

HOUSE BILL No. 2706

By Committee on Appropriations

2-19

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, appro-
23 priations 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 \$15,040 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 \$251,489.

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 Sec. 15.

5 STATE BOARD OF TECHNICAL PROFESSIONS

6 (a) On the effective date of this act, the expenditure limitation estab-
7 lished for the fiscal year ending June 30, 2011, by section 25(a) of chapter
8 124 of the 2009 Session Laws of Kansas on the technical professions fee
9 fund is hereby increased from \$583,468 to \$586,103.

10 Sec. 16.

11 STATE BOARD OF VETERINARY EXAMINERS

12 (a) On the effective date of this act, the expenditure limitation estab-
13 lished for the fiscal year ending June 30, 2010, by section 17(a) of chapter
14 144 of the 2009 Session Laws of Kansas on the veterinary examiners fee
15 fund of the state board of veterinary examiners is hereby decreased from
16 \$266,706 to \$264,908.

17 (b) On July 1, 2010, the expenditure limitation established for the fiscal
18 year ending June 30, 2011, by section 26(a) of chapter 124 of the 2009
19 Session Laws of Kansas on the veterinary examiners fee fund of the state
20 board of veterinary examiners is hereby increased from \$266,706 to
21 \$268,382.

22 Sec. 17.

23 ATTORNEY GENERAL

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

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

32 (c) On the effective date of this act, or as soon thereafter as moneys
33 are available, the director of accounts and reports shall transfer \$20,000
34 from the crime victims assistance fund of the attorney general to the
35 sexually violent predator expense fund of the attorney general.

36 Sec. 18.

37 JUDICIAL BRANCH

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:

1 District magistrate judge supplemental compensation
 2 fund..... No limit
 3 *Provided*, That all moneys received by the judicial branch from the county
 4 or counties comprising a judicial district to supplement the salary of, or
 5 to pay any compensation to, any district magistrate judge of a judicial
 6 district pursuant to K.S.A. 2009 Supp. 75-3120k, and amendments
 7 thereto, shall be deposited in the state treasury in accordance with the
 8 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
 9 ited to the district magistrate judge supplemental compensation fund:
 10 *Provided further*, That all moneys credited to the district magistrate judge
 11 supplemental compensation fund shall be paid to, or on behalf of, the
 12 district magistrate judge or district magistrate judges for whom such mon-
 13 eys were remitted by the county or counties: *And provided further*, That
 14 all expenditures from the district magistrate judge supplemental com-
 15 pensation fund for such purposes shall be made in the same manner and
 16 at the same times that biweekly compensation is payable for the biweekly
 17 pay periods ending on or after January 1, 2010, which are chargeable to
 18 fiscal year 2010, subject to the same conditions or restrictions imposed
 19 or prescribed by law as the salary or other compensation payable by law
 20 to such district magistrate judge or district magistrate judges, including
 21 any applicable withholding or other taxes, associated employer contri-
 22 butions and authorized deductions.

23 Sec. 19.

24 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

25 (a) On the effective date of this act, the expenditure limitation estab-
 26 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter
 27 124 of the 2009 Session Laws of Kansas on the social welfare fund is
 28 hereby increased from \$29,496,729 to \$30,639,326.

29 (b) On the effective date of this act, the expenditure limitation estab-
 30 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter
 31 124 of the 2009 Session Laws of Kansas on the title XIX fund is hereby
 32 increased from \$45,210,781 to \$52,258,499.

33 (c) On the effective date of this act, the expenditure limitation estab-
 34 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter
 35 124 of the 2009 Session Laws of Kansas on the Kansas neurological in-
 36 stitute fee fund is hereby increased from \$1,178,211 to \$1,272,665.

37 (d) On the effective date of this act, the expenditure limitation estab-
 38 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter
 39 124 of the 2009 Session Laws of Kansas on the Osawatomie state hospital
 40 fee fund is hereby increased from \$5,225,669 to \$7,578,727.

41 (e) On the effective date of this act, the expenditure limitation estab-
 42 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter
 43 124 of the 2009 Session Laws of Kansas on the Parsons state hospital and

1 training center fee fund is hereby increased from \$1,229,990 to
2 \$1,297,748.

