

SENATE BILL No. 304

By Committee on Ways and Means

3-9

9 AN ACT making and concerning appropriations for the fiscal years ending
10 June 30, 2009, June 30, 2010, June 30, 2011, June 30, 2012 and June
11 30, 2013, and June 30, 2014, for state agencies; authorizing certain
12 transfers, capital improvement projects and fees, imposing certain re-
13 strictions and limitations, and directing or authorizing certain receipts,
14 disbursements and acts incidental to the foregoing; amending K.S.A.
15 2008 Supp. 2-223, 12-5256, 55-193, 75-6702, 76-7,107, 79-2959, 79-
16 2964, 79-2978, 79-2979, 79-3425i, 79-4801 and 82a-953a and repealing
17 the existing sections.

18

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

20 Section 1. (a) For the fiscal years ending June 30, 2009, June 30, 2010,
21 June 30, 2011, June 30, 2012 and June 30, 2013, and June 30, 2014,
22 appropriations are hereby made, restrictions and limitations are hereby
23 imposed, and transfers, capital improvement projects, fees, receipts, dis-
24 bursements and acts incidental to the foregoing are hereby directed or
25 authorized as provided in this act.

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

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

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

34

Sec. 2.

35

ABSTRACTERS' BOARD OF EXAMINERS

36 (a) There is appropriated for the above agency from the following spe-
37 cial revenue fund or funds for the fiscal years specified all moneys now
38 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 Abstracters' fee fund	
42 For the fiscal year ending June 30, 2010.....	\$21,207
43 For the fiscal year ending June 30, 2011.....	\$21,854

1 (b) On July 1, 2009, or as soon thereafter as moneys are available,
 2 notwithstanding the provisions of K.S.A. 74-3903, and amendments
 3 thereto, or any other statute, the director of accounts and reports shall
 4 transfer \$656 from the abstracters' fee fund of the abstracters' board of
 5 examiners to the state general fund: *Provided*, That the transfer of such
 6 amount shall be in addition to any other transfer from the abstracters' fee
 7 fund to the state general fund as prescribed by law: *Provided further*,
 8 That the amount transferred from the abstracters' fee fund to the state
 9 general fund pursuant to this subsection is to reimburse the state general
 10 fund for accounting, auditing, budgeting, legal, payroll, personnel and
 11 purchasing services and any other governmental services which are per-
 12 formed on behalf of the abstracters' board of examiners by other state
 13 agencies which receive appropriations from the state general fund to pro-
 14 vide such services.

15 Sec. 3.

16 BOARD OF ACCOUNTANCY

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

22 Board of accountancy fee fund
 23 For the fiscal year ending June 30, 2010..... \$304,992
 24 *Provided*, That expenditures from the board of accountancy fee fund for
 25 the fiscal year ending June 30, 2010, for official hospitality shall not exceed
 26 \$1,000.

27 For the fiscal year ending June 30, 2011..... \$326,861
 28 *Provided*, That expenditures from the board of accountancy fee fund for
 29 the fiscal year ending June 30, 2011, for official hospitality shall not exceed
 30 \$1,000.

31 Special litigation reserve fund
 32 For the fiscal year ending June 30, 2010..... No limit
 33 *Provided*, That no expenditures shall be made from the special litigation
 34 reserve fund for the fiscal year ending June 30, 2010, except upon the
 35 approval of the director of the budget acting after ascertaining that: (1)
 36 Unforeseeable occurrence or unascertainable effects of a foreseeable oc-
 37 currence characterize the need for the requested expenditure, and delay
 38 until the next legislative session on the requested action would be contrary
 39 to clause (3) of this proviso, (2) the requested expenditure is not one that
 40 was rejected in the next preceding session of the legislature and is not
 41 contrary to known legislative policy; and (3) the requested action will
 42 assist the above agency in attaining an objective or goal which bears a
 43 valid relationship to powers and functions of the above agency.

1 For the fiscal year ending June 30, 2011..... No limit
2 *Provided*, That no expenditures shall be made from the special litigation
3 reserve fund for the fiscal year ending June 30, 2011, except upon the
4 approval of the director of the budget acting after ascertaining that: (1)
5 Unforeseeable occurrence or unascertainable effects of a foreseeable oc-
6 currence characterize the need for the requested expenditure, and delay
7 until the next legislative session on the requested action would be contrary
8 to clause (3) of this proviso, (2) the requested expenditure is not one that
9 was rejected in the next preceding session of the legislature and is not
10 contrary to known legislative policy; and (3) the requested action will
11 assist the above agency in attaining an objective or goal which bears a
12 valid relationship to powers and functions of the above agency.

13 (b) During the fiscal year ending June 30, 2010, the executive director
14 of the board of accountancy, with the approval of the director of the
15 budget, may transfer moneys from the board of accountancy fee fund to
16 the special litigation reserve fund of the board of accountancy: *Provided*,
17 That the aggregate of such transfers for the fiscal year ending June 30,
18 2010, shall not exceed \$15,000: *Provided further*, That the executive di-
19 rector of the board of accountancy shall certify each such transfer of
20 moneys to the director of accounts and reports and shall transmit a copy
21 of each such certification to the director of the budget and the director
22 of legislative research.

23 (c) During the fiscal year ending June 30, 2011, the executive director
24 of the board of accountancy, with the approval of the director of the
25 budget, may transfer moneys from the board of accountancy fee fund to
26 the special litigation reserve fund of the board of accountancy: *Provided*,
27 That the aggregate of such transfers for the fiscal year ending June 30,
28 2011, shall not exceed \$15,000: *Provided further*, That the executive di-
29 rector of the board of accountancy shall certify each such transfer of
30 moneys to the director of accounts and reports and shall transmit a copy
31 of each such certification to the director of the budget and the director
32 of legislative research.

33 (d) On July 1, 2009, or as soon thereafter as moneys are available,
34 notwithstanding the provisions of K.S.A. 1-204, and amendments thereto,
35 or any other statute, the director of accounts and reports shall transfer
36 \$13,000 from the board of accountancy fee fund of the board of account-
37 ancy to the state general fund: *Provided*, That the transfer of such amount
38 shall be in addition to any other transfer from the board of accountancy
39 fee fund to the state general fund as prescribed by law: *Provided further*,
40 That the amount transferred from the board of accountancy fee fund to
41 the state general fund pursuant to this subsection is to reimburse the
42 state general fund for accounting, auditing, budgeting, legal, payroll, per-
43 sonnel and purchasing services and any other governmental services

1 which are performed on behalf of the board of accountancy by other state
2 agencies which receive appropriations from the state general fund to pro-
3 vide such services.

4 Sec. 4.

5 STATE BANK COMMISSIONER

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

11 Bank commissioner fee fund

12 For the fiscal year ending June 30, 2010..... \$8,065,558

13 *Provided*, That expenditures from the bank commissioner fee fund for
14 the fiscal year ending June 30, 2010, for official hospitality for the division
15 of consumer and mortgage lending shall not exceed \$1,000: *Provided*
16 *further*, That expenditures from the bank commissioner fee fund for the
17 fiscal year ending June 30, 2010, for official hospitality for the division of
18 banking shall not exceed \$1,000.

19 For the fiscal year ending June 30, 2011..... \$8,632,686

20 *Provided*, That expenditures from the bank commissioner fee fund for
21 the fiscal year ending June 30, 2011, for official hospitality for the division
22 of consumer and mortgage lending shall not exceed \$1,000: *Provided*
23 *further*, That expenditures from the bank commissioner fee fund for the
24 fiscal year ending June 30, 2011, for official hospitality for the division of
25 banking shall not exceed \$1,000.

26 Bank examination and investigation fund

27 For the fiscal year ending June 30, 2010..... No limit

28 For the fiscal year ending June 30, 2011..... No limit

29 Consumer education settlement fund

30 For the fiscal year ending June 30, 2010..... No limit

31 *Provided*, That expenditures may be made from the consumer education
32 settlement fund for the fiscal year ending June 30, 2010, for consumer
33 education purposes, which may be in accordance with contracts for such
34 activities which are hereby authorized to be entered into by the state
35 bank commissioner or the deputy commissioner of the consumer and
36 mortgage lending division, as the case may require, and the entities con-
37 ducting such activities.

38 For the fiscal year ending June 30, 2011..... No limit

39 *Provided*, That expenditures may be made from the consumer education
40 settlement fund for the fiscal year ending June 30, 2011, for consumer
41 education purposes, which may be in accordance with contracts for such
42 activities which are hereby authorized to be entered into by the state
43 bank commissioner or the deputy commissioner of the consumer and

1 mortgage lending division, as the case may require, and the entities con-
2 ducting such activities.

3 (b) During the fiscal years ending June 30, 2010, and June 30, 2011,
4 notwithstanding the provisions of K.S.A. 9-2209, 9-2218, 16a-2-302 and
5 16a-6-104, and amendments thereto, or any other statute, all moneys
6 received under the Kansas mortgage business act or the uniform con-
7 sumer credit code for fines or settlement moneys designated for con-
8 sumer education shall be deposited in the state treasury to the credit of
9 the consumer education settlement fund.

10 (c) On July 1, 2009, or as soon thereafter as moneys are available,
11 notwithstanding the provisions of K.S.A. 75-1308, and amendments
12 thereto, or any other statute, the director of accounts and reports shall
13 transfer \$343,854 from the bank commissioner fee fund of the state bank
14 commissioner to the state general fund: *Provided*, That the transfer of
15 such amount shall be in addition to any other transfer from the bank
16 commissioner fee fund to the state general fund as prescribed by law:
17 *Provided further*, That the amount transferred from the bank commis-
18 sioner fee fund to the state general fund pursuant to this subsection is to
19 reimburse the state general fund for accounting, auditing, budgeting, le-
20 gal, payroll, personnel and purchasing services and any other govern-
21 mental services which are performed on behalf of the state bank com-
22 missioner by other state agencies which receive appropriations from the
23 state general fund to provide such services.

24 Sec. 5.

25 KANSAS BOARD OF BARBERING

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

31 Board of barbering fee fund	
32 For the fiscal year ending June 30, 2010.....	\$137,655
33 For the fiscal year ending June 30, 2011.....	\$144,251

34 (b) On July 1, 2009, or as soon thereafter as moneys are available,
35 notwithstanding the provisions of K.S.A. 65-1817a, and amendments
36 thereto, or any other statute, the director of accounts and reports shall
37 transfer \$6,002 from the board of barbering fee fund of the Kansas board
38 of barbering to the state general fund: *Provided*, That the transfer of such
39 amount shall be in addition to any other transfer from the board of barb-
40 ing fee fund to the state general fund as prescribed by law: *Provided*
41 *further*, That the amount transferred from the board of barbering fee
42 fund to the state general fund pursuant to this subsection is to reimburse
43 the state general fund for accounting, auditing, budgeting, legal, payroll,

1 personnel and purchasing services and any other governmental services
2 which are performed on behalf of the Kansas board of barbering by other
3 state agencies which receive appropriations from the state general fund
4 to provide such services.

5 Sec. 6.

6 BEHAVIORAL SCIENCES REGULATORY BOARD

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

12 Behavioral sciences regulatory board fee fund

13 For the fiscal year ending June 30, 2010..... \$581,336

14 *Provided*, That expenditures from the behavioral sciences regulatory
15 board fee fund for the fiscal year ending June 30, 2010, for official hos-
16 pitality shall not exceed \$500: *Provided further*, That all expenditures
17 from the behavioral sciences regulatory board fee fund for the fiscal year
18 ending June 30, 2010, for disciplinary hearings shall be in addition to any
19 expenditure limitation imposed on the behavioral sciences regulatory
20 board fee fund for fiscal year 2010.

21 For the fiscal year ending June 30, 2011..... \$624,847

22 *Provided*, That expenditures from the behavioral sciences regulatory
23 board fee fund for the fiscal year ending June 30, 2011, for official hos-
24 pitality shall not exceed \$500: *Provided further*, That all expenditures
25 from the behavioral sciences regulatory board fee fund for the fiscal year
26 ending June 30, 2011, for disciplinary hearings shall be in addition to any
27 expenditure limitation imposed on the behavioral sciences regulatory
28 board fee fund for fiscal year 2011.

29 (b) On July 1, 2009, or as soon thereafter as moneys are available,
30 notwithstanding the provisions of K.S.A. 74-7506, and amendments
31 thereto, or any other statute, the director of accounts and reports shall
32 transfer \$33,918 from the behavioral sciences regulatory board fee fund
33 of the behavioral sciences regulatory board to the state general fund:
34 *Provided*, That the transfer of such amount shall be in addition to any
35 other transfer from the behavioral sciences regulatory board fee fund to
36 the state general fund as prescribed by law: *Provided further*, That the
37 amount transferred from the behavioral sciences regulatory board fee
38 fund to the state general fund pursuant to this subsection is to reimburse
39 the state general fund for accounting, auditing, budgeting, legal, payroll,
40 personnel and purchasing services and any other governmental services
41 which are performed on behalf of the behavioral sciences regulatory
42 board by other state agencies which receive appropriations from the state
43 general fund to provide such services.

1 Sec. 7.

2 STATE BOARD OF HEALING ARTS

3 (a) There is appropriated for the above agency from the following spe-
4 cial 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 Healing arts fee fund

9 For the fiscal year ending June 30, 2010..... \$3,755,815

10 *Provided*, That expenditures from the healing arts fee fund for the fiscal
11 year ending June 30, 2010, for official hospitality shall not exceed \$1,000:

12 *Provided further*, That all expenditures from the healing arts fee fund for
13 the fiscal year ending June 30, 2010, for disciplinary hearings shall be in
14 addition to any expenditure limitation imposed on the healing arts fee
15 fund for fiscal year 2010.

16 For the fiscal year ending June 30, 2011..... \$3,941,681

17 *Provided*, That expenditures from the healing arts fee fund for the fiscal
18 year ending June 30, 2011, for official hospitality shall not exceed \$1,000:

19 *Provided further*, That all expenditures from the healing arts fee fund for
20 the fiscal year ending June 30, 2011, for disciplinary hearings shall be in
21 addition to any expenditure limitation imposed on the healing arts fee
22 fund for fiscal year 2011.

23 (b) On July 1, 2009, or as soon thereafter as moneys are available,
24 notwithstanding the provisions of K.S.A. 65-2855, and amendments
25 thereto, or any other statute, the director of accounts and reports shall
26 transfer \$70,432 from the healing arts fee fund of the state board of
27 healing arts to the state general fund: *Provided*, That the transfer of such
28 amount shall be in addition to any other transfer from the healing arts
29 fee fund to the state general fund as prescribed by law: *Provided further*,
30 That the amount transferred from the healing arts fee fund to the state
31 general fund pursuant to this subsection is to reimburse the state general
32 fund for accounting, auditing, budgeting, legal, payroll, personnel and
33 purchasing services and any other governmental services which are per-
34 formed on behalf of the state board of healing arts by other state agencies
35 which receive appropriations from the state general fund to provide such
36 services.

37 Sec. 8.

38 KANSAS STATE BOARD OF COSMETOLOGY

39 (a) There is appropriated for the above agency from the following spe-
40 cial revenue fund or funds for the fiscal year or years specified all moneys
41 now 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 Cosmetology fee fund
 2 For the fiscal year ending June 30, 2010..... \$755,501
 3 *Provided*, That expenditures from the cosmetology fee fund for the fiscal
 4 year ending June 30, 2010, for official hospitality shall not exceed \$500.
 5 For the fiscal year ending June 30, 2011..... \$790,229
 6 *Provided*, That expenditures from the cosmetology fee fund for the fiscal
 7 year ending June 30, 2011, for official hospitality shall not exceed \$500.
 8 (b) On July 1, 2009, or as soon thereafter as moneys are available,
 9 notwithstanding the provisions of K.S.A. 74-2704, and amendments
 10 thereto, or any other statute, the director of accounts and reports shall
 11 transfer \$31,932 from the cosmetology fee fund of the Kansas state board
 12 of cosmetology to the state general fund: *Provided*, That the transfer of
 13 such amount shall be in addition to any other transfer from the cosme-
 14 tology fee fund to the state general fund as prescribed by law: *Provided*
 15 *further*, That the amount transferred from the cosmetology fee fund to
 16 the state general fund pursuant to this subsection is to reimburse the
 17 state general fund for accounting, auditing, budgeting, legal, payroll, per-
 18 sonnel and purchasing services and any other governmental services
 19 which are performed on behalf of the Kansas state board of cosmetology
 20 by other state agencies which receive appropriations from the state gen-
 21 eral fund to provide such services.

22 Sec. 9.

23 STATE DEPARTMENT OF CREDIT UNIONS

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 Credit union fee fund
 30 For the fiscal year ending June 30, 2010..... \$876,497
 31 *Provided*, That expenditures from the credit union fee fund for the fiscal
 32 year ending June 30, 2010, for official hospitality shall not exceed \$300.
 33 For the fiscal year ending June 30, 2011..... \$949,371
 34 *Provided*, That expenditures from the credit union fee fund for the fiscal
 35 year ending June 30, 2011, for official hospitality shall not exceed \$300.
 36 (b) On July 1, 2009, or as soon thereafter as moneys are available,
 37 notwithstanding the provisions of K.S.A. 17-2236, and amendments
 38 thereto, or any other statute, the director of accounts and reports shall
 39 transfer \$37,380 from the credit union fee fund of the state department
 40 of credit unions to the state general fund: *Provided*, That the transfer of
 41 such amount shall be in addition to any other transfer from the credit
 42 union fee fund to the state general fund as prescribed by law: *Provided*
 43 *further*, That the amount transferred from the credit union fee fund to

1 the state general fund pursuant to this subsection is to reimburse the
 2 state general fund for accounting, auditing, budgeting, legal, payroll, per-
 3 sonnel and purchasing services and any other governmental services
 4 which are performed on behalf of the state department of credit unions
 5 by other state agencies which receive appropriations from the state gen-
 6 eral fund to provide such services.

7 Sec. 10.

8 KANSAS DENTAL BOARD

9 (a) There is appropriated for the above agency from the following special
 10 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 Dental board fee fund
 15 For the fiscal year ending June 30, 2010..... \$361,976
 16 *Provided*, That expenditures from the dental board fee fund for the fiscal
 17 year ending June 30, 2010, for official hospitality shall not exceed \$500.

18 For the fiscal year ending June 30, 2011..... \$382,560
 19 *Provided*, That expenditures from the dental board fee fund for the fiscal
 20 year ending June 30, 2011, for official hospitality shall not exceed \$500.

21 (b) On July 1, 2009, or as soon thereafter as moneys are available,
 22 notwithstanding the provisions of K.S.A. 74-1405, and amendments
 23 thereto, or any other statute, the director of accounts and reports shall
 24 transfer \$15,293 from the dental board fee fund of the Kansas dental
 25 board to the state general fund: *Provided*, That the transfer of such
 26 amount shall be in addition to any other transfer from the dental board
 27 fee fund to the state general fund as prescribed by law: *Provided further*,
 28 That the amount transferred from the dental board fee fund to the state
 29 general fund pursuant to this subsection is to reimburse the state general
 30 fund for accounting, auditing, budgeting, legal, payroll, personnel and
 31 purchasing services and any other governmental services which are per-
 32 formed on behalf of the Kansas dental board by other state agencies which
 33 receive appropriations from the state general fund to provide such serv-
 34 ices.

35 Sec. 11.

36 STATE BOARD OF MORTUARY ARTS

37 (a) There is appropriated for the above agency from the following special
 38 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 Mortuary arts fee fund
 43 For the fiscal year ending June 30, 2010..... \$265,102

1 For the fiscal year ending June 30, 2011..... \$287,975
 2 (b) On July 1, 2009, or as soon thereafter as moneys are available,
 3 notwithstanding the provisions of K.S.A. 65-1718, and amendments
 4 thereto, or any other statute, the director of accounts and reports shall
 5 transfer \$11,302 from the mortuary arts fee fund of the state board of
 6 mortuary arts to the state general fund: *Provided*, That the transfer of
 7 such amount shall be in addition to any other transfer from the mortuary
 8 arts fee fund to the state general fund as prescribed by law: *Provided*
 9 *further*, That the amount transferred from the mortuary arts fee fund to
 10 the state general fund pursuant to this subsection is to reimburse the
 11 state general fund for accounting, auditing, budgeting, legal, payroll, per-
 12 sonnel and purchasing services and any other governmental services
 13 which are performed on behalf of the state board of mortuary arts by
 14 other state agencies which receive appropriations from the state general
 15 fund to provide such services.

16 Sec. 12.

17 KANSAS BOARD OF EXAMINERS IN FITTING AND
 18 DISPENSING OF HEARING INSTRUMENTS

19 (a) There is appropriated for the above agency from the following special
 20 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 Hearing instrument board fee fund

25 For the fiscal year ending June 30, 2010..... \$29,922
 26 For the fiscal year ending June 30, 2011..... \$31,297

27 (b) On July 1, 2009, or as soon thereafter as moneys are available,
 28 notwithstanding the provisions of K.S.A. 2008 Supp. 74-5805, and amend-
 29 ments thereto, or any other statute, the director of accounts and reports
 30 shall transfer \$1,246 from the hearing instrument board fee fund of the
 31 Kansas board of examiners in fitting and dispensing of hearing instru-
 32 ments to the state general fund: *Provided*, That the transfer of such
 33 amount shall be in addition to any other transfer from the hearing instru-
 34 ment board fee fund to the state general fund as prescribed by law: *Pro-
 35 vided further*, That the amount transferred from the hearing instrument
 36 board fee fund to the state general fund pursuant to this subsection 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 Kansas board of
 40 examiners in fitting and dispensing of hearing instruments by other state
 41 agencies which receive appropriations from the state general fund to pro-
 42 vide such services.

1 Sec. 13.

2 BOARD OF NURSING

3 (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
4 now or hereafter lawfully credited to and available in such fund or funds,
5 except that expenditures other than refunds authorized by law shall not
6 exceed the following:
7

8 Board of nursing fee fund

9 For the fiscal year ending June 30, 2010..... \$1,767,760

10 *Provided*, That expenditures from the board of nursing fee fund for the
11 fiscal year ending June 30, 2010, for official hospitality shall not exceed
12 \$500.

13 For the fiscal year ending June 30, 2011..... \$1,817,328

14 *Provided*, That expenditures from the board of nursing fee fund for the
15 fiscal year ending June 30, 2011, for official hospitality shall not exceed
16 \$500.

17 Gifts and grants fund

18 For the fiscal year ending June 30, 2010..... No limit

19 For the fiscal year ending June 30, 2011..... No limit

20 Education conference fund

21 For the fiscal year ending June 30, 2010..... No limit

22 For the fiscal year ending June 30, 2011..... No limit

23 Criminal background and fingerprinting fund

24 For the fiscal year ending June 30, 2010..... No limit

25 For the fiscal year ending June 30, 2011..... No limit

26 (b) On the effective date of this act, or as soon thereafter as moneys
27 are available, notwithstanding the provisions of K.S.A. 2008 Supp. 74-
28 5805, and amendments thereto, or any other statute, the director of ac-
29 counts and reports shall transfer \$72,693 from the board of nursing fee
30 fund of the board of nursing to the state general fund: *Provided*, That the
31 transfer of such amount shall be in addition to any other transfer from
32 the board of nursing fee fund to the state general fund as prescribed by
33 law: *Provided further*, That the amount transferred from the board of
34 nursing fee fund to the state general fund pursuant to this subsection is
35 to reimburse the state general fund for accounting, auditing, budgeting,
36 legal, payroll, personnel and purchasing services and any other govern-
37 mental services which are performed on behalf of the board of nursing
38 by other state agencies which receive appropriations from the state gen-
39 eral fund to provide such services.

40 Sec. 14.

41 BOARD OF EXAMINERS IN OPTOMETRY

42 (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
43

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

4 Optometry fee fund
5 For the fiscal year ending June 30, 2010..... \$138,149

6 *Provided*, That expenditures from the optometry fee fund for the fiscal
7 year ending June 30, 2010, for official hospitality shall not exceed \$300.

8 For the fiscal year ending June 30, 2011..... \$144,936
9 *Provided*, That expenditures from the optometry fee fund for the fiscal

10 year ending June 30, 2011, for official hospitality shall not exceed \$300.

11 (b) On July 1, 2009, or as soon thereafter as moneys are available,
12 notwithstanding the provisions of K.S.A. 74-1503, and amendments
13 thereto, or any other statute, the director of accounts and reports shall
14 transfer \$5,838 from the optometry fee fund of the board of examiners
15 in optometry to the state general fund: *Provided*, That the transfer of
16 such amount shall be in addition to any other transfer from the optometry
17 fee fund to the state general fund as prescribed by law: *Provided further*,
18 That the amount transferred from the optometry fee fund to the state
19 general fund pursuant to this subsection is to reimburse the state general
20 fund for accounting, auditing, budgeting, legal, payroll, personnel and
21 purchasing services and any other governmental services which are per-
22 formed on behalf of the board of examiners in optometry by other state
23 agencies which receive appropriations from the state general fund to pro-
24 vide such services.

25 Sec. 15.

26 STATE BOARD OF PHARMACY

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

32 State board of pharmacy fee fund
33 For the fiscal year ending June 30, 2010..... \$734,616

34 *Provided*, That expenditures from the state board of pharmacy fee fund
35 for the fiscal year ending June 30, 2010, for official hospitality shall not
36 exceed \$750.

37 For the fiscal year ending June 30, 2011..... \$786,435
38 *Provided*, That expenditures from the state board of pharmacy fee fund

39 for the fiscal year ending June 30, 2011, for official hospitality shall not
40 exceed \$750.

41 Federal grant fund
42 For the fiscal year ending June 30, 2010..... No limit

43 For the fiscal year ending June 30, 2011..... No limit

1 (b) On July 1, 2009, or as soon thereafter as moneys are available,
 2 notwithstanding the provisions of K.S.A. 74-1609, and amendments
 3 thereto, or any other statute, the director of accounts and reports shall
 4 transfer \$41,520 from the state board of pharmacy fee fund of the state
 5 board of pharmacy to the state general fund: *Provided*, That the transfer
 6 of such amount shall be in addition to any other transfer from the state
 7 board of pharmacy fee fund to the state general fund as prescribed by
 8 law: *Provided further*, That the amount transferred from the state board
 9 of pharmacy fee fund to the state general fund pursuant to this subsection
 10 is to reimburse the state general fund for accounting, auditing, budgeting,
 11 legal, payroll, personnel and purchasing services and any other govern-
 12 mental services which are performed on behalf of the state board of phar-
 13 macy by other state agencies which receive appropriations from the state
 14 general fund to provide such services.

15 Sec. 16.

16 REAL ESTATE APPRAISAL BOARD

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

22 Appraiser fee fund

23 For the fiscal year ending June 30, 2010.....	\$309,299
24 <i>Provided</i> , That expenditures from the appraiser fee fund for the fiscal	
25 year ending June 30, 2010, for official hospitality shall not exceed \$500.	
26 For the fiscal year ending June 30, 2011.....	\$341,118
27 <i>Provided</i> , That expenditures from the appraiser fee fund for the fiscal	
28 year ending June 30, 2011, for official hospitality shall not exceed \$500.	
29 Federal registry clearing fund	
30 For the fiscal year ending June 30, 2010.....	No limit
31 For the fiscal year ending June 30, 2011.....	No limit

32 (b) On July 1, 2009, or as soon thereafter as moneys are available,
 33 notwithstanding the provisions of K.S.A. 58-4107, and amendments
 34 thereto, or any other statute, the director of accounts and reports shall
 35 transfer \$13,072 from the appraiser fee fund of the real estate appraisal
 36 board to the state general fund: *Provided*, That the transfer of such
 37 amount shall be in addition to any other transfer from the appraiser fee
 38 fund to the state general fund as prescribed by law: *Provided further*,
 39 That the amount transferred from the appraiser fee fund to the state
 40 general fund pursuant to this subsection is to reimburse the state general
 41 fund for accounting, auditing, budgeting, legal, payroll, personnel and
 42 purchasing services and any other governmental services which are per-
 43 formed on behalf of the real estate appraisal board by other state agencies

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

3 Sec. 17.

4 KANSAS REAL ESTATE COMMISSION

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 Real estate fee fund

11 For the fiscal year ending June 30, 2010..... \$1,090,343

12 *Provided*, That expenditures from the real estate fee fund for the fiscal
13 year ending June 30, 2010, for official hospitality shall not exceed \$200.

14 For the fiscal year ending June 30, 2011..... \$1,167,217

15 *Provided*, That expenditures from the real estate fee fund for the fiscal
16 year ending June 30, 2011, for official hospitality shall not exceed \$200.

17 Real estate recovery revolving fund

18 For the fiscal year ending June 30, 2010..... No limit

19 For the fiscal year ending June 30, 2011..... No limit

20 Background investigation fee fund

21 For the fiscal year ending June 30, 2010..... No limit

22 *Provided*, That notwithstanding the provisions of K.S.A. 2008 Supp. 58-
23 3039, and amendments thereto, or any other statute, moneys collected
24 for the purpose of reimbursing the Kansas real estate commission for the
25 cost of fingerprinting and the criminal history record check shall be de-
26 posited in the state treasury and credited to the background investigation
27 fee fund.

28 For the fiscal year ending June 30, 2011..... No limit

29 *Provided*, That notwithstanding the provisions of K.S.A. 2008 Supp. 58-
30 3039, and amendments thereto, or any other statute, moneys collected
31 for the purpose of reimbursing the Kansas real estate commission for the
32 cost of fingerprinting and the criminal history record check shall be de-
33 posited in the state treasury and credited to the background investigation
34 fee fund.

35 (b) On July 1, 2009, or as soon thereafter as moneys are available,
36 notwithstanding the provisions of K.S.A. 58-3074, and amendments
37 thereto, or any other statute, the director of accounts and reports shall
38 transfer \$50,357 from the real estate fee fund of the Kansas real estate
39 commission to the state general fund: *Provided*, That the transfer of such
40 amount shall be in addition to any other transfer from the real estate fee
41 fund to the state general fund as prescribed by law: *Provided further*,
42 That the amount transferred from the real estate fee fund to the state
43 general fund pursuant to this subsection is to reimburse the state general

1 fund for accounting, auditing, budgeting, legal, payroll, personnel and
2 purchasing services and any other governmental services which are per-
3 formed on behalf of the Kansas real estate commission by other state
4 agencies which receive appropriations from the state general fund to pro-
5 vide such services.

6 Sec. 18.

7 OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

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

13 Securities act fee fund

14 For the fiscal year ending June 30, 2010..... \$2,699,518

15 *Provided*, That, in the discretion of the securities commissioner, one or
16 more transfers of money may be made from the securities act fee fund
17 for the fiscal year ending June 30, 2010, to the appropriate account of
18 the restricted fees fund of Wichita state university for the Kansas council
19 on economic education to conduct an investor education program: *Pro-*
20 *vided further*, That the total amount of such transfers for the fiscal year
21 ending June 30, 2010, shall not exceed \$20,000: *And provided further*,
22 That expenditures from the securities act fee fund for the fiscal year
23 ending June 30, 2010, for official hospitality shall not exceed \$2,000.

24 For the fiscal year ending June 30, 2011..... \$2,874,844

25 *Provided*, That, in the discretion of the securities commissioner, one or
26 more transfers of money may be made from the securities act fee fund
27 for the fiscal year ending June 30, 2011, to the appropriate account of
28 the restricted fees fund of Wichita state university for the Kansas council
29 on economic education to conduct an investor education program: *Pro-*
30 *vided further*, That the total amount of such transfers for the fiscal year
31 ending June 30, 2011, shall not exceed \$20,000: *And provided further*,
32 That expenditures from the securities act fee fund for the fiscal year
33 ending June 30, 2011, for official hospitality shall not exceed \$2,000.

34 Investor education fund

35 For the fiscal year ending June 30, 2010..... No limit

36 *Provided*, That expenditures from the investor education fund for the
37 fiscal year ending June 30, 2010, for official hospitality shall not exceed
38 \$5,000.

39 For the fiscal year ending June 30, 2011..... No limit

40 *Provided*, That expenditures from the investor education fund for the
41 fiscal year ending June 30, 2011, for official hospitality shall not exceed
42 \$5,000.

1 Sec. 19.

2 STATE BOARD OF TECHNICAL PROFESSIONS

3 (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 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:

8 Technical professions fee fund
9 For the fiscal year ending June 30, 2010..... \$576,291
10 *Provided*, That expenditures from the technical professions fee fund for the fiscal year ending June 30, 2010, for official hospitality shall not exceed \$500.

13 For the fiscal year ending June 30, 2011..... \$619,188
14 *Provided*, That expenditures from the technical professions fee fund for the fiscal year ending June 30, 2011, for official hospitality shall not exceed \$500.

17 Special litigation reserve fund
18 For the fiscal year ending June 30, 2010..... No limit
19 *Provided*, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2010, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso, (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal which bears a valid relationship to powers and functions of the above agency.

30 For the fiscal year ending June 30, 2011..... No limit
31 *Provided*, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2011, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso, (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal which bears a valid relationship to powers and functions of the above agency.

42 (b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-7009, and amendments

1 thereto, or any other statute, the director of accounts and reports shall
 2 transfer \$24,400 from the technical professions fee fund of the state board
 3 of technical professions to the state general fund: *Provided*, That the
 4 transfer of such amount shall be in addition to any other transfer from
 5 the technical professions fee fund to the state general fund as prescribed
 6 by law: *Provided further*, That the amount transferred from the technical
 7 professions fee fund to the state general fund pursuant to this subsection
 8 is to reimburse the state general fund for accounting, auditing, budgeting,
 9 legal, payroll, personnel and purchasing services and any other govern-
 10 mental services which are performed on behalf of the state board of tech-
 11 nical professions by other state agencies which receive appropriations
 12 from the state general fund to provide such services.

13 Sec. 20.

14 STATE BOARD OF VETERINARY EXAMINERS

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

20 Veterinary examiners fee fund

21 For the fiscal year ending June 30, 2010.....	\$261,162
22 For the fiscal year ending June 30, 2011.....	\$282,293

23 (b) On June 30, 2010, or as soon thereafter as moneys are available,
 24 notwithstanding the provisions of K.S.A. 47-820, and amendments
 25 thereto, or any other statute, the director of accounts and reports shall
 26 transfer \$136,136 from the veterinary examiners fee fund of the state
 27 board of veterinary examiners to the state general fund: *Provided*, That
 28 the transfer of such amount shall be in addition to any other transfer from
 29 the veterinary examiners fee fund to the state general fund as prescribed
 30 by law: *Provided further*: That the amount transferred from the veterinary
 31 examiners fee fund to the state general fund pursuant to this subsection
 32 is to reimburse the state general fund for accounting, auditing, budgeting,
 33 legal, payroll, personnel and purchasing services and any other govern-
 34 mental services which are performed on behalf of the state board of vet-
 35 erinary examiners by other state agencies which receive appropriations
 36 from the state general fund to provide such services.

37 Sec. 21.

38 GOVERNMENTAL ETHICS COMMISSION

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

41 Operating expenditures

42 For the fiscal year ending June 30, 2010.....	\$478,031
--	-----------

43 *Provided*, That any unencumbered balance in the operating expenditures

1 account in excess of \$100 as of June 30, 2009 is hereby reappropriated
2 for fiscal year 2010.

3 For the fiscal year ending June 30, 2011..... \$520,214
4 *Provided*, That any unencumbered balance in the operating expenditures
5 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
6 for fiscal year 2011.

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

12 Governmental ethics commission fee fund
13 For the fiscal year ending June 30, 2010..... \$181,582
14 For the fiscal year ending June 30, 2011..... \$179,614

15 (c) On July 1, 2009, or as soon thereafter as moneys are available,
16 notwithstanding the provisions of K.S.A. 25-4119e, and amendments
17 thereto, or any other statute, the director of accounts and reports shall
18 transfer \$5,957 from the governmental ethics commission fee fund of the
19 governmental ethics commission to the state general fund: *Provided*, That
20 the transfer of such amount shall be in addition to any other transfer from
21 the governmental ethics commission fee fund to the state general fund
22 as prescribed by law: *Provided further*, That the amount transferred from
23 the governmental ethics commission fee fund to the state general fund
24 pursuant to this subsection is to reimburse the state general fund for
25 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
26 services and any other governmental services which are performed on
27 behalf of the governmental ethics commission by other state agencies
28 which receive appropriations from the state general fund to provide such
29 services.

30 Sec. 22.

31 KANSAS HOME INSPECTORS REGISTRATION BOARD

32 (a) There is appropriated for the above agency from the following special
33 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 Home inspectors registration fee fund
38 For the fiscal year ending June 30, 2010..... No limit
39 For the fiscal year ending June 30, 2011..... No limit

40 (b) (1) On the effective date of this act, or as soon thereafter as moneys
41 are available, the director of accounts and reports shall transfer \$7,000
42 from the state general fund to the home inspectors registration fee fund
43 of the Kansas home inspectors registration board to provide temporary

1 financing for authorized expenditures for the duties and activities relating
 2 to the administration of the Kansas home inspectors professional com-
 3 petence and financial responsibility act which shall be repaid to the state
 4 general fund in accordance with subsection (b)(2).

5 (2) During the fiscal year ending June 30, 2010, at such time or times
 6 as the moneys credited to the home inspectors registration fee fund are
 7 sufficient to sustain expenditures for duties and activities relating to the
 8 administration of the Kansas home inspectors professional competence
 9 and financial responsibility act and to repay the state general fund the
 10 moneys transferred from the state general fund for such purposes under
 11 subsection (b)(1), the secretary of administration shall certify to the di-
 12 rector of accounts and reports one or more amounts totaling \$7,000 to
 13 be transferred from the home inspectors registration fee fund to the state
 14 general fund in accordance with such certification. At the same time that
 15 each such certification is transmitted to the director of accounts and re-
 16 ports, the director of the budget shall transmit a copy of such certification
 17 to the director of legislative research. Upon receipt of each such certifi-
 18 cation, the director of accounts and reports shall transfer the amount
 19 specified on the date specified in such certification from the home in-
 20 spectors registration fee fund of the Kansas home inspectors registration
 21 fund to the state general fund.

22 Sec. 23. *Position limitations.* The number of full-time and regular part-
 23 time positions equated to full-time, excluding seasonal and temporary
 24 positions, paid from appropriations for the fiscal years specified made in
 25 this or other appropriation act of the 2009 or 2010 regular session of the
 26 legislature for the following agencies shall not exceed the following, ex-
 27 cept upon approval of the state finance council:

28	Abstracters' Board of Examiners	
29	For the fiscal year ending June 30, 2010.....	0
30	For the fiscal year ending June 30, 2011.....	0
31	Board of Accountancy	
32	For the fiscal year ending June 30, 2010.....	3.00
33	For the fiscal year ending June 30, 2011.....	3.00
34	State Bank Commissioner	
35	For the fiscal year ending June 30, 2010.....	99.00
36	For the fiscal year ending June 30, 2011.....	99.00
37	Kansas Board of Barbering	
38	For the fiscal year ending June 30, 2010.....	1.50
39	For the fiscal year ending June 30, 2011.....	1.50
40	Behavioral Sciences Regulatory Board	
41	For the fiscal year ending June 30, 2010.....	8.00
42	For the fiscal year ending June 30, 2011.....	8.00

1	State Board of Healing Arts	
2	For the fiscal year ending June 30, 2010.....	45.00
3	For the fiscal year ending June 30, 2011.....	45.00
4	Kansas State Board of Cosmetology	
5	For the fiscal year ending June 30, 2010.....	12.00
6	For the fiscal year ending June 30, 2011.....	12.00
7	State Department of Credit Unions	
8	For the fiscal year ending June 30, 2010.....	12.00
9	For the fiscal year ending June 30, 2011.....	12.00
10	Kansas Dental Board	
11	For the fiscal year ending June 30, 2010.....	3.00
12	For the fiscal year ending June 30, 2011.....	3.00
13	State Board of Mortuary Arts	
14	For the fiscal year ending June 30, 2010.....	3.00
15	For the fiscal year ending June 30, 2011.....	3.00
16	Kansas Board of Examiners in Fitting and Dispensing	
17	of Hearing Instruments	
18	For the fiscal year ending June 30, 2010.....	0.48
19	For the fiscal year ending June 30, 2011.....	0.48
20	Board of Nursing	
21	For the fiscal year ending June 30, 2010.....	24.00
22	For the fiscal year ending June 30, 2011.....	24.00
23	Board of Examiners in Optometry	
24	For the fiscal year ending June 30, 2010.....	0.80
25	For the fiscal year ending June 30, 2011.....	0.80
26	State Board of Pharmacy	
27	For the fiscal year ending June 30, 2010.....	8.00
28	For the fiscal year ending June 30, 2011.....	8.00
29	Real Estate Appraisal Board	
30	For the fiscal year ending June 30, 2010.....	3.00
31	For the fiscal year ending June 30, 2011.....	3.00
32	Kansas Real Estate Commission	
33	For the fiscal year ending June 30, 2010.....	15.00
34	For the fiscal year ending June 30, 2011.....	15.00
35	Office of the Securities Commissioner of Kansas	
36	For the fiscal year ending June 30, 2010.....	32.13
37	For the fiscal year ending June 30, 2011.....	32.13
38	State Board of Technical Professions	
39	For the fiscal year ending June 30, 2010.....	5.00
40	For the fiscal year ending June 30, 2011.....	5.00
41	State Board of Veterinary Examiners	
42	For the fiscal year ending June 30, 2010.....	3.00
43	For the fiscal year ending June 30, 2011.....	3.00

1	Governmental Ethics Commission	
2	For the fiscal year ending June 30, 2010.....	9.00
3	For the fiscal year ending June 30, 2011.....	9.00
4	Sec. 24.	

5 LEGISLATIVE COORDINATING COUNCIL

6 (a) There is appropriated for the above agency from the state general
7 fund for the fiscal year ending June 30, 2010, the following:

8	Legislative coordinating council — operations	\$615,817
9	<i>Provided</i> , That any unencumbered balance in the legislative coordinating	
10	council — operations account in excess of \$100 as of June 30, 2009, is	
11	hereby reappropriated for fiscal year 2010.	
12	Legislative research department — operations.....	\$3,647,407
13	<i>Provided</i> , That any unencumbered balance in the legislative research de-	
14	partment — operations account in excess of \$100 as of June 30, 2009, is	
15	hereby reappropriated for fiscal year 2010.	
16	Office of revisor of statutes — operations	\$3,350,314
17	<i>Provided</i> , That any unencumbered balance in the office of revisor of	
18	statutes — operations account in excess of \$100 as of June 30, 2009, is	
19	hereby reappropriated for fiscal year 2010.	

20 (b) There is appropriated for the above agency from the following special
21 revenue fund or funds for the fiscal year ending June 30, 2010, all
22 moneys now or hereafter lawfully credited to and available in such fund
23 or funds, except that expenditures other than refunds authorized by law
24 shall not exceed the following:

25	Legislative research department special revenue fund.....	No limit
26	Sec. 25.	

27 LEGISLATURE

28 (a) There is appropriated for the above agency from the state general
29 fund for the fiscal year ending June 30, 2010, the following:

30	Operations (including official hospitality)	\$18,045,348
31	<i>Provided</i> , That any unencumbered balance in the operations (including	
32	official hospitality) account in excess of \$100 as of June 30, 2009, is hereby	
33	reappropriated for fiscal year 2010: <i>Provided further</i> , That expenditures	
34	may be made from this account, pursuant to vouchers approved by the	
35	chairperson or vice-chairperson of the legislative coordinating council, to	
36	pay compensation and travel expenses and subsistence expenses or allow-	
37	ances as authorized by K.S.A. 75-3212, and amendments thereto, for	
38	members and associate members of the advisory committee to the Kansas	
39	commission on interstate cooperation established under K.S.A. 46-407a,	
40	and amendments thereto, for attendance at meetings of the advisory com-	
41	mittee which are authorized by the legislative coordinating council, except	
42	that (1) the legislative coordinating council may establish restrictions or	
43	limitations, or both, on travel expenses, subsistence expenses or allow-	

1 ances, or any combination thereof, paid to members and associate mem-
 2 bers of such advisory committee, and (2) any person who is an associate
 3 member of such advisory committee, by reason of such person having
 4 been accredited by the national conference of commissioners on uniform
 5 state laws as a life member of that organization, shall receive the same
 6 travel expenses and subsistence expenses for attendance at meetings of
 7 the advisory committee as a regular member, but shall receive no per
 8 diem compensation: *And provided further*, That expenditures may be
 9 made from this account for services, facilities and supplies provided for
 10 legislators in addition to those provided under the approved budget and
 11 for related copying, facsimile transmission and other services provided to
 12 persons other than legislators, in accordance with policies and any restric-
 13 tions or limitations prescribed by the legislative coordinating council: *And*
 14 *provided further*, That no expenditures shall be made from this account
 15 for any meeting of any joint committee of the legislature during fiscal
 16 year 2010 unless such meeting is approved by the legislative coordinating
 17 council: *And provided further*, That no expenditures shall be made from
 18 this account for any meeting of the compensation commission established
 19 by K.S.A. 46-3101, and amendments thereto, during fiscal year 2010: *And*
 20 *provided further*, That expenditures shall be made during fiscal year 2010,
 21 from the operations (including official hospitality) account of the state
 22 general fund by the legislature to pay per diem compensation and travel
 23 expenses and subsistence expenses or allowances as provided by law for
 24 members of the legislature for all official travel during fiscal year 2010
 25 authorized as provided by law: *And provided further*, That expenditures
 26 for reimbursement of any out-of-state travel from the operations (includ-
 27 ing official hospitality) account shall not exceed a maximum of \$800 per
 28 trip for reimbursement of out-of-state travel expenses for airfare, meals,
 29 lodging, taxi, tips, and car rental if airline reservations, hotel reservations
 30 and meeting registrations are made less than 30 days prior to the meeting:
 31 *And provided further*, That such maximum limitation on reimbursement
 32 for such out-of-state travel expense reimbursement shall not be waived
 33 except upon specific authorization by the speaker of the house of repre-
 34 sentatives or the president of the senate based upon a determination that
 35 a thirty-day period was not available to make such out-of-state travel ar-
 36 rangements after receiving notice of the meeting.

37 (b) There is appropriated for the above agency from the following special
 38 revenue fund or funds for the fiscal year ending June 30, 2010, 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 Legislative special revenue fund No limit
 43 *Provided*, That expenditures may be made from the legislative special

1 revenue fund, pursuant to vouchers approved by the chairperson or the
2 vice-chairperson of the legislative coordinating council, to pay compen-
3 sation and travel expenses and subsistence expenses or allowances as au-
4 thorized by K.S.A. 75-3212, and amendments thereto, for members and
5 associate members of the advisory committee to the Kansas commission
6 on interstate cooperation established under K.S.A. 46-407a, and amend-
7 ments thereto, for attendance at meetings of the advisory committee
8 which are authorized by the legislative coordinating council, except that
9 (1) the legislative coordinating council may establish restrictions or limi-
10 tations, or both, on travel expenses, subsistence expenses or allowances,
11 or any combination thereof, paid to members and associate members of
12 such advisory committee, and (2) any person who is an associate member
13 of such advisory committee, by reason of such person having been ac-
14 credited by the national conference of commissioners on uniform state
15 laws as a life member of that organization, shall receive the same travel
16 expenses and subsistence expenses for attendance at meetings of the ad-
17 visory committee as a regular member, but shall receive no per diem
18 compensation: *Provided further*, That expenditures may be made from
19 this fund for services, facilities and supplies provided for legislators in
20 addition to those provided under the approved budget and for related
21 copying, facsimile transmission and other services provided to persons
22 other than legislators, in accordance with policies and any restrictions or
23 limitations prescribed by the legislative coordinating council: *And pro-*
24 *vided further*, That amounts are hereby authorized to be collected for
25 such services, facilities and supplies in accordance with policies of the
26 council: *And provided further*, That such amounts shall be fixed in order
27 to recover all or part of the expenses incurred for providing such services,
28 facilities and supplies and shall be consistent with policies and fees estab-
29 lished in accordance with K.S.A. 46-1207a, and amendments thereto: *And*
30 *provided further*, That all such amounts received shall be deposited in
31 the state treasury in accordance with the provisions of K.S.A. 75-4215,
32 and amendments thereto, and shall be credited to the legislative special
33 revenue fund: *And provided further*, That all donations, gifts or bequests
34 of money for the legislative branch of government which are received and
35 accepted by the legislative coordinating council shall be deposited in the
36 state treasury and credited to an account of the legislative special revenue
37 fund: *And provided further*, That no expenditures shall be made from
38 this fund for any meeting of any joint committee of the legislature during
39 fiscal year 2010 unless such meeting is approved by the legislative coor-
40 dinating council: *And provided further*, That no expenditures shall be
41 made from this fund for any meeting of the compensation commission
42 established by K.S.A. 46-3101, and amendments thereto, during fiscal
43 year 2010: *And provided further*, That expenditures for reimbursement

1 of any out-of-state travel from the legislative special revenue fund shall
 2 not exceed a maximum of \$800 per trip for reimbursement of out-of-state
 3 travel expenses for airfare, meals, lodging, taxi, tips, and car rental if
 4 airline reservations, hotel reservations and meeting registrations are made
 5 less than 30 days prior to the meeting; *And provided further*, That such
 6 maximum limitation on reimbursement for such out-of-state travel ex-
 7 pense reimbursement shall not be waived except upon specific authori-
 8 zation by the speaker of the house of representatives or the president of
 9 the senate based upon a determination that a thirty-day period was not
 10 available to make such out-of-state travel arrangements after receiving
 11 notice of the meeting.

12 Capitol restoration — gifts and donations fund..... No limit
 13 Sec. 26.

14 DIVISION OF POST AUDIT

15 (a) There is appropriated for the above agency from the state general
 16 fund for the fiscal year ending June 30, 2010, the following:
 17 Operations (including legislative post audit committee).... \$2,741,385
 18 *Provided*, That any unencumbered balance in the operations (including
 19 legislative post audit committee) account in excess of \$100 as of June 30,
 20 2009, is hereby reappropriated for fiscal year 2010.

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, 2010, 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 Audit services fund..... No limit

26 *Provided*, That the division of post audit is hereby authorized to fix, charge
 27 and collect fees for copies of public records of the division, including
 28 distribution of such copies: *Provided further*, That such fees shall be fixed
 29 to recover all or part of the expenses incurred for reproducing and dis-
 30 tributing such copies 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 moneys received for such fees shall be depos-
 33 ited in the state treasury in accordance with the provisions of K.S.A. 75-
 34 4215, and amendments thereto, and shall be credited to the audit services
 35 fund.

36 Conversion of materials and equipment fund No limit

37 State agency audits fund..... No limit

38 Sec. 27.

39 GOVERNOR’S DEPARTMENT

40 (a) There is appropriated for the above agency from the state general
 41 fund for the fiscal year ending June 30, 2010, the following:

42 Governor’s department \$2,415,536

43 *Provided*, That any unencumbered balance in the governor’s department

1 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
2 for fiscal year 2010: *Provided further*, That expenditures may be made
3 from this account for official hospitality and contingencies without limi-
4 tation at the discretion of the governor.

5 Domestic violence prevention grants..... \$4,253,230

6 *Provided*, That any unencumbered balance in the domestic violence pre-
7 vention grants account in excess of \$100 as of June 30, 2009, is hereby
8 reappropriated for fiscal year 2010: *Provided further*, That expenditures
9 may be made from the domestic violence prevention grants account for
10 official hospitality and contingencies without limitation at the discretion
11 of the governor.

12 Child advocacy centers..... \$999,957

13 *Provided*, That any unencumbered balance in the child advocacy centers
14 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
15 for fiscal year 2010: *Provided further*, That expenditures may be made
16 from the child advocacy centers account for official hospitality and con-
17 tingencies without limitation at the discretion of the governor.

18 Any unencumbered balance in excess of \$100 as of June 30, 2009, in each
19 of the following accounts is hereby reappropriated for fiscal year 2010:
20 Enhancement outreach.

21 (b) Expenditures may be made by the above agency for travel expenses
22 of the governor’s spouse when accompanying the governor or when rep-
23 resenting the governor on official state business, for travel and subsistence
24 expenditures for security personnel when traveling with the governor and
25 for entertainment of officials and other persons as guests from the amount
26 appropriated for the fiscal year ending June 30, 2010, by subsection (a)
27 from the state general fund in the governor’s department account.

28 (c) There is appropriated for the above agency from the following spe-
29 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
30 moneys now or hereafter lawfully credited to and available in such fund
31 or funds, except that expenditures shall not exceed the following:

32 Special programs fund..... No limit

33 *Provided*, That expenditures may be made from the special programs
34 fund for operating expenditures for the governor’s department, including
35 conferences and official hospitality: *Provided further*, That the governor
36 is hereby authorized to fix, charge and collect fees for such conferences:
37 *And provided further*, That fees for such conferences shall be fixed in
38 order to recover all or part of the operating expenses incurred for such
39 conferences, including official hospitality: *And provided further*, That all
40 fees received for such conferences shall be deposited in the state treasury
41 in accordance with the provisions of K.S.A. 75-4215, and amendments
42 thereto, and shall be credited to the special programs fund.

43 Hispanic and Latino American affairs fee fund No limit

1 Miscellaneous projects fund..... No limit
2 *Provided*, That expenditures may be made from the miscellaneous pro-
3 jects fund for operating expenditures for the governor’s department, in-
4 cluding conferences and official hospitality: *Provided further*, That the
5 governor is hereby authorized to fix, charge and collect fees for such
6 conferences: *And provided further*, That fees for such conferences shall
7 be fixed in order to recover all or part of the operating expenses incurred
8 for such conferences, including official hospitality: *And provided further*,
9 That all fees received for such conferences and all fees received by the
10 governor’s department under the open records act for providing access
11 to or furnishing copies of public records, shall be deposited in the state
12 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
13 ments thereto, and shall be credited to the miscellaneous projects fund.
14 Intragovernmental service fund No limit
15 *Provided*, That expenditures may be made from the intragovernmental
16 service fund for operating expenditures for the governor’s department,
17 including conferences and official hospitality: *Provided further*, That the
18 governor is hereby authorized to fix, charge and collect fees for such
19 conferences: *And provided further*, That fees for such conferences shall
20 be fixed in order to recover all or part of the operating expenses incurred
21 for such conferences, including official hospitality: *And provided further*,
22 That all fees received for such conferences shall be deposited in the state
23 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
24 ments thereto, and shall be credited to the intragovernmental service
25 fund.
26 Conversion of materials and equipment fund No limit
27 Federal grants fund No limit
28 Justice assistance grant — federal fund..... No limit
29 Hispanic and Latino American affairs commission —
30 donations fund No limit
31 Advisory commission on African-American affairs —
32 donations fund No limit
33 Wireless enhanced 911 grant fund No limit
34 *Provided*, That expenditures may be made from the wireless enhanced
35 911 grant fund for operating expenditures for the governor’s department,
36 including conferences and official hospitality: *Provided further*, That the
37 governor is hereby authorized to fix, charge and collect fees for such
38 conferences: *And provided further*, That fees for such conferences shall
39 be fixed in order to recover all or part of the operating expenses incurred
40 for such conferences, including official hospitality: *And provided further*,
41 That all fees received for such conferences and all fees received by the
42 governor’s department under the open records act for providing access
43 to or furnishing copies of public records, shall be remitted to the state

1 treasurer in accordance with the provisions of K.S.A. 75-4215, and
2 amendments thereto: *And provided further*, That, upon receipt of each
3 such remittance, the state treasurer shall deposit the entire amount in the
4 state treasury to the credit of the wireless enhanced 911 grant fund.

5 Sec. 28.

6 LIEUTENANT GOVERNOR

7 (a) There is appropriated for the above agency from the state general
8 fund for the fiscal year ending June 30, 2010, the following:

9 Operations \$173,210

10 *Provided*, That any unencumbered balance in the operations account in
11 excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
12 year 2010.

13 (b) There is appropriated for the above agency from the following special
14 revenue fund or funds for the fiscal year ending June 30, 2010, 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 Special programs fund..... No limit

19 *Provided*, That expenditures may be made from the special programs
20 fund for operating expenditures for the lieutenant governor, including
21 conferences and official hospitality: *Provided further*, That the lieutenant
22 governor is hereby authorized to fix, charge and collect fees for such
23 conferences: *And provided further*, That fees for such conferences shall
24 be fixed in order to recover all or part of the operating expenses incurred
25 for such conferences, including official hospitality: *And provided further*,
26 That all fees received for such conferences and all fees received by the
27 lieutenant governor under the open records act for providing access to
28 or furnishing copies of public records, shall be deposited in the state
29 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
30 ments thereto, and shall be credited to the special programs fund.

31 (c) Expenditures may be made by the above agency for travel expenses
32 of the lieutenant governor's spouse when accompanying the lieutenant
33 governor on official state business and for travel and subsistence expend-
34 itures for security personnel when traveling with the lieutenant governor
35 on official state business from the amount appropriated by subsection (a)
36 from the state general fund for the fiscal year ending June 30, 2010, in
37 the operations account.

38 (d) Expenditures may be made by the above agency for official hospi-
39 tality and contingencies from the amount appropriated by subsection (a)
40 from the state general fund for the fiscal year ending June 30, 2010, in
41 the operations account without limit at the discretion of the lieutenant
42 governor.

1 Sec. 29.

2 ATTORNEY GENERAL

3 (a) There is appropriated for the above agency from the state general
4 fund for the fiscal year ending June 30, 2010, the following:

5 Operating expenditures \$4,491,016
6 *Provided*, That any unencumbered balance in the operating expenditures
7 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
8 for fiscal year 2010: *Provided, however*, That expenditures from this ac-
9 count for official hospitality shall not exceed \$2,000.

10 Litigation costs..... \$41,257
11 *Provided*, That any unencumbered balance in the litigation costs account
12 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
13 year 2010.

14 Internet training education for Kansas kids \$325,000
15 *Provided*, That any unencumbered balance in excess of \$100 as of June
16 30, 2009, in the internet training education for Kansas kids account is
17 hereby reappropriated for fiscal year 2010.

18 Abuse, neglect and exploitation unit..... \$98,190
19 *Provided*, That any unencumbered balance in excess of \$100 as of June
20 30, 2009, in the abuse, neglect and exploitation unit account is hereby
21 reappropriated for fiscal year 2010: *Provided further*, That expenditures
22 may be made by the attorney general from the abuse, neglect and ex-
23 ploitation unit account pursuant to contracts with other agencies or or-
24 ganizations to provide services related to the investigation or litigation of
25 findings related to abuse, neglect or exploitation.

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, 2010, 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 Court cost fund.....	No limit
32 Bond transcript review fee fund	No limit
33 Conversion of materials and equipment fund	No limit
34 Attorney general's antitrust special revenue fund	No limit
35 Private gifts fund.....	No limit
36 Medicaid fraud reimbursement fund.....	No limit
37 Attorney general's antitrust suspense fund	No limit
38 Attorney general's consumer protection clearing fund.....	No limit
39 Attorney general's committee on crime prevention fee	
40 fund.....	No limit

41 *Provided*, That expenditures may be made from the attorney general's
42 committee on crime prevention fee fund for operating expenditures di-
43 rectly or indirectly related to conducting training seminars organized by

1 the attorney general’s committee on crime prevention, including official
 2 hospitality: *Provided further*, That the attorney general is hereby author-
 3 ized to fix, charge and collect fees for conducting training seminars or-
 4 ganized by the attorney general’s committee on crime prevention: *And*
 5 *provided further*, That such fees shall be fixed in order to recover all or
 6 part of the direct and indirect operating expenses incurred for conducting
 7 such seminars, including official hospitality: *And provided further*, That
 8 all fees received for conducting such seminars shall be deposited in the
 9 state treasury in accordance with the provisions of K.S.A. 75-4215, and
 10 amendments thereto, and shall be credited to the attorney general’s com-
 11 mittee on crime prevention fee fund.

12 Tort claims fund..... No limit

13 Crime victims compensation fund..... No limit

14 *Provided*, That expenditures from the crime victims compensation fund
 15 for state operations shall not exceed \$471,591: *Provided further*, That any
 16 expenditures for payment of compensation to crime victims are author-
 17 ized to be made from this fund regardless of when the claim was awarded.

18 Crime victims assistance fund No limit

19 Protection from abuse fund No limit

20 Victims of crime assistance act — federal fund No limit

21 Crime victims grants and gifts fund..... No limit

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

25 Attorney general’s medicaid fraud control fund..... No limit

26 Other federal grants and reimbursement fund No limit

27 Debt collection administration cost recovery fund..... No limit

28 *Provided*, That the attorney general shall deposit in the state treasury to
 29 the credit of the debt collection administration cost recovery fund all
 30 moneys remitted to the attorney general as administrative costs under
 31 contracts entered into pursuant to K.S.A. 75-719, and amendments
 32 thereto.

33 Medicaid fraud prosecution revolving fund No limit

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

40 Interstate water litigation fund No limit

41 *Provided*, That, in addition to the other purposes authorized by K.S.A.
 42 82a-1802, and amendments thereto, expenditures may be made from the
 43 interstate water litigation fund for: (1) Litigation costs for the case of

1 Kansas v. Colorado No. 105, Original in the Supreme Court of the United
 2 States, including repayment of past contributions; (2) expenses related to
 3 the appointment of a river master or such other official as may be ap-
 4 pointed by the Supreme Court to administer, implement or enforce its
 5 decree or other orders of the Supreme Court related to this case; and (3)
 6 expenses incurred by agencies of the state of Kansas to monitor actions
 7 of the state of Colorado and its water users and to enforce any settlement,
 8 decree or order of the Supreme Court related to this case.

- 9 Suspense fund No limit
- 10 Children’s advocacy center fund No limit
- 11 Abuse, neglect and exploitation of people with disabilities
- 12 unit grant acceptance fund No limit
- 13 Concealed weapon licensure fund No limit

14 *Provided*, That the attorney general shall authorize the director of ac-
 15 counts and reports to transfer one or more amounts totaling \$260,000
 16 from the concealed weapon licensure fund of the attorney general to the
 17 state general fund at such time as receipts to the concealed weapon li-
 18 censure fund are sufficient to sustain expenditures for duties and activities
 19 relating to the administration of the personal and family protection act as
 20 well as to repay the state general fund for money advanced for such
 21 purpose: *Provided further*, That upon receipt of such authorization, the
 22 director of accounts and reports shall transfer each such amount author-
 23 ized from the concealed weapon licensure fund of the attorney general
 24 to the state general fund.

- 25 Tobacco master settlement agreement compliance fund... No limit
- 26 Sexually violent predator expense fund No limit

27 (c) During the fiscal year ending June 30, 2010, grants made pursuant
 28 to K.S.A. 74-7325, and amendments thereto, from the protection from
 29 abuse fund and grants made pursuant to K.S.A. 74-7334, and amend-
 30 ments thereto, from the crime victims assistance fund shall be made after
 31 consideration of the recommendation of an entity that has been desig-
 32 nated by the United States department of health and human services and
 33 by the centers for disease control as the official domestic violence or
 34 sexual assault coalition.

35 Sec. 30.

36 SECRETARY OF STATE

37 (a) There is appropriated for the above agency from the following spe-
 38 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 39 moneys now or hereafter lawfully credited to and available in such fund
 40 or funds, except that expenditures shall not exceed the following:

- 41 Cemetery and funeral audit fee fund No limit
- 42 HAVA ELVIS fund No limit
- 43 Conversion of materials and equipment fund No limit

1 Information and services fee fund..... No limit
2 *Provided*, That expenditures from the information and services fee fund
3 for official hospitality shall not exceed \$2,500.
4 State register fee fund..... No limit
5 Uniform commercial code fee fund..... No limit
6 State flag and banner fund..... No limit
7 Secretary of state fee refund fund..... No limit
8 Electronic voting machine examination fund No limit
9 Credit card clearing fund..... No limit
10 Suspense fund No limit
11 Prepaid services fund..... No limit
12 Athlete agent registration fee fund..... No limit
13 Democracy fund No limit
14 *Provided*, That all expenditures from the democracy fund shall be to pro-
15 vide matching funds to implement Title II of the federal help America
16 vote act of 2002, public law 107-252, as prescribed under that act.
17 Technology communication fee fund..... No limit
18 HAVA federal fund..... No limit
19 (b) On July 1, 2009, or as soon thereafter as moneys are available,
20 notwithstanding the provisions of K.S.A. 75-438, and amendments
21 thereto, or any other statute, the director of accounts and reports shall
22 transfer \$35,000 from the information and services fee fund of the sec-
23 retary of state to the state general fund: *Provided*, That the transfer of
24 such amount shall be in addition to any other transfer from the infor-
25 mation and services fee fund to the state general fund as prescribed by
26 law: *Provided further*, That the amount transferred from the information
27 and services fee fund to the state general fund pursuant to this subsection
28 is to reimburse the state general fund for accounting, auditing, budgeting,
29 legal, payroll, personnel and purchasing services and any other govern-
30 mental services which are performed on behalf of the secretary of state
31 by other state agencies which receive appropriations from the state gen-
32 eral fund to provide such services.
33 (c) On July 1, 2009, or as soon thereafter as moneys are available,
34 notwithstanding the provisions of K.S.A. 2008 Supp. 84-9-801, and
35 amendments thereto, or any other statute, the director of accounts and
36 reports shall transfer \$180,000 from the uniform commercial code fee
37 fund of the secretary of state to the state general fund: *Provided*, That
38 the transfer of such amount shall be in addition to any other transfer from
39 the uniform commercial code fee fund to the state general fund as pre-
40 scribed by law: *Provided further*, That the amount transferred from the
41 uniform commercial code fee fund to the state general fund pursuant to
42 this subsection is to reimburse the state general fund for accounting,
43 auditing, budgeting, legal, payroll, personnel and purchasing services and

1 any other governmental services which are performed on behalf of the
2 secretary of state by other state agencies which receive appropriations
3 from the state general fund to provide such services.

4 (d) On July 1, 2009, or as soon thereafter as moneys are available,
5 notwithstanding the provisions of K.S.A. 75-438, and amendments
6 thereto, or any other statute, the director of accounts and reports shall
7 transfer \$26,600 from the technology communication fee fund of the
8 secretary of state to the state general fund: *Provided*, That the transfer
9 of such amount shall be in addition to any other transfer from the tech-
10 nology communication fee fund to the state general fund as prescribed
11 by law: *Provided further*, That the amount transferred from the technol-
12 ogy communication fee fund to the state general fund pursuant to this
13 subsection is to reimburse the state general fund for accounting, auditing,
14 budgeting, legal, payroll, personnel and purchasing services and any other
15 governmental services which are performed on behalf of the secretary of
16 state by other state agencies which receive appropriations from the state
17 general fund to provide such services.

18 Sec. 31.

19 STATE TREASURER

20 (a) There is appropriated for the above agency from the following spe-
21 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
22 moneys now or hereafter lawfully credited to and available in such fund
23 or funds, except that expenditures shall not exceed the following:

24 State treasurer operating fund..... \$1,520,146

25 *Provided*, That, notwithstanding the provisions of the uniform unclaimed
26 property act, K.S.A. 58-3934 et seq., and amendments thereto, or any
27 other statute, of all the moneys received under the uniform unclaimed
28 property act, K.S.A. 58-3934 et seq., and amendments thereto, during
29 fiscal year 2010, the state treasurer is hereby authorized and directed to
30 credit the first \$1,520,146 received and deposited in the state treasury to
31 the state treasurer operating fund: *Provided further*, That, after such ag-
32 gregate amount has been credited to the state treasurer operating fund,
33 then all of the moneys received under the uniform unclaimed property
34 act during fiscal year 2010 shall be credited as prescribed under the un-
35 claimed property act, K.S.A. 58-3934 et seq., and amendments thereto:
36 *Provided further*, That all moneys credited to the state treasurer operating
37 fund during fiscal year 2010 are to reimburse the state treasurer for ac-
38 counting, auditing, budgeting, legal, payroll, personnel and purchasing
39 services and any other governmental services which are performed to
40 administer the provisions of the uniform unclaimed property act, K.S.A.
41 58-3934 et seq., and amendments thereto, that are not otherwise reim-
42 bursed under any other provision of law.

43 Fiscal agency fund..... No limit

1	Bond services fee fund.....	No limit
2	City bond finance fund.....	No limit
3	Local ad valorem tax reduction fund	No limit
4	County and city revenue sharing fund	No limit
5	Suspense fund	No limit
6	County and city retailers' sales tax fund	No limit
7	County and city compensating use tax fund.....	No limit
8	Local alcoholic liquor fund	No limit
9	Local alcoholic liquor equalization fund.....	No limit
10	Unclaimed property claims fund.....	No limit
11	Unclaimed property expense fund	No limit
12	<i>Provided</i> , That expenditures from the unclaimed property expense fund	
13	for official hospitality shall not exceed \$2,000.	
14	County and city transient guest tax fund	No limit
15	Racing admissions tax fund	No limit
16	Rental motor vehicle excise tax fund	No limit
17	Transportation development district sales tax fund	No limit
18	Redevelopment bond fund	No limit
19	Municipal investment pool fund	No limit
20	Pooled money investment portfolio fee fund	No limit
21	<i>Provided</i> , That on or before the fifth day of each month of the fiscal year	
22	ending June 30, 2010, the state treasurer shall certify to the pooled money	
23	investment board an accounting of the banking fees incurred by the state	
24	treasurer during the second preceding month that are attributable to the	
25	investment of the pooled money investment portfolio during such month:	
26	<i>Provided further</i> , That, prior to the 10th day of each month during the	
27	fiscal year ending June 30, 2010, the pooled money investment board	
28	shall review the certification from the state treasurer and shall make ex-	
29	penditures from the pooled money investment portfolio fee fund to pay	
30	the amount of banking fees incurred by the state treasurer during the	
31	second preceding month that are attributable to the investment of the	
32	pooled money investment portfolio during the second preceding month,	
33	as determined by the pooled money investment board: <i>And provided</i>	
34	<i>further</i> , That expenditures from the pooled money investment portfolio	
35	fee fund for official hospitality shall not exceed \$800.	
36	Special qualified industrial manufacturer fund.....	No limit
37	<i>Provided</i> , That, notwithstanding the provisions of K.S.A. 2008 Supp. 74-	
38	50,122, and amendments thereto, or any other statute, the special qual-	
39	ified industrial manufacturer fund shall be maintained in the state treas-	
40	ury and shall be administered by the state treasurer for the purposes of	
41	the qualified industrial manufacturer act: <i>Provided further</i> , That on the	
42	15th day of each month that commences during fiscal year 2010, the	
43	secretary of commerce and the secretary of revenue shall consult and	

1 determine the amount of revenue received by the state from withholding
2 taxes paid by each taxpayer that is a qualified industrial manufacturer
3 during the preceding month and then, jointly, shall certify the amount so
4 determined to the director of accounts and reports and, at the same time
5 as such certification is transmitted to the director of accounts and reports,
6 shall transmit a copy of such certification to the director of the budget
7 and the director of legislative research: *And provided further*, That, upon
8 receipt of each such certification, the director of accounts and reports
9 shall transfer the amount certified from the state general fund to the
10 special qualified industrial manufacturer fund established by this subsec-
11 tion: *And provided further*, That, on or before the 10th day of each month
12 commencing during fiscal year 2010, the director of accounts and reports
13 shall transfer from the state general fund to the special qualified industrial
14 manufacturer fund interest earnings based on: (1) The average daily bal-
15 ance of moneys in the special qualified industrial manufacturer fund es-
16 tablished by this subsection for the preceding month; and (2) the net
17 earnings rate of the pooled money investment portfolio for the preceding
18 month: *And provided further*, That the moneys credited to the special
19 qualified industrial manufacturer fund from the withholding taxes paid
20 by a qualified industrial manufacturer shall be paid by the state treasurer
21 to such qualified industrial manufacturer on such dates as are mutually
22 agreed to by the secretary of commerce and the state treasurer, serving
23 as paying agent in accordance with the terms of the agreement entered
24 into pursuant to K.S.A. 2008 Supp. 74-50,122, and amendments thereto,
25 by the secretary of commerce and such qualified industrial manufacturer:
26 *And provided further*, That not more than \$2,000,000 shall be paid from
27 the special qualified industrial manufacturer fund established by this sub-
28 section by the state treasurer to a qualified industrial manufacturer: *And*
29 *provided further*, That the words and phrases used in these provisos to
30 appropriation of moneys in the special qualified industrial manufacturer
31 fund shall have the meanings respectively ascribed thereto by K.S.A. 2008
32 Supp. 74-50,121, and amendments thereto, unless the context requires
33 otherwise.

