

HOUSE Substitute for SENATE BILL No. 73

By Committee on Appropriations

3-19

9 AN ACT making and concerning appropriations for the fiscal years ending
10 June 30, 2010, June 30, 2011, June 30, 2012, June 30, 2013, June 30,
11 2014, and June 30, 2015, for state agencies; authorizing certain trans-
12 fers, capital improvement projects and fees, imposing certain restric-
13 tions and limitations, and directing or authorizing certain receipts, dis-
14 bursements and acts incidental to the foregoing; amending K.S.A. 2009
15 Supp. 2-223, 12-5256, 40-3403, 55-193, 72-8814, 75-2319, 75-6702,
16 76-775, 76-783, 76-7,107, 79-2959, 79-2964, 79-2978, 79-2979, 79-
17 3425i, 79-34,156, 79-34,171, 79-4801 and 82a-953a and repealing the
18 existing sections.
19

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

21 Section 1. (a) For the fiscal years ending June 30, 2010, June 30, 2011,
22 June 30, 2012, June 30, 2013, June 30, 2014, and June 30, 2015, app-
23 propriations are hereby made, restrictions and limitations are hereby im-
24 posed, and transfers, capital improvement projects, fees, receipts, dis-
25 bursements and acts incidental to the foregoing are hereby directed or
26 authorized as provided in this act.

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

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

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

35 Sec. 2.

DEPARTMENT OF COMMERCE

36
37 (a) On the effective date of this act, of the \$14,019,902 appropriated
38 for the above agency for the fiscal year ending June 30, 2010, by section
39 54(b) of chapter 124 of the 2009 Session Laws of Kansas from the state
40 economic development initiatives fund in the operating grant (including
41 official hospitality) account, the sum of \$5,001 is hereby lapsed.

42 (b) There is appropriated for the above agency from the state economic
43 development initiatives fund for the fiscal year ending June 30, 2010, the

1 following:

2	Senior community service employment program — ARRA	
3	match	\$5,000
4	Sec. 3.	

5 KANSAS LOTTERY

6 (a) On the effective date of this act, the amount authorized by section
7 9(b) of chapter 144 of the 2009 Session Laws of Kansas to be transferred
8 from the lottery operating fund to the state gaming revenues fund during
9 the fiscal year ending June 30, 2010, is hereby decreased from
10 \$70,540,000 to \$70,400,000.

11 (b) On the effective date of this act, the position limitation established
12 for the fiscal year ending June 30, 2010, by section 99(a) of chapter 124
13 of the 2009 Session Laws of Kansas for the Kansas lottery is hereby de-
14 creased from 99.00 to 89.00.

15 Sec. 4.

16 KANSAS RACING AND GAMING COMMISSION

17 (a) There is appropriated for the above agency from the following spe-
18 cial revenue fund or funds for the fiscal year ending June 30, 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	Gaming background investigation fund.....	No limit
23	Education and training fund	No limit

24 *Provided*, That expenditures may be made from the education and train-
25 ing fund for operating expenditures, including official hospitality, in-
26 curred for hosting or providing training, in-service workshops and con-
27 ferences: *Provided further*, That the Kansas racing and gaming
28 commission is hereby authorized to fix, charge and collect fees for hosting
29 or providing training, in-service workshops and conferences: *And pro-*
30 *vided further*, That such fees shall be fixed in order to recover all or part
31 of the operating expenditures incurred for hosting or providing such train-
32 ing, in-service workshops and conferences: *And provided further*, That
33 all fees received for hosting or providing such training, in-service work-
34 shops and conferences shall be deposited in the state treasury in accord-
35 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
36 shall be credited to the education and training fund.

37 Sec. 5.

38 STATE CORPORATION COMMISSION

39 (a) On the effective date of this act, the expenditure limitation estab-
40 lished for the fiscal year ending June 30, 2010, by section 46(b) of chapter
41 124 of the 2009 Session Laws of Kansas on the aggregate limit of the
42 public service regulation fund, the motor carrier license fees fund and
43 the conservation fee fund is hereby increased from \$16,290,795 to

1 \$16,900,839.

2 (b) On the effective date of this act, the position limitation established
3 for the fiscal year ending June 30, 2010, by section 99(a) of chapter 124
4 of the 2009 Session Laws of Kansas for the state corporation commission
5 is hereby increased from 214.00 to 216.00.

6 Sec. 6.

7 DEPARTMENT OF REVENUE

8 (a) On the effective date of this act, the director of accounts and reports
9 shall transfer \$195,395 from the Kansas qualified biodiesel fuel producer
10 incentive fund of the state department of revenue to the state general
11 fund.

12 Sec. 7.

13 STATE COURT OF TAX APPEALS

14 (a) On the effective date of this act, the expenditure limitation estab-
15 lished for the fiscal year ending June 30, 2010, by the state finance council
16 on the COTA filing fee fund of the state court of tax appeals is hereby
17 increased from \$546,492 to \$589,299.

18 Sec. 8.

19 ABSTRACTERS' BOARD OF EXAMINERS

20 (a) On the effective date of this act, the expenditure limitation estab-
21 lished for the fiscal year ending June 30, 2010, by section 8(a) of chapter
22 124 of the 2009 Session Laws of Kansas on the abstracters' fee fund is
23 hereby increased from \$21,207 to \$23,407.

24 (b) On July 1, 2010, the expenditure limitation established for the fiscal
25 year ending June 30, 2011, by section 8(a) of chapter 124 of the 2009
26 Session Laws of Kansas on the abstracters' fee fund is hereby increased
27 from \$21,207 to \$23,407.

28 Sec. 9.

29 BOARD OF ACCOUNTANCY

30 (a) On the effective date of this act, the expenditure limitation estab-
31 lished for the fiscal year ending June 30, 2011, by section 9(a) of chapter
32 124 of the 2009 Session Laws of Kansas on the board of accountancy fee
33 fund is hereby increased from \$309,832 to \$311,611.

34 Sec. 10.

35 GOVERNMENTAL ETHICS COMMISSION

36 (a) On the effective date of this act, the expenditure limitation estab-
37 lished for the fiscal year ending June 30, 2010, by section 43(b) of chapter
38 144 of the 2009 Session Laws of Kansas on the governmental ethics com-
39 mission fee fund of the governmental ethics commission is hereby in-
40 creased from \$238,394 to \$251,282.

41 (b) On July 1, 2010, of the \$472,411 appropriated for the above agency
42 for the fiscal year ending June 30, 2011, by section 27(a) of chapter 124
43 of the 2009 Session Laws of Kansas from the state general fund in the

1 operating expenditures account, the sum of \$55,561 is hereby lapsed.

2 (c) On July 1, 2010, the expenditure limitation established for the fiscal
3 year ending June 30, 2011, by section 27(b) of chapter 124 of the 2009
4 Session Laws of Kansas on the governmental ethics commission fee fund
5 of the governmental ethics commission is hereby increased from \$227,417
6 to \$292,010.

7 Sec. 11.

8 KANSAS HOME INSPECTORS REGISTRATION BOARD

9 (a) On the effective date of this act, the expenditure limitation estab-
10 lished for the fiscal year ending June 30, 2010, by section 28(a) of chapter
11 124 of the 2009 Session Laws of Kansas on the home inspectors registra-
12 tion fee fund of the Kansas home inspectors registration board is hereby
13 decreased from no limit to \$36,020.

14 (b) On July 1, 2010, the expenditure limitation established for the fiscal
15 year ending June 30, 2011, by section 28(a) of chapter 124 of the 2009
16 Session Laws of Kansas on the home inspectors registration fee fund of
17 the Kansas home inspectors registration board is hereby decreased from
18 no limit to \$35,750.

19 Sec. 12.

20 STATE BOARD OF MORTUARY ARTS

21 (a) On July 1, 2010, the expenditure limitation established for the fiscal
22 year ending June 30, 2011, by section 17(a) of chapter 124 of the 2009
23 Session Laws of Kansas on the mortuary arts fee fund of the state board
24 of mortuary arts is hereby increased from \$270,657 to \$271,510.

25 Sec. 13.

26 BOARD OF NURSING

27 (a) On July 1, 2010, the expenditure limitation established for the fiscal
28 year ending June 30, 2011, by section 19(a) of chapter 124 of the 2009
29 Session Laws of Kansas on the board of nursing fee fund of the board of
30 nursing is hereby increased from \$1,812,999 to \$1,887,059.

31 Sec. 14.

32 OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

33 (a) On July 1, 2010, or as soon thereafter as moneys are available,
34 notwithstanding the provisions of K.S.A. 17-12a601, and amendments
35 thereto, or any other statute, the director of accounts and reports shall
36 transfer \$1,250,000 from the investor education fund of the office of the
37 securities commissioner of Kansas to the state general fund: *Provided*,
38 That the transfer of such amount shall be in addition to any other transfer
39 from the investor education fund to the state general fund as prescribed
40 by law: *Provided further*, That the amount transferred from the investor
41 education fund to the state general fund pursuant to this subsection is to
42 reimburse the state general fund for accounting, auditing, budgeting, le-
43 gal, payroll, personnel and purchasing services and any other govern-

1 mental services which are performed on behalf of the office of the se-
2 curities commissioner of Kansas by other state agencies which receive
3 appropriations from the state general fund to provide such services.

4 (b) During the fiscal year ending June 30, 2011, no expenditures shall
5 be made by the office of the securities commissioner of Kansas from any
6 moneys appropriated from any special revenue fund for fiscal year 2011,
7 as authorized by this or other appropriation act of the 2010 regular session
8 of the legislature, for any print or broadcast advertising bearing the name
9 or likeness of the securities commissioner or of any employee or agent of
10 the securities commissioner.

11 Sec. 15.

12 STATE BOARD OF TECHNICAL PROFESSIONS

13 (a) On the effective date of this act, the expenditure limitation estab-
14 lished for the fiscal year ending June 30, 2011, by section 25(a) of chapter
15 124 of the 2009 Session Laws of Kansas on the technical professions fee
16 fund is hereby increased from \$583,468 to \$586,103.

17 Sec. 16.

18 STATE BOARD OF VETERINARY EXAMINERS

19 (a) On the effective date of this act, the expenditure limitation estab-
20 lished for the fiscal year ending June 30, 2010, by section 17(a) of chapter
21 144 of the 2009 Session Laws of Kansas on the veterinary examiners fee
22 fund of the state board of veterinary examiners is hereby decreased from
23 \$266,706 to \$264,908.

24 (b) On July 1, 2010, the expenditure limitation established for the fiscal
25 year ending June 30, 2011, by section 26(a) of chapter 124 of the 2009
26 Session Laws of Kansas on the veterinary examiners fee fund of the state
27 board of veterinary examiners is hereby increased from \$266,706 to
28 \$268,382.

29 Sec. 17.

30 ATTORNEY GENERAL

31 (a) On the effective date of this act, or as soon thereafter as moneys
32 are available, the director of accounts and reports shall transfer \$232,432
33 from the Kansas endowment for youth fund to the tobacco master settle-
34 ment agreement compliance fund of the attorney general.

35 (b) On the effective date of this act, or as soon thereafter as moneys
36 are available, the director of accounts and reports shall transfer \$686,998
37 from the medicaid fraud prosecution revolving fund of the attorney gen-
38 eral to the interstate water litigation fund of the attorney general.

39 (c) On and after the effective date of this act, notwithstanding the
40 provisions of K.S.A. 2009 Supp. 75-752, and amendments thereto, during
41 the fiscal years ending June 30, 2010, June 30, 2011, June 30, 2012, June
42 30, 2013, June 30, 2014, and June 30, 2015, or as soon after each such
43 date as moneys are available therefor, the director of accounts and reports

1 shall transfer an amount certified by the attorney general of not to exceed
 2 \$300,000 from the crime victims compensation fund of the attorney gen-
 3 eral to the crime victims assistance fund of the attorney general: *Provided*,
 4 That, if any amount is transferred from the crime victims compensation
 5 fund of the attorney general to the crime victims assistance fund of the
 6 attorney general during the fiscal year ending June 30, 2010, June 30,
 7 2011, June 30, 2012, June 30, 2013, June 30, 2014, or June 30, 2015,
 8 pursuant to K.S.A. 2009 Supp. 75-752, and amendments thereto, then no
 9 transfer shall be made by the director of accounts and reports during such
 10 fiscal year under this subsection.

11 Sec. 18.

12 JUDICIAL BRANCH

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 Judiciary operations	\$800,000
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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 other than refunds authorized by law
 20 shall not exceed the following:

21 District magistrate judge supplemental compensation 22 fund.....	No limit
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23 *Provided*, That all moneys received by the judicial branch from the county
 24 or counties comprising a judicial district to supplement the salary of, or
 25 to pay any compensation to, any district magistrate judge of a judicial
 26 district pursuant to K.S.A. 2009 Supp. 75-3120k, and amendments
 27 thereto, shall be deposited in the state treasury in accordance with the
 28 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
 29 ited to the district magistrate judge supplemental compensation fund:
 30 *Provided further*, That all moneys credited to the district magistrate judge
 31 supplemental compensation fund shall be paid to, or on behalf of, the
 32 district magistrate judge or district magistrate judges for whom such mon-
 33 eys were remitted by the county or counties: *And provided further*, That
 34 all expenditures from the district magistrate judge supplemental com-
 35 pensation fund for such purposes shall be made in the same manner and
 36 at the same times that biweekly compensation is payable for the biweekly
 37 pay periods ending on or after January 1, 2010, which are chargeable to
 38 fiscal year 2010, subject to the same conditions or restrictions imposed
 39 or prescribed by law as the salary or other compensation payable by law
 40 to such district magistrate judge or district magistrate judges, including
 41 any applicable withholding or other taxes, associated employer contri-
 42 butions and authorized deductions.

43

1 Sec. 19.

2 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

3 (a) On the effective date of this act, the expenditure limitation estab-
4 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter
5 124 of the 2009 Session Laws of Kansas on the social welfare fund is
6 hereby increased from \$29,496,729 to \$30,639,326.

7 (b) On the effective date of this act, the expenditure limitation estab-
8 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter
9 124 of the 2009 Session Laws of Kansas on the title XIX fund is hereby
10 increased from \$45,210,781 to \$52,258,499.

11 (c) On the effective date of this act, the expenditure limitation estab-
12 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter
13 124 of the 2009 Session Laws of Kansas on the Kansas neurological in-
14 stitute fee fund is hereby increased from \$1,178,211 to \$1,272,665.

15 (d) On the effective date of this act, the expenditure limitation estab-
16 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter
17 124 of the 2009 Session Laws of Kansas on the Osawatomie state hospital
18 fee fund is hereby increased from \$5,225,669 to \$7,578,727.

19 (e) On the effective date of this act, the expenditure limitation estab-
20 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter
21 124 of the 2009 Session Laws of Kansas on the Parsons state hospital and
22 training center fee fund is hereby increased from \$1,229,990 to
23 \$1,297,748.

24 (f) On the effective date of this act, the expenditure limitation estab-
25 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter
26 124 of the 2009 Session Laws of Kansas on the Rainbow mental health
27 facility fee fund is hereby increased from \$1,063,053 to \$1,375,252.

28 (g) On the effective date of this act, the expenditure limitation estab-
29 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter
30 124 of the 2009 Session Laws of Kansas on the Larned state hospital fee
31 fund is hereby increased from \$3,897,760 to \$4,428,237.

32 (h) On the effective date of this act, of the \$115,673,237 appropriated
33 for the above agency for the fiscal year ending June 30, 2010, by section
34 64(a) of chapter 124 of the 2009 Session Laws of Kansas from the state
35 general fund in the youth services aid and assistance account, the sum of
36 \$15,000,000 is hereby lapsed.

37 Sec. 20.

38 KANSAS HEALTH POLICY AUTHORITY

39 (a) On the effective date of this act, the expenditure limitation estab-
40 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter
41 124 of the 2009 Session Laws of Kansas on the medical programs fee
42 fund is hereby decreased from \$49,200,000 to \$40,567,543.

43 (b) On the effective date of this act, the expenditure limitation estab-

1 lished for the fiscal year ending June 30, 2010, by the state finance council
2 on expenditures from the state workers compensation self-insurance fund
3 for salaries and wages and other operating expenditures is hereby in-
4 creased from \$3,347,628 to \$3,711,658.

5 (c) On the effective date of this act, the expenditure limitation estab-
6 lished for the fiscal year ending June 30, 2010, by the state finance council
7 on expenditures from the cafeteria benefits fund for salaries and wages
8 and other operating expenditures is hereby decreased from \$2,327,068
9 to \$2,324,288.

10 (d) On the effective date of this act, the expenditure limitation estab-
11 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter
12 124 of the 2009 Session Laws of Kansas on expenditures from the de-
13 pendent care assistance program fund for salaries and wages and other
14 operating expenditures is hereby increased from \$133,902 to \$225,935.

15 (e) On the effective date of this act, the expenditure limitation estab-
16 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter
17 124 of the 2009 Session Laws of Kansas on the preventative health care
18 program fund is hereby increased from \$333,815 to \$1,324,421.

19 (f) On the effective date of this act, the expenditure limitation estab-
20 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter
21 124 of the 2009 Session Laws of Kansas on the other state fees fund is
22 hereby increased from \$252,644 to \$336,456.

23 (g) On the effective date of this act, the expenditure limitation estab-
24 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter
25 124 of the 2009 Session Laws of Kansas on the health committee insur-
26 ance fund is hereby decreased from \$339,223 to \$253,788.

27 (h) On the effective date of this act, the position limitation established
28 by section 99(a) of chapter 124 of the 2009 Session Laws of Kansas for
29 the Kansas health policy authority is hereby increased from 272.70 to
30 279.65.

31 (i) On the effective date of this act, of the \$369,220,105 appropriated
32 for the above agency for the fiscal year ending June 30, 2010, by section
33 63(a) of chapter 124 of the 2009 Session Laws of Kansas from the state
34 general fund in the other medical assistance account, the sum of
35 \$16,400,000 is hereby lapsed.

36 Sec. 21.

37 KANSAS COMMISSION ON VETERANS AFFAIRS

38 (a) 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:

43 Soldiers' home medicaid fund No limit

1 Veterans' home medicaid fund No limit
2 Sec. 22.

3 DEPARTMENT OF EDUCATION

4 (a) On the effective date of this act, the director of accounts and reports
5 shall transfer an amount certified by the commissioner of education from
6 the motorcycle safety fund of the department of education to the motor-
7 cycle safety fund of the state board of regents: *Provided*, That the amount
8 to be transferred shall be determined by the commissioner of the edu-
9 cation based on the amounts required to be paid pursuant to subsection
10 (b)(2) of K.S.A. 8-272, and amendments thereto.

11 Sec. 23.

12 STATE BOARD OF REGENTS

13 (a) On and after the effective date of this act, during the fiscal year
14 ending June 30, 2010, no expenditures shall be made by the state board
15 of regents from any moneys appropriated from the state general fund or
16 from any special revenue fund for fiscal year 2010, as authorized by chap-
17 ter 2, chapter 124 or chapter 144 of the 2009 Session Laws of Kansas or
18 by this or other appropriation act of the 2010 regular session of the leg-
19 islature, to provide for the issuance of bonds by the Kansas development
20 finance authority in accordance with K.S.A. 74-8905, and amendments
21 thereto, K.S.A. 2009 Supp. 76-7,120, and amendments thereto, or any
22 other statute, for any projects under the postsecondary educational insti-
23 tution infrastructure finance program: *Provided further*, That, notwith-
24 standing the provisions of K.S.A. 74-8905, and amendments thereto,
25 K.S.A. 2009 Supp. 76-7,120, and amendments thereto, or any other stat-
26 ute, no projects under the postsecondary educational institution infra-
27 structure finance program are approved for the state board of regents for
28 the purposes of subsection (b) of K.S.A. 74-8905, and amendments
29 thereto, and the authorization of the issuance of bonds by the Kansas
30 development finance authority in accordance with that statute, K.S.A.
31 2009 Supp. 76-7,120, and amendments thereto, or any other statute for
32 any project under the postsecondary educational institution infrastructure
33 finance program: *And provided further*, That, on and after the effective
34 date of this act, during the fiscal year ending June 30, 2010, no bonds
35 shall be issued by the Kansas development finance authority in accord-
36 ance with K.S.A. 74-8905, and amendments thereto, K.S.A. 2009 Supp.
37 76-7,120, and amendments thereto, or any other statute, for any projects
38 under the postsecondary educational institution infrastructure finance
39 program for the state board of regents.

40 (b) On and after the effective date of this act, during the fiscal year
41 ending June 30, 2010, in addition to the other purposes for which ex-
42 penditures may be made by the state board of regents from moneys ap-
43 propriated from the state general fund for fiscal year 2010 in the PEI

1 infrastructure — debt service account of the state general fund for fiscal
 2 year 2010 after the principal payment has been received for fiscal year
 3 2010 by the state treasurer from the postsecondary institutions that were
 4 recipients of the PEI infrastructure bond proceeds, (1) the state board of
 5 regents may expend the amount of moneys appropriated for fiscal year
 6 2010 in the PEI infrastructure — debt service account for the principal
 7 payment from the PEI infrastructure — debt service account for any
 8 other purpose for which moneys are appropriated for fiscal year 2010
 9 from the state general fund for the state board of regents; or (2) the state
 10 board of regents may transfer such amount of moneys from the PEI
 11 infrastructure — debt service account of the state general fund for fiscal
 12 year 2010 to an account or accounts of the state general fund of any
 13 institution under the control and supervision of the state board of regents
 14 to be expended by the institution for a purpose for which expenditures
 15 may be made for fiscal year 2010 from such account or accounts and
 16 which is approved by the state board of regents: *Provided*, That the state
 17 board of regents shall certify to the director of accounts and reports each
 18 such transfer of moneys from the PEI infrastructure — debt service ac-
 19 count of the state general fund for fiscal year 2010: *Provided further*,
 20 That the state board of regents shall transmit a copy of each such certi-
 21 fication to the director of the budget and to the director of legislative
 22 research.

23 Sec. 24.

24 KANSAS STATE UNIVERSITY

25 (a) There is appropriated for the above agency from the following special
 26 revenue fund or funds for the fiscal year ending June 30, 2010, all
 27 moneys now or hereafter lawfully credited to an available in such fund or
 28 funds, except that expenditures shall not exceed the following:
 29 Energy conservation improvements fund No limit

30 Sec. 25.

31 DEPARTMENT OF CORRECTIONS

32 (a) On the effective date of this act, of the \$3,231,303 appropriated for
 33 the above agency for the fiscal year ending June 30, 2010, by section
 34 122(b) of chapter 124 of the 2009 Session Laws of Kansas from the cor-
 35 rectional institutions building fund in the capital improvements — re-
 36 habilitation and repair of correctional institutions account, the sum of
 37 \$108,687 is hereby lapsed.

38 Sec. 26.

39 JUVENILE JUSTICE AUTHORITY

40 (a) On the effective date of this act, of the \$687,500 appropriated for
 41 the above agency for the fiscal year ending June 30, 2010, by section 83(a)
 42 of chapter 124 of the 2009 Session Laws of Kansas from the state general
 43 fund in the incentive funding account, the sum of \$162,301 is hereby

1 lapsed.

2 Sec. 27.

3 ADJUTANT GENERAL

4 (a) On the effective date of this act, of the \$4,893,433 appropriated for
5 the above agency for the fiscal year ending June 30, 2010, by section 84(a)
6 of chapter 124 of the 2009 Session Laws of Kansas from the state general
7 fund in the operating expenditures account, the sum of \$26,089 is hereby
8 lapsed.

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

11 Civil air patrol — operating expenditures.....	\$4,231
12 Military activation payments.....	\$21,858

13 (c) On the effective date of this act, or as soon thereafter as moneys
14 are available, the director of accounts and reports shall transfer \$180,000
15 from the adjutant general’s expense fund of the adjutant general to the
16 state general fund: *Provided*, That the transfer of such amount shall be
17 in addition to any other transfer from the adjutant general expense fund
18 to the state general fund as prescribed by law: *Provided further*, That the
19 amount transferred from the adjutant general expense fund to the state
20 general 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 adjutant general by other state agencies which
24 receive appropriations from the state general fund to provide such serv-
25 ices.

26 (d) On the effective date of this act, or as soon thereafter as moneys
27 are available, the director of accounts and reports shall transfer \$459,357
28 from the state general fund to the national guard museum assistance fund.

29 Sec. 28.

30 STATE FIRE MARSHAL

31 (a) On the effective date of this act, the expenditure limitation estab-
32 lished for the fiscal year ending June 30, 2010, by the state finance council
33 on the fire marshal fee fund is hereby decreased from \$3,650,981 to
34 \$3,628,716.

35 (b) On the effective date of this act, the expenditure limitation estab-
36 lished for the fiscal year ending June 30, 2010, by section 85(a) of chapter
37 124 of the 2009 Session Laws of Kansas on the hazardous materials emer-
38 gency fund is hereby increased from \$238,000 to \$250,000.

39 Sec. 29.

40 KANSAS HIGHWAY PATROL

41 (a) On the effective date of this act, the Kansas highway patrol is au-
42 thorized to make expenditures for fiscal year 2010 from the amount in
43 excess of \$100 as of June 30, 2009, in the operating expenditures account

1 of the state general fund that was reappropriated for fiscal year 2010 by
 2 section 87(a) of chapter 124 of the 2009 Session Laws of Kansas: *Pro-*
 3 *vided*, That the Kansas highway patrol may make such expenditures for
 4 fiscal year 2010 from such reappropriated balance without first obtaining
 5 the approval of the state finance council pursuant to the second proviso
 6 to the appropriation of such reappropriated balance: *Provided further*,
 7 That the provisions of such proviso requiring the prior approval by the
 8 state finance council to make expenditures for fiscal year 2010 from such
 9 reappropriated balance are hereby declared to be null and void and shall
 10 be of no force and effect.

11 (b) On the effective date of this act, or as soon thereafter as moneys
 12 are available, the director of accounts and reports shall transfer \$220,025
 13 from the highway patrol training center clearing fund to the highway
 14 patrol training center fund of the Kansas highway patrol.

15 Sec. 30.

16 KANSAS PAROLE BOARD

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 Parole from adult correctional institutions..... \$28,090

20 Sec. 31.

21 STATE FAIR BOARD

22 (a) On the effective date of this act, or as soon thereafter as moneys
 23 are available, the director of accounts and reports shall transfer \$186,283
 24 from the state emergency fund — building damage May 23/25 2008 ac-
 25 count of the state fair board to the state general fund: *Provided*, That the
 26 transfer of such amount shall be in addition to any other transfer from
 27 the state emergency fund — building damage May 23/25 2008 account
 28 to the state general fund as prescribed by law.

29 Sec. 32.

30 DEPARTMENT OF WILDLIFE AND PARKS

31 (a) There is appropriated for the above agency from the state general
 32 fund for the fiscal year ending June 30, 2010, for the capital improvement
 33 project or projects specified, the following:

34 Kansas city district office — debt service \$8,419

35 (b) In addition to the other purposes for which expenditures may be
 36 made by the above agency from the boating fee fund for fiscal year 2010,
 37 expenditures may be made by the above agency from the following capital
 38 improvement account or accounts of the boating fee fund for fiscal year
 39 2010 for the following capital improvement project or projects, subject
 40 to the expenditure limitations prescribed therefor:

41 Kansas city district office — debt service \$13,832

42 (c) In addition to the other purposes for which expenditures may be
 43 made by the above agency from the wildlife fee fund for fiscal year 2010,

1 expenditures may be made by the above agency from the following capital
2 improvement account or accounts of the wildlife fee fund for fiscal year
3 2010 for the following capital improvement project or projects, subject
4 to the expenditure limitations prescribed therefor:

5 Kansas city district office — debt service \$37,887

6 (d) In addition to the other purposes for which expenditures may be
7 made by the department of wildlife and parks from the moneys approp-
8 priated from the state general fund or from any special revenue fund for
9 fiscal years ending June 30, 2010, and June 30, 2011, expenditures shall
10 be made by the department of wildlife and parks to open and maintain
11 the west gate entrance at Tuttle Creek state park: *Provided*, That such
12 gate shall be open on or before May 1, 2010.

13 Sec. 33.

14 DEPARTMENT OF TRANSPORTATION

15 (a) On the effective date of this act, the expenditure limitation estab-
16 lished for the fiscal year ending June 30, 2010, by the state finance council
17 on the agency operations account of the state highway fund is hereby
18 decreased from \$278,651,194 to \$253,732,286.

19 (b) On the effective date of this act, or as soon thereafter as moneys
20 are available, the director of accounts and reports shall transfer
21 \$28,000,000 from the state highway fund of the department of transpor-
22 tation to the state general fund: *Provided*, That the transfer of such
23 amount shall be in addition to any other transfer from the state highway
24 fund of the department of transportation to the state general fund as
25 prescribed by law: *Provided further*, That, in addition to other purposes
26 for which transfers and expenditures may be made from the state highway
27 fund during fiscal year 2010 and notwithstanding the provisions of K.S.A.
28 68-416, and amendments thereto, or any other statute, transfers may be
29 made from the state highway fund to the state general fund under this
30 subsection during fiscal year 2010: *And provided further*, That all moneys
31 transferred from the state highway fund to the state general fund under
32 this subsection shall be moneys credited to the state highway fund pur-
33 suant to K.S.A. 79-3620 or 79-3710, and amendments thereto.

34 Sec. 34.

35 KANSAS STATE BOARD OF COSMETOLOGY

36 (a) On July 1, 2010, the expenditure limitation established for the fiscal
37 year ending June 30, 2011, by section 14(a) of chapter 124 of the 2009
38 Session Laws of Kansas on the board of cosmetology fee fund is hereby
39 increased from \$772,817 to \$788,017.

40 Sec. 35.

41 GOVERNOR'S DEPARTMENT

42 (a) On the effective date of this act, of the amount appropriated or
43 reappropriated for the fiscal year ending June 30, 2010, in the governor's

1 department account of the state general fund, as authorized and provided
2 by chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws of
3 Kansas or by this or other appropriation act of the 2010 regular session
4 of the legislature, that is budgeted for salaries and wages, including per
5 diem compensation, and any associated employer contributions other
6 than employer payments for participants under the state health care ben-
7 efits program pursuant to K.S.A. 75-6508, and amendments thereto, for
8 the first payroll period commencing on or after the effective date of this
9 act and each payroll period thereafter chargeable to fiscal year 2010, as
10 determined by the director of the budget after consultation with the di-
11 rector of legislative research and upon certification to the director of
12 accounts and reports, the amount equal to 5% of the amount so deter-
13 mined is hereby lapsed.

14 Sec. 36.

15 KANSAS BOARD OF EXAMINERS IN FITTING AND
16 DISPENSING OF HEARING INSTRUMENTS

17 (a) On the effective date of this act, the expenditure limitation estab-
18 lished for the fiscal year ending June 30, 2010, by section 18(a) of chapter
19 124 of the 2009 Session Laws of Kansas on the hearing instrument board
20 fee fund of the Kansas board of examiners in fitting and dispensing of
21 hearing instruments is hereby increased from \$29,923 to \$31,357.

22 (b) On July 1, 2010, the expenditure limitation established for the fiscal
23 year ending June 30, 2011, by section 18(a) of chapter 124 of the 2009
24 Session Laws of Kansas on the hearing instrument board fee fund of the
25 Kansas board of examiners in fitting and dispensing of hearing instru-
26 ments is hereby increased from \$29,923 to \$31,352.

27 Sec. 37.

28 STATE BANK COMMISSIONER

29 (a) On July 1, 2010, the expenditure limitation established for the fiscal
30 year ending June 30, 2011, by section 10(a) of chapter 124 of the 2009
31 Session Laws of Kansas on the bank commissioner fee fund of the state
32 bank commissioner is hereby increased from \$8,231,690 to \$8,613,243.

33 Sec. 38.

34 STATE DEPARTMENT OF CREDIT UNIONS

35 (a) On the effective date of this act, the expenditure limitation estab-
36 lished for the fiscal year ending June 30, 2010, by the state finance council
37 on the credit union fee fund of the state department of credit unions is
38 hereby increased from \$934,524 to \$949,324.

39 (b) On July 1, 2010, the expenditure limitation established for the fiscal
40 year ending June 30, 2011, by section 15(a) of chapter 124 of the 2009
41 Session Laws of Kansas on the credit union fee fund of the state depart-
42 ment of credit unions is hereby increased from \$895,096 to \$910,296.

43

1 Sec. 39.

2 STATE BOARD OF HEALING ARTS

3 (a) On July 1, 2010, the expenditure limitation established for the fiscal
4 year ending June 30, 2011, by section 13(a) of chapter 124 of the 2009
5 Session Laws of Kansas on the healing arts fee fund of the state board of
6 healing arts is hereby increased from \$3,836,348 to \$3,885,857.

7 Sec. 40.

8 KANSAS DENTAL BOARD

9 (a) On July 1, 2010, the expenditure limitation established for the fiscal
10 year ending June 30, 2011, by section 16(a) of chapter 124 of the 2009
11 Session Laws of Kansas on the dental board fee fund of the Kansas dental
12 board is hereby increased from \$366,774 to \$370,799.

13 Sec. 41.

14 BOARD OF EXAMINERS IN OPTOMETRY

15 (a) On July 1, 2010, the expenditure limitation established for the fiscal
16 year ending June 30, 2011, by section 20(a) of chapter 124 of the 2009
17 Session Laws of Kansas on the optometry fee fund of the board of ex-
18 aminers in optometry is hereby increased from \$139,977 to \$140,310.

19 Sec. 42.

20 LEGISLATIVE COORDINATING COUNCIL

21 (a) There is appropriated for the above agency from the state general
22 fund for the fiscal year ending June 30, 2011, the following:

23 Legislative coordinating council — operations \$1,277,436

24 *Provided*, That any unencumbered balance in the legislative coordinating
25 council — operations account in excess of \$100 as of June 30, 2010, is
26 hereby reappropriated for fiscal year 2011.

27 Legislative research department — operations..... \$3,420,862

28 *Provided*, That any unencumbered balance in the legislative research de-
29 partment — operations account in excess of \$100 as of June 30, 2010, is
30 hereby reappropriated for fiscal year 2011.

31 Office of revisor of statutes — operations \$3,215,664

32 *Provided*, That any unencumbered balance in the office of revisor of
33 statutes — operations account in excess of \$100 as of June 30, 2010, is
34 hereby reappropriated for fiscal year 2011.

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, 2011, 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 Legislative research department special revenue fund..... No limit

41 Sec. 43.

42 LEGISLATURE

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

1 fund for the fiscal year ending June 30, 2011, the following:

2 Operations (including official hospitality) \$15,569,641

3 *Provided*, That any unencumbered balance in the operations (including

4 official hospitality) account in excess of \$100 as of June 30, 2010, is hereby

5 reappropriated for fiscal year 2011: *Provided further*, That expenditures

6 may be made from this account, pursuant to vouchers approved by the

7 chairperson or vice-chairperson of the legislative coordinating council, to

8 pay compensation and travel expenses and subsistence expenses or allow-

9 ances as authorized by K.S.A. 75-3212, and amendments thereto, for

10 members and associate members of the advisory committee to the Kansas

11 commission on interstate cooperation established under K.S.A. 46-407a,

12 and amendments thereto, for attendance at meetings of the advisory com-

13 mittee which are authorized by the legislative coordinating council, except

14 that (1) the legislative coordinating council may establish restrictions or

15 limitations, or both, on travel expenses, subsistence expenses or allow-

16 ances, or any combination thereof, paid to members and associate mem-

17 bers of such advisory committee, and (2) any person who is an associate

18 member of such advisory committee, by reason of such person having

19 been accredited by the national conference of commissioners on uniform

20 state laws as a life member of that organization, shall receive the same

21 travel expenses and subsistence expenses for attendance at meetings of

22 the advisory committee as a regular member, but shall receive no per

23 diem compensation: *And provided further*, That expenditures may be

24 made from this account for services, facilities and supplies provided for

25 legislators in addition to those provided under the approved budget and

26 for related copying, facsimile transmission and other services provided to

27 persons other than legislators, in accordance with policies and any restric-

28 tions or limitations prescribed by the legislative coordinating council: *And*

29 *provided further*, That no expenditures shall be made from this account

30 for any meeting of any joint committee, or of any subcommittee of any

31 joint committee, during fiscal year 2011 unless such meeting is approved

32 by the legislative coordinating council.

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, 2011, 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 Legislative special revenue fund No limit

39 *Provided*, That expenditures may be made from the legislative special

40 revenue fund, pursuant to vouchers approved by the chairperson or the

41 vice-chairperson of the legislative coordinating council, to pay compen-

42 sation and travel expenses and subsistence expenses or allowances as au-

43 thorized by K.S.A. 75-3212, and amendments thereto, for members and

1 associate members of the advisory committee to the Kansas commission
2 on interstate cooperation established under K.S.A. 46-407a, and amend-
3 ments thereto, for attendance at meetings of the advisory committee
4 which are authorized by the legislative coordinating council, except that
5 (1) the legislative coordinating council may establish restrictions or limi-
6 tations, or both, on travel expenses, subsistence expenses or allowances,
7 or any combination thereof, paid to members and associate members of
8 such advisory committee, and (2) any person who is an associate member
9 of such advisory committee, by reason of such person having been ac-
10 credited by the national conference of commissioners on uniform state
11 laws as a life member of that organization, shall receive the same travel
12 expenses and subsistence expenses for attendance at meetings of the ad-
13 visory committee as a regular member, but shall receive no per diem
14 compensation: *Provided further*, That expenditures may be made from
15 this fund for services, facilities and supplies provided for legislators in
16 addition to those provided under the approved budget and for related
17 copying, facsimile transmission and other services provided to persons
18 other than legislators, in accordance with policies and any restrictions or
19 limitations prescribed by the legislative coordinating council: *And pro-*
20 *vided further*, That amounts are hereby authorized to be collected for
21 such services, facilities and supplies in accordance with policies of the
22 council: *And provided further*, That such amounts shall be fixed in order
23 to recover all or part of the expenses incurred for providing such services,
24 facilities and supplies and shall be consistent with policies and fees estab-
25 lished in accordance with K.S.A. 46-1207a, and amendments thereto: *And*
26 *provided further*, That all such amounts received shall be deposited in
27 the state treasury in accordance with the provisions of K.S.A. 75-4215,
28 and amendments thereto, and shall be credited to the legislative special
29 revenue fund: *And provided further*, That all donations, gifts or bequests
30 of money for the legislative branch of government which are received and
31 accepted by the legislative coordinating council shall be deposited in the
32 state treasury and credited to an account of the legislative special revenue
33 fund: *And provided further*, That no expenditures shall be made from
34 this fund for any meeting of any joint committee, or of any subcommittee
35 of any joint committee, during fiscal year 2011 unless such meeting is
36 approved by the legislative coordinating council.

37 Capitol restoration — gifts and donations fund..... No limit

38 (c) As used in this section, “joint committee” includes the joint com-
39 mittee on rules and regulations, health care stabilization fund oversight
40 committee, joint committee on special claims against the state, legislative
41 budget committee, legislative educational planning committee, joint com-
42 mittee on economic development, joint committee on state building con-
43 struction, joint committee on the arts and cultural resources, joint com-

1 mittee on information technology, joint committee on pensions,
2 investments and benefits, joint committee on state-tribal relations, work-
3 ers compensation fund oversight committee, confirmation oversight com-
4 mittee, joint committee on corrections and juvenile justice oversight, joint
5 committee on children's issues, compensation commission, joint com-
6 mittee on Kansas security, 2010 commission, joint committee on health
7 policy oversight, state employee pay plan oversight committee, joint com-
8 mittee on energy and environmental policy, joint committee on home and
9 community based services oversight, capitol restoration commission, Kan-
10 sas criminal code recodification commission, Kansas DUI commission,
11 redistricting advisory group, and any other committee, commission or
12 other body for which expenditures are to be paid from moneys approp-
13 riated for the legislature for the expenses of any meeting of any such
14 body or for the expenses of any member thereof.

15 (d) During the fiscal years ending June 30, 2011, and June 30, 2012,
16 the aggregate amount of expenditures by the legislature from the state
17 general fund and any special revenue fund or funds for the postage al-
18 lotment for each member of the legislature, including the postage allot-
19 ment provided for each committee chairperson, during calendar year
20 2011 as prescribed by the policy adopted by the legislative coordinating
21 council, shall not exceed the amount equal to 50% of the postage allot-
22 ment prescribed by such policy for such member of the legislature or
23 chairperson: *Provided*, That, on and after the effective date of this act, if
24 the aggregate amount of expenditures by the legislature from the state
25 general fund and any special revenue fund or funds for the postage al-
26 lotment for any member of the legislature or any committee chairperson
27 during calendar year 2011 as prescribed by the policy adopted by the
28 legislative coordinating council exceeds the amount equal to 50% of the
29 postage allotment prescribed by such policy for such member of the leg-
30 islature or chairperson, then no further expenditures shall be made by
31 the legislature from the state general fund or any special revenue fund
32 or funds for the postage allotment for such member of the legislature or
33 chairperson during calendar year 2011: *Provided further*, That during the
34 fiscal years ending June 30, 2011, and June 30, 2012, the aggregate
35 amount of expenditures by the legislature from the state general fund
36 and any special revenue fund or funds for the additional postage allotment
37 for the president of the senate, the speaker of the house of representa-
38 tives, the speaker pro tem of the house of representatives, the majority
39 and minority leaders of the senate and the house of representatives, dur-
40 ing calendar year 2011, shall not exceed \$2,500 for each such officer of
41 the legislature.

42

43

1 Sec. 44.

2 DIVISION OF POST AUDIT

3 (a) There is appropriated for the above agency from the state general
4 fund for the fiscal year ending June 30, 2011, the following:

5 Operations (including legislative post audit committee).... \$2,557,658

6 *Provided*, That any unencumbered balance in the operations (including
7 legislative post audit committee) account in excess of \$100 as of June 30,
8 2010, is hereby reappropriated for fiscal year 2011.

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, 2011, all
11 moneys now or hereafter lawfully credited to and available in such fund
12 or funds, except that expenditures shall not exceed the following:

13 Audit services fund..... No limit

14 *Provided*, That the division of post audit is hereby authorized to fix, charge
15 and collect fees for copies of public records of the division, including
16 distribution of such copies: *Provided further*, That such fees shall be fixed
17 to recover all or part of the expenses incurred for reproducing and dis-
18 tributing such copies and shall be consistent with policies and fees estab-
19 lished in accordance with K.S.A. 46-1207a, and amendments thereto: *And*
20 *provided further*, That all moneys received for such fees shall be depos-
21 ited in the state treasury in accordance with the provisions of K.S.A. 75-
22 4215, and amendments thereto, and shall be credited to the audit services
23 fund.

24 Conversion of materials and equipment fund No limit

25 State agency audits fund..... No limit

26 Sec. 45.

27 GOVERNOR’S DEPARTMENT

28 (a) There is appropriated for the above agency from the state general
29 fund for the fiscal year ending June 30, 2011, the following:

30 Governor’s department \$2,219,950

31 *Provided*, That any unencumbered balance in the governor’s department
32 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
33 for fiscal year 2011: *Provided further*, That expenditures may be made
34 from this account for official hospitality and contingencies without limi-
35 tation at the discretion of the governor.

36 Domestic violence prevention grants..... \$3,849,109

37 *Provided*, That any unencumbered balance in the domestic violence pre-
38 vention grants account in excess of \$100 as of June 30, 2010, is hereby
39 reappropriated for fiscal year 2011: *Provided further*, That expenditures
40 may be made from the domestic violence prevention grants account for
41 official hospitality and contingencies without limitation at the discretion
42 of the governor.

43 Child advocacy centers..... \$898,245

1 *Provided*, That any unencumbered balance in the child advocacy centers
2 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
3 for fiscal year 2011: *Provided further*, That expenditures may be made
4 from the child advocacy centers account for official hospitality and con-
5 tingencies without limitation at the discretion of the governor.

6 (b) Expenditures may be made by the above agency for travel expenses
7 of the governor’s spouse when accompanying the governor or when rep-
8 resenting the governor on official state business, for travel and subsistence
9 expenditures for security personnel when traveling with the governor and
10 for entertainment of officials and other persons as guests from the amount
11 appropriated for the fiscal year ending June 30, 2011, by subsection (a)
12 from the state general fund in the governor’s department account.

13 (c) There is appropriated for the above agency from the following spe-
14 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
15 moneys now or hereafter lawfully credited to and available in such fund
16 or funds, except that expenditures shall not exceed the following:

17 Special programs fund..... No limit

18 *Provided*, That expenditures may be made from the special programs
19 fund for operating expenditures for the governor’s department, including
20 conferences and official hospitality: *Provided further*, That the governor
21 is hereby authorized to fix, charge and collect fees for such conferences:
22 *And provided further*, That fees for such conferences shall be fixed in
23 order to recover all or part of the operating expenses incurred for such
24 conferences, including official hospitality: *And provided further*, That all
25 fees received for such conferences shall be deposited in the state treasury
26 in accordance with the provisions of K.S.A. 75-4215, and amendments
27 thereto, and shall be credited to the special programs fund.

28 Hispanic and Latino American affairs fee fund No limit

29 Miscellaneous projects fund..... No limit

30 *Provided*, That expenditures may be made from the miscellaneous pro-
31 jects fund for operating expenditures for the governor’s department, in-
32 cluding conferences and official hospitality: *Provided further*, That the
33 governor is hereby authorized to fix, charge and collect fees for such
34 conferences: *And provided further*, That fees for such conferences shall
35 be fixed in order to recover all or part of the operating expenses incurred
36 for such conferences, including official hospitality: *And provided further*,
37 That all fees received for such conferences and all fees received by the
38 governor’s department under the open records act for providing access
39 to or furnishing copies of public records, shall be deposited in the state
40 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
41 ments thereto, and shall be credited to the miscellaneous projects fund.

42 Intragovernmental service fund No limit

43 *Provided*, That expenditures may be made from the intragovernmental

1 service fund for operating expenditures for the governor’s department,
 2 including conferences and official hospitality: *Provided further*, That the
 3 governor is hereby authorized to fix, charge and collect fees for such
 4 conferences: *And provided further*, That fees for such conferences shall
 5 be fixed in order to recover all or part of the operating expenses incurred
 6 for such conferences, including official hospitality: *And provided further*,
 7 That all fees received for such conferences shall be deposited in the state
 8 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
 9 ments thereto, and shall be credited to the intragovernmental service
 10 fund.

11 Conversion of materials and equipment fund	No limit
12 Federal grants fund	No limit
13 Justice assistance grant — federal fund.....	No limit
14 Hispanic and Latino American affairs commission —	
15 donations fund	No limit
16 Advisory commission on African-American affairs —	
17 donations fund	No limit
18 Wireless enhanced 911 grant fund	No limit

19 *Provided*, That expenditures may be made from the wireless enhanced
 20 911 grant fund for operating expenditures for the governor’s department,
 21 including conferences and official hospitality: *Provided further*, That the
 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 governor’s department under the open records act for providing access
 28 to or furnishing copies of public records, shall be remitted to the state
 29 treasurer in accordance with the provisions of K.S.A. 75-4215, and
 30 amendments thereto: *And provided further*, That, upon receipt of each
 31 such remittance, the state treasurer shall deposit the entire amount in the
 32 state treasury to the credit of the wireless enhanced 911 grant fund.

33 Sec. 46.

34 LIEUTENANT GOVERNOR

35 (a) There is appropriated for the above agency from the state general
 36 fund for the fiscal year ending June 30, 2011, the following:

37 Operations	\$196,212
---------------------	-----------

38 *Provided*, That any unencumbered balance in the operations account in
 39 excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
 40 year 2011.

41 (b) There is appropriated for the above agency from the following spe-
 42 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
 43 moneys now or hereafter lawfully credited to and available in such fund

1 or funds, except that expenditures other than refunds authorized by law
2 shall not exceed the following:

3 Special programs fund..... No limit
4 *Provided*, That expenditures may be made from the special programs
5 fund for operating expenditures for the lieutenant governor, including
6 conferences and official hospitality: *Provided further*, That the lieutenant
7 governor is hereby authorized to fix, charge and collect fees for such
8 conferences: *And provided further*, That fees for such conferences shall
9 be fixed in order to recover all or part of the operating expenses incurred
10 for such conferences, including official hospitality: *And provided further*,
11 That all fees received for such conferences and all fees received by the
12 lieutenant governor under the open records act for providing access to
13 or furnishing copies of public records, shall be deposited in the state
14 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
15 ments thereto, and shall be credited to the special programs fund.

16 (c) Expenditures may be made by the above agency for travel expenses
17 of the lieutenant governor’s spouse when accompanying the lieutenant
18 governor on official state business and for travel and subsistence expend-
19 itures for security personnel when traveling with the lieutenant governor
20 on official state business from the amount appropriated by subsection (a)
21 from the state general fund for the fiscal year ending June 30, 2011, in
22 the operations account.

23 (d) Expenditures may be made by the above agency for official hospi-
24 tality and contingencies from the amount appropriated by subsection (a)
25 from the state general fund for the fiscal year ending June 30, 2011, in
26 the operations account without limit at the discretion of the lieutenant
27 governor.

28 Sec. 47.

29 ATTORNEY GENERAL

30 (a) There is appropriated for the above agency from the state general
31 fund for the fiscal year ending June 30, 2011, the following:

32 Operating expenditures \$2,071,562

33 *Provided*, That any unencumbered balance in the operating expenditures
34 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
35 for fiscal year 2011: *Provided, however*, That expenditures from this ac-
36 count for official hospitality shall not exceed \$2,000.

37 Litigation costs..... \$85,000

38 *Provided*, That any unencumbered balance in the litigation costs account
39 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
40 year 2011.

41 Internet training education for Kansas kids \$318,345

42 *Provided*, That any unencumbered balance in excess of \$100 as of June
43 30, 2010, in the internet training education for Kansas kids account is

1 hereby reappropriated for fiscal year 2011.

2 Abuse, neglect and exploitation unit..... \$99,228

3 *Provided*, That any unencumbered balance in excess of \$100 as of June

4 30, 2010, in the abuse, neglect and exploitation unit account is hereby

5 reappropriated for fiscal year 2011: *Provided further*, That expenditures

6 may be made by the attorney general from the abuse, neglect and ex-

7 ploitation unit account pursuant to contracts with other agencies or or-

8 ganizations to provide services related to the investigation or litigation of

9 findings related to abuse, neglect or exploitation.

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, 2011, 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 Court cost fund..... No limit

16 Bond transcript review fee fund No limit

17 Conversion of materials and equipment fund No limit

18 Attorney general’s antitrust special revenue fund No limit

19 Private gifts fund..... No limit

20 Medicaid fraud reimbursement fund..... No limit

21 Attorney general’s antitrust suspense fund No limit

22 Attorney general’s consumer protection clearing fund..... No limit

23 Attorney general’s committee on crime prevention fee

24 fund..... No limit

25 *Provided*, That expenditures may be made from the attorney general’s

26 committee on crime prevention fee fund for operating expenditures di-

27 rectly or indirectly related to conducting training seminars organized by

28 the attorney general’s committee on crime prevention, including official

29 hospitality: *Provided further*, That the attorney general is hereby author-

30 ized to fix, charge and collect fees for conducting training seminars or-

31 ganized by the attorney general’s committee on crime prevention: *And*

32 *provided further*, That such fees shall be fixed in order to recover all or

33 part of the direct and indirect operating expenses incurred for conducting

34 such seminars, including official hospitality: *And provided further*, That

35 all fees received for conducting such seminars shall be deposited in the

36 state treasury in accordance with the provisions of K.S.A. 75-4215, and

37 amendments thereto, and shall be credited to the attorney general’s com-

38 mittee on crime prevention fee fund.

39 Tort claims fund..... No limit

40 Crime victims compensation fund..... No limit

41 *Provided*, That expenditures from the crime victims compensation fund

42 for state operations shall not exceed \$434,368: *Provided further*, That any

43 expenditures for payment of compensation to crime victims are author-

1 ized to be made from this fund regardless of when the claim was awarded:
 2 *And provided further*, That, notwithstanding the provisions of K.S.A. 75-
 3 752, and amendments thereto, or any other statute, on July 1, 2010, or
 4 as soon thereafter as moneys are available, the director of accounts and
 5 reports shall transfer \$300,000 from the crime victims compensation fund
 6 to the crime victims assistance fund.

7 Crime victims assistance fund	No limit
8 Protection from abuse fund	No limit
9 Victims of crime assistance act — federal fund	No limit
10 Crime victims grants and gifts fund.....	No limit

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

14 Attorney general’s medicaid fraud control fund.....	No limit
15 Other federal grants and reimbursement fund.....	No limit
16 Debt collection administration cost recovery fund.....	No limit

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

22 Medicaid fraud prosecution revolving fund	No limit
----------------------------------------------------	----------

23 *Provided*, That all moneys recovered by the medicaid fraud and abuse
 24 division of the attorney general’s office in the enforcement of state and
 25 federal law which are in excess of any restitution for overcharges and
 26 interest, including all moneys recovered as recoupment of expenses of
 27 investigation and prosecution, shall be deposited in the state treasury to
 28 the credit of the medicaid fraud prosecution revolving fund: *Provided*
 29 *further*, That, notwithstanding the provisions of K.S.A. 21-3851, and
 30 amendments thereto, or any other statute, expenditures may be made
 31 from the medicaid fraud prosecution revolving fund for other operating
 32 expenditures of the attorney general’s office other than for medicaid fraud
 33 prosecution costs.

34 Interstate water litigation fund	No limit
-------------------------------------------	----------

35 *Provided*, That, in addition to the other purposes authorized by K.S.A.
 36 82a-1802, and amendments thereto, expenditures may be made from the
 37 interstate water litigation fund for: (1) Litigation costs for the case of
 38 Kansas v. Colorado No. 105, Original in the Supreme Court of the United
 39 States, including repayment of past contributions; (2) expenses related to
 40 the appointment of a river master or such other official as may be ap-
 41 pointed by the Supreme Court to administer, implement or enforce its
 42 decree or other orders of the Supreme Court related to this case; and (3)
 43 expenses incurred by agencies of the state of Kansas to monitor actions

1 of the state of Colorado and its water users and to enforce any settlement,
2 decree or order of the Supreme Court related to this case.

3	Suspense fund	No limit
4	Children’s advocacy center fund	No limit
5	Abuse, neglect and exploitation of people with disabilities	
6	unit grant acceptance fund.....	No limit
7	Concealed weapon licensure fund.....	No limit
8	Tobacco master settlement agreement compliance fund...	No limit
9	Sexually violent predator expense fund	No limit
10	False claims litigation revolving fund.....	No limit
11	<i>Provided</i> , That expenditures may be made from the false claims litigation	
12	revolving fund for costs associated with litigation under the Kansas false	
13	claims act, K.S.A. 2009 Supp. 75-7501 et seq., and amendments thereto.	
14	VAWA ARRA federal fund	No limit
15	Victims of crime act ARRA federal fund.....	No limit
16	JAG ARRA federal fund.....	No limit
17	Project safe neighborhood 2009 federal fund.....	No limit
18	Project safe neighborhood multi federal fund.....	No limit
19	Project safe neighborhood 2006 federal fund.....	No limit
20	Project safe neighborhood 2007 federal fund.....	No limit
21	Congressional earmark COPS meth initiative federal	
22	fund.....	No limit
23	KDOT DUI prosecutor federal fund.....	No limit
24	GTEAP federal fund.....	No limit
25	Criminal justice federal fund.....	No limit

26 (c) During the fiscal year ending June 30, 2011, grants made pursuant
27 to K.S.A. 74-7325, and amendments thereto, from the protection from
28 abuse fund and grants made pursuant to K.S.A. 74-7334, and amend-
29 ments thereto, from the crime victims assistance fund shall be made after
30 consideration of the recommendation of an entity that has been desig-
31 nated by the United States department of health and human services and
32 by the centers for disease control as the official domestic violence or
33 sexual assault coalition.

34 (d) On July 1, 2010, or as soon thereafter as moneys are available, the
35 director of accounts and reports shall transfer \$475,985 from the Kansas
36 endowment for youth fund to the tobacco master settlement agreement
37 compliance fund of the attorney general.

38 (e) On July 1, 2010, or as soon thereafter as moneys are available,
39 notwithstanding the provisions of K.S.A. 21-3851, and amendments
40 thereto, or any other statute, the director of accounts and reports shall
41 transfer \$578,605 from the medicaid fraud prosecution revolving fund of
42 the attorney general to the interstate water litigation fund of the attorney
43 general.

1 (f) On July 1, 2010, or as soon thereafter as moneys are available, the
2 director of accounts and reports shall transfer \$578,605 from the court
3 cost fund of the attorney general to the interstate water litigation fund of
4 the attorney general.

5 (g) On July 1, 2010, or as soon thereafter as moneys are available,
6 notwithstanding the provisions of K.S.A. 21-3851, and amendments
7 thereto, or any other statute, the director of accounts and reports shall
8 transfer \$1,450,000 from the medicaid fraud prosecution revolving fund
9 of the attorney general to the court cost fund of the attorney general.

10 (h) During the fiscal year ending June 30, 2011, no expenditures shall
11 be made by the attorney general from any moneys appropriated from any
12 state general fund or special revenue fund for fiscal year 2011, as au-
13 thorized by this or other appropriation act of the 2010 regular session of
14 the legislature, for any print or broadcast advertising bearing the name
15 or likeness of the attorney general or of any employee or agent of the
16 attorney general.

17 Sec. 48.

18 SECRETARY OF STATE

19 (a) There is appropriated for the above agency from the following spe-
20 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
21 moneys now or hereafter lawfully credited to and available in such fund
22 or funds, except that expenditures shall not exceed the following:

23 Cemetery and funeral audit fee fund.....	No limit
24 HAVA ELVIS fund	No limit
25 Conversion of materials and equipment fund	No limit
26 Information and services fee fund.....	No limit
27 <i>Provided</i> , That expenditures from the information and services fee fund	
28 for official hospitality shall not exceed \$2,500.	
29 State register fee fund.....	No limit
30 Uniform commercial code fee fund.....	No limit
31 State flag and banner fund.....	No limit
32 Secretary of state fee refund fund.....	No limit
33 Electronic voting machine examination fund	No limit
34 Credit card clearing fund.....	No limit
35 Suspense fund	No limit
36 Prepaid services fund.....	No limit
37 Athlete agent registration fee fund.....	No limit
38 Democracy fund	No limit
39 <i>Provided</i> , That all expenditures from the democracy fund shall be to pro- 40 vide matching funds to implement Title II of the federal help America 41 vote act of 2002, public law 107-252, as prescribed under that act.	
42 Technology communication fee fund.....	No limit
43 HAVA federal fund.....	No limit

1 Sec. 49.

2 STATE TREASURER

3 (a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2011, all
4 moneys now or hereafter lawfully credited to and available in such fund
5 or funds, except that expenditures shall not exceed the following:

6 State treasurer operating fund..... \$1,558,756

7
8 *Provided*, That, notwithstanding the provisions of the uniform unclaimed
9 property act, K.S.A. 58-3934 et seq., and amendments thereto, or any
10 other statute, of all the moneys received under the uniform unclaimed
11 property act, K.S.A. 58-3934 et seq., and amendments thereto, during
12 fiscal year 2011, the state treasurer is hereby authorized and directed to
13 credit the first \$1,558,756 received and deposited in the state treasury to
14 the state treasurer operating fund: *Provided further*, That, after such aggregate amount has been credited to the state treasurer operating fund,
15 then all of the moneys received under the uniform unclaimed property
16 act during fiscal year 2011 shall be credited as prescribed under the un-
17 claimed property act, K.S.A. 58-3934 et seq., and amendments thereto:
18 *Provided further*, That all moneys credited to the state treasurer operating
19 fund during fiscal year 2011 are to reimburse the state treasurer for ac-
20 counting, auditing, budgeting, legal, payroll, personnel and purchasing
21 services and any other governmental services which are performed to
22 administer the provisions of the uniform unclaimed property act, K.S.A.
23 58-3934 et seq., and amendments thereto, that are not otherwise reim-
24 bursed under any other provision of law.

25		
26	Fiscal agency fund.....	No limit
27	Bond services fee fund.....	No limit
28	City bond finance fund.....	No limit
29	Local ad valorem tax reduction fund	No limit
30	County and city revenue sharing fund	No limit
31	Suspense fund	No limit
32	County and city retailers’ sales tax fund	No limit
33	County and city compensating use tax fund.....	No limit
34	Local alcoholic liquor fund	No limit
35	Local alcoholic liquor equalization fund.....	No limit
36	Unclaimed property claims fund.....	No limit
37	Unclaimed property expense fund	No limit

38 *Provided*, That expenditures from the unclaimed property expense fund
39 for official hospitality shall not exceed \$2,000.

40	County and city transient guest tax fund.....	No limit
41	Racing admissions tax fund.....	No limit
42	Rental motor vehicle excise tax fund	No limit
43	Transportation development district sales tax fund	No limit

1 Redevelopment bond fund No limit
2 Municipal investment pool fund No limit
3 Pooled money investment portfolio fee fund No limit
4 *Provided*, That on or before the fifth day of each month of the fiscal year
5 ending June 30, 2011, the state treasurer shall certify to the pooled money
6 investment board an accounting of the banking fees incurred by the state
7 treasurer during the second preceding month that are attributable to the
8 investment of the pooled money investment portfolio during such month:
9 *Provided further*, That, prior to the 10th day of each month during the
10 fiscal year ending June 30, 2011, the pooled money investment board
11 shall review the certification from the state treasurer and shall make ex-
12 penditures from the pooled money investment portfolio fee fund to pay
13 the amount of banking fees incurred by the state treasurer during the
14 second preceding month that are attributable to the investment of the
15 pooled money investment portfolio during the second preceding month,
16 as determined by the pooled money investment board: *And provided*
17 *further*, That expenditures from the pooled money investment portfolio
18 fee fund for official hospitality shall not exceed \$800.
19 Special qualified industrial manufacturer fund..... No limit
20 *Provided*, That, notwithstanding the provisions of K.S.A. 2009 Supp. 74-
21 50,122, and amendments thereto, or any other statute, the special qual-
22 ified industrial manufacturer fund shall be maintained in the state treas-
23 ury and shall be administered by the state treasurer for the purposes of
24 the qualified industrial manufacturer act: *Provided further*, That on the
25 15th day of each month that commences during fiscal year 2011, the
26 secretary of commerce and the secretary of revenue shall consult and
27 determine the amount of revenue received by the state from withholding
28 taxes paid by each taxpayer that is a qualified industrial manufacturer
29 during the preceding month and then, jointly, shall certify the amount so
30 determined to the director of accounts and reports and, at the same time
31 as such certification is transmitted to the director of accounts and reports,
32 shall transmit a copy of such certification to the director of the budget
33 and the director of legislative research: *And provided further*, That, upon
34 receipt of each such certification, the director of accounts and reports
35 shall transfer the amount certified from the state general fund to the
36 special qualified industrial manufacturer fund established by this subsec-
37 tion: *And provided further*, That, on or before the 10th day of each month
38 commencing during fiscal year 2011, the director of accounts and reports
39 shall transfer from the state general fund to the special qualified industrial
40 manufacturer fund interest earnings based on: (1) The average daily bal-
41 ance of moneys in the special qualified industrial manufacturer fund es-
42 tablished by this subsection for the preceding month; and (2) the net
43 earnings rate of the pooled money investment portfolio for the preceding

1 month: *And provided further*, That the moneys credited to the special
 2 qualified industrial manufacturer fund from the withholding taxes paid
 3 by a qualified industrial manufacturer shall be paid by the state treasurer
 4 to such qualified industrial manufacturer on such dates as are mutually
 5 agreed to by the secretary of commerce and the state treasurer, serving
 6 as paying agent in accordance with the terms of the agreement entered
 7 into pursuant to K.S.A. 2009 Supp. 74-50,122, and amendments thereto,
 8 by the secretary of commerce and such qualified industrial manufacturer:
 9 *And provided further*, That not more than \$2,000,000 shall be paid from
 10 the special qualified industrial manufacturer fund established by this sub-
 11 section by the state treasurer to a qualified industrial manufacturer: *And*
 12 *provided further*, That the words and phrases used in these provisos to
 13 appropriation of moneys in the special qualified industrial manufacturer
 14 fund shall have the meanings respectively ascribed thereto by K.S.A. 2009
 15 Supp. 74-50,121, and amendments thereto, unless the context requires
 16 otherwise.

17 Kansas postsecondary education savings program trust
 18 fund..... \$265,000

19 *Provided*, That notwithstanding the provisions of subsection (f) of K.S.A.
 20 2009 Supp. 75-650, and amendments thereto, or any other statute, mon-
 21 eys are hereby appropriated for the fiscal year ending June 30, 2011, for
 22 the purpose of matching contributions of qualified applicants approved
 23 between January 1, 2010, and June 30, 2010.

24 Kansas postsecondary education savings program expense
 25 fund..... \$346,043

26 Conversion of materials and equipment fund No limit

27 Tax increment financing revenue replacement fund No limit

28 Spirit bonds fund No limit

29 *Provided*, That, on the 15th day of each month that commences during
 30 fiscal year 2011, the secretary of revenue shall determine the amount of
 31 revenue received by the state during the preceding month from with-
 32 holding taxes paid with respect to an eligible project by each taxpayer
 33 that is an eligible business for which bonds have been issued under K.S.A.
 34 2009 Supp. 74-50,136, and amendments thereto, and shall certify the
 35 amount so determined to the director of accounts and reports and, at the
 36 same time as such certification is transmitted to the director of accounts
 37 and reports, shall transmit a copy of such certification to the director of
 38 the budget and the director of legislative research: *Provided further*, That,
 39 upon receipt of each such certification, the director of accounts and re-
 40 ports shall transfer the amount certified from the state general fund to
 41 the spirit bonds fund: *And provided further*, That, on or before the 10th
 42 day of each month commencing during fiscal year 2011, the director of
 43 accounts and reports shall transfer from the state general fund to the

1 spirit bonds fund interest earnings based on: (1) The average daily balance
 2 of moneys in the spirit bonds fund for the preceding month; and (2) the
 3 net earnings rate of the pooled money investment portfolio for the pre-
 4 ceding month: *And provided further*, That the moneys credited to the
 5 spirit bonds fund from the withholding taxes paid by an eligible business
 6 and the interest earnings thereon shall be transferred by the state trea-
 7 surer from the spirit bonds fund to the special economic revitalization
 8 fund administered by the state treasurer in accordance with K.S.A. 2009
 9 Supp. 74-50,136, and amendments thereto.

10 Business machinery and equipment tax reduction assis-	
11 tance fund	\$8,795,750
12 Telecommunications and railroad machinery and equip-	
13 ment tax reduction assistance fund	\$2,200,000
14 Community improvement district sales tax fund.....	No limit

15 (b) During the fiscal year ending June 30, 2011, notwithstanding the
 16 provisions of K.S.A. 75-1514, and amendments thereto, or any other stat-
 17 ute, the commissioner of insurance shall remit all moneys received by the
 18 commissioner under K.S.A. 75-1508, and amendments thereto, to the
 19 state treasurer in accordance with the provisions of K.S.A. 75-4215, and
 20 amendments thereto: *Provided*, That, upon receipt of each such remit-
 21 tance, the state treasurer shall deposit the entire amount in the state
 22 treasury: *Provided, however*, That, for each such remittance deposited in
 23 the state treasury during fiscal year 2011, the state treasurer shall not
 24 credit such deposit pursuant to K.S.A. 75-1514, and amendments thereto,
 25 but shall credit such deposit in accordance with the provisions of this
 26 subsection: *Provided further*, That the state treasurer shall credit 20% of
 27 each such deposit to the state general fund and the state treasurer shall
 28 credit the remainder of each such deposit as follows: (1) The amount
 29 equal to 64% of the remainder of such deposit shall be credited to the
 30 fire marshal fee fund of the state fire marshal; (2) the amount equal to
 31 20% of the remainder of such deposit shall be credited to the emergency
 32 medical services board operating fund of the emergency medical services
 33 board; and (3) the amount equal to 16% of the remainder of such deposit
 34 shall be credited to the fire service training program fund of the university
 35 of Kansas: *And provided further*, That the amount of each such deposit
 36 that is credited 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 state fire marshal,
 40 the emergency medical services board, and the fire service training pro-
 41 gram of the university of Kansas by other state agencies which receive
 42 appropriations from the state general fund to provide such services: *And*
 43 *provided further*, That, whenever in fiscal year 2011 the aggregate

1 amount that the 20% credit to the state general fund prescribed by this
 2 subsection is equal to \$200,000, then (1) the provisions of this subsection
 3 prescribing the 20% credit to the state general fund no longer shall apply
 4 to moneys received pursuant to K.S.A. 75-1508, and amendments thereto,
 5 and (2) for the remainder of fiscal year 2011, the state treasurer shall
 6 credit the full 100% so received of each such deposit as follows: (A) The
 7 amount equal to 64% of such deposit shall be credited to the fire marshal
 8 fee fund of the state fire marshal; (B) the amount equal to 20% of such
 9 deposit shall be credited to the emergency medical services board oper-
 10 ating fund of the emergency medical services board; and (C) the amount
 11 equal to 16% of such deposit shall be credited to the fire service training
 12 program fund of the university of Kansas.

13 (c) During the fiscal year ending June 30, 2011, no expenditures shall
 14 be made by the state treasurer from any moneys appropriated from any
 15 special revenue fund for fiscal year 2011, as authorized by this or other
 16 appropriation act of the 2010 regular session of the legislature, for any
 17 print or broadcast advertising bearing the name or likeness of the state
 18 treasurer or of any employee or agent of the state treasurer.

19 Sec. 50.

20 INSURANCE DEPARTMENT

21 (a) There is appropriated for the above agency from the following special
 22 revenue fund or funds for the fiscal year ending June 30, 2011, 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 Insurance department service regulation fund No limit
- 27 *Provided*, That expenditures from the insurance department service reg-
 28 ulation fund for official hospitality shall not exceed \$2,500: *Provided fur-*
 29 *ther*, That transfers may be made from this fund to the insurance de-
 30 partment rehabilitation and repair fund of the insurance department.
- 31 Insurance company examination fund..... No limit
- 32 *Provided*, That transfers may be made from the insurance company ex-
 33 amination fund to the insurance department rehabilitation and repair
 34 fund of the insurance department.
- 35 Insurance company annual statement examination fund... No limit
- 36 Insurance company examiner training fund No limit
- 37 Conversion of materials and equipment fund No limit
- 38 Commissioner’s travel reimbursement fund..... No limit
- 39 *Provided*, That expenditures may be made from the commissioner’s travel
 40 reimbursement fund only to reimburse the commissioner of insurance,
 41 or any designated employee, for expenses incurred for in-state or out-of-
 42 state travel for official purposes, including travel to meetings of public or
 43 private associations: *Provided further*, That all moneys received by the

1 commissioner of insurance for such travel from any non-state agency
2 source shall be deposited in the state treasury to the credit of this fund.
3 Workers compensation fund No limit
4 *Provided*, That expenditures from the workers compensation fund for
5 attorney fees and other costs and benefit payments may be made regard-
6 less of when services were rendered or when the initial award of benefits
7 was made.
8 State firefighters relief fund No limit
9 *Provided*, That notwithstanding the provisions of K.S.A. 40-1706, and
10 amendments thereto, or any other statute, transfers may be made from
11 the state firefighters relief fund to the insurance department rehabilita-
12 tion and repair fund of the insurance department: *Provided further*, That,
13 pursuant to provisions of section 34(a) of chapter 131 of the 2008 Session
14 Laws of Kansas, one or more transfers may be made during fiscal year
15 2011 from the state firefighters relief fund to the insurance department
16 service regulation fund to repay the amount that was borrowed for the
17 special distribution in FY 2008 pursuant to section 34(a) of chapter 131
18 of the 2008 Session Laws of Kansas, relating to the overpayment to the
19 firefighters relief association for Manhattan, KS: *And provided further*,
20 That, as used in this proviso, (1) “2011 formula amount” means the
21 amount determined in accordance with the formula and other provisions
22 of K.S.A. 40-1706, and amendments thereto, for the firefighters relief
23 association for Manhattan, KS, for fiscal year 2011, (2) “2008 payment
24 amount” means the amount actually paid to the firefighters relief asso-
25 ciation for Manhattan, KS, from the state firefighters relief fund for fiscal
26 year 2008, and (3) “2011 repayment amount” means the difference be-
27 tween the 2011 formula amount and the 2008 payment amount: *And*
28 *provided further*, That, notwithstanding the provisions of K.S.A. 40-1706,
29 and amendments thereto, or any other statute, the amount of the distri-
30 bution to be paid to the firefighters relief association for Manhattan, KS,
31 from the state firefighters relief fund for fiscal year 2011 shall not exceed
32 the 2008 payment amount: *And provided further*, That the commissioner
33 of insurance shall certify the 2011 repayment amount to the director of
34 accounts and reports and the outstanding amount that remains to be
35 repaid to the insurance department service regulation fund pursuant to
36 provisions of section 34(a) of chapter 131 of the 2008 Session Laws of
37 Kansas after the transfer to the insurance department service regulation
38 fund pursuant to this proviso: *And provided further*, That, upon receipt
39 of such certification, the director of accounts and reports shall transfer
40 the amount equal to the 2011 repayment amount from the state firefigh-
41 ters relief fund to the insurance department service regulation fund: *And*
42 *provided further*, That, at the same time that the commissioner of insur-
43 ance transmits such certification to the director of accounts and reports,

1 the commissioner of insurance shall transmit a copy of such certification
2 to the director of the budget and to the director of legislative research.
3 Insurance company tax and fee refund fund..... No limit
4 Group-funded workers' compensation pools fee fund No limit
5 *Provided*, That transfers may be made from the group-funded workers'
6 compensation pools fee fund to the insurance department rehabilitation
7 and repair fund of the insurance department.
8 Municipal group-funded pools fee fund..... No limit
9 *Provided*, That transfers may be made from the municipal group-funded
10 pools fee fund to the insurance department rehabilitation and repair fund
11 of the insurance department.
12 Uninsurable health insurance plan fund..... No limit
13 Insurance education and training fund..... No limit
14 *Provided*, That expenditures may be made from the insurance education
15 and training fund for training programs and official hospitality: *Provided*
16 *further*, That the insurance commissioner is hereby authorized to fix,
17 charge and collect fees for such training programs: *And provided further*,
18 That fees for such training programs shall be fixed in order to collect all
19 or part of the operating expenses incurred for such training programs,
20 including official hospitality: *And provided further*, That all fees received
21 for such training programs shall be deposited in the state treasury in
22 accordance with the provisions of K.S.A. 75-4215, and amendments
23 thereto, and shall be credited to the insurance education and training
24 fund.
25 Other federal grants fund No limit
26 *Provided*, That the above agency is authorized to make expenditures from
27 the other federal grants fund of any moneys credited to this fund from
28 any individual grant if the grant: (1) Is less than or equal to \$250,000 in
29 the aggregate, and (2) does not require the matching expenditure of any
30 other moneys in the state treasury during fiscal year 2011 other than
31 moneys appropriated by this or other appropriation act of the 2010 reg-
32 ular session of the legislature: *Provided, however*, That, upon application
33 to and authorization by the governor, the above agency may make ex-
34 penditures of moneys credited to this fund from any individual federal
35 grant which is more than \$250,000 in the aggregate or which requires the
36 matching expenditure of moneys in the state treasury during fiscal year
37 2011, other than moneys appropriated by this or other appropriation act
38 of the 2010 regular session of the legislature.
39 Monumental life settlement fund..... No limit
40 *Provided*, That all expenditures from the monumental life settlement
41 fund shall be made for scholarship purposes: *Provided further*, That the
42 scholarship recipients shall be African-American students who are cur-
43 rently enrolled and are attending an accredited higher education insti-

1 tuition in the state of Kansas and who have designated a major in math-
2 ematics, computer science or business.

3 Fines and penalties fund \$10,000

4 *Provided*, That, notwithstanding the provisions of K.S.A. 40-2606, and
5 amendments thereto, or any other statute, all moneys received during
6 fiscal year 2011 for penalties imposed pursuant to K.S.A. 40-2606, and
7 amendments thereto, shall be remitted to the state treasurer in accord-
8 ance with the provisions of K.S.A. 75-4215, and amendments thereto:
9 *Provided further*, That, upon receipt of each such remittance, the state
10 treasurer shall deposit the entire amount in the state treasury to the credit
11 of the fines and penalties fund.

12 Settlements fund..... No limit

13 *Provided*, That moneys may be transferred or otherwise credited to the
14 settlements fund as the result of or pursuant to court orders under K.S.A.
15 40-3644, and amendments thereto, court-ordered settlements, or legis-
16 lative authority: *Provided further*, That expenditures from the settlements
17 fund shall be made for the purpose of providing consumer education and
18 outreach or for costs that the insurance department may incur in closeout
19 of any troubled insurance company matters.

20 (b) In addition to the other purposes for which expenditures may be
21 made by the insurance department from the insurance company exami-
22 nation fund for fiscal year 2011 as authorized by K.S.A. 40-223, and
23 amendments thereto, notwithstanding the provisions of K.S.A. 40-223 or
24 75-3721, and amendments thereto, or any other statute, expenditures may
25 be made by the insurance department from the insurance company ex-
26 amination fund for fiscal year 2011 for the examination of annual state-
27 ments filed with the commissioner of insurance, regardless of when the
28 services were rendered, when the expenses were incurred or when any
29 claim was submitted or processed for payment and regardless of whether
30 or not the services were rendered or the expenses were incurred prior to
31 the effective date of this act.

32 (c) On July 1, 2010, or as soon thereafter as moneys are available,
33 notwithstanding the provisions of K.S.A. 40-112, and amendments
34 thereto, or of any other statute, the director of accounts and reports shall
35 transfer \$5,000,000 from the insurance department service regulation
36 fund to the state general fund: *Provided*, That the transfer of such amount
37 shall be in addition to any other transfer from the insurance department
38 service regulation fund to the state general fund as prescribed by law:
39 *Provided further*, That the amount transferred from the insurance de-
40 partment service regulation fund to the state general fund pursuant to
41 this subsection is to reimburse the state general fund for accounting,
42 auditing, budgeting, legal, payroll, personnel and purchasing services and
43 any other governmental services which are performed on behalf of the

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

3 (d) During the fiscal year ending June 30, 2011, no expenditures shall
4 be made by the insurance department from any moneys appropriated
5 from any special revenue fund for fiscal year 2011, as authorized by this
6 or other appropriation act of the 2010 regular session of the legislature,
7 for any print or broadcast advertising bearing the name or likeness of the
8 insurance commissioner or of any employee or agent of the insurance
9 commissioner.

10 Sec. 51.

11 HEALTH CARE STABILIZATION FUND BOARD
12 OF GOVERNORS

13 (a) There is appropriated for the above agency from the following spe-
14 cial revenue fund or funds for the fiscal year ending June 30, 2011, 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 Health care stabilization fund..... No limit
- 19 Conference fee fund..... No limit

20 (b) Expenditures from the health care stabilization fund for the fiscal
21 year ending June 30, 2011, other than refunds authorized by law for the
22 following specified purposes shall not exceed the limitations prescribed
23 therefor as follows:

- 24 Operating expenditures \$1,658,928
- 25 *Provided*, That expenditures from the operating expenditures account for
26 official hospitality shall not exceed \$500.
- 27 Legal services and other claims expenses No limit
- 28 Claims and benefits No limit

29 Sec. 52.

30 JUDICIAL COUNCIL

31 (a) There is appropriated for the above agency from the following spe-
32 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
33 moneys now or hereafter lawfully credited to and available in such fund
34 or funds, except that expenditures other than refunds authorized by law
35 shall not exceed the following:

- 36 Judicial council fund..... No limit
- 37 Grants and gifts fund..... No limit

38 *Provided*, That all private grants and gifts received by the judicial council,
39 other than moneys received as grants, gifts or donations for the prepa-
40 ration, publication or distribution of legal publications, shall be deposited
41 to the credit of the grants and gifts fund.

- 42 Publications fee fund No limit
- 43 Judicial performance fund No limit

1 (b) On June 30, 2011, notwithstanding the provisions of K.S.A. 20-2207,
 2 and amendments thereto, or any other statute, the director of accounts
 3 and reports shall transfer the amount of any unencumbered balance in
 4 the publications fee fund as of June 30, 2011, in excess of \$175,000 from
 5 the publications fee fund to the state general fund: *Provided*, That the
 6 transfer of such amount shall be in addition to any other transfer from
 7 the publications fee fund to the state general fund as prescribed by law:
 8 *Provided further*, That the amount transferred from the publications fee
 9 fund to the state general fund pursuant to this subsection is to reimburse
 10 the state general fund for accounting, auditing, budgeting, legal, payroll,
 11 personnel and purchasing services and any other governmental services
 12 which are performed on behalf of the judicial council by other state agen-
 13 cies which receive appropriations from the state general fund to provide
 14 such services: *And provided further*, That when the judicial council must
 15 expend moneys for unforeseen and unbudgeted items, that such moneys
 16 shall be paid first from the judicial council fund and then from the pub-
 17 lication fees fund.

18 Sec. 53.

19 STATE BOARD OF INDIGENTS' DEFENSE SERVICES

20 (a) There is appropriated for the above agency from the state general
 21 fund for the fiscal year ending June 30, 2011, the following:
 22 Operating expenditures \$11,308,804
 23 *Provided*, That any unencumbered balance in the operating expenditures
 24 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
 25 for fiscal year 2011: *Provided, however*, That expenditures for indigents'
 26 defense services are authorized to be made from the operating expendi-
 27 tures account regardless of when services were rendered: *Provided fur-*
 28 *ther*, That expenditures may be made from the operating expenditures
 29 account for negotiated contracts for malpractice insurance for public de-
 30 fenders and deputy or assistant public defenders: *And provided further*,
 31 That all contracts for malpractice insurance for public defenders and dep-
 32 uty or assistant public defenders shall be negotiated and purchased by
 33 the state board of indigents' defense services, shall not be subject to ap-
 34 proval or purchase by the committee on surety bonds and insurance under
 35 K.S.A. 75-4114 and 75-6111, and amendments thereto, and shall not be
 36 subject to the provisions of K.S.A. 75-3739, and amendments thereto.
 37 Assigned counsel expenditures \$8,103,156
 38 *Provided*, That any unencumbered balance in excess of \$100 as of June
 39 30, 2010, in the assigned counsel expenditures account is hereby reap-
 40 propriated for fiscal year 2011: *Provided further*, That expenditures for
 41 indigents' defense services are authorized to be made from the assigned
 42 counsel expenditures account regardless of when services were rendered.
 43 Capital defense operations \$2,242,571

1 *Provided*, That any unencumbered balance in excess of \$100 as of June
2 30, 2010, in the capital defense operations account is hereby reappro-
3 priated for fiscal year 2011: *Provided further*, That expenditures for in-
4 digents’ defense services are authorized to be made from the capital de-
5 fense operations account regardless of when services were rendered.

6 Legal services for prisoners..... \$308,658

7 (b) There is appropriated for the above agency from the following spe-
8 cial revenue fund or funds for the fiscal year ending June 30, 2011, 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 Indigents’ defense services fund No limit

13 *Provided*, That expenditures may be made from the indigents’ defense
14 services fund for the purpose of assigned counsel and other professional
15 services related to contract cases.

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

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

29 ARRA public defenders grant fund No limit

30 JAG grant server backup/recovery fund No limit

31 (c) During the fiscal year ending June 30, 2011, the executive director
32 of the state board of indigents’ defense services, with the approval of the
33 director of the budget, may transfer any part of any item of appropriation
34 for the fiscal year ending June 30, 2011, from the state general fund for
35 the state board of indigents’ defense services to any other item of appro-
36 priation for fiscal year 2011 from the state general fund for the state board
37 of indigents’ defense services. The executive director shall certify each
38 such transfer to the director of accounts and reports and shall transmit a
39 copy of each such certification to the director of legislative research.

40 Sec. 54.

41 JUDICIAL BRANCH

42 (a) There is appropriated for the above agency from the state general
43 fund for the fiscal year ending June 30, 2011, the following:

1 Judiciary operations \$101,780,036
 2 *Provided*, That any unencumbered balance in the judiciary operations
 3 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
 4 for fiscal year 2011: *Provided further*, That contracts for computer input
 5 of judicial opinions and all purchases thereunder shall not be subject to
 6 the provisions of K.S.A. 75-3739, and amendments thereto: *And provided*
 7 *further*, That expenditures may be made from the judicial operations
 8 account for contingencies without limitation at the discretion of the chief
 9 justice: *And provided further*, That expenditures from the judicial oper-
 10 ations account for such contingencies shall not exceed \$25,000: *And pro-*
 11 *vided further*, That expenditures from the judicial operations account for
 12 official hospitality shall not exceed \$4,000: *And provided further*, That
 13 expenditures shall be made from the judicial operations account for the
 14 travel expenses of panels of the court of appeals for travel to cities across
 15 the state to hear appealed cases.

16 (b) There is appropriated for the above agency from the following special
 17 revenue fund or funds for the fiscal year ending June 30, 2011, all
 18 moneys now or hereafter lawfully credited to and available in such fund
 19 or funds, except that expenditures other than refunds authorized by law
 20 shall not exceed the following:

21	Library report fee fund	No limit
22	Judiciary technology fund	No limit
23	Judicial branch gifts fund.....	No limit
24	Dispute resolution fund.....	No limit
25	Judicial branch education fund.....	No limit

26 *Provided*, That expenditures may be made from the judicial branch ed-
 27 ucation fund to provide services and programs for the purpose of edu-
 28 cating and training judicial branch officers and employees, administering
 29 the training, testing and education of municipal judges as provided in
 30 K.S.A. 12-4114, and amendments thereto, educating and training munic-
 31 ipal judges and municipal court support staff, and for the planning and
 32 implementation of a family court system, as provided by law, including
 33 official hospitality: *Provided further*, That the judicial administrator is
 34 hereby authorized to fix, charge and collect fees for such services and
 35 programs: *And provided further*, That such fees may be fixed to cover all
 36 or part of the operating expenditures incurred in providing such services
 37 and programs, including official hospitality: *And provided further*, That
 38 all fees received for such services and programs, including official hos-
 39 pitality, 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 judicial branch education fund.

42	Conversion of materials and equipment fund	No limit
43	Child welfare federal grant fund.....	No limit

1	Child support enforcement contractual agreement fund...	No limit
2	Bar admission fee fund	No limit
3	Permanent families account — family and children invest-	
4	ment fund	No limit
5	Duplicate law book fund	No limit
6	Court reporter fund.....	No limit
7	Access to justice fund.....	No limit
8	Judicial technology and building and grounds fund.....	No limit
9	Judicial branch nonjudicial salary initiative fund.....	No limit
10	Judicial branch nonjudicial salary adjustment fund	No limit
11	Federal grants fund	No limit
12	District magistrate judge supplemental compensation	
13	fund.....	No limit

14 *Provided*, That all moneys received by the judicial branch from the county
15 or counties comprising a judicial district to supplement the salary of, or
16 to pay any compensation to, any district magistrate judge of a judicial
17 district pursuant to K.S.A. 2009 Supp. 75-3120k, and amendments
18 thereto, 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 district magistrate judge supplemental compensation fund:
21 *Provided further*, That all moneys credited to the district magistrate judge
22 supplemental compensation fund shall be paid to, or on behalf of, the
23 district magistrate judge or district magistrate judges for whom such mon-
24 eys were remitted by the county or counties: *And provided further*, That
25 all expenditures from the district magistrate judge supplemental com-
26 pensation fund for such purposes shall be made in the same manner and
27 at the same times that biweekly compensation is payable for the biweekly
28 pay periods which are chargeable to fiscal year 2011, subject to the same
29 conditions or restrictions imposed or prescribed by law as the salary or
30 other compensation payable by law to such district magistrate judge or
31 district magistrate judges, including any applicable withholding or other
32 taxes, associated employer contributions and authorized deductions.