3 (f) 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 Rainbow mental health
6 facility fee fund is hereby increased from \$1,063,053 to \$1,375,252.

7 (g) 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 Larned state hospital fee
10 fund is hereby increased from \$3,897,760 to \$4,428,237.

11 Sec. 20.

12 KANSAS HEALTH POLICY AUTHORITY

13 (a) On the effective date of this act, the expenditure limitation estab-
14 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter
15 124 of the 2009 Session Laws of Kansas on the medical programs fee
16 fund is hereby decreased from \$49,200,000 to \$40,567,543.

17 (b) On the effective date of this act, the expenditure limitation estab-
18 lished for the fiscal year ending June 30, 2010, by the state finance council
19 on expenditures from the state workers compensation self-insurance fund
20 for salaries and wages and other operating expenditures is hereby in-
21 creased from \$3,347,628 to \$3,711,658.

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

27 (d) On the effective date of this act, the expenditure limitation estab-
28 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter
29 124 of the 2009 Session Laws of Kansas on expenditures from the de-
30 pendent care assistance program fund for salaries and wages and other
31 operating expenditures is hereby increased from \$133,902 to \$225,935.

32 (e) On the effective date of this act, the expenditure limitation estab-
33 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter
34 124 of the 2009 Session Laws of Kansas on the preventative health care
35 program fund is hereby increased from \$333,815 to \$1,324,421.

36 (f) On the effective date of this act, the expenditure limitation estab-
37 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter
38 124 of the 2009 Session Laws of Kansas on the other state fees fund is
39 hereby increased from \$252,644 to \$336,456.

40 (g) On the effective date of this act, the expenditure limitation estab-
41 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter
42 124 of the 2009 Session Laws of Kansas on the health committee insur-
43 ance fund is hereby decreased from \$339,223 to \$253,788.

1 (h) On the effective date of this act, the position limitation established
2 by section 99(a) of chapter 124 of the 2009 Session Laws of Kansas for
3 the Kansas health policy authority is hereby increased from 272.70 to
4 279.65.

5 Sec. 21.

6 KANSAS COMMISSION ON VETERANS AFFAIRS

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

12 Soldiers' home medicaid fund	No limit
13 Veterans' home medicaid fund	No limit

14 Sec. 22.

15 DEPARTMENT OF EDUCATION

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

23 Sec. 23.

24 STATE BOARD OF REGENTS

25 (a) On and after the effective date of this act, during the fiscal year
26 ending June 30, 2010, no expenditures shall be made by the state board
27 of regents from any moneys appropriated from the state general fund or
28 from any special revenue fund for fiscal year 2010, as authorized by chap-
29 ter 2, chapter 124 or chapter 144 of the 2009 Session Laws of Kansas or
30 by this or other appropriation act of the 2010 regular session of the leg-
31 islature, to provide for the issuance of bonds by the Kansas development
32 finance authority in accordance with K.S.A. 74-8905, and amendments
33 thereto, K.S.A. 2009 Supp. 76-7,120, and amendments thereto, or any
34 other statute, for any projects under the postsecondary educational insti-
35 tution infrastructure finance program: *Provided further*, That, notwith-
36 standing the provisions of K.S.A. 74-8905, and amendments thereto,
37 K.S.A. 2009 Supp. 76-7,120, and amendments thereto, or any other stat-
38 ute, no projects under the postsecondary educational institution infra-
39 structure finance program are approved for the state board of regents for
40 the purposes of subsection (b) of K.S.A. 74-8905, and amendments
41 thereto, and the authorization of the issuance of bonds by the Kansas
42 development finance authority in accordance with that statute, K.S.A.
43 2009 Supp. 76-7,120, and amendments thereto, or any other statute for

1 any project under the postsecondary educational institution infrastructure
 2 finance program: *And provided further*, That, on and after the effective
 3 date of this act, during the fiscal year ending June 30, 2010, no bonds
 4 shall be issued by the Kansas development finance authority in accord-
 5 ance with K.S.A. 74-8905, and amendments thereto, K.S.A. 2009 Supp.
 6 76-7,120, and amendments thereto, or any other statute, for any projects
 7 under the postsecondary educational institution infrastructure finance
 8 program for the state board of regents.

