 of health and environment — division of health or of the department of
15 health and environment — division of environment, to the sponsored
16 project overhead fund — environment of the department of health and
17 environment — division of environment.

18 (g) During the fiscal year ending June 30, 2004, the director of accounts
19 and reports shall transfer an amount or amounts specified by the secretary
20 of health and environment from any one or more special revenue funds
21 of the department of health and environment — division of environment,
22 which have available moneys, to the sponsored project overhead fund —
23 environment of the department of health and environment — division of
24 environment or to the sponsored project overhead fund — health of the
25 department of health and environment — division of health, as the case
26 may be, for expenditures for administrative expenses.

27 (h) During the fiscal year ending June 30, 2004, the secretary of health
28 and environment, with approval of the director of the budget, may trans-
29 fer any part of any item of appropriation for the fiscal year ending June
30 30, 2004, from the state general fund for the department of health and
31 environment — division of health or the department of health and en-
32 vironment — division of environment to another item of appropriation
33 for FY 2004 from the state general fund for the department of health and
34 environment — division of health or the department of health and en-
35 vironment — division of environment. The secretary of health and envi-
36 ronment shall certify each such transfer to the director of accounts and
37 reports and shall transmit a copy of each such certification to the director
38 of the legislative research department.

39 (i) On the effective date of this act, the director of accounts and reports
40 shall transfer all moneys in the Oz theme park fund of the department
41 of health and environment to the environmental response fund of the
42 department of health and environment. On the effective date of this act,
43 all liabilities of the Oz theme park fund of the department of health and

1 environment are hereby transferred to and imposed upon the environ-
 2 mental response fund of the department of health and environment and
 3 the Oz theme park fund of the department of health and environment is
 4 hereby abolished.

5 Sec. 52.

6 DEPARTMENT ON AGING

7 (a) There is appropriated for the above agency from the state general
 8 fund for the fiscal year ending June 30, 2004, the following:

9 Administration \$583,707

10 *Provided*, That any unencumbered balance in the administration account
 11 in excess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal
 12 year 2004: *Provided, however*, That expenditures from such reappro-
 13 priated balance shall not exceed \$3,414 except upon approval by the state
 14 finance council: *Provided further*, That expenditures from this account
 15 for official hospitality by the secretary of aging shall not exceed \$550: *And*
 16 *provided further*, That expenditures from this account may be made for
 17 printing the agency’s newsletter: *And provided further*, That printing the
 18 agency’s newsletter shall not be subject to K.S.A. 75-1005 and amend-
 19 ments thereto.

20 Administration — assessments \$139,168

21 *Provided*, That any unencumbered balance in the administration — as-
 22 sements account in excess of \$100 as of June 30, 2003, is hereby reap-
 23 propriated for fiscal year 2004.

24 Administration — assessments — Level II care \$33,750

25 *Provided*, That any unencumbered balance in the administration — as-
 26 sements — Level II care account in excess of \$100 as of June 30, 2003,
 27 is hereby reappropriated for fiscal year 2004.

28 Administration — assessments — Level I care \$284,378

29 *Provided*, That any unencumbered balance in the administration — as-
 30 sements — Level I care account in excess of \$100 as of June 30, 2003,
 31 is hereby reappropriated for fiscal year 2004: *Provided, however*, That
 32 expenditures from such reappropriated balance shall not exceed \$1,250
 33 except upon approval by the state finance council.

34 Administration — medicaid \$2,171,806

35 *Provided*, That any unencumbered balance in the administration — med-
 36 icaid account in excess of \$100 as of June 30, 2003, is hereby reappro-
 37 priated for fiscal year 2004: *Provided, however*, That expenditures from
 38 such reappropriated balance shall not exceed \$53,604 except upon ap-
 39 proval of the state finance council.

40 Administration — older Americans act match..... \$177,918

41 *Provided*, That any unencumbered balance in the administration — older
 42 Americans act match account in excess of \$100 as of June 30, 2003, is
 43 hereby reappropriated for fiscal year 2004.

1 Senior care act~~\$6,434,359~~ **\$6,459,359**
 2 *Provided*, That any unencumbered balance in the senior care act account
 3 in excess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal
 4 year 2004: *Provided further*, That each grant agreement with an area
 5 agency on aging for a grant from the senior care act account shall require
 6 the area agency on aging to submit to the secretary of aging a report for
 7 federal fiscal year 2003 by the area agency on aging which shall include
 8 information about the kinds of services provided and the number of per-
 9 sons receiving each kind of service during federal fiscal year 2003: *And*
 10 *provided further*, That the secretary of aging shall submit to the senate
 11 committee on ways and means and the house of representatives com-
 12 mittee on appropriations at the beginning of the regular session of the
 13 legislature in 2004 a report of the information contained in such reports
 14 from the area agencies on aging on expenditures for federal fiscal year
 15 2003: *And provided further*, That all people receiving or applying for
 16 services that are funded, either partially or entirely, through expenditures
 17 from this account shall be placed in appropriate services which are de-
 18 termined to be the most economical services available with regard to state
 19 general fund expenditures.
 20 Program grants — in-home nutrition program..... \$1,446,678
 21 *Provided*, That any unencumbered balance in the program grants — in-
 22 home nutrition program account in excess of \$100 as of June 30, 2003, is
 23 hereby reappropriated for fiscal year 2004: *Provided further*, That each
 24 grant agreement with an area agency on aging for a grant from the pro-
 25 gram grants — in-home nutrition program account shall require the area
 26 agency on aging to submit to the secretary of aging a report for federal
 27 fiscal year 2003 by the area agency on aging which shall include infor-
 28 mation about the kinds of services provided and the number of persons
 29 receiving each kind of service during federal fiscal year 2003: *And pro-*
 30 *vided further*, That the secretary of aging shall submit to the senate com-
 31 mittee on ways and means and the house of representatives committee
 32 on appropriations at the beginning of the regular session of the legislature
 33 in 2004 a report of the information contained in such reports from the
 34 area agencies on aging on expenditures for federal fiscal year 2003: *And*
 35 *provided further*, That all people receiving or applying for services that
 36 are funded, either partially or entirely, through expenditures from this
 37 account shall be placed in appropriate services which are determined to
 38 be the most economical services available with regard to state general
 39 fund expenditures.
 40 Program grants — nutrition — state match..... \$823,832
 41 *Provided*, That any unencumbered balance in the program grants — nu-
 42 trition — state match account in excess of \$100 as of June 30, 2003, is
 43 hereby reappropriated for fiscal year 2004: *Provided further*, That each

1 grant agreement with an area agency on aging for a grant from the pro-
 2 gram grants — nutrition — state match account shall require the area
 3 agency on aging to submit to the secretary of aging a report for federal
 4 fiscal year 2003 by the area agency on aging which shall include infor-
 5 mation about the kinds of services provided and the number of persons
 6 receiving each kind of service during federal fiscal year 2003: *And pro-*
 7 *vided further*, That the secretary of aging shall submit to the senate com-
 8 mittee on ways and means and the house of representatives committee
 9 on appropriations at the beginning of the regular session of the legislature
 10 in 2004 a report of the information contained in such reports from the
 11 area agencies on aging on expenditures for federal fiscal year 2003: *And*
 12 *provided further*, That all people receiving or applying for services that
 13 are funded, either partially or entirely, through expenditures from this
 14 account shall be placed in appropriate services which are determined to
 15 be the most economical services available with regard to state general
 16 fund expenditures.

17 LTC — medicaid assistance — TCM/FE..... \$2,060,445
 18 *Provided*, That any unencumbered balance in the LTC — medicaid as-
 19 sistance — TCM/FE account in excess of \$100 as of June 30, 2003, is
 20 hereby reappropriated for fiscal year 2004: *Provided further*, That all
 21 people receiving or applying for services that are funded, either partially
 22 or entirely, through expenditures from the LTC — medicaid assistance
 23 — TCM/FE account shall be placed in appropriate services which are
 24 determined to be the most economical services available with regard to
 25 state general fund expenditures.

26 LTC — medicaid assistance — HCBS/FE \$21,352,201
 27 *Provided*, That any unencumbered balance in the LTC — medicaid as-
 28 sistance — HCBS/FE account in excess of \$100 as of June 30, 2003, is
 29 hereby reappropriated for fiscal year 2004: *Provided, however*, That ex-
 30 penditures from such reappropriated balance shall not exceed \$4,842 ex-
 31 cept upon approval by the state finance council: *Provided further*, That
 32 all people receiving or applying for services that are funded, either par-
 33 tially or entirely, through expenditures from the LTC — medicaid assis-
 34 tance — HCBS/FE account shall be placed in appropriate services which
 35 are determined to be the most economical services available with regard
 36 to state general fund expenditures.

37 LTC — medicaid assistance — NF \$126,707,000
 38 *Provided*, That any unencumbered balance in the LTC — medicaid as-
 39 sistance — NF account in excess of \$100 as of June 30, 2003, is hereby
 40 reappropriated for fiscal year 2004: *Provided further*, That expenditures
 41 may be made from the LTC — medicaid assistance — NF account for
 42 the PACE program: *And provided further*, That all people receiving or
 43 applying for services that are funded, either partially or entirely, through

1 expenditures from this account shall be placed in appropriate services
2 which are determined to be the most economical services available with
3 regard to state general fund expenditures.

4 Nursing facilities regulation \$1,197,965
5 *Provided*, That the amount equal to the unencumbered balance in the
6 match for title XIX for nursing home inspections account of the depart-
7 ment of health and environment in excess of \$100 as of June 30, 2003, is
8 hereby appropriated to the nursing facilities regulation account of the
9 department on aging for fiscal year 2004.

10 (b) There is appropriated for the above agency from the following spe-
11 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
12 moneys now or hereafter lawfully credited to and available in such fund
13 or funds, except that expenditures shall not exceed the following:

14 Older Americans act — federal fund.....	No limit
15 Title XIX fund — federal	No limit
16 Nutrition fund — federal	No limit
17 Senior citizen nutrition check-off fund	No limit
18 Conferences and workshops attendance and publications	
19 fees fund.....	No limit

20 *Provided*, That the secretary of aging is hereby authorized to fix, charge
21 and collect conference and workshop attendance fees for conferences and
22 workshops sponsored by the department on aging and fees for copies of
23 publications: *Provided further*, That such fees shall be deposited in the
24 state treasury and credited to the conferences and workshops attendance
25 and publications fees fund: *And provided further*, That expenditures may
26 be made from this fund to defray all or part of the costs of such confer-
27 ences and workshops including official hospitality and of such
28 publications.

29 General fees fund.....	No limit
---------------------------	----------

30 *Provided*, That the secretary of aging is hereby authorized to collect (1)
31 fees from the sale of surplus property, (2) fees charged for searching,
32 copying and transmitting copies of public records, (3) fees paid by em-
33 ployees for personal long distance calls, postage, faxed messages, copies
34 and other authorized uses of state property, and (4) other miscellaneous
35 fees: *Provided further*, That such fees shall be deposited in the state
36 treasury and credited to the general fees fund: *And provided further*, That
37 expenditures shall be made from this fund to meet the obligations of the
38 department on aging, or to benefit and meet the mission of the depart-
39 ment on aging.

40 Gifts and donations fund	No limit
-----------------------------------	----------

41 *Provided*, That the secretary of aging is hereby authorized to receive gifts
42 and donations of money for services to senior citizens or purposes related
43 thereto: *Provided further*, That such gifts and donations of money shall

1 be deposited in the state treasury and credited to the gifts and donations
 2 fund.

3 Title XIX fund — federal No limit
 4 Medical resources and collection fund..... No limit

5 *Provided*, That all moneys received or collected by the secretary of aging
 6 due to medicaid overpayments shall be deposited in the state treasury
 7 and credited to the medical resources and collection fund and expendi-
 8 tures from such fund shall be made for medicaid program-related ex-
 9 penses and used to reduce state general fund outlays for the medicaid
 10 program: *Provided further*, That all moneys received or collected by the
 11 secretary of aging due to civil monetary penalty assessments against adult
 12 care homes shall be deposited in the state treasury and credited to this
 13 fund and expenditures from such fund shall be made to protect the health
 14 or property of adult care home residents as required by federal law.

15 SHICK fund — grants — federal No limit
 16 SHICK fund — state operations — federal..... No limit
 17 Senior services fund..... \$1,200,000
 18 Long-term care loan and grant fund..... No limit
 19 Intergovernmental transfer administration fund..... No limit
 20 Non-government grant fund..... No limit
 21 Other federal grants and assistance fund..... No limit

22 *Provided*, That the above agency is authorized to make expenditures from
 23 the other federal grants and assistance fund of any moneys credited to
 24 this fund from any individual grant if the grant is: (1) Less than or equal
 25 to \$250,000 in the aggregate, and (2) does not require the matching ex-
 26 penditure of any other moneys in the state treasury during fiscal year
 27 2004 other than moneys appropriated by this or other appropriation act
 28 of the 2003 regular session of the legislature: *Provided, however*, That,
 29 upon application to and authorization by the governor, the above agency
 30 may make expenditures of moneys credited to this fund from any indi-
 31 vidual federal grant which is more than \$250,000 in the aggregate or
 32 which requires the matching expenditure of moneys in the state treasury
 33 during the current or any ensuing fiscal year.

34 Alzheimer’s disease demonstration grant — federal
 35 fund No limit
 36 Title XIX fund No limit

37 *Provided*, That transfers of moneys from the title XIX fund to the state
 38 fire marshal may be made during fiscal year 2004 pursuant to a contract
 39 which is hereby authorized to be entered into by the secretary of aging
 40 with the state fire marshal to provide fire and safety inspections for adult
 41 care homes and hospitals.

42 Health facilities review fund..... No limit
 43 Adult care licensing revolving fund No limit

1 Medicare fund — federal No limit
 2 (c) During the fiscal year ending June 30, 2004, the secretary of aging,
 3 with the approval of the director of the budget, may transfer any part of
 4 any item of appropriation for the fiscal year ending June 30, 2004, from
 5 the state general fund for the department on aging to another item of
 6 appropriation for fiscal year 2004 from the state general fund for the
 7 department on aging. The secretary of aging shall certify each such trans-
 8 fer to the director of accounts and reports and shall transmit a copy of
 9 each such certification to the director of the legislative research depart-
 10 ment.

11 (d) On July 1, 2003, the other federal grants fund of the department
 12 on aging is hereby redesignated as the other federal grants and assistance
 13 fund of the department on aging.

14 (e) On July 1, 2003, any unencumbered balance as of June 30, 2003,
 15 in the nursing facilities account of the flexible spending fund — HCBS/
 16 FE waiver of the department on aging is hereby lapsed.

17 (f) On July 1, 2003, the director of accounts and reports shall transfer
 18 \$180,000 from the health care stabilization fund of the health care sta-
 19 bilization fund board of governors to the health facilities review fund of
 20 the department on aging for the purpose of financing a review of records
 21 of licensed medical care facilities and an analysis of the quality of health
 22 care services provided to assist in correcting substandard services and to
 23 reduce the incidence of liability resulting from the rendering of health
 24 care services and implementing the risk management provisions of K.S.A.
 25 65- 4922 *et seq.*, and amendments thereto.

26 Sec. 53.

27 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

28 (a) There is appropriated for the above agency from the state general
 29 fund for the fiscal year ending June 30, 2004, the following:

30 State operations \$93,001,681

31 *Provided*, That any unencumbered balance in the state operations ac-
 32 count in excess of \$100 as of June 30, 2003, is hereby reappropriated for
 33 fiscal year 2004: *Provided further*, That expenditures may be made from
 34 this account for the purchase of professional liability insurance for phy-
 35 sicians and dentists at any institution, as defined by K.S.A. 76-12a01 and
 36 amendments thereto: *And provided further*, That expenditures from this
 37 account for official hospitality by the secretary of social and rehabilitation
 38 services shall not exceed \$500.

39 Alcohol and drug abuse services grants..... \$3,557,716

40 *Provided*, That any unencumbered balance in the alcohol and drug abuse
 41 services grants account in excess of \$100 as of June 30, 2003, is hereby
 42 reappropriated for fiscal year 2004.

43

1 Mental health and retardation services aid and
 2 assistance \$129,408,738

3 ***[Provided, That expenditures shall continue to be made from the***
 4 ***mental health and retardation services aid and assistance account***
 5 ***for quality enhancement coordinators: Provided further, That the***
 6 ***above agency shall report to the legislative budget committee dur-***
 7 ***ing the 2003 interim on federal requirements related to quality en-***
 8 ***hancement programs.]***

9 Kansas neurological institute — operating expenditures ... \$9,765,534

10 *Provided, That any unencumbered balance in the Kansas neurological*
 11 *institute — operating expenditures account in excess of \$100 as of June*
 12 *30, 2003, is hereby reappropriated for fiscal year 2004: Provided, how-*
 13 *ever, That expenditures from such reappropriated balance shall not ex-*
 14 *ceed \$150 except upon approval of the state finance council: Provided*
 15 *further, That expenditures from the Kansas neurological institute — op-*
 16 *erating expenditures account for official hospitality by the superintendent*
 17 *shall not exceed \$150: And provided further, That expenditures may be*
 18 *made from this account for educational services contracts which are*
 19 *hereby authorized to be negotiated and entered into by Kansas neuro-*
 20 *logical institute with unified school districts or other public educational*
 21 *services providers: And provided further, That such educational services*
 22 *contracts shall not be subject to the competitive bidding requirements of*
 23 *K.S.A. 75-3739 and amendments thereto: And provided further, That*
 24 *expenditures shall be made from this account to assist residents of the*
 25 *institution to take personally-used items, which were constructed for use*
 26 *by such residents and which are hereby authorized to be transferred to*
 27 *such residents, from the institution to communities when such residents*
 28 *leave the institution to reside in the communities.*

29 Larned state hospital — operating expenditures..... \$21,799,755

30 *Provided, That any unencumbered balance in the Larned state hospital*
 31 *— operating expenditures account in excess of \$100 as of June 30, 2003,*
 32 *is hereby reappropriated for fiscal year 2004: Provided, however, That*
 33 *expenditures from such reappropriated balance shall be made only upon*
 34 *approval of the state finance council: Provided further, That expenditures*
 35 *from the Larned state hospital — operating expenditures account for*
 36 *official hospitality by the superintendent shall not exceed \$150: And pro-*
 37 *vided further, That expenditures may be made from this account for ed-*
 38 *ucational services contracts which are hereby authorized to be negotiated*
 39 *and entered into by Larned state hospital with unified school districts or*
 40 *other public educational services providers: And provided further, That*
 41 *such educational services contracts shall not be subject to the competitive*
 42 *bidding requirements of K.S.A. 75-3739 and amendments thereto.*

43

1 Larned state hospital — sexual predator treatment
 2 program \$3,727,931
 3 Osawatomie state hospital — operating expenditures \$8,225,497
 4 *Provided*, That any unencumbered balance in the Osawatomie state hos-
 5 pital — operating expenditures account in excess of \$100 as of June 30,
 6 2003, is hereby reappropriated for fiscal year 2004: *Provided, however*,
 7 That expenditures from such reappropriated balance shall not exceed
 8 \$150 except upon approval of the state finance council: *Provided further*,
 9 That expenditures from the Osawatomie state hospital — operating ex-
 10 penditures account for official hospitality by the superintendent shall not
 11 exceed \$150: *And provided further*, That expenditures may be made from
 12 this account for educational services contracts which are hereby author-
 13 ized to be negotiated and entered into by Osawatomie state hospital with
 14 unified school districts or other public educational services providers: *And*
 15 *provided further*, That such educational services contracts shall not be
 16 subject to the competitive bidding requirements of K.S.A. 75-3739 and
 17 amendments thereto.
 18 Parsons state hospital and training center — operating
 19 expenditures \$6,839,061
 20 *Provided*, That any unencumbered balance in the Parsons state hospital
 21 and training center — operating expenditures account in excess of \$100
 22 as of June 30, 2003, is hereby reappropriated for fiscal year 2004: *Pro-*
 23 *vided, however*, That expenditures from such reappropriated balance
 24 shall not exceed \$27,803 except upon approval of the state finance coun-
 25 cil: *Provided further*, That expenditures from the Parsons state hospital
 26 and training center — operating expenditures account for official hospi-
 27 tality by the superintendent shall not exceed \$150: *And provided further*,
 28 That expenditures may be made from this account for educational services
 29 contracts which are hereby authorized to be negotiated and entered into
 30 by Parsons state hospital and training center with unified school districts
 31 or other public educational services providers: *And provided further*, That
 32 such educational services contracts shall not be subject to the competitive
 33 bidding requirements of K.S.A. 75-3739 and amendments thereto: *And*
 34 *provided further*, That expenditures shall be made from this account to
 35 assist residents of the institution to take personally-used items, which
 36 were constructed for use by such residents and which are hereby au-
 37 thorized to be transferred to such residents, from the institution to com-
 38 munities when such residents leave the institution to reside in the com-
 39 munities.
 40 Rainbow mental health facility — operating
 41 expenditures \$3,867,158
 42 *Provided*, That any unencumbered balance in the Rainbow mental health
 43 facility — operating expenditures account in excess of \$100 as of June 30,

1 2003, is hereby reappropriated for fiscal year 2004: *Provided further*, That
 2 expenditures from the Rainbow mental health facility — operating ex-
 3 penditures account for official hospitality by the superintendent shall not
 4 exceed \$150: *And provided further*, That expenditures may be made from
 5 this account for educational services contracts which are hereby author-
 6 ized to be negotiated and entered into by Rainbow mental health facility
 7 with unified school districts or other public educational services providers:
 8 *And provided further*, That such educational services contracts shall not
 9 be subject to the competitive bidding requirements of K.S.A. 75-3739
 10 and amendments thereto.

11 Children’s mental health initiative..... \$1,000,000
 12 *Provided*, That no expenditures shall be made from the children’s mental
 13 health initiative account for inpatient hospital beds for children.

14 Children’s health insurance..... \$14,333,020
 15 *Provided*, That any unencumbered balance in the children’s health in-
 16 surance account in excess of \$100 as of June 30, 2003, is hereby reappro-
 17 priated for fiscal year 2004: *Provided further*, That any health mainte-
 18 nance organization which contracts with the department of social and
 19 rehabilitation services to provide managed care physical health benefits
 20 under the HealthWave Program and also contracts with the department
 21 of social and rehabilitation services to provide managed care physical
 22 health benefits under the PrimeCare Program may be eligible for en-
 23 hanced funding under the Title XXI program.

24 Youth services aid and assistance \$61,390,569
 25 *Provided*, That any unencumbered balance in the youth services aid and
 26 assistance account in excess of \$100 as of June 30, 2003, is hereby reap-
 27 propriated for fiscal year 2004: *Provided further*, That the consensus es-
 28 timating group for the department of social and rehabilitation services
 29 shall include foster care and adoption services in caseload estimates.

30 Vocational rehabilitation aid and assistance \$3,608,484
 31 *Provided*, That any unencumbered balance in the vocational rehabilitation
 32 aid and assistance account in excess of \$100 as of June 30, 2003, is hereby
 33 reappropriated for fiscal year 2004: *Provided further*, That expenditures
 34 may be made from this account for the acquisition of durable medical
 35 equipment and assistive technology devices: *Provided, however*, That all
 36 such expenditures for durable equipment or assistive technology devices
 37 shall require a \$1 for \$1 match from non-state sources: *And provided*
 38 *further*, That expenditures may be made from this account by the sec-
 39 retary of social and rehabilitation services for the purchase of worker’s
 40 compensation insurance for consumers of vocational rehabilitation serv-
 41 ices and assessments at work site and job tryout sites throughout the state.

42 Cash assistance \$52,491,430
 43 *Provided*, That any unencumbered balance in the cash assistance account

1 in excess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal
2 year 2004.

3 Community based services..... \$31,033,395
4 *Provided*, That any unencumbered balance in the community based serv-
5 ices account in excess of \$100 as of June 30, 2003, is hereby reappro-
6 priated for fiscal year 2004.

7 Other medical assistance \$349,141,838
8 *Provided*, That any unencumbered balance in the other medical assis-
9 tance account in excess of \$100 as of June 30, 2003, is hereby reappro-
10 priated for fiscal year 2004[*Provided further, That the department of*
11 *social and rehabilitation services shall report to the legislative*
12 *budget committee during the 2003 interim on the impact during*
13 *fiscal year 2003 of the dispense as written provision*][*Provided fur-*
14 *ther, That expenditures shall be made from this account to apply for*
15 *a federal cash and counsel waiver under the federal social security*
16 *act*].

17 Sex predator program \$100,000
18 *Provided*, That any unencumbered balance in the sex predator program
19 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
20 for fiscal year 2004.

21 (b) There is appropriated for the above agency from the following spe-
22 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
23 moneys now or hereafter lawfully credited to and available in such fund
24 or funds, except that expenditures shall not exceed the following:

25 Title XIX fund \$44,360,825
26 *Provided*, That all receipts resulting from payments under title XIX of
27 the federal social security act to any of the institutions under mental
28 health and retardation services may be credited to the title XIX fund:
29 *Provided further*, That moneys in the title XIX fund may be used for
30 expenditures for contractual services to provide for collecting additional
31 payments under title XVIII and title XIX of the federal social security act,
32 for expenditures for premiums and surcharges required to be paid for
33 physicians' malpractice insurance, and for transfers to the other federal
34 grants and assistance fund.

35 Nonfederal reimbursements fund No limit
36 *Provided*, That all nonfederal reimbursements received by the department
37 of social and rehabilitation services shall be deposited in the state treasury
38 and credited to the nonfederal reimbursements fund: *Provided further*,
39 That moneys in the nonfederal reimbursements fund may be used for ex-
40 penditures for contractual services to provide for collecting additional pay-
41 ments under title XVIII and title XIX of the federal social security act, for
42 expenditures for premiums and surcharges required to be paid for physi-
43 cians' malpractice insurance, and for transfers to the social welfare fund.

1	Kansas neurological institute fee fund	\$1,044,781
2	Kansas neurological institute — foster grandparents pro-	
3	gram — federal fund	No limit
4	Kansas neurological institute — patient benefit fund	No limit
5	Kansas neurological institute — work therapy patient ben-	
6	efit fund.....	No limit
7	Larned state hospital fee fund.....	\$1,675,160
8	Larned state hospital — elementary and secondary edu-	
9	cation fund — federal	No limit
10	Larned state hospital — vocational education fund —	
11	federal	No limit
12	Larned state hospital — ECIA fund — federal	No limit
13	Larned state hospital — canteen fund	No limit
14	Larned state hospital — patient benefit fund.....	No limit
15	Larned state hospital — motor pool revolving fund	No limit
16	Osawatomie state hospital fee fund	\$2,988,456
17	<i>Provided</i> , That all moneys received as fees for the use of video telecon-	
18	ferencing equipment at Osawatomie state hospital shall be deposited to	
19	the credit of the video teleconferencing fee account of the Osawatomie	
20	state hospital fee fund: <i>Provided further</i> , That all moneys credited to the	
21	video teleconferencing fee account shall be used solely for the servicing,	
22	technical and program support, maintenance and replacement of associ-	
23	ated equipment at Osawatomie state hospital: <i>And provided further</i> , That	
24	any expenditures from the video teleconferencing fee account shall be in	
25	addition to any expenditure limitation imposed on the Osawatomie state	
26	hospital fee fund for fiscal year 2004.	
27	Osawatomie state hospital — ECIA fund — federal.....	No limit
28	Osawatomie state hospital — canteen fund	No limit
29	Osawatomie state hospital — patient benefit fund.....	No limit
30	Osawatomie state hospital — work therapy patient benefit	
31	fund	No limit
32	Osawatomie state hospital — motor pool revolving fund ..	No limit
33	Osawatomie state hospital — training fee revolving	
34	fund	No limit
35	<i>Provided</i> , That all moneys received as fees for training activities for Osa-	
36	watomie state hospital shall be deposited to the credit of the Osawatomie	
37	state hospital — training fee revolving fund: <i>Provided further</i> , That the	
38	superintendent of Osawatomie state hospital is hereby authorized to fix,	
39	charge and collect fees for training activities at Osawatomie state hospital:	
40	<i>And provided further</i> , That such fees shall be fixed in order to recover all	
41	or part of the expenses of such training activities for Osawatomie state hos-	
42	pital.	
43	Parsons state hospital and training center fee fund.....	\$937,177

1 *Provided*, That all moneys received as fees for the use of video telecon-
 2 ferencing equipment at Parsons state hospital and training center shall
 3 be deposited to the credit of the video teleconferencing fee account of
 4 the Parsons state hospital and training center fee fund: *Provided further*,
 5 That all moneys credited to the video teleconferencing fee account shall
 6 be used solely for the servicing, maintenance and replacement of video
 7 teleconferencing equipment at Parsons state hospital and training center:
 8 *And provided further*, That any expenditures from the video teleconfer-
 9 encing fee account shall be in addition to any expenditure limitation im-
 10 posed on the Parsons state hospital and training center fee fund for fiscal
 11 year 2004.

12 Parsons state hospital and training center — canteen	
13 fund	No limit
14 Parsons state hospital and training center — patient ben-	
15 efit fund.....	No limit
16 Parsons state hospital and training center — work therapy	
17 patient benefit fund.....	No limit
18 Rainbow mental health facility fee fund.....	\$364,678
19 Rainbow mental health facility — elementary and second-	
20 ary education fund — federal	No limit
21 Rainbow mental health facility — patient benefit fund	No limit
22 Social services clearing fund.....	No limit

23 *Provided*, That the secretary of social and rehabilitation services shall
 24 certify to the director of the budget on June 30, 2004, that expenditures
 25 from the social services clearing fund for state operations did not exceed
 26 ~~\$275,765,005~~ **[306,526,585]** for fiscal year 2004: *Provided, however*,
 27 That expenditures from the social services clearing fund for transfers or
 28 state operations for institutions under the control of the department of
 29 social and rehabilitation services shall be in addition to any expenditure
 30 limitation on the social services clearing fund: *Provided further*, That
 31 expenditures may be made from this fund for fiscal year 2004 pursuant
 32 to employment incentive programs which the secretary is hereby author-
 33 ized to develop and enter into with public and private employers to pro-
 34 vide an economic incentive to such employers to employ assistance reci-
 35 pients: *And provided further*, That any transfer made from this fund to
 36 another state agency pursuant to a contract with that agency shall be in
 37 addition to any expenditure limitations imposed on this fund.

38 Social welfare fund.....	\$46,179,103
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39 *Provided*, That any transfers of funds between the social welfare fund and
 40 state institutions made by the secretary of social and rehabilitation serv-
 41 ices during fiscal year 2004 shall be in addition to any expenditure limi-
 42 tation imposed on this fund: *Provided further*, That notwithstanding the
 43 provisions of K.S.A. 39-7,154 and amendments thereto, the child support

1 collection pass-through payments are hereby eliminated for fiscal year
 2 2004 and no expenditures shall be made from the social welfare fund for
 3 payment of any amounts pursuant to K.S.A. 39-7,154 and amendments
 4 thereto.

5 Health committee insurance fund..... No limit

6 Other state fees fund..... No limit

7 Alcohol and drug abuse block grant federal fund \$12,184,265

8 *Provided*, That any transfers of moneys from the alcohol and drug abuse
 9 block grant federal fund to any other block grant fund specified in this
 10 subsection during fiscal year 2004 shall be in addition to any expenditure
 11 limitation imposed on this fund.

12 Ryan White title II federal fund No limit

13 *Provided*, That, notwithstanding any provisions of any other statute to the
 14 contrary, expenditures shall be made by the secretary of social and re-
 15 habilitation services from Ryan White title II federal fund for state fiscal
 16 year 2004 for the provision of pharmaceuticals in association with the
 17 Ryan White title II AIDS drug assistance program of the department of
 18 health and environment in accordance with the provisions of applicable
 19 statutes not in conflict with the provisions of this section: *Provided fur-*
 20 *ther*, That the remaining balance of available federal AIDS drug assis-
 21 tance program (ADAP) earmarked funds shall be transferred from the
 22 department of health and environment to the department of social and
 23 rehabilitation services on July 1, 2003, and credited to the Ryan White
 24 title II federal fund: *And provided further*, That available federal ADAP
 25 earmarked funds shall be transferred from the department of health and
 26 environment to the department of social and rehabilitation services and
 27 credited to the Ryan White title II federal fund after the beginning of
 28 the federal grant fiscal year on April 1, 2004: *And provided further*, That
 29 the department of social and rehabilitation services shall provide AIDS
 30 drug assistance to clients eligible under department of health and envi-
 31 ronment Ryan White title II established eligibility standards in accord-
 32 ance with a drug formulary established by a joint agreement entered into
 33 by the secretary of health and environment, the secretary of social and
 34 rehabilitation services and the federal health resources and services ad-
 35 ministration mandated advisory bodies, which is hereby authorized to be
 36 entered into: *And provided further*, That the department of health and
 37 environment shall continue to administer all Ryan White title II program
 38 services other than the provision of AIDS drugs including establishing
 39 eligibility standards and coordinating eligible clients with the department
 40 of social and rehabilitation services: *And provided further*, That the sec-
 41 retary of health and environment and the secretary of social and rehabil-
 42 itation services shall enter into an interagency agreement, which is hereby
 43 authorized to be entered into, to facilitate the provision of medications

1 under the AIDS drug assistance program by the department of social and
 2 rehabilitation services and such agreement shall include, but not be lim-
 3 ited to, the following provisions: (1) Provisions relating to coordination
 4 for the identification of eligible clients, (2) provisions to provide the fed-
 5 eral health resources and services administration required reports, and
 6 (3) provisions for joint staff access to appropriate data systems as indicated
 7 to provide federally mandated effective clinical quality management, in-
 8 cluding utilization review for affected clients of the two departments.

9 Child welfare services block grant federal fund..... \$5,033,692
 10 Mental health block grant federal fund..... \$3,436,330
 11 Social services block grant — federal fund..... \$23,134,390

12 *Provided*, That any transfers of moneys from the social services block
 13 grant — federal fund to any other block grant fund specified in this sub-
 14 section during fiscal year 2004 shall be in addition to any expenditure
 15 limitation imposed on this fund.

16 Child care mandatory federal fund..... No limit
 17 *Provided*, That any transfers from the child care mandatory federal fund
 18 to the department of health and environment during fiscal year 2004 shall
 19 be in addition to any expenditure limitation imposed on this fund.

20 Children’s cabinet grants federal fund No limit
 21 Temporary assistance to needy families federal fund No limit
 22 Child care matching federal fund..... No limit
 23 Child care discretionary federal fund..... No limit
 24 Disability determination services federal fund No limit
 25 Food stamp assistance federal fund..... No limit
 26 Foster care assistance federal fund..... No limit
 27 Medical assistance federal fund No limit
 28 Rehabilitation services federal fund..... No limit
 29 Other federal grants and assistance fund..... No limit
 30 SRS enterprise fund No limit
 31 SRS trust fund..... No limit

32 *Provided*, That all contributions from local entities shall be credited to
 33 the vocational rehabilitation special revenue account of the SRS trust fund
 34 for the purpose of providing the required state match for receipt of fed-
 35 eral vocational rehabilitation funds: *Provided further*, That expenditures
 36 may be made from the vocational rehabilitation special revenue account
 37 of this fund for local community-based vocational rehabilitation programs.

38 SRS AIDS drug reimbursement — federal fund..... No limit
 39 SRS — IGT fund \$8,000,000
 40 Child support enforcement administration fund..... No limit
 41 Energy assistance block grant federal fund..... No limit
 42 Children’s health insurance federal fund..... No limit

43

1 Family and children trust account — family and children
 2 investment fund No limit
 3 Kansas insurance coverage for children fund No limit
 4 State medicaid match fund — SRS \$2,992,368
 5 (c) There is appropriated for the above agency from the children’s
 6 initiative fund for the fiscal year ending June 30, 2004, the following:
 7 Children’s cabinet accountability fund \$550,000
 8 *Provided*, That any unencumbered balance in the children’s cabinet ac-
 9 countability fund account in excess of \$100 as of June 30, 2003, is hereby
 10 reappropriated for fiscal year 2004.
 11 Children’s mental health waiver \$1,800,000
 12 *Provided*, That any unencumbered balance in the children’s mental health
 13 waiver account in excess of \$100 as of June 30, 2003, is hereby reappro-
 14 priated for fiscal year 2004.
 15 Family centered system of care ~~\$5,000,000~~ **\$4,960,000**
 16 *Provided*, That any unencumbered balance in the family centered system
 17 of care account in excess of \$100 as of June 30, 2003, is hereby reappro-
 18 priated for fiscal year 2004.
 19 Therapeutic preschool \$1,000,000
 20 *Provided*, That any unencumbered balance in the therapeutic preschool
 21 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 22 for fiscal year 2004.
 23 Child care \$1,400,000
 24 *Provided*, That any unencumbered balance in the child care account in
 25 excess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal
 26 year 2004.
 27 Community services for child welfare ~~\$3,106,230~~ **\$3,066,230**
 28 *Provided*, That any unencumbered balance in the community services for
 29 child welfare account in excess of \$100 as of June 30, 2003, is hereby
 30 reappropriated for fiscal year 2004.
 31 HealthWave \$2,000,000
 32 *Provided*, That any unencumbered balance in the HealthWave account
 33 in excess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal
 34 year 2004.
 35 Children’s cabinet early childhood discretionary grant
 36 program ~~\$4,300,000~~ **\$4,000,000**
 37 *Provided*, That any unencumbered balance in the children’s cabinet early
 38 childhood discretionary grant program account in excess of \$100 as of
 39 June 30, 2003, is hereby reappropriated for fiscal year 2004.
 40 Medicaid \$3,000,000
 41 *Provided*, That any unencumbered balance in the medicaid account in
 42 excess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal
 43 year 2004.

1 Immunization outreach \$500,000
 2 *Provided*, That any unencumbered balance in the immunization outreach
 3 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 4 for fiscal year 2004.

5 Family preservation \$2,243,770
 6 *Provided*, That any unencumbered balance in the family preservation
 7 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 8 for fiscal year 2004.

9 Grants to community mental health centers for children’s
 10 programs ~~\$2,000,000~~ **\$1,960,000**
 11 *Provided*, That any unencumbered balance in the grants to community
 12 mental health centers for children’s programs account in excess of \$100
 13 as of June 30, 2003, is hereby reappropriated for fiscal year 2004.

14 ~~School violence prevention \$228,000~~
 15 ~~*Provided*, That any unencumbered balance in the school violence pre-~~
 16 ~~vention account in excess of \$100 as of June 30, 2003, is hereby reappro-~~
 17 ~~riated for fiscal year 2004.~~

18 (d) During the fiscal year ending June 30, 2004, the secretary of social
 19 and rehabilitation services, with the approval of the director of the budget,
 20 may transfer any part of any item of appropriation for the fiscal year
 21 ending June 30, 2004, from the state general fund for the department of
 22 social and rehabilitation services or any institution or facility under the
 23 general supervision and management of the secretary of social and re-
 24 habilitation services to another item of appropriation for fiscal year 2004
 25 from the state general fund for the department of social and rehabilitation
 26 services or any institution or facility under the general supervision and
 27 management of the secretary of social and rehabilitation services. The
 28 secretary of social and rehabilitation services shall certify each such trans-
 29 fer to the director of accounts and reports and shall transmit a copy of
 30 each such certification to the director of the legislative research depart-
 31 ment.

32 (e) On July 1, 2003, the superintendent of Osawatomie state hospital,
 33 upon the approval of the director of accounts and reports, shall transfer
 34 an amount specified by the superintendent from the Osawatomie state
 35 hospital — canteen fund to the Osawatomie state hospital — patient
 36 benefit fund.

37 (f) On July 1, 2003, the superintendent of Parsons state hospital and
 38 training center, upon the approval of the director of accounts and reports,
 39 shall transfer \$15,000 from the Parsons state hospital and training center
 40 — canteen fund to the Parsons state hospital and training center — pa-
 41 tient benefit fund.

42 (g) (1) On July 1, 2003, or as soon thereafter as moneys are available,
 43 the director of accounts and reports may transfer, in one or more

1 amounts, from the title XIX fund to the other federal grants and assistance
2 fund the amount specified by the secretary of social and rehabilitation
3 services.

4 (2) On July 1, 2003, or as soon thereafter as moneys are available, the
5 director of accounts and reports may transfer, in one or more amounts,
6 from the nonfederal reimbursements fund to the social welfare fund the
7 amount specified by the secretary of social and rehabilitation services.

8 (h) On July 1, 2003, or as soon thereafter as moneys are available, the
9 director of accounts and reports shall transfer \$4,332,070 from the tem-
10 porary assistance to needy families federal fund to the social services block
11 grant — federal fund.

12 (i) During the fiscal year ending June 30, 2004, all moneys received by
13 the secretary of social and rehabilitation services, to provide an endow-
14 ment to provide interest earnings for the purposes for which expenditures
15 maybe made from the family and children trust account of the family and
16 children investment fund, shall be deposited in the state treasury to the
17 credit of the family and children endowment account of the family and
18 children investment fund.

19 (j) During the fiscal year ending June 30, 2004, to the extent it is de-
20 termined by the secretary of social and rehabilitation services to be cost
21 effective, the secretary of social and rehabilitation services shall apply for
22 and accept donations from private sources to provide an endowment to
23 provide interest earnings for the purposes for which expenditures may be
24 made from the family and children trust account of the family and chil-
25 dren investment fund. During the fiscal year ending June 30, 2004, upon
26 receipt of one or more donations of moneys from private sources for
27 deposit to the credit of the family and children endowment account of
28 the family and children investment fund, in addition to the other purposes
29 for which expenditures may be made by the department of social and
30 rehabilitation services from any moneys appropriated from the state gen-
31 eral fund or any special revenue fund or funds for the fiscal year 2004,
32 as authorized by this or other appropriation act of the 2003 regular session
33 of the legislature, expenditures shall be made by the department of social
34 and rehabilitation services from any such moneys appropriated for fiscal
35 year 2004 for payments into the family and children endowment account
36 of the family and children investment fund that match the aggregate
37 amount of all such donations and that are equal to the aggregate amount
38 of moneys donated to and credited to the family and children endowment
39 account of the family and children investment fund during fiscal year
40 2004.

41 (k) In addition to the other purposes for which expenditures may be
42 made by the department of social and rehabilitation services from any
43 moneys appropriated from the state general fund or any special revenue

1 fund for the fiscal year 2004, as authorized by this or other appropriation
 2 act of the 2003 regular session of the legislature, expenditures shall be
 3 made by the department of social and rehabilitation services from any
 4 such moneys appropriated for fiscal year 2004 for the receipt, crediting
 5 and disbursement of moneys received by the department of social and
 6 rehabilitation services for payments of support pursuant to a rule or ad-
 7 ministrative order issued by the Kansas supreme court, which is hereby
 8 authorized to be issued by the Kansas supreme court, directing payments
 9 of support, which are made pursuant to any court order entered in this
 10 state regardless of the date of the order, to be made to a central unit for
 11 the collection and disbursement of support payments, notwithstanding
 12 the provisions of any statute to the contrary.

13 Sec. 54.

14 KANSAS GUARDIANSHIP PROGRAM

15 (a) There is appropriated for the above agency from the state general
16 fund for the fiscal year ending June 30, 2004, the following:

17 Kansas guardianship program.....	\$1,000,506
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18 *Provided*, That any unencumbered balance in the Kansas guardianship
19 program account in excess of \$100 as of June 30, 2003, is hereby reap-
20 propriated for fiscal year 2004.

21 (b) There is appropriated for the above agency from the following spe-
22 cial revenue fund or funds for the fiscal year ending June 30, 2004, 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 and transfers to other state agencies shall not exceed the following:

26 Grants and gifts fund	No limit
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27 Sec. 55.

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, 2004, the following:

31 Operating expenditures (including official hospitality).....	\$8,892,127
-----------------------------------------------------------------	-------------

32 *Provided*, That any unencumbered balance in the operating expenditures
33 (including official hospitality) account in excess of \$100 as of June 30,
34 2003, is hereby reappropriated for fiscal year 2004.

35 Governor’s teaching excellence scholarships and awards...	\$110,000
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36 *Provided*, That all expenditures from the governor’s teaching excellence
37 scholarships and awards account for teaching excellence scholarships shall
38 be to provide grants of \$1,000 each to Kansas elementary and secondary
39 public school teachers who are accepted to participate in the national
40 board for professional teaching standards certification program under the
41 governor’s teaching excellence scholarships program which shall be ad-
42 ministered by the state board of education: *Provided further*, That each
43 such grant shall be required to be matched on a \$1 for \$1 basis from

1 nonstate sources: *And provided further*, That award of each such grant
 2 shall be conditioned upon the recipient entering into an agreement re-
 3 quiring the grant to be repaid if the recipient fails to complete the course
 4 of training under the national board for professional teaching standards
 5 certification program: *And provided further*, That all moneys received by
 6 the department of education for repayment of grants for governor's teach-
 7 ing excellence scholarships shall be deposited in the state treasury and
 8 credited to the governor's teaching excellence scholarships program re-
 9 payment fund.

10 General state aid~~\$2,027,579,845~~ **\$1,777,788,000**

11 *Provided*, That any unencumbered balance in the general state aid ac-
 12 count in excess of \$100 as of June 30, 2003, is hereby reappropriated for
 13 fiscal year 2004: ~~*Provided further*, That expenditures shall not be made~~
 14 ~~from the general state aid account for the provision of instruction for any~~
 15 ~~homebound or hospitalized child unless the categorization of such child~~
 16 ~~as exceptional is conjoined with the categorization of the child within one~~
 17 ~~or more of the other categories of exceptionality: *And provided further*,~~
 18 ~~That expenditures shall be made from this account for grants to school~~
 19 ~~districts in amounts determined pursuant to and in accordance with the~~
 20 ~~provisions of K.S.A. 72-983 and amendments thereto: *And provided fur-*~~
 21 ~~*ther*, That expenditures shall be made from the amount remaining in this~~
 22 ~~account, after deduction of the expenditures specified in the foregoing~~
 23 ~~proviso, for payments to school districts in amounts determined pursuant~~
 24 ~~to and in accordance with the provisions of K.S.A. 72-978 and amend-~~
 25 ~~ments thereto: *And provided further*, That for expenditures from the~~
 26 ~~special education services aid account of the above agency, fully-trained~~
 27 ~~reading recovery teacher leaders, selected by the agency in accordance~~
 28 ~~with established criteria, shall be considered to be special teachers as~~
 29 ~~defined in subsection (j)(1) of K.S.A. 72-962 and amendments thereto for~~
 30 ~~the purpose of determining amounts of payments to be made to school~~
 31 ~~districts in accordance with the provisions of K.S.A. 72-978 and amend-~~
 32 ~~ments thereto from the amount remaining in the special education serv-~~
 33 ~~ices aid account after deduction of expenditures made in accordance with~~
 34 ~~the provisions of K.S.A. 72-893 and amendments thereto: *Provided, how-*~~
 35 ~~*ever*, That expenditures for fully-trained reading recovery teacher leaders~~
 36 ~~considered to be special teachers shall not exceed \$180,000.~~

37 ***Special education services aid*** **\$249,791,845**

38 ***Provided, That expenditures shall not be made from the special ed-***
 39 ***ucation services aid account for the provision of instruction for any***
 40 ***homebound or hospitalized child unless the categorization of such***
 41 ***child as exceptional is conjoined with the categorization of the child***
 42 ***within one or more of the other categories of exceptionality: *Pro-****
 43 ***vided further, That expenditures shall be made from this account for***

1 *grants to school districts in amounts determined pursuant to and in*
 2 *accordance with the provisions of K.S.A. 72-983 and amendments*
 3 *thereto: And provided further, That expenditures shall be made from*
 4 *the amount remaining in this account, after deduction of the ex-*
 5 *penditures specified in the foregoing proviso, for payments to school*
 6 *districts in amounts determined pursuant to and in accordance with*
 7 *the provisions of K.S.A. 72-978 and amendments thereto: And pro-*
 8 *vided further, That for expenditures from the special education serv-*
 9 *ices aid account of the above agency, fully-trained reading recovery*
 10 *teacher leaders, selected by the agency in accordance with estab-*
 11 *lished criteria, shall be considered to be special teachers as defined*
 12 *in subsection (j)(1) of K.S.A. 72-962 and amendments thereto for*
 13 *the purpose of determining amounts of payments to be made to*
 14 *school districts in accordance with the provisions of K.S.A. 72-978*
 15 *and amendments thereto from the amount remaining in the special*
 16 *education services aid account after deduction of expenditures*
 17 *made in accordance with the provisions of K.S.A. 72-893 and*
 18 *amendments thereto: Provided, however, That expenditures for fully-*
 19 *trained reading recovery teacher leaders considered to be special*
 20 *teachers shall not exceed \$180,000.*

21 Supplemental general state aid \$155,956,000
 22 *Provided, That any unencumbered balance in the supplemental general*
 23 *state aid account in excess of \$100 as of June 30, 2003, is hereby reap-*
 24 *propriated for fiscal year 2004.*

25 Discretionary grants..... \$130,000
 26 School food assistance..... \$2,510,486
 27 School safety hotline \$10,000
 28 KPERS — employer contributions..... \$138,940,758

29 *Provided, That any unencumbered balance in the KPERS — employer*
 30 *contributions account in excess of \$100 as of June 30, 2003, is hereby*
 31 *reappropriated for fiscal year 2004: Provided further, That all expendi-*
 32 *tures from the KPERS — employer contributions account shall be for*
 33 *payment of participating employers’ contributions to the Kansas public*
 34 *employees retirement system as provided in K.S.A. 74-4939 and amend-*
 35 *ments thereto: And provided further, That expenditures from this ac-*
 36 *count for the payment of participating employers’ contributions to the*
 37 *Kansas public employees retirement system may be made regardless of*
 38 *when the liability was incurred.*

39 Parent education program \$4,667,000
 40 *Provided, That expenditures from the parent education program account*
 41 *for each such grant shall be matched by the school district in an amount*
 42 *which is equal to not less than 65% of the grant: Provided further, That*
 43 *expenditures from this account for fiscal year 2004 for establishing and*

1 maintaining a Kansas training model that meets the requirement for the
 2 parents as teachers program shall not exceed \$27,500.
 3 Educable deaf-blind and severely handicapped children’s
 4 programs aid..... \$110,000
 5 School district juvenile detention facilities and Flint Hills
 6 job corps center grants..... \$5,599,393
 7 *Provided*, That expenditures shall be made from the school district ju-
 8 venile detention facilities and Flint Hills job corps center grants account
 9 for grants to school districts in amounts determined pursuant to and in
 10 accordance with the provisions of K.S.A. 72-8187 and amendments
 11 thereto.