33 Judicial branch surcharge fund..... No limit
34 Sec. 55.

35 KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

36 (a) There is appropriated for the above agency from the state general
37 fund for the fiscal year ending June 30, 2011, the following:

38 13th retirement check — debt service..... \$3,213,748

39 (b) There is appropriated for the above agency from the following spe-
40 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
41 moneys now or hereafter lawfully credited to and available in such fund
42 or funds, except that expenditures other than refunds authorized by law
43 shall not exceed the following:

1 Kansas public employees retirement fund..... No limit
2 *Provided*, That no expenditures may be made from the Kansas public
3 employees retirement fund other than for benefits, investments, refunds
4 authorized by law, and other purposes specifically authorized by this or
5 other appropriation act.
6 Kansas public employees deferred compensation fees
7 fund..... No limit
8 Group insurance reserve fund..... No limit
9 Optional death benefit plan reserve fund..... No limit
10 Kansas endowment for youth fund..... No limit
11 Senior services trust fund No limit
12 Family and children endowment account — family and
13 children investment fund No limit
14 Non-retirement administration fund..... No limit
15 *Provided*, That the executive officer of the Kansas public employees re-
16 tirement system shall certify to the director of accounts and reports the
17 amount of moneys to transfer from the Kansas endowment for youth
18 fund, the senior services trust fund, the family and children endowment
19 account — family and children investment fund, and the unclaimed prop-
20 erty account of the state general fund for the purpose of reimbursing the
21 costs of non-retirement related administrative activities and investment-
22 related expenses for managing such funds in accordance with K.S.A. 74-
23 4909b, and amendments thereto.
24 KDFA series 2003H bond debt service fund..... No limit
25 *Provided*, That notwithstanding the provisions of K.S.A. 74-4921 et seq.,
26 and amendments thereto, any employer contributions remitted in ac-
27 cordance with the provisions of K.S.A. 20-2605, and amendments thereto,
28 K.S.A. 74-4920, and amendments thereto, K.S.A. 74-4939, and amend-
29 ments thereto, and K.S.A. 74-4967, and amendments thereto, for the
30 purpose of paying the actuarial cost of the provisions of K.S.A. 74-49,109
31 et seq., and amendments thereto, shall be deposited in the KDFA series
32 2003H bond debt service fund: *Provided further*, That the executive di-
33 rector of the Kansas public employees retirement system shall certify to
34 the director of accounts and reports an amount to reimburse the state
35 general fund for bond debt service payments authorized in fiscal year
36 2011: *And provided further*, That the director of accounts and reports
37 shall transfer to the state general fund such amount certified as provided
38 by the executive director no later than June 30, 2011.
39 (c) Expenditures may be made from the expense reserve of the Kansas
40 public employees retirement fund for the fiscal year ending June 30,
41 2011, for the following specified purposes:
42 Agency operations \$8,803,613
43 *Provided*, That expenditures from the agency operations account may be

1 made for official hospitality.
 2 Investment-related expenses No limit
 3 KPERS technology project No limit

4 (d) Expenditures may be made from the non-retirement administration
 5 fund for the fiscal year ending June 30, 2011, for the following specified
 6 purposes:

7 Agency operations \$82,177
 8 Investment-related expenses No limit

9 (e) On July 1, 2010, notwithstanding the provisions of K.S.A. 38-2102,
 10 and amendments thereto, the amount prescribed by subsection (d)(4) of
 11 K.S.A. 38-2102, and amendments thereto, to be transferred on July 1,
 12 2010, by the director of accounts and reports from the Kansas endowment
 13 for youth fund to the children's initiatives fund is hereby increased to
 14 \$67,118,748.

15 Sec. 56.

16 KANSAS HUMAN RIGHTS COMMISSION

17 (a) There is appropriated for the above agency from the state general
 18 fund for the fiscal year ending June 30, 2011, the following:

19 Operating expenditures \$1,442,138

20 *Provided*, That any unencumbered balance in the operating expenditures
 21 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
 22 for fiscal year 2011: *Provided, however*, That expenditures from this ac-
 23 count for official hospitality shall not exceed \$150: *Provided further*, That
 24 expenditures for mediation services contracted with Kansas legal services
 25 shall be made only upon certification by the executive director of the
 26 human rights commission to the director of accounts and reports that
 27 private moneys are available to match the expenditure of state moneys
 28 on a \$1 of private moneys to \$3 of state moneys basis.

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, 2011, 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 fund..... No limit
 35 Conversion of materials and equipment fund No limit
 36 Annual banquet fund No limit

37 *Provided*, That expenditures may be made from the annual banquet fund
 38 for operating expenditures for the commission's annual banquet, includ-
 39 ing official hospitality: *Provided further*, That the executive director is
 40 hereby authorized to fix, charge and collect fees for such banquet: *And*
 41 *provided further*, That such fees shall be fixed in order to recover all or
 42 part of the operating expenses incurred for such banquet, including of-
 43 ficial hospitality: *And provided further*, That all fees received for such

1 banquet shall be deposited in the state treasury in accordance with the
 2 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
 3 ited to the annual banquet fund.
 4 Education and training fund No limit
 5 *Provided*, That expenditures may be made from the education and train-
 6 ing fund for operating expenditures for the commission’s education and
 7 training programs for the general public, including official hospitality:
 8 *Provided further*, That the executive director is hereby authorized to fix,
 9 charge and collect fees for such programs: *And provided further*, That
 10 such fees shall be fixed in order to recover all or part of the operating
 11 expenses incurred for such training programs, including official hospital-
 12 ity: *And provided further*, That all fees received for such programs shall
 13 be deposited in the state treasury in accordance with the provisions of
 14 K.S.A. 75-4215, and amendments thereto, shall be credited to the edu-
 15 cation and training fund.

16 Sec. 57.

17 STATE CORPORATION 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, 2011, 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 Public service regulation fund No limit
 24 Motor carrier license fees fund..... No limit
 25 Conservation fee fund..... No limit
 26 *Provided*, That any expenditure made from the conservation fee fund for
 27 plugging abandoned wells, cleanup of pollution from oil and gas activities
 28 and testing of wells shall be in addition to any expenditure limitation
 29 imposed on this fund: *Provided further*, That expenditures may be made
 30 from this fund for debt collection and set-off administration: *And pro-*
 31 *vided further*, That a percentage of the fees collected, not to exceed 27%,
 32 shall be transferred from the conservation fee fund to the accounting
 33 services recovery fund of the department of administration for services
 34 rendered in collection efforts: *And provided further*, That all expenditures
 35 made from the conservation fee fund for debt collection and set-off ad-
 36 ministration shall be in addition to any expenditure limitation imposed
 37 on this fund: *And provided further*, That the state corporation commis-
 38 sion shall include as part of the fiscal year 2012 budget estimates for the
 39 state corporation commission submitted pursuant to K.S.A. 75-3717, and
 40 amendments thereto, a three-year projection of receipts to and expend-
 41 itures from the conservation fee fund for fiscal years 2012, 2013 and 2014.
 42 Energy grants management federal fund — ARRA No limit
 43 *Provided*, That the state corporation commission is hereby designated as

1 the state agency to receive moneys from federal agencies for energy con-
 2 servation and other energy related activities under the federal American
 3 recovery and reinvestment act of 2009, as amended: *Provided, further,*
 4 That, whenever moneys are received by the state corporation commission
 5 from federal agencies for energy conservation and other energy-related
 6 activities under the federal American recovery and reinvestment act of
 7 2009, as amended, such moneys shall be deposited in the state treasury
 8 in accordance with the provisions of K.S.A. 75-4215, and amendments
 9 thereto, and shall be credited to the energy grants management federal
 10 fund — ARRA.

11 Gas pipeline safety program special one call — federal	
12 fund.....	No limit
13 State electricity regulators assistance — ARRA federal	
14 fund.....	No limit
15 Energy efficiency revolving loan program — ARRA federal	
16 fund.....	No limit

17 *Provided,* That expenditures may be made from the energy efficiency
 18 revolving loan program — ARRA federal fund for the energy efficiency
 19 revolving loan program pursuant to vouchers approved by the chairperson
 20 of the state corporation commission or by a person or persons designated
 21 by the chairperson: *Provided further,* That the state corporation com-
 22 mission is hereby authorized to establish the energy efficiency revolving
 23 loan program for the purpose of making loans for energy conservation
 24 and other energy-related activities: *And provided further,* That loans un-
 25 der such program shall be made at an interest rate established by the
 26 state corporation commission: *And provided further,* That the state cor-
 27 poration commission is hereby authorized to enter into contracts with
 28 other state agencies and with persons as may be necessary to administer
 29 the energy efficiency revolving loan program: *And provided further,* That
 30 any person who agrees to receive money from the energy efficiency re-
 31 volving loan program — ARRA federal fund shall enter into an agreement
 32 requiring such person to submit a written report to the state corporation
 33 commission detailing and accounting for all expenditures and receipts
 34 related to the use of the moneys received from the energy efficiency
 35 revolving loan program — ARRA federal fund: *And provided further,*
 36 That moneys repaid to the energy efficiency revolving loan program mon-
 37 eys shall be deposited in the state treasury in accordance with the pro-
 38 visions of K.S.A. 75-4215, and amendments thereto, and shall be credited
 39 to the energy efficiency revolving loan program — ARRA federal fund:
 40 *And provided further,* That, on or before the 10th day of each month,
 41 the director of accounts and reports shall transfer from the state general
 42 fund to the energy efficiency revolving loan program — ARRA federal
 43 fund interest earnings based on: (1) The average daily balance of repaid

1 moneys in the energy efficiency revolving loan program — ARRA federal
2 fund for the preceding month; and (2) the net earnings rate for the pooled
3 money investment portfolio for the preceding month.

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

19 *Provided*, That the above agency is authorized to make expenditures from
20 the other federal grants fund of any moneys credited to this fund from
21 any individual grant if the grant: (1) Is less than or equal to \$250,000 in
22 the aggregate, and (2) does not require the matching expenditure of any
23 other moneys in the state treasury during fiscal year 2011 other than
24 moneys appropriated by this or other appropriation act of the 2010 reg-
25 ular session of the legislature: *Provided, however*, That, upon application
26 to and authorization by the governor, the above agency may make ex-
27 penditures of moneys credited to this fund from any individual federal
28 grant which is more than \$250,000 in the aggregate or which requires the
29 matching expenditure of moneys in the state treasury during fiscal year
30 2011, other than moneys appropriated by this or other appropriation act
31 of the 2010 regular session of the legislature.

32	Inservice education workshop fee fund.....	No limit
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33 *Provided*, That expenditures may be made from the inservice education
34 workshop fee fund for operating expenditures, including official hospi-
35 tality, incurred for inservice workshops and conferences conducted by the
36 state corporation commission for staff and members of the state corpo-
37 ration commission: *Provided further*, That the state corporation commis-
38 sion is hereby authorized to fix, charge and collect fees for such inservice
39 workshops and conferences: *And provided further*, That such fees shall
40 be fixed in order to recover all or part of the operating expenditures
41 incurred for conducting such inservice workshops and conferences: *And*
42 *provided further*, That all moneys received for such fees shall be depos-
43 ited in the state treasury in accordance with the provisions of K.S.A. 75-

1	4215, and amendments thereto, and shall be credited to the inservice	
2	education workshop fee fund.	
3	Base state registration clearing fund.....	No limit
4	Credit card clearing fund.....	No limit
5	Suspense fund	No limit
6	KETA development fund	No limit

7 (b) Expenditures for the fiscal year ending June 30, 2011, by the state
8 corporation commission from the public service regulation fund, the mo-
9 tor carrier license fees fund and the conservation fee fund shall not ex-
10 ceed, in the aggregate, \$16,468,621: *Provided*, That, within such limita-
11 tion on the aggregate of expenditures, expenditures made for fiscal year
12 2011 from the public service regulation fund, the motor carrier license
13 fees fund and the conservation fee fund for official hospitality shall not
14 exceed, in the aggregate, \$2,000.

15 (c) Expenditures for the fiscal year ending June 30, 2011, by the state
16 corporation commission from the conservation fee fund or the abandoned
17 oil and gas well fund may be made for the service of independent on-site
18 supervision of well plugging contracts: *Provided*, That all expenditures
19 from the conservation fee fund or the abandoned oil and gas well fund
20 for the purpose of plugging of abandoned oil and gas wells shall be subject
21 to the competitive bidding requirements of K.S.A. 75-3739, and amend-
22 ments thereto, and shall not be exempt from such competitive bidding
23 requirements on the basis of the estimated amount of such purchases.

24 (d) During the fiscal year ending June 30, 2011, the executive director
25 of the state corporation commission, with the approval of the director of
26 the budget, may transfer additional moneys from the conservation fee
27 fund of the state corporation commission, which are in excess of \$400,000
28 prescribed by K.S.A. 2009 Supp. 55-193, and amendments thereto, to the
29 abandoned oil and gas well plugging fund of the state corporation com-
30 mission: *Provided*, That the executive director of the state corporation
31 commission shall certify each such transfer of additional moneys to the
32 director of accounts and reports and shall transmit a copy of each such
33 certification to the director of legislative research.

34 (e) During the fiscal year ending June 30, 2011, notwithstanding the
35 provisions of any other statute, the executive director of the state cor-
36 poration commission, with the approval of the director of the budget, may
37 transfer funds from any special revenue fund or funds of the state cor-
38 poration commission to any other special revenue fund or funds of the
39 state corporation commission. The executive director of the state corpo-
40 ration commission shall certify each such transfer to the director of ac-
41 counts and reports and shall transmit a copy of each such certification to
42 the director of legislative research.

43 (f) (1) In addition to other purposes for which expenditures may be

1 made by the state corporation commission from the public service reg-
2 ulation fund for fiscal year 2011 for the state corporation commission as
3 authorized by this or other appropriation act of the 2010 regular session
4 of the legislature, notwithstanding the provisions of any other statute to
5 the contrary, the state corporation commission may make expenditures
6 from the public service regulation fund for fiscal year 2011 for expenses
7 incurred by the Kansas electric transmission authority: *Provided*, That
8 expenditures from the public service regulation fund for the expenses of
9 the Kansas electric transmission authority for fiscal year 2011 shall not
10 exceed \$100,000.

11 (2) In addition to other purposes for which expenditures may be made
12 by the state corporation commission from the public service regulation
13 fund for fiscal year 2012 for the state corporation commission as author-
14 ized by this or other appropriation act of the 2010 regular session of the
15 legislature or by any appropriation act of the 2011 regular session of the
16 legislature, notwithstanding the provisions of any other statute to the con-
17 trary, the state corporation commission may make expenditures from the
18 public service regulation fund for fiscal year 2012 for expenses incurred
19 by the Kansas electric transmission authority, if the total expenditures for
20 such purpose authorized by the expenditure limitation prescribed by this
21 subsection (f) for fiscal year 2011 are not expended or encumbered for
22 fiscal year 2011, then the amount equal to the amount of such unex-
23 pended or encumbered expenditure authority for fiscal year 2011 re-
24 maining may be expended by the state corporation commission from the
25 public service regulation fund for fiscal year 2012 for expenses incurred
26 by the Kansas electric transmission authority and any such expenditures
27 for fiscal year 2012 shall be in addition to any expenditure limitation
28 imposed on the public service regulation fund for expenses incurred by
29 the Kansas electric transmission authority for fiscal year 2012.

30 (g) On July 1, 2010, or as soon thereafter as moneys are available, the
31 state corporation commission shall certify to the director of the budget
32 and director of accounts and reports an amount or amounts to be trans-
33 ferred on July 1, 2010, or as soon thereafter as moneys are available,
34 notwithstanding the provisions of K.S.A. 55-143, 55-167, 55-168, 55-180,
35 55-1,116, 66-1,142 or 66- 1a01, and amendments thereto, or any other
36 statute, from the public service regulation fund, the motor carrier license
37 fees fund, the conservation fee fund, the gas pipeline fee fund, the in-
38 service education fund, and the petroleum violation escrow fund of the
39 state corporation commission to the state general fund during fiscal year
40 2011: *Provided*, That the aggregate of the amounts specified in such cer-
41 tification to be transferred from such funds during fiscal year 2011 shall
42 be \$1,500,000: *Provided further*, That, upon receipt of such certification,
43 the director of accounts and reports shall transfer the amount or amounts

1 specified to be transferred from the public service regulation fund, the
2 motor carrier license fees fund, the conservation fee fund, the gas pipeline
3 fee fund, the in-service education fund, and the petroleum violation es-
4 crow fund of the state corporation commission to the state general fund
5 on the date or dates specified in such certification therefor, or as soon
6 thereafter as moneys are available: *Provided, however,* That the aggregate
7 of the amounts transferred in accordance with this subsection to the state
8 general fund from the public service regulation fund, the motor carrier
9 license fees fund, the conservation fee fund, the gas pipeline fee fund,
10 the in-service education fund, and the petroleum violation escrow fund
11 during fiscal year 2011 shall not exceed \$1,500,000: *And provided further,*
12 That the transfer of each such amount from the public service regulation
13 fund, the motor carrier license fees fund, the conservation fee fund, the
14 gas pipeline fee fund, the in-service education fund, and the petroleum
15 violation escrow fund to the state general fund pursuant to this subsection
16 shall be in addition to any other transfer from the public service regulation
17 fund, the motor carrier license fees fund, the conservation fee fund, the
18 gas pipeline fee fund, the in-service education fund, and the petroleum
19 violation escrow fund to the state general fund as prescribed by law: *And*
20 *provided further,* That the transfer of each such amount from the public
21 service regulation fund, the motor carrier license fees fund, the conser-
22 vation fee fund, the gas pipeline fee fund, the in-service education fund,
23 and the petroleum violation escrow fund to the state general fund pur-
24 suant to this subsection is to reimburse the state general fund for ac-
25 counting, auditing, budgeting, legal, payroll, personnel and purchasing
26 services and any other governmental services which are performed on
27 behalf of the state corporation commission by other state agencies which
28 receive appropriations from the state general fund to provide such serv-
29 ices.

30 Sec. 58.

31 CITIZENS' UTILITY RATEPAYER BOARD

32 (a) There is appropriated for the above agency from the following spe-
33 cial revenue fund or funds for the fiscal year ending June 30, 2011, 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 Utility regulatory fee fund \$807,710

38 (b) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,
39 2011, 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) During the fiscal year ending June 30, 2012, in addition to other
6 purposes for which expenditures may be made by the citizens’ utility
7 ratepayer board from the utility regulatory fee fund for fiscal year 2012
8 for the citizens’ utility ratepayer board as authorized by this or other
9 appropriation act of the 2010 regular session of the legislature or by any
10 appropriation act of the 2011 regular session of the legislature, notwith-
11 standing the provisions of any other statute to the contrary, if the total
12 expenditures authorized by the expenditure limitation prescribed by sub-
13 section (a) are not expended or encumbered for fiscal year 2011, then
14 the amount equal to the amount of such expenditure authority for fiscal
15 year 2011 remaining may be expended from the utility regulatory fee fund
16 for fiscal year 2012 pursuant to contracts for professional services and any
17 such expenditure for fiscal year 2012 shall be in addition to any expend-
18 iture limitation imposed on the utility regulatory fee fund for fiscal year
19 2012.

20 Sec. 59.

21 DEPARTMENT OF ADMINISTRATION

22 (a) There is appropriated for the above agency from the state general
23 fund for the fiscal year ending June 30, 2011, the following:

24 General administration..... \$976,545

25 *Provided*, That any unencumbered balance in the general administration
26 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
27 for fiscal year 2011: *Provided further*, That in addition to other positions
28 within the department of administration in the unclassified service as
29 prescribed by law, expenditures may be made from the general admin-
30 istration account for three employees in the unclassified service under
31 the Kansas civil service act: *And provided further*, That expenditures from
32 this account for official hospitality shall not exceed \$1,000.

33 Department of administration systems..... \$2,172,614

34 *Provided*, That any unencumbered balance in the department of admin-
35 istration systems account in excess of \$100 as of June 30, 2010, is hereby
36 reappropriated for fiscal year 2011: *Provided further*, That expenditures
37 from the department of administration systems account for official hos-
38 pitality shall not exceed \$1,000.

39 Personnel services \$1,796,172

40 *Provided*, That any unencumbered balance in the personnel services ac-
41 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for
42 fiscal year 2011.

43 Purchasing..... \$488,944

1 *Provided*, That any unencumbered balance in the purchasing account in
2 excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
3 year 2011.
4 Budget analysis \$1,281,717
5 *Provided*, That any unencumbered balance in the budget analysis account
6 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
7 year 2011: *Provided further*, That, in addition to other positions within
8 the department of administration in the unclassified service as prescribed
9 by law, expenditures may be made from the budget analysis account for
10 eight employees in the unclassified service under the Kansas civil service
11 act: *And provided further*, That expenditures from this account for official
12 hospitality shall not exceed \$1,000.
13 Facilities management..... \$55,037
14 *Provided*, That any unencumbered balance in the facilities management
15 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
16 for fiscal year 2011.
17 Accounts and reports \$1,812,109
18 *Provided*, That any unencumbered balance in the accounts and reports
19 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
20 for fiscal year 2011.
21 Public broadcasting council grants \$1,856,244
22 *Provided*, That any unencumbered balance in the public broadcasting
23 council grants account in excess of \$100 as of June 30, 2010, is hereby
24 reappropriated for fiscal year 2011: *Provided further*, That all expendi-
25 tures from the public broadcasting council grants account for capital
26 equipment shall be made to provide matching funds for federal capital
27 equipment grants awarded to eligible public broadcasting stations: *And*
28 *provided further*, That expenditures from this account may be made to
29 provide matching funds for capital equipment projects funded from any
30 nonstate source in the event federal capital equipment grants are not
31 awarded: *And provided further*, That in the event the federal facility pro-
32 grams cease to exist or fail to conduct grant solicitations, expenditures
33 may be made from this account to provide matching funds for capital
34 equipment projects funded from any nonstate source without first apply-
35 ing for federal capital equipment grants.
36 KPERS bonds debt service \$36,140,952
37 Public broadcasting digital conversion debt service..... \$286,376
38 Policy analysis initiatives \$156,122
39 *Provided*, That any unencumbered balance in the policy analysis initia-
40 tives account in excess of \$100 as of June 30, 2010, is hereby reappro-
41 priated for fiscal year 2011: *Provided further*, That expenditures from this
42 account for official hospitality shall not exceed \$5,000.
43 Long-term care ombudsman \$264,705

1 *Provided*, That any unencumbered balance in the long-term care om-
2 budsman account in excess of \$100 as of June 30, 2010, is hereby reap-
3 propriated for fiscal year 2011: *Provided further*, That expenditures from
4 this account for official hospitality shall not exceed \$1,000.

5 (b) There is appropriated for the above agency from the following spe-
6 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
7 moneys now or hereafter lawfully credited to and available in such fund
8 or funds, except that expenditures other than refunds or indirect cost
9 recoveries authorized by law shall not exceed the following:

- 10 Federal cash management fund..... No limit
- 11 State leave payment reserve fund..... No limit
- 12 Building and ground fund..... No limit

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

- 15 General fees fund..... No limit

16 *Provided*, That expenditures may be made from the general fees fund for
17 operating expenditures for the division of personnel services, including
18 human resources programs and official hospitality: *Provided further*, That
19 the director of personnel services is hereby authorized to fix, charge and
20 collect fees: *And provided further*, That fees shall be fixed in order to
21 recover all or part of the operating expenses incurred, including official
22 hospitality: *And provided further*, That all fees received, including fees
23 received under the open records act for providing access to or furnishing
24 copies of public records, shall be deposited in the state treasury in ac-
25 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,
26 and shall be credited to the general fees fund of the department of ad-
27 ministration.

- 28 Human resource information systems cost recovery
29 fund..... No limit

- 30 Budget fees fund..... No limit

31 *Provided*, That expenditures may be made from the budget fees fund for
32 operating expenditures for the division of the budget, including training
33 programs, special projects and official hospitality: *Provided further*, That
34 the director of the budget is hereby authorized to fix, charge and collect
35 fees for such training programs: *And provided further*, That fees for such
36 training programs and special projects shall be fixed in order to recover
37 all or part of the operating expenses incurred for such training programs
38 and special projects, including official hospitality: *And provided further*,
39 That all fees received for such training programs and special projects and
40 all fees received by the division of the budget under the open records act
41 for providing access to or furnishing copies of public records shall be
42 deposited in the state treasury in accordance with the provisions of K.S.A.
43 75-4215, and amendments thereto, and shall be credited to the budget

1 fees fund.

2 Purchasing fees fund..... No limit

3 *Provided*, That expenditures may be made from the purchasing fees fund

4 for operating expenditures of the division of purchases, including training

5 seminars and official hospitality: *Provided further*, That the director of

6 purchases is hereby authorized to fix, charge and collect fees for operating

7 expenditures incurred to reproduce and disseminate purchasing infor-

8 mation, administer vendor applications, administer state contracts and

9 conduct training seminars, including official hospitality: *And provided fur-*

10 *ther*, That such fees shall be fixed in order to recover all or part of such

11 operating expenses.

12 Architectural services fee fund No limit

13 *Provided*, That expenditures may be made from the architectural services

14 fee fund for operating expenditures for distribution of architectural in-

15 formation: *Provided further*, That the director of facilities management

16 is hereby authorized to fix, charge and collect fees for reproduction and

17 distribution of architectural information: *And provided further*, That such

18 fees shall be fixed in order to recover all or part of the operating expenses

19 incurred for reproducing and distributing architectural information: *And*

20 *provided further*, That all fees received for such reproduction and distri-

21 bution of architectural information shall be deposited in the state treasury

22 in accordance with the provisions of K.S.A. 75-4215, and amendments

23 thereto, and shall be credited to the architectural services fee fund.

24 Budget equipment conversion fund..... No limit

25 Conversion of materials and equipment fund No limit

26 Architectural services equipment conversion fund..... No limit

27 Property contingency fund..... No limit

28 Flood control emergency — federal fund No limit

29 CJIS Byrne Grant — federal fund No limit

30 FICA reimbursements medical residents fund..... No limit

31 Information technology fund..... No limit

32 *Provided*, That any moneys collected from a fee increase for information

33 services recommended by the governor shall be deposited in the state

34 treasury to the credit of the information technology fund.

35 Information technology reserve fund..... No limit

36 State buildings operating fund..... No limit

37 *Provided*, That expenditures may be made from the state buildings op-

38 erating fund for operating and other expenses for the Hiram Price Dillon

39 House: *Provided further*, That the secretary of administration is hereby

40 authorized to fix, charge and collect fees for use of the rooms and other

41 facilities of the Hiram Price Dillon House in accordance with policies

42 adopted by the legislative coordinating council under K.S.A. 75-3682, and

43 amendments thereto, for approving the use of such property: *And pro-*

1 *vided further*, That fees for approved use of such property shall be rea-
2 sonable and directly related to the costs of such use and shall be fixed in
3 order to recover all or part of the operating expenses incurred for such
4 use: *And provided further*, That all moneys received for such fees shall
5 be deposited in the state treasury in accordance with the provisions of
6 K.S.A. 75-4215, and amendments thereto, and shall be credited to the
7 state buildings operating fund or the building and ground fund, as deter-
8 mined and directed by the secretary of administration: *And provided fur-*
9 *ther*, That the secretary of administration is hereby authorized to fix,
10 charge and collect a real estate property leasing services fee at a reason-
11 able rate per square foot of space leased by state agencies as approved
12 by the secretary of administration under K.S.A. 75-3739, and amend-
13 ments thereto, to recover the costs incurred by the department of ad-
14 ministration in providing services to state agencies relating to leases of
15 real property: *And provided further*, That each state agency that is party
16 to a lease of real property that is approved by the secretary of adminis-
17 tration under K.S.A. 75-3739, and amendments thereto, shall remit to the
18 secretary of administration the real estate property leasing services fee
19 upon receipt of the billing therefor: *And provided further*, That all mon-
20 eys received for real estate property leasing services fees shall be depos-
21 ited in the state treasury in accordance with the provisions of K.S.A. 75-
22 4215, and amendments thereto, and shall be credited to the state
23 buildings operating fund or the building and ground fund, as determined
24 and directed by the secretary of administration: *And provided further*,
25 That the net proceeds from the sale of all or any part of the Topeka state
26 hospital property, as defined by subsection (a) of K.S.A. 2009 Supp. 75-
27 37,123, and amendments thereto, shall be deposited in the state treasury
28 and credited to the state buildings operating fund or the building and
29 ground fund, as determined and directed by the secretary of administra-
30 tion: *And provided further*, That the secretary of administration is hereby
31 authorized to fix, charge and collect a surcharge against all state agency
32 leased square footage in Shawnee County including both state-owned and
33 privately-owned buildings: *And provided further*, That all moneys re-
34 ceived for such surcharge shall be deposited in the state treasury in ac-
35 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,
36 and shall be credited to the state buildings operating fund or the building
37 and ground fund, as determined and directed by the secretary of admin-
38 istration.

39 Accounting services recovery fund No limit

40 *Provided*, That expenditures may be made from the accounting services
41 recovery fund for the operating expenditures, including official hospital-
42 ity, of the department of administration: *Provided further*, That the sec-
43 retary of administration is hereby authorized to fix, charge and collect

1 fees for services or sales provided by the department of administration
2 which are not specifically authorized by any other statute: *And provided*
3 *further*, That all fees received for such services or sales 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 the accounting services
6 recovery fund.

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

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

37 Canceled warrants payment fund..... No limit
38 State emergency fund..... No limit
39 Bid and contract deposit fund..... No limit
40 Federal withholding tax clearing fund..... No limit
41 Financial management system development fund..... No limit
42 *Provided*, That the secretary of administration may establish fees and
43 make special assessments in order to finance the costs of developing the

1 financial management system: *Provided further*, That all moneys received
2 for such fees and special assessments shall be deposited in the state treas-
3 ury in accordance with the provisions of K.S.A. 75-4215, and amendments
4 thereto, and shall be credited to the financial management system de-
5 velopment fund of the department of administration.

6	State gaming revenues fund.....	No limit
7	Financial management system development fund — on	
8	budget	No limit
9	Construction defects recovery fund.....	No limit
10	Facilities conservation improvement fund.....	No limit
11	State revolving fund services fee fund	No limit
12	Conversion of materials and equipment — recycling pro-	
13	gram fund.....	No limit
14	Curtis office building maintenance reserve fund	No limit
15	Equipment lease purchase program administration clear-	
16	ing fund	No limit
17	Suspense fund	No limit
18	Electronic funds transfer suspense fund	No limit
19	Surplus property program fund — on budget.....	No limit
20	Surplus property program fund — off budget.....	No limit
21	Older Americans act long-term care ombudsman federal	
22	fund.....	No limit
23	Long-term care ombudsman gift and grant fund.....	No limit
24	Title XIX — long-term care ombudsman medicaid federal	
25	grant fund	No limit
26	Wireless enhanced 911 grant fund.....	No limit
27	Landon state office building repair expense fund.....	No limit
28	MacVicar avenue assessment expense fund	No limit

29 (c) On July 1, 2010, the director of accounts and reports shall transfer
30 \$210,000 from the state highway fund to the state general fund for the
31 purpose of reimbursing the state general fund for the cost of providing
32 purchasing services to the department of transportation.

33 (d) During the fiscal year ending June 30, 2011, the secretary of ad-
34 ministration is hereby authorized to approve refinancing of equipment
35 being financed by state agencies through the department’s equipment
36 financing program. Such refinancing project is hereby approved for the
37 purposes of subsection (b) of K.S.A. 74-8905, and amendments thereto.

38 (e) In addition to the other purposes for which expenditures may be
39 made by the above agency from moneys appropriated in any capital im-
40 provement account of any special revenue fund or in any capital improve-
41 ment account of the state general fund for the above agency for fiscal
42 year 2011 by this or other appropriation act of the 2010 regular session
43 of the legislature, expenditures may be made by the above agency from

1 any such capital improvement account of any special revenue fund or any
2 such capital improvement account of the state general fund for fiscal year
3 2011 for the purpose of making emergency repairs to any facility that is
4 under the charge, care, management or control of the department of
5 administration as provided by law: *Provided*, That the secretary of ad-
6 ministration shall make a full report on such repairs and expenditures to
7 the director of the budget and the director of legislative research.

8 (f) (1) On July 1, 2010, the director of accounts and reports shall record
9 a debit to the state treasurer's receivables for the children's initiatives
10 fund and shall record a corresponding credit to the children's initiatives
11 fund in an amount certified by the director of the budget which shall be
12 equal to 50% of the amount estimated by the director of the budget to
13 be transferred and credited to the children's initiatives fund during the
14 fiscal year ending June 30, 2011, except that such amount shall be pro-
15 portionally adjusted during fiscal year 2011 with respect to any change in
16 the moneys to be transferred and credited to the children's initiatives
17 fund during fiscal year 2011. Among other appropriate factors, the direc-
18 tor of the budget shall take into consideration the estimated and actual
19 receipts and interest earnings of the Kansas endowment for youth fund
20 for fiscal year 2010 and fiscal year 2011 in determining the amount to be
21 certified under this subsection. All moneys transferred and credited to
22 the children's initiatives fund during fiscal year 2011 shall reduce the
23 amount debited and credited to the children's initiatives fund under this
24 subsection.

25 (2) On June 30, 2011, the director of accounts and reports shall adjust
26 the amounts debited and credited to the state treasurer's receivables and
27 to the children's initiatives fund pursuant to this subsection, to reflect all
28 moneys actually transferred and credited to the children's initiatives fund
29 during fiscal year 2011.

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

38 (4) The reductions and adjustments prescribed to be made by the di-
39 rector of accounts and reports and the state treasurer pursuant to this
40 subsection for the children's initiatives fund to account for moneys ac-
41 tually received that are to be transferred and credited to the children's
42 initiatives fund shall be made after the reductions and adjustments pre-
43 scribed to be made by the director of accounts and reports and the state

1 treasurer pursuant to subsection (i) for the Kansas endowment for youth
2 fund to account for moneys actually received that are to be deposited in
3 the state treasury and credited to the Kansas endowment for youth fund.

4 (g) (1) On July 1, 2010, the director of accounts and reports shall record
5 a debit to the state treasurer's receivables for the state economic devel-
6 opment initiatives fund and shall record a corresponding credit to the
7 state economic development initiatives fund in an amount certified by
8 the director of the budget which shall be equal to 50% of the amount
9 estimated by the director of the budget to be transferred and credited to
10 the state economic development initiatives fund during the fiscal year
11 ending June 30, 2011, except that such amount shall be proportionally
12 adjusted during fiscal year 2011 with respect to any change in the moneys
13 to be transferred and credited to the state economic development initia-
14 tives fund during fiscal year 2011. All moneys transferred and credited to
15 the state economic development initiatives fund during fiscal year 2011
16 shall reduce the amount debited and credited to the state economic de-
17 velopment initiatives fund under this subsection.

18 (2) On June 30, 2011, the director of accounts and reports shall adjust
19 the amounts debited and credited to the state treasurer's receivables and
20 to the state economic development initiatives fund pursuant to this sub-
21 section, to reflect all moneys actually transferred and credited to the state
22 economic development initiatives fund during fiscal year 2011.

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

31 (h) (1) On July 1, 2010, the director of accounts and reports shall record
32 a debit to the state treasurer's receivables for the correctional institutions
33 building fund and shall record a corresponding credit to the correctional
34 institutions building fund in an amount certified by the director of the
35 budget which shall be equal to 80% of the amount estimated by the
36 director of the budget to be transferred and credited to the correctional
37 institutions building fund during the fiscal year ending June 30, 2011,
38 except that such amount shall be proportionally adjusted during fiscal year
39 2011 with respect to any change in the moneys to be transferred and
40 credited to the correctional institutions building fund during fiscal year
41 2011. All moneys transferred and credited to the correctional institutions
42 building fund during fiscal year 2011 shall reduce the amount debited
43 and credited to the correctional institutions building fund under this sub-

1 section.

2 (2) On June 30, 2011, the director of accounts and reports shall adjust
3 the amounts debited and credited to the state treasurer's receivables and
4 to the correctional institutions building fund pursuant to this subsection,
5 to reflect all moneys actually transferred and credited to the correctional
6 institutions building fund during fiscal year 2011.

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

15 (i) (1) On July 1, 2010, the director of accounts and reports shall record
16 a debit to the state treasurer's receivables for the Kansas endowment for
17 youth fund and shall record a corresponding credit to the Kansas endow-
18 ment for youth fund in an amount certified by the director of the budget
19 which shall be equal to 80% of the amount approved for expenditure by
20 the children's cabinet during the fiscal year ending June 30, 2011, as
21 certified by the director of the budget. All moneys received and credited
22 to the Kansas endowment for youth fund during fiscal year 2011 shall
23 reduce the amount debited and credited to the Kansas endowment for
24 youth fund under this subsection.

25 (2) On June 30, 2011, the director of accounts and reports shall adjust
26 the amounts debited and credited to the state treasurer's receivables and
27 to the Kansas endowment for youth fund pursuant to this subsection, to
28 reflect all moneys actually transferred and credited to the Kansas endow-
29 ment for youth fund during fiscal year 2011.

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

38 (4) The reductions and adjustments prescribed to be made by the di-
39 rector of accounts and reports and the state treasurer pursuant to this
40 subsection for the Kansas endowment for youth fund to account for mon-
41 eys actually received that are to be deposited in the state treasury and
42 credited to the Kansas endowment for youth fund shall be made before
43 the reductions and adjustments prescribed to be made by the director of

1 accounts and reports and the state treasurer pursuant to subsection (f)
2 for the children’s initiatives fund to account for moneys actually received
3 that are to be transferred and credited to the children’s initiatives fund.

4 (j) During the fiscal year ending June 30, 2011, the secretary of ad-
5 ministration, with the approval of the director of the budget, may transfer
6 any part of any item of appropriation for the fiscal year ending June 30,
7 2011, from the state general fund for the department of administration
8 to another item of appropriation for fiscal year 2011 from the state general
9 fund for the department of administration. The secretary of administra-
10 tion shall certify each such transfer to the director of accounts and reports
11 and shall transmit a copy of each such certification to the director of
12 legislative research.

13 (k) There is appropriated for the above agency from the state institu-
14 tions building fund for the fiscal year ending June 30, 2011, the following:
15 SIBF — state building insurance \$105,000
16 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b05, and
17 amendments thereto, expenditures may be made by the above agency
18 from the SIBF — state building insurance account of the state institutions
19 building fund for state building insurance premiums.

20 (l) There is appropriated for the above agency from the correctional
21 institutions building fund for the fiscal year ending June 30, 2011, the
22 following:

23 CIBF — state building insurance \$85,000
24 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b09, and
25 amendments thereto, expenditures may be made by the above agency
26 from the CIBF — state building insurance account of the correctional
27 institutions building fund for state building insurance premiums.

28 (m) On July 1, 2010, or as soon thereafter as moneys are available
29 during the fiscal year ending June 30, 2011, the director of accounts and
30 reports shall transfer an amount or amounts from the appropriate federal
31 fund or funds of the department on aging to the older Americans act
32 long- term care ombudsman federal fund of the department of admin-
33 istration: *Provided*, That the aggregate of such amount or amounts trans-
34 ferred during fiscal year 2011 shall be equal to and shall not exceed the
35 Older Americans Act Title VII: Ombudsman Award and 4.38% of the
36 Kansas Older Americans Act Title III: Part B Supportive Services Award.

37 (n) (1) On July 1, 2010, notwithstanding the provisions of any other
38 statute, the director of accounts and reports shall record a debit to the
39 state treasurer’s receivables for the state general fund and shall record a
40 corresponding credit to the state general fund in the net amount equal
41 to \$32,689,900 minus the amount credited and debited on or before June
42 30, 2010, pursuant to section 76(p)(9)(D) of chapter 142 of the 2006
43 Session Laws of Kansas, to finance the cost of the 27th payroll chargeable

1 to the fiscal year ending June 30, 2006, for state agencies.

2 (2) On or before September 1, 2010, the director of accounts and re-
3 ports shall adjust the amounts debited and credited to the state treasurer's
4 receivables and to the state general fund pursuant to this subsection (n),
5 to reflect all moneys actually transferred and credited to the state general
6 fund during fiscal year 2011.

7 (3) (A) (i) Prior to August 15, 2010, the director of the budget shall
8 determine and certify to the director of accounts and reports the amount
9 reappropriated in each account of the state general fund of a state agency,
10 other than any regents agency, from the state general fund that has a
11 specific expenditure limitation prescribed for fiscal year 2011 and that is
12 in excess of the amount authorized under the approved budget of ex-
13 penditures to be expended from such reappropriated amount for fiscal
14 year 2011.

15 (ii) On or before June 30, 2011, the director of the budget shall deter-
16 mine and certify to the director of accounts and reports the amount reap-
17 propriated in each account of the state general fund of a state agency,
18 other than any regents agency, from the state general fund that has no
19 specific expenditure limitation prescribed for the fiscal year, that is in
20 excess of the amount estimated under the approved budget of expendi-
21 tures to be expended from such reappropriated amount for fiscal year
22 2011, and that is determined by the director of the budget not to be
23 needed for the purpose for which such amount was originally budgeted,
24 including, but not limited to, actual or projected cost savings as a result
25 of completed, cancelled or modified projects, programs or operations.

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

30 (B) Prior to August 15, 2010, the director of the budget shall determine
31 and certify to the director of accounts and reports the aggregate of all
32 unanticipated lapses of moneys which were appropriated or reapprop-
33 riated from the state general fund for fiscal year 2010 and which were
34 not reappropriated for fiscal year 2011, as determined by the director of
35 the budget: *Provided*, That, as used in this subsection (n)(3)(B), "unan-
36 ticipated lapses of moneys" shall not include any amount lapsed from the
37 state general fund pursuant to explicit language in an appropriation act
38 of the 2010 regular session of the legislature or any amount lapsed from
39 the state general fund for which specific reappropriation language was
40 deliberately not included in any appropriation act of the 2010 regular
41 session of the legislature.

42 (C) Prior to August 15, 2010, the director of the budget shall determine
43 and certify to the director of accounts and reports the aggregate of all

1 amounts of unencumbered balances in accounts of the state general fund
2 that were first encumbered during a fiscal year commencing prior to July
3 1, 2009, that were released during fiscal year 2010, and that were not
4 specifically reappropriated by an appropriation act of the 2010 regular
5 session of the legislature.

6 (4) (A) On August 15, 2010, in accordance with the certification by the
7 director of the budget that is submitted to the director of accounts and
8 reports under subsection (n)(3)(A)(i), the appropriation for fiscal year
9 2011 for each account of the state general fund that is appropriated or
10 reappropriated for the fiscal year ending June 30, 2011, by this or other
11 appropriation act of the 2010 regular session of the legislature is hereby
12 respectively lapsed by the amount equal to the amount certified under
13 subsection (n)(3)(A)(i).

14 (B) On June 30, 2011, in accordance with the certification by the di-
15 rector of the budget that is submitted to the director of accounts and
16 reports under subsection (n)(3)(A)(ii), the appropriation for fiscal year
17 2011 for each account of the state general fund that is appropriated or
18 reappropriated for the fiscal year ending June 30, 2011, by this or other
19 appropriation act of the 2010 regular session of the legislature is hereby
20 respectively lapsed by the amount equal to the amount certified under
21 subsection (n)(3)(A)(ii).

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

26 (6) (A) Prior to August 15, 2010, the state board of regents shall de-
27 termine and certify to the director of the budget each of the specific
28 amounts from the amounts appropriated from the state general fund or
29 from the moneys appropriated and available in the special revenue funds
30 for each of the regents agencies to be transferred to and debited to the
31 27th payroll adjustment account of the state general fund by the director
32 of accounts and reports pursuant to this subsection (n): *Provided* That
33 the aggregate of all such amounts certified to the director of the budget
34 shall be an amount that is equal to or more than \$1,184,054. The certi-
35 fication by the state board of regents shall specify the amount in each
36 account of the state general fund or in each special revenue fund, or
37 account thereof, that is designated by the state board of regents pursuant
38 to this subsection for each of the regents agencies to be transferred to
39 and debited to the 27th payroll adjustment account in the state general
40 fund by the director of accounts and reports pursuant to this subsection
41 (n). At the same time as such certification is transmitted to the director
42 of the budget, the state board of regents shall transmit a copy of such
43 certification to the director of legislative research.

1 (B) The director of the budget shall review each such certification from
2 the state board of regents and shall certify a copy of each such certification
3 from the state board of regents to the director of accounts and reports.
4 At the same time as such certification is transmitted to the director of
5 accounts and reports, the director of the budget shall transmit a copy of
6 each such certification to the director of legislative research.

7 (C) On August 15, 2010, in accordance with the certification by the
8 director of the budget that is submitted to the director of accounts and
9 reports under this subsection (n)(6), the appropriation for fiscal year 2011
10 for each account of the state general fund, state economic development
11 initiatives fund, state water plan fund and children's initiatives fund that
12 is appropriated or reappropriated for the fiscal year ending June 30, 2011,
13 by this or other appropriation act of the 2010 regular session of the leg-
14 islature is hereby respectively lapsed by the amount equal to the amount
15 certified under this subsection (n)(6).

16 (7) In determining the amounts to be certified to the director of ac-
17 counts and reports in accordance with this subsection (n), the director of
18 the budget and the state board of regents shall consider any changed
19 circumstances and unanticipated reductions in expenditures or unantic-
20 pated and required expenditures by the state agencies for fiscal year 2011.

21 (8) (A) On or before September 1, 2010, after receipt of each certifi-
22 cation by the director of the budget pursuant to this subsection (n), the
23 director of accounts and reports shall transfer and debit to the 27th payroll
24 adjustment account of the state general fund, which is hereby established
25 in the state general fund, by an amount equal to the aggregate of the
26 amounts certified by the director of the budget pursuant to subsection
27 (n)(3) and subsection (n)(6) in accordance with such certifications.

28 (B) On September 1, 2010, the director of accounts and reports shall
29 transfer the balance of the 27th payroll adjustment account of the state
30 general fund to the master account of the state general fund: *Provided,*
31 *however,* That the amount transferred shall not exceed the amount of the
32 then outstanding balance of the state treasurer's receivables for the state
33 general fund.

34 (C) On September 1, 2010, the director of accounts and reports shall
35 adjust the amounts debited and credited to the state treasurer's receiva-
36 bles and to the 27th payroll adjustment account of the state general fund
37 pursuant to this subsection (n), to reflect all moneys actually transferred
38 and credited to the 27th payroll adjustment account of the state general
39 fund pursuant to this subsection (n) during fiscal year 2011.

40 (D) On or before June 30, 2011, after receipt of each certification by
41 the director of the budget pursuant to subsection (n)(3)(A)(ii), the direc-
42 tor of accounts and reports shall transfer and debit to the 27th payroll
43 adjustment account of the state general fund, which is hereby established

1 in the state general fund, an amount equal to the aggregate of the amounts
2 certified by the director of the budget pursuant to subsection (n)(3)(A)(ii)
3 in accordance with such certifications.

4 (E) On June 30, 2011, the director of accounts and reports shall transfer
5 the balance of the 27th payroll adjustment account of the state general
6 fund to the master account of the state general fund: *Provided, however,*
7 That the amount transferred shall not exceed the amount of the then
8 outstanding balance of the state treasurer's receivables for the state gen-
9 eral fund.

10 (F) On June 30, 2011, the director of accounts and reports shall adjust
11 the amounts debited and credited to the state treasurer's receivables and
12 to the 27th payroll adjustment account of the state general fund pursuant
13 to this subsection (n), to reflect all moneys actually transferred and cred-
14 ited to the 27th payroll adjustment account of the state general fund
15 pursuant to this subsection (n) during fiscal year 2011.

16 (G) On June 30, 2011, the director of accounts and reports shall record
17 a credit to the state treasurer's receivables for the state general fund and
18 shall record a corresponding debit to the state general fund in the amount
19 of the outstanding receivable created to finance the cost of the 27th pay-
20 roll chargeable to the fiscal year ending June 30, 2006.

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

29 (9) As used in this subsection (n), "regents agency" means the state
30 board of regents, Fort Hays state university, Kansas state university, Kan-
31 sas state university extension systems and agriculture research programs,
32 Kansas state university veterinary medical center, Emporia state univer-
33 sity, Pittsburg state university, university of Kansas, university of Kansas
34 medical center, and Wichita state university.

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

36 (A) The health care stabilization fund of the health care stabilization
37 fund board of governors;

38 (B) any money held in trust in a trust fund or held in trust in any other
39 special revenue fund of any state agency;

40 (C) any moneys received from any agency or authority of the federal
41 government or from any other federal source, other than any such federal
42 moneys that are credited to or may be received and credited to special
43 revenue funds of a regents agency and that are determined by the state

1 board of regents to be federal moneys that may be transferred to and
2 debited to the 27th payroll adjustment account of the state general fund
3 by the director of accounts and reports pursuant to this subsection (n);

4 (D) any account of the Kansas educational building fund or the state
5 institutions building fund; or

6 (E) any fund in the state treasury, as determined by the director of the
7 budget, that would experience financial or administrative difficulties as a
8 result of executing the provisions of this subsection (n), including, but not
9 limited to, cash-flow problems, the inability to meet ordinary expenditure
10 obligations, or any conflicts with prevailing contracts, compacts or other
11 provisions of law.

12 (11) Each amount transferred from any special revenue fund of any
13 state agency, including any regents agency, to the state general fund pur-
14 suant to this subsection (n), is transferred to reimburse the state general
15 fund for accounting, auditing, budgeting, legal, payroll, personnel and
16 purchasing services and any other governmental services which are per-
17 formed on behalf of the state agency involved by other state agencies
18 which receive appropriations from the state general fund to provide such
19 services.

20 (12) On or after July 1, 2010, notwithstanding the provisions of K.S.A.
21 75-4209, and amendments thereto, or any other statute, upon specific
22 authorization in an appropriation act of the legislature, the pooled money
23 investment board is authorized and directed to loan an amount of not
24 more than \$6,000,000 to the state general fund to provide financing for
25 any additional amounts required above the moneys otherwise provided
26 by law to repay amounts provided by law to finance the cost of the 27th
27 payroll chargeable to the fiscal year 2006 and to provide for an adequate
28 reserve in the 27th payroll adjustment account. The pooled money in-
29 vestment board is authorized and directed to use any moneys in the op-
30 erating accounts, investment accounts or other investments of the state
31 of Kansas to provide the funds for such loan. Such loan shall not bear
32 interest and shall not be deemed to be an indebtedness or debt of the
33 state of Kansas within the meaning of section 6 of article 11 of the con-
34 stitution of the state of Kansas. Any such loan shall be repaid from the
35 state general fund and any appropriate special revenue funds in the state
36 treasury.

37 (o) During the fiscal year ending June 30, 2011, in addition to the other
38 purposes for which expenditures may be made by the above agency from
39 moneys appropriated from the state general fund or any special revenue
40 fund for the above agency for fiscal year 2011 by this or other appropri-
41 ation act of the 2010 regular session of the legislature, expenditures may
42 be made by the above agency from the state general fund or from any
43 special revenue fund for fiscal year 2011, for the secretary of administra-

1 tion to fix, charge and collect fees for architectural, engineering and man-
2 agement services provided for capital improvement projects of the state
3 board of regents or any state educational institution, as defined by K.S.A.
4 76-711, and amendments thereto, for which the department of adminis-
5 tration provides such services and which are financed in whole or in part
6 by gifts, bequests or donations made by one or more private individuals
7 or other private entities: *Provided*, That such fees for such services are
8 hereby authorized to be fixed, charged and collected in accordance with
9 the provisions of K.S.A. 2009 Supp. 75-1269, and amendments thereto,
10 notwithstanding any provisions of K.S.A. 2009 Supp. 75-1269, and
11 amendments thereto, to the contrary: *Provided further*, That all such fees
12 received shall be deposited in the state treasury in accordance with the
13 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
14 ited to the architectural services recovery fund.

15 (p) During the fiscal year ending June 30, 2011, notwithstanding the
16 provisions of any statute or any rules and regulations to the contrary, in
17 addition to the other purposes for which expenditures may be made by
18 the above agency from moneys appropriated from the state general fund
19 or any special revenue fund for the above agency for fiscal year 2011 as
20 authorized by this or other appropriation act of the 2010 regular session
21 of the legislature, expenditures shall be made by the above agency from
22 the state general fund or from any special revenue fund for fiscal year
23 2011, for the secretary of administration to provide parking for state em-
24 ployees on state-owned parking lots located within the state capitol area,
25 as defined by subsection (c) of K.S.A. 75-2240a, and amendments thereto,
26 without charge or cost to such employees for such parking: *Provided*, That
27 this subsection shall not apply to parking garages or other parking struc-
28 tures in such state capitol area or to any state-owned parking lots for which
29 revenues have been pledged to repay bonds issued for the construction
30 of any of such parking garages, structures or lots: *Provided further*, That
31 the secretary of administration shall continue otherwise to administer
32 access to state-owned parking lots in accordance with policies and pro-
33 cedures adopted as provided by law, including use of hang tags and wait-
34 ing lists for specific parking lots, in order to ensure orderly parking pro-
35 cedures: *And provided further*, That the secretary of administration shall
36 make expenditures from moneys appropriated from the state buildings
37 operating fund or any other special revenue funds for the purpose of
38 maintaining the state-owned parking lots.

39 (q) (1) On July 1, 2011, and each month thereafter as moneys become
40 available during fiscal year 2011, the secretary of administration shall cer-
41 tify an amount equal to 11% of all the fees collected by the department
42 of administration and deposited into a special revenue fund or funds of
43 the department of administration: *Provided*, That such amount equal to

1 11% of all the fees charged and collected by the department of admin-
 2 istration shall constitute a fee charged against such fees charged by the
 3 department of administration: *Provided further*, That, upon receipt of
 4 each such certification the director of accounts and reports shall transfer
 5 the amount or amounts certified from the special revenue fund or funds
 6 designated therefor, as determined and specified by the secretary of ad-
 7 ministration, to the state general fund: *And provided further*, That the
 8 aggregate of all such transfer or transfers from such special revenue fund
 9 or funds shall be equal to \$11,000,000: *Provided further*, That the sec-
 10 retary of administration shall certify each such transfer to the director of
 11 accounts and reports and shall transmit a copy of each such certification
 12 to the director of the budget and the director of legislative research: *And*
 13 *provided further*, That no moneys collected or otherwise received from
 14 federal sources shall be transferred from the special revenue fund or
 15 funds to the state general fund pursuant to this subsection (q).

16 (2) As used in this subsection (q), “special revenue fund or funds”
 17 means any one or more of the following special revenue funds of the
 18 department of administration: General fees fund, human resource infor-
 19 mation systems cost recovery fund, purchasing fees fund, architectural
 20 services fee fund, information technology fund, state buildings operating
 21 fund, accounting services recovery fund, architectural services recovery
 22 fund, intragovernmental printing service fund, intragovernmental print-
 23 ing service depreciation reserve fund, financial management system de-
 24 velopment fund, surplus property program fund — off budget, informa-
 25 tion technology reserve fund, equipment lease purchase program
 26 administration clearing fund, and state revolving fund services fee fund.

27 Sec. 60.

28 OFFICE OF ADMINISTRATIVE HEARINGS

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, 2011, 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 Administrative hearings office fund..... No limit

35 (b) On July 1, 2010, or as soon thereafter as moneys are available, the
 36 director of accounts and reports shall transfer \$150,000 from the admin-
 37 istrative hearings office fund of the office of administrative hearings to
 38 the state general fund: *Provided* That the transfer of such amount shall
 39 be in addition to any other transfer from the administrative hearings office
 40 fund to the state general fund as prescribed by law: *Provided further*,
 41 That the amount transferred from the administrative hearings office fund
 42 to the state general fund pursuant to this subsection is to reimburse the
 43 state general fund for accounting, auditing, budgeting, legal, payroll, per-

1 sonnel and purchasing services and any other governmental services
2 which are performed on behalf of the office of administrative hearings
3 by other state agencies which receive appropriations from the state gen-
4 eral fund to provide such services.

5 Sec. 61.

6 STATE COURT OF TAX APPEALS

7 (a) There is appropriated for the above agency from the state general
8 fund for the fiscal year ending June 30, 2011, the following:

9 Operating expenditures \$1,382,913

10 *Provided*, That any unencumbered balance in the operating expenditures
11 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
12 for fiscal year 2011.

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, 2011, 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 Duplicating fees fund..... \$5,000

19 COTA filing fee fund..... \$648,777

20 Sec. 62.

21 DEPARTMENT OF REVENUE

22 (a) There is appropriated for the above agency from the state general
23 fund for the fiscal year ending June 30, 2011, the following:

24 Operating expenditures \$16,353,414

25 *Provided*, That any unencumbered balance in the operating expenditures
26 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
27 for fiscal year 2011: *Provided, however*, That expenditures from this ac-
28 count for official hospitality shall not exceed \$1,500.

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, 2011, 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 Sand royalty fund No limit

35 Division of vehicles operating fund \$46,611,647

36 *Provided*, That all receipts collected under authority of K.S.A. 74-2012,
37 and amendments thereto, shall be credited to the division of vehicles
38 operating fund: *Provided further*, That any expenditure from the division
39 of vehicles operating fund of the department of revenue to reimburse the
40 audit services fund of the division of post audit for a financial-compliance
41 audit in an amount certified by the legislative post auditor shall be in
42 addition to any expenditure limitation imposed on the division of vehicles
43 operating fund for the fiscal year ending June 30, 2011: *And provided*

1 *further*, That, notwithstanding the provisions of K.S.A. 68-416, and
2 amendments thereto, or of any other statute, expenditures may be made
3 from this fund for the administration and operation of the department of
4 revenue.

5	Vehicle dealers and manufacturers fee fund	No limit
6	Kansas qualified agricultural ethyl alcohol producer incen-	
7	tive fund.....	No limit
8	Kansas qualified biodiesel fuel producer incentive fund ...	No limit
9	Division of vehicles modernization fund	No limit
10	Kansas retail dealer incentive fund.....	No limit
11	Local report fee fund.....	No limit
12	Military retirees income tax refund fund.....	No limit
13	Conversion of materials and equipment fund	No limit
14	Forfeited property fee fund	No limit
15	Setoff services revenue fund	No limit
16	Publications fee fund	No limit
17	State bingo regulation fund.....	No limit
18	Child support enforcement contractual agreement fund...	No limit
19	County treasurers' vehicle licensing fee fund.....	No limit
20	Reappraisal reimbursement fund	No limit

21 *Provided*, That all moneys received for the costs incurred for conducting
22 appraisals for any county shall be deposited in the state treasury and
23 credited to the reappraisal reimbursement fund: *Provided further*, That
24 expenditures may be made from this fund for the purpose of conducting
25 appraisals pursuant to orders of the court of tax appeals under K.S.A. 79-
26 1479, and amendments thereto.

27	Special training fund.....	No limit
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28 *Provided*, That expenditures may be made from the special training fund
29 for operating expenditures, including official hospitality, incurred for con-
30 ferences, training seminars, workshops and examinations: *Provided fur-*
31 *ther*, That the secretary of revenue is hereby authorized to fix, charge and
32 collect fees for conferences, training seminars, workshops and examina-
33 tions sponsored or cosponsored by the department of revenue: *And pro-*
34 *vided further*, That such fees shall be fixed in order to recover all or part
35 of the operating expenditures incurred for such conferences, training
36 seminars, workshops and examinations or for qualifying applicants for
37 such conferences, training seminars, workshops and examinations: *And*
38 *provided further*, That all fees received for conferences, training semi-
39 nars, workshops and examinations shall be deposited in the state treasury
40 in accordance with the provisions of K.S.A. 75-4215, and amendments
41 thereto, and shall be credited to the special training fund.

42	Recovery fund for enforcement actions and attorney	
43	fees.....	No limit

1	Federal commercial motor vehicle safety fund.....	No limit
2	Homeland security reimbursement fund.....	No limit
3	Earned income tax credits — TANF — federal fund.....	No limit
4	Central stores fund.....	No limit
5	<i>Provided</i> , That expenditures may be made from the central stores fund	
6	to operate and maintain a central stores activity to sell supplies to other	
7	state agencies: <i>Provided further</i> , That all moneys received for such sup-	
8	plies shall be deposited in the state treasury in accordance with the pro-	
9	visions of K.S.A. 75-4215, and amendments thereto, and shall be credited	
10	to the central stores fund.	
11	Microfilming fund	No limit
12	<i>Provided</i> , That expenditures may be made from the microfilming fund to	
13	operate and maintain a microfilming activity to sell microfilming services	
14	to other state agencies: <i>Provided further</i> , That all moneys received for	
15	such services shall be deposited in the state treasury in accordance with	
16	the provisions of K.S.A. 75-4215, and amendments thereto, and shall be	
17	credited to the microfilming fund.	
18	Miscellaneous trust bonds fund	No limit
19	Liquor excise tax guarantee bond fund	No limit
20	Non-resident contractors cash bond fund.....	No limit
21	Bond guaranty fund.....	No limit
22	Interstate motor fuel user cash bond fund	No limit
23	Motor fuel distributor cash bond fund.....	No limit
24	Special county mineral production tax fund.....	No limit
25	County drug tax fund.....	No limit
26	Escheat proceeds suspense fund.....	No limit
27	Privilege tax refund fund	No limit
28	Suspense fund	No limit
29	Cigarette tax refund fund	No limit
30	Motor-vehicle fuel tax refund fund	No limit
31	Cereal malt beverage tax refund fund.....	No limit
32	Income tax refund fund.....	No limit
33	Sales tax refund fund	No limit
34	Compensating tax refund fund	No limit
35	Alcoholic liquor tax refund fund	No limit
36	Cigarette/tobacco products regulation fund.....	No limit
37	Motor carrier tax refund fund	No limit
38	Car company tax fund.....	No limit
39	Protested motor carrier taxes fund.....	No limit
40	Tobacco products refund fund	No limit
41	Transient guest tax refund fund established by K.S.A. 12-	
42	1694a.....	No limit
43	Interstate motor fuel taxes clearing fund.....	No limit

1	Bingo refund fund.....	No limit
2	Transient guest tax refund fund established by K.S.A. 12-	
3	16,100.....	No limit
4	Interstate motor fuel taxes refund fund	No limit
5	Interfund clearing fund	No limit
6	Local alcoholic liquor clearing fund.....	No limit
7	International registration plan distribution clearing fund..	No limit
8	Rental motor vehicle excise tax refund fund.....	No limit
9	International fuel tax agreement clearing fund.....	No limit
10	Mineral production tax refund fund	No limit
11	Special fuels tax refund fund.....	No limit
12	LP-gas motor fuels refund fund.....	No limit
13	Local alcoholic liquor refund fund	No limit
14	Sales tax clearing fund.....	No limit
15	Rental motor vehicle excise tax clearing fund	No limit
16	VIPS/CAMA technology hardware fund.....	No limit
17	<i>Provided</i> , That, notwithstanding the provisions of K.S.A. 74-2021, and	
18	amendments thereto, or of any other statute, expenditures may be made	
19	from the VIPS/CAMA technology hardware fund for the purposes of up-	
20	grading the VIPS/CAMA computer hardware and software for the state	
21	or for the counties and for administration and operation of the depart-	
22	ment of revenue.	
23	County and city retailers sales tax clearing fund — county	
24	and city sales tax.....	No limit
25	City and county compensating use tax clearing fund.....	No limit
26	County and city transient guest tax clearing fund	No limit
27	Automated tax systems fund.....	No limit
28	Dyed diesel fuel fee fund	No limit
29	Electronic databases fee fund.....	No limit
30	<i>Provided</i> , That, notwithstanding the provisions of K.S.A. 74-2022, and	
31	amendments thereto, or of any other statute, expenditures may be made	
32	from electronic databases fee fund for the purposes of operating expend-	
33	itures, including expenditures for capital outlay; of operating, maintaining	
34	or improving the vehicle information processing system (VIPS), the Kan-	
35	sas computer assisted mass appraisal system (CAMA) and other electronic	
36	database systems of the department of revenue, including the costs in-	
37	curred to provide access to or to furnish copies of public records in such	
38	database systems and for the administration and operation of the depart-	
39	ment of revenue.	
40	Photo fee fund.....	No limit
41	<i>Provided</i> , That expenditures may be made from the photo fee fund for	
42	administration and operation of the driver license program and related	
43	support operations in the division of administration of the department of	

1	revenue, including costs of implementing Chapter 5 and Chapter 63 of	
2	the 2003 Session Laws of Kansas.	
3	Estate tax abatement refund fund.....	No limit
4	Distinctive license plate fund.....	No limit
5	Repossessed certificates of title fee fund.....	No limit
6	Hazmat fee fund.....	No limit
7	Intra-governmental service fund.....	No limit
8	Community improvement district sales tax administration	
9	fund.....	No limit
10	Community improvement district sales tax refund fund ...	No limit
11	Community improvement district sales tax clearing fund..	No limit
12	Drivers license first responders indicator federal fund	No limit

13 (c) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,
 14 2011, the director of accounts and reports shall transfer \$11,266,597 from
 15 the state highway fund of the department of transportation to the division
 16 of vehicles operating fund of the department of revenue for the purpose
 17 of financing the cost of operation and general expense of the division of
 18 vehicles and related operations of the department of revenue.

19 (d) On August 1, 2010, the director of accounts and reports shall trans-
 20 fer \$77,250 from the accounting services recovery fund of the department
 21 of administration to the setoff services revenue fund of the department
 22 of revenue for reimbursing costs of recovering amounts owed state agen-
 23 cies under K.S.A. 75-6201 et seq., and amendments thereto.

24 (e) On August 1, 2010, the director of accounts and reports shall trans-
 25 fer \$20,400 from the social welfare fund and \$39,600 from the federal
 26 child support enforcement fund of the department of social and rehabil-
 27 itation services to the child support enforcement contractual agreement
 28 fund of the department of revenue to reimburse costs of administrative
 29 expenses of child support enforcement activities under the agreement.

30 (f) On July 1, 2010, or as soon thereafter as moneys are available, not-
 31 withstanding the provisions of any other statute, the director of accounts
 32 and reports shall transfer \$1,000,000 from the state emergency fund —
 33 southeast Kansas business recovery account of the department of revenue
 34 to the state general fund.

35 (g) On July 1, 2010, 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 \$4,800,000 from the division of vehicles
 38 modernization fund of the department of revenue to the state general
 39 fund.

40 Sec. 63.

41 KANSAS LOTTERY

42 (a) There is appropriated for the above agency from the following spe-
 43 cial revenue fund or funds for the fiscal year ending June 30, 2011, all

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

- 4 Lottery prize payment fund No limit
- 5 Lottery operating fund No limit
- 6 *Provided*, That expenditures from the lottery operating fund for official
- 7 hospitality shall not exceed \$5,000.
- 8 Expanded lottery receipts fund..... No limit
- 9 Lottery gaming facility manager fund No limit
- 10 Expanded lottery act revenues fund \$0

11 (b) Notwithstanding the provisions of K.S.A. 74-8711, and amendments
12 thereto, and subject to the provisions of this subsection, an amount of
13 not less than \$4,500,000 shall be certified by the executive director of the
14 Kansas lottery to the director of accounts and reports on or before August
15 25, 2010, and on or before the 25th of each month thereafter through
16 June 25, 2011: *Provided*, That, upon receipt of each such certification,
17 the director of accounts and reports shall transfer the amount certified
18 from the lottery operating fund to the state gaming revenues fund and
19 shall credit such amount to the state gaming revenues fund for the fiscal
20 year ending June 30, 2011: *Provided, however*, That, after the date that
21 an amount of \$54,000,000 has been transferred from the lottery operating
22 fund to the state gaming revenues fund for fiscal year 2011 pursuant to
23 this subsection, the executive director of the Kansas lottery shall continue
24 to certify amounts to the director of accounts and reports on or before
25 the 25th of each month through June 25, 2011, except that the amounts
26 certified after such date shall not be subject to the minimum amount of
27 \$4,500,000: *Provided further*, That the amounts certified by the executive
28 director of the Kansas lottery to the director of accounts and reports, after
29 the date an amount of \$54,000,000 has been transferred from the lottery
30 operating fund to the state gaming revenues fund for fiscal year 2011
31 pursuant to this subsection, shall be determined by the executive director
32 so that an aggregate of all amounts certified pursuant to this subsection
33 for fiscal year 2011 is equal to or more than \$70,400,000: *And provided*
34 *further*, That the aggregate of all amounts transferred from the lottery
35 operating fund to the state gaming revenues fund for fiscal year 2011
36 pursuant to this subsection shall be equal to or more than \$70,400,000:
37 *And provided further*, That the transfers prescribed by this subsection
38 shall be made in lieu of transfers under subsection (d) of K.S.A. 74-8711,
39 and amendments thereto, for fiscal year 2011.

40 (c) Notwithstanding the provisions of K.S.A. 79-4801, and amendments
41 thereto, or any other statute and in addition to the requirements of sub-
42 section (b) of this section, on or after June 15, 2011, upon certification
43 by the executive director of the lottery, the director of accounts and re-

1 ports shall transfer from the lottery operating fund to the state gaming
2 revenues fund the amount of total profit attributed to the special veterans
3 benefits game under K.S.A. 2009 Supp. 74-8724, and amendments
4 thereto, during fiscal year 2011: *Provided*, That the director of accounts
5 and reports shall transfer immediately thereafter such amount of total
6 profit attributed to the special veterans benefits game from the state gam-
7 ing revenues fund to the state general fund: *Provided further*, That, on
8 or before June 25, 2011, the executive director of the lottery shall certify
9 to the director of accounts and reports the amount equal to the amount
10 of total profit attributed to the special veterans benefits game under
11 K.S.A. 2009 Supp. 74-8724, and amendments thereto, during fiscal year
12 2011: *And provided further*, That, at the same time as such certification
13 is transmitted to the director of accounts and reports, the executive di-
14 rector of the lottery shall transmit a copy of such certification to the
15 director of the budget and the director of legislative research.

16 (d) In addition to the purposes for which expenditures of moneys in
17 the lottery operating fund may be made, as authorized by provisions of
18 K.S.A. 2009 Supp. 74-8711, and amendments thereto, moneys in the lot-
19 tery operating fund may be used for payment of all costs incurred in the
20 operation and administration of the Kansas lottery, the Kansas lottery act,
21 and the Kansas expanded lottery act.

22 (e) During the fiscal year ending June 30, 2011, notwithstanding the
23 provisions of K.S.A. 74-8768, and amendments thereto, or any other stat-
24 ute, the director of accounts and reports shall transfer all moneys that are
25 credited to the expanded lottery act revenues fund from the expanded
26 lottery act revenues fund to the state general fund within 10 days after
27 such moneys are credited to the expanded lottery act revenues fund:
28 *Provided*, That the transfer of such amounts shall be in addition to any
29 other transfer from the expanded lottery act revenues fund to the state
30 general fund as prescribed by law: *Provided further*, That the moneys
31 transferred from the expanded lottery act revenues fund to the state gen-
32 eral fund pursuant to this subsection is to reimburse the state general
33 fund for accounting, auditing, budgeting, legal, payroll, personnel and
34 purchasing services and any other governmental services which are per-
35 formed on behalf of the department of revenue, and other state agencies,
36 by other state agencies which receive appropriations from the state gen-
37 eral fund to provide such services.

38 Sec. 64.

39 KANSAS RACING AND GAMING COMMISSION

40 (a) There is appropriated for the above agency from the following spe-
41 cial revenue fund or funds for the fiscal year ending June 30, 2011, 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 State racing fund..... No limit

3 *Provided*, That expenditures from the state racing fund for official hos-

4 pitality shall not exceed \$2,500.

5 Racing reimbursable expense fund..... No limit

6 Racing applicant deposit fund No limit

7 Kansas horse breeding development fund..... No limit

8 Kansas greyhound breeding development fund..... No limit

9 *Provided*, That notwithstanding K.S.A. 74-8831, and amendments

10 thereto, all moneys transferred into this fund pursuant to subsection (b)

11 of K.S.A. 2009 Supp. 74-8767, and amendments thereto, shall be depos-

12 ited to a separate account established for the purpose described herein

13 and moneys in this account shall be expended only to supplement special

14 stake races and to enhance the amount per point paid to owners of Kan-

15 sas-whelped greyhounds which win live races at Kansas greyhound tracks

16 and pursuant to rules and regulations adopted by the Kansas racing and

17 gaming commission: *Provided further*, That transfers from this account

18 to the live greyhound racing purse supplement fund may be made in

19 accordance with subsection (b) of K.S.A. 2009 Supp. 74-8767, and

20 amendments thereto.

21 Racing investigative expense fund..... No limit

22 Horse fair racing benefit fund..... No limit

23 Tribal gaming fund..... No limit

24 *Provided*, That expenditures from the tribal gaming fund for the fiscal

25 year ending June 30, 2011, for official hospitality shall not exceed \$1,500.

26 Expanded lottery act regulation fund..... No limit

27 *Provided*, That expenditures from the expanded lottery act regulation

28 fund for the fiscal year ending June 30, 2011, for official hospitality shall

29 not exceed \$2,500.

30 Live horse racing purse supplement fund No limit

31 Live greyhound racing purse supplement fund No limit

32 Greyhound promotion and development fund No limit

33 Gaming machine examination fund..... No limit

34 Gaming background investigation fund..... No limit

35 Horse purse fund No limit

36 Education and training fund No limit

37 *Provided*, That expenditures may be made from the education and train-

38 ing fund for operating expenditures, including official hospitality, in-

39 curred for hosting or providing training, in-service workshops and con-

40 ferences: *Provided further*, That the Kansas racing and gaming

41 commission is hereby authorized to fix, charge and collect fees for hosting

42 or providing training, in-service workshops and conferences: *And pro-*

43 *vided further*, That such fees shall be fixed in order to recover all or part

1 of the operating expenditures incurred for hosting or providing such train-
2 ing, in-service workshops and conferences: *And provided further*, That
3 all fees received for hosting or providing such training, in-service work-
4 shops and conferences shall be deposited in the state treasury in accord-
5 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
6 shall be credited to the education and training fund.

7 (b) On July 1, 2010, the director of accounts and reports shall transfer
8 \$450,000 from the state general fund to the tribal gaming fund of the
9 Kansas racing and gaming commission.

10 (c) During the fiscal year ending June 30, 2011, the director of accounts
11 and reports shall transfer one or more amounts certified by the executive
12 director of the state gaming agency from the tribal gaming fund to the
13 state general fund: *Provided*, That all such transfers shall be for the pur-
14 pose of reimbursing the state general fund for the amount equal to the
15 net amount obtained by subtracting (1) the aggregate of any costs in-
16 curred by the state gaming agency during fiscal year 2011 for any arbi-
17 tration or litigation in connection with the administration and enforce-
18 ment of tribal-state gaming compacts or the provisions of the tribal
19 gaming oversight act, from (2) the aggregate of the amounts transferred
20 to the tribal gaming fund of the Kansas racing and gaming commission
21 during fiscal year 2011 for the operating expenditures for the state gaming
22 agency and any other expenses incurred in connection with the admin-
23 istration and enforcement of tribal-state gaming compacts or the provi-
24 sions of the tribal gaming oversight act.

25 (d) During the fiscal year ending June 30, 2011, all payments for serv-
26 ices provided by the Kansas bureau of investigation shall be paid by the
27 Kansas racing and gaming commission in accordance with subsection (b)
28 of K.S.A. 75-5516, and amendments thereto, pursuant to bills which are
29 presented in a timely manner by the Kansas bureau of investigation for
30 services rendered.

31 (e) In addition to the other purposes for which expenditures may be
32 made from the moneys appropriated in the tribal gaming fund for fiscal
33 year 2011 for the Kansas racing and gaming commission by this or other
34 appropriation act of the 2010 regular session of the legislature, expendi-
35 tures may be made from the tribal gaming fund for fiscal year 2011 for
36 the state gaming agency regulatory oversight of class III gaming, including
37 but not limited to the regulatory oversight and law enforcement activities
38 of monitoring compliance with tribal-state gaming compacts and con-
39 ducting investigations of violations of tribal-state gaming compacts, in-
40 vestigations of criminal violations of the laws of this state at tribal gaming
41 facilities, criminal violations of the tribal gaming oversight act, back-
42 ground investigations of applicants and vendors and investigations of
43 other criminal activities related to tribal gaming, which are hereby au-

1 thORIZED.

2 (f) Notwithstanding the provisions of K.S.A. 74-8831, and amendments
3 thereto, or any other statute, the director of accounts and reports (1) shall
4 not make the transfer from the Kansas greyhound breeding development
5 fund of the Kansas racing and gaming commission to the greyhound tour-
6 ism fund of the department of commerce that is directed to be made on
7 or before June 30, 2011, by subsection (b)(1) of K.S.A. 74-8831, and
8 amendments thereto, and (2) shall transfer on or before June 30, 2011,
9 the amount equal to 15% of all moneys credited to the Kansas greyhound
10 breeding development fund during the fiscal year ending June 30, 2011,
11 from the Kansas greyhound breeding development fund to the greyhound
12 promotion and development fund of the Kansas racing and gaming com-
13 mission.

14 (g) During the fiscal year ending June 30, 2011, notwithstanding the
15 provisions of any other statute, the Kansas racing and gaming commission
16 is hereby authorized to fix, charge and collect additional fees to recover
17 all or part of the direct and indirect costs or operating expenses incurred
18 by the Kansas racing and gaming commission for the regulation of racing
19 activities that are not otherwise recovered from the parimutuel facility
20 licensee under authority of any other statute: *Provided*, That such fees
21 shall be in addition to all taxes and other fees authorized by law: *Provided*
22 *further*, That such costs or operating expenses shall include all or part of
23 any auditing, drug testing, accounting, security and law enforcement, li-
24 censing of any office or other facility for use by a parimutuel facility
25 licensee, projects to update and upgrade information technology software
26 or facilities of the commission and shall specifically include any general
27 operating expenses that are associated with regulatory activities attribut-
28 able to the entity upon which any such fee is imposed and all expenses
29 related to reopening any race track or other racing facility: *And provided*
30 *further*, That all moneys received for such fees shall be deposited in the
31 state treasury in accordance with the provisions of K.S.A. 75-4215, and
32 amendments thereto, and shall be credited to the state racing fund.

33 (h) On January 30, 2011, or as soon thereafter as moneys are available
34 in the expanded lottery act regulation fund, the director of accounts and
35 reports shall transfer \$2,500,000 from the expanded lottery act regulation
36 fund to the state general fund for the purpose of repaying the outstanding
37 principal on a loan agreement entered into between the Kansas racing
38 and gaming commission and the pooled money investment board pur-
39 suant to section 89(h) of chapter 131 of the 2008 Session Laws of Kansas
40 and as modified pursuant to section 41(d) of chapter 2 and section 53(h)
41 of chapter 124 of the 2009 Session Laws of Kansas.

42

43

1 Sec. 65.

2 DEPARTMENT OF COMMERCE

3 (a) There is appropriated for the above agency from the state economic
4 development initiatives fund for the fiscal year ending June 30, 2011, the
5 following:

6 Older Kansans employment program \$294,651

7 *Provided*, That any unencumbered balance in excess of \$100 as of June
8 30, 2010, in the older Kansans employment program account is hereby
9 reappropriated for fiscal year 2011.

10 Rural opportunity program \$1,752,035

11 *Provided*, That any unencumbered balance in excess of \$100 as of June
12 30, 2010, in the rural opportunity program account is hereby reapprop-
13 priated for fiscal year 2011.

14 Senior community service employment program..... \$3,941

15 *Provided*, That any unencumbered balance in excess of \$100 as of June
16 30, 2010, in the senior community service employment program account
17 is hereby reappropriated for fiscal year 2011.

18 Senior community service employment program — ARRA

19 match \$5,200

20 Kansas commission on disability concerns \$192,292

21 *Provided*, That any unencumbered balance in excess of \$100 as of June
22 30, 2010, in the Kansas commission on disability concerns account is
23 hereby reappropriated for fiscal year 2011.

24 Strong military bases program \$307,050

25 Operating grant (including official hospitality) \$13,038,871

26 *Provided*, That any unencumbered balance in the operating grant (in-
27 cluding official hospitality) account in excess of \$100 as of June 30, 2010,
28 is hereby reappropriated for fiscal year 2011: *Provided further*, That ex-
29 penditures may be made from the operating grant (including official hos-
30 pitality) account for loans pursuant to loan agreements which are hereby
31 authorized to be entered into by the secretary of commerce in accordance
32 with repayment provisions and other terms and conditions as may be
33 prescribed by the secretary therefor under the agricultural value added
34 center program: *And provided further*, That expenditures may be made
35 from the operating grant (including official hospitality) account for cer-
36 tified development companies that have been determined to be qualified
37 for grants by the secretary of commerce, except that expenditures for
38 such grants shall not be made for grants to more than 10 certified devel-
39 opment companies that have been determined to be qualified for grants
40 by the secretary of commerce: *And provided further*, That during fiscal
41 year 2011, all expenditures made by the department of commerce from
42 moneys appropriated in the state treasury for the department, including
43 moneys appropriated in the operating grant (including official hospitality)

1 account of the state economic development initiatives fund, shall be made
 2 for the purpose of achieving the following outcome measures:

Measure	Budget Year Projection FY 2011
Jobs created or retained by projects utilizing KDOC assistance	29,125
Payroll generated by projects utilizing KDOC assistance	\$660,103,373
Capital investment in Kansas resulting from projects utilizing KDOC assistance	\$1,115,861,204
Funds leveraged through match in projects utilizing KDOC assistance	\$300,346,932
Individuals trained through workforce development programs	57,200
Sales generated by projects utilizing KDOC assistance	\$131,822,742
Visitations at state managed travel information centers	205,000
Kansans served with counseling, technical assistance or business services	152,575
Number of communities receiving community assistance services	101
Number of grants provided to Kansas businesses, communities, and families	215
Number of businesses impacted by funding from KDOC	3,975

19 (b) There is appropriated for the above agency from the following special
 20 revenue fund or funds for the fiscal year ending June 30, 2011, all
 21 moneys now or hereafter lawfully credited to and available in such fund
 22 or funds, except that expenditures other than refunds authorized by law
 23 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
Community development block grant administration	
ARRA — federal fund.....	No limit
Other federal grants fund	No limit

34 *Provided*, That the above agency is authorized to make expenditures from
 35 the other federal grants fund of any moneys credited to this fund from
 36 any individual grant if the grant is: (1) Less than or equal to \$250,000 in
 37 the aggregate, and (2) does not require the matching expenditure of any
 38 other moneys in the state treasury during fiscal year 2011 other than
 39 moneys appropriated by this or other appropriation act of the 2010 reg-
 40 ular session of the legislature: *Provided, however*, That, upon application
 41
 42
 43

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 fiscal
5 year 2011, other than moneys appropriated by this or other appropriation
6 act of the 2010 regular session of the legislature.

7 National main street center fund No limit
8 IMPACT program services fund..... No limit
9 IMPACT program repayment fund..... No limit
10 Kansas partnership fund..... No limit
11 *Provided*, That the interest rate on any loan made from the Kansas part-
12 nership fund shall be annually indexed to the federal discount rate.

13 General fees fund..... No limit
14 *Provided*, That expenditures may be made from the general fees fund for
15 loans pursuant to loan agreements which are hereby authorized to be
16 entered into by the secretary of commerce in accordance with repayment
17 provisions and other terms and conditions as may be prescribed by the
18 secretary therefor under programs of the department.

19 Market development fund No limit
20 *Provided*, That expenditures may be made from the market development
21 fund for loans pursuant to loan agreements which are hereby authorized
22 to be entered into by the secretary of commerce in accordance with re-
23 payment provisions and other terms and conditions as may be prescribed
24 by the secretary therefor under the agricultural value added center pro-
25 gram: *Provided further*, That all moneys received by the department of
26 commerce for repayment of loans made under the agricultural value
27 added center program shall be deposited in the state treasury in accord-
28 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
29 shall be credited to the market development fund.

30 Kansas economic opportunity initiatives fund No limit
31 Kansas existing industry expansion fund..... No limit
32 *Provided*, That expenditures may be made from the Kansas existing in-
33 dustry expansion fund for loans pursuant to loan agreements which are
34 hereby authorized to be entered into by the secretary of commerce in
35 accordance with repayment provisions and other terms and conditions as
36 may be prescribed by the secretary therefor under the Kansas existing
37 industry expansion program: *Provided further*, That all moneys received
38 by the department of commerce for repayment of loans made under the
39 Kansas existing industry expansion program shall be deposited in the state
40 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
41 ments thereto, and shall be credited to the Kansas existing industry ex-
42 pansion fund.

43 Athletic fee fund No limit

1	WIA adult — federal fund.....	No limit
2	WIA youth — federal fund.....	No limit
3	WIA dislocated worker — federal fund	No limit
4	Trade adjustment assistance — federal fund	No limit
5	Veterans assistance program — federal fund.....	No limit
6	Local veterans employment representative — federal	
7	fund.....	No limit
8	Disabled veterans outreach program — federal fund.....	No limit
9	Wagner Peyser — federal fund	No limit
10	Senior community service employment program — federal	
11	fund.....	No limit
12	Indirect cost — federal fund.....	No limit
13	Kansas commission on disability concerns fee fund	No limit
14	Kansas commission on disability concerns — gifts, grants	
15	and donations fund	No limit
16	State affordable airfare fund	\$5,000,000
17	Labor certification foreign workers — federal fund.....	No limit
18	USDA cooperative — federal fund	No limit
19	Work opportunity tax credit — federal fund.....	No limit
20	American job link alliance — federal fund	No limit
21	Early childhood associate apprenticeship program — fed-	
22	eral fund	No limit
23	USDA rural business opportunity — federal fund.....	No limit
24	Shared youth vision — federal fund.....	No limit
25	Modernization apprentice — federal fund.....	No limit
26	Greensburg — NEG — federal fund	No limit
27	Workforce development — WIRED — federal fund.....	No limit
28	Disability Program Navigator — federal fund.....	No limit
29	Registered apprenticeship works — federal fund	No limit
30	Neighborhood stabilization program — federal fund	No limit
31	Green jobs grant ARRA — federal fund.....	No limit
32	Enterprise facilitation fund.....	No limit
33	Connected nation ARRA — federal fund.....	No limit

34 (c) The secretary of commerce is hereby authorized to fix, charge and
35 collect fees during the fiscal year ending June 30, 2011, for (1) the pro-
36 vision and administration of conferences held for the purposes of pro-
37 grams and activities of the department of commerce and for which fees
38 are not specifically prescribed by statute, (2) sale of *Kansas!* magazine
39 and other publications of the department of commerce and for sale of
40 educational and other promotional items and for which fees are not spe-
41 cifically prescribed by statute, and (3) promotional and other advertising
42 and related economic development activities and services provided under
43 economic development programs and activities of the department of com-

1 merce, including those provided at tourist information centers: *Provided*,
2 That such fees shall be fixed in order to recover all or part of the operating
3 expenses incurred in providing such services, conferences, publications
4 and items, advertising and other economic development activities and
5 services provided under economic development programs and activities
6 of the department of commerce for which fees are not specifically pre-
7 scribed by statute: *Provided further*, That all such fees shall be deposited
8 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
9 and amendments thereto, and shall be credited to one or more special
10 revenue funds of the department of commerce as specified by the sec-
11 retary of commerce: *And provided further*, That expenditures may be
12 made from such special revenue funds of the department of commerce
13 for fiscal year 2011, in accordance with the provisions of this or other
14 appropriation act of the 2010 regular session of the legislature, for op-
15 erating expenses incurred in providing such services, conferences,
16 publications and items, advertising, programs and activities and for op-
17 erating expenses incurred in providing similar economic development ac-
18 tivities and services provided under economic development programs and
19 activities of the department of commerce.

20 (d) In addition to the other purposes for which expenditures may be
21 made by the department of commerce from moneys appropriated in any
22 special revenue fund for fiscal year 2011 for the department of commerce
23 as authorized by this or other appropriation act of the 2010 regular session
24 of the legislature, expenditures may be made by the department of com-
25 merce from moneys appropriated in any special revenue fund for fiscal
26 year 2011 for official hospitality.

27 (e) On August 15, 2010, and December 15, 2010, or as soon thereafter
28 as moneys are available, the director of accounts and reports shall transfer
29 \$625,000 from the state economic development initiatives fund to the
30 Kansas economic opportunity initiatives fund of the department of com-
31 merce.