34 Cessna bonds fund No limit
35 *Provided*, That on the 15th day of each month that commences during
36 fiscal year 2010, the secretary of revenue shall determine the amount of
37 revenue received by the state during the preceding month from with-
38 holding taxes paid with respect to an eligible project by each taxpayer
39 that is an eligible business for which bonds have been issued under K.S.A.
40 2008 Supp. 74-50,136, and amendments thereto, and shall certify the
41 amount so determined to the director of accounts and reports and, at the
42 same time as such certification is transmitted to the director of accounts
43 and reports, shall transmit a copy of such certification to the director of

1 the budget and the director of legislative research: *Provided further*, That,
 2 upon receipt of each such certification, the director of accounts and re-
 3 ports shall transfer the amount certified from the state general fund to
 4 the Cessna bonds fund: *And provided further*, That, on or before the 10th
 5 day of each month commencing during fiscal year 2010, the director of
 6 accounts and reports shall transfer from the state general fund to the
 7 Cessna bonds fund interest earnings based on: (1) The average daily bal-
 8 ance of moneys in the Cessna bonds fund for the preceding month; and
 9 (2) the net earnings rate of the pooled money investment portfolio for
 10 the preceding month: *And provided further*, That the moneys credited
 11 to the Cessna bonds fund from the withholding taxes paid by an eligible
 12 business and the interest earnings thereon shall be transferred by the
 13 state treasurer from the Cessna bonds fund to the special economic re-
 14 vitalization fund administered by the state treasurer in accordance with
 15 K.S.A. 2008 Supp. 74-50,136, and amendments thereto.

16 Kansas postsecondary education savings program trust
 17 fund..... No limit

18 *Provided*, That notwithstanding the provisions of subsection (f) of K.S.A.
 19 2008 Supp. 75-650, and amendments thereto, or any other statute, mon-
 20 eys are hereby appropriated for the fiscal year ending June 30, 2010, for
 21 the purpose of matching contributions of qualified applicants approved
 22 between January 1, 2009, and June 30, 2009.

23 Kansas postsecondary education savings program expense
 24 fund..... No limit

25 Conversion of materials and equipment fund No limit

26 Tax increment financing revenue replacement fund No limit

27 Spirit bonds fund No limit

28 *Provided*, That, on the 15th day of each month that commences during
 29 fiscal year 2010, the secretary of revenue shall determine the amount of
 30 revenue received by the state during the preceding month from with-
 31 holding taxes paid with respect to an eligible project by each taxpayer
 32 that is an eligible business for which bonds have been issued under K.S.A.
 33 2008 Supp. 74-50,136, and amendments thereto, and shall certify the
 34 amount so determined to the director of accounts and reports and, at the
 35 same time as such certification is transmitted to the director of accounts
 36 and reports, shall transmit a copy of such certification to the director of
 37 the budget and the director of legislative research: *Provided further*, That,
 38 upon receipt of each such certification, the director of accounts and re-
 39 ports shall transfer the amount certified from the state general fund to
 40 the spirit bonds fund: *And provided further*, That, on or before the 10th
 41 day of each month commencing during fiscal year 2010, the director of
 42 accounts and reports shall transfer from the state general fund to the
 43 spirit bonds fund interest earnings based on: (1) The average daily balance

1 of moneys in the spirit bonds fund for the preceding month; and (2) the
 2 net earnings rate of the pooled money investment portfolio for the pre-
 3 ceding month: *And provided further*, That the moneys credited to the
 4 spirit bonds fund from the withholding taxes paid by an eligible business
 5 and the interest earnings thereon shall be transferred by the state trea-
 6 surer from the spirit bonds fund to the special economic revitalization
 7 fund administered by the state treasurer in accordance with K.S.A. 2008
 8 Supp. 74-50,136, and amendments thereto.

9 Business machinery and equipment tax reduction assis-	
10 tance fund	No limit
11 Telecommunications and railroad machinery and equip-	
12 ment tax reduction assistance fund.....	No limit

13 (b) On July 1, 2009, or as soon thereafter as moneys are available,
 14 notwithstanding the provisions of the unclaimed property act, K.S.A. 58-
 15 3934 et seq., and amendments thereto, or any other statute, the director
 16 of accounts and reports shall transfer \$108,265 from the state treasurer
 17 operating fund of the state treasurer to the state general fund: *Provided*,
 18 That the transfer of such amount shall be in addition to any other transfer
 19 from the state treasurer operating fund to the state general fund as pre-
 20 scribed by law: *Provided further*, That the amount transferred from the
 21 state treasurer operating fund to the state general fund pursuant to this
 22 subsection is to reimburse the state general fund for accounting, auditing,
 23 budgeting, legal, payroll, personnel and purchasing services and any other
 24 governmental services which are performed on behalf of the state trea-
 25 surer by other state agencies which receive appropriations from the state
 26 general fund to provide such services.

27 (c) On July 1, 2009, or as soon thereafter as moneys are available,
 28 notwithstanding the provisions of K.S.A. 58-3978, and amendments
 29 thereto, or any other statute, the director of accounts and reports shall
 30 transfer \$17,349 from the unclaimed property expense fund of the state
 31 treasurer to the state general fund: *Provided*, That the transfer of such
 32 amount shall be in addition to any other transfer from the unclaimed
 33 property expense fund to the state general fund as prescribed by law:
 34 *Provided further*, That the amount transferred from the unclaimed prop-
 35 erty expense fund to the state general fund pursuant to this subsection is
 36 to reimburse the state general fund for accounting, auditing, budgeting,
 37 legal, payroll, personnel and purchasing services and any other govern-
 38 mental services which are performed on behalf of the state treasurer by
 39 other state agencies which receive appropriations from the state general
 40 fund to provide such services.

41 (d) On July 1, 2009, or as soon thereafter as moneys are available,
 42 notwithstanding the provisions of K.S.A. 10-108, and amendments
 43 thereto, or any other statute, the director of accounts and reports shall

1 transfer \$30,000 from the bond services fee fund of the state treasurer
2 to the state general fund: *Provided*, That the transfer of such amount shall
3 be in addition to any other transfer from the bond services fee fund to
4 the state general fund as prescribed by law: *Provided further*, That the
5 amount transferred from the bond services fee fund to the state general
6 fund pursuant to this subsection is to reimburse the state general fund
7 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
8 chasing services and any other governmental services which are per-
9 formed on behalf of the state treasurer by other state agencies which
10 receive appropriations from the state general fund to provide such serv-
11 ices.

12 (e) On July 1, 2009, or as soon thereafter as moneys are available,
13 notwithstanding the provisions of K.S.A. 75-4235, and amendments
14 thereto, or any other statute, the director of accounts and reports shall
15 transfer \$30,710 from the pooled money investment portfolio fee fund of
16 the state treasurer to the state general fund: *Provided*, That the transfer
17 of such amount shall be in addition to any other transfer from the pooled
18 money investment portfolio fee fund to the state general fund as pre-
19 scribed by law: *Provided further*, That the amount transferred from the
20 pooled money investment portfolio fee fund to the state general fund
21 pursuant to this subsection is to reimburse the state general fund for
22 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
23 services and any other governmental services which are performed on
24 behalf of the state treasurer by other state agencies which receive appro-
25 priations from the state general fund to provide such services.

26 (f) On July 1, 2009, or as soon thereafter as moneys are available, not-
27 withstanding the provisions of K.S.A. 2008 Supp. 75-648, and amend-
28 ments thereto, or any other statute, the director of accounts and reports
29 shall transfer \$38,000 from the Kansas postsecondary education savings
30 program expense fund of the state treasurer to the state general fund:
31 *Provided*, That the transfer of such amount shall be in addition to any
32 other transfer from the Kansas postsecondary education savings program
33 expense fund to the state general fund as prescribed by law: *Provided*
34 *further*, That the amount transferred from the Kansas postsecondary ed-
35 ucation savings expense fund to the state general fund pursuant to this
36 subsection is to reimburse the state general fund for accounting, auditing,
37 budgeting, legal, payroll, personnel and purchasing services and any other
38 governmental services which are performed on behalf of the state trea-
39 surer by other state agencies which receive appropriations from the state
40 general fund to provide such services.

41 Sec. 32.

INSURANCE DEPARTMENT

42
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, 2010, 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 Insurance department service regulation fund No limit
6 *Provided*, That expenditures from the insurance department service reg-
7 ulation fund for official hospitality shall not exceed \$2,500: *Provided fur-*
8 *ther*, That transfers may be made from this fund to the insurance de-
9 partment rehabilitation and repair fund of the insurance department.

10 Insurance company examination fund..... No limit
11 *Provided*, That transfers may be made from the insurance company ex-
12 amination fund to the insurance department rehabilitation and repair
13 fund of the insurance department.

14 Insurance company annual statement examination fund... No limit
15 Insurance company examiner training fund No limit
16 Conversion of materials and equipment fund No limit
17 Commissioner’s travel reimbursement fund..... No limit
18 *Provided*, That expenditures may be made from the commissioner’s travel
19 reimbursement fund only to reimburse the commissioner of insurance,
20 or any designated employee, for expenses incurred for in-state or out-of-
21 state travel for official purposes, including travel to meetings of public or
22 private associations: *Provided further*, That all moneys received by the
23 commissioner of insurance for such travel from any non-state agency
24 source shall be deposited in the state treasury to the credit of this fund.

25 Workers compensation fund No limit
26 *Provided*, That expenditures from the workers compensation fund for
27 attorney fees and other costs and benefit payments may be made regard-
28 less of when services were rendered or when the initial award of benefits
29 was made.

30 State firefighters relief fund..... No limit
31 *Provided*, That notwithstanding the provisions of K.S.A. 40-1706, and
32 amendments thereto, or any other statute, transfers may be made from
33 the state firefighters relief fund to the insurance department rehabilita-
34 tion and repair fund of the insurance department: *Provided further*, That,
35 pursuant to provisions of section 34(a) of chapter 131 of the 2008 Session
36 Laws of Kansas, one or more transfers may be made during fiscal year
37 2010 from the state firefighters relief fund to the insurance department
38 service regulation fund to repay the amount that was borrowed for the
39 special distribution in FY 2008 pursuant to section 34(a) of chapter 131
40 of the 2008 Session Laws of Kansas, relating to the overpayment to the
41 firefighters relief association for Manhattan, KS: *And provided further*,
42 That, as used in this proviso, (1) “2010 formula amount” means the
43 amount determined in accordance with the formula and other provisions

1 of K.S.A. 40-1706, and amendments thereto, for the firefighters relief
2 association for Manhattan, KS, for fiscal year 2010, (2) “2008 payment
3 amount” means the amount actually paid to the firefighters relief asso-
4 ciation for Manhattan, KS, from the state firefighters relief fund for fiscal
5 year 2008, and (3) “2010 repayment amount” means the difference be-
6 tween the 2010 formula amount and the 2008 payment amount: *And*
7 *provided further*, That, notwithstanding the provisions of K.S.A. 40-1706,
8 and amendments thereto, or any other statute, the amount of the distri-
9 bution to be paid to the firefighters relief association for Manhattan, KS,
10 from the state firefighters relief fund for fiscal year 2010 shall not exceed
11 the 2008 payment amount: *And provided further*, That the commissioner
12 of insurance shall certify the 2010 repayment amount to the director of
13 accounts and reports and the outstanding amount that remains to be
14 repaid to the insurance department service regulation fund pursuant to
15 provisions of section 34(a) of chapter 131 of the 2008 Session Laws of
16 Kansas after the transfer to the insurance department service regulation
17 fund pursuant to this proviso: *And provided further*, That, upon receipt
18 of such certification, the director of accounts and reports shall transfer
19 the amount equal to the 2010 repayment amount from the state firefigh-
20 ters relief fund to the insurance department service regulation fund: *And*
21 *provided further*, That, at the same time that the commissioner of insur-
22 ance transmits such certification to the director of accounts and reports,
23 the commissioner of insurance shall transmit a copy of such certification
24 to the director of the budget and to the director of legislative research.

25 Insurance company tax and fee refund fund.....	No limit
26 Group-funded workers’ compensation pools fee fund	No limit

27 *Provided*, That transfers may be made from the group-funded workers’
28 compensation pools fee fund to the insurance department rehabilitation
29 and repair fund of the insurance department.

30 Municipal group-funded pools fee fund.....	No limit
---	----------

31 *Provided*, That transfers may be made from the municipal group-funded
32 pools fee fund to the insurance department rehabilitation and repair fund
33 of the insurance department.

34 Uninsurable health insurance plan fund.....	No limit
35 Insurance education and training fund	No limit

36 *Provided*, That expenditures may be made from the insurance education
37 and training fund for training programs and official hospitality: *Provided*
38 *further*, That the insurance commissioner is hereby authorized to fix,
39 charge and collect fees for such training programs: *And provided further*,
40 That fees for such training programs shall be fixed in order to collect all
41 or part of the operating expenses incurred for such training programs,
42 including official hospitality: *And provided further*, That all fees received
43 for such training programs shall be deposited in the state treasury in

1 accordance with the provisions of K.S.A. 75-4215, and amendments
2 thereto, and shall be credited to the insurance education and training
3 fund.

4 Other federal grants fund No limit

5 *Provided*, That the above agency is authorized to make expenditures from
6 the other federal grants fund of any moneys credited to this fund from
7 any individual grant if the grant: (1) Is less than or equal to \$250,000 in
8 the aggregate, and (2) does not require the matching expenditure of any
9 other moneys in the state treasury during fiscal year 2010 other than
10 moneys appropriated by this or other appropriation act of the 2009 reg-
11 ular session of the legislature: *Provided, however*, That, upon application
12 to and authorization by the governor, the above agency may make ex-
13 penditures of moneys credited to this fund from any individual federal
14 grant which is more than \$250,000 in the aggregate or which requires the
15 matching expenditure of moneys in the state treasury during fiscal year
16 2010, other than moneys appropriated by this or other appropriation act
17 of the 2009 regular session of the legislature.

18 Monumental life settlement fund..... No limit

19 *Provided*, That all expenditures from the monumental life settlement
20 fund shall be made for scholarship purposes: *Provided further*, That the
21 scholarship recipients shall be African-American students who are cur-
22 rently enrolled and are attending an accredited higher education insti-
23 tution in the state of Kansas and who have designated a major in math-
24 ematics, computer science or business.

25 Fines and penalties fund \$10,000

26 *Provided*, That, notwithstanding the provisions of K.S.A. 40-2606, and
27 amendments thereto, or any other statute, all moneys received during
28 fiscal year 2010 for penalties imposed pursuant to K.S.A. 40-2606, and
29 amendments thereto, shall be remitted to the state treasurer in accord-
30 ance with the provisions of K.S.A. 75-4215, and amendments thereto:
31 *Provided further*, That, upon receipt of each such remittance, the state
32 treasurer shall deposit the entire amount in the state treasury to the credit
33 of the fines and penalties fund.

34 Settlements fund..... No limit

35 *Provided*, That moneys may be transferred or otherwise credited to the
36 settlements fund as the result of or pursuant to court orders under K.S.A.
37 40-3644, and amendments thereto, court-ordered settlements, or legis-
38 lative authority: *Provided further*, That expenditures from the settlements
39 fund shall be made for the purpose of providing consumer education and
40 outreach or for costs that the insurance department may incur in closeout
41 of any troubled insurance company matters.

42 (b) In addition to the other purposes for which expenditures may be
43 made by the insurance department from the insurance company exami-

1 nation fund for fiscal year 2010 as authorized by K.S.A. 40-223, and
 2 amendments thereto, notwithstanding the provisions of K.S.A. 40-223 or
 3 75-3721, and amendments thereto, or any other statute, expenditures may
 4 be made by the insurance department from the insurance company ex-
 5 amination fund for fiscal year 2010 for the examination of annual state-
 6 ments filed with the commissioner of insurance, regardless of when the
 7 services were rendered, when the expenses were incurred or when any
 8 claim was submitted or processed for payment and regardless of whether
 9 or not the services were rendered or the expenses were incurred prior to
 10 the effective date of this act.

11 (c) On July 1, 2009, or as soon thereafter as moneys are available,
 12 notwithstanding the provisions of K.S.A. 40-112, and amendments
 13 thereto, or any other statute, director of accounts and reports shall trans-
 14 fer \$497,961 from the insurance department service regulation fund of
 15 the insurance department to the state general fund: *Provided*, That the
 16 transfer of such amount shall be in addition to any other transfer from
 17 the insurance department service regulation fund to the state general
 18 fund as prescribed by law: *Provided further*, That the amount transferred
 19 from the insurance department service regulation fund to the state gen-
 20 eral fund pursuant to this subsection is to reimburse the state general
 21 fund for accounting, auditing, budgeting, legal, payroll, personnel and
 22 purchasing services and any other governmental services which are per-
 23 formed on behalf of the insurance department by other state agencies
 24 which receive appropriations from the state general fund to provide such
 25 services.

26 Sec. 33.

27 HEALTH CARE STABILIZATION FUND BOARD OF
 28 GOVERNORS

29 (a) There is appropriated for the above agency from the following spe-
 30 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 31 moneys now or hereafter lawfully credited to and available in such fund
 32 or funds, except that expenditures other than refunds authorized by law
 33 shall not exceed the following:

34 Health care stabilization fund.....	No limit
35 Conference fee fund.....	No limit

36 (b) Expenditures from the health care stabilization fund for the fiscal
 37 year ending June 30, 2010, other than refunds authorized by law for the
 38 following specified purposes shall not exceed the limitations prescribed
 39 therefor as follows:

40 Operating expenditures	\$1,373,854
41 <i>Provided</i> , That expenditures from the operating expenditures account for 42 official hospitality shall not exceed \$500.	
43 Legal services and other claims expenses	No limit

- 1 Claims and benefits No limit
- 2 (c) There is appropriated for the above agency from the following spe-
- 3 cial revenue fund or funds for the fiscal year ending June 30, 2009, all
- 4 moneys now or hereafter lawfully credited to and available in such fund
- 5 or funds, except that expenditures other than refunds authorized by law
- 6 shall not exceed the following:
- 7 Conference fee fund..... No limit
- 8 Sec. 34.

JUDICIAL COUNCIL

9
10 (a) Any unencumbered balance in each of the following accounts of
11 the state general fund in excess of \$100 as of June 30, 2009, is hereby
12 reappropriated for fiscal year 2010: Recodification commission.

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, 2010, 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 Judicial council fund No limit
- 19 Grants and gifts fund No limit
- 20 *Provided*, That all private grants and gifts received by the judicial council,
- 21 other than moneys received as grants, gifts or donations for the prepa-
- 22 ration, publication or distribution of legal publications, shall be deposited
- 23 to the credit of the grants and gifts fund.
- 24 Publications fee fund No limit
- 25 Judicial performance fund No limit
- 26 Recodification commission gifts and grants fund No limit

27 *Provided*, That all moneys received by the recodification commission for
28 gifts and grants from any source shall be deposited in the state treasury
29 in accordance with the provisions of K.S.A. 75-4215, and amendments
30 thereto, and shall be credited to the recodification commission gifts and
31 grants fund: *Provided, however*, That during the fiscal year ending June
32 30, 2010, no expenditures shall be made from the recodification com-
33 mission gifts and grants fund to reimburse any employee, agent or con-
34 tractor for mileage and other travel expenses incurred for travel out-of-
35 state or mileage and other travel expenses for traveling from or returning
36 to a location outside the state of Kansas.

37 (c) On June 30, 2010, notwithstanding the provisions of K.S.A. 20-2207,
38 and amendments thereto, or any other statute, the director of accounts
39 and reports shall transfer the amount of any unencumbered balance in
40 the publications fee fund as of June 30, 2010, in excess of \$175,000 from
41 the publications fee fund to the state general fund: *Provided*, That the
42 transfer of such amount shall be in addition to any other transfer from
43 the publications fee fund to the state general fund as prescribed by law:

1 *Provided further*, That the amount transferred from the publications fee
 2 fund to the state general fund pursuant to this subsection is to reimburse
 3 the state general fund for accounting, auditing, budgeting, legal, payroll,
 4 personnel and purchasing services and any other governmental services
 5 which are performed on behalf of the judicial council by other state agen-
 6 cies which receive appropriations from the state general fund to provide
 7 such services: *And provided further*, That when the judicial council must
 8 expend moneys for unforeseen and unbudgeted items, that such moneys
 9 shall be paid first from the judicial council fund and then from the pub-
 10 lication fees fund.

11 Sec. 35.

12 STATE BOARD OF INDIGENTS' DEFENSE SERVICES

13 (a) There is appropriated for the above agency from the state general
14 fund for the fiscal year ending June 30, 2010, the following:

15 Operating expenditures	\$10,877,935
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16 *Provided*, That any unencumbered balance in the operating expenditures
 17 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 18 for fiscal year 2010: *Provided, however*, That expenditures for indigents'
 19 defense services are authorized to be made from the operating expendi-
 20 tures account regardless of when services were rendered: *Provided fur-*
 21 *ther*, That expenditures may be made from the operating expenditures
 22 account for negotiated contracts for malpractice insurance for public de-
 23 fenders and deputy or assistant public defenders: *And provided further*,
 24 That all contracts for malpractice insurance for public defenders and dep-
 25 uty or assistant public defenders shall be negotiated and purchased by
 26 the state board of indigents' defense services, shall not be subject to ap-
 27 proval or purchase by the committee on surety bonds and insurance under
 28 K.S.A. 75-4114 and 75-6111, and amendments thereto, and shall not be
 29 subject to the provisions of K.S.A. 75-3739, and amendments thereto.

30 Assigned counsel expenditures	\$9,265,000
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31 *Provided*, That any unencumbered balance in excess of \$100 as of June
 32 30, 2009, in the assigned counsel expenditures account is hereby reap-
 33 propriated for fiscal year 2010: *Provided further*, That expenditures for
 34 indigents' defense services are authorized to be made from the assigned
 35 counsel expenditures account regardless of when services were rendered.

36 Capital defense operations.....	\$1,757,549
------------------------------------	-------------

37 *Provided*, That any unencumbered balance in excess of \$100 as of June
 38 30, 2009, in the capital defense operations account is hereby reappro-
 39 priated for fiscal year 2010: *Provided further*, That expenditures for in-
 40 digents' defense services are authorized to be made from the capital de-
 41 fense operations account regardless of when services were rendered.

42 Legal services for prisoners.....	\$288,584
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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, 2010, 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 Indigents' defense services fund No limit

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

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

10 *Provided*, That expenditures may be made from the inservice education
11 workshop fee fund for operating expenditures, including official hospi-
12 tality, incurred for inservice workshops and conferences: *Provided fur-*
13 *ther*, That the state board of indigents' defense services is hereby au-
14 thorized to fix, charge and collect fees for inservice workshops and
15 conferences: *And provided further*, That such fees shall be fixed in order
16 to recover all or part of such operating expenditures incurred for inservice
17 workshops and conferences: *And provided further*, That all fees received
18 for inservice workshops and conferences shall be deposited in the state
19 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
20 ments thereto, and shall be credited to the inservice education workshop
21 fee fund.

22 (c) During the fiscal year ending June 30, 2010, the executive director
23 of the state board of indigents' defense services, with the approval of the
24 director of the budget, may transfer any part of any item of appropriation
25 for the fiscal year ending June 30, 2010, from the state general fund for
26 the state board of indigents' defense services to any other item of appro-
27 priation for fiscal year 2010 from the state general fund for the state board
28 of indigents' defense services. The executive director shall certify each
29 such transfer to the director of accounts and reports and shall transmit a
30 copy of each such certification to the director of legislative research.

31 Sec. 36.

32 JUDICIAL BRANCH

33 (a) There is appropriated for the above agency from the state general
34 fund for the fiscal year ending June 30, 2010, the following:

35 Judiciary operations \$109,989,504

36 *Provided*, That any unencumbered balance in the judiciary operations
37 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
38 for fiscal year 2010: *Provided further*, That contracts for computer input
39 of judicial opinions and all purchases thereunder shall not be subject to
40 the provisions of K.S.A. 75-3739, and amendments thereto: *And provided*
41 *further*, That expenditures may be made from the judicial operations
42 account for contingencies without limitation at the discretion of the chief
43 justice: *And provided further*, That expenditures from the judicial oper-

1 ations account for such contingencies shall not exceed \$25,000: *And pro-*
 2 *vided further*, That expenditures from the judicial operations account for
 3 official hospitality shall not exceed \$4,000: *And provided further*, That
 4 expenditures shall be made from the judicial operations account for the
 5 travel expenses of panels of the court of appeals for travel to cities across
 6 the state to hear appealed cases.

7 (b) There is appropriated for the above agency from the following special
 8 revenue fund or funds for the fiscal year ending June 30, 2010, all
 9 moneys now or hereafter lawfully credited to and available in such fund
 10 or funds, except that expenditures other than refunds authorized by law
 11 shall not exceed the following:

12	Library report fee fund	No limit
13	Judiciary technology fund	No limit
14	Judicial branch gifts fund.....	No limit
15	Dispute resolution fund.....	No limit
16	Judicial branch education fund.....	No limit

17 *Provided*, That expenditures may be made from the judicial branch ed-
 18 ucation fund to provide services and programs for the purpose of edu-
 19 cating and training judicial branch officers and employees, administering
 20 the training, testing and education of municipal judges as provided in
 21 K.S.A. 12-4114, and amendments thereto, educating and training munic-
 22 ipal judges and municipal court support staff, and for the planning and
 23 implementation of a family court system, as provided by law, including
 24 official hospitality: *Provided further*, That the judicial administrator is
 25 hereby authorized to fix, charge and collect fees for such services and
 26 programs: *And provided further*, That such fees may be fixed to cover all
 27 or part of the operating expenditures incurred in providing such services
 28 and programs, including official hospitality: *And provided further*, That
 29 all fees received for such services and programs, including official hos-
 30 pitality, shall be deposited in the state treasury in accordance with the
 31 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
 32 ited to the judicial branch education fund.

33	Conversion of materials and equipment fund	No limit
34	Child welfare federal grant fund.....	No limit
35	Child support enforcement contractual agreement fund...	No limit
36	Bar admission fee fund	No limit
37	Permanent families account — family and children invest-	
38	ment fund	No limit
39	Duplicate law book fund	No limit
40	Court reporter fund.....	No limit
41	Access to justice fund.....	No limit
42	Judicial technology and building and grounds fund.....	No limit
43	Judicial branch nonjudicial salary initiative fund.....	No limit

1	Judicial branch nonjudiciary salary adjustment fund	No limit
2	Federal grants fund	No limit

3 Sec. 37.

4 KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

5 (a) There is appropriated for the above agency from the state general
6 fund for the fiscal year ending June 30, 2010, the following:

7	13th retirement check — debt service.....	\$639,134
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8 (b) There is appropriated for the above agency from the following special
9 revenue fund or funds for the fiscal year ending June 30, 2010, 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	Kansas public employees retirement fund.....	No limit
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14 *Provided*, That no expenditures may be made from the Kansas public
15 employees retirement fund other than for benefits, investments, refunds
16 authorized by law, and other purposes specifically authorized by this or
17 other appropriation act.

18	Kansas public employees deferred compensation fees 19 fund.....	No limit
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20	Group insurance reserve fund	No limit
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21	Optional death benefit plan reserve fund	No limit
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22	Kansas endowment for youth fund.....	No limit
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23	Senior services trust fund	No limit
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24	Family and children endowment account — family and 25 children investment fund	No limit
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26	Non-retirement administration fund.....	No limit
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27 *Provided*, That the executive officer of the Kansas public employees re-
28 tirement system shall certify to the director of accounts and reports the
29 amount of moneys to transfer from the Kansas endowment for youth
30 fund, the senior services trust fund, the family and children endowment
31 account — family and children investment fund, and the unclaimed prop-
32 erty account of the state general fund for the purpose of reimbursing the
33 costs of non-retirement related administrative activities and investment-
34 related expenses for managing such funds in accordance with K.S.A. 74-
35 4909b, and amendments thereto.

36	KDFA series 2003H bond debt service fund	No limit
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37 *Provided*, That notwithstanding the provisions of K.S.A. 74-4921 et seq.,
38 and amendments thereto, any employer contributions remitted in ac-
39 cordance with the provisions of K.S.A. 20-2605, and amendments thereto,
40 K.S.A. 74-4920, and amendments thereto, K.S.A. 74-4939, and amend-
41 ments thereto, and K.S.A. 74-4967, and amendments thereto, for the
42 purpose of paying the actuarial cost of the provisions of K.S.A. 74-49,109
43 et seq., and amendments thereto, shall be deposited in the KDFA series

1 2003H bond debt service fund: *Provided further*, That the executive di-
 2 rector of the Kansas public employees retirement system shall certify to
 3 the director of accounts and reports an amount to reimburse the state
 4 general fund for bond debt service payments authorized in fiscal year
 5 2010: *And provided further*, That the director of accounts and reports
 6 shall transfer to the state general fund such amount certified as provided
 7 by the executive director no later than June 30, 2010.

8 (c) Expenditures may be made from the expense reserve of the Kansas
 9 public employees retirement fund for the fiscal year ending June 30,
 10 2010, for the following specified purposes:

11 Agency operations	\$8,884,044
12 <i>Provided</i> , That expenditures from the agency operations account may be 13 made for official hospitality.	
14 Investment-related expenses	No limit
15 KPERS technology project	No limit

16 (d) Expenditures may be made from the non-retirement administration
 17 fund for the fiscal year ending June 30, 2010, for the following specified
 18 purposes:

19 Agency operations	\$85,786
20 Investment-related expenses	No limit

21 (e) On July 1, 2009, notwithstanding the provisions of K.S.A. 38-2102,
 22 and amendments thereto, the amount prescribed by subsection (d)(4) of
 23 K.S.A. 38-2102, and amendments thereto, to be transferred on July 1,
 24 2009, by the director of accounts and reports from the Kansas endowment
 25 for youth fund to the children's initiatives fund is hereby increased to
 26 \$66,885,884.

27 (f) On July 1, 2009, or as soon thereafter as moneys are available there-
 28 for, notwithstanding the provisions of K.S.A. 38-2101, and amendments
 29 thereto, or any other statute, the director of accounts and reports shall
 30 transfer \$9,205,165 from the Kansas endowment for youth fund to the
 31 state general fund.

32 Sec. 38.

33 KANSAS HUMAN RIGHTS COMMISSION

34 (a) There is appropriated for the above agency from the state general
 35 fund for the fiscal year ending June 30, 2010, the following:

36 Operating expenditures	\$1,639,149
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37 *Provided*, That any unencumbered balance in the operating expenditures
 38 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 39 for fiscal year 2010: *Provided, however*, That expenditures from this ac-
 40 count for official hospitality shall not exceed \$150: *Provided further*, That
 41 expenditures for mediation services contracted with Kansas legal services
 42 shall be made only upon certification by the executive director of the
 43 human rights commission to the director of accounts and reports that

1 private moneys are available to match the expenditure of state moneys
2 on a \$1 of private moneys to \$3 of state moneys basis.

3 (b) There is appropriated for the above agency from the following special
4 revenue fund or funds for the fiscal year ending June 30, 2010, 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 Federal fund..... No limit
- 9 Conversion of materials and equipment fund No limit
- 10 Annual banquet fund No limit

11 *Provided*, That expenditures may be made from the annual banquet fund
12 for operating expenditures for the commission’s annual banquet, includ-
13 ing official hospitality: *Provided further*, That the executive director is
14 hereby authorized to fix, charge and collect fees for such banquet: *And*
15 *provided further*, That such fees shall be fixed in order to recover all or
16 part of the operating expenses incurred for such banquet, including of-
17 ficial hospitality: *And provided further*, That all fees received for such
18 banquet shall be deposited in the state treasury in accordance with the
19 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
20 ited to the annual banquet fund.

- 21 Education and training fund No limit

22 *Provided*, That expenditures may be made from the education and train-
23 ing fund for operating expenditures for the commission’s education and
24 training programs for the general public, including official hospitality:
25 *Provided further*, That the executive director is hereby authorized to fix,
26 charge and collect fees for such programs: *And provided further*, That
27 such fees shall be fixed in order to recover all or part of the operating
28 expenses incurred for such training programs, including official hospital-
29 ity: *And provided further*, That all fees received for such programs shall
30 be deposited in the state treasury in accordance with the provisions of
31 K.S.A. 75-4215, and amendments thereto, shall be credited to the edu-
32 cation and training fund.

33 Sec. 39.

34 STATE CORPORATION COMMISSION

35 (a) There is appropriated for the above agency from the following special
36 revenue fund or funds for the fiscal year ending June 30, 2010, all
37 moneys now or hereafter lawfully credited to and available in such fund
38 or funds, except that expenditures other than refunds authorized by law
39 shall not exceed the following:

- 40 Public service regulation fund No limit
- 41 Motor carrier license fees fund..... No limit
- 42 Conservation fee fund..... No limit

43 *Provided*, That any expenditure made from the conservation fee fund for

1 plugging abandoned wells, cleanup of pollution from oil and gas activities
2 and testing of wells shall be in addition to any expenditure limitation
3 imposed on this fund: *Provided further*, That expenditures may be made
4 from this fund for debt collection and set-off administration: *And pro-*
5 *vided further*, That a percentage of the fees collected, not to exceed 27%,
6 shall be transferred from the conservation fee fund to the accounting
7 services recovery fund of the department of administration for services
8 rendered in collection efforts: *And provided further*, That all expenditures
9 made from the conservation fee fund for debt collection and set-off ad-
10 ministration shall be in addition to any expenditure limitation imposed
11 on this fund: *And provided further*, That the state corporation commis-
12 sion shall include as part of the fiscal year 2011 budget estimates for the
13 state corporation commission submitted pursuant to K.S.A. 75-3717, and
14 amendments thereto, a three-year projection of receipts to and expend-
15 itures from the conservation fee fund for fiscal years 2011, 2012 and 2013.

16	Natural gas underground storage fee fund	No limit
17	Gas pipeline inspection fee fund.....	No limit
18	Abandoned oil and gas well fund	No limit
19	Well plugging assurance fund.....	No limit
20	Facility conservation improvement program fund.....	No limit
21	Gas pipeline safety program — federal fund	No limit
22	Carbon dioxide injection well and underground storage	
23	fund.....	No limit
24	Energy related grants — federal fund	No limit
25	Energy grants management fund	No limit
26	Energy conservation plan — federal fund	No limit
27	Underground injection control class II — federal fund	No limit
28	Pipeline damage prevention grant program — federal	
29	fund.....	No limit
30	Other federal grants fund	No limit

31 *Provided*, That the above agency is authorized to make expenditures from
32 the other federal grants fund of any moneys credited to this fund from
33 any individual grant if the grant: (1) Is less than or equal to \$250,000 in
34 the aggregate, and (2) does not require the matching expenditure of any
35 other moneys in the state treasury during fiscal year 2010 other than
36 moneys appropriated by this or other appropriation act of the 2009 reg-
37 ular session of the legislature: *Provided, however*, That, upon application
38 to and authorization by the governor, the above agency may make ex-
39 penditures of moneys credited to this fund from any individual federal
40 grant which is more than \$250,000 in the aggregate or which requires the
41 matching expenditure of moneys in the state treasury during fiscal year
42 2010, other than moneys appropriated by this or other appropriation act
43 of the 2009 regular session of the legislature.

- 1 Inservice education workshop fee fund..... No limit
- 2 *Provided*, That expenditures may be made from the inservice education
- 3 workshop fee fund for operating expenditures, including official hospi-
- 4 tality, incurred for inservice workshops and conferences conducted by the
- 5 state corporation commission for staff and members of the state corpo-
- 6 ration commission: *Provided further*, That the state corporation commis-
- 7 sion is hereby authorized to fix, charge and collect fees for such inservice
- 8 workshops and conferences: *And provided further*, That such fees shall
- 9 be fixed in order to recover all or part of the operating expenditures
- 10 incurred for conducting such inservice workshops and conferences: *And*
- 11 *provided further*, That all moneys received for such fees shall be depos-
- 12 ited in the state treasury in accordance with the provisions of K.S.A. 75-
- 13 4215, and amendments thereto, and shall be credited to the inservice
- 14 education workshop fee fund.
- 15 Base state registration clearing fund..... No limit
- 16 Credit card clearing fund..... No limit
- 17 Suspense fund No limit
- 18 KETA development fund No limit

19 (b) Expenditures for the fiscal year ending June 30, 2010, by the state
 20 corporation commission from the public service regulation fund, the mo-
 21 tor carrier license fees fund and the conservation fee fund shall not ex-
 22 ceed, in the aggregate, \$15,930,934: *Provided*, That, within such limita-
 23 tion on the aggregate of expenditures, expenditures made for fiscal year
 24 2010 from the public service regulation fund, the motor carrier license
 25 fees fund and the conservation fee fund for official hospitality shall not
 26 exceed, in the aggregate, \$2,000.

27 (c) Expenditures for the fiscal year ending June 30, 2010, by the state
 28 corporation commission from the conservation fee fund or the abandoned
 29 oil and gas well fund may be made for the service of independent on-site
 30 supervision of well plugging contracts: *Provided*, That all expenditures
 31 from the conservation fee fund or the abandoned oil and gas well fund
 32 for the purpose of plugging of abandoned oil and gas wells shall be subject
 33 to the competitive bidding requirements of K.S.A. 75-3739, and amend-
 34 ments thereto, and shall not be exempt from such competitive bidding
 35 requirements on the basis of the estimated amount of such purchases.

36 (d) During the fiscal year ending June 30, 2010, the executive director
 37 of the state corporation commission, with the approval of the director of
 38 the budget, may transfer additional moneys from the conservation fee
 39 fund of the state corporation commission, which are in excess of \$400,000
 40 prescribed by K.S.A. 2008 Supp. 55-193, and amendments thereto, to the
 41 abandoned oil and gas well plugging fund of the state corporation com-
 42 mission: *Provided*, That the executive director of the state corporation
 43 commission shall certify each such transfer of additional moneys to the

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

3 (e) In addition to other purposes for which expenditures may be made
4 by the Kansas corporation commission from the public service regulation
5 fund for fiscal year 2010 for the corporation commission as authorized by
6 this or other appropriation act of the 2009 regular session of the legisla-
7 ture, notwithstanding the provisions of any other statute to the contrary,
8 the Kansas corporation commission may make expenditures from the
9 public service regulation fund for fiscal year 2010 for expenses incurred
10 by the Kansas electric transmission authority: *Provided*, That expendi-
11 tures from the public service regulation fund for the expenses of the
12 Kansas electric transmission authority shall not exceed \$98,413.

13 (f) During the fiscal year ending June 30, 2010, notwithstanding the
14 provisions of any other statute, the executive director of the state cor-
15 poration commission, with the approval of the director of the budget, may
16 transfer funds from any special revenue fund or funds of the state cor-
17 poration commission to any other special revenue fund or funds of the
18 state corporation commission. The executive director of the state corpo-
19 ration commission shall certify each such transfer to the director of ac-
20 counts and reports and shall transmit a copy of each such certification to
21 the director of legislative research.

22 (g) On July 1, 2009, or as soon thereafter as moneys are available, the
23 state corporation commission shall certify to the director of the budget
24 and director of accounts and reports an amount or amounts to be trans-
25 ferred on July 1, 2009, or as soon thereafter as moneys are available,
26 notwithstanding the provisions of K.S.A. 55-143, 55-167, 55-168, 55-180,
27 55-1,116, 66-1,142, or 66-1a01, and amendments thereto, or of any other
28 statute, from the public service regulation fund, the motor carrier license
29 fees fund, the conservation fee fund, the natural gas underground storage
30 fee fund, and the facility conservation improvement program fund of the
31 state corporation commission to the state general fund: *Provided*, That
32 the aggregate of the amounts specified in such certification to be trans-
33 ferred from such funds during fiscal year 2010 shall be \$864,000: *Provided*
34 *further*, That, upon receipt of such certification, the director of accounts
35 and reports shall transfer the amount or amounts specified to be trans-
36 ferred from the public service regulation fund, the motor carrier license
37 fees fund, the conservation fee fund, the natural gas underground storage
38 fee fund, and the facility conservation improvement program fund to the
39 state general fund on the date or dates specified in such certification
40 therefor, or as soon thereafter as moneys are available, during fiscal year
41 2010: *Provided however*, That the aggregate of the amounts transferred
42 in accordance with this subsection to the state general fund from the
43 public service regulation fund, the motor carrier license fees fund, the

1 conservation fee fund, the natural gas underground storage fee fund, and
 2 the facility conservation improvement program fund during fiscal year
 3 2010 shall not exceed \$864,000: *And provided further*, That the transfer
 4 of each such amount from the public service regulation fund, the motor
 5 carrier license fees fund, the conservation fee fund, the natural gas un-
 6 derground storage fee fund, or the facility conservation improvement pro-
 7 gram fund to the state general fund pursuant to this subsection shall be
 8 in addition to any other transfer from the public service regulation fund,
 9 the motor carrier license fees fund, the conservation fee fund, the natural
 10 gas underground storage fee fund, or the facility conservation improve-
 11 ment program fund to the state general fund prescribed by law: *And*
 12 *provided further*, That the transfer of each such amount from the public
 13 service regulation fund, the motor carrier license fees fund, the conser-
 14 vation fee fund, the natural gas underground storage fee fund, and the
 15 facility conservation improvement program 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 state corporation commission by other state agencies which
 20 receive appropriations from the state general fund to provide such serv-
 21 ices.

22 Sec. 40.

23 CITIZENS' UTILITY RATEPAYER BOARD

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, 2010, 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 Utility regulatory fee fund \$765,919

30 *Provided*, That, if the total amount of additional expenditures authorized
 31 by the expenditure limitation prescribed by this section are not expended
 32 or encumbered for fiscal year 2010, then the amount equal to the amount
 33 of such increased expenditure authority for fiscal year 2010 remaining
 34 may be expended from the utility regulatory fee fund for fiscal year 2011
 35 pursuant to contracts for professional services and any such expenditure
 36 for fiscal year 2011 shall be in addition to any expenditure limitation
 37 imposed on the utility regulatory fee fund for fiscal year 2011.

38 (b) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1,
 39 2010, or as soon after each such date as moneys are available, and upon
 40 receipt of certification by the state corporation commission of the amount
 41 to be transferred, the director of accounts and reports shall transfer from
 42 the public service regulation fund of the state corporation commission to
 43 the utility regulatory fee fund of the citizens' utility ratepayer board all

1 moneys assessed by the state corporation commission for the citizens'
2 utility ratepayer board under K.S.A. 66-1502 or 66-1503, and amend-
3 ments thereto, and deposited in the state treasury to the credit of the
4 public service regulation fund.

5 (c) On July 1, 2009, 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 \$32,565 from the utility regulatory fee
8 fund of the citizens' utility ratepayer board to the state general fund:
9 *Provided*, That the transfer of such amount shall be in addition to any
10 other transfer from the utility regulatory fee fund to the state general
11 fund as prescribed by law: *Provided further*, That the amount transferred
12 from the utility regulatory fee fund to the state general fund pursuant to
13 this subsection is to reimburse the state general fund for accounting,
14 auditing, budgeting, legal, payroll, personnel and purchasing services and
15 any other governmental services which are performed on behalf of the
16 citizens' utility ratepayer board by other state agencies which receive ap-
17 propriations from the state general fund to provide such services.

18 Sec. 41.

19 DEPARTMENT OF ADMINISTRATION

20 (a) There is appropriated for the above agency from the state general
21 fund for the fiscal year ending June 30, 2010, the following:

22 General administration \$1,073,524

23 *Provided*, That any unencumbered balance in the general administration
24 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
25 for fiscal year 2010: *Provided further*, That in addition to other positions
26 within the department of administration in the unclassified service as
27 prescribed by law, expenditures may be made from the general admin-
28 istration account for three employees in the unclassified service under
29 the Kansas civil service act: *And provided further*, That expenditures from
30 this account for official hospitality shall not exceed \$1,000.

31 Financial management system \$956,242

32 *Provided*, That any unencumbered balance in the financial management
33 system account in excess of \$100 as of June 30, 2009, is hereby reappro-
34 priated for fiscal year 2010.

35 Department of administration systems \$2,525,427

36 *Provided*, That any unencumbered balance in the department of admin-
37 istration systems account in excess of \$100 as of June 30, 2009, is hereby
38 reappropriated for fiscal year 2010: *Provided further*, That expenditures
39 from the department of administration systems account for official hos-
40 pitality shall not exceed \$1,000.

41 Personnel services \$2,002,595

42 *Provided*, That any unencumbered balance in the personnel services ac-
43 count in excess of \$100 as of June 30, 2009, is hereby reappropriated for

1 fiscal year 2010.

2 Purchasing..... \$530,589

3 *Provided*, That any unencumbered balance in the purchasing account in

4 excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal

5 year 2010.

6 Budget analysis \$1,433,706

7 *Provided*, That any unencumbered balance in the budget analysis account

8 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal

9 year 2010: *Provided further*, That, in addition to other positions within

10 the department of administration in the unclassified service as prescribed

11 by law, expenditures may be made from the budget analysis account for

12 eight employees in the unclassified service under the Kansas civil service

13 act: *And provided further*, That expenditures from this account for official

14 hospitality shall not exceed \$1,000.

15 Facilities management..... \$63,975

16 *Provided*, That any unencumbered balance in the facilities management

17 account in excess of \$100 as of June 30, 2009, is hereby reappropriated

18 for fiscal year 2010.

19 Accounts and reports \$2,008,966

20 *Provided*, That any unencumbered balance in the accounts and reports

21 account in excess of \$100 as of June 30, 2009, is hereby reappropriated

22 for fiscal year 2010.

23 Public broadcasting council grants \$2,113,379

24 *Provided*, That any unencumbered balance in the public broadcasting

25 council grants account in excess of \$100 as of June 30, 2009, is hereby

26 reappropriated for fiscal year 2010: *Provided further*, That all expendi-

27 tures from the public broadcasting council grants account for capital

28 equipment shall be made to provide matching funds for federal capital

29 equipment grants awarded to eligible public broadcasting stations: *And*

30 *provided further*, That expenditures from this account may be made to

31 provide matching funds for capital equipment projects funded from any

32 nonstate source in the event federal capital equipment grants are not

33 awarded: *And provided further*, That in the event the federal facility pro-

34 grams cease to exist or fail to conduct grant solicitations, expenditures

35 may be made from this account to provide matching funds for capital

36 equipment projects funded from any nonstate source without first apply-

37 ing for federal capital equipment grants.

38 KPERS bonds debt service \$25,731,305

39 Public broadcasting digital conversion debt service..... \$286,376

40 Policy analysis initiatives \$185,244

41 *Provided*, That any unencumbered balance in the policy analysis initia-

42 tives account in excess of \$100 as of June 30, 2009, is hereby reappro-

43 priated for fiscal year 2010: *Provided further*, That expenditures from this

1 account for official hospitality shall not exceed \$5,000.

2 Long-term care ombudsman \$284,520

3 *Provided*, That any unencumbered balance in the long-term care om-

4 budsman account in excess of \$100 as of June 30, 2009, is hereby reap-

5 propriated for fiscal year 2010: *Provided further*, That expenditures from

6 this account for official hospitality shall not exceed \$1,000.

7 Any unencumbered balance in the implementation of new pay plan ac-

8 count in excess of \$100 as of June 30, 2009, is hereby reappropriated for

9 fiscal year 2010.

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, 2010, all

12 moneys now or hereafter lawfully credited to and available in such fund

13 or funds, except that expenditures other than refunds or indirect cost

14 recoveries authorized by law shall not exceed the following:

15 Federal cash management fund..... No limit

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

17 Building and ground fund..... No limit

18 *Provided*, That expenditures may be made from the building and ground

19 fund for operating and other expenses for the Hiram Price Dillon House.

20 General fees fund..... No limit

21 *Provided*, That expenditures may be made from the general fees fund for

22 operating expenditures for the division of personnel services, including

23 human resources programs and official hospitality: *Provided further*, That

24 the director of personnel services is hereby authorized to fix, charge and

25 collect fees: *And provided further*, That fees shall be fixed in order to

26 recover all or part of the operating expenses incurred, including official

27 hospitality: *And provided further*, That all fees received, including fees

28 received under the open records act for providing access to or furnishing

29 copies of public records, shall be deposited in the state treasury in ac-

30 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,

31 and shall be credited to the general fees fund of the department of ad-

32 ministration.

33 Human resource information systems cost recovery

34 fund..... No limit

35 Budget fees fund..... No limit

36 *Provided*, That expenditures may be made from the budget fees fund for

37 operating expenditures for the division of the budget, including training

38 programs, special projects and official hospitality: *Provided further*, That

39 the director of the budget is hereby authorized to fix, charge and collect

40 fees for such training programs: *And provided further*, That fees for such

41 training programs and special projects shall be fixed in order to recover

42 all or part of the operating expenses incurred for such training programs

43 and special projects, including official hospitality: *And provided further*,

1 That all fees received for such training programs and special projects and
2 all fees received by the division of the budget under the open records act
3 for providing access to or furnishing copies of public records shall be
4 deposited in the state treasury in accordance with the provisions of K.S.A.
5 75-4215, and amendments thereto, and shall be credited to the budget
6 fees fund.

7 Purchasing fees fund..... No limit
8 *Provided*, That expenditures may be made from the purchasing fees fund
9 for operating expenditures of the division of purchases, including training
10 seminars and official hospitality: *Provided further*, That the director of
11 purchases is hereby authorized to fix, charge and collect fees for operating
12 expenditures incurred to reproduce and disseminate purchasing infor-
13 mation, administer vendor applications, administer state contracts and
14 conduct training seminars, including official hospitality: *And provided fur-*
15 *ther*, That such fees shall be fixed in order to recover all or part of such
16 operating expenses.

17 Architectural services fee fund No limit
18 *Provided*, That expenditures may be made from the architectural services
19 fee fund for operating expenditures for distribution of architectural in-
20 formation: *Provided further*, That the director of facilities management
21 is hereby authorized to fix, charge and collect fees for reproduction and
22 distribution of architectural information: *And provided further*, That such
23 fees shall be fixed in order to recover all or part of the operating expenses
24 incurred for reproducing and distributing architectural information: *And*
25 *provided further*, That all fees received for such reproduction and distri-
26 bution of architectural information shall be deposited in the state treasury
27 in accordance with the provisions of K.S.A. 75-4215, and amendments
28 thereto, and shall be credited to the architectural services fee fund.

29 Budget equipment conversion fund..... No limit
30 Conversion of materials and equipment fund No limit
31 Architectural services equipment conversion fund..... No limit
32 Property contingency fund..... No limit
33 Flood control emergency — federal fund No limit
34 CJIS Byrne Grant — federal fund No limit
35 FICA reimbursements medical residents fund..... No limit
36 Information technology fund..... No limit
37 *Provided*, That any moneys collected from a fee increase for information
38 services recommended by the governor shall be deposited in the state
39 treasury to the credit of the information technology fund.

40 Information technology reserve fund..... No limit
41 State buildings operating fund..... No limit
42 *Provided*, That expenditures may be made from the state buildings op-
43 erating fund for operating and other expenses for the Hiram Price Dillon

1 House: *Provided further*, That the secretary of administration is hereby
2 authorized to fix, charge and collect fees for use of the rooms and other
3 facilities of the Hiram Price Dillon House in accordance with policies
4 adopted by the legislative coordinating council under K.S.A. 75-3682, and
5 amendments thereto, for approving the use of such property: *And pro-*
6 *vided further*, That fees for approved use of such property shall be rea-
7 sonable and directly related to the costs of such use and shall be fixed in
8 order to recover all or part of the operating expenses incurred for such
9 use: *And provided further*, That all moneys received for such fees shall
10 be deposited in the state treasury in accordance with the provisions of
11 K.S.A. 75-4215, and amendments thereto, and shall be credited to the
12 state buildings operating fund or the building and ground fund, as deter-
13 mined and directed by the secretary of administration: *And provided fur-*
14 *ther*, That the secretary of administration is hereby authorized to fix,
15 charge and collect a real estate property leasing services fee at a reason-
16 able rate per square foot of space leased by state agencies as approved
17 by the secretary of administration under K.S.A. 75-3739, and amend-
18 ments thereto, to recover the costs incurred by the department of ad-
19 ministration in providing services to state agencies relating to leases of
20 real property: *And provided further*, That each state agency that is party
21 to a lease of real property that is approved by the secretary of adminis-
22 tration under K.S.A. 75-3739, and amendments thereto, shall remit to the
23 secretary of administration the real estate property leasing services fee
24 upon receipt of the billing therefor: *And provided further*, That all mon-
25 eys received for real estate property leasing services fees shall be depos-
26 ited in the state treasury in accordance with the provisions of K.S.A. 75-
27 4215, and amendments thereto, and shall be credited to the state
28 buildings operating fund or the building and ground fund, as determined
29 and directed by the secretary of administration: *And provided further*,
30 That the net proceeds from the sale of all or any part of the Topeka state
31 hospital property, as defined by subsection (a) of K.S.A. 2008 Supp. 75-
32 37,123, and amendments thereto, shall be deposited in the state treasury
33 and credited to the state buildings operating fund or the building and
34 ground fund, as determined and directed by the secretary of administra-
35 tion: *And provided further*, That the secretary of administration is hereby
36 authorized to fix, charge and collect a surcharge against all state agency
37 leased square footage in Shawnee County including both state-owned and
38 privately-owned buildings: *And provided further*, That all moneys re-
39 ceived for such surcharge shall be deposited in the state treasury in ac-
40 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,
41 and shall be credited to the state buildings operating fund or the building
42 and ground fund, as determined and directed by the secretary of admin-
43 istration.

1 Accounting services recovery fund No limit
2 *Provided*, That expenditures may be made from the accounting services
3 recovery fund for the operating expenditures, including official hospital-
4 ity, of the department of administration: *Provided further*, That the sec-
5 retary of administration is hereby authorized to fix, charge and collect
6 fees for services or sales provided by the department of administration
7 which are not specifically authorized by any other statute: *And provided*
8 *further*, That all fees received for such services or sales shall be deposited
9 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
10 and amendments thereto, and shall be credited to the accounting services
11 recovery fund.

12 Architectural services recovery fund..... No limit
13 *Provided*, That expenditures may be made from the architectural services
14 recovery fund for operating expenditures for the division of facilities man-
15 agement: *Provided further*, That the director of facilities management is
16 hereby authorized to charge and collect fees for services provided to other
17 state agencies not directly related to the construction of a capital im-
18 provement project: *And provided further*, That all fees received for all
19 such services shall be deposited in the state treasury in accordance with
20 the provisions of K.S.A. 75-4215, and amendments thereto, and shall be
21 credited to the architectural services recovery fund.

22 Motor pool service fund No limit
23 Intragovernmental printing service fund No limit
24 Intragovernmental printing service depreciation reserve
25 fund..... No limit
26 Municipal accounting and training services recovery
27 fund..... No limit
28 *Provided*, That expenditures may be made from the municipal accounting
29 and training services recovery fund to provide general ledger, payroll
30 reporting, utilities billing, data processing, and accounting services to mu-
31 nicipalities and to provide training programs conducted for municipal
32 government personnel, including official hospitality: *Provided further*,
33 That the director of accounts and reports is hereby authorized to fix,
34 charge and collect fees for such services and programs: *And provided*
35 *further*, That such fees shall be fixed to cover all or part of the operating
36 expenditures incurred in providing such services and programs, including
37 official hospitality: *And provided further*, That all fees received for such
38 services and programs, including official hospitality, shall be deposited in
39 the state treasury in accordance with the provisions of K.S.A. 75-4215,
40 and amendments thereto, and shall be credited to the municipal account-
41 ing and training services recovery fund.

42 Canceled warrants payment fund..... No limit
43 State emergency fund No limit

1	Bid and contract deposit fund	No limit
2	Federal withholding tax clearing fund.....	No limit
3	Financial management system development fund.....	No limit
4	<i>Provided</i> , That the secretary of administration may establish fees and	
5	make special assessments in order to finance the costs of developing the	
6	financial management system: <i>Provided further</i> , That all moneys received	
7	for such fees and special assessments shall be deposited in the state treas-	
8	ury in accordance with the provisions of K.S.A. 75-4215, and amendments	
9	thereto, and shall be credited to the financial management system de-	
10	velopment fund of the department of administration.	
11	State gaming revenues fund.....	No limit
12	Financial management system development fund — on	
13	budget	No limit
14	Construction defects recovery fund.....	No limit
15	Facilities conservation improvement fund	No limit
16	State revolving fund services fee fund	No limit
17	Conversion of materials and equipment — recycling pro-	
18	gram fund.....	No limit
19	Curtis office building maintenance reserve fund	No limit
20	Equipment lease purchase program administration clear-	
21	ing fund	No limit
22	Suspense fund	No limit
23	Electronic funds transfer suspense fund	No limit
24	Surplus property program fund — on budget.....	No limit
25	Surplus property program fund — off budget.....	No limit
26	Older Americans act long-term care ombudsman federal	
27	fund.....	No limit
28	Long-term care ombudsman gift and grant fund.....	No limit
29	Title XIX — long-term care ombudsman medicaid federal	
30	grant fund	No limit
31	Wireless enhanced 911 grant fund	No limit
32	Landon state office building repair expense fund	No limit
33	MacVicar avenue assessment expense fund	No limit
34	(c) On July 1, 2009, the director of accounts and reports shall transfer	
35	\$210,000 from the state highway fund to the state general fund for the	
36	purpose of reimbursing the state general fund for the cost of providing	
37	purchasing services to the department of transportation.	
38	(d) During the fiscal year ending June 30, 2010, the secretary of ad-	
39	ministration is hereby authorized to approve refinancing of equipment	
40	being financed by state agencies through the department's equipment	
41	financing program. Such refinancing project is hereby approved for the	
42	purposes of subsection (b) of K.S.A. 74-8905, and amendments thereto.	
43	(e) In addition to the other purposes for which expenditures may be	

1 made by the above agency from moneys appropriated in any capital im-
2 provement account of any special revenue fund or in any capital improve-
3 ment account of the state general fund for the above agency for fiscal
4 year 2010 by this or other appropriation act of the 2009 regular session
5 of the legislature, expenditures may be made by the above agency from
6 any such capital improvement account of any special revenue fund or any
7 such capital improvement account of the state general fund for fiscal year
8 2010 for the purpose of making emergency repairs to any facility that is
9 under the charge, care, management or control of the department of
10 administration as provided by law: *Provided*, That the secretary of ad-
11 ministration shall make a full report on such repairs and expenditures to
12 the director of the budget and the director of legislative research.

13 (f) (1) On July 1, 2009, the director of accounts and reports shall record
14 a debit to the state treasurer's receivables for the children's initiatives
15 fund and shall record a corresponding credit to the children's initiatives
16 fund in an amount certified by the director of the budget which shall be
17 equal to 50% of the amount estimated by the director of the budget to
18 be transferred and credited to the children's initiatives fund during the
19 fiscal year ending June 30, 2010, except that such amount shall be pro-
20 portionally adjusted during fiscal year 2010 with respect to any change in
21 the moneys to be transferred and credited to the children's initiatives
22 fund during fiscal year 2010. Among other appropriate factors, the direc-
23 tor of the budget shall take into consideration the estimated and actual
24 receipts and interest earnings of the Kansas endowment for youth fund
25 for fiscal year 2009 and fiscal year 2010 in determining the amount to be
26 certified under this subsection. All moneys transferred and credited to
27 the children's initiatives fund during fiscal year 2010 shall reduce the
28 amount debited and credited to the children's initiatives fund under this
29 subsection.

30 (2) On June 30, 2010, the director of accounts and reports shall adjust
31 the amounts debited and credited to the state treasurer's receivables and
32 to the children's initiatives fund pursuant to this subsection, to reflect all
33 moneys actually transferred and credited to the children's initiatives fund
34 during fiscal year 2010.

35 (3) The director of accounts and reports shall notify the state treasurer
36 of all amounts debited and credited to the children's initiatives fund pur-
37 suant to this subsection and all reductions and adjustments thereto made
38 pursuant to this subsection. The state treasurer shall enter all such
39 amounts debited and credited and shall make reductions and adjustments
40 thereto on the books and records kept and maintained for the children's
41 initiatives fund by the state treasurer in accordance with the notice
42 thereof.

43 (4) The reductions and adjustments prescribed to be made by the di-

1 rector of accounts and reports and the state treasurer pursuant to this
2 subsection (f) for the children's initiatives fund to account for moneys
3 actually received that are to be transferred and credited to the children's
4 initiatives fund shall be made after the reductions and adjustments pre-
5 scribed to be made by the director of accounts and reports and the state
6 treasurer pursuant to subsection (i) for the Kansas endowment for youth
7 fund to account for moneys actually received that are to be deposited in
8 the state treasury and credited to the Kansas endowment for youth fund.

9 (g) (1) On July 1, 2009, the director of accounts and reports shall record
10 a debit to the state treasurer's receivables for the state economic devel-
11 opment initiatives fund and shall record a corresponding credit to the
12 state economic development initiatives fund in an amount certified by
13 the director of the budget which shall be equal to 50% of the amount
14 estimated by the director of the budget to be transferred and credited to
15 the state economic development initiatives fund during the fiscal year
16 ending June 30, 2010, except that such amount shall be proportionally
17 adjusted during fiscal year 2010 with respect to any change in the moneys
18 to be transferred and credited to the state economic development initia-
19 tives fund during fiscal year 2010. All moneys transferred and credited to
20 the state economic development initiatives fund during fiscal year 2010
21 shall reduce the amount debited and credited to the state economic de-
22 velopment initiatives fund under this subsection.

23 (2) On June 30, 2010, the director of accounts and reports shall adjust
24 the amounts debited and credited to the state treasurer's receivables and
25 to the state economic development initiatives fund pursuant to this sub-
26 section, to reflect all moneys actually transferred and credited to the state
27 economic development initiatives fund during fiscal year 2010.

28 (3) The director of accounts and reports shall notify the state treasurer
29 of all amounts debited and credited to the state economic development
30 initiatives fund pursuant to this subsection and all reductions and adjust-
31 ments thereto made pursuant to this subsection. The state treasurer shall
32 enter all such amounts debited and credited and shall make reductions
33 and adjustments thereto on the books and records kept and maintained
34 for the state economic development initiatives fund by the state treasurer
35 in accordance with the notice thereof.

36 (h) (1) On July 1, 2009, the director of accounts and reports shall record
37 a debit to the state treasurer's receivables for the correctional institutions
38 building fund and shall record a corresponding credit to the correctional
39 institutions building fund in an amount certified by the director of the
40 budget which shall be equal to 80% of the amount estimated by the
41 director of the budget to be transferred and credited to the correctional
42 institutions building fund during the fiscal year ending June 30, 2010,
43 except that such amount shall be proportionally adjusted during fiscal year

1 2010 with respect to any change in the moneys to be transferred and
2 credited to the correctional institutions building fund during fiscal year
3 2010. All moneys transferred and credited to the correctional institutions
4 building fund during fiscal year 2010 shall reduce the amount debited
5 and credited to the correctional institutions building fund under this sub-
6 section.

7 (2) On June 30, 2010, the director of accounts and reports shall adjust
8 the amounts debited and credited to the state treasurer's receivables and
9 to the correctional institutions building fund pursuant to this subsection,
10 to reflect all moneys actually transferred and credited to the correctional
11 institutions building fund during fiscal year 2010.

12 (3) The director of accounts and reports shall notify the state treasurer
13 of all amounts debited and credited to the correctional institutions build-
14 ing fund pursuant to this subsection and all reductions and adjustments
15 thereto made pursuant to this subsection. The state treasurer shall enter
16 all such amounts debited and credited and shall make reductions and
17 adjustments thereto on the books and records kept and maintained for
18 the correctional institutions building fund by the state treasurer in ac-
19 cordance with the notice thereof.

20 (i) (1) On July 1, 2009, the director of accounts and reports shall record
21 a debit to the state treasurer's receivables for the Kansas endowment for
22 youth fund and shall record a corresponding credit to the Kansas endow-
23 ment for youth fund in an amount certified by the director of the budget
24 which shall be equal to 80% of the amount approved for expenditure by
25 the children's cabinet during the fiscal year ending June 30, 2010, as
26 certified by the director of the budget. All moneys received and credited
27 to the Kansas endowment for youth fund during fiscal year 2010 shall
28 reduce the amount debited and credited to the Kansas endowment for
29 youth fund under this subsection.

30 (2) On June 30, 2010, the director of accounts and reports shall adjust
31 the amounts debited and credited to the state treasurer's receivables and
32 to the Kansas endowment for youth fund pursuant to this subsection, to
33 reflect all moneys actually transferred and credited to the Kansas endow-
34 ment for youth fund during fiscal year 2010.

35 (3) The director of accounts and reports shall notify the state treasurer
36 of all amounts debited and credited to the Kansas endowment for youth
37 fund pursuant to this subsection and all reductions and adjustments
38 thereto made pursuant to this subsection. The state treasurer shall enter
39 all such amounts debited and credited and shall make reductions and
40 adjustments thereto on the books and records kept and maintained for
41 the Kansas endowment for youth fund by the state treasurer in accord-
42 ance with the notice thereof.

43 (4) The reductions and adjustments prescribed to be made by the di-

1 rector of accounts and reports and the state treasurer pursuant to this
 2 subsection (i) for the Kansas endowment for youth fund to account for
 3 moneys actually received that are to be deposited in the state treasury
 4 and credited to the Kansas endowment for youth fund shall be made
 5 before the reductions and adjustments prescribed to be made by the
 6 director of accounts and reports and the state treasurer pursuant to sub-
 7 section (f) for the children’s initiatives fund to account for moneys actually
 8 received that are to be transferred and credited to the children’s initiatives
 9 fund.

10 (j) During the fiscal year ending June 30, 2010, the secretary of ad-
 11 ministration, with the approval of the director of the budget, may transfer
 12 any part of any item of appropriation for the fiscal year ending June 30,
 13 2010, from the state general fund for the department of administration
 14 to another item of appropriation for fiscal year 2010 from the state general
 15 fund for the department of administration. The secretary of administra-
 16 tion shall certify each such transfer to the director of accounts and reports
 17 and shall transmit a copy of each such certification to the director of
 18 legislative research.

19 (k) There is appropriated for the above agency from the state institu-
 20 tions building fund for the fiscal year ending June 30, 2010, the following:
 21 SIBF — state building insurance \$100,000
 22 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b05, and
 23 amendments thereto, expenditures may be made by the above agency
 24 from the SIBF — state building insurance account of the state institutions
 25 building fund for state building insurance premiums.

26 (l) There is appropriated for the above agency from the correctional
 27 institutions building fund for the fiscal year ending June 30, 2010, the
 28 following:
 29 CIBF — state building insurance \$80,000
 30 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b09, and
 31 amendments thereto, expenditures may be made by the above agency
 32 from the CIBF — state building insurance account of the correctional
 33 institutions building fund for state building insurance premiums.

34 (m) On July 1, 2009, or as soon thereafter as moneys are available
 35 during the fiscal year ending June 30, 2010, the director of accounts and
 36 reports shall transfer an amount or amounts from the appropriate federal
 37 fund or funds of the department on aging to the older Americans act
 38 long-term care ombudsman federal fund of the department of adminis-
 39 tration: *Provided*, That the aggregate of such amount or amounts trans-
 40 ferred during fiscal year 2010 shall be equal to and shall not exceed the
 41 Older Americans Act Title VII: Ombudsman Award and 4.38% of the
 42 Kansas Older Americans Act Title III: Part B Supportive Services Award.

43 (n) (1) On July 1, 2009, notwithstanding the provisions of any other

1 statute, the director of accounts and reports shall record a debit to the
2 state treasurer's receivables for the state general fund and shall record a
3 corresponding credit to the state general fund in the net amount equal
4 to \$32,689,900 minus the amount credited and debited on or before June
5 30, 2009, pursuant to section 76(p)(9)(D) of chapter 142 of the 2006
6 Session Laws of Kansas, to finance the cost of the 27th payroll chargeable
7 to the fiscal year ending June 30, 2006, for state agencies.

8 (2) On or before September 1, 2009, the director of accounts and re-
9 ports shall adjust the amounts debited and credited to the state treasurer's
10 receivables and to the state general fund pursuant to this subsection (n),
11 to reflect all moneys actually transferred and credited to the state general
12 fund during fiscal year 2010.

13 (3) (A) (i) Prior to August 15, 2009, the director of the budget shall
14 determine and certify to the director of accounts and reports the amount
15 reappropriated in each account of the state general fund of a state agency,
16 other than any regents agency, from the state general fund that has a
17 specific expenditure limitation prescribed for fiscal year 2010 and that is
18 in excess of the amount authorized under the approved budget of ex-
19 penditures to be expended from such reappropriated amount for fiscal
20 year 2010.

21 (ii) On or before June 30, 2010, the director of the budget shall deter-
22 mine and certify to the director of accounts and reports the amount reap-
23 propriated in each account of the state general fund of a state agency,
24 other than any regents agency, from the state general fund that has no
25 specific expenditure limitation prescribed for the fiscal year, that is in
26 excess of the amount estimated under the approved budget of expendi-
27 tures to be expended from such reappropriated amount for fiscal year
28 2010, and that is determined by the director of the budget not to be
29 needed for the purpose for which such amount was originally budgeted,
30 including, but not limited to, actual or projected cost savings as a result
31 of completed, cancelled or modified projects, programs or operations.