12 Any unencumbered balance in excess of \$100 as of June 30, 2003, in each
 13 of the following accounts is hereby reappropriated for fiscal year 2004:
 14 Inservice education aid.

15 (b) There is appropriated for the above agency from the following spe-
 16 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 17 moneys now or hereafter lawfully credited to and available in such fund
 18 or funds, except that expenditures other than refunds authorized by law
 19 and transfers to other state agencies shall not exceed the following:

20 State school district finance fund	No limit
21 School district capital improvements fund.....	No limit
22 <i>Provided</i> , That expenditures from the school district capital improve-	
23 ments fund shall be made only for the payment of general obligation	
24 bonds approved by voters under the authority of K.S.A. 72- 6761 and	
25 amendments thereto.	
26 Conversion of materials and equipment fund	No limit
27 State safety fund	No limit
28 School bus safety fund	No limit
29 Goals 2000 federal fund	No limit
30 Motorcycle safety fund.....	No limit
31 Federal indirect cost reimbursement fund	No limit
32 Certificate fee fund	No limit
33 Food assistance — federal fund.....	No limit
34 Food assistance — school breakfast program — federal	
35 fund	No limit
36 Food assistance — national school lunch program — fed-	
37 eral fund	No limit
38 Food assistance — child and adult care food program —	
39 federal fund.....	No limit
40 Elementary and secondary school aid — federal fund.....	No limit
41 Elementary and secondary school aid — educationally de-	
42 prived children — federal fund	No limit
43	

1	Educationally deprived children — state operations — fed-	
2	eral fund	No limit
3	Elementary and secondary school — educationally de-	
4	prived children — LEA's fund	No limit
5	ESEA chapter II — state operations — federal fund.....	No limit
6	Education of handicapped children fund — federal.....	No limit
7	Educational interpreter performance assessment fee	
8	fund	No limit
9	<i>Provided</i> , That expenditures may be made from the educational inter-	
10	preter performance assessment fee fund for operating expenditures in-	
11	curred in conjunction with the operation of the educational interpreter	
12	performance program: <i>Provided further</i> , That the state board of educa-	
13	tion is hereby authorized to fix, charge and collect fees for educational	
14	interpreter performance assessments and other services provided under	
15	the interpreter performance assessment program: <i>And provided further</i> ,	
16	That all such fees shall be deposited in the state treasury and credited to	
17	the educational interpreter performance assessment fee fund.	
18	Education of handicapped children fund — state opera-	
19	tions — federal	No limit
20	Education of handicapped children fund — preschool —	
21	federal fund.....	No limit
22	Education of handicapped children fund — preschool state	
23	operations — federal	No limit
24	Elementary and secondary school aid — federal fund —	
25	migrant education fund.....	No limit
26	Elementary and secondary school aid — federal fund —	
27	migrant education — state operations	No limit
28	Vocational education amendments of 1968 — federal	
29	fund	No limit
30	Vocational education title II — federal fund.....	No limit
31	Vocational education title II — federal fund — state	
32	operations	No limit
33	Educational research grants and projects fund.....	No limit
34	Education for economic security act — federal fund	No limit
35	Drug abuse fund — department of education —	
36	federal	No limit
37	Federal class size reduction fund.....	No limit
38	School renovation grants — federal fund	No limit
39	Drug abuse funds — federal — state operations fund	No limit
40	Inservice education workshop fee fund.....	No limit
41	<i>Provided</i> , That expenditures may be made from the inservice education	
42	workshop fee fund for operating expenditures, including official hospi-	
43	tality, incurred for inservice workshops and conferences: <i>Provided fur-</i>	

1 *ther*, That the state board of education is hereby authorized to fix, charge
 2 and collect fees for inservice workshops and conferences: *And provided*
 3 *further*, That such fees shall be fixed in order to recover all or part of
 4 such operating expenditures incurred for inservice workshops and con-
 5 ferences: *And provided further*, That all fees received for inservice work-
 6 shops and conferences shall be deposited in the state treasury and cred-
 7 ited to the inservice education workshop fee fund.

8 Private donations, gifts, grants and bequests fund No limit
 9 Interactive video fee fund..... No limit

10 *Provided*, That expenditures may be made from the interactive video fee
 11 fund for operating expenditures incurred in conjunction with the opera-
 12 tion and use of the interactive video conference facility of the department
 13 of education: *Provided further*, That the state board of education is
 14 hereby authorized to fix, charge and collect fees for the operation and
 15 use of such interactive video conference facility: *And provided further*,
 16 That all fees received for the operation and use of such interactive video
 17 conference facility shall be deposited in the state treasury and credited
 18 to the interactive video fee fund.

19 Reimbursement for services fund No limit
 20 Communities in schools program fund No limit
 21 Governor’s teaching excellence scholarships program re-
 22 payment fund No limit

23 *Provided*, That all expenditures from the governor’s teaching excellence
 24 scholarships program repayment fund shall be to provide grants of \$1,000
 25 each to Kansas elementary and secondary public school teachers who are
 26 accepted to participate in the national board for professional teaching
 27 standards certification program under the governor’s teaching excellence
 28 scholarships program which shall be administered by the state board of
 29 education: *Provided further*, That each such grant shall be required to be
 30 matched on a \$1 for \$1 basis from nonstate sources: *And provided further*,
 31 That award of each such grant shall be conditioned upon the recipient
 32 entering into an agreement requiring the grant to be repaid if the recip-
 33 ient fails to complete the course of training under the national board for
 34 professional teaching standards certification program: *And provided fur-*
 35 *ther*, That all moneys received by the department of education for re-
 36 payment of grants made under the governor’s teaching excellence schol-
 37 arships program shall be deposited in the state treasury and credited to
 38 this fund.

39 Elementary and secondary school aid — federal fund —
 40 reading first No limit
 41 Elementary and secondary school aid — federal fund —
 42 reading first — state operations..... No limit

43

1	State grants for improving teacher quality — federal	
2	fund	No limit
3	State grants for improving teacher quality — federal fund	
4	— state operations.....	No limit
5	Community service grants —federal fund	No limit
6	21st century community learning centers — federal	
7	fund	No limit
8	State assessments — federal fund.....	No limit
9	Rural and low-income schools program — federal fund...	No limit
10	Language assistance state grants — federal fund.....	No limit
11	Service clearing fund	No limit

12 (c) There is appropriated for the above agency from the children’s
 13 initiatives fund for the fiscal year ending June 30, 2004, the following:

14 Grant to the Kansas optometric association for vision
 15 study \$300,000

16 *Provided*, That any unencumbered balance in the grant to the Kansas
 17 optometric association for vision study account in excess of \$100 as of
 18 June 30, 2003, is hereby reappropriated for fiscal year 2004.

19 Parent education program \$2,500,000

20 *Provided*, That any unencumbered balance in the parent education pro-
 21 gram account in excess of \$100 as of June 30, 2003, is hereby reappro-
 22 priated for fiscal year 2004.

23 General state aid four-year-old at-risk..... \$4,500,000

24 *Provided*, That any unencumbered balance in the general state aid four-
 25 year-old at-risk account in excess of \$100 as of June 30, 2003, is hereby
 26 reappropriated for fiscal year 2004.

27 ~~General state~~ **Special education services** aid..... \$1,225,000

28 Any unencumbered balance in the special education services aid account
 29 in excess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal
 30 year 2004.

31 (d) On July 1, 2003, or as soon thereafter as moneys are available, the
 32 director of accounts and reports shall transfer \$50,000 from the family
 33 and children trust account of the family and children investment fund of
 34 the department of social and rehabilitation services to the communities
 35 in schools program fund of the department of education.

36 (e) On July 1, 2003, and quarterly thereafter, the director of accounts
 37 and reports shall transfer \$63,121 from the state highway fund of the
 38 department of transportation to the school bus safety fund of the de-
 39 partment of education.

40 Sec. 56.

41 STATE LIBRARY

42 (a) There is appropriated for the above agency from the state general
 43 fund for the fiscal year ending June 30, 2004, the following:

1 Operating expenditures \$1,453,953
 2 *Provided*, That any unencumbered balance in the operating expenditures
 3 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 4 for fiscal year 2004: *Provided, however*, That expenditures from the op-
 5 erating expenditures account for official hospitality shall not exceed
 6 \$2,000.

7 Grants to libraries and library systems \$3,463,904
 8 *Provided*, That, of the moneys appropriated in the grants to libraries and
 9 library systems account, \$2,453,800 shall be distributed as grants-in-aid
 10 to libraries in accordance with K.S.A. 75-2555 and amendments thereto,
 11 \$574,085 shall be distributed for interlibrary loan development grants and
 12 \$386,105 shall be paid according to contracts with the subregional librar-
 13 ies of the Kansas talking book services.

14 (b) There is appropriated for the above agency from the following spe-
 15 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 16 moneys now or hereafter lawfully credited to and available in such fund
 17 or funds, except that expenditures other than refunds authorized by law
 18 shall not exceed the following:

19 State library fund	No limit
20 Federal library services and technology act — fund.....	No limit

21 Sec. 57.

22 KANSAS ARTS COMMISSION

23 (a) There is appropriated for the above agency from the state general
 24 fund for the fiscal year ending June 30, 2004, the following:

25 Operating expenditures \$332,002
 26 *Provided*, That any unencumbered balance in the operating expenditures
 27 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 28 for fiscal year 2004: *Provided, however*, That expenditures from the op-
 29 erating expenditures account for official hospitality shall not exceed
 30 \$4,000: *Provided further*, That expenditures may be made by the above
 31 agency from any amount of savings in the operating expenditures account
 32 for the purpose of matching an equal or greater amount of federal grant
 33 moneys or local grant moneys, or both, for arts programming projects.

34 Arts programming grants and challenge grants..... \$1,171,948
 35 *Provided*, That expenditures from the arts programming grants and chal-
 36 lenge grants account shall be made only for the purpose of matching an
 37 equal or greater amount of federal grant moneys or local grant moneys,
 38 or both, for arts programming projects: *Provided further*, That expendi-
 39 tures from this account shall be made in a manner to benefit the maxi-
 40 mum number of Kansas communities in the development of Kansas talent
 41 and art.

42 (b) There is appropriated for the above agency from the following spe-
 43 cial revenue fund or funds for the fiscal year ending June 30, 2004, all

1 moneys now or hereafter lawfully credited to and available in such fund
2 or funds, except that expenditures other than refunds authorized by law
3 shall not exceed the following:

- 4 Kansas arts commission fee fund No limit
- 5 Kansas arts commission gifts, grants and bequests fund ... No limit
- 6 Kansas arts commission special gifts fund..... No limit
- 7 Arts programming grants fund..... No limit

8 *Provided*, That moneys received by the Kansas arts commission from the
9 remittance of the unexpended balance of arts programming grants to the
10 commission shall be deposited in the state treasury and credited to the
11 arts programming grants fund: *Provided further*, That expenditures from
12 this fund shall be made only for the purpose of matching an equal or
13 greater amount of federal grant moneys or local grant moneys, or both,
14 for arts programming projects.

15 Sec. 58.

16 KANSAS STATE SCHOOL FOR THE BLIND

17 (a) There is appropriated for the above agency from the state general
18 fund for the fiscal year ending June 30, 2004, the following:

- 19 Operating expenditures ~~\$4,073,738~~ **\$4,293,056**

20 *Provided*, That any unencumbered balance in the operating expenditures
21 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
22 for fiscal year 2004.

- 23 Arts for the handicapped \$150,000

24 Any unencumbered balance in excess of \$100 as of June 30, 2003, in the
25 technology lending library account is hereby reappropriated for fiscal year
26 2004: *Provided, however*, That all expenditures from the technology lend-
27 ing library account shall be made only for the purpose of matching an
28 equal or greater amount of federal or other nonstate governmental grant
29 moneys or private grant or donation moneys, or any combination thereof,
30 received by the Kansas state school for the blind: *Provided further*, That
31 no expenditures shall be made from this account except upon approval
32 of the state finance council acting on this matter which is hereby char-
33 acterized as a matter of legislative delegation and subject to the guidelines
34 prescribed in subsection (c) of K.S.A. 75-3711c and amendments thereto,
35 after receiving information that the Kansas state school for the blind has
36 received the required matching funds.

37 (b) There is appropriated for the above agency from the following spe-
38 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
39 moneys now or hereafter lawfully credited to and available in such fund
40 or funds, except that expenditures other than refunds authorized by law
41 shall not exceed the following:

- 42 General fees fund..... No limit
- 43 Local services reimbursement fund..... No limit

1 *Provided*, That the Kansas state school for the blind is hereby authorized
 2 to assess and collect a fee of 20% of the total cost of services provided to
 3 local school districts: *Provided further*, That all moneys received from
 4 such fees shall be deposited in the state treasury and credited to the local
 5 services reimbursement fund.

6 Student activity fees fund	No limit
7 Special bequest fund.....	No limit
8 Gift fund.....	No limit
9 Technology lending library fund	No limit
10 Food assistance — cash for commodities — federal	
11 fund	No limit
12 Food assistance — breakfast — federal fund.....	No limit
13 Food assistance — lunch — federal fund.....	No limit
14 Chapter I handicapped — federal fund	No limit
15 Education improvement — federal fund.....	No limit
16 Math and science improvement — federal fund	No limit
17 Elementary and secondary — federal fund.....	No limit
18 Supported employment initiative — federal fund.....	No limit

19 Sec. 59.

20 KANSAS STATE SCHOOL FOR THE DEAF

21 (a) There is appropriated for the above agency from the state general
 22 fund for the fiscal year ending June 30, 2004, the following:

23 Operating expenditures	\$6,836,148 \$7,198,883
---------------------------------	-------------------------------------------

24 *Provided*, That any unencumbered balance in the operating expenditures
 25 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 26 for fiscal year 2004.

27 (b) There is appropriated for the above agency from the following spe-
 28 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 29 moneys now or hereafter lawfully credited to and available in such fund
 30 or funds, except that expenditures other than refunds authorized by law
 31 shall not exceed the following:

32 General fees fund.....	\$80,000
33 Local services reimbursement fund.....	No limit

34 *Provided*, That the Kansas state school for the deaf is hereby authorized
 35 to assess and collect a fee of 20% of the total cost of services provided to
 36 local school districts: *Provided further*, That all moneys received from
 37 such fees shall be deposited in the state treasury and credited to the local
 38 services reimbursement fund: *And provided further*, That all expendi-
 39 tures from this fund shall be for capital outlay.

40 Student activity fees fund	No limit
41 Elementary and secondary education act — federal	
42 fund	No limit
43 Vocational education fund — federal.....	No limit

1	Special bequest fund.....	No limit
2	Special workshop fund	No limit
3	Gift fund.....	No limit
4	Sec. 60.	

5 STATE HISTORICAL SOCIETY

6 (a) There is appropriated for the above agency from the state general
 7 fund for the fiscal year ending June 30, 2004, the following:

8 Operating expenditures \$5,425,526
 9 *Provided*, That any unencumbered balance in the operating expenditures
 10 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 11 for fiscal year 2004: *Provided, however*, That expenditures from the op-
 12 erating expenditures account for official hospitality shall not exceed
 13 \$2,500.

14 Kansas humanities council \$81,830

15 (b) There is appropriated for the above agency from the following spe-
 16 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 17 moneys now or hereafter lawfully credited to and available in such fund
 18 or funds, except that expenditures other than refunds authorized by law
 19 shall not exceed the following:

20 General fees fund..... No limit

21 Archeology fee fund..... No limit

22 *Provided*, That expenditures may be made from the archeology fee fund
 23 for operating expenses for providing archeological services by contract:

24 *Provided further*, That the state historical society is hereby authorized to
 25 fix, charge and collect fees for the sale of such services: *And provided*
 26 *further*, That such fees shall be fixed in order to recover all or part of the
 27 operating expenses incurred in providing archeological services by con-
 28 tract: *And provided further*, That all fees received from such services shall
 29 be credited to the archeology fee fund.

30 Archeology federal fund No limit

31 Microfilm fees fund..... No limit

32 *Provided*, That expenditures may be made from the microfilm fees fund
 33 for operating expenses for providing microfilming services: *Provided fur-*
 34 *ther*, That the state historical society is hereby authorized to fix, charge
 35 and collect fees for the sale of such services: *And provided further*, That
 36 such fees shall be fixed in order to recover all or part of the operating
 37 expenses incurred in providing microfilming services: *And provided fur-*
 38 *ther*, That all fees received from such services shall be credited to the
 39 microfilm fees fund.

40 Records center fee fund..... No limit

41 Historic properties fee fund..... No limit

42 National historic preservation act fund — state..... No limit

43 Historic preservation overhead fees fund No limit

1	National historic preservation act fund — local.....	No limit
2	Private gifts, grants and bequests fund.....	No limit
3	Museum and historic sites visitor donation fund.....	No limit
4	Insurance collection replacement/reimbursement fund	No limit
5	Heritage trust fund.....	No limit
6	<i>Provided</i> , That expenditures from the heritage trust fund for state oper-	
7	ations shall not exceed \$108,932.	
8	Land survey fee fund.....	No limit
9	State historical society facilities fund	No limit
10	Unmarked burial sites fund.....	No limit
11	Historic properties fund	No limit
12	Law enforcement memorial fund.....	No limit
13	Other federal grants fund	No limit
14	<i>Provided</i> , That the above agency is authorized to make expenditures from	
15	the other federal grants fund of any moneys credited to this fund from	
16	any individual grant if the grant is: (1) Less than or equal to \$250,000 in	
17	the aggregate, and (2) does not require the matching expenditure of any	
18	other moneys in the state treasury during fiscal year 2004 other than	
19	moneys appropriated by this or other appropriation act of the 2003 reg-	
20	ular session of the legislature: <i>Provided, however</i> , That, upon application	
21	to and authorization by the governor, the above agency may make ex-	
22	penditures of moneys credited to this fund from any individual federal	
23	grant which is more than \$250,000 in the aggregate or which requires the	
24	matching expenditure of moneys in the state treasury during the current	
25	or any ensuing fiscal year.	
26	Property sale proceeds fund.....	No limit
27	<i>Provided</i> , That proceeds from the sale of property pursuant to K.S.A. 75-	
28	2701 and amendments thereto shall be deposited in the state treasury	
29	and credited to the property sale proceeds fund.	
30	Grinter place federal grant fund	No limit
31	Native American heritage museum federal grant fund	No limit

32 Sec. 61.

33 FORT HAYS STATE UNIVERSITY

34 (a) There is appropriated for the above agency from the state general
 35 fund for the fiscal year ending June 30, 2004, the following:

36 Operating expenditures (including official hospitality)..... \$30,179,531

37 *Provided*, That any unencumbered balance in the operating expenditures
 38 (including official hospitality) account in excess of \$100 as of June 30,
 39 2003, is hereby reappropriated for fiscal year 2004: *Provided further*, That
 40 expenditures from this account may be made to pay faculty and staff
 41 members retiring on or after July 1, 1962, the difference between the
 42 retirement benefits established under the former unfunded state board
 43 of regents' retirement plan and the benefits to which these individuals

1 would be entitled under the Kansas public employees retirement system.

2 (b) There is appropriated for the above agency from the following spe-
 3 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 4 moneys now or hereafter lawfully credited to and available in such fund
 5 or funds, except that expenditures shall not exceed the following:

6 Parking fees fund No limit

7 *Provided*, That expenditures may be made from the parking fees fund for
 8 a capital improvement project for parking lot improvements.

9 General fees fund..... No limit

10 *Provided*, That expenditures from the general fees fund may be made
 11 only for salaries and wages and for other operating expenditures and shall
 12 not be made for capital improvements.

13 Restricted fees fund..... No limit

14 *Provided*, That restricted fees shall be limited to receipts for the following
 15 accounts: Special events; technology equipment; Gross coliseum services;
 16 performing arts center services; farm income; choral music clinic; Reveille
 17 (yearbook); off-campus tours; memorial union activities; student activity
 18 (unallocated); Leader (newspaper); conferences, clinics and workshops
 19 — noncredit; summer laboratory school; little theater; library services;
 20 student affairs; speech and debate; student government; counseling cen-
 21 ter services; interest on local funds; student identification cards; nurse
 22 education programs; national science foundation grants; veterans admin-
 23 istration; federal programs and research grants; athletics; placement fees;
 24 virtual college classes; speech and hearing; child care services for de-
 25 pendent students; computer services; interactive television contributions;
 26 midwestern student exchange; departmental receipts for all sales, refunds
 27 and other collections not specifically enumerated above: *Provided, how-*
 28 *ever*, That the state board of regents, with the approval of the state finance
 29 council acting on this matter which is hereby characterized as a matter
 30 of legislative delegation and subject to the guidelines prescribed in sub-
 31 section (c) of K.S.A. 75-3711c and amendments thereto, may amend or
 32 change this list of restricted fees: *Provided further*, That all restricted fees
 33 shall be deposited to the credit of the appropriate account of the re-
 34 stricted fees fund and shall be used solely for the specific purpose or
 35 purposes for which collected: *And provided further*, That expenditures
 36 may be made from this fund to purchase insurance for equipment pur-
 37 chased through research and training grants only if such grants include
 38 money for and authorize the purchase of such insurance: *And provided*
 39 *further*, That expenditures may be made from this fund to procure a
 40 policy of accident, personal liability and excess automobile liability insur-
 41 ance insuring volunteers participating in the senior companion program
 42 against loss in accordance with specifications of federal grant guidelines
 43 as provided in K.S.A. 75-4101 and amendments thereto: *And provided*

1 *further*, That all amounts of tuition received from students participating
 2 in the midwestern student exchange program shall be deposited to the
 3 credit of the midwestern student exchange account of the restricted fees
 4 fund.

5 Education opportunity act — federal fund No limit
 6 Service clearing fund No limit

7 *Provided*, That the service clearing fund shall be used for the following
 8 service activities: Computer services, storeroom for official supplies in-
 9 cluding office supplies, paper products, janitorial supplies, printing and
 10 duplicating, car pool, postage, copy center, and telecommunications and
 11 such other internal service activities as are authorized by the state board
 12 of regents under K.S.A. 76-755 and amendments thereto.

13 Commencement fees fund..... No limit
 14 Health fees fund No limit

15 *Provided*, That expenditures from the health fees fund may be made for
 16 the purchase of medical malpractice liability coverage for individuals em-
 17 ployed on the medical staff, including pharmacists and physical therapists,
 18 at the student health center.

19 Student union fees fund No limit
 20 Kansas career work study program fund No limit
 21 Economic opportunity act — federal fund No limit
 22 Kansas comprehensive grant fund..... No limit
 23 Scholarship funds fund..... No limit
 24 Faculty of distinction matching fund No limit
 25 Health professions student assistance program fund No limit
 26 Nine month payroll clearing account fund..... No limit
 27 Oil research library gifts and grants fund No limit
 28 Federal Perkins student loan fund No limit
 29 Housing system revenue fund No limit
 30 Institutional overhead fund..... No limit
 31 Oil and gas royalties fund No limit
 32 Housing system suspense fund No limit
 33 Housing system operations fund No limit
 34 Housing system repairs, equipment and improvement
 35 fund No limit
 36 Sponsored research overhead fund No limit
 37 Wildlife art fund..... No limit
 38 Kansas distinguished scholarship fund No limit
 39 University federal fund..... No limit

40 (c) On July 1, 2003, or as soon thereafter as moneys are available, the
 41 director of accounts and reports shall transfer an amount specified by the
 42 president of Fort Hays state university of not to exceed \$125,000 from
 43 the general fees fund to the national direct student loan fund.

1 (d) On July 1, 2003, or as soon thereafter as moneys are available, the
2 director of accounts and reports shall transfer an amount specified by the
3 president of Fort Hays state university of not to exceed \$100,000 from
4 the general fees fund to the education opportunity act — federal fund.

5 (e) On July 1, 2003, the director of accounts and reports shall transfer
6 all moneys in the equipment reserve fund of Fort Hays state university
7 to the appropriate account or accounts of the restricted fees fund of Fort
8 Hays state university. On July 1, 2003, all liabilities of the equipment
9 reserve fund of Fort Hays state university are hereby transferred to and
10 imposed on the appropriate account or accounts of the restricted fees
11 fund of Fort Hays state university and the equipment reserve fund of
12 Fort Hays state university is hereby abolished.

13 (f) On July 1, 2003, the national direct student loan fund of Fort Hays
14 state university is hereby redesignated as the federal Perkins student loan
15 fund of Fort Hays state university.

16 (g) On July 1, 2003, in accordance with a certification of the president
17 of Fort Hays state university, the director of accounts and reports shall
18 transfer all federal moneys from any federal grant or other source in one
19 or more accounts of the restricted fees fund of Fort Hays state university
20 to the university federal fund of Fort Hays state university. On July 1,
21 2003, all liabilities of the federal moneys from any federal grant or other
22 source in such account or accounts of the restricted fees fund of Fort
23 Hays state university are hereby transferred to and imposed on the uni-
24 versity federal fund of Fort Hays state university. On July 1, 2003, the
25 president of Fort Hays state university shall certify each transfer of such
26 moneys and liabilities to the university federal fund of Fort Hays state
27 university to the director of accounts and reports and, at the same time,
28 shall transmit a copy of each such certification to the director of the
29 budget and the director of the legislative research department.

30 Sec. 62.

31 KANSAS STATE UNIVERSITY

32 (a) There is appropriated for the above agency from the state general
33 fund for the fiscal year ending June 30, 2004, the following:

34 Operating expenditures (including official hospitality)..... \$100,901,836

35 *Provided*, That any unencumbered balance in the operating expenditures
36 (including official hospitality) account in excess of \$100 as of June 30,
37 2003, is hereby reappropriated for fiscal year 2004: *Provided, however*,
38 That expenditures from this account may be made to pay faculty and staff
39 members retiring on or after July 1, 1962, the difference between the
40 retirement benefits established under the former unfunded state board
41 of regents' retirement plan and the benefits to which these individuals
42 would be entitled under the Kansas public employees retirement system.

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

1 cial revenue fund or funds for the fiscal year ending June 30, 2004, 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 Parking fees fund No limit
 5 Faculty of distinction matching fund No limit
 6 General fees fund..... No limit

7 *Provided*, That expenditures from the general fees fund may be made
 8 only for salaries and wages and for other operating expenditures and shall
 9 not be made for capital improvements.

10 Interest on endowment fund..... No limit
 11 Restricted fees fund..... No limit

12 *Provided*, That restricted fees shall be limited to receipts for the following
 13 accounts: Educational opportunity grants; technology equipment; human
 14 resources management system; computer services; copy centers; stan-
 15 dardized test fees; placement center; recreational services; college of
 16 technology and aviation; motor pool; music; professorships; student ac-
 17 tivities fees; army and aerospace uniforms; aerospace uniform augmen-
 18 tation; biology sales and services; chemistry; field camps; state department
 19 of education; physics storeroom; sponsored research, instruction, public
 20 service, equipment and facility grants; ion collision laboratory — federal;
 21 chemical engineering; nuclear engineering; contract — post office — fed-
 22 eral government; library collections; civil engineering; continuing edu-
 23 cation; sponsored construction or improvement projects; attorney, edu-
 24 cational and personal development, human resources; student financial
 25 assistance; application for undergraduate programs; speech and hearing
 26 fees; gifts; human development and family research and training; college
 27 of education — publications and services; student financial assistance —
 28 federal reimbursement; higher education act; guaranteed student loan
 29 application processing; student identification card; auditorium receipts;
 30 catalog sales; emission spectroscopy fees; interagency consulting; sales
 31 and services of educational programs; transcript fees; facility use fees;
 32 human ecology storeroom; college of human ecology sales; family re-
 33 source center fees; human movement performance; application for post
 34 baccalaureate programs; art exhibit fees; college of education — Kansas
 35 careers; foreign student application fee; student union repair and replace-
 36 ment reserve; departmental receipts for all sales, refunds and other col-
 37 lections; institutional support fee; miscellaneous renovations; speech re-
 38 cepts; art museum; exchange program; flight training lab fees; off campus
 39 work study; parking fees; postage center; printing; short courses and con-
 40 ferences; student government association receipts; regents educational
 41 communications center; late registration fee; engineering equipment fee;
 42 biotechnology facility; English language program; international programs;
 43 federal direct student loans; Bramlage coliseum; planning and analysis;

1 telecommunications; other specifically designated receipts not available
 2 for general operations of the university: *Provided, however,* That the state
 3 board of regents, with the approval of the state finance council acting on
 4 this matter which is hereby characterized as a matter of legislative dele-
 5 gation and subject to the guidelines prescribed in subsection (c) of K.S.A.
 6 75-3711c and amendments thereto, may amend or change this list of
 7 restricted fees: *Provided further,* That all restricted fees shall be deposited
 8 to the credit of the appropriate account of the restricted fees fund and
 9 shall be used solely for the specific purpose or purposes for which col-
 10 lected: *And provided further,* That expenditures may be made from this
 11 fund to purchase insurance for equipment purchased through research
 12 and training grants only if such grants include money for and authorize
 13 the purchase of such insurance: *And provided further,* That expenditures
 14 from the restricted fees fund may be made for the purchase of insurance
 15 for operation and testing of completed project aircraft and for operation
 16 of aircraft used in professional pilot training, including coverage for public
 17 liability, physical damage, medical payments and voluntary settlement
 18 coverages.

19 Kansas career work study program fund No limit

20 Service clearing fund No limit

21 *Provided,* That the service clearing fund shall be used for the following
 22 service activities: Supplies stores; telecommunications services; photo-
 23 graphic services; K-State printing services; postage; facilities services; fa-
 24 cilities carpool; public safety services; facility planning services; facilities
 25 storeroom; and such other internal service activities as are authorized by
 26 the state board of regents under K.S.A. 76-755 and amendments thereto.

27 Sponsored research overhead fund No limit

28 *Provided,* That the above agency may transfer moneys from the sponsored
 29 research overhead fund of Kansas state university to the sponsored re-
 30 search overhead fund of Kansas state university extension systems and
 31 agriculture research programs.

32 Housing system suspense fund No limit

33 Housing system operations fund No limit

34 Housing system repairs, equipment and improvement
 35 fund No limit

36 Coliseum gifts fund No limit

37 Mandatory retirement annuity clearing fund No limit

38 Student health fees fund No limit

39 *Provided,* That expenditures from the student health fees fund may be
 40 made for the purchase of medical malpractice liability coverage for in-
 41 dividuals employed on the medical staff, including pharmacists and phys-
 42 ical therapists, at the student health center.

43 Scholarship funds fund..... No limit

1	Perkins student loan fund.....	No limit
2	Engineering and education gift fund	No limit
3	U.S. army research grant — metal particle chemistry	
4	fund	No limit
5	Board of regents — U.S. department of education awards	
6	fund	No limit
7	State agricultural university fund	No limit
8	Federal extension civil service retirement clearing fund ...	No limit
9	Salina — student union fees fund.....	No limit
10	Salina — dormitory and food service fees fund.....	No limit
11	Kansas distinguished scholarship fund	No limit
12	Kansas comprehensive grant fund.....	No limit
13	Temporary deposit fund.....	No limit
14	Business procurement card clearing fund.....	No limit
15	Suspense fund	No limit
16	Voluntary tax shelter annuity clearing fund.....	No limit
17	Agency payroll deduction clearing fund	No limit
18	Payroll clearing fund.....	No limit
19	Pre-tax parking clearing fund	No limit
20	Grants and gifts fund	No limit
21	University federal fund.....	No limit

22 (c) On July 1, 2003, or as soon thereafter as moneys are available, the
 23 director of accounts and reports shall transfer an amount specified by the
 24 president of Kansas state university of not to exceed \$97,924 from the
 25 general fees fund to the Perkins student loan fund.

26 (d) On July 1, 2003, or as soon thereafter as moneys are available, the
 27 director of accounts and reports shall transfer an amount specified by the
 28 president of Kansas state university of not to exceed \$215,000 from the
 29 general fees fund to the educational opportunity grants account of the
 30 restricted fees fund.

31 (e) On or before the 10th of each month during the fiscal year ending
 32 June 30, 2004, the director of accounts and reports shall transfer from
 33 the state general fund to the grants and gifts fund interest earnings based
 34 on: (1) The average daily balance of moneys in the grants and gifts fund
 35 for the preceding month; and (2) the net earnings rate for the pooled
 36 money investment portfolio for the preceding month.

37 (f) On July 1, 2003, the director of accounts and reports shall transfer
 38 all moneys in the equipment reserve fund of Kansas state university to
 39 the appropriate account or accounts of the restricted fees fund of Kansas
 40 state university. On July 1, 2003, all liabilities of the equipment reserve
 41 fund of Kansas state university are hereby transferred to and imposed on
 42 the appropriate account or accounts of the restricted fees fund of Kansas
 43 state university and the equipment reserve fund of Kansas state university

1 is hereby abolished.

2 (g) On July 1, 2003, the director of accounts and reports shall transfer
3 all moneys in the tuition accountability fund of Kansas state university to
4 the general fees fund of Kansas state university. On July 1, 2003, all
5 liabilities of the tuition accountability fund of Kansas state university are
6 hereby transferred to and imposed on the general fees fund of Kansas
7 state university and the tuition accountability fund of Kansas state uni-
8 versity is hereby abolished.

9 (h) On July 1, 2003, in accordance with a certification of the president
10 of Kansas state university, the director of accounts and reports shall trans-
11 fer all federal moneys from any federal grant or other source in one or
12 more accounts of the restricted fees fund of Kansas state university to
13 the university federal fund of Kansas state university. On July 1, 2003, all
14 liabilities of the federal moneys from any federal grant or other source in
15 such account or accounts of the restricted fees fund of Kansas state uni-
16 versity are hereby transferred to and imposed on the university federal
17 fund of Kansas state university. On July 1, 2003, the president of Kansas
18 state university shall certify each transfer of such moneys and liabilities
19 to the university federal fund of Kansas state university to the director of
20 accounts and reports and, at the same time, shall transmit a copy of each
21 such certification to the director of the budget and the director of the
22 legislative research department.

23 Sec. 63.

24 KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND
25 AGRICULTURE RESEARCH PROGRAMS

26 (a) There is appropriated for the above agency from the state general
27 fund for the fiscal year ending June 30, 2004, the following:

28 Operating expenditures (including official hospitality)..... \$741,744

29 *Provided*, That any unencumbered balance in the operating expenditures
30 (including official hospitality) account in excess of \$100 as of June 30,
31 2003, is hereby reappropriated for fiscal year 2004.

32 Cooperative extension service (including official
33 hospitality) \$17,502,220

34 *Provided*, That any unencumbered balance in the cooperative extension
35 service (including official hospitality) account in excess of \$100 as of June
36 30, 2003, is hereby reappropriated for fiscal year 2004.

37 Agricultural experiment stations (including official
38 hospitality) \$28,212,396

39 *Provided*, That any unencumbered balance in the agricultural experiment
40 stations (including official hospitality) account in excess of \$100 as of June
41 30, 2003, is hereby reappropriated for fiscal year 2004.

42 (b) There is appropriated for the above agency from the following spe-
43 cial revenue fund or funds for the fiscal year ending June 30, 2004, 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 Restricted fees fund..... No limit

4 *Provided*, That restricted fees shall be limited to receipts for the following
 5 accounts: Plant pathology; technology equipment; professorships; agri-
 6 cultural experiment station, director’s office; agronomy — Ashland farm;
 7 KSU agricultural research center — Hays; KSU southeast agricultural
 8 research center; KSU southwest research extension center; agronomy —
 9 general; agronomy — experimental field crop sales; entomology sales;
 10 grain science and industry — Kansas state university; food and nutrition
 11 research; extension services and publication; sponsored construction or
 12 improvement projects; gifts; animal resource facility; animal health and
 13 disease research; higher education act; sales and services of educational
 14 programs; animal sciences and industry livestock and product sales; hor-
 15 ticulture greenhouse and farm products sales; Konza prairie operations;
 16 departmental receipts for all sales, refunds and other collections; insti-
 17 tutional support fee; KSU northwest research extension center opera-
 18 tions; sponsored research, public service, equipment and facility grants;
 19 statistical laboratory; equipment/pesticide storage building; other specif-
 20 ically designated receipts not available for general operations of the uni-
 21 versity: *Provided, however*, That the state board of regents, with the ap-
 22 proval of the state finance council acting on this matter which is hereby
 23 characterized as a matter of legislative delegation and subject to the
 24 guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amend-
 25 ments thereto, may amend or change this list of restricted fees: *Provided*
 26 *further*, That all restricted fees shall be deposited to the credit of the
 27 appropriate account of the restricted fees fund and shall be used solely
 28 for the specific purpose or purposes for which collected: *And provided*
 29 *further*, That expenditures may be made from this fund to purchase in-
 30 surance for equipment purchased through research and training grants
 31 only if such grants include money for and authorize the purchase of such
 32 insurance: *And provided further*, That expenditures may be made from
 33 the Kansas agricultural mediation service account of the restricted fees
 34 fund during fiscal year 2004.

35 Fertilizer research fund..... No limit
 36 Sponsored research overhead fund No limit
 37 Federal extension fund..... No limit
 38 Federal experimental station fund..... No limit
 39 Federal awards — advance payment fund..... No limit
 40 Smith-Lever special program grant — federal fund..... No limit
 41 Faculty of distinction matching fund No limit
 42 Kansas artificial breeding service unit fees fund..... No limit
 43 Agricultural land use-value fund No limit

- 1 Irrigation research field grant fund No limit
- 2 University federal fund..... No limit

3 (c) On July 1, 2003, in accordance with a certification of the president
 4 of Kansas state university, the director of accounts and reports shall trans-
 5 fer all federal moneys from any federal grant or other source in one or
 6 more accounts of the restricted fees fund of Kansas state university ex-
 7 tension systems and agriculture research programs to the university fed-
 8 eral fund of Kansas state university extension systems and agriculture
 9 research programs. On July 1, 2003, all liabilities of the federal moneys
 10 from any federal grant or other source in such account or accounts of the
 11 restricted fees fund of Kansas state university extension systems and ag-
 12 riculture research programs are hereby transferred to and imposed on
 13 the university federal fund of Kansas state university extension systems
 14 and agriculture research programs. On July 1, 2003, the president of
 15 Kansas state university shall certify each transfer of such moneys and
 16 liabilities to the university federal fund of Kansas state university exten-
 17 sion systems and agriculture research programs to the director of accounts
 18 and reports and, at the same time, shall transmit a copy of each such
 19 certification to the director of the budget and the director of the legis-
 20 lative research department.

21 Sec. 64.

22 **KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER**

23 (a) There is appropriated for the above agency from the state general
 24 fund for the fiscal year ending June 30, 2004, the following:

25 Operating expenditures (including official hospitality)..... \$9,545,175
 26 *Provided*, That any unencumbered balance in the operating expenditures
 27 (including official hospitality) account in excess of \$100 as of June 30,
 28 2003, is hereby reappropriated for fiscal year 2004.

29 (b) There is appropriated for the above agency from the following spe-
 30 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 31 moneys now or hereafter lawfully credited to and available in such fund
 32 or funds, except that expenditures shall not exceed the following:

- 33 General fees fund..... No limit
- 34 Hospital and diagnostic laboratory revenue fund..... No limit
- 35 Faculty of distinction matching fund No limit
- 36 Hospital and diagnostic laboratory improvement fund No limit
- 37 Restricted fees fund..... No limit

38 *Provided*, That restricted fees shall be limited to receipts for the following
 39 accounts: Sponsored research, instruction, public service, equipment and
 40 facility grants; technology equipment; pathology fees; laboratory test fees;
 41 higher education act; dean of veterinary medicine receipts; gifts; appli-
 42 cation for postbaccalaureate programs; embryo transfer unit; swine se-
 43 rology; rapid focal fluorescent inhibition test; storerooms; departmental

1 receipts for all sales refunds and other collections; other specifically des-
 2 ignated receipts not available for general operation of the Kansas state
 3 university veterinary medical center: *Provided, however,* That the state
 4 board of regents, with the approval of the state finance council acting on
 5 this matter which is hereby characterized as a matter of legislative dele-
 6 gation and subject to the guidelines prescribed in subsection (c) of K.S.A.
 7 75-3711c and amendments thereto, may amend or change this list of
 8 restricted fees: *Provided further,* That all restricted fees shall be deposited
 9 to the credit of the appropriate account of the restricted fees fund and
 10 shall be used solely for the specific purpose or purposes for which col-
 11 lected: *And provided further,* That expenditures may be made from this
 12 fund to purchase insurance for equipment purchased through research
 13 and training grants only if such grants include money for and authorize
 14 the purchase of such insurance.

15 Sponsored research overhead fund	No limit
16 Health professions student loan fund	No limit
17 H.E.W. veterinary revolving student loan fund	No limit
18 Student loan funds fund	No limit
19 Suspense fund	No limit
20 University federal fund.....	No limit

21 (c) On July 1, 2003, or as soon thereafter as moneys are available, the
 22 director of accounts and reports shall transfer an amount specified by the
 23 president of Kansas state university of not to exceed a total of \$10,000
 24 from the general fees fund to the health professions student loan fund.

25 (d) On July 1, 2003, the director of accounts and reports shall transfer
 26 all moneys in the equipment reserve fund of the Kansas state university
 27 veterinary medical center to the appropriate account or accounts of the
 28 restricted fees fund of the Kansas state university veterinary medical cen-
 29 ter. On July 1, 2003, all liabilities of the equipment reserve fund of the
 30 Kansas state university veterinary medical center are hereby transferred
 31 to and imposed on the appropriate account or accounts of the restricted
 32 fees fund of the Kansas state university veterinary medical center and the
 33 equipment reserve fund of the Kansas state university veterinary medical
 34 center is hereby abolished.

35 (e) On July 1, 2003, in accordance with a certification of the president
 36 of Kansas state university, the director of accounts and reports shall trans-
 37 fer all federal moneys from any federal grant or other source in one or
 38 more accounts of the restricted fees fund of Kansas state university vet-
 39 erinary medical center to the university federal fund of Kansas state uni-
 40 versity veterinary medical center. On July 1, 2003, all liabilities of the
 41 federal moneys from any federal grant or other source in such account
 42 or accounts of the restricted fees fund of Kansas state university veterinary
 43 medical center are hereby transferred to and imposed on the university

1 federal fund of Kansas state university veterinary medical center. On July
 2 1, 2003, the president of Kansas state university shall certify each transfer
 3 of such moneys and liabilities to the university federal fund of Kansas
 4 state university veterinary medical center to the director of accounts and
 5 reports and, at the same time, shall transmit a copy of each such certifi-
 6 cation to the director of the budget and the director of the legislative
 7 research department.

8 Sec. 65.

9 EMPORIA STATE UNIVERSITY

10 (a) There is appropriated for the above agency from the state general
 11 fund for the fiscal year ending June 30, 2004, the following:

12 Operating expenditures (including official hospitality)..... \$28,981,556

13 *Provided*, That any unencumbered balance in the operating expenditures
 14 (including official hospitality) account in excess of \$100 as of June 30,
 15 2003, is hereby reappropriated for fiscal year 2004.

16 Reading recovery program..... \$250,000

17 (b) There is appropriated for the above agency from the following spe-
 18 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 19 moneys now or hereafter lawfully credited to and available in such fund
 20 or funds, except that expenditures shall not exceed the following:

21 Parking fees fund No limit

22 *Provided*, That expenditures may be made from the parking fees fund for
 23 a capital improvement project for parking lot improvements.

24 General fees fund..... No limit

25 *Provided*, That expenditures from the general fees fund may be made
 26 only for salaries and wages and for other operating expenditures and shall
 27 not be made for capital improvements.

28 Interest on state normal school fund fund..... No limit

29 Restricted fees fund..... No limit

30 *Provided*, That restricted fees shall be limited to receipts for the following
 31 accounts: Computer services, student activity; technology equipment; stu-
 32 dent union; sponsored research; computer services; extension classes; na-
 33 tional science foundation grants; national defense education act; gifts and
 34 grants (for teaching, research and capital improvements); business school
 35 contributions; state department of education (vocational); elementary and
 36 secondary education act — federal; library services; library collections;
 37 interest on local funds; receipts from conferences, clinics, and workshops
 38 held on campus for which no college credit is given; physical plant re-
 39 imbursements from auxiliary enterprises; midwestern exchange; depart-
 40 mental receipts — for all sales, refunds and other collections or receipts
 41 not specifically enumerated above: *Provided, however*, That the state
 42 board of regents, with the approval of the state finance council acting on
 43 this matter which is hereby characterized as a matter of legislative dele-

1 gation and subject to the guidelines prescribed in subsection (c) of K.S.A.
 2 75-3711c and amendments thereto, may amend or change this list of
 3 restricted fees: *Provided further*, That all restricted fees shall be deposited
 4 to the credit of the appropriate account of the restricted fees fund and
 5 shall be used solely for the specific purpose or purposes for which col-
 6 lected: *And provided further*, That expenditures may be made from this
 7 fund to purchase insurance for equipment purchased through research
 8 and training grants only if such grants include money for and authorize
 9 the purchase of such insurance: *And provided further*, That all amounts
 10 of tuition received from students participating in the midwestern student
 11 exchange program shall be deposited to the credit of the midwestern
 12 student exchange account of the restricted fees fund.

13 Service clearing fund No limit
 14 *Provided*, That the service clearing fund shall be used for the following
 15 service activities: Telecommunications services; office supplies inventory;
 16 state car operation; E.S.U. press including duplicating and reproducing;
 17 postage; physical plant storeroom including motor fuel inventory; data
 18 processing center; and such other internal service activities as are au-
 19 thorized by the state board of regents under K.S.A. 76-755 and amend-
 20 ments thereto.

21 Commencement fees fund..... No limit
 22 Kansas career work study program fund No limit
 23 Student health fees fund No limit
 24 *Provided*, That expenditures from the student health fees fund may be
 25 made for the purchase of medical malpractice liability coverage for in-
 26 dividuals employed on the medical staff, including pharmacists and phys-
 27 ical therapists, at the student health center.

28 Faculty of distinction matching fund No limit
 29 Bureau of educational measurements fund..... No limit
 30 Scholarship funds fund..... No limit
 31 National direct student loan fund No limit
 32 Economic opportunity act — work study — federal
 33 fund No limit
 34 Educational opportunity grants — federal fund No limit
 35 Basic opportunity grant program — federal fund No limit
 36 Research and institutional overhead fund..... No limit
 37 Kansas comprehensive grant fund..... No limit
 38 Housing system suspense fund No limit
 39 Housing system operations fund No limit
 40 Housing system repairs, equipment and improvement
 41 fund No limit
 42 Kansas distinguished scholarship fund No limit
 43 University federal fund..... No limit

1 (c) On July 1, 2003, or as soon thereafter as moneys are available, the
2 director of accounts and reports shall transfer an amount specified by the
3 president of Emporia state university of not to exceed \$30,000 from the
4 general fees fund to the national direct student loan fund.