32 (f) On July 1, 2010, the WIA — federal fund of the department of
33 commerce is hereby redesignated as the WIA adult — federal fund of
34 the department of commerce.

35 (g) On July 1, 2010, the veterans assistance programs — federal fund
36 of the department of commerce is hereby redesignated as the veterans
37 assistance program — federal fund of the department of commerce.

38 (h) During the fiscal year ending June 30, 2011, no expenditures shall
39 be made by the department of commerce from any moneys appropriated
40 from the state general fund or from any special revenue fund for fiscal
41 year 2011, as authorized by this or other appropriation act of the 2010
42 regular session of the legislature, to respond to requests for proposals or
43 bid for contract work for the purpose of providing job search services,

1 labor exchange services, case management software, or any related work
2 for state workforce agencies, or to otherwise attempt to obtain further
3 contracts or subcontracts services with any state of Kansas agency other
4 than the department of commerce or any other state agency in other
5 states with which the department of commerce has contracts executed
6 on or before March 31, 2010.

7 Sec. 66.

8

KANSAS, INC.

9 (a) There is appropriated for the above agency from the state economic
10 development initiatives fund for the fiscal year ending June 30, 2011, the
11 following:

12 Operations (including official hospitality) \$346,904
13 *Provided*, That any unencumbered balance in excess of \$100 as of June
14 30, 2010, in the operations (including official hospitality) account is
15 hereby reappropriated for fiscal year 2011.

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, 2011, all
18 moneys now or hereafter lawfully credited to and available in such fund
19 or funds, except that expenditures other than refunds authorized by law
20 shall not exceed the following:

21 Kansas, Inc., private operations fund..... No limit
22 Conversion of materials and equipment fund No limit

23 Sec. 67.

24

KANSAS TECHNOLOGY ENTERPRISE CORPORATION

25 (a) There is appropriated for the above agency from the state economic
26 development initiatives fund for the fiscal year ending June 30, 2011, the
27 following:

28 Operations, assistance and grants (including official
29 hospitality)..... \$5,990,000

30 *Provided*, That any unencumbered balance in the operations, assistance
31 and grants (including official hospitality) account as of June 30, 2010, is
32 hereby reappropriated for fiscal year 2011: *Provided further*, That ex-
33 penditures from the operations, assistance and grants (including official
34 hospitality) account for the fiscal year 2011 for salary and wages shall not
35 exceed \$834,475.

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, 2011, 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 MAMTC federal fund..... No limit
42 KTEC special revenue fund..... No limit

43 (c) No moneys appropriated for the fiscal year ending June 30, 2011,

1 by this or other appropriation act of the 2010 regular session of the leg-
 2 islature for the Kansas technology enterprise corporation shall be ex-
 3 pended for any bonus or other payment of additional compensation for
 4 any officer or employee of the Kansas technology enterprise corporation,
 5 or any subsidiary corporation, agency or instrumentality thereof, except
 6 longevity bonus payments pursuant to K.S.A. 75-5541, and amendments
 7 thereto, or as otherwise specifically authorized by statute or other bonus
 8 payments that are in conformance with the governor's executive order
 9 no. 09-04, which was filed with the secretary of state and was effective
 10 on June 26, 2009, or a succeeding executive order of the governor for
 11 fiscal year 2011.

12 (d) In addition to the other purposes for which expenditures may be
 13 made by the Kansas technology enterprise corporation from moneys ap-
 14 propriated from the state general fund or any special revenue fund for
 15 fiscal year 2011 for the Kansas technology enterprise corporation as au-
 16 thorized by this or other appropriation act of the 2010 regular session of
 17 the legislature, expenditures shall be made by the Kansas technology en-
 18 terprise corporation from moneys appropriated from the state general
 19 fund or any special revenue fund for fiscal year 2011, notwithstanding the
 20 provisions of any other statute, to adopt, implement and administer pol-
 21 icies limiting bonus payments that are applicable to all officers and em-
 22 ployees of the Kansas technology enterprise corporation for fiscal year
 23 2011, that are equivalent to the provisions of the governor's executive
 24 order no. 09-04, or a succeeding executive order of the governor for fiscal
 25 year 2011, and that, in addition, include a prohibition on payment of any
 26 employee bonuses from any moneys of KTEC Holding, Inc., and to take
 27 all administrative and other actions as may be required, including adopt-
 28 ing additional policies and entering into such new agreements, or modi-
 29 fications of existing agreements as may be required for the implementa-
 30 tion and administration of such policies limiting bonus payments to
 31 officers and employees of Kansas technology enterprise corporation for
 32 fiscal year 2011.

33 Sec. 68.

34 KANSAS HOUSING RESOURCES CORPORATION

35 (a) There is appropriated for the above agency from the following spe-
 36 cial revenue fund or funds for the fiscal year ending June 30, 2011, 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 State housing trust fund No limit
 41 *Provided*, That all expenditures from the state housing trust fund shall be
 42 made by the Kansas housing resources corporation pursuant to K.S.A. 12-
 43 5246 and K.S.A. 2009 Supp. 12-5242 and 12-5252 through 12-5258, and

1 amendments thereto: *Provided further*, That, notwithstanding the pro-
 2 visions of K.S.A. 74-8959, and amendments thereto, or any other statute,
 3 the Kansas housing resources corporation may make expenditures from
 4 the state housing trust fund for the purposes of implementing and ad-
 5 ministering the provisions of K.S.A. 2009 Supp. 12-5252 through 12-5258,
 6 and amendments thereto, the Kansas rural housing incentive district act.
 7 Sec. 69.

8 DEPARTMENT OF LABOR

9 (a) There is appropriated for the above agency from the state general
 10 fund for the fiscal year ending June 30, 2011, the following:

11 Operating expenditures \$454,587

12 *Provided*, That any unencumbered balance in the operating expenditures
 13 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
 14 for fiscal year 2011: *Provided further*, That in addition to the other pur-
 15 poses for which expenditures may be made by the above agency from this
 16 account for the fiscal year ending June 30, 2011, expenditures may be
 17 made from this account for the costs incurred for court reporting under
 18 K.S.A. 72-5413 et seq., and 75-4321 et seq., and amendments thereto:
 19 *And provided further*, That expenditures from this account for official
 20 hospitality by the secretary of labor shall not exceed \$2,000.

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, 2011, 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 Workmen’s compensation fee fund \$13,623,116

27 Occupational health and safety — federal fund..... No limit

28 Boiler inspection fee fund..... No limit

29 General fees fund..... No limit

30 Special employment security fund..... No limit

31 *Provided*, That expenditures may be made from the special employment
 32 security fund for payment of communications costs: *And provided fur-*
 33 *ther*, That expenditures from this fund for payment of communications
 34 costs shall not exceed \$10,000.

35 Employment security administration fund..... No limit

36 State workplace health and safety fund..... No limit

37 Wage claims assignment fee fund No limit

38 Employment security computer systems institute fund..... No limit

39 Department of labor special projects fund No limit

40 Federal indirect cost offset fund..... \$394,095

41 Dispute resolution fund..... No limit

42 *Provided*, That all moneys received by the secretary of labor for reim-
 43 bursement of expenditures for the costs incurred for mediation under

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

10 Employment security fund..... No limit

11 (c) In addition to the other purposes for which expenditures may be
 12 made by the department of labor from the employment security fund for
 13 fiscal year 2011 as authorized by this or other appropriation act of the
 14 2010 regular session of the legislature, expenditures may be made by the
 15 department of labor for fiscal year 2011 from the employment security
 16 fund from moneys made available to the state under section 903(d) of
 17 the federal social security act, as amended, for payment of debt service
 18 on a bond issued for the rewrite of the unemployment insurance benefit
 19 system: *Provided*, That expenditures from the employment security fund
 20 during fiscal year 2011 of moneys made available to the state under sec-
 21 tion 903(d) of the federal social security act, as amended, for payment of
 22 such debt service shall not exceed \$2,646,150.

23 (d) In addition to the other purposes for which expenditures may be
 24 made by the above agency from the special employment security fund
 25 for fiscal year 2011, expenditures may be made by the above agency from
 26 the special employment security fund for fiscal year 2011 for the following
 27 capital improvement purposes: Payment on the master lease agreement
 28 for the renovation of the Eastman building on the Topeka west complex:
 29 *Provided*, That expenditures from this fund for fiscal year 2011 for such
 30 capital improvement purposes shall not exceed \$99,625: *Provided further*,
 31 That all expenditures from this fund for any such capital improvement
 32 purpose shall be in addition to any expenditure limitation imposed on the
 33 special employment security fund for fiscal year 2011.

34 (e) During the fiscal year ending June 30, 2011, and the fiscal year
 35 ending June 30, 2012, in addition to the other purposes for which ex-
 36 penditures may be made by the department of labor from moneys ap-
 37 propriated from the state general fund or any special revenue fund for
 38 the department of labor for fiscal year 2011 or fiscal year 2012 by this or
 39 other appropriation act of the 2010 regular session of the legislature or
 40 by any appropriation act of the 2011 regular session of the legislature,
 41 expenditures may be made by the department of labor from the state
 42 general fund or from any special revenue fund for fiscal year 2011 and
 43 for fiscal year 2012, to establish a pilot program of alternatives to layoffs,

1 in accordance with the provisions of Kansas Administrative Regulation
 2 No. 1-1-5, which establishes alternatives to layoffs: *Provided*, That such
 3 pilot program may be implemented and pursued only after the develop-
 4 ment and approval of a layoff plan for the department of labor pursuant
 5 to the provisions of the administrative regulations contained in Article 14
 6 of the Kansas Administrative Regulations: *Provided further*, That on or
 7 before June 30, 2012, the secretary of labor shall submit a report to the
 8 secretary of administration detailing the impacts, outcomes, results, les-
 9 sons learned and any recommendations regarding the future use of the
 10 policies developed and tested through use of the pilot project of alter-
 11 natives to layoffs.

12 (f) On July 1, 2010, or as soon thereafter as moneys are available, not-
 13 withstanding the provisions of K.S.A. 74-715, and amendments thereto,
 14 or any other statute, the director of accounts and reports shall transfer
 15 \$800,000 from the workmen’s compensation fee fund of the department
 16 of labor to the state general fund: *Provided* That the transfer of such
 17 amount shall be in addition to any other transfer from the workmen’s
 18 compensation fee fund to the state general fund as prescribed by law:
 19 *Provided further*, That the amount transferred from the workmen’s com-
 20 pensation fee fund to the state general fund pursuant to this subsection
 21 is to reimburse the state general fund for accounting, auditing, budgeting,
 22 legal, payroll, personnel and purchasing services and any other govern-
 23 mental services which are performed on behalf of the department of labor
 24 by other state agencies which receive appropriations from the state gen-
 25 eral fund to provide such services.

26 Sec. 70.

27 KANSAS COMMISSION ON VETERANS AFFAIRS

28 (a) There is appropriated for the above agency from the state general
 29 fund for the fiscal year ending June 30, 2011, the following:

30 Operating expenditures — veteran services..... \$685,050

31 *Provided*, That any unencumbered balance in the operating expenditures
 32 — veterans services account in excess of \$100 as of June 30, 2010, is
 33 hereby reappropriated for fiscal year 2011.

34 Operations — state veterans cemeteries \$534,196

35 *Provided*, That any unencumbered balance in the operations — state
 36 veterans cemeteries account in excess of \$100 as of June 30, 2010, is
 37 hereby reappropriated for fiscal year 2011: *Provided further*, That ex-
 38 penditures from this account for official hospitality shall not exceed
 39 \$1,200.

40 Operating expenditures — Kansas soldiers’ home \$2,297,353

41 *Provided*, That any unencumbered balance in the operating expenditures
 42 — Kansas soldiers’ home account in excess of \$100 as of June 30, 2010,
 43 is hereby reappropriated for fiscal year 2011.

1	Operating expenditures — Kansas veterans’ home	\$2,841,311
2	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
3	— Kansas veterans’ home account in excess of \$100 as of June 30, 2010,	
4	is hereby reappropriated for fiscal year 2011.	
5	Scratch lotto — Kansas veterans’ home	\$123,055
6	Scratch lotto — veterans services.....	\$488,687
7	Scratch lotto — Kansas soldiers’ home	\$90,361
8	Scratch lotto — veterans cemeteries	\$210,394
9	Operating expenditures — administration	\$457,394
10	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
11	— administration account in excess of \$100 as of June 30, 2010, is hereby	
12	reappropriated for fiscal year 2011.	
13	Veterans claim assistance program — service grants	\$477,106
14	<i>Provided</i> , That any unencumbered balance in the veterans claim assis-	
15	tance program — service grants account in excess of \$100 as of June 30,	
16	2010, is hereby reappropriated for fiscal year 2011: <i>Provided further</i> , That	
17	expenditures from the veterans claim assistance program — service grants	
18	account shall be made only for the purpose of awarding service grants to	
19	veterans service organizations for the purpose of aiding veterans in ob-	
20	taining federal benefits: <i>Provided however</i> , That no expenditures shall be	
21	made by the Kansas commission on veterans affairs from the veterans	
22	claim assistance program — service grants account for operating expend-	
23	itures or overhead for administering the grants in accordance with the	
24	provisions of K.S.A. 73-1234, and amendments thereto.	
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, 2011, all	
27	moneys now or hereafter lawfully credited to and available in such fund	
28	or funds, except that expenditures other than refunds authorized by law	
29	shall not exceed the following:	
30	Soldiers’ home fee fund	\$1,644,916
31	Soldiers’ home benefit fund	No limit
32	Soldiers’ home work therapy fund.....	No limit
33	Soldiers’ home medicare fund	\$288,000
34	Soldiers’ home medicaid fund	\$270,000
35	Soldiers’ home canteen fund	No limit
36	Veterans’ home medicare fund	\$188,000
37	Veterans’ home medicaid fund	\$360,000
38	Veterans’ home fee fund	\$3,495,481
39	Persian Gulf War veterans health initiative fund	No limit
40	Veterans’ home canteen fund	No limit
41	Veterans’ home benefit fund	No limit
42	Soldiers’ home outpatient clinic fund	No limit
43	State veterans cemeteries fee fund.....	No limit

1	State veterans cemeteries donations and contributions	
2	fund.....	No limit
3	Outpatient clinic patient federal reimbursement fund —	
4	federal	No limit
5	VA burial reimbursement fund — federal.....	\$56,400
6	Veterans home federal fund.....	\$2,958,598
7	Soldiers home federal fund.....	\$2,382,332
8	Commission on veterans affairs federal fund	\$206,208
9	Kansas veterans memorials fund.....	No limit
10	Vietnam war era veterans’ recognition award fund	No limit
11	Sec. 71.	

12 DEPARTMENT OF HEALTH AND ENVIRONMENT —
13 DIVISION OF HEALTH

14 (a) There is appropriated for the above agency from the state general
15 fund for the fiscal year ending June 30, 2011, the following:

16	Operating expenditures (including official hospitality).....	\$3,739,891
17	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
18	(including official hospitality) account of the department of health and	
19	environment — division of health in excess of \$100 as of June 30, 2010,	
20	is hereby reappropriated for fiscal year 2011.	
21	Operating expenditures (including official hospitality) —	
22	health	\$4,527,773

23 *Provided*, That any unencumbered balance in the operating expenditures
24 (including official hospitality) — health account in excess of \$100 as of
25 June 30, 2010, is hereby reappropriated for fiscal year 2011.

26	Vaccine purchases	\$837,022
27	<i>Provided</i> , That any unencumbered balance in the vaccine purchases ac-	
28	count in excess of \$100 as of June 30, 2010, is hereby reappropriated for	
29	fiscal year 2011.	

30	Aid to local units	\$4,986,500
31	<i>Provided</i> , That any unencumbered balance in the aid to local units ac-	
32	count in excess of \$100 as of June 30, 2010, is hereby reappropriated for	
33	fiscal year 2011: <i>Provided further</i> , That all expenditures from this account	
34	for state financial assistance to local health departments shall be in ac-	
35	cordance with the formula prescribed by K.S.A. 65-241 through 65-246,	
36	and amendments thereto.	

37	Aid to local units — primary health projects.....	\$7,481,065
38	<i>Provided</i> , That any unencumbered balance in the aid to local units —	
39	primary health projects account in excess of \$100 as of June 30, 2010, is	
40	hereby reappropriated for fiscal year 2011: <i>Provided further</i> , That pre-	
41	scription support expenditures shall be made from the aid to local units	
42	— primary health projects account for: (1) Purchase of drug inventory	
43	under section 340B of the federal public health service act for community	

1 health center grantees and federally qualified health center look-alikes
 2 who qualify; (2) increasing access to prescription drugs by subsidizing a
 3 portion of the costs for the benefit of patients at section 340B participat-
 4 ing clinics on a sliding fee scale; and (3) expanding access to prescription
 5 medication assistance programs by making expenditures to support op-
 6 erating costs of assistance programs at not-for-profit or publicly-funded
 7 primary care clinics, including federally qualified community health cen-
 8 ters and federally qualified community health center look-alikes, as de-
 9 fined by 42 U.S.C. 330, that provide comprehensive primary health care
 10 services, offer sliding fee discounts based upon household income and
 11 serve any person regardless of ability to pay: *And provided further*, That
 12 policies determining patient eligibility due to income or insurance status
 13 may be determined by each community but must be clearly documented
 14 and posted.

15 Aid to local units — family planning..... \$97,400

16 *Provided*, That any unencumbered balance in the aid to local units —
 17 family planning account in excess of \$100 as of June 30, 2010, is hereby
 18 reappropriated for fiscal year 2011: *Provided further*, That all expendi-
 19 tures from the aid to local units — family planning account shall be in
 20 accordance with grant agreements entered into by the secretary of health
 21 and environment and grant recipients.

22 Immunization programs \$462,146

23 *Provided*, That any unencumbered balance in the immunization programs
 24 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
 25 for fiscal year 2011.

26 Breast cancer screening program \$226,557

27 *Provided*, That any unencumbered balance in the breast cancer screening
 28 program account in excess of \$100 as of June 30, 2010, is hereby reap-
 29 propriated for fiscal year 2011.

30 Ryan White matching funds \$49,252

31 *Provided*, That any unencumbered balance in the Ryan White matching
 32 funds account in excess of \$100 as of June 30, 2010, is hereby reappro-
 33 priated for fiscal year 2011.

34 Coordinated school health program..... \$487,202

35 *Provided*, That any unencumbered balance in the coordinated school
 36 health program account in excess of \$100 as of June 30, 2010, is hereby
 37 reappropriated for fiscal year 2011.

38 Cerebral palsy posture seating..... \$105,637

39 *Provided*, That any unencumbered balance in the cerebral palsy posture
 40 seating account in excess of \$100 as of June 30, 2010, is hereby reappro-
 41 priated for fiscal year 2011.

42 PKU treatment \$207,480

43 *Provided*, That any unencumbered balance in the PKU treatment account

1 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
2 year 2011.

3 Infant and toddler program..... \$87,478

4 *Provided*, That any unencumbered balance in the infant and toddler pro-
5 gram account in excess of \$100 as of June 30, 2010, is hereby reappro-
6 priated for fiscal year 2011.

7 (b) There is appropriated for the above agency from the following spe-
8 cial revenue fund or funds for the fiscal year ending June 30, 2011, 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 Primary care safety net clinic loan guarantee fund..... No limit

13 Title XIX fund No limit

14 Breast and cervical cancer program and detection — fed-
15 eral fund No limit

16 Health and environment training fee fund — health..... No limit

17 *Provided*, That expenditures may be made from the health and environ-
18 ment training fee fund — health for acquisition and distribution of divi-
19 sion of health program literature and films and for participation in or
20 conducting training seminars for training employees of the division of
21 health of the department of health and environment, for training recipi-
22 ents of state aid from the division of health of the department of health
23 and environment and for training representatives of industries affected
24 by rules and regulations of the department of health and environment
25 relating to the division of health: *Provided further*, That the secretary of
26 health and environment is hereby authorized to fix, charge and collect
27 fees in order to recover costs incurred for such acquisition and distribu-
28 tion of literature and films and for the operation of such seminars: *And*
29 *provided further*, That such fees may be fixed in order to recover all or
30 part of such costs: *And provided further*, That all moneys received from
31 such fees shall be deposited in the state treasury in accordance with the
32 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
33 ited to the health and environment training fee fund — health: *And pro-*
34 *vided further*, That, in addition to the other purposes for which expend-
35 itures may be made by the department of health and environment for
36 the division of health from moneys appropriated from the health and
37 environment training fee fund — health for fiscal year 2011, expenditures
38 may be made by the department of health and environment from the
39 health and environment training fee fund — health for fiscal year 2011
40 for agency operations for the division of health.

41 Health facilities review fund..... No limit

42 Insurance statistical plan fund No limit

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

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

5	District coroners fund.....	No limit
6	Sponsored project overhead fund — health.....	No limit
7	Child care facilities licensure — federal fund	No limit
8	Cancer registry — federal fund	No limit
9	Child care and development block grant — federal	
10	fund.....	No limit
11	Office of rural health — federal fund.....	No limit
12	Medicare — federal fund	No limit

13 *Provided*, That transfers of moneys from the medicare — federal fund to
14 the state fire marshal may be made during fiscal year 2011 pursuant to a
15 contract which is hereby authorized to be entered into by the secretary
16 of health and environment and the state fire marshal to provide fire and
17 safety inspections for hospitals.

18	Migrant health program — federal fund.....	No limit
19	Venereal disease control project — federal fund.....	No limit
20	Disease prevention and health promotion grants — federal	
21	fund.....	No limit

22 *Provided*, That no moneys from any grant that requires the matching
23 expenditure of any other moneys in the state treasury during the current
24 or any ensuing fiscal year shall be deposited to the credit of the disease
25 prevention and health promotion grants — federal fund.

26	Women, infants and children health program — federal	
27	fund.....	No limit
28	Occupational health and safety statistics program — fed-	
29	eral fund	No limit
30	Other federal grants fund — health	No limit

31 *Provided*, That the department of health and environment is authorized
32 to make expenditures for the division of health from the other federal
33 grants fund — health of any moneys credited to this fund from any in-
34 dividual grant if the grant is: (1) Less than or equal to \$650,000 in the
35 aggregate, and (2) does not require the matching expenditure of any other
36 moneys in the state treasury during fiscal year 2011 other than moneys
37 appropriated by this or other appropriation act of the 2010 regular session
38 of the legislature: *Provided, however*, That, upon application to and au-
39 thorization by the governor, the division of health may make expenditures
40 for the division of health of moneys credited to this fund from any indi-
41 vidual federal grant which is more than \$650,000 in the aggregate or
42 which requires the matching expenditure of moneys in the state treasury
43 during the current or any ensuing fiscal year.

1	Immunization grant funds — federal fund	No limit
2	Title I — P.L. 99-457 child development — federal	
3	fund.....	No limit
4	Preventive health and health services block grant — fed-	
5	eral fund	No limit
6	Maternal and child health services block grant — federal	
7	fund.....	No limit
8	National center for health statistics — federal fund.....	No limit
9	Title X family planning — federal fund.....	No limit
10	Early childhood developmental services — federal fund ..	No limit
11	Commodity supplemental food program — federal fund..	No limit
12	Special child clinic program — federal fund.....	No limit
13	Make a difference information network — federal fund...	No limit
14	Ryan White Title II — federal fund.....	No limit
15	Bicycle helmet revolving fund	No limit
16	SSA fee fund	No limit
17	Lead poisoning prevention — federal fund	No limit
18	Title IV-E — federal fund	No limit
19	Environment public health — federal fund.....	No limit
20	Surveillance and epidemiology — federal fund.....	No limit
21	Universal newborn hearing screening — federal fund.....	No limit
22	Trauma fund	No limit
23	<i>Provided</i> , That expenditures may be made by the department of health	
24	and environment for fiscal year 2011 from the trauma fund of the de-	
25	partment of health and environment for the stroke prevention project:	
26	<i>Provided further</i> , That expenditures from the trauma fund for official	
27	hospitality shall not exceed \$2,000.	
28	Homeland security — federal fund.....	No limit
29	AIDS project — education and risk reduction — federal	
30	fund.....	No limit
31	Medical student loan repayment — federal fund.....	No limit
32	HRSA grant — federal fund	No limit
33	Lead based paint hazardous grant program — federal	
34	fund.....	No limit
35	Gifts, grants and donations fund — health	No limit
36	Special bequest fund — health.....	No limit
37	Civil registration and health statistics fee fund.....	No limit
38	Vital statistics system project fund	No limit
39	Tobacco use prevention and control program — federal	
40	fund.....	No limit
41	Lead-based paint hazard fee fund.....	No limit
42	Census of traumatic occupational fatalities — federal	
43	fund.....	No limit

1 Avian flu vaccine — federal fund..... No limit
2 Real ID — federal fund..... No limit
3 (c) There is appropriated for the above agency from the children’s
4 initiatives fund for the fiscal year ending June 30, 2011, the following:
5 Healthy start..... \$250,000
6 *Provided*, That any unencumbered balance in the healthy start account
7 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
8 year 2011.
9 Infants and toddlers program \$5,700,000
10 *Provided*, That any unencumbered balance in the infants and toddlers
11 program account in excess of \$100 as of June 30, 2010, is hereby reap-
12 propriated for fiscal year 2011.
13 Smoking prevention..... \$1,000,000
14 *Provided*, That any unencumbered balance in the smoking prevention
15 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
16 for fiscal year 2011.
17 Newborn hearing aid loaner program..... \$50,000
18 *Provided*, That any unencumbered balance in the newborn hearing aid
19 loaner program account in excess of \$100 as of June 30, 2010, is hereby
20 reappropriated for fiscal year 2011.
21 SIDS network grant..... \$75,000
22 *Provided*, That any unencumbered balance in the SIDS network grant
23 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
24 for fiscal year 2011.
25 Newborn screening..... \$321,309
26 *Provided*, That any unencumbered balance in the newborn screening ac-
27 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for
28 fiscal year 2011.
29 (d) On July 1, 2010, and on other occasions during fiscal year 2011
30 when necessary as determined by the secretary of health and environ-
31 ment, the director of accounts and reports shall transfer amounts speci-
32 fied by the secretary of health and environment, which amounts consti-
33 tute reimbursements, credits and other amounts received by the
34 department of health and environment for activities related to federal
35 programs, from specified special revenue funds of the department of
36 health and environment — division of health or of the department of
37 health and environment — division of environment, to the sponsored
38 project overhead fund — health of the department of health and envi-
39 ronment — division of health.
40 (e) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,
41 2011, or as soon after each such date as moneys are available, the director
42 of accounts and reports shall transfer \$559,307 from the child care and
43 development federal fund of the department of social and rehabilitation

1 services to the child care and development block grant — federal fund
2 of the department of health and environment.

3 (f) During the fiscal year ending June 30, 2011, the director of accounts
4 and reports shall transfer an amount or amounts specified by the secretary
5 of health and environment from any one or more special revenue funds
6 of the department of health and environment — division of health, which
7 have available moneys, to the sponsored project overhead fund — health
8 of the department of health and environment — division of health for
9 expenditures, as the case may be, for administrative expenses.

10 (g) In addition to the other purposes for which expenditures may be
11 made by the department of health and environment from moneys appro-
12 priated from the state general fund or from any special revenue fund for
13 fiscal year 2011 and from which expenditures may be made for salaries
14 and wages, as authorized by this or other appropriation act of the 2010
15 regular session of the legislature, expenditures may be made by the de-
16 partment of health and environment from such moneys appropriated
17 from the state general fund or from any special revenue fund for fiscal
18 year 2011 for up to four full-time equivalent positions in the unclassified
19 service under the Kansas civil service act: *Provided*, That all such addi-
20 tional full-time equivalent positions in the unclassified service under the
21 Kansas civil service act shall be in addition to other positions within the
22 department of health and environment in the unclassified service as pre-
23 scribed by law and shall be established by the secretary of health and
24 environment within the position limitation established for the department
25 of health and environment on the number of full-time and regular part-
26 time positions equated to full-time, excluding seasonal and temporary
27 positions, paid from appropriations for fiscal year 2011 made by this or
28 other appropriation act of the 2010 regular session of the legislature:
29 *Provided, however*, That the authority to establish such additional posi-
30 tions in the unclassified service shall not affect the classified service status
31 of any person who is an employee of the department of health and en-
32 vironment in the classified service under the Kansas civil service act.

33 (h) During the fiscal year ending June 30, 2011, the amounts trans-
34 ferred by the director of accounts and reports from each of the special
35 revenue funds of the department of health and environment — division
36 of health to the sponsored project overhead fund — health of the de-
37 partment of health and environment — division of health pursuant to this
38 section may include amounts equal to up to 25% of the expenditures from
39 such special revenue fund, excepting expenditures for contractual serv-
40 ices.

41 (i) During the fiscal year ending June 30, 2011, the secretary of health
42 and environment, with approval of the director of the budget, may trans-
43 fer any part of any item of appropriation for fiscal year 2011 from the

1 state general fund for the department of health and environment — di-
2 vision of health or the department of health and environment — division
3 of environment to another item of appropriation for fiscal year 2011 from
4 the state general fund for the department of health and environment —
5 division of health or the department of health and environment — divi-
6 sion of environment. The secretary of health and environment shall certify
7 each such transfer to the director of accounts and reports and shall trans-
8 mit a copy of each such certification to the director of legislative research.

9 (j) In addition to the other purposes for which expenditures may be
10 made by the department of health and environment — division of health
11 from moneys appropriated from the district coroners fund for fiscal year
12 2011, as authorized by this or other appropriation act of the 2010 regular
13 session of the legislature, and notwithstanding the provisions of K.S.A.
14 22a-245, and amendments thereto, or any other statute, expenditures may
15 be made by the department of health and environment — division of
16 health from such moneys appropriated from the district coroners fund
17 for fiscal year 2011 pursuant to K.S.A. 22a-242, and amendments thereto.

18 (k) On July 1, 2010, the director of accounts and reports shall transfer
19 \$200,000 from the health care stabilization fund of the health care sta-
20 bilization fund board of governors to the health facilities review fund of
21 the department of health and environment for the purpose of financing
22 a review of records of licensed medical care facilities and an analysis of
23 quality of health care services provided to assist in correcting substandard
24 services and to reduce the incidence of liability resulting from the ren-
25 dering of health care services and implementing the risk management
26 provisions of K.S.A. 65-4922 et seq., and amendments thereto.

27 (l) In addition to the other purposes for which expenditures may be
28 made by the department of health and environment from moneys approp-
29 riated from the state general fund or from any special revenue fund for
30 fiscal year 2011, expenditures shall be made by the department of health
31 and environment from such moneys to provide funding for the Senator
32 Stan Clark pregnancy maintenance initiative: *Provided*, That expenditures
33 for this purpose shall be made in the amount of \$199,113.

34 (m) In addition to the other purposes for which expenditures may be
35 made by the department of health and environment from moneys approp-
36 riated from the state general fund or from any special revenue fund for
37 the fiscal year 2011, expenditures shall be made by the secretary of health
38 and environment to adopt rules and regulations necessary for the admin-
39 istration of the residential childhood lead poisoning prevention act that
40 are not more stringent, restrictive or expansive than the rules and regu-
41 lations adopted by the United States environmental protection agency
42 pursuant to the federal residential lead-based paint hazard reduction act,
43 and amendments thereto, (42 U.S.C. 5851 et seq.), including, but not

1 limited to, licensure of business entities and public agencies, certification
 2 of individuals, accreditation of training programs, on-site inspections and
 3 requirements, notification and record keeping, procedures and work
 4 practice standards relating to lead-based paint activities as are necessary
 5 to protect the public health and safety. The secretary shall have no au-
 6 thority to adopt any rules and regulations, standards or guidelines that
 7 require any person who tests for lead-based paint or performs lead-based
 8 paint mitigation in this state to make a report of such testing or mitigation
 9 to the secretary.

10 Sec. 72.

11 DEPARTMENT OF HEALTH AND ENVIRONMENT —
 12 DIVISION OF ENVIRONMENT

13 (a) There is appropriated for the above agency from the state general
 14 fund for the fiscal year ending June 30, 2011, the following:

15 Operating expenditures (including official hospitality)..... \$4,355,375

16 *Provided*, That any unencumbered balance in the operating expenditures
 17 (including official hospitality) account of the department of health and
 18 environment — division of environment in excess of \$100 as of June 30,
 19 2010, is hereby reappropriated for fiscal year 2011.

20 Operating expenditures (including official hospitality) —
 21 laboratories..... \$3,424,393

22 *Provided*, That any unencumbered balance in the operating expenditures
 23 (including official hospitality) — laboratories account in excess of \$100 as
 24 of June 30, 2010, is hereby reappropriated for fiscal year 2011.

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, 2011, all
 27 moneys now or hereafter lawfully credited to and available in such fund
 28 or funds, except that expenditures other than refunds authorized by law
 29 shall not exceed the following:

30 Radiation control operations fee fund..... No limit

31 Mined-land conservation and reclamation fee fund No limit

32 Solid waste management fund..... No limit

33 *Provided*, That expenditures may be made from the solid waste manage-
 34 ment fund during the fiscal year ending June 30, 2011, for official hos-
 35 pitality: *Provided further*, That such expenditures for official hospitality
 36 shall not exceed \$2,500.

37 Public water supply fee fund..... No limit

38 Voluntary cleanup fund..... No limit

39 Storage tank fee fund..... No limit

40 Air quality fee fund..... No limit

41 Hazardous waste collection fund..... No limit

42 Power generating facility fee fund..... No limit

43

1 Health and environment training fee fund —
2 environment No limit
3 *Provided*, That expenditures may be made from the health and environ-
4 ment training fee fund — environment for acquisition and distribution
5 of division of environment program literature and films and for partici-
6 pation in or conducting training seminars for training employees of the
7 division of environment of the department of health and environment,
8 for training recipients of state aid from the division of environment of the
9 department of health and environment and for training representatives
10 of industries affected by rules and regulations of the department of health
11 and environment relating to the division of environment: *Provided fur-*
12 *ther*, That the secretary of health and environment is hereby authorized
13 to fix, charge and collect fees in order to recover costs incurred for such
14 acquisition and distribution of literature and films and for the operation
15 of such seminars: *And provided further*, That such fees may be fixed in
16 order to recover all or part of such costs: *And provided further*, That all
17 moneys received from such fees shall be deposited in the state treasury
18 in accordance with the provisions of K.S.A. 75-4215, and amendments
19 thereto, and shall be credited to the health and environment training fee
20 fund — environment: *And provided further*, That, in addition to the other
21 purposes for which expenditures may be made by the department of
22 health and environment for the division of environment from moneys
23 appropriated from the health and environment training fee fund — en-
24 vironment for fiscal year 2011, expenditures may be made by the de-
25 partment of health and environment from the health and environment
26 training fee fund — environment for fiscal year 2011 for agency opera-
27 tions for the division of environment.
28 Driving under the influence equipment fund No limit
29 Nuclear safety emergency preparedness special revenue
30 fund..... No limit
31 *Provided*, That all moneys received from the adjutant general from the
32 nuclear safety emergency management fee fund of the adjutant general
33 shall be credited to the nuclear safety emergency preparedness special
34 revenue fund of the department of health and environment — division
35 of environment.
36 Waste tire management fund No limit
37 Health and environment publication fee fund —
38 environment No limit
39 *Provided*, That expenditures from the health and environment publica-
40 tion fee fund — environment shall be made only for the purpose of paying
41 the expenses of publishing documents as required by K.S.A. 75-5662, and
42 amendments thereto.
43

1	Local air quality control authority regulation services	
2	fund.....	No limit
3	Environmental response fund.....	No limit
4	Sponsored project overhead fund — environment.....	No limit
5	Resource conservation and recovery act — federal fund ..	No limit
6	Enhancing radiological incident response — federal	
7	fund.....	No limit
8	Water supply — federal fund.....	No limit
9	EPA voluntary cleanup federal fund.....	No limit
10	<i>Provided</i> , That all expenditures from the EPA voluntary cleanup federal	
11	fund during fiscal year 2011 shall be supplemental to fees collected for	
12	direct or indirect costs of administering the voluntary cleanup and prop-	
13	erty redevelopment act: <i>Provided, however</i> , That such expenditures shall	
14	be in accordance with the federal agreement entered into by the secretary	
15	of health and environment for the grant moneys.	
16	Clinical laboratory improvement amendments — federal	
17	fund.....	No limit
18	EPA — core support — federal fund.....	No limit
19	Other federal grants fund — environment	No limit
20	<i>Provided</i> , That the department of health and environment is authorized	
21	to make expenditures for the division of environment from the other	
22	federal grants fund — environment of any moneys credited to this fund	
23	from any individual grant if the grant: (1) Is less than or equal to \$650,000	
24	in the aggregate, and (2) does not require the matching expenditure of	
25	any other moneys in the state treasury during fiscal year 2011 other than	
26	moneys appropriated by this or other appropriation act of the 2010 reg-	
27	ular session of the legislature: <i>Provided, however</i> , That, upon application	
28	to and authorization by the governor, the department of health and en-	
29	vironment may make expenditures for the division of environment of	
30	moneys credited to this fund from any individual federal grant which is	
31	more than \$650,000 in the aggregate or which requires the matching	
32	expenditure of moneys in the state treasury during the current or any	
33	ensuing fiscal year: <i>Provided further</i> , That transfers or payments from	
34	this fund to other state agencies shall be in addition to any expenditure	
35	limitation placed on this fund.	
36	Air quality program — federal fund.....	No limit
37	Leaking underground storage tank trust — federal fund ..	No limit
38	National surface mining control and reclamation act —	
39	federal fund.....	No limit
40	Abandoned mined-land — federal fund.....	No limit
41	State indoor radon grant — federal fund	No limit
42	EPA non-point source implementation — federal fund....	No limit
43	Pollution prevention program — federal fund	No limit

1	Gifts, grants and donations fund — environment	No limit
2	Special bequest fund — environment.....	No limit
3	Aboveground petroleum storage tank release trust fund...	No limit
4	Underground petroleum storage tank release trust fund...	No limit
5	Drycleaning facility release trust fund	No limit
6	Public water supply loan fund	No limit
7	Public water supply loan operations fund.....	No limit
8	Kansas water pollution control revolving fund.....	No limit
9	<i>Provided</i> , That the proceeds from revenue bonds issued by the Kansas	
10	development finance authority to provide matching grant payments under	
11	the federal clean water act of 1987 (P.L.92-500) shall be credited to the	
12	Kansas water pollution control revolving fund: <i>Provided further</i> , That	
13	expenditures from this fund shall be made to provide for the payment of	
14	such matching grants.	
15	Kansas water pollution control operations fund.....	No limit
16	Cost of issuance fund for Kansas water pollution control	
17	revolving fund revenue bonds.....	No limit
18	Surcharge fund for Kansas water pollution control revol-	
19	ing fund revenue bonds	No limit
20	Surcharge operations fund for Kansas water pollution con-	
21	trol revolving fund revenue bonds	No limit
22	Debt service reserve fund.....	No limit
23	EPA water related grants — federal fund	No limit
24	<i>Provided</i> , That no moneys from any grant that requires the matching	
25	expenditure of any other moneys in the state treasury during the current	
26	or any ensuing fiscal year shall be deposited to the credit of the EPA	
27	water related grants — federal fund.	
28	Chemical control — federal fund.....	No limit
29	Subsurface hydrocarbon storage fund.....	No limit
30	Clean air leadership — federal fund.....	No limit
31	Natural resources damages trust fund.....	No limit
32	Hazardous waste management fund	No limit
33	Brownfields revolving loan program — federal fund.....	No limit
34	Mined—land reclamation fund.....	No limit
35	104 (6)(1) outreach operator training program — federal	
36	fund.....	No limit
37	Underground storage tank — federal fund.....	No limit
38	EPA underground injection control — federal fund	No limit
39	Laboratory medicaid cost recovery fund —	
40	environment	No limit
41	Diagnostic X-ray program — federal fund.....	No limit
42	Environmental control use fund	No limit
43		

1	Environmental response remedial activity specific site —	
2	lead site federal fund.....	No limit
3	Emergency environmental response — nonspecific sites	
4	federal fund.....	No limit
5	Chemical control fund	No limit
6	Medicare program — environment — federal fund.....	No limit
7	EPA 106 water pollution control — federal fund	No limit
8	Salt solution mining well plugging fund	No limit
9	Kansas essential fuels supply trust 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, 2011, for the state water	
12	plan project or projects specified as follows:	
13	Contamination remediation.....	\$753,870
14	<i>Provided</i> , That any unencumbered balance in the contamination reme-	
15	diation account in excess of \$100 as of June 30, 2010, is hereby reappro-	
16	priated for fiscal year 2011.	
17	TMDL initiatives and use attainability analysis.....	\$166,821
18	<i>Provided</i> , That any unencumbered balance in the TMDL initiatives and	
19	use attainability analysis account in excess of \$100 as of June 30, 2010, is	
20	hereby reappropriated for fiscal year 2011.	
21	Watershed restoration and protection plan.....	\$548,696
22	<i>Provided</i> , That any unencumbered balance in the watershed restoration	
23	and protection plan account in excess of \$100 as of June 30, 2010, is	
24	hereby reappropriated for fiscal year 2011.	
25	Local environmental protection program	\$980,000
26	<i>Provided</i> , That any unencumbered balance in the local environmental	
27	protection program account in excess of \$100 as of June 30, 2010, is	
28	hereby reappropriated for fiscal year 2011.	
29	Nonpoint source program.....	\$246,072
30	<i>Provided</i> , That any unencumbered balance in the nonpoint source pro-	
31	gram account in excess of \$100 as of June 30, 2010, is hereby reappro-	
32	priated for fiscal year 2011.	
33	Treece superfund match.....	\$350,000
34	(d) There is appropriated for the above agency from the children’s	
35	initiatives fund for the fiscal year ending June 30, 2011, for the project	
36	specified as follows:	
37	Newborn screening.....	\$1,898,457
38	(e) During the fiscal year ending June 30, 2011, the secretary of health	
39	and environment, with the approval of the director of the budget, may	
40	transfer any part of any item of appropriation for fiscal year 2011 from	
41	the state water plan fund for the department of health and environment	
42	— division of environment to another item of appropriation for fiscal year	
43	2011 from the state water plan fund for the department of health and	

1 environment — division of environment: *Provided*, That the secretary of
2 health and environment shall certify each such transfer to the director of
3 accounts and reports and shall transmit a copy of each such certification
4 to the director of legislative research, the chairperson of the house of
5 representatives agriculture and natural resources budget committee and
6 the chairperson of the subcommittee on health and environment/human
7 resources of the senate committee on ways and means.

8 (f) During the fiscal year ending June 30, 2011, notwithstanding the
9 provisions of K.S.A. 65-3024, and amendments thereto, the director of
10 accounts and reports shall not make the transfers of amounts of interest
11 earnings from the state general fund to the air quality fee fund of the
12 department of health and environment which are directed to be made on
13 or before the 10th day of each month by K.S.A. 65-3024, and amendments
14 thereto.

15 (g) On July 1, 2010, and on other occasions during fiscal year 2011
16 when necessary, the director of accounts and reports shall transfer
17 amounts specified by the secretary of health and environment, which
18 amounts constitute reimbursements, credits and other amounts received
19 by the department of health and environment for activities related to
20 federal programs, from specified special revenue funds of the department
21 of health and environment — division of health or of the department of
22 health and environment — division of environment, to the sponsored
23 project overhead fund — environment of the department of health and
24 environment — division of environment.

25 (h) During the fiscal year ending June 30, 2011, the director of accounts
26 and reports shall transfer an amount or amounts specified by the secretary
27 of health and environment from any one or more special revenue funds
28 of the department of health and environment — division of environment,
29 which have available moneys, to the sponsored project overhead fund —
30 environment of the department of health and environment — division of
31 environment or to the sponsored project overhead fund — health of the
32 department of health and environment — division of health, as the case
33 may be, for expenditures for administrative expenses.

34 (i) During the fiscal year ending June 30, 2011, the secretary of health
35 and environment, with approval of the director of the budget, may trans-
36 fer any part of any item of appropriation for fiscal year 2011 from the
37 state general fund for the department of health and environment — di-
38 vision of health or the department of health and environment — division
39 of environment to another item of appropriation for fiscal year 2011 from
40 the state general fund for the department of health and environment —
41 division of health or the department of health and environment — divi-
42 sion of environment. The secretary of health and environment shall certify
43 each such transfer to the director of accounts and reports and shall trans-

1 mit a copy of each such certification to the director of legislative research.
 2 (j) During the fiscal year ending June 30, 2011, the amounts transferred
 3 by the director of accounts and reports from each of the special revenue
 4 funds of the department of health and environment — division of envi-
 5 ronment to the sponsored project overhead fund — environment of the
 6 department of health and environment — division of environment pur-
 7 suant to this section may include amounts equal to up to 25% of the
 8 expenditures from such special revenue fund, excepting expenditures for
 9 contractual services.

10 (k) During the fiscal year ending June 30, 2011, notwithstanding any
 11 other provision of law, fines and penalties received by any special revenue
 12 fund of the Kansas department of health — division of environment, shall
 13 be deposited to the interstate water litigation account of the state general
 14 fund of the attorney general: *Provided*, That these provisions shall not
 15 apply to fines and penalties collected by the air quality fund or the mined-
 16 land conservation and reclamation fee fund.

17 Sec. 73.

18 DEPARTMENT ON AGING

19 (a) There is appropriated for the above agency from the state general
 20 fund for the fiscal year ending June 30, 2011, the following:

21 Administration \$835,048

22 *Provided*, That any unencumbered balance in the administration account
 23 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
 24 year 2011.

25 Administration — assessments \$77,651

26 *Provided*, That any unencumbered balance in the administration — as-
 27 sements account in excess of \$100 as of June 30, 2010, is hereby reap-
 28 propriated for fiscal year 2011.

29 Administration — assessments — Level II care \$43,500

30 *Provided*, That any unencumbered balance in the administration — as-
 31 sements — Level II care account in excess of \$100 as of June 30, 2010,
 32 is hereby reappropriated for fiscal year 2011.

33 Administration — assessments — Level I care \$351,884

34 *Provided*, That any unencumbered balance in the administration — as-
 35 sements — Level I care account in excess of \$100 as of June 30, 2010,
 36 is hereby reappropriated for fiscal year 2011.

37 Administration — medicaid \$1,631,747

38 *Provided*, That any unencumbered balance in the administration — med-
 39 icaid account in excess of \$100 as of June 30, 2010, is hereby reappro-
 40 priated for fiscal year 2011.

41 Administration — medicaid MFP - admin match \$39,157

42 *Provided*, That any unencumbered balance in the administration — med-
 43 icaid MFP - admin match account in excess of \$100 as of June 30, 2010,

1 is hereby reappropriated for fiscal year 2011.

2 Administration — older Americans act match..... \$184,489

3 *Provided*, That any unencumbered balance in the administration — older

4 Americans act match account in excess of \$100 as of June 30, 2010, is

5 hereby reappropriated for fiscal year 2011.

6 Senior care act \$1,785,928

7 *Provided*, That any unencumbered balance in the senior care act account

8 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal

9 year 2011: *Provided further*, That each grant agreement with an area

10 agency on aging for a grant from the senior care act account shall require

11 the area agency on aging to submit to the secretary of aging a report for

12 fiscal year 2010 by the area agency on aging which shall include infor-

13 mation about the kinds of services provided and the number of persons

14 receiving each kind of service during fiscal year 2010: *And provided fur-*

15 *ther*, That the secretary of aging shall submit to the senate committee on

16 ways and means and the house of representatives committee on appro-

17 priations at the beginning of the 2011 regular session of the legislature a

18 report of the information contained in such reports from the area agencies

19 on aging on expenditures for fiscal year 2010: *And provided further*, That

20 all people receiving or applying for services that are funded, either par-

21 tially or entirely, through expenditures from this account shall be placed

22 in appropriate services which are determined to be the most economical

23 services available with regard to state general fund expenditures.

24 Program grants — nutrition — state match..... \$3,777,233

25 *Provided*, That any unencumbered balance in the program grants — nu-

26 trition — state match account in excess of \$100 as of June 30, 2010, is

27 hereby reappropriated for fiscal year 2011: *Provided further*, That each

28 grant agreement with an area agency on aging for a grant from the pro-

29 gram grants — nutrition — state match account shall require the area

30 agency on aging to submit to the secretary of aging a report for federal

31 fiscal year 2010 by the area agency on aging which shall include infor-

32 mation about the kinds of services provided and the number of persons

33 receiving each kind of service during federal fiscal year 2010: *And pro-*

34 *vided further*, That the secretary of aging shall submit to the senate com-

35 mittee on ways and means and the house of representatives committee

36 on appropriations at the beginning of the 2011 regular session of the

37 legislature a report of the information contained in such reports from the

38 area agencies on aging on expenditures for federal fiscal year 2010: *And*

39 *provided further*, That all people receiving or applying for services that

40 are funded, either partially or entirely, through expenditures from this

41 account shall be placed in appropriate services which are determined to

42 be the most economical services available with regard to state general

43 fund expenditures.

1 LTC — medicaid assistance — TCM/FE..... \$1,576,432
2 *Provided*, That any unencumbered balance in the LTC — medicaid as-
3 sistance — TCM/FE account in excess of \$100 as of June 30, 2010, is
4 hereby reappropriated for fiscal year 2011: *Provided further*, That all
5 people receiving or applying for services that are funded, either partially
6 or entirely, through expenditures from the LTC — medicaid assistance
7 — TCM/FE account shall be placed in appropriate services which are
8 determined to be the most economical services available with regard to
9 state general fund expenditures.

10 LTC — medicaid assistance — HCBS/FE \$21,173,340
11 *Provided*, That any unencumbered balance in the LTC — medicaid as-
12 sistance — HCBS/FE account in excess of \$100 as of June 30, 2010, is
13 hereby reappropriated for fiscal year 2011: *Provided further*, That all
14 people receiving or applying for services that are funded, either partially
15 or entirely, through expenditures from the LTC — medicaid assistance
16 — HCBS/FE account shall be placed in appropriate services which are
17 determined to be the most economical services available with regard to
18 state general fund expenditures.

19 LTC — medicaid assistance — NF \$112,128,354
20 *Provided*, That any unencumbered balance in the LTC — medicaid as-
21 sistance — NF account in excess of \$100 as of June 30, 2010, is hereby
22 reappropriated for fiscal year 2011: *Provided further*, That all people re-
23 ceiving or applying for services that are funded, either partially or entirely,
24 through expenditures from this account shall be placed in appropriate
25 services which are determined to be the most economical services avail-
26 able with regard to state general fund expenditures: *And provided further*,
27 That notwithstanding the provisions of K.S.A. 2009 Supp. 75-5958, and
28 amendments thereto, or any other statute, and subject to appropriations,
29 the secretary of aging shall institute trending methods to provide rate
30 increases for nursing facilities for fiscal year 2011.

31 LTC — medicaid assistance — PACE..... \$1,741,207
32 *Provided*, That any unencumbered balance in the LTC — medicaid as-
33 sistance — PACE account in excess of \$100 as of June 30, 2010, is hereby
34 reappropriated for fiscal year 2011: *Provided further*, That all expendi-
35 tures made from the LTC — medicaid assistance — PACE account shall
36 be for the PACE program: *Provided further*, That all people receiving or
37 applying for services that are funded, either partially or entirely, through
38 expenditures from this account shall be placed in appropriate services
39 which are determined to be the most economical services available with
40 regard to state general fund expenditures.

41 Nursing facilities regulation \$1,608,029
42 *Provided*, That any unencumbered balance in the nursing facilities reg-
43 ulation account in excess of \$100 as of June 30, 2010, is hereby reappro-

1 priated for fiscal year 2011.

2 Nursing facilities regulation — title XIX \$1,066,813

3 *Provided*, That any unencumbered balance in the nursing facilities reg-
4 ulation — title XIX account in excess of \$100 as of June 30, 2010, is
5 hereby reappropriated for fiscal year 2011.

6 Any unencumbered balance in the LTC — medicaid assistance — MFP
7 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
8 for fiscal year 2011.

9 (b) There is appropriated for the above agency from the following spe-
10 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
11 moneys now or hereafter lawfully credited to and available in such fund
12 or funds, except that expenditures shall not exceed the following:

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

14 Title XIX fund — federal No limit

15 *Provided*, That transfers of moneys from the title XIX fund — federal to
16 the state fire marshal may be made during fiscal year 2011 pursuant to a
17 contract which is hereby authorized to be entered into by the secretary
18 of aging with the state fire marshal to provide fire and safety inspections
19 for adult care homes and hospitals.

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

21 *Provided*, That each grant agreement with an area agency on aging for a
22 grant from the senior care act — social service block grant fund shall
23 require the area agency on aging to submit to the secretary of aging a
24 report for fiscal year 2010 by the area agency on aging which shall include
25 information about the kinds of services provided and the number of per-
26 sons receiving each kind of service during fiscal year 2010: *Provided fur-*
27 *ther*, That the secretary of aging shall submit to the senate committee on
28 ways and means and the house of representatives committee on approp-
29 riations at the beginning of the 2011 regular session of the legislature a
30 report of the information contained in such reports from the area agencies
31 on aging on expenditures for fiscal year 2010: *And provided further*, That
32 all people receiving or applying for services that are funded, either par-
33 tially or entirely, through expenditures from this fund shall be placed in
34 appropriate services which are determined to be the most economical
35 services available.

36 Nutrition fund — federal No limit

37 Senior citizen nutrition check-off fund No limit

38 Conferences and workshops attendance and publications
39 fees fund No limit

40 *Provided*, That the secretary of aging is hereby authorized to fix, charge
41 and collect conference and workshop attendance fees for conferences and
42 workshops sponsored by the department on aging and fees for copies of
43 publications: *Provided further*, That such fees shall be deposited in the

1 state treasury in accordance with the provisions of K.S.A. 75-4215, and
2 amendments thereto, and shall be credited to the conferences and work-
3 shops attendance and publications fees fund: *And provided further*, That
4 expenditures may be made from this fund to defray all or part of the costs
5 of such conferences and workshops including official hospitality and of
6 such publications.

7 State licensure fee fund..... \$1,144,569
8 General fees fund..... No limit

9 *Provided*, That the secretary of aging is hereby authorized to collect (1)
10 fees from the sale of surplus property, (2) fees charged for searching,
11 copying and transmitting copies of public records, (3) fees paid by em-
12 ployees for personal long distance calls, postage, faxed messages, copies
13 and other authorized uses of state property, and (4) other miscellaneous
14 fees: *Provided further*, That such fees shall be deposited in the state
15 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
16 ments thereto, and shall be credited to the general fees fund: *And pro-*
17 *vided further*, That expenditures shall be made from this fund to meet
18 the obligations of the department on aging, or to benefit and meet the
19 mission of the department on aging.

20 Gifts and donations fund No limit

21 *Provided*, That the secretary of aging is hereby authorized to receive gifts
22 and donations of money for services to senior citizens or purposes related
23 thereto: *Provided further*, That such gifts and donations of money shall
24 be deposited in the state treasury and credited to the gifts and donations
25 fund.

26 Medical resources and collection fund..... No limit

27 *Provided*, That all moneys received or collected by the secretary of aging
28 due to medicaid overpayments shall be deposited in the state treasury
29 and credited to the medical resources and collection fund and expendi-
30 tures from such fund shall be made for medicaid program-related ex-
31 penses and used to reduce state general fund outlays for the medicaid
32 program: *Provided further*, That all moneys received or collected by the
33 secretary of aging due to civil monetary penalty assessments against adult
34 care homes shall be deposited in the state treasury and credited to this
35 fund and expenditures from such fund shall be made to protect the health
36 or property of adult care home residents as required by federal law.

37 SHICK fund — grants — federal No limit
38 SHICK fund — state operations — federal..... No limit
39 Other CMS demo grants — federal fund..... No limit
40 Other AoA demo grants — federal fund..... No limit
41 Senior services fund..... No limit
42 Long-term care loan and grant fund..... No limit
43 Intergovernmental transfer administration fund..... \$0

- 1 Non-government grant fund..... No limit
- 2 Other federal grants and assistance fund..... No limit
- 3 *Provided*, That the above agency is authorized to make expenditures from
- 4 the other federal grants and assistance fund of any moneys credited to
- 5 this fund from any individual grant if the grant: (1) Is less than or equal
- 6 to \$250,000 in the aggregate, and (2) does not require the matching ex-
- 7 penditure of any other moneys in the state treasury during fiscal year
- 8 2011 other than moneys appropriated by this or other appropriation act
- 9 of the 2010 regular session of the legislature: *Provided, however*, That,
- 10 upon application to and authorization by the governor, the above agency
- 11 may make expenditures of moneys credited to this fund from any indi-
- 12 vidual federal grant which is more than \$250,000 in the aggregate or
- 13 which requires the matching expenditure of moneys in the state treasury
- 14 during the current or any ensuing fiscal year.
- 15 Health facilities review fund..... No limit
- 16 Medicare fund — federal No limit

17 (c) During the fiscal year ending June 30, 2011, the secretary of aging,
 18 with the approval of the director of the budget, may transfer any part of
 19 any item of appropriation for fiscal year 2011 from the state general fund
 20 for the department on aging to another item of appropriation for fiscal
 21 year 2011 from the state general fund for the department on aging. The
 22 secretary of aging shall certify each such transfer to the director of ac-
 23 counts and reports and shall transmit a copy of each such certification to
 24 the director of legislative research.

25 (d) In addition to the other purposes for which expenditures may be
 26 made by the department of social and rehabilitation services from moneys
 27 appropriated from the state general fund or any special revenue fund for
 28 fiscal year 2011 for the department of social and rehabilitation services
 29 and in addition to the other purposes for which expenditures may be
 30 made by the department of health and environment — division of health
 31 from moneys appropriated from the state general fund or any special
 32 revenue fund for fiscal year 2011 for the department of health and en-
 33 vironment — division of health, as authorized by this or other appropri-
 34 ation act of the 2010 regular session of the legislature, expenditures may
 35 be made by the secretary of social and rehabilitation services and the
 36 secretary of health and environment for fiscal year 2011 to enter into a
 37 contract with the secretary of aging, which is hereby authorized and di-
 38 rected to be entered into by such secretaries, to provide for the secretary
 39 of aging to perform the powers, duties, functions and responsibilities pre-
 40 scribed by and to conduct investigations pursuant to K.S.A. 39-1404, and
 41 amendments thereto, in conjunction with the performance of such pow-
 42 ers, duties, functions, responsibilities and investigations by the secretary
 43 of social and rehabilitation services and the secretary of health and en-

1 vironment under such statute, with respect to reports of abuse, neglect
 2 or exploitation of residents or reports of residents in need of protective
 3 services on behalf of the secretary of social and rehabilitation services or
 4 the secretary of health and environment, as the case may be, in accord-
 5 ance with and pursuant to K.S.A. 39-1404, and amendments thereto, dur-
 6 ing fiscal year 2011: *Provided*, That, in addition to the other purposes for
 7 which expenditures may be made by the department on aging from mon-
 8 eys appropriated from the state general fund or any special revenue fund
 9 for fiscal year 2011 for the department on aging, as authorized by this or
 10 other appropriation act of the 2010 regular session of the legislature,
 11 expenditures shall be made by the secretary of aging for fiscal year 2011
 12 to provide for the performance of such powers, duties, functions and
 13 responsibilities and to conduct such investigations: *Provided further*,
 14 That, the words and phrases used in this subsection shall have the mean-
 15 ings respectively ascribed thereto by K.S.A. 39-1401, and amendments
 16 thereto.

17 (e) During the fiscal year ending June 30, 2010, the director of accounts
 18 and reports shall transfer the amounts specified by the director of the
 19 budget from the LTC — medicaid assistance — NF account of the state
 20 general fund of the department on aging to the LTC — medicaid assis-
 21 tance — HCBS/FE account of the state general fund of the department
 22 on aging or to the community based services account of the department
 23 of social and rehabilitation services: *Provided*, That such amounts to be
 24 transferred shall be certified by the director of the budget on December
 25 1, 2010, and on June 1, 2011, to reflect the nursing facility rate paid for
 26 persons moving from a nursing facility to the home and community-based
 27 services waiver for the physically disabled or the frail elderly for the six
 28 months preceding the date of certification: *Provided further*, That each
 29 of the individuals transferred must meet the requirements described in
 30 a policy jointly developed by the secretary of aging and the secretary of
 31 social and rehabilitation services governing the operations of this transfer:
 32 *And provided further*, That the director of the budget shall transmit a
 33 copy of each such certification to the director of legislative research: *And*
 34 *provided further*, That the department of social and rehabilitation services
 35 shall report to the legislature at the beginning of the regular session in
 36 2011 with expenditure data regarding this program.

37 Sec. 74.

38 KANSAS HEALTH POLICY AUTHORITY

39 (a) There is appropriated for the above agency from the state general
 40 fund for the fiscal year ending June 30, 2011, the following:
 41 Operating expenditures \$16,517,905
 42 *Provided*, That any unencumbered balance in the operating expenditures
 43 account in excess of \$100 as of June 30, 2010, is hereby reappropriated

1 for fiscal year 2011.

2 Office of the inspector general..... \$81,985

3 *Provided*, That any unencumbered balance in the office of the inspector

4 general account in excess of \$100 as of June 30, 2010, is hereby reappro-

5 priated for fiscal year 2011.

6 Other medical assistance \$317,070,066

7 *Provided*, That any unencumbered balance in the other medical assis-

8 tance account in excess of \$100 as of June 30, 2010, is hereby reappro-

9 priated for fiscal year 2011.

10 Children’s health insurance program..... \$14,036,928

11 *Provided*, That any unencumbered balance in the children’s health in-

12 surance program account in excess of \$100 as of June 30, 2010, is hereby

13 reappropriated for fiscal year 2011.

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

15 cial revenue fund or funds for the fiscal year ending June 30, 2011, 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 Preventive health care program fund..... \$519,470

20 Cafeteria benefits fund..... No limit

21 *Provided*, That expenditures from the cafeteria benefits fund for the fiscal

22 year ending June 30, 2011, for salaries and wages and other operating

23 expenditures shall not exceed \$2,324,908.

24 State workers compensation self-insurance fund No limit

25 *Provided*, That expenditures from the state workers compensation self-

26 insurance fund for the fiscal year ending June 30, 2011, for salaries and

27 wages and other operating expenditures shall not exceed \$3,725,998.

28 Dependent care assistance program fund..... No limit

29 *Provided*, That expenditures from the dependent care assistance program

30 fund for the fiscal year ending June 30, 2011, for salaries and wages and

31 other operating expenditures shall not exceed \$226,372.

32 Non-state employer group benefit fund..... \$163,931

33 Kansas health policy authority special revenue fund No limit

34 *Provided*, That expenditures from the Kansas health policy authority spe-

35 cial revenue fund for the fiscal year ending June 30, 2011, for official

36 hospitality shall not exceed \$1,000.

37 Health committee insurance fund..... \$248,870

38 Health care database fee fund..... No limit

39 Medical programs fee fund..... \$38,476,110

40 Health and hospitalization insurance clearing fund..... No limit

41 *Provided*, That expenditures from the health and hospitalization insur-

42 ance clearing fund for the fiscal year ending June 30, 2011, for salaries

43 and wages and other operating expenditures shall not exceed \$7,854,305.

1	Health insurance premium reserve fund.....	No limit
2	Other state fees fund.....	\$0
3	Health care access improvement fund.....	\$37,390,236
4	Other federal grants and assistance fund.....	No limit
5	Medical assistance federal fund.....	No limit
6	Children’s health insurance federal fund.....	No limit
7	Ticket to work infrastructure grant federal fund.....	No limit
8	Health policy and finance — PERM grant federal fund...	No limit
9	Ryan White title II federal fund.....	No limit

10 (c) During the fiscal year ending June 30, 2011, the executive director
11 of the Kansas health policy authority, with the approval of the director of
12 the budget, may transfer any part of any item of appropriation for the
13 fiscal year ending June 30, 2011, from the state general fund for the
14 Kansas health policy authority to another item of appropriation for fiscal
15 year 2011 from the state general fund for the Kansas health policy au-
16 thority. The executive director of the Kansas health policy authority shall
17 certify each such transfer to the director of accounts and reports and shall
18 transmit a copy of each such certification to the director of legislative
19 research.

20 (d) During the fiscal year ending June 30, 2011, notwithstanding the
21 provisions of this or any other appropriation act of the 2010 regular ses-
22 sion of the legislature, or any other statute, no moneys appropriated for
23 the Kansas health policy authority from the state general fund or from
24 any special revenue fund or funds for fiscal year 2011 shall be expended
25 by the Kansas health policy authority for the purposes of requiring, and
26 the Kansas health policy authority shall not require, an individual, who is
27 currently prescribed medications for mental health purposes in the
28 MediKan program, to change prescriptions under a preferred drug for-
29 mulary during the fiscal year ending June 30, 2011: *Provided*, That all
30 prescriptions paid for by the MediKan program during fiscal year 2011
31 shall be filled pursuant to subsection (a) of K.S.A. 65-1637, and amend-
32 ments thereto: *Provided further*, That the Kansas health policy authority
33 shall follow the existing prior authorization protocol for reimbursement
34 of prescriptions for the MediKan program for fiscal year 2011: *And pro-*
35 *vided further*, That the Kansas health policy authority shall not expend
36 any moneys appropriated from the state general fund or any special rev-
37 enue fund or funds for fiscal year 2011, as authorized by this or other
38 appropriation act of the 2010 regular session of the legislature, to imple-
39 ment or maintain a preferred drug formulary for medications prescribed
40 for mental health purposes to individuals in the MediKan program during
41 fiscal year 2011.

42 (e) In addition to other purposes for which expenditures may be made
43 by the Kansas health policy authority from moneys appropriated from the

1 state general fund or any special revenue fund for the fiscal year ending
2 June 30, 2011, by this or other appropriation act of the 2010 regular
3 session of the legislature, expenditures shall be made by the Kansas health
4 policy authority for the fiscal year ending June 30, 2011, from the moneys
5 appropriated from the state general fund or any special revenue fund to
6 enter into a contract for third-party liability recovery.

7 (f) During the fiscal year ending June 30, 2011, in addition to the other
8 purposes for which expenditures may be made by the Kansas health policy
9 authority from moneys appropriated from the state general fund or any
10 special revenue fund or funds for fiscal year 2011 for the Kansas health
11 policy authority as authorized by this or other appropriation act of the
12 2010 regular session of the legislature, expenditures shall be made by the
13 Kansas health policy authority from moneys appropriated from the state
14 general fund or any special revenue fund or funds for fiscal year 2011 to
15 conduct a study on the topic of requiring insurance companies to reim-
16 burse clinical marriage and family therapists, clinical professional coun-
17 selors and clinical psychotherapists: *Provided*, That, such study shall be
18 designed to : (1) Determine the impact that coverage for such therapists,
19 counselors and psychotherapists has had on the state health care benefits
20 program as described in article 65 of chapter 75 of the Kansas Statutes
21 Annotated, and amendments thereto; (2) provide data on utilization of
22 such therapists, counselors and psychotherapists by individuals covered
23 for direct reimbursements for services provided by such therapists, coun-
24 selors and psychotherapists; (3) determine the cost of providing coverage
25 for such therapists, counselors and psychotherapists; (4) compare the
26 costs of coverage between individuals under the state health care benefits
27 program covered by insurance companies which provide direct reim-
28 bursement for services provided by such therapists, counselors and psy-
29 chotherapists to individuals under the state health care benefits program
30 covered by insurance companies which do not provide such direct re-
31 imbursement; (5) compare the amount of premiums charged by insurance
32 companies which provide reimbursement for services provided by such
33 therapists, counselors and psychotherapists to the amount of premiums
34 charged by insurance companies which do not provide such direct re-
35 imbursement; and (6) determine whether mandated direct reimburse-
36 ment for such therapists, counselors and psychotherapists should be con-
37 tinued under the state health care benefits program: *Provided further*,
38 That, in addition, the Kansas health policy authority shall conduct an
39 analysis to determine if proactive mental health care treatment results in
40 reduced expenditures for future mental and physical health care services,
41 by comparing expenditures of patients who receive such proactive mental
42 health care treatments with those patients who do not during the regular
43 session of the legislature in 2010: *And provided further*, That, such studies

1 shall be completed no later than December 31, 2010, and shall be made
 2 available to all members of the house committee on insurance, the senate
 3 committee on financial institutions and insurance and all parties seeking
 4 passage of such legislation no later than the first day of the 2011 Kansas
 5 legislative session: *And provided further*, That, the insurance department
 6 and all other departments, boards, agencies, officers and institutions and
 7 subdivisions thereof shall cooperate with the Kansas health policy au-
 8 thority in carrying out all duties prescribed pursuant to this section.

9 Sec. 75.

10 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

11 (a) There is appropriated for the above agency from the state general
 12 fund for the fiscal year ending June 30, 2011, the following:

13 State operations \$111,867,536

14 *Provided*, That any unencumbered balance in the state operations ac-
 15 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for
 16 fiscal year 2011: *Provided further*, That expenditures may be made from
 17 this account for the purchase of professional liability insurance for phy-
 18 sicians and dentists at any institution, as defined by K.S.A. 76-12a01, and
 19 amendments thereto: *And provided further*, That expenditures from this
 20 account for official hospitality by the secretary of social and rehabilitation
 21 services shall not exceed \$500.

22 Alcohol and drug abuse services grants..... \$1,226,535

23 *Provided*, That any unencumbered balance in the alcohol and drug abuse
 24 services grants account in excess of \$100 as of June 30, 2010, is hereby
 25 reappropriated for fiscal year 2011.

26 Mental health and retardation services aid and
 27 assistance..... \$118,045,980

28 *Provided*, That any unencumbered balance in the mental health and re-
 29 tardation services aid and assistance account in excess of \$100 as of June
 30 30, 2010, is hereby reappropriated for fiscal year 2011.

31 Kansas neurological institute — operating expenditures... \$11,327,917

32 *Provided*, That any unencumbered balance in the Kansas neurological
 33 institute — operating expenditures account in excess of \$100 as of June
 34 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided, how-*
 35 *ever*, That expenditures from the Kansas neurological institute — oper-
 36 ating expenditures account for official hospitality by the superintendent
 37 shall not exceed \$150: *Provided further*, That expenditures shall be made
 38 from this account to assist residents of the institution to take personally-
 39 used items, which were constructed for use by such residents and which
 40 are hereby authorized to be transferred to such residents, from the in-
 41 stitution to communities when such residents leave the institution to re-
 42 side in the communities.

43 Larned state hospital — operating expenditures..... \$30,849,692

1 *Provided*, That any unencumbered balance in the Larned state hospital
 2 — operating expenditures account in excess of \$100 as of June 30, 2010,
 3 is hereby reappropriated for fiscal year 2011: *Provided, however*, That
 4 expenditures from the Larned state hospital — operating expenditures
 5 account for official hospitality by the superintendent shall not exceed
 6 \$150: *Provided further*, That expenditures may be made from this account
 7 for educational services contracts which are hereby authorized to be ne-
 8 gotiated and entered into by Larned state hospital with unified school
 9 districts or other public educational services providers: *And provided fur-*
 10 *ther*, That such educational services contracts shall not be subject to the
 11 competitive bidding requirements of K.S.A. 75-3739, and amendments
 12 thereto.

13 Larned state hospital — sexual predator treatment
 14 program \$12,895,380

15 *Provided*, That any unencumbered balance in the Larned state hospital
 16 — sexual predator treatment program account in excess of \$100 as of
 17 June 30, 2010, is hereby reappropriated for fiscal year 2011.

18 Osawatomie state hospital — operating expenditures..... \$14,342,009

19 *Provided*, That any unencumbered balance in the Osawatomie state hos-
 20 pital — operating expenditures account in excess of \$100 as of June 30,
 21 2010, is hereby reappropriated for fiscal year 2011: *Provided further*, That
 22 expenditures from the Osawatomie state hospital — operating expendi-
 23 tures account for official hospitality by the superintendent shall not ex-
 24 ceed \$150.

25 Parsons state hospital and training center — operating
 26 expenditures \$10,447,821

27 *Provided*, That any unencumbered balance in the Parsons state hospital
 28 and training center — operating expenditures account in excess of \$100
 29 as of June 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided*
 30 *further*, That expenditures from the Parsons state hospital and training
 31 center — operating expenditures account for official hospitality by the
 32 superintendent shall not exceed \$150: *And provided further*, That ex-
 33 penditures may be made from this account for educational services con-
 34 tracts which are hereby authorized to be negotiated and entered into by
 35 Parsons state hospital and training center with unified school districts or
 36 other public educational services providers: *And provided further*, That
 37 such educational services contracts shall not be subject to the competitive
 38 bidding requirements of K.S.A. 75-3739, and amendments thereto: *And*
 39 *provided further*, That expenditures shall be made from this account to
 40 assist residents of the institution to take personally-used items, which
 41 were constructed for use by such residents and which are hereby au-
 42 thorized to be transferred to such residents, from the institution to com-
 43 munities when such residents leave the institution to reside in the com-

1 munities.

2 Rainbow mental health facility — operating

3 expenditures \$4,524,298

4 *Provided*, That any unencumbered balance in the Rainbow mental health

5 facility — operating expenditures account in excess of \$100 as of June 30,

6 2010, is hereby reappropriated for fiscal year 2011: *Provided further*, That

7 expenditures from the Rainbow mental health facility — operating ex-

8 penditures account for official hospitality by the superintendent shall not

9 exceed \$150.

10 Children’s mental health initiative..... \$1,500,000

11 *Provided*, That any unencumbered balance in the children’s mental health

12 initiative account in excess of \$100 as of June 30, 2010, is hereby reap-

13 propriated for fiscal year 2011: *Provided, however*, That no expenditures

14 shall be made from the children’s mental health initiative account for

15 inpatient hospital beds for children.

16 Youth services aid and assistance \$108,801,722

17 *Provided*, That any unencumbered balance in the youth services aid and

18 assistance account in excess of \$100 as of June 30, 2010, is hereby reap-

19 propriated for fiscal year 2011.

20 Vocational rehabilitation aid and assistance \$5,469,209

21 *Provided*, That any unencumbered balance in the vocational rehabilitation

22 aid and assistance account in excess of \$100 as of June 30, 2010, is hereby

23 reappropriated for fiscal year 2011: *Provided further*, That expenditures

24 may be made from this account for the acquisition of durable medical

25 equipment and assistive technology devices: *Provided, however*, That all

26 such expenditures for durable equipment or assistive technology devices

27 shall require a \$1 for \$1 match from non-state sources: *And provided*

28 *further*, That expenditures may be made from this account by the sec-

29 retary of social and rehabilitation services for the purchase of worker’s

30 compensation insurance for consumers of vocational rehabilitation serv-

31 ices and assessments at work site and job tryout sites throughout the state.

32 Cash assistance \$54,806,608

33 *Provided*, That any unencumbered balance in the cash assistance account

34 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal

35 year 2011.

36 Community based services..... \$62,531,769

37 *Provided*, That any unencumbered balance in the community based serv-

38 ices account in excess of \$100 as of June 30, 2010, is hereby reappro-

39 priated for fiscal year 2011.

40 Other medical assistance \$85,841,840

41 *Provided*, That any unencumbered balance in the other medical assis-

42 tance account in excess of \$100 as of June 30, 2010, is hereby reappro-

43 priated for fiscal year 2011.

1 Community mental health centers supplemental
2 funding \$2,500,000
3 *Provided*, That any unencumbered balance in the community mental
4 health centers supplemental funding account in excess of \$100 as of June
5 30, 2010, is hereby reappropriated for fiscal year 2011.
6 (b) There is appropriated for the above agency from the following special
7 revenue fund or funds for the fiscal year ending June 30, 2011, all
8 moneys now or hereafter lawfully credited to and available in such fund
9 or funds, except that expenditures shall not exceed the following:
10 Title XIX fund \$47,640,920
11 *Provided*, That all receipts resulting from payments under title XIX of
12 the federal social security act to any of the institutions under mental
13 health and retardation services may be credited to the title XIX fund:
14 *Provided further*, That moneys in the title XIX fund may be used for
15 expenditures for contractual services to provide for collecting additional
16 payments under title XVIII and title XIX of the federal social security act,
17 for expenditures for premiums and surcharges required to be paid for
18 physicians' malpractice insurance, and for transfers to the other federal
19 grants and assistance fund.
20 Nonfederal reimbursements fund No limit
21 *Provided*, That all nonfederal reimbursements received by the depart-
22 ment of social and rehabilitation services shall be deposited in the state
23 treasury and credited to the nonfederal reimbursements fund: *Provided*
24 *further*, That moneys in the nonfederal reimbursements fund may be
25 used for expenditures for contractual services to provide for collecting
26 additional payments under title XVIII and title XIX of the federal social
27 security act, for expenditures for premiums and surcharges required to
28 be paid for physicians' malpractice insurance, and for transfers to the
29 social welfare fund.
30 Kansas neurological institute fee fund \$1,279,743
31 Kansas neurological institute — foster grandparents pro-
32 gram — federal fund..... No limit
33 Kansas neurological institute — FGP gifts, grants, dona-
34 tions special No limit
35 Kansas neurological institute — FGP gifts, grants, dona-
36 tions fund No limit
37 Kansas neurological institute — patient benefit fund No limit
38 Kansas neurological institute — work therapy patient ben-
39 efit fund No limit
40 Kansas neurological institute — conferences fees fund No limit
41 *Provided*, That all moneys received as fees for conference activities by
42 Kansas neurological institute shall be deposited in the state treasury in
43 accordance with the provisions of K.S.A. 75-4215, and amendments

1 thereto, and shall be credited to the Kansas neurological institute — con-
2 ferences fees fund: *Provided further*, That the superintendent of Kansas
3 neurological institute is hereby authorized to fix, charge and collect fees
4 for conference activities sponsored by Kansas neurological institute: *And*
5 *provided further*, That expenditures may be made from this fund to de-
6 fray the costs of such conference activities.

7 Larned state hospital fee fund.....	\$4,459,008
8 Larned state hospital — elementary and secondary edu- 9 cation fund — federal	No limit
10 Larned state hospital — vocational education fund — 11 federal	No limit
12 Larned state hospital — ECIA fund — federal.....	No limit
13 Larned state hospital — motor pool revolving fund.....	No limit
14 Larned state hospital work therapy patient benefit fund...	No limit
15 Larned state hospital — canteen fund.....	No limit
16 Larned state hospital — patient benefit fund.....	No limit

17 *Provided*, That all moneys received as fees for the use of video telecon-
18 ferencing equipment at Osawatomie state hospital shall be deposited in
19 the state treasury in accordance with the provisions of K.S.A. 75-4215,
20 and amendments thereto, and shall be credited to the video teleconfer-
21 encing fee account of the Osawatomie state hospital fee fund: *Provided*
22 *further*, That all moneys credited to the video teleconferencing fee ac-
23 count shall be used solely for the servicing, technical and program sup-
24 port, maintenance and replacement of associated equipment at Osawa-
25 tomie state hospital: *And provided further*, That any expenditures from
26 the video teleconferencing fee account shall be in addition to any ex-
27 penditure limitation imposed on the Osawatomie state hospital fee fund.

28 Osawatomie state hospital — ECIA fund — federal.....	No limit
29 Osawatomie state hospital — canteen fund	No limit
30 Osawatomie state hospital — patient benefit fund.....	No limit
31 Osawatomie state hospital — work therapy patient benefit 32 fund.....	No limit
33 Osawatomie state hospital — motor pool revolving fund..	No limit
34 Osawatomie state hospital — training fee revolving 35 fund.....	No limit

36 *Provided*, That all moneys received as fees for training activities for Os-
37 awatomie state hospital shall be deposited in the state treasury in accord-
38 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
39 shall be credited to the Osawatomie state hospital — training fee revol-
40 ving fund: *Provided further*, That the superintendent of Osawatomie state
41 hospital is hereby authorized to fix, charge and collect fees for training
42 activities at Osawatomie state hospital: *And provided further*, That such
43 fees shall be fixed in order to recover all or part of the expenses of such

1	training activities for Osawatomie state hospital.	
2	Osawatomie state hospital fee fund.....	\$9,007,325
3	Parsons state hospital and training center — canteen	
4	fund.....	No limit
5	Parsons state hospital and training center — patient ben-	
6	efit fund.....	No limit
7	Parsons state hospital and training center — work therapy	
8	patient benefit fund.....	No limit
9	Parsons state hospital and training center fee fund.....	\$1,329,990
10	<i>Provided</i> , That all moneys received as fees for the use of video telecon-	
11	ferencing equipment at Parsons state hospital and training center shall	
12	be deposited in the state treasury in accordance with the provisions of	
13	K.S.A. 75-4215, and amendments thereto, and shall be credited to the	
14	video teleconferencing fee account of the Parsons state hospital and train-	
15	ing center fee fund: <i>Provided further</i> , That all moneys credited to the	
16	video teleconferencing fee account shall be used solely for the servicing,	
17	maintenance and replacement of video teleconferencing equipment at	
18	Parsons state hospital and training center: <i>And provided further</i> , That any	
19	expenditures from the video teleconferencing fee account shall be in ad-	
20	dition to any expenditure limitation imposed on the Parsons state hospital	
21	and training center fee fund.	
22	Rainbow mental health facility fee fund.....	\$2,463,173
23	Rainbow mental health facility — patient benefit fund	No limit
24	Rainbow mental health facility — work therapy patient	
25	benefit fund.....	No limit
26	Social services clearing fund.....	No limit
27	Social welfare fund.....	\$38,399,729
28	Other state fees fund.....	No limit
29	Alcohol and drug abuse block grant federal fund.....	No limit
30	Child welfare services block grant federal fund.....	No limit
31	Mental health block grant federal fund.....	No limit
32	Social services block grant — federal fund.....	No limit
33	Child care and development federal fund.....	No limit
34	Children’s cabinet grants federal fund.....	No limit
35	Temporary assistance to needy families federal fund.....	No limit
36	Disability determination services federal fund.....	No limit
37	Food stamp assistance federal fund.....	No limit
38	Foster care assistance federal fund.....	No limit
39	Medical assistance federal fund.....	No limit
40	Rehabilitation services federal fund.....	No limit
41	Other federal grants and assistance fund.....	No limit
42	SRS enterprise fund.....	No limit
43	SRS trust fund.....	No limit

1 Problem gambling and addictions grant fund..... No limit
2 Child support enforcement administration fund..... No limit
3 Energy assistance block grant federal fund..... No limit
4 Family and children trust account — family and children
5 investment fund No limit
6 *Provided*, That expenditures from the family and children trust account
7 — family and children investment fund for official hospitality shall not
8 exceed \$1,500.

9 (c) There is appropriated for the above agency from the children’s
10 initiatives fund for the fiscal year ending June 30, 2011, the following:
11 Children’s cabinet accountability fund \$541,802
12 *Provided*, That any unencumbered balance in the children’s cabinet ac-
13 countability fund account in excess of \$100 as of June 30, 2010, is hereby
14 reappropriated for fiscal year 2011.
15 Children’s mental health waiver..... \$3,800,000
16 *Provided*, That any unencumbered balance in the children’s mental health
17 waiver account in excess of \$100 as of June 30, 2010, is hereby reappro-
18 priated for fiscal year 2011.
19 Family centered system of care \$5,000,000
20 *Provided*, That any unencumbered balance in the family centered system
21 of care account in excess of \$100 as of June 30, 2010, is hereby reappro-
22 priated for fiscal year 2011.
23 Child care \$1,400,000
24 *Provided*, That any unencumbered balance in the child care account in
25 excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
26 year 2011.
27 Children’s cabinet early childhood discretionary grant
28 program \$8,443,161
29 *Provided*, That any unencumbered balance in the children’s cabinet early
30 childhood discretionary grant program account in excess of \$100 as of
31 June 30, 2010, is hereby reappropriated for fiscal year 2011.
32 Family preservation \$3,241,062
33 *Provided*, That any unencumbered balance in the family preservation
34 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
35 for fiscal year 2011.
36 Early headstart..... \$1,452,779
37 *Provided*, That any unencumbered balance in the early headstart account
38 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
39 year 2011.
40 Quality initiative infants & toddlers..... \$500,000
41 *Provided*, That any unencumbered balance in the quality initiative infants
42 and toddlers account in excess of \$100 as of June 30, 2010, is hereby
43 reappropriated for fiscal year 2011.

1 Early childhood block grant \$6,099,830
 2 *Provided*, That any unencumbered balance in the early childhood block
 3 grant account in excess of \$100 as of June 30, 2010, is hereby reappro-
 4 priated for fiscal year 2011.

5 Foster care \$5,000,000

6 (d) There is appropriated for the above agency from the Kansas en-
 7 dowment for youth fund for the fiscal year ending June 30, 2011, the
 8 following:

9 Children’s cabinet administration..... \$259,093

10 (e) There is appropriated for the above agency from the state institu-
 11 tions building fund for the fiscal year ending June 30, 2011, the following:
 12 Larned state hospital — city of Larned wastewater

13 treatment \$124,827

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

19 (f) During the fiscal year ending June 30, 2011, the secretary of social
 20 and rehabilitation services, with the approval of the director of the budget,
 21 may transfer any part of any item of appropriation for the fiscal year
 22 ending June 30, 2011, from the state general fund for the department of
 23 social and rehabilitation services or any institution or facility under the
 24 general supervision and management of the secretary of social and re-
 25 habilitation services to another item of appropriation for fiscal year 2011
 26 from the state general fund for the department of social and rehabilitation
 27 services or any institution or facility under the general supervision and
 28 management of the secretary of social and rehabilitation services. The
 29 secretary of social and rehabilitation services shall certify each such trans-
 30 fer to the director of accounts and reports and shall transmit a copy of
 31 each such certification to the director of legislative research.

32 (g) During the fiscal year ending June 30, 2011, the secretary of social
 33 and rehabilitation services, with the approval of the director of the budget
 34 and subject to the provisions of federal grant agreements, may transfer
 35 moneys received under a federal grant that are credited to a federal fund
 36 of the department of social and rehabilitation services, or of any institution
 37 or facility under the general supervision and management of the secretary
 38 of social and rehabilitation services, to another federal fund of the de-
 39 partment of social and rehabilitation services, or of another institution or
 40 facility under the general supervision and management of the secretary
 41 of social and rehabilitation services. The secretary of social and rehabili-
 42 tation services shall certify each such transfer to the director of accounts
 43 and reports and shall transmit a copy of each such certification to the

1 director of legislative research.

2 (h) On July 1, 2010, the superintendent of Osawatomie state hospital,
3 upon the approval of the director of accounts and reports, shall transfer
4 an amount specified by the superintendent from the Osawatomie state
5 hospital — canteen fund to the Osawatomie state hospital — patient
6 benefit fund.

7 (i) On July 1, 2010, the superintendent of Parsons state hospital and
8 training center, upon the approval of the director of accounts and reports,
9 shall transfer an amount specified by the superintendent from the Parsons
10 state hospital and training center — canteen fund to the Parsons state
11 hospital and training center — patient benefit fund.

12 (j) On July 1, 2010, the superintendent of Larned state hospital, upon
13 the approval of the director of accounts and reports, shall transfer an
14 amount specified by the superintendent from the Larned state hospital
15 — canteen fund to the Larned state hospital — patient benefit fund.

16 (k) (1) On July 1, 2010, or as soon thereafter as moneys are available,
17 the director of accounts and reports may transfer, in one or more
18 amounts, from the title XIX fund to the other federal grants and assistance
19 fund the amount specified by the secretary of social and rehabilitation
20 services.

21 (2) On July 1, 2010, or as soon thereafter as moneys are available, the
22 director of accounts and reports may transfer, in one or more amounts,
23 from the nonfederal reimbursements fund to the social welfare fund the
24 amount specified by the secretary of social and rehabilitation services.

25 (l) During the fiscal year ending June 30, 2011, all moneys received by
26 the secretary of social and rehabilitation services, to provide an endow-
27 ment to provide interest earnings for the purposes for which expenditures
28 may be made from the family and children trust account of the family
29 and children investment fund, shall be deposited in the state treasury to
30 the credit of the family and children endowment account of the family
31 and children investment fund.