32 (iii) As used in paragraphs (i) and (ii) of this subsection (n)(3)(A), "spe-
33 cific expenditure limitation prescribed for the fiscal year" includes any
34 case in which no expenditures may be made from such reappropriated
35 balance except upon approval by the state finance council.

36 (B) Prior to August 15, 2009, the director of the budget shall determine
37 and certify to the director of accounts and reports the aggregate of all
38 unanticipated lapses of moneys which were appropriated or reappro-
39 priated from the state general fund for fiscal year 2009 and which were
40 not reappropriated for fiscal year 2010, as determined by the director of
41 the budget: *Provided*, That, as used in this subsection (n)(3)(B), "unan-
42 ticipated lapses of moneys" shall not include any amount lapsed from the
43 state general fund pursuant to explicit language in an appropriation act

1 of the 2009 regular session of the legislature or any amount lapsed from
2 the state general fund for which specific reappropriation language was
3 deliberately not included in any appropriation act of the 2009 regular
4 session of the legislature.

5 (C) Prior to August 15, 2009, the director of the budget shall determine
6 and certify to the director of accounts and reports the aggregate of all
7 amounts of unencumbered balances in accounts of the state general fund
8 that were first encumbered during a fiscal year commencing prior to July
9 1, 2008, that were released during fiscal year 2009, and that were not
10 specifically reappropriated by an appropriation act of the 2009 regular
11 session of the legislature.

12 (4) (A) On August 15, 2009, in accordance with the certification by the
13 director of the budget that is submitted to the director of accounts and
14 reports under subsection (n)(3)(A)(i), the appropriation for fiscal year
15 2010 for each account of the state general fund that is appropriated or
16 reappropriated for the fiscal year ending June 30, 2010, by this or other
17 appropriation act of the 2009 regular session of the legislature is hereby
18 respectively lapsed by the amount equal to the amount certified under
19 subsection (n)(3)(A)(i).

20 (B) On June 30, 2010, in accordance with the certification by the di-
21 rector of the budget that is submitted to the director of accounts and
22 reports under subsection (n)(3)(A)(ii), the appropriation for fiscal year
23 2010 for each account of the state general fund that is appropriated or
24 reappropriated for the fiscal year ending June 30, 2010, by this or other
25 appropriation act of the 2009 regular session of the legislature is hereby
26 respectively lapsed by the amount equal to the amount certified under
27 subsection (n)(3)(A)(ii).

28 (5) At the same time as the director of the budget transmits each cer-
29 tification to the director of accounts and reports pursuant to subsection
30 (n)(3), the director of the budget shall transmit a copy of such certification
31 to the director of legislative research.

32 (6) (A) Prior to August 15, 2009, the state board of regents shall de-
33 termine and certify to the director of the budget each of the specific
34 amounts from the amounts appropriated from the state general fund or
35 from the moneys appropriated and available in the special revenue funds
36 for each of the regents agencies to be transferred to and debited to the
37 27th payroll adjustment account of the state general fund by the director
38 of accounts and reports pursuant to this subsection (n): *Provided* That
39 the aggregate of all such amounts certified to the director of the budget
40 shall be an amount that is equal to or more than \$1,184,054. The certi-
41 fication by the state board of regents shall specify the amount in each
42 account of the state general fund or in each special revenue fund, or
43 account thereof, that is designated by the state board of regents pursuant

1 to this subsection for each of the regents agencies to be transferred to
2 and debited to the 27th payroll adjustment account in the state general
3 fund by the director of accounts and reports pursuant to this subsection
4 (n). At the same time as such certification is transmitted to the director
5 of the budget, the state board of regents shall transmit a copy of such
6 certification to the director of legislative research.

7 (B) The director of the budget shall review each such certification from
8 the state board of regents and shall certify a copy of each such certification
9 from the state board of regents to the director of accounts and reports.
10 At the same time as such certification is transmitted to the director of
11 accounts and reports, the director of the budget shall transmit a copy of
12 each such certification to the director of legislative research.

13 (C) On August 15, 2009, in accordance with the certification by the
14 director of the budget that is submitted to the director of accounts and
15 reports under this subsection (n)(6), the appropriation for fiscal year 2010
16 for each account of the state general fund, state economic development
17 initiatives fund, state water plan fund and children's initiatives fund that
18 is appropriated or reappropriated for the fiscal year ending June 30, 2010,
19 by this or other appropriation act of the 2009 regular session of the leg-
20 islature is hereby respectively lapsed by the amount equal to the amount
21 certified under this subsection (n)(6).

22 (7) In determining the amounts to be certified to the director of ac-
23 counts and reports in accordance with this subsection (n), the director of
24 the budget and the state board of regents shall consider any changed
25 circumstances and unanticipated reductions in expenditures or unantic-
26 pated and required expenditures by the state agencies for fiscal year 2010.

27 (8) (A) On or before September 1, 2009, after receipt of each certifi-
28 cation by the director of the budget pursuant to this subsection (n), the
29 director of accounts and reports shall transfer and debit to the 27th payroll
30 adjustment account of the state general fund, which is hereby established
31 in the state general fund, by an amount equal to the aggregate of the
32 amounts certified by the director of the budget pursuant to subsection
33 (n)(3) and subsection (n)(6) in accordance with such certifications.

34 (B) On September 1, 2009, the director of accounts and reports shall
35 transfer the balance of the 27th payroll adjustment account of the state
36 general fund to the master account of the state general fund: *Provided,*
37 *however,* That the amount transferred shall not exceed the amount of the
38 then outstanding balance of the state treasurer's receivables for the state
39 general fund.

40 (C) On September 1, 2009, the director of accounts and reports shall
41 adjust the amounts debited and credited to the state treasurer's receiva-
42 bles and to the 27th payroll adjustment account of the state general fund
43 pursuant to this subsection (n), to reflect all moneys actually transferred

1 and credited to the 27th payroll adjustment account of the state general
2 fund pursuant to this subsection (n) during fiscal year 2010.

3 (D) On or before June 30, 2010, after receipt of each certification by
4 the director of the budget pursuant to subsection (n)(3)(A)(ii), the direc-
5 tor of accounts and reports shall transfer and debit to the 27th payroll
6 adjustment account of the state general fund, which is hereby established
7 in the state general fund, an amount equal to the aggregate of the amounts
8 certified by the director of the budget pursuant to subsection (n)(3)(A)(ii)
9 in accordance with such certifications.

10 (E) On June 30, 2010, the director of accounts and reports shall transfer
11 the balance of the 27th payroll adjustment account of the state general
12 fund to the master account of the state general fund: *Provided, however,*
13 That the amount transferred shall not exceed the amount of the then
14 outstanding balance of the state treasurer's receivables for the state gen-
15 eral fund.

16 (F) On June 30, 2010, the director of accounts and reports shall adjust
17 the amounts debited and credited to the state treasurer's receivables and
18 to the 27th payroll adjustment account of the state general fund pursuant
19 to this subsection (n), to reflect all moneys actually transferred and cred-
20 ited to the 27th payroll adjustment account of the state general fund
21 pursuant to this subsection (n) during fiscal year 2010.

22 (G) On June 30, 2010, the director of accounts and reports shall record
23 a credit to the state treasurer's receivables for the state general fund and
24 shall record a corresponding debit to the state general fund in the amount
25 of the outstanding receivable created to finance the cost of the 27th pay-
26 roll chargeable to the fiscal year ending June 30, 2006.

27 (H) The director of accounts and reports shall notify the state treasurer
28 of all amounts debited and credited to the 27th payroll adjustment ac-
29 count of the state general fund pursuant to this subsection (n) and all
30 reductions and adjustments thereto made pursuant to this subsection (n).
31 The state treasurer shall enter all such amounts debited and credited and
32 shall make reductions and adjustments thereto on the books and records
33 kept and maintained for the state general fund by the state treasurer in
34 accordance with the notice thereof.

35 (9) As used in this subsection (n), "regents agency" means the state
36 board of regents, Fort Hays state university, Kansas state university, Kan-
37 sas state university extension systems and agriculture research programs,
38 Kansas state university veterinary medical center, Emporia state univer-
39 sity, Pittsburg state university, university of Kansas, university of Kansas
40 medical center, and Wichita state university.

41 (10) The provisions of this subsection (n) shall not apply to:

42 (A) The health care stabilization fund of the health care stabilization
43 fund board of governors;

- 1 (B) any money held in trust in a trust fund or held in trust in any other
2 special revenue fund of any state agency;
- 3 (C) any moneys received from any agency or authority of the federal
4 government or from any other federal source, other than any such federal
5 moneys that are credited to or may be received and credited to special
6 revenue funds of a regents agency and that are determined by the state
7 board of regents to be federal moneys that may be transferred to and
8 debited to the 27th payroll adjustment account of the state general fund
9 by the director of accounts and reports pursuant to this subsection (n);
- 10 (D) any account of the Kansas educational building fund or the state
11 institutions building fund; or
- 12 (E) any fund in the state treasury, as determined by the director of the
13 budget, that would experience financial or administrative difficulties as a
14 result of executing the provisions of this subsection (n), including, but not
15 limited to, cash-flow problems, the inability to meet ordinary expenditure
16 obligations, or any conflicts with prevailing contracts, compacts or other
17 provisions of law.
- 18 (11) Each amount transferred from any special revenue fund of any
19 state agency, including any regents agency, to the state general fund pur-
20 suant to this subsection (n), is transferred to reimburse the state general
21 fund for accounting, auditing, budgeting, legal, payroll, personnel and
22 purchasing services and any other governmental services which are per-
23 formed on behalf of the state agency involved by other state agencies
24 which receive appropriations from the state general fund to provide such
25 services.
- 26 (12) On or after July 1, 2009, notwithstanding the provisions of K.S.A.
27 75-4209, and amendments thereto, or any other statute, upon specific
28 authorization in an appropriation act of the legislature, the pooled money
29 investment board is authorized and directed to loan an amount of not
30 more than \$6,000,000 to the state general fund to provide financing for
31 any additional amounts required above the moneys otherwise provided
32 by law to repay amounts provided by law to finance the cost of the 27th
33 payroll chargeable to the fiscal year 2006 and to provide for an adequate
34 reserve in the 27th payroll adjustment account. The pooled money in-
35 vestment board is authorized and directed to use any moneys in the op-
36 erating accounts, investment accounts or other investments of the state
37 of Kansas to provide the funds for such loan. Such loan shall not bear
38 interest and shall not be deemed to be an indebtedness or debt of the
39 state of Kansas within the meaning of section 6 of article 11 of the con-
40 stitution of the state of Kansas. Any such loan shall be repaid from the
41 state general fund and any appropriate special revenue funds in the state
42 treasury.
- 43 (q) During the fiscal year ending June 30, 2010, in addition to the other

1 purposes for which expenditures may be made by the above agency from
2 moneys appropriated from the state general fund or any special revenue
3 fund for the above agency for fiscal year 2010 by this or other appropri-
4 ation act of the 2009 regular session of the legislature, expenditures may
5 be made by the above agency from the state general fund or from any
6 special revenue fund for fiscal year 2010, for the secretary of administra-
7 tion to fix, charge and collect fees for architectural, engineering and man-
8 agement services provided for capital improvement projects of the state
9 board of regents or any state educational institution, as defined by K.S.A.
10 76-711, and amendments thereto, for which the department of adminis-
11 tration provides such services and which are financed in whole or in part
12 by gifts, bequests or donations made by one or more private individuals
13 or other private entities: *Provided*, That such fees for such services are
14 hereby authorized to be fixed, charged and collected in accordance with
15 the provisions of K.S.A. 2008 Supp. 75-1269, and amendments thereto,
16 notwithstanding any provisions of K.S.A. 2008 Supp. 75-1269, and
17 amendments thereto, to the contrary: *Provided further*, That all such fees
18 received shall be deposited in the state treasury in accordance with the
19 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
20 ited to the architectural services recovery fund.

21 (r) During the fiscal year ending June 30, 2010, notwithstanding the
22 provisions of any statute or any rules and regulations to the contrary, in
23 addition to the other purposes for which expenditures may be made by
24 the above agency from moneys appropriated from the state general fund
25 or any special revenue fund for the above agency for fiscal year 2010 as
26 authorized by this or other appropriation act of the 2009 regular session
27 of the legislature, expenditures shall be made by the above agency from
28 the state general fund or from any special revenue fund for fiscal year
29 2010, for the secretary of administration to provide parking for state em-
30 ployees on state-owned parking lots located within the state capitol area,
31 as defined by subsection (c) of K.S.A. 75-2240a, and amendments thereto,
32 without charge or cost to such employees for such parking: *Provided*, That
33 this subsection shall not apply to parking garages or other parking struc-
34 tures in such state capitol area or to any state-owned parking lots for which
35 revenues have been pledged to repay bonds issued for the construction
36 of any of such parking garages, structures or lots: *Provided further*, That
37 the secretary of administration shall continue otherwise to administer
38 access to state-owned parking lots in accordance with policies and pro-
39 cedures adopted as provided by law, including use of hang tags and wait-
40 ing lists for specific parking lots, in order to ensure orderly parking pro-
41 cedures: *And provided further*, That the secretary of administration shall
42 make expenditures from moneys appropriated from the state buildings
43 operating fund or any other special revenue funds for the purpose of

1 maintaining the state-owned parking lots.

2 (s) On July 1, 2009, or as soon thereafter as moneys are available there-
3 for, the director of accounts and reports shall transfer \$5,000,000 from
4 the state general fund to the state emergency fund.

5 Sec. 42.

6 OFFICE OF ADMINISTRATIVE HEARINGS

7 (a) There is appropriated for the above agency from the following spe-
8 cial revenue fund or funds for the fiscal year ending June 30, 2009, all
9 moneys now or hereafter lawfully credited to and available in such fund
10 or funds, except that expenditures other than refunds authorized by law
11 shall not exceed the following:

12 Administrative hearings office fund..... No limit

13 Sec. 43.

14 STATE COURT OF TAX APPEALS

15 (a) There is appropriated for the above agency from the state general
16 fund for the fiscal year ending June 30, 2010, the following:

17 Operating expenditures \$1,586,859

18 *Provided*, That any unencumbered balance in the operating expenditures
19 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
20 for fiscal year 2010.

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, 2010, all
23 moneys now or hereafter lawfully credited to and available in such fund
24 or funds, except that expenditures other than refunds authorized by law
25 shall not exceed the following:

26 Duplicating fees fund..... \$5,000

27 COTA filing fee fund..... \$545,043

28 (c) On July 1, 2009, or as soon thereafter as moneys are available,
29 notwithstanding the provisions of K.S.A. 2008 Supp. 74-2438a, and
30 amendments thereto, or any other statute, the director of accounts and
31 reports shall transfer \$1,191 from the COTA filing fee fund of the state
32 court of tax appeals to the state general fund: *Provided*, That the transfer
33 of such amount shall be in addition to any other transfer from the COTA
34 filing fee fund to the state general fund as prescribed by law: *Provided*
35 *further*, That the amount transferred from the COTA filing fee fund to
36 the state general fund pursuant to this subsection is to reimburse the
37 state general fund for accounting, auditing, budgeting, legal, payroll, per-
38 sonnel and purchasing services and any other governmental services
39 which are performed on behalf of the state court of tax appeals by other
40 state agencies which receive appropriations from the state general fund
41 to provide such services.

1 Sec. 44.

2 DEPARTMENT OF REVENUE

3 (a) There is appropriated for the above agency from the state general
4 fund for the fiscal year ending June 30, 2010, the following:

5 Operating expenditures \$19,473,899

6 *Provided*, That any unencumbered balance in the operating expenditures
7 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
8 for fiscal year 2010: *Provided, however*, That expenditures from this ac-
9 count for official hospitality shall not exceed \$1,500.

10 (b) There is appropriated for the above agency from the following special
11 revenue fund or funds for the fiscal year ending June 30, 2010, all
12 moneys now or hereafter lawfully credited to and available in such fund
13 or funds, except that expenditures other than refunds authorized by law
14 shall not exceed the following:

15 Sand royalty fund No limit

16 Division of vehicles operating fund \$44,979,455

17 *Provided*, That all receipts collected under authority of K.S.A. 74-2012,
18 and amendments thereto, shall be credited to the division of vehicles
19 operating fund: *Provided further*, That any expenditure from the division
20 of vehicles operating fund of the department of revenue to reimburse the
21 audit services fund of the division of post audit for a financial-compliance
22 audit in an amount certified by the legislative post auditor shall be in
23 addition to any expenditure limitation imposed on the division of vehicles
24 operating fund for the fiscal year ending June 30, 2010: *And provided*
25 *further*, That, notwithstanding the provisions of K.S.A. 68-416, and
26 amendments thereto, or of any other statute, expenditures may be made
27 from this fund for the administration and operation of the department of
28 revenue.

29 Vehicle dealers and manufacturers fee fund No limit

30 Kansas qualified agricultural ethyl alcohol producer incen-
31 tive fund..... No limit

32 Kansas qualified biodiesel fuel producer incentive fund ... No limit

33 Division of vehicles modernization fund No limit

34 Kansas retail dealer incentive fund..... No limit

35 Local report fee fund..... No limit

36 Military retirees income tax refund fund..... No limit

37 Conversion of materials and equipment fund No limit

38 Forfeited property fee fund No limit

39 Setoff services revenue fund No limit

40 Publications fee fund No limit

41 State bingo regulation fund..... No limit

42 Child support enforcement contractual agreement fund... No limit

43 County treasurers' vehicle licensing fee fund..... No limit

1 Reappraisal reimbursement fund No limit
2 *Provided*, That all moneys received for the costs incurred for conducting
3 appraisals for any county shall be deposited in the state treasury and
4 credited to the reappraisal reimbursement fund: *Provided further*, That
5 expenditures may be made from this fund for the purpose of conducting
6 appraisals pursuant to orders of the court of tax appeals under K.S.A. 79-
7 1479, and amendments thereto.

8 Special training fund..... No limit
9 *Provided*, That expenditures may be made from the special training fund
10 for operating expenditures, including official hospitality, incurred for con-
11 ferences, training seminars, workshops and examinations: *Provided fur-*
12 *ther*, That the secretary of revenue is hereby authorized to fix, charge and
13 collect fees for conferences, training seminars, workshops and examina-
14 tions sponsored or cosponsored by the department of revenue: *And pro-*
15 *vided further*, That such fees shall be fixed in order to recover all or part
16 of the operating expenditures incurred for such conferences, training
17 seminars, workshops and examinations or for qualifying applicants for
18 such conferences, training seminars, workshops and examinations: *And*
19 *provided further*, That all fees received for conferences, training semi-
20 nars, workshops and examinations shall be deposited in the state treasury
21 in accordance with the provisions of K.S.A. 75-4215, and amendments
22 thereto, and shall be credited to the special training fund.

23 Recovery fund for enforcement actions and attorney
24 fees..... No limit

25 Federal commercial motor vehicle safety fund..... No limit

26 Central stores fund..... No limit
27 *Provided*, That expenditures may be made from the central stores fund
28 to operate and maintain a central stores activity to sell supplies to other
29 state agencies: *Provided further*, That all moneys received for such sup-
30 plies shall be deposited in the state treasury in accordance with the pro-
31 visions of K.S.A. 75-4215, and amendments thereto, and shall be credited
32 to the central stores fund.

33 Microfilming fund No limit
34 *Provided*, That expenditures may be made from the microfilming fund to
35 operate and maintain a microfilming activity to sell microfilming services
36 to other state agencies: *Provided further*, That all moneys received for
37 such services shall be deposited in the state treasury in accordance with
38 the provisions of K.S.A. 75-4215, and amendments thereto, and shall be
39 credited to the microfilming fund.

40 Miscellaneous trust bonds fund No limit

41 Liquor excise tax guarantee bond fund No limit

42 Non-resident contractors cash bond fund..... No limit

43 Bond guaranty fund..... No limit

1	Interstate motor fuel user cash bond fund	No limit
2	Motor fuel distributor cash bond fund.....	No limit
3	Special county mineral production tax fund.....	No limit
4	County drug tax fund.....	No limit
5	Escheat proceeds suspense fund.....	No limit
6	Privilege tax refund fund	No limit
7	Suspense fund	No limit
8	Cigarette tax refund fund	No limit
9	Motor-vehicle fuel tax refund fund	No limit
10	Cereal malt beverage tax refund fund.....	No limit
11	Income tax refund fund.....	No limit
12	Sales tax refund fund	No limit
13	Compensating tax refund fund	No limit
14	Alcoholic liquor tax refund fund	No limit
15	Cigarette/tobacco products regulation fund.....	No limit
16	Motor carrier tax refund fund	No limit
17	Car company tax fund.....	No limit
18	Protested motor carrier taxes fund.....	No limit
19	Tobacco products refund fund	No limit
20	Transient guest tax refund fund established by K.S.A. 12-	
21	1694a.....	No limit
22	Interstate motor fuel taxes clearing fund.....	No limit
23	Bingo refund fund.....	No limit
24	Transient guest tax refund fund established by K.S.A. 12-	
25	16,100.....	No limit
26	Interstate motor fuel taxes refund fund	No limit
27	Interfund clearing fund	No limit
28	Local alcoholic liquor clearing fund.....	No limit
29	International registration plan distribution clearing fund..	No limit
30	Rental motor vehicle excise tax refund fund.....	No limit
31	International fuel tax agreement clearing fund.....	No limit
32	Mineral production tax refund fund	No limit
33	Special fuels tax refund fund.....	No limit
34	LP-gas motor fuels refund fund.....	No limit
35	Local alcoholic liquor refund fund	No limit
36	Sales tax clearing fund.....	No limit
37	Rental motor vehicle excise tax clearing fund	No limit
38	VIPS/CAMA technology hardware fund.....	No limit
39	<i>Provided</i> , That, notwithstanding the provisions of K.S.A. 74-2021, and	
40	amendments thereto, or of any other statute, expenditures may be made	
41	from the VIPS/CAMA technology hardware fund for the purposes of up-	
42	grading the VIPS/CAMA computer hardware and software for the state	
43	or for the counties and for administration and operation of the depart-	

1 ment of revenue.

2 County and city retailers sales tax clearing fund — county

3 and city sales tax..... No limit

4 City and county compensating use tax clearing fund..... No limit

5 County and city transient guest tax clearing fund No limit

6 Automated tax systems fund..... No limit

7 Dyed diesel fuel fee fund No limit

8 Electronic databases fee fund..... No limit

9 *Provided*, That, notwithstanding the provisions of K.S.A. 74-2022, and

10 amendments thereto, or of any other statute, expenditures may be made

11 from electronic databases fee fund for the purposes of operating expend-

12 itures, including expenditures for capital outlay; of operating, maintaining

13 or improving the vehicle information processing system (VIPS), the Kan-

14 sas computer assisted mass appraisal system (CAMA) and other electronic

15 database systems of the department of revenue, including the costs in-

16 curred to provide access to or to furnish copies of public records in such

17 database systems and for the administration and operation of the depart-

18 ment of revenue.

19 Photo fee fund..... No limit

20 *Provided*, That expenditures may be made from the photo fee fund for

21 administration and operation of the driver license program and related

22 support operations in the division of administration of the department of

23 revenue, including costs of implementing Chapter 5 and Chapter 63 of

24 the 2003 Session Laws of Kansas.

25 Estate tax abatement refund fund..... No limit

26 Distinctive license plate fund No limit

27 Repossessed certificates of title fee fund..... No limit

28 Hazmat fee fund..... No limit

29 INK special revenue fund..... No limit

30 Intra-governmental service fund..... No limit

31 (c) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1,

32 2010, the director of accounts and reports shall transfer \$11,116,597 from

33 the state highway fund of the department of transportation to the division

34 of vehicles operating fund of the department of revenue for the purpose

35 of financing the cost of operation and general expense of the division of

36 vehicles and related operations of the department of revenue.

37 (d) On August 1, 2009, the director of accounts and reports shall trans-

38 fer \$77,250 from the accounting services recovery fund of the department

39 of administration to the setoff services revenue fund of the department

40 of revenue for reimbursing costs of recovering amounts owed state agen-

41 cies under K.S.A. 75-6201 et seq., and amendments thereto.

42 (e) On August 1, 2009, the director of accounts and reports shall trans-

43 fer \$20,400 from the social welfare fund and \$39,600 from the federal

1 child support enforcement fund of the department of social and rehabil-
2 itation services to the child support enforcement contractual agreement
3 fund of the department of revenue to reimburse costs of administrative
4 expenses of child support enforcement activities under the agreement.

5 (f) (1) During the fiscal year ending June 30, 2010, notwithstanding
6 the provisions of K.S.A. 2008 Supp. 79-34,156, and amendments thereto,
7 the director of accounts and reports shall not transfer any amount from
8 either the state economic development initiatives fund or the state gen-
9 eral fund to the Kansas qualified biodiesel fuel producer incentive fund
10 during the fiscal year ending June 30, 2010.

11 (2) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1,
12 2010, the director of accounts and reports shall transfer \$50,000 from the
13 state economic development initiatives fund to the Kansas qualified biod-
14 iesel fuel producer incentive fund: *Provided*, That, if sufficient moneys
15 are not available in the state economic development initiatives fund for
16 such transfer on July 1, 2009, October 1, 2009, January 1, 2010, or April
17 1, 2010, then the director of accounts and reports shall transfer on such
18 date, the amount of moneys available in the state economic initiatives
19 fund in accordance with this section and shall transfer on such date, or
20 as soon thereafter as moneys are available therefor, the amount equal to
21 the insufficiency from the state general fund to the Kansas qualified biod-
22 iesel fuel producer incentive fund.

23 (g) On July 1, 2009, 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 \$1,088,006 from the division of vehicles
26 operating fund of the department of revenue to the state general fund:
27 *Provided*, That the transfer of such amount shall be in addition to any
28 other transfer from the division of vehicles operating fund to the state
29 general fund as prescribed by law: *Provided further*, That the amount
30 transferred from the division of vehicles operating fund to the state gen-
31 eral fund pursuant to this subsection is to reimburse the state general
32 fund for accounting, auditing, budgeting, legal, payroll, personnel and
33 purchasing services and any other governmental services which are per-
34 formed on behalf of the department of revenue by other state agencies
35 which receive appropriations from the state general fund to provide such
36 services.

37 (h) On July 1, 2009, or as soon thereafter as moneys are available,
38 notwithstanding the provisions of K.S.A. 2008 Supp. 75-5159, and amend-
39 ments thereto, or any other statute, the director of accounts and reports
40 shall transfer \$49,791 from the division of vehicles modernization fund
41 of the department of revenue to the state general fund: *Provided*, That
42 the transfer of such amount shall be in addition to any other transfer from
43 the division of vehicles modernization fund to the state general fund as

1 prescribed by law: *Provided further*, That the amount transferred from
2 the division of vehicles modernization fund to the state general fund pur-
3 suant to this subsection is to reimburse the state general fund for ac-
4 counting, auditing, budgeting, legal, payroll, personnel and purchasing
5 services and any other governmental services which are performed on
6 behalf of the department of revenue by other state agencies which receive
7 appropriations from the state general fund to provide such services.

8 (i) On July 1, 2009, or as soon thereafter as moneys are available, not-
9 withstanding the provisions of K.S.A. 2008 Supp. 79-4710, and amend-
10 ments thereto, or any other statute, the director of accounts and reports
11 shall transfer \$2,924 from the state bingo regulation fund of the depart-
12 ment of revenue to the state general fund: *Provided*, That the transfer of
13 such amount shall be in addition to any other transfer from the state bingo
14 regulation fund to the state general fund as prescribed by law: *Provided*
15 *further*, That the amount transferred from the state bingo regulation fund
16 to the state general fund pursuant to this subsection is to reimburse the
17 state general fund for accounting, auditing, budgeting, legal, payroll, per-
18 sonnel and purchasing services and any other governmental services
19 which are performed on behalf of the department of revenue by other
20 state agencies which receive appropriations from the state general fund
21 to provide such services.

22 (j) On July 1, 2009, or as soon thereafter as moneys are available, not-
23 withstanding the provisions of K.S.A. 2008 Supp. 79-3391, and amend-
24 ments thereto, or any other statute, the director of accounts and reports
25 shall transfer \$4,991 from the cigarette and tobacco products regulation
26 fund of the department of revenue to the state general fund: *Provided*,
27 That the transfer of such amount shall be in addition to any other transfer
28 from the cigarette and tobacco products regulation fund to the state gen-
29 eral fund as prescribed by law: *Provided further*, That the amount trans-
30 ferred from the cigarette and tobacco products regulation fund to the
31 state general fund pursuant to this subsection is to reimburse the state
32 general fund for accounting, auditing, budgeting, legal, payroll, personnel
33 and purchasing services and any other governmental services which are
34 performed on behalf of the department of revenue by other state agencies
35 which receive appropriations from the state general fund to provide such
36 services.

37 (k) On July 1, 2009, or as soon thereafter as moneys are available,
38 notwithstanding the provisions of K.S.A. 70a-105, and amendments
39 thereto, or any other statute, the director of accounts and reports shall
40 transfer \$1,684 from the sand royalty fund of the department of revenue
41 to the state general fund: *Provided*, That the transfer of such amount shall
42 be in addition to any other transfer from the sand royalty fund to the
43 state general fund as prescribed by law: *Provided further*, That the

1 amount transferred from the sand royalty fund to the state general fund
2 pursuant to this subsection is to reimburse the state general fund for
3 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
4 services and any other governmental services which are performed on
5 behalf of the department of revenue by other state agencies which receive
6 appropriations from the state general fund to provide such services.

7 (l) On July 1, 2009, or as soon thereafter as moneys are available, not-
8 withstanding the provisions of K.S.A. 74-2022, and amendments thereto,
9 or any other statute, the director of accounts and reports shall transfer
10 \$111,577 from the electronic databases fee fund of the department of
11 revenue to the state general fund: *Provided*, That the transfer of such
12 amount shall be in addition to any other transfer from the electronic
13 databases fee fund to the state general fund as prescribed by law: *Pro-*
14 *vided further*, That the amount transferred from the electronic databases
15 fee fund to the state general fund pursuant to this subsection is to re-
16 imburse the state general fund for accounting, auditing, budgeting, legal,
17 payroll, personnel and purchasing services and any other governmental
18 services which are performed on behalf of the department of revenue by
19 other state agencies which receive appropriations from the state general
20 fund to provide such services.

21 (m) On July 1, 2009, or as soon thereafter as moneys are available,
22 notwithstanding the provisions of K.S.A. 75-6212, and amendments
23 thereto, or any other statute, the director of accounts and reports shall
24 transfer \$2,787 from the setoff services revenue fund of the department
25 of revenue to the state general fund: *Provided*, That the transfer of such
26 amount shall be in addition to any other transfer from the setoff services
27 revenue fund to the state general fund as prescribed by law: *Provided*
28 *further*, That the amount transferred from the setoff services revenue
29 fund to the state general fund pursuant to this subsection is to reimburse
30 the state general fund for accounting, auditing, budgeting, legal, payroll,
31 personnel and purchasing services and any other governmental services
32 which are performed on behalf of the department of revenue by other
33 state agencies which receive appropriations from the state general fund
34 to provide such services.

35 (n) On July 1, 2009, or as soon thereafter as moneys are available,
36 notwithstanding the provisions of any other statute, the director of ac-
37 counts and reports shall transfer \$2,175 from the child support enforce-
38 ment contractual agreement fund of the department of revenue to the
39 state general fund: *Provided*, That the transfer of such amount shall be
40 in addition to any other transfer from the child support enforcement
41 contractual agreement fund to the state general fund as prescribed by
42 law: *Provided further*, That the amount transferred from the child support
43 enforcement contractual agreement fund to the state general fund pur-

1 suant to this subsection is to reimburse the state general fund for ac-
2 counting, auditing, budgeting, legal, payroll, personnel and purchasing
3 services and any other governmental services which are performed on
4 behalf of the department of revenue by other state agencies which receive
5 appropriations from the state general fund to provide such services.

6 (o) On July 1, 2009, or as soon thereafter as moneys are available,
7 notwithstanding the provisions of K.S.A. 74-2021, and amendments
8 thereto, or any other statute, the director of accounts and reports shall
9 transfer \$46,072 from the VIPS/CAMA technology hardware fund of the
10 department of revenue to the state general fund: *Provided*, That the trans-
11 fer of such amount shall be in addition to any other transfer from the
12 VIPS/CAMA technology hardware fund to the state general fund as pre-
13 scribed by law: *Provided further*, That the amount transferred from the
14 VIPS/CAMA technology hardware fund to the state general fund pursu-
15 ant to this subsection is to reimburse the state general fund for account-
16 ing, auditing, budgeting, legal, payroll, personnel and purchasing services
17 and any other governmental services which are performed on behalf of
18 the department of revenue by other state agencies which receive appro-
19 priations from the state general fund to provide such services.

20 (p) On July 1, 2009, or as soon thereafter as moneys are available,
21 notwithstanding the provisions of K.S.A. 2008 Supp. 8-145e, and amend-
22 ments thereto, or any other statute, the director of accounts and reports
23 shall transfer \$1,801 from the repossessed certificates of title fee fund of
24 the department of revenue to the state general fund: *Provided*, That the
25 transfer of such amount shall be in addition to any other transfer from
26 the repossessed certificates of title fee fund to the state general fund as
27 prescribed by law: *Provided further*, That the amount transferred from
28 the repossessed certificates of title fee fund to the state general fund
29 pursuant to this subsection is to reimburse the state general fund for
30 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
31 services and any other governmental services which are performed on
32 behalf of the department of revenue by other state agencies which receive
33 appropriations from the state general fund to provide such services.

34 (q) On July 1, 2009, or as soon thereafter as moneys are available,
35 notwithstanding the provisions of K.S.A. 8-299, and amendments thereto,
36 or any other statute, the director of accounts and reports shall transfer
37 \$27,159 from the photo fee fund of the department of revenue to the
38 state general fund: *Provided*, That the transfer of such amount shall be
39 in addition to any other transfer from the photo fee fund to the state
40 general fund as prescribed by law: *Provided further*, That the amount
41 transferred from the photo fee fund to the state general fund pursuant
42 to this subsection is to reimburse the state general fund for accounting,
43 auditing, budgeting, legal, payroll, personnel and purchasing services and

1 any other governmental services which are performed on behalf of the
2 department of revenue by other state agencies which receive appropri-
3 ations from the state general fund to provide such services.

4 (r) On July 1, 2009, or as soon thereafter as moneys are available,
5 notwithstanding the provisions of K.S.A. 8-2425, and amendments
6 thereto, or any other statute, the director of accounts and reports shall
7 transfer \$4,690 from the vehicle dealers and manufacturers fee fund of
8 the department of revenue to the state general fund: *Provided*, That the
9 transfer of such amount shall be in addition to any other transfer from
10 the vehicle dealers and manufacturers fee fund to the state general fund
11 as prescribed by law: *Provided further*, That the amount transferred from
12 the vehicle dealers and manufacturers fee fund to the state general fund
13 pursuant to this subsection is to reimburse the state general fund for
14 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
15 services and any other governmental services which are performed on
16 behalf of the department of revenue by other state agencies which receive
17 appropriations from the state general fund to provide such services.

18 Sec. 45.

19 KANSAS LOTTERY

20 (a) There is appropriated for the above agency from the following spe-
21 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
22 moneys now or hereafter lawfully credited to and available in such fund
23 or funds, except that expenditures other than refunds authorized by law
24 shall not exceed the following:

25 Lottery prize payment fund	No limit
26 Lottery operating fund	No limit
27 <i>Provided</i> , That expenditures from the lottery operating fund for official	
28 hospitality shall not exceed \$5,000.	
29 Expanded lottery receipts fund.....	No limit
30 Lottery gaming facility manager fund.....	No limit
31 Expanded lottery act revenues fund	\$0

32 (b) Notwithstanding the provisions of K.S.A. 74-8711, and amendments
33 thereto, and subject to the provisions of this subsection, an amount of
34 not less than \$4,500,000 shall be certified by the executive director of the
35 Kansas lottery to the director of accounts and reports on or before August
36 15, 2009, and on or before the 15th of each month thereafter through
37 July 15, 2010: *Provided*, That, upon receipt of each such certification, the
38 director of accounts and reports shall transfer the amount certified from
39 the lottery operating fund to the state gaming revenues fund and shall
40 credit such amount to the state gaming revenues fund for the fiscal year
41 ending June 30, 2010: *Provided, however*, That, after the date that an
42 amount of \$54,000,000 has been transferred from the lottery operating
43 fund to the state gaming revenues fund for fiscal year 2010 pursuant to

1 this subsection, the executive director of the Kansas lottery shall continue
2 to certify amounts to the director of accounts and reports on or before
3 the 15th of each month through July 15, 2010, except that the amounts
4 certified after such date shall not be subject to the minimum amount of
5 \$4,500,000: *Provided further*, That the amounts certified by the executive
6 director of the Kansas lottery to the director of accounts and reports, after
7 the date an amount of \$54,000,000 has been transferred from the lottery
8 operating fund to the state gaming revenues fund for fiscal year 2010
9 pursuant to this subsection, shall be determined by the executive director
10 so that an aggregate of all amounts certified pursuant to this subsection
11 for fiscal year 2010 is equal to or more than \$73,540,000: *And provided*
12 *further*, That the aggregate of all amounts transferred from the lottery
13 operating fund to the state gaming revenues fund for fiscal year 2010
14 pursuant to this subsection shall be equal to or more than \$73,540,000:
15 *And provided further*, That the transfers prescribed by this subsection
16 shall be made in lieu of transfers under subsection (d) of K.S.A. 74-8711,
17 and amendments thereto, for fiscal year 2010.

18 (c) Notwithstanding the provisions of K.S.A. 79-4801, and amendments
19 thereto, or any other statute and in addition to the requirements of sub-
20 section (b) of this section, on or after June 15, 2010, upon certification
21 by the executive director of the lottery, the director of accounts and re-
22 ports shall transfer from the lottery operating fund to the state gaming
23 revenues fund the amount of total profit attributed to the special veterans
24 benefits game under K.S.A. 2008 Supp. 74-8724, and amendments
25 thereto, during fiscal year 2010: *Provided*, That the director of accounts
26 and reports shall transfer immediately thereafter such amount of total
27 profit attributed to the special veterans benefits game from the state gam-
28 ing revenues fund to the state general fund: *Provided further*, That, on
29 or before June 15, 2010, the executive director of the lottery shall certify
30 to the director of accounts and reports the amount equal to the amount
31 of total profit attributed to the special veterans benefits game under
32 K.S.A. 2008 Supp. 74-8724, and amendments thereto, during fiscal year
33 2010: *And provided further*, That, at the same time as such certification
34 is transmitted to the director of accounts and reports, the executive di-
35 rector of the lottery shall transmit a copy of such certification to the
36 director of the budget and the director of legislative research.

37 (d) In addition to the purposes for which expenditures of moneys in
38 the lottery operating fund may be made, as authorized by provisions of
39 K.S.A. 2008 Supp. 74-8711, and amendments thereto, moneys in the lot-
40 tery operating fund may be used for payment of all costs incurred in the
41 operation and administration of the Kansas lottery, the Kansas lottery act,
42 and the Kansas expanded lottery act.

43 (e) During the fiscal year ending June 30, 2010, notwithstanding the

1 provisions of K.S.A. 74-8768, and amendments thereto, or any other statute,
 2 the director of accounts and reports shall transfer all moneys credited
 3 to the expanded lottery act revenues fund from the expanded lottery act
 4 revenues fund to the state general fund within 10 days after such moneys
 5 are credited to the expanded lottery act revenues fund: *Provided*, That
 6 the transfer of such amounts shall be in addition to any other transfer
 7 from the expanded lottery act revenues fund to the state general fund as
 8 prescribed by law: *Provided further*, That the moneys transferred from
 9 the expanded lottery act revenues fund to the state general fund pursuant
 10 to this subsection is to reimburse the state general fund for accounting,
 11 auditing, budgeting, legal, payroll, personnel and purchasing services and
 12 any other governmental services which are performed on behalf of the
 13 department of revenue, and other state agencies, by other state agencies
 14 which receive appropriations from the state general fund to provide such
 15 services.

16 Sec. 46.

17 KANSAS RACING AND GAMING COMMISSION

18 (a) There is appropriated for the above agency from the following special
 19 revenue fund or funds for the fiscal year ending June 30, 2010, 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 State racing fund.....	No limit
24 <i>Provided</i> , That expenditures from the state racing fund for official hos-	
25 pitality shall not exceed \$2,500.	
26 Racing reimbursable expense fund.....	No limit
27 Racing applicant deposit fund	No limit
28 Kansas horse breeding development fund.....	No limit
29 Kansas greyhound breeding development fund.....	No limit
30 <i>Provided</i> , That notwithstanding K.S.A. 74-8831, and amendments	
31 thereto, all moneys transferred into this fund pursuant to subsection (b)	
32 of K.S.A. 2008 Supp. 74-8767, and amendments thereto, shall be depos-	
33 ited to a separate account established for the purpose described herein	
34 and moneys in this account shall be expended only to supplement special	
35 stake races and to enhance the amount per point paid to owners of Kan-	
36 sas-whelped greyhounds which win live races at Kansas greyhound tracks	
37 and pursuant to rules and regulations adopted by the Kansas racing and	
38 gaming commission: <i>Provided further</i> , That transfers from this account	
39 to the live greyhound racing purse supplement fund may be made in	
40 accordance with subsection (b) of K.S.A. 2008 Supp. 74-8767, and	
41 amendments thereto.	
42 Racing investigative expense fund.....	No limit
43 Horse fair racing benefit fund.....	No limit

1	Tribal gaming fund.....	No limit
2	<i>Provided</i> , That expenditures from the tribal gaming fund for the fiscal	
3	year ending June 30, 2010, for official hospitality shall not exceed \$1,500.	
4	Expanded lottery act regulation fund.....	No limit
5	<i>Provided</i> , That expenditures from the expanded lottery act regulation	
6	fund for the fiscal year ending June 30, 2010, for official hospitality shall	
7	not exceed \$2,500.	
8	Live horse racing purse supplement fund	No limit
9	Live greyhound racing purse supplement fund	No limit
10	Greyhound promotion and development fund	No limit
11	Gaming machine examination fund.....	No limit
12	Horse purse fund	No limit

13 (b) On July 1, 2009, the director of accounts and reports shall transfer
14 \$450,000 from the state general fund to the tribal gaming fund of the
15 Kansas racing and gaming commission.

16 (c) During the fiscal year ending June 30, 2010, the director of accounts
17 and reports shall transfer one or more amounts certified by the executive
18 director of the state gaming agency from the tribal gaming fund to the
19 state general fund: *Provided*, That all such transfers shall be for the pur-
20 pose of reimbursing the state general fund for the amount equal to the
21 net amount obtained by subtracting (1) the aggregate of any costs in-
22 curred by the state gaming agency during fiscal year 2010 for any arbi-
23 tration or litigation in connection with the administration and enforce-
24 ment of tribal-state gaming compacts or the provisions of the tribal
25 gaming oversight act, from (2) the aggregate of the amounts transferred
26 to the tribal gaming fund of the Kansas racing and gaming commission
27 during fiscal year 2010 for the operating expenditures for the state gaming
28 agency and any other expenses incurred in connection with the admin-
29 istration and enforcement of tribal-state gaming compacts or the provi-
30 sions of the tribal gaming oversight act.

31 (d) During the fiscal year ending June 30, 2010, all payments for serv-
32 ices provided by the Kansas bureau of investigation shall be paid by the
33 Kansas racing and gaming commission in accordance with subsection (b)
34 of K.S.A. 75-5516, and amendments thereto, pursuant to bills which are
35 presented in a timely manner by the Kansas bureau of investigation for
36 services rendered. Any expenditure from the state racing fund during
37 fiscal year 2010 to reimburse the Kansas bureau of investigation for pro-
38 fessional services and fees in an amount certified by the director of the
39 Kansas bureau of investigation shall be in addition to any expenditure
40 limitation imposed on the state racing fund for the fiscal year ending June
41 30, 2010.

42 (e) In addition to the other purposes for which expenditures may be
43 made from the moneys appropriated in the tribal gaming fund for fiscal

1 year 2010 for the Kansas racing and gaming commission by this or other
2 appropriation act of the 2009 regular session of the legislature, expendi-
3 tures may be made from the tribal gaming fund for fiscal year 2010 for
4 the state gaming agency regulatory oversight of class III gaming, including
5 but not limited to the regulatory oversight and law enforcement activities
6 of monitoring compliance with tribal-state gaming compacts and con-
7 ducting investigations of violations of tribal-state gaming compacts, in-
8 vestigations of criminal violations of the laws of this state at tribal gaming
9 facilities, criminal violations of the tribal gaming oversight act, back-
10 ground investigations of applicants and vendors and investigations of
11 other criminal activities related to tribal gaming, which are hereby au-
12 thORIZED.

13 (f) Notwithstanding the provisions of K.S.A. 74-8831, and amendments
14 thereto, or any other statute, the director of accounts and reports (1) shall
15 not make the transfer from the Kansas greyhound breeding development
16 fund of the Kansas racing and gaming commission to the greyhound tour-
17 ism fund of the department of commerce that is directed to be made on
18 or before June 30, 2010, by subsection (b)(1) of K.S.A. 74-8831, and
19 amendments thereto, and (2) shall transfer on or before June 30, 2010,
20 the amount equal to 15% of all moneys credited to the Kansas greyhound
21 breeding development fund during the fiscal year ending June 30, 2010,
22 from the Kansas greyhound breeding development fund to the greyhound
23 promotion and development fund of the Kansas racing and gaming com-
24 mission.

25 (g) During the fiscal year ending June 30, 2010, notwithstanding the
26 provisions of any other statute, the Kansas racing and gaming commission
27 is hereby authorized to fix, charge and collect additional fees to recover
28 all or part of the direct and indirect costs or operating expenses incurred
29 by the Kansas racing and gaming commission for the regulation of racing
30 activities that are not otherwise recovered from the parimutuel facility
31 licensee under authority of any other statute: *Provided*, That such fees
32 shall be in addition to all taxes and other fees authorized by law: *Provided*
33 *further*, That such costs or operating expenses shall include all or part of
34 any auditing, drug testing, accounting, security and law enforcement, li-
35 censing of any office or other facility for use by a parimutuel facility
36 licensee, projects to update and upgrade information technology software
37 or facilities of the commission and shall specifically include any general
38 operating expenses that are associated with regulatory activities attribut-
39 able to the entity upon which any such fee is imposed and all expenses
40 related to reopening any race track or other racing facility: *And provided*
41 *further*, That all moneys received for such fees shall be deposited in the
42 state treasury in accordance with the provisions of K.S.A. 75-4215, and
43 amendments thereto, and shall be credited to the state racing fund.

1 Sec. 47.

2 DEPARTMENT OF COMMERCE

3 (a) Any unencumbered balance in each of the following accounts of
4 the state general fund in excess of \$100 as of June 30, 2009, is hereby
5 reappropriated for fiscal year 2010: Senior community service employ-
6 ment program; Kansas commission on disability concerns; strong military
7 bases program.

8 (b) There is appropriated for the above agency from the state economic
9 development initiatives fund for the fiscal year ending June 30, 2010, the
10 following:

11 Older Kansans employment program	\$323,779
12 <i>Provided</i> , That any unencumbered balance in excess of \$100 as of June	
13 30, 2009, in the older Kansans employment program account is hereby	
14 reappropriated for fiscal year 2010.	
15 Rural opportunity program	\$2,056,395
16 <i>Provided</i> , That any unencumbered balance in excess of \$100 as of June	
17 30, 2009, in the rural opportunity program account is hereby reappro-	
18 priated for fiscal year 2010.	
19 Senior community service employment program.....	\$4,234
20 Kansas commission on disability concerns	\$229,127
21 Strong military bases program	\$367,456
22 KTEC grant programs.....	\$7,534,430
23 Operating grant (including official hospitality)	\$15,408,558

24 *Provided*, That any unencumbered balance in the operating grant (in-
25 cluding official hospitality) account in excess of \$100 as of June 30, 2009,
26 is hereby reappropriated for fiscal year 2010: *Provided further*, That ex-
27 penditures may be made from the operating grant (including official hos-
28 pitality) account for loans pursuant to loan agreements which are hereby
29 authorized to be entered into by the secretary of commerce in accordance
30 with repayment provisions and other terms and conditions as may be
31 prescribed by the secretary therefor under the agricultural value added
32 center program: *And provided further*, That expenditures may be made
33 from the operating grant (including official hospitality) account for cer-
34 tified development companies that have been determined to be qualified
35 for grants by the secretary of commerce, except that expenditures for
36 such grants shall not be made for grants to more than 10 certified devel-
37 opment companies that have been determined to be qualified for grants
38 by the secretary of commerce: *And provided further*, That during fiscal
39 year 2010, all expenditures made by the department of commerce from
40 moneys appropriated in the state treasury for the department, including
41 moneys appropriated in the operating grant (including official hospitality)
42 account of the state economic development initiatives fund, shall be made
43 for the purpose of achieving the following outcome measures:

Measure	Budget Year Projection FY 2010
Jobs created or retained by projects utilizing KDOC assistance	35,000
Payroll generated by projects utilizing KDOC assistance	\$215,000,000
Capital investment in Kansas resulting from projects utilizing KDOC assistance	\$250,000,000
Funds leveraged through match in projects utilizing KDOC assistance	\$25,000,000
Individuals trained through workforce development programs	11,000
Sales generated by projects utilizing KDOC assistance	\$155,000,000
Increase in visitation resulting from KDOC tourism promotion efforts	225,000
Kansans served with counseling, technical assistance or business services	125,000
Number of communities receiving community assistance services	150
Number of grants provided to Kansas businesses, communities, and families	500
Number of businesses impacted by funding from KDOC	2,800

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, 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
Trademark fund	No limit
Greyhound tourism fund	No limit
Reimbursement and recovery fund	No limit
Community development block grant — federal fund.....	No limit
Community development block grant — federal fund — revolving loan account.....	No limit

1 Other federal grants fund No limit
2 *Provided*, That the above agency is authorized to make expenditures from
3 the other federal grants fund of any moneys credited to this fund from
4 any individual grant if the grant is: (1) Less than or equal to \$250,000 in
5 the aggregate, and (2) does not require the matching expenditure of any
6 other moneys in the state treasury during fiscal year 2010 other than
7 moneys appropriated by this or other appropriation act of the 2009 reg-
8 ular session of the legislature: *Provided, however*, That, upon application
9 to and authorization by the governor, the above agency may make ex-
10 penditures of moneys credited to this fund from any individual federal
11 grant which is more than \$250,000 in the aggregate or which requires the
12 matching expenditure of moneys in the state treasury during the fiscal
13 year 2010, other than moneys appropriated by this or other appropriation
14 act of the 2009 regular session of the legislature.

15 National main street center fund No limit
16 IMPACT program services fund..... No limit
17 IMPACT program repayment fund..... No limit
18 Kansas partnership fund..... No limit
19 *Provided*, That the interest rate on any loan made from the Kansas part-
20 nership fund shall be annually indexed to the federal discount rate.

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 in accordance with repayment
25 provisions and other terms and conditions as may be prescribed by the
26 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 in accordance with re-
31 payment provisions and other terms and conditions as may be prescribed
32 by the secretary therefor under the agricultural value added center pro-
33 gram: *Provided further*, That all moneys received by the department of
34 commerce for repayment of loans made under the agricultural value
35 added center program shall be deposited in the state treasury in accord-
36 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
37 shall be credited to the market development fund: *And provided further*,
38 That expenditures shall be made from the market development fund for
39 the custom wheat harvest program.

40 Kansas economic opportunity initiatives fund No limit
41 Kansas existing industry expansion fund..... No limit
42 *Provided*, That expenditures may be made from the Kansas existing in-
43 dustry expansion fund for loans pursuant to loan agreements which are

1 hereby authorized to be entered into by the secretary of commerce in
 2 accordance with repayment provisions and other terms and conditions as
 3 may be prescribed by the secretary therefor under the Kansas existing
 4 industry expansion program: *Provided further*, That all moneys received
 5 by the department of commerce for repayment of loans made under the
 6 Kansas existing industry expansion program shall be deposited in the state
 7 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
 8 ments thereto, and shall be credited to the Kansas existing industry ex-
 9 pansion fund.

10 Athletic fee fund	No limit
11 WIA — federal fund.....	No limit
12 Trade adjustment assistance — federal fund	No limit
13 Veterans assistance programs — federal fund.....	No limit
14 Wagner Peyser — federal fund	No limit
15 Senior community service employment program — federal	
16 fund.....	No limit
17 Indirect cost — federal fund.....	No limit
18 Kansas commission on disability concerns fee fund	No limit
19 Kansas commission on disability concerns — gifts, grants	
20 and donations fund	No limit
21 State affordable airfare fund	\$5,000,000
22 Southeast Kansas flood — NEG — federal fund.....	No limit
23 Greensburg — NEG — federal fund	No limit
24 Workforce development — WIRED — federal fund.....	No limit
25 Disability Program Navigator — federal fund.....	No limit
26 MAMTC — federal fund.....	No limit
27 Registered apprenticeship works — federal fund	No limit
28 Neighborhood stabilization program — federal fund	No limit
29 Enterprise facilitation fund	No limit

30 (d) The secretary of commerce is hereby authorized to fix, charge and
 31 collect fees during the fiscal year ending June 30, 2010, for (1) the pro-
 32 vision and administration of conferences held for the purposes of pro-
 33 grams and activities of the department of commerce and for which fees
 34 are not specifically prescribed by statute, (2) sale of *Kansas!* magazine
 35 and other publications of the department of commerce and for sale of
 36 educational and other promotional items and for which fees are not spe-
 37 cifically prescribed by statute, and (3) promotional and other advertising
 38 and related economic development activities and services provided under
 39 economic development programs and activities of the department of com-
 40 merce, including those provided at tourist information centers: *Provided*,
 41 That such fees shall be fixed in order to recover all or part of the operating
 42 expenses incurred in providing such services, conferences, publications
 43 and items, advertising and other economic development activities and

1 services provided under economic development programs and activities
 2 of the department of commerce for which fees are not specifically pre-
 3 scribed by statute: *Provided further*, That all such fees shall be deposited
 4 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
 5 and amendments thereto, and shall be credited to one or more special
 6 revenue funds of the department of commerce as specified by the sec-
 7 retary of commerce: *And provided further*, That expenditures may be
 8 made from such special revenue funds of the department of commerce
 9 for fiscal year 2010, in accordance with the provisions of this or other
 10 appropriation act of the 2009 regular session of the legislature, for op-
 11 erating expenses incurred in providing such services, conferences,
 12 publications and items, advertising, programs and activities and for op-
 13 erating expenses incurred in providing similar economic development ac-
 14 tivities and services provided under economic development programs and
 15 activities of the department of commerce.

16 (e) In addition to the other purposes for which expenditures may be
 17 made by the department of commerce from moneys appropriated in any
 18 special revenue fund for fiscal year 2010 for the department of commerce
 19 as authorized by this or other appropriation act of the 2009 regular session
 20 of the legislature, expenditures may be made by the department of com-
 21 merce from moneys appropriated in any special revenue fund for fiscal
 22 year 2010 for official hospitality.

23 (f) On August 15, 2009, and December 15, 2009, or as soon thereafter
 24 as moneys are available, the director of accounts and reports shall transfer
 25 \$1,625,000 from the state economic development initiatives fund to the
 26 Kansas economic opportunity initiatives fund of the department of com-
 27 merce.

28 (g) On June 30, 2010, notwithstanding the provisions of K.S.A. 79-4804,
 29 and amendments thereto, or any other statute, the director of accounts
 30 and reports shall transfer \$3,533,611 from the state economic develop-
 31 ment initiatives fund to the state general fund.

32 Sec. 48.

33 KANSAS HOUSING RESOURCES CORPORATION

34 (a) There is appropriated for the above agency from the following spe-
 35 cial revenue fund or funds for the fiscal year ending June 30, 2010, 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 State housing trust fund No limit

40 *Provided*, That all expenditures from the state housing trust fund shall be
 41 made by the Kansas housing resources corporation pursuant to K.S.A. 12-
 42 5246 and K.S.A. 2008 Supp. 12-5242 and 12-5252 through 12-5258, and
 43 amendments thereto: *Provided further*, That, notwithstanding the pro-

1 visions of K.S.A. 74-8959, and amendments thereto, or any other statute,
 2 the Kansas housing resources corporation may make expenditures from
 3 the state housing trust fund for the purposes of implementing and ad-
 4 ministering the provisions of K.S.A. 2008 Supp. 12-5252 through 12-5258,
 5 and amendments thereto, the Kansas rural housing incentive district act.
 6 Sec. 49.

7 DEPARTMENT OF LABOR

8 (a) There is appropriated for the above agency from the state general
 9 fund for the fiscal year ending June 30, 2010, the following:

10 Operating expenditures \$544,385
 11 *Provided*, That any unencumbered balance in the operating expenditures
 12 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 13 for fiscal year 2010: *Provided further*, That in addition to the other pur-
 14 poses for which expenditures may be made by the above agency from this
 15 account for the fiscal year ending June 30, 2010, expenditures may be
 16 made from this account for the costs incurred for court reporting under
 17 K.S.A. 72-5413 et seq., and 75-4321 et seq., and amendments thereto:
 18 *And provided further*, That expenditures from this account for official
 19 hospitality by the secretary of labor shall not exceed \$2,000.

20 (b) There is appropriated for the above agency from the following spe-
 21 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 22 moneys now or hereafter lawfully credited to and available in such fund
 23 or funds, except that expenditures other than refunds authorized by law
 24 shall not exceed the following:

25 Workmen’s compensation fee fund \$13,163,857
 26 Occupational health and safety — federal fund..... No limit
 27 Boiler inspection fee fund..... No limit
 28 General fees fund..... No limit
 29 Special employment security fund..... No limit
 30 *Provided*, That expenditures may be made from the special employment
 31 security fund for payment of communications costs: *And provided fur-*
 32 *ther*, That expenditures from this fund for payment of communications
 33 costs shall not exceed \$15,000.
 34 Employment security administration fund..... No limit
 35 State workplace health and safety fund..... No limit
 36 Wage claims assignment fee fund No limit
 37 Employment security computer systems institute fund..... No limit
 38 Department of labor special projects fund No limit
 39 Federal indirect cost offset fund..... \$345,706
 40 Dispute resolution fund..... No limit

41 *Provided*, That all moneys received by the secretary of labor for reim-
 42 bursement of expenditures for the costs incurred for mediation under
 43 K.S.A. 72-5427, and amendments thereto, and for fact-finding under

1 K.S.A. 72-5428, and amendments thereto, shall be deposited in the state
 2 treasury and credited to the dispute resolution fund: *Provided further*,
 3 That expenditures may be made from this fund to pay the costs incurred
 4 for mediation under K.S.A. 72-5427, and amendments thereto, and for
 5 fact-finding under K.S.A. 72-5428, and amendments thereto, subject to
 6 full reimbursement therefor by the board of education and the profes-
 7 sional employees' organization involved in such mediation and fact-find-
 8 ing procedures.

9 Employment security fund..... No limit

10 (c) In addition to the other purposes for which expenditures may be
 11 made by the department of labor from the employment security fund for
 12 fiscal year 2010 as authorized by this or other appropriation act of the
 13 2009 regular session of the legislature, expenditures may be made by the
 14 department of labor for fiscal year 2010 from the employment security
 15 fund from moneys made available to the state under section 903(d) of
 16 the federal social security act, as amended, for payment of debt service
 17 on a bond issued for the rewrite of the unemployment insurance benefit
 18 system: *Provided*, That expenditures from the employment security fund
 19 during fiscal year 2010 of moneys made available to the state under sec-
 20 tion 903(d) of the federal social security act, as amended, for payment of
 21 such debt service shall not exceed \$2,639,275.

22 (d) In addition to the other purposes for which expenditures may be
 23 made by the above agency from the special employment security fund
 24 for fiscal year 2010, expenditures may be made by the above agency from
 25 the special employment security fund for fiscal year 2010 for the following
 26 capital improvement purposes: Payment on the master lease agreement
 27 for the renovation of the Eastman building on the Topeka west complex:
 28 *Provided*, That expenditures from this fund for fiscal year 2010 for such
 29 capital improvement purposes shall not exceed \$99,625: *Provided further*,
 30 That all expenditures from this fund for any such capital improvement
 31 purpose shall be in addition to any expenditure limitation imposed on the
 32 special employment security fund for fiscal year 2010.

33 (e) During the fiscal year ending June 30, 2010, and the fiscal year
 34 ending June 30, 2011, in addition to the other purposes for which ex-
 35 penditures may be made by the department of labor from moneys ap-
 36 propriated from the state general fund or any special revenue fund for
 37 the department of labor for fiscal year 2010 or fiscal year 2011 by this or
 38 other appropriation act of the 2009 regular session of the legislature or
 39 by any appropriation act of the 2010 regular session of the legislature,
 40 expenditures may be made by the department of labor from the state
 41 general fund or from any special revenue fund for fiscal year 2010 and
 42 for fiscal year 2011, to establish a pilot program of alternatives to layoffs,
 43 in accordance with the provisions of Kansas Administrative Regulation

1 No. 1-1-5, which establishes alternatives to layoffs: *Provided*, That such
 2 pilot program may be implemented and pursued only after the develop-
 3 ment and approval of a layoff plan for the department of labor pursuant
 4 to the provisions of the administrative regulations contained in Article 14
 5 of the Kansas Administrative Regulations: *Provided further*, That on or
 6 before June 30, 2011, the secretary of labor shall submit a report to the
 7 secretary of administration detailing the impacts, outcomes, results, les-
 8 sons learned and any recommendations regarding the future use of the
 9 policies developed and tested through use of the pilot project of alter-
 10 natives to layoffs.

11 Sec. 50.

12 KANSAS COMMISSION ON VETERANS AFFAIRS

13 (a) There is appropriated for the above agency from the state general
14 fund for the fiscal year ending June 30, 2010, the following:

15 Operating expenditures — veteran services.....	\$1,123,908
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16 *Provided*, That any unencumbered balance in the operating expenditures
 17 — veterans affairs account in excess of \$100 as of June 30, 2009, is hereby
 18 reappropriated for fiscal year 2010.

19 Operations — state veterans cemeteries	\$529,418
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20 *Provided*, That any unencumbered balance in the operations — state
 21 veterans cemeteries account in excess of \$100 as of June 30, 2009, is
 22 hereby reappropriated for fiscal year 2010: *Provided further*, That ex-
 23 penditures from this account for official hospitality shall not exceed
 24 \$1,200.

25 Operating expenditures — Kansas soldiers’ home	\$2,720,422
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26 *Provided*, That any unencumbered balance in the operating expenditures
 27 — Kansas soldiers’ home account in excess of \$100 as of June 30, 2009,
 28 is hereby reappropriated for fiscal year 2010.

29 Operating expenditures — Kansas veterans’ home	\$3,131,119
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30 *Provided*, That any unencumbered balance in the operating expenditures
 31 — Kansas veterans’ home account in excess of \$100 as of June 30, 2009,
 32 is hereby reappropriated for fiscal year 2010.

33 Additional operating expenditures — veterans homes and 34 cemeteries	\$436,096
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35 *Provided*, That any unencumbered balance in the additional operating
 36 expenditures — veterans homes and cemeteries account in excess of \$100
 37 as of June 30, 2009, is hereby reappropriated for fiscal year 2010.

38 Operating expenditures — administration	\$491,774
--	-----------

39 *Provided*, That any unencumbered balance in the operating expenditures
 40 — administration account in excess of \$100 as of June 30, 2009, is hereby
 41 reappropriated for fiscal year 2010.

42 Veterans claim assistance program — service grants	\$523,635
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43 *Provided*, That any unencumbered balance in the veterans claim assis-

1 tance program — service grants account in excess of \$100 as of June 30,
 2 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That
 3 expenditures from the veterans claim assistance program — service grants
 4 account shall be made only for the purpose of awarding service grants to
 5 veterans service organizations for the purpose of aiding veterans in ob-
 6 taining federal benefits: *Provided however*, That no expenditures shall be
 7 made by the Kansas commission on veterans affairs from the veterans
 8 claim assistance program — service grants account for operating expend-
 9 itures or overhead for administering the grants in accordance with the
 10 provisions of K.S.A. 73-1234, and amendments thereto.

11 (b) There is appropriated for the above agency from the following special
 12 revenue fund or funds for the fiscal year ending June 30, 2010, 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	Soldiers' home fee fund	\$2,202,053
17	Soldiers' home benefit fund	No limit
18	Soldiers' home work therapy fund.....	No limit
19	Soldiers' home medicare fund.....	No limit
20	Veterans' home fee fund	\$3,263,395
21	Persian Gulf War veterans health initiative fund	No limit
22	Veterans' home canteen fund.....	No limit
23	Veterans' home benefit fund.....	No limit
24	Soldiers' home outpatient clinic fund	No limit
25	State veterans cemeteries fee fund.....	No limit
26	State veterans cemeteries donations and contributions	
27	fund.....	No limit
28	Outpatient clinic patient federal reimbursement fund —	
29	federal	No limit
30	VA burial reimbursement fund — federal.....	\$35,667
31	Veterans home federal fund.....	\$2,980,996
32	Soldiers home federal fund.....	\$3,397,689
33	Commission on veterans affairs federal fund	\$246,508
34	Kansas veterans memorials fund.....	No limit

35 Sec. 51.

36 DEPARTMENT OF HEALTH AND ENVIRONMENT —
 37 DIVISION OF HEALTH

38 (a) There is appropriated for the above agency from the state general
 39 fund for the fiscal year ending June 30, 2010, the following:

40	Operating expenditures (including official hospitality).....	\$3,740,044
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41 *Provided*, That any unencumbered balance in the operating expenditures
 42 (including official hospitality) account of the department of health and
 43 environment — division of health in excess of \$100 as of June 30, 2009,

1 is hereby reappropriated for fiscal year 2010.
2 Operating expenditures (including official hospitality) —
3 health \$4,320,184
4 *Provided*, That any unencumbered balance in the operating expenditures
5 (including official hospitality) - health account in excess of \$100 as of June
6 30, 2009, is hereby reappropriated for fiscal year 2010.
7 Vaccine purchases \$850,000
8 *Provided*, That any unencumbered balance in the vaccine purchases ac-
9 count in excess of \$100 as of June 30, 2009, is hereby reappropriated for
10 fiscal year 2010.
11 Infant and toddler program..... \$181,939
12 *Provided*, That any unencumbered balance in the infant and toddler pro-
13 gram account in excess of \$100 as of June 30, 2009, is hereby reappro-
14 priated for fiscal year 2010.
15 Aid to local units \$5,000,000
16 *Provided*, That any unencumbered balance in the aid to local units ac-
17 count in excess of \$100 as of June 30, 2009, is hereby reappropriated for
18 fiscal year 2010: *Provided further*, That all expenditures from this account
19 for state financial assistance to local health departments shall be in ac-
20 cordance with the formula prescribed by K.S.A. 65-241 through 65-246,
21 and amendments thereto.
22 Aid to local units — primary health projects..... \$6,692,375
23 *Provided*, That any unencumbered balance in the aid to local units —
24 primary health projects account in excess of \$100 as of June 30, 2009, is
25 hereby reappropriated for fiscal year 2010.
26 Teen pregnancy prevention activities..... \$298,660
27 *Provided*, That any unencumbered balance in the teen pregnancy pre-
28 vention activities account in excess of \$100 as of June 30, 2009, is hereby
29 reappropriated for fiscal year 2010: *Provided further*, That expenditures
30 from the teen pregnancy prevention activities account shall be made to
31 give highest priority to recipients of temporary assistance to families and
32 other medicaid eligible teens.
33 Aid to local units — family planning..... \$98,880
34 *Provided*, That any unencumbered balance in the aid to local units —
35 family planning account in excess of \$100 as of June 30, 2009, is hereby
36 reappropriated for fiscal year 2010: *Provided further*, That all expendi-
37 tures from the aid to local units — family planning account shall be in
38 accordance with grant agreements entered into by the secretary of health
39 and environment and grant recipients.
40 Immunization programs \$539,000
41 *Provided*, That any unencumbered balance in the immunization programs
42 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
43 for fiscal year 2010.

1 Prescription support for community based primary care
2 clinics..... \$750,000
3 *Provided*, That any unencumbered balance in the prescription support
4 for community based primary care clinics account in excess of \$100 as of
5 June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided*
6 *further*, That expenditures shall be made from the prescription support
7 for community based primary care clinics account for: (1) Purchase of
8 drug inventory under section 340B of the federal public health service
9 act for community health center grantees and federally qualified health
10 center look-alikes who qualify; (2) increasing access to prescription drugs
11 by subsidizing a portion of the costs for the benefit of patients at 340B
12 participating clinics on a sliding fee scale; and (3) expanding access to
13 prescription medication assistance programs by making expenditures to
14 support operating costs of assistance programs at not-for-profit or pub-
15 licly-funded primary care clinics, including federally qualified community
16 health centers and federally qualified community health center look-
17 alikes as defined by 42 U.S.C. 330, that provide comprehensive primary
18 health care services, offer sliding fee discounts based upon household
19 income and serve any person regardless of ability to pay: *And provided*
20 *further*, That policies determining patient eligibility due to income or
21 insurance status may be determined by each community but must be
22 clearly documented and posted.

23 Breast cancer screening program \$230,000
24 *Provided*, That any unencumbered balance in the breast cancer screening
25 program account in excess of \$100 as of June 30, 2009, is hereby reap-
26 propriated for fiscal year 2010.

27 Ryan White matching funds \$50,000
28 *Provided*, That any unencumbered balance in the Ryan White matching
29 funds account in excess of \$100 as of June 30, 2009, is hereby reappro-
30 priated for fiscal year 2010.

31 Youth mentoring program..... \$341,846
32 *Provided*, That any unencumbered balance in the youth mentoring pro-
33 gram account in excess of \$100 as of June 30, 2009, is hereby reappro-
34 priated for fiscal year 2010.

35 Coordinated school health program..... \$534,982
36 *Provided*, That any unencumbered balance in the coordinated school
37 health program account in excess of \$100 as of June 30, 2009, is hereby
38 reappropriated for fiscal year 2010.

39 Cerebral palsy posture seating..... \$110,000
40 *Provided*, That any unencumbered balance in the cerebral palsy posture
41 seating account in excess of \$100 as of June 30, 2009, is hereby reappro-
42 priated for fiscal year 2010.