5 (d) On July 1, 2003, or as soon thereafter as moneys are available, the
6 director of accounts and reports shall transfer an amount specified by the
7 president of Emporia state university of not to exceed \$70,000 from the
8 general fees fund to the educational opportunity grants — federal fund.

9 (e) On July 1, 2003, or as soon thereafter as moneys are available, the
10 director of accounts and reports shall transfer \$51,234 from the student
11 union account of the restricted fees fund of Emporia state university to
12 the state general fund.

13 (f) On July 1, 2003, or as soon thereafter as moneys are available, the
14 director of accounts and reports shall transfer \$2,451 from the housing
15 systems operations fund of Emporia state university to the state general
16 fund.

17 (g) On July 1, 2003, the director of accounts and reports shall transfer
18 all moneys in the equipment reserve fund of Emporia state university to
19 the appropriate account or accounts of the restricted fees fund of Em-
20 poria state university. On July 1, 2003, all liabilities of the equipment
21 reserve fund of Emporia state university are hereby transferred to and
22 imposed on the appropriate account or accounts of the restricted fees
23 fund of Emporia state university and the equipment reserve fund of Em-
24 poria state university is hereby abolished.

25 (h) On July 1, 2003, the interest fund of Emporia state university is
26 hereby redesignated as the interest on state normal school fund fund of
27 Emporia state university.

28 (i) On July 1, 2003, in accordance with a certification of the president
29 of Emporia state university, the director of accounts and reports shall
30 transfer all federal moneys from any federal grant or other source in one
31 or more accounts of the restricted fees fund of Emporia state university
32 to the university federal fund of Emporia state university. On July 1, 2003,
33 all liabilities of the federal moneys from any federal grant or other source
34 in such account or accounts of the restricted fees fund of Emporia state
35 university are hereby transferred to and imposed on the university federal
36 fund of Emporia state university. On July 1, 2003, the president of Em-
37 poria state university shall certify each transfer of such moneys and lia-
38 bilities to the university federal fund of Emporia state university to the
39 director of accounts and reports and, at the same time, shall transmit a
40 copy of each such certification to the director of the budget and the
41 director of the legislative research department.

42 ***[(j) There is appropriated for the above agency from the chil-***
43 ***dren's initiative fund for the fiscal year ending June 30, 2004, the***

1 **following:**
 2 **[Future teacher academy / national board certifica-**
 3 **tion program \$250,000]**
 4 Sec. 66.

5 PITTSBURG STATE UNIVERSITY

6 (a) There is appropriated for the above agency from the state general
 7 fund for the fiscal year ending June 30, 2004, the following:
 8 Operating expenditures (including official hospitality)..... \$31,826,710
 9 *Provided*, That any unencumbered balance in the operating expenditures
 10 (including official hospitality) account in excess of \$100 as of June 30,
 11 2003, is hereby reappropriated for fiscal year 2004.

12 (b) There is appropriated for the above agency from the following spe-
 13 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 14 moneys now or hereafter lawfully credited to and available in such fund
 15 or funds, except that expenditures shall not exceed the following:

16 Parking fees fund No limit
 17 *Provided*, That expenditures may be made from the parking fees fund for
 18 capital improvement projects for parking lot improvements.

19 General fees fund..... No limit
 20 *Provided*, That expenditures from the general fees fund may be made
 21 only for salaries and wages and for other operating expenditures and shall
 22 not be made for capital improvements: *Provided further*, That any trans-
 23 fers of moneys from this fund to the equipment reserve fund pursuant to
 24 subsection (c) shall be deemed expenditures for the purpose of the ex-
 25 penditure limitation imposed on this fund.

26 Restricted fees fund..... No limit
 27 *Provided*, That restricted fees shall be limited to receipts for the following
 28 accounts: Computer services; instructional technology fee; technology
 29 equipment; student activity fee accounts; commencement fees; ROTC
 30 activities; continuing education receipts; vocational auto parts and service
 31 fees; receipts from camps, conferences and meetings held on campus;
 32 national science foundation grants, department of education, and other
 33 federal grants, including Pell grants, SEOG grants; flight training; library
 34 service collections and fines; state department of education and grants
 35 from other state agencies; *Midwest Quarterly*; chamber music series; con-
 36 tract — post office; gifts and grants; general fees transfer for SEOG
 37 match; intensive English program; business and technology institute; pub-
 38 lic sector radio station activities; economic opportunity — state match;
 39 research projects grants; career work study; regents supplemental grants;
 40 contiguous county fees; midwestern student exchange; departmental re-
 41 cepts, and other specifically designated receipts not available for general
 42 operations of the university: *Provided, however*, That the state board of
 43 regents, with the approval of the state finance council acting on this mat-

1 ter which is hereby characterized as a matter of legislative delegation and
 2 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c
 3 and amendments thereto, may amend or change this list of restricted fees:
 4 *Provided further*, That all restricted fees shall be deposited to the credit
 5 of the appropriate account of the restricted fees fund and shall be used
 6 solely for the specific purpose or purposes for which collected: *And pro-*
 7 *vided further*, That expenditures may be made from this fund to purchase
 8 insurance for equipment purchased through research and training grants
 9 only if such grants include money for and authorize the purchase of such
 10 insurance: *And provided further*, That surplus restricted fees moneys gener-
 11 erated by the music department may be transferred to the Pittsburg state
 12 university foundation, inc. for the express purpose of awarding music
 13 scholarships: *And provided further*, That all amounts of tuition received
 14 from students participating in the midwestern student exchange program
 15 shall be deposited to the credit of the midwestern student exchange ac-
 16 count of the restricted fees fund.

17 Service clearing fund No limit
 18 *Provided*, That the service clearing fund shall be used for the following
 19 service activities: Duplicating and printing services; instructional media
 20 division; office stationery and supplies; motor carpool; postage services;
 21 telephone services; data processing; and such other internal service activi-
 22 ties as are authorized by the state board of regents under K.S.A. 76-755
 23 and amendments thereto.

24 Hospital and student health fees fund No limit
 25 *Provided*, That expenditures from the hospital and student health fees
 26 fund may be made for the purchase of medical malpractice liability cov-
 27 erage for individuals employed on the medical staff, including pharmacists
 28 and physical therapists, at the student health center: *Provided further*,
 29 That expenditures may be made from this fund for capital improvement
 30 projects for hospital and student health center improvements.

31 Faculty of distinction matching fund No limit
 32 Perkins student loan fund No limit
 33 Sponsored research overhead fund No limit
 34 College work study fund No limit
 35 Nursing student loan fund No limit
 36 Housing system suspense fund No limit
 37 Housing system operations fund No limit
 38 Housing system repairs, equipment and improvement
 39 fund No limit

40 *Provided*, That expenditures may be made from the housing system re-
 41 pairs, equipment and improvement fund for capital improvement projects
 42 for housing system maintenance and improvements.

43 Kansas comprehensive grant fund No limit

1 Kansas distinguished scholarship program fund No limit
 2 University federal fund..... No limit

3 (c) During the fiscal year ending June 30, 2004, the director of accounts
 4 and reports shall transfer amounts specified by the president of Pittsburg
 5 state university of not to exceed a total of \$125,000 for all such amounts,
 6 from the general fees fund to the following specified funds and accounts
 7 of funds: Perkins student loan fund; economic opportunity — state match
 8 account of the restricted fee fund; nursing student loan fund.

9 (d) On July 1, 2003, the director of accounts and reports shall transfer
 10 all moneys in the equipment reserve fund of Pittsburg state university to
 11 the appropriate account or accounts of the restricted fees fund of Pitts-
 12 burg state university. On July 1, 2003, all liabilities of the equipment
 13 reserve fund of Pittsburg state university are hereby transferred to and
 14 imposed on the appropriate account or accounts of the restricted fees
 15 fund of Pittsburg state university and the equipment reserve fund of Pitts-
 16 burg state university is hereby abolished.

17 (e) On July 1, 2003, in accordance with a certification of the president
 18 of Pittsburg state university, the director of accounts and reports shall
 19 transfer all federal moneys from any federal grant or other source in one
 20 or more accounts of the restricted fees fund of Pittsburg state university
 21 to the university federal fund of Pittsburg state university. On July 1, 2003,
 22 all liabilities of the federal moneys from any federal grant or other source
 23 in such account or accounts of the restricted fees fund of Pittsburg state
 24 university are hereby transferred to and imposed on the university federal
 25 fund of Pittsburg state university. On July 1, 2003, the president of Pitts-
 26 burg state university shall certify each transfer of such moneys and lia-
 27 bilities to the university federal fund of Pittsburg state university to the
 28 director of accounts and reports and, at the same time, shall transmit a
 29 copy of each such certification to the director of the budget and the
 30 director of the legislative research department.

31 Sec. 67.

32 UNIVERSITY OF KANSAS

33 (a) There is appropriated for the above agency from the state general
 34 fund for the fiscal year ending June 30, 2004, the following:

35 Operating expenditures (including official hospitality)..... \$125,325,537
 36 *Provided*, That any unencumbered balance in the operating expenditures
 37 (including official hospitality) account in excess of \$100 as of June 30,
 38 2003, is hereby reappropriated for fiscal year 2004.

39 Geological survey \$5,897,047
 40 *Provided*, That any unencumbered balance in the geological survey ac-
 41 count in excess of \$100 as of June 30, 2003, is hereby reappropriated for
 42 fiscal year 2004.

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

1 cial revenue fund or funds for the fiscal year ending June 30, 2004, 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 Parking facilities revenue fund No limit
 5 Faculty of distinction matching fund No limit
 6 General fees fund..... No limit

7 *Provided*, That expenditures from the general fees fund may be made
 8 only for salaries and wages and for other operating expenditures, but shall
 9 not be made for capital improvements: *Provided further*, That all moneys
 10 received for tuition for students enrolled in courses offered at the regents
 11 center on the Edwards campus shall be deposited in the state treasury
 12 and credited to this fund: *And provided further*, That the director of
 13 accounts and reports shall transfer on a periodic basis amounts generated
 14 from such courses as specified by the chancellor of the university of Kan-
 15 sas, or the chancellor's designee, from the general fees fund to the regents
 16 center development fund.

17 Regents center development fund No limit
 18 *Provided*, That expenditures shall be made from the regents center de-
 19 velopment fund for program operations and development and for capital
 20 improvements at the Edwards campus: *Provided further*, That the fund
 21 may be pledged to debt service for capital improvements at the Edwards
 22 campus.

23 Interest fund No limit
 24 Sponsored research overhead fund No limit
 25 Law enforcement training center fund No limit

26 *Provided*, That expenditures may be made from the law enforcement
 27 training center fund to cover the costs of tuition for students enrolled in
 28 the law enforcement training program in addition to the costs of salaries
 29 and wages and other operating expenditures for the program: *Provided*,
 30 *however*, That any academic credit granted through this program shall
 31 not be included in the university's budgeted enrollment figures: *Provided*
 32 *further*, That the amount of any unencumbered balance of the amount
 33 made available for expenditure from this fund for capital improvements
 34 in fiscal year 1993 by section 9(b) of chapter 215 of the 1992 Session Laws
 35 of Kansas and amendments thereto is hereby authorized to be expended
 36 during fiscal year 2004: *And provided further*, That expenditures may be
 37 made from this fund for the acquisition of tracts of land adjacent to the
 38 law enforcement training center.

39 Law enforcement training center fees fund..... No limit
 40 *Provided*, That all moneys received for tuition from students enrolling in
 41 the basic law enforcement training program for undergraduate or grad-
 42 uate credit shall be deposited in the state treasury and credited to the
 43 law enforcement training center fees fund.

1 Restricted fees fund..... No limit
 2 *Provided*, That restricted fees shall be limited to receipts for the following
 3 accounts: Institute for public policy and business research; technology
 4 equipment; clinical psychology conference; concert course; residence hall
 5 maintenance; speech, language and hearing clinic; perceptual motor
 6 clinic; application for admission fees; named professorships; summer in-
 7 stitutes and workshops; dramatics; economic opportunity act; executive
 8 management; continuing education programs; geology field trips; gifts
 9 and grants; extension services; counseling center; investment income
 10 from bequests; housing and residence halls; endowment research salaries;
 11 engineering research salaries; music and art camp; national defense ed-
 12 ucation programs; child development lab preschools; orientation center;
 13 educational placement; press publications; Rice estate educational pro-
 14 ject; sponsored research; student activities; sale of surplus books and art
 15 objects; building use charges; Kansas applied remote sensing program;
 16 executive master's degree in business administration; applied English
 17 center; cartographic services; economic education; study abroad pro-
 18 grams; computer services; recreational activities; animal care activities;
 19 geological survey; engineering equipment fee; midwestern student
 20 exchange; department commercial receipts for all sales, refunds, and all
 21 other collections or receipts not specifically enumerated above: *Provided*,
 22 *however*, That the state board of regents, with the approval of the state
 23 finance council acting on this matter which is hereby characterized as a
 24 matter of legislative delegation and subject to the guidelines prescribed
 25 in subsection (c) of K.S.A. 75-3711c and amendments thereto, may
 26 amend or change this list of restricted fees: *Provided further*, That all
 27 restricted fees shall be deposited to the credit of the appropriate account
 28 of the restricted fees fund and shall be used solely for the specific purpose
 29 or purposes for which collected: *And provided further*, That expenditures
 30 may be made from this fund to purchase insurance for equipment pur-
 31 chased through research and training grants only if such grants include
 32 money for and authorize the purchase of such insurance.

33 Service clearing fund No limit
 34 *Provided*, That the service clearing fund shall be used for the following
 35 service activities: Residence hall food stores; university motor pool; fur-
 36 niture stores; business office stores; university printing service; military
 37 uniforms; telecommunications service; and such other internal service
 38 activities as are authorized by the state board of regents under K.S.A. 76-
 39 755 and amendments thereto.

40 Health service fund No limit
 41 *Provided*, That expenditures from the health service fund may be made
 42 for the purchase of medical malpractice liability coverage for individuals
 43 employed on the medical staff, including pharmacists and physical ther-

1	apists, at the student health center.	
2	Kansas career work study program fund	No limit
3	Student union fund.....	No limit
4	Regents supplemental grant fund	No limit
5	Federal Perkins loan fund.....	No limit
6	<i>Provided</i> , That expenditures from the national direct student loan fund	
7	shall be used for the federal Perkins student loan program, federal sup-	
8	plemental educational opportunity program and federal disadvantaged	
9	student loan program.	
10	Ford foundation — forgivable loan fund.....	No limit
11	Health professions student loan fund	No limit
12	Geological survey fund	No limit
13	Research projects grants fund	No limit
14	Research projects grants matching fund.....	No limit
15	Housing system suspense fund	No limit
16	Housing system revenue fund	No limit
17	Housing system operations fund.....	No limit
18	Housing system repairs, equipment and improvement	
19	fund	No limit
20	Educational opportunity act — federal fund.....	No limit
21	Loans for disadvantaged students fund	No limit
22	Prepaid tuition fees clearing fund	No limit
23	Kansas comprehensive grant fund.....	No limit
24	Fire service training fund	No limit
25	University federal fund.....	No limit

26 (c) On July 1, 2003, or as soon thereafter as moneys are available, the
 27 director of accounts and reports shall transfer amounts specified by the
 28 chancellor of the university of Kansas of not to exceed a total of \$285,000
 29 for all such amounts, from the general fees fund to the following specified
 30 funds and accounts of funds: Federal Perkins student loan program ac-
 31 count of the national direct student loan fund; federal supplemental ed-
 32 ucational opportunity program account of the national direct student loan
 33 fund; federal disadvantaged student loan program account of the national
 34 direct student loan fund; health professions student loan fund; other
 35 funds or accounts established for campus-based loan programs sponsored
 36 by the federal government.

37 (d) There is appropriated for the above agency from the state water
 38 plan fund for the fiscal year ending June 30, 2004, for the water plan
 39 project or projects specified, the following:

40	Geological survey	\$40,000
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41 *Provided*, That any unencumbered balance in excess of \$100 as of June
 42 30, 2003, in the geological survey account is hereby reappropriated for
 43 fiscal year 2004.

1 (e) On July 1, 2003, the director of accounts and reports shall transfer
2 all moneys in the equipment reserve fund of the university of Kansas to
3 the appropriate account or accounts of the restricted fees fund of the
4 university of Kansas. On July 1, 2003, all liabilities of the equipment
5 reserve fund of the university of Kansas are hereby transferred to and
6 imposed on the appropriate account or accounts of the restricted fees
7 fund of the university of Kansas and the equipment reserve fund of the
8 university of Kansas is hereby abolished.

9 (f) On July 1, 2003, the director of accounts and reports shall transfer
10 all moneys in the tuition accountability fund of the university of Kansas
11 to the general fees fund of the university of Kansas. On July 1, 2003, all
12 liabilities of the tuition accountability fund of the university of Kansas are
13 hereby transferred to and imposed on the general fees fund of the uni-
14 versity of Kansas and the tuition accountability fund of the university of
15 Kansas is hereby abolished.

16 (g) On July 1, 2003, the national direct student loan fund of the uni-
17 versity of Kansas is hereby redesignated as the federal Perkins student
18 loan fund of the university of Kansas.

19 (h) On July 1, 2003, in accordance with a certification of the chancellor
20 of the university of Kansas, the director of accounts and reports shall
21 transfer all federal moneys from any federal grant or other source in one
22 or more accounts of the restricted fees fund of the university of Kansas
23 to the university federal fund of the university of Kansas. On July 1, 2003,
24 all liabilities of the federal moneys from any federal grant or other source
25 in such account or accounts of the restricted fees fund of the university
26 of Kansas are hereby transferred to and imposed on the university federal
27 fund of the university of Kansas. On July 1, 2003, the chancellor of the
28 university of Kansas shall certify each transfer of such moneys and liabil-
29 ities to the university federal fund of the university of Kansas to the di-
30 rector of accounts and reports and, at the same time, shall transmit a copy
31 of each such certification to the director of the budget and the director
32 of the legislative research department.

33 (i) On July 1, 2003, and January 1, 2004, or as soon after each such
34 date as moneys are available, the director of accounts and reports shall
35 transfer \$375,000 from the fire marshal fee fund of the state fire marshal
36 to the fire service training fund of the university of Kansas.

37 ***(j) On July 1, 2004, or as soon thereafter as moneys are available,***
38 ***the director of accounts and reports shall make one or more trans-***
39 ***fers from the construction defects recovery fund of the department***
40 ***of administration to the restricted fees fund of the university of Kan-***
41 ***sas: Provided, That any such transfer from the construction defects***
42 ***recovery fund of the department of administration shall be only***
43 ***from amounts available in such fund which are in excess of an***

1 **amount certified by the director of the division of the budget as**
2 **being in excess of 150% of the amounts required to meet known and**
3 **reasonably anticipated expenditures from construction defects re-**
4 **covery fund of the department of administration: *Provided further,***
5 ***That such transfer or transfers from the construction defects recov-***
6 ***ery fund of the department of administration to the restricted fees***
7 ***fund of the university of Kansas during the fiscal year ending June***
8 ***30, 2004, shall not exceed an aggregate of \$530,500.***

9 Sec. 68.

10 UNIVERSITY OF KANSAS MEDICAL CENTER

11 (a) There is appropriated for the above agency from the state general
12 fund for the fiscal year ending June 30, 2004, the following:

13 Operating expenditures (including official hospitality)..... \$97,312,648

14 *Provided*, That any unencumbered balance in the operating expenditures
15 (including official hospitality) account in excess of \$100 as of June 30,
16 2003, is hereby reappropriated for fiscal year 2004: *Provided further*, That
17 expenditures may be made from this account for the purchase of mal-
18 practice insurance for students in training at the university of Kansas
19 school of medicine, nursing and allied health: *And provided further*, That
20 such malpractice insurance shall be approved by the commissioner of
21 insurance of the state of Kansas: *And provided further*, That expenditures
22 from this account may be used to reimburse medical residents in resi-
23 dency programs located in Kansas City at the university of Kansas medical
24 center for the purchase of health insurance for residents' dependents.

25 Medical scholarships and loans \$2,166,764

26 (b) There is appropriated for the above agency from the following spe-
27 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
28 moneys now or hereafter lawfully credited to and available in such fund
29 or funds, except that expenditures shall not exceed the following:

30 General fees fund..... No limit

31 Faculty of distinction matching fund No limit

32 Restricted fees fund..... No limit

33 *Provided*, That restricted fees shall be limited to the following accounts:

34 Technology equipment; computer services; salaries reimbursed by the
35 Kansas university endowment association; postgraduate fees; pathology
36 fees; student health insurance premiums; gift receipts; designated re-
37 search collaboration; facilities use; photography; continuing education;
38 student activity fees; student application fees; department duplicating;
39 student health services; student identification badges; student transcript
40 fees; loan administration fees; fitness center fees; occupational health
41 fees; computer remote access; employee health; telekid care fees; area
42 outreach fees; police fees; endowment payroll reimbursement; rental
43 property; school of allied health e-learning fees; school of nursing e-learn-

1 ing fee; surplus property sales; student union fees; outreach air travel;
 2 student loan legal fees; hospital authority salary reimbursements; gradu-
 3 ate medical education contracts; housestaff activity fees; anatomy cadav-
 4 ers; biotechnology services; energy center funded depreciation; fungal
 5 sales; biostatistics; electron microscope services; Wichita faculty contracts;
 6 physical therapy services; legal fee reimbursements; sponsored research;
 7 departmental commercial receipts for all sales, refunds and all other col-
 8 lections of receipts not specifically enumerated above; department of so-
 9 cial and rehabilitation services cost-sharing: *Provided, however,* That the
 10 state board of regents, with the approval of the state finance council acting
 11 on this matter which is hereby characterized as a matter of legislative
 12 delegation and subject to the guidelines prescribed in subsection (c) of
 13 K.S.A. 75-3711c and amendments thereto, may amend or change this list
 14 of restricted fees: *And provided further,* That all restricted fees shall be
 15 deposited to the credit of the appropriate account of the restricted fees
 16 fund and shall be used solely for the specific purpose or purposes for
 17 which collected: *And provided further,* That expenditures may be made
 18 from this fund to purchase insurance for equipment purchased through
 19 research and training grants only if such grants include money for and
 20 authorize the purchase of such insurance: *And provided further,* That
 21 expenditures may be made from this fund to purchase health insurance
 22 coverage for all students enrolled in the school of allied health, school of
 23 nursing and school of medicine.

24	Sponsored research overhead fund	No limit
25	Parking fees fund	No limit
26	Services to hospital authority fund	No limit
27	Direct medical education reimbursement fund.....	No limit
28	Service clearing fund	No limit
29	<i>Provided,</i> That the service clearing fund shall be used for the following	
30	service activities: Printing services; purchasing storeroom; university mo-	
31	tor pool; clothing (uniforms); physical plant storeroom; photo services;	
32	telecommunications services; facilities operations discretionary repairs;	
33	animal care; graphic services; instructional services; biomedical engineer-	
34	ing; audiovisual services; computing services; and such other internal serv-	
35	ice activities as are authorized by the state board of regents under K.S.A.	
36	76-755 and amendments thereto.	
37	Federal college work study fund.....	No limit
38	Student union fees fund.....	No limit
39	AMA education and research grant fund.....	No limit
40	Federal health professions/primary care student loan	
41	fund	No limit
42	Federal nursing student loan fund	No limit
43	Revolving student loans fund	No limit

1	Student loans fund	No limit
2	Suspense fund	No limit
3	Federal student educational opportunity grant fund	No limit
4	Federal Pell grant fund	No limit
5	Federal Perkins student loan fund	No limit
6	Medical scholarship and loan repayment fund	No limit
7	<i>Provided</i> , That expenditures from this fund for attorney fees and litigation	
8	costs associated with the administration of the medical scholarship and	
9	loan program shall be in addition to any expenditure limitation imposed	
10	on the operating expenditures account of the medical scholarship and	
11	loan repayment fund or on the total expenditures from the medical schol-	
12	arship and loan repayment fund.	
13	Graduate medical education administration reserve	
14	fund	No limit
15	University of Kansas medical center private practice foun-	
16	dation reserve fund.....	No limit
17	Robert Wood Johnson award fund.....	No limit
18	Federal scholarship for disadvantaged students fund	No limit
19	University federal fund.....	No limit

20 (c) On July 1, 2003, or as soon thereafter as moneys are available, the
 21 director of accounts and reports shall transfer amounts specified by the
 22 chancellor of the university of Kansas of not to exceed a total of \$125,000
 23 for all such amounts, from the general fees fund to the following funds:
 24 National direct student loan fund; federal basic educational opportunity
 25 grant fund; federal college work-study fund; health professions student
 26 loan fund — medical students; health professions student loan fund —
 27 nursing students.

28 (d) During the fiscal year ending June 30, 2004, medical students en-
 29 rolled at the university of Kansas medical center are hereby self-insured
 30 by the state of Kansas while in clinical training at the university of Kansas
 31 medical center or at other health care institutions. Such individuals shall
 32 be considered employees for purposes of the Kansas tort claims act and
 33 shall be provided defense and indemnification for claims arising out of
 34 their clinical training at the university of Kansas medical center or at other
 35 health care institutions in accordance with the provisions of the Kansas
 36 tort claims act. Within the limits of appropriations therefor, the university
 37 of Kansas medical center may enter into contracts to purchase additional
 38 malpractice insurance for such medical students. Any such malpractice
 39 insurance purchase shall be approved by the commissioner of insurance
 40 of the state of Kansas.

41 (e) During the fiscal year ending June 30, 2004, the director of accounts
 42 and reports shall transfer an amount specified by the chancellor prior to
 43 July 1, 2003, from the general fees fund to the student health insurance

1 premiums account of the restricted fees fund.

2 (f) There is appropriated for the above agency from the children's in-
3 itiatives fund for the fiscal year ending June 30, 2004, the following:

4 Telekid health care link..... \$250,000

5 *Provided*, That any unencumbered balance in excess of \$100 as of June
6 30, 2003, in the telekid health care link account is hereby reappropriated
7 for fiscal year 2004.

8 ***Pediatric biomedical research*** **\$800,000**

9 ~~Any~~ ***Provided, That any*** unencumbered balance in excess of \$100 as of
10 June 30, 2003, in the pediatric biomedical research account is hereby
11 reappropriated for fiscal year 2004.

12 (g) On July 1, 2003, the director of accounts and reports shall transfer
13 all moneys in the equipment reserve fund of the university of Kansas
14 medical center to the appropriate account or accounts of the restricted
15 fees fund of the university of Kansas medical center. On July 1, 2003, all
16 liabilities of the equipment reserve fund of the university of Kansas med-
17 ical center are hereby transferred to and imposed on the appropriate
18 account or accounts of the restricted fees fund of the university of Kansas
19 medical center and the equipment reserve fund of the university of Kan-
20 sas medical center is hereby abolished.

21 (h) (1) On July 1, 2003, the basic educational opportunity grant fund
22 of the university of Kansas medical center is hereby redesignated as the
23 federal Pell grant fund of the university of Kansas medical center.

24 (2) On July 1, 2003, the educational opportunity grant fund of the
25 university of Kansas medical center is hereby redesignated as the federal
26 student educational opportunity grant fund of the university of Kansas
27 medical center.

28 (3) On July 1, 2003, the college work-study fund of the university of
29 Kansas medical center is hereby redesignated as the federal college work
30 study fund of the university of Kansas medical center.

31 (4) On July 1, 2003, the scholarship funds fund of the university of
32 Kansas medical center is hereby redesignated as the AMA education and
33 research grant fund of the university of Kansas medical center.

34 (5) On July 1, 2003, the Robert Wood Johnson foundation loan fund
35 of the university of Kansas medical center is hereby redesignated as the
36 Robert Wood Johnson award fund of the university of Kansas medical
37 center.

38 (6) On July 1, 2003, the national direct student loan fund of the uni-
39 versity of Kansas medical center is hereby redesignated as the federal
40 Perkins student loan fund of the university of Kansas medical center.

41 (7) On July 1, 2003, the health professions student loan fund — medical
42 students of the university of Kansas medical center is hereby redesignated
43 as the federal health professions/primary care student loan fund of the

1 university of Kansas medical center.

2 (8) On July 1, 2003, the health professions student loan fund — nursing
3 students of the university of Kansas medical center is hereby redesignated
4 as the federal nursing student loan fund of the university of Kansas med-
5 ical center.

6 (i) On July 1, 2003, in accordance with a certification of the chancellor
7 of the university of Kansas, the director of accounts and reports shall
8 transfer all federal moneys from any federal grant or other source in one
9 or more accounts of the restricted fees fund of the university of Kansas
10 medical center to the university federal fund of the university of Kansas
11 medical center. On July 1, 2003, all liabilities of the federal moneys from
12 any federal grant or other source in such account or accounts of the
13 restricted fees fund of the university of Kansas medical center are hereby
14 transferred to and imposed on the university federal fund of the university
15 of Kansas medical center. On July 1, 2003, the chancellor of the university
16 of Kansas shall certify each transfer of such moneys and liabilities to the
17 university federal fund of the university of Kansas medical center to the
18 director of accounts and reports and, at the same time, shall transmit a
19 copy of each such certification to the director of the budget and the
20 director of the legislative research department.

21 Sec. 69.

22 WICHITA STATE UNIVERSITY

23 (a) There is appropriated for the above agency from the state general
24 fund for the fiscal year ending June 30, 2004, the following:

25 Operating expenditures (including official hospitality)..... \$62,738,280

26 *Provided*, That any unencumbered balance in the operating expenditures
27 (including official hospitality) account in excess of \$100 as of June 30,
28 2003, is hereby reappropriated for fiscal year 2004.

29 (b) There is appropriated for the above agency from the following spe-
30 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
31 moneys now or hereafter lawfully credited to and available in such fund
32 or funds, except that expenditures shall not exceed the following:

33 General fees fund..... No limit

34 *Provided*, That expenditures from the general fees fund may be made
35 only for salaries and wages and for other operating expenditures and shall
36 not be made for capital improvements.

37 Restricted fees fund..... No limit

38 *Provided*, That restricted fees shall be limited to receipts for the following
39 accounts: Summer school workshops; technology equipment; concert
40 course; dramatics; continuing education; flight training; gifts and grants
41 (for teaching, research, and capital improvements); testing service; state
42 department of education (vocational); investment income from bequests;
43 sale of surplus books and art objects; public service; veterans counseling

1 and educational benefits; sponsored research; campus privilege fee; stu-
 2 dent activities; national defense education programs; engineering equip-
 3 ment fee; midwestern student exchange; departmental receipts — for all
 4 sales, refunds and other collections or receipts not specifically enumer-
 5 ated above: *Provided, however*, That the state board of regents, with the
 6 approval of the state finance council acting on this matter which is hereby
 7 characterized as a matter of legislative delegation and subject to the
 8 guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amend-
 9 ments thereto, may amend or change this list of restricted fees: *Provided*
 10 *further*, That all restricted fees shall be deposited to the credit of the
 11 appropriate account of the restricted fees fund and shall be used solely
 12 for the specific purpose or purposes for which collected: *And provided*
 13 *further*, That expenditures may be made from this fund to purchase in-
 14 surance for equipment purchased through research and training grants
 15 only if such grants include money for and authorize the purchase of such
 16 insurance: *And provided further*, That expenditures from this fund may
 17 be made for the purchase of medical malpractice liability coverage for
 18 individuals employed on the medical staff at the student health center.

19 Service clearing fund No limit
 20 *Provided*, That the service clearing fund shall be used for the following
 21 service activities: Central service duplicating and reproducing bureau; au-
 22 tomobiles; furniture stores; postal clearing; telecommunication; computer
 23 service; and such other internal service activities as are authorized by the
 24 state board of regents under K.S.A. 76-755 and amendments thereto.

25 Faculty of distinction matching fund No limit
 26 Kansas career work study program fund No limit
 27 Scholarship funds fund..... No limit
 28 Sponsored research fund No limit
 29 Sponsored research overhead fund No limit
 30 Economic opportunity act — federal fund No limit
 31 Education opportunity grant — federal fund..... No limit
 32 Matching education opportunity grant fund No limit
 33 Work-study program fund..... No limit
 34 Health professions student assistance program — loans
 35 fund No limit
 36 Nine month payroll clearing account fund..... No limit
 37 Pell grants fund..... No limit
 38 Housing system suspense fund No limit
 39 Housing system renovation principal and interest fund No limit
 40 WSU housing system depreciation and replacement
 41 fund No limit
 42 Perkins loan fund No limit
 43 Kansas distinguished scholarship fund No limit

1	Kansas comprehensive grant fund.....	No limit
2	1971 academic and service building maintenance fund	No limit
3	WSU housing systems revenue fund.....	No limit
4	1976 dormitory maintenance reserve fund	No limit
5	Tuition accountability fund	No limit
6	University federal fund.....	No limit

7 (c) On July 1, 2003, or as soon thereafter as moneys are available, the
 8 director of accounts and reports shall transfer an amount specified by the
 9 president of Wichita state university of not to exceed \$150,000 from the
 10 general fees fund to the matching education opportunity grant fund.

11 (d) On July 1, 2003, or as soon thereafter as moneys are available, the
 12 director of accounts and reports shall transfer \$188,208 from the WSU
 13 housing systems revenue fund of Wichita state university to the state
 14 general fund.

15 (e) On July 1, 2003, the director of accounts and reports shall transfer
 16 all moneys in the equipment reserve fund of Wichita state university to
 17 the appropriate account or accounts of the restricted fees fund of Wichita
 18 state university. On July 1, 2003, all liabilities of the equipment reserve
 19 fund of Wichita state university are hereby transferred to and imposed
 20 on the appropriate account or accounts of the restricted fees fund of
 21 Wichita state university and the equipment reserve fund of Wichita state
 22 university is hereby abolished.

23 (f) On July 1, 2003, the director of accounts and reports shall transfer
 24 all moneys in the tuition accountability fund of Wichita state university
 25 to the general fees fund of Wichita state university. On July 1, 2003, all
 26 liabilities of the tuition accountability fund of Wichita state university are
 27 hereby transferred to and imposed on the general fees fund of Wichita
 28 state university and the tuition accountability fund of Wichita state uni-
 29 versity is hereby abolished.

30 (g) On July 1, 2003, in accordance with a certification of the president
 31 of Wichita state university, the director of accounts and reports shall
 32 transfer all federal moneys from any federal grant or other source in one
 33 or more accounts of the restricted fees fund of Wichita state university
 34 to the university federal fund of Wichita state university. On July 1, 2003,
 35 all liabilities of the federal moneys from any federal grant or other source
 36 in such account or accounts of the restricted fees fund of Wichita state
 37 university are hereby transferred to and imposed on the university federal
 38 fund of Wichita state university. On July 1, 2003, the president of Wichita
 39 state university shall certify each transfer of such moneys and liabilities
 40 to the university federal fund of Wichita state university to the director
 41 of accounts and reports and, at the same time, shall transmit a copy of
 42 each such certification to the director of the budget and the director of
 43 the legislative research department.

1 ***(h) There is appropriated for the above agency from the state***
2 ***economic development initiatives fund for the fiscal year ending***
3 ***June 30, 2004, the following:***

4 ***Aviation research initiative \$1,000,000***

5 Sec. 70.

6 STATE BOARD OF REGENTS

7 (a) There is appropriated for the above agency from the state general
8 fund for the fiscal year ending June 30, 2004, the following:

9 Operating expenditures (including official
10 hospitality) ~~\$2,914,179~~ **\$2,955,429**

11 *Provided*, That any unencumbered balance in the operating expenditures
12 (including official hospitality) account in excess of \$100 as of June 30,
13 2003, is hereby reappropriated for fiscal year 2004: *Provided further*, That
14 the state board of regents is hereby authorized to transfer moneys from
15 this account to an account or accounts of the restricted fees fund of any
16 state educational institution under the control and supervision of the state
17 board of regents.

18 State scholarship program..... \$1,193,199

19 *Provided*, That any unencumbered balance in the state scholarship pro-
20 gram account in excess of \$100 as of June 30, 2003, is hereby reappro-
21 priated for fiscal year 2004: *Provided further*, That expenditures may be
22 made from the state scholarship program account for the state scholarship
23 program under K.S.A. 72-6816 and amendments thereto and for the Kan-
24 sas distinguished scholarship program under K.S.A. 74-3278 through 74-
25 3283 and amendments thereto: *And provided further*, That of the total
26 amount appropriated in the state scholarship program account the
27 amount dedicated for the Kansas distinguished scholarship program shall
28 not exceed \$25,000.

29 Comprehensive grant program ~~\$10,379,878~~ **\$10,418,878**

30 *Provided*, That any unencumbered balance in the comprehensive grant
31 program account in excess of \$100 as of June 30, 2003, is hereby reap-
32 propriated for fiscal year 2004.

33 Ethnic minority scholarship program..... \$315,213

34 *Provided*, That any unencumbered balance in the ethnic minority schol-
35 arship program account in excess of \$100 as of June 30, 2003, is hereby
36 reappropriated for fiscal year 2004.

37 Kansas work-study program \$528,172

38 *Provided*, That any unencumbered balance in the Kansas work-study pro-
39 gram account in excess of \$100 as of June 30, 2003, is hereby reappro-
40 priated for fiscal year 2004: *Provided further*, That the state board of
41 regents is hereby authorized to transfer moneys from the Kansas work-
42 study program account to the Kansas career work study program fund of
43 any institution under its jurisdiction participating in the Kansas work-

1 study program established by K.S.A. 74-3274 et seq., and amendments
 2 thereto: *And provided further*, That all moneys transferred from this ac-
 3 count to the Kansas career work study program fund of any such insti-
 4 tution shall be expended for and in accordance with the Kansas work-
 5 study program.

6 ROTC scholarship reimbursement..... \$186,401
 7 *Provided*, That any unencumbered balance in the ROTC scholarship re-
 8 imbursement account in excess of \$100 as of June 30, 2003, is hereby
 9 reappropriated for fiscal year 2004: *Provided further*, That all expendi-
 10 tures from the ROTC scholarship reimbursement account for reimburse-
 11 ments under K.S.A. 74-3256 and amendments thereto to any state edu-
 12 cational institution under the jurisdiction of the state board of regents
 13 shall be made as transfers to the general fees fund of such state educa-
 14 tional institution as a transaction between state agencies in accordance
 15 with subsection (b) of K.S.A. 75-5516 and amendments thereto.

16 Teachers scholarship program \$326,744
 17 *Provided*, That any unencumbered balance in the teachers scholarship
 18 program account in excess of \$100 as of June 30, 2003, is hereby reap-
 19 propriated for fiscal year 2004.

20 National guard educational assistance..... ~~\$225,028~~ **\$475,028**
 21 *Provided*, That any unencumbered balance in the national guard educa-
 22 tional assistance account in excess of \$100 as of June 30, 2003, is hereby
 23 reappropriated for fiscal year 2004.

24 Vocational scholarships..... \$121,275
 25 *Provided*, That any unencumbered balance in the vocational scholarships
 26 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 27 for fiscal year 2004.

28 Nursing student scholarship program \$243,592
 29 *Provided*, That any unencumbered balance in the nursing student schol-
 30 arship program account in excess of \$100 as of June 30, 2003, is hereby
 31 reappropriated for fiscal year 2004.

32 Optometry education program \$113,850
 33 *Provided*, That any unencumbered balance in the optometry education
 34 program account in excess of \$100 as of June 30, 2003, is hereby reap-
 35 propriated for fiscal year 2004.

36 Municipal university operating grant \$10,102,336
 37 Postsecondary aid for vocational education..... \$15,299,515
 38 Adult basic education..... \$1,048,998
 39 Community college operating grant..... \$80,958,169
 40 Technology equipment at community colleges and Wash-
 41 burn university..... \$424,077
 42 *Provided*, That the state board of regents is hereby authorized to make
 43 expenditures from the technology equipment at community colleges and

1 Washburn university account for grants to community colleges and Wash-
 2 burn university pursuant to grant applications for the purchase of tech-
 3 nology equipment, in accordance with guidelines established by the state
 4 board of education.

5 (b) There is appropriated for the above agency from the following spe-
 6 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 7 moneys now or hereafter lawfully credited to and available in such fund
 8 or funds, except that expenditures shall not exceed the following:

9	Osteopathic scholarship repayment fund.....	\$480,000
10	Vocational education scholarship discontinued attendance	
11	fund	No limit
12	Leveraging educational assistance program fund —	
13	federal	No limit
14	Regents’ scholarship gift fund	No limit
15	<i>Provided</i> , That expenditures may be made from the regents’ scholarship	
16	gift fund for scholarships awarded to Kansas residents who are attending	
17	institutions of postsecondary education in Kansas which are authorized	
18	under the laws of this state to award academic degrees and who meet	
19	academic and other eligibility criteria established by the state board of	
20	regents by rules and regulations: <i>Provided, however</i> , That a financial	
21	needs test shall not be one of the eligibility criteria established by the	
22	state board of regents for such scholarships: <i>Provided further</i> , That no	
23	scholarship awarded from this fund shall exceed \$2,000 per academic	
24	year: <i>And provided further</i> , That any recipient of a scholarship awarded	
25	from this fund may also receive either a state scholarship under K.S.A.	
26	72-6810 through 72-6816 and amendments thereto or a tuition grant un-	
27	der K.S.A. 72-6107 through 72-6111 and amendments thereto, or both:	
28	<i>And provided further</i> , That there shall be no reduction of any scholarship	
29	awarded from this fund for the amount of any such state scholarship or	
30	tuition grant received.	
31	Kan-Ed fund	No limit
32	Kan-Ed federal fund.....	No limit
33	Earned indirect costs fund — federal.....	No limit
34	Faculty of distinction program fund	No limit
35	Paul Douglas teacher scholarship fund — federal	No limit
36	GED credentials processing fees fund.....	No limit
37	Proprietary school fee fund.....	No limit
38	Tuition waiver gifts, grants and reimbursements fund.....	No limit
39	Adult basic education — federal fund	No limit
40	Truck driver training fund	No limit
41	No child left behind federal fund.....	No limit
42	Comprehensive grant program discontinued attendance	
43	fund	No limit

1	State scholarship discontinued attendance fund	No limit
2	Kansas ethnic minority fellowship program fund.....	No limit
3	Private postsecondary educational institution degree au-	
4	thorization expense reimbursement fee fund.....	No limit
5	Voluntary tax sheltered annuity clearing fund	No limit
6	Substance abuse education fund — federal	No limit
7	Mandatory retirement annuity clearing fund	No limit
8	Nursing student scholarship program fund.....	No limit
9	Kansas ethnic minority discontinued attendance fund.....	No limit
10	Clearing fund.....	No limit
11	Conversion of materials and equipment fund	No limit
12	Teacher scholarship program fund.....	No limit
13	Financial aid services fee fund.....	No limit
14	<i>Provided</i> , That expenditures may be made from the financial aid services	
15	fee fund for operating expenditures directly or indirectly related to the	
16	operating costs associated with student financial assistance programs ad-	
17	ministered by the state board of regents: <i>Provided further</i> , That the ex-	
18	ecutive director of the state board of regents is hereby authorized to fix,	
19	charge and collect fees for the processing of applications for student fi-	
20	nancial assistance under programs administered by the state board of	
21	regents: <i>And provided further</i> , That such fees shall be fixed in order to	
22	recover all or a part of the direct and indirect operating expenses incurred	
23	for administering such programs: <i>And provided further</i> , That all moneys	
24	received for such fees shall be deposited in the state treasury and credited	
25	to this fund.	
26	Inservice education workshop fee fund.....	No limit
27	Optometry education repayment fund	No limit
28	Teacher scholarship repayment fund	No limit
29	Advanced registered nurse practitioner program fund.....	No limit
30	Nursing student scholarship discontinued attendance	
31	fund	No limit
32	Nursing student scholarship repayment fund.....	No limit
33	ROTC service scholarship program fund.....	No limit
34	ROTC service scholarship repayment fund.....	No limit
35	Carl D. Perkins vocational and technical education — fed-	
36	eral fund	No limit
37	Carl D. Perkins vocational and technical education — fed-	
38	eral fund — state operations	No limit
39	Carl D. Perkins technical preparation — federal fund	No limit
40	Workforce development loan fund.....	No limit
41	FICA recovery fund.....	No limit
42	<i>Provided</i> , That the state treasurer shall deposit any moneys received by	
43	any state educational institution from the federal government for repay-	

1 ment of payroll or other taxes improperly paid to the federal government
 2 to the credit of the FICA recovery fund: *Provided further*, That all mon-
 3 eys in the FICA recovery fund shall be used by the state board of regents
 4 to reimburse the department of education, department of administration
 5 and state board of regents for direct costs and time incurred in obtaining
 6 repayment of payroll or other taxes improperly paid: *And provided fur-*
 7 *ther*, That all such reimbursements shall be in addition to any expenditure
 8 limitation imposed on this fund: *And provided further*, That after such
 9 reimbursements, the state board of regents may transfer amounts from
 10 the FICA recovery fund, which in the aggregate do not exceed
 11 \$5,000,000, to the appropriate fund or funds of any state educational
 12 institution for the purpose of providing additional funding for operating
 13 expenditures.

14 **Regents clearing fund** **No limit**

15 (c) During the fiscal year ending June 30, 2004, the chief executive
 16 officer of the state board of regents, with the approval of the director of
 17 the budget, may transfer any part of any item in an account for the fiscal
 18 year ending June 30, 2004, from the state general fund to another item
 19 of appropriation in an account. The chief executive officer of the state
 20 board of regents shall certify each such transfer to the director of accounts
 21 and reports and shall transmit a copy of each such certification to the
 22 legislative research department. As used in this subsection, “account”
 23 means the operating expenditures (including official hospitality) accounts
 24 of the state board of regents, the university of Kansas, the university of
 25 Kansas medical center, Kansas state university, Kansas state university
 26 veterinary medical center, Kansas state university extension systems and
 27 agriculture research programs, Wichita state university, Emporia state
 28 university, Pittsburg state university, Fort Hays state university and the
 29 municipal university operating grant account of the state board of regents,
 30 the post secondary aid for vocational education account of the state board
 31 of regents and the community college operating grant account of the state
 32 board of regents.

33 (d) There is appropriated for the above agency from the state economic
 34 development initiatives fund for the fiscal year ending June 30, 2004, the
 35 following:

36 Vocational education capital outlay aid..... \$2,565,000

37 *Provided*, That expenditures from the vocational education capital outlay
 38 aid account for each grant of vocational educational capital outlay aid shall
 39 be matched by the area vocational school, the area vocational-technical
 40 school or the technical college in an amount which is equal to 50% of the
 41 grant. *Provided further*, That any unencumbered balance in excess of
 42 \$100 as of June 30, 2003, in the vocational education capital outlay aid
 43 account is hereby reappropriated for fiscal year 2004.

1	Postsecondary aid for vocational education.....	\$10,331,250
2	<i>Provided</i> , That any unencumbered balance in excess of \$100 as of June	
3	30, 2003, in the postsecondary aid for vocational education account is	
4	hereby reappropriated for fiscal year 2004.	
5	Technology innovation and internship program.....	\$180,500
6	<i>Provided</i> , That any unencumbered balance in excess of \$100 as of June	
7	30, 2003, in the technical innovation and internship program account is	
8	hereby reappropriated for fiscal year 2004.	
9	Comprehensive grant.....	\$750,000
10	National guard educational assistance.....	\$250,000

11 *Provided*, That any unencumbered balance in excess of \$100 as of June
 12 30, 2003, in the national guard educational assistance account is hereby
 13 reappropriated for fiscal year 2004.