32 (m) During the fiscal year ending June 30, 2011, to the extent it is
33 determined by the secretary of social and rehabilitation services to be cost
34 effective, the secretary of social and rehabilitation services shall apply for
35 and accept donations from private sources to provide an endowment to
36 provide interest earnings for the purposes for which expenditures may be
37 made from the family and children trust account of the family and chil-
38 dren investment fund. During the fiscal year ending June 30, 2011, upon
39 receipt of one or more donations of moneys from private sources for
40 deposit to the credit of the family and children endowment account of
41 the family and children investment fund, in addition to the other purposes
42 for which expenditures may be made by the department of social and
43 rehabilitation services from any moneys appropriated from the state gen-

1 eral fund or any special revenue fund or funds for the fiscal year 2011,
2 as authorized by this or other appropriation act of the 2010 regular session
3 of the legislature, expenditures shall be made by the department of social
4 and rehabilitation services from any such moneys appropriated for fiscal
5 year 2011 for payments into the family and children endowment account
6 of the family and children investment fund that match the aggregate
7 amount of all such donations and that are equal to the aggregate amount
8 of moneys donated to and credited to the family and children endowment
9 account of the family and children investment fund during fiscal year
10 2011.

11 (n) During the fiscal year ending June 30, 2011, no moneys paid by the
12 department of social and rehabilitation services from the mental health
13 and retardation services aid and assistance account of the state general
14 fund shall be expended by the entity receiving such moneys to pay mem-
15 bership dues and fees to any entity that does not provide the department
16 of social and rehabilitation services, the legislative division of post audit,
17 or another state agency with access to its financial records upon request
18 for such access.

19 (o) During the fiscal year ending June 30, 2011, in addition to the other
20 purposes for which expenditures may be made by the department of
21 social and rehabilitation services from moneys appropriated from the state
22 general fund or any special revenue fund for fiscal year 2011 for the
23 department of social and rehabilitation services as authorized by this or
24 other appropriation act of the 2010 regular session of the legislature,
25 expenditures shall be made by the secretary of social and rehabilitation
26 services for fiscal year 2011 to fix, charge and collect fees from parents
27 for services provided to their children by an institution or program of the
28 department of social and rehabilitation services: *Provided*, That in ac-
29 cordance with the provisions of federal law, the secretary of social and
30 rehabilitation services shall not deny services to children under the home
31 and community based services programs based on the failure of any par-
32 ent to pay such fees: *Provided further*, That such fees shall be fixed by
33 adoption of a sliding fee scale established by the secretary of social and
34 rehabilitation services and such fees shall recover all or part of the ex-
35 penses incurred in providing such services: *And provided further*, That
36 such fees shall be reduced or waived in cases of demonstrable hardship
37 and for families who are at or below 200% of the federal poverty level
38 and who are receiving home and community based services: *And provided*
39 *further*, That all moneys received by the department of social and reha-
40 bilitation services for such fees shall be deposited in the state treasury in
41 accordance with the provisions of K.S.A.75-4215, and amendments
42 thereto, and shall be credited to the social welfare fund.

43 (p) During the fiscal year ending June 30, 2011, the director of accounts

1 and reports shall transfer the amounts specified by the director of the
 2 budget from the LTC — medicaid assistance — NF account of the state
 3 general fund of the department on aging to the LTC — medicaid assis-
 4 tance — HCBS/FE account of the state general fund of the department
 5 on aging or to the community based services account of the department
 6 of social and rehabilitation services: *Provided*, That such amounts to be
 7 transferred shall be certified by the director of the budget on December
 8 1, 2010, and on June 1, 2011, to reflect the nursing facility rate paid for
 9 persons moving from a nursing facility to the home and community-based
 10 services waiver for the physically disabled or the frail elderly for the six
 11 months preceding the date of certification: *Provided further*, That each
 12 of the individuals transferred must meet the requirements described in
 13 a policy jointly developed by the secretary of aging and the secretary of
 14 social and rehabilitation services governing the operations of this transfer:
 15 *And provided further*, That the director of the budget shall transmit a
 16 copy of each such certification to the director of legislative research: *And*
 17 *provided further*, That the department of social and rehabilitation services
 18 shall report to the legislature at the beginning of the regular session in
 19 2011 with expenditure data regarding this program.

20 (q) On July 1, 2010, or as soon thereafter as moneys are available, the
 21 director of accounts and reports shall transfer \$2,000,000 from the chil-
 22 dren’s initiatives fund to the state general fund.

23 Sec. 76.

24 KANSAS GUARDIANSHIP PROGRAM

25 (a) There is appropriated for the above agency from the state general
 26 fund for the fiscal year ending June 30, 2011, the following:

27 Kansas guardianship program..... \$1,159,395

28 *Provided*, That any unencumbered balance in the Kansas guardianship
 29 program account in excess of \$100 as of June 30, 2010, is hereby reap-
 30 propriated for fiscal year 2011.

31 Sec. 77.

32 DEPARTMENT OF EDUCATION

33 (a) There is appropriated for the above agency from the state general
 34 fund for the fiscal year ending June 30, 2011, the following:

35 Operating expenditures (including official hospitality)..... \$10,701,741

36 *Provided*, That any unencumbered balance in the operating expenditures
 37 (including official hospitality) account in excess of \$100 as of June 30,
 38 2010, is hereby reappropriated for fiscal year 2011.

39 Governor’s teaching excellence scholarships and awards... \$55,525

40 *Provided*, That any unencumbered balance in the governor’s teaching
 41 excellence scholarships and awards account in excess of \$100 as of June
 42 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided further*,

43 That all expenditures from the governor’s teaching excellence scholar-

1 ships and awards account for teaching excellence scholarships shall be
 2 made in accordance with K.S.A. 72-1398, and amendments thereto: *And*
 3 *provided further*, That each such grant shall be required to be matched
 4 on a \$1 for \$1 basis from nonstate sources: *And provided further*, That
 5 award of each such grant shall be conditioned upon the recipient entering
 6 into an agreement requiring the grant to be repaid if the recipient fails
 7 to complete the course of training under the national board for profes-
 8 sional teaching standards certification program: *And provided further*,
 9 That all moneys received by the department of education for repayment
 10 of grants for governor’s teaching excellence scholarships shall be depos-
 11 ited in the state treasury and credited to the governor’s teaching excel-
 12 lence scholarships program repayment fund.

13 Mentor teacher program grants \$1,450,000

14 Special education services aid..... \$367,540,630

15 *Provided*, That any unencumbered balance in the special education serv-
 16 ices aid account in excess of \$100 as of June 30, 2010, is hereby reappro-
 17 priated for fiscal year 2011: *Provided further*, That expenditures shall not
 18 be made from the special education services aid account for the provision
 19 of instruction for any homebound or hospitalized child unless the cate-
 20 gorization of such child as exceptional is conjoined with the categorization
 21 of the child within one or more of the other categories of exceptionality:
 22 *Provided further*, That expenditures shall be made from this account for
 23 grants to school districts in amounts determined pursuant to and in ac-
 24 cordance with the provisions of K.S.A. 72-983, and amendments thereto:
 25 *And provided further*, That expenditures shall be made from the amount
 26 remaining in this account, after deduction of the expenditures specified
 27 in the foregoing proviso, for payments to school districts in amounts de-
 28 termined pursuant to and in accordance with the provisions of K.S.A. 72-
 29 978, and amendments thereto.

30 General state aid\$1,875,390,680

31 *Provided*, That an unencumbered balance in the general state aid account
 32 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
 33 year 2011.

34 Supplemental general state aid..... \$253,263,000

35 *Provided*, That any unencumbered balance in the supplemental general
 36 state aid account in excess of \$100 as of June 30, 2010, is hereby reap-
 37 propriated for fiscal year 2011.

38 Kansas foundation for agriculture project grant..... \$35,000

39 *Provided*, That expenditures from the Kansas foundation for agriculture
 40 project grant account shall be used for agriculture in the classroom pro-
 41 grams to supplement existing elementary and secondary curricula with
 42 agricultural information: *Provided further*, That expenditures from this
 43 account shall be made only if private funding sources are available to

1 match such state grants on a 60% state and 40% private basis.

2 Discretionary grants..... \$670,000

3 *Provided*, That the above agency shall make expenditures from the dis-

4 cretionary grants account during the fiscal year 2011, in an amount not

5 less than \$250,000 for after school programs for middle school students

6 in the sixth, seventh and eighth grades: *Provided further*, That the after

7 school programs may also include fifth and ninth grade students, if they

8 attend a junior high school: *And provided further*, That such discretionary

9 grants shall be awarded to after school programs that operate for a min-

10 imum of two hours a day, every day that school is in session, and a min-

11 imum of six hours a day for a minimum of five weeks during the summer:

12 *And provided further*, That the discretionary grants awarded to after

13 school programs shall require a dollar-for-dollar local match: *And pro-*

14 *vided further*, That the aggregate amount of discretionary grants awarded

15 to any one after school program for fiscal year 2011 shall not exceed

16 \$25,000.

17 School food assistance..... \$2,435,171

18 School safety hotline \$10,000

19 KPERS — employer contributions..... \$304,402,545

20 *Provided*, That any unencumbered balance in the KPERS — employer

21 contributions account in excess of \$100 as of June 30, 2010, is hereby

22 reappropriated for fiscal year 2011: *Provided further*, That all expendi-

23 tures from the KPERS — employer contributions account shall be for

24 payment of participating employers’ contributions to the Kansas public

25 employees retirement system as provided in K.S.A. 74-4939, and amend-

26 ments thereto: *And provided further*, That expenditures from this ac-

27 count for the payment of participating employers’ contributions to the

28 Kansas public employees retirement system may be made regardless of

29 when the liability was incurred.

30 Educable deaf-blind and severely handicapped children’s

31 programs aid..... \$110,000

32 School district juvenile detention facilities and Flint Hills

33 job corps center grants \$6,012,355

34 *Provided*, That any unencumbered balance in the school district juvenile

35 detention facilities and Flint Hills job corps center grants account in ex-

36 cess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal year

37 2011: *Provided further*, That expenditures shall be made from the school

38 district juvenile detention facilities and Flint Hills job corps center grants

39 account for grants to school districts in amounts determined pursuant to

40 and in accordance with the provisions of K.S.A. 72-8187, and amend-

41 ments thereto.

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

43 cial revenue fund or funds for the fiscal year ending June 30, 2011, all

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

4	State school district finance fund	No limit
5	School district capital improvements fund.....	No limit
6	<i>Provided</i> , That expenditures from the school district capital improve-	
7	ments fund shall be made only for the payment of general obligation	
8	bonds approved by voters under the authority of K.S.A. 72-6761, and	
9	amendments thereto.	
10	School district capital outlay state aid fund.....	No limit
11	Conversion of materials and equipment fund	No limit
12	State safety fund	No limit
13	School bus safety fund	No limit
14	Motorcycle safety fund.....	No limit
15	Federal indirect cost reimbursement fund	No limit
16	Certificate fee fund	No limit
17	Food assistance — federal fund.....	No limit
18	Food assistance — school breakfast program — federal	
19	fund.....	No limit
20	Food assistance — national school lunch program — fed-	
21	eral fund	No limit
22	Food assistance — child and adult care food program —	
23	federal fund.....	No limit
24	Elementary and secondary school aid — federal fund.....	No limit
25	Elementary and secondary school aid — educationally de-	
26	prived children — federal fund.....	No limit
27	Educationally deprived children — state operations — fed-	
28	eral fund	No limit
29	Elementary and secondary school — educationally de-	
30	prived children — LEA’s fund.....	No limit
31	ESEA chapter II — state operations — federal fund.....	No limit
32	Education of handicapped children fund — federal.....	No limit
33	Education of handicapped children fund — state opera-	
34	tions — federal	No limit
35	Education of handicapped children fund — preschool —	
36	federal fund.....	No limit
37	Education of handicapped children fund — preschool state	
38	operations — federal.....	No limit
39	Elementary and secondary school aid — federal fund —	
40	migrant education fund	No limit
41	Elementary and secondary school aid — federal fund —	
42	migrant education — state operations.....	No limit
43		

1	Vocational education amendments of 1968 — federal	
2	fund.....	No limit
3	Vocational education title II — federal fund.....	No limit
4	Vocational education title II — federal fund — state	
5	operations.....	No limit
6	Educational research grants and projects fund.....	No limit
7	Drug abuse fund — department of education —	
8	federal	No limit
9	Drug abuse funds — federal — state operations fund	No limit
10	Federal K-12 fiscal stabilization fund.....	No limit
11	Inservice education workshop fee fund.....	No limit
12	<i>Provided</i> , That expenditures may be made from the inservice education	
13	workshop fee fund for operating expenditures, including official hospi-	
14	tality, incurred for inservice workshops and conferences: <i>Provided fur-</i>	
15	<i>ther</i> , That the state board of education is hereby authorized to fix, charge	
16	and collect fees for inservice workshops and conferences: <i>And provided</i>	
17	<i>further</i> , That such fees shall be fixed in order to recover all or part of	
18	such operating expenditures incurred for inservice workshops and con-	
19	ferences: <i>And provided further</i> , That all fees received for inservice work-	
20	shops and conferences shall be deposited in the state treasury in accord-	
21	ance with the provisions of K.S.A. 75-4215, and amendments thereto, and	
22	shall be credited to the inservice education workshop fee fund.	
23	Private donations, gifts, grants and bequests fund	No limit
24	Interactive video fee fund.....	No limit
25	<i>Provided</i> , That expenditures may be made from the interactive video fee	
26	fund for operating expenditures incurred in conjunction with the oper-	
27	ation and use of the interactive video conference facility of the department	
28	of education: <i>Provided further</i> , That the state board of education is	
29	hereby authorized to fix, charge and collect fees for the operation and	
30	use of such interactive video conference facility: <i>And provided further</i> ,	
31	That all fees received for the operation and use of such interactive video	
32	conference facility shall be deposited in the state treasury in accordance	
33	with the provisions of K.S.A. 75-4215, and amendments thereto, and shall	
34	be credited to the interactive video fee fund.	
35	Reimbursement for services fund	No limit
36	Communities in schools program fund	No limit
37	Governor’s teaching excellence scholarships program re-	
38	payment fund.....	No limit
39	<i>Provided</i> , That all expenditures from the governor’s teaching excellence	
40	scholarships program repayment fund shall be made in accordance with	
41	K.S.A. 72-1398, and amendments thereto: <i>Provided further</i> , That each	
42	such grant shall be required to be matched on a \$1 for \$1 basis from	
43	nonstate sources: <i>And provided further</i> , That award of each such grant	

1 shall be conditioned upon the recipient entering into an agreement re-
 2 quiring the grant to be repaid if the recipient fails to complete the course
 3 of training under the national board for professional teaching standards
 4 certification program: *And provided further*, That all moneys received by
 5 the department of education for repayment of grants made under the
 6 governor’s teaching excellence scholarships program shall be deposited
 7 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
 8 and amendments thereto, and shall be credited to the governor’s teaching
 9 excellence scholarships program repayment fund.

10	Elementary and secondary school aid — federal fund —	
11	reading first	No limit
12	Elementary and secondary school aid — federal fund —	
13	reading first — state operations	No limit
14	State grants for improving teacher quality — federal	
15	fund.....	No limit
16	State grants for improving teacher quality — federal fund	
17	— state operations.....	No limit
18	21st century community learning centers — federal	
19	fund.....	No limit
20	State assessments — federal fund.....	No limit
21	Rural and low-income schools program — federal fund ...	No limit
22	Language assistance state grants — federal fund.....	No limit
23	Service clearing fund	No limit
24	Helping schools license plate program fund	No limit

25 (c) There is appropriated for the above agency from the children’s
 26 initiatives fund for the fiscal year ending June 30, 2011, the following:

27	Pre-K program.....	\$5,000,000
28	Parent education program	\$7,539,500

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

32 (d) On July 1, 2010, or as soon thereafter as moneys are available, the
 33 director of accounts and reports shall transfer \$50,000 from the family
 34 and children trust account of the family and children investment fund of
 35 the department of social and rehabilitation services to the communities
 36 in schools program fund of the department of education.

37 (e) On July 1, 2010, and quarterly thereafter, the director of accounts
 38 and reports shall transfer \$12,074 from the school bus safety fund to the
 39 state general fund: *Provided*, That the transfer of each such amount shall
 40 be in addition to any other transfer from the school bus safety fund to
 41 the state general fund as prescribed by law: *Provided further*, That the
 42 amount transferred from the school bus safety fund to the state general
 43 fund pursuant to this subsection is to reimburse the state general fund

1 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
2 chasing services and any other governmental services which are per-
3 formed on behalf of the department of education by other state agencies
4 which receive appropriations from the state general fund to provide such
5 services.

6 (f) On September 30, 2010, or as soon thereafter as moneys are avail-
7 able, the director of accounts and reports shall transfer \$600,000 from
8 the state safety fund to the state general fund: *Provided* That the transfer
9 of such amount shall be in addition to any other transfer from the state
10 safety fund to the state general fund as prescribed by law: *Provided fur-*
11 *ther*, That the amount transferred from the state safety fund to the state
12 general fund pursuant to this subsection is to reimburse the state general
13 fund for accounting, auditing, budgeting, legal, payroll, personnel and
14 purchasing services and any other governmental services which are per-
15 formed on behalf of the department of education by other state agencies
16 which receive appropriations from the state general fund to provide such
17 services.

18 (g) On December 31, 2010, or as soon thereafter as moneys are avail-
19 able, the director of accounts and reports shall transfer \$700,000 from
20 the state safety fund to the state general fund: *Provided* That the transfer
21 of such amount shall be in addition to any other transfer from the state
22 safety fund to the state general fund as prescribed by law: *Provided fur-*
23 *ther*, That the amount transferred from the state safety fund to the state
24 general fund pursuant to this subsection is to reimburse the state general
25 fund for accounting, auditing, budgeting, legal, payroll, personnel and
26 purchasing services and any other governmental services which are per-
27 formed on behalf of the department of education by other state agencies
28 which receive appropriations from the state general fund to provide such
29 services.

30 (h) On March 30, 2011, or as soon thereafter as moneys are available,
31 the director of accounts and reports shall transfer \$750,000 from the state
32 safety fund to the state general fund: *Provided* That the transfer of such
33 amount shall be in addition to any other transfer from the state safety
34 fund to the state general fund as prescribed by law: *Provided further*,
35 That the amount transferred from the state safety fund to the state gen-
36 eral fund pursuant to this subsection is to reimburse the state general
37 fund for accounting, auditing, budgeting, legal, payroll, personnel and
38 purchasing services and any other governmental services which are per-
39 formed on behalf of the department of education by other state agencies
40 which receive appropriations from the state general fund to provide such
41 services.

42 (i) On June 30, 2011, or as soon thereafter as moneys are available, the
43 director of accounts and reports shall transfer \$1,100,000 from the state

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

11 (j) On July 1, 2010, and quarterly thereafter, the director of accounts
 12 and reports shall transfer \$70,722 from the state highway fund of the
 13 department of transportation to the school bus safety fund of the de-
 14 partment of education.

15 (k) On July 1, 2010, the director of accounts and reports shall transfer
 16 an amount certified by the commissioner of education from the motor-
 17 cycle safety fund of the department of education to the motorcycle safety
 18 fund of the state board of regents: *Provided*, That the amount to be
 19 transferred shall be determined by the commissioner of education based
 20 on the amounts required to be paid pursuant to subsection (b)(2) of
 21 K.S.A. 8-272, and amendments thereto.

22 Sec. 78.

23 STATE LIBRARY

24 (a) There is appropriated for the above agency from the state general
 25 fund for the fiscal year ending June 30, 2011, the following:

26 Operating expenditures \$1,729,085

27 *Provided*, That any unencumbered balance in the operating expenditures
 28 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
 29 for fiscal year 2011: *Provided, however*, That expenditures from the op-
 30 erating expenditures account for official hospitality shall not exceed
 31 \$2,000.

32 Grants to libraries and library systems \$2,752,969

33 *Provided*, That any unencumbered balance in the grants to libraries and
 34 library systems account in excess of \$100 as of June 30, 2010, is hereby
 35 reappropriated for fiscal year 2011: *Provided further*, That, of the moneys
 36 appropriated in the grants to libraries and library systems account,
 37 \$1,845,578 shall be distributed as grants-in-aid to libraries in accordance
 38 with K.S.A. 75-2555, and amendments thereto, \$483,446 shall be distrib-
 39 uted for interlibrary loan development grants and \$423,945 shall be paid
 40 according to contracts with the subregional libraries of the Kansas talking
 41 book services.

42 (b) There is appropriated for the above agency from the following spe-
 43 cial revenue fund or funds for the fiscal year ending June 30, 2011, all

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

4 State library fund	No limit
5 Federal library services and technology act — fund.....	No limit
6 Grants and gifts fund	No limit

7 Sec. 79.

8 KANSAS ARTS COMMISSION

9 (a) There is appropriated for the above agency from the state general
10 fund for the fiscal year
11 ending June 30, 2011, the following:

12 Operating expenditures	\$256,684
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13 *Provided*, That any unencumbered balance in the operating expenditures
14 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
15 for fiscal year 2011: *Provided, however*, That expenditures from the op-
16 erating expenditures account for official hospitality shall not exceed
17 \$4,000: *Provided further*, That expenditures may be made by the above
18 agency from any amount of savings in the operating expenditures account
19 shall be utilized for the purpose of matching federal grant moneys, local
20 grant moneys, or local in-kind contributions, or any combination thereof,
21 for arts programming projects.

22 Arts programming grants and challenge grants.....	\$582,253
------------------------------------------------------	-----------

23 *Provided*, That expenditures from the arts programming grants and chal-
24 lenge grants account shall be made in a manner to benefit the maximum
25 number of Kansas communities in the development of Kansas talent and
26 art: *Provided further*, That expenditures from this account shall be uti-
27 lized for the purpose of matching federal grant moneys, local grant mon-
28 eys, or local in-kind contributions, or any combination thereof, for arts
29 programming projects.

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, 2011, all
32 moneys now or hereafter lawfully credited to and available in such fund
33 or funds, except that expenditures other than refunds authorized by law
34 shall not exceed the following:

35 Kansas arts commission gifts, grants and bequests — fed- 36 eral fund	No limit
37 Kansas arts commission fee fund	No limit
38 Kansas arts commission special gifts fund.....	No limit
39 Arts programming grants fund.....	No limit

40 *Provided*, That moneys received by the Kansas arts commission from the
41 remittance of the unexpended balance of arts programming grants to the
42 commission shall be deposited in the state treasury and credited to the
43 arts programming grants fund: *Provided further*, That expenditures from

1 this fund shall be utilized for the purpose of matching federal grant mon-
2 eys, local grant moneys, or local in-kind contributions, or any combination
3 thereof, for arts programming projects.

4 Sec. 80.

5 KANSAS STATE SCHOOL FOR THE BLIND

6 (a) There is appropriated for the above agency from the state general
7 fund for the fiscal year ending June 30, 2011, the following:

- 8 Operating expenditures \$5,308,688
- 9 *Provided*, That any unencumbered balance in the operating expenditures
- 10 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
- 11 for fiscal year 2011: *Provided, however*, That expenditures from the op-
- 12 erating expenditures for official hospitality shall not exceed \$2,000.
- 13 Arts for the handicapped \$140,273

14 (b) There is appropriated for the above agency from the following spe-
15 cial revenue fund or funds for the fiscal year ending June 30, 2011, 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 General fees fund..... No limit
- 20 Local services reimbursement fund..... No limit
- 21 *Provided*, That the Kansas state school for the blind is hereby authorized
- 22 to assess and collect a fee of 20% of the total cost of services provided to
- 23 local school districts: *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 local services reimbursement fund.
- 27 Student activity fees fund No limit
- 28 Special bequest fund..... No limit
- 29 Adaptive technology resource center fund..... No limit
- 30 Technology lending library — federal fund No limit
- 31 Nine month payroll clearing fund No limit
- 32 Food assistance — cash for commodities — federal
- 33 fund..... No limit
- 34 Food assistance — breakfast — federal fund..... No limit
- 35 Food assistance — lunch — federal fund..... No limit
- 36 Chapter I handicapped — federal fund No limit
- 37 Education improvement — federal fund..... No limit
- 38 Elementary and secondary education act — federal
- 39 fund..... No limit
- 40 Special education assistance — ARRA — federal fund..... No limit
- 41 E-rate grant — federal fund No limit
- 42 Preparation and mentoring of teachers of the blind and
- 43 visually impaired — federal fund No limit

1 (c) On July 1, 2010, the gift fund of the Kansas state school of the blind
2 is hereby redesignated as the adaptive technology resource center fund
3 of the Kansas state school for the blind.

4 (d) On July 1, 2010, the director of accounts and reports shall transfer
5 all moneys in the math and science improvement — federal fund to the
6 elementary and secondary education act — federal fund. On July 1, 2010,
7 all liabilities of the math and science improvement — federal fund are
8 hereby transferred to and imposed on the elementary and secondary ed-
9 ucation act — federal fund and the math and science improvement —
10 federal fund is hereby abolished.

11 (e) On July 1, 2010, the director of accounts and reports shall transfer
12 all moneys in the supported employment initiative — federal fund to the
13 elementary and secondary education act — federal fund. On July 1, 2010,
14 all liabilities of the supported employment initiative — federal fund are
15 hereby transferred to and imposed on the elementary and secondary ed-
16 ucation act — federal fund and the supported employment initiative —
17 federal fund is hereby abolished.

18 Sec. 81.

19 KANSAS STATE SCHOOL FOR THE DEAF

20 (a) There is appropriated for the above agency from the state general
21 fund for the fiscal year ending June 30, 2011, the following:
22 Operating expenditures \$8,794,996
23 *Provided*, That any unencumbered balance in the operating expenditures
24 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
25 for fiscal year 2011.

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, 2011, 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	General fees fund.....	No limit
32	Local services reimbursement fund.....	No limit
33	<i>Provided</i> , That the Kansas state school for the deaf is hereby authorized	
34	to assess and collect a fee of 20% of the total cost of services provided to	
35	local school districts: <i>Provided further</i> , That all moneys received from	
36	such fees shall be deposited in the state treasury in accordance with the	
37	provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-	
38	ited to the local services reimbursement fund.	
39	Student activity fees fund	No limit
40	Elementary and secondary education act — federal	
41	fund.....	No limit
42	Elementary and secondary education act 2009 ARRA —	
43	federal fund.....	No limit

1	Vocational education fund — federal.....	No limit
2	School lunch program — federal fund.....	No limit
3	Special bequest fund.....	No limit
4	Special workshop fund	No limit
5	Gift fund.....	No limit
6	Nine month payroll clearing fund	No limit

7 Sec. 82.

8

STATE HISTORICAL SOCIETY

9 (a) There is appropriated for the above agency from the state general
10 fund for the fiscal year ending June 30, 2011, the following:

11	Operating expenditures	\$5,278,726
12	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
13	account in excess of \$100 as of June 30, 2010, is hereby reappropriated	
14	for fiscal year 2011: <i>Provided, however</i> , That expenditures from the op-	
15	erating expenditures account for official hospitality shall not exceed	
16	\$2,463.	

17	Kansas humanities council	\$70,384
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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, 2011, 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	Credit card clearing fund.....	No limit
24	Vehicle repair and replacement fund.....	No limit
25	General fees fund.....	No limit
26	Archeology fee fund.....	No limit

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

37	Archeology federal fund	No limit
38	Microfilm fees fund.....	No limit

39 *Provided*, That expenditures may be made from the microfilm fees fund
40 for operating expenses for providing microfilming services: *Provided fur-*
41 *ther*, That the state historical society is hereby authorized to fix, charge
42 and collect fees for the sale of such services: *And provided further*, That
43 such fees shall be fixed in order to recover all or part of the operating

1 expenses incurred in providing microfilming services: *And provided fur-*
2 *ther*, That all fees received for such services shall be deposited in the state
3 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
4 ments thereto, and shall be credited to the microfilm fees fund.

5 Records center fee fund..... No limit

6 *Provided*, That expenditures may be made from the records center fee
7 fund for operating expenses for providing copying and related services:
8 *Provided further*, That the state historical society is hereby authorized to
9 fix, charge and collect fees for the sale of such services: *And provided*
10 *further*, That such fees shall be fixed in order to recover all or part of the
11 operating expenses incurred in providing such services: *And provided*
12 *further*, That all fees received for such services shall be deposited in the
13 state treasury in accordance with the provisions of K.S.A. 75-4215, and
14 amendments thereto, and shall be credited to the records center fee fund.

15 Historic properties fee fund..... No limit

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

17 Historic preservation overhead fees fund..... No limit

18 National historic preservation act fund — local..... No limit

19 Private gifts, grants and bequests fund..... No limit

20 Museum and historic sites visitor donation fund..... No limit

21 Insurance collection replacement/reimbursement fund.... No limit

22 Heritage trust fund..... No limit

23 *Provided*, That expenditures from the heritage trust fund for state oper-
24 ations shall not exceed \$94,112.

25 Land survey fee fund..... No limit

26 *Provided*, That, notwithstanding the provisions of K.S.A. 58-2012, and
27 amendments thereto, expenditures may be made by the above agency
28 from the land survey fee fund for the fiscal year 2011 for operating ex-
29 penditures that are not related to administering the land survey program.

30 State historical society facilities fund..... No limit

31 Historic properties fund..... No limit

32 Law enforcement memorial fund..... No limit

33 Other federal grants fund..... No limit

34 *Provided*, That the above agency is authorized to make expenditures from
35 the other federal grants fund of any moneys credited to this fund from
36 any individual grant if the grant: (1) Is less than or equal to \$250,000 in
37 the aggregate, and (2) does not require the matching expenditure of any
38 other moneys in the state treasury during fiscal year 2011 other than
39 moneys appropriated by this or other appropriation act of the 2010 reg-
40 ular session of the legislature: *Provided, however*, That, upon application
41 to and authorization by the governor, the above agency may make ex-
42 penditures of moneys credited to this fund from any individual federal
43 grant which is more than \$250,000 in the aggregate or which requires the

1 matching expenditure of moneys in the state treasury during the current
 2 or any ensuing fiscal year.
 3 Property sale proceeds fund..... No limit
 4 *Provided*, That proceeds from the sale of property pursuant to K.S.A. 75-
 5 2701, and amendments thereto, shall be deposited in the state treasury
 6 and credited to the property sale proceeds fund.
 7 Amelia Earhart bridge mitigation project fund..... No limit
 8 Sec. 83.

FORT HAYS STATE UNIVERSITY

9
 10 (a) There is appropriated for the above agency from the state general
 11 fund for the fiscal year ending June 30, 2011, the following:
 12 Operating expenditures (including official hospitality)..... \$32,816,791
 13 *Provided*, That any unencumbered balance in the operating expenditures
 14 (including official hospitality) account in excess of \$100 as of June 30,
 15 2010, is hereby reappropriated for fiscal year 2011.

16 Master’s-level nursing capacity \$135,492
 17 Kansas wetlands education center at Cheyenne bottoms .. \$270,490
 18 *Provided*, That any unencumbered balance in the Kansas wetlands edu-
 19 cation center at Cheyenne bottoms account in excess of \$100 as of June
 20 30, 2010, is hereby reappropriated for fiscal year 2011.
 21 Kansas academy of math and science \$553,857

22 (b) There is appropriated for the above agency from the following spe-
 23 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
 24 moneys now or hereafter lawfully credited to and available in such fund
 25 or funds, except that expenditures shall not exceed the following:

26 Parking fees fund No limit
 27 *Provided*, That expenditures may be made from the parking fees fund for
 28 a capital improvement project for parking lot improvements.
 29 General fees fund..... No limit
 30 *Provided*, That expenditures may be made from the general fees fund to
 31 match federal grant moneys; *Provided further*, That expenditures maybe
 32 made from the general fees fund for official hospitality.
 33 Restricted fees fund..... No limit

34 *Provided*, That restricted fees shall be limited to receipts for the following
 35 accounts: Special events; technology equipment; Gross coliseum services;
 36 performing arts center services; farm income; choral music clinic; year-
 37 book; off-campus tours; memorial union activities; student activity (un-
 38 allocated); Leader (newspaper); conferences, clinics and workshops —
 39 noncredit; summer laboratory school; little theater; library services; stu-
 40 dent affairs; speech and debate; student government; counseling center
 41 services; interest on local funds; student identification cards; nurse edu-
 42 cation programs; athletics; placement fees; virtual college classes; speech
 43 and hearing; child care services for dependent students; computer serv-

1 ices; interactive television contributions; midwestern student exchange;
 2 departmental receipts for all sales, refunds and other collections not spe-
 3 cifically enumerated above: *Provided, however,* That the state board of
 4 regents, with the approval of the state finance council acting on this mat-
 5 ter which is hereby characterized as a matter of legislative delegation and
 6 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,
 7 and amendments thereto, may amend or change this list of restricted fees:
 8 *Provided further,* That all restricted fees shall be deposited in the state
 9 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
 10 ments thereto, and shall be credited to the appropriate account of the
 11 restricted fees fund and shall be used solely for the specific purpose or
 12 purposes for which collected: *And provided further,* That expenditures
 13 may be made from this fund to purchase insurance for equipment pur-
 14 chased through research and training grants only if such grants include
 15 money for and authorize the purchase of such insurance: *And provided*
 16 *further,* That all amounts of tuition received from students participating
 17 in the midwestern student exchange program shall be deposited in the
 18 state treasury in accordance with the provisions of K.S.A. 75-4215, and
 19 amendments thereto, and shall be credited to the midwestern student
 20 exchange account of the restricted fees fund: *And provided further,* That
 21 expenditures may be made from the restricted fees fund for official hos-
 22 pitality.

23	Education opportunity act — federal fund	No limit
24	Service clearing fund	No limit
25	<i>Provided,</i> That the service clearing fund shall be used for the following	
26	service activities: Computer services, storeroom for official supplies in-	
27	cluding office supplies, paper products, janitorial supplies, printing and	
28	duplicating, car pool, postage, copy center, and telecommunications and	
29	such other internal service activities as are authorized by the state board	
30	of regents under K.S.A. 76-755, and amendments thereto.	
31	Commencement fees fund.....	No limit
32	Health fees fund	No limit
33	<i>Provided,</i> That expenditures from the health fees fund may be made for	
34	the purchase of medical malpractice liability coverage for individuals em-	
35	ployed on the medical staff, including pharmacists and physical therapists,	
36	at the student health center.	
37	Student union fees fund.....	No limit
38	Kansas career work study program fund	No limit
39	Economic opportunity act — federal fund	No limit
40	Kansas comprehensive grant fund.....	No limit
41	Faculty of distinction matching fund	No limit
42	Nine month payroll clearing account fund.....	No limit
43	Federal Perkins student loan fund	No limit

1	Housing system revenue fund	No limit
2	Institutional overhead fund	No limit
3	Oil and gas royalties fund	No limit
4	Housing system suspense fund	No limit
5	Housing system operations fund	No limit
6	Housing system repairs, equipment and improvement	
7	fund.....	No limit
8	Sponsored research overhead fund	No limit
9	Kansas distinguished scholarship fund	No limit
10	University federal fund.....	No limit
11	<i>Provided</i> , That expenditures may be made by the above agency from the	
12	university federal fund to purchase insurance for equipment purchased	
13	through research and training grants only if such grants include money	
14	for and authorize the purchase of such insurance: <i>Provided further</i> , That	
15	expenditures may be made by the above agency from this fund to procure	
16	a policy of accident, personal liability and excess automobile liability in-	
17	surance insuring volunteers participating in the senior companion pro-	
18	gram against loss in accordance with specifications of federal grant guide-	
19	lines as provided in K.S.A. 75-4101, and amendments thereto.	
20	Federal higher education fiscal stabilization fund — Fort	
21	Hays state university	No limit
22	(c) On July 1, 2010, or as soon thereafter as moneys are available, the	
23	director of accounts and reports shall transfer an amount specified by the	
24	president of Fort Hays state university of not to exceed \$125,000 from	
25	the general fees fund to the federal Perkins student loan fund.	
26	Sec. 84.	
27	KANSAS STATE UNIVERSITY	
28	(a) There is appropriated for the above agency from the state general	
29	fund for the fiscal year ending June 30, 2011, the following:	
30	Operating expenditures (including official hospitality).....	\$104,167,911
31	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
32	(including official hospitality) account in excess of \$100 as of June 30,	
33	2010, is hereby reappropriated for fiscal year 2011.	
34	Midwest institute for comparative stem cell biology.....	\$132,799
35	<i>Provided</i> , That any unencumbered balance in the midwest institute for	
36	comparative stem cell biology account in excess of \$100 as of June 30,	
37	2010, is hereby reappropriated for fiscal year 2011.	
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, 2011, 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	Parking fees fund	No limit
43	Faculty of distinction matching fund	No limit

1 General fees fund..... No limit
2 *Provided*, That expenditures may be made from the general fees fund to
3 match federal grant moneys: *Provided further*, That expenditures may be
4 made from the general fees fund for official hospitality.
5 Interest on endowment fund..... No limit
6 Restricted fees fund..... No limit
7 *Provided*, That restricted fees shall be limited to receipts for the following
8 accounts: Technology equipment; flight services; human resources man-
9 agement system; computer services; copy centers; standardized test fees;
10 placement center; recreational services; college of technology and avia-
11 tion; motor pool; music; professorships; student activities fees; army and
12 aerospace uniforms; aerospace uniform augmentation; biology sales and
13 services; chemistry; field camps; state department of education; physics
14 storeroom; sponsored research, instruction, public service, equipment
15 and facility grants; chemical engineering; nuclear engineering; contract-
16 post office; library collections; civil engineering; continuing education;
17 sponsored construction or improvement projects; attorney, educational
18 and personal development, human resources; student financial assistance;
19 application for undergraduate programs; speech and hearing fees; gifts;
20 human development and family research and training; college of educa-
21 tion — publications and services; guaranteed student loan application
22 processing; student identification card; auditorium receipts; catalog sales;
23 emission spectroscopy fees; interagency consulting; sales and services of
24 educational programs; transcript fees; facility use fees; human ecology
25 storeroom; college of human ecology sales; family resource center fees;
26 human movement performance; application for post baccalaureate pro-
27 grams; art exhibit fees; college of education — Kansas careers; foreign
28 student application fee; student union repair and replacement reserve;
29 departmental receipts for all sales, refunds and other collections; insti-
30 tutional support fee; miscellaneous renovations — construction; speech
31 receipts; art museum; exchange program; flight training lab fees; admin-
32 istrative reimbursements; parking fees; postage center; printing; short
33 courses and conferences; student government association receipts; re-
34 gents educational communications center; late registration fee; engineer-
35 ing equipment fee; architecture equipment fee; biotechnology facility;
36 English language program; international programs; Bramlage coliseum;
37 planning and analysis; telecommunications; comparative medicine; other
38 specifically designated receipts not available for general operations of the
39 university: *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 the restricted fees fund may be made for the
 10 purchase of insurance for operation and testing of completed project air-
 11 craft and for operation of aircraft used in professional pilot training, in-
 12 cluding coverage for public liability, physical damage, medical payments
 13 and voluntary settlement coverages.

14 Kansas career work study program fund No limit
 15 Service clearing fund No limit

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

23 Sponsored research overhead fund No limit
 24 Housing system suspense fund No limit
 25 Housing system operations fund No limit

26 *Provided*, That expenditures may be made from the housing system op-
 27 erations fund for official hospitality.

28 Housing system repairs, equipment and improvement
 29 fund..... No limit

30 Mandatory retirement annuity clearing fund No limit
 31 Student health fees fund No limit

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

36 Scholarship funds fund..... No limit
 37 Perkins student loan fund..... No limit

38 Board of regents — U.S. department of education awards
 39 fund..... No limit

40 State agricultural university fund No limit
 41 Federal extension civil service retirement clearing fund ... No limit

42 Salina — student union fees fund No limit
 43 Salina — housing system operation fund..... No limit

1	Kansas distinguished scholarship fund	No limit
2	Kansas comprehensive grant fund.....	No limit
3	Temporary deposit fund.....	No limit
4	Business procurement card clearing fund.....	No limit
5	Suspense fund	No limit
6	Voluntary tax shelter annuity clearing fund.....	No limit
7	Agency payroll deduction clearing fund	No limit
8	Payroll clearing fund.....	No limit
9	Pre-tax parking clearing fund	No limit
10	University federal fund.....	No limit

11 *Provided*, That expenditures may be made by the above agency from the
 12 university federal fund to purchase insurance for equipment purchased
 13 through research and training grants only if such grants include money
 14 for and authorize the purchase of such insurance.

15	Johnson county education research triangle fund	No limit
16	Federal higher education fiscal stabilization fund — Kan-	
17	sas state university	No limit
18	Energy conservation improvements fund	No limit

19 (c) On July 1, 2010, or as soon thereafter as moneys are available, the
 20 director of accounts and reports shall transfer an amount specified by the
 21 president of Kansas state university of not to exceed \$100,000 from the
 22 general fees fund to the Perkins student loan fund.

23 Sec. 85.

24 KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND
 25 AGRICULTURE RESEARCH PROGRAMS

26 (a) There is appropriated for the above agency from the state general
 27 fund for the fiscal year ending June 30, 2011, the following:

28	Cooperative extension service (including official	
29	hospitality).....	\$18,839,116

30 *Provided*, That any unencumbered balance in the cooperative extension
 31 service (including official hospitality) account in excess of \$100 as of June
 32 30, 2010, is hereby reappropriated for fiscal year 2011.

33	Agricultural experiment stations (including official	
34	hospitality).....	\$29,991,495

35 *Provided*, That any unencumbered balance in the agricultural experiment
 36 stations (including official hospitality) account in excess of \$100 as of June
 37 30, 2010, is hereby reappropriated for fiscal year 2011.

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, 2011, 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	Restricted fees fund.....	No limit
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43 *Provided*, That restricted fees shall be limited to receipts for the following

1 accounts: Plant pathology; Kansas artificial breeding service unit; tech-
2 nology equipment; professorships; agricultural experiment station, direc-
3 tor’s office; agronomy — Ashland farm; KSU agricultural research center
4 — Hays; KSU southeast agricultural research center; KSU southwest re-
5 search extension center; agronomy — general; agronomy — experimental
6 field crop sales; entomology sales; grain science and industry — Kansas
7 state university; food and nutrition research; extension services and pub-
8 lication; sponsored construction or improvement projects; gifts; compar-
9 ative medicine; sales and services of educational programs; animal sci-
10 ences and industry livestock and product sales; horticulture greenhouse
11 and farm products sales; Konza prairie operations; departmental receipts
12 for all sales, refunds and other collections; institutional support fee; KSU
13 northwest research extension center operations; sponsored research, pub-
14 lic service, equipment and facility grants; statistical laboratory; equip-
15 ment/pesticide storage building; miscellaneous renovation — construc-
16 tion; other specifically designated receipts not available for general
17 operations of the university: *Provided, however,* That the state board of
18 regents, with the approval of the state finance council acting on this mat-
19 ter which is hereby characterized as a matter of legislative delegation and
20 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,
21 and amendments thereto, may amend or change this list of restricted fees:
22 *Provided further,* That all restricted fees 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 appropriate account of the
25 restricted fees fund and shall be used solely for the specific purpose or
26 purposes for which collected: *And provided further,* That expenditures
27 may be made from this fund to purchase insurance for equipment pur-
28 chased through research and training grants only if such grants include
29 money for and authorize the purchase of such insurance: *And provided*
30 *further,* That expenditures may be made from the Kansas agricultural
31 mediation service account of the restricted fees fund during fiscal year
32 2011.

33 Fertilizer research fund.....	No limit
34 Sponsored research overhead fund	No limit
35 Federal extension fund.....	No limit
36 Federal experimental station fund.....	No limit
37 Federal awards — advance payment fund.....	No limit
38 Smith-Lever special program grant — federal fund.....	No limit
39 Faculty of distinction matching fund	No limit
40 Agricultural land use-value fund	No limit
41 University federal fund.....	No limit
42 <i>Provided,</i> That expenditures may be made by the above agency from the	
43 university federal fund to purchase insurance for equipment purchased	

1 through research and training grants only if such grants include money
2 for and authorize the purchase of such insurance.

3 Federal higher education fiscal stabilization fund — Kan-
4 sas state university extension systems and agriculture
5 research programs 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, 2011, the
8 following:

9 Agricultural experiment stations \$298,668

10 (d) During the fiscal years ending June 30, 2010, and June 30, 2011,
11 no moneys appropriated from the state general fund or any special rev-
12 enue fund for Kansas state university or Kansas state university extension
13 systems and agriculture research programs shall be expended on or after
14 the effective date of this act by Kansas state university or Kansas state
15 university extension systems and agriculture research programs, directly
16 or indirectly, for (1) any financial aid or other support for any 4-H com-
17 petitive events or activities at county fairs for which the minimum age for
18 participants is increased from 7 years of age to 9 years of age, or (2) any
19 financial aid or other support for any 4-H organization or unit that spon-
20 sors competitive events at county fairs and that is planning to increase or
21 has increased the minimum age for participants in such events from 7
22 years of age to 9 years of age.

23 Sec. 86.

24 KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

25 (a) There is appropriated for the above agency from the state general
26 fund for the fiscal year ending June 30, 2011, the following:

27 Operating expenditures (including official hospitality)..... \$9,975,659

28 *Provided*, That any unencumbered balance in the operating expenditures
29 (including official hospitality) account in excess of \$100 as of June 30,
30 2010, is hereby reappropriated for fiscal year 2011.

31 Veterinary training program for rural Kansas..... \$388,623

32 *Provided*, That any unencumbered balance in the veterinary training pro-
33 gram for rural Kansas account in excess of \$100 as of June 30, 2010, is
34 hereby reappropriated for fiscal year 2011.

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, 2011, all
37 moneys now or hereafter lawfully credited to and available in such fund
38 or funds, except that expenditures shall not exceed the following:

39 General fees fund..... No limit

40 *Provided*, That expenditures may be made from the general fees fund to
41 match federal grant moneys.

42 Veterinary medicine teaching hospital revenue fund..... No limit

43 Faculty of distinction matching fund No limit

1 Hospital and diagnostic laboratory improvement fund No limit
2 Restricted fees fund..... No limit
3 *Provided*, That restricted fees shall be limited to receipts for the following
4 accounts: Sponsored research, instruction, public service, equipment and
5 facility grants; sponsored construction or improvement projects; technol-
6 ogy equipment; pathology fees; laboratory test fees; miscellaneous reno-
7 vations or construction; dean of veterinary medicine receipts; gifts; ap-
8 plication for postbaccalaureate programs; professorship; embryo transfer
9 unit; swine serology; rapid focal fluorescent inhibition test; comparative
10 medicine; storerooms; departmental receipts for all sales refunds and
11 other collections; other specifically designated receipts not available for
12 general operation of the Kansas state university veterinary medical center:
13 *Provided, however*, That the state board of regents, with the approval of
14 the state finance council acting on this matter which is hereby character-
15 ized as a matter of legislative delegation and subject to the guidelines
16 prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto,
17 may amend or change this list of restricted fees: *Provided further*, That
18 all restricted fees shall be deposited in the state treasury in accordance
19 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall
20 be credited to the appropriate account of the restricted fees fund and
21 shall be used solely for the specific purpose or purposes for which col-
22 lected: *And provided further*, That expenditures may be made from this
23 fund to purchase insurance for equipment purchased through research
24 and training grants only if such grants include money for and authorize
25 the purchase of such insurance.
26 Sponsored research overhead fund No limit
27 Health professions student loan fund No limit
28 University federal fund..... No limit
29 *Provided*, That expenditures may be made by the above agency from the
30 university federal fund to purchase insurance for equipment purchased
31 through research and training grants only if such grants include money
32 for and authorize the purchase of such insurance.
33 Federal higher education fiscal stabilization fund — Kan-
34 sas state university veterinary medical center No limit
35 (c) On July 1, 2010, or as soon thereafter as moneys are available, the
36 director of accounts and reports shall transfer an amount specified by the
37 president of Kansas state university of not to exceed a total of \$15,000
38 from the general fees fund to the health professions student loan fund.
39 Sec. 87.

EMPORIA STATE UNIVERSITY

41 (a) There is appropriated for the above agency from the state general
42 fund for the fiscal year ending June 30, 2011, the following:
43 Operating expenditures (including official hospitality)..... \$31,092,853

1 *Provided*, That any unencumbered balance in the operating expenditures
2 (including official hospitality) account in excess of \$100 as of June 30,
3 2010, is hereby reappropriated for fiscal year 2011.

4 Reading recovery program.....	\$215,035
5 Nat'l Board Cert/Future Teacher Academy.....	\$129,050

6 (b) There is appropriated for the above agency from the following spe-
7 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
8 moneys now or hereafter lawfully credited to and available in such fund
9 or funds, except that expenditures shall not exceed the following:

10 Parking fees fund	No limit
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11 *Provided*, That expenditures may be made from the parking fees fund for
12 a capital improvement project for parking lot improvements.

13 General fees fund.....	No limit
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14 *Provided*, That expenditures may be made from the general fees fund to
15 match federal grant moneys.

16 Interest on state normal school fund fund.....	No limit
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17 Restricted fees fund.....	No limit
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18 *Provided*, That restricted fees shall be limited to receipts for the following
19 accounts: Computer services, student activity; technology equipment; stu-
20 dent union; sponsored research; computer services; extension classes;
21 gifts and grants (for teaching, research and capital improvements); busi-
22 ness school contributions; state department of education (vocational); li-
23 brary services; library collections; interest on local funds; receipts from
24 conferences, clinics, and workshops held on campus for which no college
25 credit is given; physical plant reimbursements from auxiliary enterprises;
26 midwestern student exchange; departmental receipts — for all sales, re-
27 funds and other collections or receipts not specifically enumerated above:

28 *Provided, however*, That the state board of regents, with the approval of
29 the state finance council acting on this matter which is hereby character-
30 ized as a matter of legislative delegation and subject to the guidelines
31 prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto,
32 may amend or change this list of restricted fees: *Provided further*, That
33 all restricted fees shall be deposited in the state treasury in accordance
34 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall
35 be credited to the appropriate account of the restricted fees fund and
36 shall be used solely for the specific purpose or purposes for which col-
37 lected: *And provided further*, That expenditures may be made from this
38 fund to purchase insurance for equipment purchased through research
39 and training grants only if such grants include money for and authorize
40 the purchase of such insurance: *And provided further*, That all amounts
41 of tuition received from students participating in the midwestern student
42 exchange program 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 midwestern student exchange account of the restricted
2 fees fund.

3 Service clearing fund No limit

4 *Provided*, That the service clearing fund shall be used for the following
5 service activities: Telecommunications services; office supplies inventory;
6 state car operation; ESU press including duplicating and reproducing;
7 postage; physical plant storeroom including motor fuel inventory; data
8 processing center; and such other internal service activities as are au-
9 thorized by the state board of regents under K.S.A. 76-755, and amend-
10 ments thereto.

11 Commencement fees fund..... No limit

12 Kansas career work study program fund No limit

13 Student health fees fund No limit

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

18 Faculty of distinction matching fund No limit

19 Bureau of educational measurements fund..... No limit

20 National direct student loan fund No limit

21 Economic opportunity act — work study — federal
22 fund..... No limit

23 Educational opportunity grants — federal fund No limit

24 Basic opportunity grant program — federal fund No limit

25 Research and institutional overhead fund..... No limit

26 Kansas comprehensive grant 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 distinguished scholarship fund No limit

32 University federal fund..... No limit

33 *Provided*, That expenditures may be made by the above agency from the
34 university federal fund to purchase insurance for equipment purchased
35 through research and training grants only if such grants include money
36 for and authorize the purchase of such insurance.

37 Leveraging educational assistance partnership federal
38 fund..... No limit

39 Federal higher education fiscal stabilization fund — Em-
40 poria state university No limit

41 (c) On July 1, 2010, or as soon thereafter as moneys are available, the
42 director of accounts and reports shall transfer an amount specified by the
43 president of Emporia state university of not to exceed \$30,000 from the

1 general fees fund to the national direct student loan fund.

2 Sec. 88.

3 PITTSBURG STATE UNIVERSITY

4 (a) There is appropriated for the above agency from the state general
5 fund for the fiscal year ending June 30, 2011, the following:

6 Operating expenditures (including official hospitality)..... \$34,116,217

7 *Provided*, That any unencumbered balance in the operating expenditures
8 (including official hospitality) account in excess of \$100 as of June 30,
9 2010, is hereby reappropriated for fiscal year 2011.

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, 2011, all
12 moneys now or hereafter lawfully credited to and available in such fund
13 or funds, except that expenditures shall not exceed the following:

14 Parking fees fund No limit

15 *Provided*, That expenditures may be made from the parking fees fund for
16 capital improvement projects for parking lot improvements.

17 General fees fund..... No limit

18 *Provided*, That all moneys received for tuition received from students
19 participating in the gorilla advantage program or the midwestern student
20 exchange program shall be deposited in the state treasury to the credit
21 of the general fees fund: *Provided further*, That expenditures may be
22 made from the general fees fund to match federal grant moneys: *And*
23 *provided further*, That expenditures may be made from the general fees
24 fund for official hospitality.

25 Restricted fees fund..... No limit

26 *Provided*, That restricted fees shall be limited to receipts for the following
27 accounts: Computer services; instructional technology fee; technology
28 equipment; student activity fee accounts; commencement fees; ROTC
29 activities; continuing education receipts; vocational auto parts and service
30 fees; receipts from camps, conferences and meetings held on campus;
31 library service collections and fines; and grants from other state agencies;
32 *Midwest Quarterly*; chamber music series; contract — post office; gifts
33 and grants; intensive English program; business and technology institute;
34 public sector radio station activities; economic opportunity — state match;
35 Kansas career work study; regents supplemental grants; departmental re-
36 cepts, and other specifically designated receipts not available for general
37 operations of the university: *Provided, however*, That the state board of
38 regents, with the approval of the state finance council acting on this mat-
39 ter which is hereby characterized as a matter of legislative delegation and
40 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,
41 and amendments thereto, may amend or change this list of restricted fees:
42 *Provided further*, That all restricted fees shall be deposited in the state
43 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-

1 ments thereto, and shall be credited to the appropriate account of the
 2 restricted fees fund and shall be used solely for the specific purpose or
 3 purposes for which collected: *And provided further*, That expenditures
 4 may be made from this fund to purchase insurance for equipment pur-
 5 chased through research and training grants only if such grants include
 6 money for and authorize the purchase of such insurance: *And provided*
 7 *further*, That surplus restricted fees moneys generated by the music de-
 8 partment may be transferred to the Pittsburg state university foundation,
 9 inc., for the express purpose of awarding music scholarships: *And pro-*
 10 *vided further*, That expenditures may be made from this fund for official
 11 hospitality.

12 Service clearing fund No limit
 13 *Provided*, That the service clearing fund shall be used for the following
 14 service activities: Duplicating and printing services; instructional media
 15 division; office stationery and supplies; motor carpool; postage services;
 16 photo services; telephone services; and such other internal service activ-
 17 ities as are authorized by the state board of regents under K.S.A. 76-755,
 18 and amendments thereto.

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

26 Suspense fund No limit
 27 Faculty of distinction matching fund No limit
 28 Perkins student loan fund No limit
 29 Sponsored research overhead fund No limit
 30 College work study fund No limit
 31 Nursing student loan fund No limit
 32 Housing system suspense fund No limit
 33 Housing system operations fund No limit
 34 Housing system repairs, equipment and improvement
 35 fund No limit
 36 Kansas comprehensive grant fund No limit
 37 Kansas distinguished scholarship program fund No limit
 38 University federal fund No limit

39 *Provided*, That expenditures may be made by the above agency from the
 40 university federal fund to purchase insurance for equipment purchased
 41 through research and training grants only if such grants include money
 42 for and authorize the purchase of such insurance.

43

1 Federal higher education fiscal stabilization fund — Pitts-
 2 burg state university..... No limit

3 (c) During the fiscal year ending June 30, 2011, the director of accounts
 4 and reports shall transfer amounts specified by the president of Pittsburg
 5 state university of not to exceed a total of \$125,000 for all such amounts,
 6 from the general fees fund to the following specified funds and accounts
 7 of funds: Perkins student loan fund; nursing student loan fund.

8 Sec. 89.

9 UNIVERSITY OF KANSAS

10 (a) There is appropriated for the above agency from the state general
 11 fund for the fiscal year ending June 30, 2011, the following:

12 Operating expenditures (including official hospitality)..... \$129,866,493
 13 *Provided*, That any unencumbered balance in the operating expenditures
 14 (including official hospitality) account in excess of \$100 as of June 30,
 15 2010, is hereby reappropriated for fiscal year 2011.

16 Geological survey \$5,966,998
 17 *Provided*, That any unencumbered balance in the geological survey ac-
 18 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for
 19 fiscal year 2011.

20 Umbilical cord matrix project..... \$132,674
 21 *Provided*, That any unencumbered balance in the umbilical cord matrix
 22 project account in excess of \$100 as of June 30, 2010, is hereby reappro-
 23 priated for fiscal year 2011.

24 (b) There is appropriated for the above agency from the following spe-
 25 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
 26 moneys now or hereafter lawfully credited to and available in such fund
 27 or funds, except that expenditures shall not exceed the following:

28 Parking facilities revenue fund No limit
 29 Faculty of distinction matching fund No limit
 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 all moneys received
 33 for tuition for students enrolled in courses offered at the regents center
 34 on the Edwards campus shall be deposited in the state treasury in ac-
 35 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,
 36 and shall be credited to this fund.

37 Regents center development fund No limit
 38 *Provided*, That expenditures shall be made from the regents center de-
 39 velopment fund for program operations and development and for capital
 40 improvements at the Edwards campus.

41 Interest fund No limit
 42 Sponsored research overhead fund No limit
 43 Law enforcement training center fund No limit

1 *Provided*, That expenditures may be made from the law enforcement
2 training center fund to cover the costs of tuition for students enrolled in
3 the law enforcement training program in addition to the costs of salaries
4 and wages and other operating expenditures for the program: *Provided*
5 *further*, That expenditures may be made from this fund for the acquisition
6 of tracts of land.

7 Law enforcement training center fees fund..... No limit

8 *Provided*, That all moneys received for tuition from students enrolling in
9 the basic law enforcement training program for undergraduate or grad-
10 uate credit shall be deposited in the state treasury and credited to the
11 law enforcement training center fees fund.

12 Local law enforcement training reimbursement fund..... No limit

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	<i>Provided</i> , 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	Health professions student loan fund	No limit
12	Housing system suspense fund	No limit
13	Scientific research and development project — special rev-	
14	enue fund.....	No limit
15	Housing system operations fund.....	No limit
16	Housing system repairs, equipment and improvement	
17	fund.....	No limit
18	Educational opportunity act — federal fund.....	No limit
19	Loans for disadvantaged students fund	No limit
20	Prepaid tuition fees clearing fund	No limit
21	Kansas comprehensive grant fund.....	No limit
22	Fire service training fund	No limit
23	University federal fund.....	No limit
24	Johnson county education research triangle fund	No limit
25	Federal higher education fiscal stabilization fund — uni-	
26	versity of Kansas.....	No limit
27	(c) On July 1, 2010, or as soon thereafter as moneys are available, the	
28	director of accounts and reports shall transfer amounts specified by the	
29	chancellor of the university of Kansas of not to exceed a total of \$325,000	
30	for all such amounts, from the general fees fund to the following specified	
31	funds and accounts of funds: Federal Perkins student loan program ac-	
32	count of the national direct student loan fund; federal supplemental ed-	
33	ucational opportunity program account of the national direct student loan	
34	fund; federal disadvantaged student loan program account of the national	
35	direct student loan fund; health professions student loan fund.	
36	(d) There is appropriated for the above agency from the state water	
37	plan fund for the fiscal year ending June 30, 2011, for the water plan	
38	project or projects specified, the following:	
39	Geological survey	\$28,800
40	<i>Provided</i> , That any unencumbered balance in excess of \$100 as of June	
41	30, 2010, in the geological survey account is hereby reappropriated for	
42	fiscal year 2011.	
43		

1 Sec. 90.

2 UNIVERSITY OF KANSAS MEDICAL CENTER

3 (a) There is appropriated for the above agency from the state general
4 fund for the fiscal year ending June 30, 2011, the following:

5 Operating expenditures (including official hospitality)..... \$103,123,599

6 *Provided*, That any unencumbered balance in the operating expenditures
7 (including official hospitality) account in excess of \$100 as of June 30,
8 2010, is hereby reappropriated for fiscal year 2011: *Provided further*, That
9 expenditures may be made from this account for the purchase of mal-
10 practice insurance for students in training at the university of Kansas
11 school of medicine, nursing and allied health: *And provided further*, That
12 expenditures from this account may be used to reimburse medical resi-
13 dents in residency programs located in Kansas City at the university of
14 Kansas medical center for the purchase of health insurance for residents'
15 dependents.

16 Medical scholarships and loans..... \$2,652,900

17 *Provided*, That any unencumbered balance in the medical scholarships
18 and loans account in excess of \$100 as of June 30, 2010, is hereby reap-
19 propriated for fiscal year 2011.

20 Cancer center..... \$5,000,000

21 *Provided*, That any unencumbered balance in the cancer center account
22 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
23 year 2011.

24 (b) There is appropriated for the above agency from the following spe-
25 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
26 moneys now or hereafter lawfully credited to and available in such fund
27 or funds, except that expenditures shall not exceed the following:

28 General fees fund..... No limit

29 *Provided*, That expenditures may be made from the general fees fund to
30 match federal grant moneys.

31 Faculty of distinction matching fund..... No limit

32 Restricted fees fund..... No limit

33 *Provided*, That restricted fees shall be limited to the following accounts:

34 Technology equipment; computer services; expenses reimbursed by the
35 Kansas university endowment association; postgraduate fees; pathology
36 fees; student health insurance premiums; gift receipts; designated re-
37 search collaboration; facilities use; photography; continuing education;
38 student activity fees; student application fees; department duplicating;
39 student health services; student identification badges; student transcript
40 fees; loan administration fees; fitness center fees; occupational health
41 fees; computer remote access; employee health; telekid care fees; area
42 outreach fees; police fees; endowment payroll reimbursement; rental
43 property; e-learning fees; surplus property sales; student union fees; out-

1 reach air travel; student loan legal fees; hospital authority salary reim-
 2 bursements; graduate medical education contracts; Kansas university phy-
 3 sicians inc., salaries reimbursements; housestaff activity fees; anatomy
 4 cadavers; biotechnology services; energy center funded depreciation; fun-
 5 gal sales; biostatistics; electron microscope services; Wichita faculty con-
 6 tracts; physical therapy services; legal fee reimbursements; sponsored re-
 7 search; departmental commercial receipts for all sales, refunds and all
 8 other collections of receipts not specifically enumerated above; depart-
 9 ment of social and rehabilitation services cost-sharing: *Provided, however,*
 10 That the state board of regents, with the approval of the state finance
 11 council acting on this matter which is hereby characterized as a matter
 12 of legislative delegation and subject to the guidelines prescribed in sub-
 13 section (c) of K.S.A. 75-3711c, and amendments thereto, may amend or
 14 change this list of restricted fees: *Provided further,* That all restricted fees
 15 shall be deposited in the state treasury in accordance with the provisions
 16 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
 17 appropriate account of the restricted fees fund and shall be used solely
 18 for the specific purpose or purposes for which collected: *And provided*
 19 *further,* That expenditures may be made from this fund to purchase
 20 health insurance coverage for all students enrolled in the school of allied
 21 health, school of nursing and school of medicine.

22	Scientific research and development — special revenue	
23	fund.....	No limit
24	Kansas breast cancer research fund.....	No limit
25	Sponsored research overhead fund	No limit
26	Parking fund — Wichita campus	No limit
27	Services to hospital authority fund	No limit
28	Direct medical education reimbursement fund.....	No limit
29	Service clearing fund	No limit

30 *Provided,* That the service clearing fund shall be used for the following
 31 service activities: Printing services; purchasing storeroom; university mo-
 32 tor pool; clothing (uniforms); physical plant storeroom; photo services;
 33 telecommunications services; facilities operations discretionary repairs;
 34 animal care; graphic services; instructional services; biomedical engineer-
 35 ing; audiovisual services; computing services; and such other internal serv-
 36 ice activities as are authorized by the state board of regents under K.S.A.
 37 76-755, and amendments thereto.

38	Educational nurse faculty loan program fund.....	No limit
39	Federal college work study fund.....	No limit
40	AMA education and research grant fund.....	No limit
41	Federal health professions/primary care student loan	
42	fund.....	No limit
43	Federal nursing student loan fund	No limit

1	Suspense fund	No limit
2	Federal student educational opportunity grant fund	No limit
3	Federal Pell grant fund	No limit
4	Federal Perkins student loan fund	No limit
5	Medical loan repayment fund.....	No limit
6	<i>Provided</i> , That expenditures from the medical loan repayment fund for	
7	attorney fees and litigation costs associated with the administration of the	
8	medical scholarship and loan program shall be in addition to any expend-	
9	iture limitation imposed on the operating expenditures account of the	
10	medical loan repayment fund or on the total expenditures from the med-	
11	ical loan repayment fund.	
12	Medical student loan programs provider assessment	
13	fund.....	No limit
14	Graduate medical education administration reserve	
15	fund.....	No limit
16	University of Kansas medical center private practice foun-	
17	deration reserve fund.....	No limit
18	Robert Wood Johnson award fund.....	No limit
19	Federal scholarship for disadvantaged students fund	No limit
20	University federal fund.....	No limit
21	Leveraging educational assistance partnership federal	
22	fund.....	No limit
23	Graduate medical education support fund.....	No limit
24	Johnson county education research triangle fund	No limit
25	Federal higher education fiscal stabilization fund — uni-	
26	versity of Kansas medical center	No limit
27	Wichita center for graduate medical education federal fis-	
28	cal stabilization fund.....	No limit
29	(c) On July 1, 2010, or as soon thereafter as moneys are available, the	
30	director of accounts and reports shall transfer amounts specified by the	
31	chancellor of the university of Kansas of not to exceed a total of \$125,000	
32	for all such amounts, from the general fees fund to the following funds:	
33	Federal Perkins student loan fund; federal nursing student loan fund;	
34	federal student education opportunity grant fund; federal college work	
35	study fund; educational nurse faculty loan program fund; federal health	
36	professions/primary care student loan fund.	
37	(d) During the fiscal year ending June 30, 2011, and within the limits	
38	of appropriations therefor, the university of Kansas medical center may	
39	enter into contracts to purchase additional malpractice insurance for med-	
40	ical students enrolled at the university of Kansas medical center while in	
41	clinical training at the university of Kansas medical center or at other	
42	health care institutions.	
43	(e) During the fiscal year ending June 30, 2011, the director of accounts	

1 and reports shall transfer an amount specified by the chancellor from the
2 general fees fund to the student health insurance premiums account of
3 the restricted fees fund.

4 Sec. 91.

5 WICHITA STATE UNIVERSITY

6 (a) There is appropriated for the above agency from the state general
7 fund for the fiscal year ending June 30, 2011, the following:

8 Operating expenditures (including official hospitality)..... \$66,008,125
9 *Provided*, That any unencumbered balance in the operating expenditures
10 (including official hospitality) account in excess of \$100 as of June 30,
11 2010, is hereby reappropriated for fiscal year 2011.

12 (b) There is appropriated for the above agency from the following special
13 revenue fund or funds for the fiscal year ending June 30, 2011, all
14 moneys now or hereafter lawfully credited to and available in such fund
15 or funds, except that expenditures shall not exceed the following:

16 General fees fund..... No limit

17 *Provided*, That expenditures may be made from the general fees fund to
18 match federal grant moneys: *Provided further*, That expenditures may be
19 made from the general fees 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: Summer school workshops; technology equipment; concert
23 course; dramatics; continuing education; flight training; gifts and grants
24 (for teaching, research, and capital improvements); testing service; state
25 department of education (vocational); investment income from bequests;
26 sale of surplus books and art objects; public service; veterans counseling
27 and educational benefits; sponsored research; campus privilege fee; stu-
28 dent activities; national defense education programs; engineering equip-
29 ment fee; midwestern student exchange; departmental receipts — for all
30 sales, refunds and other collections or receipts not specifically enumer-
31 ated above: *Provided, however*, That the state board of regents, with the
32 approval of the state finance council acting on this matter which is hereby
33 characterized as a matter of legislative delegation and subject to the
34 guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amend-
35 ments thereto, may amend or change this list of restricted fees: *Provided*
36 *further*, That all restricted fees shall be deposited in the state treasury in
37 accordance with the provisions of K.S.A. 75-4215, and amendments
38 thereto, and shall be credited to the appropriate account of the restricted
39 fees fund and shall be used solely for the specific purpose or purposes
40 for which collected: *And provided further*, That expenditures may be
41 made from this fund to purchase insurance for equipment purchased
42 through research and training grants only if such grants include money
43 for and authorize the purchase of such insurance: *And provided further*,

1 That expenditures from this fund may be made for the purchase of med-
2 ical malpractice liability coverage for individuals employed on the medical
3 staff at the student health center: *And provided further*, That expendi-
4 tures may be made from this fund for official hospitality.

5	Service clearing fund	No limit
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6 *Provided*, That the service clearing fund shall be used for the following
7 service activities: Central service duplicating and reproducing bureau; au-
8 tomobiles; furniture stores; postal clearing; telecommunication; computer
9 service; and such other internal service activities as are authorized by the
10 state board of regents under K.S.A. 76-755, and amendments thereto.

11	Faculty of distinction matching fund	No limit
12	Kansas career work study program fund	No limit
13	Scholarship funds fund.....	No limit
14	Sponsored research overhead fund	No limit
15	Economic opportunity act — federal fund	No limit
16	Education opportunity grant — federal fund.....	No limit
17	Matching education opportunity grant fund	No limit
18	Health professions student assistance program — loans	
19	fund.....	No limit
20	Nine month payroll clearing account fund.....	No limit
21	Pell grants fund.....	No limit
22	Housing system suspense fund	No limit
23	Housing system operations fund	No limit
24	Housing system renovation principal and interest fund	No limit
25	Housing system renovation and bond reserve fund.....	No limit
26	WSU housing system depreciation and replacement	
27	fund.....	No limit
28	Perkins loan fund	No limit
29	Kansas distinguished scholarship fund	No limit
30	Kansas comprehensive grant fund.....	No limit
31	WSU housing systems revenue fund.....	No limit
32	University federal fund.....	No limit

33 *Provided*, That expenditures may be made by the above agency from the
34 university federal fund to purchase insurance for equipment purchased
35 through research and training grants only if such grants include money
36 for and authorize the purchase of such insurance.

37	Leveraging educational assistance partnership — federal	
38	fund.....	No limit
39	Federal higher education fiscal stabilization fund — Wich-	
40	ita state university.....	No limit

41 (c) There is appropriated for the above agency from the state economic
42 development initiatives fund for the fiscal year ending June 30, 2011, the
43 following:

1 Aviation research..... \$5,000,000
2 *Provided*, That any unencumbered balance in the aviation research ac-
3 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for
4 fiscal year 2011.
5 Aviation infrastructure..... \$5,000,000
6 *Provided*, That any unencumbered balance in the aviation infrastructure
7 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
8 for fiscal year 2011: *Provided further*, That during the fiscal year ending
9 June 30, 2011, notwithstanding the provisions of any other statute, in
10 addition to the other purposes for which expenditures may be made from
11 the aviation infrastructure account of the state economic development
12 initiatives fund for fiscal year 2011 by Wichita state university by this or
13 other appropriation act of the 2010 regular session of the legislature, the
14 moneys appropriated in the aviation infrastructure account of the state
15 economic development initiatives fund for fiscal year 2011 may only be
16 expended for training equipment expenditures of the national center for
17 aviation training.
18 (d) During the fiscal years ending June 30, 2010, and June 30, 2011,
19 in addition to the other purposes for which expenditures may be made
20 by Wichita state university from moneys appropriated from the state gen-
21 eral fund or any special revenue fund for the above agency for fiscal year
22 2010 or fiscal year 2011 by chapter 124 or chapter 144 of the 2009 Session
23 Laws of Kansas, or by this or other appropriation act of the 2010 regular
24 session of the legislature, expenditures shall be made by Wichita state
25 university from the state general fund or from any special revenue fund
26 for fiscal year 2010 and fiscal year 2011, after consultation with the na-
27 tional institute for aviation research, to provide for the establishment of
28 a technical training board: *Provided*, That, except as otherwise provided
29 in this subsection (d), such board shall be similar in composition to the
30 aviation research board and shall advise the president of Wichita state
31 university, and others representing Wichita state university, on all ex-
32 penditures from the aviation infrastructure account of the state economic
33 development initiatives fund for fiscal year 2010 and fiscal year 2011:
34 *Provided further*, That such board shall review and evaluate all such ex-
35 penditures: *And provided further*, That the executive director of the na-
36 tional institute for aviation research shall be the administrator for the
37 technical training board: *And provided further*, That the membership of
38 the technical training board shall include representatives of Sedgwick
39 county and representatives of the Wichita area technical college as ex-
40 officio, nonvoting members: *And provided further*, That the technical
41 training board shall prepare and submit a report to the legislature, which
42 shall be presented to the education budget committee of the house of
43 representatives and to the appropriate subcommittee of the ways and

1 means committee of the senate, not later than the 10th calendar day of
2 the 2011 regular session of the legislature, detailing the findings of the
3 technical training board regarding the expenditures by Wichita state uni-
4 versity from the aviation infrastructure account of the state economic
5 development initiatives fund for fiscal year 2010 and fiscal year 2011.

6 Sec. 92.

7 STATE BOARD OF REGENTS

8 (a) There is appropriated for the above agency from the state general
9 fund for the fiscal year ending June 30, 2011, the following:

10 Operating expenditures (including official hospitality)..... \$3,385,596

11 *Provided*, That any unencumbered balance in the operating expenditures
12 (including official hospitality) account in excess of \$100 as of June 30,
13 2010, is hereby reappropriated for fiscal year 2011: *Provided further*,
14 That, during fiscal year 2011, notwithstanding the provisions of any other
15 statute, in addition to the other purposes for which expenditures may be
16 made from the operating expenditures (including official hospitality) ac-
17 count for fiscal year 2011 by the state board of regents as authorized by
18 this or other appropriation act of the 2010 regular session of the legisla-
19 ture, the state board of regents is hereby authorized to make expenditures
20 from the operating expenditures (including official hospitality) account
21 for fiscal year 2011 for attendance at an in-state meeting by members of
22 the state board of regents for participation in matters of educational in-
23 terest to the state of Kansas, upon approval of such attendance and par-
24 ticipation by the state board of regents: *And provided further*, That each
25 member of the state board of regents attending an in-state meeting so
26 authorized shall be paid compensation, subsistence allowances, mileage
27 and other expenses as provided in K.S.A. 75-3212, and amendments
28 thereto, for members of the legislature: *And provided further*, That, dur-
29 ing fiscal year 2011, notwithstanding the provisions of any other statute
30 and in addition to the other purposes for which expenditures may be
31 made from the operating expenditures (including official hospitality) ac-
32 count for fiscal year 2011 by the state board of regents as authorized by
33 this or other appropriation act of the 2010 regular session of the legisla-
34 ture, the state board of regents is hereby authorized to make expenditures
35 from the operating expenditures (including official hospitality) account
36 for fiscal year 2011 for attendance at an out-of-state meeting by members
37 of the state board of regents whenever under any provision of law such
38 members of the state board of regents are authorized to attend the out-
39 of-state meeting or whenever the state board of regents authorizes such
40 members to attend the out-of-state meeting for participation in matters
41 of educational interest to the state of Kansas: *And provided further*, That
42 each member of the state board of regents attending an out-of-state meet-
43 ing so authorized shall be paid compensation, subsistence allowances,

1 mileage and other expenses as provided in K.S.A. 75-3212, and amend-
2 ments thereto, for members of the legislature.

3 State scholarship program..... \$1,078,766
4 *Provided*, That any unencumbered balance in the state scholarship pro-
5 gram account in excess of \$100 as of June 30, 2010, is hereby reappro-
6 priated for fiscal year 2011: *Provided further*, That expenditures may be
7 made from the state scholarship program account for the state scholarship
8 program under K.S.A. 72-6816, and amendments thereto, and for the
9 Kansas distinguished scholarship program under K.S.A. 74-3278 through
10 74-3283, and amendments thereto: *And provided further*, That of the
11 total amount appropriated in the state scholarship program account the
12 amount dedicated for the Kansas distinguished scholarship program shall
13 not exceed \$25,000.

14 Comprehensive grant program \$14,936,208
15 *Provided*, That any unencumbered balance in the comprehensive grant
16 program account in excess of \$100 as of June 30, 2010, is hereby reap-
17 propriated for fiscal year 2011.

18 Ethnic minority scholarship program..... \$300,071
19 *Provided*, That any unencumbered balance in the ethnic minority schol-
20 arship program account in excess of \$100 as of June 30, 2010, is hereby
21 reappropriated for fiscal year 2011.

22 Kansas work-study program \$502,801
23 *Provided*, That any unencumbered balance in the Kansas work-study pro-
24 gram account in excess of \$100 as of June 30, 2010, is hereby reappro-
25 priated for fiscal year 2011: *Provided further*, That the state board of
26 regents is hereby authorized to transfer moneys from the Kansas work-
27 study program account to the Kansas career work study program fund of
28 any institution under its jurisdiction participating in the Kansas work-
29 study program established by K.S.A. 74-3274 *et seq.*, and amendments
30 thereto: *And provided further*, That all moneys transferred from this ac-
31 count to the Kansas career work study program fund of any such insti-
32 tution shall be expended for and in accordance with the Kansas work-
33 study program.

34 ROTC service scholarships \$177,447
35 *Provided*, That any unencumbered balance in the ROTC service schol-
36 arships account in excess of \$100 as of June 30, 2010, is hereby reappro-
37 priated for fiscal year 2011.

38 Military service scholarships..... \$475,982
39 *Provided*, That any unencumbered balance in the military service schol-
40 arships account in excess of \$100 as of June 30, 2010, is hereby reappro-
41 priated for fiscal year 2011: *Provided further*, That all expenditures from
42 the military service scholarships account shall be made for scholarships
43 awarded under the military service scholarship program act.

1 Teachers scholarship program \$1,868,572
 2 *Provided*, That any unencumbered balance in the teachers scholarship
 3 program account in excess of \$100 as of June 30, 2010, is hereby reap-
 4 propriated for fiscal year 2011.
 5 National guard educational assistance \$881,365
 6 *Provided*, That any unencumbered balance in the national guard educa-
 7 tional assistance account in excess of \$100 as of June 30, 2010, is hereby
 8 reappropriated for fiscal year 2011.
 9 Vocational scholarships..... \$115,450
 10 *Provided*, That any unencumbered balance in the vocational scholarships
 11 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
 12 for fiscal year 2011.
 13 Nursing student scholarship program \$422,284
 14 *Provided*, That any unencumbered balance in the nursing student schol-
 15 arship program account in excess of \$100 as of June 30, 2010, is hereby
 16 reappropriated for fiscal year 2011.
 17 Optometry education program \$108,380
 18 *Provided*, That any unencumbered balance in the optometry education
 19 program account in excess of \$100 as of June 30, 2010, is hereby reap-
 20 propriated for fiscal year 2011.
 21 Municipal university operating grant \$11,087,963
 22 Technical college aid for technical education..... \$18,841,986
 23 Other institutions aid for technical education \$12,172,916
 24 Adult basic education..... \$1,474,591
 25 Community college operating grant..... \$97,166,602
 26 Technology equipment at community colleges and Wash-
 27 burn university \$403,277
 28 *Provided*, That the state board of regents is hereby authorized to make
 29 expenditures from the technology equipment at community colleges and
 30 Washburn university account for grants to community colleges and Wash-
 31 burn university pursuant to grant applications for the purchase of tech-
 32 nology equipment, in accordance with guidelines established by the state
 33 board of regents.
 34 Vocational education capital outlay aid..... \$72,448
 35 Payment to KPERS \$1,753,701
 36 Tuition waivers \$85,677
 37 Nurse educator grant program \$190,393
 38 *Provided*, That any unencumbered balance in the nurse educator grant
 39 program account in excess of \$100 as of June 30, 2010, is hereby reap-
 40 propriated for fiscal year 2011: *Provided further*, That all expenditures
 41 from the nurse educator grant program account shall be made for schol-
 42 arships awarded under the nurse educator service scholarship program
 43 act.

1 Nursing faculty and supplies grant program \$1,808,733
2 *Provided*, That any unencumbered balance in the nursing faculty and
3 supplies grant program account in excess of \$100 as of June 30, 2010, is
4 hereby reappropriated for fiscal year 2011: *Provided further*, That the
5 state board of regents is hereby authorized to make grants to Kansas
6 postsecondary education institutions from the nursing faculty and sup-
7 plies grant program account for expansion of nursing faculty and consum-
8 able laboratory supplies: *And provided further*, That such grants shall be
9 either need-based or competitive and shall be matched on the basis of \$1
10 from the nurse faculty and supplies grant program account for \$1 from
11 the state educational institution receiving the grant: *And provided further*,
12 That not less than \$95,196 in such grants shall be made to accredited
13 private post secondary educational institutions in Kansas.
14 Postsecondary technical education authority..... \$731,716
15 Midwest higher education commission \$95,000
16 Any unencumbered balance in each of the following accounts in excess
17 of \$100 as of June 30, 2010, is hereby reappropriated for fiscal year 2011:
18 Southwest Kansas access project.
19 (b) There is appropriated for the above agency from the following spe-
20 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
21 moneys now or hereafter lawfully credited to and available in such fund
22 or funds, except that expenditures shall not exceed the following:
23 Osteopathic medical service scholarship repayment
24 fund..... No limit
25 Vocational education scholarship discontinued attendance
26 fund..... No limit
27 Leveraging educational assistance program fund —
28 federal No limit
29 Regents' scholarship gift fund No limit
30 *Provided*, That expenditures may be made from the regents' scholarship
31 gift fund for scholarships awarded to Kansas residents who are attending
32 institutions of postsecondary education in Kansas which are authorized
33 under the laws of this state to award academic degrees and who meet
34 academic and other eligibility criteria established by the state board of
35 regents by rules and regulations: *Provided, however*, That a financial
36 needs test shall not be one of the eligibility criteria established by the
37 state board of regents for such scholarships: *Provided further*, That no
38 scholarship awarded from this fund shall exceed \$2,000 per academic
39 year: *And provided further*, That any recipient of a scholarship awarded
40 from this fund may also receive either a state scholarship under K.S.A.
41 72-6810 through 72-6816, and amendments thereto, or a tuition grant
42 under K.S.A. 72-6107 through 72-6111, and amendments thereto, or
43 both: *And provided further*, That there shall be no reduction of any schol-

1 arship awarded from this fund for the amount of any such scholar-
2 ship or tuition grant received.

3 KAN-ED fund No limit

4 *Provided*, That expenditures may be made from the KAN-ED fund for
5 official hospitality for the purposes of the KAN-ED act.

6 KAN-ED federal fund No limit

7 Earned indirect costs fund — federal..... No limit

8 Faculty of distinction program fund No limit

9 Paul Douglas teacher scholarship fund — federal No limit

10 GED credentials processing fees fund..... No limit

11 Proprietary school fee fund..... No limit

12 Tuition waiver gifts, grants and reimbursements fund..... No limit

13 Adult basic education — federal fund No limit

14 Truck driver training fund No limit

15 No child left behind federal fund..... No limit

16 Comprehensive grant program discontinued attendance
17 fund..... No limit

18 State scholarship discontinued attendance fund No limit

19 Kansas ethnic minority fellowship program fund..... No limit

20 Private postsecondary educational institution degree au-
21 thorization expense reimbursement fee fund No limit

22 Substance abuse education fund — federal No limit

23 Nursing service scholarship program fund..... No limit

24 Clearing fund..... No limit

25 Conversion of materials and equipment fund No limit

26 Teacher scholarship program fund..... No limit

27 Motorcycle safety fund..... No limit

28 Financial aid services fee fund..... No limit

29 *Provided*, That expenditures may be made from the financial aid services
30 fee fund for operating expenditures directly or indirectly related to the
31 operating costs associated with student financial assistance programs ad-
32 ministered by the state board of regents: *Provided further*, That the chief
33 executive officer of the state board of regents is hereby authorized to fix,
34 charge and collect fees for the processing of applications and other activ-
35 ities related to student financial assistance programs administered by the
36 state board of regents: *And provided further*, That such fees shall be fixed
37 in order to recover all or a part of the direct and indirect operating ex-
38 penses incurred for administering such programs: *And provided further*,
39 That all moneys received for such fees shall be deposited in the state
40 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
41 ments thereto, and shall be credited to the financial aid services fee fund.

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

43 Optometry education repayment fund..... No limit

1	Teacher scholarship repayment fund.....	No limit
2	Advanced registered nurse practitioner service scholarship	
3	program fund.....	No limit
4	Nursing service scholarship repayment fund.....	No limit
5	Nurse educator service scholarship repayment fund.....	No limit
6	ROTC service scholarship program fund.....	No limit
7	ROTC service scholarship repayment fund.....	No limit
8	Carl D. Perkins vocational and technical education — fed-	
9	eral fund	No limit
10	Carl D. Perkins vocational and technical education — fed-	
11	eral fund — state operations	No limit
12	College access challenge grant program.....	No limit
13	Other federal grants fund	No limit
14	<i>Provided</i> , That the above agency is authorized to make expenditures from	
15	the other federal grants fund of any moneys credited to this fund from	
16	any individual grant if the grant: (1) Is less than or equal to \$750,000 in	
17	the aggregate, and (2) does not require the matching expenditure of any	
18	other moneys in the state treasury during fiscal year 2011 other than	
19	moneys appropriated by this or other appropriation act of the 2010 reg-	
20	ular session of the legislature: <i>Provided, however</i> , That, upon application	
21	to and authorization by the governor, the above agency may make ex-	
22	penditures of moneys credited to this fund from any individual federal	
23	grant which is more than \$750,000 in the aggregate or which requires the	
24	matching expenditure of moneys in the state treasury during fiscal year	
25	2011, other than moneys appropriated by this or other appropriation act	
26	of the 2010 regular session of the legislature.	
27	Kansas national guard educational assistance program re-	
28	payment fund.....	No limit
29	Carl D. Perkins technical preparation — federal fund	No limit
30	Grants fund.....	No limit
31	Workforce development loan fund.....	No limit
32	Regents clearing fund	No limit
33	Private and out-of-state postsecondary educational insti-	
34	tution fee fund	No limit
35	Federal higher education fiscal stabilization fund.....	No limit
36	Federal higher education fiscal stabilization fund — com-	
37	munity colleges	No limit
38	Federal higher education fiscal stabilization fund — mu-	
39	nicipal university.....	No limit
40	Federal higher education fiscal stabilization fund — pos-	
41	tsecondary technical education	No limit
42	(c) During the fiscal year ending June 30, 2011, the chief executive	
43	officer of the state board of regents, with the approval of the director of	

1 the budget, may transfer any part of any item of appropriation in an
2 account of the state general fund for the fiscal year ending June 30, 2011,
3 to another item of appropriation in an account of the state general fund
4 for fiscal year 2011. The chief executive officer of the state board of
5 regents shall certify each such transfer to the director of accounts and
6 reports and shall transmit a copy of each such certification to the director
7 of legislative research. As used in this subsection, “account” (1) means
8 the operating expenditures (including official hospitality) account of the
9 state board of regents, the university of Kansas, the university of Kansas
10 medical center, Kansas state university, Kansas state university veterinary
11 medical center, Kansas state university extension systems and agriculture
12 research programs, Wichita state university, Emporia state university,
13 Pittsburg state university and Fort Hays state university; and (2) includes
14 each other account of the state general fund of the state board of regents.