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, 2010, 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 Primary care safety net clinic loan guarantee fund..... No limit
 - 6 Title XIX fund No limit
 - 7 Breast and cervical cancer program and detection —
 - 8 federal fund..... No limit
 - 9 Health and environment training fee fund — health..... No limit
- 10 *Provided*, That expenditures may be made from the health and environ-
11 ment training fee fund — health for acquisition and distribution of divi-
12 sion of health program literature and films and for participation in or
13 conducting training seminars for training employees of the division of
14 health of the department of health and environment, for training recipi-
15 ents of state aid from the division of health of the department of health
16 and environment and for training representatives of industries affected
17 by rules and regulations of the department of health and environment
18 relating to the division of health: *Provided further*, That the secretary of
19 health and environment is hereby authorized to fix, charge and collect
20 fees in order to recover costs incurred for such acquisition and distribu-
21 tion of literature and films and for the operation of such seminars: *And*
22 *provided further*, That such fees may be fixed in order to recover all or
23 part of such costs: *And provided further*, That all moneys received from
24 such fees shall be deposited in the state treasury in accordance with the
25 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
26 ited to the health and environment training fee fund — health: *And pro-*
27 *vided further*, That, in addition to the other purposes for which expend-
28 itures may be made by the department of health and environment for
29 the division of health from moneys appropriated from the health and
30 environment training fee fund — health for fiscal year 2010, expenditures
31 may be made by the department of health and environment from the
32 health and environment training fee fund — health for fiscal year 2010
33 for agency operations for the division of health.
- 34 Health facilities review fund..... No limit
 - 35 Insurance statistical plan fund No limit
 - 36 Health and environment publication fee fund — health... No limit
 - 37 *Provided*, That expenditures from the health and environment publica-
38 tion fee fund — health shall be made only for the purpose of paying the
39 expenses of publishing documents as required by K.S.A. 75-5662, and
40 amendments thereto.
 - 41 District coroners fund..... No limit
 - 42 Sponsored project overhead fund — health..... No limit
 - 43 Child care facilities licensure — federal fund No limit

1	Cancer registry — federal fund	No limit
2	Child care and development block grant — federal	
3	fund.....	No limit
4	Office of rural health — federal fund.....	No limit
5	Medicare — federal fund	No limit
6	<i>Provided</i> , That transfers of moneys from the medicare — federal fund to	
7	the state fire marshal may be made during fiscal year 2010 pursuant to a	
8	contract which is hereby authorized to be entered into by the secretary	
9	of health and environment and the state fire marshal to provide fire and	
10	safety inspections for hospitals.	
11	Migrant health program — federal fund.....	No limit
12	Venereal disease control project — federal fund.....	No limit
13	Disease prevention and health promotion grants — federal	
14	fund.....	No limit
15	<i>Provided</i> , That no moneys from any grant that requires the matching	
16	expenditure of any other moneys in the state treasury during the current	
17	or any ensuing fiscal year shall be deposited to the credit of the disease	
18	prevention and health promotion grants — federal fund.	
19	Women, infants and children health program — federal	
20	fund.....	No limit
21	Occupational health and safety statistics program —	
22	federal fund.....	No limit
23	Other federal grants fund — health	No limit
24	<i>Provided</i> , That the department of health and environment is authorized	
25	to make expenditures for the division of health from the other federal	
26	grants fund — health of any moneys credited to this fund from any in-	
27	dividual grant if the grant is: (1) Less than or equal to \$500,000 in the	
28	aggregate, and (2) does not require the matching expenditure of any other	
29	moneys in the state treasury during fiscal year 2010 other than moneys	
30	appropriated by this or other appropriation act of the 2009 regular session	
31	of the legislature: <i>Provided, however</i> , That, upon application to and au-	
32	thorization by the governor, the division of health may make expenditures	
33	for the division of health of moneys credited to this fund from any indi-	
34	vidual federal grant which is more than \$500,000 in the aggregate or	
35	which requires the matching expenditure of moneys in the state treasury	
36	during the current or any ensuing fiscal year.	
37	Immunization grant funds — federal fund	No limit
38	Title I — P.L. 99-457 child development — federal	
39	fund.....	No limit
40	Preventive health and health services block grant —	
41	federal fund.....	No limit
42	Maternal and child health services block grant — federal	
43	fund.....	No limit

1	National center for health statistics — federal fund.....	No limit
2	Title X family planning — federal fund.....	No limit
3	Early childhood developmental services — federal fund ..	No limit
4	Commodity supplemental food program — federal fund..	No limit
5	Special child clinic program — federal fund.....	No limit
6	Make a difference information network — federal fund...	No limit
7	Ryan White Title II — federal fund.....	No limit
8	Bicycle helmet revolving fund	No limit
9	SSA fee fund	No limit
10	Lead poisoning prevention — federal fund	No limit
11	Title IV-E — federal fund	No limit
12	Trauma fund	No limit
13	<i>Provided</i> , That expenditures may be made by the department of health	
14	and environment for fiscal year 2010 from the trauma fund of the de-	
15	partment of health and environment for the stroke prevention project:	
16	<i>Provided further</i> , That expenditures from the trauma fund for official	
17	hospitality shall not exceed \$2,000.	
18	Homeland security — federal fund	No limit
19	AIDS project — education and risk reduction — federal	
20	fund.....	No limit
21	Medical student loan repayment — federal fund.....	No limit
22	HRSA grant — federal fund	No limit
23	Gifts, grants and donations fund — health	No limit
24	Special bequest fund — health.....	No limit
25	Civil registration and health statistics fee fund.....	No limit
26	Vital statistics system project fund	No limit
27	Tobacco use prevention and control program — federal	
28	fund.....	No limit
29	Lead-based paint hazard fee fund.....	No limit
30	Census of traumatic occupational fatalities — federal	
31	fund.....	No limit
32	Avian flu vaccine — federal fund.....	No limit
33	Real ID — federal fund	No limit
34	(c) There is appropriated for the above agency from the children’s	
35	initiatives fund for the fiscal year ending June 30, 2010, the following:	
36	Healthy start.....	\$250,000
37	<i>Provided</i> , That any unencumbered balance in the healthy start account	
38	in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal	
39	year 2010.	
40	Infants and toddlers program	\$5,700,000
41	<i>Provided</i> , That any unencumbered balance in the infants and toddlers	
42	program account in excess of \$100 as of June 30, 2009, is hereby reap-	
43	propriated for fiscal year 2010.	

1 Smoking prevention..... \$1,000,000
2 *Provided*, That any unencumbered balance in the smoking prevention
3 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
4 for fiscal year 2010.
5 Newborn hearing aid loaner program..... \$50,000
6 *Provided*, That any unencumbered balance in the newborn hearing aid
7 loaner program account in excess of \$100 as of June 30, 2009, is hereby
8 reappropriated for fiscal year 2010.
9 SIDS network grant..... \$75,000
10 *Provided*, That any unencumbered balance in the SIDS network grant
11 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
12 for fiscal year 2010.
13 Newborn screening..... \$317,876
14 *Provided*, That any unencumbered balance in the newborn screening ac-
15 count in excess of \$100 as of June 30, 2009, is hereby reappropriated for
16 fiscal year 2010.
17 (d) On July 1, 2009, and on other occasions during fiscal year 2010
18 when necessary as determined by the secretary of health and environ-
19 ment, the director of accounts and reports shall transfer amounts speci-
20 fied by the secretary of health and environment, which amounts consti-
21 tute reimbursements, credits and other amounts received by the
22 department of health and environment for activities related to federal
23 programs, from specified special revenue funds of the department of
24 health and environment — division of health or of the department of
25 health and environment — division of environment, to the sponsored
26 project overhead fund — health of the department of health and envi-
27 ronment — division of health.
28 (e) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1,
29 2010, or as soon after each such date as moneys are available, the director
30 of accounts and reports shall transfer \$559,307 from the child care and
31 development federal fund of the department of social and rehabilitation
32 services to the child care and development block grant — federal fund
33 of the department of health and environment.
34 (f) During the fiscal year ending June 30, 2010, the director of accounts
35 and reports shall transfer an amount or amounts specified by the secretary
36 of health and environment from any one or more special revenue funds
37 of the department of health and environment — division of health, which
38 have available moneys, to the sponsored project overhead fund — health
39 of the department of health and environment — division of health for
40 expenditures, as the case may be, for administrative expenses.
41 (g) In addition to the other purposes for which expenditures may be
42 made by the department of health and environment from moneys appro-
43 priated from the state general fund or from any special revenue fund for

1 fiscal year 2010 and from which expenditures may be made for salaries
2 and wages, as authorized by this or other appropriation act of the 2009
3 regular session of the legislature, expenditures may be made by the de-
4 partment of health and environment from such moneys appropriated
5 from the state general fund or from any special revenue fund for fiscal
6 year 2010 for up to four full-time equivalent positions in the unclassified
7 service under the Kansas civil service act: *Provided*, That all such addi-
8 tional full-time equivalent positions in the unclassified service under the
9 Kansas civil service act shall be in addition to other positions within the
10 department of health and environment in the unclassified service as pre-
11 scribed by law and shall be established by the secretary of health and
12 environment within the position limitation established for the department
13 of health and environment on the number of full-time and regular part-
14 time positions equated to full-time, excluding seasonal and temporary
15 positions, paid from appropriations for fiscal year 2010 made by this or
16 other appropriation act of the 2009 regular session of the legislature:
17 *Provided, however*, That the authority to establish such additional posi-
18 tions in the unclassified service shall not affect the classified service status
19 of any person who is an employee of the department of health and en-
20 vironment in the classified service under the Kansas civil service act.

21 (h) During the fiscal year ending June 30, 2010, the amounts trans-
22 ferred by the director of accounts and reports from each of the special
23 revenue funds of the department of health and environment — division
24 of health to the sponsored project overhead fund — health of the de-
25 partment of health and environment — division of health pursuant to this
26 section may include amounts equal to up to 25% of the expenditures from
27 such special revenue fund, excepting expenditures for contractual serv-
28 ices.

29 (i) During the fiscal year ending June 30, 2010, the secretary of health
30 and environment, with approval of the director of the budget, may trans-
31 fer any part of any item of appropriation for the fiscal year ending June
32 30, 2010, 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 to another item of appropriation
35 for fiscal year 2010 from the state general fund for the department of
36 health and environment — division of health or the department of health
37 and environment — division of environment. The secretary of health and
38 environment shall certify each such transfer to the director of accounts
39 and reports and shall transmit a copy of each such certification to the
40 director of legislative research.

41 (j) In addition to the other purposes for which expenditures may be
42 made by the department of health and environment — division of health
43 from moneys appropriated from the district coroners fund for fiscal year

1 2010, as authorized by this or other appropriation act of the 2009 regular
 2 session of the legislature, and notwithstanding the provisions of K.S.A.
 3 22a-245, and amendments thereto, or any other statute, expenditures may
 4 be made by the department of health and environment — division of
 5 health from such moneys appropriated from the district coroners fund
 6 for fiscal year 2010 pursuant to K.S.A. 22a-242, and amendments thereto.

7 (k) On July 1, 2009, the director of accounts and reports shall transfer
 8 \$200,000 from the health care stabilization fund of the health care sta-
 9 bilization fund board of governors to the health facilities review fund of
 10 the department of health and environment for the purpose of financing
 11 a review of records of licensed medical care facilities and an analysis of
 12 quality of health care services provided to assist in correcting substandard
 13 services and to reduce the incidence of liability resulting from the ren-
 14 dering of health care services and implementing the risk management
 15 provisions of K.S.A. 65-4922 et seq., and amendments thereto.

16 (l) In addition to the other purposes for which expenditures may be
 17 made by the department of health and environment — division of health
 18 from the moneys appropriated from the state general fund or from any
 19 special revenue fund for the department of health and environment —
 20 division of health for fiscal year 2010, as authorized by chapter 131 or
 21 chapter 184 of the 2008 Session Laws of Kansas or by this or any other
 22 appropriation act of the 2009 regular session of the legislature, expendi-
 23 tures shall be made by the department of health and environment —
 24 division of health from moneys appropriated from the state general fund
 25 or from any special revenue fund for the department of health and en-
 26 vironment — division of health for fiscal year 2010 to review and inspect
 27 all hospitals as defined by K.S.A. 65-425, and amendments thereto, and
 28 adult care homes and assisted living facilities as defined by K.S.A. 39-923,
 29 and amendments thereto, and identify any buildings that need to make
 30 adjustments or improvements for tornado safety.

31 Sec. 52.

32 DEPARTMENT OF HEALTH AND ENVIRONMENT —
 33 DIVISION OF ENVIRONMENT

34 (a) There is appropriated for the above agency from the state general
 35 fund for the fiscal year ending June 30, 2010, the following:

36 Operating expenditures (including official hospitality).....	\$4,907,137
37 <i>Provided</i> , That any unencumbered balance in the operating expenditures	
38 (including official hospitality) account of the department of health and	
39 environment — division of environment in excess of \$100 as of June 30,	
40 2009, is hereby reappropriated for fiscal year 2010.	
41 Operating expenditures (including official hospitality) —	
42 laboratories	\$3,890,883
43 <i>Provided</i> , That any unencumbered balance in the operating expenditures	

1 (including official hospitality) — laboratories account in excess of \$100 as
2 of June 30, 2009, is hereby reappropriated for fiscal year 2010.

3 Use attainability analyses \$188,184
4 *Provided*, That any unencumbered balance in the use attainability anal-
5 yses account in excess of \$100 as of June 30, 2009, is hereby reappro-
6 priated for fiscal year 2010.

7 (b) There is appropriated for the above agency from the following special
8 revenue fund or funds for the fiscal year ending June 30, 2010, all
9 moneys now or hereafter lawfully credited to and available in such fund
10 or funds, except that expenditures other than refunds authorized by law
11 shall not exceed the following:

- 12 Radiation control operations fee fund..... No limit
- 13 Mined-land conservation and reclamation fee fund No limit
- 14 Solid waste management fund..... No limit

15 *Provided*, That expenditures may be made from the solid waste manage-
16 ment fund during the fiscal year ending June 30, 2010, for official hos-
17 pitality: *Provided further*, That such expenditures for official hospitality
18 shall not exceed \$2,500.

- 19 Public water supply fee fund..... No limit
- 20 Voluntary cleanup fund No limit
- 21 Storage tank fee fund..... No limit
- 22 Air quality fee fund..... No limit
- 23 Hazardous waste collection fund..... No limit
- 24 Power generating facility fee fund..... No limit
- 25 Health and environment training fee fund —
26 environment No limit

27 *Provided*, That expenditures may be made from the health and environ-
28 ment training fee fund — environment for acquisition and distribution
29 of division of environment program literature and films and for partici-
30 pation in or conducting training seminars for training employees of the
31 division of environment of the department of health and environment,
32 for training recipients of state aid from the division of environment of the
33 department of health and environment and for training representatives
34 of industries affected by rules and regulations of the department of health
35 and environment relating to the division of environment: *Provided fur-*
36 *ther*, That the secretary of health and environment is hereby authorized
37 to fix, charge and collect fees in order to recover costs incurred for such
38 acquisition and distribution of literature and films and for the operation
39 of such seminars: *And provided further*, That such fees may be fixed in
40 order to recover all or part of such costs: *And provided further*, That all
41 moneys received from such fees shall be deposited in the state treasury
42 in accordance with the provisions of K.S.A. 75-4215, and amendments
43 thereto, and shall be credited to the health and environment training fee

1 fund — environment: *And provided further*, That, in addition to the other
 2 purposes for which expenditures may be made by the department of
 3 health and environment for the division of environment from moneys
 4 appropriated from the health and environment training fee fund — en-
 5 vironment for fiscal year 2010, expenditures may be made by the de-
 6 partment of health and environment from the health and environment
 7 training fee fund — environment for fiscal year 2010 for agency opera-
 8 tions for the division of environment.

9 Driving under the influence equipment fund No limit

10 *Provided*, That expenditures from the driving under the influence equip-
 11 ment fund may be made only for the purpose of purchasing blood or
 12 breath alcohol concentration testing equipment, and other related ex-
 13 penditures.

14 Nuclear safety emergency preparedness special revenue
 15 fund..... No limit

16 *Provided*, That all moneys received from the adjutant general from the
 17 nuclear safety management fee fund of the adjutant general shall be cred-
 18 ited to the nuclear safety emergency preparedness special revenue fund
 19 of the department of health and environment — division of environment.

20 Waste tire management fund No limit

21 Health and environment publication fee fund —
 22 environment No limit

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

27 Local air quality control authority regulation services
 28 fund..... No limit

29 Environmental response fund..... No limit

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

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

32 Water supply — federal fund..... No limit

33 EPA voluntary cleanup federal fund..... No limit

34 *Provided*, That all expenditures from the EPA voluntary cleanup federal
 35 fund during fiscal year 2010 shall be supplemental to fees collected for
 36 direct or indirect costs of administering the voluntary cleanup and prop-
 37 erty redevelopment act: *Provided, however*, That such expenditures shall
 38 be in accordance with the federal agreement entered into by the secretary
 39 of health and environment for the grant moneys.

40 Clinical laboratory improvement amendments — federal
 41 fund..... No limit

42 EPA — core support — federal fund..... No limit

43 Other federal grants fund — environment No limit

1 *Provided*, That the department of health and environment is authorized
 2 to make expenditures for the division of environment from the other
 3 federal grants fund — environment of any moneys credited to this fund
 4 from any individual grant if the grant: (1) Is less than or equal to \$500,000
 5 in the aggregate, and (2) does not require the matching expenditure of
 6 any other moneys in the state treasury during fiscal year 2010 other than
 7 moneys appropriated by this or other appropriation act of the 2009 reg-
 8 ular session of the legislature: *Provided, however*, That, upon application
 9 to and authorization by the governor, the department of health and en-
 10 vironment may make expenditures for the division of environment of
 11 moneys credited to this fund from any individual federal grant which is
 12 more than \$500,000 in the aggregate or which requires the matching
 13 expenditure of moneys in the state treasury during the current or any
 14 ensuing fiscal year: *Provided further*, That transfers or payments from
 15 this fund to other state agencies shall be in addition to any expenditure
 16 limitation placed on this fund.

17	Air quality program — federal fund	No limit
18	Leaking underground storage tank trust — federal fund ..	No limit
19	National surface mining control and reclamation act —	
20	federal fund	No limit
21	Abandoned mined-land — federal fund	No limit
22	State indoor radon grant — federal fund	No limit
23	EPA non-point source implementation — federal fund....	No limit
24	Pollution prevention program — federal fund	No limit
25	Gifts, grants and donations fund — environment	No limit
26	Special bequest fund — environment.....	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	Public water supply loan operations 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	Kansas water pollution control operations fund.....	No limit
40	Cost of issuance fund for Kansas water pollution control	
41	revolving fund revenue bonds.....	No limit
42	Surcharge fund for Kansas water pollution control revol-	
43	ing fund revenue bonds	No limit

1	Surcharge operations fund for Kansas water pollution con-	
2	trol revolving fund revenue bonds	No limit
3	Debt service reserve fund.....	No limit
4	EPA water related grants — federal fund	No limit
5	<i>Provided</i> , That no moneys from any grant that requires the matching	
6	expenditure of any other moneys in the state treasury during the current	
7	or any ensuing fiscal year shall be deposited to the credit of the EPA	
8	water related grants — federal fund.	
9	Chemical control — federal fund.....	No limit
10	Subsurface hydrocarbon storage fund.....	No limit
11	Clean air leadership — federal fund.....	No limit
12	Natural resources damages trust fund.....	No limit
13	Hazardous waste management fund	No limit
14	Brownfields revolving loan program — federal fund.....	No limit
15	Mined—land reclamation fund.....	No limit
16	104 (6) (1) outreach operator training program — federal	
17	fund.....	No limit
18	Underground storage tank — federal fund.....	No limit
19	EPA underground injection control — federal fund	No limit
20	Laboratory medicaid cost recovery fund —	
21	environment	No limit
22	Diagnostic X-ray program — federal fund.....	No limit
23	Environmental control use fund	No limit
24	Environmental response remedial activity specific site —	
25	lead site federal fund.....	No limit
26	Emergency environmental response — nonspecific sites	
27	federal fund.....	No limit
28	Chemical control fund	No limit
29	Medicare program — environment — federal fund.....	No limit
30	EPA 106 water pollution control — federal fund	No limit
31	Salt solution mining well plugging fund	No limit
32	Kansas essential fuels supply trust fund	No limit
33	(c) There is appropriated for the above agency from the state water	
34	plan fund for the fiscal year ending June 30, 2010, for the state water	
35	plan project or projects specified as follows:	
36	Contamination remediation.....	\$567,216
37	<i>Provided</i> , That any unencumbered balance in the contamination reme-	
38	diation account in excess of \$100 as of June 30, 2009, is hereby reappro-	
39	priated for fiscal year 2010.	
40	TMDL initiatives and use attainability analysis.....	\$210,780
41	<i>Provided</i> , That any unencumbered balance in the TMDL initiatives and	
42	use attainability analysis account in excess of \$100 as of June 30, 2009, is	
43	hereby reappropriated for fiscal year 2010.	

1 Watershed restoration and protection plan..... \$481,042
2 *Provided*, That any unencumbered balance in the watershed restoration
3 and protection plan account in excess of \$100 as of June 30, 2009, is
4 hereby reappropriated for fiscal year 2010.
5 Local environmental protection program \$1,066,942
6 *Provided*, That any unencumbered balance in the local environmental
7 protection program account in excess of \$100 as of June 30, 2009, is
8 hereby reappropriated for fiscal year 2010.
9 Nonpoint source program..... \$291,241
10 *Provided*, That any unencumbered balance in the nonpoint source pro-
11 gram account in excess of \$100 as of June 30, 2009, is hereby reappro-
12 priated for fiscal year 2010.
13 (d) There is appropriated for the above agency from the children’s
14 initiatives fund for the fiscal year ending June 30, 2010, for the project
15 specified as follows:
16 Newborn screening..... \$1,884,806
17 (e) During the fiscal year ending June 30, 2010, the secretary of health
18 and environment, with the approval of the director of the budget, may
19 transfer any part of any item of appropriation for fiscal year 2010 from
20 the state water plan fund for the department of health and environment
21 — division of environment to another item of appropriation for fiscal year
22 2010 from the state water plan fund for the department of health and
23 environment — division of environment: *Provided*, That the secretary of
24 health and environment shall certify each such transfer to the director of
25 accounts and reports and shall transmit a copy of each such certification
26 to the director of legislative research, the chairperson of the house of
27 representatives agriculture and natural resources budget committee and
28 the chairperson of the subcommittee on health and environment/human
29 resources of the senate committee on ways and means.
30 (f) During the fiscal year ending June 30, 2010, notwithstanding the
31 provisions of K.S.A. 65-3024, and amendments thereto, the director of
32 accounts and reports shall not make the transfers of amounts of interest
33 earnings from the state general fund to the air quality fee fund of the
34 department of health and environment which are directed to be made on
35 or before the 10th day of each month by K.S.A. 65-3024, and amendments
36 thereto.
37 (g) On July 1, 2009, and on other occasions during fiscal year 2010
38 when necessary, the director of accounts and reports shall transfer
39 amounts specified by the secretary of health and environment, which
40 amounts constitute reimbursements, credits and other amounts received
41 by the department of health and environment for activities related to
42 federal programs, from specified special revenue funds of the department
43 of health and environment — division of health or of the department of

1 health and environment — division of environment, to the sponsored
2 project overhead fund — environment of the department of health and
3 environment — division of environment.

4 (h) During the fiscal year ending June 30, 2010, the director of accounts
5 and reports shall transfer an amount or amounts specified by the secretary
6 of health and environment from any one or more special revenue funds
7 of the department of health and environment — division of environment,
8 which have available moneys, to the sponsored project overhead fund —
9 environment of the department of health and environment — division of
10 environment or to the sponsored project overhead fund — health of the
11 department of health and environment — division of health, as the case
12 may be, for expenditures for administrative expenses.

13 (i) During the fiscal year ending June 30, 2010, the secretary of health
14 and environment, with approval of the director of the budget, may trans-
15 fer any part of any item of appropriation for the fiscal year ending June
16 30, 2010, from the state general fund for the department of health and
17 environment — division of health or the department of health and en-
18 vironment — division of environment to another item of appropriation
19 for fiscal year 2010 from the state general fund for the department of
20 health and environment — division of health or the department of health
21 and environment — division of environment. The secretary of health and
22 environment shall certify each such transfer to the director of accounts
23 and reports and shall transmit a copy of each such certification to the
24 director of legislative research.

25 (j) During the fiscal year ending June 30, 2010, the amounts transferred
26 by the director of accounts and reports from each of the special revenue
27 funds of the department of health and environment — division of envi-
28 ronment to the sponsored project overhead fund — environment of the
29 department of health and environment — division of environment pur-
30 suant to this section may include amounts equal to up to 25% of the
31 expenditures from such special revenue fund, excepting expenditures for
32 contractual services.

33 Sec. 53.

34 DEPARTMENT ON AGING

35 (a) There is appropriated for the above agency from the state general
36 fund for the fiscal year ending June 30, 2010, the following:

37 Administration \$806,118

38 *Provided*, That any unencumbered balance in the administration account
39 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
40 year 2010: *Provided, however*, That expenditures from this account for
41 official hospitality by the secretary of aging shall not exceed \$550: *Pro-*
42 *vided further*, That expenditures from this account may be made for
43 printing the agency’s newsletter: *And provided further*, That printing the

1 agency’s newsletter shall not be subject to K.S.A. 75-1005, and amend-
2 ments thereto.

3 Administration — assessments \$88,756
4 *Provided*, That any unencumbered balance in the administration — as-
5 sessments account in excess of \$100 as of June 30, 2009, is hereby reap-
6 propriated for fiscal year 2010.

7 Administration — assessments — Level II care \$47,250
8 *Provided*, That any unencumbered balance in the administration — as-
9 sessments — Level II care account in excess of \$100 as of June 30, 2009,
10 is hereby reappropriated for fiscal year 2010.

11 Administration — assessments — Level I care \$335,179
12 *Provided*, That any unencumbered balance in the administration — as-
13 sessments — Level I care account in excess of \$100 as of June 30, 2009,
14 is hereby reappropriated for fiscal year 2010.

15 Administration — medicaid \$1,687,220
16 *Provided*, That any unencumbered balance in the administration — med-
17 icaid account in excess of \$100 as of June 30, 2009, is hereby reappro-
18 priated for fiscal year 2010.

19 Administration — medicaid MFP - admin match..... \$34,839
20 *Provided*, That any unencumbered balance in the administration — med-
21 icaid MFP - admin match account in excess of \$100 as of June 30, 2009,
22 is hereby reappropriated for fiscal year 2010.

23 Administration — older Americans act match..... \$177,214
24 *Provided*, That any unencumbered balance in the administration — older
25 Americans act match account in excess of \$100 as of June 30, 2009, is
26 hereby reappropriated for fiscal year 2010.

27 Senior care act \$2,021,842
28 *Provided*, That any unencumbered balance in the senior care act account
29 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
30 year 2010: *Provided further*, That each grant agreement with an area
31 agency on aging for a grant from the senior care act account shall require
32 the area agency on aging to submit to the secretary of aging a report for
33 fiscal year 2009 by the area agency on aging which shall include infor-
34 mation about the kinds of services provided and the number of persons
35 receiving each kind of service during fiscal year 2009: *And provided fur-*
36 *ther*, That the secretary of aging shall submit to the senate committee on
37 ways and means and the house of representatives committee on approp-
38 riations at the beginning of the 2010 regular session of the legislature a
39 report of the information contained in such reports from the area agencies
40 on aging on expenditures for fiscal year 2009: *And provided further*, That
41 all people receiving or applying for services that are funded, either par-
42 tially or entirely, through expenditures from this account shall be placed
43 in appropriate services which are determined to be the most economical

1 services available with regard to state general fund expenditures.
2 Program grants — nutrition — state match..... \$3,544,246
3 *Provided*, That any unencumbered balance in the program grants — nu-
4 trition — state match account in excess of \$100 as of June 30, 2009, is
5 hereby reappropriated for fiscal year 2010: *Provided further*, That each
6 grant agreement with an area agency on aging for a grant from the pro-
7 gram grants — nutrition — state match account shall require the area
8 agency on aging to submit to the secretary of aging a report for federal
9 fiscal year 2009 by the area agency on aging which shall include infor-
10 mation about the kinds of services provided and the number of persons
11 receiving each kind of service during federal fiscal year 2009: *And pro-*
12 *vided further*, That the secretary of aging shall submit to the senate com-
13 mittee on ways and means and the house of representatives committee
14 on appropriations at the beginning of the 2010 regular session of the
15 legislature a report of the information contained in such reports from the
16 area agencies on aging on expenditures for federal fiscal year 2009: *And*
17 *provided further*, That all people receiving or applying for services that
18 are funded, either partially or entirely, through expenditures from this
19 account shall be placed in appropriate services which are determined to
20 be the most economical services available with regard to state general
21 fund expenditures.
22 LTC — medicaid assistance — TCM/FE..... \$1,844,067
23 *Provided*, That any unencumbered balance in the LTC — medicaid as-
24 sistance — TCM/FE account in excess of \$100 as of June 30, 2009, is
25 hereby reappropriated for fiscal year 2010: *Provided further*, That all
26 people receiving or applying for services that are funded, either partially
27 or entirely, through expenditures from the LTC — medicaid assistance
28 — TCM/FE account shall be placed in appropriate services which are
29 determined to be the most economical services available with regard to
30 state general fund expenditures.
31 LTC — medicaid assistance — HCBS/FE \$22,646,990
32 *Provided*, That any unencumbered balance in the LTC — medicaid as-
33 sistance — HCBS/FE account in excess of \$100 as of June 30, 2009, is
34 hereby reappropriated for fiscal year 2010: *Provided further*, That all
35 people receiving or applying for services that are funded, either partially
36 or entirely, through expenditures from the LTC — medicaid assistance
37 — HCBS/FE account shall be placed in appropriate services which are
38 determined to be the most economical services available with regard to
39 state general fund expenditures.
40 LTC — medicaid assistance — NF..... \$114,937,676
41 *Provided*, That any unencumbered balance in the LTC — medicaid as-
42 sistance — NF account in excess of \$100 as of June 30, 2009, is hereby
43 reappropriated for fiscal year 2010: *Provided further*, That all people re-

1 ceiving or applying for services that are funded, either partially or entirely,
 2 through expenditures from this account shall be placed in appropriate
 3 services which are determined to be the most economical services avail-
 4 able with regard to state general fund expenditures: *Provided further*,
 5 That notwithstanding the provisions of K.S.A. 2008 Supp. 75-5958, and
 6 amendments thereto, or any other statute, and subject to appropriations,
 7 the secretary of aging shall institute trending methods to provide rate
 8 increases for nursing facilities for fiscal year 2010.

9 LTC — medicaid assistance — PACE..... \$1,825,129

10 *Provided*, That any unencumbered balance in the LTC — medicaid as-
 11 sistance — PACE account in excess of \$100 as of June 30, 2009, is hereby
 12 reappropriated for fiscal year 2010: *Provided further*, That all expendi-
 13 tures made from the LTC — medicaid assistance — PACE account shall
 14 be for the PACE program: *Provided further*, That all people receiving or
 15 applying for services that are funded, either partially or entirely, through
 16 expenditures from this account shall be placed in appropriate services
 17 which are determined to be the most economical services available with
 18 regard to state general fund expenditures.

19 Nursing facilities regulation \$1,797,801

20 *Provided*, That any unencumbered balance in the nursing facilities reg-
 21 ulation account in excess of \$100 as of June 30, 2009, is hereby reappro-
 22 priated for fiscal year 2010.

23 Nursing facilities regulation — title XIX \$998,396

24 *Provided*, That any unencumbered balance in the nursing facilities reg-
 25 ulation — title XIX account in excess of \$100 as of June 30, 2009, is
 26 hereby reappropriated for fiscal year 2010.

27 Any unencumbered balance in excess of \$100 as of June 30, 2009, in each
 28 of the following accounts is hereby reappropriated for fiscal year 2010:
 29 Program grants — rural nutrition — pilot program.

30 (b) There is appropriated for the above agency from the following spe-
 31 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 32 moneys now or hereafter lawfully credited to and available in such fund
 33 or funds, except that expenditures shall not exceed the following:

34 Older Americans act — federal fund..... No limit

35 Title XIX fund — federal No limit

36 *Provided*, That transfers of moneys from the title XIX fund — federal to
 37 the state fire marshal may be made during fiscal year 2010 pursuant to a
 38 contract which is hereby authorized to be entered into by the secretary
 39 of aging with the state fire marshal to provide fire and safety inspections
 40 for adult care homes and hospitals.

41 Senior care act — social service block grant fund..... \$4,500,000

42 *Provided*, That each grant agreement with an area agency on aging for a
 43 grant from the senior care act — social service block grant fund shall

1 require the area agency on aging to submit to the secretary of aging a
 2 report for fiscal year 2009 by the area agency on aging which shall include
 3 information about the kinds of services provided and the number of per-
 4 sons receiving each kind of service during fiscal year 2009: *Provided fur-*
 5 *ther*, That the secretary of aging shall submit to the senate committee on
 6 ways and means and the house of representatives committee on appro-
 7 priations at the beginning of the 2010 regular session of the legislature a
 8 report of the information contained in such reports from the area agencies
 9 on aging on expenditures for fiscal year 2009: *And provided further*, That
 10 all people receiving or applying for services that are funded, either par-
 11 tially or entirely, through expenditures from this fund shall be placed in
 12 appropriate services which are determined to be the most economical
 13 services available.

14 Nutrition fund — federal	No limit
15 Senior citizen nutrition check-off fund	No limit
16 Conferences and workshops attendance and publications	
17 fees fund	No limit

18 *Provided*, That the secretary of aging is hereby authorized to fix, charge
 19 and collect conference and workshop attendance fees for conferences and
 20 workshops sponsored by the department on aging and fees for copies of
 21 publications: *Provided further*, That such fees shall be deposited in the
 22 state treasury in accordance with the provisions of K.S.A. 75-4215, and
 23 amendments thereto, and shall be credited to the conferences and work-
 24 shops attendance and publications fees fund: *And provided further*, That
 25 expenditures may be made from this fund to defray all or part of the costs
 26 of such conferences and workshops including official hospitality and of
 27 such publications.

28 State licensure fee fund.....	\$841,115
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 in accordance with the provisions of K.S.A. 75-4215, and amend-
 37 ments thereto, and shall be credited to the general fees fund: *And pro-*
 38 *vided further*, That expenditures shall be made from this fund to meet
 39 the obligations of the department on aging, or to benefit and meet the
 40 mission of the department on aging.

41 Gifts and donations fund	No limit
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42 *Provided*, That the secretary of aging is hereby authorized to receive gifts
 43 and donations of money for services to senior citizens or purposes related

1 thereto: *Provided further*, That such gifts and donations of money shall
2 be deposited in the state treasury and credited to the gifts and donations
3 fund.

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..... No limit

18 Long-term care loan and grant fund..... No limit

19 Intergovernmental transfer administration fund..... \$0

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: (1) Is 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 2010 other than moneys appropriated by this or other appropriation act
28 of the 2009 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 Health facilities review fund..... No limit

35 Medicare fund — federal No limit

36 (c) During the fiscal year ending June 30, 2010, the secretary of aging,
37 with the approval of the director of the budget, may transfer any part of
38 any item of appropriation for the fiscal year ending June 30, 2010, from
39 the state general fund for the department on aging to another item of
40 appropriation for fiscal year 2010 from the state general fund for the
41 department on aging. The secretary of aging shall certify each such trans-
42 fer to the director of accounts and reports and shall transmit a copy of
43 each such certification to the director of legislative research.

1 (d) In addition to the other purposes for which expenditures may be
2 made by the department of social and rehabilitation services from moneys
3 appropriated from the state general fund or any special revenue fund for
4 fiscal year 2010 for the department of social and rehabilitation services
5 and in addition to the other purposes for which expenditures may be
6 made by the department of health and environment — division of health
7 from moneys appropriated from the state general fund or any special
8 revenue fund for fiscal year 2010 for the department of health and en-
9 vironment — division of health, as authorized by this or other appropri-
10 ation act of the 2009 regular session of the legislature, expenditures may
11 be made by the secretary of social and rehabilitation services and the
12 secretary of health and environment for fiscal year 2010 to enter into a
13 contract with the secretary of aging, which is hereby authorized and di-
14 rected to be entered into by such secretaries, to provide for the secretary
15 of aging to perform the powers, duties, functions and responsibilities pre-
16 scribed by and to conduct investigations pursuant to K.S.A. 39-1404, and
17 amendments thereto, in conjunction with the performance of such pow-
18 ers, duties, functions, responsibilities and investigations by the secretary
19 of social and rehabilitation services and the secretary of health and en-
20 vironment under such statute, with respect to reports of abuse, neglect
21 or exploitation of residents or reports of residents in need of protective
22 services on behalf of the secretary of social and rehabilitation services or
23 the secretary of health and environment, as the case may be, in accord-
24 ance with and pursuant to K.S.A. 39-1404, and amendments thereto, dur-
25 ing fiscal year 2010: *Provided*, That, in addition to the other purposes for
26 which expenditures may be made by the department on aging from mon-
27 eys appropriated from the state general fund or any special revenue fund
28 for fiscal year 2010 for the department on aging, as authorized by this or
29 other appropriation act of the 2009 regular session of the legislature,
30 expenditures shall be made by the secretary of aging for fiscal year 2010
31 to provide for the performance of such powers, duties, functions and
32 responsibilities and to conduct such investigations: *Provided further*,
33 That, the words and phrases used in this subsection shall have the mean-
34 ings respectively ascribed thereto by K.S.A. 39-1401, and amendments
35 thereto.

36 (e) On the effective date of this act, of the \$146,292,000 appropriated
37 for the above agency for the fiscal year ending June 30, 2009, by section
38 97(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
39 general fund in the LTC — medicaid assistance — NF account, the sum
40 of \$17,270,859 is hereby lapsed.

41 (f) On the effective date of this act, of the \$2,818,146 appropriated for
42 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
43 of chapter 131 of the 2008 Session Laws of Kansas from the state general

1 fund in the LTC — medicaid assistance — PACE account, the sum of
2 \$200,344 is hereby lapsed.

3 (g) On the effective date of this act, of the \$28,450,640 appropriated
4 for the above agency for the fiscal year ending June 30, 2009, by section
5 97(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
6 general fund in the LTC — medicaid assistance — HCBS/FE account,
7 the sum of \$3,357,268 is hereby lapsed.

8 (h) On the effective date of this act, of the \$2,612,627 appropriated for
9 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
10 of chapter 131 of the 2008 Session Laws of Kansas from the state general
11 fund in the LTC — medicaid assistance — TCM/FE account, the sum
12 of \$279,781 is hereby lapsed.

13 Sec. 54.

14 KANSAS HEALTH POLICY AUTHORITY

15 (a) There is appropriated for the above agency from the state general
16 fund for the fiscal year ending June 30, 2010, the following:

17 Operating expenditures \$20,542,079

18 *Provided*, That any unencumbered balance in the operating expenditures
19 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
20 for fiscal year 2010.

21 Office of the inspector general \$102,968

22 *Provided*, That any unencumbered balance in the office of the inspector
23 general account in excess of \$100 as of June 30, 2009, is hereby reappro-
24 priated for fiscal year 2010.

25 Other medical assistance \$369,341,328

26 *Provided*, That any unencumbered balance in the other medical assis-
27 tance account in excess of \$100 as of June 30, 2009, is hereby reappro-
28 priated for fiscal year 2010.

29 Children’s health insurance program \$19,769,867

30 *Provided*, That any unencumbered balance in the children’s health in-
31 surance program account in excess of \$100 as of June 30, 2009, is hereby
32 reappropriated for fiscal year 2010.

33 Independence in employment \$538,000

34 MediKan alternative services \$5,000,000

35 (b) There is appropriated for the above agency from the following spe-
36 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
37 moneys now or hereafter lawfully credited to and available in such fund
38 or funds, except that expenditures other than refunds authorized by law
39 shall not exceed the following:

40 Preventive health care program fund \$329,652

41 Cafeteria benefits fund No limit

42 *Provided*, That expenditures from the cafeteria benefits fund for the fiscal
43 year ending June 30, 2010, for salaries and wages and other operating

1 expenditures shall not exceed \$2,270,336.

2	State workers compensation self-insurance fund	No limit
3	<i>Provided</i> , That expenditures from the state workers compensation self-	
4	insurance fund for the fiscal year ending June 30, 2010, for salaries and	
5	wages and other operating expenditures shall not exceed \$3,298,206.	
6	Dependent care assistance program fund.....	No limit
7	<i>Provided</i> , That expenditures from the dependent care assistance program	
8	fund for the fiscal year ending June 30, 2010, for salaries and wages and	
9	other operating expenditures shall not exceed \$132,191.	
10	Non-state employer group benefit fund.....	\$159,396
11	Kansas health policy authority special revenue fund	No limit
12	<i>Provided</i> , That expenditures from the Kansas health policy authority spe-	
13	cial revenue fund for the fiscal year ending June 30, 2010, for official	
14	hospitality shall not exceed \$1,000.	
15	Health committee insurance fund.....	\$334,707
16	Health care database fee fund.....	No limit
17	Medical programs fee fund.....	\$49,200,000
18	Health and hospitalization insurance clearing fund.....	No limit
19	<i>Provided</i> , That expenditures from the health and hospitalization insur-	
20	ance clearing fund for the fiscal year ending June 30, 2010, for salaries	
21	and wages and other operating expenditures shall not exceed \$7,854,305.	
22	Health insurance premium reserve fund.....	No limit
23	Other state fees fund	\$252,665
24	Health care access improvement fund.....	\$37,390,236
25	Other federal grants and assistance fund.....	No limit
26	Medical assistance federal fund	No limit
27	Children’s health insurance federal fund.....	No limit
28	Ticket to work infrastructure grant federal fund.....	No limit
29	Health policy and finance — PERM grant federal fund...	No limit
30	Ryan White title II federal fund	No limit

31 (d) During the fiscal year ending June 30, 2010, the executive director
32 of the Kansas health policy authority, with the approval of the director of
33 the budget, may transfer any part of any item of appropriation for the
34 fiscal year ending June 30, 2010, from the state general fund for the
35 Kansas health policy authority to another item of appropriation for fiscal
36 year 2010 from the state general fund for the Kansas health policy au-
37 thority. The executive director of the Kansas health policy authority shall
38 certify each such transfer to the director of accounts and reports and shall
39 transmit a copy of each such certification to the director of legislative
40 research.

41 (e) On the effective date of this act, of the \$457,479,000 appropriated
42 for the above agency for the fiscal year ending June 30, 2009, by section
43 98(a) of chapter 131 of the 2008 Session Laws of Kansas from the state

1 general fund in the other medical assistance account, the sum of
2 \$45,538,947 is hereby lapsed.

3 Sec. 55.

4 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

5 (a) There is appropriated for the above agency from the state general
6 fund for the fiscal year ending June 30, 2010, the following:

7 State operations \$115,753,346

8 *Provided*, That any unencumbered balance in the state operations ac-
9 count in excess of \$100 as of June 30, 2009, is hereby reappropriated for
10 fiscal year 2010: *Provided further*, That expenditures may be made from
11 this account for the purchase of professional liability insurance for phy-
12 sicians and dentists at any institution, as defined by K.S.A. 76-12a01, and
13 amendments thereto: *And provided further*, That expenditures from this
14 account for official hospitality by the secretary of social and rehabilitation
15 services shall not exceed \$500.

16 Alcohol and drug abuse services grants..... \$3,501,535

17 *Provided*, That any unencumbered balance in the alcohol and drug abuse
18 services grants account in excess of \$100 as of June 30, 2009, is hereby
19 reappropriated for fiscal year 2010.

20 Mental health and retardation services aid and
21 assistance..... \$139,842,853

22 *Provided*, That any unencumbered balance in the mental health and re-
23 tardation services aid and assistance account in excess of \$100 as of June
24 30, 2009, is hereby reappropriated for fiscal year 2010.

25 Kansas neurological institute — operating expenditures... \$11,396,168

26 *Provided*, That any unencumbered balance in the Kansas neurological
27 institute — operating expenditures account in excess of \$100 as of June
28 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided, how-*
29 *ever*, That expenditures from the Kansas neurological institute — oper-
30 ating expenditures account for official hospitality by the superintendent
31 shall not exceed \$150: *Provided further*, That expenditures shall be made
32 from this account to assist residents of the institution to take personally-
33 used items, which were constructed for use by such residents and which
34 are hereby authorized to be transferred to such residents, from the in-
35 stitution to communities when such residents leave the institution to re-
36 side in the communities.

37 Larned state hospital — operating expenditures..... \$29,573,910

38 *Provided*, That any unencumbered balance in the Larned state hospital
39 — operating expenditures account in excess of \$100 as of June 30, 2009,
40 is hereby reappropriated for fiscal year 2010: *Provided, however*, That
41 expenditures from the Larned state hospital — operating expenditures
42 account for official hospitality by the superintendent shall not exceed
43 \$150: *Provided further*, That expenditures may be made from this account

1 for educational services contracts which are hereby authorized to be negotiated and entered into by Larned state hospital with unified school districts or other public educational services providers: *And provided further*, That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto.

7 Larned state hospital — sexual predator treatment program \$12,028,156

9 *Provided*, That any unencumbered balance in the Larned state hospital — sexual predator treatment program account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010.

12 Osawatomie state hospital — operating expenditures \$16,990,433

13 *Provided*, That any unencumbered balance in the Osawatomie state hospital — operating expenditures account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That expenditures from the Osawatomie state hospital — operating expenditures account for official hospitality by the superintendent shall not exceed \$150.

19 Parsons state hospital and training center — operating expenditures \$10,424,288

21 *Provided*, That any unencumbered balance in the Parsons state hospital and training center — operating expenditures account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That expenditures from the Parsons state hospital and training center — operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *And provided further*, That expenditures may be made from this account for educational services contracts which are hereby authorized to be negotiated and entered into by Parsons state hospital and training center with unified school districts or other public educational services providers: *And provided further*, That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto: *And provided further*, That expenditures shall be made from this account to assist residents of the institution to take personally-used items, which were constructed for use by such residents and which are hereby authorized to be transferred to such residents, from the institution to communities when such residents leave the institution to reside in the communities.

39 Rainbow mental health facility — operating expenditures \$5,525,712

41 *Provided*, That any unencumbered balance in the Rainbow mental health facility — operating expenditures account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That

1 expenditures from the Rainbow mental health facility — operating ex-
2 penditures account for official hospitality by the superintendent shall not
3 exceed \$150.

4 Children’s mental health initiative..... \$1,500,000
5 *Provided*, That any unencumbered balance in the children’s mental health
6 initiative account in excess of \$100 as of June 30, 2009, is hereby reap-
7 propriated for fiscal year 2010: *Provided, however*, That no expenditures
8 shall be made from the children’s mental health initiative account for
9 inpatient hospital beds for children.

10 Youth services aid and assistance \$115,946,762
11 *Provided*, That any unencumbered balance in the youth services aid and
12 assistance account in excess of \$100 as of June 30, 2009, is hereby reap-
13 propriated for fiscal year 2010.

14 Vocational rehabilitation aid and assistance \$6,536,322
15 *Provided*, That any unencumbered balance in the vocational rehabilitation
16 aid and assistance account in excess of \$100 as of June 30, 2009, is hereby
17 reappropriated for fiscal year 2010: *Provided further*, That expenditures
18 may be made from this account for the acquisition of durable medical
19 equipment and assistive technology devices: *Provided, however*, That all
20 such expenditures for durable equipment or assistive technology devices
21 shall require a \$1 for \$1 match from non-state sources: *And provided*
22 *further*, That expenditures may be made from this account by the sec-
23 retary of social and rehabilitation services for the purchase of worker’s
24 compensation insurance for consumers of vocational rehabilitation serv-
25 ices and assessments at work site and job tryout sites throughout the state.

26 Cash assistance \$57,848,381
27 *Provided*, That any unencumbered balance in the cash assistance account
28 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
29 year 2010.

30 Community based services..... \$57,773,557
31 *Provided*, That any unencumbered balance in the community based serv-
32 ices account in excess of \$100 as of June 30, 2009, is hereby reappro-
33 priated for fiscal year 2010.

34 Other medical assistance \$77,822,191
35 *Provided*, That any unencumbered balance in the other medical assis-
36 tance account in excess of \$100 as of June 30, 2009, is hereby reappro-
37 priated for fiscal year 2010.

38 (b) There is appropriated for the above agency from the following spe-
39 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
40 moneys now or hereafter lawfully credited to and available in such fund
41 or funds, except that expenditures shall not exceed the following:

42 Title XIX fund \$43,928,974
43 *Provided*, That all receipts resulting from payments under title XIX of

1 the federal social security act to any of the institutions under mental
2 health and retardation services may be credited to the title XIX fund:
3 *Provided further*, That moneys in the title XIX fund may be used for
4 expenditures for contractual services to provide for collecting additional
5 payments under title XVIII and title XIX of the federal social security act,
6 for expenditures for premiums and surcharges required to be paid for
7 physicians' malpractice insurance, and for transfers to the other federal
8 grants and assistance fund.

9	Nonfederal reimbursements fund	No limit
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10 *Provided*, That all nonfederal reimbursements received by the depart-
11 ment of social and rehabilitation services shall be deposited in the state
12 treasury and credited to the nonfederal reimbursements fund: *Provided*
13 *further*, That moneys in the nonfederal reimbursements fund may be
14 used for expenditures for contractual services to provide for collecting
15 additional payments under title XVIII and title XIX of the federal social
16 security act, for expenditures for premiums and surcharges required to
17 be paid for physicians' malpractice insurance, and for transfers to the
18 social welfare fund.

19	Kansas neurological institute fee fund	\$1,137,354
20	Kansas neurological institute — foster grandparents pro-	
21	gram — federal fund.....	No limit
22	Kansas neurological institute — FGP gifts, grants, dona-	
23	tions special	No limit
24	Kansas neurological institute — FGP gifts, grants, dona-	
25	tions fund	No limit
26	Kansas neurological institute — patient benefit fund	No limit
27	Kansas neurological institute — work therapy patient ben-	
28	efit fund	No limit
29	Kansas neurological institute — conferences fees fund	No limit

30 *Provided*, That all moneys received as fees for conference activities by
31 Kansas neurological institute shall be deposited in the state treasury in
32 accordance with the provisions of K.S.A. 75-4215, and amendments
33 thereto, and shall be credited to the Kansas neurological institute — con-
34 ferences fees fund: *Provided further*, That the superintendent of Kansas
35 neurological institute is hereby authorized to fix, charge and collect fees
36 for conference activities sponsored by Kansas neurological institute: *And*
37 *provided further*, That expenditures may be made from this fund to de-
38 fray the costs of such conference activities.

39	Larned state hospital fee fund.....	\$3,896,704
40	Larned state hospital — elementary and secondary edu-	
41	cation fund — federal	No limit
42	Larned state hospital — vocational education fund —	
43	federal	No limit

1	Larned state hospital — ECIA fund — federal	No limit
2	Larned state hospital — motor pool revolving fund.....	No limit
3	Larned state hospital work therapy patient benefit fund...	No limit
4	Larned state hospital — canteen fund.....	No limit
5	Larned state hospital — patient benefit fund.....	No limit
6	<i>Provided</i> , That all moneys received as fees for the use of video telecon-	
7	ferencing equipment at Osawatomie state hospital shall be deposited in	
8	the state treasury in accordance with the provisions of K.S.A. 75-4215,	
9	and amendments thereto, and shall be credited to the video teleconfer-	
10	encing fee account of the Osawatomie state hospital fee fund: <i>Provided</i>	
11	<i>further</i> , That all moneys credited to the video teleconferencing fee ac-	
12	count shall be used solely for the servicing, technical and program sup-	
13	port, maintenance and replacement of associated equipment at Osawa-	
14	tomie state hospital: <i>And provided further</i> , That any expenditures from	
15	the video teleconferencing fee account shall be in addition to any ex-	
16	penditure limitation imposed on the Osawatomie state hospital fee fund.	
17	Osawatomie state hospital — ECIA fund — federal.....	No limit
18	Osawatomie state hospital — canteen fund.....	No limit
19	Osawatomie state hospital — patient benefit fund.....	No limit
20	Osawatomie state hospital — work therapy patient benefit	
21	fund.....	No limit
22	Osawatomie state hospital — motor pool revolving fund..	No limit
23	Osawatomie state hospital — training fee revolving	
24	fund.....	No limit
25	<i>Provided</i> , That all moneys received as fees for training activities for Os-	
26	awatomie state hospital shall be deposited in the state treasury in accord-	
27	ance with the provisions of K.S.A. 75-4215, and amendments thereto, and	
28	shall be credited to the Osawatomie state hospital — training fee revol-	
29	ving fund: <i>Provided further</i> , That the superintendent of Osawatomie state	
30	hospital is hereby authorized to fix, charge and collect fees for training	
31	activities at Osawatomie state hospital: <i>And provided further</i> , That such	
32	fees shall be fixed in order to recover all or part of the expenses of such	
33	training activities for Osawatomie state hospital.	
34	Osawatomie state hospital fee fund.....	\$5,225,263
35	Parsons state hospital and training center — canteen	
36	fund.....	No limit
37	Parsons state hospital and training center — patient ben-	
38	efit fund.....	No limit
39	Parsons state hospital and training center — work therapy	
40	patient benefit fund	No limit
41	Parsons state hospital and training center fee fund	\$1,229,990
42	<i>Provided</i> , That all moneys received as fees for the use of video telecon-	
43	ferencing equipment at Parsons state hospital and training center shall	

1 be deposited in the state treasury in accordance with the provisions of
 2 K.S.A. 75-4215, and amendments thereto, and shall be credited to the
 3 video teleconferencing fee account of the Parsons state hospital and train-
 4 ing center fee fund: *Provided further*, That all moneys credited to the
 5 video teleconferencing fee account shall be used solely for the servicing,
 6 maintenance and replacement of video teleconferencing equipment at
 7 Parsons state hospital and training center: *And provided further*, That any
 8 expenditures from the video teleconferencing fee account shall be in ad-
 9 dition to any expenditure limitation imposed on the Parsons state hospital
 10 and training center fee fund.

11	Rainbow mental health facility fee fund.....	\$1,062,915
12	Rainbow mental health facility — patient benefit fund	No limit
13	Rainbow mental health facility — work therapy patient	
14	benefit fund.....	No limit
15	Social services clearing fund.....	No limit
16	Social welfare fund	\$29,187,804
17	Other state fees fund	No limit
18	Alcohol and drug abuse block grant federal fund	No limit
19	Child welfare services block grant federal fund.....	No limit
20	Mental health block grant federal fund.....	No limit
21	Social services block grant — federal fund	No limit
22	Child care and development federal fund	No limit
23	Children’s cabinet grants federal fund	No limit
24	Temporary assistance to needy families federal fund	No limit
25	Disability determination services federal fund	No limit
26	Food stamp assistance federal fund.....	No limit
27	Foster care assistance federal fund.....	No limit
28	Medical assistance federal fund	No limit
29	Rehabilitation services federal fund.....	No limit
30	Other federal grants and assistance fund.....	No limit
31	SRS enterprise fund	No limit
32	SRS trust fund	No limit
33	Problem gambling and addictions grant fund.....	No limit
34	Child support enforcement administration fund.....	No limit
35	Energy assistance block grant federal fund.....	No limit
36	Family and children trust account — family and children	
37	investment fund	No limit

38 *Provided*, That expenditures from the family and children trust account
 39 — family and children investment fund for official hospitality shall not
 40 exceed \$1,500.

41 (c) There is appropriated for the above agency from the children’s
 42 initiatives fund for the fiscal year ending June 30, 2010, the following:
 43 Children’s cabinet accountability fund

\$541,802

1 *Provided*, That any unencumbered balance in the children’s cabinet ac-
2 countability fund account in excess of \$100 as of June 30, 2009, is hereby
3 reappropriated for fiscal year 2010.
4 Children’s mental health waiver..... \$3,800,000
5 *Provided*, That any unencumbered balance in the children’s mental health
6 waiver account in excess of \$100 as of June 30, 2009, is hereby reappro-
7 priated for fiscal year 2010.
8 Family centered system of care \$5,000,000
9 *Provided*, That any unencumbered balance in the family centered system
10 of care account in excess of \$100 as of June 30, 2009, is hereby reappro-
11 priated for fiscal year 2010.
12 Child care \$1,400,000
13 *Provided*, That any unencumbered balance in the child care account in
14 excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
15 year 2010.
16 Children’s cabinet early childhood discretionary grant
17 program \$8,442,190
18 *Provided*, That any unencumbered balance in the children’s cabinet early
19 childhood discretionary grant program account in excess of \$100 as of
20 June 30, 2009, is hereby reappropriated for fiscal year 2010.
21 Family preservation \$3,241,062
22 *Provided*, That any unencumbered balance in the family preservation
23 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
24 for fiscal year 2010.
25 Early headstart..... \$3,452,779
26 *Provided*, That any unencumbered balance in the early headstart account
27 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
28 year 2010.
29 Quality initiative infants & toddlers \$500,000
30 *Provided*, That any unencumbered balance in the quality initiative infants
31 and toddlers account in excess of \$100 as of June 30, 2009, is hereby
32 reappropriated for fiscal year 2010.
33 Early childhood block grant \$11,098,462
34 *Provided*, That any unencumbered balance in the early childhood block
35 grant account in excess of \$100 as of June 30, 2009, is hereby reappro-
36 priated for fiscal year 2010.
37 (d) There is appropriated for the above agency from the Kansas en-
38 dowment for youth fund for the fiscal year ending June 30, 2010, the
39 following:
40 Children’s cabinet administration..... \$254,995
41 (e) There is appropriated for the above agency from the state institu-
42 tions building fund for the fiscal year ending June 30, 2010, the following:

1 Larned state hospital — city of Larned wastewater
 2 treatment \$124,827

3 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b05, and
 4 amendments thereto, expenditures may be made by the above agency
 5 from the Larned state hospital — city of Larned wastewater treatment
 6 account of the state institutions building fund for payment of Larned state
 7 hospital’s portion of the city of Larned’s wastewater treatment system.

8 (f) During the fiscal year ending June 30, 2010, the secretary of social
 9 and rehabilitation services, with the approval of the director of the budget,
 10 may transfer any part of any item of appropriation for the fiscal year
 11 ending June 30, 2010, from the state general fund for the department of
 12 social and rehabilitation services or any institution or facility under the
 13 general supervision and management of the secretary of social and re-
 14 habilitation services to another item of appropriation for fiscal year 2010
 15 from the state general fund for the department of social and rehabilitation
 16 services or any institution or facility under the general supervision and
 17 management of the secretary of social and rehabilitation services. The
 18 secretary of social and rehabilitation services shall certify each such trans-
 19 fer to the director of accounts and reports and shall transmit a copy of
 20 each such certification to the director of legislative research.

21 (g) During the fiscal year ending June 30, 2010, the secretary of social
 22 and rehabilitation services, with the approval of the director of the budget
 23 and subject to the provisions of federal grant agreements, may transfer
 24 moneys received under a federal grant that are credited to a federal fund
 25 of the department of social and rehabilitation services, or of any institution
 26 or facility under the general supervision and management of the secretary
 27 of social and rehabilitation services, to another federal fund of the de-
 28 partment of social and rehabilitation services, or of another institution or
 29 facility under the general supervision and management of the secretary
 30 of social and rehabilitation services. The secretary of social and rehabili-
 31 tation services shall certify each such transfer to the director of accounts
 32 and reports and shall transmit a copy of each such certification to the
 33 director of legislative research.

34 (h) On July 1, 2009, the superintendent of Osawatomie state hospital,
 35 upon the approval of the director of accounts and reports, shall transfer
 36 an amount specified by the superintendent from the Osawatomie state
 37 hospital — canteen fund to the Osawatomie state hospital — patient
 38 benefit fund.

39 (i) On July 1, 2009, the superintendent of Parsons state hospital and
 40 training center, upon the approval of the director of accounts and reports,
 41 shall transfer an amount specified by the superintendent from the Parsons
 42 state hospital and training center — canteen fund to the Parsons state
 43 hospital and training center — patient benefit fund.

1 (j) On July 1, 2009, the superintendent of Larned state hospital, upon
2 the approval of the director of accounts and reports, shall transfer an
3 amount specified by the superintendent from the Larned state hospital
4 — canteen fund to the Larned state hospital — patient benefit fund.

5 (k) (1) On July 1, 2009, or as soon thereafter as moneys are available,
6 the director of accounts and reports may transfer, in one or more
7 amounts, from the title XIX fund to the other federal grants and assistance
8 fund the amount specified by the secretary of social and rehabilitation
9 services.

10 (2) On July 1, 2009, or as soon thereafter as moneys are available, the
11 director of accounts and reports may transfer, in one or more amounts,
12 from the nonfederal reimbursements fund to the social welfare fund the
13 amount specified by the secretary of social and rehabilitation services.

14 (l) During the fiscal year ending June 30, 2010, all moneys received by
15 the secretary of social and rehabilitation services, to provide an endow-
16 ment to provide interest earnings for the purposes for which expenditures
17 may be made from the family and children trust account of the family
18 and children investment fund, shall be deposited in the state treasury to
19 the credit of the family and children endowment account of the family
20 and children investment fund.

21 (m) During the fiscal year ending June 30, 2010, to the extent it is
22 determined by the secretary of social and rehabilitation services to be cost
23 effective, the secretary of social and rehabilitation services shall apply for
24 and accept donations from private sources to provide an endowment to
25 provide interest earnings for the purposes for which expenditures may be
26 made from the family and children trust account of the family and chil-
27 dren investment fund. During the fiscal year ending June 30, 2010, upon
28 receipt of one or more donations of moneys from private sources for
29 deposit to the credit of the family and children endowment account of
30 the family and children investment fund, in addition to the other purposes
31 for which expenditures may be made by the department of social and
32 rehabilitation services from any moneys appropriated from the state gen-
33 eral fund or any special revenue fund or funds for the fiscal year 2010,
34 as authorized by this or other appropriation act of the 2009 regular session
35 of the legislature, expenditures shall be made by the department of social
36 and rehabilitation services from any such moneys appropriated for fiscal
37 year 2010 for payments into the family and children endowment account
38 of the family and children investment fund that match the aggregate
39 amount of all such donations and that are equal to the aggregate amount
40 of moneys donated to and credited to the family and children endowment
41 account of the family and children investment fund during fiscal year
42 2010.

43 (n) During the fiscal year ending June 30, 2010, no moneys paid by the

1 department of social and rehabilitation services from the mental health
2 and retardation services aid and assistance account of the state general
3 fund shall be expended by the entity receiving such moneys to pay mem-
4 bership dues and fees to any entity that does not provide the department
5 of social and rehabilitation services, the legislative division of post audit,
6 or another state agency with access to its financial records upon request
7 for such access.

8 (o) During the fiscal year ending June 30, 2010, in addition to the other
9 purposes for which expenditures may be made by the department of
10 social and rehabilitation services from moneys appropriated from the state
11 general fund or any special revenue fund for fiscal year 2010 for the
12 department of social and rehabilitation services as authorized by this or
13 other appropriation act of the 2009 regular session of the legislature,
14 expenditures shall be made by the secretary of social and rehabilitation
15 services for fiscal year 2010 to fix, charge and collect fees from parents
16 for services provided to their children by an institution or program of the
17 department of social and rehabilitation services: *Provided*, That in ac-
18 cordance with the provisions of federal law, the secretary of social and
19 rehabilitation services shall not deny services to children under the home
20 and community based services programs based on the failure of any par-
21 ent to pay such fees: *Provided further*, That such fees shall be fixed by
22 adoption of a sliding fee scale established by the secretary of social and
23 rehabilitation services and such fees shall recover all or part of the ex-
24 penses incurred in providing such services: *And provided further*, That
25 such fees shall be reduced or waived in cases of demonstrable hardship
26 and for families who are at or below 200% of the federal poverty level
27 and who are receiving home and community based services: *And provided*
28 *further*, That all moneys received by the department of social and reha-
29 bilitation services for such fees shall be deposited in the state treasury in
30 accordance with the provisions of K.S.A.75-4215, and amendments
31 thereto, and shall be credited to the social welfare fund.

32 (p) During the fiscal year ending June 30, 2010, the director of accounts
33 and reports shall transfer the amounts specified by the director of the
34 budget from the LTC — medicaid assistance — NF account of the state
35 general fund of the department on aging to the LTC — medicaid assis-
36 tance — HCBS/FE account of the state general fund of the department
37 on aging or to the community based services account of the department
38 of social and rehabilitation services: *Provided*, That such amounts to be
39 transferred shall be certified by the director of the budget on December
40 1, 2009, and on June 1, 2010, to reflect the nursing facility rate paid for
41 persons moving from a nursing facility to the home and community-based
42 services waiver for the physically disabled or the frail elderly for the six
43 months preceding the date of certification: *Provided further*, That each

1 of the individuals transferred must meet the requirements described in
2 a policy jointly developed by the secretary of aging and the secretary of
3 social and rehabilitation services governing the operations of this transfer:
4 *And provided further*, That the director of the budget shall transmit a
5 copy of each such certification to the director of legislative research: *And*
6 *provided further*, That the department of social and rehabilitation services
7 shall report to the legislature at the beginning of the regular session in
8 2010 with expenditure data regarding this program.

9 (q) On July 1, 2009, or as soon thereafter as moneys are available, the
10 director of accounts and reports shall transfer \$323,928 from the Osa-
11 watomie state hospital fee fund to the state general fund: *Provided*, That
12 the transfer of such amount shall be in addition to any other transfer from
13 the Osawatomie state hospital fees fund to the state general fund as pre-
14 scribed by law: *Provided further*, That the amount transferred from the
15 Osawatomie state hospital fees fund to the state general fund pursuant
16 to this subsection is to reimburse the state general fund for accounting,
17 auditing, budgeting, legal, payroll, personnel and purchasing services and
18 any other governmental services which are performed on behalf of Osa-
19 watomie state hospital by other state agencies which receive appropri-
20 ations from the state general fund to provide such services.

21 (r) On the effective date of this act, of the \$56,173,190 appropriated
22 for the above agency for the fiscal year ending June 30, 2009, by section
23 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
24 general fund in the community based services account, the sum of
25 \$8,223,259 is hereby lapsed.

26 (s) On the effective date of this act, of the \$169,771,500 appropriated
27 for the above agency for the fiscal year ending June 30, 2009, by section
28 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
29 general fund in the mental health and retardation services aid and assis-
30 tance account, the sum of \$12,495,203 is hereby lapsed.

31 (t) On the effective date of this act, of the \$98,839,321 appropriated
32 for the above agency for the fiscal year ending June 30, 2009, by section
33 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
34 general fund in the other medical assistance account, the sum of
35 \$12,982,488 is hereby lapsed.

36 (u) On the effective date of this act, of the \$133,501,215 appropriated
37 for the above agency for the fiscal year ending June 30, 2009, by section
38 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
39 general fund in the youth services aid and assistance account, the sum of
40 \$1,915,014 is hereby lapsed.

41 Sec. 56.

42 KANSAS GUARDIANSHIP PROGRAM

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

1 fund for the fiscal year ending June 30, 2010, the following:
 2 Kansas guardianship program..... \$1,223,430
 3 *Provided*, That any unencumbered balance in the Kansas guardianship
 4 program account in excess of \$100 as of June 30, 2009, is hereby reap-
 5 propriated for fiscal year 2010.

6 Sec. 57.

7 DEPARTMENT OF EDUCATION

8 (a) There is appropriated for the above agency from the state general
 9 fund for the fiscal year ending June 30, 2010, the following:

10 Operating expenditures (including official hospitality)..... \$10,907,638
 11 *Provided*, That any unencumbered balance in the operating expenditures
 12 (including official hospitality) account in excess of \$100 as of June 30,
 13 2009, is hereby reappropriated for fiscal year 2010.

14 Governor’s teaching excellence scholarships and awards... \$290,800

15 *Provided*, That any unencumbered balance in the governor’s teaching
 16 excellence scholarships and awards account in excess of \$100 as of June
 17 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided further*,
 18 That all expenditures from the governor’s teaching excellence scholar-
 19 ships and awards account for teaching excellence scholarships shall be
 20 made in accordance with K.S.A. 72-1398, and amendments thereto: *And*
 21 *provided further*, That each such grant shall be required to be matched
 22 on a \$1 for \$1 basis from nonstate sources: *And provided further*, That
 23 award of each such grant shall be conditioned upon the recipient entering
 24 into an agreement requiring the grant to be repaid if the recipient fails
 25 to complete the course of training under the national board for profes-
 26 sional teaching standards certification program: *And provided further*,
 27 That all moneys received by the department of education for repayment
 28 of grants for governor’s teaching excellence scholarships shall be depos-
 29 ited in the state treasury and credited to the governor’s teaching excel-
 30 lence scholarships program repayment fund.

31 Mentor teacher program grants..... \$1,450,000

32 Special education services aid..... \$374,253,137

33 *Provided*, That any unencumbered balance in the special education serv-
 34 ices aid account in excess of \$100 as of June 30, 2009, is hereby reappro-
 35 priated for fiscal year 2010: *Provided further*, That expenditures shall not
 36 be made from the special education services aid account for the provision
 37 of instruction for any homebound or hospitalized child unless the cate-
 38 gorization of such child as exceptional is conjoined with the categorization
 39 of the child within one or more of the other categories of exceptionality:
 40 *Provided further*, That expenditures shall be made from this account for
 41 grants to school districts in amounts determined pursuant to and in ac-
 42 cordance with the provisions of K.S.A. 72-983, and amendments thereto:
 43 *And provided further*, That expenditures shall be made from the amount

1 remaining in this account, after deduction of the expenditures specified
2 in the foregoing proviso, for payments to school districts in amounts de-
3 termined pursuant to and in accordance with the provisions of K.S.A. 72-
4 978, and amendments thereto.

5 General state aid\$1,985,365,466
6 *Provided*, That an unencumbered balance in the general state aid account
7 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
8 year 2010.

9 Supplemental general state aid..... \$339,212,000
10 *Provided*, That any unencumbered balance in the supplemental general
11 state aid account in excess of \$100 as of June 30, 2009, is hereby reap-
12 propriated for fiscal year 2010.

13 Kansas foundation for agriculture project grant..... \$35,000
14 *Provided*, That expenditures from the Kansas foundation for agriculture
15 project grant account shall be used for agriculture in the classroom pro-
16 grams to supplement existing elementary and secondary curricula with
17 agricultural information: *Provided further*, That expenditures from this
18 account shall be made only if private funding sources are available to
19 match such state grants on a 60% state and 40% private basis.

20 Discretionary grants..... \$905,000
21 *Provided*, That the above agency shall make expenditures from the dis-
22 cretionary grants account during the fiscal year 2010, in an amount not
23 less than \$400,000 for after school programs for middle school students
24 in the sixth, seventh and eighth grades: *Provided further*, That the after
25 school programs may also include fifth and ninth grade students, if they
26 attend a junior high school: *And provided further*, That such discretionary
27 grants shall be awarded to after school programs that operate for a min-
28 imum of two hours a day, every day that school is in session, and a min-
29 imum of six hours a day for a minimum of five weeks during the summer:
30 *And provided further*, That the discretionary grants awarded to after
31 school programs shall require a dollar-for-dollar local match: *And pro-*
32 *vided further*, That the aggregate amount of discretionary grants awarded
33 to any one after school program for fiscal year 2010 shall not exceed
34 \$25,000.