14 (e) (1) In addition to the other purposes for which expenditures may
 15 be made by any state educational institution from the moneys appropri-
 16 ated from the state general fund or from any special revenue fund for
 17 fiscal year 2004 for such state educational institution as authorized by this
 18 or other appropriation act of the 2003 regular session of the legislature,
 19 expenditures may be made by such state educational institution from
 20 moneys appropriated from the state general fund or from any special
 21 revenue fund for fiscal year 2004 for the purposes of capital improvement
 22 projects making energy and other conservation improvements: *Provided*,
 23 That such capital improvement projects are hereby approved for such
 24 state educational institution for the purposes of subsection (b) of K.S.A.
 25 74-8905 and amendments thereto and the authorization of issuance of
 26 one or more series of bonds by the Kansas development finance authority
 27 in accordance with that statute from time to time during fiscal year 2004:
 28 *Provided, however*, That no such bonds shall be issued until the state
 29 board of regents has first advised and consulted on any such project with
 30 the joint committee on state building construction: *Provided, further*,
 31 That the amount of the bond proceeds that may be utilized for any such
 32 capital improvement project shall be subject to approval by the state fi-
 33 nance council acting on this matter which is hereby characterized as a
 34 matter of legislative delegation and subject to the guidelines prescribed
 35 in subsection (c) of K.S.A. 75-3711c and amendments thereto, except that
 36 such approval also may be given while the legislature is in session: *And*
 37 *provided further*, That, in addition to such project costs, any such amount
 38 of bond proceeds may include costs of issuance, capitalized interest and
 39 any required reserves for the payment of principal and interest on such
 40 bonds: *And provided further*, That all moneys received from the issuance
 41 of any such bonds shall be deposited and accounted for as prescribed by
 42 applicable bond covenants: *And provided further*, That payments relating
 43 to principal and interest on such bonds shall be subject to and dependent

1 upon annual appropriations therefor to the state educational institution
2 for which the bonds are issued: *And provided further*, That each energy
3 conservation capital improvement project for which bonds are issued for
4 financing under this subsection shall be designed and completed in order
5 to have cost savings sufficient to be equal or greater than the cost of debt
6 service on such bonds: *And provided further*, That the state board of
7 regents shall prepare and submit a report to the committee on appropri-
8 ations of the house of representatives and the committee on ways and
9 means of the senate on the savings attributable to energy conservation
10 capital improvements for which bonds are issued for financing under this
11 subsection at the beginning of the 2004 regular session of the legislature.

12 (2) As used in this subsection, “state educational institution” includes
13 each state educational institution as defined in K.S.A. 76-711, and amend-
14 ments thereto, and the university of Kansas medical center.

15 (f) On July 1, 2003, the Eisenhower professional state grants fund —
16 federal of the state board of regents is hereby redesignated as the no child
17 left behind federal fund of the state board of regents.

18 (g) *Upon the certification of the chief executive officer of the state*
19 *board of regents that bonds have been issued as authorized by an*
20 *act or acts of the 2003 legislature for the purpose of paying for*
21 *unfunded pension obligations of universities under the control of*
22 *the state board of regents, the director of accounts and reports shall*
23 *transfer amounts designated by the chief executive officer of the*
24 *state board of regents from such accounts of the state general fund*
25 *or such special revenue funds at universities under the control of*
26 *the state board of regents which are the amount equal to the differ-*
27 *ence between the amounts required for the payment of debt service*
28 *on bonds that have been issued as authorized by an act or acts of*
29 *the 2003 legislature for the purpose of paying for unfunded pension*
30 *obligations of universities under the control of the state board of*
31 *regents and the amounts included in the budgets of such universities*
32 *under the control of the state board of regents for the purpose of*
33 *paying for unfunded pension obligations of universities under the*
34 *control of the state board of regents to the regents clearing fund of*
35 *the state board of regents.*

36 (h) *On July 1, 2004, or as soon thereafter as moneys are available,*
37 *the director of accounts and reports shall transfer \$711,000 from*
38 *the regents clearing fund of the state board of regents to the com-*
39 *prehensive grant discontinued attendance fund of the state board*
40 *of regents: Provided, That upon making such transfer the director of*
41 *accounts and reports shall transfer the remaining balance in the*
42 *regents clearing fund of the state board of regents which is in excess*
43 *of \$41,250 to such state general fund accounts or special revenue*

1 *funds of state universities under the control of the state board of*
 2 *regents as designated by the chief executive officer of the state*
 3 *board of regents: Provided further, That such amounts transferred*
 4 *from the regents clearing fund of the state board of regents to state*
 5 *general fund accounts or special revenue funds of state universities*
 6 *under the control of the state board of regents shall be in amounts*
 7 *certified by the chief executive officer of the state board of regents,*
 8 *the amount equal to each such state universities proportional share*
 9 *of health insurance and other fixed employer costs in the fiscal year*
 10 *ending June 30, 2004, which are in excess of health insurance and*
 11 *other fixed employer costs paid by such state universities in the*
 12 *fiscal year ending June 30, 2003.*

13 *[(i) During the fiscal year ending June 30, 2004, no department*
 14 *or division within any university under the jurisdiction and control*
 15 *of the state board of regents or any such university shall expend*
 16 *any moneys as part of a human sexuality class or other similar class*
 17 *for undergraduate students for the purchase or display of any vi-*
 18 *deos as part of or incident to such a class which are obscene as*
 19 *defined by K.S.A. 21-4301 and amendments thereto: Provided, That*
 20 *upon any violation of this subsection the state board of regents shall*
 21 *direct the immediate termination of the expenditure of moneys for*
 22 *any such department or division within such university.]*

23 Sec. 71.

24 DEPARTMENT OF CORRECTIONS

25 (a) There is appropriated for the above agency from the state general
 26 fund for the fiscal year ending June 30, 2004, the following:

27 Central administration operations and parole and post-
 28 release supervision operations \$13,080,180

29 *Provided, That any unencumbered balance in the central administration*
 30 *operations and parole and postrelease supervision operations account in*
 31 *excess of \$100 as of June 30, 2003, is hereby reappropriated for fiscal*
 32 *year 2004: Provided, however, That expenditures from such reappro-*
 33 *priated balance shall be made only upon approval of the state finance*
 34 *council.*

35 Community corrections \$13,099,572

36 *Provided, That any unencumbered balance in the community corrections*
 37 *account in excess of \$100 as of June 30, 2003, is hereby reappropriated*
 38 *for fiscal year 2004: Provided, however, That expenditures from such*
 39 *reappropriated balance shall be made only upon approval of the state*
 40 *finance council: Provided further, That no expenditures may be made by*
 41 *any county from any grant made to such county from the community*
 42 *corrections account for either half of state fiscal year 2004 which supplant*
 43 *any amount of local public or private funding of existing programs as*

1 determined in accordance with rules and regulations adopted by the sec-
 2 retary of corrections.

3 Day reporting center state match..... \$251,552
 4 *Provided*, That any unencumbered balance in the day reporting center
 5 state match account in excess of \$100 as of June 30, 2003, is hereby
 6 reappropriated for fiscal year 2004: *Provided, however*, That expenditures
 7 from such reappropriated balance shall not exceed \$2,848, except upon
 8 approval of the state finance council acting on this matter which is hereby
 9 characterized as a matter of legislation delegation and subject to the
 10 guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amend-
 11 ments thereto: *Provided further*, That all expenditures from the day re-
 12 porting center state match account shall be made for the purpose of
 13 providing the required state match for receipt of federal funds for day
 14 reporting centers: *And provided further*, That all expenditures from the
 15 day reporting center state match account shall be made pursuant to a
 16 contract which is hereby authorized to be entered into by the secretary
 17 of corrections with a private entity for operation of such day reporting
 18 centers: *And provided further*, That such contract shall be designed to
 19 use day reporting centers to divert offenders who would otherwise occupy
 20 prison space making additional prison space available for violent offend-
 21 ers.

22 Local jail payments..... \$2,605,000
 23 *Provided*, That, notwithstanding the provisions of K.S.A. 19-1930 and
 24 amendments thereto, payments by the department of corrections under
 25 subsection (b) of K.S.A. 19-1930 and amendments thereto, for the cost
 26 of maintenance of prisoners shall not exceed the per capita daily operating
 27 cost, not including inmate program, for the department of corrections.

28 Community correctional conservation camp \$2,364,300
 29 Conservation camp for female offenders..... \$444,510
 30 *Provided*, That any unencumbered balance in the conservation camp for
 31 female offenders account in excess of \$100 as of June 30, 2003, is hereby
 32 reappropriated for fiscal year 2004: *Provided, however*, That expenditures
 33 from such reappropriated balance shall not exceed \$18,640 except upon
 34 approval of the state finance council.

35 Treatment and programs \$31,050,868
 36 *Provided*, That expenditures from the treatment and programs account
 37 for malpractice insurance shall not be greater than the amount obtained
 38 by multiplying \$5,000 by the approved number of positions equated to
 39 full-time for individuals employed as physician specialists, physician as-
 40 sistants and dentists.

41 Topeka correctional facility — facilities operations \$10,198,848
 42 *Provided*, That any unencumbered balance in the Topeka correctional
 43 facility — facilities operations account in excess of \$100 as of June 30,

1 2003, is hereby reappropriated for fiscal year 2004: *Provided, however,*
2 That expenditures from such reappropriated balance shall be made only
3 upon approval of the state finance council.

4 Hutchinson correctional facility — facilities operations \$24,366,899
5 *Provided,* That any unencumbered balance in the Hutchinson correc-
6 tional facility — facilities operations account in excess of \$100 as of June
7 30, 2003, is hereby reappropriated for fiscal year 2004: *Provided, how-*
8 *ever,* That expenditures from such reappropriated balance shall be made
9 only upon approval of the state finance council.

10 Lansing correctional facility — facilities operations \$32,369,719
11 *Provided,* That any unencumbered balance in the Lansing correctional
12 facility — facilities operations account in excess of \$100 as of June 30,
13 2003, is hereby reappropriated for fiscal year 2004: *Provided, however,*
14 That expenditures from such reappropriated balance shall be made only
15 upon approval of the state finance council.

16 Ellsworth correctional facility — facilities operations \$10,500,106
17 *Provided,* That any unencumbered balance in the Ellsworth correctional
18 facility — facilities operations account in excess of \$100 as of June 30,
19 2003, is hereby reappropriated for fiscal year 2004: *Provided, however,*
20 That expenditures from such reappropriated balance shall not exceed
21 \$168 except upon approval of the state finance council.

22 Winfield correctional facility — facilities operations \$9,799,665
23 *Provided,* That any unencumbered balance in the Winfield correctional
24 facility — facilities operations account in excess of \$100 as of June 30,
25 2003, is hereby reappropriated for fiscal year 2004: *Provided, however,*
26 That expenditures from such reappropriated balance shall be made only
27 upon approval of the state finance council.

28 Norton correctional facility — facilities operations \$12,166,215
29 *Provided,* That any unencumbered balance in the Norton correctional
30 facility — facilities operations account in excess of \$100 as of June 30,
31 2003, is hereby reappropriated for fiscal year 2004: *Provided, however,*
32 That expenditures from such reappropriated balance shall be made only
33 upon approval of the state finance council.

34 El Dorado correctional facility — facilities operations..... \$20,692,920
35 *Provided,* That any unencumbered balance in the El Dorado correctional
36 facility — facilities operations account in excess of \$100 as of June 30,
37 2003, is hereby reappropriated for fiscal year 2004: *Provided, however,*
38 That expenditures from such reappropriated balance shall be made only
39 upon approval of the state finance council.

40 Larned correctional mental health facility — facilities
41 operations \$7,907,013
42 *Provided,* That any unencumbered balance in the Larned correctional
43 mental health facility — facilities operations account in excess of \$100 as

1 of June 30, 2003, is hereby reappropriated for fiscal year 2004: *Provided,*
 2 *however,* That expenditures from such reappropriated balance shall be
 3 made only upon approval of the state finance council.

4 Facilities operations \$10,538,688
 5 *Provided,* That any unencumbered balance in the facilities operations
 6 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 7 for fiscal year 2004.

8 (b) There is appropriated for the above agency from the following spe-
 9 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 10 moneys now or hereafter lawfully credited to and available in such fund
 11 or funds, except that expenditures other than refunds authorized by law
 12 shall not exceed the following:

13 Other federal grants fund No limit

14 *Provided,* That the above agency is authorized to make expenditures from
 15 the other federal grants fund of any moneys credited to this fund from
 16 any individual grant if the grant is: (1) Less than or equal to \$1,000,000
 17 in the aggregate, and (2) does not require the matching expenditure of
 18 any other moneys in the state treasury during fiscal year 2004 other than
 19 moneys appropriated by this or other appropriation act of the 2003 reg-
 20 ular session of the legislature: *Provided, however,* That, upon application
 21 to and authorization by the governor, the above agency may make ex-
 22 penditures of moneys credited to this fund from any individual federal
 23 grant which is more than \$1,000,000 in the aggregate or which requires
 24 the matching expenditure of moneys in the state treasury during the cur-
 25 rent or any ensuing fiscal year.

26 Supervision fees fund..... No limit

27 Asset forfeiture — federal fund..... No limit

28 Residential substance abuse treatment — federal fund No limit

29 Justice assistance — federal fund..... No limit

30 Department of corrections state asset forfeiture fund No limit

31 Carl Perkins act — federal fund No limit

32 Criminal Justice Information System — federal fund..... No limit

33 Violent offender incarceration and truth in sentencing in-
 34 centive grants — federal fund No limit

35 Chapter I — federal fund..... No limit

36 Correctional industries fund..... No limit

37 *Provided,* That expenditures may be made from the correctional indus-
 38 tries fund for official hospitality.

39 Alcohol and drug abuse treatment fund..... No limit

40 State of Kansas — department of corrections inmate ben-
 41 efit fund..... No limit

42 Department of corrections — alien incarceration grant
 43 fund — federal No limit

1	Department of corrections — general fees fund	No limit
2	<i>Provided</i> , That expenditures may be made from the department of cor-	
3	rections — general fees fund for operating expenditures for training pro-	
4	grams for correctional personnel, including official hospitality: <i>Provided</i>	
5	<i>further</i> , That the secretary of corrections is hereby authorized to fix,	
6	charge and collect fees for such programs: <i>And provided further</i> , That	
7	such fees shall be fixed in order to recover all or part of the operating	
8	expenses incurred for such training programs, including official hospital-	
9	ity: <i>And provided further</i> , That all fees received for such programs shall	
10	be credited to this fund.	
11	Victims of crime act — federal fund.....	No limit
12	Topeka correctional facility — community development	
13	block grant — federal fund.....	No limit
14	Topeka correctional facility — bureau of prisons contract	
15	— federal fund	No limit
16	Topeka correctional facility — general fees fund.....	No limit
17	Topeka correctional facility — inmate canteen fund.....	No limit
18	Topeka correctional facility —inmate benefit fund.....	No limit
19	Topeka correctional facility — institutional library services	
20	grant fund — federal	No limit
21	Topeka correctional facility — alien incarceration grant	
22	fund — federal	No limit
23	Hutchinson correctional facility — general fees fund.....	No limit
24	Hutchinson correctional facility — inmate canteen fund ..	No limit
25	Hutchinson correctional facility — inmate benefit fund ...	No limit
26	Hutchinson correctional facility — drug free demonstra-	
27	tion project—federal fund	No limit
28	Hutchinson correctional facility—institutional library serv-	
29	ices grant fund — federal	No limit
30	Hutchinson correctional facility — alien incarceration	
31	grant fund — federal	No limit
32	Lansing correctional facility — general fees fund.....	No limit
33	Lansing correctional facility — inmate canteen fund	No limit
34	Lansing correctional facility — inmate benefit fund	No limit
35	Lansing correctional facility — institutional library services	
36	grant fund — federal	No limit
37	Lansing correctional facility — alien incarceration grant	
38	fund — federal	No limit
39	Ellsworth correctional facility — general fees fund.....	No limit
40	Ellsworth correctional facility — inmate canteen fund.....	No limit
41	Ellsworth correctional facility — inmate benefit fund.....	No limit
42	Ellsworth correctional facility — institutional library serv-	
43	ices grant fund — federal	No limit

1	Ellsworth correctional facility — alien incarceration grant	
2	fund — federal	No limit
3	Winfield correctional facility — general fees fund	No limit
4	Winfield correctional facility — inmate canteen fund	No limit
5	Winfield correctional facility — inmate benefit fund	No limit
6	Winfield correctional facility — institutional library serv-	
7	ices grant fund — federal	No limit
8	Winfield correctional facility — alien incarceration grant	
9	fund — federal	No limit
10	Norton correctional facility — general fees fund	No limit
11	Norton correctional facility — inmate canteen fund	No limit
12	Norton correctional facility — inmate benefit fund	No limit
13	Norton correctional facility — institutional library services	
14	grant fund — federal	No limit
15	Norton correctional facility — alien incarceration grant	
16	fund — federal	No limit
17	El Dorado correctional facility — general fees fund	No limit
18	El Dorado correctional facility — inmate canteen fund....	No limit
19	El Dorado correctional facility — inmate benefit fund....	No limit
20	El Dorado correctional facility—institutional library serv-	
21	ices grant fund—federal	No limit
22	El Dorado correctional facility — alien incarceration grant	
23	fund — federal	No limit
24	Larned correctional mental health facility — general fees	
25	fund	No limit
26	Larned correctional mental health facility — inmate can-	
27	teen fund	No limit
28	Larned correctional mental health facility — inmate ben-	
29	efit fund.....	No limit
30	Larned correctional mental health facility — institutional	
31	library services grant fund — federal.....	No limit
32	Larned correctional mental health facility — justice assis-	
33	tance — federal fund.....	No limit
34	Larned correctional mental health facility — alien incar-	
35	ceration grant fund — federal	No limit

36 (c) During the fiscal year ending June 30, 2004, the secretary of cor-
 37 rections, with the approval of the director of the budget, may transfer any
 38 part of any item of appropriation for the fiscal year ending June 30, 2004,
 39 from the state general fund for the department of corrections or any
 40 correctional institution or facility under the general supervision and man-
 41 agement of the secretary of corrections to another item of appropriation
 42 for fiscal year 2004 from the state general fund for the department of
 43 corrections or any correctional institution or facility under the general

1 supervision and management of the secretary of corrections. The secre-
2 tary of corrections shall certify each such transfer to the director of ac-
3 counts and reports and shall transmit a copy of each such certification to
4 the director of the legislative research department.

5 (d) Notwithstanding the provisions of K.S.A. 75-3731 and amendments
6 thereto or any other statute, the director of accounts and reports shall
7 accept for payment from the secretary of corrections any duly authorized
8 claim from the local jail payments account of the state general fund during
9 fiscal year 2004 for costs pursuant to subsection (b) of K.S.A. 19-1930
10 and amendments thereto even though such claim is not submitted or
11 processed for payment within the fiscal year in which the service is ren-
12 dered and whether or not the services were rendered prior to the effective
13 date of this act.

14 (e) Notwithstanding the provisions of subsection (d) of K.S.A. 75-5212
15 and amendments thereto, the secretary of corrections shall reduce the
16 inservice training for correctional officers from a total of 80 hours to a
17 total of 40 hours for the fiscal year ending June 30, 2004.

18 ***[(f) On July 1, 2003, and on January 1, 2004, or as soon thereafter***
19 ***as moneys are available, the director of accounts and reports shall***
20 ***transfer \$261,595 from the correctional industries fund to the re-***
21 ***funding revenue bond issue-principal and interest q bonds fund.***

22 ***[(g) On October 1, 2003, or as soon thereafter as moneys are***
23 ***available, the director of accounts and reports shall transfer***
24 ***\$378,000 from the correctional industries fund to the department***
25 ***of corrections general fees fund.]***

26 Sec. 72.

27 JUVENILE JUSTICE AUTHORITY

28 (a) There is appropriated for the above agency from the state general
29 fund for the fiscal year ending June 30, 2004, the following:

30 Operating expenditures \$27,209,608

31 *Provided*, That any unencumbered balance in the operating expenditures
32 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
33 for fiscal year 2004: *Provided, however*, That expenditures from such
34 reappropriated balance shall not exceed \$1,045,868 except upon approval
35 of the state finance council: *Provided further*, That expenditures from the
36 operating expenditures account for official hospitality shall not exceed
37 \$2,000.

38 Management information systems \$1,140,282

39 *Provided*, That any unencumbered balance in the management infor-
40 mation systems account in excess of \$100 as of June 30, 2003, is hereby
41 reappropriated for fiscal year 2004.

42 Topeka juvenile correctional facility operations \$13,170,740

43 *Provided*, That any unencumbered balance in the Topeka juvenile cor-

1 rectional facility operations account in excess of \$100 as of June 30, 2003,
2 is hereby reappropriated for fiscal year 2004: *Provided, however*, That
3 expenditures from such reappropriated balance shall not exceed \$944
4 except upon approval of the state finance council: *Provided further*, That
5 expenditures may be made from this account for educational services
6 contracts which are hereby authorized to be negotiated and entered into
7 by the above agency with unified school districts or other public educa-
8 tional services providers: *And provided further*, That such educational
9 services contracts shall not be subject to the competitive bid requirements
10 of K.S.A. 75-3739 and amendments thereto.

11 Atchison juvenile correctional facility operations \$5,822,515
12 *Provided*, That any unencumbered balance in the Atchison juvenile cor-
13 rectional facility operations account in excess of \$100 as of June 30, 2003,
14 is hereby reappropriated for fiscal year 2004: *Provided, however*, That
15 expenditures from such reappropriated balance shall not exceed \$45,628
16 except upon approval of the state finance council: *Provided further*, That
17 expenditures may be made from this account for educational services
18 contracts which are hereby authorized to be negotiated and entered into
19 by the above agency with unified school districts or other public educa-
20 tional services providers: *And provided further*, That such educational
21 services contracts shall not be subject to the competitive bid requirements
22 of K.S.A. 75-3739 and amendments thereto.

23 Beloit juvenile correctional facility operations \$4,873,945
24 *Provided*, That any unencumbered balance in the Beloit juvenile correc-
25 tional facility operations account in excess of \$100 as of June 30, 2003, is
26 hereby reappropriated for fiscal year 2004: *Provided further*, That ex-
27 penditures may be made from this account for educational services con-
28 tracts which are hereby authorized to be negotiated and entered into by
29 the above agency with unified school districts or other public educational
30 services providers: *And provided further*, That such educational services
31 contracts shall not be subject to the competitive bid requirements of
32 K.S.A. 75-3739 and amendments thereto.

33 Larned juvenile correctional facility operations \$7,229,161
34 *Provided*, That any unencumbered balance in the Larned juvenile cor-
35 rectional facility operations account in excess of \$100 as of June 30, 2003,
36 is hereby reappropriated for fiscal year 2004: *Provided further*, That ex-
37 penditures may be made from this account for educational services con-
38 tracts which are hereby authorized to be negotiated and entered into by
39 the above agency with unified school districts or other public educational
40 services providers: *And provided further*, That such educational services
41 contracts shall not be subject to the competitive bidding requirements of
42 K.S.A. 75-3739 and amendments thereto.

43 (b) There is appropriated for the above agency from the children's

1 initiatives fund for the fiscal year ending June 30, 2004, the following:
 2 Prevention program grant..... \$5,414,487
 3 *Provided*, That any unencumbered balance in the prevention program
 4 grant account in excess of \$100 as of June 30, 2003, is hereby reappro-
 5 priated for fiscal year 2004: *Provided, however*, That all expenditures by
 6 the above agency from the prevention program grant account shall be for
 7 prevention program grants and evaluation of prevention programs for
 8 fiscal year 2004: *Provided further*, That money awarded as grants from
 9 this account shall be distributed during fiscal year 2004 on the basis of
 10 the average amount of prevention grant awards received for the judicial
 11 district during fiscal year 2002 and fiscal year 2003: *And provided further*,
 12 That money awarded as grants from this account is not an entitlement to
 13 communities, but a grant that must meet conditions prescribed by the
 14 above agency for appropriate outcomes[: *And provided further, That, in*
 15 ***any case where an allotment system has been applied during fiscal***
 16 ***year 2004 to appropriations of the juvenile justice authority for***
 17 ***intervention and graduated sanctions community grants, pursuant***
 18 ***to K.S.A. 75-3722 and amendments thereto, and any local district***
 19 ***receiving an intervention and graduated sanctions community grant***
 20 ***has such grant reduced under such allotment which causes any re-***
 21 ***duction in the core programing of such local district, such local***
 22 ***district may make expenditures for such core programing from mon-***
 23 ***eys received from moneys appropriated for fiscal year 2004 for the***
 24 ***juvenile justice authority for prevention program grants, notwith-***
 25 ***standing any provision of any statute or any grant agreement to the***
 26 ***contrary.].***

27 Intervention and graduated sanctions
 28 community grants ~~\$3,585,513~~ ~~\$3,313,513~~ [**\$3,063,513**]
 29 *Provided*, That any unencumbered balance in the intervention and grad-
 30 uated sanctions community grants account in excess of \$100 as of June
 31 30, 2003, is hereby reappropriated for fiscal year 2004.

32 (c) There is appropriated for the above agency from the following spe-
 33 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 34 moneys now or hereafter lawfully credited to and available in such fund
 35 or funds, except that expenditures other than refunds authorized by law
 36 shall not exceed the following:

37 Title XIX fund	No limit
38 Title IV-E fund.....	No limit
39 Juvenile justice delinquency prevention — federal fund...	No limit
40 Juvenile detention facilities fund.....	\$4,900,485
41 Juvenile justice fee fund — central office.....	No limit
42 Juvenile justice federal fund — Topeka juvenile correc-	
43 tional facility.....	No limit

1	Juvenile justice federal fund — Atchison juvenile correc-	
2	tional facility.....	No limit
3	Juvenile justice federal fund — Beloit juvenile correctional	
4	facility.....	No limit
5	Juvenile justice federal fund — Larned juvenile correc-	
6	tional facility.....	No limit
7	Kansas juvenile delinquency prevention trust fund.....	No limit
8	Juvenile justice federal fund.....	No limit
9	Juvenile justice community planning fund.....	No limit
10	Going home — federal fund.....	No limit
11	Byrne grant — federal fund.....	No limit
12	Construction of juvenile correctional facilities fund —	
13	VOI/TIS.....	No limit
14	Topeka juvenile correctional facility fee fund.....	No limit
15	Topeka juvenile correctional facility improvement fund ...	No limit
16	Topeka juvenile correctional facility — elementary and	
17	secondary education fund — federal	No limit
18	Topeka juvenile correctional facility — canteen fund.....	No limit
19	Topeka juvenile correctional facility — patient benefit	
20	fund	No limit
21	Atchison juvenile correctional facility fee fund.....	No limit
22	Atchison juvenile correctional facility — elementary and	
23	secondary education fund — federal	No limit
24	Atchison juvenile correctional facility — canteen fund.....	No limit
25	Atchison juvenile correctional facility — patient benefit	
26	fund	No limit
27	Beloit juvenile correctional facility fee fund.....	No limit
28	Beloit juvenile correctional facility — elementary and sec-	
29	ondary education fund — federal.....	No limit
30	Beloit juvenile correctional facility — canteen fund.....	No limit
31	Beloit juvenile correctional facility — patient benefit	
32	fund	No limit
33	Larned juvenile correctional facility fee fund.....	No limit

34 (d) On July 1, 2003, or as soon thereafter as moneys are available, the
 35 director of accounts and reports shall transfer \$90,000 from the alcohol
 36 and drug abuse block grant federal fund of the department of social and
 37 rehabilitation services to the juvenile justice federal fund of the juvenile
 38 justice authority.

39 (e) On July 1, 2003, or as soon thereafter as moneys are available, the
 40 director of accounts and reports shall transfer \$47,135 from the alcohol
 41 and drug abuse block grant federal fund of the department of social and
 42 rehabilitation services to the juvenile justice federal fund — Beloit ju-
 43 venile correctional facility of the juvenile justice authority.

1 (f) During the fiscal year ending June 30, 2004, the commissioner of
 2 juvenile justice, with the approval of the director of the budget, may
 3 transfer any part of any item of appropriation for the fiscal year ending
 4 June 30, 2004, from the state general fund for the juvenile justice au-
 5 thority or any juvenile correctional facility or institution under the general
 6 supervision and management of the commissioner of juvenile justice to
 7 another item of appropriation for fiscal year 2004 from the state general
 8 fund for the juvenile justice authority or any juvenile correctional facility
 9 or institution under the general supervision and management of the com-
 10 missioner of juvenile justice. The commissioner of juvenile justice shall
 11 certify each such transfer to the director of accounts and reports and shall
 12 transmit a copy of each such certification to the director of the legislative
 13 research department.

14 (g) In addition to the other purposes for which expenditures may be
 15 made by the juvenile justice authority from the juvenile detention facili-
 16 ties fund for fiscal year 2004, notwithstanding the provisions of K.S.A. 79-
 17 4803 and amendments thereto, the juvenile justice authority is hereby
 18 authorized and directed to make expenditures from the juvenile detention
 19 facilities fund for fiscal year 2004 for purchase of services.

20 Sec. 73.

21 **ADJUTANT GENERAL**

22 (a) There is appropriated for the above agency from the state general
 23 fund for the fiscal year ending June 30, 2004, the following:

24 Operating expenditures ~~\$4,977,732~~ **\$4,089,732**

25 *Provided*, That any unencumbered balance in the operating expenditures
 26 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 27 for fiscal year 2004: *Provided, however*, That expenditures from this ac-
 28 count for official hospitality shall not exceed \$1,250.

29 Civil air patrol — operating expenditures..... \$26,649

30 Any unencumbered balance in excess of \$100 as of June 30, 2003, in each
 31 of the following accounts is hereby reappropriated for fiscal year 2004:
 32 2002 ice storm disaster relief.

33 (b) During the fiscal year ending June 30, 2004, all expenditures from
 34 the 2003 ice storm disaster relief account of the state general fund shall
 35 be subject to approval by the state finance council acting on this matter
 36 which is hereby characterized as a matter of legislative delegation and
 37 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c
 38 and amendments thereto.

39 (c) There is appropriated for the above agency from the following spe-
 40 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 41 moneys now or hereafter lawfully credited to and available in such fund
 42 or funds, except that expenditures other than refunds authorized by law
 43 shall not exceed the following:

1	Conversion of materials and equipment fund — military	
2	division	No limit
3	Training and support of title III — federal fund	No limit
4	Emergency management — federal fund matching —	
5	equipment fund	No limit
6	Emergency management — federal fund matching — ad-	
7	ministration fund.....	No limit
8	Emergency management — RADEF instrument — main-	
9	tenance — federal fund.....	No limit
10	State disaster coordination — federal fund.....	No limit
11	Emergency management — nuclear civil protection —	
12	federal fund.....	No limit
13	Payment of death, disability, and medical benefit claims	
14	fund	No limit
15	Expenses under national guard mutual assistance compact	
16	fund	No limit
17	Nuclear safety emergency management fee fund	No limit
18	Military fees fund.....	No limit
19	<i>Provided</i> , That all moneys received by the adjutant general from the fed-	
20	eral government for reimbursement for expenditures made under agree-	
21	ments with the federal government shall be deposited in the state treasury	
22	and credited to the military fees fund.	
23	State emergency fund allocation — flood relief.....	No limit
24	Emergency management — fee fund	No limit
25	Armories and units general fees fund	No limit
26	Emergency management — disaster fund — federal	
27	fund	No limit
28	Civil air patrol — grants and contributions — federal	
29	fund	No limit
30	Emergency management performance grant (EMPG) —	
31	federal fund.....	No limit
32	EMPG terrorism consequence management preparedness	
33	grant (TCMPA) — federal fund	No limit
34	NG — federal forfeiture fund	No limit
35	Inaugural expense fund	No limit

36 (d) On July 1, 2003, of the \$1,172,000 appropriated for the above
 37 agency for the fiscal year ending June 30, 2004, by section 115(b) of
 38 chapter 204 of the 2002 Session Laws of Kansas from the state general
 39 fund in the 2002 ice storm disaster relief account, the sum of \$487,188
 40 is hereby lapsed.

41 Sec. 74.

42 STATE FIRE MARSHAL

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, 2004, all
2 moneys now or hereafter lawfully credited to and available in such fund
3 or funds, except that expenditures, other than refunds authorized by law,
4 purchases of nationally recognized adopted codes for resale and federally
5 reimbursed overtime, shall not exceed the following:

6 Fire marshal fee fund \$2,842,738

7 *Provided*, That expenditures from the fire marshal fee fund for official
8 hospitality shall not exceed \$500.

9 Other federal grants fund No limit

10 *Provided*, That the above agency is authorized to make expenditures from
11 the other federal grants fund of any moneys credited to this fund from
12 any individual grant if the grant is: (1) Less than or equal to \$250,000 in
13 the aggregate, and (2) does not require the matching expenditure of any
14 other moneys in the state treasury during fiscal year 2004 other than
15 moneys appropriated by this or other appropriation act of the 2003 reg-
16 ular session of the legislature: *Provided, however*, That, upon application
17 to and authorization by the governor, the above agency may make ex-
18 penditures of moneys credited to this fund from any individual federal
19 grant which is more than \$250,000 in the aggregate or which requires the
20 matching expenditure of moneys in the state treasury during the current
21 or any ensuing fiscal year.

22 Gifts, grants and donations fund No limit

23 Hazardous material program fund..... \$419,239

24 Hazardous materials emergency fund..... \$250,000

25 *Provided*, That expenditures may be made by the state fire marshal from
26 the hazardous materials emergency fund for fiscal year 2004 for the pur-
27 poses of responding to specific incidences of emergencies related to haz-
28 ardous materials without prior approval of the state finance council: *Pro-*
29 *vided, however*, That expenditures from the hazardous materials
30 emergency fund during fiscal year 2004 for the purposes of responding
31 to any specific incidence of an emergency related to hazardous materials
32 without prior approval by the state finance council shall not exceed
33 \$25,000, except upon approval by the state finance council acting on this
34 matter which is hereby characterized as a matter of legislative delegation
35 and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-
36 3711c and amendments thereto, except that such approval also may be
37 given while the legislature is in session.

38 (b) On July 1, 2003, and January 1, 2004, or as soon after each such
39 date as moneys are available, the director of accounts and reports shall
40 transfer \$209,619 from the fire marshal fee fund to the hazardous ma-
41 terials program fund of the state fire marshal.

42 ~~(c) On July 1, 2003, and January 1, 2004, or as soon after each such~~
43 ~~date as moneys are available, the director of accounts and reports shall~~

1 ~~transfer \$125,000 from the fire marshal fee fund to the hazardous material~~
2 ~~emergency fund of the state fire marshal.~~

3 ~~(d)~~ (c) During the fiscal year ending June 30, 2004, the director of the
4 budget and the director of the legislative research department shall con-
5 sult periodically and review the balance credited to and the estimated
6 receipts to be credited to the fire marshal fee fund during fiscal year
7 2004, and, upon a finding by the director of the budget in consultation
8 with the director of the legislative research department that the total of
9 the unencumbered balance and estimated receipts to be credited to the
10 fire marshal fee fund during fiscal year 2004 are insufficient to fund the
11 budgeted expenditures and transfers from the fire marshal fee fund for
12 fiscal year 2004 in accordance with the provisions of appropriation acts,
13 the director of the budget shall certify such finding to the director of
14 accounts and reports. Upon receipt of any such certification, the director
15 of accounts and reports shall transfer the amount of moneys from the
16 hazardous materials emergency fund to the fire marshal fee fund that is
17 required, in accordance with the certification by the director of the
18 budget under this subsection, to fund the budgeted expenditures and
19 transfers from the fire marshal fee fund for the remainder of fiscal year
20 2004 in accordance with the provisions of appropriation acts, as specified
21 by the director of the budget pursuant to such certification.

22 ~~(e)~~ (d) On July 1, 2003, and January 1, 2004, or as soon after each such
23 date as moneys are available, notwithstanding the provisions of K.S.A.
24 2002 Supp. 75-1514 and amendments thereto or of any other statute, the
25 director of accounts and reports shall transfer \$100,000 from the fire
26 marshal fee fund of the state fire marshal to the state general fund: *Pro-*
27 *vided*, That the transfer of each such amount shall be in addition to any
28 other transfer from the fire marshal fee fund to the state general fund as
29 prescribed by law: *Provided further*, That the amount transferred from
30 the fire marshal fee fund of the state fire marshal to the state general
31 fund pursuant to this subsection is to reimburse the state general fund
32 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
33 chasing services and any other governmental services which are per-
34 formed on behalf of the state agency involved by other state agencies
35 which receive appropriations from the state general fund to provide such
36 services.

37 ~~(f)~~ (e) On July 1, 2003, or as soon thereafter as moneys are available,
38 notwithstanding the provisions of K.S.A. 2002 Supp. 75-1514 and amend-
39 ments thereto or of any other statute, the director of accounts and reports
40 shall transfer \$179,475 from the fire marshal fee fund to the state general
41 fund: *Provided*, That the transfer of such amount shall be in addition to
42 any other transfer from the fire marshal fee fund to the state general fund
43 as prescribed by law: *Provided further*, That the amount transferred from

1 the fire marshal fee fund to the state general fund pursuant to this sub-
2 section is to reimburse the state general fund for accounting, auditing,
3 budgeting, legal, payroll, personnel and purchasing services and any other
4 governmental services which are performed on behalf of the state fire
5 marshal by other state agencies which receive appropriations from the
6 state general fund to provide such services.

7 Sec. 75.

8 KANSAS PAROLE BOARD

9 (a) There is appropriated for the above agency from the state general
10 fund for the fiscal year ending June 30, 2004, the following:

11 Parole from adult correctional institutions..... \$486,102

12 *Provided*, That any unencumbered balance in the parole from adult cor-
13 rectional institutions account in excess of \$100 as of June 30, 2003, is
14 hereby reappropriated for fiscal year 2004.

15 Sec. 76.

16 KANSAS HIGHWAY PATROL

17 (a) ***There is appropriated for the above agency from the state***
18 ***general fund for the fiscal year ending June 30, 2004, the following:***

19 ***Operating expenditures \$28,880,582***

20 ~~(a)~~ (b) There is appropriated for the above agency from the following
21 special revenue fund or funds for the fiscal year ending June 30, 2004,
22 all moneys now or hereafter lawfully credited to and available in such
23 fund or funds, except that expenditures other than refunds authorized by
24 law shall not exceed the following:

25 ~~Kansas highway patrol operations fund..... \$30,965,704~~

26 General fees fund..... No limit

27 *Provided*, That all moneys received from the sale of used equipment,
28 recovery of and reimbursements for expenditures and any other source
29 of revenue shall be deposited in the state treasury and credited to the
30 general fees fund, except as otherwise provided by law: *Provided further*,
31 That the Kansas highway patrol shall deposit the proceeds from the sale
32 of personal sidearms to retiring troopers and other retiring sworn officers
33 of the Kansas highway patrol, which sales upon retirement are hereby
34 authorized, in the state treasury to the credit of this fund: *Provided, how-*
35 *ever*, That each such sale of a retiring sworn officer's personal sidearm
36 upon retirement shall be for an amount of not less than the replacement
37 cost of the sidearm: *And provided further*, That the Kansas highway patrol
38 is hereby authorized to sell and a trooper or other sworn officer of the
39 Kansas highway patrol who resigns from the Kansas highway patrol to
40 accept employment with a local, state or federal law enforcement agency
41 is hereby authorized to purchase such trooper or other sworn officer's
42 personal sidearm with a trigger lock upon resignation in the same manner
43 as prescribed in this subsection for retiring troopers and sworn officers

1 of the Kansas highway patrol for the amount equal to the total of the cost
 2 of the sidearm plus the cost of the trigger lock: *And provided further*,
 3 That no sale of a personal sidearm shall be made to any trooper or sworn
 4 officer of the Kansas highway patrol upon resignation unless the super-
 5 intendent of the Kansas highway patrol determines that the employment
 6 record and performance evaluations of each such trooper or sworn officer
 7 of the Kansas highway patrol is satisfactory: *And provided further*, That
 8 the Kansas highway patrol shall deposit the proceeds from the sale of
 9 personal sidearms and trigger locks to such resigning troopers and other
 10 sworn officers in the state treasury to the credit of this fund.

11 For patrol of Kansas turnpike fund	No limit
12 Highway patrol motor vehicle fund	No limit
13 Highway patrol — federal fund	No limit
14 Kansas highway patrol state forfeiture fund.....	No limit
15 Gifts and donations fund	No limit
16 Federal forfeiture fund	No limit
17 Motor carrier safety assistance program state fund	No limit
18 Motor carrier safety assistance program — federal fund...	No limit
19 Highway patrol training center clearing fund.....	No limit

20 *Provided*, That expenditures may be made from the highway patrol train-
 21 ing center clearing fund for use of the highway patrol training center by
 22 other state or local government agencies: *Provided further*, That the su-
 23 perintendent of the Kansas highway patrol is hereby authorized to fix,
 24 charge and collect fees for recovery of costs associated with use of the
 25 highway patrol training center by other state or local government agen-
 26 cies: *And provided further*, That such fees shall be fixed in order to re-
 27 cover all or part of the expenses incurred in providing for the use of the
 28 highway patrol training center by other state or local government agen-
 29 cies: *And provided further*, That all fees received for use of the highway
 30 patrol training center by other state or local government agencies shall
 31 be deposited in the state treasury and credited to this fund.

32 Highway safety fund	No limit
33 Capitol area security fund.....	No limit

34 *Provided*, That the Kansas highway patrol and any state agency which is
 35 responsible for the operation of buildings in the capitol area are hereby
 36 authorized to negotiate contracts for building security services: *Provided*
 37 *further*, That any such contract shall provide for reimbursement of the
 38 Kansas highway patrol for services rendered pursuant to such contract
 39 and such reimbursement shall be credited to the capitol area security
 40 fund.

41 Vehicle identification number fee fund.....	No limit
42 Interagency motor vehicle fuel sales fund	No limit

43 *Provided*, That expenditures may be made from the interagency motor

1 vehicle fuel sales fund to provide and sell motor vehicle fuel to other state
 2 agencies: *Provided further*, That the superintendent of the Kansas high-
 3 way patrol is hereby authorized to fix, charge and collect fees for motor
 4 vehicle fuel sold to other state agencies: *And provided further*, That such
 5 fees shall be fixed in order to recover all or part of the expenses incurred
 6 in providing motor vehicle fuel to other state agencies: *And provided*
 7 *further*, That all fees received for such sales of motor vehicle fuel shall
 8 be credited to this fund.

9 Motor carrier inspection fund \$11,760,425

10 Highway patrol training center fund..... No limit

11 Executive aircraft fund..... No limit

12 *Provided*, That expenditures may be made from the executive aircraft
 13 fund to provide aircraft services to other state agencies and to purchase
 14 liability and property damage insurance for state aircraft: *Provided fur-*
 15 *ther*, That the superintendent of the highway patrol is hereby authorized
 16 to fix, charge and collect fees for such aircraft services to other state
 17 agencies: *And provided further*, That such fees shall be fixed in order to
 18 recover all or part of the operating expenses incurred in providing such
 19 services: *And provided further*, That all fees received for such services
 20 shall be credited to this fund.

21 1122 program clearing fund No limit

22 Special services fund..... \$260,000

23 ~~(b) On July 1, 2003, the director of accounts and reports shall transfer~~
 24 ~~\$30,765,704 from the state highway fund of the department of transpor-~~
 25 ~~tation to the Kansas highway patrol operations fund of the highway patrol.~~

26 ~~—(c) On July 1, 2003, the director of accounts and reports shall transfer~~
 27 ~~\$110,703 from the cigarette/tobacco products regulation fund of the de-~~
 28 ~~partment of revenue to the Kansas highway patrol operations fund of the~~
 29 ~~Kansas highway patrol.~~

30 ~~—(d) On July 1, 2003, the director of accounts and reports shall transfer~~
 31 ~~\$80,813 from the state bingo regulation fund of the department of rev-~~
 32 ~~enue to the Kansas highway patrol operations fund of the Kansas highway~~
 33 ~~patrol.~~

34 ~~—(e) On July 1, 2003, the director of accounts and reports shall transfer~~
 35 ~~\$10,016 from the federal commercial motor vehicle safety fund of the~~
 36 ~~department of revenue to the Kansas highway patrol operations fund of~~
 37 ~~the Kansas highway patrol.~~

38 ~~(f) (c)~~ On or before the 10th of each month during the fiscal year
 39 ending June 30, 2004, the director of accounts and reports shall transfer
 40 from the state general fund to the 1122 program clearing fund interest
 41 earnings based on: (1) The average daily balance of moneys in the 1122
 42 program clearing fund for the preceding month; and (2) the net earnings
 43 rate for the pooled money investment portfolio for the preceding month.

1 ~~(g)~~ **(d)** On July 1, 2003, the director of accounts and reports shall
 2 transfer \$299,867 from the motor carrier license fees fund of the state
 3 corporation commission to the motor carrier safety assistance program
 4 state fund of the Kansas highway patrol.

5 ~~(h)~~ **(e)** On January 1, 2004, the director of accounts and reports shall
 6 transfer \$299,866 from the motor carrier license fees fund of the state
 7 corporation commission to the motor carrier safety assistance program
 8 state fund of the Kansas highway patrol.

9 ~~(i)~~ **(f)** On July 1, 2003, October 1, 2003, January 1, 2004, and April 1,
 10 2004, the director of accounts and reports shall transfer \$2,768,756 from
 11 the state highway fund of the department of transportation to the motor
 12 carrier inspection fund of the Kansas highway patrol for the purpose of
 13 financing the motor carrier inspection program of the Kansas highway
 14 patrol.

15 ~~(j)~~ **(g)** On July 1, 2003, the director of accounts and reports shall trans-
 16 fer \$150,000 from the state highway fund of the department of transpor-
 17 tation to the highway safety fund of the Kansas highway patrol for the
 18 purpose of financing the motorist assistance program of the Kansas high-
 19 way patrol.

20 ~~(k)~~ **(h)** On July 1, 2003, the director of accounts and reports shall
 21 transfer \$255,106 from the state highway fund of the department of trans-
 22 portation to the general fees fund of the Kansas highway patrol for the
 23 purpose of financing operating expenditures of the Kansas highway patrol.

24 ~~(l)~~ **(i)** On July 1, 2003, or as soon thereafter as moneys are available,
 25 the director of accounts and reports shall transfer \$260,000 from the state
 26 highway fund of the department of transportation to the special services
 27 fund of the Kansas highway patrol.

28 **(j) On July 1, 2003, or as soon thereafter as moneys are available,**
 29 **the director of accounts and reports shall transfer \$28,880,582 from**
 30 **the state highway fund of the department of transportation to the**
 31 **state general fund. In addition to other purposes for which expendi-**
 32 **tures may be made from the state highway fund during fiscal year**
 33 **2004 and notwithstanding the provisions of K.S.A. 68-416 and**
 34 **amendments thereto or any other statute, transfers and expendi-**
 35 **tures may be made from the state highway fund during fiscal year**
 36 **2004 for support and maintenance of the Kansas highway patrol.**

37 Sec. 77.

38 ATTORNEY GENERAL — KANSAS BUREAU OF INVESTIGATION

39 (a) There is appropriated for the above agency from the state general
 40 fund for the fiscal year ending June 30, 2004, the following:

41 Operating expenditures ~~\$11,489,515~~ **\$11,569,515**

42 *Provided*, That any unencumbered balance in the operating expenditures
 43 account in excess of \$100 as of June 30, 2003, is hereby reappropriated

1 for fiscal year 2004: *Provided, however,* That expenditures from such
 2 reappropriated balance shall not exceed \$40,000 except upon approval of
 3 the state finance council: *Provided further,* That expenditures from this
 4 account for official hospitality shall not exceed \$750.

5 (b) There is appropriated for the above agency from the following spe-
 6 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 7 moneys now or hereafter lawfully credited to and available in such fund
 8 or funds, except that expenditures other than refunds authorized by law
 9 shall not exceed the following:

10 Kansas bureau of investigation state forfeiture fund.....	No limit
11 Kansas bureau of investigation federal forfeiture fund	No limit
12 Kansas bureau of investigation federal grants fund	No limit

13 *Provided,* That the above agency is authorized to make expenditures from
 14 the Kansas bureau of investigation federal grants fund of any moneys
 15 credited to this fund from any individual federal grant if the grant is less
 16 than or equal to \$500,000 in the aggregate and the grant does not require
 17 the matching expenditure of any moneys in the state treasury during the
 18 current or any ensuing fiscal year, other than moneys appropriated by
 19 this or other appropriation act of the 2003 regular session of the legisla-
 20 ture: *Provided, however,* That, upon application to and authorization by
 21 the governor, the above agency may make expenditures of moneys cred-
 22 ited to this fund from any individual federal grant which is more than
 23 \$500,000 in the aggregate or which requires the matching expenditure of
 24 moneys in the state treasury during the current or any ensuing fiscal year
 25 not appropriated by this or other appropriation act of the 2003 regular
 26 session of the legislature.