9 (b) On and after the effective date of this act, during the fiscal year
 10 ending June 30, 2010, in addition to the other purposes for which ex-
 11 penditures may be made by the state board of regents from moneys ap-
 12 propriated from the state general fund for fiscal year 2010 in the PEI
 13 infrastructure — debt service account of the state general fund for fiscal
 14 year 2010 after the principal payment has been received for fiscal year
 15 2010 by the state treasurer from the postsecondary institutions that were
 16 recipients of the PEI infrastructure bond proceeds, (1) the state board of
 17 regents may expend the amount of moneys appropriated for fiscal year
 18 2010 in the PEI infrastructure — debt service account for the principal
 19 payment from the PEI infrastructure — debt service account for any
 20 other purpose for which moneys are appropriated for fiscal year 2010
 21 from the state general fund for the state board of regents; or (2) the state
 22 board of regents may transfer such amount of moneys from the PEI
 23 infrastructure — debt service account of the state general fund for fiscal
 24 year 2010 to an account or accounts of the state general fund of any
 25 institution under the control and supervision of the state board of regents
 26 to be expended by the institution for a purpose for which expenditures
 27 may be made for fiscal year 2010 from such account or accounts and
 28 which is approved by the state board of regents: *Provided*, That the state
 29 board of regents shall certify to the director of accounts and reports each
 30 such transfer of moneys from the PEI infrastructure — debt service ac-
 31 count of the state general fund for fiscal year 2010: *Provided further*,
 32 That the state board of regents shall transmit a copy of each such certi-
 33 fication to the director of the budget and to the director of legislative
 34 research.

35 Sec. 24.

36 KANSAS STATE UNIVERSITY

37 (a) There is appropriated for the above agency from the following spe-
 38 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 39 moneys now or hereafter lawfully credited to an available in such fund or
 40 funds, except that expenditures shall not exceed the following:
 41 Energy conservation improvements fund No limit

1 Sec. 25.

2 DEPARTMENT OF CORRECTIONS

3 (a) On the effective date of this act, of the \$3,231,303 appropriated for
4 the above agency for the fiscal year ending June 30, 2010, by section
5 122(b) of chapter 124 of the 2009 Session Laws of Kansas from the cor-
6 rectional institutions building fund in the capital improvements — re-
7 habilitation and repair of correctional institutions account, the sum of
8 \$108,687 is hereby lapsed.

9 Sec. 26.

10 JUVENILE JUSTICE AUTHORITY

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

16 Sec. 27.

17 ADJUTANT GENERAL

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

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

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

27 (c) On the effective date of this act, or as soon thereafter as moneys
28 are available, the director of accounts and reports shall transfer \$180,000
29 from the adjutant general’s expense fund of the adjutant general to the
30 state general fund: *Provided*, That the transfer of such amount shall be
31 in addition to any other transfer from the adjutant general expense fund
32 to the state general fund as prescribed by law: *Provided further*, That the
33 amount transferred from the adjutant general expense fund to the state
34 general fund pursuant to this subsection is to reimburse the state general
35 fund for accounting, auditing, budgeting, legal, payroll, personnel and
36 purchasing services and any other governmental services which are per-
37 formed on behalf of the adjutant general by other state agencies which
38 receive appropriations from the state general fund to provide such serv-
39 ices.

40 Sec. 28.

41 STATE FIRE MARSHAL

42 (a) On the effective date of this act, the expenditure limitation estab-
43 lished for the fiscal year ending June 30, 2010, by the state finance council

1 on the fire marshal fee fund is hereby decreased from \$3,650,981 to
2 \$3,628,716.

3 (b) On the effective date of this act, the expenditure limitation estab-
4 lished for the fiscal year ending June 30, 2010, by section 85(a) of chapter
5 124 of the 2009 Session Laws of Kansas on the hazardous materials emer-
6 gency fund is hereby increased from \$238,000 to \$250,000.