15 (d) During the fiscal year ending June 30, 2011, the chief executive
16 officer of the state board of regents, subject to the applicable restrictions
17 and limitations or other provisions of federal grant agreements, is hereby
18 authorized to transfer moneys that are received under a federal grant and
19 that are credited to a federal fund of the state board of regents to a federal
20 fund of an institution under the supervision and management of the state
21 board of regents during the fiscal year ending June 30, 2011. The chief
22 executive officer of the state board of regents shall certify each such trans-
23 fer to the director of accounts and reports and shall transmit a copy of
24 each such certification to the director of the budget and to the director
25 of legislative research. As used in this subsection (d), “federal fund”
26 means (1) the federal flexible fiscal stabilization fund, the federal higher
27 education fiscal stabilization fund — community colleges, the federal
28 higher education fiscal stabilization fund — municipal university, or the
29 federal higher education fiscal stabilization fund — postsecondary tech-
30 nical education of the state board of regents, (2) the federal flexible fiscal
31 stabilization fund — university of Kansas, the federal flexible fiscal sta-
32 bilization fund — university of Kansas medical center, the federal flexible
33 fiscal stabilization fund — Kansas state university, the federal flexible
34 fiscal stabilization fund — Kansas state university veterinary medical cen-
35 ter, the federal flexible fiscal stabilization fund — Kansas state university
36 extension systems and agriculture research programs, the federal flexible
37 fiscal stabilization fund — Wichita state university, the federal flexible
38 fiscal stabilization fund — Emporia state university, the federal flexible
39 fiscal stabilization fund — Pittsburg state university, and the federal flex-
40 ible fiscal stabilization fund — Fort Hays state university of such insti-
41 tutions, or (3) a federal fiscal stabilization fund of a community college,
42 the municipal university or an institution of postsecondary technical ed-
43 ucation.

1 (e) (1) In addition to the other purposes for which expenditures may
2 be made by any state educational institution from the moneys appropri-
3 ated from the state general fund or from any special revenue fund for
4 fiscal year 2011 for such state educational institution as authorized by this
5 or other appropriation act of the 2010 regular session of the legislature,
6 expenditures may be made by such state educational institution from
7 moneys appropriated from the state general fund or from any special
8 revenue fund for fiscal year 2011 for the purposes of capital improvement
9 projects making energy and other conservation improvements: *Provided*,
10 That such capital improvement projects are hereby approved for such
11 state educational institution for the purposes of subsection (b) of K.S.A.
12 74-8905, and amendments thereto, and the authorization of issuance of
13 one or more series of bonds by the Kansas development finance authority
14 in accordance with that statute from time to time during fiscal year 2011:
15 *Provided, however*, That no such bonds shall be issued until the state
16 board of regents has first advised and consulted on any such project with
17 the joint committee on state building construction: *Provided further*, That
18 the amount of the bond proceeds that may be utilized for any such capital
19 improvement project shall be subject to approval by the state finance
20 council acting on this matter which is hereby characterized as a matter
21 of legislative delegation and subject to the guidelines prescribed in sub-
22 section (c) of K.S.A. 75-3711c, and amendments thereto, except that such
23 approval also may be given while the legislature is in session: *And pro-*
24 *vided further*, That, in addition to such project costs, any such amount of
25 bond proceeds may include costs of issuance, capitalized interest and any
26 required reserves for the payment of principal and interest on such bonds:
27 *And provided further*, That all moneys received from the issuance of any
28 such bonds shall be deposited and accounted for as prescribed by appli-
29 cable bond covenants: *And provided further*, That payments relating to
30 principal and interest on such bonds shall be subject to and dependent
31 upon annual appropriations therefor to the state educational institution
32 for which the bonds are issued: *And provided further*, That each energy
33 conservation capital improvement project for which bonds are issued for
34 financing under this subsection shall be designed and completed in order
35 to have cost savings sufficient to be equal or greater than the cost of debt
36 service on such bonds: *And provided further*, That the state board of
37 regents shall prepare and submit a report to the committee on appropri-
38 ations of the house of representatives and the committee on ways and
39 means of the senate on the savings attributable to energy conservation
40 capital improvements for which bonds are issued for financing under this
41 subsection at the beginning of the 2011 regular session of the legislature.
42 (2) As used in this subsection, "state educational institution" includes
43 each state educational institution as defined in K.S.A. 76-711, and amend-

1 ments thereto.

2 (f) There is appropriated for the above agency from the state economic
3 development initiatives fund for the fiscal year ending June 30, 2011, the
4 following:

5 SEDIF — vocational education capital outlay aid..... \$2,565,000

6 *Provided*, That expenditures from the SEDIF — vocational education
7 capital outlay aid account for each grant of vocational education capital
8 outlay aid shall be matched by the postsecondary institution awarded such
9 grant in an amount which is equal to 50% of the grant: *Provided further*,
10 That any unencumbered balance in excess of \$100 as of June 30, 2010,
11 in the SEDIF — vocational education capital outlay aid account is hereby
12 reappropriated for fiscal year 2011.

13 SEDIF — technology innovation and internship
14 program \$180,500

15 *Provided*, That any unencumbered balance in excess of \$100 as of June
16 30, 2010, in the SEDIF — technical innovation and internship program
17 account is hereby reappropriated for fiscal year 2011.

18 (g) There is appropriated for the above agency from the Kansas edu-
19 cational building fund for the fiscal year ending June 30, 2011, the fol-
20 lowing:

21 EBF — state building insurance..... \$475,000

22 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b02, and
23 amendments thereto, expenditures may be made by the above agency
24 from the EBF — state building insurance account of the Kansas educa-
25 tional building fund for state building insurance premiums.

26 (h) During the fiscal year ending June 30, 2011, notwithstanding any
27 provisions of subsection (f) of K.S.A. 2009 Supp. 66-2010, and amend-
28 ments thereto, as such subsection existed prior to June 30, 2009, to the
29 contrary, the amount of \$10,000,000 shall be certified before July 1, 2011,
30 by the chief executive officer of the state board of regents to the admin-
31 istrator of the KUSF and the administrator of the KUSF shall pay such
32 amount from the Kansas universal service fund of the state corporation
33 commission to the KAN-ED fund of the state board of regents during
34 the fiscal year 2011 in accordance with the provisions of subsections (f)(1)
35 and (f)(2) of K.S.A. 2009 Supp. 66-2010, and amendments thereto, as
36 such subsections existed prior to June 30, 2009.

37 (i) On July 1, 2010, of the amount reappropriated for the above agency
38 for the fiscal year ending June 30, 2010, by subsection (a) of this section
39 in the southwest Kansas access project account, the sum of \$225,000 is
40 hereby lapsed.

41 (j) On or before July 1, 2010, the state board of regents shall determine
42 and the chief executive officer of the state board of regents shall certify
43 to the director of accounts and reports the amounts to be lapsed from

1 the amounts of money appropriated from the state general fund for state
 2 educational institutions under the control and supervision of the state
 3 board of regents pursuant to this subsection, which in the aggregate shall
 4 be equal to \$2,901,469: *Provided*, That such certification shall specify
 5 each specific amount to be lapsed from a specified state general fund
 6 account of a state educational institution as determined by the state board
 7 of regents in accordance with this subsection: *Provided further*, That,
 8 upon receipt of such certification, the director of accounts and reports
 9 shall lapse each such amount specified in such certification from the state
 10 general fund account of a state educational institution designated there-
 11 for, in accordance with such certification, and each such amount is hereby
 12 lapsed on July 1, 2010, in accordance with such certification: *And pro-*
 13 *vided further*, That, at the same time that such certification is transmitted
 14 to the director of accounts and reports, the chief executive officer of the
 15 state board of regents shall transmit a copy of such certification to the
 16 director of the budget and the director of legislative research.

17 Sec. 93.

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, 2011, the following:

21 Operating expenditures \$23,367,545
 22 *Provided*, That any unencumbered balance in the operating expenditures
 23 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
 24 for fiscal year 2011: *Provided, however*, That expenditures from the op-
 25 erating expenditures account for official hospitality shall not exceed
 26 \$2,000.

27 Community corrections \$16,998,912
 28 *Provided*, That any unencumbered balance in the community corrections
 29 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
 30 for fiscal year 2011: *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 2011 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 Local jail payments \$1,100,000
 37 *Provided*, That, notwithstanding the provisions of K.S.A. 19-1930, and
 38 amendments thereto, payments by the department of corrections under
 39 subsection (b) of K.S.A. 19-1930, and amendments thereto, for the cost
 40 of maintenance of prisoners shall not exceed the per capita daily operating
 41 cost, not including inmate programs, for the department of corrections.
 42 Treatment and programs \$45,958,386
 43 *Provided*, That any unencumbered balance in the treatment and pro-

1 grams account in excess of \$100 as of June 30, 2010, is hereby reappro-
2 priated for fiscal year 2011.
3 Topeka correctional facility — facilities operations \$13,084,057
4 *Provided*, That any unencumbered balance in the Topeka correctional
5 facility — facilities operations account in excess of \$100 as of June 30,
6 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,
7 That expenditures from the Topeka correctional facility — facilities op-
8 erations account for official hospitality shall not exceed \$500.
9 Hutchinson correctional facility — facilities operations \$8,308,154
10 *Provided*, That any unencumbered balance in the Hutchinson correc-
11 tional facility — facilities operations account in excess of \$100 as of June
12 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided, how-*
13 *ever*, That expenditures from the Hutchinson correctional facility — fa-
14 cilities operations account for official hospitality shall not exceed \$500.
15 Lansing correctional facility — facilities operations \$38,326,136
16 *Provided*, That any unencumbered balance in the Lansing correctional
17 facility — facilities operations account in excess of \$100 as of June 30,
18 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,
19 That expenditures from the Lansing correctional facility — facilities op-
20 erations account for official hospitality shall not exceed \$500.
21 Ellsworth correctional facility — facilities operations \$12,936,609
22 *Provided*, That any unencumbered balance in the Ellsworth correctional
23 facility — facilities operations account in excess of \$100 as of June 30,
24 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,
25 That expenditures from the Ellsworth correctional facility — facilities
26 operations account for official hospitality shall not exceed \$500.
27 Winfield correctional facility — facilities operations \$2,682,562
28 *Provided*, That any unencumbered balance in the Winfield correctional
29 facility — facilities operations account in excess of \$100 as of June 30,
30 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,
31 That expenditures from the Winfield correctional facility — facilities op-
32 erations account for official hospitality shall not exceed \$500.
33 Norton correctional facility — facilities operations \$3,601,602
34 *Provided*, That any unencumbered balance in the Norton correctional
35 facility — facilities operations account in excess of \$100 as of June 30,
36 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,
37 That expenditures from the Norton correctional facility — facilities op-
38 erations account for official hospitality shall not exceed \$500: *Provided*
39 *further*, That \$531,859 can not be expended from the Norton correctional
40 facility — facilities operations account until the secretary of corrections
41 certifies with the secretary of administration that additional bed space is
42 necessary to avoid the early release of inmates.
43

1 Norton correctional facility — Stockton correctional
2 facility..... \$531,859
3 *Provided*, That expenditures from the Norton correctional facility —
4 Stockton correctional facility account may be made only after the Kansas
5 sentencing commission indicates that the number of male inmates will
6 be at 99% of capacity for males on or before June 30, 2013: *Provided*
7 *further*, That expenditures from this account may be made only if the
8 secretary of corrections certifies to the secretary of administration that
9 additional beds are required to prevent the need for the early release of
10 inmates.
11 El Dorado correctional facility — facilities operations..... \$23,735,057
12 *Provided*, That any unencumbered balance in the El Dorado correctional
13 facility — facilities operations account in excess of \$100 as of June 30,
14 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,
15 That expenditures from the El Dorado correctional facility — facilities
16 operations account for official hospitality shall not exceed \$500.
17 Larned correctional mental health facility — facilities
18 operations..... \$9,950,415
19 *Provided*, That any unencumbered balance in the Larned correctional
20 mental health facility — facilities operations account in excess of \$100 as
21 of June 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided,*
22 *however*, That expenditures from the Larned correctional mental health
23 facility — facilities operations account for official hospitality shall not
24 exceed \$500.
25 Facilities operations..... \$13,700,482
26 *Provided*, That any unencumbered balance in the facilities operations
27 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
28 for fiscal year 2011.
29 Any unencumbered balance in excess of \$100 as of June 30, 2010, in each
30 of the following accounts is hereby reappropriated for fiscal year 2011:
31 Community correctional conservation camps; reentry programs.
32 Any unencumbered balance in the DUI treatment services account in
33 excess of \$100 as of June 30, 2010, is hereby reappropriated for the fiscal
34 year 2011: *Provided further*, That expenditures may be made from the
35 DUI treatment services account for payments associated with providing
36 treatment services to offenders who were driving under the influence of
37 alcohol or drugs regardless of when the services were rendered.
38 (b) There is appropriated for the above agency from the following special
39 revenue fund or funds for the fiscal year ending June 30, 2011, 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:
43 Other federal grants fund..... No limit

1 *Provided*, That the above agency is authorized to make expenditures from
 2 the other federal grants fund of any moneys credited to this fund from
 3 any individual grant if the grant: (1) Is less than or equal to \$1,000,000
 4 in the aggregate, and (2) does not require the matching expenditure of
 5 any other moneys in the state treasury during fiscal year 2011 other than
 6 moneys appropriated by this or other appropriation act of the 2010 reg-
 7 ular session of the legislature: *Provided, however*, That, upon application
 8 to and authorization by the governor, the above agency may make ex-
 9 penditures of moneys credited to this fund from any individual federal
 10 grant which is more than \$1,000,000 in the aggregate or which requires
 11 the matching expenditure of moneys in the state treasury during the cur-
 12 rent or any ensuing fiscal year.

13	Federal flexible fiscal stabilization fund	No limit
14	Supervision fees fund.....	No limit
15	Residential substance abuse treatment — federal fund	No limit
16	Recovery act justice assistance — federal fund	No limit
17	Department of corrections state asset forfeiture fund	No limit
18	Chapter I — federal fund.....	No limit
19	Victims of crime act — federal fund.....	No limit
20	Correctional industries fund.....	No limit

21 *Provided*, That expenditures may be made from the correctional indus-
 22 tries fund for official hospitality.

23	Alcohol and drug abuse treatment fund.....	No limit
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24 *Provided*, That expenditures may be made from the alcohol and drug
 25 abuse fund for payments associated with providing treatment services to
 26 offenders who were driving under the influence of alcohol or drugs re-
 27 gardless of when the services were rendered.

28	State of Kansas — department of corrections inmate ben-	
29	efit fund.....	No limit

30	Department of corrections — alien incarceration grant	
31	fund — federal.....	No limit

32	Department of corrections — general fees fund	No limit
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33 *Provided*, That expenditures may be made from the department of cor-
 34 rections — general fees fund for operating expenditures for training pro-
 35 grams for correctional personnel, including official hospitality: *Provided*
 36 *further*, That the secretary of corrections is hereby authorized to fix,
 37 charge and collect fees for such programs: *And provided further*, That
 38 such fees shall be fixed in order to recover all or part of the operating
 39 expenses incurred for such training programs, including official hospital-
 40 ity: *And provided further*, That all fees received for such programs shall
 41 be deposited in the state treasury in accordance with the provisions of
 42 K.S.A. 75-4215, and amendments thereto, and shall be credited to this
 43 fund.

1	JEHT reentry program fund	No limit
2	Topeka correctional facility — community development	
3	block grant — federal fund	No limit
4	Topeka correctional facility — bureau of prisons contract	
5	— federal fund.....	No limit
6	Topeka correctional facility — general fees fund.....	No limit
7	Topeka correctional facility — laundry equipment depre-	
8	ciation reserve fund	No limit
9	Hutchinson correctional facility — general fees fund.....	No limit
10	Federal flexible fiscal stabilization fund — Hutchinson cor-	
11	rectional facility.....	No limit
12	Lansing correctional facility — general fees fund	No limit
13	Ellsworth correctional facility — general fees fund.....	No limit
14	Winfield correctional facility — general fees fund.....	No limit
15	Federal flexible fiscal stabilization fund — Winfield cor-	
16	rectional facility.....	No limit
17	Norton correctional facility — general fees fund.....	No limit
18	Federal flexible fiscal stabilization fund — Norton correc-	
19	tional facility	No limit
20	El Dorado correctional facility — general fees fund	No limit
21	Larned correctional mental health facility — general fees	
22	fund.....	No limit
23	Correctional services special revenue fund.....	No limit

24 (c) During the fiscal year ending June 30, 2011, the secretary of cor-
25 rections, with the approval of the director of the budget, may transfer any
26 part of any item of appropriation for the fiscal year ending June 30, 2011,
27 from the state general fund for the department of corrections or any
28 correctional institution or facility under the general supervision and man-
29 agement of the secretary of corrections to another item of appropriation
30 for fiscal year 2011 from the state general fund for the department of
31 corrections or any correctional institution or facility under the general
32 supervision and management of the secretary of corrections. The secre-
33 tary of corrections shall certify each such transfer to the director of ac-
34 counts and reports and shall transmit a copy of each such certification to
35 the director of legislative research.

36 (d) (1) During the fiscal year ending June 30, 2011, the secretary of
37 corrections, subject to the applicable restrictions and limitations or other
38 provisions of federal grant agreements, is hereby authorized to transfer
39 moneys received under a federal grant that are credited to a federal fund
40 of the department of corrections or any correctional institution or facility
41 under the general supervision and management of the secretary of cor-
42 rections to another federal fund for the fiscal year ending June 30, 2011,
43 for the department of corrections or any correctional institution or facility

1 under the general supervision and management of the secretary of cor-
2 rections. The secretary of corrections shall certify each such transfer to
3 the director of accounts and reports and shall transmit a copy of each
4 such certification to the director of the budget and the director of legis-
5 lative research.

6 (2) As used in this subsection (d), “federal fund” means the federal
7 flexible fiscal stabilization fund, the federal flexible fiscal stabilization fund
8 — Hutchinson correctional facility, the federal flexible fiscal stabilization
9 fund — Winfield correctional facility, and the federal flexible fiscal sta-
10 bilization fund — Norton correctional facility.

11 (e) Notwithstanding the provisions of K.S.A. 75-3731, and amendments
12 thereto, or any other statute, the director of accounts and reports shall
13 accept for payment from the secretary of corrections any duly authorized
14 claim to be paid from the local jail payments account of the state general
15 fund during fiscal year 2011 for costs pursuant to subsection (b) of K.S.A.
16 19-1930, and amendments thereto, even though such claim is not sub-
17 mitted or processed for payment within the fiscal year in which the service
18 is rendered and whether or not the services were rendered prior to the
19 effective date of this act.

20 (f) Notwithstanding the provisions of K.S.A. 75-3731, and amendments
21 thereto, or any other statute, the director of accounts and reports shall
22 accept for payment from the director of Kansas correctional industries
23 any duly authorized claim to be paid from the correctional industries fund
24 during fiscal year 2011 for operating or manufacturing costs even though
25 such claim is not submitted or processed for payment within the fiscal
26 year in which the service is rendered and whether or not the services
27 were rendered prior to the effective date of this act. The director of
28 Kansas correctional industries shall provide to the director of the budget
29 on or before September 15, 2010, a detailed accounting of all such pay-
30 ments made from the correctional industries fund during fiscal year 2011.

31 (g) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,
32 2011, or as soon after each such date as moneys are available, the director
33 of accounts and reports shall transfer \$233,750 from the correctional in-
34 dustries fund to the department of corrections — general fees fund.

35 (h) On July 1, 2010 or as soon thereafter as moneys are available, the
36 director of accounts and reports shall transfer \$500,000 from the correc-
37 tional industries fund to the state general fund: *Provided*, That the trans-
38 fer of such amount shall be in addition to any other transfer from the
39 correctional industries fund to the state general fund as prescribed by
40 law: *Provided further*, That the amount transferred from the correctional
41 industries fund to the state general fund pursuant to this subsection is to
42 reimburse the state general fund for accounting, auditing, budgeting, le-
43 gal, payroll, personnel and purchasing services and any other govern-

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

4 Sec. 94.

5 JUVENILE JUSTICE AUTHORITY

6 (a) There is appropriated for the above agency from the state general
7 fund for the fiscal year
8 ending June 30, 2011, the following:

9 Operating expenditures \$3,683,033

10 *Provided*, That any unencumbered balance in the operating expenditures
11 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
12 for fiscal year 2011: *Provided, however*, That expenditures from the op-
13 erating expenditures account for official hospitality shall not exceed
14 \$2,000.

15 Management information systems..... \$1,108,092

16 *Provided*, That any unencumbered balance in the management infor-
17 mation systems account in excess of \$100 as of June 30, 2010, is hereby
18 reappropriated for fiscal year 2011.

19 Kansas juvenile correctional complex facility operations ... \$16,856,354

20 *Provided*, That any unencumbered balance in the Kansas juvenile cor-
21 rectional complex facility operations account in excess of \$100 as of June
22 30, 2010, are hereby reappropriated to the Kansas juvenile correctional
23 complex facility operations account for fiscal year 2011: *Provided further*,
24 That expenditures may be made from this account for educational services
25 contracts which are hereby authorized to be negotiated and entered into
26 by the above agency with unified school districts or other public educa-
27 tional services providers: *And provided further*, That such educational
28 services contracts shall not be subject to the competitive bid requirements
29 of K.S.A. 75-3739, and amendments thereto.

30 Larned juvenile correctional facility operations \$8,719,585

31 *Provided*, That any unencumbered balance in the Larned juvenile cor-
32 rectional facility operations account in excess of \$100 as of June 30, 2010,
33 is hereby reappropriated for fiscal year 2011: *Provided further*, That ex-
34 penditures may be made from this account for educational services con-
35 tracts which are hereby authorized to be negotiated and entered into by
36 the above agency with unified school districts or other public educational
37 services providers: *And provided further*, That such educational services
38 contracts shall not be subject to the competitive bidding requirements of
39 K.S.A. 75-3739, and amendments thereto.

40 Purchase of services..... \$23,007,766

41 Intervention and graduated sanctions community grants .. \$14,408,639

42 (b) There is appropriated for the above agency from the children's
43 initiatives fund for the fiscal year ending June 30, 2011, the following:

1	Prevention program grant.....	\$3,785,814
2	<i>Provided</i> , That any unencumbered balance in the prevention program	
3	grant account in excess of \$100 as of June 30, 2010, is hereby reappro-	
4	priated for fiscal year 2011: <i>Provided further</i> , That money awarded as	
5	grants from this account is not an entitlement to communities, but a grant	
6	that must meet conditions prescribed by the above agency for appropriate	
7	outcomes.	
8	Intervention and graduated sanctions community grants ..	\$5,214,186
9	<i>Provided</i> , That any unencumbered balance in the intervention and grad-	
10	uated sanctions community grants account in excess of \$100 as of June	
11	30, 2010, is hereby reappropriated for fiscal year 2011.	
12	(c) There is appropriated for the above agency from the following special	
13	revenue fund or funds for the fiscal year ending June 30, 2011, all	
14	moneys now or hereafter lawfully credited to and available in such fund	
15	or funds, except that expenditures other than refunds authorized by law	
16	shall not exceed the following:	
17	Title XIX fund	No limit
18	Title IV-E fund.....	No limit
19	Juvenile accountability incentive block grant — federal	
20	fund.....	No limit
21	Juvenile justice delinquency prevention — federal fund...	No limit
22	Juvenile detention facilities fund.....	\$4,115,404
23	Juvenile justice fee fund — central office.....	No limit
24	Juvenile justice federal fund — Beloit juvenile correctional	
25	facility.....	No limit
26	Juvenile justice federal fund — Larned juvenile correc-	
27	tional facility.....	No limit
28	Juvenile justice federal fund — Kansas juvenile correc-	
29	tional complex.....	No limit
30	Juvenile justice federal fund.....	No limit
31	Byrne grant — federal fund — Kansas juvenile correc-	
32	tional complex.....	No limit
33	Recovery act Byrne grant — federal fund — Kansas ju-	
34	venile correctional complex.....	No limit
35	Federal Byrne justice assistance grant — ARRA — federal	
36	fund — Larned juvenile correctional facility.....	No limit
37	Federal Byrne justice assistance grant — JAG — federal	
38	fund — Larned juvenile justice correctional facility ..	No limit
39	Kansas juvenile delinquency prevention trust fund.....	No limit
40	Byrne grant — federal fund.....	No limit
41	Atchison youth residential center fee fund.....	No limit
42	Beloit juvenile correctional facility fee fund.....	No limit
43	Larned juvenile correctional facility fee fund.....	No limit

1	Larned juvenile correctional facility — elementary and sec-	
2	ondary education fund — federal.....	No limit
3	Kansas juvenile correctional complex fee fund.....	No limit
4	Kansas juvenile correctional complex — elementary and	
5	secondary education fund — federal.....	No limit
6	Kansas juvenile correctional complex — gifts, grants, and	
7	donations fund	No limit

8 (d) During the fiscal year ending June 30, 2011, the commissioner of
9 juvenile justice, with the approval of the director of the budget, may
10 transfer any part of any item of appropriation for the fiscal year ending
11 June 30, 2011, from the state general fund for the juvenile justice au-
12 thority or any juvenile correctional facility or institution under the general
13 supervision and management of the commissioner of juvenile justice to
14 another item of appropriation for fiscal year 2011 from the state general
15 fund for the juvenile justice authority or any juvenile correctional facility
16 or institution under the general supervision and management of the com-
17 missioner of juvenile justice. The commissioner of juvenile justice shall
18 certify each such transfer to the director of accounts and reports and shall
19 transmit a copy of each such certification to the director of legislative
20 research.

21 (e) During the fiscal year ending June 30, 2011, the commissioner of
22 juvenile justice, with the approval of the director of the budget, may
23 transfer any part of any item of appropriation for the fiscal year ending
24 June 30, 2011, from the children’s initiatives fund for the juvenile justice
25 authority to another item of appropriation for fiscal year 2011 from the
26 children’s initiatives fund for the juvenile justice authority. The commis-
27 sioner of juvenile justice shall certify each such transfer to the director of
28 accounts and reports and shall transmit a copy of each such certification
29 to the director of legislative research.

30 (f) In addition to the other purposes for which expenditures may be
31 made by the juvenile justice authority from the juvenile detention facili-
32 ties fund for fiscal year 2011, notwithstanding the provisions of K.S.A. 79-
33 4803, and amendments thereto, the juvenile justice authority is hereby
34 authorized and directed to make expenditures from the juvenile detention
35 facilities fund for fiscal year 2011 for purchase of services.

36 Sec. 95.

37 **ADJUTANT GENERAL**

38 (a) There is appropriated for the above agency from the state general
39 fund for the fiscal year ending June 30, 2011, the following:

40 Operating expenditures \$4,699,766

41 *Provided*, That any unencumbered balance in the operating expenditures
42 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
43 for fiscal year 2011: *Provided, however*, That expenditures from this ac-

1 count for official hospitality shall not exceed \$1,250.

2 Disaster relief \$5,173,836

3 *Provided*, That any unencumbered balance in the disaster relief account

4 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal

5 year 2011.

6 Incident management team \$16,415

7 *Provided*, That any unencumbered balance in the incident management

8 team account in excess of \$100 as of June 30, 2010, is hereby reappro-

9 priated for fiscal year 2011.

10 Civil air patrol — operating expenditures..... \$36,496

11 Military activation payments..... \$45,002

12 *Provided*, That all expenditures from the military activation payments

13 account shall be for military activation payments authorized by and sub-

14 ject to the provisions of K.S.A. 2009 Supp. 75-3228, and amendments

15 thereto: *Provided further*, That any unencumbered balance in the military

16 activation payments account in excess of \$100 as of June 30, 2010, is

17 hereby reappropriated for fiscal year 2011.

18 Kansas military emergency relief \$46,104

19 *Provided*, That expenditures may be made from the Kansas military emer-

20 gency relief account of the state general fund for grants and interest-free

21 loans, which are hereby authorized to be entered into by the adjutant

22 general with repayment provisions and other terms and conditions in-

23 cluding eligibility as may be prescribed by the adjutant general therefor,

24 to members and families of the Kansas army and air national guard and

25 members and families of the reserve forces of the United States of Amer-

26 ica who are Kansas residents, during the period preceding, during and

27 after mobilization to provide assistance to eligible family members ex-

28 perencing financial emergencies: *Provided further*, That such assistance

29 may include, but shall not be limited to, medical, funeral, emergency

30 travel, rent, utilities, child care, food expenses and other unanticipated

31 emergencies: *And provided further*, That any moneys received by the

32 adjutant general in repayment of any grants or interest-free loans made

33 from the Kansas military emergency relief account of the state general

34 fund shall be deposited in the state treasury in accordance with the pro-

35 visions of K.S.A. 75-4215, and amendments thereto, and shall be credited

36 to the Kansas military emergency relief fund.

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, 2011, 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 Conversion of materials and equipment fund — military

43 division No limit

1	Adjutant general expense fund	No limit
2	Emergency management — federal fund matching —	
3	equipment fund.....	No limit
4	Emergency management — federal fund matching — ad-	
5	ministration fund.....	No limit
6	Nuclear safety emergency management fee fund	No limit
7	<i>Provided</i> , That, notwithstanding the provisions of any other statute, the	
8	adjutant general may make transfers of moneys from the nuclear safety	
9	emergency management fee fund to other state agencies for fiscal year	
10	2011 pursuant to agreements which are hereby authorized to be entered	
11	into by the adjutant general with other state agencies to provide appro-	
12	priate emergency management plans to administer the Kansas nuclear	
13	safety emergency management act.	
14	Military fees fund — federal.....	No limit
15	<i>Provided</i> , That all moneys received by the adjutant general from the fed-	
16	eral government for reimbursement for expenditures made under agree-	
17	ments with the federal government shall be deposited in the state treasury	
18	in accordance with the provisions of K.S.A. 75-4215, and amendments	
19	thereto, and shall be credited to the military fees fund — federal.	
20	Emergency management — federal fund.....	No limit
21	Homeland security federal fund	No limit
22	Homeland security interest — federal fund.....	No limit
23	Armories and units general fees fund.....	No limit
24	Emergency management — disaster fund — federal	
25	fund.....	No limit
26	State emergency fund allocation — several disasters	
27	fund.....	No limit
28	State emergency fund allocation — weather related emer-	
29	gencies fund	No limit
30	State emergency fund — weather disasters	No limit
31	State emergency fund — assistance fund.....	No limit
32	Radioactive materials fund.....	No limit
33	Hazardous materials emergency preparedness federal	
34	fund.....	No limit
35	Civil air patrol — grants and contributions — federal	
36	fund.....	No limit
37	Emergency management performance grant (EMPG) —	
38	federal fund.....	No limit
39	NG — federal forfeiture fund.....	No limit
40	Inaugural expense fund.....	No limit
41	Indirect cost — federal fund.....	No limit
42	Kansas military emergency relief fund.....	No limit
43	<i>Provided</i> , That expenditures may be made from the Kansas military emer-	

1 agency relief fund for grants and interest-free loans, which are hereby
 2 authorized to be entered into by the adjutant general with repayment
 3 provisions and other terms and conditions including eligibility as may be
 4 prescribed by the adjutant general therefor, to members and families of
 5 the Kansas army and air national guard and members and families of the
 6 reserve forces of the United States of America who are Kansas residents,
 7 during the period preceding, during and after mobilization to provide
 8 assistance to eligible family members experiencing financial emergencies:
 9 *Provided further*, That such assistance may include, but shall not be lim-
 10 ited to, medical, funeral, emergency travel, rent, utilities, child care, food
 11 expenses and other unanticipated emergencies: *And provided further*,
 12 That any moneys received by the adjutant general in repayment of any
 13 grants or interest-free loans made from the Kansas military emergency
 14 relief fund shall be deposited in the state treasury in accordance with the
 15 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
 16 ited to the Kansas military emergency relief fund.

17 National guard life insurance premium reimbursement	
18 fund.....	No limit
19 Emergency management assistance compact federal	
20 fund.....	No limit
21 Public safety interoperable communications grant program	
22 federal fund.....	No limit
23 Military construction national guard federal fund.....	No limit
24 National guard civilian youth opportunities federal fund ..	No limit
25 Community economic assistance brac federal fund.....	No limit
26 Hazard mitigation grant federal fund.....	No limit
27 Other needs or individual assistance federal fund.....	No limit
28 Citizen corps federal fund	No limit
29 Law enforcement terrorism prevention program federal	
30 fund.....	No limit
31 COPS federal fund	No limit
32 IECGP federal fund	No limit
33 NOAA weather alert grant federal fund.....	No limit
34 National guard museum assistance fund	No limit

35 *Provided*, That all expenditures from the national guard museum assis-
 36 tance fund shall be made for an expansion of the 35th infantry division
 37 museum and education center facility.

38 Great plains joint regional training center fee fund.....	No limit
39 <i>Provided</i> , That expenditures may be made from the great plains joint	
40 regional training center fee fund for use of the great plains joint regional	
41 training center by other state agencies, local government agencies, for-	
42 profit organizations and not-for-profit organizations: <i>Provided further</i> ,	
43 That the adjutant general is hereby authorized to fix, charge and collect	

1 fees for recovery of costs associated with the use of the great plains joint
2 regional training center by other state agencies, local government agen-
3 cies, for-profit organizations and not-for-profit organizations: *And pro-*
4 *vided further*, That such fees shall be fixed in order to recover all or part
5 of the expenses incurred in providing for the use of the great plains joint
6 regional training center by other state agencies, local government agen-
7 cies, for-profit organizations and not-for-profit organizations: *And pro-*
8 *vided further*, That all fees received for use of the great plains joint re-
9 gional training center by other state agencies, local government agencies,
10 for-profit organizations or not-for-profit organizations shall be deposited
11 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
12 and amendments thereto, and shall be credited to the great plains joint
13 regional training center fee fund.

14 (c) In addition to the other purposes for which expenditures may be
15 made by the adjutant general from moneys appropriated from the state
16 general fund or from any special revenue fund for fiscal year 2011 and
17 from which expenditures may be made for salaries and wages, as author-
18 ized by this or other appropriation act of the 2010 regular session of the
19 legislature, expenditures may be made by the adjutant general from such
20 moneys appropriated from the state general fund or from any special
21 revenue fund for fiscal year 2011, notwithstanding the provisions of K.S.A.
22 48-205, and amendments thereto, or any other statute, in addition to
23 expenditures for other positions within the adjutant general's department
24 in the unclassified service as prescribed by law: *Provided*, That the ad-
25 jutant general may appoint a deputy adjutant general, who shall have no
26 military command authority, and who may be a civilian and shall have
27 served at least five years as a commissioned officer with the Kansas na-
28 tional guard, who will perform such duties as the adjutant general shall
29 assign, and who will serve in the unclassified service under the Kansas
30 civil service act: *Provided further*, That the position of such deputy ad-
31 jutant general in the unclassified service under the Kansas civil service
32 act shall be established by the adjutant general within the position limi-
33 tation established for the adjutant general on the number of full-time and
34 regular part-time positions equated to full- time, excluding seasonal and
35 temporary positions, paid from appropriations for fiscal year 2011 made
36 by this or other appropriation act of the 2010 regular session of the leg-
37 islature.

38 Sec. 96.

STATE FIRE MARSHAL

39
40 (a) There is appropriated for the above agency from the following spe-
41 cial revenue fund or funds for the fiscal year ending June 30, 2011, 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 purchases of nationally recognized adopted codes for resale and federally
2 reimbursed overtime, shall not exceed the following:

3 Fire marshal fee fund	\$3,628,715
4 <i>Provided</i> , That expenditures from the fire marshal fee fund for official 5 hospitality shall not exceed \$500.	
6 Other federal grants fund	No limit
7 <i>Provided</i> , That the above agency is authorized to make expenditures from 8 the other federal grants fund of any moneys credited to this fund from 9 any individual grant if the grant: (1) Is less than or equal to \$250,000 in 10 the aggregate, and (2) does not require the matching expenditure of any 11 other moneys in the state treasury during fiscal year 2011 other than 12 moneys appropriated by this or other appropriation act of the 2010 reg- 13 ular session of the legislature: <i>Provided, however</i> , That, upon application 14 to and authorization by the governor, the above agency may make ex- 15 penditures of moneys credited to this fund from any individual federal 16 grant which is more than \$250,000 in the aggregate or which requires the 17 matching expenditure of moneys in the state treasury during the current 18 or any ensuing fiscal year.	
19 Gifts, grants and donations fund	No limit
20 Hazardous material program fund.....	\$377,155
21 Intragovernmental service fund	No limit
22 State fire marshal liquefied petroleum gas fee fund.....	\$174,803
23 Hazardous materials emergency fund.....	\$250,000
24 <i>Provided</i> , That expenditures may be made by the state fire marshal from 25 the hazardous materials emergency fund for fiscal year 2011 for the pur- 26 poses of responding to specific incidences of emergencies related to haz- 27 ardous materials without prior approval of the state finance council: <i>Pro-</i> 28 <i>vided, however</i> , That expenditures from the hazardous materials 29 emergency fund during fiscal year 2011 for the purposes of responding 30 to any specific incidence of an emergency related to hazardous materials 31 without prior approval by the state finance council shall not exceed 32 \$25,000, except upon approval by the state finance council acting on this 33 matter which is hereby characterized as a matter of legislative delegation 34 and subject to the guidelines prescribed in subsection (c) of K.S.A. 75- 35 3711c, and amendments thereto, except that such approval also may be 36 given while the legislature is in session.	
37 Fire safety standard and firefighter protection act enforce- 38 ment fund	No limit
39 Cigarette fire safety standard and firefighter protection act 40 fund.....	No limit
41 (b) On July 1, 2010, and January 1, 2011, or as soon after each such 42 date as moneys are available, the director of accounts and reports shall 43 transfer \$188,458 from the fire marshal fee fund to the hazardous material	

1 program fund of the state fire marshal.

2 (c) During the fiscal year ending June 30, 2011, notwithstanding the
3 provisions of any other statute, the state fire marshal, with the approval
4 of the director of the budget, may transfer funds from the fire marshal
5 fee fund to the hazardous materials emergency fund of the state fire
6 marshal. The state fire marshal shall certify each such transfer to the
7 director of accounts and reports and shall transmit a copy of each such
8 certification to the director of legislative research. *Provided*, That the
9 aggregate amount of such transfers for the fiscal year ending June 30,
10 2011, shall not exceed \$50,000.

11 (d) During the fiscal year ending June 30, 2011, the director of the
12 budget and the director of legislative research shall consult periodically
13 and review the balance credited to and the estimated receipts to be cred-
14 ited to the fire marshal fee fund during fiscal year 2011, and, upon a
15 finding by the director of the budget in consultation with the director of
16 legislative research that the total of the unencumbered balance and es-
17 timated receipts to be credited to the fire marshal fee fund during fiscal
18 year 2011 are insufficient to fund the budgeted expenditures and transfers
19 from the fire marshal fee fund for fiscal year 2011 in accordance with the
20 provisions of appropriation acts, the director of the budget shall certify
21 such finding to the director of accounts and reports. Upon receipt of any
22 such certification, the director of accounts and reports shall transfer the
23 amount of moneys from the hazardous materials emergency fund to the
24 fire marshal fee fund that is required, in accordance with the certification
25 by the director of the budget under this subsection, to fund the budgeted
26 expenditures and transfers from the fire marshal fee fund for the re-
27 mainder of fiscal year 2011 in accordance with the provisions of appro-
28 priation acts, as specified by the director of the budget pursuant to such
29 certification.

30 (e) During the fiscal year ending June 30, 2011, the director of the
31 budget and the director of legislative research shall consult periodically
32 and review the balance credited to and the estimated receipts to be cred-
33 ited to the fire marshal fee fund and any other resources available to the
34 fire marshal fee fund during the fiscal year 2011, and, upon a finding by
35 the director of the budget in consultation with the director of legislative
36 research that the total of the unencumbered balance and estimated re-
37 cepts to be credited to the fire marshal fee fund during fiscal year 2011
38 are insufficient to meet in full the estimated expenditures for fiscal year
39 2011 as they become due to meet the financial obligations imposed by
40 law on the fire marshal fee fund as a result of a cash flow shortfall, within
41 the authorized budgeted expenditures in accordance with the provisions
42 of appropriation acts, the director of the budget is authorized and directed
43 to certify such finding to the director of accounts and reports. Upon re-

1 ceipt of any such certification, the director of accounts and reports shall
 2 transfer the amount of money specified in such certification from the
 3 state general fund to the fire marshal fee fund in order to maintain the
 4 cash flow of the fire marshal fee fund for such purposes for fiscal year
 5 2011: *Provided*, That the aggregate amount of such transfers during fiscal
 6 year 2011 pursuant to this subsection shall not exceed \$500,000. Within
 7 one year from the date of each such transfer to the fire marshal fee fund
 8 pursuant to this subsection, the director of accounts and reports shall
 9 transfer the amount equal to the amount transferred from the state gen-
 10 eral fund to the fire marshal fee fund from the fire marshal fee fund to
 11 the state general fund in accordance with a certification for such purpose
 12 by the director of the budget. At the same time as the director of the
 13 budget transmits any certification under this subsection is transmitted to
 14 the director of accounts and reports during fiscal year 2011, the director
 15 of the budget shall transmit a copy of such certification to the director of
 16 legislative research.

17 Sec. 97.

18 KANSAS PAROLE BOARD

19 (a) There is appropriated for the above agency from the state general
 20 fund for the fiscal year ending June 30, 2011, the following:
 21 Parole from adult correctional institutions..... \$510,135
 22 *Provided*, That any unencumbered balance in the parole from adult cor-
 23 rectional institutions account in excess of \$100 as of June 30, 2010, is
 24 hereby reappropriated for fiscal year 2011.

25 Sec. 98.

26 KANSAS HIGHWAY PATROL

27 (a) There is appropriated for the above agency from the state general
 28 fund for the fiscal year ending June 30, 2011, the following:
 29 Operating expenditures \$31,938,642
 30 *Provided*, That any unencumbered balance in the operating expenditures
 31 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
 32 for fiscal year 2011: *Provided, however*, That expenditures from the op-
 33 erating expenditures account for official hospitality shall not exceed
 34 \$3,000.

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, 2011, 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 *Provided*, That all moneys received from the sale of used equipment,
 42 recovery of and reimbursements for expenditures and any other source
 43 of revenue shall be deposited in the state treasury and credited to the

1	general fees fund, except as otherwise provided by law.	
2	Homeland security 2006 — federal fund	No limit
3	Homeland security 2007 — federal fund	No limit
4	Homeland security 2008 — federal fund	No limit
5	Homeland security 2009 — federal fund	No limit
6	Homeland security 2010 — federal fund	No limit
7	Homeland security 2011 — federal fund	No limit
8	For patrol of Kansas turnpike fund	No limit
9	<i>Provided</i> , That expenditures shall be made from the for patrol of Kansas	
10	turnpike fund for necessary moving expenses in accordance with K.S.A.	
11	75-3225, and amendments thereto.	
12	Highway patrol motor vehicle fund	No limit
13	Highway patrol — federal fund	No limit
14	Department of justice — federal recovery act — Edward	
15	J. Byrne memorial justice assistance grant program —	
16	federal fund	No limit
17	Department of justice, office of justice programs and bu-	
18	reau of justice assistance — recovery act rural law en-	
19	forcement grant program — federal fund.....	No limit
20	Kansas highway patrol state forfeiture fund.....	No limit
21	Gifts and donations fund	No limit
22	<i>Provided</i> , That expenditures from the gifts and donations fund for official	
23	hospitality shall not exceed \$1,000.	
24	Federal forfeiture fund	No limit
25	Motor carrier safety assistance program state fund	No limit
26	<i>Provided</i> , That expenditures shall be made from the motor carrier safety	
27	assistance program state fund for necessary moving expenses in accord-	
28	ance with K.S.A. 75-3225, and amendments thereto.	
29	Motor carrier safety assistance program — federal fund...	No limit
30	<i>Provided</i> , That expenditures shall be made from the motor carrier safety	
31	assistance program — federal fund for necessary moving expenses in ac-	
32	cordance with K.S.A. 75-3225, and amendments thereto.	
33	COPS grant — federal fund.....	No limit
34	Aircraft fund — on budget	No limit
35	Highway safety fund	No limit
36	Capitol area security fund.....	No limit
37	Vehicle identification number fee fund.....	No limit
38	Motor vehicle fuel and storeroom sales fund	No limit
39	<i>Provided</i> , That expenditures may be made from the motor vehicle fuel	
40	and storeroom sales fund to acquire and sell commodities and to provide	
41	services to local governments and other state agencies: <i>Provided further</i> ,	
42	That the superintendent of the Kansas highway patrol is hereby author-	
43	ized to fix, charge and collect fees for such commodities and services:	

1 *And provided further*, That such fees shall be fixed in order to recover
2 all or part of the expenses incurred in acquiring or providing and selling
3 such commodities and services: *And provided further*, That all fees re-
4 ceived for such commodities and 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 motor vehicle fuel and store-
7 room sales fund.

8 Kansas highway patrol operations fund \$19,573,115

9 *Provided*, That expenditures may be made from the Kansas highway pa-
10 trol operations fund for the purchase of civilian clothing for members of
11 the Kansas highway patrol assigned to duties pursuant to K.S.A. 74-2105,
12 and amendments thereto: *Provided further*, That the superintendent shall
13 make expenditures from the Kansas highway patrol operations fund for
14 necessary moving expenses in accordance with K.S.A. 75-3225, and
15 amendments thereto.

16 Highway patrol training center fund..... No limit

17 *Provided*, That expenditures may be made from the highway patrol train-
18 ing center fund for use of the highway patrol training center by other
19 state agencies, local government agencies and not-for-profit organiza-
20 tions: *Provided further*, That the superintendent of the Kansas highway
21 patrol is hereby authorized to fix, charge and collect fees for recovery of
22 costs associated with use of the highway patrol training center by other
23 state agencies, local government agencies and not-for-profit organiza-
24 tions: *And provided further*, That such fees shall be fixed in order to
25 recover all or part of the expenses incurred in providing for the use of
26 the highway patrol training center by other state or local government
27 agencies: *And provided further*, That all fees received for use of the high-
28 way patrol training center by other state agencies, local government agen-
29 cies or not-for-profit organizations shall be deposited in the state treasury
30 in accordance with the provisions of K.S.A. 75-4215, and amendments
31 thereto, and shall be credited to the highway patrol training center fund.

32 Executive aircraft fund..... No limit

33 *Provided*, That expenditures may be made from the executive aircraft
34 fund to provide aircraft services to other state agencies and to purchase
35 liability and property damage insurance for state aircraft: *Provided fur-*
36 *ther*, That the superintendent of the highway patrol is hereby authorized
37 to fix, charge and collect fees for such aircraft services to other state
38 agencies: *And provided further*, That such fees shall be fixed in order to
39 recover all or part of the operating expenses incurred in providing such
40 services: *And provided further*, That all fees received for such services
41 shall be deposited in the state treasury in accordance with the provisions
42 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
43 executive aircraft fund.

1 1122 program clearing fund..... No limit

2 (c) On or before the 10th of each month during the fiscal year ending
3 June 30, 2011, the director of accounts and reports shall transfer from
4 the state general fund to the 1122 program clearing fund interest earnings
5 based on: (1) The average daily balance of moneys in the 1122 program
6 clearing fund for the preceding month; and (2) the net earnings rate for
7 the pooled money investment portfolio for the preceding month.

8 (d) On July 1, 2010, and January 1, 2011, or as soon after each date as
9 moneys are available the director of accounts and reports shall transfer
10 an amount specified by the executive director of the state corporation
11 commission, with the approval of the director of the budget, of not more
12 than \$650,000 from the motor carrier license fees fund of the state cor-
13 poration commission to the motor carrier safety assistance program state
14 fund of the Kansas highway patrol.

15 (e) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,
16 2011, or as soon after each date as moneys are available, the director of
17 accounts and reports shall transfer \$4,708,956.25 from the state highway
18 fund of the department of transportation to the Kansas highway patrol
19 operations fund of the Kansas highway patrol for the purpose of financing
20 the Kansas highway patrol operations. In addition to other purposes for
21 which expenditures may be made from the state highway fund during
22 fiscal year 2011 and notwithstanding the provisions of K.S.A. 68-416, and
23 amendments thereto, or any other statute, transfers and expenditures may
24 be made from the state highway fund during fiscal year 2011 for support
25 and maintenance of the Kansas highway patrol.

26 (f) On July 1, 2010, or as soon thereafter as moneys are available, the
27 director of accounts and reports shall transfer \$212,000 from the state
28 highway fund of the department of transportation to the highway safety
29 fund of the Kansas highway patrol for the purpose of financing the mo-
30 torist assistance program of the Kansas highway patrol.

31 (g) On July 1, 2010, or as soon thereafter as moneys are available, the
32 director of accounts and reports shall transfer \$250,000 from the state
33 highway fund of the department of transportation to the general fees fund
34 of the Kansas highway patrol for the purpose of financing operating ex-
35 penditures of the Kansas highway patrol.

36 (h) On July 1, 2010, and January 1, 2011, or as soon after each date as
37 moneys are available, notwithstanding the provisions of K.S.A. 74-2136,
38 and amendments thereto, or any other statute, the director of accounts
39 and reports shall transfer \$200,000 from the highway patrol motor vehicle
40 fund of the Kansas highway patrol to the aircraft fund — on budget of
41 the Kansas highway patrol.

42 (i) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1, 2011,
43 or as soon after each date as moneys are available, the director of accounts

1 and reports shall transfer \$9,000,000 from the state highway fund of the
2 department of transportation to the state general fund. In addition to
3 other purposes for which expenditures may be made from the state high-
4 way fund during fiscal year 2011 and notwithstanding the provisions of
5 K.S.A. 68-416, and amendments thereto, or any other statute, transfers
6 and expenditures may be made from the state highway fund during fiscal
7 year 2011 for the support and maintenance of the Kansas highway patrol.

8 (j) On July 1, 2010, or as soon thereafter as moneys are available, the
9 director of accounts and reports shall transfer \$333,588 from the highway
10 patrol training center fund of the Kansas highway patrol to the Kansas
11 highway patrol operations fund of the Kansas highway patrol.

12 (k) On July 1, 2010, or as soon thereafter as moneys are available, the
13 director of accounts and reports shall transfer \$240,570 from the general
14 fees fund of the Kansas highway patrol to the Kansas highway patrol
15 operations fund of the Kansas highway patrol.

16 (l) On July 1, 2010, or as soon thereafter as moneys are available, the
17 director of accounts and reports shall transfer \$37,153 from the vehicle
18 identification number fee fund of the Kansas highway patrol to the Kansas
19 highway patrol operations fund of the Kansas highway patrol.

20 Sec. 99.

21 ATTORNEY GENERAL — KANSAS BUREAU OF INVESTIGATION

22 (a) There is appropriated for the above agency from the state general
23 fund for the fiscal year ending June 30, 2011, the following:

24 Operating expenditures \$16,089,562

25 *Provided*, That any unencumbered balance in the operating expenditures
26 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
27 to the operating expenditures account for fiscal year 2011: *Provided, how-*
28 *ever*, That expenditures from the operating expenditures account for of-
29 ficial hospitality shall not exceed \$750.

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, 2011, all
32 moneys now or hereafter lawfully credited to and available in such fund
33 or funds, except that expenditures other than refunds authorized by law
34 shall not exceed the following:

35 Kansas bureau of investigation state forfeiture fund..... No limit

36 *Provided*, That expenditures may be made from the Kansas bureau of
37 investigation state forfeiture fund for direct or indirect operating expend-
38 itures incurred for the conducting educational classes and training for
39 special agents and other personnel, including official hospitality.

40 Kansas bureau of investigation federal forfeiture fund No limit

41 *Provided*, That expenditures may be made from the Kansas bureau of
42 investigation federal forfeiture fund for direct or indirect operating ex-
43 penditures incurred for the conducting educational classes and training

1 for special agents and other personnel, including official hospitality.
2 Kansas bureau of investigation federal grants fund No limit
3 *Provided*, That the above agency is authorized to make expenditures from
4 the Kansas bureau of investigation federal grants fund of any moneys
5 credited to this fund from any individual federal grant if the grant is less
6 than or equal to \$500,000 in the aggregate and the grant does not require
7 the matching expenditure of any moneys in the state treasury during fiscal
8 year 2011 or any ensuing fiscal year, other than moneys appropriated by
9 this or other appropriation act of the 2010 regular session of the legisla-
10 ture: *Provided, however*, That, upon application to and authorization by
11 the governor, the above agency may make expenditures of moneys cred-
12 ited to this fund from any individual federal grant which is more than
13 \$500,000 in the aggregate or which requires the matching expenditure of
14 moneys in the state treasury during the current or any ensuing fiscal year,
15 other than moneys appropriated by this or other appropriation act of the
16 2010 regular session of the legislature.
17 High intensity drug trafficking area — federal fund..... No limit
18 Private detective fee fund..... No limit
19 DNA database fund..... No limit
20 Kansas bureau of investigation motor vehicle fund No limit
21 *Provided*, That expenditures may be made from the Kansas bureau of
22 investigation motor vehicle fund to acquire and sell motor vehicles for
23 the Kansas bureau of investigation: *Provided further*, That all moneys
24 received for sale of motor vehicles of the Kansas bureau of investigation
25 shall be deposited in the state treasury in accordance with the provisions
26 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
27 Kansas bureau of investigation motor vehicle fund.
28 Forensic laboratory and materials fee fund..... No limit
29 *Provided*, That expenditures may be made from the forensic laboratory
30 and materials fee fund for the acquisition of laboratory equipment and
31 materials and for other direct or indirect operating expenditures for the
32 forensic laboratory of the Kansas bureau of investigation incurred for
33 laboratory tests conducted for noncriminal justice entities, including gov-
34 ernmental agencies and private organizations, which testing activity is
35 hereby authorized: *Provided, however*, That all expenditures from this
36 fund of moneys received as Kansas bureau of investigation laboratory
37 analysis fees pursuant to subsection (a) of K.S.A. 28-176, and amendments
38 thereto, shall be for the purposes authorized by subsection (c) of K.S.A.
39 28-176, and amendments thereto: *Provided further*, That the director of
40 the Kansas bureau of investigation is hereby authorized to fix, charge and
41 collect fees for laboratory tests conducted for such noncriminal justice
42 entities: *And provided further*, That such fees shall be fixed in order to
43 recover all or part of the direct and indirect operating expenses incurred

1 for conducting laboratory tests for such noncriminal justice entities: *And*
2 *provided further*, That all fees received for such laboratory tests, including
3 all moneys received pursuant to subsection (a) of K.S.A. 28-176, and
4 amendments thereto, shall be deposited in the state treasury in accord-
5 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
6 shall be credited to the forensic laboratory and materials fee fund.
7 KBI general fees fund..... No limit
8 *Provided*, That expenditures may be made from the KBI general fees
9 fund for direct or indirect operating expenditures incurred for the follow-
10 ing activities: (1) Conducting education and training classes for special
11 agents and other personnel, including official hospitality; (2) purchasing
12 illegal drugs, making contacts and acquiring information leading to illegal
13 drug outlets, contraband and stolen property, and conducting other ac-
14 tivities for similar investigatory purposes; (3) conducting investigations
15 and related activities for the Kansas lottery or the Kansas racing and
16 gaming commission; (4) conducting DNA forensic laboratory tests and
17 related activities; (5) preparing, publishing and distributing crime pre-
18 ventation materials; and (6) conducting agency operations: *Provided, how-*
19 *ever*, That the director of the Kansas bureau of investigation is hereby
20 authorized to fix, charge and collect fees in order to recover all or part of
21 the direct and indirect operating expenses incurred, except as otherwise
22 hereinafter provided, for the following: (1) Education and training serv-
23 ices made available to local law enforcement personnel in classes con-
24 ducted for special agents and other personnel of the Kansas bureau of
25 investigation; (2) investigations and related activities conducted for the
26 Kansas lottery or the Kansas racing and gaming commission, except that
27 the fees fixed for these activities shall be fixed in order to recover all of
28 the direct and indirect expenses incurred for such investigations and re-
29 lated activities; (3) DNA forensic laboratory tests and related activities;
30 (4) sale and distribution of crime prevention materials: *Provided further*,
31 That all fees received for such activities shall be deposited in the state
32 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
33 ments thereto, and shall be credited to the KBI general fees fund: *And*
34 *provided further*, That all moneys which are expended for any such evi-
35 dence purchase, information acquisition or similar investigatory purpose
36 or activity from whatever funding source and which are recovered shall
37 be deposited in the state treasury in accordance with the provisions of
38 K.S.A. 75-4215, and amendments thereto, and shall be credited to the
39 KBI general fees fund: *And provided further*, That all moneys received
40 as gifts, grants or donations for the preparation, publication or distribution
41 of crime prevention materials shall be deposited in the state treasury in
42 accordance with the provisions of K.S.A. 75-4215, and amendments
43 thereto, and shall be credited to the KBI general fees fund: *And provided*

1 *further*, That expenditures from any moneys received from the division
2 of alcoholic beverage control and credited to the KBI general fees fund
3 may be made by the Kansas bureau of investigation for all purposes for
4 which expenditures may be made for operating expenditures.
5 Record check fee fund No limit
6 *Provided*, That the director of the Kansas bureau of investigation is au-
7 thorized to fix, charge and collect fees in order to recover all or part of
8 the direct and indirect operating expenses for criminal history record
9 checks conducted for noncriminal justice entities including government
10 agencies and private organizations: *Provided, however*, That all moneys
11 received for such fees shall be deposited in the state treasury in accord-
12 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
13 shall be credited to the record check fee fund: *Provided further*, That
14 expenditures may be made from the record check fee fund for operating
15 expenditures of the Kansas bureau of investigation.
16 Intergovernmental service fund No limit
17 Agency motor pool fund No limit
18 Marijuana eradication federal fund No limit
19 National criminal history improvement federal fund No limit
20 Violence against women federal fund No limit
21 Public safety partnership and community policing federal
22 fund No limit
23 Byrne — JAG federal fund No limit
24 DNA backlog reduction federal fund No limit
25 Coverdell forensic sciences improvement federal fund No limit
26 Anti-gang initiative federal fund No limit
27 Convicted offender/arrestee DNA federal fund No limit
28 Byrne/JAG — ARRA federal fund No limit
29 Homeland security federal fund No limit
30 State homeland security program federal fund No limit
31 Sec. 100.

32 EMERGENCY MEDICAL SERVICES BOARD

33 (a) There is appropriated for the above agency from the following spe-
34 cial revenue fund or funds for the fiscal year ending June 30, 2011, 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 Rural health options grant fund No limit
39 Rural access to emergency devices grant — federal
40 fund No limit
41 Emergency medical services operating fund \$1,384,926
42 *Provided*, That the emergency medical services board is hereby author-
43 ized to fix, charge and collect fees in order to recover costs incurred for

1 distributing educational videos, replacing lost educational materials and
 2 mailing labels of those licensed by the board: *Provided further*, That such
 3 fees may be fixed in order to recover all or part of such costs: *And pro-*
 4 *vided further*, That all moneys received from such fees shall be deposited
 5 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
 6 and amendments thereto, and shall be credited to the emergency medical
 7 services operating fund: *And provided further*, That, notwithstanding any
 8 provisions of K.S.A. 65-6128 or 65-6129b, and amendments thereto, or
 9 of any other statute to the contrary, all moneys received by the emergency
 10 medical services board for fees authorized by law for licensure or the
 11 issuance of permits, or for any other regulatory duties and functions pre-
 12 scribed by law in the field of emergency medical services, shall be de-
 13 posited in the state treasury to the credit of the emergency medical serv-
 14 ices operating fund of the emergency medical services board: *And*
 15 *provided further*, That expenditures from the emergency medical services
 16 operating fund for official hospitality shall not exceed \$2,000.

17 Education incentive grant payment fund..... No limit
 18 *Provided*, That the priority for award of education incentive grants shall
 19 be to award such grants to rural areas.

20 EMS revolving fund..... No limit
 21 *Provided*, That, if an organization agrees to receive money from the EMS
 22 revolving fund, the organization shall enter into a grant agreement re-
 23 quiring such organization to submit a written report to the emergency
 24 medical services board detailing and accounting for all expenditures and
 25 receipts related to the use of the moneys received from the EMS revol-
 26 ving fund: *Provided further*, That the emergency medical services board
 27 shall prepare a written report specifying and accounting for all moneys
 28 allocated to and expended from the EMS revolving fund: *And provided*
 29 *further*, That such report shall be submitted to the house of representa-
 30 tives committee on appropriations and the senate committee on ways and
 31 means on or before February 1, 2011.

32 (b) In addition to the other purposes for which expenditures may be
 33 made by the emergency medical services board from the board of emer-
 34 gency medical services operating fund for fiscal year 2011 by this or other
 35 appropriation act of the 2010 regular session of the legislature, expendi-
 36 tures may be made by the emergency medical services board from the
 37 emergency medical services operating fund for fiscal year 2011 for the
 38 purpose of implementing a grant program for emergency medical services
 39 training and educational assistance for persons in underserved areas: *Pro-*
 40 *vided*, That when issuing such grants, first priority shall be given to am-
 41 bulance services submitting applications seeking grants to pay the cost of
 42 recruiting volunteers and cost of the initial courses of training for atten-
 43 dants, instructor-coordinators and training officers: *Provided further*,

1 That the second priority shall be given to ambulance services submitting
2 applications seeking grants to pay the cost of continuing education for
3 attendants, instructor-coordinators and training officers: *And provided*
4 *further*, That the third priority shall be given to ambulance services sub-
5 mitting applications seeking grants to pay the cost of education for atten-
6 dants, instructor-coordinators and training officers who are obtaining a
7 post-secondary education degree.

8 (c) In addition to the other purposes for which expenditures may be
9 made by the emergency medical services board from the moneys appro-
10 priated from the state general fund or from any special revenue fund for
11 the emergency medical services board for fiscal year 2011, as authorized
12 by this or any other appropriation act of the 2010 regular session of the
13 legislature, expenditures shall be made by the emergency medical services
14 board from moneys appropriated from the state general fund or from any
15 special revenue fund for the emergency medical services board for fiscal
16 year 2011 to require emergency medical services agencies in each of the
17 six EMS regions of the state to prepare and submit a report of the ex-
18 penditures made and moneys received in the EMS region are related to
19 the operation and administration of the Kansas emergency medical serv-
20 ices examination to the emergency medical services board: *Provided*, That
21 the report for each EMS region specify and account for all moneys app-
22 propriated from the state treasury for the emergency medical services
23 board and disbursed to such EMS region for the operation of the most
24 recently conducted Kansas emergency medical services examination in
25 such EMS region.

26 (d) On July 1, 2010, and January 1, 2011, or as soon after each such
27 date as moneys are available, the director of accounts and reports shall
28 transfer \$125,000 from the emergency medical services operating fund
29 to the educational incentive grant payment fund.

30 (e) During the fiscal year ending June 30, 2011, the director of the
31 budget and the director of legislative research shall consult periodically
32 and review the balance credited to and the estimated receipts to be cred-
33 ited to the emergency medical services operating fund during fiscal year
34 2011, and, upon a finding by the director of the budget in consultation
35 with the director of legislative research that the total of the unencum-
36 bered balance and estimated receipts to be credited to the emergency
37 medical services operating fund during fiscal year 2011 are insufficient to
38 fund the budgeted expenditures and transfers from the emergency med-
39 ical services operating fund for fiscal year 2011 in accordance with the
40 provisions of appropriation acts, the director of the budget shall certify
41 such funding to the director of accounts and reports. Upon receipt of any
42 such certification, the director of accounts and reports shall transfer the
43 amount of moneys from the education incentive grant payment fund to

1 the emergency medical services operating fund that is required, in ac-
2 cordance with the certification by the director of the budget under this
3 subsection, to fund the budgeted expenditures and transfers from the
4 emergency medical services operating fund for the remainder of fiscal
5 year 2011 in accordance with the provisions of appropriation acts, as spec-
6 ified by the director of the budget pursuant to such certification.

7 (f) During the fiscal year ending June 30, 2011, if any EMS regional
8 council enters into a grant agreement with the emergency medical service
9 board, such council shall be required to submit pursuant to such grant
10 agreement a written report detailing and accounting for all expenditures
11 and receipts of such council during such fiscal year. The emergency med-
12 ical services board shall prepare a written report specifying and account-
13 ing for all moneys received by and expended by each individual council
14 that has reported to the emergency medical services board pursuant to
15 such grant agreement and submit such report to the house of represen-
16 tatives committee on appropriations and the senate committee on ways
17 and means on or before February 1, 2011.

18 Sec. 101.

19 KANSAS SENTENCING COMMISSION

20 (a) There is appropriated for the above agency from the state general
21 fund for the fiscal year ending June 30, 2011, the following:

22 Operating expenditures \$713,536

23 *Provided*, That any unencumbered balance in the operating expenditures
24 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
25 for fiscal year 2011.

26 Substance abuse treatment programs \$6,646,019

27 *Provided*, That any unencumbered balance in the substance abuse treat-
28 ment programs account in excess of \$100 as of June 30, 2010, is hereby
29 reappropriated for fiscal year 2011.

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, 2011, all
32 moneys now or hereafter lawfully credited to and available in such fund
33 or funds, except that expenditures other than refunds authorized by law
34 shall not exceed the following:

35 General fees fund..... No limit

36 Statistical analysis — federal fund..... No limit

37 Drug abuse fund — federal No limit

38 Sec. 102.

39 KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS
40 AND TRAINING

41 (a) There is appropriated for the above agency from the following spe-
42 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
43 moneys now or hereafter lawfully credited to and available in such fund

1 or funds, except that expenditures other than refunds authorized by law
2 shall not exceed the following:

3 Kansas commission on peace officers' standards and train-
4 ing fund \$650,005

5 *Provided*, That expenditures from the Kansas commission on peace of-
6 ficers' standards and training fund for the fiscal year ending June 30, 2011,
7 for official hospitality shall not exceed \$1,000.

8 (b) On July 1, 2010, or as soon thereafter as moneys are available, the
9 director of accounts and reports shall transfer \$200,000 from the Kansas
10 commission on peace officers' standards and training fund of the Kansas
11 commission on peace officers' standards and training to the state general
12 fund: *Provided*, That the transfer of such amount shall be in addition to
13 any other transfer from the Kansas commission on peace officers' stan-
14 dards and training fund to the state general fund as prescribed by law:
15 *Provided further*, That the amount transferred from the Kansas commis-
16 sion on peace officers' standards and training fund to the state general
17 fund pursuant to this subsection is to reimburse the state general fund
18 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
19 chasing services and any other governmental services which are per-
20 formed on behalf of the Kansas commission on peace officers' standards
21 and training by other state agencies which receive appropriations from
22 the state general fund to provide such services.

23 Sec. 103.

24 KANSAS DEPARTMENT OF AGRICULTURE

25 (a) There is appropriated for the above agency from the state general
26 fund for the fiscal year ending June 30, 2011, the following:

27 Operating expenditures \$9,513,336

28 *Provided*, That any unencumbered balance in the operating expenditures
29 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
30 to the operating expenditures account for fiscal year 2011: *Provided fur-*
31 *ther*, That expenditures may be made from this account for expenses
32 incurred in holding the annual meeting: *And provided further*, That ex-
33 penditures from this account for official hospitality shall not exceed
34 \$5,000: *And provided further*, That the above agency may negotiate and
35 enter into contracts to carry out its functions at the annual meeting: *And*
36 *provided further*, That such contracts shall not be subject to the com-
37 petitive bid requirements of K.S.A. 75-3739, and amendments thereto.

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, 2011, 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:

43 Dairy fee fund No limit

1	Meat and poultry inspection fee fund.....	No limit
2	Wheat quality survey fund.....	No limit
3	Entomology fee fund.....	No limit
4	Laboratory equipment fund.....	No limit
5	Water structures — state highway fund.....	\$104,832
6	Soil amendment fee fund.....	No limit
7	Agricultural liming materials fee fund.....	No limit
8	Weights and measures fee fund.....	No limit
9	Water appropriation certification fund.....	\$553,868
10	Water resources cost fund.....	No limit
11	<i>Provided</i> , That all moneys received by the secretary of agriculture from	
12	any governmental or nongovernmental source to implement the provi-	
13	sions of the Kansas water banking act, K.S.A. 2009 Supp. 82a-761 through	
14	82a-773, and amendments thereto, which are hereby authorized to be	
15	applied for and received, shall be deposited in the state treasury in ac-	
16	cordance with the provisions of K.S.A. 75-4215, and amendments thereto,	
17	and shall be credited to the water resources cost fund.	
18	Agriculture seed fee fund.....	No limit
19	Chemigation fee fund.....	No limit
20	Agriculture statistics fund.....	No limit
21	Petroleum inspection fee fund.....	No limit
22	Water transfer hearing fund.....	No limit
23	Grain commodity commission services fund.....	No limit
24	Kansas agricultural remediation board fund.....	No limit
25	Kansas agricultural remediation fund.....	No limit
26	Warehouse fee fund.....	No limit
27	U.S. geological survey cooperative gauge agreement grants	
28	fund.....	No limit
29	<i>Provided</i> , That the secretary of agriculture is hereby authorized to enter	
30	into a cooperative gauge agreement with the United States geological	
31	survey: <i>Provided further</i> , That all moneys collected for the construction	
32	or operation of river water intake gauges shall be deposited in the state	
33	treasury in accordance with the provisions of K.S.A. 75-4215, and amend-	
34	ments thereto, and shall be credited to the U.S. geological survey coop-	
35	erative gauge agreement grants fund: <i>And provided further</i> , That ex-	
36	penditures may be made from this fund to pay the costs incurred in the	
37	construction or operation of river water intake gauges.	
38	Computer services fund.....	No limit
39	Agricultural chemical fee fund.....	No limit
40	Feeding stuffs fee fund.....	No limit
41	Fertilizer fee fund.....	No limit
42	Plant pest emergency response fund.....	No limit
43	Pesticide use fee fund.....	No limit

1	Geographic information system fee fund.....	No limit
2	Egg fee fund	No limit
3	Fertilizer/pesticide compliance admin fund.....	No limit
4	Water structures fund	\$144,521
5	Meat and poultry inspection fund — federal	No limit
6	EPA pesticide performance partnership grant — federal	
7	fund.....	No limit
8	FEMA dam safety — federal fund.....	No limit
9	FEMA stream mapping — federal fund	No limit
10	Pest detection and survey — federal fund.....	No limit
11	USDA NASS postage fund	No limit
12	FDA tissue residue — federal fund	No limit
13	Conversion of materials and equipment fund	No limit
14	Speciality crop block grant — federal fund.....	No limit
15	Publications fee fund	No limit
16	<i>Provided</i> , That expenditures may be made from the publications fee fund	
17	for operating expenditures related to preparation and publication of in-	
18	formational or educational materials related to the programs or functions	
19	of the Kansas department of agriculture: <i>Provided further</i> , That, not-	
20	withstanding the provisions of K.S.A. 75-1005, and amendments thereto,	
21	to the contrary, the secretary of agriculture is hereby authorized to enter	
22	into a contract with a commercial publisher for the printing, distribution	
23	and sale of such materials: <i>And provided further</i> , That the secretary of	
24	agriculture is hereby authorized to collect fees from such commercial	
25	publisher pursuant to contract with the publisher for the sale of such	
26	materials: <i>And provided further</i> , That the secretary of agriculture is	
27	hereby authorized to receive and accept grants, gifts, donations or funds	
28	from any non- federal source for the printing, publication and distribution	
29	of such materials: <i>And provided further</i> , That all moneys received from	
30	such fees or for such grants, gifts, donations or other funds received for	
31	such purpose, shall be deposited in the state treasury in accordance with	
32	the provisions of K.S.A. 75-4215, and amendments thereto, and shall be	
33	credited to the publications fee fund.	
34	Agriculture preparedness — homeland security — federal	
35	fund.....	No limit
36	Other federal grants fund.....	No limit
37	<i>Provided</i> , 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 \$500,000 in	
40	the aggregate, and (2) does not require the matching expenditure of any	
41	moneys in the state treasury during fiscal year 2011 other than moneys	
42	appropriated by this or other appropriation act of the 2010 regular session	
43	of the legislature: <i>Provided, however</i> , That, upon application to and au-	

1 thORIZATION by the governor, the above agency may make expenditures of
 2 moneys credited to this fund from any individual federal grant which is
 3 more than \$500,000 in the aggregate or which requires the matching
 4 expenditure of moneys in the state treasury during fiscal year 2011, other
 5 than moneys appropriated by this or other appropriation act of the 2010
 6 regular session of the legislature: *Provided further*, That no grant for the
 7 farmers' assistance, counseling and training program shall be deposited
 8 to the credit of this fund.

9	USDA national agricultural statistics services — federal	
10	fund.....	No limit
11	FDA food protection conference grant — federal fund....	No limit
12	Retail food good manufacturing practice management —	
13	federal fund.....	No limit
14	Medicated feed and FDA BSE inspection — federal	
15	fund.....	No limit
16	National floodplain insurance assistance (CAP) — federal	
17	fund.....	No limit
18	FEMA map modernization management support — fed-	
19	eral fund	No limit
20	Civil litigation fee fund.....	No limit

21 *Provided*, That the above agency is authorized to make expenditures from
 22 the civil litigation fee fund for costs or other expenses associated with
 23 investigation and litigation regarding fraudulent meat sales: *Provided fur-*
 24 *ther*, That a portion of the moneys received by the state from fines and
 25 other moneys collected as a result of the settlement of fraudulent meat
 26 sales cases, as determined by the secretary of agriculture and the attorney
 27 general, shall be deposited in the state treasury in accordance with the
 28 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
 29 ited to the civil litigation fee fund by the attorney general.

30	Food safety fund	No limit
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31 *Provided*, That expenditures may be made from the food safety fund for
 32 operating expenditures for the food inspection program and other activ-
 33 ities for the regulation of food service establishments, food vending ma-
 34 chines, food vending machine companies and food vending machine deal-
 35 ers under the food service and lodging act: *Provided further*, That,
 36 notwithstanding the provisions of K.S.A. 36-512, and amendments
 37 thereto, to the contrary, all moneys received from fees charged and col-
 38 lected by the secretary of agriculture under the food inspection program
 39 and other activities for the regulation of food service establishments, food
 40 vending machines, food vending machine companies and food vending
 41 machine dealers under the food service and lodging act shall be remitted
 42 to the state treasurer in accordance with the provisions of K.S.A. 75-4215,
 43 and amendments thereto, deposited in the state treasury and shall be

1 credited to the food safety fund: *And provided further*, That the secretary
2 of agriculture is hereby authorized to make expenditures from the food
3 safety fund for contracts or other agreements with local governments to
4 inspect food service, food processing, grocery or other facilities for which
5 the department of agriculture has inspection authority.

6 Gifts and donations fund No limit
7 *Provided*, That the secretary of agriculture is hereby authorized to receive
8 gifts and donations of resources and money for services for the benefit
9 and support of agriculture and purposes thereto: *Provided further*, That
10 such gifts and donations of money shall be deposited in the state treasury
11 in accordance with the provisions of K.S.A. 75-4215, and amendments
12 thereto, and shall be credited to the gifts and donations fund.

13 General fees fund..... No limit
14 *Provided*, That expenditures may be made from the general fees fund for
15 operating expenditures for the regulatory programs of the Kansas de-
16 partment of agriculture and for official hospitality: *Provided further*, That
17 the secretary of agriculture is hereby authorized to fix, charge and collect
18 fees in order to recover all or part of the costs incurred for such regulatory
19 program activities and for official hospitality: *And provided further*, That
20 such fees shall be fixed in order to recover all or part of the operating
21 expenses incurred for the regulatory program activity or official hospitality
22 for which such fees are imposed: *And provided further*, That all amounts
23 received for such fees shall be deposited in the state treasury in accord-
24 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
25 shall be credited to the general fees fund.

26 Food service inspection reimbursement fund No limit
27 Food inspection fee fund..... No limit
28 *Provided*, That expenditures may be made from the food inspection fee
29 fund for operating expenditures for the food inspection program and
30 other activities for the regulation of food service establishments under
31 the food service and lodging act: *Provided further*, That, notwithstanding
32 the provisions of K.S.A. 36-512, and amendments thereto, to the contrary,
33 all moneys received from fees charged and collected by the secretary of
34 agriculture under the food inspection program and other activities for the
35 regulation of food service establishments under the food service and lodg-
36 ing act shall be deposited in the state treasury in accordance with the
37 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
38 ited to the food inspection fee fund: *And provided further*, That, on the
39 first day of each month during fiscal year 2011, the director of accounts
40 and reports shall transfer from the food inspection fee fund to the food
41 service inspection reimbursement fund an amount equal to 80% of all
42 fees credited to the food inspection fee fund where food service inspec-
43 tion services are provided by a local agency under contract with the sec-

1 retary to inspect food service establishments located in a municipality.
 2 (c) There is appropriated for the above agency from the state water
 3 plan fund for the fiscal year ending June 30, 2011, for the water plan
 4 project or projects specified, the following:

5 Basin management	\$490,032
6 Water use.....	\$46,200
7 Interstate water issues.....	\$459,816

8 (d) During the fiscal year ending June 30, 2011, the secretary of agri-
 9 culture, with the approval of the director of the budget, may transfer any
 10 part of any item of appropriation for fiscal year 2011 from the state water
 11 plan fund for the Kansas department of agriculture to another item of
 12 appropriation for fiscal year 2011 from the state water plan fund for the
 13 Kansas department of agriculture: *Provided*, That the secretary of agri-
 14 culture shall certify each such transfer to the director of accounts and
 15 reports and shall transmit a copy of each such certification to (1) the
 16 director of legislative research, (2) the chairperson of the house of rep-
 17 resentatives agriculture and natural resources budget committee, and (3)
 18 the appropriate chairperson of the subcommittee on agriculture of the
 19 senate committee on ways and means.

20 (e) On July 1, 2010, the director of accounts and reports shall transfer
 21 \$99,732 from the state highway fund of the department of transportation
 22 to the water structures — state highway fund of the Kansas department
 23 of agriculture.

24 (f) There is appropriated for the above agency from the economic de-
 25 velopment initiatives fund for the fiscal year ending June 30, 2011, the
 26 following:

27 Dairy inspection program operations.....	\$75,000
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28 (g) During the fiscal year ending June 30, 2011, the agency shall make
 29 every effort to ensure services performed in the grain warehouse inspec-
 30 tion program will not be compromised by budget reductions that are
 31 recommended for fiscal year 2011.

32 (h) During the fiscal year ending June 30, 2011, the agency shall make
 33 every effort to ensure services performed in the dairy inspection program
 34 will not be compromised by budget reductions that are recommended
 35 for fiscal year 2011.

36 Sec. 104.

37 KANSAS ANIMAL HEALTH DEPARTMENT

38 (a) There is appropriated for the above agency from the state general
 39 fund for the fiscal year ending June 30, 2011, the following:

40 Operating expenditures	\$798,253
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41 *Provided*, That any unencumbered balance in the operating expenditures
 42 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
 43 for fiscal year 2011: *Provided, however*, That expenditures from such

1 reappropriated balance shall be made only upon approval by the state
2 finance council.

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, 2011, all
5 moneys now or hereafter lawfully credited to and available in such fund
6 or funds, except that expenditures other than refunds authorized by law
7 shall not exceed the following:

8 Animal disease control fund..... No limit
9 *Provided*, That expenditures from the animal disease control fund for
10 official hospitality shall not exceed \$450.

11 Animal dealers fee fund No limit
12 *Provided*, That expenditures from the animal dealers fee fund for official
13 hospitality shall not exceed \$300: *Provided further*, That expenditures
14 shall be made from the animal dealers fund by the livestock commissioner
15 for operating expenditures for an educational course regarding animals
16 and their care and treatment as authorized by K.S.A. 47-1707, and
17 amendments thereto, to be provided through the internet or printed
18 booklets.

19 Veterinary inspection fee fund..... No limit

20 Livestock market brand inspection fee fund No limit

21 Livestock brand fee fund..... No limit

22 *Provided*, That expenditures from the livestock brand fee fund for official
23 hospitality shall not exceed \$250.

24 Livestock brand emergency revolving fund..... No limit

25 County option brand fee fund No limit

26 Livestock and pseudorabies indemnity fund No limit

27 Conversion of materials and equipment fund No limit

28 Legal services fund..... No limit

29 *Provided*, That all moneys received by the animal health department from
30 other state agencies pursuant to one or more interagency agreements for
31 the provision of legal services, which agreements are hereby authorized
32 and directed to be entered into, shall be credited to the legal services
33 fund.

34 Disease control fund — federal..... No limit

35 Animal donation fund No limit

36 Animal health protection fund..... No limit

37 (c) On July 1, 2010, or as soon thereafter as moneys are available, the
38 director of accounts and reports shall transfer \$12,442 from the livestock
39 brand fee fund to the animal disease control fund.

40 (d) On July 1, 2010, or as soon thereafter as moneys are available, the
41 director of accounts and reports shall transfer \$4,662 from the livestock
42 brand emergency revolving fund to the animal disease control fund.

43 (e) On July 1, 2010, or as soon thereafter as moneys are available, the

1 director of accounts and reports shall transfer \$4,909 from the legal serv-
2 ices fund to the animal disease control fund.

3 (f) On July 1, 2010, or as soon thereafter as moneys are available, the
4 director of accounts and reports shall transfer \$20,000 from the animal
5 dealers fee fund to the animal disease control fund.

6 (g) On July 1, 2010, or as soon thereafter as moneys are available, the
7 director of accounts and reports shall transfer \$6,723 from the livestock
8 brand fee fund to the county option brand fee fund.

9 Sec. 105.

10 STATE FAIR BOARD

11 (a) There is appropriated for the above agency from the following special
12 revenue fund or funds for the fiscal year ending June 30, 2011, 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 and remittances of sales tax to the department of revenue, shall not exceed
16 the following:

17 State fair fee fund	No limit
18 <i>Provided</i> , That expenditures from the state fair fee fund for official hos-	
19 pitality shall not exceed \$15,000.	
20 State fair federal transfer fund	No limit
21 State fair special cash fund	No limit
22 State fair debt service special revenue fund.....	No limit

23 (b) There is appropriated for the above agency from the state general
24 fund for the fiscal year ending June 30, 2011, the following:

25 State fair debt service	\$1,549,854
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26 Sec. 106.

27 STATE CONSERVATION COMMISSION

28 (a) There is appropriated for the above agency from the state general
29 fund for the fiscal year ending June 30, 2011, the following:

30 Operating expenditures	\$744,134
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31 *Provided*, That any unencumbered balance in the operating expenditures
32 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
33 for fiscal year 2011: *Provided further*, That expenditures from this account
34 for official hospitality shall not exceed \$1,500.

35 (b) There is appropriated for the above agency from the following special
36 revenue fund or funds for the fiscal year ending June 30, 2011, 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 Agency motor pool fund.....	No limit
41 Land reclamation fee fund.....	No limit
42 Watershed protect approach/WTR RSRCE MGT fund....	No limit
43 Conversion of materials and equipment fund	No limit

1 Buffer participation incentive fund..... No limit
2 NRCS contribution agreement 2002 farm bill — federal
3 fund..... No limit
4 (c) There is appropriated for the above agency from the state water
5 plan fund for the fiscal year ending June 30, 2011, for the following water
6 plan project or projects specified, the following:
7 Water resources cost share \$2,142,151
8 *Provided*, That any unencumbered balance in the water resources cost
9 share account in excess of \$100 as of June 30, 2010, is hereby reappro-
10 priated to the water resources cost share account for fiscal year 2011:
11 *Provided further*, That the initial allocation for grants to conservation
12 districts for fiscal year 2011 shall be made on a priority basis, as deter-
13 mined by the state conservation commission and the provisions of the
14 state water plan: *And provided further*, That expenditures from this ac-
15 count for contractual technical expertise and/or non-salary state conser-
16 vation commission administration expenditures shall not exceed the
17 amount equal to 6% of the budget amount for fiscal year 2011 for the
18 water resources cost share account.
19 Nonpoint source pollution assistance..... \$2,278,435
20 *Provided*, That any unencumbered balance in the nonpoint source pol-
21 lution assistance account in excess of \$100 as of June 30, 2010, is hereby
22 reappropriated for fiscal year 2011.
23 Conservation district aid..... \$2,113,796
24 *Provided*, That any unencumbered balance in the conservation district
25 aid account in excess of \$100 as of June 30, 2010, is hereby reappropriated
26 for fiscal year 2011.
27 Watershed dam construction..... \$691,975
28 *Provided*, That any unencumbered balance in the watershed dam con-
29 struction account in excess of \$100 as of June 30, 2010, is hereby reap-
30 propriated for fiscal year 2011: *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.
34 Lake restoration..... \$656,298
35 *Provided*, That any unencumbered balance in the lake restoration account
36 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
37 year 2011.
38 Kansas water quality buffer initiatives..... \$196,770
39 *Provided*, That any unencumbered balance in the Kansas water quality
40 buffer initiatives account in excess of \$100 as of June 30, 2010, is hereby
41 reappropriated for fiscal year 2011: *Provided further*, That all expendi-
42 tures from the Kansas water quality buffer initiatives account shall be for
43 grants or incentives to install water quality best management practices

1 under the governor’s water quality initiative: *And provided further*, That
2 such expenditures may be made from this account from the approved
3 budget amount for fiscal year 2011 in accordance with contracts, which
4 are hereby authorized to be entered into by the executive director of the
5 state conservation commission on behalf of the commission, for such
6 grants or incentives.

7 Riparian and wetland program \$165,144

8 *Provided*, That any unencumbered balance in the riparian and wetland
9 program account in excess of \$100 as of June 30, 2010, is hereby reap-
10 propriated for fiscal year 2011.

11 Water transition assistance program \$600,984

12 *Provided*, That any unencumbered balance in the water transition assis-
13 tance program account in excess of \$100 as of June 30, 2010, is hereby
14 reappropriated for fiscal year 2011.

15 (d) On or after the effective date of this act, during fiscal year 2009,
16 fiscal year 2010 and fiscal year 2011, all expenditures made by the state
17 conservation commission from the moneys appropriated in the conser-
18 vation reserve enhancement program account from the state water plan
19 fund for fiscal year 2009, fiscal year 2010 or fiscal year 2011 as authorized
20 by chapter 187 of the 2008 session laws of Kansas, or by this or other
21 appropriation act of the 2010 regular session of the legislature, shall be
22 made by the state conservation commission in accordance with the fol-
23 lowing: *Provided*, That any unencumbered balance in the conservation
24 reserve enhancement program account in excess of \$100 as of June 30,
25 2010, is hereby reappropriated for fiscal year 2011: *And provided further*,
26 That all expenditures under the conservation reserve enhancement pro-
27 gram, referred to as CREP in this subsection, are subject to the following
28 criteria:

29 (1) The total number of acres enrolled in Kansas in CREP for the four
30 fiscal years 2008, 2009, 2010, and 2011 shall not exceed 40,000 acres;

31 (2) the number of acres eligible for enrollment in CREP in Kansas shall
32 be limited to one- half of the number of acres represented by contracts
33 in the federal conservation reserve program that have expired in the prior
34 year in counties within the CREP area, except that if federal law permits
35 the land enrolled in the CREP program to be used for agricultural pur-
36 poses such as planting of agricultural commodities, including, but not
37 limited to, grains, cellulosic or biomass materials, alfalfa, grasses, legumes
38 or other cover crops then the number of acres eligible for enrollment
39 shall be limited to the number of acres represented by contracts in the
40 federal conservation reserve program that have expired in the prior year
41 in counties within the CREP area;

42 (3) lands enrolled in the conservation reserve program as of January 1,
43 2008, shall not be eligible for enrollment in CREP;

1 (4) no more than 25% of the acreage in CREP may be in any one
2 county;

3 (5) no water right that is owned by a governmental entity, except a
4 groundwater management district, shall be purchased or retired by the
5 state or federal government pursuant to CREP; and

6 (6) only water rights in good standing are eligible for inclusion under
7 CREP: *And provided further*, That to be a water right in good standing
8 the following criteria must be met: (A) At least 50% of the maximum
9 annual quantity authorized to be diverted under the water right has been
10 used in any three years from 2001 through 2005; (B) in the years 2001
11 through 2005 the water rights used for the acreage in CREP shall not
12 have exceeded the maximum annual quantity authorized to be diverted
13 and shall not have been the subject of enforcement sanctions by the di-
14 vision of water resources in the last four years; and (C) the water right
15 holder has submitted the required annual water use report required by
16 K.S.A. 82a-732, and amendments thereto, for each of the most recent 10
17 years; *And provided further*, That the state conservation commission shall
18 submit a CREP report to the senate committee on natural resources and
19 the house committee on agriculture and natural resources at the begin-
20 ning of the 2011 regular session of the legislature which shall contain a
21 description of program activities and shall include: (i) The total water
22 rights, measured in acre feet, retired in CREP during fiscal year 2009,
23 fiscal year 2010, and fiscal year 2011 to date, (ii) the acreage enrolled in
24 CREP during fiscal year 2009 and in fiscal year 2010 and in fiscal year
25 2011 to date, (iii) the dollar amounts received and expended for CREP
26 during fiscal year 2009 and in fiscal year 2010 and in fiscal year 2011 to
27 date, (iv) the economic impact of the CREP, (v) the change in ground-
28 water levels in the CREP area during fiscal year 2009, fiscal year 2010,
29 and fiscal year 2011 to date, (vi) the annual amount of water usage in the
30 CREP area during fiscal year 2007, and fiscal year 2008, and fiscal year
31 2009, and fiscal year 2010, and fiscal year 2011, to date, (vii) an assessment
32 of meeting each of the program objectives identified in the agreement
33 with the farm service agency, and (viii) such other information as the state
34 conservation commission shall specify.