27 High intensity drug trafficking area — federal fund.....	No limit
28 Private detective fee fund.....	\$56,812
29 Forensic laboratory and materials fee fund.....	No limit

30 *Provided,* That expenditures may be made from the forensic laboratory
 31 and materials fee fund for the acquisition of laboratory equipment and
 32 materials and for other direct or indirect operating expenditures for the
 33 forensic laboratory of the Kansas bureau of investigation incurred for
 34 laboratory tests conducted for noncriminal justice entities, including gov-
 35 ernmental agencies and private organizations, which testing activity is
 36 hereby authorized: *Provided, however,* That all expenditures from this
 37 fund of moneys received as Kansas bureau of investigation laboratory
 38 analysis fees pursuant to subsection (a) of K.S.A. 28-176 and amendments
 39 thereto shall be for the purposes authorized by subsection (c) of K.S.A.
 40 28-176 and amendments thereto: *Provided further,* That the director of
 41 the Kansas bureau of investigation is hereby authorized to fix, charge and
 42 collect fees for laboratory tests conducted for such noncriminal justice
 43 entities: *And provided further,* That such fees shall be fixed in order to

1 recover all or part of the direct and indirect operating expenses incurred
2 for conducting laboratory tests for such noncriminal justice entities: *And*
3 *provided further*, That all fees received for such laboratory tests, including
4 all moneys received pursuant to subsection (a) of K.S.A. 28-176 and
5 amendments thereto shall be deposited in the state treasury and credited
6 to this fund.

7 KBI general fees fund..... No limit
8 *Provided*, That expenditures may be made from the KBI general fees
9 fund for direct or indirect operating expenditures incurred for the follow-
10 ing activities: (1) Conducting education and training classes for special
11 agents and other personnel, including official hospitality; (2) purchasing
12 illegal drugs, making contacts and acquiring information leading to illegal
13 drug outlets, contraband and stolen property, and conducting other ac-
14 tivities for similar investigatory purposes; (3) conducting investigations
15 and related activities for the Kansas lottery or the Kansas racing and
16 gaming commission; (4) conducting DNA forensic laboratory tests and
17 related activities; (5) preparing, publishing and distributing crime pre-
18 ventation materials: *Provided, however*, That the director of the Kansas
19 bureau of investigation is hereby authorized to fix, charge and collect fees
20 in order to recover all or part of the direct and indirect operating expenses
21 incurred, except as otherwise hereinafter provided, for the following: (1)
22 Education and training services made available to local law enforcement
23 personnel in classes conducted for special agents and other personnel of
24 the Kansas bureau of investigation; (2) investigations and related activities
25 conducted for the Kansas lottery or the Kansas racing and gaming com-
26 mission, except that the fees fixed for these activities shall be fixed in
27 order to recover all of the direct and indirect expenses incurred for such
28 investigations and related activities; (3) DNA forensic laboratory tests and
29 related activities; (4) sale and distribution of crime prevention materials:
30 *Provided further*, That all fees received for such activities shall be de-
31 posited in the state treasury and credited to this fund: *And provided*
32 *further*, That all moneys which are expended for any such evidence pur-
33 chase, information acquisition or similar investigatory purpose or activity
34 from whatever funding source and which are recovered shall be deposited
35 in the state treasury and credited to this fund: *And provided further*, That
36 all moneys received as gifts, grants or donations for the preparation, pub-
37 lication or distribution of crime prevention materials shall be deposited
38 in the state treasury to the credit of this fund: *And provided further*, That
39 expenditures from any moneys received from the division of alcoholic
40 beverage control and credited to the KBI general fees fund may be made
41 by the Kansas bureau of investigation for all purposes for which expend-
42 itures may be made for operating expenditures.

43 Record check fee fund..... No limit

1 *Provided*, That the director of the Kansas bureau of investigation is au-
 2 thorized to fix, charge and collect fees in order to recover all or part of
 3 the direct and indirect operating expenses for criminal history record
 4 checks conducted for noncriminal justice entities including government
 5 agencies and private organizations: *Provided, however*, That all moneys
 6 received for such fees shall be deposited in the state treasury and credited
 7 to the record check fee fund: *Provided further*, That expenditures from
 8 the record check fee fund may be made only for the expenses of con-
 9 ducting criminal history record checks.

10 (c) On July 1, 2003, the director of accounts and reports shall transfer
 11 all moneys in the marijuana eradication account of the general fees fund
 12 of the attorney general — Kansas bureau of investigation to the Kansas
 13 bureau of investigation federal grants fund of the attorney general —
 14 Kansas bureau of investigation. On July 1, 2003, all liabilities of the ma-
 15 rijuana eradication account of the general fees fund of the attorney gen-
 16 eral — Kansas bureau of investigation are hereby transferred to and im-
 17 posed upon the Kansas bureau of investigation federal grants fund of the
 18 attorney general — Kansas bureau of investigation. On July 1, 2003, the
 19 marijuana eradication account of the general fees fund of the attorney
 20 general — Kansas bureau of investigation is hereby abolished.

21 Sec. 78.

22 **EMERGENCY MEDICAL SERVICES BOARD**

23 (a) There is appropriated for the above agency from the following spe-
 24 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 25 moneys now or hereafter lawfully credited to and available in such fund
 26 or funds, except that expenditures other than refunds authorized by law
 27 shall not exceed the following:

28 EMS — federal fund	No limit
29 Rural health options grant fund.....	No limit
30 Rural access to emergency devices grant — federal	
31 fund	No limit
32 Emergency medical services operating fund.....	\$817,705 \$868,974

33 *Provided*, That the emergency medical services board is hereby author-
 34 ized to fix, charge and collect fees in order to recover costs incurred for
 35 distributing educational videos, replacing lost educational materials and
 36 mailing labels of those licensed by the board: *Provided further*, That such
 37 fees may be fixed in order to recover all or part of such costs: *And pro-*
 38 *vided further*, That all moneys received from such fees shall be deposited
 39 in the state treasury and credited to the emergency medical services op-
 40 erating fund: *And provided further*, That expenditures from the emer-
 41 gency medical services operating fund for the operating costs of the emer-
 42 gency medical services board shall not exceed ~~\$740,205~~ **\$791,474**: *And*
 43 *provided further*, That expenditures from the emergency medical services

1 operating fund shall not exceed \$77,500 to provide additional funding to
 2 the regional councils: *And provided further*, That, notwithstanding any
 3 provisions of K.S.A. 65-6128 or 65-6129b, and amendments thereto, or
 4 of any other statute to the contrary, all moneys received by the emergency
 5 medical services board for fees authorized by law for licensure or the
 6 issuance of permits, or for any other regulatory duties and functions pre-
 7 scribed by law in the field of emergency medical services, shall be de-
 8 posited in the state treasury to the credit of the emergency medical ser-
 9 vices operating fund of the emergency medical services board: *And*
 10 *provided further*, That expenditures from the emergency medical services
 11 operating fund for official hospitality shall not exceed \$300.

12 ~~(b) On July 1, 2003, or as soon thereafter as moneys are available,~~
 13 ~~notwithstanding the provisions of K.S.A. 2002 Supp. 75-1514 and amend-~~
 14 ~~ments thereto or of any other statute, the director of accounts and reports~~
 15 ~~shall transfer \$51,260 from the emergency medical services operating~~
 16 ~~fund to the state general fund: *Provided*, That the transfer of such amount~~
 17 ~~shall be in addition to any other transfer from the emergency medical~~
 18 ~~services operating fund to the state general fund as prescribed by law:~~
 19 ~~*Provided further*, That the amount transferred from the emergency med-~~
 20 ~~ical services operating fund to the state general fund pursuant to this~~
 21 ~~subsection is to reimburse the state general fund for accounting, auditing,~~
 22 ~~budgeting, legal, payroll, personnel and purchasing services and any other~~
 23 ~~governmental services which are performed on behalf of the emergency~~
 24 ~~medical services board by other state agencies which receive appropria-~~
 25 ~~tions from the state general fund to provide such services:~~

26 Sec. 79.

27 KANSAS SENTENCING COMMISSION

28 (a) There is appropriated for the above agency from the state general
 29 fund for the fiscal year ending June 30, 2004, the following:
 30 Operating expenditures ~~\$316,680~~ **\$483,991**
 31 *Provided*, That any unencumbered balance in the operating expenditures
 32 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 33 for fiscal year 2004.

34 (b) There is appropriated for the above agency from the following spe-
 35 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 36 moneys now or hereafter lawfully credited to and available in such fund
 37 or funds, except that expenditures other than refunds authorized by law
 38 shall not exceed the following:

39	General fees fund.....	No limit
40	Juvenile justice — federal fund	No limit
41	Statistical analysis — federal fund.....	No limit
42	Drug abuse fund — federal.....	No limit
43	Sentencing commission forfeiture fund.....	No limit

1 Sec. 80.

2 KANSAS DEPARTMENT OF AGRICULTURE

3 (a) There is appropriated for the above agency from the state general
4 fund for the fiscal year ending June 30, 2004, the following:

5 Operating expenditures \$9,406,284

6 *Provided*, That any unencumbered balance in the operating expenditures
7 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
8 for fiscal year 2004: *Provided, however*, That expenditures from such
9 reappropriated balance shall be made only upon approval of the state
10 finance council: *Provided further*, That expenditures may be made from
11 this account for expenses incurred in holding the annual meeting: *And*
12 *provided further*, That expenditures from this account for official hospi-
13 tality shall not exceed \$2,000: *And provided further*, That the above
14 agency may negotiate and enter into contracts to carry out its functions
15 at the annual meeting: *And provided further*, That such contracts shall
16 not be subject to the competitive bid requirements of K.S.A. 75-3739 and
17 amendments thereto.

18 (b) There is appropriated for the above agency from the following spe-
19 cial revenue fund or funds for the fiscal year ending June 30, 2004, 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 Dairy fee fund	\$451,507
24 Meat and poultry inspection fee fund.....	\$65,168
25 Wheat quality survey fund	\$33,500
26 Entomology fee fund	\$187,035
27 Laboratory equipment fund	No limit
28 Water structures — state highway fund	\$90,890
29 Soil amendment fee fund	\$1,096
30 Agricultural liming materials fee fund.....	\$26,568
31 Weights and measures fee fund.....	\$86,626
32 Water appropriation certification fund.....	\$654,252
33 Water rights information system fees fund	No limit

34 *Provided*, That the secretary of agriculture is hereby authorized to fix,
35 charge and collect fees for water data provided at the request of non-
36 state government agencies and the general public: *Provided further*, That
37 such fees shall be fixed in order to recover all of the direct data processing
38 expenses incurred in preparation of requested water data: *And provided*
39 *further*, That such fees shall be deposited in the state treasury and cred-
40 ited to the water rights information system fees fund: *And provided fur-*
41 *ther*, That expenditures may be made from this fund to pay the costs
42 incurred by the division of water resources for data processing services
43 to prepare requested water data.

1	Water resources cost fund	No limit
2	<i>Provided</i> , That all moneys received by the secretary of agriculture from	
3	any governmental or nongovernmental source to implement the provi-	
4	sions of the Kansas water banking act, K.S.A. 2002 Supp. 82a-761 through	
5	82a-773 and amendments thereto, which are hereby authorized to be	
6	applied for and received, shall be deposited in the state treasury to the	
7	credit of the water resources cost fund.	
8	Agriculture seed fee fund	\$63,750
9	Chemigation fee fund	\$172,521
10	Agriculture statistics fund	No limit
11	Petroleum inspection fee fund	\$634,040
12	Water transfer hearing fund.....	No limit
13	Grain commodity commission services fund	No limit
14	Kansas agricultural remediation board fund.....	\$150,000
15	Kansas agricultural remediation fund.....	No limit
16	Warehouse fee fund.....	\$519,489
17	Grain inspection fee fund.....	\$0
18	U.S. geological survey cooperative gauge agreement	
19	grants fund.....	No limit
20	<i>Provided</i> , That the secretary of agriculture is hereby authorized to enter	
21	into a cooperative gauge agreement with the United States geological	
22	survey: <i>Provided further</i> , That all moneys collected for the construction	
23	or operation of river water intake gauges shall be deposited in the state	
24	treasury and credited to the U.S. geological survey cooperative gauge	
25	agreement grants fund: <i>And provided further</i> , That expenditures may be	
26	made from this fund to pay the costs incurred in the construction or	
27	operation of river water intake gauges.	
28	Computer services fund	No limit
29	Agricultural chemical fee fund.....	\$526,923
30	Feeding stuffs fee fund	\$467,764
31	Fertilizer fee fund.....	\$362,621
32	Livestock remedies fee fund	\$0
33	Plant pest emergency responses response fund.....	No limit
34	Pesticide use fee fund.....	\$696,082
35	Geographic information system fee fund.....	No limit
36	Egg fee fund	\$93,317
37	Water structures fund	\$82,600
38	Meat and poultry inspection fund — federal	No limit
39	EPA pesticide performance partnership grant fund.....	No limit
40	FEMA dam safety fund	No limit
41	FEMA stream mapping fund	No limit
42	Pest detection and survey — federal fund.....	No limit
43	USDA NASS postage fund	No limit

- 1 FDA tissue residue fund — federal No limit
 2 Conversion of materials and equipment fund No limit
 3 Publications fee fund No limit
 4 *Provided*, That expenditures may be made from the publications fee fund
 5 for operating expenditures related to preparation and publication of “In-
 6 sects in Kansas”: *Provided further*, That, notwithstanding the provisions
 7 of K.S.A. 75-1005 and amendments thereto to the contrary, the secretary
 8 of agriculture is hereby authorized to enter into a contract with a com-
 9 mercial publisher for the printing, distribution and sale of the publication
 10 “Insects in Kansas”: *And provided further*, That the secretary of agricul-
 11 ture is hereby authorized to collect fees from such commercial publisher
 12 pursuant to contract with the publisher for the sale of the publication:
 13 *And provided further*, That the secretary of agriculture is hereby author-
 14 ized to receive and accept grants, gifts, donations or funds of any kind
 15 from the federal government or any of its agencies or from any other
 16 source whatsoever for the printing, publication and distribution of “In-
 17 sects in Kansas”: *And provided further*, That all moneys received from
 18 such fees or for such grants, gifts, donations or other funds received for
 19 such purpose, shall be deposited in the state treasury and credited to this
 20 fund.
 21 Other federal grants fund No limit
 22 *Provided*, That, the above agency is authorized to make expenditures from
 23 the other federal grants fund of any moneys credited to this fund from
 24 any individual grant if the grant is: (1) Less than or equal to \$250,000 in
 25 the aggregate, and (2) does not require the matching expenditure of any
 26 moneys in the state treasury during fiscal year 2004 other than moneys
 27 appropriated by this or other appropriation act of the 2003 regular session
 28 of the legislature: *Provided, however*, That, upon application to and au-
 29 thorization by the governor, the above agency may make expenditures of
 30 moneys credited to this fund from any individual federal grant which is
 31 more than \$250,000 in the aggregate or which requires the matching
 32 expenditure of moneys in the state treasury during fiscal year 2004, other
 33 than moneys appropriated by this or other appropriation act of the 2003
 34 regular session of the legislature: *Provided further*, That no grant for the
 35 farmers’ assistance, counseling and training program shall be deposited
 36 to the credit of this fund.
 37 Civil litigation fee fund No limit
 38 *Provided*, That the above agency is authorized to make expenditures from
 39 the civil litigation fee fund for costs or other expenses associated with
 40 investigation and litigation regarding fraudulent meat sales: *Provided fur-*
 41 *ther*, That a portion of the moneys received by the state from fines and
 42 other moneys collected as a result of the settlement of fraudulent meat
 43 sales cases, as determined by the secretary of agriculture and the attorney

1 general, shall be deposited in the state treasury to the credit of this fund
2 by the attorney general.

3 **Information technology fund No limit**

4 (c) There is appropriated for the above agency from the state water
5 plan fund for the fiscal year ending June 30, 2004, for the water plan
6 project or projects specified, the following:

7 Floodplain management.....	\$65,836
8 Interstate water issues.....	\$240,076
9 Subbasin water resources management.....	\$483,538
10 Water appropriation subprogram.....	\$74,420
11 <i>Provided</i> , That, notwithstanding the provisions of K.S.A. 82a-951 and	
12 amendments thereto, all moneys in the water appropriation subprogram	
13 account of the state water plan fund shall be expended for salaries and	
14 wages, including associated employer contributions.	
15 Water use.....	\$60,000

16 (d) During the fiscal year ending June 30, 2004, the secretary of agri-
17 culture, with the approval of the director of the budget, may transfer any
18 part of any item of appropriation for fiscal year 2004 from the state water
19 plan fund for the Kansas department of agriculture to another item of
20 appropriation for fiscal year 2004 from the state water plan fund for the
21 Kansas department of agriculture: *Provided*, That the secretary of agri-
22 culture shall certify each such transfer to the director of accounts and
23 reports and shall transmit a copy of each such certification to the director
24 of the legislative research department.

25 (e) On July 1, 2003, the director of accounts and reports shall transfer
26 \$90,890 from the state highway fund of the department of transportation
27 to the water structures — state highway fund of the Kansas department
28 of agriculture.

29 (f) On July 1, 2003, the U.S. geological survey cooperative gage agree-
30 ment fund of the Kansas department of agriculture is hereby redesignated
31 as the U.S. geological survey cooperative gauge agreement grants fund of
32 the Kansas department of agriculture.

33 Sec. 81. (a) In addition to the other purposes for which expenditures
34 may be made by the Kansas department of agriculture from moneys ap-
35 propriated from the state general fund or any special revenue funds for
36 fiscal year 2004 for the Kansas department of agriculture as authorized
37 by this or other appropriation act of the 2003 regular session of the leg-
38 islature, expenditures shall be made by the Kansas department of agri-
39 culture from moneys appropriated from the state general fund or any
40 special revenue funds for fiscal year 2004, in addition to other statutory
41 implementation requirements of the meat and poultry inspection sub-
42 program of the Kansas department of agriculture, to: (1) Continue pro-
43 cedures to provide for annual or updated training for authorized repre-

1 representatives and inspectors of the meat and poultry inspection subprogram
2 and to allow the owners of facilities regulated under the meat and poultry
3 inspection subprogram to attend and participate at the annual training
4 workshop for the meat and poultry inspection subprogram; and (2) make
5 available to such owners and other interested persons an inspection hand-
6 book describing the duties and responsibilities of such authorized rep-
7 resentatives and inspectors of the meat and poultry inspection subpro-
8 gram.

9 (b) In addition to the other purposes for which expenditures may be
10 made by the Kansas department of agriculture and Kansas state university
11 from moneys appropriated from the state general fund or any special
12 revenue funds for fiscal year 2003 for the Kansas department of agricul-
13 ture and Kansas state university as authorized by this or other appropri-
14 ation act of the 2003 regular session of the legislature, expenditures shall
15 be made by the Kansas department of agriculture and Kansas state uni-
16 versity from moneys appropriated from the state general fund or any
17 special revenue funds for fiscal year 2004 to provide technical assistance
18 to the department of commerce and housing for the development of a
19 marketing handbook that shall include, in addition to other information
20 and strategies, (1) methods to facilitate the development and marketing
21 of Kansas-grown meat products with meat products producers and with
22 owners of facilities selling or providing value- added services to meat
23 products, (2) methods to promote sales of Kansas meat products, and (3)
24 a listing of resource contact information.

25 (c) In addition to the other purposes for which expenditures may be
26 made by the department of commerce and housing from moneys appro-
27 priated from the state general fund or any special revenue funds for fiscal
28 year 2004 for the department of commerce and housing as authorized by
29 this or other appropriation act of the 2003 regular session of the legisla-
30 ture, expenditures shall be made by the department of commerce and
31 housing from moneys appropriated from the state general fund or any
32 special revenue funds for fiscal year 2004 to conduct a survey of other
33 state or regional programs that offer marketing ideas and strategies to
34 assist small meat locker owners in Kansas and shall make the information
35 derived from the survey available to such meat locker owners.

36 Sec. 82.

37 KANSAS ANIMAL HEALTH DEPARTMENT

38 (a) There is appropriated for the above agency from the state general
39 fund for the fiscal year ending June 30, 2004, the following:

40 Operating expenditures \$574,087

41 *Provided*, That any unencumbered balance in the operating expenditures
42 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
43 for fiscal year 2004: *Provided, however*, That expenditures from such

1 reappropriated balance shall be made only upon approval of the state
 2 finance council.

3 (b) There is appropriated for the above agency from the following spe-
 4 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 5 moneys now or hereafter lawfully credited to and available in such fund
 6 or funds, except that expenditures other than refunds authorized by law
 7 shall not exceed the following:

8 Animal disease control fund..... No limit

9 *Provided*, That expenditures from the animal disease control fund for
 10 official hospitality shall not exceed \$450.

11 Animal dealers fee fund No limit

12 *Provided*, That expenditures from the animal dealers fee fund for official
 13 hospitality shall not exceed \$300.

14 Veterinary inspection fee fund..... No limit

15 Livestock market brand inspection fee fund No limit

16 Livestock brand fee fund..... No limit

17 *Provided*, That expenditures from the livestock brand fee fund for official
 18 hospitality shall not exceed \$250.

19 Livestock brand emergency revolving fund..... No limit

20 County option brand fee fund No limit

21 Livestock and pseudorabies indemnity fund No limit

22 Legal services fund..... No limit

23 *Provided*, That all moneys received by the animal health department from
 24 other state agencies pursuant to one or more interagency agreements for
 25 the provision of legal services, which agreements are hereby authorized
 26 and directed to be entered into, shall be credited to the legal services
 27 fund: *Provided further*, That all expenditures from the legal services fund
 28 shall be for contractual legal services to be provided to the animal health
 29 department and such other state agencies pursuant to such interagency
 30 agreements.

31 Sec. 83.

32 **STATE FAIR BOARD**

33 (a) There is appropriated for the above agency from the following spe-
 34 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 35 moneys now or hereafter lawfully credited to and available in such fund
 36 or funds, except that expenditures, other than refunds authorized by law
 37 and remittances of sales tax to the department of revenue, shall not exceed
 38 the following:

39 State fair fee fund No limit

40 *Provided*, That expenditures from the state fair fee fund for official hos-
 41 pitality shall not exceed \$10,000.

42 State fair special cash fund No limit

43 State fair debt service special revenue fund No limit

1 (b) There is appropriated for the above agency from the state general
 2 fund for the fiscal year ending June 30, 2004, the following:

3 State fair debt service \$538,103
 4 Sec. 84.

5 STATE CONSERVATION COMMISSION

6 (a) There is appropriated for the above agency from the state general
 7 fund for the fiscal year ending June 30, 2004, the following:

8 Operating expenditures \$562,295

9 *Provided*, That any unencumbered balance in the operating expenditures
 10 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 11 for fiscal year 2004: *Provided, however*, That expenditures from such
 12 reappropriated balance shall be made only upon approval of the state
 13 finance council.

14 (b) There is appropriated for the above agency from the following spe-
 15 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 16 moneys now or hereafter lawfully credited to and available in such fund
 17 or funds, except that expenditures other than refunds authorized by law
 18 shall not exceed the following:

19 Land reclamation fee fund..... No limit
 20 Riparian & wetland areas project — federal fund..... No limit
 21 Watershed protect approach/WTR RSRCE MGT fund.... No limit
 22 Conversion of materials and equipment fund No limit
 23 Buffer participation incentive fund..... No limit
 24 Riparian participation incentive fund..... No limit
 25 Environmental improvement incentives fund..... No limit
 26 Kansas natural resource legacy alliance fund..... No limit

27 *Provided*, That all moneys received by the state conservation commission
 28 pursuant to agreements entered into with the other state agencies having
 29 powers, duties and functions relating to the goals and priorities which
 30 may be developed and included in the vision to be developed by the
 31 Kansas natural resource legacy alliance pursuant to K.S.A. 2002 Supp. 2-
 32 1922 and amendments thereto for utilizing the state’s natural resources,
 33 which agreements are hereby authorized to be entered into by the state
 34 conservation commission and such other state agencies, shall be deposited
 35 in the state treasury to the credit of the Kansas natural resource legacy
 36 alliance fund: *Provided further*, That all moneys received by the state
 37 conservation commission for gifts, grants or donations for the Kansas nat-
 38 ural resource legacy alliance, which are hereby authorized to be received
 39 on behalf of the Kansas natural resource legacy alliance, shall be deposited
 40 in the state treasury to the credit of this fund.

41 (c) There is appropriated for the above agency from the state water
 42 plan fund for the fiscal year ending June 30, 2004, for the following water
 43 plan project or projects specified, the following:

1 Land treatment cost share \$3,548,216
2 *Provided*, That any unencumbered balance in the land treatment cost
3 share account in excess of \$100 as of June 30, 2003, is hereby reappro-
4 priated for fiscal year 2004: *Provided further*, That expenditures from the
5 land treatment cost share account shall be for cost-sharing grants for
6 construction of enduring water conservation structures on privately and
7 publicly owned land in conservation districts which are needed for de-
8 velopment and improvement of the quality and quantity of Kansas water
9 resources: *And provided further*, That an amount of not to exceed
10 \$2,720,000 of the initial allocation among conservation districts for such
11 grants for fiscal year 2004 shall be on the basis of allocating 60% of the
12 amount equally among all conservation districts and allocating 40% of the
13 amount to be initially allocated proportionally among all conservation dis-
14 tricts on the basis of an index composed of the measurement of nonfed-
15 eral rural acreage, erosion potential and rainfall in all conservation dis-
16 tricts, as determined by the state conservation commission: *And provided*
17 *further*, That the balance of the initial allocation for such grants for fiscal
18 year 2004 shall be allocated to conservation districts on a priority basis,
19 as determined by the state conservation commission and the provisions
20 of the state water plan: *And provided further*, That expenditures from
21 this account for contractual technical expertise shall not exceed the
22 amount equal to 3% of the approved budget amount for fiscal year 2004
23 for the land treatment cost-share programs account.

24 Nonpoint source pollution assistance..... \$2,800,000
25 *Provided*, That any unencumbered balance in the nonpoint source pol-
26 lution assistance account in excess of \$100 as of June 30, 2003, is hereby
27 reappropriated for fiscal year 2004.

28 Conservation district aid..... \$1,043,000
29 *Provided*, That any unencumbered balance in the conservation district
30 aid account in excess of \$100 as of June 30, 2003, is hereby reappropriated
31 for fiscal year 2004.

32 Watershed dam construction..... \$352,500
33 *Provided*, That any unencumbered balance in the watershed dam con-
34 struction account in excess of \$100 as of June 30, 2003, is hereby reap-
35 propriated for fiscal year 2004: *Provided further*, That expenditures from
36 the watershed dam construction account are hereby authorized for en-
37 gineering contracts for watershed planning as determined by the state
38 conservation commission: *Provided, however*, That expenditures from
39 this account for such engineering contracts for watershed planning shall
40 not exceed \$50,000.

41 Kansas water quality buffer initiatives..... \$307,471
42 *Provided*, That any unencumbered balance in the Kansas water quality
43 buffer initiatives account in excess of \$100 as of June 30, 2003, is hereby

1 reappropriated for fiscal year 2004: *Provided further*, That all expendi-
 2 tures from the Kansas water quality buffer initiatives account shall be for
 3 grants or incentives to install water quality best management practices
 4 under the governor’s water quality initiative: *And provided further*, That
 5 such expenditures may be made from this account from the approved
 6 budget amount for fiscal year 2004 in accordance with contracts, which
 7 are hereby authorized to be entered into by the executive director of the
 8 state conservation commission on behalf of the commission, for such
 9 grants or incentives: *And provided further*, That such contracts may pro-
 10 vide for such expenditures from the approved budget amount for fiscal
 11 year 2004 to be made pursuant to encumbrances for expenditures after
 12 June 30, 2004: *Provided, however*, That expenditures from this account
 13 for contractual educational and technical assistance for fiscal year 2004
 14 shall not exceed \$40,000.

15 Riparian and wetland program \$250,000
 16 *Provided*, That any unencumbered balance in the riparian and wetland
 17 program account in excess of \$100 as of June 30, 2003, is hereby reap-
 18 propriated for fiscal year 2004.

19 (d) During the fiscal year ending June 30, 2004, the executive director
 20 of the state conservation commission, with the approval of the director
 21 of the budget, may transfer any part of any item of appropriation for fiscal
 22 year 2004 from the state water plan fund for the state conservation com-
 23 mission to another item of appropriation for fiscal year 2004 from the
 24 state water plan fund for the state conservation commission: *Provided*,
 25 That the executive director of the state conservation commission shall
 26 certify each such transfer to the director of accounts and reports and shall
 27 transmit a copy of each such certification to the director of the legislative
 28 research department.

29 (e) On July 1, 2003, or as soon thereafter as moneys are available there-
 30 for, the director of accounts and reports shall transfer \$150,000 from the
 31 wildlife fee fund of the department of wildlife and parks to the buffer
 32 participation incentive fund of the state conservation commission.

33 Sec. 85.

34 KANSAS WATER OFFICE

35 (a) There is appropriated for the above agency from the state general
 36 fund for the fiscal year ending June 30, 2004, the following:

37 Water resources operating expenditures \$1,230,585

38 *Provided*, That any unencumbered balance in the water resources oper-
 39 ating expenditures account in excess of \$100 as of June 30, 2003, is hereby
 40 reappropriated for fiscal year 2004: *Provided however*, That expenditures
 41 from such reappropriated balance shall not exceed \$20,863 except upon
 42 approval of the state finance council: *Provided further*, That expenditures
 43 from this account for official hospitality shall not exceed \$250.

1 (b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2004, 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 Conversion of materials and equipment fund No limit
- 5 Local water project match fund..... No limit

6 *Provided*, That all moneys received from local government entities and
 7 instrumentalities to be used to match funds for water projects shall be
 8 deposited in the state treasury to the credit of the local water project
 9 match fund: *Provided further*, That all moneys credited to this fund shall
 10 be used to match state funds for water projects using federal cost-share
 11 funds.
 12

- 13 Water supply storage assurance fund..... No limit

14 *Provided*, That any moneys deposited to the credit of the water supply
 15 storage assurance fund which are received from a water assurance district
 16 shall be credited to a separate subaccount: *Provided further*, That moneys
 17 in such subaccounts may be transferred to the water marketing fund for
 18 (1) payment to the federal government of annual capital costs of water
 19 supply storage in federal reservoirs under the water assurance program
 20 act, (2) payment and reimbursement to the water marketing fund for
 21 water supply storage space previously paid for with revenue from the
 22 water marketing fund, if such storage space has been transferred to the
 23 water assurance program, (3) payment to the federal government of annual
 24 operation, maintenance and repair costs associated with the water
 25 supply storage space dedicated for the use of water assurance districts,
 26 and (4) payment and reimbursement to the water marketing fund and
 27 the state general fund for costs incurred by the state for the administration
 28 and enforcement of applicable state laws governing the operations and
 29 management of the water assurance program as provided in contracts
 30 with water assurance districts: *And provided further*, That no additional
 31 water supply storage space shall be purchased in Milford, Perry or Tuttle
 32 Creek reservoirs during fiscal year 2004.

- 33 State conservation storage water supply fund..... \$0
- 34 Water marketing fund..... No limit
- 35 Federal grants and receipts fund No limit
- 36 General fees fund..... No limit

37 *Provided*, That expenditures may be made from the general fees fund for
 38 operating expenditures for the Kansas water office, including training and
 39 informational programs and official hospitality: *Provided further*, That the
 40 director of the Kansas water office is hereby authorized to fix, charge and
 41 collect fees for such programs: *And provided further*, That fees for such
 42 programs shall be fixed in order to recover all or part of the operating
 43 expenses incurred for such programs, including official hospitality: *And*

1 *provided further*, That all fees received for such programs and all fees
 2 received for providing access to or for furnishing copies of public records
 3 shall be deposited in the state treasury and credited to this fund.

4 Water conservation projects fund..... \$0
 5 Water plan projects fund..... No limit

6 (c) There is appropriated for the above agency from the state water
 7 plan fund for the fiscal year ending June 30, 2004, for the state water
 8 plan project or projects specified, the following:

9 Assessment and evaluation..... \$213,547
 10 Federal cost-share programs \$100,000

11 *Provided*, That any unencumbered balance in the federal cost-share pro-
 12 grams account in excess of \$100 as of June 30, 2003, is hereby reappro-
 13 priated for fiscal year 2004.

14 GIS data base development \$250,000

15 *Provided*, That any unencumbered balance in the GIS data base devel-
 16 opment account in excess of \$100 as of June 30, 2003, is hereby reap-
 17 propriated for fiscal year 2004.

18 MOU — storage operations and maintenance \$419,385

19 *Provided*, That any unencumbered balance in the MOU — storage op-
 20 erations and maintenance account in excess of \$100 as of June 30, 2003,
 21 is hereby reappropriated for fiscal year 2004.

22 Ogallala aquifer institute..... \$40,000

23 PMIB loan payment for storage..... \$263,110

24 Public information..... \$35,000

25 Stream gauging program \$353,203

26 Technical assistance to water users \$339,737

27 Water planning process \$154,077

28 Water resource education \$55,000

29 Weather modification program..... \$9,000

30 *Provided*, That any unencumbered balance in the weather modification
 31 program account in excess of \$100 as of June 30, 2003, is hereby reap-
 32 propriated for fiscal year 2004.

33 Kansas water authority \$25,000

34 (d) During the fiscal year ending June 30, 2004, the director of the
 35 Kansas water office, with the approval of the ~~director of the budget~~ **Kan-
 36 sas water authority**, may transfer any part of any item of appropriation
 37 for fiscal year 2004 from the state water plan fund for the Kansas water
 38 office to another item of appropriation for fiscal year 2004 from the state
 39 water plan fund for the Kansas water office: *Provided, however*, That the
 40 director of the Kansas water office shall certify each such transfer to the
 41 director of accounts and reports and shall transmit a copy of each such
 42 certification to the director of the legislative research department, **the**
 43 **director of the budget, and the appropriate budget committee of the**

1 ***house of representatives and the subcommittee of the senate com-***
2 ***mittee on ways and means that review the above agency's budget.***

3 (e) During the fiscal year ending June 30, 2004, the director of accounts
4 and reports shall transfer an amount or amounts specified by the director
5 of the Kansas water office from the state water plan fund to the water
6 plan projects fund of the Kansas water office, except that such transfers
7 shall only be made upon the approval of the director of the budget. The
8 director of the Kansas water office shall certify each such transfer to the
9 director of accounts and reports and shall transmit a copy of each such
10 certification to the director of the legislative research department.

11 (f) During the fiscal year ending June 30, 2004, if it appears that the
12 resources are insufficient to meet in full the estimated expenditures as
13 they become due to meet the financial obligations imposed by law on the
14 water marketing fund of the Kansas water office as a result of a cash flow
15 shortfall, the pooled money investment board is authorized and directed
16 to loan to the director of the Kansas water office a sufficient amount or
17 amounts of moneys to maintain the cash flow of the water marketing fund
18 upon approval of each such loan by the state finance council acting on
19 this matter which is hereby characterized as a matter of legislative dele-
20 gation and subject to the guidelines prescribed in subsection (c) of K.S.A.
21 75-3711c and amendments thereto. No such loan shall be made unless
22 the terms thereof have been approved by the director of the budget. A
23 copy of the terms of each such loan shall be submitted to the director of
24 the legislative research department. The pooled money investment board
25 is authorized and directed to use any moneys in the operating accounts,
26 investment accounts or other investments of the state of Kansas to provide
27 the funds for each such loan. Each such loan shall be repaid without
28 interest within one year from the date of the loan.

29 (g) During the fiscal year ending June 30, 2004, if it appears that the
30 resources are insufficient to meet in full the estimated expenditures as
31 they become due to meet the financial obligations imposed by law on the
32 water marketing fund of the Kansas water office as a result of increases
33 in water rates, fees or charges imposed by the federal government, the
34 pooled money investment board is authorized and directed to loan to the
35 director of the Kansas water office a sufficient amount or amounts of
36 moneys to reimburse the water marketing fund for increases in water
37 rates, fees or charges imposed by the federal government and to allow
38 the Kansas water office to spread such increases to consumers over a
39 longer period, except that no such loan shall be made unless the terms
40 thereof have been approved by the state finance council acting on this
41 matter which is hereby characterized as a matter of legislative delegation
42 and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-
43 3711c and amendments thereto. The pooled money investment board is

1 authorized and directed to use any moneys in the operating accounts,
 2 investment accounts or other investments of the state of Kansas to provide
 3 the funds for each such loan. Each such loan shall bear interest at a rate
 4 equal to the net earnings rate for the pooled money investment portfolio
 5 at the time of the making of such loan. Such loan shall not be deemed to
 6 be an indebtedness or debt of the state of Kansas within the meaning of
 7 section 6 of article 11 of the constitution of the state of Kansas. Upon
 8 certification by the pooled money investment board by the director of the
 9 Kansas water office of the amount of each loan authorized pursuant to
 10 this subsection, the pooled money investment board shall transfer each
 11 such amount certified by the director of the Kansas water office from the
 12 state bank account or accounts to the water marketing fund of the Kansas
 13 water office. The principal and interest of each loan authorized pursuant
 14 to this subsection shall be repaid in payments payable at least annually
 15 for a period of not more than five years.

16 (h) During the fiscal year ending June 30, 2004, the director of accounts
 17 and reports shall transfer an amount or amounts specified by the director
 18 of the Kansas water office prior to April 1, 2004, from the water marketing
 19 fund to the state general fund, in accordance with the provisions of the
 20 state water plan storage act and amendments thereto and rules and reg-
 21 ulations adopted thereunder, for the purposes of making repayments to
 22 the state general fund for moneys advanced for annual capital cost pay-
 23 ments for water supply storage space in reservoirs and for administration
 24 and enforcement costs of the state associated with the state water plan
 25 storage act, and amendments thereto.

26 ***(i) During the fiscal year ending June 30, 2004, a governor’s task***
 27 ***force to study the future of Cedar Bluff reservoir, which is hereby***
 28 ***requested to be created, shall present its findings and recommen-***
 29 ***dations to the legislature on or before January 12, 2004.***

30 Sec. 86.

31 DEPARTMENT OF WILDLIFE AND PARKS

32 (a) There is appropriated for the above agency from the state general
 33 fund for the fiscal year ending June 30, 2004, the following:

34 Operating expenditures \$3,189,583

35 *Provided*, That any unencumbered balance in the operating expenditures
 36 account in excess of \$100 as of June 30, 2003, is hereby reappropriated
 37 for fiscal year 2004: *Provided, however*, That expenditures from such
 38 reappropriated balance shall be made only upon approval of the state
 39 finance council: *Provided further*, That no expenditures shall be made
 40 from the operating expenditures account for the purchase of state aircraft
 41 insurance: *And provided further*, That expenditures from this account for
 42 official hospitality shall not exceed \$1,000.

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

1 cial revenue fund or funds for the fiscal year ending June 30, 2004, all
 2 moneys now or hereafter lawfully credited to and available in such fund
 3 or funds, except that expenditures other than refunds authorized by law
 4 shall not exceed the following:

5 Wildlife fee fund..... \$22,861,876

6 *Provided*, That additional expenditures may be made from the wildlife
 7 fee fund for fiscal year 2004 for the purposes of compensating federal aid
 8 program expenditures if necessary in order to comply with requirements
 9 established by the United States fish and wildlife service for the utilization
 10 of federal aid funds: *Provided further*, That all such expenditures shall be
 11 in addition to any expenditure limitation imposed upon the wildlife fee
 12 fund for fiscal year 2004: *And provided further*, That the secretary of
 13 wildlife and parks shall report all such expenditures to the governor and
 14 the legislature as appropriate: *And provided further*, That expenditures
 15 from this fund for official hospitality shall not exceed \$1,000.

16 Parks fee fund \$5,873,762

17 *Provided*, That additional expenditures may be made from the parks fee
 18 fund for fiscal year 2004 for the purposes of compensating federal aid
 19 program expenditures if necessary in order to comply with requirements
 20 established by the United States fish and wildlife service for the utilization
 21 of federal aid funds: *Provided further*, That all such expenditures shall be
 22 in addition to any expenditure limitation imposed upon the parks fee fund
 23 for fiscal year 2004: *And provided further*, That the secretary of wildlife
 24 and parks shall report all such expenditures to the governor and the leg-
 25 islate as appropriate.

26 Boating fee fund \$1,282,107

27 *Provided*, That additional expenditures may be made from the boating
 28 fee fund for fiscal year 2004 for the purposes of compensating federal aid
 29 program expenditures if necessary in order to comply with requirements
 30 established by the United States fish and wildlife service for the utilization
 31 of federal aid funds: *Provided further*, That all such expenditures shall be
 32 in addition to any expenditure limitation imposed upon the boating fee
 33 fund for fiscal year 2004: *And provided further*, That the secretary of
 34 wildlife and parks shall report all such expenditures to the governor and
 35 the legislature as appropriate: *And provided further*, That expenditures
 36 from this fund for official hospitality shall not exceed \$1,000.

37 Central aircraft fund..... No limit

38 *Provided*, That expenditures may be made by the above agency from the
 39 central aircraft fund for aircraft operating expenditures, for aircraft main-
 40 tenance and repair, to provide aircraft services to other state agencies,
 41 and for the purchase of state aircraft insurance: *Provided further*, That
 42 the secretary of wildlife and parks is hereby authorized to fix, charge and
 43 collect fees for the provision of aircraft services to other state agencies:

1 *And provided further*, That such fees shall be fixed to recover all or part
 2 of the operating expenditures incurred in providing such services: *And*
 3 *provided further*, That all fees received for such services shall be credited
 4 to this fund.

5 Wildlife and parks nonrestricted fund..... No limit
 6 *Provided*, That all moneys received under K.S.A. 32-990, 32-991, 32-992,
 7 32-993, 32-994 and 32-1173 and amendments thereto, other than moneys
 8 restricted by K.S.A. 32-990, 32-991, 32-992, 32-993, 32-994 and 32-1173
 9 and amendments thereto, shall be deposited in the state treasury and
 10 credited to the wildlife and parks nonrestricted fund: *Provided further*,
 11 That expenditures from this fund may be made for federal aid eligible
 12 expenditures at the discretion of the secretary of wildlife and parks.

13 Prairie spirit rails-to-trails fee fund..... No limit
 14 Nongame wildlife improvement fund No limit
 15 Wildlife conservation fund No limit
 16 Federally licensed wildlife areas fund..... No limit
 17 State agricultural production fund..... No limit
 18 Land and water conservation fund — state No limit
 19 Land and water conservation fund — local No limit
 20 Development and promotions fund..... No limit
 21 Department of wildlife and parks private gifts and dona-
 22 tions fund..... No limit
 23 Fish and wildlife restitution fund..... No limit
 24 Parks restitution fund..... No limit
 25 Nonfederal grants fund No limit
 26 Other federal grants fund No limit

27 *Provided*, That the above agency is authorized to make expenditures from
 28 the other federal grants fund of any moneys credited to this fund from
 29 any individual grant if the grant is: (1) Less than or equal to \$750,000 in
 30 the aggregate, and (2) does not require the matching expenditure of any
 31 other moneys in the state treasury during fiscal year 2004 other than
 32 moneys appropriated by this or other appropriation act of the 2003 reg-
 33 ular session of the legislature: *Provided, however*, That, upon application
 34 to and authorization by the governor, the above agency may make ex-
 35 penditures of moneys credited to this fund from any individual federal
 36 grant which is more than \$750,000 in the aggregate or which requires the
 37 matching expenditure of moneys in the state treasury during the current
 38 or any ensuing fiscal year: *Provided further*, That, subject to the provisions
 39 of the other provisos prescribing guidelines for authority to make ex-
 40 penditures from the other federal grants fund, expenditures may be made
 41 from the other federal grants fund for capital improvements.

42 Suspense fund No limit
 43 Employee maintenance deduction clearing fund No limit

1 (c) There is appropriated for the above agency from the state water
 2 plan fund for the fiscal year ending June 30, 2004, for the water plan
 3 project or projects specified, the following:

4 Stream monitoring..... \$40,000

5 *Provided*, That any unencumbered balance in the stream monitoring ac-
 6 count in excess of \$100 as of June 30, 2003, is hereby reappropriated for
 7 fiscal year 2004.

8 (d) In addition to the other purposes for which expenditures may be
 9 made by the department of wildlife and parks from the moneys appro-
 10 priated in the parks fee fund for fiscal year 2004 as authorized by this or
 11 other appropriation act of the 2003 regular session of the legislature,
 12 expenditures may be made from the parks fee fund for fiscal year 2004
 13 for operating expenditures and capital improvement projects for the pur-
 14 poses of maintaining and repairing the Prairie Spirit rail trail in Allen,
 15 Anderson and Franklin counties, including, but not limited to, the ex-
 16 penses of operating of park equipment by employees of the department
 17 of wildlife and parks that are assigned to the state park system.

18 ***(e) During the fiscal year ending June 30, 2004, no expenditures***
 19 ***shall be made from any moneys appropriated for the department of***
 20 ***wildlife and parks from the state general fund or any special reve-***
 21 ***nue fund for fiscal year 2004 for construction of any new river***
 22 ***access project on the Kansas river ~~or Missouri river~~ unless (A) the***
 23 ***secretary of wildlife and parks has obtained the prior written per-***
 24 ***mission for the proposed river access project from each owner of***
 25 ***each parcel of real property on the river which is immediately ad-***
 26 ***jacent to the real property upon which the proposed river access***
 27 ***project is to be constructed, and (B) if a parcel of any of such im-***
 28 ***mediately adjacent real property is being leased, the secretary of***
 29 ***wildlife and parks also has obtained the prior written permission***
 30 ***for the proposed river access project from the lessor such parcel of***
 31 ***any of such immediately adjacent real property, except that in the***
 32 ***case of property within a municipality the secretary shall obtain***
 33 ***the written permission of the governing body and such property***
 34 ***shall not be subject to the written permission requirements pre-***
 35 ***scribed by clause (A) and clause (B) of this subsection (e).***

36 ***(f) During the fiscal year ending June 30, 2004, a governor's task***
 37 ***force to study the future of Cedar Bluff reservoir, which is hereby***
 38 ***requested to be created, shall present its findings and recommen-***
 39 ***dations to the legislature on or after January 12, 2004.***

40 Sec. 87.

41 DEPARTMENT OF TRANSPORTATION

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, 2004, 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 State highway fund	No limit
4 <i>Provided</i> , That no expenditures may be made from the state highway fund	
5 other than for the purposes specifically authorized by this or other ap-	
6 propriation act.	
7 Special city and county highway fund	No limit
8 County equalization and adjustment fund	\$2,500,000
9 Highway special permits fund	No limit
10 Highway bond debt service fund	No limit
11 Rail service improvement fund	No limit
12 Transportation revolving fund	No limit
13 Rail service assistance program loan guarantee fund	No limit
14 Railroad rehabilitation loan guarantee fund	No limit

15 *Provided*, That expenditures from the railroad rehabilitation loan guar-
 16 antee fund shall not exceed the amount which the secretary of transpor-
 17 tation is obligated to pay during the fiscal year ending June 30, 2004, in
 18 satisfaction of liabilities arising from the unconditional guarantee of pay-
 19 ment which was entered into by the secretary of transportation in con-
 20 nection with the mid-states port authority federally taxable revenue re-
 21 funding bonds, series 1994, dated May 1, 1994, authorized by K.S.A.
 22 12-3420 and amendments thereto and guaranteed pursuant to K.S.A. 75-
 23 5031 and amendments thereto.

24 Interagency motor vehicle fuel sales fund

25 <i>Provided</i> , That expenditures may be made from the interagency motor	No limit
-------------------------------------------------------------------------------	----------

26 vehicle fuel sales fund to provide and sell motor vehicle fuel to the Kansas
 27 highway patrol: *Provided further*, That the secretary of transportation is
 28 hereby authorized to fix, charge and collect fees for motor vehicle fuel
 29 sold to the Kansas highway patrol: *And provided further*, That such fees
 30 shall be fixed in order to recover all or part of the expenses incurred in
 31 providing motor vehicle fuel to the Kansas highway patrol: *And provided*
 32 *further*, That all fees received for such sales of motor vehicle fuel shall
 33 be credited to this fund.

34 Coordinated public transportation assistance fund	No limit
35 Public use general aviation airport development fund	No limit
36 Highway bond proceeds fund	No limit

37 (b) Expenditures may be made by the above agency for the fiscal year
 38 ending June 30, 2004, from the state highway fund for the following
 39 specified purposes: *Provided*, That expenditures from the state highway
 40 fund for fiscal year 2004 other than refunds authorized by law for the
 41 following specified purposes shall not exceed the limitations prescribed
 42 therefor as follows:

43 Agency operations	\$238,766,367
----------------------------	---------------

1 *Provided*, That expenditures from the agency operations account of the
 2 state highway fund for official hospitality by the secretary of transporta-
 3 tion shall not exceed \$1,000: *Provided, however*, That expenditures may
 4 be made from this account for state aircraft insurance: *Provided further*,
 5 That expenditures may be made from this account for engineering serv-
 6 ices furnished to counties for road and bridge projects under K.S.A. 68-
 7 402e and amendments thereto.