7 Sec. 29.

8 KANSAS HIGHWAY PATROL

9 (a) On the effective date of this act, the Kansas highway patrol is au-
10 thorized to make expenditures for fiscal year 2010 from the amount in
11 excess of \$100 as of June 30, 2009, in the operating expenditures account
12 of the state general fund that was reappropriated for fiscal year 2010 by
13 section 87(a) of chapter 124 of the 2009 Session Laws of Kansas: *Pro-*
14 *vided*, That the Kansas highway patrol may make such expenditures for
15 fiscal year 2010 from such reappropriated balance without first obtaining
16 the approval of the state finance council pursuant to the second proviso
17 to the appropriation of such reappropriated balance: *Provided further*,
18 That the provisions of such proviso requiring the prior approval by the
19 state finance council to make expenditures for fiscal year 2010 from such
20 reappropriated balance are hereby declared to be null and void and shall
21 be of no force and effect.

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

26 Sec. 30.

27 KANSAS PAROLE BOARD

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

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

31 Sec. 31.

32 STATE FAIR BOARD

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

40 Sec. 32.

41 DEPARTMENT OF WILDLIFE AND PARKS

42 (a) There is appropriated for the above agency from the state general
43 fund for the fiscal year ending June 30, 2010, for the capital improvement

- 1 project or projects specified, the following:
- 2 Kansas city district office — debt service \$8,419
- 3 (b) In addition to the other purposes for which expenditures may be
- 4 made by the above agency from the boating fee fund for fiscal year 2010,
- 5 expenditures may be made by the above agency from the following capital
- 6 improvement account or accounts of the boating fee fund for fiscal year
- 7 2010 for the following capital improvement project or projects, subject
- 8 to the expenditure limitations prescribed therefor:
- 9 Kansas city district office — debt service \$13,832
- 10 (c) In addition to the other purposes for which expenditures may be
- 11 made by the above agency from the wildlife fee fund for fiscal year 2010,
- 12 expenditures may be made by the above agency from the following capital
- 13 improvement account or accounts of the wildlife fee fund for fiscal year
- 14 2010 for the following capital improvement project or projects, subject
- 15 to the expenditure limitations prescribed therefor:
- 16 Kansas city district office — debt service \$37,887

17 Sec. 33.

18 DEPARTMENT OF TRANSPORTATION

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

23 Sec. 34.

24 LEGISLATIVE COORDINATING COUNCIL

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 Legislative coordinating council — operations \$727,436
- 28 *Provided*, That any unencumbered balance in the legislative coordinating
- 29 council — operations account in excess of \$100 as of June 30, 2010, is
- 30 hereby reappropriated for fiscal year 2011.
- 31 Legislative research department — operations..... \$3,420,862
- 32 *Provided*, That any unencumbered balance in the legislative research de-
- 33 partment — operations account in excess of \$100 as of June 30, 2010, is
- 34 hereby reappropriated for fiscal year 2011.
- 35 Office of revisor of statutes — operations \$3,215,664
- 36 *Provided*, That any unencumbered balance in the office of revisor of
- 37 statutes — operations account in excess of \$100 as of June 30, 2010, is
- 38 hereby 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 Legislative research department special revenue fund..... No limit
2 Sec. 35.

3 LEGISLATURE

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 Operations (including official hospitality) \$15,955,987

7 *Provided*, That any unencumbered balance in the operations (including
8 official hospitality) account in excess of \$100 as of June 30, 2010, is hereby
9 reappropriated for fiscal year 2011: *Provided further*, That expenditures
10 may be made from this account, pursuant to vouchers approved by the
11 chairperson or vice-chairperson of the legislative coordinating council, to
12 pay compensation and travel expenses and subsistence expenses or allow-
13 ances as authorized by K.S.A. 75-3212, and amendments thereto, for
14 members and associate members of the advisory committee to the Kansas
15 commission on interstate cooperation established under K.S.A. 46-407a,
16 and amendments thereto, for attendance at meetings of the advisory com-
17 mittee which are authorized by the legislative coordinating council, except
18 that (1) the legislative coordinating council may establish restrictions or
19 limitations, or both, on travel expenses, subsistence expenses or allow-
20 ances, or any combination thereof, paid to members and associate mem-
21 bers of such advisory committee, and (2) any person who is an associate
22 member of such advisory committee, by reason of such person having
23 been accredited by the national conference of commissioners on uniform
24 state laws as a life member of that organization, shall receive the same
25 travel expenses and subsistence expenses for attendance at meetings of
26 the advisory committee as a regular member, but shall receive no per
27 diem compensation: *And provided further*, That expenditures may be
28 made from this account for services, facilities and supplies provided for
29 legislators in addition to those provided under the approved budget and
30 for related copying, facsimile transmission and other services provided to
31 persons other than legislators, in accordance with policies and any restric-
32 tions or limitations prescribed by the legislative coordinating council: *And*
33 *provided further*, That no expenditures shall be made from this account
34 for any meeting of any joint committee, or of any subcommittee of any
35 joint committee, during fiscal year 2011 unless such meeting is approved
36 by the legislative coordinating council.