35 School food assistance \$2,510,486
36 School safety hotline \$10,000
37 KPERS — employer contributions..... \$250,070,131
38 *Provided*, That any unencumbered balance in the KPERS — employer
39 contributions account in excess of \$100 as of June 30, 2009, is hereby
40 reappropriated for fiscal year 2010: *Provided further*, That all expendi-
41 tures from the KPERS — employer contributions account shall be for
42 payment of participating employers’ contributions to the Kansas public
43 employees retirement system as provided in K.S.A. 74-4939, and amend-

1 ments thereto: *And provided further*, That expenditures from this ac-
2 count for the payment of participating employers' contributions to the
3 Kansas public employees retirement system may be made regardless of
4 when the liability was incurred.

5 Declining enrollment state aid.....	\$50,000
6 Educable deaf-blind and severely handicapped children's	
7 programs aid.....	\$110,000
8 School district juvenile detention facilities and Flint Hills	
9 job corps center grants	\$7,706,161

10 *Provided*, That any unencumbered balance in the school district juvenile
11 detention facilities and Flint Hills job corps center grants account in ex-
12 cess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year
13 2010: *Provided further*, That expenditures shall be made from the school
14 district juvenile detention facilities and Flint Hills job corps center grants
15 account for grants to school districts in amounts determined pursuant to
16 and in accordance with the provisions of K.S.A. 72-8187, and amend-
17 ments 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, 2010, 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 and transfers to other state agencies shall not exceed the following:

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

1	Elementary and secondary school aid — educationally de-	
2	prived children — federal fund.....	No limit
3	Educationally deprived children — state operations —	
4	federal fund.....	No limit
5	Elementary and secondary school — educationally de-	
6	prived children — LEA’s fund.....	No limit
7	ESEA chapter II — state operations — federal fund.....	No limit
8	Education of handicapped children fund — federal.....	No limit
9	Education of handicapped children fund — state opera-	
10	tions — federal	No limit
11	Education of handicapped children fund — preschool —	
12	federal fund.....	No limit
13	Education of handicapped children fund — preschool state	
14	operations — federal.....	No limit
15	Elementary and secondary school aid — federal fund —	
16	migrant education fund	No limit
17	Elementary and secondary school aid — federal fund —	
18	migrant education — state operations.....	No limit
19	Vocational education amendments of 1968 — federal	
20	fund.....	No limit
21	Vocational education title II — federal fund.....	No limit
22	Vocational education title II — federal fund — state	
23	operations.....	No limit
24	Educational research grants and projects fund.....	No limit
25	Drug abuse fund — department of education —	
26	federal	No limit
27	Drug abuse funds — federal — state operations fund	No limit
28	Federal K-12 repair and modernization fund.....	No limit
29	Federal statewide data system fund.....	No limit
30	Federal K-12 fiscal stabilization fund.....	No limit
31	Inservice education workshop fee fund.....	No limit
32	<i>Provided</i> , That expenditures may be made from the inservice education	
33	workshop fee fund for operating expenditures, including official hospi-	
34	talities, incurred for inservice workshops and conferences: <i>Provided fur-</i>	
35	<i>ther</i> , That the state board of education is hereby authorized to fix, charge	
36	and collect fees for inservice workshops and conferences: <i>And provided</i>	
37	<i>further</i> , That such fees shall be fixed in order to recover all or part of	
38	such operating expenditures incurred for inservice workshops and con-	
39	ferences: <i>And provided further</i> , That all fees received for inservice work-	
40	shops and conferences shall be deposited in the state treasury in accord-	
41	ance with the provisions of K.S.A. 75-4215, and amendments thereto, and	
42	shall be credited to the inservice education workshop fee fund.	
43	Private donations, gifts, grants and bequests fund	No limit

1 Interactive video fee fund..... No limit
2 *Provided*, That expenditures may be made from the interactive video fee
3 fund for operating expenditures incurred in conjunction with the opera-
4 tion and use of the interactive video conference facility of the department
5 of education: *Provided further*, That the state board of education is
6 hereby authorized to fix, charge and collect fees for the operation and
7 use of such interactive video conference facility: *And provided further*,
8 That all fees received for the operation and use of such interactive video
9 conference facility shall be deposited in the state treasury in accordance
10 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall
11 be credited to the interactive video fee fund.

12 Reimbursement for services fund No limit
13 Communities in schools program fund No limit
14 Governor’s teaching excellence scholarships program re-
15 payment fund..... No limit
16 *Provided*, That all expenditures from the governor’s teaching excellence
17 scholarships program repayment fund shall be made in accordance with
18 K.S.A. 72-1398, and amendments thereto: *Provided further*, That each
19 such grant shall be required to be matched on a \$1 for \$1 basis from
20 nonstate sources: *And provided further*, That award of each such grant
21 shall be conditioned upon the recipient entering into an agreement re-
22 quiring the grant to be repaid if the recipient fails to complete the course
23 of training under the national board for professional teaching standards
24 certification program: *And provided further*, That all moneys received by
25 the department of education for repayment of grants made under the
26 governor’s teaching excellence scholarships program shall be deposited
27 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
28 and amendments thereto, and shall be credited to the governor’s teaching
29 excellence scholarships program repayment fund.

30 Elementary and secondary school aid — federal fund —
31 reading first No limit
32 Elementary and secondary school aid — federal fund —
33 reading first — state operations..... No limit
34 State grants for improving teacher quality — federal
35 fund..... No limit
36 State grants for improving teacher quality — federal fund
37 — state operations..... No limit
38 21st century community learning centers — federal
39 fund..... No limit
40 State assessments — federal fund..... No limit
41 Rural and low-income schools program — federal fund ... No limit
42 Language assistance state grants — federal fund..... No limit
43 Service clearing fund No limit

1 Helping schools license plate program fund No limit

2 (c) There is appropriated for the above agency from the children's
3 initiatives fund for the fiscal year ending June 30, 2010, the following:

4 Pre-K Pilot \$5,000,000

5 Parent education program \$7,539,500

6 *Provided*, That expenditures from the parent education program account
7 for each such grant shall be matched by the school district in an amount
8 which is equal to not less than 65% of the grant.

9 (d) On July 1, 2009, or as soon thereafter as moneys are available, the
10 director of accounts and reports shall transfer \$50,000 from the family
11 and children trust account of the family and children investment fund of
12 the department of social and rehabilitation services to the communities
13 in schools program fund of the department of education.

14 (e) On July 1, 2009, and quarterly thereafter, the director of accounts
15 and reports shall transfer \$67,816 from the state highway fund of the
16 department of transportation to the school bus safety fund of the de-
17 partment of education.

18 (f) On June 30, 2010, notwithstanding the provisions of K.S.A. 8-267
19 or 8-272, and amendments thereto, or any other statute, the director of
20 accounts and reports shall transfer \$2,878,985 from the state safety fund
21 of the department of education to the state general fund: *Provided*, That
22 the amount transferred from the state safety fund of the department of
23 education to the state general fund pursuant to this subsection is to re-
24 imburse the state general fund for accounting, auditing, budgeting, legal,
25 payroll, personnel and purchasing services and any other governmental
26 services which are performed on behalf of the state agency involved by
27 other state agencies which receive appropriations from the state general
28 fund to provide such services.

29 (g) On July 1, 2009, or as soon thereafter as moneys are available, the
30 director of accounts and reports shall transfer \$132,587 from the motor-
31 cycle safety fund of the department of education to the state general fund:
32 *Provided*, That the transfer of such amount shall be in addition to any
33 other transfer from the motorcycle safety fund of the department of ed-
34 ucation to the state general fund as prescribed by law: *Provided, further*,
35 That the amount transferred from the motorcycle safety fund of the de-
36 partment of education to the state general fund pursuant to this subsec-
37 tion is to reimburse the state general fund for accounting, auditing, budg-
38 eting, legal, payroll, personnel and purchasing services and any other
39 governmental services which are performed on behalf of the department
40 of education by other state agencies which receive appropriations from
41 the state general fund to provide such services.

1 Sec. 58.

2 STATE LIBRARY

3 (a) There is appropriated for the above agency from the state general
4 fund for the fiscal year ending June 30, 2010, the following:

5 Operating expenditures \$1,710,997

6 *Provided*, That any unencumbered balance in the operating expenditures
7 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
8 for fiscal year 2010: *Provided, however*, That expenditures from the op-
9 erating expenditures account for official hospitality shall not exceed
10 \$2,000.

11 Grants to libraries and library systems \$3,222,315

12 *Provided*, That any unencumbered balance in the grants to libraries and
13 library systems account in excess of \$100 as of June 30, 2009, is hereby
14 reappropriated for fiscal year 2010: *Provided further*, That, of the moneys
15 appropriated in the grants to libraries and library systems account,
16 \$2,151,140 shall be distributed as grants-in-aid to libraries in accordance
17 with K.S.A. 75-2555, and amendments thereto, \$603,744 shall be distrib-
18 uted for interlibrary loan development grants and \$467,431 shall be paid
19 according to contracts with the subregional libraries of the Kansas talking
20 book services.

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, 2010, all
23 moneys now or hereafter lawfully credited to and available in such fund
24 or funds, except that expenditures other than refunds authorized by law
25 shall not exceed the following:

26 State library fund No limit

27 Federal library services and technology act — fund..... No limit

28 Grants and gifts fund No limit

29 Sec. 59.

30 KANSAS ARTS COMMISSION

31 (a) There is appropriated for the above agency from the state general
32 fund for the fiscal year ending June 30, 2010, the following:

33 Operating expenditures \$309,254

34 *Provided*, That any unencumbered balance in the operating expenditures
35 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
36 for fiscal year 2010: *Provided, however*, That expenditures from the op-
37 erating expenditures account for official hospitality shall not exceed
38 \$4,000: *Provided further*, That expenditures may be made by the above
39 agency from any amount of savings in the operating expenditures account
40 shall be utilized for the purpose of matching federal grant moneys, local
41 grant moneys, or local in-kind contributions, or any combination thereof,
42 for arts programming projects.

43 Arts programming grants and challenge grants..... \$1,217,417

1 *Provided*, That expenditures from the arts programming grants and chal-
 2 lenge grants account shall be made in a manner to benefit the maximum
 3 number of Kansas communities in the development of Kansas talent and
 4 art: *Provided further*, That expenditures from this account shall be util-
 5 ized for the purpose of matching federal grant moneys, local grant mon-
 6 eys, or local in-kind contributions, or any combination thereof, for arts
 7 programming projects.

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, 2010, 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 Kansas arts commission gifts, grants and bequests —

14 federal fund.....	No limit
15 Kansas arts commission fee fund.....	No limit
16 Kansas arts commission special gifts fund.....	No limit
17 Arts programming grants fund.....	No limit

18 *Provided*, That moneys received by the Kansas arts commission from the
 19 remittance of the unexpended balance of arts programming grants to the
 20 commission shall be deposited in the state treasury and credited to the
 21 arts programming grants fund: *Provided further*, That expenditures from
 22 this fund shall be utilized for the purpose of matching federal grant mon-
 23 eys, local grant moneys, or local in-kind contributions, or any combination
 24 thereof, for arts programming projects.

25 Sec. 60.

26 KANSAS STATE SCHOOL FOR THE BLIND

27 (a) There is appropriated for the above agency from the state general
 28 fund for the fiscal year ending June 30, 2010, the following:

29 Operating expenditures.....	\$5,503,196
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30 *Provided*, That any unencumbered balance in the operating expenditures
 31 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 32 for fiscal year 2010: *Provided, however*, That expenditures from the op-
 33 erating expenditures for official hospitality shall not exceed \$2,000.

34 Arts for the handicapped.....	\$142,500
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35 (b) There is appropriated for the above agency from the following spe-
 36 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 37 moneys now or hereafter lawfully credited to and available in such fund
 38 or funds, except that expenditures other than refunds authorized by law
 39 shall not exceed the following:

40 General fees fund.....	No limit
41 Local services reimbursement fund.....	No limit

42 *Provided*, That the Kansas state school for the blind is hereby authorized
 43 to assess and collect a fee of 20% of the total cost of services provided to

1 local school districts: *Provided further*, That all moneys received from
 2 such fees shall be deposited in the state treasury in accordance with the
 3 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
 4 ited to the local services reimbursement fund.

5 Student activity fees fund	No limit
6 Special bequest fund.....	No limit
7 Gift fund.....	No limit
8 Technology lending library — federal fund	No limit
9 Nine month payroll clearing 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 education act — federal	
18 fund.....	No limit
19 Supported employment initiative — federal fund.....	No limit
20 E-rate grant — federal fund	No limit
21 Sec. 61.	

22 KANSAS STATE SCHOOL FOR THE DEAF

23 (a) There is appropriated for the above agency from the state general
24 fund for the fiscal year ending June 30, 2010, the following:

25 Operating expenditures	\$9,127,454
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26 *Provided*, That any unencumbered balance in the operating expenditures
27 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
28 for fiscal year 2010.

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, 2010, all
31 moneys now or hereafter lawfully credited to and available in such fund
32 or funds, except that expenditures other than refunds authorized by law
33 shall not exceed the following:

34 General fees fund.....	No limit
35 Local services reimbursement fund.....	No limit

36 *Provided*, That the Kansas state school for the deaf is hereby authorized
37 to assess and collect a fee of 20% of the total cost of services provided to
38 local school districts: *Provided further*, That all moneys received from
39 such fees shall be deposited in the state treasury in accordance with the
40 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
41 ited to the local services reimbursement fund.

42 Student activity fees fund	No limit
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1	Elementary and secondary education act — federal	
2	fund.....	No limit
3	Vocational education fund — federal.....	No limit
4	School lunch program — federal fund.....	No limit
5	Special bequest fund.....	No limit
6	Special workshop fund	No limit
7	Gift fund.....	No limit
8	Nine month payroll clearing fund	No limit
9	Sec. 62.	

STATE HISTORICAL SOCIETY

11 (a) There is appropriated for the above agency from the state general
12 fund for the fiscal year ending June 30, 2010, the following:

13	Operating expenditures	\$5,676,065
14	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
15	account in excess of \$100 as of June 30, 2009, is hereby reappropriated	
16	for fiscal year 2010: <i>Provided, however</i> , That expenditures from the op-	
17	erating expenditures account for official hospitality shall not exceed	
18	\$2,500.	

19	Kansas humanities council	\$76,183
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20 (b) There is appropriated for the above agency from the following spe-
21 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
22 moneys now or hereafter lawfully credited to and available in such fund
23 or funds, except that expenditures other than refunds authorized by law
24 shall not exceed the following:

25	Credit card clearing fund.....	No limit
26	Vehicle repair and replacement fund.....	No limit
27	General fees fund.....	No limit
28	Archeology fee fund.....	No limit

29 *Provided*, That expenditures may be made from the archeology fee fund
30 for operating expenses for providing archeological services by contract:
31 *Provided further*, That the state historical society is hereby authorized to
32 fix, charge and collect fees for the sale of such services: *And provided*
33 *further*, That such fees shall be fixed in order to recover all or part of the
34 operating expenses incurred in providing archeological services by con-
35 tract: *And provided further*, That all fees received for such services shall
36 be deposited in the state treasury in accordance with the provisions of
37 K.S.A. 75-4215, and amendments thereto, and shall be credited to the
38 archeology fee fund.

39	Archeology federal fund	No limit
40	Microfilm fees fund.....	No limit

41 *Provided*, That expenditures may be made from the microfilm fees fund
42 for operating expenses for providing microfilming services: *Provided fur-*
43 *ther*, That the state historical society is hereby authorized to fix, charge

1 and collect fees for the sale of such services: *And provided further*, That
2 such fees shall be fixed in order to recover all or part of the operating
3 expenses incurred in providing microfilming services: *And provided fur-*
4 *ther*, That all fees received for such services shall be deposited in the state
5 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
6 ments thereto, and shall be credited to the microfilm fees fund.

7 Records center fee fund..... No limit
8 *Provided*, That expenditures may be made from the records center fee
9 fund for operating expenses for providing copying and related services:
10 *Provided further*, That the state historical society is hereby authorized to
11 fix, charge and collect fees for the sale of such services: *And provided*
12 *further*, That such fees shall be fixed in order to recover all or part of the
13 operating expenses incurred in providing such services: *And provided*
14 *further*, That all fees received for such services shall be deposited in the
15 state treasury in accordance with the provisions of K.S.A. 75-4215, and
16 amendments thereto, and shall be credited to the records center fee fund.

17 Historic properties fee fund..... No limit
18 National historic preservation act fund — state..... No limit
19 Historic preservation overhead fees fund..... No limit
20 National historic preservation act fund — local..... No limit
21 Private gifts, grants and bequests fund..... No limit
22 Museum and historic sites visitor donation fund..... No limit
23 Insurance collection replacement/reimbursement fund.... No limit
24 Heritage trust fund..... No limit
25 *Provided*, That expenditures from the heritage trust fund for state oper-
26 ations shall not exceed \$82,736.

27 Land survey fee fund..... No limit
28 *Provided*, That, notwithstanding the provisions of K.S.A. 58-2011, and
29 amendments thereto, expenditures may be made by the above agency
30 from the land survey fee fund for the fiscal year ending June 30, 2010,
31 for operating expenditures that are not related to administering the land
32 survey program.

33 State historical society facilities fund No limit
34 Historic properties fund No limit
35 Law enforcement memorial fund..... No limit
36 Other federal grants fund..... No limit
37 *Provided*, That the above agency is authorized to make expenditures from
38 the other federal grants fund of any moneys credited to this fund from
39 any individual grant if the grant: (1) Is less than or equal to \$250,000 in
40 the aggregate, and (2) does not require the matching expenditure of any
41 other moneys in the state treasury during fiscal year 2010 other than
42 moneys appropriated by this or other appropriation act of the 2009 reg-
43 ular session of the legislature: *Provided, however*, That, upon application

1 to and authorization by the governor, the above agency may make ex-
 2 penditures of moneys credited to this fund from any individual federal
 3 grant which is more than \$250,000 in the aggregate or which requires the
 4 matching expenditure of moneys in the state treasury during the current
 5 or any ensuing fiscal year.

6 Property sale proceeds fund..... No limit
 7 *Provided*, That proceeds from the sale of property pursuant to K.S.A. 75-
 8 2701, and amendments thereto, shall be deposited in the state treasury
 9 and credited to the property sale proceeds fund.

10 Amelia Earhart bridge mitigation project fund..... No limit
 11 Sec. 63.

FORT HAYS STATE UNIVERSITY

12 (a) There is appropriated for the above agency from the state general
 13 fund for the fiscal year ending June 30, 2010, the following:
 14 Operating expenditures (including official hospitality)..... \$33,433,880
 15 *Provided*, That any unencumbered balance in the operating expenditures
 16 (including official hospitality) account in excess of \$100 as of June 30,
 17 2009, is hereby reappropriated for fiscal year 2010.

18 Master’s-level nursing capacity \$137,425
 19 Kansas wetlands education center at Cheyenne bottoms .. \$285,881
 20 *Provided*, That any unencumbered balance in the Kansas wetlands edu-
 21 cation center at Cheyenne bottoms account in excess of \$100 as of June
 22 30, 2009, is hereby reappropriated for fiscal year 2010.

23 (b) There is appropriated for the above agency from the following spe-
 24 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 25 moneys now or hereafter lawfully credited to and available in such fund
 26 or funds, except that expenditures shall not exceed the following:
 27 Parking fees fund No limit
 28 *Provided*, That expenditures may be made from the parking fees fund for
 29 a capital improvement project for parking lot improvements.

30 General fees fund..... No limit
 31 *Provided*, That expenditures may be made from the general fees fund to
 32 match federal grant moneys; *Provided further*, That expenditures maybe
 33 made from the general fees fund for official hospitality.

34 Restricted fees fund..... No limit
 35 *Provided*, That restricted fees shall be limited to receipts for the following
 36 accounts: Special events; technology equipment; Gross coliseum services;
 37 performing arts center services; farm income; choral music clinic; year-
 38 book; off-campus tours; memorial union activities; student activity (un-
 39 allocated); Leader (newspaper); conferences, clinics and workshops —
 40 noncredit; summer laboratory school; little theater; library services; stu-
 41 dent affairs; speech and debate; student government; counseling center
 42 services; interest on local funds; student identification cards; nurse edu-
 43

1 cation programs; athletics; placement fees; virtual college classes; speech
 2 and hearing; child care services for dependent students; computer serv-
 3 ices; interactive television contributions; midwestern student exchange;
 4 departmental receipts for all sales, refunds and other collections not spe-
 5 cifically enumerated above: *Provided, however,* That the state board of
 6 regents, with the approval of the state finance council acting on this mat-
 7 ter which is hereby characterized as a matter of legislative delegation and
 8 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,
 9 and amendments thereto, may amend or change this list of restricted fees:
 10 *Provided further,* That all restricted fees shall be deposited in the state
 11 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
 12 ments thereto, and shall be credited to the appropriate account of the
 13 restricted fees fund and shall be used solely for the specific purpose or
 14 purposes for which collected: *And provided further,* That expenditures
 15 may be made from this fund to purchase insurance for equipment pur-
 16 chased through research and training grants only if such grants include
 17 money for and authorize the purchase of such insurance: *And provided*
 18 *further,* That all amounts of tuition received from students participating
 19 in the midwestern student exchange program shall be deposited in the
 20 state treasury in accordance with the provisions of K.S.A. 75-4215, and
 21 amendments thereto, and shall be credited to the midwestern student
 22 exchange account of the restricted fees fund: *And provided further,* That
 23 expenditures may be made from the restricted fees fund for official hos-
 24 pitality.

25	Education opportunity act — federal fund	No limit
26	Service clearing fund	No limit
27	<i>Provided,</i> That the service clearing fund shall be used for the following	
28	service activities: Computer services, storeroom for official supplies in-	
29	cluding office supplies, paper products, janitorial supplies, printing and	
30	duplicating, car pool, postage, copy center, and telecommunications and	
31	such other internal service activities as are authorized by the state board	
32	of regents under K.S.A. 76-755, and amendments thereto.	
33	Commencement fees fund.....	No limit
34	Health fees fund	No limit
35	<i>Provided,</i> That expenditures from the health fees fund may be made for	
36	the purchase of medical malpractice liability coverage for individuals em-	
37	ployed on the medical staff, including pharmacists and physical therapists,	
38	at the student health center.	
39	Student union fees fund.....	No limit
40	Kansas career work study program fund	No limit
41	Economic opportunity act — federal fund	No limit
42	Kansas comprehensive grant fund.....	No limit
43	Faculty of distinction matching fund	No limit

1	Nine month payroll clearing account fund.....	No limit
2	Federal Perkins student loan fund	No limit
3	Housing system revenue fund	No limit
4	Institutional overhead fund	No limit
5	Oil and gas royalties fund	No limit
6	Housing system suspense fund	No limit
7	Housing system operations fund	No limit
8	Housing system repairs, equipment and improvement	
9	fund.....	No limit
10	Sponsored research overhead fund	No limit
11	Kansas distinguished scholarship fund	No limit
12	University federal fund.....	No limit
13	<i>Provided</i> , That expenditures may be made by the above agency from the	
14	university federal fund to purchase insurance for equipment purchased	
15	through research and training grants only if such grants include money	
16	for and authorize the purchase of such insurance: <i>Provided further</i> , That	
17	expenditures may be made by the above agency from this fund to procure	
18	a policy of accident, personal liability and excess automobile liability in-	
19	surance insuring volunteers participating in the senior companion pro-	
20	gram against loss in accordance with specifications of federal grant guide-	
21	lines as provided in K.S.A. 75-4101, and amendments thereto.	
22	Federal higher education fiscal stabilization fund — Fort	
23	hays state university	No limit
24	(c) On July 1, 2009, or as soon thereafter as moneys are available, the	
25	director of accounts and reports shall transfer an amount specified by the	
26	president of Fort Hays state university of not to exceed \$125,000 from	
27	the general fees fund to the federal Perkins student loan fund.	
28	(d) There is appropriated for the above agency from the following spe-	
29	cial revenue fund or funds for the fiscal year ending June 30, 2009, all	
30	moneys now or hereafter lawfully credited to and available in such fund	
31	or funds, except that expenditures other than refunds authorized by law	
32	shall not exceed the following:	
33	Federal higher education fiscal stabilization fund — Fort	
34	hays state university	No limit
35	Sec. 64.	
36	KANSAS STATE UNIVERSITY	
37	(a) There is appropriated for the above agency from the state general	
38	fund for the fiscal year ending June 30, 2010, the following:	
39	Operating expenditures (including official hospitality).....	\$106,469,392
40	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
41	(including official hospitality) account in excess of \$100 as of June 30,	
42	2009, is hereby reappropriated for fiscal year 2010.	
43	Midwest institute for comparative stem cell biology.....	\$139,500

1 *Provided*, That any unencumbered balance in the midwest institute for
2 comparative stem cell biology account in excess of \$100 as of June 30,
3 2009, is hereby reappropriated for fiscal year 2010.

4 (b) There is appropriated for the above agency from the following special
5 revenue fund or funds for the fiscal year ending June 30, 2010, 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 Parking fees fund No limit
- 9 Faculty of distinction matching fund No limit
- 10 General fees fund..... No limit

11 *Provided*, That expenditures may be made from the general fees fund to
12 match federal grant moneys: *Provided further*, That expenditures may be
13 made from the general fees fund for official hospitality.

- 14 Interest on endowment fund..... No limit
- 15 Restricted fees fund..... No limit

16 *Provided*, That restricted fees shall be limited to receipts for the following
17 accounts: Technology equipment; flight services; human resources man-
18 agement system; computer services; copy centers; standardized test fees;
19 placement center; recreational services; college of technology and avia-
20 tion; motor pool; music; professorships; student activities fees; army and
21 aerospace uniforms; aerospace uniform augmentation; biology sales and
22 services; chemistry; field camps; state department of education; physics
23 storeroom; sponsored research, instruction, public service, equipment
24 and facility grants; chemical engineering; nuclear engineering; contract-
25 post office; library collections; civil engineering; continuing education;
26 sponsored construction or improvement projects; attorney, educational
27 and personal development, human resources; student financial assistance;
28 application for undergraduate programs; speech and hearing fees; gifts;
29 human development and family research and training; college of educa-
30 tion — publications and services; guaranteed student loan application
31 processing; student identification card; auditorium receipts; catalog sales;
32 emission spectroscopy fees; interagency consulting; sales and services of
33 educational programs; transcript fees; facility use fees; human ecology
34 storeroom; college of human ecology sales; family resource center fees;
35 human movement performance; application for post baccalaureate pro-
36 grams; art exhibit fees; college of education — Kansas careers; foreign
37 student application fee; student union repair and replacement reserve;
38 departmental receipts for all sales, refunds and other collections; insti-
39 tutional support fee; miscellaneous renovations — construction; speech
40 receipts; art museum; exchange program; flight training lab fees; admin-
41 istrative reimbursements; parking fees; postage center; printing; short
42 courses and conferences; student government association receipts; re-
43 gents educational communications center; late registration fee; engineer-

1 ing equipment fee; architecture equipment fee; biotechnology facility;
 2 English language program; international programs; Bramlage coliseum;
 3 planning and analysis; telecommunications; other specifically designated
 4 receipts not available for general operations of the university: *Provided,*
 5 *however,* That the state board of regents, with the approval of the state
 6 finance council acting on this matter which is hereby characterized as a
 7 matter of legislative delegation and subject to the guidelines prescribed
 8 in subsection (c) of K.S.A. 75-3711c, and amendments thereto, may
 9 amend or change this list of restricted fees: *Provided further,* That all
 10 restricted fees shall be deposited in the state treasury in accordance with
 11 the provisions of K.S.A. 75-4215, and amendments thereto, and shall be
 12 credited to the appropriate account of the restricted fees fund and shall
 13 be used solely for the specific purpose or purposes for which collected:
 14 *And provided further,* That expenditures may be made from this fund to
 15 purchase insurance for equipment purchased through research and train-
 16 ing grants only if such grants include money for and authorize the pur-
 17 chase of such insurance: *And provided further,* That expenditures from
 18 the restricted fees fund may be made for the purchase of insurance for
 19 operation and testing of completed project aircraft and for operation of
 20 aircraft used in professional pilot training, including coverage for public
 21 liability, physical damage, medical payments and voluntary settlement
 22 coverages.

- 23 Kansas career work study program fund No limit
- 24 Service clearing fund No limit
- 25 *Provided,* That the service clearing fund shall be used for the following
- 26 service activities: Supplies stores; telecommunications services; photo-
- 27 graphic services; K-State printing services; postage; facilities services; fa-
- 28 cilities carpool; public safety services; facility planning services; facilities
- 29 storeroom; computing services; and such other internal service activities
- 30 as are authorized by the state board of regents under K.S.A. 76-755, and
- 31 amendments thereto.
- 32 Sponsored research overhead fund No limit
- 33 Housing system suspense fund No limit
- 34 Housing system operations fund No limit
- 35 Housing system repairs, equipment and improvement
- 36 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	Board of regents — U.S. department of education awards	
3	fund.....	No limit
4	State agricultural university fund	No limit
5	Federal extension civil service retirement clearing fund ...	No limit
6	Salina — student union fees fund	No limit
7	Salina — housing system operation fund.....	No limit
8	Kansas distinguished scholarship fund	No limit
9	Kansas comprehensive grant fund.....	No limit
10	Temporary deposit fund.....	No limit
11	Business procurement card clearing fund.....	No limit
12	Suspense fund	No limit
13	Voluntary tax shelter annuity clearing fund.....	No limit
14	Agency payroll deduction clearing fund	No limit
15	Payroll clearing fund.....	No limit
16	Pre-tax parking clearing fund	No limit
17	University federal fund.....	No limit
18	<i>Provided</i> , That expenditures may be made by the above agency from the	
19	university federal fund to purchase insurance for equipment purchased	
20	through research and training grants only if such grants include money	
21	for and authorize the purchase of such insurance.	
22	Johnson county education research triangle fund	No limit
23	Federal higher education fiscal stabilization fund —	
24	Kansas state university.....	No limit
25	(c) On July 1, 2009, or as soon thereafter as moneys are available, the	
26	director of accounts and reports shall transfer an amount specified by the	
27	president of Kansas state university of not to exceed \$100,000 from the	
28	general fees fund to the Perkins student loan fund.	
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, 2009, all	
31	moneys now or hereafter lawfully credited to and available in such fund	
32	or funds, except that expenditures other than refunds authorized by law	
33	shall not exceed the following:	
34	Federal higher education fiscal stabilization fund —	
35	Kansas state university.....	No limit
36	Sec. 65.	
37	KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND	
38	AGRICULTURE RESEARCH PROGRAMS	
39	(a) There is appropriated for the above agency from the state general	
40	fund for the fiscal year ending June 30, 2010, the following:	
41	Cooperative extension service (including official	
42	hospitality).....	\$19,148,941
43	<i>Provided</i> , That any unencumbered balance in the cooperative extension	

1 service (including official hospitality) account in excess of \$100 as of June
2 30, 2009, is hereby reappropriated for fiscal year 2010.

3 Agricultural experiment stations (including official
4 hospitality)..... \$30,950,628

5 *Provided*, That any unencumbered balance in the agricultural experiment
6 stations (including official hospitality) account in excess of \$100 as of June
7 30, 2009, is hereby reappropriated for fiscal year 2010.

8 (b) There is appropriated for the above agency from the following special
9 revenue fund or funds for the fiscal year ending June 30, 2010, all
10 moneys now or hereafter lawfully credited to and available in such fund
11 or funds, except that expenditures shall not exceed the following:

12 Restricted fees fund..... No limit

13 *Provided*, That restricted fees shall be limited to receipts for the following
14 accounts: Plant pathology; Kansas artificial breeding service unit; tech-
15 nology equipment; professorships; agricultural experiment station, direc-
16 tor’s office; agronomy — Ashland farm; KSU agricultural research center
17 — Hays; KSU southeast agricultural research center; KSU southwest re-
18 search extension center; agronomy — general; agronomy — experimental
19 field crop sales; entomology sales; grain science and industry — Kansas
20 state university; food and nutrition research; extension services and pub-
21 lication; sponsored construction or improvement projects; gifts; animal
22 resource facility; sales and services of educational programs; animal sci-
23 ences and industry livestock and product sales; horticulture greenhouse
24 and farm products sales; Konza prairie operations; departmental receipts
25 for all sales, refunds and other collections; institutional support fee; KSU
26 northwest research extension center operations; sponsored research, pub-
27 lic service, equipment and facility grants; statistical laboratory; equip-
28 ment/pesticide storage building; miscellaneous renovation — construc-
29 tion; other specifically designated receipts not available for general
30 operations of the university: *Provided, however*, That the state board of

31 regents, with the approval of the state finance council acting on this mat-
32 ter which is hereby characterized as a matter of legislative delegation and
33 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,
34 and amendments thereto, may amend or change this list of restricted fees:

35 *Provided further*, That all restricted fees shall be deposited in the state
36 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
37 ments thereto, and shall be credited to the appropriate account of the
38 restricted fees fund and shall be used solely for the specific purpose or
39 purposes for which collected: *And provided further*, That expenditures
40 may be made from this fund to purchase insurance for equipment pur-
41 chased through research and training grants only if such grants include
42 money for and authorize the purchase of such insurance: *And provided*
43 *further*, That expenditures may be made from the Kansas agricultural

1 mediation service account of the restricted fees fund during fiscal year
2 2010.

3 Fertilizer research fund.....	No limit
4 Sponsored research overhead fund	No limit
5 Federal extension fund.....	No limit
6 Federal experimental station fund.....	No limit
7 Federal awards — advance payment fund.....	No limit
8 Smith-Lever special program grant — federal fund.....	No limit
9 Faculty of distinction matching fund	No limit
10 Kansas artificial breeding service unit fees fund.....	No limit
11 Agricultural land use-value fund	No limit
12 University federal fund.....	No limit

13 *Provided*, That expenditures may be made by the above agency from the
14 university federal fund to purchase insurance for equipment purchased
15 through research and training grants only if such grants include money
16 for and authorize the purchase of such insurance.

17 Federal higher education fiscal stabilization fund — Kan-
18 sas state university extension systems and agriculture
19 research programs

	No limit
--	----------

20 (c) There is appropriated for the above agency from the state economic
21 development initiatives fund for the fiscal year ending June 30, 2010, the
22 following:

23 Agricultural experiment stations	\$293,911
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24 (d) During the fiscal years ending June 30, 2009, and June 30, 2010,
25 no moneys appropriated from the state general fund or any special rev-
26 enue fund for Kansas state university or Kansas state university extension
27 systems and agriculture research programs shall be expended on or after
28 the effective date of this act by Kansas state university or Kansas state
29 university extension systems and agriculture research programs, directly
30 or indirectly, for (1) any financial aid or other support for any 4-H com-
31 petitive events or activities at county fairs for which the minimum age for
32 participants is increased from 7 years of age to 9 years of age, or (2) any
33 financial aid or other support for any 4-H organization or unit that spon-
34 sors competitive events at county fairs and that is planning to increase or
35 has increased the minimum age for participants in such events from 7
36 years of age to 9 years of age.

37 (e) There is appropriated for the above agency from the following spe-
38 cial revenue fund or funds for the fiscal year ending June 30, 2009, 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:

1 Federal higher education fiscal stabilization fund — Kan-
 2 sas state university extension systems and agriculture
 3 research programs No limit
 4 Sec. 66.

5 KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

6 (a) There is appropriated for the above agency from the state general
 7 fund for the fiscal year ending June 30, 2010, the following:

8 Operating expenditures (including official hospitality)..... \$10,193,209
 9 *Provided*, That any unencumbered balance in the operating expenditures
 10 (including official hospitality) account in excess of \$100 as of June 30,
 11 2009, is hereby reappropriated for fiscal year 2010.

12 Veterinary training program for rural Kansas..... \$400,000
 13 *Provided*, That any unencumbered balance in the veterinary training pro-
 14 gram for rural Kansas account in excess of \$100 as of June 30, 2009, is
 15 hereby reappropriated for fiscal year 2010.

16 (b) There is appropriated for the above agency from the following spe-
 17 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 18 moneys now or hereafter lawfully credited to and available in such fund
 19 or funds, except that expenditures shall not exceed the following:

20 General fees fund..... No limit
 21 *Provided*, That expenditures may be made from the general fees fund to
 22 match federal grant moneys.
 23 Veterinary medicine teaching hospital revenue fund..... No limit
 24 Faculty of distinction matching fund No limit
 25 Hospital and diagnostic laboratory improvement fund No limit
 26 Restricted fees fund..... No limit

27 *Provided*, That restricted fees shall be limited to receipts for the following
 28 accounts: Sponsored research, instruction, public service, equipment and
 29 facility grants; sponsored construction or improvement projects; technol-
 30 ogy equipment; pathology fees; laboratory test fees; miscellaneous reno-
 31 vations or construction; dean of veterinary medicine receipts; gifts; ap-
 32 plication for postbaccalaureate programs; professorship; embryo transfer
 33 unit; swine serology; rapid focal fluorescent inhibition test; animal re-
 34 source center; storerooms; departmental receipts for all sales refunds and
 35 other collections; other specifically designated receipts not available for
 36 general operation of the Kansas state university veterinary medical center:
 37 *Provided, however*, That the state board of regents, with the 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 may amend or change this list of restricted fees: *Provided further*, That
 42 all restricted fees shall be deposited in the state treasury in accordance
 43 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall

1 be credited to the appropriate account of the restricted fees fund and
 2 shall be used solely for the specific purpose or purposes for which col-
 3 lected: *And provided further*, That expenditures may be made from this
 4 fund to purchase insurance for equipment purchased through research
 5 and training grants only if such grants include money for and authorize
 6 the purchase of such insurance.

7 Sponsored research overhead fund	No limit
8 Health professions student loan fund	No limit
9 University federal fund.....	No limit

10 *Provided*, That expenditures may be made by the above agency from the
 11 university federal fund to purchase insurance for equipment purchased
 12 through research and training grants only if such grants include money
 13 for and authorize the purchase of such insurance.

14 Federal higher education fiscal stabilization fund — Kan-
 15 sas state university veterinary medical center

16 (c) On July 1, 2009, or as soon thereafter as moneys are available, the
 17 director of accounts and reports shall transfer an amount specified by the
 18 president of Kansas state university of not to exceed a total of \$15,000
 19 from the general fees fund to the health professions student loan fund.

20 (d) There is appropriated for the above agency from the following spe-
 21 cial revenue fund or funds for the fiscal year ending June 30, 2009, all
 22 moneys now or hereafter lawfully credited to and available in such fund
 23 or funds, except that expenditures other than refunds authorized by law
 24 shall not exceed the following:

25 Federal higher education fiscal stabilization fund — Kan- 26 sas state university veterinary medical center	No limit
27 Sec. 67.	

28 EMPORIA STATE UNIVERSITY

29 (a) There is appropriated for the above agency from the state general
 30 fund for the fiscal year ending June 30, 2010, the following:

31 Operating expenditures (including official hospitality).....	\$31,688,726
32 <i>Provided</i> , That any unencumbered balance in the operating expenditures 33 (including official hospitality) account in excess of \$100 as of June 30, 34 2009, is hereby reappropriated for fiscal year 2010.	
35 Reading recovery program.....	\$225,887
36 Nat'l Board Cert/Future Teacher Academy.....	\$135,562

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, 2010, all
 39 moneys now or hereafter lawfully credited to and available in such fund
 40 or funds, except that expenditures shall not exceed the following:

41 Parking fees fund	No limit
----------------------------	----------

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

1 General fees fund..... No limit
2 *Provided*, That expenditures may be made from the general fees fund to
3 match federal grant moneys.
4 Interest on state normal school fund fund..... No limit
5 Restricted fees fund..... No limit
6 *Provided*, That restricted fees shall be limited to receipts for the following
7 accounts: Computer services, student activity; technology equipment; stu-
8 dent union; sponsored research; computer services; extension classes;
9 gifts and grants (for teaching, research and capital improvements); busi-
10 ness school contributions; state department of education (vocational); li-
11 brary services; library collections; interest on local funds; receipts from
12 conferences, clinics, and workshops held on campus for which no college
13 credit is given; physical plant reimbursements from auxiliary enterprises;
14 midwestern student exchange; departmental receipts — for all sales, re-
15 funds and other collections or receipts not specifically enumerated above:
16 *Provided, however*, That the state board of regents, with the approval of
17 the state finance council acting on this matter which is hereby character-
18 ized as a matter of legislative delegation and subject to the guidelines
19 prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto,
20 may amend or change this list of restricted fees: *Provided further*, That
21 all restricted fees shall be deposited in the state treasury in accordance
22 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall
23 be credited to the appropriate account of the restricted fees fund and
24 shall be used solely for the specific purpose or purposes for which col-
25 lected: *And provided further*, That expenditures may be made from this
26 fund to purchase insurance for equipment purchased through research
27 and training grants only if such grants include money for and authorize
28 the purchase of such insurance: *And provided further*, That all amounts
29 of tuition received from students participating in the midwestern student
30 exchange program shall be deposited in the state treasury in accordance
31 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall
32 be credited to the midwestern student exchange account of the restricted
33 fees fund.
34 Service clearing fund No limit
35 *Provided*, That the service clearing fund shall be used for the following
36 service activities: Telecommunications services; office supplies inventory;
37 state car operation; E.S.U. press including duplicating and reproducing;
38 postage; physical plant storeroom including motor fuel inventory; data
39 processing center; and such other internal service activities as are au-
40 thorized by the state board of regents under K.S.A. 76-755, and amend-
41 ments thereto.
42 Commencement fees fund..... No limit
43 Kansas career work study program fund No limit

1	Student health fees fund	No limit
2	<i>Provided</i> , That expenditures from the student health fees fund may be	
3	made for the purchase of medical malpractice liability coverage for in-	
4	dividuals employed on the medical staff, including pharmacists and phys-	
5	ical therapists, at the student health center.	
6	Faculty of distinction matching fund	No limit
7	Bureau of educational measurements fund.....	No limit
8	National direct student loan fund	No limit
9	Economic opportunity act — work study — federal	
10	fund.....	No limit
11	Educational opportunity grants — federal fund	No limit
12	Basic opportunity grant program — federal fund	No limit
13	Research and institutional overhead fund.....	No limit
14	Kansas comprehensive grant fund.....	No limit
15	Housing system suspense fund	No limit
16	Housing system operations fund.....	No limit
17	Housing system repairs, equipment and improvement	
18	fund.....	No limit
19	Kansas distinguished scholarship fund	No limit
20	University federal fund.....	No limit
21	<i>Provided</i> , That expenditures may be made by the above agency from the	
22	university federal fund to purchase insurance for equipment purchased	
23	through research and training grants only if such grants include money	
24	for and authorize the purchase of such insurance.	
25	Leveraging educational assistance partnership federal	
26	fund.....	No limit
27	Federal higher education fiscal stabilization fund — Em-	
28	poria state university	No limit
29	(c) On July 1, 2009, or as soon thereafter as moneys are available, the	
30	director of accounts and reports shall transfer an amount specified by the	
31	president of Emporia state university of not to exceed \$30,000 from the	
32	general fees fund to the national direct student loan fund.	
33	(d) There is appropriated for the above agency from the following spe-	
34	cial revenue fund or funds for the fiscal year ending June 30, 2009, 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	shall not exceed the following:	
38	Federal higher education fiscal stabilization fund — Em-	
39	poria state university	No limit
40	Sec. 68.	
41	PITTSBURG STATE UNIVERSITY	
42	(a) There is appropriated for the above agency from the state general	
43	fund for the fiscal year ending June 30, 2010, the following:	

1 Operating expenditures (including official hospitality)..... \$35,078,893
 2 *Provided*, That any unencumbered balance in the operating expenditures
 3 (including official hospitality) account in excess of \$100 as of June 30,
 4 2009, is hereby reappropriated for fiscal year 2010.

5 (b) There is appropriated for the above agency from the following special
 6 revenue fund or funds for the fiscal year ending June 30, 2010, 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 Parking fees fund No limit

10 *Provided*, That expenditures may be made from the parking fees fund for
 11 capital improvement projects for parking lot improvements.

12 General fees fund..... No limit

13 *Provided*, That all moneys received for tuition received from students
 14 participating in the gorilla advantage program or the midwestern student
 15 exchange program shall be deposited in the state treasury to the credit
 16 of the general fees fund: *Provided further*, That expenditures may be
 17 made from the general fees fund to match federal grant moneys: *And*
 18 *provided further*, That expenditures may be made from the general fees
 19 fund for official hospitality.

20 Restricted fees fund..... No limit

21 *Provided*, That restricted fees shall be limited to receipts for the following
 22 accounts: Computer services; instructional technology fee; technology
 23 equipment; student activity fee accounts; commencement fees; ROTC
 24 activities; continuing education receipts; vocational auto parts and service
 25 fees; receipts from camps, conferences and meetings held on campus;
 26 library service collections and fines; and grants from other state agencies;
 27 *Midwest Quarterly*; chamber music series; contract — post office; gifts
 28 and grants; intensive English program; business and technology institute;
 29 public sector radio station activities; economic opportunity — state match;
 30 Kansas career work study; regents supplemental grants; departmental re-
 31 cepts, and other specifically designated receipts not available for general
 32 operations of the university: *Provided, however*, That the state board of
 33 regents, with the approval of the state finance council acting on this mat-
 34 ter which is hereby characterized as a matter of legislative delegation and
 35 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,
 36 and amendments thereto, may amend or change this list of restricted fees:
 37 *Provided further*, That all restricted fees shall be deposited in the state
 38 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
 39 ments thereto, and shall be credited to the appropriate account of the
 40 restricted fees fund and shall be used solely for the specific purpose or
 41 purposes for which collected: *And provided further*, That expenditures
 42 may be made from this fund to purchase insurance for equipment pur-
 43 chased through research and training grants only if such grants include

1 money for and authorize the purchase of such insurance: *And provided*
 2 *further*, That surplus restricted fees moneys generated by the music de-
 3 partment may be transferred to the Pittsburg state university foundation,
 4 inc., for the express purpose of awarding music scholarships: *And pro-*
 5 *vided further*, That expenditures may be made from this fund for official
 6 hospitality.

7 Service clearing fund No limit

8 *Provided*, That the service clearing fund shall be used for the following
 9 service activities: Duplicating and printing services; instructional media
 10 division; office stationery and supplies; motor carpool; postage services;
 11 photo services; telephone services; and such other internal service activ-
 12 ities as are authorized by the state board of regents under K.S.A. 76-755,
 13 and amendments thereto.

14 Hospital and student health fees fund No limit

15 *Provided*, That expenditures from the hospital and student health fees
 16 fund may be made for the purchase of medical malpractice liability cov-
 17 erage for individuals employed on the medical staff, including pharmacists
 18 and physical therapists, at the student health center: *Provided further*,
 19 That expenditures may be made from this fund for capital improvement
 20 projects for hospital and student health center improvements.

21 Suspense fund No limit

22 Faculty of distinction matching fund No limit

23 Perkins student loan fund No limit

24 Sponsored research overhead fund No limit

25 College work study fund No limit

26 Nursing student loan fund No limit

27 Housing system suspense fund No limit

28 Housing system operations fund No limit

29 Housing system repairs, equipment and improvement
 30 fund No limit

31 Kansas comprehensive grant fund No limit

32 Kansas distinguished scholarship program fund No limit

33 University federal fund No limit

34 *Provided*, That expenditures may be made by the above agency from the
 35 university federal fund to purchase insurance for equipment purchased
 36 through research and training grants only if such grants include money
 37 for and authorize the purchase of such insurance.

38 Federal higher education fiscal stabilization fund — Pitts-
 39 burg state university No limit

40 (c) During the fiscal year ending June 30, 2010, the director of accounts
 41 and reports shall transfer amounts specified by the president of Pittsburg
 42 state university of not to exceed a total of \$125,000 for all such amounts,
 43 from the general fees fund to the following specified funds and accounts

1 of funds: Perkins student loan fund; nursing student loan fund.

2 (d) There is appropriated for the above agency from the following spe-
3 cial revenue fund or funds for the fiscal year ending June 30, 2009, all
4 moneys now or hereafter lawfully credited to and available in such fund
5 or funds, except that expenditures other than refunds authorized by law
6 shall not exceed the following:

7 Federal higher education fiscal stabilization fund — Pitts-
8 burg state university No limit
9 Sec. 69.

10 UNIVERSITY OF KANSAS

11 (a) There is appropriated for the above agency from the state general
12 fund for the fiscal year ending June 30, 2010, the following:

13 Operating expenditures (including official hospitality)..... \$133,520,107
14 *Provided*, That any unencumbered balance in the operating expenditures
15 (including official hospitality) account in excess of \$100 as of June 30,
16 2009, is hereby reappropriated for fiscal year 2010.

17 Geological survey \$6,140,480
18 *Provided*, That any unencumbered balance in the geological survey ac-
19 count in excess of \$100 as of June 30, 2009, is hereby reappropriated for
20 fiscal year 2010.

21 Umbilical cord matrix project..... \$138,474
22 *Provided*, That any unencumbered balance in the umbilical cord matrix
23 project account in excess of \$100 as of June 30, 2009, is hereby reappro-
24 priated for fiscal year 2010.

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, 2010, all
27 moneys now or hereafter lawfully credited to and available in such fund
28 or funds, except that expenditures shall not exceed the following:

29 Parking facilities revenue fund No limit
30 Faculty of distinction matching fund No limit
31 General fees fund..... No limit

32 *Provided*, That expenditures may be made from the general fees fund to
33 match federal grant moneys: *Provided further*, That all moneys received
34 for tuition for students enrolled in courses offered at the regents center
35 on the Edwards campus shall be deposited in the state treasury in ac-
36 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,
37 and shall be credited to this fund.

38 Regents center development fund No limit
39 *Provided*, That expenditures shall be made from the regents center de-
40 velopment fund for program operations and development and for capital
41 improvements at the Edwards campus.

42 Interest fund No limit
43 Sponsored research overhead fund No limit

1 Law enforcement training center fund No limit
2 *Provided*, That expenditures may be made from the law enforcement
3 training center fund to cover the costs of tuition for students enrolled in
4 the law enforcement training program in addition to the costs of salaries
5 and wages and other operating expenditures for the program: *Provided*
6 *further*, That expenditures may be made from this fund for the acquisition
7 of tracts of land.

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

13 Restricted fees fund..... No limit
14 *Provided*, That restricted fees shall be limited to receipts for the following
15 accounts: Institute for public policy and business research; technology
16 equipment; clinical psychology conference; concert course; speech, lan-
17 guage and hearing clinic; perceptual motor clinic; application for admis-
18 sion fees; named professorships; summer institutes and workshops; dra-
19 matics; economic opportunity act; executive management; continuing
20 education programs; geology field trips; gifts and grants; extension serv-
21 ices; counseling center; investment income from bequests; reimbursable
22 salaries; music and art camp; child development lab preschools; orienta-
23 tion center; educational placement; press publications; Rice estate edu-
24 cational project; sponsored research; student activities; sale of surplus
25 books and art objects; building use charges; Kansas applied remote sens-
26 ing program; executive master’s degree in business administration; ap-
27 plied English center; cartographic services; economic education; study
28 abroad programs; computer services; recreational activities; animal care
29 activities; geological survey; engineering equipment fee; midwestern stu-
30 dent exchange; department commercial receipts for all sales, refunds, and
31 all other collections or receipts not specifically enumerated above: *Pro-
32 vided, however*, That the state board of regents, with the approval of the
33 state finance council acting on this matter which is hereby characterized
34 as a matter of legislative delegation and subject to the guidelines pre-
35 scribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto,
36 may amend or change this list of restricted fees: *Provided further*, That
37 all restricted fees shall be deposited in the state treasury in accordance
38 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall
39 be credited to the appropriate account of the restricted fees fund and
40 shall be used solely for the specific purpose or purposes for which col-
41 lected: *And provided further*, That moneys received for student fees in
42 any account of the restricted fees fund may be transferred to one or more
43 other accounts of the restricted fees fund.

1 Service clearing fund No limit
2 *Provided*, That the service clearing fund shall be used for the following
3 service activities: Residence hall food stores; university motor pool; mil-
4 itary uniforms; telecommunications service; and such other internal serv-
5 ice activities as are authorized by the state board of regents under K.S.A.
6 76-755, and amendments thereto.
7 Health service fund No limit
8 Kansas career work study program fund No limit
9 Student union fund..... No limit
10 Federal Perkins loan fund..... No limit
11 Ford foundation — forgivable loan fund..... No limit
12 Health professions student loan fund No limit
13 Housing system suspense fund No limit
14 Scientific research and development project — special rev-
15 enue fund..... No limit
16 Housing system operations fund..... No limit
17 Housing system repairs, equipment and improvement
18 fund..... No limit
19 Educational opportunity act — federal fund..... No limit
20 Loans for disadvantaged students fund No limit
21 Prepaid tuition fees clearing fund No limit
22 Kansas comprehensive grant fund..... No limit
23 Fire service training fund No limit
24 University federal fund..... No limit
25 Johnson county education research triangle fund No limit
26 Federal higher education fiscal stabilization fund — uni-
27 versity of Kansas No limit
28 (c) On July 1, 2009, or as soon thereafter as moneys are available, the
29 director of accounts and reports shall transfer amounts specified by the
30 chancellor of the university of Kansas of not to exceed a total of \$325,000
31 for all such amounts, from the general fees fund to the following specified
32 funds and accounts of funds: Federal Perkins student loan program ac-
33 count of the national direct student loan fund; federal supplemental ed-
34 ucational opportunity program account of the national direct student loan
35 fund; federal disadvantaged student loan program account of the national
36 direct student loan fund; health professions student loan fund.
37 (d) There is appropriated for the above agency from the state water
38 plan fund for the fiscal year ending June 30, 2010, for the water plan
39 project or projects specified, the following:
40 Geological survey \$28,800
41 *Provided*, That any unencumbered balance in excess of \$100 as of June
42 30, 2009, in the geological survey account is hereby reappropriated for
43 fiscal year 2010.

1 (e) During the fiscal year ending June 30, 2010, the director of accounts
 2 and reports shall transfer one or more amounts specified by the chancellor
 3 of the university of Kansas from one or more accounts of the restricted
 4 fees fund to the multicultural resource center — construction fund.

5 (f) There is appropriated for the above agency from the following spe-
 6 cial revenue fund or funds for the fiscal year ending June 30, 2009, 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 Federal higher education fiscal stabilization fund — uni-
 11 versity of Kansas..... No limit
 12 Sec. 70.

13 UNIVERSITY OF KANSAS MEDICAL CENTER

14 (a) There is appropriated for the above agency from the state general
 15 fund for the fiscal year ending June 30, 2010, the following:

16 Operating expenditures (including official hospitality)..... \$105,530,589
 17 *Provided*, That any unencumbered balance in the operating expenditures
 18 (including official hospitality) account in excess of \$100 as of June 30,
 19 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That
 20 expenditures may be made from this account for the purchase of mal-
 21 practice insurance for students in training at the university of Kansas
 22 school of medicine, nursing and allied health: *And provided further*, That
 23 expenditures from this account may be used to reimburse medical resi-
 24 dents in residency programs located in Kansas City at the university of
 25 Kansas medical center for the purchase of health insurance for residents'
 26 dependents.

27 Medical scholarships and loans..... \$2,786,764
 28 Cancer center \$4,515,551

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, 2010, 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 may be made from the general fees fund to
 35 match federal grant moneys.
 36 Faculty of distinction matching fund No limit
 37 Restricted fees fund..... No limit

38 *Provided*, That restricted fees shall be limited to the following accounts:
 39 Technology equipment; computer services; expenses reimbursed by the
 40 Kansas university endowment association; postgraduate fees; pathology
 41 fees; student health insurance premiums; gift receipts; designated re-
 42 search collaboration; facilities use; photography; continuing education;
 43 student activity fees; student application fees; department duplicating;

1 student health services; student identification badges; student transcript
 2 fees; loan administration fees; fitness center fees; occupational health
 3 fees; computer remote access; employee health; telekid care fees; area
 4 outreach fees; police fees; endowment payroll reimbursement; rental
 5 property; e-learning fees; surplus property sales; student union fees; out-
 6 reach air travel; student loan legal fees; hospital authority salary reim-
 7 bursements; graduate medical education contracts; Kansas university phy-
 8 sicians inc., salaries reimbursements; housestaff activity fees; anatomy
 9 cadavers; biotechnology services; energy center funded depreciation; fun-
 10 gal sales; biostatistics; electron microscope services; Wichita faculty con-
 11 tracts; physical therapy services; legal fee reimbursements; sponsored re-
 12 search; departmental commercial receipts for all sales, refunds and all
 13 other collections of receipts not specifically enumerated above; depart-
 14 ment of social and rehabilitation services cost-sharing; *Provided, however,*
 15 That the state board of regents, with the approval of the state finance
 16 council acting on this matter which is hereby characterized as a matter
 17 of legislative delegation and subject to the guidelines prescribed in sub-
 18 section (c) of K.S.A. 75-3711c, and amendments thereto, may amend or
 19 change this list of restricted fees: *Provided further,* That all restricted fees
 20 shall be deposited in the state treasury in accordance with the provisions
 21 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
 22 appropriate account of the restricted fees fund and shall be used solely
 23 for the specific purpose or purposes for which collected: *And provided*
 24 *further,* That expenditures may be made from this fund to purchase
 25 health insurance coverage for all students enrolled in the school of allied
 26 health, school of nursing and school of medicine.

27	Scientific research and development — special revenue	
28	fund.....	No limit
29	Kansas breast cancer research fund.....	No limit
30	Sponsored research overhead fund	No limit
31	Parking fund — Wichita campus	No limit
32	Services to hospital authority fund	No limit
33	Direct medical education reimbursement fund.....	No limit
34	Service clearing fund	No limit

35 *Provided,* That the service clearing fund shall be used for the following
 36 service activities: Printing services; purchasing storeroom; university mo-
 37 tor pool; clothing (uniforms); physical plant storeroom; photo services;
 38 telecommunications services; facilities operations discretionary repairs;
 39 animal care; graphic services; instructional services; biomedical engineer-
 40 ing; audiovisual services; computing services; and such other internal serv-
 41 ice activities as are authorized by the state board of regents under K.S.A.
 42 76-755, and amendments thereto.

43	Educational nurse faculty loan program fund.....	No limit
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1	Federal college work study fund.....	No limit
2	AMA education and research grant fund.....	No limit
3	Federal health professions/primary care student loan	
4	fund.....	No limit
5	Federal nursing student loan fund	No limit
6	Suspense fund	No limit
7	Federal student educational opportunity grant fund	No limit
8	Federal Pell grant fund	No limit
9	Federal Perkins student loan fund	No limit
10	Medical loan repayment fund.....	No limit
11	<i>Provided</i> , That expenditures from the medical loan repayment fund for	
12	attorney fees and litigation costs associated with the administration of the	
13	medical scholarship and loan program shall be in addition to any expend-	
14	-iture limitation imposed on the operating expenditures account of the	
15	medical loan repayment fund or on the total expenditures from the med-	
16	ical loan repayment fund.	
17	Medical student loan programs provider assessment	
18	fund.....	No limit
19	Graduate medical education administration reserve	
20	fund.....	No limit
21	University of Kansas medical center private practice foun-	
22	ndation reserve fund	No limit
23	Robert Wood Johnson award fund.....	No limit
24	Federal scholarship for disadvantaged students fund	No limit
25	University federal fund.....	No limit
26	Leveraging educational assistance partnership federal	
27	fund.....	No limit
28	Graduate medical education support fund.....	No limit
29	Johnson county education triangle research fund	No limit
30	Federal higher education fiscal stabilization fund — uni-	
31	versity of Kansas medical center	No limit
32	(c) On July 1, 2009, or as soon thereafter as moneys are available, the	
33	director of accounts and reports shall transfer amounts specified by the	
34	chancellor of the university of Kansas of not to exceed a total of \$125,000	
35	for all such amounts, from the general fees fund to the following funds:	
36	Federal Perkins student loan fund; federal nursing student loan fund;	
37	federal student education opportunity grant fund; federal college work	
38	study fund; educational nurse faculty loan program fund; federal health	
39	professions/primary care student loan fund.	
40	(d) During the fiscal year ending June 30, 2010, and within the limits	
41	of appropriations therefor, the university of Kansas medical center may	
42	enter into contracts to purchase additional malpractice insurance for such	
43	medical students.	

1 (e) During the fiscal year ending June 30, 2010, the director of accounts
2 and reports shall transfer an amount specified by the chancellor from the
3 general fees fund to the student health insurance premiums account of
4 the restricted fees fund.

5 (f) There is appropriated for the above agency from the following special
6 revenue fund or funds for the fiscal year ending June 30, 2009, 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 Federal higher education fiscal stabilization fund — uni-
11 versity of Kansas medical center No limit
12 Sec. 71.

13 WICHITA STATE UNIVERSITY

14 (a) There is appropriated for the above agency from the state general
15 fund for the fiscal year ending June 30, 2010, the following:

16 Operating expenditures (including official hospitality)..... \$67,252,730
17 *Provided*, That any unencumbered balance in the operating expenditures
18 (including official hospitality) account in excess of \$100 as of June 30,
19 2009, is hereby reappropriated for fiscal year 2010.

20 (b) There is appropriated for the above agency from the following special
21 revenue fund or funds for the fiscal year ending June 30, 2010, all
22 moneys now or hereafter lawfully credited to and available in such fund
23 or funds, except that expenditures shall not exceed the following:

24 General fees fund..... No limit
25 *Provided*, That expenditures may be made from the general fees fund to
26 match federal grant moneys: *Provided further*, That expenditures may be
27 made from the general fees fund for official hospitality.

28 Restricted fees fund..... No limit
29 *Provided*, That restricted fees shall be limited to receipts for the following
30 accounts: Summer school workshops; technology equipment; concert
31 course; dramatics; continuing education; flight training; gifts and grants
32 (for teaching, research, and capital improvements); testing service; state
33 department of education (vocational); investment income from bequests;
34 sale of surplus books and art objects; public service; veterans counseling
35 and educational benefits; sponsored research; campus privilege fee; stu-
36 dent activities; national defense education programs; engineering equip-
37 ment fee; midwestern student exchange; departmental receipts — for all
38 sales, refunds and other collections or receipts not specifically enumer-
39 ated above: *Provided, however*, That the state board of regents, with the
40 approval of the state finance council acting on this matter which is hereby
41 characterized as a matter of legislative delegation and subject to the
42 guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amend-
43 ments thereto, may amend or change this list of restricted fees: *Provided*

1 *further*, That all restricted fees shall be deposited in the state treasury in
 2 accordance with the provisions of K.S.A. 75-4215, and amendments
 3 thereto, and shall be credited to the appropriate account of the restricted
 4 fees fund and shall be used solely for the specific purpose or purposes
 5 for which collected: *And provided further*, That expenditures may be
 6 made from this fund to purchase insurance for equipment purchased
 7 through research and training grants only if such grants include money
 8 for and authorize the purchase of such insurance: *And provided further*,
 9 That expenditures from this fund may be made for the purchase of med-
 10 ical malpractice liability coverage for individuals employed on the medical
 11 staff at the student health center: *And provided further*, That expendi-
 12 tures may be made from this fund for official hospitality.

13 Service clearing fund No limit

14 *Provided*, That the service clearing fund shall be used for the following
 15 service activities: Central service duplicating and reproducing bureau; au-
 16 tomobiles; furniture stores; postal clearing; telecommunication; computer
 17 service; and such other internal service activities as are authorized by the
 18 state board of regents under K.S.A. 76-755, and amendments thereto.

19 Faculty of distinction matching fund No limit

20 Kansas career work study program fund No limit

21 Scholarship funds fund..... No limit

22 Sponsored research overhead fund No limit

23 Economic opportunity act — federal fund No limit

24 Education opportunity grant — federal fund..... No limit

25 Matching education opportunity grant fund No limit

26 Health professions student assistance program — loans
 27 fund..... No limit

28 Nine month payroll clearing account fund..... No limit

29 Pell grants fund..... No limit

30 Housing system suspense fund No limit

31 Housing system operations fund No limit

32 Housing system renovation principal and interest fund No limit

33 Housing system renovation and bond reserve fund..... No limit

34 WSU housing system depreciation and replacement
 35 fund..... No limit

36 Perkins loan fund No limit

37 Kansas distinguished scholarship fund No limit

38 Kansas comprehensive grant fund..... No limit

39 WSU housing systems revenue fund..... No limit

40 University federal fund..... No limit

41 *Provided*, That expenditures may be made by the above agency from the
 42 university federal fund to purchase insurance for equipment purchased
 43 through research and training grants only if such grants include money

1 for and authorize the purchase of such insurance.
 2 Leveraging educational assistance partnership — federal
 3 fund..... No limit
 4 Federal higher education fiscal stabilization fund — Wich-
 5 ita state university No limit
 6 (c) There is appropriated for the above agency from the state economic
 7 development initiatives fund for the fiscal year ending June 30, 2010, the
 8 following:
 9 Aviation research..... \$4,948,577
 10 *Provided*, That any unencumbered balance in the aviation research ac-
 11 count in excess of \$100 as of June 30, 2009, is hereby reappropriated for
 12 fiscal year 2010.
 13 Aviation infrastructure..... \$2,500,000
 14 (d) There is appropriated for the above agency from the following spe-
 15 cial revenue fund or funds for the fiscal year ending June 30, 2009, 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 Federal higher education fiscal stabilization fund — Wich-
 20 ita state university No limit
 21 Sec. 72.

STATE BOARD OF REGENTS

22
 23 (a) There is appropriated for the above agency from the state general
 24 fund for the fiscal year ending June 30, 2010, the following:
 25 Operating expenditures (including official hospitality)..... \$3,413,828
 26 *Provided*, That any unencumbered balance in the operating expenditures
 27 (including official hospitality) account in excess of \$100 as of June 30,
 28 2009, is hereby reappropriated for fiscal year 2010: *Provided further*,
 29 That, during the fiscal year ending June 30, 2010, notwithstanding the
 30 provisions of any other statute, in addition to the other purposes for which
 31 expenditures may be made from the operating expenditures (including
 32 official hospitality) account for fiscal year 2010 by the state board of re-
 33 gents as authorized by this or other appropriation act of the 2009 regular
 34 session of the legislature, the state board of regents is hereby authorized
 35 to make expenditures from the operating expenditures (including official
 36 hospitality) account for fiscal year 2010 for attendance at an in-state meet-
 37 ing by members of the state board of regents for participation in matters
 38 of educational interest to the state of Kansas, upon approval of such at-
 39 tendance and participation by the state board of regents: *And provided*
 40 *further*, That each member of the state board of regents attending an in-
 41 state meeting so authorized shall be paid compensation, subsistence al-
 42 lowances, mileage and other expenses as provided in K.S.A. 75-3212, and
 43 amendments thereto, for members of the legislature: *And provided fur-*

1 *ther*, That, during the fiscal year ending June 30, 2010, notwithstanding
 2 the provisions of any other statute and in addition to the other purposes
 3 for which expenditures may be made from the operating expenditures
 4 (including official hospitality) account for fiscal year 2010 by the state
 5 board of regents as authorized by this or other appropriation act of the
 6 2009 regular session of the legislature, the state board of regents is hereby
 7 authorized to make expenditures from the operating expenditures (in-
 8 cluding official hospitality) account for fiscal year 2010 for attendance at
 9 an out-of-state meeting by members of the state board of regents when-
 10 ever under any provision of law such members of the state board of re-
 11 gents are authorized to attend the out-of-state meeting or whenever the
 12 state board of regents authorizes such members to attend the out-of-state
 13 meeting for participation in matters of educational interest to the state of
 14 Kansas: *And provided further*, That each member of the state board of
 15 regents attending an out-of-state meeting so authorized shall be paid com-
 16 pensation, subsistence allowances, mileage and other expenses as pro-
 17 vided in K.S.A. 75-3212, and amendments thereto, for members of the
 18 legislature.

19 State scholarship program..... \$1,133,199

20 *Provided*, That any unencumbered balance in the state scholarship pro-
 21 gram account in excess of \$100 as of June 30, 2009, is hereby reappro-
 22 priated for fiscal year 2010: *Provided further*, That expenditures may be
 23 made from the state scholarship program account for the state scholarship
 24 program under K.S.A. 72-6816, and amendments thereto, and for the
 25 Kansas distinguished scholarship program under K.S.A. 74-3278 through
 26 74-3283, and amendments thereto: *And provided further*, That of the
 27 total amount appropriated in the state scholarship program account the
 28 amount dedicated for the Kansas distinguished scholarship program shall
 29 not exceed \$25,000.

30 Comprehensive grant program \$15,689,878

31 *Provided*, That any unencumbered balance in the comprehensive grant
 32 program account in excess of \$100 as of June 30, 2009, is hereby reap-
 33 propriated for fiscal year 2010.

34 Ethnic minority scholarship program..... \$315,213

35 *Provided*, That any unencumbered balance in the ethnic minority schol-
 36 arship program account in excess of \$100 as of June 30, 2009, is hereby
 37 reappropriated for fiscal year 2010.

38 Kansas work-study program \$528,172

39 *Provided*, That any unencumbered balance in the Kansas work-study pro-
 40 gram account in excess of \$100 as of June 30, 2009, is hereby reappro-
 41 priated for fiscal year 2010: *Provided further*, That the state board of
 42 regents is hereby authorized to transfer moneys from the Kansas work-
 43 study program account to the Kansas career work study program fund of

1 any institution under its jurisdiction participating in the Kansas work-
2 study program established by K.S.A. 74-3274 et seq., and amendments
3 thereto: *And provided further*, That all moneys transferred from this ac-
4 count to the Kansas career work study program fund of any such insti-
5 tution shall be expended for and in accordance with the Kansas work-
6 study program.

7 ROTC service scholarships \$186,401
8 *Provided*, That any unencumbered balance in the ROTC service schol-
9 arships account in excess of \$100 as of June 30, 2009, is hereby reappro-
10 priated for fiscal year 2010.

11 Military service scholarships..... \$500,000
12 *Provided*, That any unencumbered balance in the military service schol-
13 arships account in excess of \$100 as of June 30, 2009, is hereby reappro-
14 priated for fiscal year 2010.

15 Teachers scholarship program \$1,962,859
16 *Provided*, That any unencumbered balance in the teachers scholarship
17 program account in excess of \$100 as of June 30, 2009, is hereby reap-
18 propriated for fiscal year 2010.

19 National guard educational assistance \$925,838
20 *Provided*, That any unencumbered balance in the national guard educa-
21 tional assistance account in excess of \$100 as of June 30, 2009, is hereby
22 reappropriated for fiscal year 2010.

23 Vocational scholarships..... \$121,275
24 *Provided*, That any unencumbered balance in the vocational scholarships
25 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
26 for fiscal year 2010.

27 Nursing student scholarship program \$443,592
28 *Provided*, That any unencumbered balance in the nursing student schol-
29 arship program account in excess of \$100 as of June 30, 2009, is hereby
30 reappropriated for fiscal year 2010.