35 (e) During the fiscal year ending June 30, 2011, the executive director
36 of the state conservation commission, with the approval of the director
37 of the budget, may transfer any part of any item of appropriation for fiscal
38 year 2011 from the state water plan fund for the state conservation com-
39 mission to another item of appropriation for fiscal year 2011 from the
40 state water plan fund for the state conservation commission: *Provided*,
41 That the executive director of the state conservation commission shall
42 certify each such transfer to the director of accounts and reports and shall
43 transmit a copy of each such certification to (1) the director of legislative

1 research, (2) the chairperson of the house of representatives agriculture
2 and natural resources budget committee, and (3) the appropriate chair-
3 person of the subcommittee on agriculture of the senate committee on
4 ways and means.

5 Sec. 107.

6 KANSAS WATER OFFICE

7 (a) There is appropriated for the above agency from the state general
8 fund for the fiscal year ending June 30, 2011, the following:

9 Water resources operating expenditures \$1,889,952

10 *Provided*, That any unencumbered balance in the water resources oper-
11 ating expenditures account in excess of \$100 as of June 30, 2010, is hereby
12 reappropriated for fiscal year 2011: *Provided, however*, That expenditures
13 from this account for official hospitality shall not exceed \$250.

14 (b) There is appropriated for the above agency from the following spe-
15 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
16 moneys now or hereafter lawfully credited to and available in such fund
17 or funds, except that expenditures shall not exceed the following:

18 Local water project match fund..... No limit

19 *Provided*, That all moneys received from local government entities and
20 instrumentalities to be used to match funds for water projects shall be
21 deposited in the state treasury in accordance with the provisions of K.S.A.
22 75-4215, and amendments thereto, and shall be credited to the local water
23 project match fund: *Provided further*, That all moneys credited to this
24 fund shall be used to match state funds or federal funds, or both for water
25 projects.

26 Water supply storage assurance fund..... No limit

27 *Provided*, That no additional water supply storage space shall be pur-
28 chased in Milford, Perry, Big Hill or Hillsdale reservoirs during fiscal year
29 2011, unless a contract is entered into under the state water plan storage
30 act, K.S.A. 82a-1301 et seq., and amendments thereto, to supply water
31 to users which is not held under contract in such reservoirs.

32 State conservation storage water supply fund..... No limit

33 *Provided*, That no additional water supply storage space shall be pur-
34 chased in Milford, Perry, Big Hill or Hillsdale reservoirs during fiscal year
35 2011, unless a contract is entered into under the state water plan storage
36 act, K.S.A. 82a-1301 et seq., and amendments thereto, to supply water
37 to users which is not held under contract in such reservoirs.

38 Water marketing fund..... No limit

39 Federal grants and receipts fund No limit

40 General fees fund..... No limit

41 *Provided*, That expenditures may be made from the general fees fund for
42 operating expenditures for the Kansas water office, including training and
43 informational programs and official hospitality: *Provided further*, That the

1 director of the Kansas water office is hereby authorized to fix, charge and
 2 collect fees for such programs: *And provided further*, That fees for such
 3 programs shall be fixed in order to recover all or part of the operating
 4 expenses incurred for such programs, including official hospitality: *And*
 5 *provided further*, That all fees received for such programs and all fees
 6 received for providing access to or for furnishing copies of public records
 7 shall be deposited in the state treasury in accordance with the provisions
 8 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
 9 general fees fund.

10 Motor pool vehicle replacement fund..... No limit
 11 Reservoir storage beneficial use fund No limit
 12 *Provided*, That expenditures may be made by the above agency from the
 13 reservoir storage beneficial use fund to call water into service for bene-
 14 ficial uses or to complete studies or take actions necessary to ensure res-
 15 ervoir storage sustainability, subject to the availability of moneys credited
 16 to the reservoir storage beneficial use fund.

17 (c) There is appropriated for the above agency from the state water
 18 plan fund for the fiscal year ending June 30, 2011, for the state water
 19 plan project or projects specified, the following:

20 Assessment and evaluation..... \$490,000
 21 *Provided*, That any unencumbered balance in the assessment and eval-
 22 uation account in excess of \$100 as of June 30, 2010, is hereby reappro-
 23 priated for fiscal year 2011.
 24 GIS data base development \$175,000
 25 *Provided*, That any unencumbered balance in the GIS data base devel-
 26 opment account in excess of \$100 as of June 30, 2010, is hereby reap-
 27 propriated for fiscal year 2011.
 28 MOU — storage operations and maintenance \$248,500
 29 *Provided*, That any unencumbered balance in the MOU — storage op-
 30 erations and maintenance account in excess of \$100 as of June 30, 2010,
 31 is hereby reappropriated for fiscal year 2011.
 32 Technical assistance to water users \$437,443
 33 *Provided*, That any unencumbered balance in the technical assistance to
 34 water users account in excess of \$100 as of June 30, 2010, is hereby
 35 reappropriated for fiscal year 2011.
 36 Water resource education..... \$38,500
 37 *Provided*, That any unencumbered balance in the water resource edu-
 38 cation account in excess of \$100 as of June 30, 2010, is hereby reappro-
 39 priated for fiscal year 2011.
 40 Wichita aquifer storage and recovery project..... \$563,531
 41 *Provided*, That any unencumbered balance in the Wichita aquifer recov-
 42 ery project account in excess of \$100 as of June 30, 2010, is hereby reap-
 43 propriated to the Wichita aquifer storage and recovery project account

1 for fiscal year 2011.
 2 Weather modification program..... \$168,000
 3 *Provided*, That any unencumbered balance in the weather modification
 4 program account in excess of \$100 as of June 30, 2010, is hereby reap-
 5 propriated for fiscal year 2011.

6 Weather stations \$49,000
 7 *Provided*, That any unencumbered balance in the weather stations ac-
 8 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for
 9 fiscal year 2011.

10 (d) During the fiscal year ending June 30, 2011, the director of the
 11 Kansas water office, with approval of the director of the budget, may
 12 transfer any part of any item of appropriation for fiscal year 2011 from
 13 the state water plan fund for the Kansas water office to another item of
 14 appropriation for fiscal year 2011 from the state water plan fund for the
 15 Kansas water office: *Provided, however*, That the director of the Kansas
 16 water office shall certify each such transfer to the director of accounts
 17 and reports and shall transmit a copy of each such certification to (1) the
 18 director of legislative research, (2) the chairperson of the house of rep-
 19 resentatives agriculture and natural resources budget committee, and (3)
 20 the appropriate chairperson of the subcommittee on agriculture of the
 21 senate committee on ways and means.

22 (e) During the fiscal year ending June 30, 2011, if it appears that the
 23 resources are insufficient to meet in full the estimated expenditures as
 24 they become due to meet the financial obligations imposed by law on the
 25 water marketing fund of the Kansas water office as a result of a cash flow
 26 shortfall, the pooled money investment board is authorized and directed
 27 to loan to the director of the Kansas water office a sufficient amount or
 28 amounts of moneys to maintain the cash flow of the water marketing fund
 29 upon approval of each such loan by the state finance council acting on
 30 this matter which is hereby characterized as a matter of legislative dele-
 31 gation and subject to the guidelines prescribed in subsection (c) of K.S.A.
 32 75-3711c, and amendments thereto. No such loan shall be made unless
 33 the terms have been approved by the director of the budget. A copy of
 34 the terms of each such loan shall be submitted to the director of legislative
 35 research. The pooled money investment board is authorized and directed
 36 to use any moneys in the operating accounts, investment accounts or other
 37 investments of the state of Kansas to provide the funds for each such loan.
 38 Each such loan shall be repaid without interest within one year from the
 39 date of the loan.

40 (f) During the fiscal year ending June 30, 2011, if it appears that the
 41 resources are insufficient to meet in full the estimated expenditures as
 42 they become due to meet the financial obligations imposed by law on the
 43 water marketing fund of the Kansas water office as a result of increases

1 in water rates, fees or charges imposed by the federal government, the
2 pooled money investment board is authorized and directed to loan to the
3 director of the Kansas water office a sufficient amount or amounts of
4 moneys to reimburse the water marketing fund for increases in water
5 rates, fees or charges imposed by the federal government and to allow
6 the Kansas water office to spread such increases to consumers over a
7 longer period, except that no such loan shall be made unless the terms
8 thereof have been approved by the state finance council acting on this
9 matter which is hereby characterized as a matter of legislative delegation
10 and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-
11 3711c, and amendments thereto. The pooled money investment board is
12 authorized and directed to use any moneys in the operating accounts,
13 investment accounts or other investments of the state of Kansas to provide
14 the funds for each such loan. Each such loan shall bear interest at a rate
15 equal to the net earnings rate for the pooled money investment portfolio
16 at the time of the making of such loan. Such loan shall not be deemed to
17 be an indebtedness or debt of the state of Kansas within the meaning of
18 section 6 of article 11 of the constitution of the state of Kansas. Upon
19 certification to the pooled money investment board by the director of the
20 Kansas water office of the amount of each loan authorized pursuant to
21 this subsection, the pooled money investment board shall transfer each
22 such amount certified by the director of the Kansas water office from the
23 state bank account or accounts to the water marketing fund of the Kansas
24 water office. The principal and interest of each loan authorized pursuant
25 to this subsection shall be repaid in payments payable at least annually
26 for a period of not more than five years.

27 (g) During the fiscal year ending June 30, 2011, the director of accounts
28 and reports shall transfer an amount or amounts specified by the director
29 of the Kansas water office prior to April 1, 2011, from the water marketing
30 fund to the state general fund, in accordance with the provisions of the
31 state water plan storage act, and amendments thereto, and rules and reg-
32 ulations adopted thereunder, for the purposes of making repayments to
33 the state general fund for moneys advanced for annual capital cost pay-
34 ments for water supply storage space in reservoirs.

35 (h) During the fiscal year ending June 30, 2011, the director of accounts
36 and reports shall transfer an amount or amounts specified by the director
37 of the Kansas water office prior to April 1, 2011, from the water assurance
38 fund to the state general fund, in accordance with the provisions of the
39 state water plan storage act, and amendments thereto, and rules and reg-
40 ulations adopted thereunder, for the purposes of making repayments to
41 the state general fund for moneys advanced for the purchase of water
42 supply storage space in reservoirs.

43

1 Sec. 108.

2 DEPARTMENT OF WILDLIFE AND PARKS

3 (a) There is appropriated for the above agency from the state general
4 fund for the fiscal year ending June 30, 2011, the following:

5 Operating expenditures \$3,521,849

6 *Provided*, That any unencumbered balance in the operating expenditures
7 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
8 for fiscal year 2011: *Provided, however*, That expenditures from this ac-
9 count for official hospitality shall not exceed \$1,000.

10 State parks operating expenditures..... \$1,457,810

11 *Provided*, That any unencumbered balance in the state parks operating
12 expenditures account in excess of \$100 as of June 30, 2010, is hereby
13 reappropriated for fiscal year 2011.

14 Reimbursement for annual licenses issued to national
15 guard members \$36,500

16 *Provided*, That all moneys in the reimbursement for annual licenses is-
17 sued to national guard members account shall be expended to pay the
18 wildlife fee fund for the cost of fees for annual hunting and annual fishing
19 licenses issued for the calendar year 2011 to Kansas army or air national
20 guard members, which licenses are hereby authorized to be issued with-
21 out charge to such members in accordance with policies and procedures
22 prescribed by the secretary of wildlife and parks therefor and subject to
23 the limitation of the moneys appropriated and available in the reimburse-
24 ment for annual licenses issued to national guard members account to
25 pay the wildlife fee fund for such licenses: *Provided, however*, That no
26 other hunting or fishing licenses or permits shall be eligible to be paid
27 from this account: *Provided further*, That any unencumbered balance in
28 the reimbursement for annual licenses issued to national guard members
29 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
30 for fiscal year 2011.

31 Reimbursement for annual park permits issued to national
32 guard members \$18,000

33 *Provided*, That all moneys in the reimbursement for annual park permits
34 issued to national guard members account shall be expended to pay the
35 parks fee fund for the cost of fees for annual park vehicle permits issued
36 for the calendar year 2011 to Kansas army or air national guard members,
37 which annual park vehicle permits are hereby authorized to be issued
38 without charge to such members in accordance with policies and proce-
39 dures prescribed by the secretary of wildlife and parks therefor and sub-
40 ject to the limitation of the moneys appropriated and available in the
41 reimbursement for annual park permits issued to national guard members
42 account to pay the parks fee fund for such permits: *Provided, however*,
43 That not more than one annual park vehicle permit per family shall be

1 eligible to be paid from this account: *Provided further*, That any unen-
2 cumbered balance in the reimbursement for annual park permits issued
3 to national guard members account in excess of \$100 as of June 30, 2010,
4 is hereby reappropriated for fiscal year 2011.

5 Reimbursement for annual licenses issued to Kansas dis-
6 abled veterans \$74,264

7 *Provided*, That all moneys in the reimbursement for annual licenses is-
8 sued to Kansas disabled veterans account shall be expended to pay the
9 wildlife fee fund for the cost of fees for annual hunting and annual fishing
10 licenses issued for the calendar year 2011 to Kansas disabled veterans,
11 which licenses are hereby authorized to be issued without charge to such
12 veterans in accordance with policies and procedures prescribed by the
13 secretary of wildlife and parks therefor and subject to the limitation of
14 the moneys appropriated and available in the reimbursement for annual
15 licenses issued to Kansas disabled veterans account to pay the wildlife fee
16 fund for such licenses: *Provided, however*, That to qualify for such license
17 without charge, the resident disabled veteran shall have been separated
18 from the armed services under honorable conditions, have a disability
19 certified by the Kansas commission on veterans affairs as being service
20 connected and such service connected disability is equal to or greater
21 than 30%: *Provided further*, That no other hunting or fishing licenses or
22 permits shall be eligible to be paid from this account: *And provided fur-*
23 *ther*, That any unencumbered balance in the reimbursement for annual
24 licenses issued to Kansas disabled veterans account in excess of \$100 as
25 of June 30, 2010, is hereby reappropriated for fiscal year 2011.

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, 2011, 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 Wildlife fee fund \$24,327,017

32 *Provided*, That additional expenditures may be made from the wildlife
33 fee fund for fiscal year 2011 for the purposes of compensating federal aid
34 program expenditures if necessary in order to comply with requirements
35 established by the United States fish and wildlife service for the utilization
36 of federal aid funds: *Provided further*, That all such expenditures shall be
37 in addition to any expenditure limitation imposed upon the wildlife fee
38 fund for fiscal year 2011: *And provided further*, That the secretary of
39 wildlife and parks shall report all such expenditures to the governor and
40 the legislature as appropriate: *And provided further*, That expenditures
41 from this fund for official hospitality shall not exceed \$1,000.

42 Parks fee fund \$6,734,743

43 *Provided*, That additional expenditures may be made from the parks fee

1 fund for fiscal year 2011 for the purposes of compensating federal aid
2 program expenditures if necessary in order to comply with requirements
3 established by the United States fish and wildlife service for the utilization
4 of federal aid funds: *Provided further*, That all such expenditures shall be
5 in addition to any expenditure limitation imposed upon the parks fee fund
6 for fiscal year 2011: *And provided further*, That the secretary of wildlife
7 and parks shall report all such expenditures to the governor and the leg-
8 islature as appropriate.

9 Boating fee fund \$976,580

10 *Provided*, That additional expenditures may be made from the boating
11 fee fund for fiscal year 2011 for the purposes of compensating federal aid
12 program expenditures if necessary in order to comply with requirements
13 established by the United States fish and wildlife service for the utilization
14 of federal aid funds: *Provided further*, That all such expenditures shall be
15 in addition to any expenditure limitation imposed upon the boating fee
16 fund for fiscal year 2011: *And provided further*, That the secretary of
17 wildlife and parks shall report all such expenditures to the governor and
18 the legislature as appropriate: *And provided further*, That expenditures
19 from this fund for official hospitality shall not exceed \$1,000.

20 Central aircraft fund No limit

21 *Provided*, That expenditures may be made by the above agency from the
22 central aircraft fund for aircraft operating expenditures, for aircraft main-
23 tenance and repair, to provide aircraft services to other state agencies,
24 and for the purchase of state aircraft insurance: *Provided further*, That
25 the secretary of wildlife and parks is hereby authorized to fix, charge and
26 collect fees for the provision of aircraft services to other state agencies:
27 *And provided further*, That such fees shall be fixed to recover all or part
28 of the operating expenditures incurred in providing such services: *And*
29 *provided further*, That all fees received for such services shall be credited
30 to the central aircraft fund.

31 Department access roads fund \$1,012,347

32 Wildlife and parks nonrestricted fund..... No limit

33 Prairie spirit rails-to-trails fee fund..... No limit

34 Nongame wildlife improvement fund No limit

35 Nongame wildlife improvement fund — federal No limit

36 Wildlife conservation fund No limit

37 Federally licensed wildlife areas fund..... No limit

38 State agricultural production fund..... No limit

39 Land and water conservation fund — state No limit

40 Land and water conservation fund — local No limit

41 Development and promotions fund..... No limit

42 Department of wildlife and parks private gifts and dona-
43 tions fund No limit

1	Fish and wildlife restitution fund.....	No limit
2	Parks restitution fund.....	No limit
3	Nonfederal grants fund	No limit
4	Other federal grants fund	No limit
5	<i>Provided</i> , 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 \$750,000 in	
8	the aggregate, and (2) does not require the matching expenditure of any	
9	other moneys in the state treasury during fiscal year 2011 other than	
10	moneys appropriated by this or other appropriation act of the 2010 reg-	
11	ular session of the legislature: <i>Provided, however</i> , 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 \$750,000 in the aggregate or which requires the	
15	matching expenditure of moneys in the state treasury during the current	
16	or any ensuing fiscal year: <i>Provided further</i> , That, subject to the provisions	
17	of the other provisos prescribing guidelines for authority to make ex-	
18	penditures from the other federal grants fund, expenditures may be made	
19	from the other federal grants fund for capital improvements.	
20	Suspense fund	No limit
21	Employee maintenance deduction clearing fund.....	No limit
22	Cabin revenue fund.....	No limit
23	Boating fund — federal.....	No limit
24	Wildlife fund — federal	No limit
25	Wildlife conservation fund — federal.....	No limit
26	Feed the hungry fund	No limit
27	(c) There is appropriated for the above agency from the state water	
28	plan fund for the fiscal year ending June 30, 2011, the following:	
29	Stream monitoring.....	\$28,800
30	Sec. 109.	

DEPARTMENT OF TRANSPORTATION

31		
32	(a) There is appropriated for the above agency from the following special	
33	revenue fund or funds for the fiscal year ending June 30, 2011, all	
34	moneys now or hereafter lawfully credited to and available in such fund	
35	or funds, except that expenditures shall not exceed the following:	
36	State highway fund	No limit
37	<i>Provided</i> , That no expenditures may be made from the state highway fund	
38	other than for the purposes specifically authorized by this or other ap-	
39	propriation act.	
40	Special city and county highway fund.....	No limit
41	County equalization and adjustment fund	\$2,500,000
42	Highway special permits fund	No limit
43	Highway bond debt service fund	No limit

1	Rail service improvement fund.....	No limit
2	Transportation revolving fund	No limit
3	Rail service assistance program loan guarantee fund.....	No limit
4	Railroad rehabilitation loan guarantee fund.....	No limit
5	<i>Provided</i> , That expenditures from the railroad rehabilitation loan guar-	
6	antee fund shall not exceed the amount which the secretary of transpor-	
7	tation is obligated to pay during the fiscal year ending June 30, 2011, in	
8	satisfaction of liabilities arising from the unconditional guarantee of pay-	
9	ment which was entered into by the secretary of transportation in con-	
10	nection with the mid-states port authority federally taxable revenue re-	
11	funding bonds, series 1994, dated May 1, 1994, authorized by K.S.A.	
12	12-3420, and amendments thereto, and guaranteed pursuant to K.S.A.	
13	75-5031, and amendments thereto.	
14	Interagency motor vehicle fuel sales fund	No limit
15	<i>Provided</i> , That expenditures may be made from the interagency motor	
16	vehicle fuel sales fund to provide and sell motor vehicle fuel to the Kansas	
17	highway patrol: <i>Provided further</i> , That the secretary of transportation is	
18	hereby authorized to fix, charge and collect fees for motor vehicle fuel	
19	sold to the Kansas highway patrol: <i>And provided further</i> , That such fees	
20	shall be fixed in order to recover all or part of the expenses incurred in	
21	providing motor vehicle fuel to the Kansas highway patrol: <i>And provided</i>	
22	<i>further</i> , That all fees received for such sales of motor vehicle fuel shall	
23	be credited to the interagency motor vehicle fuel sales fund.	
24	Coordinated public transportation assistance fund.....	No limit
25	Public use general aviation airport development fund.....	No limit
26	Highway bond proceeds fund.....	No limit
27	Communication system revolving fund	No limit
28	Traffic records enhancement fund	No limit
29	Other federal grants fund	No limit
30	<i>Provided</i> , That no moneys received by the department of transportation	
31	that are highway trust funds or moneys that are received by the depart-	
32	ment of transportation under federal grants received on an ongoing basis	
33	shall be credited to the other federal grants fund: <i>Provided, however</i> ,	
34	That the secretary of transportation may transfer moneys between the	
35	other federal grants fund and the state highway fund.	
36	Kansas intermodal transportation revolving fund.....	No limit
37	(b) Expenditures may be made by the above agency for the fiscal year	
38	ending June 30, 2011, from the state highway fund for the following	
39	specified purposes: <i>Provided</i> , That expenditures from the state highway	
40	fund for fiscal year 2011 other than refunds authorized by law for the	
41	following specified purposes shall not exceed the limitations prescribed	
42	therefor as follows:	
43	Agency operations	\$261,165,758

1 *Provided*, That expenditures from the agency operations account of the
2 state highway fund for official hospitality by the secretary of transporta-
3 tion shall not exceed \$5,000: *Provided further*, That expenditures may be
4 made from this account for engineering services furnished to counties for
5 road and bridge projects under K.S.A. 68-402e, and amendments thereto.
6 Conference fees No limit
7 *Provided*, That the secretary of transportation is hereby authorized to fix,
8 charge and collect conference, training and workshop attendance and
9 registration fees for conferences, training seminars and workshops spon-
10 sored or cosponsored by the department: *Provided further*, That such
11 fees shall be deposited in the state treasury and credited to the conference
12 fees account of the state highway fund: *And provided further*, That ex-
13 penditures may be made from this account to defray all or part of the
14 costs of the conferences, training seminars and workshops.
15 Substantial maintenance No limit
16 Claims No limit
17 Payments for city connecting links \$3,360,000
18 Federal local aid programs..... No limit
19 Bond services fees No limit
20 Construction, remodeling and special maintenance pro-
21 jects for buildings \$0
22 *Provided*, That expenditures may be made from the construction, re-
23 modeling and special maintenance projects for buildings account of the
24 state highway fund of amounts in unexpended balances as of June 30,
25 2010, in capital improvement project accounts of projects approved for
26 prior fiscal years: *Provided further*, That expenditures from this account
27 of amounts in such unexpended balances shall be in addition to any ex-
28 penditure limitation imposed on this account for fiscal year 2011.
29 Other capital improvements..... No limit
30 *Provided*, That the secretary of transportation is authorized to make ex-
31 penditures from the other capital improvements account to undertake a
32 program to assist cities and counties with railroad crossings of roads not
33 on the state highway system.
34 (c) (1) In addition to the other purposes for which expenditures may
35 be made by the above agency from the state highway fund for fiscal year
36 2011, expenditures may be made by the above agency from the following
37 capital improvement account or accounts of the state highway fund for
38 fiscal year 2011 for the following capital improvement project or projects,
39 subject to the expenditure limitations prescribed therefor:
40 Buildings — rehabilitation and repair..... \$3,454,139
41 Buildings — reroofing..... \$380,317
42 Buildings — other construction, renovation and repair \$1,991,974
43 (2) In addition to the other purposes for which expenditures may be

1 made by the above agency from the state highway fund for fiscal year
2 2011, expenditures may be made by the above agency from the state
3 highway fund for fiscal year 2011 from the unencumbered balance as of
4 June 30, 2010, in each capital improvement project account for a building
5 or buildings in the state highway fund for one or more projects approved
6 for prior fiscal years: *Provided*, That all expenditures from the unencum-
7 bered balance in any such project account of the state highway fund for
8 fiscal year 2011 shall not exceed the amount of the unencumbered bal-
9 ance in such project account on June 30, 2010, subject to the provisions
10 of section (d): *Provided further*, That all expenditures from any such pro-
11 ject account shall be in addition to any expenditure limitation imposed
12 on the state highway fund for fiscal year 2011.

13 (d) During the fiscal year ending June 30, 2011, the secretary of trans-
14 portation, with the approval of the director of the budget, may transfer
15 any part of any item of appropriation in a capital improvement project
16 account for a building or buildings for fiscal year 2011 from the state
17 highway fund for the department of transportation to another item of
18 appropriation in a capital improvement project account for a building or
19 buildings for fiscal year 2011 from the state highway fund for the de-
20 partment of transportation: *Provided*, That the secretary of transportation
21 shall certify each such transfer to the director of accounts and reports and
22 shall transmit a copy of each such certification to the director of legislative
23 research.

24 (e) On April 1, 2011, the director of accounts and reports shall transfer
25 from the motor pool service fund of the department of administration to
26 the state highway fund of the department of transportation an amount
27 determined to be equal to the sum of the annual vehicle registration fees
28 for each vehicle owned or leased by the state or any state agencies in
29 accordance with K.S.A. 75-4611, and amendments thereto.

30 (f) During the fiscal year ending June 30, 2011, upon notification from
31 the secretary of transportation that an amount is due and payable from
32 the railroad rehabilitation loan guarantee fund, the director of accounts
33 and reports shall transfer from the state highway fund to the railroad
34 rehabilitation loan guarantee fund the amount certified by the secretary
35 as due and payable.

36 (g) Any payment for services during the fiscal year ending June 30,
37 2011, from the state highway fund to other state agencies shall be in
38 addition to any expenditure limitation imposed on the state highway fund
39 for fiscal year 2011.

40 (h) For the fiscal year ending June 30, 2011, the department of trans-
41 portation shall prepare and submit along with the documents required
42 under K.S.A. 75-3717, and amendments thereto, additional documents
43 that present the revenues, transfers, and expenditures that are considered

1 to be in support of the comprehensive transportation program authorized
2 by K.S.A. 68-2314a et seq., and amendments thereto: *Provided*, That
3 documents shall include both reportable as well as nonreportable and off-
4 budget items that reflect the revenues, transfers and expenditures asso-
5 ciated with the comprehensive transportation program.

6 (i) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1, 2011,
7 or as soon after each such date as moneys are available, the director of
8 accounts and reports shall transfer \$38,750,000 from the state highway
9 fund of the department of transportation to the state general fund: *Pro-*
10 *vided*, That the transfer of each such amount shall be in addition to any
11 other transfer from the state highway fund of the department of trans-
12 portation to the state general fund as prescribed by law: *Provided further*,
13 That, in addition to other purposes for which transfers and expenditures
14 may be made from the state highway fund during fiscal year 2011 and
15 notwithstanding the provisions of K.S.A. 68-416, and amendments
16 thereto, or any other statute, transfers may be made from the state high-
17 way fund to the state general fund under this subsection during fiscal year
18 2011: *And provided further*, That all moneys transferred from the state
19 highway fund to the state general fund under this subsection shall be
20 moneys credited to the state highway fund pursuant to K.S.A. 79-3620 or
21 79-3710, and amendments thereto.

22 (j) On July 1, 2010, or soon thereafter as moneys are available, not-
23 withstanding the provisions of K.S.A. 75-5061, and amendments thereto,
24 or any other statute, the director of accounts and reports shall transfer
25 \$1,000,000 from the public use general aviation airport development fund
26 to the state highway fund of the department of transportation.

27 (k) During the fiscal year ending June 30, 2011, notwithstanding the
28 provisions of K.S.A. 79-3620 and 79-3710, and amendments thereto, or
29 any other statute, the aggregate of all amounts of revenue collected or
30 received from the tax imposed by K.S.A. 79-3603, and amendments
31 thereto, and the tax imposed by K.S.A. 79-3703, and amendments thereto,
32 and directed to be credited to the state highway fund pursuant to K.S.A.
33 79-3620, and amendments thereto, and K.S.A. 79-3710, and amendments
34 thereto, respectively, shall not exceed \$225,000,000 and the state trea-
35 surer shall credit all revenue collected or received during fiscal year 2011
36 from the tax imposed by K.S.A. 79-3603, and amendments thereto, or
37 the tax imposed by K.S.A. 79-3703, and amendments thereto, in excess
38 of the aggregate amount of \$225,000,000, to the state general fund.

39 Sec. 110. *Position limitations.* (a) The number of full-time and regular
40 part-time positions equated to full-time, excluding seasonal and tempo-
41 rary positions, paid from appropriations for the fiscal year ending June
42 30, 2011, made in this or other appropriation act of the 2010 regular
43 session of the legislature for the following agencies shall not exceed the

1	following, except upon approval of the state finance council or pursuant	
2	to subsection (b):	
3	Attorney General.....	110.00
4	Secretary of State	54.00
5	State Treasurer	53.50
6	Insurance Department.....	138.36
7	<i>Provided</i> , That any attorney positions established in the insurance de-	
8	partment for the purpose of defense of the workers compensation fund	
9	shall be in addition to any limitation imposed on the full-time and regular	
10	part-time equivalent number of positions, excluding seasonal and tem-	
11	porary positions, paid from appropriations made for fiscal year 2011 for	
12	the department of insurance.	
13	Department of Commerce.....	314.75
14	Health Care Stabilization Fund Board of Governors.....	18.00
15	Judicial Council.....	7.00
16	Kansas Human Rights Commission.....	34.00
17	State Corporation Commission.....	214.00
18	Citizens' Utility Ratepayer Board.....	6.00
19	Department of Administration	746.95
20	Office of Administrative Hearings.....	13.00
21	State Court of Tax Appeals	26.00
22	Department of Revenue.....	1,096.00
23	Kansas Health Policy Authority	288.65
24	Kansas Lottery.....	99.00
25	Kansas Racing and Gaming Commission — state racing	
26	operations and expanded lottery act regulation	
27	division	49.53
28	Kansas Racing and Gaming Commission — state gaming	
29	agency.....	24.00
30	Department of Labor.....	552.00
31	Kansas Commission on Veterans Affairs.....	498.00
32	Department of Health and Environment — Division of	
33	Health.....	364.40
34	Department of Health and Environment — Division of	
35	Environment.....	413.03
36	Department on Aging	214.00
37	Department of Social and Rehabilitation Services	3,669.13
38	Kansas Neurological Institute.....	570.20
39	Larned State Hospital.....	976.20
40	Osawatomie State Hospital	441.40
41	Parsons State Hospital and Training Center	497.20
42	Rainbow Mental Health Facility.....	122.20
43	Kansas, Inc.	4.50

1	Kansas Guardianship Program.....	11.00
2	State Library.....	25.00
3	Kansas Arts Commission	8.00
4	Kansas State School for the Blind.....	93.50
5	Kansas State School for the Deaf.....	173.50
6	State Historical Society	134.00
7	State Board of Regents	63.50
8	Department of Corrections.....	3,023.00
9	Juvenile Justice Authority	499.50
10	Adjutant General.....	219.00
11	State Fire Marshal.....	53.00
12	Kansas Parole Board.....	3.00
13	Attorney General — Kansas Bureau of Investigation	221.00
14	Emergency Medical Services Board.....	14.00
15	Kansas Sentencing Commission.....	10.00
16	Kansas Commission on Peace Officers' Standards and	
17	Training	7.00
18	Kansas Department of Agriculture.....	341.50
19	Kansas Animal Health Department.....	33.00
20	State Fair Board.....	24.00
21	State Conservation Commission.....	13.00
22	Kansas Water Office	23.50
23	Department of Wildlife and Parks	417.50
24	Department of Transportation.....	3,113.50

25 (b) During the fiscal year ending June 30, 2011, the secretary of social
26 and rehabilitation services may increase the position limitation for the
27 department of social and rehabilitation services or for any institution or
28 facility under the general supervision and management of the secretary
29 of social and rehabilitation services by making a corresponding decrease
30 in the position limitation for either the department of social and rehabil-
31 itation services or any institution or facility under the general supervision
32 and management of the secretary of social and rehabilitation services.
33 The secretary of social and rehabilitation services shall certify each such
34 increase and corresponding decrease to the director of personnel services
35 of the department of administration and shall transmit a copy of each
36 such certification to the director of legislative research and the director
37 of the budget.

38 (c) During the fiscal year ending June 30, 2011, the attorney general
39 may authorize full-time non-FTE unclassified permanent positions and
40 regular part-time non-FTE unclassified permanent positions, for the Kan-
41 sas bureau of investigation that are paid from appropriations for the at-
42 torney general — Kansas bureau of investigation for fiscal year 2011 made
43 in this or other appropriation act of the 2010 regular session of the leg-

1 legislature, which shall be in addition to the number of full-time and regular
2 part-time positions equated to full-time, excluding seasonal and tempo-
3 rary positions, authorized for fiscal year 2011 for the attorney general —
4 Kansas bureau of investigation. The attorney general shall certify each
5 such authorization for non-FTE unclassified permanent positions for the
6 Kansas bureau of investigation to the director of personnel services of the
7 department of administration and shall transmit a copy of each such cer-
8 tification to the director of legislative research and the director of the
9 budget.

10 Sec. 111. (a) In addition to the other purposes for which expenditures
11 may be made by the legislature from the operations (including official
12 hospitality) account of the state general fund for the fiscal year ending
13 June 30, 2011, expenditures shall be made by the legislature from the
14 operations (including official hospitality) account of the state general fund
15 for fiscal year 2011 for an additional amount of allowance equal to the
16 amount required to provide, along with the amount of allowance other-
17 wise payable from appropriations for the legislature to each member of
18 the legislature at the rate prescribed by subsection (c) of K.S.A. 46-137a,
19 and amendments thereto, an aggregate amount of allowance (A) of
20 \$354.15 for the two-week period which coincides with the first biweekly
21 payroll period which is chargeable to fiscal year 2011 and for each of the
22 14 ensuing two-week periods thereafter, and (B) of \$354.15 for the two-
23 week period which coincides with the biweekly payroll period which in-
24 cludes April 3, 2011, which is chargeable to fiscal year 2011 and for each
25 of the four ensuing two-week periods thereafter, for each member of the
26 legislature to defray expenses incurred between sessions of the legislature
27 for postage, telephone, office and other incidental expenses, which are
28 chargeable to fiscal year 2011, notwithstanding the provisions of K.S.A.
29 46-137a, and amendments thereto: *Provided*, That all expenditures under
30 this subsection (a) for such purposes shall be made otherwise in the same
31 manner that such allowance is payable to such members of the legislature
32 for such two-week periods for which such allowance is payable in accord-
33 ance with this subsection (a) and which are chargeable to fiscal year 2011.

34 (b) (1) In addition to the other purposes for which expenditures may
35 be made by any state agency named in this or other appropriation act of
36 the 2010 regular session of the legislature from the moneys appropriated
37 from the state general fund or from any special revenue fund for fiscal
38 year 2011 as authorized by this or other appropriation act of the 2010
39 regular session of the legislature, expenditures are hereby authorized and
40 directed to be made by each such state agency from moneys appropriated
41 from the state general fund or from any special revenue fund for fiscal
42 year 2011 to provide each employee, who is eligible for a longevity bonus
43 payment pursuant to K.S.A. 75-5541, and amendments thereto, an ad-

1 ditional amount of longevity bonus payment during fiscal year 2011 equal
2 to the amount required to provide, along with the amount of the longevity
3 bonus payment otherwise payable pursuant to K.S.A. 75-5541, and
4 amendments thereto, an aggregate amount of longevity bonus that would
5 be payable if the amount of the longevity bonus payment pursuant to
6 K.S.A. 75-5541, and amendments thereto, were determined by multiply-
7 ing the number of full years of state service, not to exceed 25 years,
8 rendered by such employee by \$50: *Provided*, That all expenditures under
9 this subsection (b) for such purposes shall be made in the same manner
10 and at the same time that the longevity bonus payment determined under
11 K.S.A. 75-5541, and amendments thereto, is payable during fiscal year
12 2011 to such employee: *Provided further*, That each such additional
13 amount of longevity bonus payment to any such employee shall be
14 deemed to have the same characteristics, be subject to the same with-
15 holding, deduction or contribution requirements, and is intended to be a
16 bonus as defined in 29 C.F.R. § 778.208, to the same extent and effect
17 as longevity bonus payments that are payable pursuant to K.S.A. 75-5541,
18 and amendments thereto.

19 (2) As used in this subsection (b), “state agency” means any state agency
20 in the executive branch, legislative branch or judicial branch of state gov-
21 ernment and “employee” means any officer or employee of a state agency.

22 (c) On July 1, 2010, of the amount in each account of the state general
23 fund of each state agency that is appropriated for the fiscal year ending
24 June 30, 2011, by chapter 2, chapter 124 or chapter 144 of the 2009
25 Session Laws of Kansas, by 2010 Senate Substitute for House Bill No.
26 2222, or by this or other appropriation act of the 2010 regular session of
27 the legislature, and that is budgeted for fiscal year 2011 for payment of
28 longevity bonus payments pursuant to K.S.A. 75-5541, and amendments
29 thereto, and including the additional amount of longevity bonus payment
30 as provided in subsection (b), the amount equal the amount budgeted for
31 fiscal year 2010 in each such account of the state general fund for such
32 longevity bonus payments, as certified by the director of the budget to
33 the director of accounts and reports, is hereby lapsed: *Provided*, That, at
34 the same time that each certification is made by the director of the budget
35 to the director of accounts and reports under this subsection, the director
36 of the budget shall deliver a copy of such certification to the director of
37 legislative research.

38 (d) On July 1, 2010, the \$8,534,972 appropriated for the state finance
39 council for the fiscal year ending June 30, 2011, by section 3(a) of chapter
40 159 of the 2008 Session Laws of Kansas from the state general fund in
41 the classified salary market adjustments (including fringe benefits) ac-
42 count, is hereby lapsed.

43

1 Sec. 112.

2 DEPARTMENT OF ADMINISTRATION

3 (a) There is appropriated for the above agency from the state general
4 fund for the fiscal year ending June 30, 2011, for the capital improvement
5 project or projects specified, the following:

6	Rehabilitation and repair for state facilities.....	\$167,940
7	<i>Provided</i> , That any unencumbered balance in the rehabilitation and re-	
8	pair for state facilities account in excess of \$100 as of June 30, 2010, is	
9	hereby reappropriated for fiscal year 2011.	
10	Judicial center rehabilitation and repair	\$84,047
11	<i>Provided</i> , That any unencumbered balance in the judicial center reha-	
12	bilitation and repair account in excess of \$100 as of June 30, 2010, is	
13	hereby reappropriated for fiscal year 2011.	
14	Replace Docking chillers	\$483,885
15	Kansas department of transportation — CTP — debt	
16	service.....	\$16,150,975
17	Statehouse improvements — debt service	\$16,271,413
18	Capitol complex repair and rehabilitation.....	\$2,521,442
19	Judicial center improvements — debt service.....	\$100,150
20	Restructuring debt service	\$2,470,809

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, 2011, 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	Veterans memorial fund	No limit
26	State facilities gift fund.....	No limit
27	Master lease program fund	No limit
28	State buildings depreciation fund.....	No limit
29	Executive mansion gifts fund	No limit
30	Topeka state hospital cemetery memorial gift fund.....	No limit
31	Landon state office building repair expense fund	No limit
32	MacVicar avenue assessment expense fund	No limit
33	Capitol area plaza authority planning fund	No limit

34 *Provided*, That, the secretary of administration may accept gifts, dona-
35 tions and grants of money, including payments from local units of city
36 and county government, for the development of a new master plan for
37 the capitol plaza and the state zoning area described in K.S.A. 75-3619,
38 and amendments thereto: *Provided further*, That all such gifts, donations
39 and grants shall be deposited in the state treasury in accordance with the
40 provisions of K.S.A. 75-4215, and amendments thereto, to the credit of
41 the capitol plaza area authority planning fund.

42 (c) In addition to the other purposes for which expenditures may be
43 made by the above agency from the building and ground fund for fiscal

1 year 2011, expenditures may be made by the above agency from the
2 following capital improvement account or accounts of the building and
3 ground fund for fiscal year 2011 for the following capital improvement
4 project or projects, subject to the expenditure limitations prescribed
5 therefor:

6 Motor pool shop — debt service.....	No limit
7 Paint and grounds shop — debt service.....	No limit
8 Parking improvements and repair	No limit

9 (d) In addition to the other purposes for which expenditures may be
10 made by the above agency from the building and ground fund for fiscal
11 year 2011, expenditures may be made by the above agency from the
12 building and ground fund for fiscal year 2011 from any unencumbered
13 balance as of June 30, 2010, in each of the following capital improvement
14 accounts of the building and ground fund: Parking improvements and
15 repair: *Provided*, That the expenditures for fiscal year 2011 from the
16 unencumbered balance of any such account shall not exceed the amount
17 of the unencumbered balance in such account on June 30, 2010: *Provided*
18 *further*, That all expenditures from the building and ground fund for the
19 fiscal year 2011 from the unencumbered balance in any such account
20 shall be in addition to any expenditure limitation imposed on the building
21 and ground fund for the fiscal year 2011.

22 (e) In addition to the other purposes for which expenditures may be
23 made by the above agency from the state buildings depreciation fund for
24 fiscal year 2011, expenditures may be made by the above agency from
25 the following capital improvement account or accounts of the state build-
26 ings depreciation fund for fiscal year 2011 for the following capital im-
27 provement project or projects, subject to the expenditure limitations pre-
28 scribed therefor:

29 State of Kansas facilities projects — debt service	No limit
30 Rehabilitation and repair	\$400,000

31 *Provided*, That all expenditures from each such capital improvement ac-
32 count shall be in addition to any expenditure limitation imposed on the
33 state buildings depreciation fund for fiscal year 2011.

34 (f) In addition to the other purposes for which expenditures may be
35 made by the above agency from the state buildings depreciation fund for
36 fiscal year 2011, expenditures may be made by the above agency from
37 the state buildings depreciation fund for fiscal year 2011 from the unen-
38 cumbered balance as of June 30, 2010, in each capital improvement ac-
39 count of the state buildings depreciation fund for one or more projects
40 approved for prior fiscal years: *Provided*, That expenditures from the
41 unencumbered balance in any such account shall not exceed the amount
42 of the unencumbered balance in such account on June 30, 2010: *Provided*
43 *further*, That all expenditures from any such account shall be in addition

1 to any expenditure limitation imposed on the state buildings depreciation
2 fund for fiscal year 2011.

3 (g) In addition to the other purposes for which expenditures may be
4 made by the above agency from the state buildings operating fund for
5 fiscal year 2011, expenditures may be made by the above agency from
6 the following capital improvement account or accounts of the state build-
7 ings operating fund for fiscal year 2011 for the following capital improve-
8 ment project or projects, subject to the expenditure limitations prescribed
9 therefor:

10 Memorial hall — debt service	No limit
11 Docking cooling towers replacement — debt service.....	No limit
12 Eisenhower building purchase and renovation — debt 13 service.....	No limit

14 (h) In addition to the other purposes for which expenditures may be
15 made from the intragovernmental printing service fund for fiscal year
16 2011, expenditures may be made by the above agency from the following
17 capital improvement account or accounts of the intragovernmental print-
18 ing service fund for fiscal year 2011 for the following capital improvement
19 project or projects, subject to the expenditure limitations prescribed
20 therefor:

21 Printing plant — debt service.....	No limit
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22 (i) In addition to the other purposes for which expenditures may be
23 made from the intragovernmental printing service depreciation reserve
24 fund for fiscal year 2011, expenditures may be made by the above agency
25 from the following capital improvement account or accounts of the intra-
26 governmental printing service depreciation reserve fund for fiscal year
27 2011 for the following capital improvement project or projects, subject
28 to the expenditure limitations prescribed therefor:

29 Rehabilitation and repair	\$75,000
30 Sec. 113.	

31 DEPARTMENT OF COMMERCE

32 (a) In addition to the other purposes for which expenditures may be
33 made by the above agency from the reimbursement and recovery fund
34 for fiscal year 2011, expenditures may be made by the above agency from
35 the following capital improvement account or accounts of the reimburse-
36 ment and recovery fund during the fiscal year 2011, for the following
37 capital improvement project or projects, subject to the expenditure lim-
38 itations prescribed therefor:

39 Debt service — 1430 Topeka facilities.....	\$136,770
-----------------------------------------------	-----------

40 (b) In addition to the other purposes for which expenditures may be
41 made by the above agency from the Wagner Peyser — federal fund for
42 fiscal year 2011, expenditures may be made by the above agency from
43 the following capital improvement account or accounts of the Wagner

1 Peyser — federal fund during the fiscal year 2011, for the following capital
 2 improvement project or projects, subject to the expenditure limitations
 3 prescribed therefor:
 4 Rehabilitation and repair \$80,000
 5 Sec. 114.

6 INSURANCE DEPARTMENT

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, 2011, all
 9 moneys now or hereafter lawfully credited to and available in such fund
 10 or funds, except that expenditures shall not exceed the following:
 11 Insurance department rehabilitation and repair fund No limit
 12 Sec. 115.

13 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

14 (a) There is appropriated for the above agency from the state institu-
 15 tions building fund for the fiscal year ending June 30, 2011, for the capital
 16 improvement project or projects specified, the following:

17 Rehabilitation and repair projects \$1,415,629
 18 *Provided*, That the secretary of social and rehabilitation services is hereby
 19 authorized to transfer moneys during fiscal year 2011 from the rehabili-
 20 tation and repair projects account to a rehabilitation and repair account
 21 for any institution, as defined by K.S.A. 76-12a01 or 76-12a18, and
 22 amendments thereto, for projects approved by the secretary of social and
 23 rehabilitation services: *Provided further*, That expenditures also may be
 24 made from this account during fiscal year 2011 for the purposes of re-
 25 habilitation and repair for facilities of the department of social and re-
 26 habilitation services other than any institution, as defined by K.S.A. 76-
 27 12a01 or 76-12a18, and amendments thereto.
 28 Debt service — new state security hospital \$3,822,570
 29 Debt service — state hospitals rehabilitation and repair ... \$2,584,371

30 (b) In addition to the purposes for which expenditures may be made
 31 by the above agency from the other state fees fund for fiscal year 2011,
 32 expenditures may be made by the above agency from the other state fees
 33 fund for fiscal year 2011 for the following capital improvement project or
 34 projects, subject to the expenditure limitations prescribed therefor:
 35 Area office rehabilitation and repair \$200,000
 36 *Provided*, That expenditures from the area office rehabilitation and repair
 37 account shall be in addition to any expenditure limitation imposed on the
 38 other state fees fund for fiscal year 2011.

39 Sec. 116.

40 DEPARTMENT OF LABOR

41 (a) In addition to the other purposes for which expenditures may be
 42 made by the above agency from the employment security administration
 43 fund for fiscal year 2011, expenditures may be made by the above agency

1 from the employment security administration fund for fiscal year 2011
2 from moneys made available to the state under section 903(d) of the
3 federal social security act, as amended: *Provided*, That expenditures from
4 this fund during fiscal year 2011 of moneys made available to the state
5 under section 903(d) of the federal social security act, as amended, may
6 be made for the following capital improvement projects: (1) For rehabil-
7 itation and repair of existing buildings used by the department of labor
8 for employment security purposes; (2) for paving, landscaping and ac-
9 quiring fixed equipment as may be required for the use and operation of
10 such buildings; or (3) for any combination of these purposes: *Provided*
11 *further*, That expenditures from this fund for fiscal year 2011 of moneys
12 made available to the state under section 903(d) of the federal social
13 security act, as amended, for such capital improvement purposes shall not
14 exceed \$40,000 plus the amounts of unencumbered balances as of June
15 30, 2010, for capital improvement projects approved for fiscal years prior
16 to fiscal year 2011: *And provided further*, That all expenditures from this
17 fund for any such capital improvement purposes or projects shall be in
18 addition to any expenditure limitation imposed on the employment se-
19 curity administration fund for fiscal year 2011.

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, 2011, 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 Employment security administration property sale fund... No limit
25 *Provided*, That the secretary of labor is hereby authorized to make ex-
26 penditures from the employment security administration property sale
27 fund for the unemployment insurance program: *Provided, however*, That
28 no expenditures shall be made from this fund for the proposed purchase
29 or other acquisition of additional real estate to provide space for the un-
30 employment insurance program of the department of labor until such
31 proposed purchase or other acquisition, including the preliminary plans
32 and program statement for any capital improvement project that is pro-
33 posed to be initiated and completed by or for the department of labor
34 have been reviewed by the joint committee on state building construction.

35 (c) In addition to the other purposes for which expenditures may be
36 made by the department of labor from moneys appropriated from any
37 special revenue fund for fiscal year 2011 as authorized by this or other
38 appropriation act of the 2010 regular session of the legislature, expendi-
39 tures may be made by the department of labor for fiscal year 2011 from
40 the moneys appropriated from any special revenue fund for the expenses
41 of the sale, exchange or other disposition conveying title for any portion
42 or all of the real estate of the department of labor: *Provided*, That such
43 expenditures may be made and such sale, exchange or other disposition

1 conveying title for any portion or all of the real estate of the department
 2 of labor may be executed or otherwise effectuated only upon specific
 3 authorization by the state finance council acting on this matter, which is
 4 hereby characterized as a matter of legislative delegation and subject to
 5 the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and
 6 amendments thereto, and acting after receiving the recommendations of
 7 the joint committee on state building construction: *Provided, however,*
 8 That no such sale, exchange or other disposition conveying title for any
 9 portion of the real estate of the department of labor shall be executed
 10 until the proposed sale, exchange or other disposition conveying title for
 11 such real estate has been reviewed by the joint committee on state build-
 12 ing construction: *Provided further,* That the net proceeds from the sale
 13 of any of the real estate of the department of labor shall be deposited in
 14 the state treasury to the credit of the employment security administration
 15 property sale fund of the department of labor: *Provided, however,* That
 16 expenditures from such fund shall not exceed the limitation established
 17 for fiscal year 2011 by this or other appropriation act of the 2010 regular
 18 session of the legislature except upon approval of the state finance coun-
 19 cil.

20 (d) In addition to the other purposes for which expenditures may be
 21 made by the above agency from the special employment security fund
 22 for fiscal year 2011, expenditures may be made by the above agency from
 23 the special employment security fund for fiscal year 2011 for the following
 24 capital improvement projects: Payment of debt service on revenue bonds
 25 issued to finance remodeling of the 401 S. Topeka building: *Provided,*
 26 That expenditures from the special employment security fund for fiscal
 27 year 2011 for such capital improvement purposes shall not exceed
 28 \$278,158: *Provided further,* That all expenditures from this fund for any
 29 such capital improvement purpose shall be in addition to any expenditure
 30 limitation imposed on the special employment security fund for fiscal year
 31 2011.

32 Sec. 117.

33 KANSAS COMMISSION ON VETERANS AFFAIRS

34 (a) There is appropriated for the above agency from the state institu-
 35 tions building fund for the fiscal year ending June 30, 2011, for the capital
 36 improvement project or projects specified, the following:

37 Soldiers' home rehabilitation and repair projects.....	\$551,909
38 Veterans' home rehabilitation and repair projects.....	\$486,505

39 (b) There is appropriated for the above agency from the following spe-
 40 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
 41 moneys now or hereafter lawfully credited to and available in such fund
 42 or funds, except that expenditures other than refunds authorized by law
 43 shall not exceed the following:

1 Veterans' cemeteries federal construction grant fund..... No limit
2 Sec. 118.

3 KANSAS STATE SCHOOL FOR THE BLIND

4 (a) There is appropriated for the above agency from the state institu-
5 tions building fund for the fiscal year ending June 30, 2011, for the capital
6 improvement project or projects specified, the following:

7 Rehabilitation and repair projects \$78,600
8 Sec. 119.

9 KANSAS STATE SCHOOL FOR THE DEAF

10 (a) There is appropriated for the above agency from the state institu-
11 tions building fund for the fiscal year ending June 30, 2011, for the capital
12 improvement project or projects specified, the following:

13 Rehabilitation and repair projects \$205,000
14 Sec. 120.

15 STATE HISTORICAL SOCIETY

16 (a) There is appropriated for the above agency from the state general
17 fund for the fiscal year ending June 30, 2011, the following:

18 Rehabilitation and repair projects \$125,000

19 *Provided*, That any unencumbered balance in the rehabilitation and re-
20 pair projects account in excess of \$100 as of June 30, 2010, is hereby
21 reappropriated for fiscal year 2011.

22 (b) There is hereby appropriated for the above agency from the follow-
23 ing special revenue fund or funds for the fiscal year ending June 30, 2011,
24 all moneys now or hereafter lawfully credited to and available in such
25 fund or funds, except that expenditures shall not exceed the following:

26 Other federal grants fund No limit
27 Private gifts, grants and bequests No limit

28 (c) In addition to other purposes for which expenditures may be made
29 by the above agency from the state historical society facilities fund for
30 fiscal year 2011, expenditures may be made by the above agency from
31 the following capital improvement account or accounts of the state his-
32 torical society facilities fund for fiscal year 2011 for the following capital
33 improvement project or projects, subject to the expenditure limitations
34 prescribed therefor:

35 Rehabilitation and repair projects \$50,000

36 *Provided*, That all expenditures from each such capital improvement ac-
37 count shall be in addition to any expenditure limitation imposed on the
38 state historical society facilities fund for fiscal year 2011.

39 (d) In addition to other purposes for which expenditures may be made
40 by the above agency from the historic properties fee fund for fiscal year
41 2011, expenditures may be made by the above agency from the following
42 capital improvement account or accounts of the historic properties fee
43 fund for fiscal year 2011 for the following capital improvement project or

1 projects, subject to the expenditure limitations prescribed therefor:
 2 Rehabilitation and repair projects \$34,477
 3 *Provided*, That all expenditures from each such capital improvement ac-
 4 count shall be in addition to any expenditure limitation imposed on the
 5 historic properties fee fund for fiscal year 2011.
 6 Sec. 121.

7 EMPORIA STATE UNIVERSITY

8 (a) There is appropriated for the above agency from the following spe-
 9 cial revenue fund or funds for the fiscal year ending June 30, 2011, 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 Student union refurbishing fund..... No limit
 13 Twin towers project revenue fund No limit
 14 Twin towers bond and interest sinking fund..... No limit
 15 Twin towers maintenance and equipment reserve fund.... No limit
 16 Deferred maintenance support fund No limit
 17 Infrastructure maintenance fund No limit

18 (b) During the fiscal year ending June 30, 2011, the above agency may
 19 make expenditures from the rehabilitation and repair projects — EBF
 20 account of the Kansas educational building fund of the above agency of
 21 moneys transferred to such account by the state board of regents pursuant
 22 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or
 23 to any provision of this or other appropriation act of the 2010 regular
 24 session of the legislature: *Provided*, That this subsection shall not apply
 25 to the unencumbered balance in any account of the Kansas educational
 26 building fund of the above agency that was first appropriated for any fiscal
 27 year commencing prior to July 1, 2009.

28 (c) In addition to the other purposes for which expenditures may be
 29 made by Emporia state university from the moneys appropriated from
 30 the state general fund or from any special revenue fund for fiscal year
 31 2011 or fiscal year 2012 as authorized by this or other appropriation act
 32 of the 2010 regular session of the legislature or by any appropriation act
 33 of the 2011 regular session of the legislature, expenditures shall be made
 34 by Emporia state university from moneys appropriated from the state
 35 general fund or from any special revenue fund or funds for fiscal year
 36 2011 or fiscal year 2012, to provide for the issuance of bonds by the
 37 Kansas development finance authority in accordance with K.S.A. 74-8905,
 38 and amendments thereto, for a capital improvement project to redevelop,
 39 renovate and equip the memorial student union: *Provided*, That such
 40 capital improvement project is hereby approved for Emporia state uni-
 41 versity for the purposes of subsection (b) of K.S.A. 74-8905, and amend-
 42 ments thereto, and the authorization of the issuance of bonds by the
 43 Kansas development finance authority in accordance with that statute:

1 *Provided further*, That Emporia state university may make expenditures
 2 from the moneys received from the issuance of any such bonds for such
 3 capital improvement project: *Provided, however*, That expenditures from
 4 the moneys received from the issuance of any such bonds for such capital
 5 improvement project shall not exceed \$25,030,000, plus all amounts re-
 6 quired for costs of bond issuance, costs of interest on the bonds issued
 7 for such capital improvement project during the construction of such
 8 project and any required reserves for the payment of principal and inter-
 9 est on the bonds: *And provided further*, That all moneys received from
 10 the issuance of any such bonds shall be deposited and accounted for as
 11 prescribed by applicable bond covenants: *And provided further*, That
 12 debt service for any such bonds for such capital improvement project
 13 shall be financed by appropriations from any appropriate special revenue
 14 fund or funds of Emporia state university.

15 Sec. 122.

16 FORT HAYS STATE UNIVERSITY

17 (a) There is appropriated for the above agency from the following spe-
 18 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
 19 moneys now or hereafter lawfully credited to and available in such fund
 20 or funds, except that expenditures shall not exceed the following:

21 Lewis field renovation — bond and interest sinking	
22 fund.....	No limit
23 Lewis field renovation — revenue fund.....	No limit
24 Memorial union renovation debt service fund.....	No limit
25 Deferred maintenance support fund	No limit
26 Infrastructure maintenance fund	No limit
27 Soccer facility fund.....	No limit
28 Wind power generation facility fund	No limit

29 (b) During the fiscal year ending June 30, 2011, the above agency may
 30 make expenditures from the rehabilitation and repair projects — EBF
 31 account of the Kansas educational building fund of the above agency of
 32 moneys transferred to such account by the state board of regents pursuant
 33 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or
 34 to any provision of this or other appropriation act of the 2010 regular
 35 session of the legislature: *Provided*, That this subsection shall not apply
 36 to the unencumbered balance in any account of the Kansas educational
 37 building fund of the above agency that was first appropriated for any fiscal
 38 year commencing prior to July 1, 2009.

39 (c) In addition to the other purposes for which expenditures may be
 40 made by Fort Hays state university from the moneys appropriated from
 41 the state general fund or from any special revenue fund or funds for Fort
 42 Hays state university for fiscal year 2011, as authorized by this or other
 43 appropriation act of the 2010 regular session of the legislature, expendi-

1 tures may be made by Fort Hays state university from moneys appropri-
2 ated from the state general fund or from any special revenue fund or
3 funds for Fort Hays state university for fiscal year 2011 to raze wing "A"
4 of Wiest hall.

5 Sec. 123.

6 KANSAS STATE UNIVERSITY

7 (a) There is appropriated for the above agency from the state general
8 fund for the fiscal year ending June 30, 2011, for the capital improvement
9 project or projects specified as follows:

10 Lease payment — Salina aeronautical center (including
11 aeronautical laboratory center)..... \$165,396

12 (b) There is appropriated for the above agency from the following spe-
13 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
14 moneys now or hereafter lawfully credited to and available in such fund
15 or funds, except that expenditures shall not exceed the following:

16	Engineering complex phase II private gift fund	No limit
17	Ackert hall addition — gifts and grants fund	No limit
18	Salina runway improvements fund	No limit
19	Student life center — Salina construction debt service	
20	fund.....	No limit
21	Deferred maintenance support fund	No limit
22	Infrastructure maintenance fund	No limit
23	Child care fund.....	No limit

24 (c) In addition to the other purposes for which expenditures may be
25 made by Kansas state university from the moneys appropriated from the
26 state general fund or from any special revenue fund for fiscal year 2011
27 or fiscal year 2012 as authorized by this or other appropriation act of the
28 2010 regular session of the legislature or by any appropriation act of the
29 2011 regular session of the legislature, expenditures shall be made by
30 Kansas state university from moneys appropriated from the state general
31 fund or from any special revenue fund or funds for fiscal year 2011 or
32 fiscal year 2012, to provide for the issuance of bonds by the Kansas de-
33 velopment finance authority in accordance with K.S.A. 74-8905, and
34 amendments thereto, for a capital improvement project to redevelop,
35 renovate and equip the Jardine apartments: *Provided*, That such capital
36 improvement project is hereby approved for Kansas state university for
37 the purposes of subsection (b) of K.S.A. 74-8905, and amendments
38 thereto, and the authorization of the issuance of bonds by the Kansas
39 development finance authority in accordance with that statute: *Provided*
40 *further*, That Kansas state university may make expenditures from the
41 moneys received from the issuance of any such bonds for such capital
42 improvement project: *Provided, however*, That expenditures from the
43 moneys received from the issuance of any such bonds for such capital

1 improvement project shall not exceed \$102,000,000, plus all amounts re-
2 quired for costs of bond issuance, costs of interest on the bonds issued
3 for such capital improvement project during the construction of such
4 project and any required reserves for the payment of principal and inter-
5 est on the bonds: *And provided further*, That all moneys received from
6 the issuance of any such bonds shall be deposited and accounted for as
7 prescribed by applicable bond covenants: *And provided further*, That
8 debt service for any such bonds for such capital improvement project
9 shall be financed by appropriations from the housing system operations
10 fund or any other appropriate special revenue fund or funds of Kansas
11 state university.

12 (d) In addition to the other purposes for which expenditures may be
13 made by Kansas state university for the moneys appropriated from the
14 state general fund or from any special revenue fund for fiscal year 2011
15 or fiscal year 2012 as authorized by this or other appropriation act of the
16 2010 regular session of the legislature or by any appropriation act of the
17 2011 regular session of the legislature, expenditures shall be made by
18 Kansas state university from moneys appropriated from the state general
19 fund or from any special revenue fund for fiscal year 2011 or for fiscal
20 year 2012 to provide for the issuance of bonds by the Kansas development
21 finance authority in accordance with K.S.A. 74-8905, and amendments
22 thereto, for a capital improvement project to expand and renovate the
23 Bramlage coliseum and Bill Snyder family stadium: *Provided*, That such
24 capital improvement project is hereby approved for Kansas state univer-
25 sity for the purposes of subsection (b) of K.S.A. 74-8905, and amendments
26 thereto, and the authorization of the issuance of bonds by the Kansas
27 development finance authority in accordance with that statute: *Provided*
28 *further*, That Kansas state university may make expenditures from the
29 moneys received from the issuance of any such bonds for such capital
30 improvement project: *Provided, however*, That expenditures from the
31 moneys received from the issuance of any such bonds for such capital
32 improvement project shall not exceed \$45,000,000, plus all amounts re-
33 quired for costs of bond issuance, costs of interest on the bonds issued
34 for such capital improvement project during the construction of such
35 project and any required reserves for payment of principal and interest
36 on the bonds: *And provided further*, That all moneys received from the
37 issuance of any such bonds shall be deposited and accounted for as pre-
38 scribed by applicable bond covenants: *And provided further*, That debt
39 service for any such bonds for such capital improvement projects shall be
40 financed by appropriations from any special revenue fund or funds or any
41 other appropriate fund.

42 (e) During the fiscal year ending June 30, 2011, the above agency may
43 make expenditures from the rehabilitation and repair projects — EBF

1 account of the Kansas educational building fund of the above agency of
2 moneys transferred to such account by the state board of regents pursuant
3 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or
4 to any provision of this or other appropriation act of the 2010 regular
5 session of the legislature: *Provided*, That this subsection shall not apply
6 to the unencumbered balance in any account of the Kansas educational
7 building fund of the above agency that was first appropriated for any fiscal
8 year commencing prior to July 1, 2009.

9 (f) In addition to the other purposes for which expenditures may be
10 made by Kansas state university from the moneys appropriated from the
11 state general fund or from any special revenue fund or funds for fiscal
12 year 2011 or fiscal year 2012 as authorized by this or other appropriation
13 act of the 2010 regular session of the legislature, expenditures may be
14 made by Kansas state university from moneys appropriated from the state
15 general fund or from any special revenue fund or funds for fiscal year
16 2011 or fiscal year 2012 to raze building no. 457 (elevator and feed mill),
17 building no. 437 (herdsman house), building no. 10002 (art kiln), building
18 no. 145 (vet surgical instruction), building no. 200 (vet research lab grey-
19 hound kennels), building no. 224 (food animal barn and shed) and por-
20 tions of building no. 025 (seaton court).

21 Sec. 124.

22 KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND
23 AGRICULTURE RESEARCH PROGRAMS

24 (a) In addition to the other purposes for which expenditures may be
25 made by the above agency from the restricted fees fund for the fiscal year
26 ending June 30, 2011, expenditures may be made by the above agency
27 from the appropriate account or accounts of the restricted fees fund dur-
28 ing fiscal year 2011 for the following capital improvement project or pro-
29 jects:

30 Validation/fresh meats processing laboratory.....	No limit
31 Equine education and research center.....	No limit
32 Grain science center.....	No limit
33 Construct east Kansas horticulture research center.....	No limit

34 (b) In addition to the other purposes for which expenditures may be
35 made by the above agency from the sponsored research overhead fund
36 for fiscal year 2011, expenditures may be made by the above agency from
37 the sponsored research overhead fund for the fiscal year 2011 for the
38 following capital improvement project or projects, subject to the expend-
39 iture limitations prescribed therefor:

40 Southeast agriculture research center buildings	No limit
----------------------------------------------------------	----------

41 (c) There is appropriated for the above agency from the following spe-
42 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
43 moneys now or hereafter lawfully credited to and available in such fund

- 1 or funds, except that expenditures shall not exceed the following:
- 2 Greenhouse laboratory construction fund..... No limit
- 3 Horticulture research/education center construction
- 4 fund..... No limit

5 (d) In addition to the other purposes for which expenditures may be
 6 made by Kansas state university extension systems and agriculture re-
 7 search programs from the moneys appropriated from the state general
 8 fund or from any special revenue fund for fiscal year 2011 or fiscal year
 9 2012 as authorized by this or other appropriation act of the 2010 regular
 10 session of the legislature or by any appropriation act of the 2011 regular
 11 session of the legislature, expenditures shall be made by Kansas state
 12 university extension systems and agriculture research programs from
 13 moneys appropriated from the state general fund or from any special
 14 revenue fund for fiscal year 2011 or fiscal year 2012 to provide for the
 15 issuance of bonds by the Kansas development finance authority in ac-
 16 cordance with K.S.A. 74-8905, and amendments thereto, for a capital
 17 improvement project for greenhouse laboratory construction: *Provided,*
 18 That such capital improvement project is hereby approved for Kansas
 19 state university extension systems and agriculture research programs for
 20 the purposes of subsection (b) of K.S.A. 74-8905, and amendments
 21 thereto, and the authorization of the issuance of bonds by the Kansas
 22 development finance authority in accordance with that statute: *Provided*
 23 *further,* That Kansas state university extension systems and agriculture
 24 research programs may make expenditures from the moneys received
 25 from the issuance of any such bonds for such capital improvement project:
 26 *Provided, however,* That expenditures from the moneys received from
 27 the issuance of any such bonds for such capital improvement project shall
 28 not exceed \$1,700,000, plus all amounts required for costs of bond issu-
 29 ance, costs of interest on the bonds issued for such capital improvement
 30 project during the construction of such project and any required reserves
 31 for the payment of principal and interest on the bonds: *And provided*
 32 *further,* That all moneys received from the issuance of any such bonds
 33 shall be deposited and accounted for as prescribed by applicable bond
 34 covenants: *And provided further,* That debt service for any such bonds
 35 for such capital improvement projects shall be financed by appropriations
 36 from the Kansas educational building fund or any other appropriate spe-
 37 cial revenue fund or funds.

38 (e) In addition to the other purposes for which expenditures may be
 39 made by Kansas state university extension systems and agriculture re-
 40 search programs from the moneys appropriated from the state general
 41 fund or from any special revenue fund for fiscal year 2011 or fiscal year
 42 2012 as authorized by this or other appropriation act of the 2010 regular
 43 session of the legislature or by any appropriation act of the 2011 regular

1 session of the legislature, expenditures shall be made by Kansas state
 2 university extension systems and agriculture research programs from
 3 moneys appropriated from the state general fund or from any special
 4 revenue fund for fiscal year 2011 or fiscal year 2012 to provide for the
 5 issuance of bonds by the Kansas development finance authority in ac-
 6 cordance with K.S.A. 74-8905, and amendments thereto, for a capital
 7 improvement project for horticulture research/education center construc-
 8 tion: *Provided*, That such capital improvement project is hereby approved
 9 for Kansas state university extension systems and agriculture research
 10 programs for the purposes of subsection (b) of K.S.A. 74-8905, and
 11 amendments thereto, and the authorization of the issuance of bonds by
 12 the Kansas development finance authority in accordance with that statute:
 13 *Provided further*, That Kansas state university extension systems and ag-
 14 riculture research programs may make expenditures from the moneys
 15 received from the issuance of any such bonds for such capital improve-
 16 ment project: *Provided, however*, That expenditures from the moneys
 17 received from the issuance of any such bonds for such capital improve-
 18 ment project shall not exceed \$1,500,000, plus all amounts required for
 19 costs of bond issuance, costs of interest on the bonds issued for such
 20 capital improvement project during the construction of such project and
 21 any required reserves for the payment of principal and interest on the
 22 bonds: *And provided further*, That all moneys received from the issuance
 23 of any such bonds shall be deposited and accounted for as prescribed by
 24 applicable bond covenants: *And provided further*, That debt service for
 25 any such bonds for such capital improvement projects shall be financed
 26 by appropriations from the Kansas educational building fund or any other
 27 appropriate special revenue fund or funds.

28 Sec. 125.

29 PITTSBURG STATE UNIVERSITY

30 (a) There is appropriated for the above agency from the state general
 31 fund for the fiscal year ending June 30, 2011, the following:

32 Armory/classroom/recreation center debt service	\$323,999
----------------------------------------------------------	-----------

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, 2011, all
 35 moneys now or hereafter lawfully credited to and available in such fund
 36 or funds, except that expenditures shall not exceed the following:

37 Horace Mann renovation revenue fund	No limit
38 Overman renovation revenue fund.....	No limit
39 Deferred maintenance support fund	No limit
40 Infrastructure maintenance fund	No limit
41 Student health center — private gifts fund.....	No limit

42 (c) During the fiscal year ending June 30, 2011, the above agency may
 43 make expenditures from the rehabilitation and repair projects — EBF

1 account of the Kansas educational building fund of the above agency of
2 moneys transferred to such account by the state board of regents pursuant
3 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or
4 to any provision of this or other appropriation act of the 2010 regular
5 session of the legislature: *Provided*, That this subsection shall not apply
6 to the unencumbered balance in any account of the Kansas educational
7 building fund of the above agency that was first appropriated for any fiscal
8 year commencing prior to July 1, 2009.

9 (d) In addition to the other purposes for which expenditures may be
10 made by Pittsburg state university from the moneys appropriated from
11 any special revenue fund for Pittsburg state university for fiscal year 2011
12 by this or other appropriation act of the 2010 regular session of the leg-
13 islature, expenditures shall be made by Pittsburg state university from
14 moneys appropriated from any special revenue fund for Pittsburg state
15 university for fiscal year 2011 to provide for the issuance of bonds by the
16 Kansas development finance authority in accordance with K.S.A. 74-8905,
17 and amendments thereto, for a capital improvement project for parking
18 improvements: *Provided*, That such capital improvement project is
19 hereby approved for Pittsburg state university for the purposes of sub-
20 section (b) of K.S.A. 74-8905, and amendments thereto, and the author-
21 ization of the issuance of bonds by the Kansas development finance au-
22 thority in accordance with that statute: *Provided further*, That Pittsburg
23 state university may make expenditures from the moneys received from
24 the issuance of any such bonds for such capital improvement project:
25 *Provided, however*, That expenditures from the moneys received from
26 the issuance of any such bonds for such capital improvement project shall
27 not exceed \$4,000,000, plus all amounts required for costs of bond issu-
28 ance, costs of interest on the bonds issued for such capital improvement
29 project during the construction of such project and any required reserves
30 for the payment of principal and interest on the bonds: *And provided*
31 *further*, That all moneys received from the issuance of any such bonds
32 shall be deposited and accounted for as prescribed by applicable bond
33 covenants: *And provided further*, That debt service for any such bonds
34 for such capital improvement project shall be financed by appropriations
35 from any appropriate special revenue fund or funds.

36 (e) In addition to the other purposes for which expenditures may be
37 made by Pittsburg state university from the moneys appropriated from
38 any special revenue fund for Pittsburg state university for fiscal year 2011
39 by this or other appropriation act of the 2010 regular session of the leg-
40 islature, expenditures shall be made by Pittsburg state university from
41 moneys appropriated from any special revenue fund for Pittsburg state
42 university for fiscal year 2011 to provide for the issuance of bonds by the
43 Kansas development finance authority in accordance with K.S.A. 74-8905,

1 and amendments thereto, for a capital improvement project for student
 2 housing improvements and construction: *Provided*, That such capital im-
 3 provement project is hereby approved for Pittsburg state university for
 4 the purposes of subsection (b) of K.S.A. 74-8905, and amendments
 5 thereto, and the authorization of the issuance of bonds by the Kansas
 6 development finance authority in accordance with that statute: *Provided*
 7 *further*, That Pittsburg state university may make expenditures from the
 8 moneys received from the issuance of any such bonds for such capital
 9 improvement project: *Provided, however*, That expenditures from the
 10 moneys received from the issuance of any such bonds for such capital
 11 improvement project shall not exceed \$22,000,000, plus all amounts re-
 12 quired for costs of bond issuance, costs of interest on the bonds issued
 13 for such capital improvement project during the construction of such
 14 project and any required reserves for the payment of principal and inter-
 15 est on the bonds: *And provided further*, That all moneys received from
 16 the issuance of any such bonds shall be deposited and accounted for as
 17 prescribed by applicable bond covenants: *And provided further*, That
 18 debt service for any such bonds for such capital improvement project
 19 shall be financed by appropriations from any appropriate special revenue
 20 fund or funds.

21 Sec. 126.

22 UNIVERSITY OF KANSAS

23 (a) There is appropriated for the above agency from the state general
 24 fund for the fiscal year ending June 30, 2011, for the capital improvement
 25 project or projects specified as follows:

26 School of pharmacy debt service..... \$1,631,243

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, 2011, all
 29 moneys now or hereafter lawfully credited to and available in such fund
 30 or funds, except that expenditures shall not exceed the following:

31 Student union renovation revenue fund..... No limit

32 Student health facility maintenance, repair, and equipment
 33 fee fund No limit

34 Regents center revenue fund — K DFA D bonds, 1990 ... No limit

35 Parking facilities surplus fund — K DFA G bonds, 1993... No limit

36 *Provided*, That the university of Kansas may make expenditures from the
 37 parking facilities surplus fund — K DFA G bonds, 1993 for capital im-
 38 provements to parking lots in addition to the expenditure of other moneys
 39 appropriated therefor: *Provided further*, That the university of Kansas
 40 may transfer moneys during fiscal year 2011 from the parking facilities
 41 surplus fund — K DFA G bonds, 1993 to the restricted fees fund.

42 Deferred maintenance support fund No limit

43 Infrastructure maintenance fund No limit

1 Athletic facilities enhancements special revenue fund
2 K DFA A university proceeds..... No limit
3 Child care facility operations account fund..... No limit
4 Child care facility student fee account fund..... No limit
5 Student recreation & fitness center revenue fund No limit
6 Child care facility addition fund..... No limit
7 *Provided*, That the university of Kansas may transfer moneys during fiscal
8 year 2011 from the restricted fees fund or the general fees fund to the
9 child care facility addition fund for the capital improvement project to
10 construct an addition to the child care facility: *Provided further*, That
11 upon completion of the construction project, the university of Kansas may
12 transfer unused moneys from the child care facility addition fund to the
13 general fees fund or the restricted fees fund.
14 Wescoe hall infill construction fund No limit
15 *Provided*, That, upon completion of the construction project, the univer-
16 sity of Kansas may transfer unused moneys from the Wescoe hall infill
17 construction fund to the general fees fund.
18 Smissman hall renovation fund..... No limit
19 *Provided*, That the university of Kansas may transfer moneys during fiscal
20 year 2011 from the restricted fees fund and general fees fund to the
21 Smissman hall renovation fund for the renovation project for Smissman
22 hall: *Provided further*, That upon completion of the renovation project,
23 the university of Kansas may transfer unused moneys received from the
24 restricted fees fund in the Smissman hall renovation fund to the restricted
25 fees fund: *And provided further*, That upon completion of the renovation
26 project, the university of Kansas may transfer unused moneys received
27 from the general fees fund in the Smissman hall renovation fund to the
28 general fees fund.
29 (c) During the fiscal year ending June 30, 2011, the above agency may
30 make expenditures from the rehabilitation and repair projects — EBF
31 account of the Kansas educational building fund of the above agency of
32 moneys transferred to such account by the state board of regents pursuant
33 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or
34 to any provision of this or other appropriation act of the 2010 regular
35 session of the legislature: *Provided*, That this subsection shall not apply
36 to the unencumbered balance in any account of the Kansas educational
37 building fund of the above agency that was first appropriated for any fiscal
38 year commencing prior to July 1, 2009.
39 (d) In addition to the other purposes for which expenditures may be
40 made by the university of Kansas from the moneys appropriated from
41 any special revenue fund for the university of Kansas for fiscal year 2011
42 by this or other appropriation act of the 2010 regular session of the leg-
43 islature, expenditures shall be made by the university of Kansas from

1 moneys appropriated from any special revenue fund for the university of
2 Kansas for fiscal year 2011 to provide for the issuance of bonds by the
3 Kansas development finance authority in accordance with K.S.A. 74-8905,
4 and amendments thereto, for a capital improvement project for the ren-
5 ovation of Gertrude Sellards Pearson hall: *Provided*, That such capital
6 improvement project is hereby approved for the university of Kansas for
7 the purposes of subsection (b) of K.S.A. 74-8905, and amendments
8 thereto, and the authorization of the issuance of bonds by the Kansas
9 development finance authority in accordance with that statute: *Provided*
10 *further*, That the university of Kansas may make expenditures from the
11 moneys received from the issuance of any such bonds for such capital
12 improvement project: *Provided, however*, That expenditures from the
13 moneys received from the issuance of any such bonds for such capital
14 improvement project shall not exceed \$13,075,000, plus all amounts re-
15 quired for costs of bond issuance, costs of interest on the bonds issued
16 for such capital improvement project during the construction of such
17 project and any required reserves for the payment of principal and inter-
18 est on the bonds: *And provided further*, That all moneys received from
19 the issuance of any such bonds shall be deposited and accounted for as
20 prescribed by applicable bond covenants: *And provided further*, That
21 debt service for any such bonds for such capital improvement project
22 shall be financed by appropriations from any appropriate special revenue
23 fund or funds.

24 (e) In addition to the other purposes for which expenditures may be
25 made by the university of Kansas from the moneys appropriated from
26 any special revenue fund for fiscal year 2011 or fiscal year 2012 as au-
27 thorized by this or other appropriation act of the 2010 regular session of
28 the legislature or by any appropriation act of the 2011 regular session of
29 the legislature, expenditures shall be made by the university of Kansas
30 from moneys appropriated from the state general fund or from any special
31 revenue fund for fiscal year 2011 or for fiscal year 2012 to provide for
32 the issuance of bonds by the Kansas development finance authority in
33 accordance with K.S.A. 74-8905, and amendments thereto, for a capital
34 improvement project to construct building number four, Edwards cam-
35 pus: *Provided*, That such capital improvement project is hereby approved
36 for the university of Kansas for the purposes of subsection (b) of K.S.A.
37 74-8905, and amendments thereto, and the authorization of the issuance
38 of bonds by the Kansas development finance authority in accordance with
39 that statute: *Provided further*, That the university of Kansas may make
40 expenditures from the moneys received from the issuance of any such
41 bonds for such capital improvement project: *Provided, however*, That
42 expenditures from the moneys received from the issuance of any such
43 bonds for such capital improvement project shall not exceed \$24,950,000,

1 plus all amounts required for costs of bond issuance, costs of interest on
 2 the bonds issued for such capital improvement project during the con-
 3 struction of such project, credit enhancement costs and any required re-
 4 serves for payment of principal and interest on the bonds: *And provided*
 5 *further*, That all moneys received from the issuance of any such bonds
 6 shall be deposited and accounted for as prescribed by applicable bond
 7 covenants: *And provided further*, That debt service for any such bonds
 8 for such capital improvement projects shall be financed by appropriations
 9 from any appropriate special revenue fund or funds, including, but not
 10 limited to, money deposited in such fund or funds from amounts derived
 11 pursuant to K.S.A. 19-5001 et seq., and amendments thereto.

12 Sec. 127.

13 UNIVERSITY OF KANSAS MEDICAL CENTER

14 (a) There is appropriated for the above agency from the following spe-
 15 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
 16 moneys now or hereafter lawfully credited to and available in such fund
 17 or funds, except that expenditures shall not exceed the following:

18	Parking fund — K.C. campus.....	No limit
19	Construct and equip center for health in aging bond rev-	
20	enue fund.....	No limit
21	Construct and equip center for health in aging bond re-	
22	serve fund	No limit
23	Deferred maintenance support fund	No limit
24	Infrastructure maintenance fund	No limit
25	Construct parking facility #3 fund.....	No limit
26	Construct parking facility #4 fund.....	No limit

27 *Provided*, That the university of Kansas medical center may transfer mon-
 28 eys during fiscal year 2011 from appropriate accounts of the parking fees
 29 fund to the construct parking facility #4 fund for such capital improve-
 30 ment project.

31 Lied biomedical research building renovation — gift and
 32 grant fund

No limit

33 (b) During the fiscal year ending June 30, 2011, the director of accounts
 34 and reports shall transfer amounts certified by the chancellor of the uni-
 35 versity of Kansas from the sponsored research overhead fund to the con-
 36 struct and equip center for health in aging bond revenue fund.

37 (c) In addition to the other purposes for which expenditures may be
 38 made by the university of Kansas medical center from the moneys ap-
 39 propriated from the state general fund or from any special revenue fund
 40 for fiscal year 2011 or fiscal year 2012 as authorized by this or other
 41 appropriation act of the 2010 regular session of the legislature or by any
 42 appropriation act of the 2011 regular session of the legislature, expendi-
 43 tures shall be made by the university of Kansas medical center from mon-

1 eys appropriated from the state general fund or from any special revenue
2 fund for fiscal year 2011 or fiscal year 2012 to provide for the issuance
3 of bonds by the Kansas development finance authority in accordance with
4 K.S.A. 74-8905, and amendments thereto, for a capital improvement pro-
5 ject to construct parking facility #4: *Provided*, That such capital improve-
6 ment project is hereby approved for the university of Kansas medical
7 center for the purposes of subsection (b) of K.S.A. 74-8905, and amend-
8 ments thereto, and the authorization of the issuance of bonds by the
9 Kansas development finance authority in accordance with that statute:
10 *Provided further*, That the university of Kansas medical center may make
11 expenditures from the moneys received from the issuance of any such
12 bonds for such capital improvement project: *Provided, however*, That
13 expenditures from the moneys received from the issuance of any such
14 bonds for such capital improvement project shall not exceed \$9,100,000,
15 plus all amounts required for costs of bond issuance, costs of interest on
16 the bonds issued for such capital improvement project during the con-
17 struction of such project and any required reserves for the payment of
18 principal and interest on the bonds: *And provided further*, That all mon-
19 eys received from the issuance of any such bonds shall be deposited and
20 accounted for as prescribed by applicable bond covenants: *And provided*
21 *further*, That debt service for any such bonds for such capital improve-
22 ment projects shall be financed by appropriations from the parking fees
23 fund or any other appropriate special revenue fund or funds.

24 (d) During the fiscal year ending June 30, 2011, the above agency may
25 make expenditures from the rehabilitation and repair projects — EBF
26 account of the Kansas educational building fund of the above agency of
27 moneys transferred to such account by the state board of regents pursuant
28 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or
29 to any provision of this or other appropriation act of the 2010 regular
30 session of the legislature: *Provided*, That this subsection shall not apply
31 to the unencumbered balance in any account of the Kansas educational
32 building fund of the above agency that was first appropriated for any fiscal
33 year commencing prior to July 1, 2009.

34 (e) In addition to the other purposes for which expenditures may be
35 made by the university of Kansas medical center for the moneys appro-
36 priated from any special revenue fund for fiscal year 2011 or fiscal year
37 2012 as authorized by this or other appropriation act of the 2010 regular
38 session of the legislature or by any appropriation act of the 2011 regular
39 session of the legislature, expenditures shall be made by the university of
40 Kansas medical center from moneys appropriated from the state general
41 fund or from any special revenue fund for fiscal year 2011 or for fiscal
42 year 2012 to provide for the issuance of bonds by the Kansas development
43 finance authority in accordance with K.S.A. 74-8905, and amendments

1 thereto, for a capital improvement project to remodel the KU clinical
2 research center: *Provided*, That such capital improvement project is
3 hereby approved for the university of Kansas medical center for the pur-
4 poses of subsection (b) of K.S.A. 74-8905, and amendments thereto, and
5 the authorization of the issuance of bonds by the Kansas development
6 finance authority in accordance with that statute: *Provided further*, That
7 the university of Kansas may make expenditures from the moneys re-
8 ceived from the issuance of any such bonds for such capital improvement
9 project: *Provided, however*, That expenditures from the moneys received
10 from the issuance of any such bonds for such capital improvement project
11 shall not exceed \$25,000,000, plus all amounts required for costs of bond
12 issuance, costs of interest on the bonds issued for such capital improve-
13 ment project during the construction of such project, credit enhancement
14 costs and any required reserves for payment of principal and interest on
15 the bonds: *And provided further*, That all moneys received from the is-
16 suance of any such bonds shall be deposited and accounted for as pre-
17 scribed by applicable bond covenants: *And provided further*, That debt
18 service for any such bonds for such capital improvement projects shall be
19 financed by appropriations from any appropriate special revenue fund or
20 funds, including, but not limited to, money deposited in such fund or
21 funds from amounts derived pursuant to K.S.A. 19-5001 et seq., and
22 amendments thereto.

