

**HOUSE BILL No. 2610**

By Legislative Educational Planning Committee

1-3

9 AN ACT concerning the state board of regents; relating to payment of  
10 debt service for certain capital improvement projects; making and con-  
11 cerning appropriations for the state board of regents for the fiscal years  
12 ending June 30, 2008, June 30, 2009, June 30, 2010, June 30, 2011  
13 and June 30, 2012; establishing the regents crumbling classrooms debt  
14 payment fund; transferring moneys from the state general fund to the  
15 fund.

16

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

18 Section 1. (a) For the fiscal year ending June 30, 2008, June 30, 2009,  
19 June 30, 2010, June 30, 2011, and June 30, 2012, appropriations are  
20 hereby made, restrictions and limitations are hereby imposed, and trans-  
21 fers, capital improvement projects, fees, receipts, disbursements and acts  
22 incidental to the foregoing are hereby directed or authorized as provided  
23 in this act.

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

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

28

Sec. 2.

29

STATE BOARD OF REGENTS

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

34 Regents crumbling classrooms debt payment fund  
35 For the fiscal year ending June 30, 2008..... \$0

36 *Provided*, That except as specifically authorized by act of the legislature,  
37 no moneys shall be transferred or expended from the regents crumbling  
38 classrooms debt payment fund during fiscal year 2008: *Provided further*,  
39 That, notwithstanding the provisions of K.S.A. 75-3711c, and amend-  
40 ments thereto, any appropriation act of the legislature or any other stat-  
41 ute, the state finance council shall have no authority to increase the ex-  
42 penditure limitation on the regents crumbling classrooms debt payment  
43 fund for fiscal year 2008 or to otherwise authorize or provide for any

1 expenditures from the regents crumbling classrooms debt payment fund  
2 for fiscal year 2008.

3 For the fiscal year ending June 30, 2009..... \$0  
4 *Provided*, That except as specifically authorized by act of the legislature,  
5 no moneys shall be transferred or expended from the regents crumbling  
6 classrooms debt payment fund during fiscal year 2009: *Provided further*,  
7 That, notwithstanding the provisions of K.S.A. 75-3711c, and amend-  
8 ments thereto, any appropriation act of the legislature or any other stat-  
9 ute, the state finance council shall have no authority to increase the ex-  
10 penditure limitation on the regents crumbling classrooms debt payment  
11 fund for fiscal year 2009 or to otherwise authorize or provide for any  
12 expenditures from the regents crumbling classrooms debt payment fund  
13 for fiscal year 2009.

14 For the fiscal year ending June 30, 2010..... \$0  
15 *Provided*, That except as specifically authorized by act of the legislature,  
16 no moneys shall be transferred or expended from the regents crumbling  
17 classrooms debt payment fund during fiscal year 2010: *Provided further*,  
18 That, notwithstanding the provisions of K.S.A. 75-3711c, and amend-  
19 ments thereto, any appropriation act of the legislature or any other stat-  
20 ute, the state finance council shall have no authority to increase the ex-  
21 penditure limitation on the regents crumbling classrooms debt payment  
22 fund for fiscal year 2010 or to otherwise authorize or provide for any  
23 expenditures from the regents crumbling classrooms debt payment fund  
24 for fiscal year 2010.

25 For the fiscal year ending June 30, 2011..... \$0  
26 *Provided*, That except as specifically authorized by act of the legislature,  
27 no moneys shall be transferred or expended from the regents crumbling  
28 classrooms debt payment fund during fiscal year 2011: *Provided further*,  
29 That, notwithstanding the provisions of K.S.A. 75-3711c, and amend-  
30 ments thereto, any appropriation act of the legislature or any other stat-  
31 ute, the state finance council shall have no authority to increase the ex-  
32 penditure limitation on the regents crumbling classrooms debt payment  
33 fund for fiscal year 2011 or to otherwise authorize or provide for any  
34 expenditures from the regents crumbling classrooms debt payment fund  
35 for fiscal year 2011.

36 For the fiscal year ending June 30, 2012..... \$0  
37 *Provided*, That except as specifically authorized by act of the legislature,  
38 no moneys shall be transferred or expended from the regents crumbling  
39 classrooms debt payment fund during fiscal year 2012: *Provided further*,  
40 That, notwithstanding the provisions of K.S.A. 75-3711c, and amend-  
41 ments thereto, any appropriation act of the legislature or any other stat-  
42 ute, the state finance council shall have no authority to increase the ex-  
43 penditure limitation on the regents crumbling classrooms debt payment

1 fund for fiscal year 2012 or to otherwise authorize or provide for any  
2 expenditures from the regents crumbling classrooms debt payment fund  
3 for fiscal year 2012.

4 (b) On the effective date of this act, or as soon thereafter as moneys  
5 are available therefor, and subject to and in accordance with the provi-  
6 sions of this subsection, during fiscal year 2008, the director of accounts  
7 and reports shall transfer \$61,630,130 from the state general fund to the  
8 regents crumbling classrooms debt payment fund.