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 Legislative special revenue fund No limit

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

1 revenue fund, pursuant to vouchers approved by the chairperson or the
2 vice-chairperson of the legislative coordinating council, to pay compen-
3 sation and travel expenses and subsistence expenses or allowances as au-
4 thorized by K.S.A. 75-3212, and amendments thereto, for members and
5 associate members of the advisory committee to the Kansas commission
6 on interstate cooperation established under K.S.A. 46-407a, and amend-
7 ments thereto, for attendance at meetings of the advisory committee
8 which are authorized by the legislative coordinating council, except that
9 (1) the legislative coordinating council may establish restrictions or limi-
10 tations, or both, on travel expenses, subsistence expenses or allowances,
11 or any combination thereof, paid to members and associate members of
12 such advisory committee, and (2) any person who is an associate member
13 of such advisory committee, by reason of such person having been ac-
14 credited by the national conference of commissioners on uniform state
15 laws as a life member of that organization, shall receive the same travel
16 expenses and subsistence expenses for attendance at meetings of the ad-
17 visory committee as a regular member, but shall receive no per diem
18 compensation: *Provided further*, That expenditures may be made from
19 this fund for services, facilities and supplies provided for legislators in
20 addition to those provided under the approved budget and for related
21 copying, facsimile transmission and other services provided to persons
22 other than legislators, in accordance with policies and any restrictions or
23 limitations prescribed by the legislative coordinating council: *And pro-*
24 *vided further*, That amounts are hereby authorized to be collected for
25 such services, facilities and supplies in accordance with policies of the
26 council: *And provided further*, That such amounts shall be fixed in order
27 to recover all or part of the expenses incurred for providing such services,
28 facilities and supplies and shall be consistent with policies and fees estab-
29 lished in accordance with K.S.A. 46-1207a, and amendments thereto: *And*
30 *provided further*, That all such amounts received shall be deposited in
31 the state treasury in accordance with the provisions of K.S.A. 75-4215,
32 and amendments thereto, and shall be credited to the legislative special
33 revenue fund: *And provided further*, That all donations, gifts or bequests
34 of money for the legislative branch of government which are received and
35 accepted by the legislative coordinating council shall be deposited in the
36 state treasury and credited to an account of the legislative special revenue
37 fund: *And provided further*, That no expenditures shall be made from
38 this fund for any meeting of any joint committee, or of any subcommittee
39 of any joint committee, during fiscal year 2011 unless such meeting is
40 approved by the legislative coordinating council.

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

42 (c) As used in this section, “joint committee” includes the joint com-
43 mittee on rules and regulations, health care stabilization fund oversight

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

19 Sec. 36.

20 DIVISION OF POST AUDIT

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 Operations (including legislative post audit committee).... \$2,557,658
 24 *Provided*, That any unencumbered balance in the operations (including
 25 legislative post audit committee) account in excess of \$100 as of June 30,
 26 2010, is hereby reappropriated for fiscal year 2011.

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 Audit services fund..... No limit
 32 *Provided*, That the division of post audit is hereby authorized to fix, charge
 33 and collect fees for copies of public records of the division, including
 34 distribution of such copies: *Provided further*, That such fees shall be fixed
 35 to recover all or part of the expenses incurred for reproducing and dis-
 36 tributing such copies and shall be consistent with policies and fees estab-
 37 lished in accordance with K.S.A. 46-1207a, and amendments thereto: *And*
 38 *provided further*, That all moneys received for such fees shall be depos-
 39 ited in the state treasury in accordance with the provisions of K.S.A. 75-
 40 4215, and amendments thereto, and shall be credited to the audit services
 41 fund.
 42 Conversion of materials and equipment fund No limit
 43 State agency audits fund..... No limit