23 (f) In addition to the other purposes for which expenditures may be
24 made by the university of Kansas medical center from the moneys ap-
25 propriated from any special revenue fund for fiscal year 2011 or fiscal
26 year 2012 as authorized by this or other appropriation act of the 2010
27 regular session of the legislature or by any appropriation act of the 2011
28 regular session of the legislature, expenditures shall be made by the uni-
29 versity of Kansas medical center of the moneys appropriated from any
30 special revenue fund for fiscal year 2011 or for fiscal year 2012 to provide
31 for the issuance of bonds by the Kansas development finance authority
32 in accordance with K.S.A. 74-8905, and amendments thereto, for a capital
33 improvement project to renovate the Hixon/Wahl east/Wahl west labo-
34 ratory complex: *Provided*, That such capital improvement project is
35 hereby approved for the university of Kansas medical center for the pur-
36 poses of subsection (b) of K.S.A. 74-8905, and amendments thereto, and
37 the authorization of the issuance of bonds by the Kansas development
38 finance authority in accordance with that statute: *Provided further*, That
39 the university of Kansas medical center may make expenditures from the
40 moneys received from the issuance of any such bonds for such capital
41 improvement project: *Provided, however*, That expenditures from the
42 moneys received from the issuance of any such bonds for such capital
43 improvement project shall not exceed \$34,000,000, plus all amounts re-

1 quired for costs of bond issuance, costs of interest on the bonds issued
 2 for such capital improvement project during the construction of such
 3 project, credit enhancement costs and any required reserves for payment
 4 of principal and interest on the bonds: *And provided further*, That all
 5 moneys received from the issuance of any such bonds shall be deposited
 6 and accounted for as prescribed by applicable bond covenants: *And pro-*
 7 *vided further*, That debt service for any such bonds for such capital im-
 8 provement projects shall be financed by appropriations from any appro-
 9 priate special revenue fund or funds, including, but not limited to, money
 10 deposited in such fund or funds from amounts derived pursuant to K.S.A.
 11 19-5001 et seq., and amendments thereto.

12 Sec. 128.

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, 2011, the following:

16 Aviation research debt service	\$1,647,276
-----------------------------------------	-------------

17 (b) There is appropriated for the above agency from the following spe-
18 cial revenue fund or

19 funds for the fiscal year ending June 30, 2011, all moneys now or hereafter
20 lawfully credited to and available in such fund or funds, except that ex-
21 penditures shall not exceed the following:

22 On campus parking reserve account fund — K DFA B	
23 bonds.....	No limit
24 Parking system project — maintenance fund, K DFA rev-	
25 enue bonds	No limit
26 On campus parking principal and interest fund — K DFA	
27 B bonds.....	No limit
28 Parking system project revenue fund — K DFA bonds.....	No limit
29 WSU housing system surplus fund.....	No limit
30 Deferred maintenance support fund	No limit
31 Infrastructure maintenance fund	No limit

32 (c) During the fiscal year ending June 30, 2011, the above agency may
 33 make expenditures from the rehabilitation and repair projects — EBF
 34 account of the Kansas educational building fund of the above agency of
 35 moneys transferred to such account by the state board of regents pursuant
 36 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or
 37 to any provision of this or other appropriation act of the 2010 regular
 38 session of the legislature: *Provided*, That this subsection shall not apply
 39 to the unencumbered balance in any account of the Kansas educational
 40 building fund of the above agency that was first appropriated for any fiscal
 41 year commencing prior to July 1, 2009.

42
43

1 Sec. 129.

2 STATE BOARD OF REGENTS

3 (a) There is appropriated for the above agency from the state general
4 fund for the fiscal year ending June 30, 2011, the following:

5 PEI infrastructure — debt service \$6,219,875

6 *Provided*, That, during the fiscal year ending June 30, 2011, in addition
7 to the other purposes for which expenditures may be made by the state
8 board of regents from moneys appropriated from the state general fund
9 for fiscal year 2011 in the PEI infrastructure — debt service account of
10 the state general fund for fiscal year 2011 after the principal payment has
11 been received for fiscal year 2011 by the state treasurer from the postse-
12 condary institutions that were recipients of the PEI infrastructure bond
13 proceeds, (1) the state board of regents may expend the amount of mon-
14 eys appropriated for fiscal year 2011 in the PEI infrastructure — debt
15 service account for the principal payment from the PEI infrastructure —
16 debt service account for any other purpose for which moneys are approp-
17 riated for fiscal year 2011 from the state general fund for the state board
18 of regents; or (2) the state board of regents may transfer such amount of
19 moneys from the PEI infrastructure — debt service account of the state
20 general fund for fiscal year 2011 to an account or accounts of the state
21 general fund of any institution under the control and supervision of the
22 state board of regents to be expended by the institution for a purpose for
23 which expenditures may be made for fiscal year 2011 from such account
24 or accounts and which is approved by the state board of regents: *Provided*
25 *further*, That the state board of regents shall certify to the director of
26 accounts and reports each such transfer of moneys from the PEI infra-
27 structure — debt service account of the state general fund for fiscal year
28 2011: *And provided further*, That the state board of regents shall transmit
29 a copy of each such certification to the director of the budget and to the
30 director of legislative research.

31 (b) There is appropriated for the above agency from the following spe-
32 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
33 moneys now or hereafter lawfully credited to and available in such fund
34 or funds, except that expenditures other than refunds authorized by law
35 shall not exceed the following:

36 Postsecondary educational infrastructure finance K DFA
37 2008A revenue fund..... No limit
38 Infrastructure maintenance fund No limit

39 (c) There is appropriated for the above agency from the Kansas edu-
40 cational building fund for the fiscal year ending June 30, 2011, for the
41 capital improvement project or projects specified as follows:

42
43

1	Debt service — revenue bonds issued for major remodel-	
2	ing and new construction projects at state educa-	
3	tional institutions	\$15,000,000
4	Rehabilitation and repair projects, Americans with disabil-	
5	ities act compliance projects, state fire marshal code	
6	compliance projects, and improvements to classroom	
7	projects for institutions of higher education	\$15,000,000

8 *Provided*, That the state board of regents is hereby authorized to transfer
9 moneys from the rehabilitation and repair projects, Americans with dis-
10 abilities act compliance projects, state fire marshal code compliance pro-
11 jects, and improvements to classroom projects for institutions of higher
12 education account to an account or accounts of the Kansas educational
13 building fund of any institution under the control and supervision of the
14 state board of regents to be expended by the institution for projects ap-
15 proved by the state board of regents: *Provided, however*, That no ex-
16 penditures shall be made from any such account until the proposed pro-
17 jects have been reviewed by the joint committee on state building
18 construction: *Provided further*, That the state board of regents shall cer-
19 tify to the director of accounts and reports each such transfer of moneys
20 from the rehabilitation and repair projects, Americans with disabilities act
21 compliance projects, state fire marshal code compliance projects, and
22 improvements to classroom projects for institutions of higher education
23 account: *And provided further*, That the state board of regents shall trans-
24 mit a copy of each such certification to the director of the budget and to
25 the director of legislative research.

26 (d) There is appropriated for the above agency from the following spe-
27 cial revenue fund or funds for the fiscal year ending June 30, 2011, 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	Research bond debt service fund.....	No limit
32	Sec. 130.	

33 DEPARTMENT OF CORRECTIONS

34 (a) There is appropriated for the above agency from the state general
35 fund for the fiscal year ending June 30, 2011, for the capital improvement
36 project or projects specified, the following:

37	Debt service payment for the revenue refunding bond	
38	issues	\$577,303
39	Debt service payment for the infrastructure projects bond	
40	issue	\$1,544,000
41	Debt service payment for the reception and diagnostic unit	
42	relocation bond issue.....	\$1,402,000

43 (b) There is appropriated for the above agency from the correctional

1 institutions building fund for the fiscal year ending June 30, 2011, for the
 2 capital improvement project or projects specified, the following:
 3 Debt service payment for the revenue refunding bond
 4 issues \$1,689,697
 5 Capital improvements — rehabilitation and repair of cor-
 6 rectional institutions..... \$3,088,303
 7 *Provided*, That the secretary of corrections is hereby authorized to trans-
 8 fer moneys during fiscal year 2011 from the capital improvements —
 9 rehabilitation and repair of correctional institutions account of the cor-
 10 rectional institutions building fund to an account or accounts of the cor-
 11 rectional institutions building fund of any institution or facility under the
 12 jurisdiction of the secretary of corrections to be expended during fiscal
 13 year 2011 by the institution or facility for capital improvement projects
 14 and for security improvement projects including acquisition of security
 15 equipment.
 16 Debt service payment for the prison capacity expansion
 17 projects bond issue \$129,000

18 (c) There is appropriated for the above agency from the following spe-
 19 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
 20 moneys now or hereafter lawfully credited to and available in such fund
 21 or funds, except that expenditures shall not exceed the following:

22 Correctional facilities infrastructure projects fund No limit
 23 *Provided*, That the department of corrections may make expenditures
 24 from the correctional facilities infrastructure projects fund for a capital
 25 improvement project or projects to improve agency facilities: *Provided*,
 26 *however*, That expenditures from this fund for such capital improvement
 27 project or projects, including necessary furniture and equipment, shall
 28 not exceed the amount transferred to the correctional facilities infrastruc-
 29 ture projects fund: *Provided further*, That the secretary of corrections is
 30 hereby authorized to transfer moneys during fiscal year 2011 from the
 31 correctional facilities infrastructure projects fund to an account or subac-
 32 count of the correctional facilities infrastructure projects fund of any in-
 33 stitution or facility under the jurisdiction of the secretary of corrections.

34 (d) In addition to other purposes for which expenditures may be made
 35 by the department of corrections from the moneys appropriated from the
 36 correctional institutions building fund or from any other special revenue
 37 fund or funds for fiscal year 2011 as authorized by this or other appro-
 38 priation act of the 2010 regular session of the legislature, expenditures
 39 may be made by the department of corrections from moneys appropriated
 40 from the correctional institutions building fund or from any special rev-
 41 enue fund or funds for FY 2011 to raze the training building no. 4005, at
 42 the Hutchinson correctional facility.

43

1 Sec. 131.

2 **JUVENILE JUSTICE AUTHORITY**

3 (a) There is appropriated for the above agency from the state institu-
4 tions building fund for the fiscal year ending June 30, 2011, for the capital
5 improvement project or projects specified, the following:

6 Capital improvements — rehabilitation and repair of ju-
7 venile correctional facilities \$860,973

8 *Provided*, That the commissioner of juvenile justice is hereby authorized
9 to transfer moneys during fiscal year 2011 from the capital improvements
10 — rehabilitation and repair of juvenile correctional facilities account of
11 the state institutions building fund to any account or accounts of the state
12 institutions building fund of any juvenile correctional facility or institution
13 under the general supervision and management of the commissioner of
14 juvenile justice to an account or accounts of the state institutions building
15 fund of any juvenile correctional facility or institution under the general
16 supervision and management of the commissioner of juvenile justice to
17 be expended during fiscal year 2011 for capital improvement projects
18 approved by the commissioner of juvenile justice: *Provided further*, That
19 the commissioner of juvenile justice shall certify each such transfer to the
20 director of accounts and reports and shall transmit a copy of each such
21 certification to the director of the budget and the director of legislative
22 research.

23 Debt service — Topeka complex and Larned juvenile cor-
24 rectional facility \$4,000,013

25 Sec. 132.

26 **KANSAS HIGHWAY PATROL**

27 (a) In addition to the other purposes for which expenditures may be
28 made from the highway patrol training center fund for fiscal year 2011,
29 expenditures may be made by the above agency from the highway patrol
30 training center fund for fiscal year 2011 for the following capital improve-
31 ment project or projects, subject to the expenditure limitation prescribed
32 therefor:

33 Rehabilitation and repair — training center — Salina..... \$51,560

34 *Provided*, That all expenditures from each such capital improvement ac-
35 count shall be in addition to any expenditure limitation imposed on the
36 highway patrol training center fund for fiscal year 2011.

37 (b) In addition to the other purposes for which expenditures may be
38 made from the vehicle identification number fee fund for fiscal year 2011,
39 expenditures may be made by the above agency from the vehicle iden-
40 tification number fee fund for fiscal year 2011 for the following capital
41 improvement project or projects, subject to the expenditure limitation
42 prescribed therefor:

43 Debt service — vehicle inspection facility — Olathe \$60,556

1 *Provided*, That all expenditures from each such capital improvement ac-
2 count shall be in addition to any expenditure limitation imposed on the
3 vehicle identification number fee fund for fiscal year 2011.

4 (c) In addition to the other purposes for which expenditures may be
5 made from the Kansas highway patrol operations fund for fiscal year 2011,
6 expenditures may be made by the above agency from the Kansas highway
7 patrol operations fund for fiscal year 2011 for the following capital im-
8 provement project or projects, subject to the expenditure limitation pre-
9 scribed therefor:

10 Debt service — Topeka fleet service.....	\$373,200
11 Scale replacement and rehabilitation and repair of	
12 buildings	\$95,000

13 *Provided*, That all expenditures from each such capital improvement ac-
14 count shall be in addition to any expenditure limitation imposed on the
15 Kansas highway patrol operations fund for fiscal year 2011.

16 (d) On July 1, 2010, or as soon thereafter as moneys are available, the
17 director of accounts and reports shall transfer \$468,200 from the state
18 highway fund of the department of transportation to the Kansas highway
19 patrol operations fund. In addition to other purposes for which expend-
20 itures may be made from the state highway fund during fiscal year 2011
21 and notwithstanding the provisions of K.S.A. 68-416, and amendments
22 thereto, or any other statute, transfers and expenditures may be made
23 from the state highway fund during fiscal year 2011 for support and main-
24 tenance of the Kansas highway patrol.

25 Sec. 133.

26 ADJUTANT GENERAL

27 (a) There is hereby appropriated for the above agency from the state
28 general fund for the fiscal year ending June 30, 2011, for the capital
29 improvement project or projects specified, the following:

30 Debt service — training center	\$721,263
31 Debt service — armory/classroom/recreation center at	
32 PSU.....	\$115,588
33 Debt service — rehabilitation and repair of the statewide	
34 armories.....	\$2,478,091
35 Rehabilitation and repair projects	\$176,345

36 *Provided*, That any unencumbered balance in the rehabilitation and re-
37 pair projects account in excess of \$100 as of June 30, 2010, is hereby
38 reappropriated for fiscal year 2011.

39 (b) There is appropriated for the above agency from the following spe-
40 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
41 moneys now or hereafter lawfully credited to and available in such fund
42 or funds, except that expenditures other than refunds authorized by law
43 shall not exceed the following:

1 Comprehensive armory construction and rehabilitation
2 fund..... No limit
3 *Provided*, That the adjutant general is hereby authorized to make ex-
4 penditures from the comprehensive armory construction and rehabilita-
5 tion fund for capital improvement projects for acquisition, construction,
6 equipping, furnishing, renovation, reconstruction and repair of armories
7 or for payment of debt service on revenue bonds issued to finance such
8 projects: *Provided further*, That the adjutant general may make expend-
9 itures from this fund for the payment of debt service on revenue bonds
10 issued to finance such projects: *And provided further*, That prior to the
11 issuance of any bonds authorized by this section or making first expend-
12 iture from this fund for any such capital improvement project, the adju-
13 tant general shall pursue the availability of alternative funding from local,
14 state, federal and private funding sources for all or part of the costs of
15 such capital improvement project and shall report to the state finance
16 council concerning such capital improvement project and the proposed
17 issuance of bonds for such project: *And provided further*, That such re-
18 port to the state finance council shall specifically include information
19 about the proposed utilization of bond proceeds for such capital improve-
20 ment project and the availability and use of other sources including local,
21 state, federal and private funds for such project: *And provided further*,
22 That capital improvement projects for the acquisition, construction,
23 equipping, furnishing, renovation, reconstruction and repair of armories
24 are hereby approved for the adjutant general for the purposes of subsec-
25 tion (b) of K.S.A. 74-8905, and amendments thereto, and the authoriza-
26 tion of one or more series of revenue bonds by the Kansas development
27 finance authority in accordance with that statute, except that no bonds
28 shall be issued for any such capital improvement project except upon
29 approval of the state finance council acting on this matter which is hereby
30 characterized as a matter of legislative delegation and subject to the
31 guidelines prescribed by subsection (c) of K.S.A. 75-3711c, and amend-
32 ments thereto, except that approval by the state finance council may be
33 given when the legislature is in session: *And provided further*, That the
34 aggregate amount of all such revenue bonds issued shall not exceed
35 \$3,000,000 for the fiscal year ending June 30, 2011, plus all amounts
36 required for costs of any bond issuance, costs of interest on any bond
37 issued or obtained for one or more of such capital improvement projects
38 and any required reserves for payment of principal and interest on any
39 such bonds: *And provided further*, That all moneys received from issu-
40 ance of any such bonds shall be deposited in the state treasury and cred-
41 ited to this fund.
42
43

1 Sec. 134.

2 STATE FAIR BOARD

3 (a) There is appropriated for the above agency from the following spe-
4 cial revenue fund or funds for the fiscal year ending June 30, 2011, 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 State fair capital improvements fund..... No limit

9 (b) On or before the 10th of each month during the fiscal year ending
10 June 30, 2011, the director of accounts and reports shall transfer from
11 the state general fund to the state fair capital improvements fund interest
12 earnings based on: (1) The average daily balance of moneys in the state
13 fair capital improvements fund for the preceding month; and (2) the net
14 earnings rate for the pooled money investment portfolio for the preceding
15 month.

16 Sec. 135.

17 DEPARTMENT OF WILDLIFE AND PARKS

18 (a) There is appropriated for the above agency from the state general
19 fund for the fiscal year ending June 30, 2011, for the capital improvement
20 project or projects specified, the following:

21 Debt service — Kansas city district office \$6,300

22 *Provided*, That any unencumbered balance in the parks ongoing rehabil-
23 itation account in excess of \$100 as of June 30, 2010, is hereby reappro-
24 priated to the debt service — Kansas city district office account for fiscal
25 year 2011.

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, 2011, all
28 moneys now or hereafter lawfully credited to and available in such fund
29 or funds, except that expenditures shall not exceed the following:

30 Department access road fund..... No limit

31 *Provided*, That, except in cases of emergencies or other unanticipated
32 projects, all expenditures from the department access road fund for fiscal
33 year 2011 shall be for projects at the state parks.

34 Bridge maintenance fund No limit

35 (c) On July 1, 2010, or as soon thereafter as moneys are available, the
36 director of accounts and reports shall transfer \$1,649,819 from the state
37 highway fund of the department of transportation to the department ac-
38 cess road fund of the department of wildlife and parks.

39 (d) On July 1, 2010, or as soon thereafter as moneys are available, the
40 director of accounts and reports shall transfer \$200,000 from the state
41 highway fund of the department of transportation to the bridge mainte-
42 nance fund of the department of wildlife and parks.

43 (e) In addition to the other purposes for which expenditures may be

1 made by the above agency from the parks fee fund for fiscal year 2011,
 2 expenditures may be made by the above agency from the parks fee fund
 3 for fiscal year 2011 from the unencumbered balance as of June 30, 2010,
 4 in each existing capital improvement account of the parks fee fund: *Pro-*
 5 *vided*, That expenditures from the unencumbered balance of any such
 6 existing capital improvement account shall not exceed the amount of the
 7 unencumbered balance in such account on June 30, 2010: *Provided fur-*
 8 *ther*, That all expenditures from the unencumbered balance of any such
 9 account shall be in addition to any expenditure limitation imposed on the
 10 parks fee fund for fiscal year 2011 and shall be in addition to any other
 11 expenditure limitation imposed on any such account of the parks fee fund
 12 for fiscal year 2011.

13 (f) In addition to the other purposes for which expenditures may be
 14 made by the above agency from the boating fee fund for fiscal year 2011,
 15 expenditures may be made by the above agency from the following capital
 16 improvement account or accounts of the boating fee fund for fiscal year
 17 2011 for the following capital improvement project or projects, subject
 18 to the expenditure limitations prescribed therefor:

19 River access.....	\$150,000
20 Debt service — Kansas city district office	\$10,350

21 *Provided*, That all expenditures from each such capital improvement ac-
 22 count shall be in addition to any expenditure limitation imposed on the
 23 boating fee fund for fiscal year 2011.

24 (g) In addition to the other purposes for which expenditures may be
 25 made by the above agency from the boating fee fund for fiscal year 2011,
 26 expenditures may be made by the above agency from the boating fee
 27 fund for fiscal year 2011 from the unencumbered balance as of June 30,
 28 2010, in each existing capital improvement account of the boating fee
 29 fund: *Provided*, That expenditures from the unencumbered balance of
 30 any such existing capital improvement account shall not exceed the
 31 amount of the unencumbered balance in such account on June 30, 2010:
 32 *Provided further*, That all expenditures from the unencumbered balance
 33 of any such account shall be in addition to any expenditure limitation
 34 imposed on the boating fee fund for fiscal year 2011 and shall be in
 35 addition to any other expenditure limitation imposed on any such account
 36 of the boating fee fund for fiscal year 2011.

37 (h) In addition to the other purposes for which expenditures may be
 38 made by the above agency from the boating fund — federal for fiscal year
 39 2011, expenditures may be made by the above agency from the following
 40 capital improvement account or accounts of the boating fund — federal
 41 for fiscal year 2011 for the following capital improvement project or pro-
 42 jects, subject to the expenditure limitations prescribed therefor:

43 Rehabilitation and repair	\$25,000
------------------------------------	----------

1 *Provided*, That all expenditures from each such capital improvement ac-
2 count shall be in addition to any expenditure limitation imposed on the
3 boating fund — federal for fiscal year 2011.

4 (i) In addition to the other purposes for which expenditures may be
5 made by the above agency from the boating fund — federal for fiscal year
6 2011, expenditures may be made by the above agency from the boating
7 fund — federal for fiscal year 2011 from the unencumbered balance as
8 of June 30, 2010, in each existing capital improvement account of the
9 boating fund — federal: *Provided*, That expenditures from the unencum-
10 bered balance of any such existing capital improvement account shall not
11 exceed the amount of the unencumbered balance in such account on June
12 30, 2010: *Provided further*, That all expenditures from the unencumbered
13 balance of any such account shall be in addition to any expenditure lim-
14 itation imposed on the boating fund — federal for fiscal year 2011 and
15 shall be in addition to any other expenditure limitation imposed on any
16 such account of the boating fund — federal for fiscal year 2011.

17 (j) In addition to the other purposes for which expenditures may be
18 made by the above agency from the wildlife fee fund for fiscal year 2011,
19 expenditures may be made by the above agency from the following capital
20 improvement account or accounts of the wildlife fee fund during fiscal
21 year 2011 for the following capital improvement project or projects, sub-
22 ject to the expenditure limitations prescribed therefor:

23 Federally mandated boating access	\$1,140,000
24 Land acquisition.....	\$1,000,000
25 Rehabilitation and repair.....	\$367,500
26 Debt service — Kansas city office.....	\$28,350

27 *Provided*, That all expenditures from each such capital improvement ac-
28 count shall be in addition to any expenditure limitation imposed on the
29 wildlife fee fund for fiscal year 2011.

30 (k) In addition to the other purposes for which expenditures may be
31 made by the above agency from the wildlife fee fund for fiscal year 2011,
32 expenditures may be made by the above agency from the wildlife fee fund
33 for fiscal year 2011 from the unencumbered balance as of June 30, 2010,
34 in each existing capital improvement account of the wildlife fee fund:
35 *Provided*, That expenditures from the unencumbered balance of any such
36 existing capital improvement account shall not exceed the amount of the
37 unencumbered balance in such account on June 30, 2010: *Provided fur-*
38 *ther*, That all expenditures from the unencumbered balance of any such
39 account shall be in addition to any expenditure limitation imposed on the
40 wildlife fee fund for fiscal year 2011 and shall be in addition to any other
41 expenditure limitation imposed on any such account of the wildlife fee
42 fund for fiscal year 2011.

43 (l) In addition to the other purposes for which expenditures may be

1 made by the above agency from the wildlife conservation fund for fiscal
 2 year 2011, expenditures may be made by the above agency from the
 3 wildlife conservation fund for fiscal year 2011 from the unencumbered
 4 balance as of June 30, 2010, in each existing capital improvement account
 5 of the wildlife conservation fund: *Provided*, That expenditures from the
 6 unencumbered balance of any such existing capital improvement account
 7 shall not exceed the amount of the unencumbered balance in such ac-
 8 count on June 30, 2010: *Provided further*, That all expenditures from the
 9 unencumbered balance of any such account shall be in addition to any
 10 expenditure limitation imposed on the wildlife conservation fund for fiscal
 11 year 2011 and shall be in addition to any other expenditure limitation
 12 imposed on any such account of the wildlife conservation fund for fiscal
 13 year 2011.

14 (m) In addition to the other purposes for which expenditures may be
 15 made by the above agency from the cabin revenue fund for fiscal year
 16 2011, expenditures may be made by the above agency from the following
 17 capital improvement account or accounts of the cabin revenue fund for
 18 fiscal year 2011 for the following capital improvement project or projects,
 19 subject to the expenditure limitations prescribed therefor:

20 Cabin site preparation..... \$300,000

21 *Provided*, That all expenditures from each such capital improvement ac-
 22 count shall be in addition to any expenditure limitation imposed on the
 23 cabin revenue fund for fiscal year 2011.

24 (n) In addition to the other purposes for which expenditures may be
 25 made by the above agency from the cabin revenue fund for fiscal year
 26 2011, expenditures may be made by the above agency from the cabin
 27 revenue fund for fiscal year 2011 from the unencumbered balance as of
 28 June 30, 2010, in each existing capital improvement account of the cabin
 29 revenue fund: *Provided*, That expenditures from the unencumbered bal-
 30 ance of any such existing capital improvement account shall not exceed
 31 the amount of the unencumbered balance in such account on June 30,
 32 2010: *Provided further*, That all expenditures from the unencumbered
 33 balance of any such account shall be in addition to any expenditure lim-
 34 itation imposed on the cabin revenue fund for fiscal year 2011 and shall
 35 be in addition to any other expenditure limitation imposed on any such
 36 account of the cabin revenue fund for fiscal year 2011.

37 (o) In addition to the other purposes for which expenditures may be
 38 made by the above agency from the wildlife conservation fund — federal
 39 for fiscal year 2011, expenditures may be made by the above agency from
 40 the wildlife conservation fund — federal for fiscal year 2011 from the
 41 unencumbered balance as of June 30, 2010, in each existing capital im-
 42 provement account of the wildlife conservation fund — federal: *Provided*,
 43 That expenditures from the unencumbered balance of any such existing

1 capital improvement account shall not exceed the amount of the unen-
 2 cumbered balance in such account on June 30, 2010: *Provided further*,
 3 That all expenditures from the unencumbered balance of any such ac-
 4 count shall be in addition to any expenditure limitation imposed on the
 5 wildlife conservation fund — federal for fiscal year 2011 and shall be in
 6 addition to any other expenditure limitation imposed on any such account
 7 of the wildlife conservation fund — federal for fiscal year 2011.

8 (p) In addition to the other purposes for which expenditures may be
 9 made by the above agency from the wildlife fund — federal for fiscal year
 10 2011, expenditures may be made by the above agency from the following
 11 capital improvement account or accounts of the wildlife fund — federal
 12 for fiscal year 2011 for the following capital improvement project or pro-
 13 jects, subject to the expenditure limitations prescribed therefor:

14 Wetlands acquisition and development	\$200,000
15 Land acquisition.....	\$1,000,000

16 *Provided*, That all expenditures from each such capital improvement ac-
 17 count shall be in addition to any expenditure limitation imposed on the
 18 wildlife fund — federal for fiscal year 2011.

19 (q) In addition to the other purposes for which expenditures may be
 20 made by the above agency from the wildlife fund — federal for fiscal year
 21 2011, expenditures may be made by the above agency from the wildlife
 22 fund — federal for fiscal year 2011 from the unencumbered balance as
 23 of June 30, 2010, in each existing capital improvement account of the
 24 wildlife fund — federal: *Provided*, That expenditures from the unencum-
 25 bered balance of any such existing capital improvement account shall not
 26 exceed the amount of the unencumbered balance in such account on June
 27 30, 2010: *Provided further*, That all expenditures from the unencumbered
 28 balance of any such account shall be in addition to any expenditure lim-
 29 itation imposed on the wildlife fund — federal for fiscal year 2011 and
 30 shall be in addition to any other expenditure limitation imposed on any
 31 such account of the wildlife fund — federal for fiscal year 2011.

32 (r) In addition to the other purposes for which expenditures may be
 33 made by the above agency from the migratory waterfowl propagation and
 34 protection fund for fiscal year 2011, expenditures may be made by the
 35 above agency from the following capital improvement account or accounts
 36 of the migratory waterfowl propagation and protection fund for fiscal year
 37 2011 for the following capital improvement project or projects, subject
 38 to the expenditure limitations prescribed therefor:

39 Wetlands acquisition	\$200,000
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40 *Provided*, That all expenditures from each such capital improvement ac-
 41 count shall be in addition to any expenditure limitation imposed on the
 42 migratory waterfowl propagation and protection fund for fiscal year 2011.

43 (s) In addition to the other purposes for which expenditures may be

1 made by the above agency from the migratory waterfowl propagation and
 2 protection fund for fiscal year 2011, expenditures may be made by the
 3 above agency from the migratory waterfowl propagation and protection
 4 fund for fiscal year 2011 from the unencumbered balance as of June 30,
 5 2010, in each existing capital improvement account of the migratory wa-
 6 terfowl propagation and protection fund: *Provided*, That expenditures
 7 from the unencumbered balance of any such existing capital improvement
 8 account shall not exceed the amount of the unencumbered balance in
 9 such account on June 30, 2010: *Provided further*, That all expenditures
 10 from the unencumbered balance of any such account shall be in addition
 11 to any expenditure limitation imposed on the migratory waterfowl prop-
 12 agation and protection fund for fiscal year 2011 and shall be in addition
 13 to any other expenditure limitation imposed on any such account of the
 14 migratory waterfowl propagation and protection fund for fiscal year 2011.

15 (t) In addition to the other purposes for which expenditures may be
 16 made by the above agency from the nongame wildlife improvement fund
 17 — federal for fiscal year 2011, expenditures may be made by the above
 18 agency from the following capital improvement account or accounts of
 19 the nongame wildlife improvement fund — federal for fiscal year 2011
 20 for the following capital improvement project or projects, subject to the
 21 expenditure limitations prescribed therefor:

22 Land acquisition..... \$100,000

23 *Provided*, That all expenditures from each such capital improvement ac-
 24 count shall be in addition to any expenditure limitation imposed on the
 25 nongame wildlife improvement fund — federal for fiscal year 2011.

26 (u) In addition to the other purposes for which expenditures may be
 27 made by the above agency from the land and water conservation fund —
 28 local for fiscal year 2011, expenditures may be made by the above agency
 29 from the land and water conservation fund — local for fiscal year 2011
 30 from the unencumbered balance as of June 30, 2010, in each existing
 31 capital improvement account of the land and water conservation fund —
 32 local: *Provided*, That expenditures from the unencumbered balance of
 33 any such existing capital improvement account shall not exceed the
 34 amount of the unencumbered balance in such account on June 30, 2010:
 35 *Provided further*, That all expenditures from the unencumbered balance
 36 of any such account shall be in addition to any expenditure limitation
 37 imposed on the land and water conservation fund — local for fiscal year
 38 2011 and shall be in addition to any other expenditure limitation imposed
 39 on any such account of the land and water conservation fund — local for
 40 fiscal year 2011.

41 (v) In addition to the other purposes for which expenditures may be
 42 made by the above agency from the land and water conservation fund —
 43 state for fiscal year 2011, expenditures may be made by the above agency

1 from the following capital improvement account or accounts of the land
2 and water conservation fund — state for fiscal year 2011 for the following
3 capital improvement project or projects, subject to the expenditure lim-
4 itations prescribed therefor:

5 Rehabilitation and repair \$500,000

6 *Provided*, That all expenditures from each such capital improvement ac-
7 count shall be in addition to any expenditure limitation imposed on the
8 land and water conservation fund — state for fiscal year 2011.

9 (w) In addition to the other purposes for which expenditures may be
10 made by the above agency from the land and water conservation fund —
11 state for fiscal year 2011, expenditures may be made by the above agency
12 from the land and water conservation fund — state for fiscal year 2011
13 from the unencumbered balance as of June 30, 2010, in each existing
14 capital improvement account of the land and water conservation fund —
15 state: *Provided*, That expenditures from the unencumbered balance of
16 any such existing capital improvement account shall not exceed the
17 amount of the unencumbered balance in such account on June 30, 2010:
18 *Provided further*, That all expenditures from the unencumbered balance
19 of any such account shall be in addition to any expenditure limitation
20 imposed on the land and water conservation fund — state for fiscal year
21 2011 and shall be in addition to any other expenditure limitation imposed
22 on any such account of the land and water conservation fund — state for
23 fiscal year 2011.

24 (x) In addition to the other purposes for which expenditures may be
25 made by the above agency from the other federal grants fund for fiscal
26 year 2011, expenditures may be made by the above agency from the
27 following capital improvement account or accounts of the other federal
28 grants fund for fiscal year 2011 for the following capital improvement
29 project or projects, subject to the expenditure limitations prescribed
30 therefor:

31 Trail development \$585,000

32 *Provided*, That all expenditures from each such capital improvement ac-
33 count shall be in addition to any expenditure limitation imposed on the
34 other federal grants fund for fiscal year 2011.

35 (y) In addition to the other purposes for which expenditures may be
36 made by the above agency from the other federal grants fund for fiscal
37 year 2011, expenditures may be made by the above agency from the other
38 federal grants fund for fiscal year 2011 from the unencumbered balance
39 as of June 30, 2010, in each existing capital improvement account of the
40 other federal grants fund: *Provided*, That expenditures from the unen-
41 cumbered balance of any such existing capital improvement account shall
42 not exceed the amount of the unencumbered balance in such account on
43 June 30, 2010: *Provided further*, That all expenditures from the unen-

1 cumbered balance of any such account shall be in addition to any ex-
2 penditure limitation imposed on the other federal grants fund for fiscal
3 year 2011 and shall be in addition to any other expenditure limitation
4 imposed on any such account of the other federal grants fund for fiscal
5 year 2011.

6 (z) In addition to the other purposes for which expenditures may be
7 made by the above agency from the department of wildlife and parks gifts
8 and donations fund for fiscal year 2011, expenditures may be made by
9 the above agency from the department of wildlife and parks gifts and
10 donations fund for fiscal year 2011 from the unencumbered balance as
11 of June 30, 2010, in each existing capital improvement account of the
12 department of wildlife and parks gifts and donations fund: *Provided*, That
13 expenditures from the unencumbered balance of any such existing capital
14 improvement account shall not exceed the amount of the unencumbered
15 balance in such account on June 30, 2010: *Provided further*, That all
16 expenditures from the unencumbered balance of any such account shall
17 be in addition to any expenditure limitation imposed on the department
18 of wildlife and parks gifts and donations fund for fiscal year 2011 and
19 shall be in addition to any other expenditure limitation imposed on any
20 such account of the department of wildlife and parks gifts and donations
21 fund for fiscal year 2011.

22 (aa) In addition to the other purposes for which expenditures may be
23 made by the above agency from the Tuttle Creek state park mitigation
24 project fund for fiscal year 2011, expenditures may be made by the above
25 agency from the Tuttle Creek state park mitigation project fund for fiscal
26 year 2011 from the unencumbered balance as of June 30, 2010, in each
27 existing capital improvement account of the Tuttle Creek state park mit-
28 igation project fund: *Provided*, That expenditures from the unencum-
29 bered balance of any such existing capital improvement account shall not
30 exceed the amount of the unencumbered balance in such account on June
31 30, 2010: *Provided further*, That all expenditures from the unencumbered
32 balance of any such account shall be in addition to any expenditure lim-
33 itation imposed on the Tuttle Creek state park mitigation project fund
34 for fiscal year 2011 and shall be in addition to any other expenditure
35 limitation imposed on any such account of the Tuttle Creek state park
36 mitigation project fund for fiscal year 2011.

37 Sec. 136. (a) On and after July 1, 2010, notwithstanding the provisions
38 of K.S.A. 2009 Supp. 74-99b34, and amendments thereto, or any other
39 statute, the aggregate amount equal to (1) the annual amount equal to
40 95% of withholding above the base, as certified or estimated and recon-
41 ciled by the secretary of revenue, plus (2) annual interest earnings based
42 on the average daily balance of moneys in the bioscience development
43 and investment fund and the net earnings rate of the pooled money in-

1 vestment portfolio, that is directed to be transferred during the fiscal year
2 ending June 30, 2011, from the state general fund to the bioscience de-
3 velopment and investment fund by K.S.A. 2009 Supp. 74-99b34, and
4 amendments thereto, is hereby decreased from such aggregate amount,
5 which would otherwise be transferred pursuant to K.S.A. 2009 Supp. 74-
6 99b34, and amendments thereto, to the aggregate annual amount of
7 \$35,000,000: *Provided*, That not more than \$35,000,000 shall be trans-
8 ferred from the state general fund to the bioscience development and
9 investment fund during the fiscal year ending June 30, 2011, pursuant to
10 K.S.A. 2009 Supp. 74-99b34, and amendments thereto: *Provided further*,
11 That the state treasurer shall certify to the director of the budget and the
12 director of legislative research when \$35,000,000 has been transferred
13 from the state general fund to the bioscience development and invest-
14 ment fund during the fiscal year ending June 30, 2011, pursuant to K.S.A.
15 2009 Supp. 74-99b34, and amendments thereto.

16 (b) On and after July 1, 2011, notwithstanding the provisions of K.S.A.
17 2009 Supp 74-99b34, and amendments thereto, or any other statute, the
18 aggregate amount equal to (1) the annual amount equal to 95% of with-
19 holding above the base, as certified or estimated and reconciled by the
20 secretary of revenue, plus (2) annual interest earnings based on the av-
21 erage daily balance of moneys in the bioscience development and invest-
22 ment fund and the net earnings rate of the pooled money investment
23 portfolio, that is directed to be transferred during the fiscal year ending
24 June 30, 2012, from the state general fund to the bioscience development
25 and investment fund by K.S.A. 2009 Supp. 74-99b34, and amendments
26 thereto, is hereby decreased from such aggregate amount, which would
27 otherwise be transferred pursuant to K.S.A. 2009 Supp. 74-99b34, and
28 amendments thereto, to the aggregate annual amount of \$35,000,000:
29 *Provided*, That not more than \$35,000,000 shall be transferred from the
30 state general fund to the bioscience development and investment fund
31 during the fiscal year ending June 30, 2012, pursuant to K.S.A. 2009 Supp.
32 74-99b34, and amendments thereto: *Provided further*, That the state trea-
33 surer shall certify to the director of the budget and the director of leg-
34 islative research when \$35,000,000 has been transferred from the state
35 general fund to the bioscience development and investment fund during
36 the fiscal year ending June 30, 2012, pursuant to K.S.A. 2009 Supp. 74-
37 99b34, and amendments thereto.

38 Sec. 137. On June 30, 2011, notwithstanding the provisions of K.S.A.
39 79-4804, and amendments thereto, or any other statute, the director of
40 accounts and reports shall transfer \$3,743,605 from the state economic
41 development initiatives fund to the state general fund.

42 Sec. 138. (a) The director of accounts and reports shall not make the
43 transfer of \$250,000 prescribed to be transferred from the state general

1 fund to the waste tire management fund of the department of health and
2 environment — division of environment by section 48(h)(2) of chapter 2
3 of the 2009 Session Laws of Kansas, which was directed to be made on
4 or before June 30, 2011, on a date certified by the director of the budget
5 for the purpose of repaying 25% of the amount transferred from the waste
6 tire management fund to the state general fund pursuant to section
7 13(a)(1) of chapter 3 of the 2003 Session Laws of Kansas. On the effective
8 date of this act, the provisions of section 48(h)(2) of chapter 2 of the 2009
9 Session Laws of Kansas are hereby declared to be null and void and shall
10 have no force and effect.

11 (b) The director of accounts and reports shall not make the transfer of
12 \$2,500,000 prescribed to be transferred from the state general fund to
13 the underground petroleum storage tank release trust fund of the de-
14 partment of health and environment — division of environment by sec-
15 tion 48(i)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was
16 directed to be made on or before June 30, 2011, on a date certified by
17 the director of the budget for the purpose of repaying 25% of the amount
18 transferred from the underground petroleum storage tank release trust
19 fund to the state general fund pursuant to section 13(b)(1) of chapter 3
20 of the 2003 Session Laws of Kansas. On the effective date of this act, the
21 provisions of section 48(i)(2) of chapter 2 of the 2009 Session Laws of
22 Kansas are hereby declared to be null and void and shall have no force
23 and effect.

24 (c) (1) The director of accounts and reports shall not make the transfer
25 of \$23,652,162 prescribed to be transferred from the state general fund
26 to the state highway fund of the department of transportation by section
27 86(d)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was
28 directed to be made on or before June 30, 2011, on a date certified by
29 the director of the budget for the purpose of repaying 25% of the amount
30 transferred from the state highway fund to the state general fund pursuant
31 to section 40(a) of chapter 205 of the 2002 Session Laws of Kansas. On
32 the effective date of this act, the provisions of section 86(d)(2) of chapter
33 2 of the 2009 Session Laws of Kansas are hereby declared to be null and
34 void and shall have no force and effect.

35 (2) On or before June 30, 2012, during the fiscal year ending June 30,
36 2012, on a date certified by the director of the budget, the director of
37 accounts and reports shall transfer \$23,652,162 from the state general
38 fund to the state highway fund for the purpose of repaying 25% of the
39 amount transferred to the state general fund pursuant to section 40(a) of
40 chapter 205 of the 2002 Session Laws of Kansas: *Provided*, That, at the
41 same time that such certification is made by the director of the budget
42 to the director of accounts and reports under this subsection (c)(2), the
43 director of the budget shall deliver a copy of such certification to the

1 director of legislative research.

2 (3) On or before June 30, 2013, during the fiscal year ending June 30,
3 2013, on a date certified by the director of the budget, the director of
4 accounts and reports shall transfer \$23,652,162 from the state general
5 fund to the state highway fund for the purpose of repaying 25% of the
6 amount transferred to the state general fund pursuant to section 40(a) of
7 chapter 205 of the 2002 Session Laws of Kansas: *Provided*, That, at the
8 same time that such certification is made by the director of the budget
9 to the director of accounts and reports under this subsection (c)(3), the
10 director of the budget shall deliver a copy of such certification to the
11 director of legislative research.

12 (d) (1) The director of accounts and reports shall not make the transfer
13 of \$7,220,145 prescribed to be transferred from the state general fund to
14 the state highway fund of the department of transportation by section
15 86(e)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was
16 directed to be made on or before June 30, 2011, on a date certified by
17 the director of the budget for the purpose of repaying 25% of the amount
18 transferred from the state highway fund to the state general fund pursuant
19 to section 73(j) of chapter 138 of the 2003 Session Laws of Kansas. On
20 the effective date of this act, the provisions of section 86(e)(2) of chapter
21 2 of the 2009 Session Laws of Kansas are hereby declared to be null and
22 void and shall have no force and effect.

23 (2) On or before June 30, 2012, during the fiscal year ending June 30,
24 2012, on a date certified by the director of the budget, the director of
25 accounts and reports shall transfer \$7,220,145 from the state general fund
26 to the state highway fund for the purpose of repaying 25% of the amount
27 transferred to the state general fund pursuant to section 73(j) of chapter
28 138 of the 2003 Session Laws of Kansas: *Provided*, That, at the same time
29 that such certification is made by the director of the budget to the director
30 of accounts and reports under this subsection (d)(2), the director of the
31 budget shall deliver a copy of such certification to the director of legis-
32 lative research.

33 (3) On or before June 30, 2013, during the fiscal year ending June 30,
34 2013, on a date certified by the director of the budget, the director of
35 accounts and reports shall transfer \$7,220,145 from the state general fund
36 to the state highway fund for the purpose of repaying 25% of the amount
37 transferred to the state general fund pursuant to section 73(j) of chapter
38 138 of the 2003 Session Laws of Kansas: *Provided*, That, at the same time
39 that such certification is made by the director of the budget to the director
40 of accounts and reports under this subsection (d)(3), the director of the
41 budget shall deliver a copy of such certification to the director of legis-
42 lative research.

43 (e) (1) The director of accounts and reports shall not make the transfer

1 of \$23,901.75 prescribed to be transferred from the state general fund to
2 the state highway fund of the department of transportation by section
3 86(f)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was
4 directed to be made on or before June 30, 2011, on a date certified by
5 the director of the budget for the purpose of repaying 25% of the amount
6 transferred from the state highway fund to the state general fund pursuant
7 to section 19(c) of chapter 160 of the 2003 Session Laws of Kansas. On
8 the effective date of this act, the provisions of section 86(f)(2) of chapter
9 2 of the 2009 Session Laws of Kansas are hereby declared to be null and
10 void and shall have no force and effect.

11 (2) On or before June 30, 2012, during the fiscal year ending June 30,
12 2012, on a date certified by the director of the budget, the director of
13 accounts and reports shall transfer \$23,901.75 from the state general fund
14 to the state highway fund for the purpose of repaying 25% of the amount
15 transferred to the state general fund pursuant to section 19(c) of chapter
16 160 of the 2003 Session Laws of Kansas: *Provided*, That, at the same time
17 that such certification is made by the director of the budget to the director
18 of accounts and reports under this subsection (e)(2), the director of the
19 budget shall deliver a copy of such certification to the director of legis-
20 lative research.

21 (3) On or before June 30, 2013, during the fiscal year ending June 30,
22 2013, on a date certified by the director of the budget, the director of
23 accounts and reports shall transfer \$23,901.75 from the state general fund
24 to the state highway fund for the purpose of repaying 25% of the amount
25 transferred to the state general fund pursuant to section 19(c) of chapter
26 160 of the 2003 Session Laws of Kansas: *Provided*, That, at the same time
27 that such certification is made by the director of the budget to the director
28 of accounts and reports under this subsection (e)(3), the director of the
29 budget shall deliver a copy of such certification to the director of legis-
30 lative research.

31 (f) The director of accounts and reports shall not make the transfer of
32 \$1,000,000 prescribed to be transferred from the state general fund to
33 the workers compensation fund of the insurance department by section
34 86(i)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was
35 directed to be made on or before June 30, 2011, on a date certified by
36 the director of the budget for the purpose of repaying 25% of the amount
37 transferred from the workers compensation fund to the state general fund
38 pursuant to section 10(a) of chapter 3 of the 2003 Session Laws of Kansas.
39 On the effective date of this act, the provisions of section 86(i)(2) of
40 chapter 2 of the 2009 Session Laws of Kansas are hereby declared to be
41 null and void and shall have no force and effect.

42 Sec. 139. On the effective date of this act, K.S.A. 2009 Supp. 2-223 is
43 hereby amended to read as follows: 2-223. (a) There is hereby established

1 in the state treasury the state fair capital improvements fund. All expend-
2 itures of moneys in the state fair capital improvements fund shall be used
3 for the payment of capital improvements and maintenance for the state
4 fairgrounds and the payment of capital improvement obligations that have
5 been financed. Capital improvement projects for the Kansas state fair-
6 grounds are hereby approved for the purposes of subsection (b) of K.S.A.
7 74-8905 and amendments thereto and the authorization of the issuance
8 of bonds by the Kansas development finance authority in accordance with
9 that statute.

10 (b) On each June 30, the state fair board shall certify to the director of
11 accounts and reports an amount to be transferred from the state fair fee
12 fund to the state fair capital improvements fund, which amount shall be
13 not less than the amount equal to 5% of the total gross receipts during
14 the current fiscal year from state fair activities and non-fair days activities,
15 *except that (1) for the fiscal year ending June 30, 2010, notwithstanding*
16 *the other provisions of this section, on March 1, 2010, or as soon thereafter*
17 *as moneys are available therefor, the director of accounts and reports shall*
18 *transfer from the state fair fee fund to the state fair capital improvements*
19 *fund the amount equal to the greater of \$300,000 or the amount equal to*
20 *5% of the total gross receipts during fiscal year 2010 from state fair ac-*
21 *tivities and non-fair days activities through March 1, 2010; and (2) for*
22 *the fiscal year ending June 30, 2011, notwithstanding the other provisions*
23 *of this section, on March 1, 2011, or as soon thereafter as moneys are*
24 *available therefor, the director of accounts and reports shall transfer from*
25 *the state fair fee fund to the state fair capital improvements fund the*
26 *amount equal to the greater of \$350,000 or the amount equal to 5% of*
27 *the total gross receipts during fiscal year 2011 from state fair activities*
28 *and non-fair days activities through March 1, 2011, except that, (1) sub-*
29 *ject to approval by the director of the budget prior to March 1, 2010,*
30 *after reviewing the amounts credited to the state fair fee fund and the*
31 *state fair capital improvements fund, cash flow considerations for the state*
32 *fair fee fund, and the amount required to be credited to the state fair*
33 *capital improvements fund pursuant to this subsection to pay the bonded*
34 *debt service payment due on April 1, 2010, the state fair board may certify*
35 *an amount on March 1, 2010, to the director of accounts and reports to*
36 *be transferred from the state fair fee fund to the state fair capital im-*
37 *provements fund that is equal to the amount required to be credited to*
38 *the state fair capital improvements fund pursuant to this subsection to*
39 *pay the bonded debt service payment due on April 1, 2010, and shall*
40 *certify to the director of accounts and reports on the date specified by the*
41 *director of the budget the amount equal to the balance of the aggregate*
42 *amount that is required to be transferred from the state fair fee fund to*
43 *the state fair capital improvements fund for fiscal year 2010, and (2)*

1 *subject to approval by the director of the budget prior to March 1, 2011,*
2 *after reviewing the amounts credited to the state fair fee fund and the*
3 *state fair capital improvements fund, cash flow considerations for the state*
4 *fair fee fund, and the amount required to be credited to the state fair*
5 *capital improvements fund pursuant to this subsection to pay the bonded*
6 *debt service payment due on April 1, 2011, the state fair board may certify*
7 *an amount on March 1, 2011, to the director of accounts and reports to*
8 *be transferred from the state fair fee fund to the state fair capital im-*
9 *provements fund that is equal to the amount required to be credited to*
10 *the state fair capital improvements fund pursuant to this subsection to*
11 *pay the bonded debt service payment due on April 1, 2011, and shall*
12 *certify to the director of accounts and reports on the date specified by the*
13 *director of the budget the amount equal to the balance of the aggregate*
14 *amount that is required to be transferred from the state fair fee fund to*
15 *the state fair capital improvements fund for fiscal year 2011. Upon receipt*
16 *of any such certification, the director of accounts and reports shall trans-*
17 *fer moneys from the state fair fee fund to the state fair capital improve-*
18 *ments fund in accordance with such certification.*

19 (c) On each July 1, the director of accounts and reports shall transfer
20 from the state general fund to the state fair capital improvements fund,
21 an amount equal to the amount certified by the state fair board pursuant
22 to subsection (b), except that: (1) No transfer from the state general fund
23 under this subsection shall exceed \$300,000 in any fiscal year; and (2) ~~all~~
24 ~~transfers made in accordance with the provisions of this section during~~
25 ~~the fiscal years ending June 30, 2010, and June 30, 2011, shall be consid-~~
26 ~~ered to be revenue transfers from the state general fund, and (3) no~~
27 ~~moneys shall be transferred pursuant to this section from the state general~~
28 ~~fund to the state fair capital improvements fund during the fiscal year~~
29 ~~years ending June 30, 2010, June 30, 2011, or June 30, 2012.~~

30 Sec. 140. On July 1, 2010, K.S.A. 2009 Supp. 12-5256 is hereby
31 amended to read as follows: 12-5256. (a) All expenditures from the state
32 housing trust fund made for the purposes of K.S.A. 2009 Supp. 12-5253
33 through 12-5255, and amendments thereto, shall be made in accordance
34 with appropriation acts upon warrants of the director of accounts and
35 reports issued pursuant to vouchers approved by the president of the
36 Kansas housing resources corporation.

37 (b) On the effective date of this act and on July 1, 2008, ~~July 1, 2011,~~
38 ~~July 1, 2012,~~ July 1, 2013, and July 1, 2014, the director of accounts and
39 reports shall transfer \$4,000,000 from the state general fund to the state
40 housing trust fund established by K.S.A. 2009 Supp. 74-8959, and amend-
41 ments thereto. On July 1, ~~2009~~ 2012, the director of accounts and reports
42 shall transfer \$2,000,000 from the economic development initiatives fund
43 to the state housing trust fund established by K.S.A. 2009 Supp. 74-8959,

1 and amendments thereto. On July 1, ~~2010~~ 2012, the director of accounts
2 and reports shall transfer \$2,000,000 from the state general fund to the
3 state housing trust fund established by K.S.A. 2009 Supp. 74-8959, and
4 amendments thereto.

5 Sec. 141. On July 1, 2010, K.S.A. 2009 Supp. 40-3403 is hereby
6 amended to read as follows: 40-3403. (a) For the purpose of paying dam-
7 ages for personal injury or death arising out of the rendering of or the
8 failure to render professional services by a health care provider, self-
9 insurer or inactive health care provider subsequent to the time that such
10 health care provider or self-insurer has qualified for coverage under the
11 provisions of this act, there is hereby established the health care stabili-
12 zation fund. The fund shall be held in trust in the state treasury and
13 accounted for separately from other state funds. The board of governors
14 shall administer the fund or contract for the administration of the fund
15 with an insurance company authorized to do business in this state.

16 (b) (1) There is hereby created a board of governors which shall be
17 composed of such members and shall have such powers, duties and func-
18 tions as are prescribed by this act. The board of governors shall:

19 (A) Administer the fund and exercise and perform other powers, duties
20 and functions required of the board under the health care provider in-
21 surance availability act;

22 (B) provide advice, information and testimony to the appropriate li-
23 censing or disciplinary authority regarding the qualifications of a health
24 care provider;

25 (C) prepare and publish, on or before October 1 of each year, a sum-
26 mary of the fund's activity during the preceding fiscal year, including but
27 not limited to the amount collected from surcharges, the highest and
28 lowest surcharges assessed, the amount paid from the fund, the number
29 of judgments paid from the fund, the number of settlements paid from
30 the fund and the amount in the fund at the end of the fiscal year; and

31 (D) have the authority to grant exemptions from the provisions of sub-
32 section (m) of this section when a health care provider temporarily leaves
33 the state for the purpose of obtaining additional education or training or
34 to participate in religious, humanitarian or government service programs.
35 Whenever a health care provider has previously left the state for one of
36 the reasons specified in this paragraph and returns to the state and re-
37 commences practice, the board of governors may refund any amount paid
38 by the health care provider pursuant to subsection (m) of this section if
39 no claims have been filed against such health care provider during the
40 provider's temporary absence from the state.

41 (2) The board shall consist of 10 persons appointed by the commis-
42 sioner of insurance, as provided by this subsection (b) and as follows:

43 (A) Three members who are licensed to practice medicine and surgery

1 in Kansas who are doctors of medicine and who are on a list of nominees
2 submitted to the commissioner by the Kansas medical society;

3 (B) three members who are representatives of Kansas hospitals and
4 who are on a list of nominees submitted to the commissioner by the
5 Kansas hospital association;

6 (C) two members who are licensed to practice medicine and surgery
7 in Kansas who are doctors of osteopathic medicine and who are on a list
8 of nominees submitted to the commissioner by the Kansas association of
9 osteopathic medicine;

10 (D) one member who is licensed to practice chiropractic in Kansas and
11 who is on a list of nominees submitted to the commissioner by the Kansas
12 chiropractic association;

13 (E) one member who is a licensed professional nurse authorized to
14 practice as a registered nurse anesthetist who is on a list of nominees
15 submitted to the commissioner by the Kansas association of nurse anes-
16 thetists.

17 (3) When a vacancy occurs in the membership of the board of gover-
18 nors created by this act, the commissioner shall appoint a successor of
19 like qualifications from a list of three nominees submitted to the com-
20 missioner by the professional society or association prescribed by this
21 section for the category of health care provider required for the vacant
22 position on the board of governors. All appointments made shall be for a
23 term of office of four years, but no member shall be appointed for more
24 than two successive four-year terms. Each member shall serve until a
25 successor is appointed and qualified. Whenever a vacancy occurs in the
26 membership of the board of governors created by this act for any reason
27 other than the expiration of a member's term of office, the commissioner
28 shall appoint a successor of like qualifications to fill the unexpired term.
29 In each case of a vacancy occurring in the membership of the board of
30 governors, the commissioner shall notify the professional society or as-
31 sociation which represents the category of health care provider required
32 for the vacant position and request a list of three nominations of health
33 care providers from which to make the appointment.

34 (4) The board of governors shall organize on July 1 of each year and
35 shall elect a chairperson and vice-chairperson from among its member-
36 ship. Meetings shall be called by the chairperson or by a written notice
37 signed by three members of the board.

38 (5) The board of governors, in addition to other duties imposed by this
39 act, shall study and evaluate the operation of the fund and make such
40 recommendations to the legislature as may be appropriate to ensure the
41 viability of the fund.

42 (6) (A) The board shall appoint an executive director who shall be in
43 the unclassified service under the Kansas civil service act and may appoint

1 such attorneys, legal assistants, claims managers and compliance auditors
2 who shall also be in the unclassified service under the Kansas civil service
3 act. Such executive director, attorneys, legal assistants, claims managers
4 and compliance auditors shall receive compensation fixed by the board,
5 in accordance with appropriation acts of the legislature, not subject to
6 approval of the governor.

7 (B) The board may appoint such additional employees, and provide all
8 office space, services, equipment, materials and supplies, and all budg-
9 eting, personnel, purchasing and related management functions required
10 by the board in the exercise of the powers, duties and functions imposed
11 or authorized by the health care provider insurance availability act or may
12 enter into a contract with the commissioner of insurance for the provision,
13 by the commissioner, of all or any part thereof.

14 (7) The commissioner shall:

15 (A) Provide technical and administrative assistance to the board of gov-
16 ernors with respect to administration of the fund upon request of the
17 board;

18 (B) provide such expertise as the board may reasonably request with
19 respect to evaluation of claims or potential claims.

20 (c) Subject to subsections (d), (e), (f), (i), (k), (m), (n), (o), (p) and (q),
21 the fund shall be liable to pay: (1) Any amount due from a judgment or
22 settlement which is in excess of the basic coverage liability of all liable
23 resident health care providers or resident self-insurers for any personal
24 injury or death arising out of the rendering of or the failure to render
25 professional services within or without this state;

26 (2) subject to the provisions of subsection (m), any amount due from
27 a judgment or settlement which is in excess of the basic coverage liability
28 of all liable nonresident health care providers or nonresident self-insurers
29 for any such injury or death arising out of the rendering or the failure to
30 render professional services within this state but in no event shall the
31 fund be obligated for claims against nonresident health care providers or
32 nonresident self-insurers who have not complied with this act or for
33 claims against nonresident health care providers or nonresident self-in-
34 surers that arose outside of this state;

35 (3) subject to the provisions of subsection (m), any amount due from
36 a judgment or settlement against a resident inactive health care provider,
37 an optometrist or pharmacist who purchased coverage pursuant to sub-
38 section (n) or a physical therapist who purchased coverage pursuant to
39 subsection (o), for any such injury or death arising out of the rendering
40 of or failure to render professional services;

41 (4) subject to the provisions of subsection (m), any amount due from
42 a judgment or settlement against a nonresident inactive health care pro-
43 vider, an optometrist or pharmacist who purchased coverage pursuant to

1 subsection (n) or a physical therapist who purchased coverage pursuant
2 to subsection (o), for any injury or death arising out of the rendering or
3 failure to render professional services within this state, but in no event
4 shall the fund be obligated for claims against: (A) Nonresident inactive
5 health care providers who have not complied with this act; or (B) non-
6 resident inactive health care providers for claims that arose outside of this
7 state, unless such health care provider was a resident health care provider
8 or resident self-insurer at the time such act occurred;

9 (5) subject to subsection (b) of K.S.A. 40-3411, and amendments
10 thereto, reasonable and necessary expenses for attorney fees incurred in
11 defending the fund against claims;

12 (6) any amounts expended for reinsurance obtained to protect the best
13 interests of the fund purchased by the board of governors, which purchase
14 shall be subject to the provisions of K.S.A. 75-3738 through 75-3744, and
15 amendments thereto, but shall not be subject to the provisions of K.S.A.
16 75-4101 and amendments thereto;

17 (7) reasonable and necessary actuarial expenses incurred in adminis-
18 tering the act, including expenses for any actuarial studies contracted for
19 by the legislative coordinating council, which expenditures shall not be
20 subject to the provisions of K.S.A. 75-3738 through 75-3744, and amend-
21 ments thereto;

22 (8) periodically to the plan or plans, any amount due pursuant to sub-
23 section (a)(3) of K.S.A. 40-3413 and amendments thereto;

24 (9) reasonable and necessary expenses incurred by the board of gov-
25 ernors in the administration of the fund or in the performance of other
26 powers, duties or functions of the board under the health care provider
27 insurance availability act;

28 (10) return of any unearned surcharge;

29 (11) subject to subsection (b) of K.S.A. 40-3411, and amendments
30 thereto, reasonable and necessary expenses for attorney fees and other
31 costs incurred in defending a person engaged or who was engaged in
32 residency training or the private practice corporations or foundations and
33 their full-time physician faculty employed by the university of Kansas
34 medical center or any nonprofit corporation organized to administer the
35 graduate medical education programs of community hospitals or medical
36 care facilities affiliated with the university of Kansas school of medicine
37 from claims for personal injury or death arising out of the rendering of
38 or the failure to render professional services by such health care provider;

39 (12) notwithstanding the provisions of subsection (m), any amount due
40 from a judgment or settlement for an injury or death arising out of the
41 rendering of or failure to render professional services by a person engaged
42 or who was engaged in residency training or the private practice corpo-
43 rations or foundations and their full-time physician faculty employed by

1 the university of Kansas medical center or any nonprofit corporation or-
2 ganized to administer the graduate medical education programs of com-
3 munity hospitals or medical care facilities affiliated with the university of
4 Kansas school of medicine;

5 (13) subject to the provisions of K.S.A. 65-429 and amendments
6 thereto, reasonable and necessary expenses for the development and pro-
7 motion of risk management education programs and for the medical care
8 facility licensure and risk management survey functions carried out under
9 K.S.A. 65-429 and amendments thereto;

10 (14) notwithstanding the provisions of subsection (m), any amount, but
11 not less than the required basic coverage limits, owed pursuant to a judg-
12 ment or settlement for any injury or death arising out of the rendering
13 of or failure to render professional services by a person, other than a
14 person described in clause (12) of this subsection (c), who was engaged
15 in a postgraduate program of residency training approved by the state
16 board of healing arts but who, at the time the claim was made, was no
17 longer engaged in such residency program;

18 (15) subject to subsection (b) of K.S.A. 40-3411, and amendments
19 thereto, reasonable and necessary expenses for attorney fees and other
20 costs incurred in defending a person described in clause (14) of this sub-
21 section (c);

22 (16) expenses incurred by the commissioner in the performance of
23 duties and functions imposed upon the commissioner by the health care
24 provider insurance availability act, and expenses incurred by the com-
25 missioner in the performance of duties and functions under contracts
26 entered into between the board and the commissioner as authorized by
27 this section; and

28 (17) periodically to the state general fund reimbursements of amounts
29 paid to members of the health care stabilization fund oversight committee
30 for compensation, travel expenses and subsistence expenses pursuant to
31 subsection (e) of K.S.A. 40-3403b, and amendments thereto.

32 (d) All amounts for which the fund is liable pursuant to subsection (c)
33 shall be paid promptly and in full except that, if the amount for which
34 the fund is liable is \$300,000 or more, it shall be paid, by installment
35 payments of \$300,000 or 10% of the amount of the judgment including
36 interest thereon, whichever is greater, per fiscal year, the first installment
37 to be paid within 60 days after the fund becomes liable and each subse-
38 quent installment to be paid annually on the same date of the year the
39 first installment was paid, until the claim has been paid in full. Any at-
40 torney fees payable from such installment shall be similarly prorated.

41 (e) In no event shall the fund be liable to pay in excess of \$3,000,000
42 pursuant to any one judgment or settlement against any one health care
43 provider relating to any injury or death arising out of the rendering of or

- 1 the failure to render professional services on and after July 1, 1984, and
2 before July 1, 1989, subject to an aggregate limitation for all judgments
3 or settlements arising from all claims made in any one fiscal year in the
4 amount of \$6,000,000 for each health care provider.
- 5 (f) The fund shall not be liable to pay in excess of the amounts specified
6 in the option selected by the health care provider pursuant to subsection
7 (l) for judgments or settlements relating to injury or death arising out of
8 the rendering of or failure to render professional services by such health
9 care provider on or after July 1, 1989.
- 10 (g) A health care provider shall be deemed to have qualified for cov-
11 erage under the fund:
- 12 (1) On and after July 1, 1976, if basic coverage is then in effect;
13 (2) subsequent to July 1, 1976, at such time as basic coverage becomes
14 effective; or
15 (3) upon qualifying as a self-insurer pursuant to K.S.A. 40-3414 and
16 amendments thereto.
- 17 (h) A health care provider who is qualified for coverage under the fund
18 shall have no vicarious liability or responsibility for any injury or death
19 arising out of the rendering of or the failure to render professional serv-
20 ices inside or outside this state by any other health care provider who is
21 also qualified for coverage under the fund. The provisions of this subsec-
22 tion shall apply to all claims filed on or after July 1, 1986.
- 23 (i) Notwithstanding the provisions of K.S.A. 40-3402 and amendments
24 thereto, if the board of governors determines due to the number of claims
25 filed against a health care provider or the outcome of those claims that
26 an individual health care provider presents a material risk of significant
27 future liability to the fund, the board of governors is authorized by a vote
28 of a majority of the members thereof, after notice and an opportunity for
29 hearing in accordance with the provisions of the Kansas administrative
30 procedure act, to terminate the liability of the fund for all claims against
31 the health care provider for damages for death or personal injury arising
32 out of the rendering of or the failure to render professional services after
33 the date of termination. The date of termination shall be 30 days after
34 the date of the determination by the board of governors. The board of
35 governors, upon termination of the liability of the fund under this sub-
36 section, shall notify the licensing or other disciplinary board having juris-
37 diction over the health care provider involved of the name of the health
38 care provider and the reasons for the termination.
- 39 (j) (1) Upon the payment of moneys from the health care stabilization
40 fund pursuant to subsection (c)(11), the board of governors shall certify
41 to the director of accounts and reports the amount of such payment, and
42 the director of accounts and reports shall transfer an amount equal to the
43 amount certified, reduced by any amount transferred pursuant to para-

1 graph (3) or (4) of this subsection (j), from the state general fund to the
2 health care stabilization fund.

3 (2) Upon the payment of moneys from the health care stabilization
4 fund pursuant to subsection (c)(12), the board of governors shall certify
5 to the director of accounts and reports the amount of such payment which
6 is equal to the basic coverage liability of self-insurers, and the director of
7 accounts and reports shall transfer an amount equal to the amount cer-
8 tified, reduced by any amount transferred pursuant to paragraph (3) or
9 (4) of this subsection (j), from the state general fund to the health care
10 stabilization fund.

11 (3) The university of Kansas medical center private practice foundation
12 reserve fund is hereby established in the state treasury. If the balance in
13 such reserve fund is less than \$500,000 on July 1 of any year, the private
14 practice corporations or foundations referred to in subsection (c) of K.S.A.
15 40-3402, and amendments thereto, shall remit the amount necessary to
16 increase such balance to \$500,000 to the state treasurer for credit to such
17 reserve fund as soon after such July 1 date as is practicable. Upon receipt
18 of each such remittance, the state treasurer shall credit the same to such
19 reserve fund. When compliance with the foregoing provisions of this par-
20 agraph have been achieved on or after July 1 of any year in which the
21 same are applicable, the state treasurer shall certify to the board of gov-
22 ernors that such reserve fund has been funded for the year in the manner
23 required by law. Moneys in such reserve fund may be invested or rein-
24 vested in accordance with the provisions of K.S.A. 40-3406, and amend-
25 ments thereto, and any income or interest earned by such investments
26 shall be credited to such reserve fund. Upon payment of moneys from
27 the health care stabilization fund pursuant to subsection (c)(11) or (c)(12)
28 with respect to any private practice corporation or foundation or any of
29 its full-time physician faculty employed by the university of Kansas, the
30 director of accounts and reports shall transfer an amount equal to the
31 amount paid from the university of Kansas medical center private practice
32 foundation reserve fund to the health care stabilization fund or, if the
33 balance in such reserve fund is less than the amount so paid, an amount
34 equal to the balance in such reserve fund.

35 (4) The graduate medical education administration reserve fund is
36 hereby established in the state treasury. If the balance in such reserve
37 fund is less than \$40,000 on July 1 of any year, the nonprofit corporations
38 organized to administer the graduate medical education programs of com-
39 munity hospitals or medical care facilities affiliated with the university of
40 Kansas school of medicine shall remit the amount necessary to increase
41 such balance to \$40,000 to the state treasurer for credit to such reserve
42 fund as soon after such July 1 date as is practicable. Upon receipt of each
43 such remittance, the state treasurer shall credit the same to such reserve

1 fund. When compliance with the foregoing provisions of this paragraph
2 have been achieved on or after July 1 of any year in which the same are
3 applicable, the state treasurer shall certify to the board of governors that
4 such reserve fund has been funded for the year in the manner required
5 by law. Moneys in such reserve fund may be invested or reinvested in
6 accordance with the provisions of K.S.A. 40-3406, and amendments
7 thereto, and any income or interest earned by such investments shall be
8 credited to such reserve fund. Upon payment of moneys from the health
9 care stabilization fund pursuant to subsection (c)(11) or (c)(12) with re-
10 spect to any nonprofit corporations organized to administer the graduate
11 medical education programs of community hospitals or medical care fa-
12 cilities affiliated with the university of Kansas school of medicine the
13 director of accounts and reports shall transfer an amount equal to the
14 amount paid from the graduate medical education administration reserve
15 fund to the health care stabilization fund or, if the balance in such reserve
16 fund is less than the amount so paid, an amount equal to the balance in
17 such reserve fund.

18 (5) Upon payment of moneys from the health care stabilization fund
19 pursuant to subsection (c)(14) or (c)(15), the board of governors shall
20 certify to the director of accounts and reports the amount of such pay-
21 ment, and the director of accounts and reports shall transfer an amount
22 equal to the amount certified from the state general fund to the health
23 care stabilization fund.

24 (6) *Notwithstanding any other provision of this subsection (j), no mon-*
25 *eys shall be transferred pursuant to subsection (j) from the state general*
26 *fund to the healthcare stabilization fund for the fiscal years ending June*
27 *30, 2011, and June 30, 2012.*

28 (k) Notwithstanding any other provision of the health care provider
29 insurance availability act, no psychiatric hospital licensed under K.S.A.
30 75-3307b and amendments thereto shall be assessed a premium sur-
31 charge or be entitled to coverage under the fund if such hospital has not
32 paid any premium surcharge pursuant to K.S.A. 40-3404 and amend-
33 ments thereto prior to January 1, 1988.

34 (l) On or after July 1, 1989, every health care provider shall make an
35 election to be covered by one of the following options provided in this
36 subsection (l) which shall limit the liability of the fund with respect to
37 judgments or settlements relating to injury or death arising out of the
38 rendering of or failure to render professional services on or after July 1,
39 1989. Such election shall be made at the time the health care provider
40 renews the basic coverage in effect on July 1, 1989, or, if basic coverage
41 is not in effect, such election shall be made at the time such coverage is
42 acquired pursuant to K.S.A. 40-3402, and amendments thereto. Notice
43 of the election shall be provided by the insurer providing the basic cov-

1 erage in the manner and form prescribed by the board of governors and
2 shall continue to be effective from year to year unless modified by a
3 subsequent election made prior to the anniversary date of the policy. The
4 health care provider may at any subsequent election reduce the dollar
5 amount of the coverage for the next and subsequent fiscal years, but may
6 not increase the same, unless specifically authorized by the board of gov-
7 ernors. Any election of fund coverage limits, whenever made, shall be
8 with respect to judgments or settlements relating to injury or death arising
9 out of the rendering of or failure to render professional services on or
10 after the effective date of such election of fund coverage limits. Such
11 election shall be made for persons engaged in residency training and
12 persons engaged in other postgraduate training programs approved by
13 the state board of healing arts at medical care facilities or mental health
14 centers in this state by the agency or institution paying the surcharge
15 levied under K.S.A. 40-3404, and amendments thereto, for such persons.
16 The election of fund coverage limits for a nonprofit corporation organized
17 to administer the graduate medical education programs of community
18 hospitals or medical care facilities affiliated with the university of Kansas
19 school of medicine shall be deemed to be effective at the highest option.
20 Such options shall be as follows:

21 (1) *OPTION 1.* The fund shall not be liable to pay in excess of \$100,000
22 pursuant to any one judgment or settlement for any party against such
23 health care provider, subject to an aggregate limitation for all judgments
24 or settlements arising from all claims made in the fiscal year in an amount
25 of \$300,000 for such provider.

26 (2) *OPTION 2.* The fund shall not be liable to pay in excess of \$300,000
27 pursuant to any one judgment or settlement for any party against such
28 health care provider, subject to an aggregate limitation for all judgments
29 or settlements arising from all claims made in the fiscal year in an amount
30 of \$900,000 for such provider.

31 (3) *OPTION 3.* The fund shall not be liable to pay in excess of \$800,000
32 pursuant to any one judgment or settlement for any party against such
33 health care provider, subject to an aggregate limitation for all judgments
34 or settlements arising from all claims made in the fiscal year in an amount
35 of \$2,400,000 for such health care provider.

36 (m) The fund shall not be liable for any amounts due from a judgment
37 or settlement against resident or nonresident inactive health care provid-
38 ers who first qualify as an inactive health care provider on or after July 1,
39 1989, unless such health care provider has been in compliance with K.S.A.
40 40-3402, and amendments thereto, for a period of not less than five years.
41 If a health care provider has not been in compliance for five years, such
42 health care provider may make application and payment for the coverage
43 for the period while they are nonresident health care providers, nonres-

1 ident self-insurers or resident or nonresident inactive health care provid-
2 ers to the fund. Such payment shall be made within 30 days after the
3 health care provider ceases being an active health care provider and shall
4 be made in an amount determined by the board of governors to be suf-
5 ficient to fund anticipated claims based upon reasonably prudent actuarial
6 principles. The provisions of this subsection shall not be applicable to any
7 health care provider which becomes inactive through death or retirement,
8 or through disability or circumstances beyond such health care provider's
9 control, if such health care provider notifies the board of governors and
10 receives approval for an exemption from the provisions of this subsection.
11 Any period spent in a postgraduate program of residency training ap-
12 proved by the state board of healing arts shall not be included in com-
13 putation of time spent in compliance with the provisions of K.S.A. 40-
14 3402, and amendments thereto.

15 (n) Notwithstanding the provisions of subsection (m) or any other pro-
16 vision in article 34 of chapter 40 of the Kansas Statutes Annotated to the
17 contrary, the fund shall not be liable for any claim made on or after July
18 1, 1991, against a licensed optometrist or pharmacist relating to any injury
19 or death arising out of the rendering of or failure to render professional
20 services by such optometrist or pharmacist prior to July 1, 1991, unless
21 such optometrist or pharmacist qualified as an inactive health care pro-
22 vider prior to July 1, 1991.

23 (o) Notwithstanding the provisions of subsection (m) or any other pro-
24 vision in article 34 of chapter 40 of the Kansas Statutes Annotated to the
25 contrary, the fund shall not be liable for any claim made on or after July
26 1, 1995, against a physical therapist registered by the state board of heal-
27 ing arts relating to any injury or death arising out of the rendering of or
28 failure to render professional services by such physical therapist prior to
29 July 1, 1995, unless such physical therapist qualified as an inactive health
30 care provider prior to July 1, 1995.

31 (p) Notwithstanding the provisions of subsection (m) or any other pro-
32 vision in article 34 of chapter 40 of the Kansas Statutes Annotated to the
33 contrary, the fund shall not be liable for any claim made on or after July
34 1, 1997, against a health maintenance organization relating to any injury
35 or death arising out of the rendering of or failure to render professional
36 services by such health maintenance organization prior to July 1, 1997,
37 unless such health maintenance organization qualified as an inactive
38 health care provider prior to July 1, 1997, and obtained coverage pursuant
39 to subsection (m). Health maintenance organizations not qualified as in-
40 active health care providers prior to July 1, 1997, may purchase coverage
41 from the fund for periods of prior compliance by making application prior
42 to August 1, 1997, and payment within 30 days from notice of the cal-
43 culated amount as determined by the board of governors to be sufficient

1 to fund anticipated claims based on reasonably prudent actuarial princi-
2 ples.

3 (q) Notwithstanding anything in article 34 of chapter 40 of the Kansas
4 Statutes Annotated to the contrary, the fund shall in no event be liable
5 for any claims against any health care provider based upon or relating to
6 the health care provider's sexual acts or activity, but in such cases the
7 fund may pay reasonable and necessary expenses for attorney fees in-
8 curred in defending the fund against such claim. The fund may recover
9 all or a portion of such expenses for attorney fees if an adverse judgment
10 is returned against the health care provider for damages resulting from
11 the health care provider's sexual acts or activity.

12 Sec. 142. On July 1, 2010, K.S.A. 2009 Supp. 55-193 is hereby amended
13 to read as follows: 55-193. On July 15, 1996, and on the 15th day of each
14 calendar quarter thereafter before July 1, 2016, the director of accounts
15 and reports shall transfer \$100,000 from the state general fund, \$100,000
16 from the state water plan fund established by K.S.A. 82a-951 and amend-
17 ments thereto and \$100,000 from the conservation fee fund established
18 by K.S.A. 55-143 and amendments thereto to the abandoned oil and gas
19 well fund established by K.S.A. 55-192 and amendments thereto, except
20 that: (a) No transfers shall be made pursuant to this section from the state
21 general fund to the abandoned oil and gas well fund during state fiscal
22 year 2009 ~~or~~, state fiscal year 2010, *state fiscal year 2011 or state fiscal*
23 *year 2012*; (b) the aggregate of the transfers made pursuant to this section
24 from the state water plan fund to the abandoned oil and gas well fund
25 during state fiscal year 2009 shall not exceed \$320,000; ~~and~~ (c) the ag-
26 gregate of the transfers made pursuant to this section from the state water
27 plan fund to the abandoned oil and gas well fund during state fiscal year
28 2010 shall not exceed \$288,000; *and (d) the aggregate of the transfers*
29 *made pursuant to this section from the state water plan fund to the aban-*
30 *doned oil and gas well fund during state fiscal year 2011 shall not exceed*
31 *\$374,865.*

32 Sec. 143. On July 1, 2010, K.S.A. 2009 Supp. 72-8814 is hereby
33 amended to read as follows: 72-8814. (a) There is hereby established in
34 the state treasury the school district capital outlay state aid fund. Such
35 fund shall consist of all amounts transferred thereto under the provisions
36 of subsection (c).

37 (b) In each school year, each school district which levies a tax pursuant
38 to K.S.A. 72-8801 et seq., and amendments thereto, shall be entitled to
39 receive payment from the school district capital outlay state aid fund in
40 an amount determined by the state board of education as provided in this
41 subsection. The state board of education shall:

42 (1) Determine the amount of the assessed valuation per pupil (AVPP)
43 of each school district in the state and round such amount to the nearest

- 1 \$1,000. The rounded amount is the AVPP of a school district for the
2 purposes of this section;
- 3 (2) determine the median AVPP of all school districts;
- 4 (3) prepare a schedule of dollar amounts using the amount of the me-
5 dian AVPP of all school districts as the point of beginning. The schedule
6 of dollar amounts shall range upward in equal \$1,000 intervals from the
7 point of beginning to and including an amount that is equal to the amount
8 of the AVPP of the school district with the highest AVPP of all school
9 districts and shall range downward in equal \$1,000 intervals from the
10 point of beginning to and including an amount that is equal to the amount
11 of the AVPP of the school district with the lowest AVPP of all school
12 districts;
- 13 (4) determine a state aid percentage factor for each school district by
14 assigning a state aid computation percentage to the amount of the median
15 AVPP shown on the schedule, decreasing the state aid computation per-
16 centage assigned to the amount of the median AVPP by one percentage
17 point for each \$1,000 interval above the amount of the median AVPP,
18 and increasing the state aid computation percentage assigned to the
19 amount of the median AVPP by one percentage point for each \$1,000
20 interval below the amount of the median AVPP. Except as provided by
21 K.S.A. 2009 Supp. 72-8814b, and amendments thereto, the state aid per-
22 centage factor of a school district is the percentage assigned to the sched-
23 ule amount that is equal to the amount of the AVPP of the school district,
24 except that the state aid percentage factor of a school district shall not
25 exceed 100%. The state aid computation percentage is 25%;
- 26 (5) determine the amount levied by each school district pursuant to
27 K.S.A. 72-8801 et seq., and amendments thereto;
- 28 (6) multiply the amount computed under (5), but not to exceed 8 mills,
29 by the applicable state aid percentage factor. The product is the amount
30 of payment the school district is entitled to receive from the school district
31 capital outlay state aid fund in the school year.
- 32 (c) The state board shall certify to the director of accounts and reports
33 the entitlements of school districts determined under the provisions of
34 subsection (b), and an amount equal thereto shall be transferred by the
35 director from the state general fund to the school district capital outlay
36 state aid fund for distribution to school districts, *except that no transfers*
37 *shall be made from the state general fund to the school district capital*
38 *outlay state aid fund during the fiscal years ending June 30, 2011, or June*
39 *30, 2012.* All transfers made in accordance with the provisions of this
40 subsection shall be considered to be demand transfers from the state
41 general fund.
- 42 (d) Payments from the school district capital outlay state aid fund shall
43 be distributed to school districts at times determined by the state board

1 of education. The state board of education shall certify to the director of
2 accounts and reports the amount due each school district entitled to pay-
3 ment from the fund, and the director of accounts and reports shall draw
4 a warrant on the state treasurer payable to the treasurer of the school
5 district. Upon receipt of the warrant, the treasurer of the school district
6 shall credit the amount thereof to the capital outlay fund of the school
7 district to be used for the purposes of such fund.

8 (e) Amounts transferred to the capital outlay fund of a school district
9 as authorized by K.S.A. 72-6433, and amendments thereto, shall not be
10 included in the computation when determining the amount of state aid
11 to which a district is entitled to receive under this section.

12 Sec. 144. On July 1, 2010, K.S.A. 2009 Supp. 75-2319 is hereby
13 amended to read as follows: 75-2319. (a) There is hereby established in
14 the state treasury the school district capital improvements fund. The fund
15 shall consist of all amounts transferred thereto under the provisions of
16 subsection (c).

17 (b) Subject to the provisions of subsection (f), in each school year, each
18 school district which is obligated to make payments from its capital im-
19 provements fund shall be entitled to receive payment from the school
20 district capital improvements fund in an amount determined by the state
21 board of education as provided in this subsection. The state board of
22 education shall:

23 (1) Determine the amount of the assessed valuation per pupil (AVPP)
24 of each school district in the state and round such amount to the nearest
25 \$1,000. The rounded amount is the AVPP of a school district for the
26 purposes of this section;

27 (2) determine the median AVPP of all school districts;

28 (3) prepare a schedule of dollar amounts using the amount of the me-
29 dian AVPP of all school districts as the point of beginning. The schedule
30 of dollar amounts shall range upward in equal \$1,000 intervals from the
31 point of beginning to and including an amount that is equal to the amount
32 of the AVPP of the school district with the highest AVPP of all school
33 districts and shall range downward in equal \$1,000 intervals from the
34 point of beginning to and including an amount that is equal to the amount
35 of the AVPP of the school district with the lowest AVPP of all school
36 districts;

37 (4) determine a state aid percentage factor for each school district by
38 assigning a state aid computation percentage to the amount of the median
39 AVPP shown on the schedule, decreasing the state aid computation per-
40 centage assigned to the amount of the median AVPP by one percentage
41 point for each \$1,000 interval above the amount of the median AVPP,
42 and increasing the state aid computation percentage assigned to the
43 amount of the median AVPP by one percentage point for each \$1,000

1 interval below the amount of the median AVPP. Except as provided by
2 K.S.A. 2009 Supp. 75-2319c, and amendments thereto, the state aid per-
3 centage factor of a school district is the percentage assigned to the sched-
4 ule amount that is equal to the amount of the AVPP of the school district.
5 The state aid percentage factor of a school district shall not exceed 100%.
6 The state aid computation percentage is 5% for contractual bond obli-
7 gations incurred by a school district prior to the effective date of this act,
8 and 25% for contractual bond obligations incurred by a school district on
9 or after the effective date of this act;

10 (5) determine the amount of payments in the aggregate that a school
11 district is obligated to make from its bond and interest fund and, of such
12 amount, compute the amount attributable to contractual bond obligations
13 incurred by the school district prior to the effective date of this act and
14 the amount attributable to contractual bond obligations incurred by the
15 school district on or after the effective date of this act;

16 (6) multiply each of the amounts computed under (5) by the applicable
17 state aid percentage factor; and

18 (7) add the products obtained under (6). The amount of the sum is the
19 amount of payment the school district is entitled to receive from the
20 school district capital improvements fund in the school year.

21 (c) The state board of education shall certify to the director of accounts
22 and reports the entitlements of school districts determined under the
23 provisions of subsection (b), and an amount equal thereto shall be trans-
24 ferred by the director from the state general fund to the school district
25 capital improvements fund for distribution to school districts. All transfers
26 made in accordance with the provisions of this subsection shall be con-
27 sidered to be demand transfers from the state general fund, except that
28 all such transfers during the fiscal ~~year~~ *years* ending June 30, ~~2007~~ 2011,
29 *and June 30, 2012*, shall be considered to be revenue transfers from the
30 state general fund.

31 (d) Payments from the school district capital improvements fund shall
32 be distributed to school districts at times determined by the state board
33 of education to be necessary to assist school districts in making scheduled
34 payments pursuant to contractual bond obligations. The state board of
35 education shall certify to the director of accounts and reports the amount
36 due each school district entitled to payment from the fund, and the di-
37 rector of accounts and reports shall draw a warrant on the state treasurer
38 payable to the treasurer of the school district. Upon receipt of the warrant,
39 the treasurer of the school district shall credit the amount thereof to the
40 bond and interest fund of the school district to be used for the purposes
41 of such fund.

42 (e) The provisions of this section apply only to contractual obligations
43 incurred by school districts pursuant to general obligation bonds issued

1 upon approval of a majority of the qualified electors of the school district
2 voting at an election upon the question of the issuance of such bonds.

3 (f) Amounts transferred to the capital improvements fund of a school
4 district as authorized by K.S.A. 72-6433, and amendments thereto, shall
5 not be included in the computation when determining the amount of
6 state aid to which a district is entitled to receive under this section.

7 Sec. 145. On July 1, 2010, K.S.A. 2009 Supp. 75-6702 is hereby
8 amended to read as follows: 75-6702. (a) The last appropriation bill passed
9 in any regular session of the legislature shall be the omnibus reconciliation
10 spending limit bill. Each bill which is passed during a regular session of
11 the legislature and which appropriates or transfers money from the state
12 general fund for the ensuing fiscal year shall contain a provision that such
13 bill shall take effect and be in force from and after the effective date of
14 the omnibus reconciliation spending limit bill for that regular session of
15 the legislature or from and after such effective date and a subsequent
16 date or an event occurring after such effective date.

17 (b) Except as provided in subsection (c), the maximum amount of ex-
18 penditures and demand transfers from the state general fund that may
19 be authorized by act of the legislature during the 2004 regular session of
20 the legislature and each regular session of the legislature thereafter, is
21 hereby fixed so that there will be an ending balance in the state general
22 fund for the ensuing fiscal year that is equal to 7.5% or more of the total
23 amount authorized to be expended or transferred by demand transfer
24 from the state general fund in such fiscal year.

25 (c) The provisions of subsection (b) are hereby suspended for the fiscal
26 year ending June 30, ~~2010~~ 2011, and shall not prescribe a maximum
27 amount of expenditures and demand transfers from the state general fund
28 that may be authorized by act of the legislature during the ~~2009~~ 2010
29 regular session of the legislature.