31 Optometry education program \$113,850
32 *Provided*, That any unencumbered balance in the optometry education
33 program account in excess of \$100 as of June 30, 2009, is hereby reap-
34 propriated for fiscal year 2010.

35 Municipal university operating grant \$11,636,840
36 Postsecondary aid for vocational education..... \$32,637,844
37 *Provided*, That no technical college shall receive less state aid in the fiscal
38 year ending June 30, 2010, than it received in the previous fiscal year.

39 Adult basic education..... \$1,548,998
40 Community college operating grant..... \$101,976,543
41 Technology equipment at community colleges and Wash-
42 burn university \$423,241
43 *Provided*, That the state board of regents is hereby authorized to make

1 expenditures from the technology equipment at community colleges and
2 Washburn university account for grants to community colleges and Wash-
3 burn university pursuant to grant applications for the purchase of tech-
4 nology equipment, in accordance with guidelines established by the state
5 board of education.

6 Vocational education capital outlay aid.....	\$76,035
7 Payment to KPERS	\$349,376
8 Tuition waivers	\$90,000
9 Nurse educator grant program	\$200,000

10 *Provided*, That any unencumbered balance in the nurse educator grant
11 program account in excess of \$100 as of June 30, 2009, is hereby reap-
12 propriated for fiscal year 2010: *Provided further*, That the state board of
13 regents is hereby authorized to make grants to qualified individuals from
14 the nurse educator grant program account: *And provided further*, That
15 such grants shall be awarded to Kansas residents who are registered
16 nurses and enrolled in an accredited program leading to a master of sci-
17 ence degree in nursing or a doctorate degree in nursing at a state edu-
18 cational institution or another institution of higher education located in
19 Kansas: *And provided further*, That each grant to an individual enrolled
20 at a state educational institution shall not exceed 70% of the cost of at-
21 tendance for an individual enrolled at the state educational institution or,
22 if the individual is enrolled at an institution other than a state educational
23 institution, then the grant shall not exceed the lower of either 70% of the
24 cost of attendance of the institution of higher education located in Kansas
25 at which the individual is enrolled or the average cost of attendance at
26 the state educational institutions: *And provided further*, That such grants
27 shall be matched on the basis of \$2 from the nurse educator grant pro-
28 gram account for \$1 from the state educational institution or the other
29 institution of higher education located in Kansas: *And provided further*,
30 That, as used in this proviso, "state educational institution" has the mean-
31 ing ascribed thereto by K.S.A. 76-711, and amendments thereto.

32 Nursing faculty and supplies grant program	\$1,900,000
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33 *Provided*, That any unencumbered balance in the nursing faculty and
34 supplies grant program account in excess of \$100 as of June 30, 2009, is
35 hereby reappropriated for fiscal year 2010: *Provided further*, That the
36 state board of regents is hereby authorized to make grants to Kansas
37 postsecondary education institutions from the nursing faculty and sup-
38 plies grant program account for expansion of nursing faculty and consum-
39 able laboratory supplies: *And provided further*, That such grants shall be
40 either need-based or competitive and shall be matched on the basis of \$1
41 from the nurse faculty and supplies grant program account for \$1 from
42 the state educational institution receiving the grant: *And provided further*,
43 That not less than \$100,000 in such grants shall be made to accredited

1 private post secondary educational institutions in Kansas.
2 Postsecondary technical education authority..... \$757,080
3 *Provided*, That expenditures shall be made from the postsecondary tech-
4 nical education authority account to develop a new credit-hour funding
5 formula for postsecondary technical training programs based on rates es-
6 tablished by the postsecondary technical education authority: *Provided*
7 *further*, That the formula should be tiered to recognize and support cost
8 differentials in providing high-demand, high-tech training: *And provided*
9 *further*, That the formula should target industries that are critical to the
10 Kansas economy: *And provided further*, That the formula should be re-
11 sponsive to program growth opportunities.
12 Any unencumbered balance in each of the following accounts in excess
13 of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010:
14 Southwest Kansas access project.
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, 2010, all
17 moneys now or hereafter lawfully credited to and available in such fund
18 or funds, except that expenditures shall not exceed the following:
19 Osteopathic medical service scholarship repayment
20 fund..... No limit
21 Vocational education scholarship discontinued attendance
22 fund..... No limit
23 Leveraging educational assistance program fund —
24 federal No limit
25 Regents' scholarship gift fund No limit
26 *Provided*, That expenditures may be made from the regents' scholarship
27 gift fund for scholarships awarded to Kansas residents who are attending
28 institutions of postsecondary education in Kansas which are authorized
29 under the laws of this state to award academic degrees and who meet
30 academic and other eligibility criteria established by the state board of
31 regents by rules and regulations: *Provided, however*, That a financial
32 needs test shall not be one of the eligibility criteria established by the
33 state board of regents for such scholarships: *Provided further*, That no
34 scholarship awarded from this fund shall exceed \$2,000 per academic
35 year: *And provided further*, That any recipient of a scholarship awarded
36 from this fund may also receive either a state scholarship under K.S.A.
37 72-6810 through 72-6816, and amendments thereto, or a tuition grant
38 under K.S.A. 72-6107 through 72-6111, and amendments thereto, or
39 both: *And provided further*, That there shall be no reduction of any schol-
40 arship awarded from this fund for the amount of any such state scholar-
41 ship or tuition grant received.
42 KAN-ED fund No limit
43 *Provided*, That expenditures may be made from the KAN-ED fund for

1	official hospitality for the purposes of the KAN-ED act.	
2	KAN-ED federal fund	No limit
3	Earned indirect costs fund — federal.....	No limit
4	Faculty of distinction program fund	No limit
5	Paul Douglas teacher scholarship fund — federal	No limit
6	GED credentials processing fees fund.....	No limit
7	Proprietary school fee fund.....	No limit
8	Tuition waiver gifts, grants and reimbursements fund.....	No limit
9	Adult basic education — federal fund	No limit
10	Truck driver training fund	No limit
11	No child left behind federal fund.....	No limit
12	Comprehensive grant program discontinued attendance	
13	fund.....	No limit
14	State scholarship discontinued attendance fund	No limit
15	Kansas ethnic minority fellowship program fund.....	No limit
16	Private postsecondary educational institution degree au-	
17	thorization expense reimbursement fee fund	No limit
18	Substance abuse education fund — federal.....	No limit
19	Nursing service scholarship program fund.....	No limit
20	Clearing fund.....	No limit
21	Conversion of materials and equipment fund	No limit
22	Teacher scholarship program fund.....	No limit
23	Motorcycle safety fund.....	No limit
24	Financial aid services fee fund.....	No limit
25	<i>Provided</i> , That expenditures may be made from the financial aid services	
26	fee fund for operating expenditures directly or indirectly related to the	
27	operating costs associated with student financial assistance programs ad-	
28	ministered by the state board of regents: <i>Provided further</i> , That the ex-	
29	ecutive director of the state board of regents is hereby authorized to fix,	
30	charge and collect fees for the processing of applications for student fi-	
31	nancial assistance under programs administered by the state board of	
32	regents: <i>And provided further</i> , That such fees shall be fixed in order to	
33	recover all or a part of the direct and indirect operating expenses incurred	
34	for administering such programs: <i>And provided further</i> , That all moneys	
35	received for such fees shall be deposited in the state treasury in accord-	
36	ance with the provisions of K.S.A. 75-4215, and amendments thereto, and	
37	shall be credited to the financial aid services fee fund.	
38	Inservice education workshop fee fund.....	No limit
39	Optometry education repayment fund.....	No limit
40	Teacher scholarship repayment fund.....	No limit
41	Advanced registered nurse practitioner service scholarship	
42	program fund.....	No limit
43	Nursing service scholarship repayment fund.....	No limit

1	Nurse educator service scholarship repayment fund	No limit
2	ROTC service scholarship program fund.....	No limit
3	ROTC service scholarship repayment fund.....	No limit
4	Carl D. Perkins vocational and technical education — fed-	
5	eral fund	No limit
6	Carl D. Perkins vocational and technical education — fed-	
7	eral fund — state operations	No limit
8	College access challenge grant program.....	No limit
9	Other federal grants fund	No limit
10	<i>Provided</i> , 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: (1) Is less than or equal to \$750,000 in	
13	the aggregate, and (2) does not require the matching expenditure of any	
14	other moneys in the state treasury during fiscal year 2010 other than	
15	moneys appropriated by this or other appropriation act of the 2009 reg-	
16	ular session of the legislature: <i>Provided, however</i> , 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 \$750,000 in the aggregate or which requires the	
20	matching expenditure of moneys in the state treasury during fiscal year	
21	2010, other than moneys appropriated by this or other appropriation act	
22	of the 2009 regular session of the legislature.	
23	Kansas national guard educational assistance program re-	
24	payment fund.....	No limit
25	Carl D. Perkins technical preparation — federal fund	No limit
26	Grants fund.....	No limit
27	Workforce development loan fund.....	No limit
28	Regents clearing fund	No limit
29	Private and out-of-state postsecondary educational insti-	
30	tution fee fund	No limit
31	Postsecondary educational infrastructure finance KDFFA	
32	2008A revenue fund.....	No limit
33	Federal higher education fiscal stabilization fund.....	No limit
34	Federal higher education fiscal stabilization fund —	
35	community colleges.....	No limit
36	Federal higher education fiscal stabilization fund —	
37	municipal university	No limit
38	Federal higher education fiscal stabilization fund —	
39	postsecondary technical education.....	No limit
40	(c) During the fiscal year ending June 30, 2010, the chief executive	
41	officer of the state board of regents, with the approval of the director of	
42	the budget, may transfer any part of any item of appropriation in an	
43	account of the state general fund for the fiscal year ending June 30, 2010,	

1 to another item of appropriation in an account of the state general fund
2 for the fiscal year ending June 30, 2010. The chief executive officer of
3 the state board of regents shall certify each such transfer to the director
4 of accounts and reports and shall transmit a copy of each such certification
5 to the legislative research department. As used in this subsection, “ac-
6 count” (1) means the operating expenditures (including official hospital-
7 ity) account of the state board of regents, the university of Kansas, the
8 university of Kansas medical center, Kansas state university, Kansas state
9 university veterinary medical center, Kansas state university extension
10 systems and agriculture research programs, Wichita state university, Em-
11 poria state university, Pittsburg state university and Fort Hays state uni-
12 versity; and (2) includes each account of the state general fund of the
13 state board of regents.

14 (d) During the fiscal year ending June 30, 2010, the chief executive
15 officer of the state board of regents, subject to the applicable restrictions
16 and limitations or other provisions of federal grant agreements, is hereby
17 authorized to transfer moneys that are received under a federal grant and
18 that are credited to a federal fund of the state board of regents to a federal
19 fund of an institution under the supervision and management of the state
20 board of regents during the fiscal year ending June 30, 2010. The chief
21 executive officer of the state board of regents shall certify each such trans-
22 fer to the director of accounts and reports and shall transmit a copy of
23 each such certification to the director of the budget and to the director
24 of legislative research. As used in this subsection (d), “federal fund”
25 means (1) the federal flexible fiscal stabilization fund, the federal higher
26 education fiscal stabilization fund — community colleges, the federal
27 higher education fiscal stabilization fund — municipal university, or the
28 federal higher education fiscal stabilization fund — postsecondary tech-
29 nical education of the state board of regents, or (2) the federal flexible
30 fiscal stabilization fund — university of Kansas, the federal flexible fiscal
31 stabilization fund — university of Kansas medical center, the federal flex-
32 ible fiscal stabilization fund — Kansas state university, the federal flexible
33 fiscal stabilization fund — Kansas state university veterinary medical cen-
34 ter, the federal flexible fiscal stabilization fund — Kansas state university
35 extension systems and agriculture research programs, the federal flexible
36 fiscal stabilization fund — Wichita state university, the federal flexible
37 fiscal stabilization fund — Emporia state university, the federal flexible
38 fiscal stabilization fund — Pittsburg state university, and the federal flex-
39 ible fiscal stabilization fund — Fort Hays state university.

40 (e) (1) In addition to the other purposes for which expenditures may
41 be made by any state educational institution from the moneys appropri-
42 ated from the state general fund or from any special revenue fund for
43 fiscal year 2010 for such state educational institution as authorized by this

1 or other appropriation act of the 2009 regular session of the legislature,
2 expenditures may be made by such state educational institution from
3 moneys appropriated from the state general fund or from any special
4 revenue fund for fiscal year 2010 for the purposes of capital improvement
5 projects making energy and other conservation improvements: *Provided*,
6 That such capital improvement projects are hereby approved for such
7 state educational institution for the purposes of subsection (b) of K.S.A.
8 74-8905, and amendments thereto, and the authorization of issuance of
9 one or more series of bonds by the Kansas development finance authority
10 in accordance with that statute from time to time during fiscal year 2010:
11 *Provided, however*, That no such bonds shall be issued until the state
12 board of regents has first advised and consulted on any such project with
13 the joint committee on state building construction: *Provided further*, That
14 the amount of the bond proceeds that may be utilized for any such capital
15 improvement project shall be subject to approval by the state finance
16 council acting on this matter which is hereby characterized as a matter
17 of legislative delegation and subject to the guidelines prescribed in sub-
18 section (c) of K.S.A. 75-3711c, and amendments thereto, except that such
19 approval also may be given while the legislature is in session: *And pro-*
20 *vided further*, That, in addition to such project costs, any such amount of
21 bond proceeds may include costs of issuance, capitalized interest and any
22 required reserves for the payment of principal and interest on such bonds:
23 *And provided further*, That all moneys received from the issuance of any
24 such bonds shall be deposited and accounted for as prescribed by appli-
25 cable bond covenants: *And provided further*, That payments relating to
26 principal and interest on such bonds shall be subject to and dependent
27 upon annual appropriations therefor to the state educational institution
28 for which the bonds are issued: *And provided further*, That each energy
29 conservation capital improvement project for which bonds are issued for
30 financing under this subsection shall be designed and completed in order
31 to have cost savings sufficient to be equal or greater than the cost of debt
32 service on such bonds: *And provided further*, That the state board of
33 regents shall prepare and submit a report to the committee on appropri-
34 ations of the house of representatives and the committee on ways and
35 means of the senate on the savings attributable to energy conservation
36 capital improvements for which bonds are issued for financing under this
37 subsection at the beginning of the 2010 regular session of the legislature.
38 (2) As used in this subsection, “state educational institution” includes
39 each state educational institution as defined in K.S.A. 76-711, and amend-
40 ments thereto.
41 (f) In addition to other expenditures authorized to be made from the
42 comprehensive grant program account of the state general fund for fiscal
43 year 2010 for the awards of Kansas comprehensive grants in accordance

1 with the provisions of K.S.A. 74-32,120 through 74-32,125, and amend-
 2 ments thereto, and policies and rules and regulations adopted by the state
 3 board of regents for the administration of the Kansas comprehensive
 4 grant program, expenditures shall be made from the comprehensive grant
 5 program account of the state general fund for fiscal year 2010 for awards
 6 of Kansas comprehensive grants to eligible Kansas students who are en-
 7 rolling or enrolled at an institution of higher education which is accredited
 8 by the Association for Biblical Higher Education and which has its main
 9 campus or principal place of operation located in Kansas, and otherwise
 10 in accordance with and subject to the provisions of K.S.A. 74-32,120
 11 through 74-32,125, and amendments thereto, and policies and rules and
 12 regulations adopted by the state board of regents for the administration
 13 of the Kansas comprehensive grant program.

14 (g) (1) The state board of regents is authorized to expend moneys ap-
 15 propriated by this section in the military service scholarships account of
 16 the state general fund for the payment of tuition and fees for persons
 17 described in paragraph (2) at Kansas educational institutions as defined
 18 by K.S.A. 75-4364, and amendments thereto: *Provided*, That the state
 19 board of regents is authorized to determine the terms and conditions
 20 relating to such educational assistance.

21 (2) The educational assistance provided by this subsection shall be for
 22 any person: (A) who graduated from high school in Kansas or who, as a
 23 resident of Kansas for at least two years, has received a general educa-
 24 tional development (G.E.D.) credential; and (B) who either (i) has served
 25 in military service in Iraq or Afghanistan at least 90 days after September
 26 11, 2001, or served less than such 90 days because of injuries received in
 27 Iraq or Afghanistan or (ii) has served in military service in international
 28 waters or on foreign soil in support of military operations in Iraq or Af-
 29 ghanistan for at least 90 days after September 11, 2001, or has service
 30 less than 90 days because of injuries received during such service; and
 31 (C) the person has received an honorable discharge from military service
 32 active duty orders that indicate the person has served after September
 33 11, 2001, in one or more of the following military operations: (i) Enduring
 34 Freedom; (ii) Nobel Eagle; or (iii) Iraqi Freedom.

35 (h) There is appropriated for the above agency from the state economic
 36 development initiatives fund for the fiscal year ending June 30, 2010, the
 37 following:

38 SEDIF — vocational education capital outlay aid..... \$2,565,000

39 *Provided*, That expenditures from the SEDIF — vocational education
 40 capital outlay aid account for each grant of vocational education capital
 41 outlay aid shall be matched by the area vocational school, the area voca-
 42 tional-technical school or the technical college awarded such grant in an
 43 amount which is equal to 50% of the grant: *Provided further*, That any

1 unencumbered balance in excess of \$100 as of June 30, 2009, in the
2 SEDIF — vocational education capital outlay aid account is hereby reap-
3 propriated for fiscal year 2010.

4 SEDIF — technology innovation and internship
5 program \$180,500

6 *Provided*, That any unencumbered balance in excess of \$100 as of June
7 30, 2009, in the SEDIF — technical innovation and internship program
8 account is hereby reappropriated for fiscal year 2010.

9 (i) On July 1, 2009, the \$713,000 appropriated for the above agency
10 for the fiscal year ending June 30, 2010, by section 5(a) of chapter 160
11 of the 2008 Session Laws of Kansas from the state general fund in the
12 Kansas academy for math and science account, is hereby lapsed.

13 (j) On July 1, 2010, the \$754,000 appropriated for the above agency
14 for the fiscal year ending June 30, 2011, by section 5(a) of chapter 160
15 of the 2008 Session Laws of Kansas from the state general fund in the
16 Kansas academy for math and science account, is hereby lapsed.

17 (k) On July 1, 2011, the \$792,000 appropriated for the above agency
18 for the fiscal year ending June 30, 2012, by section 5(a) of chapter 160
19 of the 2008 Session Laws of Kansas from the state general fund in the
20 Kansas academy for math and science account, is hereby lapsed.

21 (l) On July 1, 2012, the \$835,000 appropriated for the above agency
22 for the fiscal year ending June 30, 2013, by section 5(a) of chapter 160
23 of the 2008 Session Laws of Kansas from the state general fund in the
24 Kansas academy for math and science account, is hereby lapsed.

25 (m) On July 1, 2013, the \$938,000 appropriated for the above agency
26 for the fiscal year ending June 30, 2014, by section 5(a) of chapter 160
27 of the 2008 Session Laws of Kansas from the state general fund in the
28 Kansas academy for math and science account, is hereby lapsed.

29 (n) There is appropriated for the above agency from the Kansas edu-
30 cational building fund for the fiscal year ending June 30, 2010, the fol-
31 lowing:

32 EBF — state building insurance..... \$475,000

33 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b02, and
34 amendments thereto, expenditures may be made by the above agency
35 from the EBF — state building insurance account of the Kansas educa-
36 tional building fund for state building insurance premiums.

37 (o) During the fiscal year ending June 30, 2010, notwithstanding any
38 provisions of subsection (f) of K.S.A. 2008 Supp. 66-2010, and amend-
39 ments thereto, as such subsection existed prior to June 30, 2009, to the
40 contrary, the amount of \$10,000,000 shall be certified before July 1, 2010,
41 by the chief executive officer of the state board of regents to the admin-
42 istrator of the KUSF and the administrator of the KUSF shall pay such
43 amount from the Kansas universal service fund of the state corporation

1 commission to the KAN-ED fund of the state board of regents during
2 the fiscal year 2010 in accordance with the provisions of subsections (f)(1)
3 and (f)(2) of K.S.A. 2008 Supp. 66-2010, and amendments thereto, as
4 such subsections existed prior to June 30, 2009.

5 (p) There is appropriated for the above agency from the following special
6 revenue fund or funds for the fiscal year ending June 30, 2009, 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	Federal higher education fiscal stabilization fund	No limit
11	Federal higher education fiscal stabilization fund —	
12	community colleges.....	No limit
13	Federal higher education fiscal stabilization fund —	
14	municipal university	No limit
15	Federal higher education fiscal stabilization fund —	
16	postsecondary technical education.....	No limit
17	Sec. 73.	

18 DEPARTMENT OF CORRECTIONS

19 (a) There is appropriated for the above agency from the state general
20 fund for the fiscal year ending June 30, 2010, the following:

21	Operating expenditures	\$20,473,418
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22 *Provided*, That any unencumbered balance in the operating expenditures
23 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
24 for fiscal year 2010: *Provided, however*, That expenditures from the op-
25 erating expenditures account for official hospitality shall not exceed
26 \$2,000.

27	Community corrections	\$16,955,892
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28 *Provided*, That any unencumbered balance in the community corrections
29 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
30 for fiscal year 2010: *Provided, however*, That no expenditures may be
31 made by any county from any grant made to such county from the com-
32 munity corrections account for either half of state fiscal year 2010 which
33 supplant any amount of local public or private funding of existing pro-
34 grams as determined in accordance with rules and regulations adopted
35 by the secretary of corrections.

36	Day reporting centers and reentry programs	\$6,129,376
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37 *Provided*, That any unencumbered balance in the day reporting centers
38 and reentry programs account in excess of \$100 as of June 30, 2009, is
39 hereby reappropriated for fiscal year 2010.

40	Local jail payments	\$1,361,000
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41 *Provided*, That, notwithstanding the provisions of K.S.A. 19-1930, and
42 amendments thereto, payments by the department of corrections under
43 subsection (b) of K.S.A. 19-1930, and amendments thereto, for the cost

1 of maintenance of prisoners shall not exceed the per capita daily operating
2 cost, not including inmate programs, for the department of corrections.
3 Treatment and programs \$48,147,584
4 *Provided*, That any unencumbered balance in the treatment and pro-
5 grams account in excess of \$100 as of June 30, 2009, is hereby reappro-
6 priated for fiscal year 2010.
7 Topeka correctional facility — facilities operations \$12,346,083
8 *Provided*, That any unencumbered balance in the Topeka correctional
9 facility — facilities operations account in excess of \$100 as of June 30,
10 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*,
11 That expenditures from the Topeka correctional facility — facilities op-
12 erations account for official hospitality shall not exceed \$500.
13 Hutchinson correctional facility — facilities operations \$7,741,967
14 *Provided*, That any unencumbered balance in the Hutchinson correc-
15 tional facility — facilities operations account in excess of \$100 as of June
16 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided, how-*
17 *ever*, That expenditures from the Hutchinson correctional facility — fa-
18 cilities operations account for official hospitality shall not exceed \$500.
19 Lansing correctional facility — facilities operations \$36,700,008
20 *Provided*, That any unencumbered balance in the Lansing correctional
21 facility — facilities operations account in excess of \$100 as of June 30,
22 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*,
23 That expenditures from the Lansing correctional facility — facilities op-
24 erations account for official hospitality shall not exceed \$500.
25 Ellsworth correctional facility — facilities operations \$12,336,798
26 *Provided*, That any unencumbered balance in the Ellsworth correctional
27 facility — facilities operations account in excess of \$100 as of June 30,
28 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*,
29 That expenditures from the Ellsworth correctional facility — facilities
30 operations account for official hospitality shall not exceed \$500.
31 Winfield correctional facility — facilities operations \$2,190,150
32 *Provided*, That any unencumbered balance in the Winfield correctional
33 facility — facilities operations account in excess of \$100 as of June 30,
34 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*,
35 That expenditures from the Winfield correctional facility — facilities op-
36 erations account for official hospitality shall not exceed \$500.
37 Norton correctional facility — facilities operations \$2,703,749
38 *Provided*, That any unencumbered balance in the Norton correctional
39 facility — facilities operations account in excess of \$100 as of June 30,
40 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*,
41 That expenditures from the Norton correctional facility — facilities op-
42 erations account for official hospitality shall not exceed \$500.
43 El Dorado correctional facility — facilities operations..... \$23,534,570

1 *Provided*, That any unencumbered balance in the El Dorado correctional
 2 facility — facilities operations account in excess of \$100 as of June 30,
 3 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*,
 4 That expenditures from the El Dorado correctional facility — facilities
 5 operations account for official hospitality shall not exceed \$500.

6 Larned correctional mental health facility — facilities
 7 operations..... \$9,672,390

8 *Provided*, That any unencumbered balance in the Larned correctional
 9 mental health facility — facilities operations account in excess of \$100 as
 10 of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided*,
 11 *however*, That expenditures from the Larned correctional mental health
 12 facility — facilities operations account for official hospitality shall not
 13 exceed \$500.

14 Facilities operations..... \$13,766,482

15 *Provided*, That any unencumbered balance in the facilities operations
 16 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 17 for fiscal year 2010.

18 Any unencumbered balance in excess of \$100 as of June 30, 2009, in each
 19 of the following accounts is hereby reappropriated for fiscal year 2010:
 20 Community correctional conservation camps.

21 Any unencumbered balance in the DUI treatment services account in
 22 excess of \$100 as of June 30, 2009, is hereby reappropriated for the fiscal
 23 year 2010: *Provided further*, That expenditures may be made from the
 24 DUI treatment services account for payments associated with providing
 25 treatment services to offenders who were driving under the influence of
 26 alcohol or drugs regardless of when the services were rendered.

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, 2010, 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 Other federal grants fund..... 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: (1) Is less than or equal to \$1,000,000
 36 in the aggregate, and (2) does not require the matching expenditure of
 37 any other moneys in the state treasury during fiscal year 2010 other than
 38 moneys appropriated by this or other appropriation act of the 2009 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 \$1,000,000 in the aggregate or which requires
 43 the matching expenditure of moneys in the state treasury during the cur-

1	rent or any ensuing fiscal year.	
2	Federal flexible fiscal stabilization fund	No limit
3	Supervision fees fund.....	No limit
4	Residential substance abuse treatment — federal fund	No limit
5	Justice assistance — federal fund.....	No limit
6	Department of corrections state asset forfeiture fund	No limit
7	Chapter I — federal fund.....	No limit
8	Victims of crime act — federal fund	No limit
9	Correctional industries fund.....	No limit
10	<i>Provided</i> , That expenditures may be made from the correctional indus-	
11	tries fund for official hospitality.	
12	Alcohol and drug abuse treatment fund.....	No limit
13	<i>Provided</i> , That expenditures may be made from the alcohol and drug	
14	abuse fund for payments associated with providing treatment services to	
15	offenders who were driving under the influence of alcohol or drugs re-	
16	gardless of when the services were rendered.	
17	State of Kansas — department of corrections inmate ben-	
18	efit fund.....	No limit
19	Department of corrections — alien incarceration grant	
20	fund — federal.....	No limit
21	Department of corrections — general fees fund	No limit
22	<i>Provided</i> , That expenditures may be made from the department of cor-	
23	rections — general fees fund for operating expenditures for training pro-	
24	grams for correctional personnel, including official hospitality: <i>Provided</i>	
25	<i>further</i> , That the secretary of corrections is hereby authorized to fix,	
26	charge and collect fees for such programs: <i>And provided further</i> , That	
27	such fees shall be fixed in order to recover all or part of the operating	
28	expenses incurred for such training programs, including official hospital-	
29	ity: <i>And provided further</i> , That all fees received for such programs shall	
30	be deposited in the state treasury in accordance with the provisions of	
31	K.S.A. 75-4215, and amendments thereto, and shall be credited to this	
32	fund.	
33	JEHT reentry program fund.....	No limit
34	Topeka correctional facility — community development	
35	block grant — federal fund.....	No limit
36	Topeka correctional facility — bureau of prisons contract	
37	— federal fund.....	No limit
38	Topeka correctional facility — general fees fund.....	No limit
39	Hutchinson correctional facility — general fees fund.....	No limit
40	Federal flexible fiscal stabilization fund — Hutchinson cor-	
41	rectional facility.....	No limit
42	Lansing correctional facility — general fees fund.....	No limit
43	Ellsworth correctional facility — general fees fund.....	No limit

1	Winfield correctional facility — general fees fund.....	No limit
2	Federal flexible fiscal stabilization fund — Winfield cor-	
3	rectional facility.....	No limit
4	Norton correctional facility — general fees fund.....	No limit
5	Federal flexible fiscal stabilization fund — Norton correc-	
6	tional facility.....	No limit
7	El Dorado correctional facility — general fees fund.....	No limit
8	Larned correctional mental health facility — general fees	
9	fund.....	No limit
10	Department of corrections victim assistance fund.....	No limit

11 (c) During the fiscal year ending June 30, 2010, the secretary of cor-
 12 rections, with the approval of the director of the budget, may transfer any
 13 part of any item of appropriation for the fiscal year ending June 30, 2010,
 14 from the state general fund for the department of corrections or any
 15 correctional institution or facility under the general supervision and man-
 16 agement of the secretary of corrections to another item of appropriation
 17 for fiscal year 2010 from the state general fund for the department of
 18 corrections or any correctional institution or facility under the general
 19 supervision and management of the secretary of corrections. The secre-
 20 tary of corrections shall certify each such transfer to the director of ac-
 21 counts and reports and shall transmit a copy of each such certification to
 22 the director of legislative research.

23 (d) (1) During the fiscal year ending June 30, 2010, the secretary of
 24 corrections, subject to the applicable restrictions and limitations or other
 25 provisions of federal grant agreements, is hereby authorized to transfer
 26 moneys received under a federal grant that are credited to a federal fund
 27 of the department of corrections or any correctional institution or facility
 28 under the general supervision and management of the secretary of cor-
 29 rections to another federal fund for the fiscal year ending June 30, 2010,
 30 for the department of corrections or any correctional institution or facility
 31 under the general supervision and management of the secretary of cor-
 32 rections. The secretary of corrections shall certify each such transfer to
 33 the director of accounts and reports and shall transmit a copy of each
 34 such certification to the director of the budget and the director of legis-
 35 lative research.

36 (2) As used in this subsection (d), “federal fund” means the federal
 37 flexible fiscal stabilization fund, the federal flexible fiscal stabilization fund
 38 — Hutchinson correctional facility, the federal flexible fiscal stabilization
 39 fund — Winfield correctional facility, and the federal flexible fiscal sta-
 40 bilization fund — Norton correctional facility.

41 (e) Notwithstanding the provisions of K.S.A. 75-3731, and amendments
 42 thereto, or any other statute, the director of accounts and reports shall
 43 accept for payment from the secretary of corrections any duly authorized

1 claim to be paid from the local jail payments account of the state general
2 fund during fiscal year 2010 for costs pursuant to subsection (b) of K.S.A.
3 19-1930, and amendments thereto, even though such claim is not sub-
4 mitted or processed for payment within the fiscal year in which the service
5 is rendered and whether or not the services were rendered prior to the
6 effective date of this act.

7 (f) Notwithstanding the provisions of K.S.A. 75-3731, and amendments
8 thereto, or any other statute, the director of accounts and reports shall
9 accept for payment from the director of Kansas correctional industries
10 any duly authorized claim to be paid from the correctional industries fund
11 during fiscal year 2010 for operating or manufacturing costs even though
12 such claim is not submitted or processed for payment within the fiscal
13 year in which the service is rendered and whether or not the services
14 were rendered prior to the effective date of this act. The director of
15 Kansas correctional industries shall provide to the director of the budget
16 on or before September 15, 2009, a detailed accounting of all such pay-
17 ments made from the correctional industries fund during fiscal year 2010.

18 (g) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1,
19 2010, or as soon after each such date as moneys are available, the director
20 of accounts and reports shall transfer \$534,476 from the correctional in-
21 dustries fund to the department of corrections — general fees fund.

22 (h) On July 1, 2009, the day reporting centers and reentry programs
23 account of the state general fund of the department of corrections is
24 hereby redesignated as the reentry programs account of the state general
25 fund of the department of corrections.

26 (i) On July 1, 2009, the director of accounts and reports shall transfer
27 all moneys in the justice assistance — federal fund to the other federal
28 grants fund. On July 1, 2009, all liabilities of the justice assistance —
29 federal fund are hereby transferred to and imposed on the other federal
30 grants fund and the justice assistance — federal fund is hereby abolished.

31 (j) On July 1, 2009, the director of accounts and reports shall transfer
32 all moneys in the department of corrections victim assistance fund to the
33 department of corrections — general fees fund. On July 1, 2009, all lia-
34 bilities of the department of corrections victim assistance fund are hereby
35 transferred to and imposed on the department of corrections — general
36 fees fund and the department of corrections victim assistance fund is
37 hereby abolished.

38 Sec. 74.

39 JUVENILE JUSTICE AUTHORITY

40 (a) There is appropriated for the above agency from the state general
41 fund for the fiscal year ending June 30, 2010, the following:

42 Operating expenditures \$2,783,657
43 *Provided*, That any unencumbered balance in the operating expenditures

1 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 2 for fiscal year 2010: *Provided, however,* That expenditures from the oper-
 3 ating expenditures account for official hospitality shall not exceed
 4 \$2,000.

5 Management information systems..... \$1,143,212

6 *Provided,* That any unencumbered balance in the management infor-
 7 mation systems account in excess of \$100 as of June 30, 2009, is hereby
 8 reappropriated for fiscal year 2010.

9 Kansas juvenile correctional complex facility operations ... \$15,721,236

10 *Provided,* That any unencumbered balance in the Kansas juvenile cor-
 11 rectional complex facility operations account in excess of \$100 as of June
 12 30, 2009, are hereby reappropriated to the Kansas juvenile correctional
 13 complex facility operations account for fiscal year 2010: *Provided further,*
 14 That expenditures may be made from this account for educational services
 15 contracts which are hereby authorized to be negotiated and entered into
 16 by the above agency with unified school districts or other public educa-
 17 tional services providers: *And provided further,* That such educational
 18 services contracts shall not be subject to the competitive bid requirements
 19 of K.S.A. 75-3739, and amendments thereto.

20 Atchison youth residential center operations..... \$379,770

21 *Provided,* That any unencumbered balance in the Atchison juvenile cor-
 22 rectional facility operations account in excess of \$100 as of June 30, 2009,
 23 is hereby reappropriated to the Atchison youth residential center opera-
 24 tions account for fiscal year 2010: *Provided further,* That expenditures
 25 may be made from the Atchison youth residential center operations ac-
 26 count for educational services contracts which are hereby authorized to
 27 be negotiated and entered into by the above agency with unified school
 28 districts or other public educational services providers: *And provided fur-*
 29 *ther,* That such educational services contracts shall not be subject to the
 30 competitive bid requirements of K.S.A. 75-3739, and amendments
 31 thereto: *And provided further,* That, on July 1, 2009, all liabilities of the
 32 Atchison juvenile correctional facility operations account are hereby
 33 transferred to and imposed on the Atchison youth residential center op-
 34 erations account.

35 Beloit juvenile correctional facility operations..... \$3,847,762

36 *Provided,* That any unencumbered balance in the Beloit juvenile correc-
 37 tional facility operations account in excess of \$100 as of June 30, 2009, is
 38 hereby reappropriated for fiscal year 2010: *Provided further,* That ex-
 39 penditures may be made from this account for educational services con-
 40 tracts which are hereby authorized to be negotiated and entered into by
 41 the above agency with unified school districts or other public educational
 42 services providers: *And provided further,* That such educational services
 43 contracts shall not be subject to the competitive bid requirements of

1 K.S.A. 75-3739, and amendments thereto.

2 Larned juvenile correctional facility operations \$8,727,511

3 *Provided*, That any unencumbered balance in the Larned juvenile cor-
 4 rectional facility operations account in excess of \$100 as of June 30, 2009,
 5 is hereby reappropriated for fiscal year 2010: *Provided further*, That ex-
 6 penditures may be made from this account for educational services con-
 7 tracts which are hereby authorized to be negotiated and entered into by
 8 the above agency with unified school districts or other public educational
 9 services providers: *And provided further*, That such educational services
 10 contracts shall not be subject to the competitive bidding requirements of
 11 K.S.A. 75-3739, and amendments thereto.

12 Purchase of services..... \$17,984,425

13 Intervention and graduated sanctions community grants .. \$16,721,809

14 Incentive funding \$700,000

15 *Provided*, That all expenditures from the incentive funding account shall
 16 be made to provide matching funds for cash contributions by units of
 17 local government to juvenile prevention, intervention and graduated sanc-
 18 tions programs within their judicial district: *Provided further*, That, if the
 19 above agency does not receive notification and verification of funds from
 20 local governments being expended for this purpose during fiscal year
 21 2010, then, the commissioner of juvenile justice shall certify to the direc-
 22 tor of accounts and reports the amount of unencumbered moneys in the
 23 incentive funding account to be lapsed on June 30, 2010: *And provided*
 24 *further*, That the commissioner of juvenile justice shall transmit a copy
 25 of such certification to the director of the budget and the director of
 26 legislative research.

27 (b) There is appropriated for the above agency from the children’s
 28 initiatives fund for the fiscal year ending June 30, 2010, the following:

29 Prevention program grant..... \$5,579,530

30 *Provided*, That any unencumbered balance in the prevention program
 31 grant account in excess of \$100 as of June 30, 2009, is hereby reappro-
 32 priated for fiscal year 2010: *Provided further*, That money awarded as
 33 grants from this account is not an entitlement to communities, but a grant
 34 that must meet conditions prescribed by the above agency for appropriate
 35 outcomes.

36 Intervention and graduated sanctions community grants .. \$3,420,470

37 *Provided*, That any unencumbered balance in the intervention and grad-
 38 uated sanctions community grants account in excess of \$100 as of June
 39 30, 2009, is hereby reappropriated for fiscal year 2010.

40 (c) There is appropriated for the above agency from the following spe-
 41 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 42 moneys now or hereafter lawfully credited to and available in such fund
 43 or funds, except that expenditures other than refunds authorized by law

1 shall not exceed the following:

2	Title XIX fund	No limit
3	Title IV-E fund	No limit
4	Juvenile accountability incentive block grant — federal	
5	fund.....	No limit
6	Juvenile justice delinquency prevention — federal fund...	No limit
7	Juvenile detention facilities fund.....	\$4,400,000
8	Juvenile justice fee fund — central office.....	No limit
9	Juvenile justice federal fund — Beloit juvenile correctional	
10	facility.....	No limit
11	Juvenile justice federal fund — Larned juvenile correc-	
12	tional facility	No limit
13	Juvenile justice federal fund — Kansas juvenile correc-	
14	tional complex.....	No limit
15	Juvenile justice federal fund.....	No limit
16	Kansas juvenile delinquency prevention trust fund.....	No limit
17	Byrne grant — federal fund.....	No limit
18	Atchison youth residential center fee fund	No limit
19	<i>Provided, That, notwithstanding the provisions of K.S.A. 76-2101a, and</i>	
20	<i>amendments thereto, or any other statute, all moneys received for charges</i>	
21	<i>and other operations of the Atchison juvenile correctional facility or the</i>	
22	<i>Atchison youth residential center shall be remitted to the state treasurer</i>	
23	<i>in accordance with the provisions of K.S.A. 75-4215, and amendments</i>	
24	<i>thereto, and shall be credited to the Atchison youth residential center fee</i>	
25	<i>fund.</i>	
26	Beloit juvenile correctional facility fee fund.....	No limit
27	Beloit juvenile correctional facility — elementary and sec-	
28	ondary education fund — federal.....	No limit
29	Title VI-B — Beloit juvenile correctional facility — federal	
30	fund.....	No limit
31	Larned juvenile correctional facility fee fund.....	No limit
32	Larned juvenile correctional facility — elementary and sec-	
33	ondary education fund — federal.....	No limit
34	Kansas juvenile correctional complex fee fund.....	No limit
35	Kansas juvenile correctional complex — elementary and	
36	secondary education fund — federal.....	No limit
37	Kansas juvenile correctional complex — gifts, grants, and	
38	donations fund	No limit
39	(d) During the fiscal year ending June 30, 2010, the commissioner of	
40	juvenile justice, with the approval of the director of the budget, may	
41	transfer any part of any item of appropriation for the fiscal year ending	
42	June 30, 2010, from the state general fund for the juvenile justice au-	
43	thority or any juvenile correctional facility or institution under the general	

1 supervision and management of the commissioner of juvenile justice to
 2 another item of appropriation for fiscal year 2010 from the state general
 3 fund for the juvenile justice authority or any juvenile correctional facility
 4 or institution under the general supervision and management of the com-
 5 missioner of juvenile justice. The commissioner of juvenile justice shall
 6 certify each such transfer to the director of accounts and reports and shall
 7 transmit a copy of each such certification to the director of legislative
 8 research.

9 (e) During the fiscal year ending June 30, 2010, the commissioner of
 10 juvenile justice, with the approval of the director of the budget, may
 11 transfer any part of any item of appropriation for the fiscal year ending
 12 June 30, 2010, from the children’s initiatives fund for the juvenile justice
 13 authority to another item of appropriation for fiscal year 2010 from the
 14 children’s initiatives fund for the juvenile justice authority. The commis-
 15 sioner of juvenile justice shall certify each such transfer to the director of
 16 accounts and reports and shall transmit a copy of each such certification
 17 to the director of legislative research.

18 (f) In addition to the other purposes for which expenditures may be
 19 made by the juvenile justice authority from the juvenile detention facili-
 20 ties fund for fiscal year 2010, notwithstanding the provisions of K.S.A. 79-
 21 4803, and amendments thereto, the juvenile justice authority is hereby
 22 authorized and directed to make expenditures from the juvenile detention
 23 facilities fund for fiscal year 2010 for purchase of services.

24 (g) On July 1, 2009, the director of accounts and reports shall transfer
 25 all moneys in the Atchison juvenile correctional facility fee fund of the
 26 Atchison juvenile correctional facility to the Atchison youth residential
 27 center fee fund of the juvenile justice authority, which is hereby estab-
 28 lished in the state treasury. On July 1, 2009, all liabilities of the Atchison
 29 juvenile correctional facility fee fund of the Atchison juvenile correctional
 30 facility are hereby transferred to and imposed on the Atchison youth
 31 residential center fee fund of the juvenile justice authority.

32 (h) On the effective date of this act, of the \$20,188,218 appropriated
 33 for the above agency for the fiscal year ending June 30, 2009, by section
 34 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
 35 general fund in the operating expenditures account, the sum of \$558,754
 36 is hereby lapsed.

37 Sec. 75.

38 **ADJUTANT GENERAL**

39 (a) There is appropriated for the above agency from the state general
 40 fund for the fiscal year ending June 30, 2010, the following:

41 Operating expenditures \$4,868,769
 42 *Provided*, That any unencumbered balance in the operating expenditures
 43 account in excess of \$100 as of June 30, 2009, is hereby reappropriated

1 for fiscal year 2010: *Provided, however*, That expenditures from this ac-
2 count for official hospitality shall not exceed \$1,250.

3 Disaster relief \$7,818,260

4 *Provided*, That any unencumbered balance in the disaster relief account
5 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
6 year 2010.

7 Incident management team \$17,640

8 *Provided*, That any unencumbered balance in the incident management
9 team account in excess of \$100 as of June 30, 2009, is hereby reappro-
10 priated for fiscal year 2010.

11 Civil air patrol — operating expenditures..... \$31,229

12 Military activation payments..... \$24,500

13 *Provided*, That all expenditures from the military activation payments
14 account shall be for military activation payments authorized by and sub-
15 ject to the provisions of K.S.A. 2008 Supp. 75-3228, and amendments
16 thereto: *Provided further*, That any unencumbered balance in the military
17 activation payments account in excess of \$100 as of June 30, 2009, is
18 hereby reappropriated for fiscal year 2010.

19 Kansas military emergency relief \$49,000

20 *Provided*, That expenditures may be made from the Kansas military emer-
21 gency relief account of the state general fund for grants and interest-free
22 loans, which are hereby authorized to be entered into by the adjutant
23 general with repayment provisions and other terms and conditions in-
24 cluding eligibility as may be prescribed by the adjutant general therefor,
25 to members and families of the Kansas army and air national guard and
26 members and families of the reserve forces of the United States of Amer-
27 ica who are Kansas residents, during the period preceding, during and
28 after mobilization to provide assistance to eligible family members ex-
29 perencing financial emergencies: *Provided further*, That such assistance
30 may include, but shall not be limited to, medical, funeral, emergency
31 travel, rent, utilities, child care, food expenses and other unanticipated
32 emergencies: *And provided further*, That any moneys received by the
33 adjutant general in repayment of any grants or interest-free loans made
34 from the Kansas military emergency relief account of the state general
35 fund shall be deposited in the state treasury in accordance with the pro-
36 visions of K.S.A. 75-4215, and amendments thereto, and shall be credited
37 to the Kansas military emergency relief fund.

38 (b) There is appropriated for the above agency from the following spe-
39 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
40 moneys now or hereafter lawfully credited to and available in such fund
41 or funds, except that expenditures other than refunds authorized by law
42 shall not exceed the following:

1	Conversion of materials and equipment fund — military	
2	division	No limit
3	Adjutant general expense 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	Nuclear safety emergency management fee fund	No limit
9	<i>Provided</i> , That, notwithstanding the provisions of any other statute, the	
10	adjutant general may make transfers of moneys from the nuclear safety	
11	emergency management fee fund to other state agencies for fiscal year	
12	2010 pursuant to agreements which are hereby authorized to be entered	
13	into by the adjutant general with other state agencies to provide appro-	
14	priate emergency management plans to administer the Kansas nuclear	
15	safety emergency management act.	
16	Military fees fund — federal.....	No limit
17	<i>Provided</i> , That all moneys received by the adjutant general from the fed-	
18	eral government for reimbursement for expenditures made under agree-	
19	ments with the federal government shall be deposited in the state treasury	
20	in accordance with the provisions of K.S.A. 75-4215, and amendments	
21	thereto, and shall be credited to the military fees fund — federal.	
22	Emergency management — federal fund.....	No limit
23	Homeland security federal fund	No limit
24	Homeland security interest — federal fund.....	No limit
25	Armories and units general fees fund.....	No limit
26	Emergency management — disaster fund — federal	
27	fund.....	No limit
28	State emergency fund allocation — several disasters	
29	fund.....	No limit
30	State emergency fund allocation — weather related emer-	
31	gencies fund	No limit
32	State emergency fund — weather disasters	No limit
33	State emergency fund — assistance fund	No limit
34	Radioactive materials fund.....	No limit
35	Hazardous materials emergency preparedness federal	
36	fund.....	No limit
37	Civil air patrol — grants and contributions — federal	
38	fund.....	No limit
39	Emergency management performance grant (EMPG) —	
40	federal fund.....	No limit
41	NG — federal forfeiture fund.....	No limit
42	Inaugural expense fund.....	No limit
43	Indirect cost — federal fund.....	No limit

1 Kansas military emergency relief fund..... No limit
2 *Provided*, That expenditures may be made from the Kansas military emer-
3 gency relief fund for grants and interest — free loans, which are hereby
4 authorized to be entered into by the adjutant general with repayment
5 provisions and other terms and conditions including eligibility as may be
6 prescribed by the adjutant general therefor, to members and families of
7 the Kansas army and air national guard and members and families of the
8 reserve forces of the United States of America who are Kansas residents,
9 during the period preceding, during and after mobilization to provide
10 assistance to eligible family members experiencing financial emergencies:
11 *Provided further*, That such assistance may include, but shall not be lim-
12 ited to, medical, funeral, emergency travel, rent, utilities, child care, food
13 expenses and other unanticipated emergencies: *And provided further*,
14 That any moneys received by the adjutant general in repayment of any
15 grants or interest-free loans made from the Kansas military emergency
16 relief fund shall be deposited in the state treasury in accordance with the
17 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
18 ited to the Kansas military emergency relief fund.

19 National guard life insurance premium reimbursement
20 fund..... No limit

21 Emergency management assistance compact federal
22 fund..... No limit

23 National guard museum assistance fund \$0

24 *Provided*, That all expenditures from the national guard museum assis-
25 tance fund shall be made for an expansion of the 35th infantry division
26 museum and education center facility.

27 Great plains joint regional training center fee fund..... No limit
28 *Provided*, That expenditures may be made from the great plains joint
29 regional training center fee fund for use of the great plains joint regional
30 training center by other state agencies, local government agencies, for-
31 profit organizations and not-for-profit organizations: *Provided further*,
32 That the adjutant general is hereby authorized to fix, charge and collect
33 fees for recovery of costs associated with the use of the great plains joint
34 regional training center by other state agencies, local government agen-
35 cies, for-profit organizations and not-for-profit organizations: *And pro-*
36 *vided further*, That such fees shall be fixed in order to recover all or part
37 of the expenses incurred in providing for the use of the great plains joint
38 regional training center by other state agencies, local government agen-
39 cies, for-profit organizations and not-for-profit organizations: *And pro-*
40 *vided further*, That all fees received for use of the great plains joint re-
41 gional training center by other state agencies, local government agencies,
42 for-profit organizations or not-for-profit organizations shall be deposited
43 in the state treasury in accordance with the provisions of K.S.A. 75-4215,

1 and amendments thereto, and shall be credited to the great plains joint
2 regional training center fee fund.

3 (c) In addition to the other purposes for which expenditures may be
4 made by the adjutant general from moneys appropriated from the state
5 general fund or from any special revenue fund for fiscal year 2010 and
6 from which expenditures may be made for salaries and wages, as author-
7 ized by this or other appropriation act of the 2009 regular session of the
8 legislature, expenditures may be made by the adjutant general from such
9 moneys appropriated from the state general fund or from any special
10 revenue fund for fiscal year 2010, notwithstanding the provisions of K.S.A.
11 48-205, and amendments thereto, or any other statute, in addition to
12 expenditures for other positions within the adjutant general's department
13 in the unclassified service as prescribed by law: *Provided*, That the ad-
14 jutant general may appoint a deputy adjutant general, who shall have no
15 military command authority, and who may be a civilian and shall have
16 served at least five years as a commissioned officer with the Kansas na-
17 tional guard, who will perform such duties as the adjutant general shall
18 assign, and who will serve in the unclassified service under the Kansas
19 civil service act: *Provided further*, That the position of such deputy ad-
20 jutant general in the unclassified service under the Kansas civil service
21 act shall be established by the adjutant general within the position limi-
22 tation established for the adjutant general on the number of full-time and
23 regular part-time positions equated to full-time, excluding seasonal and
24 temporary positions, paid from appropriations for fiscal year 2010 made
25 by this or other appropriation act of the 2009 regular session of the leg-
26 islature.

27 Sec. 76.

28 STATE FIRE MARSHAL

29 (a) There is appropriated for the above agency from the following spe-
30 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
31 moneys now or hereafter lawfully credited to and available in such fund
32 or funds, except that expenditures, other than refunds authorized by law,
33 purchases of nationally recognized adopted codes for resale and federally
34 reimbursed overtime, shall not exceed the following:

35 Fire marshal fee fund \$3,559,425

36 *Provided*, That expenditures from the fire marshal fee fund for official
37 hospitality shall not exceed \$500.

38 Other federal grants fund No limit

39 *Provided*, That the above agency is authorized to make expenditures from
40 the other federal grants fund of any moneys credited to this fund from
41 any individual grant if the grant: (1) Is less than or equal to \$250,000 in
42 the aggregate, and (2) does not require the matching expenditure of any
43 other moneys in the state treasury during fiscal year 2010 other than

1 moneys appropriated by this or other appropriation act of the 2009 reg-
 2 ular session of the legislature: *Provided, however,* That, upon application
 3 to and authorization by the governor, the above agency may make ex-
 4 penditures of moneys credited to this fund from any individual federal
 5 grant which is more than \$250,000 in the aggregate or which requires the
 6 matching expenditure of moneys in the state treasury during the current
 7 or any ensuing fiscal year.

8	Gifts, grants and donations fund	No limit
9	Hazardous material program fund.....	\$371,951
10	Intragovernmental service fund	No limit
11	State fire marshal liquefied petroleum gas fee fund.....	\$170,268
12	Hazardous materials emergency fund.....	\$238,000

13 *Provided,* That expenditures may be made by the state fire marshal from
 14 the hazardous materials emergency fund for fiscal year 2010 for the pur-
 15 poses of responding to specific incidences of emergencies related to haz-
 16 ardous materials without prior approval of the state finance council: *Pro-*
 17 *vided, however,* That expenditures from the hazardous materials
 18 emergency fund during fiscal year 2010 for the purposes of responding
 19 to any specific incidence of an emergency related to hazardous materials
 20 without prior approval by the state finance council shall not exceed
 21 \$25,000, except upon approval by the state finance council acting on this
 22 matter which is hereby characterized as a matter of legislative delegation
 23 and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-
 24 3711c, and amendments thereto, except that such approval also may be
 25 given while the legislature is in session.

26 (b) On July 1, 2009, or as soon thereafter as moneys are available, the
 27 director of accounts and reports shall transfer \$168,692 from the fire
 28 marshal fee fund of the state fire marshal to the state general fund: *Pro-*
 29 *vided,* That the transfer of such amount shall be in addition to any other
 30 transfer from the fire marshal fee fund to the state general fund as pre-
 31 scribed by law: *Provided further,* That the amount transferred from the
 32 fire marshal fee fund to the state general fund pursuant to this subsection
 33 is to reimburse the state general fund for accounting, auditing, budgeting,
 34 legal, payroll, personnel and purchasing services and any other govern-
 35 mental services which are performed on behalf of the state fire marshal
 36 by other state agencies which receive appropriations from the state gen-
 37 eral fund to provide such services.

38 (c) On July 1, 2009, and January 1, 2010, or as soon after each such
 39 date as moneys are available, the director of accounts and reports shall
 40 transfer \$188,665.50 from the fire marshal fee fund to the hazardous
 41 material program fund of the state fire marshal.

42 (d) During the fiscal year ending June 30, 2010, notwithstanding the
 43 provisions of any other statute, the state fire marshal, with the approval

1 of the director of the budget, may transfer funds from the fire marshal
2 fee fund to the hazardous materials emergency fund of the state fire
3 marshal. The state fire marshal shall certify each such transfer to the
4 director of accounts and reports and shall transmit a copy of each such
5 certification to the director of legislative research. *Provided*, That the
6 aggregate amount of such transfers for the fiscal year ending June 30,
7 2010, shall not exceed \$50,000.

8 (e) During the fiscal year ending June 30, 2010, the director of the
9 budget and the director of legislative research shall consult periodically
10 and review the balance credited to and the estimated receipts to be cred-
11 ited to the fire marshal fee fund during fiscal year 2010, and, upon a
12 finding by the director of the budget in consultation with the director of
13 legislative research that the total of the unencumbered balance and es-
14 timated receipts to be credited to the fire marshal fee fund during fiscal
15 year 2010 are insufficient to fund the budgeted expenditures and transfers
16 from the fire marshal fee fund for fiscal year 2010 in accordance with the
17 provisions of appropriation acts, the director of the budget shall certify
18 such finding to the director of accounts and reports. Upon receipt of any
19 such certification, the director of accounts and reports shall transfer the
20 amount of moneys from the hazardous materials emergency fund to the
21 fire marshal fee fund that is required, in accordance with the certification
22 by the director of the budget under this subsection, to fund the budgeted
23 expenditures and transfers from the fire marshal fee fund for the re-
24 mainder of fiscal year 2010 in accordance with the provisions of appro-
25 priation acts, as specified by the director of the budget pursuant to such
26 certification.

27 (f) During the fiscal year ending June 30, 2010, the director of the
28 budget and the director of legislative research shall consult periodically
29 and review the balance credited to and the estimated receipts to be cred-
30 ited to the fire marshal fee fund and any other resources available to the
31 fire marshal fee fund during the fiscal year 2010, and, upon a finding by
32 the director of the budget in consultation with the director of legislative
33 research that the total of the unencumbered balance and estimated re-
34 cepts to be credited to the fire marshal fee fund during fiscal year 2010
35 are insufficient to meet in full the estimated expenditures for fiscal year
36 2010 as they become due to meet the financial obligations imposed by
37 law on the fire marshal fee fund as a result of a cash flow shortfall, within
38 the authorized budgeted expenditures in accordance with the provisions
39 of appropriation acts, the director of the budget is authorized and directed
40 to certify such finding to the director of accounts and reports. Upon re-
41 cept of any such certification, the director of accounts and reports shall
42 transfer the amount of money specified in such certification from the
43 state general fund to the fire marshal fee fund in order to maintain the

1 cash flow of the fire marshal fee fund for such purposes for fiscal year
 2 2010: *Provided*, That the aggregate amount of such transfers during fiscal
 3 year 2010 pursuant to this subsection shall not exceed \$500,000. Within
 4 one year from the date of each such transfer to the fire marshal fee fund
 5 pursuant to this subsection, the director of accounts and reports shall
 6 transfer the amount equal to the amount transferred from the state gen-
 7 eral fund to the fire marshal fee fund from the fire marshal fee fund to
 8 the state general fund in accordance with a certification for such purpose
 9 by the director of the budget. At the same time as the director of the
 10 budget transmits any certification under this subsection is transmitted to
 11 the director of accounts and reports during fiscal year 2010 or 2011, the
 12 director of the budget shall transmit a copy of such certification to the
 13 director of legislative research.

14 Sec. 77.

15 KANSAS PAROLE BOARD

16 (a) There is appropriated for the above agency from the state general
 17 fund for the fiscal year ending June 30, 2010, the following:
 18 Parole from adult correctional institutions..... \$488,386
 19 *Provided*, That any unencumbered balance in the parole from adult cor-
 20 rectional institutions account in excess of \$100 as of June 30, 2009, is
 21 hereby reappropriated for fiscal year 2010.

22 Sec. 78.

23 KANSAS HIGHWAY PATROL

24 (a) There is appropriated for the above agency from the state general
 25 fund for the fiscal year ending June 30, 2010, the following:
 26 Operating expenditures \$35,106,115
 27 *Provided*, That any unencumbered balance in the operating expenditures
 28 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 29 for fiscal year 2010: *Provided, however*, That expenditures from such
 30 reappropriated balance shall be made only upon approval of the state
 31 finance council: *Provided further*, That expenditures from the operating
 32 expenditures account for official hospitality shall not exceed \$3,000.

33 (b) There is appropriated for the above agency from the following spe-
 34 cial revenue fund or funds for the fiscal year ending June 30, 2010, 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 shall not exceed the following:

38 General fees fund..... No limit
 39 *Provided*, That all moneys received from the sale of used equipment,
 40 recovery of and reimbursements for expenditures and any other source
 41 of revenue shall be deposited in the state treasury and credited to the
 42 general fees fund, except as otherwise provided by law.
 43 Homeland security 2006 — federal fund No limit

1	Homeland security 2007 — federal fund	No limit
2	Homeland security 2008 — federal fund	No limit
3	Homeland security 2009 — federal fund	No limit
4	For patrol of Kansas turnpike fund	No limit
5	<i>Provided</i> , That expenditures shall be made from the for patrol of Kansas	
6	turnpike fund for necessary moving expenses in accordance with K.S.A.	
7	75-3225, and amendments thereto.	
8	Highway patrol motor vehicle fund	No limit
9	Highway patrol — federal fund	No limit
10	Kansas highway patrol state forfeiture fund.....	No limit
11	Gifts and donations fund	No limit
12	<i>Provided</i> , That expenditures from the gifts and donations fund for official	
13	hospitality shall not exceed \$1,000.	
14	Federal forfeiture fund	No limit
15	Motor carrier safety assistance program state fund	No limit
16	<i>Provided</i> , That expenditures shall be made from the motor carrier safety	
17	assistance program state fund for necessary moving expenses in accord-	
18	ance with K.S.A. 75-3225, and amendments thereto.	
19	Motor carrier safety assistance program — federal fund...	No limit
20	<i>Provided</i> , That expenditures shall be made from the motor carrier safety	
21	assistance program — federal fund for necessary moving expenses in ac-	
22	cordance with K.S.A. 75-3225, and amendments thereto.	
23	COPS grant — federal fund.....	No limit
24	Highway patrol training center clearing fund.....	No limit
25	<i>Provided</i> , That expenditures may be made from the highway patrol train-	
26	ing center clearing fund for use of the highway patrol training center by	
27	other state agencies, local government agencies and not-for-profit organ-	
28	izations: <i>Provided further</i> , That the superintendent of the Kansas highway	
29	patrol is hereby authorized to fix, charge and collect fees for recovery of	
30	costs associated with use of the highway patrol training center by other	
31	state agencies, local government agencies and not-for-profit organiza-	
32	tions: <i>And provided further</i> , That such fees shall be fixed in order to	
33	recover all or part of the expenses incurred in providing for the use of	
34	the highway patrol training center by other state or local government	
35	agencies: <i>And provided further</i> , That all fees received for use of the high-	
36	way patrol training center by other state agencies, local government agen-	
37	cies or not-for-profit organizations shall be deposited in the state treasury	
38	in accordance with the provisions of K.S.A. 75-4215, and amendments	
39	thereto, and shall be credited to the highway patrol training center clear-	
40	ing fund.	
41	Aircraft fund — on budget	No limit
42	Highway safety fund	No limit
43	Capitol area security fund.....	No limit

1 Vehicle identification number fee fund..... No limit
2 Motor vehicle fuel and storeroom sales fund No limit
3 *Provided*, That expenditures may be made from the motor vehicle fuel
4 and storeroom sales fund to acquire and sell commodities and to provide
5 services to local governments and other state agencies: *Provided further*,
6 That the superintendent of the Kansas highway patrol is hereby author-
7 ized to fix, charge and collect fees for such commodities and services:
8 *And provided further*, That such fees shall be fixed in order to recover
9 all or part of the expenses incurred in acquiring or providing and selling
10 such commodities and services: *And provided further*, That all fees re-
11 ceived for such commodities and services shall be deposited in the state
12 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
13 ments thereto, and shall be credited to the motor vehicle fuel and store-
14 room sales fund.

15 Kansas highway patrol operations fund \$19,377,098
16 *Provided*, That expenditures may be made from the Kansas highway pa-
17 trol operations fund for the purchase of civilian clothing for members of
18 the Kansas highway patrol assigned to duties pursuant to K.S.A. 74-2105,
19 and amendments thereto: *Provided further*, That the superintendent shall
20 make expenditures from the Kansas highway patrol operations fund for
21 necessary moving expenses in accordance with K.S.A. 75-3225, and
22 amendments thereto.

23 Highway patrol training center fund..... No limit
24 Executive aircraft fund No limit
25 *Provided*, That expenditures may be made from the executive aircraft
26 fund to provide aircraft services to other state agencies and to purchase
27 liability and property damage insurance for state aircraft: *Provided fur-*
28 *ther*, That the superintendent of the highway patrol is hereby authorized
29 to fix, charge and collect fees for such aircraft services to other state
30 agencies: *And provided further*, That such fees shall be fixed in order to
31 recover all or part of the operating expenses incurred in providing such
32 services: *And provided further*, That all fees received for such services
33 shall be deposited in the state treasury in accordance with the provisions
34 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
35 executive aircraft fund.

36 1122 program clearing fund No limit
37 (c) On or before the 10th of each month during the fiscal year ending
38 June 30, 2010, the director of accounts and reports shall transfer from
39 the state general fund to the 1122 program clearing fund interest earnings
40 based on: (1) The average daily balance of moneys in the 1122 program
41 clearing fund for the preceding month; and (2) the net earnings rate for
42 the pooled money investment portfolio for the preceding month.
43 (d) On July 1, 2009, and January 1, 2010, or as soon after each date as

1 moneys are available the director of accounts and reports shall transfer
2 an amount specified by the executive director of the state corporation
3 commission, with the approval of the director of the budget, of not more
4 than \$650,000 from the motor carrier license fees fund of the state cor-
5 poration commission to the motor carrier safety assistance program state
6 fund of the Kansas highway patrol.

7 (e) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1,
8 2010, or as soon after each date as moneys are available, the director of
9 accounts and reports shall transfer \$4,921,179.75 from the state highway
10 fund of the department of transportation to the Kansas highway patrol
11 operations fund of the Kansas highway patrol for the purpose of financing
12 the Kansas highway patrol operations. In addition to other purposes for
13 which expenditures may be made from the state highway fund during
14 fiscal year 2010 and notwithstanding the provisions of K.S.A. 68-416, and
15 amendments thereto, or any other statute, transfers and expenditures may
16 be made from the state highway fund during fiscal year 2010 for support
17 and maintenance of the Kansas highway patrol.

18 (f) On July 1, 2009, or as soon thereafter as moneys are available, the
19 director of accounts and reports shall transfer \$215,000 from the state
20 highway fund of the department of transportation to the highway safety
21 fund of the Kansas highway patrol for the purpose of financing the mo-
22 torist assistance program of the Kansas highway patrol.

23 (g) On July 1, 2009, or as soon thereafter as moneys are available, the
24 director of accounts and reports shall transfer \$250,000 from the state
25 highway fund of the department of transportation to the general fees fund
26 of the Kansas highway patrol for the purpose of financing operating ex-
27 penditures of the Kansas highway patrol.

28 (h) On July 1, 2009, and January 1, 2010, or as soon after each date as
29 moneys are available, notwithstanding the provisions of K.S.A. 74-2136,
30 and amendments thereto, or any other statute, the director of accounts
31 and reports shall transfer \$200,000 from the highway patrol motor vehicle
32 fund of the Kansas highway patrol to the aircraft fund — on budget of
33 the Kansas highway patrol.

34 (i) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1, 2010,
35 or as soon after each date as moneys are available, the director of accounts
36 and reports shall transfer \$8,776,528.75 from the state highway fund of
37 the department of transportation to the state general fund. In addition to
38 other purposes for which expenditures may be made from the state high-
39 way fund during fiscal year 2010 and notwithstanding the provisions of
40 K.S.A. 68-416, and amendments thereto, or any other statute, transfers
41 and expenditures may be made from the state highway fund during fiscal
42 year 2010 for the support and maintenance of the Kansas highway patrol.

43 (j) On July 1, 2009, or as soon thereafter as moneys are available, the

1 director of accounts and reports shall transfer \$100,000 from the vehicle
 2 identification number fee fund of the Kansas highway patrol to the state
 3 general fund: *Provided*, That the transfer of such amount shall be in
 4 addition to any other transfer from the vehicle identification number fee
 5 fund to the state general fund as prescribed by law: *Provided further*,
 6 That the amount transferred from the vehicle identification number fee
 7 fund to the state general fund pursuant to this subsection is to reimburse
 8 the state general fund for accounting, auditing, budgeting, legal, payroll,
 9 personnel and purchasing services and any other governmental services
 10 which are performed on behalf of the Kansas highway patrol by other
 11 state agencies which receive appropriations from the state general fund
 12 to provide such services.

13 (k) On July 1, 2009, or as soon thereafter as moneys are available, the
 14 director of accounts and reports shall transfer \$300,000 from the highway
 15 patrol motor vehicle fund of the Kansas highway patrol to the state gen-
 16 eral fund: *Provided*, That the transfer of such amount shall be in addition
 17 to any other transfer from the highway patrol motor vehicle fund to the
 18 state general fund as prescribed by law: *Provided further*, That the
 19 amount transferred from the highway patrol motor vehicle fund to the
 20 state general fund pursuant to this subsection is to reimburse the state
 21 general fund for accounting, auditing, budgeting, legal, payroll, personnel
 22 and purchasing services and any other governmental services which are
 23 performed on behalf of the Kansas highway patrol by other state agencies
 24 which receive appropriations from the state general fund to provide such
 25 services.

26 Sec. 79.

27 ATTORNEY GENERAL — KANSAS BUREAU OF INVESTIGATION

28 (a) There is appropriated for the above agency from the state general
 29 fund for the fiscal year ending June 30, 2010, the following:

30 Operating expenditures \$15,558,370

31 *Provided*, That any unencumbered balance in the operating expenditures
 32 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 33 to the operating expenditures account for fiscal year 2010: *Provided, how-*
 34 *ever*, That expenditures from the operating expenditures account for of-
 35 ficial hospitality shall not exceed \$750.

36 (b) There is appropriated for the above agency from the following spe-
 37 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 38 moneys now or hereafter lawfully credited to and available in such fund
 39 or funds, except that expenditures other than refunds authorized by law
 40 shall not exceed the following:

41 Kansas bureau of investigation state forfeiture fund.....	No limit
42 Kansas bureau of investigation federal forfeiture fund	No limit
43 Kansas bureau of investigation federal grants fund	No limit

1 *Provided*, That the above agency is authorized to make expenditures from
 2 the Kansas bureau of investigation federal grants fund of any moneys
 3 credited to this fund from any individual federal grant if the grant is less
 4 than or equal to \$500,000 in the aggregate and the grant does not require
 5 the matching expenditure of any moneys in the state treasury during fiscal
 6 year 2010 or any ensuing fiscal year, other than moneys appropriated by
 7 this or other appropriation act of the 2009 regular session of the legisla-
 8 ture: *Provided, however*, That, upon application to and authorization by
 9 the governor, the above agency may make expenditures of moneys cred-
 10 ited to this fund from any individual federal grant which is more than
 11 \$500,000 in the aggregate or which requires the matching expenditure of
 12 moneys in the state treasury during the current or any ensuing fiscal year
 13 not appropriated by this or other appropriation act of the 2009 regular
 14 session of the legislature.

- 15 High intensity drug trafficking area — federal fund..... No limit
- 16 Private detective fee fund..... No limit
- 17 DNA database fund..... No limit
- 18 Kansas bureau of investigation motor vehicle fund..... No limit

19 *Provided*, That expenditures may be made from the Kansas bureau of
 20 investigation motor vehicle fund to acquire and sell motor vehicles for
 21 the Kansas bureau of investigation: *Provided further*, That all moneys
 22 received for sale of motor vehicles of the Kansas bureau of investigation
 23 shall be deposited in the state treasury in accordance with the provisions
 24 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
 25 Kansas bureau of investigation motor vehicle fund.