1 Sec. 37.

2 GOVERNOR'S DEPARTMENT

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 Governor's department \$2,219,950

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

11 Domestic violence prevention grants \$3,849,109

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

18 Child advocacy centers \$898,245

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

24 (b) Expenditures may be made by the above agency for travel expenses
25 of the governor's spouse when accompanying the governor or when rep-
26 resenting the governor on official state business, for travel and subsistence
27 expenditures for security personnel when traveling with the governor and
28 for entertainment of officials and other persons as guests from the amount
29 appropriated for the fiscal year ending June 30, 2011, by subsection (a)
30 from the state general fund in the governor's department account.

31 (c) There is appropriated for the above agency from the following special
32 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 shall not exceed the following:

35 Special programs fund No limit

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

1 in accordance with the provisions of K.S.A. 75-4215, and amendments
2 thereto, and shall be credited to the special programs fund.

3 Hispanic and Latino American affairs fee fund No limit
4 Miscellaneous projects fund No limit

5 *Provided*, That expenditures may be made from the miscellaneous pro-
6 jects fund for operating expenditures for the governor’s department, in-
7 cluding conferences and official hospitality: *Provided further*, That the
8 governor is hereby authorized to fix, charge and collect fees for such
9 conferences: *And provided further*, That fees for such conferences shall
10 be fixed in order to recover all or part of the operating expenses incurred
11 for such conferences, including official hospitality: *And provided further*,
12 That all fees received for such conferences and all fees received by the
13 governor’s department under the open records act for providing access
14 to or furnishing copies of public records, 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 miscellaneous projects fund.

17 Intragovernmental service fund No limit

18 *Provided*, That expenditures may be made from the intragovernmental
19 service fund for operating expenditures for the governor’s department,
20 including conferences and official hospitality: *Provided further*, That the
21 governor is hereby authorized to fix, charge and collect fees for such
22 conferences: *And provided further*, That fees for such conferences shall
23 be fixed in order to recover all or part of the operating expenses incurred
24 for such conferences, including official hospitality: *And provided further*,
25 That all fees received for such 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 intragovernmental service
28 fund.

29 Conversion of materials and equipment fund No limit
30 Federal grants fund No limit
31 Justice assistance grant — federal fund No limit

32 Hispanic and Latino American affairs commission — do-
33 nations fund No limit

34 Advisory commission on African-American affairs — do-
35 nations fund No limit

36 Wireless enhanced 911 grant fund No limit

37 *Provided*, That expenditures may be made from the wireless enhanced
38 911 grant fund for operating expenditures for the governor’s department,
39 including conferences and official hospitality: *Provided further*, That the
40 governor is hereby authorized to fix, charge and collect fees for such
41 conferences: *And provided further*, That fees for such conferences shall
42 be fixed in order to recover all or part of the operating expenses incurred
43 for such conferences, including official hospitality: *And provided further*,

1 That all fees received for such conferences and all fees received by the
 2 governor’s department under the open records act for providing access
 3 to or furnishing copies of public records, shall be remitted to the state
 4 treasurer in accordance with the provisions of K.S.A. 75-4215, and
 5 amendments thereto: *And provided further*, That, upon receipt of each
 6 such remittance, the state treasurer shall deposit the entire amount in the
 7 state treasury to the credit of the wireless enhanced 911 grant fund.

8 Sec. 38.

9 LIEUTENANT GOVERNOR

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 Operations \$196,212

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

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 Special programs fund..... No limit

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

34 (c) Expenditures may be made by the above agency for travel expenses
 35 of the lieutenant governor’s spouse when accompanying the lieutenant
 36 governor on official state business and for travel and subsistence expend-
 37 itures for security personnel when traveling with the lieutenant governor
 38 on official state business from the amount appropriated by subsection (a)
 39 from the state general fund for the fiscal year ending June 30, 2011, in
 40 the operations account.

41 (d) Expenditures may be made by the above agency for official hospi-
 42 tality and contingencies from the amount appropriated by subsection (a)
 43 from the state general fund for the fiscal year ending June 30, 2011, in

1 the operations account without limit at the discretion of the lieutenant
2 governor.