30 Sec. 146. On July 1, 2010, K.S.A. 2009 Supp. 76-775 is hereby amended
31 to read as follows: 76-775. (a) Subject to the other provisions of this act,
32 on the first day of the first state fiscal year commencing after receiving a
33 certification of receipt of a qualifying gift under K.S.A. 2009 Supp. 76-
34 774 and amendments thereto, the director of accounts and reports shall
35 transfer from the state general fund the amount determined by the di-
36 rector of accounts and reports to be the earnings equivalent award for
37 such qualifying gift for the period of time between the date of certification
38 of the qualifying gift and the first day of the ensuing state fiscal year to
39 either (1) the endowed professorship account of the faculty of distinction
40 matching fund of the eligible educational institution, in the case of a
41 certification of a qualifying gift to an eligible educational institution that
42 is a state educational institution, or (2) the faculty of distinction program
43 fund of the state board of regents, in the case of a certification of a

1 qualifying gift to an eligible institution that is not a state educational in-
2 stitution. Subject to the other provisions of this act, on each July 1 there-
3 after, the director of accounts and reports shall make such transfer from
4 the state general fund of the earnings equivalent award for such qualifying
5 gift for the period of the preceding state fiscal year. All transfers made in
6 accordance with the provisions of this subsection shall be considered de-
7 mand transfers from the state general fund, except that all such transfers
8 during the fiscal years ending June 30, ~~2007~~ 2011, and June 30, ~~2008~~
9 2012, shall be considered to be revenue transfers from the state general
10 fund.

11 (b) There is hereby established in the state treasury the faculty of dis-
12 tinction program fund which shall be administered by the state board of
13 regents. All moneys transferred under this section to the faculty of dis-
14 tinction program fund of the state board of regents shall be paid to eligible
15 educational institutions that are not state educational institutions for earn-
16 ings equivalent awards for qualifying gifts to such eligible educational
17 institutions. The state board of regents shall pay from the faculty of dis-
18 tinction program fund the amount of each such transfer to the eligible
19 educational institution for the earnings equivalent award for which such
20 transfer was made under this section.

21 (c) The earnings equivalent award for an endowed professorship shall
22 be determined by the director of accounts and reports and shall be the
23 amount of interest earnings that the amount of the qualifying gift certified
24 by the state board of regents would have earned at the average net earn-
25 ings rate of the pooled money investment board portfolio for the period
26 for which the determination is being made.

27 (d) The total amount of new qualifying gifts which may be certified to
28 the director of accounts and reports under this act during any state fiscal
29 year for all eligible educational institutions shall not exceed \$30,000,000.
30 The total amount of new qualifying gifts which may be certified to the
31 director of accounts and reports under this act during any state fiscal year
32 for any individual eligible educational institution shall not exceed
33 \$10,000,000. No additional qualifying gifts shall be certified by the state
34 board of regents under this act when the total of all transfers from the
35 state general fund for earnings equivalent awards for qualifying gifts pur-
36 suant to this section and amendments thereto for a fiscal year is equal to
37 or greater than \$6,000,000 in fiscal year 2009, \$7,000,000 in fiscal year
38 2010 and \$8,000,000 in fiscal year 2011 and in each fiscal year thereafter.

39 Sec. 147. On July 1, 2010, K.S.A. 2009 Supp. 76-783 is hereby amended
40 to read as follows: 76-783. (a) (1) The Kansas development finance au-
41 thority is hereby authorized to issue from time to time bonds on behalf
42 of the board of regents in such principal amounts as the Kansas devel-
43 opment finance authority and the board of regents determine to be nec-

1 essary to provide sufficient funds to finance scientific research and de-
2 velopment facilities, including, but not limited to, the payment of interest
3 on such bonds, the establishment of reserves to secure such bonds, costs
4 of issuance, refunding any outstanding bonds, and all other expenditures
5 of the board of regents incident to and necessary or convenient to carry
6 out the powers and functions authorized by this act. The Kansas devel-
7 opment finance authority shall not issue any bond or bonds on behalf of
8 the corporation formed by the board of regents under this act. The Kansas
9 development finance authority shall not issue bonds under this act for
10 more than \$120,000,000, in the aggregate, plus all amounts required for
11 costs of any bond issuance, costs of interest on any bond issued or ob-
12 tained for such scientific research and development facilities and any
13 required reserves for payment of principal and interest on any such bond.

14 (2) Except as may otherwise be expressly provided by the board of
15 regents, every obligation of the board of regents with respect to such
16 bonds shall be an obligation of the board of regents payable out of any
17 revenues or moneys of the board of regents derived from annual approp-
18 riations of the legislature. Subject only to any agreements with holders
19 of particular bonds pledging any particular revenues, the board of regents
20 shall use moneys derived from scientific research and development facil-
21 ities to provide funds sufficient to pay principal and interest on any bonds
22 issued pursuant to this act commencing after the date a project is com-
23 pleted and has been accepted by the board of regents. Subject to the
24 provisions of appropriation acts, payment of principal and interest on the
25 bonds shall be made by the state board of regents from annual approp-
26 riations by the legislature from such revenues as are furnished by the
27 board of regents, or from any other available funds, in amounts sufficient
28 to pay principal and interest on the bonds until the bonds are finally paid.

29 (3) Upon acceptance by the board of regents of each project initiated
30 and completed under this act and upon a determination by the board of
31 regents that the period for repayment of debt for such project is to com-
32 mence, the board of regents shall certify to the director of accounts and
33 reports that principal and interest payments for such project are to com-
34 mence and the dates and amounts of all principal and interest payments
35 for such project. Pursuant to each such certification and commencing on
36 or after July 1, 2004, the director of accounts and reports shall transfer,
37 from the state general fund to the debt service fund or funds at a state
38 educational institution as specified in the certification for such project,
39 the amount certified on or before the respective payment date therefor.
40 Transfers shall be made under this section pursuant to any such certifi-
41 cation on or after July 1, 2004. *Each such transfer during the fiscal years*
42 *ending June 30, 2011, and June 30, 2012, shall be considered to be revenue*
43 *transfers from the state general fund.* The aggregate of all such transfers

1 from the state general fund during any fiscal year shall not exceed
2 \$10,000,000 and the aggregate of all such transfers from the state general
3 fund under this section shall not exceed \$50,000,000. The Kansas devel-
4 opment finance authority and the board of regents shall enter into con-
5 tracts with respect to the scientific research and development facilities
6 financed under this act prescribing the obligation of the board of regents
7 and the state educational institutions to provide for repayment of amounts
8 of bond debt service in addition to those amounts provided for by trans-
9 fers under this section from the state general fund.

10 (b) (1) The bonds shall be authorized by a resolution adopted by the
11 board of directors of the Kansas development finance authority.

12 (2) Except as otherwise provided in this act, bonds issued by the Kansas
13 development finance authority under authority of this act shall be subject
14 to the provisions of K.S.A. 74-8901 et seq., and amendments thereto.

15 (c) Any resolution authorizing the board of regents to incur any obli-
16 gation with respect to bonds issued by the Kansas development finance
17 authority may contain such provisions as deemed appropriate by the
18 board of regents for the purpose of carrying out the purposes of this act
19 and securing such bonds, which shall be a part of the contract with the
20 holders thereof, including, but not limited to, provisions:

21 (1) Pledging all or any part of the revenues of the board of regents
22 derived from scientific research and development facilities to secure the
23 payment of the bonds or of any issue thereof, subject to such agreements
24 with bondholders as may then exist;

25 (2) the setting aside of reserves or sinking funds and the regulation and
26 disposition thereof;

27 (3) limitations on the issuance of additional bonds or other obligations,
28 the terms upon which additional bonds or obligations may be issued and
29 secured, and the refunding of outstanding or other bonds;

30 (4) defining the acts or omissions to act which shall constitute a default
31 in the obligations and duties of the board of regents to the Kansas de-
32 velopment finance authority, the applicable bond trustee or the holders
33 of the bonds, except that such rights and remedies shall not be inconsis-
34 tent with the general laws of this state and the other provisions of this
35 act; and

36 (5) any other matters, of like or different character, which in any way
37 affect the security or protection of the holders of the notes or bonds.

38 (d) Any of the provisions relating to any bonds described in this section
39 may be set forth in a trust indenture, loan agreement, lease agreement
40 or other financing document authorized by a resolution of the board of
41 regents or the board of directors of the Kansas development finance au-
42 thority.

43 (e) The bonds of each issue may, in the discretion of the board of

1 directors of the Kansas development finance authority, be made redeem-
2 able before maturity at such prices and under such terms and conditions
3 as may be determined by the board of directors of the Kansas develop-
4 ment finance authority. Bonds issued on behalf of the board of regents
5 shall mature at such time, not exceeding 30 years from their date of issue,
6 as may be determined by the board of regents and the board of directors
7 of the Kansas development finance authority. The bonds may be issued
8 as serial bonds payable in annual installments or as term bonds or as a
9 combination thereof. The bonds shall bear interest at such rate either
10 fixed or variable, be in such denominations, be in such form, either cou-
11 pon or registered, carry such registration privileges, be executed in such
12 manner, be payable in such medium of payment and at such place, and
13 be subject to such terms of redemption as provided in the resolution of
14 trust indenture. The bonds may be sold by the Kansas development fi-
15 nance authority, at public or private sale, at such price as the board of
16 directors of the Kansas development finance authority shall determine.

17 (f) In case any officer of the Kansas development finance authority
18 whose signature or a facsimile of whose signature appears on any bonds
19 or coupons attached thereto ceases to be such officer before the delivery
20 thereof, such signature or such facsimile shall nevertheless be valid and
21 sufficient for all purposes the same as if such officer had remained in
22 office until such delivery.

23 (g) Any bonds issued by the Kansas development finance authority
24 pursuant to this section, and the income therefrom (including any profit
25 from the sale thereof) shall at all times be free from taxation by the state
26 or any agency, political subdivision or instrumentality of the state, includ-
27 ing income, inheritance and property taxes.

28 (h) Any holder of bonds issued under the provisions of this act, or any
29 coupons appertaining thereto and the trustee under any trust agreement
30 or resolution authorizing the issuance of such bonds, except the rights
31 under this act may be restricted by such trust agreement or resolution,
32 may, either at law or in equity by suit, action, mandamus or other pro-
33 ceeding, protect and enforce any and all rights under the laws of the state
34 or granted under this act or under such agreement or resolution, or under
35 any other contract executed by the board of regents pursuant to this act,
36 and may enforce and compel the performance of all duties required by
37 this act or by such trust agreement or resolution to be performed by the
38 board of regents or by an officer thereof.

39 (i) The bonds shall be special, limited obligations of the Kansas devel-
40 opment finance authority and the state shall not be liable for bonds issued
41 by the Kansas development finance authority on behalf of the board of
42 regents, and such bonds shall not constitute a debt of the state.

43 (j) Neither the board of regents, the board of the Kansas development

1 finance authority nor any authorized employee of the board of regents or
2 the Kansas development finance authority shall be personally liable for
3 such bonds by reason of the issuance thereof.

4 (k) Nothing in this act shall be construed as a restriction or limitation
5 upon any other powers which the board of regents might otherwise have
6 under any other law of this state, and this act is cumulative to any such
7 powers. This act does and shall be construed to provide a complete, ad-
8 ditional and alternative method for the doing of the things authorized
9 thereby and shall be regarded as supplemental and additional to powers
10 conferred by other laws. The issuance of bonds under the provisions of
11 this act need not comply with the requirements of any other state law
12 applicable to the issuance of bonds. No proceedings, notice or approval
13 shall be required for the issuance of any bonds or any instrument as
14 security therefor, except as is provided in this act.

15 (l) Any of the provisions relating to bonds described in this section may
16 be included in any contracts between the board of regents and the Kansas
17 development finance authority relating to obligations of the Kansas de-
18 velopment finance authority issued on behalf of the board of regents.

19 Sec. 148. On July 1, 2010, K.S.A. 2009 Supp. 76-7,107 is hereby
20 amended to read as follows: 76-7,107. (a) (1) On July 1, 2008, or as soon
21 thereafter as sufficient moneys are available, \$7,000,000 shall be trans-
22 ferred by the director of accounts and reports from the state general fund
23 to the infrastructure maintenance fund established by K.S.A. 2009 Supp.
24 76-7,104, and amendments thereto.

25 (2) No moneys shall be transferred by the director of accounts and
26 reports from the state general fund to the infrastructure maintenance
27 fund established by K.S.A. 2009 Supp. 76-7,104, and amendments
28 thereto, during the fiscal year ending June 30, 2010, pursuant to this
29 section.

30 ~~(3) On July 1, 2010, or as soon thereafter as sufficient moneys are~~
31 ~~available, \$15,000,000~~ No moneys shall be transferred by the director of
32 accounts and reports from the state general fund to the infrastructure
33 maintenance fund established by K.S.A. 2009 Supp. 76-7,104, and
34 amendments thereto, *during the fiscal year ending June 30, 2011, pur-*
35 *suant to this section.*

36 ~~(4) On July 1, 2011, or as soon thereafter as sufficient moneys are~~
37 ~~available, \$10,000,000~~ No moneys shall be transferred by the director of
38 accounts and reports from the state general fund to the infrastructure
39 maintenance fund established by K.S.A. 2009 Supp. 76-7,104, and
40 amendments thereto *during the fiscal year ending June 30, 2012, pur-*
41 *suant to this section.*

42 (b) All transfers made in accordance with the provisions of this section
43 shall be considered to be demand transfers from the state general fund.

1 (c) All moneys credited to the infrastructure maintenance fund shall
2 be expended or transferred only for the purpose of paying the cost of
3 projects approved by the state board pursuant to the state educational
4 institution long-term infrastructure maintenance program.

5 Sec. 149. On July 1, 2010, K.S.A. 2009 Supp. 79-2959 is hereby
6 amended to read as follows: 79-2959. (a) There is hereby created the local
7 ad valorem tax reduction fund. All moneys transferred or credited to such
8 fund under the provisions of this act or any other law shall be apportioned
9 and distributed in the manner provided herein.

10 (b) On January 15 and on July 15 of each year, the director of accounts
11 and reports shall make transfers in equal amounts which in the aggregate
12 equal 3.63% of the total retail sales and compensating taxes credited to
13 the state general fund pursuant to articles 36 and 37 of chapter 79 of
14 Kansas Statutes Annotated and acts amendatory thereof and supplement-
15 tal thereto during the preceding calendar year from the state general fund
16 to the local ad valorem tax reduction fund, except that: (1) No moneys
17 shall be transferred from the state general fund to the local ad valorem
18 tax reduction fund during state fiscal years 2009, 2010 ~~and~~, 2011, *and*
19 2012, and (2) the amount of the transfer on each such date shall be
20 \$13,500,000 during fiscal year ~~2012~~ 2013, \$20,250,000 during fiscal year
21 ~~2013~~ 2014, and \$27,000,000 during fiscal year ~~2014~~ 2015 and all fiscal
22 years thereafter. All such transfers are subject to reduction under K.S.A.
23 75-6704, and amendments thereto. All transfers made in accordance with
24 the provisions of this section shall be considered to be demand transfers
25 from the state general fund, except that all such transfers during fiscal
26 year ~~2012~~ 2013 shall be considered to be revenue transfers from the state
27 general fund.

28 (c) The state treasurer shall apportion and pay the amounts transferred
29 under subsection (b) to the several county treasurers on January 15 and
30 on July 15 in each year as follows: (1) Sixty-five percent of the amount to
31 be distributed shall be apportioned on the basis of the population figures
32 of the counties certified to the secretary of state pursuant to K.S.A. 11-
33 201, and amendments thereto, on July 1 of the preceding year; and (2)
34 thirty-five percent of such amount shall be apportioned on the basis of
35 the equalized assessed tangible valuations on the tax rolls of the counties
36 on November 1 of the preceding year as certified by the director of prop-
37 erty valuation.

38 Sec. 150. On July 1, 2010, K.S.A. 2009 Supp. 79-2964 is hereby
39 amended to read as follows: 79-2964. There is hereby created the county
40 and city revenue sharing fund. All moneys transferred or credited to such
41 fund under the provisions of this act or any other law shall be allocated
42 and distributed in the manner provided herein. The director of accounts
43 and reports in each year on July 15 and December 10, shall make transfers

1 in equal amounts which in the aggregate equal 2.823% of the total retail
2 sales and compensating taxes credited to the state general fund pursuant
3 to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated and
4 acts amendatory thereof and supplemental thereto during the preceding
5 calendar year from the state general fund to the county and city revenue
6 sharing fund, except that no moneys shall be transferred from the state
7 general fund to the county and city revenue sharing fund during state
8 fiscal years ~~2010~~ 2011 and ~~2011~~ 2012. All such transfers are subject to
9 reduction under K.S.A. 75-6704, and amendments thereto. All transfers
10 made in accordance with the provisions of this section shall be considered
11 to be demand transfers from the state general fund.

12 Sec. 151. On July 1, 2010, K.S.A. 2009 Supp. 79-2978 is hereby
13 amended to read as follows: 79-2978. (a) There is hereby established in
14 the state treasury the business machinery and equipment tax reduction
15 assistance fund which shall be administered by the state treasurer. All
16 expenditures from the business machinery and equipment tax reduction
17 assistance fund shall be for the payments to counties for distribution to
18 taxing subdivisions levying ad valorem taxes within the county in accord-
19 ance with this section.

20 (b) The secretary of revenue shall adopt a policy using the most current
21 information that is available, and that is determined to be practicable by
22 the secretary for this purpose and shall calculate the following:

23 (1) On January 31, 2008, 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 commercial and industrial machinery and equipment for all
26 taxing subdivisions within the county imposing ad valorem taxes on com-
27 mercial and industrial machinery and equipment for tax year 2005, and
28 the total of such ad valorem taxes levied for tax year 2007 not including
29 any such ad valorem taxes on commercial and industrial machinery and
30 equipment that were abated or exempted prior to July 1, 2006, and which
31 such abatement or exemption expired after July 1, 2006. On or before
32 February 15, 2008, subject to the provisions of subsection (d), the state
33 treasurer shall pay to the county treasurer of each county an amount equal
34 to 90% of such difference for distribution as provided in subsection (e).

35 (2) On January 31, 2009, the secretary shall calculate for each county
36 an amount equal to the difference in total ad valorem taxes levied by the
37 county on commercial and industrial machinery and equipment for all
38 taxing subdivisions within the county imposing ad valorem taxes on com-
39 mercial and industrial machinery and equipment for tax year 2005, and
40 the total of such ad valorem taxes levied for tax year 2008 not including
41 any such ad valorem taxes on commercial and industrial machinery and
42 equipment that were abated or exempted prior to July 1, 2006, and which
43 such abatement or exemption expired after July 1, 2006. On March 2,

1 2009, subject to the provisions of subsection (d) and subsection (g), the
2 state treasurer shall pay to the county treasurer of each county an amount
3 equal to 70% of such difference for distribution as provided in subsection
4 (e).

5 (3) On January 31, 2010, the secretary shall calculate for each county
6 an amount equal to the difference in total ad valorem taxes levied by the
7 county on commercial and industrial machinery and equipment for all
8 taxing subdivisions within the county imposing ad valorem taxes on com-
9 mercial and industrial machinery and equipment for tax year 2005, and
10 the total of such ad valorem taxes levied for tax year 2009 not including
11 any such ad valorem taxes on commercial and industrial machinery and
12 equipment that were abated or exempted prior to July 1, 2006, and which
13 such abatement or exemption expired after July 1, 2006. On or before
14 February 15, 2010, subject to the provisions of subsection (d), the state
15 treasurer shall pay to the county treasurer of each county an amount equal
16 to 50% of such difference for distribution as provided in subsection (e).

17 (4) On January 31, 2011, the secretary shall calculate for each county
18 an amount equal to the difference in total ad valorem taxes levied by the
19 county on commercial and industrial machinery and equipment for all
20 taxing subdivisions within the county imposing ad valorem taxes on com-
21 mercial and industrial machinery and equipment for tax year 2005, and
22 the total of such ad valorem taxes levied for tax year 2010 not including
23 any such ad valorem taxes on commercial and industrial machinery and
24 equipment that were abated or exempted prior to July 1, 2006, and which
25 such abatement or exemption expired after July 1, 2006. On or before
26 February 15, 2011, subject to the provisions of subsection (d), the state
27 treasurer shall pay to the county treasurer of each county an amount equal
28 to 30% of such difference for distribution as provided in subsection (e).

29 (5) On January 31, 2012, the secretary shall calculate for each county
30 an amount equal to the difference in total ad valorem taxes levied by the
31 county on commercial and industrial machinery and equipment for all
32 taxing subdivisions within the county imposing ad valorem taxes on com-
33 mercial and industrial machinery and equipment for tax year 2005, and
34 the total of such ad valorem taxes levied for tax year 2011 not including
35 any such ad valorem taxes on commercial and industrial machinery and
36 equipment that were abated or exempted prior to July 1, 2006, and which
37 such abatement or exemption expired after July 1, 2006. On or before
38 February 15, 2012, subject to the provisions of subsection (d), the state
39 treasurer shall pay to the county treasurer of each county an amount equal
40 to 10% of such difference for distribution as provided in subsection (e).

41 (6) There shall be no payments made pursuant to this section after the
42 payments made by the state treasurer on or before February 15, 2012,
43 and the provisions of this section shall expire at such time.

1 (c) The calculations required by subsection (b) shall be based upon a
2 certification made by the county clerk on or before November 15 of the
3 tax year and submitted to the director of property valuation. Such certi-
4 fication shall be in a format devised and prescribed by the director of
5 property valuation. Such certification shall report the total ad valorem
6 taxes levied by the county on commercial and industrial machinery and
7 equipment for all taxing subdivisions within the county imposing ad va-
8 lorem taxes on commercial and industrial machinery and equipment. The
9 county clerk shall provide a copy of such certification to the county trea-
10 surer for the purpose of determining the distribution of moneys pursuant
11 to the provisions of subsection (e)(2) paid to the county pursuant to sub-
12 section (b) by the state treasurer.

13 (d) If the amount calculated for the difference in subsections (b)(1)
14 through (b)(5) is negative, the amount calculated for such county for such
15 year shall be deemed to be zero and no amount shall be paid to the county
16 treasurer of such county as otherwise provided in subsection (b). Nothing
17 in this section shall be construed to require the county to make any pay-
18 ments to the state in such event that the amount calculated for the dif-
19 ference is negative for the county for such year.

20 (e) (1) On January 31 of each year specified in this section, the secretary
21 of revenue shall certify to the director of accounts and reports the aggre-
22 gate of all amounts determined for counties pursuant to subsection (b).
23 Upon receipt of such certification, the director of accounts and reports
24 shall transfer the amount certified from the state general fund to the
25 business machinery and equipment tax reduction assistance fund, except
26 that (A) the aggregate amount of moneys transferred from the state gen-
27 eral fund to the business machinery and equipment tax reduction assis-
28 tance fund during the state fiscal year ending June 30, 2009, pursuant to
29 this section shall not exceed the maximum amount determined pursuant
30 to subsection (g), (B) an amount equal to 50% of the maximum amount
31 determined pursuant to subsection (g) shall be transferred from the state
32 general fund to the business machinery and equipment tax reduction
33 assistance fund on March 2, 2009, ~~and~~ (C) no moneys shall be transferred
34 from the state general fund to the business machinery and equipment tax
35 reduction assistance fund during the state fiscal year ending June 30,
36 2010, pursuant to this section, (D) *for the fiscal year ending June 30,*
37 *2011, the director of accounts and reports shall transfer \$8,795,750 from*
38 *the state general fund to the business machinery and equipment tax re-*
39 *duction assistance fund on January 31, 2011, for distribution pursuant to*
40 *this section, and (E) no moneys shall be transferred from the state general*
41 *fund to the business machinery and equipment tax reduction assistance*
42 *fund during the state fiscal year ending June 30, 2012, pursuant to this*
43 *section.*

1 (2) The state treasurer shall apportion and distribute the moneys cred-
2 ited to the business machinery and equipment tax reduction assistance
3 fund to the county treasurers in accordance with subsection (b). Upon
4 receipt of each such amount, each county treasurer shall apportion such
5 amount among the ad valorem taxing subdivisions imposing ad valorem
6 taxes on commercial and industrial machinery and equipment in an
7 amount equal to the difference between the total ad valorem taxes on
8 commercial and industrial machinery and equipment levied by each such
9 ad valorem taxing subdivision for the tax year 2005 and the total ad va-
10 lorem taxes on commercial and industrial machinery and equipment lev-
11 ied by each such ad valorem taxing subdivision for the tax year of the
12 apportionment, subject to the percentage reduction set forth in subsec-
13 tion (b) for the tax year of the apportionment of such moneys to that
14 county. The county treasurer shall pay such amounts to the taxing sub-
15 divisions at the same time or times as their regular operating tax rate mill
16 levy is paid to them.

17 (f) Before January 31 of 2007 through 2013, the secretary of revenue
18 shall make a detailed report of amounts calculated as required pursuant
19 to subsection (b) for each individual county and in aggregate for all the
20 counties for the current year along with any projections for future years,
21 amounts distributed to the counties pursuant to this section, the amount
22 of ad valorem taxes on commercial and industrial machinery and equip-
23 ment not included in the total ad valorem taxes for each tax year due to
24 the fact that the tax liability of such machinery and equipment was abated
25 or exempted prior to July 1, 2006, and such abatement or exemption
26 expired after July 1, 2006, for each individual county and in aggregate for
27 all counties and all other relevant information related to the provisions of
28 this section, and shall present such report before such date to the house
29 committee on taxation of the house of representatives and the senate
30 committee on assessment and taxation of the senate for consideration by
31 the legislature in making any appropriate adjustments to the provisions
32 of this section.

33 (g) (1) The maximum amount that may be transferred during the fiscal
34 year ending June 30, 2009, from the state general fund to the business
35 machinery and equipment tax reduction assistance fund pursuant to this
36 section shall be equal to (A) the amount equal to 93.5% of the aggregate
37 amount determined under subsection (b)(2) plus the amount equal to
38 93.5% of the aggregate amount determined under subsection (b)(2) of
39 K.S.A. 2009 Supp. 79-2979, and amendments thereto, multiplied by (B)
40 the result obtained by dividing the amount equal to 93.5% of the aggre-
41 gate amount determined under subsection (b)(2) by the aggregate of the
42 amount equal to 93.5% of the aggregate amount determined under sub-
43 section (b)(2) plus the amount equal to 93.5% of the aggregate amount

1 determined under subsection (b)(2) of K.S.A. 2009 Supp. 79-2979, and
2 amendments thereto.

3 (2) If a maximum amount is imposed under this subsection and the
4 aggregate amount transferred from the state general fund to the business
5 machinery and equipment tax reduction assistance fund during state fiscal
6 year 2009 pursuant to this section is reduced, then the amount allocated
7 to each county by the state treasurer under subsection (b)(2) shall be
8 reduced proportionately with respect to aggregate reduction in the
9 amount of such transfer from the state general fund to the business ma-
10 chinery and equipment tax reduction assistance fund during state fiscal
11 year 2009.

12 Sec. 152. On July 1, 2010, K.S.A. 2009 Supp. 79-2979 is hereby
13 amended to read as follows: 79-2979. (a) There is hereby established in
14 the state treasury the telecommunications and railroad machinery and
15 equipment tax reduction assistance fund which shall be administered by
16 the state treasurer. All expenditures from the telecommunications and
17 railroad machinery and equipment tax reduction assistance fund shall be
18 for the payments to counties for distribution to taxing subdivisions levying
19 ad valorem taxes within the county in accordance with this section.

20 (b) The secretary of revenue shall adopt a policy using the most current
21 information that is available, and that is determined to be practicable by
22 the secretary for this purpose and shall calculate the following:

23 (1) On January 31, 2008, 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 2007 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, 2008, 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 90% of such difference for
36 distribution as provided in subsection (d).

37 (2) On January 31, 2009, 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 2008 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 March 2, 2009, subject to the provisions of sub-
5 section (c) and subsection (f), the state treasurer shall pay to the county
6 treasurer of each county an amount equal to 70% of such difference for
7 distribution as provided in subsection (d).

8 (3) On January 31, 2010, the secretary shall calculate for each county
9 an amount equal to the difference in total ad valorem taxes levied by the
10 county on telecommunications machinery and equipment and railroad
11 machinery and equipment for all taxing subdivisions within the county
12 imposing ad valorem taxes on telecommunications machinery and equip-
13 ment and railroad machinery and equipment for tax year 2005, and the
14 total of such ad valorem taxes levied for tax year 2009 not including any
15 such ad valorem taxes on telecommunications machinery and equipment
16 and railroad machinery and equipment that were abated or exempted
17 prior to July 1, 2006, and which such abatement or exemption expired
18 after July 1, 2006. On or before February 15, 2010, subject to the pro-
19 visions of subsection (c), the state treasurer shall pay to the county trea-
20 surer of each county an amount equal to 50% of such difference for
21 distribution as provided in subsection (d).

22 (4) On January 31, 2011, the secretary shall calculate for each county
23 an amount equal to the difference in total ad valorem taxes levied by the
24 county on telecommunications machinery and equipment and railroad
25 machinery and equipment for all taxing subdivisions within the county
26 imposing ad valorem taxes on telecommunications machinery and equip-
27 ment and railroad machinery and equipment for tax year 2005, and the
28 total of such ad valorem taxes levied for tax year 2010 not including any
29 such ad valorem taxes on telecommunications machinery and equipment
30 and railroad machinery and equipment that were abated or exempted
31 prior to July 1, 2006, and which such abatement or exemption expired
32 after July 1, 2006. On or before February 15, 2011, subject to the pro-
33 visions of subsection (c), the state treasurer shall pay to the county trea-
34 surer of each county an amount equal to 30% of such difference for
35 distribution as provided in subsection (d).

36 (5) On January 31, 2012, the secretary shall calculate for each county
37 an amount equal to the difference in total ad valorem taxes levied by the
38 county on telecommunications machinery and equipment and railroad
39 machinery and equipment for all taxing subdivisions within the county
40 imposing ad valorem taxes on telecommunications machinery and equip-
41 ment and railroad machinery and equipment for tax year 2005, and the
42 total of such ad valorem taxes levied for tax year 2011 not including any
43 such ad valorem taxes on telecommunications machinery and equipment

1 and railroad machinery and equipment that were abated or exempted
2 prior to July 1, 2006, and which such abatement or exemption expired
3 after July 1, 2006. On or before February 15, 2012, subject to the pro-
4 visions of subsection (c), the state treasurer shall pay to the county trea-
5 surer of each county an amount equal to 10% of such difference for
6 distribution as provided in subsection (d).

7 (6) There shall be no payments made pursuant to this section after the
8 payments made by the state treasurer on or before February 15, 2012,
9 and the provisions of this section shall expire at such time.

10 (c) If the amount calculated for the difference in subsections (b)(1)
11 through (b)(5) is negative, the amount calculated for such county for such
12 year shall be deemed to be zero and no amount shall be paid to the county
13 treasurer of such county as otherwise provided in subsection (b). Nothing
14 in this section shall be construed to require the county to make any pay-
15 ments to the state in such event that the amount calculated for the dif-
16 ference is negative for the county for such year.

17 (d) (1) On January 31 of each year specified in this section, the secretary
18 of revenue shall certify to the director of accounts and reports the aggre-
19 gate of all amounts determined for counties pursuant to subsection (b).
20 Upon receipt of such certification, the director of accounts and reports
21 shall transfer the amount certified from the state general fund to the
22 telecommunications and railroad machinery and equipment tax reduction
23 assistance fund, except that (A) the aggregate amount of moneys trans-
24 ferred from the state general fund to the telecommunications and railroad
25 machinery and equipment tax reduction assistance fund during the state
26 fiscal year ending June 30, 2009, pursuant to this section shall not exceed
27 the maximum amount determined pursuant to subsection (f), (B) an
28 amount equal to 50% of the maximum amount determined pursuant to
29 subsection (f) shall be transferred from the state general fund to the
30 telecommunications and railroad machinery and equipment tax reduction
31 assistance fund on March 2, 2009, ~~and~~ (C) no moneys shall be transferred
32 from the state general fund to the telecommunications and railroad ma-
33 chinery and equipment tax reduction assistance fund during the state
34 fiscal year ending June 30, 2010, pursuant to this section, (D) *for the fiscal*
35 *year ending June 30, 2011, the director of accounts and reports shall*
36 *transfer \$2,200,000 from the state general fund to the telecommunications*
37 *and railroad machinery and equipment tax reduction assistance fund on*
38 *January 31, 2011, for distribution pursuant to this section, and (E) no*
39 *moneys shall be transferred from the state general fund to the telecom-*
40 *munications and railroad machinery and equipment tax reduction assis-*
41 *tance fund during the state fiscal year ending June 30, 2012, pursuant to*
42 *this section.*

43 (2) The state treasurer shall apportion and distribute the moneys cred-

1 ited to the telecommunications and railroad machinery and equipment
2 tax reduction assistance fund to the county treasurers in accordance with
3 subsection (b). Upon receipt of each such amount, each county treasurer
4 shall apportion such amount among the ad valorem taxing subdivisions
5 imposing ad valorem taxes on telecommunications machinery and equip-
6 ment and railroad machinery and equipment in an amount equal to the
7 difference between the total ad valorem taxes on telecommunications
8 machinery and equipment and railroad machinery and equipment levied
9 by each such ad valorem taxing subdivision for the tax year 2005 and the
10 total ad valorem taxes on telecommunications machinery and equipment
11 and railroad machinery and equipment levied by each such ad valorem
12 taxing subdivision for the tax year of the apportionment, subject to the
13 percentage reduction set forth in subsection (b) for the tax year of the
14 apportionment of such moneys to that county. The county treasurer shall
15 pay such amounts to the taxing subdivisions at the same time or times as
16 their regular operating tax rate mill levy is paid to them.

17 (e) Before January 31 of 2007 through 2013, the secretary of revenue
18 shall make a detailed report of amounts calculated as required pursuant
19 to subsection (b) for each individual county and in aggregate for all the
20 counties for the current year along with any projections for future years,
21 amounts distributed to the counties pursuant to this section, the amount
22 of ad valorem taxes on telecommunications machinery and equipment
23 and railroad machinery and equipment not included in the total of ad
24 valorem taxes for each tax year due to the fact that the tax liability of such
25 machinery and equipment was abated or exempted prior to July 1, 2006,
26 and the abatement or exemption expired after July 1, 2006, for each in-
27 dividual county and in aggregate for all counties and all other relevant
28 information related to the provisions of this section, and shall present
29 such report before such date to the house committee on taxation of the
30 house of representatives and the senate committee on assessment and
31 taxation of the senate for consideration by the legislature in making any
32 appropriate adjustments to the provisions of this section.

33 (f) (1) The maximum amount that may be transferred during the fiscal
34 year ending June 30, 2009, from the state general fund to the telecom-
35 munications and railroad machinery and equipment tax reduction assis-
36 tance fund pursuant to this section shall be equal to (A) the amount equal
37 to 93.5% of the aggregate amount determined under subsection (b)(2)
38 plus the amount equal to 93.5% of the aggregate amount determined
39 under subsection (b)(2) of K.S.A. 2009 Supp. 79-2978, and amendments
40 thereto, multiplied by (B) the result obtained by dividing the amount
41 equal to 93.5% of the aggregate amount determined under subsection
42 (b)(2) by the aggregate of the amount equal to 93.5% of the aggregate
43 amount determined under subsection (b)(2) plus the amount equal to

1 93.5% of the aggregate amount determined under subsection (b)(2) of
 2 K.S.A. 2009 Supp. 79-2978, and amendments thereto.

3 (2) If a maximum amount is imposed under this subsection and the
 4 aggregate amount transferred from the state general fund to the telecom-
 5 munications and railroad machinery and equipment tax reduction assis-
 6 tance fund during state fiscal year 2009 pursuant to this section is re-
 7 duced, then the amount allocated to each county by the state treasurer
 8 under subsection (b)(2) shall be reduced proportionately with respect to
 9 aggregate reduction in the amount of such transfer from the state general
 10 fund to the telecommunications and railroad machinery and equipment
 11 tax reduction assistance fund during state fiscal year 2009.

12 Sec. 153. On July 1, 2010, K.S.A. 2009 Supp. 79-3425i is hereby
 13 amended to read as follows: 79-3425i. (a) On January 15 and July 15 of
 14 each year, the director of accounts and reports shall transfer a sum equal
 15 to the total taxes collected under the provisions of K.S.A. 79-6a04 and
 16 79-6a10, and amendments thereto, and credited to the state general fund
 17 during the six months next preceding the date of transfer, from the state
 18 general fund to the special city and county highway fund, created by
 19 K.S.A. 79-3425, and amendments thereto, except that: (1) Such transfers
 20 are subject to reduction under K.S.A. 75-6704, and amendments thereto;
 21 ~~and (2) the amount of moneys transferred from the state general fund to~~
 22 ~~the special city and county highway fund during state fiscal year 2009 on~~
 23 ~~each such date shall not exceed \$3,330,543.50; and (3) no moneys shall~~
 24 ~~be transferred from the state general fund to the special city and county~~
 25 ~~highway fund during state fiscal year 2010; and (4) notwithstanding the~~
 26 ~~provisions of K.S.A. 79-3425c and 79-3425i, and amendments thereto, or~~
 27 ~~any other statute, the aggregate amount of \$6,661,087 of the moneys~~
 28 ~~credited to the special city and county highway fund shall be paid on or~~
 29 ~~before April 14, 2009, by the state treasurer in accordance with the fol-~~
 30 ~~lowing to the following counties in the amounts specified respectively~~
 31 ~~therefor with the requirement that the moneys received by each such~~
 32 ~~county shall be deposited and administered in accordance with K.S.A. 79-~~
 33 ~~3425c, and amendments thereto, including any redistributions provided~~
 34 ~~for by that statute: Barton county, \$174,544.98; Butler county,~~
 35 ~~\$890,898.90; Chautauqua county, \$7,293.76; Clay county, \$15,533.75;~~
 36 ~~Comanche county, \$15,525.56; Cowley county, \$151,493.36; Douglas~~
 37 ~~county, \$1,152,561.96; Finney county, \$38,376.16; Geary county,~~
 38 ~~\$41,101.83; Grant county, \$11,827.23; Lane county, \$6,986.21; Leaven-~~
 39 ~~worth county, \$655,874.14; Ness county, \$13,000.51; Rice county,~~
 40 ~~\$9,780.91; Russell county, \$18,610.55; Shawnee county, \$3,299,659.69;~~
 41 ~~Sherman county, \$29,689.72; Stevens county, \$7,532.41; Trego county,~~
 42 ~~\$4,257.37; and Wyandotte county, \$116,537.47, which shall be for the~~
 43 ~~purpose of providing such counties, cities and other local governmental~~

1 ~~entities the amounts that were not paid as directed by statute during state~~
2 ~~fiscal years 2006, 2007 and 2008 state fiscal year 2011 or state fiscal year~~
3 ~~2012. All transfers under this section shall be considered to be demand~~
4 ~~transfers from the state general fund except that all such transfers during~~
5 ~~the fiscal years ending June 30, 2010, and June 30, 2011, shall be consid-~~
6 ~~ered to be revenue transfers from the state general fund. Any transfers~~
7 ~~of moneys from the state general fund to the special city and county~~
8 ~~highway fund during the state fiscal year ending June 30, 2009, pursuant~~
9 ~~to the provisions of K.S.A. 79-3425i, and amendments thereto, or any~~
10 ~~other statute, that have been made prior to the effective date of this act~~
11 ~~shall be reversed by the director of accounts and reports and reversing~~
12 ~~entries shall be entered upon the accounting records of the state treasurer~~
13 ~~therefor.~~

14 (b) During the state fiscal year ending June 30, 2010, on July 15, 2009,
15 and January 15, 2010, the director of accounts and reports shall transfer
16 \$2,515,916 from the state highway fund to the special city and county
17 highway fund, created by K.S.A. 79-3425, and amendments thereto.

18 Sec. 154. On July 1, 2010, K.S.A. 2009 Supp. 79-34,156 is hereby
19 amended to read as follows: 79-34,156. On April 1, 2007, the director of
20 accounts and reports shall transfer \$437,500 from the state economic
21 development initiatives fund to the Kansas qualified biodiesel fuel pro-
22 ducer incentive fund. If sufficient moneys are not available in the state
23 economic development initiatives fund for such transfer on April 1, 2007,
24 then the director of accounts and reports shall transfer on such date the
25 amount available in the state economic development initiatives fund in
26 accordance with this section and shall transfer on such date, or as soon
27 thereafter as moneys are available therefor, the amount equal to the in-
28 sufficiency from the state general fund to the Kansas qualified biodiesel
29 fuel producer incentive fund. On July 1, 2007, and quarterly thereafter,
30 the director of accounts and reports shall transfer \$875,000 from the state
31 economic development initiatives fund to the Kansas qualified biodiesel
32 fuel producer incentive fund, except: (a) That, *during the fiscal year end-*
33 *ing June 30, 2011*, on July 1, ~~2008 2010~~, October 1, ~~2008 2010~~, and
34 January 1, ~~2009 2011~~, and April 1, 2011, the director of accounts and
35 reports shall transfer ~~\$100,000~~ \$50,000 from the state economic devel-
36 opment initiatives fund to the Kansas qualified biodiesel fuel producer
37 incentive fund, and (b) that ~~on April 1, 2009~~, *if sufficient moneys are not*
38 *available in the state economic development initiatives fund for any such*
39 *transfer during the fiscal year ending June 30, 2011*, then the director of
40 accounts and reports shall transfer ~~\$74,000 from~~ *the amount available in*
41 *the state economic development initiatives fund to the Kansas qualified*
42 *biodiesel fuel producer incentive fund on the date specified in the fiscal*
43 *year ending June 30, 2011*. If sufficient moneys are not available in the

1 state economic development initiatives fund for such transfer on July 1,
2 ~~2007~~ 2011, and on the first day of any calendar quarter thereafter, in any
3 such fiscal year, then the director of accounts and reports shall transfer
4 on such date the amount available in the state economic development
5 initiatives fund in accordance with this section and shall transfer on such
6 date, or as soon thereafter as moneys are available therefor, the amount
7 equal to the insufficiency from the state general fund to the Kansas qual-
8 ified biodiesel fuel producer incentive fund; *except that no moneys shall*
9 *be transferred from the state general fund to the Kansas biodiesel fuel*
10 *producer fund during the fiscal year ending June 30, 2011.*

11 Sec. 155. On the effective date of this act, K.S.A. 2009 Supp. 79-34,171
12 is hereby amended to read as follows: 79-34,171. (a) On January 1, 2009,
13 and quarterly thereafter, the director of accounts and reports shall trans-
14 fer \$400,000 from the state general fund to the Kansas retail dealer in-
15 centive fund, *except that (1) no moneys shall be transferred pursuant to*
16 *this section from the state general fund to the Kansas retail dealer incen-*
17 *tive fund during the fiscal years ending June 30, 2010, or June 30, 2011,*
18 *or June 30, 2012, and (2) any transfers of moneys from the state general*
19 *fund to the Kansas retail dealer incentive fund during the state fiscal year*
20 *ending June 30, 2010, under this or any other statute that have been made*
21 *prior to the effective date of this act shall be reversed by the director of*
22 *accounts and reports and reversing entries shall be entered upon the ac-*
23 *counting records of the state treasurer therefor. On and after July 1, 2009,*
24 *the unobligated balance in the Kansas retail dealer incentive fund shall*
25 *not exceed \$1.5 million. If the unobligated balance of the fund exceeds*
26 *\$1.1 million at the time of a quarterly transfer, the transfer shall be limited*
27 *to the amount necessary for the fund to reach a total of \$1.5 million.*

28 (b) There is hereby created in the state treasury the Kansas retail dealer
29 incentive fund. All moneys in the Kansas retail dealer incentive fund shall
30 be expended by the secretary of the department of revenue for the pay-
31 ment of incentives to Kansas retail dealers who sell and dispense renew-
32 able fuels or biodiesel through a motor fuel pump in accordance with the
33 provisions of K.S.A. 2009 Supp. 79-34,170 through 79-34,175 and amend-
34 ments thereto.

35 (c) All moneys remaining in the Kansas retail dealer incentive fund
36 upon the expiration of K.S.A. 2009 Supp. 79-34,170 through 79-34,175,
37 and amendments thereto, shall be credited by the state treasurer to the
38 state general fund.

39 Sec. 156. On the effective date of this act, K.S.A. 2009 Supp. 79-4801
40 is hereby amended to read as follows: 79-4801. There is hereby created
41 the state gaming revenues fund in the state treasury. All moneys credited
42 to such fund shall be expended or transferred only for the purposes and
43 in the manner provided by this act and all expenditures from the state

1 gaming revenues fund shall be made in accordance with appropriation
2 acts. All moneys credited to such fund shall be allocated and credited
3 monthly to the funds and in the amounts specified by this act except that
4 the total of the amounts credited to such funds in any one fiscal year
5 pursuant to this act shall not exceed \$50,000,000, except that the total of
6 the amounts credited to such funds for fiscal years 2009 and 2010, pur-
7 suant to this act shall not exceed \$48,059,846. All amounts credited to
8 such fund in any one fiscal year which are in excess of \$50,000,000 shall
9 be transferred and credited to the state general fund on July 15, 1996,
10 and June 25, 1997, and each year thereafter on June 25, except that: (a)
11 All amounts credited to the state gaming revenues fund in fiscal year 2009
12 which are in excess of \$48,059,846 shall be transferred and credited to
13 the state general fund on July 15, 2009, and shall be recorded and ac-
14 counted for as receipts to the state general fund for fiscal year 2009; (b)
15 all amounts credited to the state gaming revenues fund in fiscal year 2010
16 which are in excess of \$48,059,846 shall be transferred and credited to
17 the state general fund on ~~July 15~~ June 25, 2010, and shall be recorded
18 and accounted for as receipts to the state general fund for fiscal year
19 2010; and (c) all amounts credited to the state gaming revenues fund in
20 fiscal year 2011 which are in excess of \$50,000,000 shall be transferred
21 and credited to the state general fund on ~~July 15~~ June 25, 2011, and shall
22 be recorded and accounted for as receipts to the state general fund for
23 fiscal year 2011.

24 Sec. 157. On July 1, 2010, K.S.A. 2009 Supp. 82a-953a is hereby
25 amended to read as follows: 82a-953a. During each fiscal year, the direc-
26 tor of accounts and reports shall transfer \$6,000,000 from the state gen-
27 eral fund to the state water plan fund created by K.S.A. 82a-951, and
28 amendments thereto, one-half of such amount to be transferred on July
29 15 and one-half to be transferred on January 15, except that (1) such
30 transfers during each fiscal year commencing after June 30, 2008, are
31 subject to reduction under K.S.A. 75-6704, and amendments thereto, (2)
32 the total amount of moneys transferred from the state general fund to
33 the state water plan fund during the fiscal year ending June 30, 2009,
34 shall not exceed \$2,000,000, ~~and~~ (3) the total amount of moneys trans-
35 ferred from the state general fund to the state water plan fund during
36 the fiscal year ending June 30, 2010, shall not exceed \$3,295,432, *and* (4)
37 *the total amount of moneys transferred from the state general fund to the*
38 *state water plan fund during the fiscal year ending June 30, 2011, shall*
39 *not exceed \$1,348,245.* On the effective date of this act, the director of
40 accounts and reports shall transfer the amount in excess of \$2,000,000
41 which was transferred from the state general fund to the state water plan
42 fund prior to the effective date of this act during the fiscal year ending
43 June 30, 2009, as certified by the director of the budget to the director

1 of accounts and reports to the state general fund. All transfers under this
2 section shall be considered to be demand transfers from the state general
3 fund, except that all such transfers during the fiscal years ending June 30,
4 ~~2008 2010~~, and June 30, ~~2009 2011~~, shall be considered revenue transfers
5 from the state general fund.

6 Sec. 158. On the effective date of this act, K.S.A. 2009 Supp. 2-223,
7 79-34,171 and 79-4801 are hereby repealed.

8 Sec. 159. On July 1, 2010, K.S.A. 2009 Supp. 12-5256, 40-3403, 55-
9 193, 72-8814, 75-2319, 75-6702, 76-775, 76-783, 76-7,107, 79-2959, 79-
10 2964, 79-2978, 79-2979, 79-3425i, 79-34,156 and 82a-953a are hereby
11 repealed.

12 Sec. 160. (a) On July 1, 2010, of the amount of each appropriation or
13 reappropriation for a state agency for the fiscal year ending June 30, 2011,
14 made by this act or any other appropriation act of the legislature, from
15 the state general fund, the sum equal to 1.0% of the FY 2011 amount
16 included in the governor's budget report, which is not exempt, is hereby
17 lapsed. The following are exempt from and shall not be reduced by such
18 lapsing provision: (1) Any item of appropriation or reappropriation from
19 the state general fund for fiscal year 2011 for debt service for payments
20 pursuant to contractual bond obligations, (2) any item of appropriation
21 or reappropriation from the state general fund for fiscal year 2011 for the
22 department of education, (3) any item of appropriation or reappropriation
23 from the state general fund for fiscal year 2011 for the state board of
24 regents or for any state educational institution under the control and
25 supervision of the state board of regents, (4) any item of appropriation or
26 reappropriation from the state general fund for fiscal year 2011 for the
27 department of corrections, (5) any item of appropriation or reappropriation
28 from the state general fund for fiscal year 2011 juvenile justice author-
29 ity, (6) any item of appropriation or reappropriation from the state
30 general fund for fiscal year 2011 for the department of social and reha-
31 bilitation services, Kansas health policy authority, juvenile justice author-
32 ity or the department on aging which are required to meet caseload ob-
33 ligations under the state medicaid plan including nursing facilities,
34 purchase of service, general medical, targeted case management, mental
35 health, community supports and services, or addiction and prevention
36 services or for the department of social and rehabilitation services to meet
37 caseload obligations for nursing facilities for mental health, general assis-
38 tance, temporary assistance for families, foster care and reintegration
39 services contracts or adoption services contracts, as certified by the di-
40 rector of the budget to the director of accounts and reports for the pur-
41 poses of this clause (6): *Provided*, That, at the same time that such cer-
42 tification is made by the director of the budget to the director of accounts
43 and reports under this clause (6), the director of the budget shall deliver

1 a copy of such certification to the director of legislative research.

2 Sec. 161. (a) (1) On and after July 1, 2010, notwithstanding the pro-
3 visions of K.S.A. 74- 4920, and amendments thereto, or any other statute,
4 during fiscal year 2011, no state agency shall pay to the Kansas public
5 employees retirement system any amounts attributable to the difference
6 between the employer contribution rates certified for (A) the state of
7 Kansas or for the participating employers under K.S.A. 74-4931, and
8 amendments thereto, pursuant to subsection (5)(b)(ii) of K.S.A. 74-4920,
9 and amendments thereto, for the fiscal year ending June 30, 2010, and
10 (B) the employer contribution rates for state of Kansas or for the partic-
11 ipating employers under K.S.A. 74- 4931, and amendments thereto, pur-
12 suant to subsection (5)(b)(ii) of K.S.A. 74-4920, and amendments thereto,
13 for the fiscal year ending June 30, 2011: *Provided further*, That, during
14 fiscal year 2011, each state agency shall pay to the Kansas public em-
15 ployees retirement system amounts attributable to the employer contri-
16 bution rates certified for the state of Kansas or for the participating em-
17 ployers under K.S.A. 74-4931, and amendments thereto, pursuant to
18 subsection (5)(b)(ii) of K.S.A. 74-4920, and amendments thereto, for the
19 fiscal year ending June 30, 2010.

20 (2) On July 1, 2010, the amount in each account of the state general
21 fund of each state agency that is appropriated for the fiscal year ending
22 June 30, 2011, by chapter 2, chapter 124 or chapter 144 of the 2009
23 Session Laws of Kansas, by 2010 Senate Substitute for House Bill No.
24 2222, or by this or other appropriation act of the 2010 regular session of
25 the legislature, and that is budgeted for payment to the Kansas public
26 employees retirement system and that is attributable to the difference
27 between the employer contribution rates certified for (A) the state of
28 Kansas or for the participating employers under K.S.A. 74-4931, and
29 amendments thereto, pursuant to subsection (5)(b)(ii) of K.S.A. 74-4920,
30 and amendments thereto, for the fiscal year ending June 30, 2010, and
31 (B) the employer contribution rates for state of Kansas or for the partic-
32 ipating employers under K.S.A. 74-4931, and amendments thereto, pur-
33 suant to subsection (5)(b)(ii) of K.S.A. 74-4920, and amendments thereto,
34 for the fiscal year ending June 30, 2011, as certified by the director of
35 the budget to the director of accounts and reports for fiscal year 2011, is
36 hereby lapsed from each such account of the state general fund.

37 (3) On July 1, 2010, the expenditure limitation established for the fiscal
38 year ending June 30, 2011, provided by chapter 2, chapter 124 or chapter
39 144 of the 2009 Session Laws of Kansas, by 2010 Senate Substitute for
40 House Bill No. 2222, by this or other appropriation act of the 2010 regular
41 session of the legislature, or by the state finance council on each special
42 revenue fund, or account thereof, in the state treasury is hereby decreased
43 for fiscal year 2011 by the amount equal to the amount that is budgeted

1 for payment to the Kansas public employees retirement system and that
2 is attributable to the difference between the employer contribution rates
3 certified for (A) the state of Kansas or for the participating employers
4 under K.S.A. 74-4931, and amendments thereto, pursuant to subsection
5 (5)(b)(ii) of K.S.A. 74-4920, and amendments thereto, for the fiscal year
6 ending June 30, 2010, and (B) the employer contribution rates for state
7 of Kansas or for the participating employers under K.S.A. 74-4931, and
8 amendments thereto, pursuant to subsection (5)(b)(ii) of K.S.A. 74-4920,
9 and amendments thereto, for the fiscal year ending June 30, 2011, as
10 certified by the director of the budget to the director of accounts and
11 reports for fiscal year 2011, from such special revenue fund, or account
12 thereof.

13 Sec. 162. (a) (1) On and after the effective date of this act, notwith-
14 standing the provisions of K.S.A. 74-4927, and amendments thereto, or
15 any other statute, no state agency shall pay to the Kansas public employees
16 retirement system any amounts to the group insurance reserve fund at-
17 tributable to the months of April, May and June, 2010, that constitute
18 such state agency's portion of the state's contribution to the group insur-
19 ance reserve fund under K.S.A. 74-4927, and amendments thereto.

20 (2) On the effective date of this act, the amount in each account of the
21 state general fund of each state agency that is appropriated for the fiscal
22 year ending June 30, 2009, by chapter 2, chapter 124 or chapter 144 of
23 the 2009 Session Laws of Kansas, by 2010 Senate Substitute for House
24 Bill No. 2222, or by this or other appropriation act of the 2010 regular
25 session of the legislature, and that is budgeted for payment to the Kansas
26 public employees retirement system as a contribution for April, May and
27 June, 2010, to the group insurance reserve fund under K.S.A. 74-4927,
28 and amendments thereto, as certified by the director of the budget to the
29 director of accounts and reports for fiscal year 2010, is hereby lapsed
30 from each such account.

31 (3) On the effective date of this act, the expenditure limitation estab-
32 lished for the fiscal year ending June 30, 2010, provided by chapter 2,
33 chapter 124 or chapter 144 of the 2009 Session Laws of Kansas, by 2010
34 Senate Substitute for House Bill No. 2222, by this or other appropriation
35 act of the 2010 regular session of the legislature, or by the state finance
36 council on each special revenue fund in the state treasury is hereby de-
37 creased for fiscal year 2011 by the amount equal to the amount that is
38 budgeted for payment to the Kansas public employees retirement system
39 as a contribution for April, May and June, 2010, to the group insurance
40 reserve fund under K.S.A. 74-4927, and amendments thereto, as certified
41 by the director of the budget to the director of accounts and reports for
42 fiscal year 2010, from such special revenue fund, or account thereof.

43 (b) (1) On and after July 1, 2010, notwithstanding the provisions of

1 K.S.A. 74-4927, and amendments thereto, or any other statute, no state
2 agency shall pay to the Kansas public employees retirement system any
3 amounts to the group insurance reserve fund attributable to the months
4 of April, May and June, 2011, that constitute such state agency's portion
5 of the state's contribution to the group insurance reserve fund under
6 K.S.A. 74-4927, and amendments thereto.

7 (2) On July 1, 2010, the amount in each account of the state general
8 fund of each state agency that is appropriated for the fiscal year ending
9 June 30, 2011, by chapter 2, chapter 124 or chapter 144 of the 2009
10 Session Laws of Kansas, by 2010 Senate Substitute for House Bill No.
11 2222, or by this or other appropriation act of the 2010 regular session of
12 the legislature, and that is budgeted for payment to the Kansas public
13 employees retirement system as a contribution for April, May and June,
14 2011, to the group insurance reserve fund under K.S.A. 74-4927, and
15 amendments thereto, as certified by the director of the budget to the
16 director of accounts and reports for fiscal year 2011, is hereby lapsed
17 from each such account.

18 (3) On July 1, 2010, the expenditure limitation established for the fiscal
19 year ending June 30, 2011, provided by chapter 2, chapter 124 or chapter
20 144 of the 2009 Session Laws of Kansas, by 2010 Senate Substitute for
21 House Bill No. 2222, by this or other appropriation act of the 2010 regular
22 session of the legislature, or by the state finance council on each special
23 revenue fund in the state treasury is hereby decreased for fiscal year 2011
24 by the amount equal to the amount that is budgeted for payment to the
25 Kansas public employees retirement system as a contribution for April,
26 May and June, 2011, to the group insurance reserve fund under K.S.A.
27 74-4927, and amendments thereto, as certified by the director of the
28 budget to the director of accounts and reports for fiscal year 2011, from
29 such special revenue fund, or account thereof.

30 Sec. 163. (a) On July 25, 2010, and on or before the 25th of each month
31 thereafter through June 25th, 2011, of the amount appropriated or reap-
32 propriated for the fiscal year ending June 30, 2011, in each account of
33 the state general fund of each state agency, as authorized and provided
34 by chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws of
35 Kansas or by this or other appropriation act of the 2010 regular session
36 of the legislature, that is budgeted for utility costs for a state agency for
37 the fiscal year ending June 30, 2011, the amount equal to 5% of the
38 amount so determined is hereby lapsed: *Provided*, That the aggregate
39 amount lapsed from all such accounts of the state general fund shall not
40 exceed \$1,400,000.

41 Sec. 164. In addition to the other purposes for which expenditures may
42 be made by the department of revenue from the moneys appropriated
43 from the state general fund or from any special revenue fund or funds

1 for fiscal year 2011, as authorized by chapter 2, chapter 124 or chapter
2 144 of the 2009 Session Laws of Kansas, by 2010 Senate Substitute for
3 House Bill No. 2222, or by this or other appropriation act of the 2010
4 regular session of the legislature, expenditures shall be made by the de-
5 partment of revenue from moneys appropriated from the state general
6 fund or from any special revenue fund or funds for fiscal year 2011 for
7 operating expenditures relating to amnesty from assessment or payment
8 of penalties and interest with respect to certain taxes in accordance with
9 the following:

10 (a) (1) Notwithstanding the provisions of any other law to the contrary,
11 with respect to the following taxes administered by the department of
12 revenue, an amnesty from the assessment or payment of all penalties and
13 interest with respect to unpaid taxes or taxes due and owing shall apply
14 upon compliance with the provisions of this section and if such tax liability
15 is paid in full within the amnesty period, from September 1, 2010, to
16 December 31, 2010: (A) Privilege tax under K.S.A. 79-1106 et seq., and
17 amendments thereto; (B) taxes under the Kansas estate tax act, K.S.A.
18 2009 Supp. 79-15,100 et seq., and amendments thereto; (C) taxes under
19 the Kansas income tax act, K.S.A. 79-3201 et seq., and amendments
20 thereto; (D) taxes under the Kansas withholding and declaration of esti-
21 mated tax act, K.S.A. 79-3294 et seq., and amendments thereto; (E) taxes
22 under the Kansas cigarette and tobacco products act, K.S.A. 79-3301 et
23 seq., and amendments thereto; (F) taxes under the Kansas retailers' sales
24 tax act, K.S.A. 79-3601 et seq., and amendments thereto and the Kansas
25 compensating tax act, K.S.A. 79-3701 et seq., and amendments thereto;
26 (G) local sales and use taxes under K.S.A. 12-187 et seq., and amendments
27 thereto; (H) liquor enforcement tax under K.S.A. 79-4101 et seq., and
28 amendments thereto; (I) liquor drink tax under K.S.A. 79-41a01 et seq.,
29 and amendments thereto; and (J) mineral severance tax under K.S.A. 79-
30 4216 et seq., and amendments thereto.

31 (2) Except for the Kansas privilege tax and individual and corporate
32 income tax, amnesty shall apply only to tax liabilities due and unpaid for
33 tax periods ending on or before December 31, 2009. For the Kansas
34 privilege tax and individual and corporate income tax, amnesty shall apply
35 only to tax liabilities due and unpaid for tax periods ending on or before
36 December 31, 2008. For the eligible taxes and tax periods, amnesty shall
37 apply to the under-reporting of such tax liabilities, the nonpayment of
38 such taxes and the nonreporting of such tax liabilities.

39 (3) Amnesty shall not apply to any matter or matters for which, on or
40 after September 1, 2010, any one of the following circumstances exist:
41 (A) The taxpayer has received notice of the commencement of an audit;
42 (B) an audit is in progress; (C) the taxpayer has received notice of an
43 assessment pursuant to K.S.A. 79-2971 or 79-3643, and amendments

1 thereto; (D) as a result of an audit, the taxpayer has received notice of a
2 proposed or estimated assessment or notice of an assessment; (E) the
3 time to administratively appeal an issued assessment has not yet expired;
4 or (F) an assessment resulting from an audit, or any portion of such as-
5 sessment, is pending in the administrative appeals process before the
6 secretary or secretary's designee pursuant to K.S.A. 79-3226 or 79-3610,
7 and amendments thereto, or the state court of tax appeals, or is pending
8 in the judicial review process before any state or federal district or ap-
9 pellate court. Amnesty shall not apply to any matter that is the subject of
10 an assessment, or any portion of an assessment, which has been affirmed
11 by a reviewing state or federal district or appellate court. Amnesty shall
12 not apply to any party to any criminal investigation or to any civil or
13 criminal litigation that is pending in any court of the United States or this
14 state for nonpayment, delinquency or fraud in relation to any tax imposed
15 by the state of Kansas.

16 (b) Upon written application by the taxpayer, on forms prescribed by
17 the secretary of revenue, and upon compliance with the provisions of this
18 section, the department of revenue shall not seek to collect any penalty
19 or interest which may be applicable with respect to taxes eligible for
20 amnesty.

21 (c) Amnesty for penalties and interest shall be granted only to those
22 eligible taxpayers who, within the amnesty period of September 1, 2010,
23 to December 31, 2010, and in accordance with rules and regulations es-
24 tablished by the secretary of revenue, have properly filed a tax return for
25 each taxable period for which amnesty is requested, paid the entire bal-
26 ance of tax due and obtained approval of such amnesty by the department
27 of revenue.

28 (d) If a taxpayer elects to participate in the amnesty program estab-
29 lished pursuant to this section as evidenced by full payment of the tax
30 due as established by the secretary of revenue, that election shall consti-
31 tute an express and absolute relinquishment of all administrative and ju-
32 dicial rights of appeal with respect to such tax liability. No tax payment
33 received pursuant to this section shall be eligible for refund or credit. No
34 payment of penalties or interest made prior to September 1, 2010, shall
35 be eligible for amnesty.

36 (e) For tax returns for which amnesty has been requested, nothing in
37 this section shall be interpreted to prohibit the department from adjusting
38 such tax return as a result of a federal, department or other state agency
39 audit.

40 (f) Fraud or intentional misrepresentation of a material fact in connec-
41 tion with an application for amnesty shall void such application and any
42 waiver of penalties and interest from amnesty.

43 (g) The department may issue administrative guidelines as are neces-

1 sary to administer the provisions of this section.

2 Sec. 165. (a) No expenditures shall be made from any moneys appro-
3 priated for the fiscal year ending June 30, 2011, from the state general
4 fund or any special revenue fund by chapter 2, chapter 124 or chapter
5 144 of the 2009 Session Laws of Kansas, by 2010 Senate Substitute for
6 House Bill No. 2222, or by this or other appropriation act of the 2010
7 regular session of the legislature, by any state agency for any out-of-state
8 travel for any state employee for the fiscal year ending June 30, 2011,
9 unless specifically authorized by the governor or the secretary of admin-
10 istration for any state agency within the executive branch, by the chief
11 justice for any agency within the judicial branch, or by the president of
12 the senate or the speaker of the house of representatives for any agency
13 within the legislative branch: *Provided*, That the amount equal to the
14 aggregate of any savings from this section from each account of the state
15 general fund of each state agency for the year ending June 30, 2011, as
16 determined and certified by the director of the budget to the director of
17 accounts and reports, is hereby lapsed: *Provided further*, That the aggre-
18 gate amount lapsed from all such accounts of the state general fund for
19 fiscal year 2011 by this subsection shall not exceed \$500,000: *And pro-*
20 *vided further*, That, at the same time that each certification is made by
21 the director of the budget to the director of accounts and reports under
22 this subsection, the director of the budget shall deliver a copy of such
23 certification to the director of legislative research.

24 (b) In addition to the other purposes for which expenditures may be
25 made by the department of administration from the moneys appropriated
26 from the state general fund or from any special revenue fund or funds
27 for fiscal year 2011, as authorized by chapter 2, chapter 124 or chapter
28 144 of the 2009 Session Laws of Kansas, by 2010 Senate Substitute for
29 House Bill No. 2222, or by this or other appropriation act of the 2010
30 regular session of the legislature, expenditures shall be made by the de-
31 partment of administration from moneys appropriated from the state gen-
32 eral fund or from any special revenue fund or funds for fiscal year 2011
33 for operating expenditures to determine the amount of savings for fiscal
34 year 2011 from the amounts contained in the authorized budgets for state
35 agencies attributable to travel rewards, including hotel or motel award
36 points, airline frequent flyer miles, and any other promotional discounts
37 received for travel by state employees: *Provided*, That the amount equal
38 to the aggregate of any savings from this section in each account of the
39 state general fund of each state agency for the year ending June 30, 2011,
40 as determined and certified by the director of the budget to the director
41 of accounts and reports, is hereby lapsed: *Provided further*, That the
42 aggregate amount lapsed from all such accounts of the state general fund
43 for fiscal year 2011 by this subsection shall not exceed \$300,000: *And*

1 *provided further*, That, at the same time that each certification is made
2 by the director of the budget to the director of accounts and reports under
3 this subsection, the director of the budget shall deliver a copy of such
4 certification to the director of legislative research.

5 Sec. 166. (a) No expenditures shall be made from any moneys appro-
6 priated for the fiscal year ending June 30, 2011, from the state general
7 fund or any special revenue fund by chapter 2, chapter 124 or chapter
8 144 of the 2009 Session Laws of Kansas, by 2010 Senate Substitute for
9 House Bill No. 2222, or by this or other appropriation act of the 2010
10 regular session of the legislature, by any state agency for any overtime
11 pay for salaries and wages for any state employee for the fiscal year ending
12 June 30, 2011, unless specifically authorized by the governor or the sec-
13 retary of administration for any state agency within the executive branch,
14 by the chief justice for any agency within the judicial branch, or by the
15 president of the senate or the speaker of the house of representatives for
16 any agency within the legislative branch: *Provided*, That the amount equal
17 to the aggregate of any savings from this section in each account of the
18 state general fund of each state agency for the year ending June 30, 2011,
19 as determined and certified by the director of the budget to the director
20 of accounts and reports, is hereby lapsed: *Provided further*, That the
21 aggregate amount lapsed from all such accounts of the state general fund
22 for fiscal year 2011 by this subsection shall not exceed \$200,000: *And*
23 *provided further*, That, at the same time that each certification is made
24 by the director of the budget to the director of accounts and reports under
25 this subsection, the director of the budget shall deliver a copy of such
26 certification to the director of legislative research.

27 Sec. 167. (a) On July 1, 2010, of the amount appropriated or reappro-
28 priated for the fiscal year ending June 30, 2011, in each account of the
29 state general fund of each state agency, as authorized and provided by
30 chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws of Kansas
31 or by this or other appropriation act of the 2010 regular session of the
32 legislature, that is budgeted for salaries and wages, including per diem
33 compensation, and any associated employer contributions other than em-
34 ployer payments for participants under the state health care benefits pro-
35 gram pursuant to K.S.A. 75-6508, and amendments thereto, for state em-
36 ployees, as defined by this section, for each payroll period chargeable to
37 fiscal year 2011, as determined by the director of the budget after con-
38 sultation with the director of legislative research and upon certification
39 to the director of accounts and reports, the amount equal to 5% of the
40 amount so determined is hereby lapsed.

41 (b) On July 1, 2010, notwithstanding the provisions of K.S.A. 2-1904,
42 17-2233, 20-155, 20-318, 20-3122, 20-3124, 25-4119a, 32-801, 40-102,
43 40-110, 44-1003, 46-137a, 46-137b, 46-1102, 46-1210, 46-1211, 46-1212a,

1 48-203, 72-7602, 74-560, 74-601, 74-630, 74-2434, 74-2613, 74-3203a,
2 74-4908, 74-5002a, 74-8005, 74-8105, 74-8703, 75-412, 75-622, 75-711,
3 75-2535, 75-2701, 75-2935b, 75-3101, 75-3102, 75-3103, 75-3104, 75-
4 3108, 75-3110, 75-3111, 75-3120f, 75-3120g, 75-3120h, 75-3120j, 75-
5 3122, 75-3123, 75-3124, 75-3125, 75-3126, 75-3135, 75-3136, 75-3137,
6 75-3141, 75-3148, 75-3149, 75-3150, 75-3212, 75-3223, 75-3702a, 75-
7 5001, 75-5101, 75-5203, 75-5301, 75-5601, 75-5701, 75-5702, 75-5708,
8 75-5903, 75-6301, 75-7001, 76-714 and 76-715 and K.S.A. 2009 Supp. 75-
9 3135a, 75-7206, 75-7207, 75-7402 and 75-7427, and amendments thereto,
10 or any other statute, the rate of compensation for each state employee is
11 hereby reduced by 5% for the period commencing on the first day of the
12 first payroll period chargeable to fiscal year 2011 and for each payroll
13 period thereafter chargeable to fiscal year 2011: *Provided*, That the sec-
14 retary of administration is hereby authorized and directed to implement
15 and administer the provisions of this section to provide for such reduc-
16 tions: *Provided further*, That the secretary of administration shall ensure
17 that such reductions to the rate of compensation of the state employees
18 subject to the provisions of this section for the fiscal year 2011 have been
19 implemented: *And provided further*, That the secretary of administration
20 is hereby authorized to reduce any such rate of compensation to imple-
21 ment the provisions of this section: *And provided further*, That no such
22 reduction prescribed by this subsection shall apply to payroll periods com-
23 mencing on or after June 12, 2011.

24 (c) On July 1, 2010, the expenditure limitation established for the fiscal
25 year ending June 30, 2011, provided by chapter 2, chapter 124 or chapter
26 144 of the 2009 Session Laws of Kansas or by this or other appropriation
27 act of the 2010 regular session of the legislature, or by the state finance
28 council on each special revenue fund in the state treasury is hereby de-
29 creased for fiscal year 2011 by the amount equal to 5% of the amount
30 that is budgeted for salaries and wages, including per diem compensation,
31 and any associated employer contributions other than employer payments
32 for participants under the state health care benefits program pursuant to
33 K.S.A. 75-6508, and amendments thereto, for state employees, as defined
34 by this section, for each payroll period chargeable to fiscal year 2011 for
35 such special revenue fund, as determined by the director of the budget,
36 after consultation with the director of legislative research, and certified
37 to the director of accounts and reports.

38 (d) As used in this section, (1) "state agency" has the meaning ascribed
39 thereto by K.S.A. 75-3701, and amendments thereto, and includes the
40 governor's department, lieutenant governor, attorney general, secretary
41 of state, state treasurer, commissioner of insurance, each agency of the
42 executive branch, the legislature and each agency of the legislative branch,
43 the judicial branch and each agency of the judicial branch;

1 (2) “state officer” means (A) the governor, lieutenant governor, attor-
2 ney general, secretary of state, state treasurer, commissioner of insurance,
3 each secretary of a department or other chief executive officer of a de-
4 partment of the executive branch, each member of a board, commission,
5 council or authority of the executive branch, (B) each member of the
6 legislature, each legislative officer specified in K.S.A. 46-137b, and
7 amendments thereto, each member of the staff of each legislative officer
8 specified in K.S.A. 46-137b, and amendments thereto, (C) each justice of
9 the supreme court, each judge of the court of appeals, each district judge,
10 each district magistrate judge, and (D) each other state officer in the
11 executive branch, legislative branch or judicial branch of state government
12 whose position is specified by statute or is otherwise determined to be a
13 salaried officer of the state as that phrase is used in section 15 of article
14 1 or section 13 of article 3 of the Constitution of the State of Kansas, and
15 in any case “state officer” includes all salaried officers of the state as that
16 phrase is used in section 15 of article 1 or section 13 of article 3 of the
17 Constitution of the State of Kansas; and

18 (3) “compensation” means any salary or per diem compensation pro-
19 vided by law for a state officer.

20 (4) “state employee” means each employee of a state agency who is in
21 the classified or unclassified service under the Kansas civil service act,
22 who is not a state officer, and who is not (A) an employee of the state
23 board of regents or of any state educational institution under the control
24 and supervision of the state board of regents, excluding state officers, or
25 (B) any employee that provides essential services, such as highway patrol
26 troopers, adult and juvenile correctional officers, state hospital direct care
27 workers, long-term care direct care workers, and power plant operators,
28 as determined by the director of the budget, excluding state officers, after
29 consultation with the director of legislative research and upon certifica-
30 tion by the director of the budget to the director of accounts and reports.

31 Sec. 168. (a) On July 1, 2010, of the amount appropriated or reappro-
32 priated for the fiscal year ending June 30, 2011, in each account of the
33 state general fund of each state agency, as authorized and provided by
34 chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws of Kansas
35 or by this or other appropriation act of the 2010 regular session of the
36 legislature, that is budgeted for salaries and wages, including per diem
37 compensation, and any associated employer contributions other than em-
38 ployer payments for participants under the state health care benefits pro-
39 gram pursuant to K.S.A. 75-6508, and amendments thereto, for state of-
40 ficers, as defined by this section, for each payroll period chargeable to
41 fiscal year 2011, as determined by the director of the budget after con-
42 sultation with the director of legislative research and upon certification
43 to the director of accounts and reports, the amount equal to 5% of the

1 amount so determined is hereby lapsed.

2 (b) On July 1, 2010, notwithstanding the provisions of K.S.A. 2-1904,
3 17-2233, 20-155, 20-318, 20-3122, 20-3124, 25-4119a, 32-801, 40-102,
4 40-110, 44-1003, 46-137a, 46-137b, 46-1102, 46-1210, 46-1211, 46-1212a,
5 48-203, 72-7602, 74-560, 74-601, 74-630, 74-2434, 74-2613, 74-3203a,
6 74-4908, 74-5002a, 74-8005, 74-8105, 74-8703, 75-412, 75-622, 75-711,
7 75-2535, 75-2701, 75-2935b, 75-3101, 75-3102, 75-3103, 75-3104, 75-
8 3108, 75-3110, 75-3111, 75-3120f, 75-3120g, 75-3120h, 75-3120j, 75-
9 3122, 75-3123, 75-3124, 75-3125, 75-3126, 75-3135, 75-3136, 75-3137,
10 75-3141, 75-3148, 75-3149, 75-3150, 75-3212, 75-3223, 75-3702a, 75-
11 5001, 75-5101, 75-5203, 75-5301, 75-5601, 75-5701, 75-5702, 75-5708,
12 75-5903, 75-6301, 75-7001, 76-714 and 76-715 and K.S.A. 2009 Supp. 75-
13 3135a, 75-7206, 75-7207, 75-7402 and 75-7427, and amendments thereto,
14 or any other statute, the rate of compensation for each state officer is
15 hereby reduced by 5% for the period commencing on the first day of the
16 first payroll period chargeable to fiscal year 2011 and for each payroll
17 period thereafter chargeable to fiscal year 2011: *Provided*, That the sec-
18 retary of administration is hereby authorized and directed to implement
19 and administer the provisions of this section to provide for such reduc-
20 tions: *Provided further*, That the secretary of administration shall ensure
21 that such reductions to the rate of compensation of the state officers
22 subject to the provisions of this section for the fiscal year 2011 have been
23 implemented: *And provided further*, That the secretary of administration
24 is hereby authorized to reduce any such rate of compensation to imple-
25 ment the provisions of this section: *And provided further*, That no such
26 reduction prescribed by this subsection shall apply to payroll periods com-
27 mencing on or after June 12, 2011.

28 (c) On July 1, 2010, the expenditure limitation established for the fiscal
29 year ending June 30, 2011, provided by chapter 2, chapter 124 or chapter
30 144 of the 2009 Session Laws of Kansas or by this or other appropriation
31 act of the 2010 regular session of the legislature, or by the state finance
32 council on each special revenue fund in the state treasury is hereby de-
33 creased for fiscal year 2011 by the amount equal to 5% of the amount
34 that is budgeted for salaries and wages, including per diem compensation,
35 and any associated employer contributions other than employer payments
36 for participants under the state health care benefits program pursuant to
37 K.S.A. 75-6508, and amendments thereto, for state officers, as defined
38 by this section, for each payroll period chargeable to fiscal year 2011 for
39 such special revenue fund, as determined by the director of the budget,
40 after consultation with the director of legislative research, and certified
41 to the director of accounts and reports.

42 (d) As used in this section, (1) "state agency" has the meaning ascribed
43 thereto by K.S.A. 75-3701, and amendments thereto, and includes the

1 governor's department, lieutenant governor, attorney general, secretary
2 of state, state treasurer, commissioner of insurance, each agency of the
3 executive branch, the legislature and each agency of the legislative branch,
4 the judicial branch and each agency of the judicial branch;

5 (2) "state officer" means (A) the governor, lieutenant governor, attor-
6 ney general, secretary of state, state treasurer, commissioner of insurance,
7 each secretary of a department or other chief executive officer of a de-
8 partment of the executive branch, each member of a board, commission,
9 council or authority of the executive branch, (B) each member of the
10 legislature, each legislative officer specified in K.S.A. 46-137b, and
11 amendments thereto, each member of the staff of each legislative officer
12 specified in K.S.A. 46-137b, and amendments thereto, (C) each justice of
13 the supreme court, each judge of the court of appeals, each district judge,
14 each district magistrate judge, and (D) each other state officer in the
15 executive branch, legislative branch or judicial branch of state government
16 whose position is specified by statute or is otherwise determined to be a
17 salaried officer of the state as that phrase is used in section 15 of article
18 1 or section 13 of article 3 of the Constitution of the State of Kansas, and
19 in any case "state officer" includes all salaried officers of the state as that
20 phrase is used in section 15 of article 1 or section 13 of article 3 of the
21 Constitution of the State of Kansas; and

22 (3) "compensation" means any salary or per diem compensation pro-
23 vided by law for a state officer.

24 Sec. 169. (a) No expenditures shall be made from any moneys appro-
25 priated for the fiscal year ending June 30, 2011, from the state general
26 fund or any special revenue fund by chapter 2, chapter 124 or chapter
27 144 of the 2009 Session Laws of Kansas, by 2010 Senate Substitute for
28 House Bill No. 2222, or by this or other appropriation act of the 2010
29 regular session of the legislature, by any state agency to hire any individual
30 as a state employee during fiscal year 2011, notwithstanding the provisions
31 of any other statute, unless specifically authorized by the governor or the
32 secretary of administration for any state agency within the executive
33 branch, by the chief justice for any agency within the judicial branch, or
34 by the president of the senate or the speaker of the house of represen-
35 tatives for any agency within the legislative branch.

36 (b) In addition to the other purposes for which expenditures may be
37 made by the department of administration from the moneys appropriated
38 from the state general fund or from any special revenue fund or funds
39 for fiscal year 2011, as authorized by chapter 2, chapter 124 or chapter
40 144 of the 2009 Session Laws of Kansas, by 2010 Senate Substitute for
41 House Bill No. 2222, or by this or other appropriation act of the 2010
42 regular session of the legislature, expenditures shall be made by the de-
43 partment of administration from moneys appropriated from the state gen-

1 eral fund or from any special revenue fund or funds for fiscal year 2011
2 for operating expenditures to abolish all vacant positions in state agencies
3 as of September 1, 2011.

4 Sec. 170. *Severability*. If any provision or clause of this act or appli-
5 cation thereof to any person or circumstances is held invalid, such inva-
6 lidity shall not affect other provisions or applications of the act which can
7 be given effect without the invalid provision or application, and to this
8 end the provisions of this act are declared to be severable.

9 Sec. 171. *Appeals to exceed position limitations*. (a) The limitations
10 imposed by this act on the number of full-time and regular part-time
11 positions equated to full-time, excluding seasonal and temporary posi-
12 tions, paid from appropriations for the fiscal years ending June 30, 2010,
13 made in chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws
14 of Kansas or in this act or in any other appropriation act of the 2010
15 regular session of the legislature may be exceeded upon approval of the
16 state finance council.

17 (b) The limitations imposed by this act on the number of full-time and
18 regular part-time positions equated to full-time, excluding seasonal and
19 temporary positions, paid from appropriations for the fiscal year ending
20 June 30, 2011, made in chapter 2, chapter 124 or chapter 144 of the 2009
21 Session Laws of Kansas or in this act or in any other appropriation act of
22 the 2010 regular session of the legislature may be exceeded upon approval
23 of the state finance council.

24 Sec. 172. *Appeals to exceed expenditure limitations*. (a) Upon written
25 application to the governor and approval of the state finance council,
26 expenditures from special revenue funds may exceed the amounts spec-
27 ified in this act.

28 (b) This section shall not apply to the expanded lottery act revenues
29 fund, the state economic development initiatives fund, the children's in-
30 itiative fund, the state water plan fund or the Kansas endowment for
31 youth fund, or to any account of any of such funds.

32 Sec. 173. *Savings*. (a) Any unencumbered balance as of June 30, 2010,
33 in any special revenue fund, or account thereof, of any state agency named
34 in this act which is not otherwise specifically appropriated or limited by
35 this or other appropriation act of the 2010 regular session of the legisla-
36 ture, is hereby appropriated for the fiscal year ending June 30, 2011, for
37 the same use and purpose as the same was heretofore appropriated.

38 (b) Any unencumbered balance as of June 30, 2010, in any special
39 revenue fund, or account thereof, of any state agency named in section
40 29 of chapter 124 of the 2009 Session Laws of Kansas which is not oth-
41 erwise specifically appropriated or limited for fiscal year 2011 by chapter
42 2, chapter 124 or chapter 144 of the 2009 Session Laws of Kansas or by
43 this or other appropriation act of the 2010 regular session of the legisla-

1 ture, is hereby appropriated for fiscal year 2011 for the same use and
2 purpose as the same was heretofore appropriated.

3 (c) This section shall not apply to the expanded lottery act revenues
4 fund, the state economic development initiatives fund, the children's in-
5 itiatives fund, the state water plan fund, the Kansas endowment for youth
6 fund, the Kansas educational building fund, the state institutions building
7 fund, or the correctional institutions building fund, or to any account of
8 any of such funds.

9 Sec. 174. During the fiscal year ending June 30, 2011, all moneys which
10 are lawfully credited to and available in any bond special revenue fund,
11 which are not otherwise specifically appropriated or limited by this or
12 other appropriation act of the 2010 regular session of the legislature, are
13 hereby appropriated for the fiscal year ending June 30, 2011, for the state
14 agency for which the bond special revenue fund was established for the
15 purposes authorized by law for expenditures from such bond special rev-
16 enue fund. As used in this section, "bond special revenue fund" means
17 any special revenue fund or account thereof established in the state treas-
18 ury prior to or on or after the effective date of this act for the deposit of
19 the proceeds of bonds issued by the Kansas development finance au-
20 thority, for the payment of debt service for bonds issued by the Kansas
21 development finance authority, or for any related purpose in accordance
22 with applicable bond covenants.

23 Sec. 175. *Federal grants.* (a) During the fiscal year ending June 30,
24 2011, each federal grant or other federal receipt which is received by a
25 state agency named in this act and which is not otherwise appropriated
26 to that state agency by this or other appropriation act of the 2010 regular
27 session of the legislature, is hereby appropriated for the fiscal year ending
28 June 30, 2011, for that state agency for the purpose set forth in such
29 federal grant or receipt, except that no expenditure shall be made from
30 and no obligation shall be incurred against any such federal grant or other
31 federal receipt, which has not been previously appropriated or reappro-
32 priated or approved for expenditure by the governor, until the governor
33 has authorized the state agency to make expenditures therefrom.

34 (b) During the fiscal year ending June 30, 2011, each federal grant or
35 other federal receipt which is received by a state agency named in section
36 29 of chapter 124 of the 2009 Session Laws of Kansas and which is not
37 otherwise appropriated to that state agency for fiscal year 2011 by this or
38 other appropriation act of the 2010 regular session of the legislature, is
39 hereby appropriated for fiscal year 2011 for that state agency for the
40 purpose set forth in such federal grant or receipt, except that no expend-
41 iture shall be made from and no obligation shall be incurred against any
42 such federal grant or other federal receipt, which has not been previously
43 appropriated or reappropriated or approved for expenditure by the gov-

1 error, for fiscal year 2011, until the governor has authorized the state
2 agency to make expenditures from such federal grant or other federal
3 receipt for fiscal year 2011.

4 (c) In addition to the other purposes for which expenditures may be
5 made by any state agency which is named in this act and which is not
6 otherwise authorized by law to apply for and receive federal grants, ex-
7 penditures may be made by such state agency from moneys appropriated
8 for fiscal year 2011 by chapter 2, chapter 124 or chapter 144 of the 2009
9 Session Laws of Kansas or by this or other appropriation act of the 2010
10 regular session of the legislature to apply for and receive federal grants
11 during fiscal year 2011, which federal grants are hereby authorized to be
12 applied for and received by such state agencies: *Provided*, That no ex-
13 penditure shall be made from and no obligation shall be incurred against
14 any such federal grant or other federal receipt, which has not been pre-
15 viously appropriated or reappropriated or approved for expenditure by
16 the governor, until the governor has authorized the state agency to make
17 expenditures therefrom.

18 Sec. 176. (a) Any correctional institutions building fund appropriation
19 heretofore appropriated to any state agency named in this or other ap-
20 propriation act of the 2010 regular session of the legislature, and having
21 an unencumbered balance as of June 30, 2010, in excess of \$100 is hereby
22 reappropriated for the fiscal year ending June 30, 2011, for the same uses
23 and purposes as originally appropriated unless specific provision is made
24 for lapsing such appropriation.

25 (b) This section shall not apply to the unencumbered balance in any
26 account of the correctional institutions building fund that was encum-
27 bered for any fiscal year commencing prior to July 1, 2009.

28 Sec. 177. (a) Any Kansas educational building fund appropriation here-
29 tofore appropriated to any institution named in this or other appropriation
30 act of the 2010 regular session of the legislature and having an unencum-
31 bered balance as of June 30, 2010, in excess of \$100 is hereby reappropri-
32 ated for the fiscal year ending June 30, 2011, for the same use and
33 purpose as originally appropriated, unless specific provision is made for
34 lapsing such appropriation.

35 (b) This section shall not apply to the unencumbered balance in any
36 account of the Kansas educational building fund that was encumbered
37 for any fiscal year commencing prior to July 1, 2009.

38 Sec. 178. (a) Any state institutions building fund appropriation here-
39 tofore appropriated to any state agency named in this or other appropri-
40 ation act of the 2010 regular session of the legislature and having an
41 unencumbered balance as of June 30, 2010, in excess of \$100 is hereby
42 reappropriated for the fiscal year ending June 30, 2011, for the same use
43 and purpose as originally appropriated, unless specific provision is made

1 for lapsing such appropriation.

2 (b) This section shall not apply to the unencumbered balance in any
3 account of the state institutions building fund that was encumbered for
4 any fiscal year commencing prior to July 1, 2009.

5 Sec. 179. Any transfers of money during the fiscal year ending June 30,
6 2011, from any special revenue fund of any state agency named in this
7 act to the audit services fund of the division of post audit under K.S.A.
8 46-1121, and amendments thereto, shall be in addition to any expenditure
9 limitation imposed on any such fund for the fiscal year ending June 30,
10 2011.

11 Sec. 180. This act shall take effect and be in force from and after its
12 publication in the Kansas register.