8 Conference fees No limit
 9 *Provided*, That the secretary of transportation is hereby authorized to fix,
 10 charge and collect conference, training and workshop attendance and
 11 registration fees for conferences, training seminars and workshops spon-
 12 sored or cosponsored by the department: *Provided further*, That such
 13 fees shall be deposited in the state treasury and credited to the conference
 14 fees account of the state highway fund: *And provided further*, That ex-
 15 penditures may be made from this account to defray all or part of the
 16 costs of the conferences, training seminars and workshops.

17 Substantial maintenance No limit
 18 Claims No limit
 19 Payments for city connecting links \$3,360,000
 20 Federal local aid programs..... No limit
 21 Pre-1992 bond services fees No limit
 22 Construction, remodeling and special maintenance pro-
 23 jects for buildings \$4,999,283

24 *Provided*, That expenditures may be made from the construction, re-
 25 modeling and special maintenance projects for buildings account of the
 26 state highway fund of amounts in unexpended balances as of June 30,
 27 2003, in capital improvement project accounts of projects approved for
 28 prior fiscal years: *Provided further*, That expenditures from this account
 29 of amounts in such unexpended balances shall be in addition to any ex-
 30 penditure limitation imposed on this account for fiscal year 2004.

31 Other capital improvements..... No limit
 32 *Provided*, That the secretary of transportation is authorized to undertake
 33 a program to assist cities and counties with railroad crossings of roads not
 34 on the state highway system.

35 (c) On April 1, 2004, the director of accounts and reports shall transfer
 36 from the motor pool service fund of the department of administration to
 37 the state highway fund of the department of transportation an amount
 38 determined to be equal to the sum of the annual vehicle registration fees
 39 for each vehicle owned or leased by the state or any state agencies in
 40 accordance with K.S.A. 75-4611 and amendments thereto.

41 (d) During the fiscal year ending June 30, 2004, upon notification from
 42 the secretary of transportation that an amount is due and payable from
 43 the railroad rehabilitation loan guarantee fund, the director of accounts

1 and reports shall transfer from the state highway fund to the railroad
2 rehabilitation loan guarantee fund the amount certified by the secretary
3 as due and payable.

4 (e) Any transfer of money or payment for services during the fiscal year
5 ending June 30, 2004, from the state highway fund to other state agencies
6 shall be in addition to any expenditure limitation imposed on the state
7 highway fund for the fiscal year ending June 30, 2004.

8 (f) Any transfer of money during the fiscal year ending June 30, 2004,
9 from the state highway fund to the highway bonds debt service fund shall
10 be in addition to any expenditure limitation imposed on the state highway
11 fund for the fiscal year ending June 30, 2004.

12 (g) For the fiscal year ending June 30, 2004, the department of trans-
13 portation shall prepare and submit along with the documents required
14 under K.S.A. 75-3717, and amendments thereto, additional documents
15 that present the revenues, transfers, and expenditures that are considered
16 to be in support of the comprehensive transportation program authorized
17 by K.S.A.. 68-2314a *et seq.*, and amendments thereto: *Provided*, That
18 documents shall include both reportable as well as nonreportable and off-
19 budget items that reflect the revenues, transfers and expenditures asso-
20 ciated with the comprehensive transportation program.

21 (h) *Kansas savings incentive program.* (1) In addition to other expend-
22 itures authorized by law, expenditures may be made from the agency
23 operations account of the state highway fund appropriated by this act for
24 the fiscal year ending June 30, 2004, by the department of transportation
25 for the following purposes: (A) Salary bonus payments and the cost of
26 non-monetary awards in accordance with the provisions of K.S.A. 2002
27 Supp. 75-37,105 and amendments thereto, (B) purchase or other acqui-
28 sition of technology equipment which was included in the budget esti-
29 mates for fiscal year 2004 submitted by the state agency pursuant to
30 K.S.A. 75-3717 and amendments thereto, and (C) professional develop-
31 ment training including official hospitality: *Provided*, That all such ex-
32 penditures from such fund for fiscal year 2004 shall be in addition to any
33 expenditure limitation imposed on the agency operations account of the
34 state highway fund for fiscal year 2004: *Provided, however*, That the total
35 amount of such expenditures from the agency operations account of the
36 state highway fund for fiscal year 2004 shall not exceed the amount equal
37 to 50% of the unexpended portion of the amount authorized to be ex-
38 pended from the agency operations account of the state highway fund for
39 fiscal year 2003 for agency operations, as determined by the director of
40 accounts and reports: *Provided further*, That the total cost of all such
41 non-monetary awards to any individual employee during fiscal year 2004
42 under this subsection shall not exceed \$3,500: *And provided further*, That
43 the total amount of any salary bonus payments to any individual employee

1 during fiscal year 2004 pursuant to subsection (g)(1)(A) of K.S.A. 2002
 2 Supp. 75-37,105 and amendments thereto shall not exceed \$3,500; *And*
 3 *provided further*, That the provisions of this subsection (h)(1) shall apply
 4 only to: (A) That portion of the moneys in the agency operations account
 5 of the state highway fund from which expenditures may be made for
 6 agency operations, and (B) shall not include that portion of moneys which
 7 may be expended for other operating expenses in the regular maintenance
 8 subprogram.

9 (2) Any unencumbered balance in excess of \$100 as of June 30, 2003,
 10 in any account of any special revenue fund of the department of trans-
 11 portation, which was appropriated by subsection (h)(2) of section 130 of
 12 chapter 204 of the 2002 Session Laws of Kansas and which is not other-
 13 wise specifically appropriated or limited by this or other appropriation act
 14 of the 2003 regular session of the legislature, is hereby appropriated for
 15 the fiscal year ending June 30, 2004, for the purposes authorized in sub-
 16 section (h)(1) of this section. All expenditures from any such account of
 17 any such special revenue fund shall be in addition to any expenditure
 18 limitation imposed on such special revenue fund for the fiscal year ending
 19 June 30, 2004.

20 (3) No salary bonus payment paid pursuant to this section during fiscal
 21 year 2004 shall be compensation, within the meaning of K.S.A. 74-4901
 22 *et seq.*, and amendments thereto, for any purpose under the Kansas public
 23 employees retirement system and shall not be subject to deductions for
 24 employee contributions thereunder. Each salary bonus payment paid un-
 25 der this section shall be a bonus, as defined by 29 C.F.R. 778, and shall
 26 be in addition to the regular earnings which that employee may be enti-
 27 tled or for which the employee may become eligible.

28 **Sec. 88.**

29 **OMBUDSMAN OF CORRECTIONS**

30 *(a) There is appropriated for the above agency from the following*
 31 *special revenue fund or funds for the fiscal year ending June 30,*
 32 *2004, all moneys now or hereafter lawfully credited to and availa-*
 33 *ble in such fund or funds, except that expenditures other than re-*
 34 *funds authorized by law shall not exceed the following:*

35 *Ombudsman of corrections fund..... \$184,745*
 36 *Provided, That expenditures may be made from the ombudsman of*
 37 *corrections fund for the operating expenditures of the ombudsman*
 38 *of corrections: Provided further, That the ombudsman of corrections*
 39 *is hereby authorized and directed to fix, charge and collect fees for*
 40 *services provided by the ombudsman of corrections to any offender*
 41 *under the jurisdiction of the department of corrections which are*
 42 *not specifically authorized by any other statute: And provided fur-*
 43 *ther, That such fees shall not exceed \$2 for each request by an of-*

1 *fender for assistance from the ombudsman of corrections: And pro-*
2 *vided further, That all fees received for such services shall be*
3 *credited to this fund.*

4 *(b) On July 1, 2003, the director of accounts and reports shall*
5 *transfer \$183,000 from the state general fund to the ombudsman of*
6 *corrections fund.*

7 *Sec. 89.*

8 **KANSAS, INC.**

9 *(a) There is appropriated for the above agency from the state*
10 *economic development initiatives fund for the fiscal year ending*
11 *June 30, 2004, the following:*

12 *Operations (including official hospitality..... \$200,000*

13 *(b) There is appropriated for the above agency from the following*
14 *special revenue fund or funds for the fiscal year ending June 30,*
15 *2004, all moneys now or hereafter lawfully credited to and availa-*
16 *ble in such fund or funds, except that expenditures other than re-*
17 *funds authorized by law shall not exceed the following:*

18 *Kansas, Inc., matching fund No limit*

19 *Conversion of materials and equipment fund No limit*

20 *(c) The director of accounts and reports shall not make the trans-*
21 *fer of any unencumbered balance from the operations (including*
22 *official hospitality) account of Kansas, Inc., in the state economic*
23 *development initiatives fund to the state general fund which was*
24 *directed to be made on June 30, 2003, by section 16 of chapter 205*
25 *of the 2002 Session Laws of Kansas: Provided, That any unencum-*
26 *bered balance in excess of \$100 as of June 30, 2003, in operations*
27 *(including official hospitality) account of Kansas, Inc., in the state*
28 *economic development initiatives fund is hereby reappropriated for*
29 *fiscal year 2004: Provided further, That such reappropriation shall*
30 *include unexpended released encumbrances from prior fiscal years.*

31 *Sec. 89. 90. Position limitations. (a) The number of full-time and reg-*
32 *ular part-time positions equated to full-time, excluding seasonal and tem-*
33 *porary positions, paid from appropriations for the fiscal year ending June*
34 *30, 2004, made in this or other appropriation act of the 2003 regular*
35 *session of the legislature for the following agencies shall not exceed the*
36 *following, except upon approval of the state finance council or pursuant*
37 *to subsection (b):*

38	Attorney General.....	95.0
39	Secretary of State	56.0
40	State Treasurer	55.5
41	Insurance Department.....	157.0

42 *Provided, That any attorney positions established in the insurance de-*
43 *partment for the purpose of defense of the workers compensation fund*

1	shall be in addition to any limitation imposed on the full-time and regular	
2	part-time equivalent number of positions, excluding seasonal and tem-	
3	porary positions, paid from appropriations made for fiscal year 2004 for	
4	the department of insurance.	
5	Health Care Stabilization Fund Board of Governors.....	16.0
6	Judicial Council.....	4.0
7	Kansas Human Rights Commission.....	36.0
8	State Corporation Commission.....	212.0
9	Citizens' Utility Ratepayer Board.....	5.0
10	Department of Administration.....	887.2
11	State Board of Tax Appeals.....	26.0
12	Department of Revenue.....	1,158.0 1,196.0
13	Kansas Lottery.....	87.0
14	Kansas Racing and Gaming Commission — state racing	
15	operations.....	43.0
16	Kansas Racing and Gaming Commission — state gaming	
17	agency.....	24.0
18	Department of Commerce and Housing.....	147.5 146.5
19	Kansas, Inc.	4.0
20	Department of Human Resources.....	940.4
21	Kansas Commission on Veterans Affairs.....	558.8
22	Department of Health and Environment.....	876.5 878.5
23	Department on Aging.....	233.0
24	Department of Social and Rehabilitation Services.....	3,981.5
25	Kansas Neurological Institute.....	530.0
26	Larned State Hospital.....	663.0
27	Osawatomie State Hospital.....	436.3
28	Parsons State Hospital and Training Center.....	424.2
29	Rainbow Mental Health Facility.....	112.3
30	Kansas Guardianship Program.....	12.0
31	State Library.....	27.0
32	Kansas Arts Commission.....	8.0
33	Kansas State School for the Blind.....	93.5
34	Kansas State School for the Deaf.....	173.5
35	State Historical Society.....	136.5
36	State Board of Regents.....	54.0
37	Department of Corrections.....	3,132.5
38	Juvenile Justice Authority.....	803.0
39	Adjutant General.....	215.0
40	State Fire Marshal.....	46.0 47.0
41	Kansas Parole Board.....	3.0
42	Kansas Highway Patrol.....	861.8 823.8
43	Attorney General — Kansas Bureau of Investigation.....	200.0

1	Emergency Medical Services Board	13.0
2	Kansas Sentencing Commission.....	9.0 7.0
3	Ombudsman of Corrections	3.5
4	Kansas Department of Agriculture.....	300.5
5	Kansas Animal Health Department.....	31.0
6	State Fair Board.....	23.0
7	State Conservation Commission.....	15.5
8	Kansas Water Office	22.5
9	Department of Wildlife and Parks	406.5
10	Department of Transportation.....	3,247.5

11 (b) During the fiscal year ending June 30, 2004, the secretary of social
 12 and rehabilitation services may increase the position limitation for the
 13 department of social and rehabilitation services or for any institution or
 14 facility under the general supervision and management of the secretary
 15 of social and rehabilitation services by making a corresponding decrease
 16 in the position limitation for either the department of social and rehabil-
 17 itation services or any institution or facility under the general supervision
 18 and management of the secretary of social and rehabilitation services.
 19 The secretary of social and rehabilitation services shall certify each such
 20 increase and corresponding decrease to the director of personnel services
 21 of the department of administration and shall transmit a copy of each
 22 such certification to the legislative research department and the division
 23 of the budget.

24 (c) During the fiscal year ending June 30, 2004, any full-time and reg-
 25 ular part-time positions of the Kansas highway patrol that are for capitol
 26 area police officers and capitol area security guards, that are assigned to
 27 security for state-owned and controlled properties located in Shawnee
 28 county under contracts with other state agencies shall be in addition to
 29 any limitation on the number of full- time and regular part-time positions
 30 equated to full-time, excluding seasonal and temporary positions, paid
 31 from appropriations for the Kansas highway patrol for fiscal year 2004,
 32 made in this or other appropriation act of the 2003 regular session of the
 33 legislature: *Provided*, That the Kansas highway patrol shall prepare and
 34 submit a report on all such positions assigned to provide security under
 35 such contracts to the legislative budget committee prior to the 2004 reg-
 36 ular session of the legislature.

37 (d) During the fiscal year ending June 30, 2004, the secretary of social
 38 and rehabilitation services may authorize the total number of full-time
 39 and regular part-time positions equated to full- time, excluding seasonal
 40 and temporary positions, for the department of social and rehabilitation
 41 services that are paid from appropriations for department of social and
 42 rehabilitation services for fiscal year 2004 made in this or other appro-
 43 priation act of the 2003 regular session of the legislature, to temporarily

1 exceed the limitation on the number of full-time and regular part-time
2 positions equated to full-time, excluding seasonal and temporary posi-
3 tions, established for fiscal year 2004 for the department of social and
4 rehabilitation services so long as the total number of full-time and regular
5 part-time positions equated to full-time, excluding seasonal and tempo-
6 rary positions, for the department of social and rehabilitation services does
7 not exceed such limitation as of June 30, 2004. The secretary of social
8 and rehabilitation services shall certify each such authorization to the
9 director of personnel services of the department of administration and
10 shall transmit a copy of each such certification to the legislative research
11 department and the division of the budget.

12 (e) During the fiscal year ending June 30, 2004, the attorney general
13 may authorize full-time non-FTE unclassified permanent positions and
14 regular part-time non-FTE unclassified permanent positions, for the Kan-
15 sas bureau of investigation that are paid from appropriations for the at-
16 torney general — Kansas bureau of investigation for fiscal year 2004 made
17 in this or other appropriation act of the 2003 regular session of the leg-
18 islation, which shall be in addition to the number of full-time and regular
19 part-time positions equated to full-time, excluding seasonal and tempo-
20 rary positions, authorized for fiscal year 2004 for the attorney general —
21 Kansas bureau of investigation. The attorney general shall certify each
22 such authorization for non-FTE unclassified permanent positions for the
23 Kansas bureau of investigation to the director of personnel services of the
24 department of administration and shall transmit a copy of each such cer-
25 tification to the legislative research department and the division of the
26 budget.

27 Sec. 89. *Kansas savings incentive program.* (a) In addition to other
28 expenditures authorized by law, expenditures may be made from any
29 account of the state general fund reappropriated by this act for the fiscal
30 year ending June 30, 2004, for any state agency named in this act for the
31 following purposes: (1) Salary bonus payments and the cost of non-mon-
32 etary awards in accordance with the provisions of K.S.A. 2002 Supp. 75-
33 37,105 and amendments thereto, (2) purchase or other acquisition of
34 technology equipment which was included in the budget estimates for
35 fiscal year 2004 submitted by the state agency pursuant to K.S.A. 75-3717
36 and amendments thereto, and (3) professional development training in-
37 cluding official hospitality: *Provided, however,* That the total of all such
38 expenditures from such account of the state general fund for fiscal year
39 2004 shall not exceed the amount equal to 50% of the amount of the
40 unencumbered balance as of June 30, 2003, in such account of the state
41 general fund that is reappropriated for fiscal year 2004 and that is in
42 excess of the amount authorized to be expended for fiscal year 2004 from
43 such reappropriated balance, as determined by the director of accounts

1 and reports: *Provided further*, That the total cost of all such non-monetary
2 awards to any individual employee during fiscal year 2004 that are paid
3 under this subsection plus any amount paid for such awards under sub-
4 section (b) shall not exceed \$3,500: *And provided further*, That the total
5 amount of any salary bonus payments to any individual employee pursuant
6 to subsection (g)(1)(A) of K.S.A. 2002 Supp. 75-37,105 and amendments
7 thereto during fiscal year 2004 that are paid under subsection (b) or this
8 subsection shall not exceed \$3,500: *And provided further*, That the pro-
9 visions of this subsection shall apply only to that portion of any such
10 account from which expenditures may be made for state operations: *And*
11 *provided further*, That all such expenditures from the reappropriated bal-
12 ance in any such account for the fiscal year 2004 shall be in addition to
13 any expenditure limitation imposed on expenditures from the reappro-
14 priated balance in any such account for fiscal year 2004.

15 (b) In addition to other expenditures authorized by law, expenditures
16 may be made from any special revenue fund appropriated by this act for
17 the fiscal year ending June 30, 2004, for a state agency named in this act
18 for the following purposes: (1) Salary bonus payments and the cost of
19 non- monetary awards in accordance with the provisions of K.S.A. 2002
20 Supp. 75-37,105 and amendments thereto, (2) purchase or other acqui-
21 sition of technology equipment which was included in the budget esti-
22 mates for fiscal year 2004 submitted by the state agency pursuant to
23 K.S.A. 75-3717 and amendments thereto, and (3) professional develop-
24 ment training including official hospitality: *Provided*, That all such ex-
25 penditures from such fund for fiscal year 2004 shall be in addition to any
26 expenditure limitation imposed on such fund or any account thereof for
27 fiscal year 2004: *Provided, however*, That the total amount of such ex-
28 penditures from such fund for fiscal year 2004 shall not exceed the
29 amount equal to 50% of the unexpended portion of the amount author-
30 ized to be expended from such fund for fiscal year 2003 for state opera-
31 tions, as determined by the director of accounts and reports, or, in the
32 case of no limit appropriations, as determined by the director of the
33 budget: *Provided further*, That the total cost of all such non-monetary
34 awards to any individual employee during fiscal year 2004 that are paid
35 under this subsection plus any amount paid for such awards under sub-
36 section (a) shall not exceed \$3,500: *And provided further*, That the total
37 amount of any such salary bonus payments to any individual employee
38 pursuant to subsection (g)(1)(A) of K.S.A. 75-37,105 and amendments
39 thereto during fiscal year 2004 that are paid under subsection (a) or this
40 subsection shall not exceed \$3,500: *And provided further*, That the pro-
41 visions of this subsection shall apply only to: (1) That portion of the mon-
42 eys in each account of a special revenue fund from which portion ex-
43 penditures may be made for state operations, and (2) that portion of the

1 moneys in a special revenue fund, that does not have any such accounts
2 specified in this or other appropriation act, from which portion expend-
3 itures may be made for state operations.

4 (c) (1) Any unencumbered balance in excess of \$100 as of June 30,
5 2003, in any account of the state general fund of any state agency named
6 in this act, which was reappropriated by subsection (c)(1) of section 132
7 of chapter 204 of the 2002 Session Laws of Kansas and which is not
8 otherwise specifically appropriated or limited by this or other appropri-
9 ation act of the 2003 regular session of the legislature, is hereby reappro-
10 priated for the fiscal year ending June 30, 2004, and may be expended
11 for the purposes authorized in subsections (a) and (b).

12 (2) Any unencumbered balance in excess of \$100 as of June 30, 2003,
13 in any account of any special revenue fund of any state agency named in
14 this act, which was appropriated by subsection (c)(2) of section 132 of
15 chapter 204 of the 2002 Session Laws of Kansas and which is not other-
16 wise specifically appropriated or limited by this or other appropriation act
17 of the 2003 regular session of the legislature, is hereby appropriated for
18 the fiscal year ending June 30, 2004, and may be expended for the pur-
19 poses authorized or specified in subsections (a) and (b). All expenditures
20 from any such account of any such special revenue fund shall be in ad-
21 dition to any expenditure limitation imposed on such special revenue fund
22 for fiscal year 2004.

23 (d) No salary bonus payment paid pursuant to this section during fiscal
24 year 2004 shall be compensation, within the meaning of K.S.A. 74-4901
25 *et seq.*, and amendments thereto, for any purpose under the Kansas public
26 employees retirement system and shall not be subject to deductions for
27 employee contributions thereunder. Each salary bonus payment paid un-
28 der this section shall be a bonus, as defined by 29 C.F.R. 778, and shall
29 be in addition to the regular earnings which that employee may be enti-
30 tled or for which the employee may become eligible.

31 (e) The provisions of this section shall not apply to any state agency
32 named in section 22 of this act or to the department of transportation.

33 ~~Sec. 90. (a) In addition to the other purposes for which expenditures
34 may be made by the governor's department from the governor's depart-
35 ment account of the state general fund for the fiscal year ending June 30,
36 2004, expenditures shall be made by the governor's department from the
37 governor's department account of the state general fund for fiscal year
38 2004 for an additional amount of biweekly compensation for the governor
39 equal to the amount required to provide, along with the amount of bi-
40 weekly compensation otherwise payable, an aggregate amount of com-
41 pensation of \$3,781.96 per biweekly pay period for each biweekly pay
42 period commencing on or after June 8, 2003, which is chargeable to fiscal
43 year 2004. *Provided*, That all expenditures for such purpose shall be made~~

1 in the same manner and at the same times that biweekly compensation
2 is payable to the governor for the biweekly pay periods which commence
3 on or after June 8, 2003, and which are chargeable to fiscal year 2004.

4 —(b) In addition to the other purposes for which expenditures may be
5 made by the lieutenant governor from the operations account of the state
6 general fund for the fiscal year ending June 30, 2004, expenditures shall
7 be made by the lieutenant governor from the operations account of the
8 state general fund for fiscal year 2004 for an additional amount of bi-
9 weekly compensation for the lieutenant governor equal to the amount
10 required to provide, along with the amount of biweekly compensation
11 otherwise payable, an aggregate amount of compensation of \$1,069.72
12 per biweekly pay period for each biweekly pay period commencing on or
13 after June 8, 2003, which is chargeable to fiscal year 2004. *Provided*, That
14 all expenditures for such purpose shall be made in the same manner and
15 at the same times that biweekly compensation is payable to the lieutenant
16 governor for the biweekly pay periods which commence on or after June
17 8, 2003, and which are chargeable to fiscal year 2004.

18 —(c) In addition to the other purposes for which expenditures may be
19 made by the secretary of state from the operating expenditures account
20 of the state general fund for the fiscal year ending June 30, 2004, ex-
21 penditures shall be made by the secretary of state from the operating
22 expenditures account of the state general fund for fiscal year 2004 for an
23 additional amount of biweekly compensation for the secretary of state
24 equal to the amount required to provide, along with the amount of bi-
25 weekly compensation otherwise payable, an aggregate amount of com-
26 pensation of \$2,938.02 per biweekly pay period for each biweekly pay
27 period commencing on or after June 8, 2003, which is chargeable to fiscal
28 year 2004. *Provided*, That all expenditures for such purpose shall be made
29 in the same manner and at the same times that biweekly compensation
30 is payable to the secretary of state for the biweekly pay periods which
31 commence on or after June 8, 2003, and which are chargeable to fiscal
32 year 2004.

33 —(d) In addition to the other purposes for which expenditures may be
34 made by the attorney general from the operating expenditures account
35 of the state general fund for the fiscal year ending June 30, 2004, ex-
36 penditures shall be made by the attorney general from the operating
37 expenditures account of the state general fund for fiscal year 2004 for an
38 additional amount of biweekly compensation for the attorney general
39 equal to the amount required to provide, along with the amount of bi-
40 weekly compensation otherwise payable, an aggregate amount of com-
41 pensation of \$3,378.64 per biweekly pay period for each biweekly pay
42 period commencing on or after June 8, 2003, which is chargeable to fiscal
43 year 2004. *Provided*, That all expenditures for such purpose shall be made

1 in the same manner and at the same times that biweekly compensation
2 is payable to the attorney general for the biweekly pay periods which
3 commence on or after June 8, 2003, and which are chargeable to fiscal
4 year 2004.

5 —(c) In addition to the other purposes for which expenditures may be
6 made by the state treasurer from the operating expenditures account of
7 the state general fund and one or more special revenue funds appropri-
8 ated for the fiscal year ending June 30, 2004, expenditures shall be made
9 by the state treasurer from the operating expenditures account of the
10 state general fund for fiscal year 2004 for an additional amount of bi-
11 weekly compensation for the state treasurer equal to the amount required
12 to provide, along with the amount of biweekly compensation otherwise
13 payable, an aggregate amount of compensation of \$2,938.02 per biweekly
14 pay period for each biweekly pay period commencing on or after June 8,
15 2003, which is chargeable to fiscal year 2004. *Provided*, That all expend-
16 itures for such purpose shall be made in the same manner and at the
17 same times that biweekly compensation is payable to the state treasurer
18 for the biweekly pay periods which commence on or after June 8, 2003,
19 and which are chargeable to fiscal year 2004.

20 —(f) In addition to the other purposes for which expenditures may be
21 made by the insurance department from the insurance department serv-
22 ice regulation fund for the fiscal year ending June 30, 2004, expenditures
23 shall be made by the insurance department from the insurance depart-
24 ment service regulation fund for fiscal year 2004 for an additional amount
25 of biweekly compensation for the commissioner of insurance equal to the
26 amount required to provide, along with the amount of biweekly compen-
27 sation otherwise payable, an aggregate amount of compensation of
28 \$2,938.02 per biweekly pay period for each biweekly pay period com-
29 mencing on or after June 8, 2003, which is chargeable to fiscal year 2004.
30 *Provided*, That all expenditures for such purpose shall be made in the
31 same manner and at the same times that biweekly compensation is pay-
32 able to the commissioner of insurance for the biweekly pay periods which
33 commence on or after June 8, 2003, and which are chargeable to fiscal
34 year 2004.

35 —(g) (1) In addition to the other purposes for which expenditures may
36 be made by each state agency from appropriations made for the fiscal
37 year ending June 30, 2004, expenditures shall be made by each state
38 agency from the appropriations made for fiscal year 2004 for an additional
39 amount of per diem compensation equal to the amount required to pro-
40 vide, along with the amount of per diem compensation otherwise payable,
41 an aggregate amount of compensation of \$78.75 per calendar day for each
42 member of a board for any calendar day occurring on or after June 8,
43 2003, for which per diem compensation is payable to such member of a

1 board under K.S.A. 75-3212 or 75-3223 and amendments thereto at the
2 rate prescribed by subsection (a) of K.S.A. 46-137a and amendments
3 thereto and is chargeable to fiscal year 2004. *Provided*, That all expend-
4 itures for such purpose shall be made in the same manner and at the
5 same times that per diem compensation is payable to such member of a
6 board for the biweekly pay periods for which such per diem compensation
7 for calendar days occurring on or after June 8, 2003, is payable and which
8 are chargeable to fiscal year 2004.

9 —(2) As used in this subsection (g), (A) “state agency” means any state
10 agency of the executive branch of state government (i) which has appro-
11 priations made for the fiscal year ending June 30, 2004, by this act or any
12 other appropriation act of the 2003 regular session of the legislature, and
13 (ii) which is, or which makes expenditures for, any board; and

14 —(B) “board” means any board, commission, committee, task force,
15 panel or other body in the executive branch of state government, includ-
16 ing any advisory body, having one or more members who are entitled to
17 receive per diem compensation for attendance at meetings of such body,
18 or attendance at meetings authorized by such body of a subcommittee or
19 other subsidiary group of such body, as provided in K.S.A. 75-3212 or
20 75-3223 and amendments thereto at the rate prescribed by subsection (a)
21 of K.S.A. 46-137a and amendments thereto.

22 —(h) In addition to the other purposes for which expenditures may be
23 made by the Kansas turnpike authority for the period commencing June
24 8, 2003, and ending June 30, 2004, expenditures shall be made by the
25 Kansas turnpike authority for such period for an additional amount of per
26 diem compensation equal to the amount required to provide, along with
27 the amount of per diem compensation otherwise payable, an aggregate
28 amount of compensation of \$78.75 per calendar day for each member of
29 the Kansas turnpike authority for any calendar day occurring on or after
30 June 8, 2003, for which per diem compensation is payable to such mem-
31 ber of the Kansas turnpike authority under K.S.A. 68-2004 and amend-
32 ments thereto who is entitled, in accordance with K.S.A. 75-3223 and
33 amendments thereto, to receive such per diem compensation as provided
34 in K.S.A. 75-3212 and amendments thereto at the rate prescribed by
35 subsection (a) of K.S.A. 46-137a and amendments thereto and is charge-
36 able to fiscal year 2004. *Provided*, That all expenditures for such purpose
37 shall be made in the same manner and at the same times that per diem
38 compensation is payable to such member of the Kansas turnpike authority
39 for the appropriate pay periods for which such per diem compensation
40 for calendar days occurring on or after June 8, 2003, and prior to July 1,
41 2004, is payable by the Kansas turnpike authority.

42 —(i) In addition to the other purposes for which expenditures may be
43 made by the legislature from the operations (including official hospitality)

1 account of the state general fund for the fiscal year ending June 30, 2004,
2 expenditures shall be made by the legislature from the operations (in-
3 cluding official hospitality) account of the state general fund for fiscal year
4 2004 (1) for an additional amount of per diem compensation equal to the
5 amount required to provide, along with the amount of per diem com-
6 pensation otherwise payable, an aggregate amount of compensation of
7 \$78.75 per calendar day for each member of the legislature for service at
8 the regular session or any special session of the legislature for any calendar
9 day occurring on or after June 8, 2003, which is chargeable to fiscal year
10 2004; and (2) for an additional amount of per diem compensation equal
11 to the amount required to provide, along with the amount of per diem
12 compensation otherwise payable, an aggregate amount of compensation
13 of \$78.75 per calendar day for each member of the legislature and for
14 any other public officer or person for any calendar day occurring on or
15 after June 8, 2003, for which per diem compensation is payable from
16 appropriations for the legislature to such member of the legislature, pub-
17 lic officer or person under K.S.A. 75-3212 or 75-3223 and amendments
18 thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and
19 amendments thereto and is chargeable to fiscal year 2004. *Provided*, That
20 all expenditures for such purpose shall be made in the same manner and
21 at the same times that per diem compensation is payable to such members
22 of the legislature, public officials and persons for the biweekly pay periods
23 for which such per diem compensation for calendar days occurring on or
24 after June 8, 2003, is payable and which are chargeable to fiscal year 2004.
25 — (j) In addition to the other purposes for which expenditures may be
26 made by the legislature from the operations (including official hospitality)
27 account of the state general fund for the fiscal year ending June 30, 2004,
28 expenditures shall be made by the legislature from the operations (in-
29 cluding official hospitality) account of the state general fund for fiscal year
30 2004 for an additional amount of biweekly compensation for the following
31 legislative officers equal to the amount required to provide, along with
32 the amount of biweekly compensation otherwise payable, an aggregate
33 amount of compensation per biweekly pay period for such legislative of-
34 ficers as follows: (1) For the president of the senate and the speaker of
35 the house of representatives an amount equal to the amount required to
36 provide an aggregate amount of \$479.60 per biweekly pay period for
37 services performed in connection with discharging the duties assigned to
38 the respective positions for each biweekly pay period commencing on or
39 after June 8, 2003, which is chargeable to fiscal year 2004; (2) for the
40 speaker pro tem of the house of representatives, the vice president of the
41 senate, the assistant majority leaders of the senate and house of repre-
42 sentatives, and the assistant minority leaders of the senate and house of
43 representatives an amount equal to the amount required to provide an

1 aggregate amount of \$244.70 per biweekly pay period for services per-
2 formed in connection with discharging the duties assigned to the respec-
3 tive positions for each biweekly pay period commencing on or after June
4 8, 2003, which is chargeable to fiscal year 2004; (3) for the chairperson
5 of the senate committee on ways and means and the chairperson of the
6 house of representatives committee on appropriations an amount equal
7 to the amount required to provide an aggregate amount of \$385.60 per
8 biweekly pay period for services performed in connection with discharg-
9 ing the duties assigned to the respective positions for each biweekly pay
10 period commencing on or after June 8, 2003, which is chargeable to fiscal
11 year 2004; (4) for the majority leaders of the senate and house of repre-
12 sentatives an amount equal to the amount required to provide an aggre-
13 gate amount of \$432.68 per biweekly pay period for services performed
14 in connection with discharging the duties assigned to the respective po-
15 sitions for each biweekly pay period commencing on or after June 8, 2003,
16 which is chargeable to fiscal year 2004; and (5) for the minority leaders
17 of the senate and house of representatives an amount equal to the amount
18 required to provide an aggregate amount of \$432.68 per biweekly pay
19 period for services performed in connection with discharging the duties
20 assigned to the respective positions for each biweekly pay period com-
21 mencing on or after June 8, 2003, which is chargeable to fiscal year 2004.
22 *Provided*, That all expenditures under this subsection (j) for such pur-
23 poses shall be made in the same manner and at the same times that
24 biweekly compensation is payable to such legislative officers under K.S.A.
25 46-137b and amendments thereto for the biweekly pay periods which
26 commence on or after June 8, 2003, and which are chargeable to fiscal
27 year 2004.

28 —(k) In addition to the other purposes for which expenditures may be
29 made by the legislative coordinating council from the legislative coordi-
30 nating council—operations account of the state general fund for the
31 fiscal year ending June 30, 2004, expenditures shall be made by the leg-
32 islative coordinating council from the legislative coordinating council—
33 operations account of the state general fund for fiscal year 2004 for an
34 additional amount of per diem compensation equal to the amount re-
35 quired to provide, along with the amount of per diem compensation oth-
36 erwise payable, an aggregate amount of compensation of \$78.75 per cal-
37 endar day for each member of the legislative coordinating council for any
38 calendar day occurring on or after June 8, 2003, for which per diem
39 compensation is payable from appropriations for the legislative coordi-
40 nating council under K.S.A. 46-1209 and amendments thereto to such
41 member as provided in K.S.A. 75-3212 and amendments thereto at the
42 rate prescribed by subsection (a) of K.S.A. 46-137a and amendments
43 thereto, and which is chargeable to fiscal year 2004. *Provided*, That all

1 expenditures under this subsection (k) for such purposes shall be made
2 in the same manner and at the same times that per diem compensation
3 is payable to such members of the legislative coordinating council for the
4 biweekly pay periods for which such per diem compensation is payable
5 for calendar days occurring on or after June 8, 2003, and which are
6 chargeable to fiscal year 2004.

7 —(l) In addition to the other purposes for which expenditures may be
8 made by the division of post audit from the operations (including legis-
9 lative post audit committee) account of the state general fund for the
10 fiscal year ending June 30, 2004, expenditures shall be made by the di-
11 vision of post audit from the operations (including legislative post audit
12 committee) account of the state general fund for fiscal year 2004: (1) for
13 an additional amount of per diem compensation equal to the amount
14 required to provide, along with the amount of per diem compensation
15 otherwise payable, an aggregate amount of compensation of \$78.75 per
16 calendar day for each member of the legislative post audit committee for
17 any calendar day occurring on or after June 8, 2003, for which per diem
18 compensation is payable from appropriations for the division of post audit
19 under K.S.A. 46-1104 and amendments thereto to such member as pro-
20 vided in K.S.A. 75-3212 and amendments thereto at the rate prescribed
21 by subsection (a) of K.S.A. 46-137a and amendments thereto, and which
22 is chargeable to fiscal year 2004; and (2) for an additional amount of per
23 diem compensation equal to the amount required to provide, along with
24 the amount of per diem compensation otherwise payable, an aggregate
25 amount of compensation of \$78.75 per calendar day for each member of
26 the contract audit committee for any calendar day occurring on or after
27 June 8, 2003, for which per diem compensation is payable from appro-
28 priations for the division of post audit under K.S.A. 46-1120 and amend-
29 ments thereto to such member as provided in K.S.A. 75-3223 and amend-
30 ments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a
31 and amendments thereto, and which is chargeable to fiscal year 2004.
32 *Provided*, That all expenditures under this subsection (l) for such pur-
33 poses shall be made in the same manner and at the same times that per
34 diem compensation is payable to such members of the legislative post
35 audit committee or contract audit committee for the biweekly pay periods
36 for which such per diem compensation is payable for calendar days oc-
37 ccurring on or after June 8, 2003, and which are chargeable to fiscal year
38 2004.

39 —(m) In addition to the other purposes for which expenditures may be
40 made by the judicial branch from the judiciary operations account of the
41 state general fund for the fiscal year ending June 30, 2004, expenditures
42 shall be made by the judicial branch from the judiciary operations account
43 of the state general fund for fiscal year 2004: (1) for an additional amount

1 of per diem compensation equal to the amount required to provide, along
2 with the amount of per diem compensation otherwise payable, an aggregate
3 amount of compensation of \$79.75 per calendar day for each member
4 of the advisory council on dispute resolution for any calendar day
5 occurring on or after June 8, 2003, for which per diem compensation is
6 payable to such member of the advisory council on dispute resolution
7 under K.S.A. 5-505 and amendments thereto who is entitled, in accordance
8 with subsection (c) of K.S.A. 75-3223 and amendments thereto, to
9 receive such per diem compensation as provided in K.S.A. 75-3212 and
10 amendments thereto at the rate prescribed by subsection (a) of K.S.A.
11 46-137a and amendments thereto, and which is chargeable to fiscal year
12 2004; and (2) for an additional amount of per diem compensation equal
13 to the amount required to provide, along with the amount of per diem
14 compensation otherwise payable, an aggregate amount of compensation
15 of \$79.75 per calendar day for each retired justice or judge who performs
16 judicial service or duties under K.S.A. 20-2616 and amendments thereto
17 for each calendar day occurring on or after June 8, 2003, for which per
18 diem compensation is payable to such retired justice or judge under
19 K.S.A. 20-2616 and amendments thereto, and is chargeable to fiscal year
20 2004. *Provided*, That all expenditures under this subsection (m) for such
21 purposes shall be made in the same manner and at the same times that
22 per diem compensation is payable to such members of the advisory council
23 on dispute resolution or to such retired justices or judges for the bi-
24 weekly pay periods for which such per diem compensation for calendar
25 days occurring on or after June 8, 2003, is payable and which are charge-
26 able to fiscal year 2004.

27 — (n) In addition to the other purposes for which expenditures may be
28 made by the judicial council from the operating expenditures account of
29 the state general fund and one or more special revenue funds appropriated
30 for the fiscal year ending June 30, 2004, expenditures shall be made
31 by the judicial council from the operating expenditures account of the
32 state general fund for fiscal year 2004 for an additional amount of per
33 diem compensation equal to the amount required to provide, along with
34 the amount of per diem compensation otherwise payable, an aggregate
35 amount of compensation of \$79.75 per calendar day for each member of
36 the judicial council and for each regularly appointed member of a special
37 committee of the judicial council who is not a member of the judicial
38 council for any calendar day occurring on or after June 8, 2003, for which
39 per diem compensation is payable to such member of the judicial council
40 or a special committee thereof under K.S.A. 20-2206 and amendments
41 thereto at the rate of compensation in accordance with K.S.A. 75-3212
42 and amendments thereto at the rate prescribed by subsection (a) of K.S.A.
43 46-137a and amendments thereto, and is chargeable to fiscal year 2004.

1 ~~Provided, That all expenditures under this subsection (n) for such pur-~~
2 ~~poses shall be made in the same manner and at the same times that per~~
3 ~~diem compensation is payable to such members of the judicial council or~~
4 ~~special committees thereof for the biweekly pay periods for which such~~
5 ~~per diem compensation for calendar days occurring on or after June 8,~~
6 ~~2003, is payable and which are chargeable to fiscal year 2004.~~

7 ~~—(o) In accordance with appropriations for the fiscal year ending June~~
8 ~~30, 2004, made by this or other appropriation act of the 2003 regular~~
9 ~~session of the legislature:~~

10 ~~—(1) (A) The governor is hereby authorized to modify or authorize the~~
11 ~~modification of the salaries of state officers and employees who are in the~~
12 ~~unclassified service under the Kansas civil service act and whose salaries~~
13 ~~are subject to approval by the governor under K.S.A. 75-2935b or 75-~~
14 ~~2935c and amendments thereto to provide for base salary increases, to~~
15 ~~be effective on the first day of the first payroll period which is chargeable~~
16 ~~to the fiscal year ending on June 30, 2004, and to be distributed on a~~
17 ~~merit basis from a merit salary increase pool, the average of such increases~~
18 ~~shall not exceed 1.5% of the base salaries of such officers and employees.~~

19 ~~—(B) Each elected state official of the executive branch of state govern-~~
20 ~~ment, including the state board of education, and the Kansas technology~~
21 ~~enterprise corporation, the state board of regents and the board of trus-~~
22 ~~tees of the Kansas public employees retirement system, in each such~~
23 ~~official or board's discretion, are hereby authorized to modify or to au-~~
24 ~~thorize the modification of the salaries of the state officers and employees~~
25 ~~of such official or board, who are in the unclassified service under the~~
26 ~~Kansas civil service act and whose salaries are not subject to approval by~~
27 ~~the governor under K.S.A. 75-2935b and amendments thereto, to provide~~
28 ~~for base salary increases to be effective on the first day of the first payroll~~
29 ~~period which is chargeable to the fiscal year ending June 30, 2004, and~~
30 ~~to be distributed on a merit basis from a merit salary increase pool, the~~
31 ~~average of such increases shall not exceed 1.5% of the base salaries of~~
32 ~~such officers and employees of such official or board. The provisions of~~
33 ~~this subsection (o)(2)(B) shall not authorize or provide any salary increase~~
34 ~~for the governor, lieutenant governor, secretary of state, state treasurer,~~
35 ~~commissioner of insurance, attorney general, or to any member of any~~
36 ~~state board, commission, council or committee receiving per diem com-~~
37 ~~pen-sation as provided by statute.~~

38 ~~—(2) There is hereby appropriated from the state general fund for the~~
39 ~~fiscal year ending June 30, 2004, the sum of \$13,500,000 to be used for~~
40 ~~the purpose of paying the proportionate share of the cost to the state~~
41 ~~general fund of: (A) The salary increases which are provided for by mod-~~
42 ~~ification of the pay plan for state officers and employees in the classified~~
43 ~~service under the Kansas civil service act to provide for an increase of~~

1 1.5% in the pay rates of such pay plan for biweekly pay periods com-
2 mencing on or after June 8, 2003; and (B) the salary increases for state
3 officers and employees in the unclassified service under the Kansas civil
4 service act which are provided for in subsection (o)(1)(A) and subsection
5 (o)(1)(B).

6 —(3) To pay the proportionate share of the cost to the state general fund
7 of each state agency for the salary increases specified in subsection (o)(2),
8 including associated employer contributions, upon and pursuant to a cer-
9 tification by the director of the budget, the director of accounts and re-
10 ports is hereby authorized and directed to transfer amounts of moneys
11 from the appropriation under subsection (o)(2) to the proper accounts
12 created by state general fund appropriations for the fiscal year ending
13 June 30, 2004, in accordance with the certification by the director of the
14 budget. *Provided*, That, at the same time that the certification is made
15 by the director of the budget to the director of accounts and reports under
16 this subsection (o)(3), the director of the budget shall deliver a copy of
17 such certification to the director of the legislative research department.

18 —(4) Upon and in accordance with a certification by the director of the
19 budget, the director of accounts and reports is hereby authorized and
20 directed to increase expenditure limitations on special revenue funds and
21 accounts established for the fiscal year ending June 30, 2004, for the
22 purpose of paying from such funds or accounts to pay the proportionate
23 share of the cost to such funds or accounts, including associated employer
24 contributions, of the salary increases specified in subsection (o)(2) for the
25 fiscal year ending June 30, 2004, in accordance with the certification by
26 the director of the budget. *Provided*, That, at the same time that the
27 certification is made by the director of the budget to the director of
28 accounts and reports under this subsection (o)(5), the director of the
29 budget shall deliver a copy of such certification to the director of the
30 legislative research department.