- 26 Forensic laboratory and materials fee fund..... No limit

27 *Provided*, That expenditures may be made from the forensic laboratory
 28 and materials fee fund for the acquisition of laboratory equipment and
 29 materials and for other direct or indirect operating expenditures for the
 30 forensic laboratory of the Kansas bureau of investigation incurred for
 31 laboratory tests conducted for noncriminal justice entities, including gov-
 32 ernmental agencies and private organizations, which testing activity is
 33 hereby authorized: *Provided, however*, That all expenditures from this
 34 fund of moneys received as Kansas bureau of investigation laboratory
 35 analysis fees pursuant to subsection (a) of K.S.A. 28-176, and amendments
 36 thereto, shall be for the purposes authorized by subsection (c) of K.S.A.
 37 28-176, and amendments thereto: *Provided further*, That the director of
 38 the Kansas bureau of investigation is hereby authorized to fix, charge and
 39 collect fees for laboratory tests conducted for such noncriminal justice
 40 entities: *And provided further*, That such fees shall be fixed in order to
 41 recover all or part of the direct and indirect operating expenses incurred
 42 for conducting laboratory tests for such noncriminal justice entities: *And*
 43 *provided further*, That all fees received for such laboratory tests, including

1 all moneys received pursuant to subsection (a) of K.S.A. 28-176, and
2 amendments thereto, shall be deposited in the state treasury in accord-
3 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
4 shall be credited to the forensic laboratory and materials fee fund.
5 KBI general fees fund..... No limit
6 *Provided*, That expenditures may be made from the KBI general fees
7 fund for direct or indirect operating expenditures incurred for the follow-
8 ing activities: (1) Conducting education and training classes for special
9 agents and other personnel, including official hospitality; (2) purchasing
10 illegal drugs, making contacts and acquiring information leading to illegal
11 drug outlets, contraband and stolen property, and conducting other ac-
12 tivities for similar investigatory purposes; (3) conducting investigations
13 and related activities for the Kansas lottery or the Kansas racing and
14 gaming commission; (4) conducting DNA forensic laboratory tests and
15 related activities; (5) preparing, publishing and distributing crime pre-
16 vention materials; and (6) conducting agency operations: *Provided, how-*
17 *ever*, That the director of the Kansas bureau of investigation is hereby
18 authorized to fix, charge and collect fees in order to recover all or part of
19 the direct and indirect operating expenses incurred, except as otherwise
20 hereinafter provided, for the following: (1) Education and training serv-
21 ices made available to local law enforcement personnel in classes con-
22 ducted for special agents and other personnel of the Kansas bureau of
23 investigation; (2) investigations and related activities conducted for the
24 Kansas lottery or the Kansas racing and gaming commission, except that
25 the fees fixed for these activities shall be fixed in order to recover all of
26 the direct and indirect expenses incurred for such investigations and re-
27 lated activities; (3) DNA forensic laboratory tests and related activities;
28 (4) sale and distribution of crime prevention materials: *Provided further*,
29 That all fees received for such activities shall be deposited in the state
30 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
31 ments thereto, and shall be credited to the KBI general fees fund: *And*
32 *provided further*, That all moneys which are expended for any such evi-
33 dence purchase, information acquisition or similar investigatory purpose
34 or activity from whatever funding source and which are recovered shall
35 be deposited in the state treasury in accordance with the provisions of
36 K.S.A. 75-4215, and amendments thereto, and shall be credited to the
37 KBI general fees fund: *And provided further*, That all moneys received
38 as gifts, grants or donations for the preparation, publication or distribution
39 of crime prevention materials shall be deposited in the state treasury in
40 accordance with the provisions of K.S.A. 75-4215, and amendments
41 thereto, and shall be credited to the KBI general fees fund: *And provided*
42 *further*, That expenditures from any moneys received from the division
43 of alcoholic beverage control and credited to the KBI general fees fund

1 may be made by the Kansas bureau of investigation for all purposes for
 2 which expenditures may be made for operating expenditures.
 3 Record check fee fund No limit
 4 *Provided*, That the director of the Kansas bureau of investigation is au-
 5 thorized to fix, charge and collect fees in order to recover all or part of
 6 the direct and indirect operating expenses for criminal history record
 7 checks conducted for noncriminal justice entities including government
 8 agencies and private organizations: *Provided, however*, That all moneys
 9 received for such fees shall be deposited in the state treasury in accord-
 10 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
 11 shall be credited to the record check fee fund: *Provided further*, That
 12 expenditures may be made from the record check fee fund for operating
 13 expenditures of the Kansas bureau of investigation.
 14 Intergovernmental service fund No limit
 15 Agency motor pool fund No limit
 16 Sec. 80.

17 EMERGENCY MEDICAL SERVICES BOARD

18 (a) There is appropriated for the above agency from the following spe-
 19 cial revenue fund or funds for the fiscal year ending June 30, 2010, 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 Rural health options grant fund No limit
 24 Rural access to emergency devices grant — federal
 25 fund No limit
 26 Emergency medical services operating fund \$1,329,211
 27 *Provided*, That the emergency medical services board is hereby author-
 28 ized to fix, charge and collect fees in order to recover costs incurred for
 29 distributing educational videos, replacing lost educational materials and
 30 mailing labels of those licensed by the board: *Provided further*, That such
 31 fees may be fixed in order to recover all or part of such costs: *And pro-*
 32 *vided further*, That all moneys received from such fees shall be deposited
 33 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
 34 and amendments thereto, and shall be credited to the emergency medical
 35 services operating fund: *And provided further*, That, notwithstanding any
 36 provisions of K.S.A. 65-6128 or 65-6129b, and amendments thereto, or
 37 of any other statute to the contrary, all moneys received by the emergency
 38 medical services board for fees authorized by law for licensure or the
 39 issuance of permits, or for any other regulatory duties and functions pre-
 40 scribed by law in the field of emergency medical services, shall be de-
 41 posited in the state treasury to the credit of the emergency medical serv-
 42 ices operating fund of the emergency medical services board: *And*
 43 *provided further*, That expenditures from the emergency medical services

1 operating fund for official hospitality shall not exceed \$2,000.
2 Education incentive grant payment fund..... No limit
3 *Provided*, That priority for these grants shall be given to rural areas.
4 EMS revolving fund..... No limit
5 *Provided*, That, if an organization agrees to receive money from the EMS
6 revolving fund, the organization shall enter into a grant agreement re-
7 quiring such organization to submit a written report to the emergency
8 medical services board detailing and accounting for all expenditures and
9 receipts related to the use of the moneys received from the EMS revol-
10 ving fund: *Provided further*, That the emergency medical services board
11 shall prepare a written report specifying and accounting for all moneys
12 allocated to and expended from the EMS revolving fund: *And provided*
13 *further*, That such report shall be submitted to the house of representa-
14 tives committee on appropriations and the senate committee on ways and
15 means on or before February 1, 2010.
16 (b) On July 1, 2009, or as soon thereafter as moneys are available, the
17 director of accounts and reports shall transfer \$68,993 from the emer-
18 gency medical services operating fund of the emergency medical services
19 board to the state general fund: *Provided*, That the transfer of such
20 amount shall be in addition to any other transfer from the emergency
21 medical services operating fund to the state general fund as prescribed
22 by law: *Provided further*, That the amount transferred from the emer-
23 gency medical services operating fund to the state general fund pursuant
24 to this subsection is to reimburse the state general fund for accounting,
25 auditing, budgeting, legal, payroll, personnel and purchasing services and
26 any other governmental services which are performed on behalf of the
27 emergency medical services board by other state agencies which receive
28 appropriations from the state general fund to provide such services.
29 (c) In addition to the other purposes for which expenditures may be
30 made by the emergency medical services board from the board of emer-
31 gency medical services operating fund for fiscal year 2010 by this or other
32 appropriation act of the 2009 regular session of the legislature, expendi-
33 tures may be made by the emergency medical services board from the
34 emergency medical services operating fund for fiscal year 2010 for the
35 purpose of implementing a grant program for emergency medical services
36 training and educational assistance for persons in underserved areas: *Pro-*
37 *vided*, That when issuing such grants, first priority shall be given to am-
38 bulance services submitting applications seeking grants to pay the cost of
39 recruiting volunteers and cost of the initial courses of training for atten-
40 dants, instructor-coordinators and training officers: *Provided further*,
41 That the second priority shall be given to ambulance services submitting
42 applications seeking grants to pay the cost of continuing education for
43 attendants, instructor-coordinators and training officers: *And provided*

1 *further*, That the third priority shall be given to ambulance services sub-
2 mitting applications seeking grants to pay the cost of education for atten-
3 dants, instructor-coordinators and training officers who are obtaining a
4 post-secondary education degree.

5 (d) In addition to the other purposes for which expenditures may be
6 made by the emergency medical services board from the moneys appro-
7 priated from the state general fund or from any special revenue fund for
8 the emergency medical services board for fiscal year 2010, as authorized
9 by this or any other appropriation act of the 2009 regular session of the
10 legislature, expenditures shall be made by the emergency medical services
11 board from moneys appropriated from the state general fund or from any
12 special revenue fund for the emergency medical services board for fiscal
13 year 2010 to require emergency medical services agencies in each of the
14 six EMS regions of the state to prepare and submit a report of the ex-
15 penditures made and moneys received in the EMS region are related to
16 the operation and administration of the Kansas emergency medical serv-
17 ices examination to the emergency medical services board: *Provided*, That
18 the report for each EMS region specify and account for all moneys ap-
19 propriated from the state treasury for the emergency medical services
20 board and disbursed to such EMS region for the operation of the most
21 recently conducted Kansas emergency medical services examination in
22 such EMS region.

23 (e) On July 1, 2009, and January 1, 2010, or as soon after each such
24 date as moneys are available, the director of accounts and reports shall
25 transfer \$128,935.50 from the emergency medical services operating fund
26 to the educational incentive grant payment fund.

27 (f) During the fiscal year ending June 30, 2010, the director of the
28 budget and the director of legislative research shall consult periodically
29 and review the balance credited to and the estimated receipts to be cred-
30 ited to the emergency medical services operating fund during fiscal year
31 2010, and, upon a finding by the director of the budget in consultation
32 with the director of legislative research that the total of the unencum-
33 bered balance and estimated receipts to be credited to the emergency
34 medical services operating fund during fiscal year 2010 are insufficient to
35 fund the budgeted expenditures and transfers from the emergency med-
36 ical services operating fund for fiscal year 2010 in accordance with the
37 provisions of appropriation acts, the director of the budget shall certify
38 such funding to the director of accounts and reports. Upon receipt of any
39 such certification, the director of accounts and reports shall transfer the
40 amount of moneys from the education incentive grant payment fund to
41 the emergency medical services operating fund that is required, in ac-
42 cordance with the certification by the director of the budget under this
43 subsection, to fund the budgeted expenditures and transfers from the

1 emergency medical services operating fund for the remainder of fiscal
2 year 2010 in accordance with the provisions of appropriation acts, as spec-
3 ified by the director of the budget pursuant to such certification.

4 (g) During the fiscal year ending June 30, 2010, if any EMS regional
5 council enters into a grant agreement with the emergency medical service
6 board, such council shall be required to submit pursuant to such grant
7 agreement a written report detailing and accounting for all expenditures
8 and receipts of such council during such fiscal year. The emergency med-
9 ical services board shall prepare a written report specifying and account-
10 ing for all moneys received by and expended by each individual council
11 that has reported to the emergency medical services board pursuant to
12 such grant agreement and submit such report to the house of represen-
13 tatives committee on appropriations and the senate committee on ways
14 and means on or before February 1, 2010.

15 Sec. 81.

16 KANSAS SENTENCING COMMISSION

17 (a) There is appropriated for the above agency from the state general
18 fund for the fiscal year ending June 30, 2010, the following:

19 Operating expenditures \$705,887
20 *Provided*, That any unencumbered balance in the operating expenditures
21 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
22 for fiscal year 2010.

23 Substance abuse treatment programs \$8,249,626
24 *Provided*, That any unencumbered balance in the substance abuse treat-
25 ment programs account in excess of \$100 as of June 30, 2009, is hereby
26 reappropriated for fiscal year 2010.

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, 2010, 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..... No limit
33 Statistical analysis — federal fund..... No limit
34 Drug abuse fund — federal No limit

35 (c) On July 1, 2009, or as soon thereafter as moneys are available, the
36 director of accounts and reports shall transfer \$5,584 from the general
37 fees fund of the Kansas sentencing commission to the state general fund:
38 *Provided*, That the transfer of such amount shall be in addition to any
39 other transfer from the general fees fund to the state general fund as
40 prescribed by law: *Provided further*, That the amount transferred from
41 the general fees fund to the state general fund pursuant to this subsection
42 is to reimburse the state general fund for accounting, auditing, budgeting,
43 legal, payroll, personnel and purchasing services and any other govern-

1 mental services which are performed on behalf of the Kansas sentencing
2 commission by other state agencies which receive appropriations from
3 the state general fund to provide such services.

4 Sec. 82.

5 KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS
6 AND TRAINING

7 (a) There is appropriated for the above agency from the following special
8 revenue fund or funds for the fiscal year ending June 30, 2010, all
9 moneys now or hereafter lawfully credited to and available in such fund
10 or funds, except that expenditures other than refunds authorized by law
11 shall not exceed the following:

12 Kansas commission on peace officers' standards and train-
13 ing fund \$644,624

14 *Provided*, That expenditures from the Kansas commission on peace of-
15 ficers' standards and training fund for the fiscal year ending June 30, 2010,
16 for official hospitality shall not exceed \$500.

17 Sec. 83.

18 KANSAS DEPARTMENT OF AGRICULTURE

19 (a) There is appropriated for the above agency from the state general
20 fund for the fiscal year ending June 30, 2010, the following:

21 Operating expenditures \$10,948,668

22 *Provided*, That any unencumbered balance in the operating expenditures
23 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
24 to the operating expenditures account for fiscal year 2010: *Provided fur-*
25 *ther*, That expenditures may be made from this account for expenses
26 incurred in holding the annual meeting; *And provided further*, That ex-
27 penditures from this account for official hospitality shall not exceed
28 \$5,000; *And provided further*, That the above agency may negotiate and
29 enter into contracts to carry out its functions at the annual meeting; *And*
30 *provided further*, That such contracts shall not be subject to the com-
31 petitive bid requirements of K.S.A. 75-3739, and amendments thereto.

32 (b) There is appropriated for the above agency from the following special
33 revenue fund or funds for the fiscal year ending June 30, 2010, 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 Dairy fee fund No limit
38 Meat and poultry inspection fee fund..... No limit
39 Wheat quality survey fund No limit
40 Entomology fee fund No limit
41 Laboratory equipment fund No limit
42 Water structures — state highway fund \$99,171
43 Soil amendment fee fund No limit

1	Agricultural liming materials fee fund.....	No limit
2	Weights and measures fee fund.....	No limit
3	Water appropriation certification fund.....	\$508,425
4	Water resources cost fund	No limit
5	<i>Provided</i> , That all moneys received by the secretary of agriculture from	
6	any governmental or nongovernmental source to implement the provi-	
7	sions of the Kansas water banking act, K.S.A. 2008 Supp. 82a-761 through	
8	82a-773, and amendments thereto, which are hereby authorized to be	
9	applied for and received, shall be deposited in the state treasury in ac-	
10	cordance with the provisions of K.S.A. 75-4215, and amendments thereto,	
11	and shall be credited to the water resources cost fund.	
12	Agriculture seed fee fund	No limit
13	Chemigation fee fund	No limit
14	Agriculture statistics fund	No limit
15	Petroleum inspection fee fund	No limit
16	Water transfer hearing fund.....	No limit
17	Grain commodity commission services fund	No limit
18	Kansas agricultural remediation board fund.....	No limit
19	Kansas agricultural remediation fund.....	No limit
20	Warehouse fee fund.....	No limit
21	U.S. geological survey cooperative gauge agreement grants	
22	fund.....	No limit
23	<i>Provided</i> , That the secretary of agriculture is hereby authorized to enter	
24	into a cooperative gauge agreement with the United States geological	
25	survey: <i>Provided further</i> , That all moneys collected for the construction	
26	or operation of river water intake gauges shall be deposited in the state	
27	treasury in accordance with the provisions of K.S.A. 75-4215, and amend-	
28	ments thereto, and shall be credited to the U.S. geological survey coop-	
29	erative gauge agreement grants fund: <i>And provided further</i> , That ex-	
30	penditures may be made from this fund to pay the costs incurred in the	
31	construction or operation of river water intake gauges.	
32	Computer services fund	No limit
33	Agricultural chemical fee fund.....	No limit
34	Feeding stuffs fee fund	No limit
35	Fertilizer fee fund	No limit
36	Plant pest emergency response fund	No limit
37	Pesticide use fee fund.....	No limit
38	Geographic information system fee fund.....	No limit
39	Egg fee fund	No limit
40	Fertilizer/pesticide compliance admin fund.....	No limit
41	Water structures fund	\$127,708
42	Meat and poultry inspection fund — federal	No limit

1	EPA pesticide performance partnership grant — federal	
2	fund.....	No limit
3	FEMA dam safety — federal fund.....	No limit
4	FEMA stream mapping — federal fund	No limit
5	Pest detection and survey — federal fund.....	No limit
6	USDA NASS postage fund	No limit
7	FDA tissue residue fund — federal	No limit
8	Conversion of materials and equipment fund	No limit
9	Speciality crop block grant — federal fund.....	No limit
10	Publications fee fund	No limit

11 *Provided*, That expenditures may be made from the publications fee fund
12 for operating expenditures related to preparation and publication of in-
13 formational or educational materials related to the programs or functions
14 of the Kansas department of agriculture: *Provided further*, That, not-
15 withstanding the provisions of K.S.A. 75-1005, and amendments thereto,
16 to the contrary, the secretary of agriculture is hereby authorized to enter
17 into a contract with a commercial publisher for the printing, distribution
18 and sale of such materials: *And provided further*, That the secretary of
19 agriculture is hereby authorized to collect fees from such commercial
20 publisher pursuant to contract with the publisher for the sale of such
21 materials: *And provided further*, That the secretary of agriculture is
22 hereby authorized to receive and accept grants, gifts, donations or funds
23 from any non-federal source for the printing, publication and distribution
24 of such materials: *And provided further*, That all moneys received from
25 such fees or for such grants, gifts, donations or other funds received for
26 such purpose, shall be deposited in the state treasury in accordance with
27 the provisions of K.S.A. 75-4215, and amendments thereto, and shall be
28 credited to the publications fee fund.

29	Agriculture preparedness — homeland security fund.....	No limit
30	Other federal grants fund	No limit

31 *Provided*, That, the above agency is authorized to make expenditures from
32 the other federal grants fund of any moneys credited to this fund from
33 any individual grant if the grant: (1) Is less than or equal to \$500,000 in
34 the aggregate, and (2) does not require the matching expenditure of any
35 moneys in the state treasury during fiscal year 2010 other than moneys
36 appropriated by this or other appropriation act of the 2009 regular session
37 of the legislature: *Provided, however*, That, upon application to and au-
38 thorization by the governor, the above agency may make expenditures of
39 moneys credited to this fund from any individual federal grant which is
40 more than \$500,000 in the aggregate or which requires the matching
41 expenditure of moneys in the state treasury during fiscal year 2010, other
42 than moneys appropriated by this or other appropriation act of the 2009
43 regular session of the legislature: *Provided further*, That no grant for the

1 farmers' assistance, counseling and training program shall be deposited
2 to the credit of this fund.

3 Civil litigation fee fund..... No limit
4 *Provided*, That the above agency is authorized to make expenditures from
5 the civil litigation fee fund for costs or other expenses associated with
6 investigation and litigation regarding fraudulent meat sales: *Provided fur-*
7 *ther*, That a portion of the moneys received by the state from fines and
8 other moneys collected as a result of the settlement of fraudulent meat
9 sales cases, as determined by the secretary of agriculture and the attorney
10 general, shall be deposited in the state treasury in accordance with the
11 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
12 ited to the civil litigation fee fund by the attorney general.

13 Food safety fund No limit
14 *Provided*, That expenditures may be made from the food safety fund for
15 operating expenditures for the food inspection program and other activ-
16 ities for the regulation of food service establishments, food vending ma-
17 chines, food vending machine companies and food vending machine deal-
18 ers under the food service and lodging act: *Provided further*, That,
19 notwithstanding the provisions of K.S.A. 36-512, and amendments
20 thereto, to the contrary, all moneys received from fees charged and col-
21 lected by the secretary of agriculture under the food inspection program
22 and other activities for the regulation of food service establishments, food
23 vending machines, food vending machine companies and food vending
24 machine dealers under the food service and lodging act shall be remitted
25 to the state treasurer in accordance with the provisions of K.S.A. 75-4215,
26 and amendments thereto, deposited in the state treasury and shall be
27 credited to the food safety fund: *And provided further*, That the secretary
28 of agriculture is hereby authorized to make expenditures from the food
29 safety fund for contracts or other agreements with local governments to
30 inspect food service, food processing, grocery or other facilities for which
31 the department of agriculture has inspection authority.

32 Gifts and donations fund No limit
33 *Provided*, That the secretary of agriculture is hereby authorized to receive
34 gifts and donations of resources and money for services for the benefit
35 and support of agriculture and purposes thereto: *Provided further*, That
36 such gifts and donations of money shall be deposited in the state treasury
37 in accordance with the provisions of K.S.A. 75-4215, and amendments
38 thereto, and shall be credited to the gifts and donations fund.

39 General fees fund..... No limit
40 *Provided*, That expenditures may be made from the general fees fund for
41 operating expenditures for the regulatory programs of the Kansas de-
42 partment of agriculture and for official hospitality: *Provided further*, That
43 the secretary of agriculture is hereby authorized to fix, charge and collect

1 fees in order to recover all or part of the costs incurred for such regulatory
 2 program activities and for official hospitality: *And provided further*, That
 3 such fees shall be fixed in order to recover all or part of the operating
 4 expenses incurred for the regulatory program activity or official hospitality
 5 for which such fees are imposed: *And provided further*, That all amounts
 6 received for such fees shall be deposited in the state treasury in accord-
 7 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
 8 shall be credited to the general fees fund.

9 Food service inspection reimbursement fund No limit
 10 Food inspection fee fund..... No limit

11 *Provided*, That expenditures may be made from the food inspection fee
 12 fund for operating expenditures for the food inspection program and
 13 other activities for the regulation of food service establishments under
 14 the food service and lodging act: *Provided further*, That, notwithstanding
 15 the provisions of K.S.A. 36-512, and amendments thereto, to the contrary,
 16 all moneys received from fees charged and collected by the secretary of
 17 agriculture under the food inspection program and other activities for the
 18 regulation of food service establishments under the food service and lodg-
 19 ing act shall be deposited in the state treasury in accordance with the
 20 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
 21 ited to the food inspection fee fund: *And provided further*, That, on Oc-
 22 tober 1, 2009, and on the first day of each month thereafter, the director
 23 of accounts and reports shall transfer from the food inspection fee fund
 24 to the food service inspection reimbursement fund an amount equal to
 25 80% of all fees credited to the food inspection fee fund where food service
 26 inspection services are provided by a local agency under contract with the
 27 secretary to inspect food service establishments located in a municipality.

28 (c) There is appropriated for the above agency from the state water
 29 plan fund for the fiscal year ending June 30, 2010, for the water plan
 30 project or projects specified, the following:

31 Basin management \$737,536
 32 Water use..... \$49,700
 33 Interstate water issues..... \$337,379

34 (d) During the fiscal year ending June 30, 2010, the secretary of agri-
 35 culture, with the approval of the director of the budget, may transfer any
 36 part of any item of appropriation for fiscal year 2010 from the state water
 37 plan fund for the Kansas department of agriculture to another item of
 38 appropriation for fiscal year 2010 from the state water plan fund for the
 39 Kansas department of agriculture: *Provided*, That the secretary of agri-
 40 culture shall certify each such transfer to the director of accounts and
 41 reports and shall transmit a copy of each such certification to (1) the
 42 director of legislative research, (2) the chairperson of the house of rep-
 43 resentatives agriculture and natural resources budget committee, and (3)

1 the appropriate chairperson of the subcommittee on agriculture of the
2 senate committee on ways and means.

3 (e) On July 1, 2009, the director of accounts and reports shall transfer
4 \$101,788 from the state highway fund of the department of transportation
5 to the water structures — state highway fund of the Kansas department
6 of agriculture.

7 Sec. 84.

8 KANSAS ANIMAL HEALTH DEPARTMENT

9 (a) There is appropriated for the above agency from the state general
10 fund for the fiscal year ending June 30, 2010, the following:

11 Operating expenditures \$864,525

12 *Provided*, That any unencumbered balance in the operating expenditures
13 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
14 for fiscal year 2010: *Provided, however*, That expenditures from such
15 reappropriated balance shall be made only upon approval by the state
16 finance council.

17 (b) There is appropriated for the above agency from the following special
18 revenue fund or funds for the fiscal year ending June 30, 2010, 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 Animal disease control fund..... No limit

23 *Provided*, That expenditures from the animal disease control fund for
24 official hospitality shall not exceed \$450.

25 Animal dealers fee fund No limit

26 *Provided*, That expenditures from the animal dealers fee fund for official
27 hospitality shall not exceed \$300: *Provided further*, That expenditures
28 shall be made from the animal dealers fund by the livestock commissioner
29 for operating expenditures for an educational course regarding animals
30 and their care and treatment as authorized by K.S.A. 47-1707, and
31 amendments thereto, to be provided through the internet or printed
32 booklets.

33 Veterinary inspection fee fund..... No limit

34 Livestock market brand inspection fee fund No limit

35 Livestock brand fee fund..... No limit

36 *Provided*, That expenditures from the livestock brand fee fund for official
37 hospitality shall not exceed \$250.

38 Livestock brand emergency revolving fund..... No limit

39 County option brand fee fund No limit

40 Livestock and pseudorabies indemnity fund No limit

41 Legal services fund..... No limit

42 *Provided*, That all moneys received by the animal health department from
43 other state agencies pursuant to one or more interagency agreements for

1 the provision of legal services, which agreements are hereby authorized
2 and directed to be entered into, shall be credited to the legal services
3 fund.

4	Disease control fund — federal.....	No limit
5	Animal donation fund	No limit
6	Animal health protection fund.....	No limit
7	Sec. 85.	

8 STATE FAIR BOARD

9 (a) There is appropriated for the above agency from the following special
10 revenue fund or funds for the fiscal year ending June 30, 2010, 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 and remittances of sales tax to the department of revenue, shall not exceed
14 the following:

15	State fair fee fund	No limit
16	<i>Provided</i> , That expenditures from the state fair fee fund for official hos- 17 pitality shall not exceed \$15,000.	
18	State fair federal transfer fund	No limit
19	State fair special cash fund	No limit
20	State fair debt service special revenue fund.....	No limit

21 (b) There is appropriated for the above agency from the state general
22 fund for the fiscal year ending June 30, 2010, the following:

23	State fair debt service	\$341,861
24	Sec. 86.	

25 STATE CONSERVATION COMMISSION

26 (a) There is appropriated for the above agency from the state general
27 fund for the fiscal year ending June 30, 2010, the following:

28	Operating expenditures	\$832,406
29	<i>Provided</i> , That any unencumbered balance in the operating expenditures 30 account in excess of \$100 as of June 30, 2009, is hereby reappropriated 31 for fiscal year 2010: <i>Provided further</i> , That expenditures from this account 32 for official hospitality shall not exceed \$1,500.	

33 (b) There is appropriated for the above agency from the following special
34 revenue fund or funds for the fiscal year ending June 30, 2010, 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 shall not exceed the following:

38	Agency motor pool fund.....	No limit
39	Land reclamation fee fund.....	No limit
40	Watershed protect approach/WTR RSRCE MGT fund....	No limit
41	Conversion of materials and equipment fund	No limit
42	Buffer participation incentive fund.....	No limit

1 NRCS contribution agreement 2002 farm bill — federal
2 fund..... No limit
3 Water resources management buffer — federal fund..... No limit
4 Environmental improvement incentives fund..... No limit
5 (c) There is appropriated for the above agency from the state water
6 plan fund for the fiscal year ending June 30, 2010, for the following water
7 plan project or projects specified, the following:
8 Water resources cost share \$2,351,510
9 *Provided*, That any unencumbered balance in the water resources cost
10 share account in excess of \$100 as of June 30, 2009, is hereby reappro-
11 priated to the water resources cost share account for fiscal year 2010:
12 *Provided further*, That the initial allocation for grants to conservation
13 districts for fiscal year 2010 shall be made on a priority basis, as deter-
14 mined by the state conservation commission and the provisions of the
15 state water plan: *And provided further*, That expenditures from this ac-
16 count for contractual technical expertise shall not exceed the amount
17 equal to 6% of the approved budget amount for fiscal year 2010 for the
18 water resources cost share account.
19 Nonpoint source pollution assistance..... \$2,501,102
20 *Provided*, That any unencumbered balance in the nonpoint source pol-
21 lution assistance account in excess of \$100 as of June 30, 2009, is hereby
22 reappropriated for fiscal year 2010.
23 Conservation district aid..... \$2,255,919
24 *Provided*, That any unencumbered balance in the conservation district
25 aid account in excess of \$100 as of June 30, 2009, is hereby reappropriated
26 for fiscal year 2010.
27 Watershed dam construction..... \$759,600
28 *Provided*, That any unencumbered balance in the watershed dam con-
29 struction account in excess of \$100 as of June 30, 2009, is hereby reap-
30 propriated for fiscal year 2010: *Provided further*, That expenditures from
31 the watershed dam construction account are hereby authorized for en-
32 gineering contracts for watershed planning as determined by the state
33 conservation commission: *Provided, however*, That expenditures from
34 this account for such engineering contracts for watershed planning shall
35 not exceed \$50,000.
36 Lake restoration..... \$718,896
37 *Provided*, That any unencumbered balance in the lake restoration account
38 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
39 year 2010.
40 Kansas water quality buffer initiatives..... \$216,000
41 *Provided*, That any unencumbered balance in the Kansas water quality
42 buffer initiatives account in excess of \$100 as of June 30, 2009, is hereby
43 reappropriated for fiscal year 2010: *Provided further*, That all expendi-

1 tures from the Kansas water quality buffer initiatives account shall be for
 2 grants or incentives to install water quality best management practices
 3 under the governor’s water quality initiative: *And provided further*, That
 4 such expenditures may be made from this account from the approved
 5 budget amount for fiscal year 2010 in accordance with contracts, which
 6 are hereby authorized to be entered into by the executive director of the
 7 state conservation commission on behalf of the commission, for such
 8 grants or incentives: *Provided, however*, That expenditures from this ac-
 9 count for contractual educational and technical assistance for fiscal year
 10 2010 shall not exceed \$40,000.

11 Riparian and wetland program \$181,283

12 *Provided*, That any unencumbered balance in the riparian and wetland
 13 program account in excess of \$100 as of June 30, 2009, is hereby reap-
 14 propriated for fiscal year 2010.

15 Water transition assistance program \$81,011

16 *Provided*, That any unencumbered balance in the water transition assis-
 17 tance program account in excess of \$100 as of June 30, 2009, is hereby
 18 reappropriated for fiscal year 2010.

19 (d) During the fiscal year ending June 30, 2010, 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 2010 from the state water plan fund for the state conservation com-
 23 mission to another item of appropriation for fiscal year 2010 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 (1) the director of legislative
 28 research, (2) the chairperson of the house of representatives agriculture
 29 and natural resources budget committee, and (3) the appropriate chair-
 30 person of the subcommittee on agriculture of the senate committee on
 31 ways and means.

32 (e) On July 1, 2009, or as soon thereafter as moneys are available, the
 33 director of accounts and reports shall transfer \$150,000 from the wildlife
 34 fee fund of the department of wildlife and parks to the buffer participation
 35 incentive fund of the state conservation commission.

36 Sec. 87.

37 KANSAS WATER OFFICE

38 (a) There is appropriated for the above agency from the state general
 39 fund for the fiscal year ending June 30, 2010, the following:

40 Water resources operating expenditures \$2,025,746

41 *Provided*, That any unencumbered balance in the water resources oper-
 42 ating expenditures account in excess of \$100 as of June 30, 2009, is hereby
 43 reappropriated for fiscal year 2010: *Provided, however*, That expenditures

1 from this account for official hospitality shall not exceed \$250.
 2 Any unencumbered balance in the reservoir storage beneficial use fund
 3 account of the state general fund in excess of \$100 as of June 30, 2009,
 4 is hereby reappropriated for fiscal year 2010.

5 (b) There is appropriated for the above agency from the following special
 6 revenue fund or funds for the fiscal year ending June 30, 2010, 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 Conversion of materials and equipment fund No limit
- 10 Local water project match fund..... No limit

11 *Provided*, That all moneys received from local government entities and
 12 instrumentalities to be used to match funds for water projects shall be
 13 deposited in the state treasury in accordance with the provisions of K.S.A.
 14 75-4215, and amendments thereto, and shall be credited to the local water
 15 project match fund: *Provided further*, That all moneys credited to this
 16 fund shall be used to match state funds or federal funds, or both for water
 17 projects.

- 18 Water supply storage assurance fund..... No limit

19 *Provided*, That no additional water supply storage space shall be pur-
 20 chased in Milford, Perry, Big Hill or Hillsdale reservoirs during fiscal year
 21 2010, unless a contract is entered into under the state water plan storage
 22 act, K.S.A. 82a-1301 et seq., and amendments thereto, to supply water
 23 to users which is not held under contract in such reservoirs.

- 24 State conservation storage water supply fund..... \$0
- 25 Water marketing fund..... No limit
- 26 Federal grants and receipts fund No limit
- 27 General fees fund..... No limit

28 *Provided*, That expenditures may be made from the general fees fund for
 29 operating expenditures for the Kansas water office, including training and
 30 informational programs and official hospitality: *Provided further*, That the
 31 director of the Kansas water office is hereby authorized to fix, charge and
 32 collect fees for such programs: *And provided further*, That fees for such
 33 programs shall be fixed in order to recover all or part of the operating
 34 expenses incurred for such programs, including official hospitality: *And*
 35 *provided further*, That all fees received for such programs and all fees
 36 received for providing access to or for furnishing copies of public records
 37 shall be deposited in the state treasury in accordance with the provisions
 38 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
 39 general fees fund.

- 40 Water conservation projects fund..... \$0
- 41 Western water conservation projects fund..... \$0
- 42 Motor pool vehicle replacement fund..... No limit
- 43 Reservoir storage beneficial use fund No limit

1 *Provided*, That expenditures may be made by the above agency from the
2 reservoir storage beneficial use fund to call water into service for bene-
3 ficial uses, subject to the availability of moneys credited to the reservoir
4 storage beneficial use fund.

5 (c) There is appropriated for the above agency from the state water
6 plan fund for the fiscal year ending June 30, 2010, for the state water
7 plan project or projects specified, the following:

8 Assessment and evaluation..... \$532,500

9 *Provided*, That any unencumbered balance in the assessment and eval-
10 uation account in excess of \$100 as of June 30, 2009, is hereby reappro-
11 priated for fiscal year 2010.

12 GIS data base development \$177,500

13 *Provided*, That any unencumbered balance in the GIS data base devel-
14 opment account in excess of \$100 as of June 30, 2009, is hereby reap-
15 propriated for fiscal year 2010.

16 MOU — storage operations and maintenance \$216,550

17 *Provided*, That any unencumbered balance in the MOU — storage op-
18 erations and maintenance account in excess of \$100 as of June 30, 2009,
19 is hereby reappropriated for fiscal year 2010.

20 Technical assistance to water users \$443,692

21 *Provided*, That any unencumbered balance in the technical assistance to
22 water users account in excess of \$100 as of June 30, 2009, is hereby
23 reappropriated for fiscal year 2010.

24 Water resource education \$55,314

25 *Provided*, That any unencumbered balance in the water resource edu-
26 cation account in excess of \$100 as of June 30, 2009, is hereby reappro-
27 priated for fiscal year 2010.

28 Wichita aquifer storage and recovery project..... \$300,000

29 *Provided*, That any unencumbered balance in the Wichita aquifer recov-
30 ery project account in excess of \$100 as of June 30, 2009, is hereby reap-
31 propriated to the Wichita aquifer storage and recovery project account
32 for fiscal year 2010.

33 Weather modification program..... \$156,200

34 *Provided*, That any unencumbered balance in the weather modification
35 program account in excess of \$100 as of June 30, 2009, is hereby reap-
36 propriated for fiscal year 2010.

37 Weather stations \$56,800

38 *Provided*, That any unencumbered balance in the weather stations ac-
39 count in excess of \$100 as of June 30, 2009, is hereby reappropriated for
40 fiscal year 2010.

41 Neosho river basin issues..... \$213,000

42 *Provided*, That any unencumbered balance in the Neosho river basin
43 issues account in excess of \$100 as of June 30, 2009, is hereby reappro-

1 priated for fiscal year 2010.

2 (d) During the fiscal year ending June 30, 2010, the director of the
3 Kansas water office, with approval of the director of the budget, may
4 transfer any part of any item of appropriation for fiscal year 2010 from
5 the state water plan fund for the Kansas water office to another item of
6 appropriation for fiscal year 2010 from the state water plan fund for the
7 Kansas water office: *Provided, however*, That the director of the Kansas
8 water office shall certify each such transfer to the director of accounts
9 and reports and shall transmit a copy of each such certification to (1) the
10 director of legislative research, (2) the chairperson of the house of rep-
11 resentatives agriculture and natural resources budget committee, and (3)
12 the appropriate chairperson of the subcommittee on agriculture of the
13 senate committee on ways and means.

14 (e) During the fiscal year ending June 30, 2010, if it appears that the
15 resources are insufficient to meet in full the estimated expenditures as
16 they become due to meet the financial obligations imposed by law on the
17 water marketing fund of the Kansas water office as a result of a cash flow
18 shortfall, the pooled money investment board is authorized and directed
19 to loan to the director of the Kansas water office a sufficient amount or
20 amounts of moneys to maintain the cash flow of the water marketing fund
21 upon approval of each such loan by the state finance council acting on
22 this matter which is hereby characterized as a matter of legislative dele-
23 gation and subject to the guidelines prescribed in subsection (c) of K.S.A.
24 75-3711c, and amendments thereto. No such loan shall be made unless
25 the terms have been approved by the director of the budget. A copy of
26 the terms of each such loan shall be submitted to the director of legislative
27 research. The pooled money investment board is authorized and directed
28 to use any moneys in the operating accounts, investment accounts or other
29 investments of the state of Kansas to provide the funds for each such loan.
30 Each such loan shall be repaid without interest within one year from the
31 date of the loan.

32 (f) During the fiscal year ending June 30, 2010, if it appears that the
33 resources are insufficient to meet in full the estimated expenditures as
34 they become due to meet the financial obligations imposed by law on the
35 water marketing fund of the Kansas water office as a result of increases
36 in water rates, fees or charges imposed by the federal government, the
37 pooled money investment board is authorized and directed to loan to the
38 director of the Kansas water office a sufficient amount or amounts of
39 moneys to reimburse the water marketing fund for increases in water
40 rates, fees or charges imposed by the federal government and to allow
41 the Kansas water office to spread such increases to consumers over a
42 longer period, except that no such loan shall be made unless the terms
43 thereof have been approved by the state finance council acting on this

1 matter which is hereby characterized as a matter of legislative delegation
 2 and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-
 3 3711c, and amendments thereto. The pooled money investment board is
 4 authorized and directed to use any moneys in the operating accounts,
 5 investment accounts or other investments of the state of Kansas to provide
 6 the funds for each such loan. Each such loan shall bear interest at a rate
 7 equal to the net earnings rate for the pooled money investment portfolio
 8 at the time of the making of such loan. Such loan shall not be deemed to
 9 be an indebtedness or debt of the state of Kansas within the meaning of
 10 section 6 of article 11 of the constitution of the state of Kansas. Upon
 11 certification to the pooled money investment board by the director of the
 12 Kansas water office of the amount of each loan authorized pursuant to
 13 this subsection, the pooled money investment board shall transfer each
 14 such amount certified by the director of the Kansas water office from the
 15 state bank account or accounts to the water marketing fund of the Kansas
 16 water office. The principal and interest of each loan authorized pursuant
 17 to this subsection shall be repaid in payments payable at least annually
 18 for a period of not more than five years.

19 (g) During the fiscal year ending June 30, 2010, the director of accounts
 20 and reports shall transfer an amount or amounts specified by the director
 21 of the Kansas water office prior to April 1, 2010, from the water marketing
 22 fund to the state general fund, in accordance with the provisions of the
 23 state water plan storage act, and amendments thereto, and rules and reg-
 24 ulations adopted thereunder, for the purposes of making repayments to
 25 the state general fund for moneys advanced for annual capital cost pay-
 26 ments for water supply storage space in reservoirs.

27 Sec. 88.

28 DEPARTMENT OF WILDLIFE AND PARKS

29 (a) There is appropriated for the above agency from the state general
 30 fund for the fiscal year ending June 30, 2010, the following:

31 Operating expenditures \$3,694,916

32 *Provided*, That any unencumbered balance in the operating expenditures
 33 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 34 for fiscal year 2010: *Provided, however*, That expenditures from this ac-
 35 count for official hospitality shall not exceed \$1,000.

36 State parks operating expenditures..... \$2,033,050

37 *Provided*, That any unencumbered balance in the state parks operating
 38 expenditures account in excess of \$100 as of June 30, 2009, is hereby
 39 reappropriated for fiscal year 2010.

40 Reimbursement for annual licenses issued to national
 41 guard members \$38,000

42 *Provided*, That all moneys in the reimbursement for annual licenses is-
 43 sued to national guard members account shall be expended to pay the

1 wildlife fee fund for the cost of fees for annual hunting and annual fishing
 2 licenses issued for the calendar year 2010 to Kansas army or air national
 3 guard members, which licenses are hereby authorized to be issued with-
 4 out charge to such members in accordance with policies and procedures
 5 prescribed by the secretary of wildlife and parks therefor and subject to
 6 the limitation of the moneys appropriated and available in the reimburse-
 7 ment for annual licenses issued to national guard members account to
 8 pay the wildlife fee fund for such licenses: *Provided, however,* That no
 9 other hunting or fishing licenses or permits shall be eligible to be paid
 10 from this account: *Provided further,* That any unencumbered balance in
 11 the reimbursement for annual licenses issued to national guard members
 12 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 13 for fiscal year 2010.

14 Reimbursement for annual park permits issued to national
 15 guard members \$20,000

16 *Provided,* That all moneys in the reimbursement for annual park permits
 17 issued to national guard members account shall be expended to pay the
 18 parks fee fund for the cost of fees for annual park vehicle permits issued
 19 for the calendar year 2010 to Kansas army or air national guard members,
 20 which annual park vehicle permits are hereby authorized to be issued
 21 without charge to such members in accordance with policies and proce-
 22 dures prescribed by the secretary of wildlife and parks therefor and sub-
 23 ject to the limitation of the moneys appropriated and available in the
 24 reimbursement for annual park permits issued to national guard members
 25 account to pay the parks fee fund for such permits: *Provided, however,*
 26 That not more than one annual park vehicle permit per family shall be
 27 eligible to be paid from this account: *Provided further,* That any unen-
 28 cumbered balance in the reimbursement for annual park permits issued
 29 to national guard members account in excess of \$100 as of June 30, 2009,
 30 is hereby reappropriated for fiscal year 2010.

31 Reimbursement for annual licenses issued to Kansas dis-
 32 abled veterans \$75,392

33 *Provided,* That all moneys in the reimbursement for annual licenses is-
 34 sued to Kansas disabled veterans account shall be expended to pay the
 35 wildlife fee fund for the cost of fees for annual hunting and annual fishing
 36 licenses issued for the calendar year 2010 to Kansas disabled veterans,
 37 which licenses are hereby authorized to be issued without charge to such
 38 veterans in accordance with policies and procedures prescribed by the
 39 secretary of wildlife and parks therefor and subject to the limitation of
 40 the moneys appropriated and available in the reimbursement for annual
 41 licenses issued to Kansas disabled veterans account to pay the wildlife fee
 42 fund for such licenses: *Provided, however,* That to qualify for such license
 43 without charge, the resident disabled veteran shall have been separated

1 from the armed services under honorable conditions, have a disability
 2 certified by the Kansas commission on veterans affairs as being service
 3 connected and such service connected disability is equal to or greater
 4 than 30%: *Provided further*, That no other hunting or fishing licenses or
 5 permits shall be eligible to be paid from this account: *And provided fur-*
 6 *ther*, That any unencumbered balance in the reimbursement for annual
 7 licenses issued to Kansas disabled veterans account in excess of \$100 as
 8 of June 30, 2009, is hereby reappropriated for fiscal year 2010.

9 (b) There is appropriated for the above agency from the following special
 10 revenue fund or funds for the fiscal year ending June 30, 2010, 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 Wildlife fee fund \$20,862,272

15 *Provided*, That additional expenditures may be made from the wildlife
 16 fee fund for fiscal year 2010 for the purposes of compensating federal aid
 17 program expenditures if necessary in order to comply with requirements
 18 established by the United States fish and wildlife service for the utilization
 19 of federal aid funds: *Provided further*, That all such expenditures shall be
 20 in addition to any expenditure limitation imposed upon the wildlife fee
 21 fund for fiscal year 2010: *And provided further*, That the secretary of
 22 wildlife and parks shall report all such expenditures to the governor and
 23 the legislature as appropriate: *And provided further*, That expenditures
 24 from this fund for official hospitality shall not exceed \$1,000.

25 Parks fee fund \$5,639,129

26 *Provided*, That additional expenditures may be made from the parks fee
 27 fund for fiscal year 2010 for the purposes of compensating federal aid
 28 program expenditures if necessary in order to comply with requirements
 29 established by the United States fish and wildlife service for the utilization
 30 of federal aid funds: *Provided further*, That all such expenditures shall be
 31 in addition to any expenditure limitation imposed upon the parks fee fund
 32 for fiscal year 2010: *And provided further*, That the secretary of wildlife
 33 and parks shall report all such expenditures to the governor and the leg-
 34 islature as appropriate.

35 Boating fee fund \$902,595

36 *Provided*, That additional expenditures may be made from the boating
 37 fee fund for fiscal year 2010 for the purposes of compensating federal aid
 38 program expenditures if necessary in order to comply with requirements
 39 established by the United States fish and wildlife service for the utilization
 40 of federal aid funds: *Provided further*, That all such expenditures shall be
 41 in addition to any expenditure limitation imposed upon the boating fee
 42 fund for fiscal year 2010: *And provided further*, That the secretary of
 43 wildlife and parks shall report all such expenditures to the governor and

1 the legislature as appropriate: *And provided further*, That expenditures
2 from this fund for official hospitality shall not exceed \$1,000.

3 Central aircraft fund No limit

4 *Provided*, That expenditures may be made by the above agency from the
5 central aircraft fund for aircraft operating expenditures, for aircraft main-
6 tenance and repair, to provide aircraft services to other state agencies,
7 and for the purchase of state aircraft insurance: *Provided further*, That
8 the secretary of wildlife and parks is hereby authorized to fix, charge and
9 collect fees for the provision of aircraft services to other state agencies:
10 *And provided further*, That such fees shall be fixed to recover all or part
11 of the operating expenditures incurred in providing such services: *And*
12 *provided further*, That all fees received for such services shall be credited
13 to the central aircraft fund.

14 Department access roads fund \$970,486

15 Wildlife and parks nonrestricted fund..... No limit

16 Prairie spirit rails-to-trails fee fund..... No limit

17 Nongame wildlife improvement fund No limit

18 Nongame wildlife improvement fund — federal No limit

19 Wildlife conservation fund No limit

20 Federally licensed wildlife areas fund..... No limit

21 State agricultural production fund..... No limit

22 Land and water conservation fund — state No limit

23 Land and water conservation fund — local No limit

24 Development and promotions fund..... No limit

25 Department of wildlife and parks private gifts and dona-
26 tions fund No limit

27 Fish and wildlife restitution fund..... No limit

28 Parks restitution fund..... No limit

29 Nonfederal grants fund No limit

30 Other federal grants fund No limit

31 *Provided*, That the above agency is authorized to make expenditures from
32 the other federal grants fund of any moneys credited to this fund from
33 any individual grant if the grant: (1) Is less than or equal to \$750,000 in
34 the aggregate, and (2) does not require the matching expenditure of any
35 other moneys in the state treasury during fiscal year 2010 other than
36 moneys appropriated by this or other appropriation act of the 2009 reg-
37 ular session of the legislature: *Provided, however*, That, upon application
38 to and authorization by the governor, the above agency may make ex-
39 penditures of moneys credited to this fund from any individual federal
40 grant which is more than \$750,000 in the aggregate or which requires the
41 matching expenditure of moneys in the state treasury during the current
42 or any ensuing fiscal year: *Provided further*, That, subject to the provisions
43 of the other provisos prescribing guidelines for authority to make ex-

- 1 expenditures from the other federal grants fund, expenditures may be made
- 2 from the other federal grants fund for capital improvements.
- 3 Suspense fund No limit
- 4 Employee maintenance deduction clearing fund No limit
- 5 Cabin revenue fund No limit
- 6 Boating fund — federal No limit
- 7 Wildlife fund — federal No limit
- 8 Wildlife conservation fund — federal No limit
- 9 Feed the hungry fund No limit
- 10 (c) There is appropriated for the above agency from the state water
- 11 plan fund for the fiscal year ending June 30, 2010, the following:
- 12 Stream monitoring \$28,800
- 13 Sec. 89.

DEPARTMENT OF TRANSPORTATION

- 14
- 15 (a) There is appropriated for the above agency from the following special
- 16 revenue fund or funds for the fiscal year ending June 30, 2010, all
- 17 moneys now or hereafter lawfully credited to and available in such fund
- 18 or funds, except that expenditures shall not exceed the following:
- 19 State highway fund No limit
- 20 *Provided*, That no expenditures may be made from the state highway fund
- 21 other than for the purposes specifically authorized by this or other ap-
- 22 propriation act.
- 23 Special city and county highway fund No limit
- 24 County equalization and adjustment fund \$2,500,000
- 25 Highway special permits fund No limit
- 26 Highway bond debt service fund No limit
- 27 Rail service improvement fund No limit
- 28 Transportation revolving fund No limit
- 29 Rail service assistance program loan guarantee fund No limit
- 30 Railroad rehabilitation loan guarantee fund No limit
- 31 *Provided*, That expenditures from the railroad rehabilitation loan guar-
- 32 antee fund shall not exceed the amount which the secretary of transpor-
- 33 tation is obligated to pay during the fiscal year ending June 30, 2010, in
- 34 satisfaction of liabilities arising from the unconditional guarantee of pay-
- 35 ment which was entered into by the secretary of transportation in con-
- 36 nection with the mid-states port authority federally taxable revenue re-
- 37 funding bonds, series 1994, dated May 1, 1994, authorized by K.S.A.
- 38 12-3420, and amendments thereto, and guaranteed pursuant to K.S.A.
- 39 75-5031, and amendments thereto.
- 40 Interagency motor vehicle fuel sales fund No limit
- 41 *Provided*, That expenditures may be made from the interagency motor
- 42 vehicle fuel sales fund to provide and sell motor vehicle fuel to the Kansas
- 43 highway patrol: *Provided further*, That the secretary of transportation is

1 hereby authorized to fix, charge and collect fees for motor vehicle fuel
 2 sold to the Kansas highway patrol: *And provided further*, That such fees
 3 shall be fixed in order to recover all or part of the expenses incurred in
 4 providing motor vehicle fuel to the Kansas highway patrol: *And provided*
 5 *further*, That all fees received for such sales of motor vehicle fuel shall
 6 be credited to the interagency motor vehicle fuel sales fund.

7 Coordinated public transportation assistance fund.....	No limit
8 Public use general aviation airport development fund.....	No limit
9 Highway bond proceeds fund.....	No limit
10 Communication system revolving fund	No limit
11 Traffic records enhancement fund	No limit
12 Other federal grants fund	No limit

13 *Provided*, That no moneys received by the department of transportation
 14 that are highway trust funds or moneys that are received by the depart-
 15 ment of transportation under federal grants received on an ongoing basis
 16 shall be credited to the other federal grants fund: *Provided, however*,
 17 That the secretary of transportation may transfer moneys between the
 18 other federal grants fund and the state highway fund.

19 (b) Expenditures may be made by the above agency for the fiscal year
 20 ending June 30, 2010, from the state highway fund for the following
 21 specified purposes: *Provided*, That expenditures from the state highway
 22 fund for fiscal year 2010 other than refunds authorized by law for the
 23 following specified purposes shall not exceed the limitations prescribed
 24 therefor as follows:

25 Agency operations	\$272,507,119
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26 *Provided*, That expenditures from the agency operations account of the
 27 state highway fund for official hospitality by the secretary of transporta-
 28 tion shall not exceed \$5,000: *Provided further*, That expenditures may be
 29 made from this account for engineering services furnished to counties for
 30 road and bridge projects under K.S.A. 68-402e, and amendments thereto.

31 Conference fees	No limit
--------------------------	----------

32 *Provided*, That the secretary of transportation is hereby authorized to fix,
 33 charge and collect conference, training and workshop attendance and
 34 registration fees for conferences, training seminars and workshops spon-
 35 sored or cosponsored by the department: *Provided further*, That such
 36 fees shall be deposited in the state treasury and credited to the conference
 37 fees account of the state highway fund: *And provided further*, That ex-
 38 penditures may be made from this account to defray all or part of the
 39 costs of the conferences, training seminars and workshops.

40 Substantial maintenance	No limit
41 Claims	No limit
42 Payments for city connecting links	\$3,360,000
43 Federal local aid programs.....	No limit

1 Bond services fees No limit
2 Construction, remodeling and special maintenance pro-
3 jects for buildings \$0
4 *Provided*, That expenditures may be made from the construction, re-
5 modeling and special maintenance projects for buildings account of the
6 state highway fund of amounts in unexpended balances as of June 30,
7 2009, in capital improvement project accounts of projects approved for
8 prior fiscal years: *Provided further*, That expenditures from this account
9 of amounts in such unexpended balances shall be in addition to any ex-
10 penditure limitation imposed on this account for fiscal year 2010.
11 Other capital improvements..... No limit
12 *Provided*, That the secretary of transportation is authorized to make ex-
13 penditures from the other capital improvements account to undertake a
14 program to assist cities and counties with railroad crossings of roads not
15 on the state highway system.
16 (c) (1) In addition to the other purposes for which expenditures may
17 be made by the above agency from the state highway fund for fiscal year
18 2010, expenditures may be made by the above agency from the following
19 capital improvement account or accounts of the state highway fund for
20 fiscal year 2010 for the following capital improvement project or projects,
21 subject to the expenditure limitations prescribed therefor:
22 Buildings — rehabilitation and repair \$3,356,381
23 Buildings — reroofing..... \$212,402
24 Buildings — equipment storage sheds..... \$239,778
25 Buildings — other construction, renovation and repair \$1,833,878
26 (2) In addition to the other purposes for which expenditures may be
27 made by the above agency from the state highway fund for fiscal year
28 2010, expenditures may be made by the above agency from the state
29 highway fund for fiscal year 2010 from the unencumbered balance as of
30 June 30, 2009, in each capital improvement project account for a building
31 or buildings in the state highway fund for one or more projects approved
32 for prior fiscal years: *Provided*, That all expenditures from the unencum-
33 bered balance in any such project account of the state highway fund for
34 fiscal year 2010 shall not exceed the amount of the unencumbered bal-
35 ance in such project account on June 30, 2009, subject to the provisions
36 of section (d): *Provided further*, That all expenditures from any such pro-
37 ject account shall be in addition to any expenditure limitation imposed
38 on the state highway fund for fiscal year 2010.
39 (d) During the fiscal year ending June 30, 2010, the secretary of trans-
40 portation, with the approval of the director of the budget, may transfer
41 any part of any item of appropriation in a capital improvement project
42 account for a building or buildings for fiscal year 2010 from the state
43 highway fund for the department of transportation to another item of

1 appropriation in a capital improvement project account for a building or
 2 buildings for fiscal year 2010 from the state highway fund for the de-
 3 partment of transportation: *Provided*, That the secretary of transportation
 4 shall certify each such transfer to the director of accounts and reports and
 5 shall transmit a copy of each such certification to the director of legislative
 6 research.

7 (e) On April 1, 2010, the director of accounts and reports shall transfer
 8 from the motor pool service fund of the department of administration to
 9 the state highway fund of the department of transportation an amount
 10 determined to be equal to the sum of the annual vehicle registration fees
 11 for each vehicle owned or leased by the state or any state agencies in
 12 accordance with K.S.A. 75-4611, and amendments thereto.

13 (f) During the fiscal year ending June 30, 2010, upon notification from
 14 the secretary of transportation that an amount is due and payable from
 15 the railroad rehabilitation loan guarantee fund, the director of accounts
 16 and reports shall transfer from the state highway fund to the railroad
 17 rehabilitation loan guarantee fund the amount certified by the secretary
 18 as due and payable.

19 (g) Any payment for services during the fiscal year ending June 30,
 20 2010, from the state highway fund to other state agencies shall be in
 21 addition to any expenditure limitation imposed on the state highway fund
 22 for the fiscal year ending June 30, 2010.

23 (h) For the fiscal year ending June 30, 2010, the department of trans-
 24 portation shall prepare and submit along with the documents required
 25 under K.S.A. 75-3717, and amendments thereto, additional documents
 26 that present the revenues, transfers, and expenditures that are considered
 27 to be in support of the comprehensive transportation program authorized
 28 by K.S.A. 68-2314a et seq., and amendments thereto: *Provided*, That
 29 documents shall include both reportable as well as nonreportable and off-
 30 budget items that reflect the revenues, transfers and expenditures asso-
 31 ciated with the comprehensive transportation program.

32 Sec. 90. *Position limitations.* (a) The number of full-time and regular
 33 part-time positions equated to full-time, excluding seasonal and tempo-
 34 rary positions, paid from appropriations for the fiscal year ending June
 35 30, 2010, made in this or other appropriation act of the 2009 regular
 36 session of the legislature for the following agencies shall not exceed the
 37 following, except upon approval of the state finance council or pursuant
 38 to subsection (b):

39	Attorney General.....	108.00
40	Secretary of State	55.00
41	State Treasurer	55.50
42	Insurance Department.....	143.36
43	<i>Provided</i> , That any attorney positions established in the insurance de-	

1	partment for the purpose of defense of the workers compensation fund	
2	shall be in addition to any limitation imposed on the full-time and regular	
3	part-time equivalent number of positions, excluding seasonal and tem-	
4	porary positions, paid from appropriations made for fiscal year 2010 for	
5	the department of insurance.	
6	Department of Commerce.....	314.75
7	Health Care Stabilization Fund Board of Governors.....	17.00
8	Judicial Council.....	7.00
9	Kansas Human Rights Commission.....	34.00
10	State Corporation Commission.....	214.00
11	Citizens' Utility Ratepayer Board.....	6.00
12	Department of Administration.....	746.95
13	Office of Administrative Hearings.....	13.50
14	State Court of Tax Appeals.....	26.00
15	Department of Revenue.....	1,096.00
16	Kansas Lottery.....	99.00
17	Kansas Racing and Gaming Commission — state racing	
18	operations and expanded lottery act regulation	
19	division.....	49.53
20	Kansas Racing and Gaming Commission — state gaming	
21	agency.....	24.00
22	Department of Labor.....	552.00
23	Kansas Commission on Veterans Affairs.....	513.00
24	Department of Health and Environment — Division of	
25	Health.....	369.15
26	Department of Health and Environment — Division of	
27	Environment.....	473.85
28	Department on Aging.....	214.00
29	Department of Social and Rehabilitation Services.....	3,669.13
30	Kansas Neurological Institute.....	570.20
31	Larned State Hospital.....	976.20
32	Osawatomie State Hospital.....	441.40
33	Parsons State Hospital and Training Center.....	497.20
34	Rainbow Mental Health Facility.....	122.20
35	Kansas Guardianship Program.....	12.00
36	State Library.....	26.00
37	Kansas Arts Commission.....	8.00
38	Kansas State School for the Blind.....	93.50
39	Kansas State School for the Deaf.....	173.50
40	State Historical Society.....	134.00
41	State Board of Regents.....	63.50
42	Department of Corrections.....	3,047.70
43	Juvenile Justice Authority.....	558.50

1	Adjutant General.....	219.00
2	State Fire Marshal.....	53.00
3	Kansas Parole Board.....	3.00
4	Attorney General — Kansas Bureau of Investigation	221.00
5	Emergency Medical Services Board.....	14.00
6	Kansas Sentencing Commission.....	10.00
7	Kansas Commission on Peace Officers’ Standards and	
8	Training	7.00
9	Kansas Department of Agriculture.....	344.50
10	Kansas Animal Health Department.....	33.00
11	State Fair Board.....	24.00
12	State Conservation Commission.....	14.00
13	Kansas Water Office	23.50
14	Department of Wildlife and Parks	416.50
15	Department of Transportation.....	3,113.50

16 (b) During the fiscal year ending June 30, 2010, the secretary of social
17 and rehabilitation services may increase the position limitation for the
18 department of social and rehabilitation services or for any institution or
19 facility under the general supervision and management of the secretary
20 of social and rehabilitation services by making a corresponding decrease
21 in the position limitation for either the department of social and rehabil-
22 itation services or any institution or facility under the general supervision
23 and management of the secretary of social and rehabilitation services.
24 The secretary of social and rehabilitation services shall certify each such
25 increase and corresponding decrease to the director of personnel services
26 of the department of administration and shall transmit a copy of each
27 such certification to the legislative research department and the division
28 of the budget.

29 (c) During the fiscal year ending June 30, 2010, the attorney general
30 may authorize full-time non-FTE unclassified permanent positions and
31 regular part-time non-FTE unclassified permanent positions, for the Kan-
32 sas bureau of investigation that are paid from appropriations for the at-
33 torney general — Kansas bureau of investigation for fiscal year 2010 made
34 in this or other appropriation act of the 2009 regular session of the leg-
35 islature, which shall be in addition to the number of full-time and regular
36 part-time positions equated to full-time, excluding seasonal and tempo-
37 rary positions, authorized for fiscal year 2010 for the attorney general —
38 Kansas bureau of investigation. The attorney general shall certify each
39 such authorization for non-FTE unclassified permanent positions for the
40 Kansas bureau of investigation to the director of personnel services of the
41 department of administration and shall transmit a copy of each such cer-
42 tification to the legislative research department and the division of the
43 budget.

1 Sec. 91. (a) In addition to the other purposes for which expenditures
2 may be made by any state agency named in this or other appropriation
3 act of the 2009 regular session of the legislature from the moneys appro-
4 priated from the state general fund or from any special revenue fund for
5 fiscal year 2010 as authorized by this or other appropriation act of the
6 2009 regular session of the legislature, expenditures are hereby author-
7 ized and directed to be made by each such state agency from moneys
8 appropriated from the state general fund or from any special revenue
9 fund for fiscal year 2010 to provide a military pay differential for officers
10 or employees of the state agency who are called or have been called to
11 active military duty on or after September 11, 2001: *Provided, however,*
12 That all such expenditures shall be made in accordance with and subject
13 to the procedures, guidelines, limitations and restrictions, including the
14 eligibility conditions, prescribed in executive directive no. 05-356.

15 (b) As used in this section, “state agency” means any state agency in
16 the executive branch, legislative branch or judicial branch of state gov-
17 ernment.

18 Sec. 92. (a) In addition to the other purposes for which expenditures
19 may be made by the governor’s department from the governor’s depart-
20 ment account of the state general fund for the fiscal year ending June 30,
21 2010, expenditures shall be made by the governor’s department from the
22 governor’s department account of the state general fund for fiscal year
23 2010 for an additional amount of biweekly compensation for the governor
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 \$4,300.55 per biweekly pay period for each biweekly pay
27 period which is chargeable to fiscal year 2010: *Provided,* That all expend-
28 itures under this subsection (a) for such purposes shall be made in the
29 same manner and at the same times that biweekly compensation is pay-
30 able to the governor for the biweekly pay periods which are chargeable
31 to fiscal year 2010.

32 (b) (1) In addition to the other purposes for which expenditures may
33 be made by the lieutenant governor from the operations account of the
34 state general fund for the fiscal year ending June 30, 2010, expenditures
35 shall be made by the lieutenant governor from the operations account of
36 the state general fund for fiscal year 2010 for an additional amount of
37 biweekly compensation for the lieutenant governor equal to the amount
38 required to provide, along with the amount of biweekly compensation
39 otherwise payable, an aggregate amount of compensation of \$1,216.39
40 per biweekly pay period for each biweekly pay period which is chargeable
41 to fiscal year 2010: *Provided,* That all expenditures under this subsection
42 (b) for such purposes shall be made in the same manner and at the same
43 times that biweekly compensation is payable to the lieutenant governor

1 for the biweekly pay periods which are chargeable to fiscal year 2010.

2 (2) In addition to the other purposes for which expenditures may be
3 made by the lieutenant governor from the operations account of the state
4 general fund for the fiscal year ending June 30, 2010, expenditures shall
5 be made by the lieutenant governor from the operations account of the
6 state general fund for fiscal year 2010 for an additional amount of allow-
7 ance equal to the amount required to provide, along with the amount of
8 allowance otherwise payable from appropriations for the lieutenant gov-
9 ernor to the lieutenant governor at the rate prescribed by subsection
10 (a)(1) of K.S.A. 75-3103, and amendments thereto, an aggregate amount
11 of allowance of \$77.68 for the two-week period which coincides with the
12 first biweekly payroll period which is chargeable to fiscal year 2010 and
13 for each of the 25 ensuing two-week periods thereafter as reimbursement
14 for expenses which are chargeable to fiscal year 2010, notwithstanding
15 the provisions of subsection (a)(1) of K.S.A. 75-3103, and amendments
16 thereto: *Provided*, That all expenditures under this subsection (b)(2) for
17 such purposes shall be made in the same manner that such allowance is
18 payable to the lieutenant governor for such two-week periods for which
19 such allowance is payable in accordance with subsection (a)(1) of K.S.A.
20 75-3103, and amendments thereto, and which are chargeable to fiscal
21 year 2010.

22 (c) In addition to the other purposes for which expenditures may be
23 made by the secretary of state from one or more special revenue funds
24 for the fiscal year ending June 30, 2010, expenditures shall be made by
25 the secretary of state from one or more special revenue funds for fiscal
26 year 2010 for an additional amount of biweekly compensation for the
27 secretary of state equal to the amount required to provide, along with the
28 amount of biweekly compensation otherwise payable, an aggregate
29 amount of compensation of \$3,340.89 per biweekly pay period for each
30 biweekly pay period which is chargeable to fiscal year 2010: *Provided*,
31 That all expenditures under this subsection (c) for such purposes shall be
32 made in the same manner and at the same times that biweekly compen-
33 sation is payable to the secretary of state for the biweekly pay periods
34 which are chargeable to fiscal year 2010.

35 (d) In addition to the other purposes for which expenditures may be
36 made by the attorney general from the operating expenditures account
37 of the state general fund for the fiscal year ending June 30, 2010, ex-
38 penditures shall be made by the attorney general from the operating
39 expenditures account of the state general fund for fiscal year 2010 for an
40 additional amount of biweekly compensation for the attorney general
41 equal to the amount required to provide, along with the amount of bi-
42 weekly compensation otherwise payable, an aggregate amount of com-
43 pensation of \$3,841.93 per biweekly pay period for each biweekly pay

1 period which is chargeable to fiscal year 2010: *Provided*, That all expend-
2 itures under this subsection (d) for such purposes shall be made in the
3 same manner and at the same times that biweekly compensation is pay-
4 able to the attorney general for the biweekly pay periods which are
5 chargeable to fiscal year 2010.

6 (e) In addition to the other purposes for which expenditures may be
7 made by the state treasurer from one or more special revenue funds for
8 the fiscal year ending June 30, 2010, expenditures shall be made by the
9 state treasurer from one or more special revenue funds for fiscal year
10 2010 for an additional amount of biweekly compensation for the state
11 treasurer equal to the amount required to provide, along with the amount
12 of biweekly compensation otherwise payable, an aggregate amount of
13 compensation of \$3,340.89 per biweekly pay period for each biweekly pay
14 period which is chargeable to fiscal year 2010: *Provided*, That all expend-
15 itures under this subsection (e) for such purposes shall be made in the
16 same manner and at the same times that biweekly compensation is pay-
17 able to the state treasurer for the biweekly pay periods which are charge-
18 able to fiscal year 2010.

19 (f) In addition to the other purposes for which expenditures may be
20 made by the insurance department from the insurance department serv-
21 ice regulation fund for the fiscal year ending June 30, 2010, expenditures
22 shall be made by the insurance department from the insurance depart-
23 ment service regulation fund for fiscal year 2010 for an additional amount
24 of biweekly compensation for the commissioner of insurance equal to the
25 amount required to provide, along with the amount of biweekly compen-
26 sation otherwise payable, an aggregate amount of compensation of
27 \$3,340.89 per biweekly pay period for each biweekly pay period which is
28 chargeable to fiscal year 2010: *Provided*, That all expenditures under this
29 subsection (f) for such purposes shall be made in the same manner and
30 at the same times that biweekly compensation is payable to the commis-
31 sioner of insurance for the biweekly pay periods which are chargeable to
32 fiscal year 2010.

33 (g) (1) In addition to the other purposes for which expenditures may
34 be made by each state agency from appropriations made for the fiscal
35 year ending June 30, 2010, expenditures shall be made by each state
36 agency from the appropriations made for fiscal year 2010 for an additional
37 amount of per diem compensation equal to the amount required to pro-
38 vide, along with the amount of per diem compensation otherwise payable,
39 an aggregate amount of compensation of \$89.55 per calendar day for each
40 member of a board for any calendar day for which per diem compensation
41 is payable to such member of a board under K.S.A. 75-3212 or 75-3223,
42 and amendments thereto, at the rate prescribed by subsection (a) of
43 K.S.A. 46-137a, and amendments thereto, and is chargeable to fiscal year

1 2010: *Provided*, That all expenditures under this subsection (g) for such
2 purposes shall be made in the same manner and at the same times that
3 per diem compensation is payable to such member of a board for the
4 biweekly pay periods for which such per diem compensation for calendar
5 days which are chargeable to fiscal year 2010.

6 (2) As used in this subsection (g), (A) “state agency” means any state
7 agency of the executive branch of state government (i) which has appro-
8 priations made for the fiscal year ending June 30, 2010, by this act or any
9 other appropriation act of the 2009 regular session of the legislature, and
10 (ii) which is, or which makes expenditures for, any board; and

11 (B) “board” means any board, commission, committee, task force,
12 panel or other body in the executive branch of state government, includ-
13 ing any advisory body, having one or more members who are entitled to
14 receive per diem compensation for attendance at meetings of such body,
15 or attendance at meetings authorized by such body of a subcommittee or
16 other subsidiary group of such body, as provided in K.S.A. 75-3212 or
17 75-3223, and amendments thereto, at the rate prescribed by subsection
18 (a) of K.S.A. 46-137a, and amendments thereto.

19 (h) In addition to the other purposes for which expenditures may be
20 made by the Kansas turnpike authority for the period commencing July
21 1, 2009, and ending June 30, 2010, expenditures shall be made by the
22 Kansas turnpike authority for such period 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 \$89.55 per calendar day for each member of
26 the Kansas turnpike authority for any calendar day occurring on or after
27 July 1, 2009, for which per diem compensation is payable to such member
28 of the Kansas turnpike authority under K.S.A. 68-2003, and amendments
29 thereto, who is entitled, in accordance with K.S.A. 75-3223, and amend-
30 ments thereto, to receive such per diem compensation as provided in
31 K.S.A. 75-3212, and amendments thereto, at the rate prescribed by sub-
32 section (a) of K.S.A. 46-137a, and amendments thereto, and is chargeable
33 to fiscal year 2010: *Provided*, That all expenditures under this subsection
34 (h) for such purposes shall be made in the same manner and at the same
35 times that per diem compensation is payable to such member of the
36 Kansas turnpike authority for the appropriate pay periods for which such
37 per diem compensation for calendar days occurring on or after July 1,
38 2009, and prior to July 1, 2010, is payable by the Kansas turnpike au-
39 thority.