9 (c) During the fiscal year ending June 30, 2008, the state board of  
10 regents shall certify to the director of accounts and reports the amount  
11 or amounts and the date or dates of payments to be made during fiscal  
12 year 2008 for payment of principal and interest on bonds issued pursuant  
13 to section 13 of chapter 259 of the 1996 Session Laws of Kansas, in  
14 accordance with applicable bond covenants. At the same time as such  
15 certification is transmitted to the director of accounts and reports, the  
16 state board of regents shall transmit a copy of such certification to the  
17 director of the budget and the director of the legislative research de-  
18 partment. Upon receipt of such certification, the director of accounts and  
19 reports shall transfer the amount or amounts specified on the date or  
20 dates specified in such certification from the regents crumbling class-  
21 rooms debt payment fund to the comprehensive rehabilitation and repair  
22 fund of the state board of regents: *Provided*, That the amount or amounts  
23 transferred from the regents crumbling classrooms debt payment fund to  
24 the comprehensive rehabilitation and repair fund of the state board of  
25 regents during fiscal year 2008 under this subsection (c) shall not exceed  
26 \$1,630,130.

27 (d) During the fiscal year ending June 30, 2009, the state board of  
28 regents shall certify to the director of accounts and reports the amount  
29 or amounts and the date or dates of payments to be made during fiscal  
30 year 2009 for payment of principal and interest on bonds issued pursuant  
31 to section 13 of chapter 259 of the 1996 Session Laws of Kansas, in  
32 accordance with applicable bond covenants. At the same time as such  
33 certification is transmitted to the director of accounts and reports, the  
34 state board of regents shall transmit a copy of such certification to the  
35 director of the budget and the director of the legislative research de-  
36 partment. Upon receipt of such certification, the director of accounts and  
37 reports shall transfer the amount or amounts specified on the date or  
38 dates specified in such certification from the regents crumbling class-  
39 rooms debt payment fund to the comprehensive rehabilitation and repair  
40 fund of the state board of regents: *Provided*, That the amount or amounts  
41 transferred from the regents crumbling classrooms debt payment fund to  
42 the comprehensive rehabilitation and repair fund of the state board of  
43 regents during fiscal year 2009 under this subsection (d) shall not exceed

1 \$15,000,000.

2 (e) During the fiscal year ending June 30, 2010, the state board of  
3 regents shall certify to the director of accounts and reports the amount  
4 or amounts and the date or dates of payments to be made during fiscal  
5 year 2010 for payment of principal and interest on bonds issued pursuant  
6 to section 13 of chapter 259 of the 1996 Session Laws of Kansas, in  
7 accordance with applicable bond covenants. At the same time as such  
8 certification is transmitted to the director of accounts and reports, the  
9 state board of regents shall transmit a copy of such certification to the  
10 director of the budget and the director of the legislative research de-  
11 partment. Upon receipt of such certification, the director of accounts and  
12 reports shall transfer the amount or amounts specified on the date or  
13 dates specified in such certification from the regents crumbling class-  
14 rooms debt payment fund to the comprehensive rehabilitation and repair  
15 fund of the state board of regents: *Provided*, That the amount or amounts  
16 transferred from the regents crumbling classrooms debt payment fund to  
17 the comprehensive rehabilitation and repair fund of the state board of  
18 regents during fiscal year 2010 under this subsection (e) shall not exceed  
19 \$15,000,000.

20 (f) During the fiscal year ending June 30, 2011, the state board of  
21 regents shall certify to the director of accounts and reports the amount  
22 or amounts and the date or dates of payments to be made during fiscal  
23 year 2011 for payment of principal and interest on bonds issued pursuant  
24 to section 13 of chapter 259 of the 1996 Session Laws of Kansas, in  
25 accordance with applicable bond covenants. At the same time as such  
26 certification is transmitted to the director of accounts and reports, the  
27 state board of regents shall transmit a copy of such certification to the  
28 director of the budget and the director of the legislative research de-  
29 partment. Upon receipt of such certification, the director of accounts and  
30 reports shall transfer the amount or amounts specified on the date or  
31 dates specified in such certification from the regents crumbling class-  
32 rooms debt payment fund to the comprehensive rehabilitation and repair  
33 fund of the state board of regents: *Provided*, That the amount or amounts  
34 transferred from the regents crumbling classrooms debt payment fund to  
35 the comprehensive rehabilitation and repair fund of the state board of  
36 regents during fiscal year 2011 under this subsection (f) shall not exceed  
37 \$15,000,000.

38 (g) During the fiscal year ending June 30, 2012, the state board of  
39 regents shall certify to the director of accounts and reports the amount  
40 or amounts and the date or dates of payments to be made during fiscal  
41 year 2012 for payment of principal and interest on bonds issued pursuant  
42 to section 13 of chapter 259 of the 1996 Session Laws of Kansas, in  
43 accordance with applicable bond covenants. At the same time as such

1 certification is transmitted to the director of accounts and reports, the  
2 state board of regents shall transmit a copy of such certification to the  
3 director of the budget and the director of the legislative research de-  
4 partment. Upon receipt of such certification, the director of accounts and  
5 reports shall transfer the amount or amounts specified on the date or  
6 dates specified in such certification from the regents crumbling class-  
7 rooms debt payment fund to the comprehensive rehabilitation and repair  
8 fund of the state board of regents: *Provided*, That the amount or amounts  
9 transferred from the regents crumbling classrooms debt payment fund to  
10 the comprehensive rehabilitation and repair fund of the state board of  
11 regents during fiscal year 2012 under this subsection (g) shall not exceed  
12 \$15,000,000.

13 Sec. 3. This act shall take effect and be in force from and after its  
14 publication in the Kansas register.