31 ***Sec. 92. (a) In addition to the other purposes for which expendi-***
32 ***tures may be made by the governor's department from the gover-***
33 ***nor's department account of the state general fund for the fiscal year***
34 ***ending June 30, 2004, expenditures shall be made by the governor's***
35 ***department from the governor's department account of the state***
36 ***general fund for fiscal year 2004:***

37 ***(1) For an additional amount of biweekly compensation for the***
38 ***governor equal to the amount required to provide, along with the***
39 ***amount of biweekly compensation otherwise payable, an aggregate***
40 ***amount of compensation of \$3,726.07 per biweekly pay period for***
41 ***each biweekly pay period commencing on or after June 8, 2003, and***
42 ***ending before July 20 [June 22], 2003, and***

43 ***(2) for an additional amount of biweekly compensation for the***

1 *governor equal to the amount required to provide, along with the*
2 *amount of biweekly compensation otherwise payable, an aggregate*
3 *amount of compensation of \$3,781.96 per biweekly pay period for*
4 *each biweekly pay period commencing on or after ~~July 20~~ [June*
5 *22], 2003, which is chargeable to fiscal year 2004: Provided, That*
6 *all expenditures under this subsection (a) for such purposes shall*
7 *be made in the same manner and at the same times that biweekly*
8 *compensation is payable to the governor for the biweekly pay peri-*
9 *ods which commence on or after June 8, 2003, and which are*
10 *chargeable to fiscal year 2004.*

11 *(b) In addition to the other purposes for which expenditures may*
12 *be made by the lieutenant governor from the operations account of*
13 *the state general fund for the fiscal year ending June 30, 2004, ex-*
14 *penditures shall be made by the lieutenant governor from the op-*
15 *erations account of the state general fund for fiscal year 2004:*

16 *(1) For an additional amount of biweekly compensation for the*
17 *lieutenant governor equal to the amount required to provide, along*
18 *with the amount of biweekly compensation otherwise payable, an*
19 *aggregate amount of compensation of \$1,053.91 per biweekly pay*
20 *period for each biweekly pay period commencing on or after June*
21 *8, 2003, and ending before ~~July 20~~ [June 22], 2003, and*

22 *(2) for an additional amount of biweekly compensation for the*
23 *lieutenant governor equal to the amount required to provide, along*
24 *with the amount of biweekly compensation otherwise payable, an*
25 *aggregate amount of compensation of \$1,069.72 per biweekly pay*
26 *period for each biweekly pay period commencing on or after ~~July~~*
27 *~~20~~ [June 22], 2003, which is chargeable to fiscal year 2004: Pro-*
28 *vided, That all expenditures under this subsection (b) for such pur-*
29 *poses shall be made in the same manner and at the same times that*
30 *biweekly compensation is payable to the lieutenant governor for*
31 *the biweekly pay periods which commence on or after June 8, 2003,*
32 *and which are chargeable to fiscal year 2004.*

33 *(c) In addition to the other purposes for which expenditures may*
34 *be made by the secretary of state from the operating expenditures*
35 *account of the state general fund and one or more special revenue*
36 *funds for the fiscal year ending June 30, 2004, expenditures shall*
37 *be made by the secretary of state from the operating expenditures*
38 *account of the state general fund and one or more special revenue*
39 *funds for fiscal year 2004:*

40 *(1) For an additional amount of biweekly compensation for the*
41 *secretary of state equal to the amount required to provide, along*
42 *with the amount of biweekly compensation otherwise payable, an*
43 *aggregate amount of compensation of \$2,894.60 per biweekly pay*

1 *period for each biweekly pay period commencing on or after June*
2 *8, 2003, and ending before ~~July 20~~ [June 22], 2003, and*

3 *(2) for an additional amount of biweekly compensation for the*
4 *secretary of state equal to the amount required to provide, along*
5 *with the amount of biweekly compensation otherwise payable, an*
6 *aggregate amount of compensation of \$2,938.02 per biweekly pay*
7 *period for each biweekly pay period commencing on or after ~~July~~*
8 *~~20~~ [June 22], 2003, which is chargeable to fiscal year 2004: Pro-*
9 *vided, That all expenditures under this subsection (c) for such pur-*
10 *poses shall be made in the same manner and at the same times that*
11 *biweekly compensation is payable to the secretary of state for the*
12 *biweekly pay periods which commence on or after June 8, 2003,*
13 *and which are chargeable to fiscal year 2004.*

14 *(d) In addition to the other purposes for which expenditures may*
15 *be made by the attorney general from the operating expenditures*
16 *account of the state general fund for the fiscal year ending June 30,*
17 *2004, expenditures shall be made by the attorney general from the*
18 *operating expenditures account of the state general fund for fiscal*
19 *year 2004:*

20 *(1) For an additional amount of biweekly compensation for the*
21 *attorney general equal to the amount required to provide, along*
22 *with the amount of biweekly compensation otherwise payable, an*
23 *aggregate amount of compensation of \$3,328.71 per biweekly pay*
24 *period for each biweekly pay period commencing on or after June*
25 *8, 2003, and ending before ~~July 20~~ [June 22], 2003, and*

26 *(2) for an additional amount of biweekly compensation for the*
27 *attorney general equal to the amount required to provide, along*
28 *with the amount of biweekly compensation otherwise payable, an*
29 *aggregate amount of compensation of \$3,378.64 per biweekly pay*
30 *period for each biweekly pay period commencing on or after ~~July~~*
31 *~~20~~ [June 22], 2003, which is chargeable to fiscal year 2004: Pro-*
32 *vided, That all expenditures under this subsection (d) for such pur-*
33 *poses shall be made in the same manner and at the same times that*
34 *biweekly compensation is payable to the attorney general for the*
35 *biweekly pay periods which commence on or after June 8, 2003,*
36 *and which are chargeable to fiscal year 2004.*

37 *(e) In addition to the other purposes for which expenditures may*
38 *be made by the state treasurer from one or more special revenue*
39 *funds for the fiscal year ending June 30, 2004, expenditures shall*
40 *be made by the state treasurer from one or more special revenue*
41 *funds for fiscal year 2004:*

42 *(1) For an additional amount of biweekly compensation for the*
43 *state treasurer equal to the amount required to provide, along with*

1 *the amount of biweekly compensation otherwise payable, an aggregate*
2 *amount of compensation of \$2,894.60 per biweekly pay period*
3 *for each biweekly pay period commencing on or after June 8, 2003,*
4 *and ending before ~~July 20~~ [June 22], 2003, and*

5 (2) *for an additional amount of biweekly compensation for the*
6 *state treasurer equal to the amount required to provide, along with*
7 *the amount of biweekly compensation otherwise payable, an aggregate*
8 *amount of compensation of \$2,938.02 per biweekly pay period*
9 *for each biweekly pay period commencing on or after ~~July 20~~ [June*
10 *22], 2003, which is chargeable to fiscal year 2004: Provided, That*
11 *all expenditures under this subsection (e) for such purposes shall*
12 *be made in the same manner and at the same times that biweekly*
13 *compensation is payable to the state treasurer for the biweekly pay*
14 *periods which commence on or after June 8, 2003, and which are*
15 *chargeable to fiscal year 2004.*

16 (f) *In addition to the other purposes for which expenditures may*
17 *be made by the insurance department from the insurance department*
18 *service regulation fund for the fiscal year ending June 30,*
19 *2004, expenditures shall be made by the insurance department from*
20 *the insurance department service regulation fund for fiscal year*
21 *2004:*

22 (1) *For an additional amount of biweekly compensation for the*
23 *commissioner of insurance equal to the amount required to provide,*
24 *along with the amount of biweekly compensation otherwise payable,*
25 *an aggregate amount of compensation of \$2,894.60 per bi-*
26 *weekly pay period for each biweekly pay period commencing on or*
27 *after June 8, 2003, and ending before ~~July 20~~ [June 22], 2003, and*

28 (2) *for an additional amount of biweekly compensation for the*
29 *commissioner of insurance equal to the amount required to provide,*
30 *along with the amount of biweekly compensation otherwise payable,*
31 *an aggregate amount of compensation of \$2,938.02 per bi-*
32 *weekly pay period for each biweekly pay period commencing on or*
33 *after ~~July 20~~ [June 22], 2003, which is chargeable to fiscal year*
34 *2004: Provided, That all expenditures under this subsection (f) for*
35 *such purposes shall be made in the same manner and at the same*
36 *times that biweekly compensation is payable to the commissioner*
37 *of insurance for the biweekly pay periods which commence on or*
38 *after June 8, 2003, and which are chargeable to fiscal year 2004.*

39 (g) (1) *In addition to the other purposes for which expenditures*
40 *may be made by each state agency from appropriations made for*
41 *the fiscal year ending June 30, 2004, expenditures shall be made by*
42 *each state agency from the appropriations made for fiscal year*
43 *2004:*

1 (A) For an additional amount of per diem compensation equal to
2 the amount required to provide, along with the amount of per diem
3 compensation otherwise payable, an aggregate amount of compen-
4 sation of \$78.75 per calendar day for each member of a board for
5 any calendar day occurring on or after June 8, 2003, and before
6 ~~July 20~~ [June 22], 2003, for which per diem compensation is pay-
7 able to such member of a board under K.S.A. 75-3212 or 75-3223
8 and amendments thereto at the rate prescribed by subsection (a) of
9 K.S.A. 46-137a and amendments thereto and is chargeable to fiscal
10 year 2004, and

11 (B) for an additional amount of per diem compensation equal to
12 the amount required to provide, along with the amount of per diem
13 compensation otherwise payable, an aggregate amount of compen-
14 sation of ~~\$79.93~~ [\$78.75] per calendar day for each member of a
15 board for any calendar day occurring on or after ~~July 20~~ [June 22],
16 2003, for which per diem compensation is payable to such member
17 of a board under K.S.A. 75-3212 or 75-3223 and amendments
18 thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a
19 and amendments thereto and is chargeable to fiscal year 2004: Pro-
20 vided, That all expenditures under this subsection (g) for such pur-
21 poses shall be made in the same manner and at the same times that
22 per diem compensation is payable to such member of a board for
23 the biweekly pay periods for which such per diem compensation for
24 calendar days occurring on or after June 8, 2003, is payable and
25 which are chargeable to fiscal year 2004.

26 (2) As used in this subsection (g), (A) “state agency” means any
27 state agency of the executive branch of state government (i) which
28 has appropriations made for the fiscal year ending June 30, 2004,
29 by this act or any other appropriation act of the 2003 regular ses-
30 sion of the legislature, and (ii) which is, or which makes expendi-
31 tures for, any board; and

32 (B) “board” means any board, commission, committee, task force,
33 panel or other body in the executive branch of state government,
34 including any advisory body, having one or more members who are
35 entitled to receive per diem compensation for attendance at meet-
36 ings of such body, or attendance at meetings authorized by such
37 body of a subcommittee or other subsidiary group of such body, as
38 provided in K.S.A. 75-3212 or 75-3223 and amendments thereto at
39 the rate prescribed by subsection (a) of K.S.A. 46-137a and amend-
40 ments thereto.

41 (h) In addition to the other purposes for which expenditures may
42 be made by the Kansas turnpike authority for the period commenc-
43 ing June 8, 2003, and ending June 30, 2004, expenditures shall be

1 *made by the Kansas turnpike authority for such period:*

2 (1) *For an additional amount of per diem compensation equal to*
3 *the amount required to provide, along with the amount of per diem*
4 *compensation otherwise payable, an aggregate amount of compen-*
5 *sation of \$78.75 per calendar day for each member of the Kansas*
6 *turnpike authority for any calendar day occurring on or after June*
7 *8, 2003, and before ~~July 20~~ [June 22], 2003, for which per diem*
8 *compensation is payable to such member of the Kansas turnpike*
9 *authority under K.S.A. 68-2003 and amendments thereto who is en-*
10 *titled, in accordance with K.S.A. 75-3223 and amendments thereto,*
11 *to receive such per diem compensation as provided in K.S.A. 75-*
12 *3212 and amendments thereto at the rate prescribed by subsection*
13 *(a) of K.S.A. 46-137a and amendments thereto and*

14 (2) *for an additional amount of per diem compensation equal to*
15 *the amount required to provide, along with the amount of per diem*
16 *compensation otherwise payable, an aggregate amount of compen-*
17 *sation of ~~\$79.93~~ [\$78.75] per calendar day for each member of the*
18 *Kansas turnpike authority for any calendar day occurring on or*
19 *after ~~July 20~~ [June 22], 2003, for which per diem compensation is*
20 *payable to such member of the Kansas turnpike authority under*
21 *K.S.A. 68-2003 and amendments thereto who is entitled, in accord-*
22 *ance with K.S.A. 75-3223 and amendments thereto, to receive such*
23 *per diem compensation as provided in K.S.A. 75-3212 and amend-*
24 *ments thereto at the rate prescribed by subsection (a) of K.S.A. 46-*
25 *137a and amendments thereto and is chargeable to fiscal year 2004:*
26 *Provided, That all expenditures under this subsection (h) for such*
27 *purposes shall be made in the same manner and at the same times*
28 *that per diem compensation is payable to such member of the Kan-*
29 *sas turnpike authority for the appropriate pay periods for which*
30 *such per diem compensation for calendar days occurring on or after*
31 *June 8, 2003, and prior to July 1, 2004, is payable by the Kansas*
32 *turnpike authority.*

33 (i) *In addition to the other purposes for which expenditures may*
34 *be made by the legislature from the operations (including official*
35 *hospitality) account of the state general fund for the fiscal year*
36 *ending June 30, 2004, expenditures shall be made by the legislature*
37 *from the operations (including official hospitality) account of the*
38 *state general fund for fiscal year 2004:*

39 (1) (A) *For an additional amount of per diem compensation equal*
40 *to the amount required to provide, along with the amount of per*
41 *diem compensation otherwise payable, an aggregate amount of*
42 *compensation of \$78.75 per calendar day for each member of the*
43 *legislature for service at the regular session or any special session*

1 of the legislature for any calendar day occurring on or after June
2 8, 2003, and before ~~July 20~~ [June 22], 2003; and

3 (B) for an additional amount of per diem compensation equal to
4 the amount required to provide, along with the amount of per diem
5 compensation otherwise payable, an aggregate amount of compen-
6 sation of ~~\$79.93~~ [\$78.75] per calendar day for each member of the
7 legislature for service at the regular session or any special session
8 of the legislature for any calendar day occurring on or after ~~July~~
9 ~~20~~ [June 22], 2003, which is chargeable to fiscal year 2004; and

10 (2) (A) for an additional amount of per diem compensation equal
11 to the amount required to provide, along with the amount of per
12 diem compensation otherwise payable, an aggregate amount of
13 compensation of \$78.75 per calendar day for each member of the
14 legislature and for any other public officer or person for any cal-
15 endar day occurring on or after June 8, 2003, and before ~~July 20~~
16 [June 22], 2003, for which per diem compensation is payable from
17 appropriations for the legislature to such member of the legislature,
18 public officer or person under K.S.A. 75-3212 or 75-3223 and
19 amendments thereto at the rate prescribed by subsection (a) of
20 K.S.A. 46-137a and amendments thereto and is chargeable to fiscal
21 year 2004; and

22 (B) for an additional amount of per diem compensation equal to
23 the amount required to provide, along with the amount of per diem
24 compensation otherwise payable, an aggregate amount of compen-
25 sation of ~~\$79.93~~ [\$78.75] per calendar day for each member of the
26 legislature and for any other public officer or person for any cal-
27 endar day occurring on or after ~~July 20~~ [June 22], 2003, for which
28 per diem compensation is payable from appropriations for the leg-
29 islature to such member of the legislature, public officer or person
30 under K.S.A. 75-3212 or 75-3223 and amendments thereto at the
31 rate prescribed by subsection (a) of K.S.A. 46-137a and amend-
32 ments thereto and is chargeable to fiscal year 2004: Provided, That
33 all expenditures under this subsection (i) for such purposes shall be
34 made in the same manner and at the same times that per diem com-
35 pensation is payable to such members of the legislature, public of-
36 ficials and persons for the biweekly pay periods for which such per
37 diem compensation for calendar days occurring on or after June 8,
38 2003, is payable and which are chargeable to fiscal year 2004.

39 (j) In addition to the other purposes for which expenditures may
40 be made by the legislature from the operations (including official
41 hospitality) account of the state general fund for the fiscal year
42 ending June 30, 2004, expenditures shall be made by the legislature
43 from the operations (including official hospitality) account of the

1 *state general fund for fiscal year 2004 for an additional amount of*
2 *biweekly compensation for the following legislative officers equal*
3 *to the amount required to provide, along with the amount of bi-*
4 *weekly compensation otherwise payable, an aggregate amount of*
5 *compensation per biweekly pay period for such legislative officers*
6 *as follows:*

7 (1) *For the president of the senate and the speaker of the house*
8 *of representatives equal to the amount required to provide (A) an*
9 *aggregate amount of \$479.60 per biweekly pay period for services*
10 *performed in connection with discharging the duties assigned to the*
11 *respective positions for each biweekly pay period commencing on*
12 *or after June 8, 2003, and ending before ~~July 20~~ [June 22], 2003,*
13 *and (B) an aggregate amount of ~~\$486.79~~ [\$479.60] per biweekly*
14 *pay period for services performed in connection with discharging*
15 *the duties assigned to the respective positions for each biweekly pay*
16 *period commencing on or after ~~July 20~~ [June 22], 2003, which is*
17 *chargeable to fiscal year 2004;*

18 (2) *for the speaker pro tem of the house of representatives, the*
19 *vice president of the senate, the assistant majority leaders of the*
20 *senate and house of representatives, and the assistant minority lead-*
21 *ers of the senate and house of representatives equal to the amount*
22 *required to provide (A) an aggregate amount of \$244.79 per bi-*
23 *weekly pay period for services performed in connection with dis-*
24 *charging the duties assigned to the respective positions for each*
25 *biweekly pay period commencing on or after June 8, 2003, and end-*
26 *ing before ~~July 20~~ [June 22], 2003, and (B) an aggregate amount of*
27 *~~\$248.46~~ [\$244.79] per biweekly pay period for services performed*
28 *in connection with discharging the duties assigned to the respective*
29 *positions for each biweekly pay period commencing on or after ~~July~~*
30 *~~20~~ [June 22], 2003, which is chargeable to fiscal year 2004;*

31 (3) *for the chairperson of the senate committee on ways and*
32 *means and the chairperson of the house of representatives commit-*
33 *tee on appropriations equal to the amount required to provide (A)*
34 *an aggregate amount of \$385.69 per biweekly pay period for serv-*
35 *ices performed in connection with discharging the duties assigned*
36 *to the respective positions for each biweekly pay period commenc-*
37 *ing on or after June 8, 2003, and ending before ~~July 20~~ [June 22],*
38 *2003, and (B) an aggregate amount of ~~\$391.48~~ [\$385.69] per bi-*
39 *weekly pay period for services performed in connection with dis-*
40 *charging the duties assigned to the respective positions for each*
41 *biweekly pay period commencing on or after ~~July 20~~ [June 22],*
42 *2003, which is chargeable to fiscal year 2004;*

43 (4) *for the majority leaders of the senate and house of represen-*

1 *tatives equal to the amount required to provide (A) an aggregate*
2 *amount of \$432.68 per biweekly pay period for services performed*
3 *in connection with discharging the duties assigned to the respective*
4 *positions for each biweekly pay period commencing on or after June*
5 *8, 2003, and ending before ~~July 20~~ [June 22], 2003, and (B) an*
6 *aggregate amount of ~~\$439.17~~ [\$432.68] per biweekly pay period*
7 *for services performed in connection with discharging the duties*
8 *assigned to the respective positions for each biweekly pay period*
9 *commencing on or after ~~July 20~~ [June 22], 2003, which is charge-*
10 *able to fiscal year 2004; and*

11 *(5) for the minority leaders of the senate and house of represen-*
12 *tatives equal to the amount required to provide (A) an aggregate*
13 *amount of \$432.68 per biweekly pay period for services performed*
14 *in connection with discharging the duties assigned to the respective*
15 *positions for each biweekly pay period commencing on or after June*
16 *8, 2003, and ending before ~~July 20~~ [June 22], 2003, and (B) an*
17 *aggregate amount of ~~\$439.17~~ [\$432.68] per biweekly pay period*
18 *for services performed in connection with discharging the duties*
19 *assigned to the respective positions for each biweekly pay period*
20 *commencing on or after ~~July 20~~ [June 22], 2003, which is charge-*
21 *able to fiscal year 2004: Provided, That all expenditures under this*
22 *subsection (j) for such purposes shall be made in the same manner*
23 *and at the same times that biweekly compensation is payable to such*
24 *legislative officers under K.S.A. 46-137b and amendments thereto*
25 *for the biweekly pay periods which commence on or after June 8,*
26 *2003, and which are chargeable to fiscal year 2004.*

27 *(k) In addition to the other purposes for which expenditures may*
28 *be made by the legislative coordinating council from the legislative*
29 *coordinating council — operations account of the state general fund*
30 *for the fiscal year ending June 30, 2004, expenditures shall be made*
31 *by the legislative coordinating council from the legislative coordi-*
32 *nating council — operations account of the state general fund for*
33 *fiscal year 2004 for an additional amount of per diem compensation*
34 *equal to the amount required to provide, along with the amount of*
35 *per diem compensation otherwise payable, (1) an aggregate amount*
36 *of compensation of \$78.75 per calendar day for each member of the*
37 *legislative coordinating council for any calendar day occurring on*
38 *or after June 8, 2003, and before ~~July 20~~ [June 22], 2003, for which*
39 *per diem compensation is payable from appropriations for the leg-*
40 *islative coordinating council under K.S.A. 46-1209 and amendments*
41 *thereto to such member as provided in K.S.A. 75-3212 and amend-*
42 *ments thereto at the rate prescribed by subsection (a) of K.S.A. 46-*
43 *137a and amendments thereto, and (2) an aggregate amount of com-*

1 *compensation of ~~\$79.93~~ [\$78.75] per calendar day for each member of*
2 *the legislative coordinating council for any calendar day occurring*
3 *on or after ~~July 20~~ [June 22], 2003, for which per diem compensa-*
4 *tion is payable from appropriations for the legislative coordinating*
5 *council under K.S.A. 46-1209 and amendments thereto to such mem-*
6 *ber as provided in K.S.A. 75-3212 and amendments thereto at the*
7 *rate prescribed by subsection (a) of K.S.A. 46-137a and amend-*
8 *ments thereto, and which is chargeable to fiscal year 2004: Provided,*
9 *That all expenditures under this subsection (k) for such purposes*
10 *shall be made in the same manner and at the same times that per*
11 *diem compensation is payable to such members of the legislative*
12 *coordinating council for the biweekly pay periods for which such*
13 *per diem compensation is payable for calendar days occurring on*
14 *or after June 8, 2003, and which are chargeable to fiscal year 2004.*

15 *(l) In addition to the other purposes for which expenditures may*
16 *be made by the division of post audit from the operations (including*
17 *legislative post audit committee) account of the state general fund*
18 *for the fiscal year ending June 30, 2004, expenditures shall be made*
19 *by the division of post audit from the operations (including legis-*
20 *lative post audit committee) account of the state general fund for*
21 *fiscal year 2004:*

22 *(1) For an additional amount of per diem compensation equal to*
23 *the amount required to provide, along with the amount of per diem*
24 *compensation otherwise payable, (A) an aggregate amount of com-*
25 *compensation of \$78.75 per calendar day for each member of the leg-*
26 *islative post audit committee for any calendar day occurring on or*
27 *after June 8, 2003, and before ~~July 20~~ [June 22], 2003, for which*
28 *per diem compensation is payable from appropriations for the di-*
29 *vision of post audit under K.S.A. 46-1104 and amendments thereto*
30 *to such member as provided in K.S.A. 75-3212 and amendments*
31 *thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a*
32 *and amendments thereto, and (B) an aggregate amount of compen-*
33 *sation of ~~\$79.93~~ [\$78.75] per calendar day for each member of the*
34 *legislative post audit committee for any calendar day occurring on*
35 *or after ~~July 20~~ [June 22], 2003, for which per diem compensation*
36 *is payable from appropriations for the division of post audit under*
37 *K.S.A. 46-1104 and amendments thereto to such member as pro-*
38 *vided in K.S.A. 75-3212 and amendments thereto at the rate pre-*
39 *scribed by subsection (a) of K.S.A. 46-137a and amendments*
40 *thereto, and which is chargeable to fiscal year 2004; and*

41 *(2) for an additional amount of per diem compensation equal to*
42 *the amount required to provide, along with the amount of per diem*
43 *compensation otherwise payable, (A) an aggregate amount of com-*

1 *compensation of \$78.75 per calendar day for each member of the con-*
2 *tract audit committee for any calendar day occurring on or after*
3 *June 8, 2003, and before ~~July 20~~ [June 22], 2003, for which per*
4 *diem compensation is payable from appropriations for the division*
5 *of post audit under K.S.A. 46-1120 and amendments thereto to such*
6 *member as provided in K.S.A. 75-3223 and amendments thereto at*
7 *the rate prescribed by subsection (a) of K.S.A. 46-137a and amend-*
8 *ments thereto, and (B) an aggregate amount of compensation of*
9 *~~\$79.93~~ [\$78.75] per calendar day for each member of the contract*
10 *audit committee for any calendar day occurring on or after ~~July 20~~*
11 *[June 22], 2003, for which per diem compensation is payable from*
12 *appropriations for the division of post audit under K.S.A. 46-1120*
13 *and amendments thereto to such member as provided in K.S.A. 75-*
14 *3223 and amendments thereto at the rate prescribed by subsection*
15 *(a) of K.S.A. 46-137a and amendments thereto, and which is charge-*
16 *able to fiscal year 2004: Provided, That all expenditures under this*
17 *subsection (l) for such purposes shall be made in the same manner*
18 *and at the same times that per diem compensation is payable to*
19 *such members of the legislative post audit committee or contract*
20 *audit committee for the biweekly pay periods for which such per*
21 *diem compensation is payable for calendar days occurring on or*
22 *after June 8, 2003, and which are chargeable to fiscal year 2004.*

23 *(m) In addition to the other purposes for which expenditures may*
24 *be made by the judicial branch from the judiciary operations ac-*
25 *count of the state general fund for the fiscal year ending June 30,*
26 *2004, expenditures shall be made by the judicial branch from the*
27 *judiciary operations account of the state general fund for fiscal year*
28 *2004:*

29 *(1) for an additional amount of per diem compensation equal to*
30 *the amount required to provide, along with the amount of per diem*
31 *compensation otherwise payable, (A) an aggregate amount of com-*
32 *pen-sation of \$78.75 per calendar day for each member of the ad-*
33 *visory council on dispute resolution for any calendar day occurring*
34 *on or after June 8, 2003, and before ~~July 20~~ [June 22], 2003, for*
35 *which per diem compensation is payable to such member of the*
36 *advisory council on dispute resolution under K.S.A. 5-505 and*
37 *amendments thereto who is entitled, in accordance with subsection*
38 *(e) of K.S.A. 75-3223 and amendments thereto, to receive such per*
39 *diem compensation as provided in K.S.A. 75-3212 and amendments*
40 *thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a*
41 *and amendments thereto, and (B) an aggregate amount of compen-*
42 *sation of ~~\$79.93~~ [\$78.75] per calendar day for each member of the*
43 *advisory council on dispute resolution for any calendar day occur-*

1 ring on or after ~~July 20~~ [June 22], 2003, for which per diem com-
2 pensation is payable to such member of the advisory council on
3 dispute resolution under K.S.A. 5-505 and amendments thereto who
4 is entitled, in accordance with subsection (e) of K.S.A. 75-3223 and
5 amendments thereto, to receive such per diem compensation as pro-
6 vided in K.S.A. 75-3212 and amendments thereto at the rate pre-
7 scribed by subsection (a) of K.S.A. 46-137a and amendments
8 thereto, and which is chargeable to fiscal year 2004; and

9 (2) for an additional amount of per diem compensation equal to
10 the amount required to provide, along with the amount of per diem
11 compensation otherwise payable, (A) an aggregate amount of com-
12 pensation of \$78.75 per calendar day for each retired justice or
13 judge who performs judicial service or duties under K.S.A. 20-2616
14 and amendments thereto for each calendar day occurring on or af-
15 ter June 8, 2003, and before ~~July 20~~ [June 22], 2003, for which per
16 diem compensation is payable to such retired justice or judge under
17 K.S.A. 20-2616 and amendments thereto, and (B) an aggregate
18 amount of compensation of ~~\$79.93~~ [\$78.75] per calendar day for
19 each retired justice or judge who performs judicial service or duties
20 under K.S.A. 20-2616 and amendments thereto for each calendar
21 day occurring on or after ~~July 20~~ [June 22], 2003, for which per
22 diem compensation is payable to such retired justice or judge under
23 K.S.A. 20-2616 and amendments thereto, and is chargeable to fiscal
24 year 2004: Provided, That all expenditures under this subsection (m)
25 for such purposes shall be made in the same manner and at the same
26 times that per diem compensation is payable to such members of
27 the advisory council on dispute resolution or to such retired justices
28 or judges for the biweekly pay periods for which such per diem
29 compensation for calendar days occurring on or after June 8, 2003,
30 is payable and which are chargeable to fiscal year 2004.

31 (n) In addition to the other purposes for which expenditures may
32 be made by the judicial council from the operating expenditures
33 account of the state general fund and one or more special revenue
34 funds for the fiscal year ending June 30, 2004, expenditures shall
35 be made by the judicial council from the operating expenditures
36 account of the state general fund for fiscal year 2004 for:

37 (1) an additional amount of per diem compensation equal to the
38 amount required to provide, along with the amount of per diem
39 compensation otherwise payable, an aggregate amount of compen-
40 sation of \$78.75 per calendar day for each member of the judicial
41 council and for each regularly appointed member of a special com-
42 mittee of the judicial council who is not a member of the judicial
43 council for any calendar day occurring on or after June 8, 2003,

1 *and before ~~July 20~~ [June 22], 2003, for which per diem compensa-*
2 *tion is payable to such member of the judicial council or a special*
3 *committee thereof under K.S.A. 20-2206 and amendments thereto*
4 *at the rate of compensation in accordance with K.S.A. 75-3212 and*
5 *amendments thereto at the rate prescribed by subsection (a) of*
6 *K.S.A. 46-137a and amendments thereto; and*

7 *(2) an additional amount of per diem compensation equal to the*
8 *amount required to provide, along with the amount of per diem*
9 *compensation otherwise payable, an aggregate amount of compen-*
10 *sation of ~~\$79.93~~ [\$78.75] per calendar day for each member of the*
11 *judicial council and for each regularly appointed member of a spe-*
12 *cial committee of the judicial council who is not a member of the*
13 *judicial council for any calendar day occurring on or after ~~July 20~~*
14 *[June 22], 2003, for which per diem compensation is payable to such*
15 *member of the judicial council or a special committee thereof under*
16 *K.S.A. 20-2206 and amendments thereto at the rate of compensation*
17 *in accordance with K.S.A. 75-3212 and amendments thereto at the*
18 *rate prescribed by subsection (a) of K.S.A. 46-137a and amend-*
19 *ments thereto, and is chargeable to fiscal year 2004: Provided, That*
20 *all expenditures under this subsection (n) for such purposes shall*
21 *be made in the same manner and at the same times that per diem*
22 *compensation is payable to such members of the judicial council or*
23 *special committees thereof for the biweekly pay periods for which*
24 *such per diem compensation for calendar days occurring on or after*
25 *June 8, 2003, is payable and which are chargeable to fiscal year*
26 *2004.*

27 *(o) In accordance with appropriations for the fiscal year ending*
28 *June 30, 2004, made by this or other appropriation act of the 2003*
29 *regular session of the legislature:*

30 *(1) (A) The governor is hereby authorized to modify or authorize*
31 *the modification of the salaries of state officers and employees who*
32 *are in the unclassified service under the Kansas civil service act and*
33 *whose salaries are subject to approval by the governor under K.S.A.*
34 *75-2935b or 75-2935c and amendments thereto to provide for base*
35 *salary increases, to be effective on the first day of the first payroll*
36 *period which commences on or after ~~July 20~~ [June 22], 2003, and*
37 *which is chargeable to the fiscal year ending on June 30, 2004, and*
38 *to be distributed on a merit basis from a merit salary increase pool,*
39 *the average of such increases shall not exceed 1.5% of the base sal-*
40 *aries of such officers and employees.*

41 *(B) Each elected state official of the executive branch of state*
42 *government, including the state board of education, and the Kansas*
43 *technology enterprise corporation, the state board of regents and*

1 *the board of trustees of the Kansas public employees retirement*
2 *system, in each such official or board's discretion, are hereby au-*
3 *thorized to modify or to authorize the modification of the salaries*
4 *of the state officers and employees of such official or board, who*
5 *are in the unclassified service under the Kansas civil service act and*
6 *whose salaries are not subject to approval by the governor under*
7 *K.S.A. 75-2935b and amendments thereto, to provide for base salary*
8 *increases to be effective on the first day of the first payroll period*
9 *which commences on or after ~~July 20~~ [June 22], 2003, and which is*
10 *chargeable to the fiscal year ending June 30, 2004, and to be dis-*
11 *tributed on a merit basis from a merit salary increase pool, the*
12 *average of such increases shall not exceed 1.5% of the base salaries*
13 *of such officers and employees of such official or board. The pro-*
14 *visions of this subsection (o)(2)(B) shall not authorize or provide*
15 *any salary increase for the governor, lieutenant governor, secretary*
16 *of state, state treasurer, commissioner of insurance, attorney gen-*
17 *eral, or to any member of any state board, commission, council or*
18 *committee receiving per diem compensation as provided by statute.*

19 (2) *There is hereby appropriated for the state finance council*
20 *from the state general fund for the fiscal year ending June 30, 2004,*
21 *the sum of ~~\$12,268,926~~ [\$11,319,927] to be used for the purpose of*
22 *paying the proportionate share of the cost to the state general fund*
23 *of: (A) The salary increases which are provided for by modification*
24 *of the pay plan for state officers and employees in the classified*
25 *service under the Kansas civil service act to provide for an increase*
26 *of 1.5% in the pay rates of such pay plan for biweekly pay periods*
27 *commencing on or after ~~July 20~~ [June 22], 2003, which are charge-*
28 *able to the fiscal year ending June 30, 2004; and (B) the salary*
29 *increases for state officers and employees in the unclassified service*
30 *under the Kansas civil service act which are provided for in sub-*
31 *section (o)(1)(A) and subsection (o)(1)(B).*

32 (3) *To pay the proportionate share of the cost to the state general*
33 *fund of each state agency for the salary increases specified in sub-*
34 *section (o)(2), including associated employer contributions,*
35 *upon recommendation of the director of the budget, the state fi-*
36 *nance council, acting on this matter which is hereby characterized*
37 *as a matter of legislative delegation and subject to the guidelines*
38 *prescribed in subsection (c) of K.S.A. 75-3711c and amendments*
39 *thereto, except paragraph (3) of such subsection (c), is hereby au-*
40 *thorized to approve the transfer of moneys from the appropriation*
41 *under subsection (o)(2) by the director of accounts and reports, who*
42 *is hereby authorized and directed to make such transfers in accord-*
43 *ance with such approval, to the proper accounts created by state*

1 *general fund appropriations for the fiscal year ending June 30,*
2 *2004.*

3 (4) *Upon recommendation of the director of the budget, the state*
4 *finance council, acting on this matter which is hereby characterized*
5 *as a matter of legislative delegation and subject to the guidelines*
6 *prescribed in subsection (c) of K.S.A. 75-3711c and amendments*
7 *thereto, except paragraph (3) of such subsection (c), is hereby au-*
8 *thorized to approve increases in expenditure limitations on special*
9 *revenue funds and accounts established for the fiscal year ending*
10 *June 30, 2004, by the director of accounts and reports, who is*
11 *hereby authorized and directed to increase expenditure limitations*
12 *on such special revenue funds and accounts in accordance with such*
13 *approval, for the purpose of paying from such funds or accounts*
14 *the proportionate share of the cost to such funds or accounts, in-*
15 *cluding associated employer contributions, of the salary increases*
16 *specified in subsection (o)(2) for the fiscal year ending June 30,*
17 *2004*

18 (5) *Each state agency of the executive branch of state government*
19 *shall prepare and submit a budget estimate for such salary increases*
20 *specified in subsection (o)(2), and all amendments and revisions of*
21 *such estimates, to the director of the budget on forms prescribed by*
22 *the director of the budget. At the same time as each state agency*
23 *submits such estimate, and all amendments and revisions thereof,*
24 *each state agency shall submit a copy of such estimate, and all*
25 *amendments and revisions thereof, directly to the legislative re-*
26 *search department.*

27 (6)

28 **LEGISLATIVE COORDINATING COUNCIL**

29 (a) *There is appropriated for the above agency from the state*
30 *general fund for the fiscal year ending June 30, 2004, the following:*
31 *Legislative coordinating council —*

32 *operations\$9,984 [\$8,758]*

33 *Legislative research department —*

34 *operations \$31,161 [\$32,560]*

35 *Office of revisor of statutes —*

36 *operations \$19,023 [\$24,364]*

37 (7)

38 **LEGISLATURE**

39 (A) *There is appropriated for the above agency from the state*
40 *general fund for the fiscal year ending June 30, 2004, the following:*
41 *Operations (including official hospitality) \$63,638 [\$97,602]*
42
43

(8)

DIVISION OF POST AUDIT

(A) *There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2004, the following:*

Operations (including legislative post audit committee) \$17,757 [\$18,956]

(9)

JUDICIAL COUNCIL

~~(A) *There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2004, the following:*~~

~~*Operating expenditures \$3,483*~~

~~(10)~~

JUDICIAL BRANCH

(A) *There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2004, the following:*

Judiciary operations \$1,086,028 [\$1,143,366]

~~Sec. 91-93.~~ (a) On and after the effective date of this act, during the fiscal year ending June 30, 2003, notwithstanding the provisions of subsection (n) of section 169 of chapter 204 of the 2002 Session Laws of Kansas, moneys appropriated from the state general fund or any special revenue fund for fiscal year 2003 for any state agency and allocated within the approved budget for such state agency for salaries and wages for fiscal year 2003 as authorized by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas, chapter 204 or chapter 205 of the 2002 Session Laws of Kansas or by this or other appropriation act of the 2003 regular session of the legislature, may be transferred, reallocated or expended by such state agency for any other purpose otherwise authorized by law for such state agency, except as may be specifically prescribed, limited or restricted by the provisions of any statute other than the provisions of subsection (n) of section 169 of chapter 204 of the 2002 Session Laws of Kansas.

(b) On and after the effective date of this act, during the fiscal year ending June 30, 2003, notwithstanding the provisions of subsection (n) of section 169 of chapter 204 of the 2002 Session Laws of Kansas, the director of the budget (1) shall not determine the amount of moneys that are budgeted and appropriated in each account of the state general fund for fiscal year 2003 for each state agency for salaries and wages for state officers and employees, including associated employer contributions, that will not be expended for fiscal year 2003 for such purpose, (2) shall not reduce the amount budgeted for salaries and wages for state officers and employees, including associated employer contributions, in each such account of the state general fund for fiscal year 2003 of each such state agency, and (3) shall not make the certification prescribed for each such amount to the director of accounts and reports by subsection (n) of sec-

1 tion 169 of chapter 204 of the 2002 Session Laws of Kansas.

2 (c) No amount in any account of the state general fund of any state
3 agency that is appropriated for fiscal year 2003 shall be lapsed from any
4 such appropriation or appropriations from the state general fund for fiscal
5 year 2003 by subsection (n) of section 169 of chapter 204 of the 2002
6 Session Laws of Kansas and the director of accounts and reports shall
7 make no adjustment to any such account of any such state agency pur-
8 suant to subsection (n) of section 169 of chapter 204 of the 2002 Session
9 Laws of Kansas.

10 (d) On the effective date of this act, the provisions of subsection (n) of
11 section 169 of chapter 204 of the 2002 Session Laws of Kansas are hereby
12 declared to be null and void and shall have no force and effect.

13 ~~Sec. 92-94.~~ (a) On July 1, 2003, of the amount in each account of the
14 state general fund of each state agency that is appropriated for the fiscal
15 year ending June 30, 2004, by chapter 204 or chapter 205 of the 2002
16 Session Laws of Kansas or by this or other appropriation act of the 2003
17 regular session of the legislature, the amount equal to 25% of the amount
18 in each such account of the state general fund that is budgeted for fiscal
19 year 2004 for payment of expenses for dues, memberships and subscrip-
20 tions for the state agency, as certified by the director of the budget to the
21 director of accounts and reports for fiscal year 2004 pursuant to this sec-
22 tion, is hereby lapsed from each such account of the state general fund:
23 *Provided*, That the aggregate amount lapsed from all such accounts of
24 the state general fund for fiscal year 2004 by this section shall not exceed
25 \$250,000; *Provided further*, That, at the same time that each certification
26 is made by the director of the budget to the director of accounts and
27 reports under this subsection, the director of the budget shall deliver a
28 copy of such certification to the director of the legislative research de-
29 partment.

30 (b) In determining the amount budgeted for each state agency for dues,
31 memberships and subscriptions for the fiscal year ending June 30, 2004,
32 in each account of the state general fund of such state agency that is
33 appropriated for fiscal year 2004 by chapter 204 or chapter 205 of the
34 2002 Session Laws of Kansas or by this or other appropriation act of the
35 2003 regular session of the legislature, for the purposes of making the
36 certifications to the director of accounts and reports prescribed by this
37 section, the director of the budget (1) shall review the information con-
38 tained in budget estimates submitted by state agencies for fiscal year
39 2004, the recommendations thereon by the governor, and the provisions
40 of bills, reports and other legislative documentation of legislative action
41 on such budget estimates and recommendations for fiscal year 2004 for
42 such state agencies, (2) may consider such additional information, includ-
43 ing actual expenditures for dues, memberships and subscriptions from

1 the state general fund and special revenue funds during prior fiscal years
2 by state agencies, (3) may apply appropriate analyses and prorations to
3 determine the amounts to be certified under this section, (4) shall be
4 subject to the maximum aggregate amount prescribed therefor by this
5 section, and (5) shall take into account any applicable federal or state
6 statutory or contractual provisions or restrictions applicable thereto.

7 (c) As used in this section, “state agency” has the meaning ascribed
8 thereto by K.S.A. 75- 3701 and amendments thereto, except that it does
9 not include the state library or any state educational institution under the
10 management and supervision of the state board of regents.

11 ~~Sec. 93.~~ **95.** On the effective date of this act, the amount in each ac-
12 count of the state general fund or the state economic development ini-
13 tiatives fund of each state agency that is appropriated for the fiscal year
14 ending June 30, 2003, by chapter 204 or chapter 205 of the 2002 Session
15 Laws of Kansas, that was subject to the allotment imposed by the gov-
16 ernor on August 15, 2002, or on November 26, 2002, pursuant to K.S.A.
17 75-3722, and that is equal to the total amount of expenditure authority
18 for such account of the state general fund or the state economic devel-
19 opment initiatives fund that was withheld from such state agency pursuant
20 to such allotments by the governor, as certified by the director of the
21 budget to the director of accounts and reports for fiscal year 2003, is
22 hereby lapsed from each such account.

23 ~~Sec. 94.~~ **96.**

24 STATE BOARD OF PHARMACY

25 (a) On the effective date of this act, the position limitation established
26 for the fiscal year ending June 30, 2003, by section 99 of chapter 144 of
27 the 2001 Session Laws of Kansas for the state board of pharmacy is hereby
28 increased from 6.0 to 7.0.

29 ~~Sec. 95.~~ **97.**

30 LIEUTENANT GOVERNOR

31 (a) On the effective date of this act, the expenditure limitation estab-
32 lished by section 70(c) of chapter 204 of the 2002 Session Laws of Kansas
33 on expenditures for official hospitality from the operations account of the
34 state general fund is hereby increased from \$2,000 to no limit at the
35 discretion of the lieutenant governor.

36 ~~Sec. 96.~~ **98.**

37 INSURANCE DEPARTMENT

38 (a) On the effective date of this act, or as soon thereafter as moneys
39 are available, notwithstanding the provisions of K.S.A. 40-112 and amend-
40 ments thereto or any other statute, the director of accounts and reports
41 shall transfer \$100,000 from the insurance department service regulation
42 fund to the state general fund: *Provided*, That the transfer of such amount
43 shall be in addition to any other transfer from the insurance department

1 service regulation fund to the state general fund as prescribed by law:
 2 *Provided further*, That the amount transferred from the insurance de-
 3 partment service regulation fund to the state general fund pursuant to
 4 this subsection is to reimburse the state general fund for accounting,
 5 auditing, budgeting, legal, payroll, personnel and purchasing services and
 6 any other governmental services which are performed on behalf of the
 7 insurance department by other state agencies which receive appropria-
 8 tions from the state general fund to provide such services.

9 **Sec. ~~97.~~ 99.**

10 **DEPARTMENT OF ADMINISTRATION**

11 (a) On the effective date of this act, any unencumbered balance in each
 12 of the following accounts of the state budget stabilization fund is hereby
 13 lapsed: Statehouse elevators renovation; statehouse fire and safety alarms;
 14 statehouse grounds & facility improvements.

15 (b) In addition to the other purposes for which expenditures may be
 16 made by the above agency from the state budget stabilization fund for
 17 fiscal year 2003, expenditures may be made by the above agency from
 18 the following capital improvement account or accounts of the state budget
 19 stabilization fund for fiscal year 2003 for the following capital improve-
 20 ment project or projects, subject to the expenditure limitations prescribed
 21 therefor:

22 Rehabilitation and repair for state facilities	\$143,886
23 Judicial center rehabilitation and repair	\$100,000

24 (c) On the effective date of this act, of the amount reappropriated for
 25 the above state agency for the fiscal year ending June 30, 2003, by section
 26 141(a) of chapter 204 of the 2002 Session Laws of Kansas in the state-
 27 house grounds and facility improvements account of the state general
 28 fund, the sum of \$42,625 is hereby lapsed.

29 (d) There is appropriated for the above agency from the following spe-
 30 cial revenue fund or funds for the fiscal year ending June 30, 2003, all
 31 moneys now or hereafter lawfully credited to and available in such fund
 32 or funds, except that expenditures shall not exceed the following:

33 Deferred compensation fees fund	No limit
34 Digital orthophoto project — federal fund.....	No limit

35 (e) On and after the effective date of this month, on or before the 10th
 36 of each month during the fiscal year ending June 30, 2003, the director
 37 of accounts and reports shall transfer from the state general fund to the
 38 deferred compensation fees fund interest earnings based on: (1) The av-
 39 erage daily balance of moneys in the deferred compensation fees fund
 40 for the preceding month; and (2) the net earnings rate for the pooled
 41 money investment portfolio for the preceding month.

42 (f) On the effective date of this act, the public school districts benefit
 43 fund of the department of administration is hereby redesignated as the

1 non-state employer group benefit fund of the department of administra-
2 tion.

3 (g) In addition to the other purposes for which expenditures may be
4 made by the above agency from the state buildings operating fund for
5 fiscal year 2003, expenditures may be made by the above agency from
6 the following capital improvement account or accounts of the state build-
7 ings operating fund for fiscal year 2003 for the following capital improve-
8 ment project or projects, subject to the expenditure limitations prescribed
9 therefor:

10 Docking cooling towers replacement — debt service No limit

11 (h) On the effective date of this act, any unencumbered balance in
12 excess of \$233,290 in the capitol complex pedestrian — utility tunnels
13 design and construction account of the state buildings depreciation fund
14 is hereby lapsed.

15 ~~Sec. 98.~~ **100.**

16 STATE BOARD OF TAX APPEALS

17 (a) On the effective date of this act, of the \$1,817,644 appropriated for
18 the above agency for the fiscal year ending June 30, 2003, by section 84(a)
19 of chapter 204 of the 2002 Session Laws of Kansas from the state general
20 fund in the operating expenditures account, the sum of \$100,000 is hereby
21 lapsed.

22 ~~Sec. 99.~~ **101.**

23 DEPARTMENT OF REVENUE

24 (a) On the effective date of this act of the \$34,336,693 appropriated
25 for the above agency for the fiscal year ending June 30, 2003 by section
26 85(a) of chapter 204 of the 2002 Session Laws of Kansas from the state
27 general fund in the operating expenditures account, the sum of \$835,124
28 is hereby lapsed.

29 (b) On the effective date of this act, the expenditure limitation estab-
30 lished by section 85 (b) of chapter 204 of the 2002 Session Laws of Kansas
31 on the state bingo regulation fund is hereby increased from \$235,665 to
32 \$256,609.

33 (c) On the effective date of this act, the expenditure limitation estab-
34 lished by section 85(b) of chapter 204 of the 2002 Session Laws of Kansas
35 on the electronic databases fee fund is hereby increased from \$5,700,644
36 to \$6,592,103.

37 ~~Sec. 100.~~ **102.**

38 KANSAS RACING AND GAMING COMMISSION

39 (a) On the effective date of this act, the expenditure limitation estab-
40 lished by section 87(a) of chapter 204 of the 2002 Session Laws of Kansas
41 on the state racing fund is hereby decreased from \$3,155,357 to
42 \$2,997,628.

43

1 ~~Sec. 101.~~ **103.**

2 DEPARTMENT OF COMMERCE AND HOUSING

3 (a) On or after the effective date of this act during the fiscal year ending
4 June 30, 2003, the director of accounts and reports shall transfer the
5 amount or amounts specified by the secretary of commerce and housing
6 from the Kansas venture capital companies certificate fee fund to the
7 general fees fund to reimburse the amount expended from the general
8 fees fund for consulting services purchased by the department of com-
9 merce and housing in connection with establishing a program to admin-
10 ister the certified capital formation company act.

11 (b) The director of accounts and reports shall not make the transfer of
12 any unencumbered balance from the operating grant (including official
13 hospitality) account of the state economic development initiatives fund to
14 the state general fund which was directed to be made on June 30, 2003,
15 by section 16 of chapter 205 of the 2002 Session Laws of Kansas.

16 ~~Sec. 102.~~ **104.**

17 KANSAS TECHNOLOGY ENTERPRISE CORPORATION

18 (a) On the effective date of this act, of the \$11,596,888 appropriated
19 for the above agency for the fiscal year ending June 30, 2003, by section
20 90(a) of chapter 204 of the 2002 Session Laws of Kansas from the state
21 economic development initiatives fund in the operations, assistance and
22 grants (including official hospitality) account, the sum of \$132,530 is
23 hereby lapsed.

24 ***(b) The director of accounts and reports shall not make the trans-***
25 ***fer of any unencumbered balance from the operations, assistance***
26 ***and grants (including official hospitality) account of the Kansas***
27 ***technology enterprise corporation in the state economic develop-***
28 ***ment initiatives fund to the state general fund which was directed***
29 ***to be made on June 30, 2003, by section 16 of chapter 205 of the***
30 ***2002 Session Laws of Kansas: Provided, That any unencumbered***
31 ***balance in excess of \$100 as of June 30, 2003, in the operations,***
32 ***assistance and grants (including official hospitality) account of the***
33 ***Kansas technology enterprise corporation in the state economic de-***
34 ***velopment initiatives fund is hereby reappropriated for fiscal year***
35 ***2004: Provided further, That such reappropriation shall include***
36 ***unexpended released encumbrances from prior fiscal years.***

37 ~~Sec. 103.~~ **105.**

38 KANSAS COMMISSION ON VETERANS AFFAIRS

39 (a) In addition to the other purposes for which expenditures may be
40 made by the Kansas commission on veterans affairs from moneys appro-
41 priated in the operations — state veterans cemeteries account of the state
42 general fund for fiscal year 2003 as authorized by section 92(a) of chapter
43 204 of the 2002 Session Laws of Kansas, expenditures may be made by

1 the above agency from the operations — state veterans cemeteries ac-
 2 count of the state general fund for fiscal year 2003 for official hospitality:
 3 *Provided*, That expenditures for official hospitality from the operations
 4 — state veterans cemeteries account of the state general fund for fiscal
 5 year 2003 shall not exceed \$500.