40 (i) In addition to the other purposes for which expenditures may be
41 made by the legislature from the operations (including official hospitality)
42 account of the state general fund for the fiscal year ending June 30, 2010,
43 expenditures shall be made by the legislature from the operations (in-

1 cluding official hospitality) account of the state general fund for fiscal year
2 2010:

3 (1) For an additional amount of per diem compensation equal to the
4 amount required to provide, along with the amount of per diem com-
5 pensation otherwise payable, an aggregate amount of compensation of
6 \$89.55 per calendar day for each member of the legislature for service at
7 the regular session or any special session of the legislature for any calendar
8 day which is chargeable to fiscal year 2010; and

9 (2) for an additional amount of per diem compensation equal to the
10 amount required to provide, along with the amount of per diem com-
11 pensation otherwise payable, an aggregate amount of compensation of
12 \$89.55 per calendar day for each member of the legislature and for any
13 other public officer or person for any calendar day for which per diem
14 compensation is payable from appropriations for the legislature to such
15 member of the legislature, public officer or person under K.S.A. 75-3212
16 or 75-3223, and amendments thereto, at the rate prescribed by subsection
17 (a) of K.S.A. 46-137a, and amendments thereto, and is chargeable to fiscal
18 year 2010: *Provided*, That all expenditures under this subsection (i) for
19 such purposes shall be made in the same manner and at the same times
20 that per diem compensation is payable to such members of the legislature,
21 public officials and persons for the biweekly pay periods for which such
22 per diem compensation for calendar days is payable and which are charge-
23 able to fiscal year 2010.

24 (j) (1) In addition to the other purposes for which expenditures may
25 be made by the legislature from the operations (including official hospi-
26 tality) account of the state general fund for the fiscal year ending June
27 30, 2010, expenditures shall be made by the legislature from the opera-
28 tions (including official hospitality) account of the state general fund for
29 fiscal year 2010 for an additional amount of allowance equal to the amount
30 required to provide, along with the amount of allowance otherwise pay-
31 able from appropriations for the legislature to each member of the leg-
32 islature at the rate prescribed by subsection (c) of K.S.A. 46-137a, and
33 amendments thereto, an aggregate amount of allowance (A) of \$357.69
34 for the two-week period which coincides with the first biweekly payroll
35 period which is chargeable to fiscal year 2010 and for each of the 14
36 ensuing two-week periods thereafter, and (B) of \$357.69 for the two-week
37 period which coincides with the biweekly payroll period which includes
38 April 4, 2010, which is chargeable to fiscal year 2010 and for each of the
39 four ensuing two-week periods thereafter, for each member of the leg-
40 islature to defray expenses incurred between sessions of the legislature
41 for postage, telephone, office and other incidental expenses, which are
42 chargeable to fiscal year 2010, notwithstanding the provisions of K.S.A.
43 46-137a, and amendments thereto: *Provided*, That all expenditures under

1 this subsection (j)(1) for such purposes shall be made otherwise in the
2 same manner that such allowance is payable to such members of the
3 legislature for such two-week periods for which such allowance is payable
4 in accordance with this subsection (j)(1) and which are chargeable to fiscal
5 year 2010.

6 (2) In addition to the other purposes for which expenditures may be
7 made by the legislature from the operations (including official hospitality)
8 account of the state general fund for the fiscal year ending June 30, 2011,
9 expenditures shall be made by the legislature from the operations (in-
10 cluding official hospitality) account of the state general fund for fiscal year
11 2011 for an additional amount of allowance equal to the amount required
12 to provide, along with (A) the amount of allowance otherwise payable
13 from appropriations for the legislature to each member of the legislature
14 at the rate prescribed by subsection (c) of K.S.A. 46-137a, and amend-
15 ments thereto, an aggregate amount of allowance of \$357.69, except as
16 otherwise provided in this subsection (j)(2), for the two-week period
17 which coincides with the first biweekly payroll period which is chargeable
18 to fiscal year 2011 and for each of the 14 ensuing two-week periods there-
19 after, and (B) for the two-week period which coincides with the biweekly
20 payroll period which includes April 3, 2011, which is chargeable to fiscal
21 year 2011 and for each of the four ensuing two-week periods thereafter,
22 for each member of the legislature to defray expenses incurred between
23 sessions of the legislature for postage, telephone, office and other inci-
24 dental expenses, which are chargeable to fiscal year 2011, notwithstanding
25 the provisions of K.S.A. 46-137a, and amendments thereto: *Provided*,
26 That, if the rates of compensation of the pay plan for persons in the
27 classified service under the Kansas civil service act are increased for the
28 payroll periods chargeable to the fiscal year ending June 30, 2011, then
29 the aggregate amount of allowance payable under this subsection (j)(2)
30 for the two-week period which coincides with the first biweekly pay pe-
31 riod that such increase is effective and each of the two-week periods
32 thereafter, which are chargeable to fiscal year 2011 and for which such
33 allowance is payable under this subsection (j)(2), shall be increased by an
34 amount computed by multiplying the average of the percentage increases
35 in all steps of such pay plan by the aggregate amount of allowance oth-
36 erwise payable under this subsection (j)(2): *Provided further*, That all
37 expenditures under this subsection (j)(2) for such purposes shall be made
38 otherwise in the same manner that such allowance is payable to such
39 members of the legislature for such two-week periods for which such
40 allowance is payable in accordance with this subsection (j)(2) and which
41 are chargeable to fiscal year 2011.

42 (k) 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, 2010,
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 2010 for an additional amount of biweekly compensation for the following
5 legislative officers equal to the amount required to provide, along with
6 the amount of biweekly compensation otherwise payable, an aggregate
7 amount of compensation per biweekly pay period for such legislative of-
8 ficers as follows:

9 (1) For the president of the senate and the speaker of the house of
10 representatives equal to the amount required to provide an aggregate
11 amount of \$545.37 per biweekly pay period for services performed in
12 connection with discharging the duties assigned to the respective posi-
13 tions for each biweekly pay period which is chargeable to fiscal year 2010;

14 (2) for the speaker pro tem of the house of representatives, the vice
15 president of the senate, the assistant majority leaders of the senate and
16 house of representatives, and the assistant minority leaders of the senate
17 and house of representatives equal to the amount required to provide an
18 aggregate amount of \$278.35 per biweekly pay period for services per-
19 formed in connection with discharging the duties assigned to the respec-
20 tive positions for each biweekly pay period which is chargeable to fiscal
21 year 2010;

22 (3) for the chairperson of the senate committee on ways and means
23 and the chairperson of the house of representatives committee on appro-
24 priations equal to the amount required to provide an aggregate amount
25 of \$438.57 per biweekly pay period for services performed in connection
26 with discharging the duties assigned to the respective positions for each
27 biweekly pay period which is chargeable to fiscal year 2010;

28 (4) for the majority leaders of the senate and house of representatives
29 equal to the amount required to provide an aggregate amount of \$492.01
30 per biweekly pay period for services performed in connection with dis-
31 charging the duties assigned to the respective positions for each biweekly
32 pay period which is chargeable to fiscal year 2010; and

33 (5) for the minority leaders of the senate and house of representatives
34 equal to the amount required to provide an aggregate amount of \$492.01
35 per biweekly pay period for services performed in connection with dis-
36 charging the duties assigned to the respective positions for each biweekly
37 pay period which is chargeable to fiscal year 2010: *Provided*, That all
38 expenditures under this subsection (k) for such purposes shall be made
39 in the same manner and at the same times that biweekly compensation
40 is payable to such legislative officers under K.S.A. 46-137b, and amend-
41 ments thereto, for the biweekly pay periods which are chargeable to fiscal
42 year 2010.

43 (l) In addition to the other purposes for which expenditures may be

1 made by the legislative coordinating council from the legislative coordi-
2 nating council — operations account of the state general fund for the
3 fiscal year ending June 30, 2010, expenditures shall be made by the leg-
4 islative coordinating council from the legislative coordinating council —
5 operations account of the state general fund for fiscal year 2010 for an
6 additional amount of per diem compensation equal to the amount re-
7 quired to provide, along with the amount of per diem compensation oth-
8 erwise payable, an aggregate amount of compensation of \$89.55 per cal-
9 endar day for each member of the legislative coordinating council for any
10 calendar day for which per diem compensation is payable from appro-
11 priations for the legislative coordinating council under K.S.A. 46-1209,
12 and amendments thereto, to such member as provided in K.S.A. 75-3212,
13 and amendments thereto, at the rate prescribed by subsection (a) of
14 K.S.A. 46-137a, and amendments thereto, and which is chargeable to
15 fiscal year 2010: *Provided*, That all expenditures under this subsection (l)
16 for such purposes shall be made in the same manner and at the same
17 times that per diem compensation is payable to such members of the
18 legislative coordinating council for the biweekly pay periods for which
19 such per diem compensation is payable for calendar days which are
20 chargeable to fiscal year 2010.

21 (m) In addition to the other purposes for which expenditures may be
22 made by the division of post audit from the operations (including legis-
23 lative post audit committee) account of the state general fund for the
24 fiscal year ending June 30, 2010, expenditures shall be made by the di-
25 vision of post audit from the operations (including legislative post audit
26 committee) account of the state general fund for fiscal year 2010:

27 (1) For an additional amount of per diem compensation equal to the
28 amount required to provide, along with the amount of per diem com-
29 pensation otherwise payable, an aggregate amount of compensation of
30 \$89.55 per calendar day for each member of the legislative post audit
31 committee for any calendar day for which per diem compensation is pay-
32 able from appropriations for the division of post audit under K.S.A. 46-
33 1104, and amendments thereto, to such member as provided in K.S.A.
34 75-3212 and amendments thereto at the rate prescribed by subsection (a)
35 of K.S.A. 46-137a, and amendments thereto, and which is chargeable to
36 fiscal year 2010; and

37 (2) for an additional amount of per diem compensation equal to the
38 amount required to provide, along with the amount of per diem com-
39 pensation otherwise payable, an aggregate amount of compensation of
40 \$89.55 per calendar day for each member of the contract audit committee
41 for any calendar day for which per diem compensation is payable from
42 appropriations for the division of post audit under K.S.A. 46-1120, and
43 amendments thereto, to such member as provided in K.S.A. 75-3223, and

1 amendments thereto, at the rate prescribed by subsection (a) of K.S.A.
2 46-137a, and amendments thereto, and which is chargeable to fiscal year
3 2010: *Provided*, That all expenditures under this subsection (m) for such
4 purposes shall be made in the same manner and at the same times that
5 per diem compensation is payable to such members of the legislative post
6 audit committee or contract audit committee for the biweekly pay periods
7 for which such per diem compensation is payable for calendar days which
8 are chargeable to fiscal year 2010.

9 (n) In addition to the other purposes for which expenditures may be
10 made by the judicial branch from the judiciary operations account of the
11 state general fund for the fiscal year ending June 30, 2010, expenditures
12 shall be made by the judicial branch from the judiciary operations account
13 of the state general fund for fiscal year 2010:

14 (1) for an additional amount of per diem compensation equal to the
15 amount required to provide, along with the amount of per diem com-
16 pensation otherwise payable, an aggregate amount of compensation of
17 \$89.55 per calendar day for each member of the advisory council on
18 dispute resolution for any calendar day for which per diem compensation
19 is payable to such member of the advisory council on dispute resolution
20 under K.S.A. 5-505, and amendments thereto, who is entitled, in accord-
21 ance with subsection (e) of K.S.A. 75-3223, and amendments thereto, to
22 receive such per diem compensation as provided in K.S.A. 75-3212, and
23 amendments thereto, at the rate prescribed by subsection (a) of K.S.A.
24 46-137a, and amendments thereto, and which is chargeable to fiscal year
25 2010; and

26 (2) for an additional amount of per diem compensation equal to the
27 amount required to provide, along with the amount of per diem com-
28 pensation otherwise payable, an aggregate amount of compensation of
29 \$89.55 per calendar day for each retired justice or judge who performs
30 judicial service or duties under K.S.A. 20-2616, and amendments thereto,
31 for each calendar day for which per diem compensation is payable to such
32 retired justice or judge under K.S.A. 20-2616, and amendments thereto,
33 and is chargeable to fiscal year 2010: *Provided*, That all expenditures
34 under this subsection (n) for such purposes shall be made in the same
35 manner and at the same times that per diem compensation is payable to
36 such members of the advisory council on dispute resolution or to such
37 retired justices or judges for the biweekly pay periods for which such per
38 diem compensation is payable and which are chargeable to fiscal year
39 2010.

40 (o) In addition to the other purposes for which expenditures may be
41 made by the judicial council from the operating expenditures account of
42 the state general fund and one or more special revenue funds for the
43 fiscal year ending June 30, 2010, expenditures shall be made by the ju-

1 dicial council from the operating expenditures account of the state general
2 fund for fiscal year 2010 for an additional amount of per diem compen-
3 sation equal to the amount required to provide, along with the amount
4 of per diem compensation otherwise payable, an aggregate amount of
5 compensation of \$89.55 per calendar day for each member of the judicial
6 council and for each regularly appointed member of a special committee
7 of the judicial council who is not a member of the judicial council for any
8 calendar day for which per diem compensation is payable to such member
9 of the judicial council or a special committee thereof under K.S.A. 20-
10 2206, and amendments thereto, at the rate of compensation in accordance
11 with K.S.A. 75-3212, and amendments thereto, at the rate prescribed by
12 subsection (a) of K.S.A. 46-137a, and amendments thereto, and is charge-
13 able to fiscal year 2010: *Provided*, That all expenditures under this sub-
14 section (o) for such purposes shall be made in the same manner and at
15 the same times that per diem compensation is payable to such members
16 of the judicial council or special committees thereof for the biweekly pay
17 periods for which such per diem compensation is payable and which are
18 chargeable to fiscal year 2010.

19 (p) In addition to the other purposes for which expenditures may be
20 made by state agencies from one or more accounts of the state general
21 fund and one or more special revenue funds in accordance with approp-
22 riations for the fiscal year ending June 30, 2010, made by this or other
23 appropriation act of the 2009 regular session of the legislature for addi-
24 tional amounts of compensation for state officers and employees in ac-
25 cordance with the following:

26 (1) The governor is hereby authorized to modify the pay plan for the
27 classified service under the Kansas civil service act for fiscal year 2010 in
28 accordance with this subsection (p)(1) and to adopt such pay plan as so
29 modified; the existing pay plan for fiscal year 2010 shall be modified to
30 provide for (A) a base pay rate increase of 1.0% in the pay rates of such
31 pay plan, which shall be effective on the first day of the first biweekly
32 payroll period which is chargeable to the fiscal year ending June 30, 2010,
33 (B) additional modifications to implement the recommendations of the
34 state employee compensation oversight commission, including (i) the de-
35 sign, development and implementation of the five recommended pay
36 plans, (ii) development and implementation of a new statewide employee
37 performance management system for classified executive branch em-
38 ployees, and (iii) performing market salary surveys on one-third of the
39 executive branch classified workforce annually, and (C) market adjust-
40 ments to the job classes determined to be significantly below market
41 salary rates, which shall be effective on the first day of the first biweekly
42 payroll period which is chargeable to the fiscal year ending June 30, 2010,
43 for positions in such job classifications; the pay plan adopted by the gov-

1 ernor under this subsection (p)(1) shall be the pay plan for the classified
2 service under the Kansas civil service act and shall be effective on the
3 first day of the first biweekly payroll period which is specified therefor in
4 this subsection (p)(1) and which is chargeable to the fiscal year ending
5 June 30, 2010; the pay plan adopted by the governor under this subsection
6 (p)(1) for fiscal year 2010 shall be subject to modification and approval
7 as provided under K.S.A. 75-2938, and amendments thereto, and to any
8 enactment of the legislature applicable thereto;

9 (2) The governor is hereby authorized to modify or authorize the mod-
10 ification of the salaries of state officers and employees who are in the
11 unclassified service under the Kansas civil service act and whose salaries
12 are subject to approval by the governor under K.S.A. 75-2935b or 75-
13 2935c, and amendments thereto, to provide for base salary increases, to
14 be effective on the first day of the first payroll period which is chargeable
15 to the fiscal year ending on June 30, 2010, for which the base salary
16 increase is authorized in accordance with this subsection (p)(2), and to
17 be distributed from a salary increase pool: *Provided*, That for each bi-
18 weekly payroll period which is chargeable to fiscal year 2010, the average
19 of such increases shall not exceed an additional 1.0% of the base salaries
20 of such officers and employees; and

21 (3) each elected state official of the executive branch of state govern-
22 ment, including the state board of education, the state board of regents
23 and the board of trustees of the Kansas public employees retirement
24 system, in each such official, corporation or board's discretion, are hereby
25 authorized to modify or to authorize the modification of the salaries of
26 the state officers and employees of such official, corporation or board,
27 who are in the unclassified service under the Kansas civil service act and
28 whose salaries are not subject to approval by the governor under K.S.A.
29 75-2935b, and amendments thereto, to provide for base salary increases
30 to be effective on the first day of the first payroll period which is charge-
31 able to the fiscal year ending June 30, 2010, for which the base salary
32 increase is authorized in accordance with this subsection (p)(3), and to
33 be distributed from a salary increase pool: *Provided*, That for each bi-
34 weekly payroll period which is chargeable to fiscal year 2010, the average
35 of such increases shall not exceed an additional 1.0% of the base salaries
36 of such officers and employees of such official, corporation or board. The
37 provisions of this subsection (p)(3) shall not authorize or provide any
38 salary increase for the governor, lieutenant governor, secretary of state,
39 state treasurer, commissioner of insurance, or attorney general, or for any
40 member of any state board, commission, council or committee receiving
41 per diem compensation as provided by statute.

42 (q) (1) In addition to the other purposes for which expenditures may
43 be made by any state agency named in this or other appropriation act of

1 the 2009 regular session of the legislature from the moneys appropriated
2 from the state general fund or from any special revenue fund for fiscal
3 year 2010 as authorized by this or other appropriation act of the 2009
4 regular session of the legislature, expenditures are hereby authorized and
5 directed to be made by each such state agency from moneys appropriated
6 from the state general fund or from any special revenue fund for fiscal
7 year 2010 to provide each employee, who is eligible for a longevity bonus
8 payment pursuant to K.S.A. 75-5541, and amendments thereto, an ad-
9 ditional amount of longevity bonus payment during fiscal year 2010 equal
10 to the amount required to provide, along with the amount of the longevity
11 bonus payment otherwise payable pursuant to K.S.A. 75-5541, and
12 amendments thereto, an aggregate amount of longevity bonus that would
13 be payable if the amount of the longevity bonus payment pursuant to
14 K.S.A. 75-5541, and amendments thereto, were determined by multiply-
15 ing the number of full years of state service, not to exceed 25 years,
16 rendered by such employee by \$50: *Provided*, That all expenditures under
17 this subsection (q) for such purposes shall be made in the same manner
18 and at the same time that the longevity bonus payment determined under
19 K.S.A. 75-5541, and amendments thereto, is payable during fiscal year
20 2010 to such employee: *Provided further*, That each such additional
21 amount of longevity bonus payment to any such employee shall be
22 deemed to have the same characteristics, be subject to the same with-
23 holding, deduction or contribution requirements, and is intended to be a
24 bonus as defined in 29 C.F.R. §778.208, to the same extent and effect as
25 longevity bonus payments that are payable pursuant to K.S.A. 75-5541,
26 and amendments thereto.

27 (2) As used in this subsection (q), “state agency” means any state agency
28 in the executive branch, legislative branch or judicial branch of state gov-
29 ernment and “employee” means any officer or employee of a state agency.

30 Sec. 93. (a) (1) On and after the effective date of this act, notwithstand-
31 ing the provisions of K.S.A. 74-4927, and amendments thereto, or any
32 other statute, no state agency shall pay to the Kansas public employees
33 retirement system any amounts to the group insurance reserve fund at-
34 tributable to the months of July, August, September, October, November
35 or December of 2009 or to the months of January, February or March
36 of 2010, that constitute such state agency’s portion of the state’s contri-
37 bution to the group insurance reserve fund under K.S.A. 74-4927, and
38 amendments thereto.

39 (2) On April 1, 2010, or as soon thereafter as moneys are available, the
40 director of accounts and reports shall transfer the amount in each account
41 of each special revenue fund of each state agency that is equal to the
42 aggregate of all amounts that would have been paid from such account
43 to the Kansas public employees retirement system as a contribution for

1 July, August, September, October, November or December of 2009 or
2 January, February or March of 2010, to the group insurance reserve fund
3 under K.S.A. 74-4927, and amendments thereto, subject to any applicable
4 federal limitations or restrictions, as certified by the director of the budget
5 to the director of accounts and reports for fiscal year 2010, from such
6 special revenue fund, or account thereof, to the state general fund: *Pro-*
7 *vided*, That the amounts transferred from special revenue funds to the
8 state general fund pursuant to this subsection (a)(2) are to reimburse the
9 state general fund for accounting, auditing, budgeting, legal, payroll, per-
10 sonnel and purchasing services and any other governmental services
11 which are performed on behalf of the state agency involved by other state
12 agencies which receive appropriations from the state general fund to pro-
13 vide such services.

14 (b) (1) On and after June 14, 2009, notwithstanding the provisions of
15 K.S.A. 75-6508 or 75-6512, and amendments thereto, or any other statute,
16 no state agency shall pay to the Kansas health policy authority any
17 amounts specified by the Kansas state employees health care commission
18 for employees of the state agency who are participating in the state health
19 care benefits program, excluding any amounts prescribed under the caf-
20 eteria plan, that are attributable to the payroll periods commencing on
21 or after June 14, 2009, and ending on or before September 19, 2009, that
22 constitute such state agency's portion of the state's contribution for per-
23 sons participating in the state health care benefits program under K.S.A.
24 75-6501 et seq., and amendments thereto, for such payroll periods.

25 (2) On April 1, 2010, or as soon thereafter as moneys are available, the
26 director of accounts and reports shall transfer the amount in each account
27 of each special revenue fund of each state agency that is equal to the
28 aggregate of all amounts that would have been paid from such account
29 to the Kansas health policy authority for employees of such state agency
30 who are participating in the state health care benefits program, excluding
31 any amounts prescribed under the cafeteria plan, that are attributable to
32 the payroll periods commencing on or after June 14, 2009, and ending
33 on or before September 19, 2009, under K.S.A. 75-6508, and amend-
34 ments thereto, subject to any applicable federal limitations or restrictions,
35 as certified by the director of the budget to the director of accounts and
36 reports for fiscal year 2010, from such special revenue fund, or account
37 thereof, to the state general fund: *Provided*, That the amounts transferred
38 from special revenue funds to the state general fund pursuant to this
39 subsection (b)(2) are to reimburse the state general fund for accounting,
40 auditing, budgeting, legal, payroll, personnel and purchasing services and
41 any other governmental services which are performed on behalf of the
42 state agency involved by other state agencies which receive appropriations
43 from the state general fund to provide such services.

1 Sec. 94. (a) Notwithstanding the provisions of K.S.A. 2008 Supp. 75-
2 2319, and amendments thereto, or any other statute, all transfers made
3 from the state general fund to the school district capital improvements
4 fund in accordance with the provisions of K.S.A. 2008 Supp. 75-2319, and
5 amendments thereto, during the fiscal years ending June 30, 2010, and
6 June 30, 2011, shall be considered to be revenue transfers from the state
7 general fund.

8 (b) Notwithstanding the provisions of K.S.A. 2008 Supp. 72-8814, and
9 amendments thereto, or any other statute, all transfers made from the
10 state general fund to the school district capital outlay state aid fund in
11 accordance with the provisions of K.S.A. 2008 Supp. 72-8814, and amend-
12 ments thereto, during the fiscal years ending June 30, 2010, and June 30,
13 2011, shall be considered to be revenue transfers from the state general
14 fund.

15 (c) Notwithstanding the provisions of K.S.A. 2008 Supp. 76-775, and
16 amendments thereto, or any other statute, all transfers made from the
17 state general fund to either: (1) The endowed professorship account of
18 the faculty of distinction matching fund of an eligible educational insti-
19 tution, in the case of a certification of a qualifying gift to an eligible
20 educational institution that is a state educational institution, or (2) the
21 faculty of distinction program fund of the state board of regents, in the
22 case of a certification of a qualifying gift to an eligible institution that is
23 not a state educational institution, in accordance with the provisions of
24 subsection (a) of K.S.A. 2008 Supp. 76-775, and amendments thereto,
25 during the fiscal years ending June 30, 2010, and June 30, 2011, shall be
26 considered to be revenue transfers from the state general fund.

27 (d) Notwithstanding the provisions of K.S.A. 2008 Supp. 76-783, and
28 amendments thereto, or any other statute, all transfers made from the
29 state general fund to the regents research corporation fund of the state
30 board of regents, in accordance with the provisions of subsection (a) of
31 K.S.A. 2008 Supp. 76-783, and amendments thereto, during the fiscal
32 years ending June 30, 2010, and June 30, 2011, shall be considered to be
33 revenue transfers from the state general fund.

34 Sec. 95. (a) The director of accounts and reports shall not make the
35 transfers of the amounts prescribed to be transferred from the state gen-
36 eral fund to special revenue funds by section 12(d)(5) of chapter 3 of the
37 2003 Session Laws of Kansas, which were directed to be made on or
38 before June 30, 2010, on a date certified by the director of the budget,
39 which are equal to 25% of the amount transferred from each such special
40 revenue fund pursuant to section 12(d)(1) of chapter 3 of the 2003 Session
41 Laws of Kansas and, in the aggregate from all such special revenue funds,
42 are equal to \$214,500. On the effective date of this act, the provisions of
43 section 12(d)(5) of chapter 3 of the 2003 Session Laws of Kansas are

1 hereby declared to be null and void and shall have no force and effect.

2 (b) The director of accounts and reports shall not make the transfer of
3 \$1,000,000 prescribed to be transferred from the state general fund to
4 the workers compensation fund of the insurance department by section
5 10(a)(5) of chapter 3 of the 2003 Session Laws of Kansas, which was
6 directed to be made on or before June 30, 2010, on a date certified by
7 the director of the budget for the purpose of repaying 25% of the amount
8 transferred from the workers compensation fund to the state general fund
9 pursuant to section 10(a)(1) of chapter 3 of the 2003 Session Laws of
10 Kansas. On the effective date of this act, the provisions of section 10(a)(5)
11 of chapter 3 of the 2003 Session Laws of Kansas are hereby declared to
12 be null and void and shall have no force and effect.

13 (c) The director of accounts and reports shall not make the transfer of
14 \$250,000 prescribed to be transferred from the state general fund to the
15 waste tire management fund of the department of health and environ-
16 ment — division of environment by section 13(a)(5) of chapter 3 of the
17 2003 Session Laws of Kansas, which was directed to be made on or before
18 June 30, 2010, on a date certified by the director of the budget for the
19 purpose of repaying 25% of the amount transferred from the waste tire
20 management fund to the state general fund pursuant to section 13(a)(1)
21 of chapter 3 of the 2003 Session Laws of Kansas. On the effective date
22 of this act, the provisions of section 13(a)(5) of chapter 3 of the 2003
23 Session Laws of Kansas are hereby declared to be null and void and shall
24 have no force and effect.

25 (d) The director of accounts and reports shall not make the transfer of
26 \$2,500,000 prescribed to be transferred from the state general fund to
27 the underground petroleum storage tank release trust fund of the de-
28 partment of health and environment — division of environment by sec-
29 tion 13(b)(5) of chapter 3 of the 2003 Session Laws of Kansas, which was
30 directed to be made on or before June 30, 2010, on a date certified by
31 the director of the budget for the purpose of repaying 25% of the amount
32 transferred from the underground petroleum storage tank release trust
33 fund to the state general fund pursuant to section 13(b)(1) of chapter 3
34 of the 2003 Session Laws of Kansas. On the effective date of this act, the
35 provisions of section 13(b)(5) of chapter 3 of the 2003 Session Laws of
36 Kansas are hereby declared to be null and void and shall have no force
37 and effect.

38 (e) The director of accounts and reports shall not make the transfer of
39 \$23,652,162 prescribed to be transferred from the state general fund to
40 the state highway fund of the department of transportation by section
41 19(b)(4) of chapter 3 of the 2003 Session Laws of Kansas, which was
42 directed to be made on or before June 30, 2010, on a date certified by
43 the director of the budget for the purpose of repaying 25% of the amount

1 transferred from the state highway fund to the state general fund pursuant
2 to section 40(a) of chapter 205 of the 2002 Session Laws of Kansas. On
3 the effective date of this act, the provisions of section 19(b)(4) of chapter
4 3 of the 2003 Session Laws of Kansas are hereby declared to be null and
5 void and shall have no force and effect.

6 (f) The director of accounts and reports shall not make the transfer of
7 \$7,220,145 prescribed to be transferred from the state general fund to
8 the state highway fund of the department of transportation by section
9 73(k)(4) of chapter 138 of the 2003 Session Laws of Kansas, which was
10 directed to be made on or before June 30, 2010, on a date certified by
11 the director of the budget for the purpose of repaying 25% of the amount
12 transferred from the state highway fund to the state general fund pursuant
13 to section 73(j) of chapter 138 of the 2003 Session Laws of Kansas. On
14 the effective date of this act, the provisions of section 73(k)(4) of chapter
15 138 of the 2003 Session Laws of Kansas are hereby declared to be null
16 and void and shall have no force and effect.

17 (g) The director of accounts and reports shall not make the transfer of
18 \$23,901.75 prescribed to be transferred from the state general fund to
19 the state highway fund of the department of transportation by section
20 19(c)(5) of chapter 160 of the 2003 Session Laws of Kansas, which was
21 directed to be made on or before June 30, 2010, on a date certified by
22 the director of the budget for the purpose of repaying 25% of the amount
23 transferred from the state highway fund to the state general fund pursuant
24 to section 19(c)(1) of chapter 160 of the 2003 Session Laws of Kansas.
25 On the effective date of this act, the provisions of section 19(c)(5) of
26 chapter 160 of the 2003 Session Laws of Kansas are hereby declared to
27 be null and void and shall have no force and effect.

28 Sec. 96. On and after July 1, 2009, notwithstanding the provisions of
29 subsection (j) of K.S.A. 40-3403, and amendments thereto, or any other
30 statute, the director of accounts and reports shall not make any transfers
31 pursuant to the provisions of subsection (j) of K.S.A. 40-3403, and amend-
32 ments thereto, or any other statute, from the state general fund to the
33 health care stabilization fund during the fiscal year ending June 30, 2010.

34 Sec. 97. On and after July 1, 2009, notwithstanding the provisions of
35 K.S.A. 2008 Supp. 79-34,171, and amendments thereto, or any other stat-
36 ute, the director of accounts and reports shall not make any transfers
37 pursuant to the provisions of K.S.A. 2008 Supp. 79-34,171, and amend-
38 ments thereto, or any other statute, from the state general fund to the
39 Kansas retail dealers incentive fund during the fiscal year ending June 30,
40 2010.

41 Sec. 98. On and after July 1, 2009, notwithstanding the provisions of
42 K.S.A. 2008 Supp 74-99b34, and amendments thereto, or any other stat-
43 ute, the aggregate amount equal to (a) the annual amount equal to 95%

1 of withholding above the base, as certified or estimated and reconciled
2 by the secretary of revenue, plus (b) annual interest earnings based on
3 the average daily balance of moneys in the bioscience development and
4 investment fund and the net earnings rate of the pooled money invest-
5 ment portfolio, that is directed to be transferred during the fiscal year
6 ending June 30, 2010, from the state general fund to the bioscience de-
7 velopment and investment fund by K.S.A. 2008 Supp 74-99b34, and
8 amendments thereto, is hereby decreased from such aggregate amount,
9 which would otherwise be transferred pursuant to K.S.A. 2008 Supp. 74-
10 99b34, and amendments thereto, to the aggregate annual amount of
11 \$40,000,000: *Provided*, That not more than \$40,000,000 shall be trans-
12 ferred from the state general fund to the bioscience development and
13 investment fund during the fiscal year ending June 30, 2010, pursuant to
14 K.S.A. 2008 Supp. 74-99b34, and amendments thereto: *Provided further*,
15 That the state treasurer shall certify to the director of the budget and the
16 director of legislative research when \$40,000,000 has been transferred
17 from the state general fund to the bioscience development and invest-
18 ment fund during the fiscal year ending June 30, 2010, pursuant to K.S.A.
19 2008 Supp. 74-99b34, and amendments thereto.

20 Sec. 99. On July 1, 2009, K.S.A. 2008 Supp. 2-223 is hereby amended
21 to read as follows: 2-223. (a) There is hereby established in the state
22 treasury the state fair capital improvements fund. All expenditures of
23 moneys in the state fair capital improvements fund shall be used for the
24 payment of capital improvements and maintenance for the state fair-
25 grounds and the payment of capital improvement obligations that have
26 been financed. Capital improvement projects for the Kansas state fair-
27 grounds are hereby approved for the purposes of subsection (b) of K.S.A.
28 74-8905 and amendments thereto and the authorization of the issuance
29 of bonds by the Kansas development finance authority in accordance with
30 that statute.

31 (b) On each June 30, the state fair board shall certify to the director of
32 accounts and reports an amount to be transferred from the state fair fee
33 fund to the state fair capital improvements fund, which amount shall be
34 not less than the amount equal to 5% of the total gross receipts during
35 the current fiscal year from state fair activities and non-fair days activities.
36 Upon receipt of such certification, the director of accounts and reports
37 shall transfer moneys from the state fair fee fund to the state fair capital
38 improvements fund in accordance with such certification.

39 (c) On each July 1, the director of accounts and reports shall transfer
40 from the state general fund to the state fair capital improvements fund,
41 an amount equal to the amount certified by the state fair board pursuant
42 to subsection (b), except that: (1) No transfer from the state general fund
43 under this subsection shall exceed \$300,000 in any fiscal year; ~~and~~ (2) all

1 transfers made in accordance with the provisions of this section during
2 the fiscal years ending June 30, ~~2009~~ 2010, and June 30, ~~2010~~ 2011, shall
3 be considered to be revenue transfers from the state general fund; *and*
4 *(3) no moneys shall be transferred pursuant to this section from the state*
5 *general fund to the state fair capital improvements fund during the fiscal*
6 *year ending June 30, 2010.*

7 Sec. 100. On July 1, 2009, K.S.A. 2008 Supp. 12-5256 is hereby
8 amended to read as follows: 12-5256. (a) All expenditures from the state
9 housing trust fund made for the purposes of K.S.A. 2008 Supp. 12-5253
10 through 12-5255, and amendments thereto, shall be made in accordance
11 with appropriation acts upon warrants of the director of accounts and
12 reports issued pursuant to vouchers approved by the president of the
13 Kansas housing resources corporation.

14 (b) On the effective date of this act and on July 1, 2008, ~~July 1, 2009,~~
15 ~~July 1, 2010,~~ July 1, 2011, July 1, 2012, July 1, 2013, and July 1, 2014, the
16 director of accounts and reports shall transfer \$4,000,000 from the state
17 general fund to the state housing trust fund established by K.S.A. 2008
18 Supp. 74-8959, and amendments thereto. *On July 1, 2009, and July 1,*
19 *2010, the director of accounts and reports shall transfer \$2,000,000 from*
20 *the state general fund to the state housing trust fund established by K.S.A.*
21 *2008 Supp. 74-8959, and amendments thereto.*

22 Sec. 101. On July 1, 2009, K.S.A. 2008 Supp. 55-193 is hereby amended
23 to read as follows: 55-193. On July 15, 1996, and on the 15th day of each
24 calendar quarter thereafter before July 1, 2016, the director of accounts
25 and reports shall transfer \$100,000 from the state general fund, \$100,000
26 from the state water plan fund established by K.S.A. 82a-951 and amend-
27 ments thereto and \$100,000 from the conservation fee fund established
28 by K.S.A. 55-143 and amendments thereto to the abandoned oil and gas
29 well fund established by K.S.A. 55-192 and amendments thereto, except
30 that: (a) No transfers shall be made pursuant to this section from the state
31 general fund to the abandoned oil and gas well fund during state fiscal
32 year ~~2009~~ 2010; and (b) the aggregate of the transfers made pursuant to
33 this section from the state water plan fund to the abandoned oil and gas
34 well fund during state fiscal year ~~2009~~ 2010 shall not exceed ~~\$400,000~~
35 \$288,000.

36 Sec. 102. On July 1, 2009, K.S.A. 2008 Supp. 75-6702 is hereby
37 amended to read as follows: 75-6702. (a) The last appropriation bill passed
38 in any regular session of the legislature shall be the omnibus reconciliation
39 spending limit bill. Each bill which is passed during a regular session of
40 the legislature and which appropriates or transfers money from the state
41 general fund for the ensuing fiscal year shall contain a provision that such
42 bill shall take effect and be in force from and after the effective date of
43 the omnibus reconciliation spending limit bill for that regular session of

1 the legislature or from and after such effective date and a subsequent
2 date or an event occurring after such effective date.

3 (b) Except as provided in subsection (c), the maximum amount of ex-
4 penditures and demand transfers from the state general fund that may
5 be authorized by act of the legislature during the 2004 regular session of
6 the legislature and each regular session of the legislature thereafter, is
7 hereby fixed so that there will be an ending balance in the state general
8 fund for the ensuing fiscal year that is equal to 7.5% or more of the total
9 amount authorized to be expended or transferred by demand transfer
10 from the state general fund in such fiscal year.

11 (c) The provisions of subsection (b) are hereby suspended for the fiscal
12 year ending June 30, ~~2009~~ 2010, and shall not prescribe a maximum
13 amount of expenditures and demand transfers from the state general fund
14 that may be authorized by act of the legislature during the ~~2008~~ 2009
15 regular session of the legislature.

16 Sec. 103. On July 1, 2009, K.S.A. 2008 Supp. 76-7,107 is hereby
17 amended to read as follows: 76-7,107. (a) (1) On July 1, 2008, or as soon
18 thereafter as sufficient moneys are available, \$7,000,000 shall be trans-
19 ferred by the director of accounts and reports from the state general fund
20 to the infrastructure maintenance fund established by K.S.A. 2008 Supp.
21 76-7,104, and amendments thereto.

22 (2) On July 1, 2009, or as soon thereafter as sufficient moneys are
23 available, \$15,000,000 shall be transferred by the director of accounts and
24 reports from the state general fund to the infrastructure maintenance
25 fund established by K.S.A. 2008 Supp. 76-7,104, and amendments
26 thereto.

27 ~~(3) On July 1, 2010, or as soon thereafter as sufficient moneys are~~
28 ~~available, \$15,000,000~~ *No moneys* shall be transferred by the director of
29 accounts and reports from the state general fund to the infrastructure
30 maintenance fund established by K.S.A. 2008 Supp. 76-7,104, and
31 amendments thereto, *during the fiscal year ending June 30, 2010, pur-*
32 *suant to this section.*

33 (4) On July 1, 2011, or as soon thereafter as sufficient moneys are
34 available, \$10,000,000 shall be transferred by the director of accounts and
35 reports from the state general fund to the infrastructure maintenance
36 fund established by K.S.A. 2008 Supp. 76-7,104, and amendments
37 thereto.

38 (b) All transfers made in accordance with the provisions of this section
39 shall be considered to be demand transfers from the state general fund.

40 (c) All moneys credited to the infrastructure maintenance fund shall
41 be expended or transferred only for the purpose of paying the cost of
42 projects approved by the state board pursuant to the state educational
43 institution long-term infrastructure maintenance program.

1 Sec. 104. On July 1, 2009, K.S.A. 2008 Supp. 79-2959 is hereby
2 amended to read as follows: 79-2959. (a) There is hereby created the local
3 ad valorem tax reduction fund. All moneys transferred or credited to such
4 fund under the provisions of this act or any other law shall be apportioned
5 and distributed in the manner provided herein.

6 (b) On January 15 and on July 15 of each year, the director of accounts
7 and reports shall make transfers in equal amounts which in the aggregate
8 equal 3.63% of the total retail sales and compensating taxes credited to
9 the state general fund pursuant to articles 36 and 37 of chapter 79 of
10 Kansas Statutes Annotated and acts amendatory thereof and supplement-
11 tal thereto during the preceding calendar year from the state general fund
12 to the local ad valorem tax reduction fund, except that: (1) No moneys
13 shall be transferred from the state general fund to the local ad valorem
14 tax reduction fund during state fiscal years ~~2008~~ 2009, 2010 and ~~2009~~
15 2011, and (2) the amount of the transfer on each such date shall be
16 ~~\$6,750,000 during the fiscal year 2010~~, \$13,500,000 during fiscal year
17 ~~2011~~ 2012, \$20,250,000 during fiscal year ~~2012~~ 2013, and \$27,000,000
18 during fiscal year ~~2013~~ 2014 and all fiscal years thereafter. All such trans-
19 fers are subject to reduction under K.S.A. 75-6704 and amendments
20 thereto. All transfers made in accordance with the provisions of this sec-
21 tion shall be considered to be demand transfers from the state general
22 fund, except that all such transfers during fiscal year ~~2010~~ 2012 shall be
23 considered to be revenue transfers from the state general fund.

24 (c) The state treasurer shall apportion and pay the amounts transferred
25 under subsection (b) to the several county treasurers on January 15 and
26 on July 15 in each year as follows: (1) Sixty-five percent of the amount to
27 be distributed shall be apportioned on the basis of the population figures
28 of the counties certified to the secretary of state pursuant to K.S.A. 11-
29 201 and amendments thereto on July 1 of the preceding year; and (2)
30 thirty-five percent of such amount shall be apportioned on the basis of
31 the equalized assessed tangible valuations on the tax rolls of the counties
32 on November 1 of the preceding year as certified by the director of prop-
33 erty valuation.

34 Sec. 105. On July 1, 2009, K.S.A. 2008 Supp. 79-2964 is hereby
35 amended to read as follows: 79-2964. There is hereby created the county
36 and city revenue sharing fund. All moneys transferred or credited to such
37 fund under the provisions of this act or any other law shall be allocated
38 and distributed in the manner provided herein. The director of accounts
39 and reports in each year on July 15 and December 10, shall make transfers
40 in equal amounts which in the aggregate equal 2.823% of the total retail
41 sales and compensating taxes credited to the state general fund pursuant
42 to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated and
43 acts amendatory thereof and supplemental thereto during the preceding

1 calendar year from the state general fund to the county and city revenue
2 sharing fund, except that no moneys shall be transferred from the state
3 general fund to the county and city revenue sharing fund during state
4 fiscal years ~~2009~~ 2010 and ~~2010~~ 2011. All such transfers are subject to
5 reduction under K.S.A. 75-6704 and amendments thereto. All transfers
6 made in accordance with the provisions of this section shall be considered
7 to be demand transfers from the state general fund.

8 Sec. 106. On July 1, 2009, K.S.A. 2008 Supp. 79-2978 is hereby
9 amended to read as follows: 79-2978. (a) There is hereby established in
10 the state treasury the business machinery and equipment tax reduction
11 assistance fund which shall be administered by the state treasurer. All
12 expenditures from the business machinery and equipment tax reduction
13 assistance fund shall be for the payments to counties for distribution to
14 taxing subdivisions levying ad valorem taxes within the county in accord-
15 ance with this section.

16 (b) The secretary of revenue shall adopt a policy using the most current
17 information that is available, and that is determined to be practicable by
18 the secretary for this purpose and shall calculate the following:

19 (1) On January 31, 2008, the secretary shall calculate for each county
20 an amount equal to the difference in total ad valorem taxes levied by the
21 county on commercial and industrial machinery and equipment for all
22 taxing subdivisions within the county imposing ad valorem taxes on com-
23 mercial and industrial machinery and equipment for tax year 2005, and
24 the total of such ad valorem taxes levied for tax year 2007 not including
25 any such ad valorem taxes on commercial and industrial machinery and
26 equipment that were abated or exempted prior to July 1, 2006, and which
27 such abatement or exemption expired after July 1, 2006. On or before
28 February 15, 2008, subject to the provisions of subsection (d), the state
29 treasurer shall pay to the county treasurer of each county an amount equal
30 to 90% of such difference for distribution as provided in subsection (e).

31 (2) On January 31, 2009, the secretary shall calculate for each county
32 an amount equal to the difference in total ad valorem taxes levied by the
33 county on commercial and industrial machinery and equipment for all
34 taxing subdivisions within the county imposing ad valorem taxes on com-
35 mercial and industrial machinery and equipment for tax year 2005, and
36 the total of such ad valorem taxes levied for tax year 2008 not including
37 any such ad valorem taxes on commercial and industrial machinery and
38 equipment that were abated or exempted prior to July 1, 2006, and which
39 such abatement or exemption expired after July 1, 2006. On or before
40 February 15, 2009, subject to the provisions of subsection (d), the state
41 treasurer shall pay to the county treasurer of each county an amount equal
42 to 70% of such difference for distribution as provided in subsection (e).

43 (3) On January 31, 2010, the secretary shall calculate for each county

1 an amount equal to the difference in total ad valorem taxes levied by the
2 county on commercial and industrial machinery and equipment for all
3 taxing subdivisions within the county imposing ad valorem taxes on com-
4 mercial and industrial machinery and equipment for tax year 2005, and
5 the total of such ad valorem taxes levied for tax year 2009 not including
6 any such ad valorem taxes on commercial and industrial machinery and
7 equipment that were abated or exempted prior to July 1, 2006, and which
8 such abatement or exemption expired after July 1, 2006. On or before
9 February 15, 2010, subject to the provisions of subsection (d), the state
10 treasurer shall pay to the county treasurer of each county an amount equal
11 to 50% of such difference for distribution as provided in subsection (e).

12 (4) On January 31, 2011, the secretary shall calculate for each county
13 an amount equal to the difference in total ad valorem taxes levied by the
14 county on commercial and industrial machinery and equipment for all
15 taxing subdivisions within the county imposing ad valorem taxes on com-
16 mercial and industrial machinery and equipment for tax year 2005, and
17 the total of such ad valorem taxes levied for tax year 2010 not including
18 any such ad valorem taxes on commercial and industrial machinery and
19 equipment that were abated or exempted prior to July 1, 2006, and which
20 such abatement or exemption expired after July 1, 2006. On or before
21 February 15, 2011, subject to the provisions of subsection (d), the state
22 treasurer shall pay to the county treasurer of each county an amount equal
23 to 30% of such difference for distribution as provided in subsection (e).

24 (5) On January 31, 2012, the secretary shall calculate for each county
25 an amount equal to the difference in total ad valorem taxes levied by the
26 county on commercial and industrial machinery and equipment for all
27 taxing subdivisions within the county imposing ad valorem taxes on com-
28 mercial and industrial machinery and equipment for tax year 2005, and
29 the total of such ad valorem taxes levied for tax year 2011 not including
30 any such ad valorem taxes on commercial and industrial machinery and
31 equipment that were abated or exempted prior to July 1, 2006, and which
32 such abatement or exemption expired after July 1, 2006. On or before
33 February 15, 2012, subject to the provisions of subsection (d), the state
34 treasurer shall pay to the county treasurer of each county an amount equal
35 to 10% of such difference for distribution as provided in subsection (e).

36 (6) There shall be no payments made pursuant to this section after the
37 payments made by the state treasurer on or before February 15, 2012,
38 and the provisions of this section shall expire at such time.

39 (c) The calculations required by subsection (b) shall be based upon a
40 certification made by the county clerk on or before November 15 of the
41 tax year and submitted to the director of property valuation. Such certi-
42 fication shall be in a format devised and prescribed by the director of
43 property valuation. Such certification shall report the total ad valorem

1 taxes levied by the county on commercial and industrial machinery and
2 equipment for all taxing subdivisions within the county imposing ad va-
3 lorem taxes on commercial and industrial machinery and equipment. The
4 county clerk shall provide a copy of such certification to the county trea-
5 surer for the purpose of determining the distribution of moneys pursuant
6 to the provisions of subsection (e)(2) paid to the county pursuant to sub-
7 section (b) by the state treasurer.

8 (d) If the amount calculated for the difference in subsections (b)(1)
9 through (b)(5) is negative, the amount calculated for such county for such
10 year shall be deemed to be zero and no amount shall be paid to the county
11 treasurer of such county as otherwise provided in subsection (b). Nothing
12 in this section shall be construed to require the county to make any pay-
13 ments to the state in such event that the amount calculated for the dif-
14 ference is negative for the county for such year.

15 (e) (1) On January 31 of each year specified in this section, the secretary
16 of revenue shall certify to the director of accounts and reports the aggre-
17 gate of all amounts determined for counties pursuant to subsection (b).
18 Upon receipt of such certification, the director of accounts and reports
19 shall transfer the amount certified from the state general fund to the
20 business machinery and equipment tax reduction assistance fund, *except*
21 *that no moneys shall be transferred from the state general fund to the*
22 *business machinery and equipment tax reduction assistance fund during*
23 *the state fiscal year ending June 30, 2010, pursuant to this section.*

24 (2) The state treasurer shall apportion and distribute the moneys cred-
25 ited to the business machinery and equipment tax reduction assistance
26 fund to the county treasurers in accordance with subsection (b). Upon
27 receipt of each such amount, each county treasurer shall apportion such
28 amount among the ad valorem taxing subdivisions imposing ad valorem
29 taxes on commercial and industrial machinery and equipment in an
30 amount equal to the difference between the total ad valorem taxes on
31 commercial and industrial machinery and equipment levied by each such
32 ad valorem taxing subdivision for the tax year 2005 and the total ad va-
33 lorem taxes on commercial and industrial machinery and equipment lev-
34 ied by each such ad valorem taxing subdivision for the tax year of the
35 apportionment, subject to the percentage reduction set forth in subsec-
36 tion (b) for the tax year of the apportionment of such moneys to that
37 county. The county treasurer shall pay such amounts to the taxing sub-
38 divisions at the same time or times as their regular operating tax rate mill
39 levy is paid to them.

40 (f) Before January 31 of 2007 through 2013, the secretary of revenue
41 shall make a detailed report of amounts calculated as required pursuant
42 to subsection (b) for each individual county and in aggregate for all the
43 counties for the current year along with any projections for future years,

1 amounts distributed to the counties pursuant to this section, the amount
2 of ad valorem taxes on commercial and industrial machinery and equip-
3 ment not included in the total ad valorem taxes for each tax year due to
4 the fact that the tax liability of such machinery and equipment was abated
5 or exempted prior to July 1, 2006, and such abatement or exemption
6 expired after July 1, 2006, for each individual county and in aggregate for
7 all counties and all other relevant information related to the provisions of
8 this section, and shall present such report before such date to the house
9 committee on taxation of the house of representatives and the senate
10 committee on assessment and taxation of the senate for consideration by
11 the legislature in making any appropriate adjustments to the provisions
12 of this section.

13 Sec. 107. On July 1, 2009, K.S.A. 2008 Supp. 79-2979 is hereby
14 amended to read as follows: 79-2979. (a) There is hereby established in
15 the state treasury the telecommunications and railroad machinery and
16 equipment tax reduction assistance fund which shall be administered by
17 the state treasurer. All expenditures from the telecommunications and
18 railroad machinery and equipment tax reduction assistance fund shall be
19 for the payments to counties for distribution to taxing subdivisions levying
20 ad valorem taxes within the county in accordance with this section.

21 (b) The secretary of revenue shall adopt a policy using the most current
22 information that is available, and that is determined to be practicable by
23 the secretary for this purpose and shall calculate the following:

24 (1) On January 31, 2008, the secretary shall calculate for each county
25 an amount equal to the difference in total ad valorem taxes levied by the
26 county on telecommunications machinery and equipment and railroad
27 machinery and equipment for all taxing subdivisions within the county
28 imposing ad valorem taxes on telecommunications machinery and equip-
29 ment and railroad machinery and equipment for tax year 2005, and the
30 total of such ad valorem taxes levied for tax year 2007 not including any
31 such ad valorem taxes on telecommunications machinery and equipment
32 and railroad machinery and equipment that were abated or exempted
33 prior to July 1, 2006, and which such abatement or exemption expired
34 after July 1, 2006. On or before February 15, 2008, subject to the pro-
35 visions of subsection (c), the state treasurer shall pay to the county trea-
36 surer of each county an amount equal to 90% of such difference for
37 distribution as provided in subsection (d).

38 (2) On January 31, 2009, the secretary shall calculate for each county
39 an amount equal to the difference in total ad valorem taxes levied by the
40 county on telecommunications machinery and equipment and railroad
41 machinery and equipment for all taxing subdivisions within the county
42 imposing ad valorem taxes on telecommunications machinery and equip-
43 ment and railroad machinery and equipment for tax year 2005, and the

1 total of such ad valorem taxes levied for tax year 2008 not including any
2 such ad valorem taxes on telecommunications machinery and equipment
3 and railroad machinery and equipment that were abated or exempted
4 prior to July 1, 2006, and which such abatement or exemption expired
5 after July 1, 2006. On or before February 15, 2009, subject to the pro-
6 visions of subsection (c), the state treasurer shall pay to the county trea-
7 surer of each county an amount equal to 70% of such difference for
8 distribution as provided in subsection (d).

9 (3) On January 31, 2010, the secretary shall calculate for each county
10 an amount equal to the difference in total ad valorem taxes levied by the
11 county on telecommunications machinery and equipment and railroad
12 machinery and equipment for all taxing subdivisions within the county
13 imposing ad valorem taxes on telecommunications machinery and equip-
14 ment and railroad machinery and equipment for tax year 2005, and the
15 total of such ad valorem taxes levied for tax year 2009 not including any
16 such ad valorem taxes on telecommunications machinery and equipment
17 and railroad machinery and equipment that were abated or exempted
18 prior to July 1, 2006, and which such abatement or exemption expired
19 after July 1, 2006. On or before February 15, 2010, subject to the pro-
20 visions of subsection (c), the state treasurer shall pay to the county trea-
21 surer of each county an amount equal to 50% of such difference for
22 distribution as provided in subsection (d).

23 (4) On January 31, 2011, the secretary shall calculate for each county
24 an amount equal to the difference in total ad valorem taxes levied by the
25 county on telecommunications machinery and equipment and railroad
26 machinery and equipment for all taxing subdivisions within the county
27 imposing ad valorem taxes on telecommunications machinery and equip-
28 ment and railroad machinery and equipment for tax year 2005, and the
29 total of such ad valorem taxes levied for tax year 2010 not including any
30 such ad valorem taxes on telecommunications machinery and equipment
31 and railroad machinery and equipment that were abated or exempted
32 prior to July 1, 2006, and which such abatement or exemption expired
33 after July 1, 2006. On or before February 15, 2011, subject to the pro-
34 visions of subsection (c), the state treasurer shall pay to the county trea-
35 surer of each county an amount equal to 30% of such difference for
36 distribution as provided in subsection (d).

37 (5) On January 31, 2012, the secretary shall calculate for each county
38 an amount equal to the difference in total ad valorem taxes levied by the
39 county on telecommunications machinery and equipment and railroad
40 machinery and equipment for all taxing subdivisions within the county
41 imposing ad valorem taxes on telecommunications machinery and equip-
42 ment and railroad machinery and equipment for tax year 2005, and the
43 total of such ad valorem taxes levied for tax year 2011 not including any

1 such ad valorem taxes on telecommunications machinery and equipment
2 and railroad machinery and equipment that were abated or exempted
3 prior to July 1, 2006, and which such abatement or exemption expired
4 after July 1, 2006. On or before February 15, 2012, subject to the pro-
5 visions of subsection (c), the state treasurer shall pay to the county trea-
6 surer of each county an amount equal to 10% of such difference for
7 distribution as provided in subsection (d).

8 (6) There shall be no payments made pursuant to this section after the
9 payments made by the state treasurer on or before February 15, 2012,
10 and the provisions of this section shall expire at such time.

11 (c) If the amount calculated for the difference in subsections (b)(1)
12 through (b)(5) is negative, the amount calculated for such county for such
13 year shall be deemed to be zero and no amount shall be paid to the county
14 treasurer of such county as otherwise provided in subsection (b). Nothing
15 in this section shall be construed to require the county to make any pay-
16 ments to the state in such event that the amount calculated for the dif-
17 ference is negative for the county for such year.

18 (d) (1) On January 31 of each year specified in this section, the secretary
19 of revenue shall certify to the director of accounts and reports the aggre-
20 gate of all amounts determined for counties pursuant to subsection (b).
21 Upon receipt of such certification, the director of accounts and reports
22 shall transfer the amount certified from the state general fund to the
23 telecommunications and railroad machinery and equipment tax reduction
24 assistance fund, *except that no moneys shall be transferred from the state*
25 *general fund to the telecommunications and railroad machinery and*
26 *equipment tax reduction assistance fund during the state fiscal year end-*
27 *ing June 30, 2010, pursuant to this section.*

28 (2) The state treasurer shall apportion and distribute the moneys cred-
29 ited to the telecommunications and railroad machinery and equipment
30 tax reduction assistance fund to the county treasurers in accordance with
31 subsection (b). Upon receipt of each such amount, each county treasurer
32 shall apportion such amount among the ad valorem taxing subdivisions
33 imposing ad valorem taxes on telecommunications machinery and equip-
34 ment and railroad machinery and equipment in an amount equal to the
35 difference between the total ad valorem taxes on telecommunications
36 machinery and equipment and railroad machinery and equipment levied
37 by each such ad valorem taxing subdivision for the tax year 2005 and the
38 total ad valorem taxes on telecommunications machinery and equipment
39 and railroad machinery and equipment levied by each such ad valorem
40 taxing subdivision for the tax year of the apportionment, subject to the
41 percentage reduction set forth in subsection (b) for the tax year of the
42 apportionment of such moneys to that county. The county treasurer shall
43 pay such amounts to the taxing subdivisions at the same time or times as

1 their regular operating tax rate mill levy is paid to them.

2 (e) Before January 31 of 2007 through 2013, the secretary of revenue
3 shall make a detailed report of amounts calculated as required pursuant
4 to subsection (b) for each individual county and in aggregate for all the
5 counties for the current year along with any projections for future years,
6 amounts distributed to the counties pursuant to this section, the amount
7 of ad valorem taxes on telecommunications machinery and equipment
8 and railroad machinery and equipment not included in the total of ad
9 valorem taxes for each tax year due to the fact that the tax liability of such
10 machinery and equipment was abated or exempted prior to July 1, 2006,
11 and the abatement or exemption expired after July 1, 2006, for each in-
12 dividual county and in aggregate for all counties and all other relevant
13 information related to the provisions of this section, and shall present
14 such report before such date to the house committee on taxation of the
15 house of representatives and the senate committee on assessment and
16 taxation of the senate for consideration by the legislature in making any
17 appropriate adjustments to the provisions of this section.

18 Sec. 108. On July 1, 2009, K.S.A. 2008 Supp. 79-3425i is hereby
19 amended to read as follows: 79-3425i. On January 15 and July 15 of each
20 year, the director of accounts and reports shall transfer a sum equal to
21 the total taxes collected under the provisions of K.S.A. 79-6a04 and 79-
22 6a10, and amendments thereto, and credited to the state general fund
23 during the six months next preceding the date of transfer, from the state
24 general fund to the special city and county highway fund, created by
25 K.S.A. 79-3425, and amendments thereto, except that: (1) Such transfers
26 are subject to reduction under K.S.A. 75-6704, and amendments thereto;
27 and (2) ~~the amount of~~ *no moneys shall be* transferred from the state
28 general fund to the special city and county highway fund during state
29 fiscal years ~~2009 2010 and 2010 on each such date shall not exceed~~
30 ~~\$5,031,832~~ 2011. All transfers under this section shall be considered to
31 be demand transfers from the state general fund except that all such
32 transfers during the fiscal years ending June 30, ~~2009 2012~~, and June 30,
33 ~~2010 2013~~, shall be considered to be revenue transfers from the state
34 general fund.

35 Sec. 109. On July 1, 2009, K.S.A. 2008 Supp. 79-4801 is hereby
36 amended to read as follows: 79-4801. There is hereby created the state
37 gaming revenues fund in the state treasury. All moneys credited to such
38 fund shall be expended or transferred only for the purposes and in the
39 manner provided by this act and all expenditures from the state gaming
40 revenues fund shall be made in accordance with appropriation acts. All
41 moneys credited to such fund shall be allocated and credited monthly to
42 the funds and in the amounts specified by this act except that the total
43 of the amounts credited to such funds in any one fiscal year pursuant to

1 this act shall not exceed \$50,000,000. All amounts credited to such fund
2 in any one fiscal year which are in excess of \$50,000,000 shall be trans-
3 ferred and credited to the state general fund on July 15, 1996, and June
4 25, 1997, and each year thereafter on June 25, except that: (a) All amounts
5 credited to the state gaming revenues fund in fiscal year ~~2009~~ 2010 which
6 are in excess of \$50,000,000 shall be transferred and credited to the state
7 general fund on July 15, ~~2009~~ 2010, and shall be recorded and accounted
8 for as receipts to the state general fund for fiscal year ~~2009~~ 2010; and (b)
9 all amounts credited to the state gaming revenues fund in fiscal year ~~2010~~
10 2011 which are in excess of \$50,000,000 shall be transferred and credited
11 to the state general fund on July 15, ~~2010~~ 2011, and shall be recorded
12 and accounted for as receipts to the state general fund for fiscal year ~~2010~~
13 2011.

14 Sec. 110. On July 1, 2009, K.S.A. 2008 Supp. 82a-953a is hereby
15 amended to read as follows: 82a-953a. During each fiscal year, the direc-
16 tor of accounts and reports shall transfer \$6,000,000 from the state gen-
17 eral fund to the state water plan fund created by K.S.A. 82a-951, and
18 amendments thereto, one-half of such amount to be transferred on July
19 15 and one-half to be transferred on January 15, except that (1) such
20 transfers during each fiscal year commencing after June 30, 2008, are
21 subject to reduction under K.S.A. 75-6704, and amendments thereto; *and*
22 (2) *no moneys shall be transferred from the state general fund to the state*
23 *water plan fund during the fiscal year ending June 30, 2010.* All transfers
24 under this section shall be considered to be demand transfers from the
25 state general fund, except that all such transfers during the fiscal years
26 ending June 30, 2008, and June 30, 2009, shall be considered revenue
27 transfers from the state general fund.

28 Sec. 111. On July 1, 2009, K.S.A. 2008 Supp. 2-223, 12-5256, 55-193,
29 75-6702, 76-7,107, 79-2959, 79-2964, 79-2978, 79-2979, 79-3425i, 79-
30 4801 and 82a-953a are hereby repealed.

31 Sec. 112. *Severability.* If any provision or clause of this act or appli-
32 cation thereof to any person or circumstances is held invalid, such inva-
33 lidity shall not affect other provisions or applications of the act which can
34 be given effect without the invalid provision or application, and to this
35 end the provisions of this act are declared to be severable.

36 Sec. 113. *Appeals to exceed position limitations.* (a) The limitations
37 imposed by this act on the number of full-time and regular part-time
38 positions equated to full-time, excluding seasonal and temporary posi-
39 tions, paid from appropriations for the fiscal years ending June 30, 2009,
40 or ending June 30, 2010, made in chapter 5, chapter 131, chapter 156,
41 chapter 159, chapter 160, chapter 164, chapter 172 or chapter 184 of the
42 2008 Session Laws of Kansas or in this act or in any other appropriation
43 act of the 2009 regular session of the legislature may be exceeded upon

1 approval of the state finance council.

2 (b) The limitations imposed by this act on the number of full-time and
3 regular part-time positions equated to full-time, excluding seasonal and
4 temporary positions, paid from appropriations for the fiscal year ending
5 June 30, 2011, made in this act or in any other appropriation act of the
6 2009 regular session of the legislature may be exceeded upon approval of
7 the state finance council.

8 Sec. 114. *Appeals to exceed expenditure limitations.* (a) Upon written
9 application to the governor and approval of the state finance council,
10 expenditures from special revenue funds may exceed the amounts spec-
11 ified in this act.

12 (b) This section shall not apply to the expanded lottery act revenues
13 fund, the state economic development initiatives fund, the children's in-
14 itiatives fund, the state water plan fund or the Kansas endowment for
15 youth fund, or to any account of any of such funds.

16 Sec. 115. *Savings.* (a) Any unencumbered balance as of June 30, 2009,
17 in any special revenue fund, or account thereof, of any state agency named
18 in this act which is not otherwise specifically appropriated or limited by
19 this or other appropriation act of the 2009 regular session of the legisla-
20 ture, is hereby appropriated for the fiscal year ending June 30, 2010, for
21 the same use and purpose as the same was heretofore appropriated.

22 (b) Any unencumbered balance as of June 30, 2010, in any special
23 revenue fund, or account thereof, of any state agency named in section
24 23 of this act which is not otherwise specifically appropriated or limited
25 for fiscal year 2011 by chapter 5, chapter 131, chapter 156, chapter 159,
26 chapter 160, chapter 164, chapter 172 or chapter 184 of the 2008 Session
27 Laws of Kansas or by this or other appropriation act of the 2009 regular
28 session of the legislature, is hereby appropriated for fiscal year 2011 for
29 the same use and purpose as the same was heretofore appropriated.

30 (c) This section shall not apply to the expanded lottery act revenues
31 fund, the state economic development initiatives fund, the children's in-
32 itiatives fund, the state water plan fund, the Kansas endowment for youth
33 fund, the Kansas educational building fund, the state institutions building
34 fund, or the correctional institutions building fund, or to any account of
35 any of such funds.

36 Sec. 116. During the fiscal year ending June 30, 2010, all moneys which
37 are lawfully credited to and available in any bond special revenue fund,
38 which are not otherwise specifically appropriated or limited by this or
39 other appropriation act of the 2009 regular session of the legislature, are
40 hereby appropriated for the fiscal year ending June 30, 2010, for the state
41 agency for which the bond special revenue fund was established for the
42 purposes authorized by law for expenditures from such bond special rev-
43 enue fund. As used in this section, "bond special revenue fund" means

1 any special revenue fund or account thereof established in the state treas-
2 ury prior to or on or after the effective date of this act for the deposit of
3 the proceeds of bonds issued by the Kansas development finance au-
4 thority, for the payment of debt service for bonds issued by the Kansas
5 development finance authority, or for any related purpose in accordance
6 with applicable bond covenants.

7 Sec. 117. *Federal grants.* (a) During the fiscal year ending June 30,
8 2010, each federal grant or other federal receipt which is received by a
9 state agency named in this act and which is not otherwise appropriated
10 to that state agency by this or other appropriation act of the 2009 regular
11 session of the legislature, is hereby appropriated for the fiscal year ending
12 June 30, 2010, for that state agency for the purpose set forth in such
13 federal grant or receipt, except that no expenditure shall be made from
14 and no obligation shall be incurred against any such federal grant or other
15 federal receipt, which has not been previously appropriated or reappro-
16 priated or approved for expenditure by the governor, until the governor
17 has authorized the state agency to make expenditures therefrom.

18 (b) During the fiscal year ending June 30, 2011, each federal grant or
19 other federal receipt which is received by a state agency named in section
20 23 of this act and which is not otherwise appropriated to that state agency
21 for fiscal year 2011 by this or other appropriation act of the 2009 regular
22 session of the legislature, is hereby appropriated for fiscal year 2011 for
23 that state agency for the purpose set forth in such federal grant or receipt,
24 except that no expenditure shall be made from and no obligation shall be
25 incurred against any such federal grant or other federal receipt, which
26 has not been previously appropriated or reappropriated or approved for
27 expenditure by the governor, for fiscal year 2011, until the governor has
28 authorized the state agency to make expenditures from such federal grant
29 or other federal receipt for fiscal year 2011.

30 (c) In addition to the other purposes for which expenditures may be
31 made by any state agency which is named in this act and which is not
32 otherwise authorized by law to apply for and receive federal grants, ex-
33 penditures may be made by such state agency from moneys appropriated
34 for fiscal year 2010 by chapter 5, chapter 131, chapter 156, chapter 159,
35 chapter 160, chapter 164, chapter 172 or chapter 184 of the 2008 Session
36 Laws of Kansas or by this or other appropriation act of the 2009 regular
37 session of the legislature to apply for and receive federal grants during
38 fiscal year 2010, which federal grants are hereby authorized to be applied
39 for and received by such state agencies: *Provided*, That no expenditure
40 shall be made from and no obligation shall be incurred against any such
41 federal grant or other federal receipt, which has not been previously ap-
42 propriated or reappropriated or approved for expenditure by the gover-
43 nor, until the governor has authorized the state agency to make expend-

1 itures therefrom.

2 Sec. 118. (a) Any correctional institutions building fund appropriation
3 heretofore appropriated to any state agency named in this or other ap-
4 propriation act of the 2009 regular session of the legislature, and having
5 an unencumbered balance as of June 30, 2009, in excess of \$100 is hereby
6 reappropriated for the fiscal year ending June 30, 2010, for the same uses
7 and purposes as originally appropriated unless specific provision is made
8 for lapsing such appropriation.

9 (b) This section shall not apply to the unencumbered balance in any
10 account of the correctional institutions building fund that was encum-
11 bered for any fiscal year commencing prior to July 1, 2008.

12 Sec. 119. (a) Any Kansas educational building fund appropriation here-
13 tofore appropriated to any institution named in this or other appropriation
14 act of the 2009 regular session of the legislature and having an unencum-
15 bered balance as of June 30, 2009, in excess of \$100 is hereby reappro-
16 priated for the fiscal year ending June 30, 2010, for the same use and
17 purpose as originally appropriated, unless specific provision is made for
18 lapsing such appropriation.

19 (b) This section shall not apply to the unencumbered balance in any
20 account of the Kansas educational building fund that was encumbered
21 for any fiscal year commencing prior to July 1, 2008.

22 Sec. 120. (a) Any state institutions building fund appropriation here-
23 tofore appropriated to any state agency named in this or other appropri-
24 ation act of the 2009 regular session of the legislature and having an
25 unencumbered balance as of June 30, 2009, in excess of \$100 is hereby
26 reappropriated for the fiscal year ending June 30, 2010, for the same use
27 and purpose as originally appropriated, unless specific provision is made
28 for lapsing such appropriation.

29 (b) This section shall not apply to the unencumbered balance in any
30 account of the state institutions building fund that was encumbered for
31 any fiscal year commencing prior to July 1, 2008.

32 Sec. 121. Any transfers of money during the fiscal year ending June 30,
33 2010, from any special revenue fund of any state agency named in this
34 act to the audit services fund of the division of post audit under K.S.A.
35 46-1121, and amendments thereto, shall be in addition to any expenditure
36 limitation imposed on any such fund for the fiscal year ending June 30,
37 2010.

38 Sec. 122. This act shall take effect and be in force from and after its
39 publication in the Kansas register.