3 Sec. 39.

4 ATTORNEY GENERAL

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

7 Operating expenditures \$2,071,562

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

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

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

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

17 *Provided*, That any unencumbered balance in excess of \$100 as of June
18 30, 2010, in the internet training education for Kansas kids account is
19 hereby reappropriated for fiscal year 2011.

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

21 *Provided*, That any unencumbered balance in excess of \$100 as of June
22 30, 2010, in the abuse, neglect and exploitation unit account is hereby
23 reappropriated for fiscal year 2011: *Provided further*, That expenditures
24 may be made by the attorney general from the abuse, neglect and ex-
25 ploitation unit account pursuant to contracts with other agencies or or-
26 ganizations to provide services related to the investigation or litigation of
27 findings related to abuse, neglect or exploitation.

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

33 Court cost fund..... No limit

34 Bond transcript review fee fund No limit

35 Conversion of materials and equipment fund No limit

36 Attorney general's antitrust special revenue fund No limit

37 Private gifts fund..... No limit

38 Medicaid fraud reimbursement fund..... No limit

39 Attorney general's antitrust suspense fund No limit

40 Attorney general's consumer protection clearing fund..... No limit

41 Attorney general's committee on crime prevention fee

42 fund..... No limit

43 *Provided*, That expenditures may be made from the attorney general's

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

14 Tort claims fund..... No limit

15 Crime victims compensation fund..... No limit

16 *Provided*, That expenditures from the crime victims compensation fund
 17 for state operations shall not exceed \$434,368: *Provided further*, That any
 18 expenditures for payment of compensation to crime victims are author-
 19 ized to be made from this fund regardless of when the claim was awarded:
 20 *And provided further*, That, notwithstanding the provisions of K.S.A. 75-
 21 752, and amendments thereto, or any other statute, on July 1, 2010, or
 22 as soon thereafter as moneys are available, the director of accounts and
 23 reports shall transfer \$300,000 from the crime victims compensation fund
 24 to the crime victims assistance fund.

25 Crime victims assistance fund No limit

26 Protection from abuse fund No limit

27 Victims of crime assistance act — federal fund No limit

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

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

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

33 Other federal grants and reimbursement fund No limit

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

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

40 Medicaid fraud prosecution revolving fund No limit

41 *Provided*, That all moneys recovered by the medicaid fraud and abuse
 42 division of the attorney general’s office in the enforcement of state and
 43 federal law which are in excess of any restitution for overcharges and

1 interest, including all moneys recovered as recoupment of expenses of
2 investigation and prosecution, shall be deposited in the state treasury to
3 the credit of the medicaid fraud prosecution revolving fund: *Provided*
4 *further*, That, notwithstanding the provisions of K.S.A. 21-3851, and
5 amendments thereto, or any other statute, expenditures may be made
6 from the medicaid fraud prosecution revolving fund for other operating
7 expenditures of the attorney general’s office other than for medicaid fraud
8 prosecution costs.

9 Interstate water litigation fund No limit

10 *Provided*, That, in addition to the other purposes authorized by K.S.A.
11 82a-1802, and amendments thereto, expenditures may be made from the
12 interstate water litigation fund for: (1) Litigation costs for the case of
13 Kansas v. Colorado No. 105, Original in the Supreme Court of the United
14 States, including repayment of past contributions; (2) expenses related to
15 the appointment of a river master or such other official as may be ap-
16 pointed by the Supreme Court to administer, implement or enforce its
17 decree or other orders of the Supreme Court related to this case; and (3)
18 expenses incurred by agencies of the state of Kansas to monitor actions
19 of the state of Colorado and its water users and to enforce any settlement,
20 decree or order of the Supreme Court related to this case.

21 Suspense fund No limit

22 Children’s advocacy center fund No limit

23 Abuse, neglect and exploitation of people with disabilities
24 unit grant acceptance fund No limit

25 Concealed weapon licensure fund No limit

26 Tobacco master settlement agreement compliance fund... No limit

27 Sexually violent predator expense fund No limit

28 False claims litigation revolving fund No limit

29 *Provided*, That expenditures may be made from the false claims litigation
30 revolving fund for costs associated with litigation under the Kansas false
31 claims act, K.S.A. 2009 Supp. 75-7501 et seq., and amendments thereto.