6 ~~Sec. 104.~~ **106.**

7 DEPARTMENT OF HEALTH AND ENVIRONMENT

8 (a) There is appropriated for the above agency from the following spe-
 9 cial revenue fund or funds for the fiscal year ending June 30, 2003, all
 10 moneys now or hereafter lawfully credited to and available in such fund
 11 or funds, except that expenditures other than refunds authorized by law
 12 shall not exceed the following:

13 Brownfields revolving loan federal fund.....	No limit
14 HRSA federal grant fund.....	No limit
15 One-stop national environmental exchange network 16 fund	No limit

17 ~~Sec. 105.~~ **107.**

18 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

19 (a) On the effective date of this act, of the \$9,787,828 appropriated for
 20 the above agency for the fiscal year ending June 30, 2003, by section 95(a)
 21 of chapter 204 of the 2002 Session Laws of Kansas from the state general
 22 fund in the Kansas neurological institute — operating expenditures ac-
 23 count, the sum of \$200,000 is hereby lapsed.

24 (b) On the effective date of this act, of the \$10,551,306 appropriated
 25 for the above agency for the fiscal year ending June 30, 2003, by section
 26 95(a) of chapter 204 of the 2002 Session Laws of Kansas from the state
 27 general fund in the Larned state hospital — operating expenditures ac-
 28 count, the sum of \$141,634 is hereby lapsed.

29 (c) On the effective date of this act, of the \$6,298,953 appropriated for
 30 the above agency for the fiscal year ending June 30, 2003, by section 95(a)
 31 of chapter 204 of the 2002 Session Laws of Kansas from the state general
 32 fund in the Osawatomie state hospital-operating expenditures account,
 33 the sum of \$120,936 is hereby lapsed.

34 (d) On the effective date of this act, of the \$6,704,185 appropriated for
 35 the above agency for the fiscal year ending June 30, 2003, by section 95(a)
 36 of chapter 204 of the 2002 Session Laws of Kansas from the state general
 37 fund in the Parsons state hospital and training center — operating ex-
 38 penditures account, the sum of \$152,196 is hereby lapsed.

39 (e) On the effective date of this act, of the \$697,077 appropriated for
 40 the above agency for the fiscal year ending June 30, 2003, by section 95(a)
 41 of chapter 204 of the 2002 Session Laws of Kansas from the state general
 42 fund in the Rainbow mental health facility — operating expenditures
 43 account, the sum of \$55,234 is hereby lapsed.

1 (f) On the effective date of this act, the expenditure limitation estab-
2 lished by section 95(b) of chapter 204 of the 2002 Session Laws of Kansas
3 on the Larned state hospital fee fund is hereby increased from \$1,675,160
4 to \$2,811,230.

5 (g) On the effective date of this act, the expenditure limitation estab-
6 lished by section 95(b) of chapter 204 of the 2002 Session Laws of Kansas
7 on the Osawatomie state hospital fee fund is hereby increased from
8 \$2,988,456 to \$3,531,601.

9 (h) On the effective date of this act, the expenditure limitation estab-
10 lished by section 95(b) of chapter 204 of the 2002 Session Laws of Kansas
11 on the Rainbow mental health facility fee fund is hereby increased from
12 \$364,678 to \$489,863.

13 (i) On the effective date of this act, the expenditure limitation estab-
14 lished by section 95(b) of chapter 204 of the 2002 Session Laws of Kansas
15 on the Kansas neurological institute fee fund is hereby increased from
16 \$1,044,781 to \$1,109,081.

17 (j) On the effective date of this act, the expenditure limitation estab-
18 lished by section 95(b) of chapter 204 of the 2002 Session Laws of Kansas
19 on expenditures from the social services clearing fund for state operations
20 is hereby increased from \$275,765,005 to ~~\$284,661,005~~
21 **[\$284,751,005]**.

22 Sec. ~~106.~~ **108.**

23 DEPARTMENT OF EDUCATION

24 (a) On the effective date of this act, of the \$252,186,766 appropriated
25 for the above agency for the fiscal year ending June 30, 2003, by section
26 97(a) of chapter 204 of the 2002 Session Laws of Kansas from the state
27 general fund in the special education services aid account, the sum of
28 \$254,991 is hereby lapsed.

29 Sec. ~~107.~~ **109.**

30 EMPORIA STATE UNIVERSITY

31 (a) On the effective date of this act, or as soon thereafter as moneys
32 are available, the director of accounts and reports shall transfer \$101,695
33 from the student union account of the restricted fees fund of Emporia
34 state university to the state general fund for the purpose of repaying the
35 state general fund for debt service payments for energy conservation cap-
36 ital improvements for Emporia state university.

37 (b) On the effective date of this act, or as soon thereafter as moneys
38 are available, the director of accounts and reports shall transfer \$4,897
39 from the housing systems operations fund of Emporia state university to
40 the state general fund for the purpose of repaying the state general fund
41 for debt service payments for energy conservation capital improvements
42 for Emporia state university.

43 (c) ***On the effective date of this act, any unencumbered balance***

1 ***in the reading recovery account of the state general fund is hereby***
 2 ***lapsed.***

3 ~~Sec. 108.~~ **110.**

4 WICHITA STATE UNIVERSITY

5 (a) There is appropriated for the above agency from the following spe-
 6 cial revenue fund or funds for the fiscal year ending June 30, 2003, all
 7 moneys now or hereafter lawfully credited to and available in such fund
 8 or funds, except that expenditures shall not exceed the following:

9 Education opportunity grant — federal fund..... No limit

10 ~~Sec. 109.~~ **111.**

11 STATE BOARD OF REGENTS

12 (a) There is appropriated for the above agency from the following spe-
 13 cial revenue fund or funds for the fiscal year ending June 30, 2003, all
 14 moneys now or hereafter lawfully credited to and available in such fund
 15 or funds, except that expenditures shall not exceed the following:

16 Tuition waiver gifts, grants and reimbursements fund..... No limit

17 (b) On the effective date of this act, of the \$3,645,583 appropriated for
 18 the above agency for the fiscal year ending June 30, 2003, by section
 19 112(a) of chapter 204 of the 2002 Session Laws of Kansas from the state
 20 general fund in the operating expenditures (including official hospitality)
 21 account, the sum of ~~\$345,000~~ **\$394,000** is hereby lapsed.

22 ~~Sec. 110.~~ **112.**

23 DEPARTMENT OF CORRECTIONS

24 (a) There is appropriated for the above agency from the following spe-
 25 cial revenue fund or funds for the fiscal year ending June 30, 2003, all
 26 moneys now or hereafter lawfully credited to and available in such fund
 27 or funds, except that expenditures other than refunds authorized by law
 28 shall not exceed the following:

29 Topeka correctional facility — bureau of prisons contract
 30 — federal fund No limit

31 ~~Sec. 111.~~ **113.**

32 JUVENILE JUSTICE AUTHORITY

33 (a) On the effective date of this act, or as soon thereafter as moneys
 34 are available therefor, notwithstanding the provisions of K.S.A. 2002
 35 Supp. 79-4803 and amendments thereto or any other statute, the director
 36 of accounts and reports shall transfer \$500,000 from the juvenile deten-
 37 tion facilities fund to the state general fund: *Provided*, That the amount
 38 transferred from the juvenile detention facilities fund to the state general
 39 fund pursuant to this subsection is to reimburse the state general fund
 40 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
 41 chasing services and any other governmental services which are per-
 42 formed on behalf of the juvenile justice authority by other state agencies
 43 which receive appropriations from the state general fund to provide such

1 services.

2 (b) On the effective date of this act, of the \$30,508,893 appropriated
3 for the above agency for the fiscal year ending June 30, 2003, by section
4 114(a) of chapter 204 of the 2002 Session Laws of Kansas from the state
5 general fund in the operating expenditures account, the sum of \$88,544
6 is hereby lapsed.

7 ~~Sec. 112.~~ **114.**

8 ADJUTANT GENERAL

9 (a) On the effective date of this act, of the \$25,000 appropriated for
10 the above agency for the fiscal year ending June 30, 2003, by section
11 115(a) of chapter 204 of the 2002 Session Laws of Kansas from the state
12 general fund in the additional operating expenditures account, the sum
13 of \$18,750 is hereby lapsed.

14 **(b) There is appropriated for the above agency from the state**
15 **general fund for the fiscal year ending June 30, 2004, the following:**
16 **Operating expenditures \$12,000**

17 **(c) There is appropriated for the above agency from the following**
18 **special revenue fund or funds for the fiscal year ending June 30,**
19 **2003, all moneys now or hereafter lawfully credited to and availa-**
20 **ble in such fund or funds, except that expenditures other than re-**
21 **funds authorized by law shall not exceed the following:**

22 **Inaugural expense fund No limit**

23 ~~Sec. 113.~~ **115.**

24 KANSAS HIGHWAY PATROL

25 (a) On the effective date of this act, of the \$26,027,733 appropriated
26 for the above agency for the fiscal year ending June 30, 2003, by section
27 118(a) of chapter 204 of the 2002 Session Laws of Kansas from the state
28 general fund in the operating expenditures account, the sum of
29 \$12,085,011 is hereby lapsed.

30 (b) On the effective date of this act, or as soon thereafter as moneys
31 are available, the director of accounts and reports shall transfer
32 \$13,111,912 from the state highway fund of the department of transpor-
33 tation to the Kansas highway patrol operations fund of the Kansas highway
34 patrol. **In addition to other purposes for which expenditures may be**
35 **made from the state highway fund during fiscal year 2003 and not-**
36 **withstanding the provisions of K.S.A. 68-416 and amendments**
37 **thereto or any other statute, transfers and expenditures may be**
38 **made from the state highway fund during fiscal year 2003 for sup-**
39 **port and maintenance of the Kansas highway patrol.**

40 ~~Sec. 114.~~ **116.**

41 EMERGENCY MEDICAL SERVICES BOARD

42 (a) During the fiscal year ending June 30, 2003, expenditures from the
43 emergency medical services operating fund for official hospitality shall

1 not exceed \$300.

2 ~~Sec. 115.~~ **117.**

3 KANSAS DEPARTMENT OF AGRICULTURE

4 (a) On the effective date of this act, the expenditure limitation for the
5 fiscal year ending June 30, 2003, by section 123(b) of chapter 204 of the
6 2002 Session Laws of Kansas on the wheat quality survey fund is hereby
7 increased from \$29,341 to \$33,500.

8 (b) There is appropriated for the above agency from the state water
9 plan fund for the fiscal year ending June 30, 2003, for the water plan
10 project or projects specified, the following:

11 Water use study \$10,000

12 (c) On the effective date of this act, of the \$218,297 appropriated for
13 the above agency for the fiscal year ending June 30, 2003, by section
14 123(c) of chapter 204 of the 2002 Session Laws of Kansas from the state
15 water plan fund in the interstate water issues account, the sum of \$315
16 is hereby lapsed.

17 (d) On the effective date of this act, of the \$493,508 appropriated for
18 the above agency for the fiscal year ending June 30, 2003, by section
19 123(c) of chapter 204 of the 2002 Session Laws of Kansas from the state
20 water plan fund in the subbasin water resources management account,
21 the sum of \$633 is hereby lapsed.

22 (e) On the effective date of this act, the expenditure limitation estab-
23 lished by section 123(b) of chapter 204 of the 2002 Session Laws of Kan-
24 sas on the petroleum inspection fee fund is hereby increased from
25 \$623,605 to \$722,593.

26 (f) On the effective date of this act, the expenditure limitation estab-
27 lished by section 123(b) of chapter 204 of the 2002 Session Laws of Kan-
28 sas on the feeding stuffs fee fund is hereby increased from ~~\$474,178~~
29 **\$479,178** to \$549,178.

30 (g) On the effective date of this act, the expenditure limitation estab-
31 lished by section 13(i) of chapter 205 of the 2002 Session Laws of Kansas
32 on the weights and measures fee fund is hereby increased from \$190,163
33 to \$218,747.

34 ~~Sec. 116.~~ **118.**

35 STATE FAIR BOARD

36 (a) On the effective date of this act, the position limitation established
37 by section 131(a) of chapter 204 of the 2002 Session Laws of Kansas for
38 the state fair board is hereby increased from 22.0 to 23.0.

39 ~~Sec. 117.~~ **119.**

40 STATE CONSERVATION COMMISSION

41 (a) On the effective date of this act, of the \$2,835,000 appropriated for
42 the above agency for the fiscal year ending June 30, 2003, by section
43 127(c) of chapter 204 of the 2002 Session Laws of Kansas from the state

1 water plan fund in the nonpoint source pollution assistance account, the
2 sum of \$145,000 is hereby lapsed.

3 (b) On the effective date of this act, of the \$3,896,770 appropriated for
4 the above agency for the fiscal year ending June 30, 2003, by section
5 127(c) of chapter 204 of the 2002 Session Laws of Kansas from the state
6 water plan fund in the land treatment cost share account, the sum of
7 \$75,808 is hereby lapsed.

8 (c) On the effective date of this act, of the aggregate of (1) the \$62,490
9 appropriated for the above agency for the fiscal year ending June 30, 2003,
10 by section 127(c) of chapter 204 of the 2002 Session Laws of Kansas from
11 the state water plan fund in the water rights purchase account and (2)
12 the amount reappropriated for the above agency for the fiscal year ending
13 June 30, 2003, by section 127(c) of chapter 204 of the 2002 Session Laws
14 of Kansas from the state water plan fund in the water rights purchase
15 account, the sum of \$131,923 is hereby lapsed.

16 ~~Sec. 118.~~ **120.**

17 KANSAS WATER OFFICE

18 (a) On the effective date of this act, of the \$392,668 appropriated for
19 the above agency for the fiscal year ending June 30, 2003, by section
20 128(c) of chapter 204 of the 2002 Session Laws of Kansas from the state
21 water plan fund in the technical assistance to water users account, the
22 sum of \$10,000 is hereby lapsed.

23 (b) On the effective date of this act, of the \$1,390,084 appropriated for
24 the above agency for the fiscal year ending June 30, 2003, by section
25 128(a) of chapter 204 of the 2002 Session Laws of Kansas from the state
26 general fund in the water resources operating expenditures account, the
27 sum of \$37,501 is hereby lapsed.

28 ~~Sec. 119.~~ **121.**

29 DEPARTMENT OF TRANSPORTATION

30 (a) On the effective date of this act, the expenditure limitation estab-
31 lished by section 130(b) of chapter 204 of the 2002 Session Laws of Kan-
32 sas on the agency operations account of the state highway fund is hereby
33 decreased from \$227,072,321 to \$225,634,631.

34 **Sec. 122.**

35 **HEALTHCARE STABILIZATION FUND BOARD OF** 36 **GOVERNORS**

37 (a) *On the effective date of this act, the expenditure limitation*
38 *established for the fiscal year ending June 30, 2003, by section 75(b)*
39 *of chapter 204 of the 2002 Session Laws of Kansas on the healthcare*
40 *stabilization fund is hereby increased from \$950,529 to \$973,529.*

41 **Sec. 123.**

42 **LEGISLATURE**

43 (a) *On the effective date of this act, of the \$12,248,431 appropri-*

1 *ated for the above agency for the fiscal year ending June 30, 2003,*
2 *by section 67(a) of chapter 204 of the 2002 Session Laws of Kansas*
3 *from the state general fund in the operations (including official hos-*
4 *pitality) account, the sum of \$682,055 is hereby lapsed.*

5 *Sec. 124.*

6 **KANSAS REAL ESTATE COMMISSION**

7 *(a) On the effective date of this act, the expenditure limitation*
8 *established for the fiscal year ending June 30, 2003, by section 24(a)*
9 *of chapter 204 of the 2002 Session Laws of Kansas on the real estate*
10 *fee is hereby increased from \$714,473 to \$743,973: Provided, That*
11 *expenditures from the real estate fee fund for the fiscal year ending*
12 *June 30, 2003, for official hospitality shall not exceed \$200.*

13 *Sec. 125.*

14 **STATE BANK COMMISSIONER**

15 *(a) In addition to the other purposes for which expenditures may*
16 *be made by the state bank commissioner from the bank commis-*
17 *sioner fee fund for fiscal year 2003 as authorized by section 81(a)*
18 *of chapter 144 of the 2001 Session Laws of Kansas or other appro-*
19 *riation act of the 2003 regular session of the legislature, expendi-*
20 *tures shall be made by the above agency from the bank commis-*
21 *sioner fee fund for fiscal year 2003 for salaries and wages, including*
22 *associated employer contributions, to implement executive direc-*
23 *tive no 01-313 providing salary upgrades for financial examiners:*
24 *Provided, That expenditures for such purpose from the bank com-*
25 *missioner fee fund for fiscal year 2003 shall not exceed \$65,215:*
26 *Provided further That all such expenditures for such purposes shall*
27 *be in addition to any expenditure limitation imposed on the bank*
28 *commissioner fee fund for fiscal year 2003.*

29 *[Sec. 126. No moneys appropriated for the fiscal year ending June*
30 *30, 2004, by this act or any other appropriations act of the 2003*
31 *regular session of the legislature shall be expended for the purpose*
32 *of acquiring or modifying information technology hardware, soft-*
33 *ware and network resources, until the director of the budget certi-*
34 *fies to the director of accounts and reports that each state agency*
35 *has complied with the provisions of K.S.A. 75-7209 and amendments*
36 *thereto and also has complied with any other procedures for re-*
37 *porting established by the director of the budget, and that such*
38 *documentation also has been submitted to the legislative informa-*
39 *tion technology officer who shall present a summary of such mate-*
40 *rial to the joint committee on information technology in performing*
41 *the statutory duties assigned in K.S.A. 46-2102 and amendments*
42 *thereto.]*

43 *Section ~~120, 126.~~ [127.] On July 1, 2003, K.S.A. 2-223 is hereby*

1 amended to read as follows: 2-223. (a) There is hereby established in the
2 state treasury the state fair capital improvements fund. All expenditures
3 of moneys in the state fair capital improvements fund shall be used for
4 the payment of capital improvements and maintenance for the state fair-
5 grounds and the payment of capital improvement obligations that have
6 been financed. Capital improvement projects for the Kansas state fair-
7 grounds are hereby approved for the purposes of subsection (b) of K.S.A.
8 74-8905 and amendments thereto and the authorization of the issuance
9 of bonds by the Kansas development finance authority in accordance with
10 that statute.

11 (b) On each June 30, the state fair board shall certify to the director of
12 accounts and reports an amount to be transferred from the state fair fee
13 fund to the state fair capital improvements fund, which amount shall be
14 not less than the amount equal to 5% of the total gross receipts during
15 the current fiscal year from state fair activities and non-fair days activities.
16 Upon receipt of such certification, the director of accounts and reports
17 shall transfer moneys from the state fair fee fund to the state fair capital
18 improvements fund in accordance with such certification.

19 (c) On each July 1, the director of accounts and reports shall transfer
20 from the state general fund to the state fair capital improvements fund,
21 an amount equal to the amount certified by the state fair board pursuant
22 to subsection (b), except that (1) no transfer from the state general fund
23 under this subsection shall exceed \$300,000 in any fiscal year; and (2) no
24 amount shall be transferred under this section from the state general fund
25 to the state fair capital improvements fund during the fiscal year ending
26 June 30, ~~2002~~ 2004.

27 Sec. ~~121. 127.~~ [128.] On July 1, 2003, K.S.A. 2002 Supp. 55-193 is
28 hereby amended to read as follows: 55-193. On July 15, 1996, and on the
29 15th day of each calendar quarter thereafter before July 1, 2009, the
30 director of accounts and reports shall transfer \$100,000 from the state
31 general fund, \$100,000 from the state water plan fund established by
32 K.S.A. 82a-951 and amendments thereto and \$100,000 from the conser-
33 vation fee fund established by K.S.A. 55-143 and amendments thereto to
34 the abandoned oil and gas well fund established by K.S.A. 2002 Supp.
35 55-192; and amendments thereto, except that: (a) No transfers shall be
36 made pursuant to this section from the state water plan fund to the aban-
37 doned oil and gas well fund during state fiscal year ~~2003~~ 2004, and (b)
38 no transfers shall be made pursuant to this section from the state general
39 fund to the abandoned oil and gas well fund during state fiscal year 2004.

40 Sec. ~~122. 128.~~ [129.] On July 1, 2003, K.S.A. 2002 Supp. 75-2319 is
41 hereby amended to read as follows: 75-2319. (a) There is hereby estab-
42 lished in the state treasury the school district capital improvements fund.
43 The fund shall consist of all amounts transferred thereto under the pro-

1 visions of subsection (c).

2 (b) In each school year, each school district which is obligated to make
3 payments from its bond and interest fund shall be entitled to receive
4 payment from the school district capital improvements fund in an amount
5 determined by the state board of education as provided in this subsection.
6 The state board of education shall:

7 (1) Determine the amount of the assessed valuation per pupil (AVPP)
8 of each school district in the state and round such amount to the nearest
9 \$1,000. The rounded amount is the AVPP of a school district for the
10 purposes of this section;

11 (2) determine the median AVPP of all school districts;

12 (3) prepare a schedule of dollar amounts using the amount of the me-
13 dian AVPP of all school districts as the point of beginning. The schedule
14 of dollar amounts shall range upward in equal \$1,000 intervals from the
15 point of beginning to and including an amount that is equal to the amount
16 of the AVPP of the school district with the highest AVPP of all school
17 districts and shall range downward in equal \$1,000 intervals from the
18 point of beginning to and including an amount that is equal to the amount
19 of the AVPP of the school district with the lowest AVPP of all school
20 districts;

21 (4) determine a state aid percentage factor for each school district by
22 assigning a state aid computation percentage to the amount of the median
23 AVPP shown on the schedule, decreasing the state aid computation per-
24 centage assigned to the amount of the median AVPP by one percentage
25 point for each \$1,000 interval above the amount of the median AVPP,
26 and increasing the state aid computation percentage assigned to the
27 amount of the median AVPP by one percentage point for each \$1,000
28 interval below the amount of the median AVPP. The state aid percentage
29 factor of a school district is the percentage assigned to the schedule
30 amount that is equal to the amount of the AVPP of the school district,
31 except that the state aid percentage factor of a school district shall not
32 exceed 100%. The state aid computation percentage is 5% for contractual
33 bond obligations incurred by a school district prior to the effective date
34 of this act, and 25% for contractual bond obligations incurred by a school
35 district on or after the effective date of this act;

36 (5) determine the amount of payments in the aggregate that a school
37 district is obligated to make from its bond and interest fund and, of such
38 amount, compute the amount attributable to contractual bond obligations
39 incurred by the school district prior to the effective date of this act and
40 the amount attributable to contractual bond obligations incurred by the
41 school district on or after the effective date of this act;

42 (6) multiply each of the amounts computed under (5) by the applicable
43 state aid percentage factor; and

1 (7) add the products obtained under (6). The amount of the sum is the
2 amount of payment the school district is entitled to receive from the
3 school district capital improvements fund in the school year.

4 (c) The state board of education shall certify to the director of accounts
5 and reports the entitlements of school districts determined under the
6 provisions of subsection (b), and an amount equal thereto shall be trans-
7 ferred by the director from the state general fund to the school district
8 capital improvements fund for distribution to school districts. All transfers
9 made in accordance with the provisions of this subsection shall be con-
10 sidered to be demand transfers from the state general fund, except that
11 all such transfers during the fiscal year ending June 30, ~~2003~~ 2004, shall
12 be considered *to be* revenue transfers from the state general fund.

13 (d) Payments from the school district capital improvements fund shall
14 be distributed to school districts at times determined by the state board
15 of education to be necessary to assist school districts in making scheduled
16 payments pursuant to contractual bond obligations. The state board of
17 education shall certify to the director of accounts and reports the amount
18 due each school district entitled to payment from the fund, and the di-
19 rector of accounts and reports shall draw a warrant on the state treasurer
20 payable to the treasurer of the school district. Upon receipt of the warrant,
21 the treasurer of the school district shall credit the amount thereof to the
22 bond and interest fund of the school district to be used for the purposes
23 of such fund.

24 (e) The provisions of this section apply only to contractual obligations
25 incurred by school districts pursuant to general obligation bonds issued
26 upon approval of a majority of the qualified electors of the school district
27 voting at an election upon the question of the issuance of such bonds.

28 Sec. ~~123~~ ~~129~~ [130.] On July 1, 2003, K.S.A. 2002 Supp. 76-775 is
29 hereby amended to read as follows: 76-775. (a) Subject to the other pro-
30 visions of this act, on the first day of the first state fiscal year commencing
31 after receiving a certification of receipt of a qualifying gift under K.S.A.
32 2002 Supp. 76-774 and amendments thereto, the director of accounts and
33 reports shall transfer from the state general fund the amount determined
34 by the director of accounts and reports to be the earnings equivalent
35 award for such qualifying gift for the period of time between the date of
36 certification of the qualifying gift and the first day of the ensuing state
37 fiscal year to either (1) the endowed professorship account of the faculty
38 of distinction matching fund of the eligible educational institution, in the
39 case of a certification of a qualifying gift to an eligible educational insti-
40 tution that is a state educational institution, or (2) the faculty of distinction
41 program fund of the state board of regents, in the case of a certification
42 of a qualifying gift to an eligible institution that is not a state educational
43 institution. Subject to the other provisions of this act, on each July 1

1 thereafter, the director of accounts and reports shall make such transfer
2 from the state general fund of the earnings equivalent award for such
3 qualifying gift for the period of the preceding state fiscal year. All transfers
4 made in accordance with the provisions of this subsection shall be con-
5 sidered demand transfers from the state general fund, *except that all such*
6 *transfers during the fiscal year ending June 30, 2004, shall be considered*
7 *to be revenue transfers from the state general fund.*

8 (b) There is hereby established in the state treasury the faculty of dis-
9 tinction program fund which shall be administered by the state board of
10 regents. All moneys transferred under this section to the faculty of dis-
11 tinction program fund of the state board of regents shall be paid to eligible
12 educational institutions that are not state educational institutions for earn-
13 ings equivalent awards for qualifying gifts to such eligible educational
14 institutions. The state board of regents shall pay from the faculty of dis-
15 tinction program fund the amount of each such transfer to the eligible
16 educational institution for the earnings equivalent award for which such
17 transfer was made under this section.

18 (c) The earnings equivalent award for an endowed professorship shall
19 be determined by the director of accounts and reports and shall be the
20 amount of interest earnings that the amount of the qualifying gift certified
21 by the state board of regents would have earned at the average net earn-
22 ings rate of the pooled money investment board portfolio for the period
23 for which the determination is being made.

24 (d) The total amount of new qualifying gifts which may be certified to
25 the director of accounts and reports under this act during any state fiscal
26 year for all eligible educational institutions shall not exceed \$30,000,000.
27 The total amount of new qualifying gifts which may be certified to the
28 director of accounts and reports under this act during any state fiscal year
29 for any individual eligible educational institution shall not exceed
30 \$10,000,000. No additional qualifying gifts shall be certified by the state
31 board of regents under this act when the total of all transfers from the
32 state general fund for earnings equivalent awards for qualifying gifts pur-
33 suant to this section and amendments thereto for a fiscal year is equal to
34 or greater than \$5,000,000.

35 Sec. ~~124-130~~ [131.] July 1, 2003, K.S.A. 2002 Supp. 79-2959, as
36 amended by section 21 of 2003 House Bill No. 2026, is hereby amended
37 to read as follows: 79-2959. (a) There is hereby created the local ad va-
38 lorem tax reduction fund. All moneys transferred or credited to such fund
39 under the provisions of this act or any other law shall be apportioned and
40 distributed in the manner provided herein.

41 (b) On January 15 and on July 15 of each year, the director of accounts
42 and reports shall make transfers in equal amounts which in the aggregate
43 equal 3.63% of the total retail sales and compensating taxes credited to

1 the state general fund pursuant to articles 36 and 37 of chapter 79 of
2 Kansas Statutes Annotated and acts amendatory thereof and supplement-
3 tal thereto during the preceding calendar year from the state general fund
4 to the local ad valorem tax reduction fund, except that no moneys shall
5 be transferred from the state general fund to the local ad valorem tax
6 reduction fund ~~on or after November 26, 2002,~~ during state fiscal year
7 ~~2003~~ 2004. All such transfers are subject to reduction under K.S.A. 75-
8 6704 and amendments thereto. All transfers made in accordance with the
9 provisions of this section shall be considered to be demand transfers from
10 the state general fund, ~~except that all such transfers during the fiscal year~~
11 ~~ending June 30, 2003, shall be considered revenue transfers from the~~
12 ~~state general fund.~~

13 (c) The state treasurer shall apportion and pay the amounts transferred
14 under subsection (b) to the several county treasurers on January 15 and
15 on July 15 in each year as follows: (1) Sixty-five percent of the amount to
16 be distributed shall be apportioned on the basis of the population figures
17 of the counties certified to the secretary of state pursuant to K.S.A. 11-
18 201 and amendments thereto on July 1 of the preceding year; and (2)
19 thirty-five percent of such amount shall be apportioned on the basis of
20 the equalized assessed tangible valuations on the tax rolls of the counties
21 on November 1 of the preceding year as certified by the director of prop-
22 erty valuation.

23 Sec. ~~125. 131.~~ [132.] July 1, 2003, K.S.A. 2002 Supp. 79-2964, as
24 amended by section 22 of 2003 House Bill No. 2026, is hereby amended
25 to read as follows: 79-2964. There is hereby created the county and city
26 revenue sharing fund. All moneys transferred or credited to such fund
27 under the provisions of this act or any other law shall be allocated and
28 distributed in the manner provided herein. The director of accounts and
29 reports in each year on July 15 and December 10, shall make transfers
30 in equal amounts which in the aggregate equal 2.823% of the total retail
31 sales and compensating taxes credited to the state general fund pursuant
32 to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated and
33 acts amendatory thereof and supplemental thereto during the preceding
34 calendar year from the state general fund to the county and city revenue
35 sharing fund, except that no moneys shall be transferred from the state
36 general fund to the county and city revenue sharing fund ~~on or after~~
37 ~~November 26, 2002,~~ during state fiscal year ~~2003~~ 2004. All such transfers
38 are subject to reduction under K.S.A. 75-6704 and amendments thereto.
39 All transfers made in accordance with the provisions of this section shall
40 be considered to be demand transfers from the state general fund, ~~except~~
41 ~~that all such transfers during the fiscal year ending June 30, 2003, shall~~
42 ~~be considered revenue transfers from the state general fund.~~

43 Sec. ~~126. 132.~~ [133.] July 1, 2003, K.S.A. 2002 Supp. 79-3425i, as

1 amended by section 23 of 2003 House Bill No. 2026, is hereby amended
2 to read as follows: 79-3425i. On January 15 and July 15 of each year, the
3 director of accounts and reports shall transfer a sum equal to the total
4 taxes collected under the provisions of K.S.A. 79-6a04 and 79-6a10, and
5 amendments thereto, and credited to the state general fund during the
6 six months next preceding the date of transfer, from the state general
7 fund to the special city and county highway fund, created by K.S.A. 79-
8 3425, and amendments thereto, except that: (1) Such transfers are subject
9 to reduction under K.S.A. 75-6704, and amendments thereto; and (2) no
10 moneys shall be transferred from the state general fund to the special city
11 and county highway fund ~~on or after November 26, 2002,~~ during state
12 fiscal year ~~2003~~ 2004. All transfers under this section shall be considered
13 to be demand transfers from the state general fund, ~~except that all such~~
14 ~~transfers during the fiscal year ending June 30, 2003, shall be considered~~
15 ~~revenue transfers from the state general fund.~~

16 Sec. ~~127. 133.~~ [134.] On July 1, 2003, K.S.A. 2002 Supp. 79-34,147 is
17 hereby amended to read as follows: 79-34,147. (a) (1) On July 1, 1999,
18 and quarterly thereafter the secretary of revenue shall certify to the di-
19 rector of accounts and reports the amount equal to 7.628% of the total
20 revenues received by the secretary from the taxes imposed under the
21 Kansas retailers' sales tax act and deposited in the state treasury and
22 credited to the state general fund during the preceding three calendar
23 months.

24 (2) On July 1, 2001, and quarterly thereafter, the secretary of revenue
25 shall certify to the director of accounts and reports the amount equal to
26 9.5% of the total revenues received by the secretary from the taxes im-
27 posed under the Kansas retailers' sales tax act and deposited in the state
28 treasury and credited to the state general fund during the preceding three
29 calendar months.

30 (3) On July 1, 2002, and quarterly thereafter, the secretary of revenue
31 shall certify to the director of accounts and reports the amount equal to
32 11% of the total revenues received by the secretary from the taxes im-
33 posed under the Kansas retailers' sales tax act and deposited in the state
34 treasury and credited to the state general fund during the preceding three
35 calendar months.

36 (4) On July 1, 2003, and quarterly thereafter, the secretary of revenue
37 shall certify to the director of accounts and reports the amount equal to
38 11.25% of the total revenues received by the secretary from the taxes
39 imposed under the Kansas retailers' sales tax act and deposited in the
40 state treasury and credited to the state general fund during the preceding
41 three calendar months.

42 (5) On July 1, 2004, and quarterly thereafter, the secretary of revenue
43 shall certify to the director of accounts and reports the amount equal to

1 12% of the total revenues received by the secretary from the taxes im-
2 posed under the Kansas retailers' sales tax act and deposited in the state
3 treasury and credited to the state general fund during the preceding three
4 calendar months.

5 (b) Upon receipt of each certification under subsection (a), the director
6 of accounts and reports shall transfer from the state general fund to the
7 state highway fund an amount equal to the amount so certified, on each
8 July 1, October 1, January 1 and April 1, except that no transfers shall be
9 made pursuant to this section during state fiscal year ~~2003~~ 2004. All trans-
10 fers made pursuant to this section are subject to reduction under K.S.A.
11 75-6704, and amendments thereto.

12 (c) All transfers made in accordance with the provisions of this section
13 shall be considered to be demand transfers from the state general fund.

14 Sec. ~~128. 134.~~ [135.] On July 1, 2003, K.S.A. 2002 Supp. 79-4804 is
15 hereby amended to read as follows: 79-4804. (a) After the transfer of
16 moneys pursuant to K.S.A. 2002 Supp. 79-4806, and amendments
17 thereto, an amount equal to 85% of the balance of all moneys credited
18 to the state gaming revenues fund shall be transferred and credited to
19 the state economic development initiatives fund. Expenditures from the
20 state economic development initiatives fund shall be made in accordance
21 with appropriations acts for the financing of such programs supporting
22 and enhancing the existing economic foundation of the state and fostering
23 growth through the expansion of current, and the establishment and at-
24 traction of new, commercial and industrial enterprises as provided by this
25 section and as may be authorized by law and not less than $\frac{1}{2}$ of such
26 money shall be distributed equally among the congressional districts of
27 the state. Except as provided by subsection (g), all moneys credited to
28 the state economic development initiatives fund shall be credited within
29 the fund, as provided by law, to an account or accounts of the fund which
30 are created by this section.

31 (b) There is hereby created the Kansas capital formation account in
32 the state economic development initiatives fund. All moneys credited to
33 the Kansas capital formation account shall be used to provide, encourage
34 and implement capital development and formation in Kansas.

35 (c) There is hereby created the Kansas economic development research
36 and development account in the state economic development initiatives
37 fund. All moneys credited to the Kansas economic development research
38 and development account shall be used to promote, encourage and im-
39 plement research and development programs and activities in Kansas and
40 technical assistance funded through state educational institutions under
41 the supervision and control of the state board of regents or other Kansas
42 colleges and universities.

43 (d) There is hereby created the Kansas economic development endow-

1 ment account in the state economic development initiatives fund. All
2 moneys credited to the Kansas economic development endowment ac-
3 count shall be accumulated and invested as provided in this section to
4 provide an ongoing source of funds which shall be used for economic
5 development activities in Kansas, including but not limited to continuing
6 appropriations or demand transfers for programs and projects which shall
7 include, but are not limited to, specific community infrastructure projects
8 in Kansas that stimulate economic growth.

9 (e) Except as provided in subsection (f), the director of investments
10 may invest and reinvest moneys credited to the state economic develop-
11 ment initiatives fund in accordance with investment policies established
12 by the pooled money investment board under K.S.A. 75-4232, and
13 amendments thereto, in the pooled money investment portfolio. All mon-
14 eys received as interest earned by the investment of the moneys credited
15 to the state economic development initiatives fund shall be deposited in
16 the state treasury and credited to the Kansas economic development en-
17 dowment account of such fund.

18 (f) Moneys credited to the Kansas economic development endowment
19 account of the state economic development initiatives fund may be in-
20 vested in government guaranteed loans and debentures as provided by
21 law in addition to the investments authorized by subsection (e) or in lieu
22 of such investments. All moneys received as interest earned by the in-
23 vestment under this subsection of the moneys credited to the Kansas
24 economic development endowment account shall be deposited in the
25 state treasury and credited to the Kansas economic development endow-
26 ment account of the state economic development initiatives fund.

27 (g) In each fiscal year, the director of accounts and reports shall make
28 transfers in equal amounts on July 15 and January 15 which in the aggre-
29 gate equal \$2,000,000 from the state economic development initiatives
30 fund to the state water plan fund created by K.S.A. 82a-951, and amend-
31 ments thereto, except that the aggregate amount of the transfers on such
32 dates during state fiscal year ~~2003~~ 2004 shall not exceed \$1,900,000. No
33 other moneys credited to the state economic development initiatives fund
34 shall be used for: (1) Water-related projects or programs, or related tech-
35 nical assistance; or (2) any other projects or programs, or related technical
36 assistance, which meet one or more of the long-range goals, objectives
37 and considerations set forth in the state water resource planning act.

38 Sec. ~~129-135~~ [136.] On July 1, 2003, K.S.A. 2002 Supp. 82a-953a is
39 hereby amended to read as follows: 82a-953a. ~~In each~~ *During the* fiscal
40 year *ending June 30, 2004*, the director of accounts and reports shall
41 transfer \$3,773,949 from the state general fund to the state water plan
42 fund created by K.S.A. 82a-951, and amendments thereto, $\frac{1}{2}$ of such
43 amount to be transferred on July 15 and $\frac{1}{2}$ to be transferred on January

1 15, except that such transfers are subject to reduction under K.S.A. 75-
2 6704, and amendments thereto. All transfers under this section shall be
3 considered to be demand transfers from the state general fund, except
4 that all such transfers during the fiscal year ending June 30, ~~2003~~ 2004,
5 shall be considered revenue transfers from the state general fund.

6 ~~Sec. 130. In addition to the other purposes for which expenditures may~~
7 ~~be made by the department of human resources from moneys appropri-~~
8 ~~ated in the employment security fund for the fiscal year ending June 30,~~
9 ~~2004, for the department of human resources as authorized by this or~~
10 ~~other appropriation act of the 2003 regular session of the legislature,~~
11 ~~notwithstanding the provisions of subsection (d) of K.S.A. 2002 Supp. 44-~~
12 ~~705 and amendments thereto or of any other statute, expenditures may~~
13 ~~be made by the department of human resources from moneys appropri-~~
14 ~~ated in the employment security fund for unemployment compensation~~
15 ~~benefits for the period of the waiting week described in subsection (d) of~~
16 ~~K.S.A. 2002 Supp. 44-705 and amendments thereto for the fiscal year~~
17 ~~ending June 30, 2004, for new claims filed during the period commencing~~
18 ~~on July 1, 2003, and ending with June 30, 2004. *Provided*, That, notwith-~~
19 ~~standing the provisions of subsection (d) of K.S.A. 2002 Supp. 44-705 and~~
20 ~~amendments thereto or of any other statute, the waiting week require-~~
21 ~~ments of subsection (d) of K.S.A. 2002 Supp. 44-705 and amendments~~
22 ~~thereto shall not apply to any new claims filed during the period com-~~
23 ~~mencing on July 1, 2003, and ending with June 30, 2004.~~

24 ***[Sec. 137. During the fiscal year ending June 30, 2004, the direc-***
25 ***tor of the division of personnel services of the department of ad-***
26 ***ministration shall monthly submit to the director of the budget and***
27 ***to the director of the legislative research department a report which***
28 ***shall include the number of state employees for each state agency***
29 ***laid off during each month of the fiscal year ending June 30, 2004.]***

30 ~~Sec. 131. ~~136.~~ [138.] Appeals to exceed position limitations.~~ (a) The
31 limitations imposed by this act on the number of full-time and regular
32 part-time positions equated to full-time, excluding seasonal and tempo-
33 rary positions, paid from appropriations for the fiscal years ending June
34 30, 2003, or June 30, 2004, made in chapter 204 or 205 of the 2002
35 Session Laws of Kansas or in this act or in any other appropriation act of
36 the 2003 regular session of the legislature may be exceeded upon approval
37 of the state finance council.

38 (b) The limitations imposed by this act on the number of full-time and
39 regular part-time positions equated to full-time, excluding seasonal and
40 temporary positions, paid from appropriations for the fiscal year ending
41 June 30, 2005, made in this act or in any other appropriation act of the
42 2003 regular session of the legislature may be exceeded upon approval of
43 the state finance council.

1 Sec. ~~132. 137.~~ **[139.]** *Appeals to exceed expenditure limitations.* (a)
2 Upon written application to the governor and approval of the state finance
3 council, expenditures from special revenue funds may exceed the
4 amounts specified in this act.

5 (b) This section shall not apply to the state economic development
6 initiatives fund, the children's initiatives fund or the state water plan fund
7 or to any account thereof.

8 Sec. ~~133. 138.~~ **[140.]** *Savings.* (a) Any unencumbered balance as of
9 June 30, 2003, in any special revenue fund, or account thereof, of any
10 state agency named in this act which is not otherwise specifically appro-
11 priated or limited by this or other appropriation act of the 2003 regular
12 session of the legislature, is hereby appropriated for the fiscal year ending
13 June 30, 2004, for the same use and purpose as the same was heretofore
14 appropriated.

15 (b) Any unencumbered balance as of June 30, 2004, in any special
16 revenue fund, or account thereof, of any state agency named in section
17 22 of this act which is not otherwise specifically appropriated or limited
18 for fiscal year 2005 by this or other appropriation act of the 2003 or 2004
19 regular session of the legislature, is hereby appropriated for fiscal year
20 2003 for the same use and purpose as the same was heretofore appro-
21 priated.

22 (c) This section shall not apply to the state economic development
23 initiatives fund, the children's initiatives fund or the state water plan fund
24 or any account of any of such funds.

25 Sec. ~~134. 139.~~ **[141.]** During the fiscal year ending June 30, 2004, all
26 moneys which are lawfully credited to and available in any bond special
27 revenue fund, which are not otherwise specifically appropriated or limited
28 by this or other appropriation act of the 2003 regular session of the leg-
29 islature, are hereby appropriated for the fiscal year ending June 30, 2004,
30 for the state agency for which the bond special revenue fund was estab-
31 lished for the purposes authorized by law for expenditures from such
32 bond special revenue fund. As used in this subsection, "bond special rev-
33 enue fund" means any special revenue fund or account thereof estab-
34 lished in the state treasury prior to or on or after the effective date of this
35 act for the deposit of the proceeds of bonds issued by the Kansas devel-
36 opment finance authority, for the payment of debt service for bonds is-
37 sued by the Kansas development finance authority, or for any related
38 purpose in accordance with applicable bond covenants.

39 Sec. ~~135. 140.~~ **[142.]** *Federal grants.* (a) During the fiscal year ending
40 June 30, 2004, each federal grant or other federal receipt which is re-
41 ceived by a state agency named in this act and which is not otherwise
42 appropriated to that state agency by this or other appropriation act of the
43 2003 regular session of the legislature, is hereby appropriated for the

1 fiscal year ending June 30, 2004, for that state agency for the purpose set
2 forth in such federal grant or receipt, except that no expenditure shall be
3 made from and no obligation shall be incurred against any such federal
4 grant or other federal receipt, which has not been previously appropriated
5 or reappropriated or approved for expenditure by the governor, until the
6 governor has authorized the state agency to make expenditures there-
7 from.

8 (b) During the fiscal year ending June 30, 2005, each federal grant or
9 other federal receipt which is received by a state agency named in section
10 22 of this act and which is not otherwise appropriated to that state agency
11 for fiscal year 2005 by this or other appropriation act of the 2003 or 2005
12 regular session of the legislature, is hereby appropriated for fiscal year
13 2005 for that state agency for the purpose set forth in such federal grant
14 or receipt, except that no expenditure shall be made from and no obli-
15 gation shall be incurred against any such federal grant or other federal
16 receipt, which has not been previously appropriated or reappropriated or
17 approved for expenditure by the governor, for fiscal year 2005, until the
18 governor has authorized the state agency to make expenditures from such
19 federal grant or other federal receipt for fiscal year 2005.

20 (c) In addition to the other purposes for which expenditures may be
21 made by any state agency which is named in this act and which is not
22 otherwise authorized by law to apply for and receive federal grants, ex-
23 penditures may be made by such state agency from moneys appropriated
24 for fiscal year 2004 by this or other appropriation act of the 2003 regular
25 session of the legislature to apply for and receive federal grants during
26 fiscal year 2004, which federal grants are hereby authorized to be applied
27 for and received by such state agencies: *Provided*, That no expenditure
28 shall be made from and no obligation shall be incurred against any such
29 federal grant or other federal receipt, which has not been previously ap-
30 propriated or reappropriated or approved for expenditure by the gover-
31 nor, until the governor has authorized the state agency to make expend-
32 itures therefrom.

33 ~~Sec. 136. 141. [143.]~~ Any correctional institutions building fund ap-
34 propriation heretofore appropriated to any state agency named in this or
35 other appropriation act of the 2003 regular session of the legislature, and
36 having an unencumbered balance as of June 30, 2003, in excess of \$100
37 is hereby reappropriated for the fiscal year ending June 30, 2004, for the
38 same uses and purposes as originally appropriated unless specific provi-
39 sion is made for lapsing such appropriation.

40 ~~Sec. 137. 142. [144.]~~ Any Kansas educational building fund appropri-
41 ation heretofore appropriated to any institution named in this or other
42 appropriation act of the 2003 regular session of the legislature and having
43 an unencumbered balance as of June 30, 2003, in excess of \$100 is hereby

1 reappropriated for the fiscal year ending June 30, 2004, for the same use
2 and purpose as originally appropriated, unless specific provision is made
3 for lapsing such appropriation.

4 ~~Sec. 139. 143.~~ **[145.]** Any state institutions building fund appropriation
5 heretofore appropriated to any state agency named in this or other ap-
6 propriation act of the 2003 regular session of the legislature and having
7 an unencumbered balance as of June 30, 2003, in excess of \$100 is hereby
8 reappropriated for the fiscal year ending June 30, 2004, for the same use
9 and purpose as originally appropriated, unless specific provision is made
10 for lapsing such appropriation.

11 ~~Sec. 139. 144.~~ **[146.]** Any transfers of money during the fiscal year
12 ending June 30, 2003, from any special revenue fund of any state agency
13 named in this act to the audit services fund of the division of post audit
14 under K.S.A. 46-1121 and amendments thereto shall be in addition to
15 any expenditure limitation imposed on any such fund for the fiscal year
16 ending June 30, 2004.

17 ~~Sec. 140. 145.~~ **[147.]** During the fiscal year ending June 30, 2004,
18 each state agency named in this act that has a cost reduction for which
19 an employee suggestion bonus is paid pursuant to subsection (f) of K.S.A.
20 2002 Supp. 75-37,105, and amendments thereto, shall transfer (1) from
21 each state general fund appropriation or reappropriation account for fiscal
22 year 2004 from which all or part of such cost reduction has been realized
23 to the state general fund, in accordance with subsection (f) of K.S.A. 2002
24 Supp. 75-37,105, and amendments thereto, the amount equal to 80% of
25 the cost reduction which is attributed to such account, and (2) from each
26 special revenue fund for fiscal year 2004 from which all or part of such
27 cost reduction has been realized to the state general fund, in accordance
28 with subsection (f) of K.S.A. 2002 Supp. 75-37,105, and amendments
29 thereto, the amount equal to 80% of the cost reduction which is attributed
30 to such special revenue fund.

31 ~~Sec. 141. 146.~~ **[148.]** On July 1, 2003, K.S.A. 2-223 and K.S.A. 2002
32 Supp. 55-193, 75-2319, 76-775, 79-2959, as amended by section 21 of
33 2003 House Bill No. 2026, 79-2964, as amended by section 22 of 2003
34 House Bill No. 2026, 79-3425i, as amended by section 23 of 2003 House
35 Bill No. 2026, 79-34,147, 79-4804 and 82a-953a are hereby repealed.

36 ~~Sec. 142. 147.~~ **[149.]** This act shall take effect and be in force from
37 and after its publication in the Kansas register.

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