32 VAWA ARRA federal fund No limit

33 Victims of crime act ARRA federal fund No limit

34 JAG ARRA federal fund No limit

35 Project safe neighborhood 2009 federal fund No limit

36 Project safe neighborhood multi federal fund No limit

37 Project safe neighborhood 2006 federal fund No limit

38 Project safe neighborhood 2007 federal fund No limit

39 Congressional earmark COPS meth initiative federal
40 fund No limit

41 KDOT DUI prosecutor federal fund No limit

42 GTEAP federal fund No limit

43 Criminal justice federal fund No limit

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

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

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

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

23 (g) On July 1, 2010, or as soon thereafter as moneys are available,
 24 notwithstanding the provisions of K.S.A. 74-7334, and amendments
 25 thereto, or any other statute, the director of accounts and reports shall
 26 transfer \$20,000 from the crime victims assistance fund of the attorney
 27 general to the sexually violent predator expense fund of the attorney gen-
 28 eral.

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

34 Sec. 40.

35 SECRETARY OF STATE

36 (a) 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 shall not exceed the following:

40 Cemetery and funeral audit fee fund.....	No limit
41 HAVA ELVIS fund	No limit
42 Conversion of materials and equipment fund	No limit
43 Information and services fee fund.....	No limit

1 *Provided*, That expenditures from the information and services fee fund
 2 for official hospitality shall not exceed \$2,500.
 3 State register fee fund..... No limit
 4 Uniform commercial code fee fund..... No limit
 5 State flag and banner fund..... No limit
 6 Secretary of state fee refund fund..... No limit
 7 Electronic voting machine examination fund No limit
 8 Credit card clearing fund..... No limit
 9 Suspense fund No limit
 10 Prepaid services fund..... No limit
 11 Athlete agent registration fee fund..... No limit
 12 Democracy fund No limit
 13 *Provided*, That all expenditures from the democracy fund shall be to pro-
 14 vide matching funds to implement Title II of the federal help America
 15 vote act of 2002, public law 107-252, as prescribed under that act.
 16 Technology communication fee fund..... No limit
 17 HAVA federal fund..... No limit
 18 Sec. 41.

STATE TREASURER

19
 20 (a) There is appropriated for the above agency from the following special
 21 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 State treasurer operating fund..... \$1,558,756
 25 *Provided*, That, notwithstanding the provisions of the uniform unclaimed
 26 property act, K.S.A. 58-3934 et seq., and amendments thereto, or any
 27 other statute, of all the moneys received under the uniform unclaimed
 28 property act, K.S.A. 58-3934 et seq., and amendments thereto, during
 29 fiscal year 2011, the state treasurer is hereby authorized and directed to
 30 credit the first \$1,558,756 received and deposited in the state treasury to
 31 the state treasurer operating fund: *Provided further*, That, after such ag-
 32 gregate amount has been credited to the state treasurer operating fund,
 33 then all of the moneys received under the uniform unclaimed property
 34 act during fiscal year 2011 shall be credited as prescribed under the un-
 35 claimed property act, K.S.A. 58-3934 et seq., and amendments thereto:
 36 *Provided further*, That all moneys credited to the state treasurer operating
 37 fund during fiscal year 2011 are to reimburse the state treasurer for ac-
 38 counting, auditing, budgeting, legal, payroll, personnel and purchasing
 39 services and any other governmental services which are performed to
 40 administer the provisions of the uniform unclaimed property act, K.S.A.
 41 58-3934 et seq., and amendments thereto, that are not otherwise reim-
 42 bursed under any other provision of law.
 43 Fiscal agency fund..... No limit

1	Bond services fee fund.....	No limit
2	City bond finance fund.....	No limit
3	Local ad valorem tax reduction fund	No limit
4	County and city revenue sharing fund	No limit
5	Suspense fund	No limit
6	County and city retailers' sales tax fund	No limit
7	County and city compensating use tax fund.....	No limit
8	Local alcoholic liquor fund	No limit
9	Local alcoholic liquor equalization fund.....	No limit
10	Unclaimed property claims fund.....	No limit
11	Unclaimed property expense fund	No limit
12	<i>Provided</i> , That expenditures from the unclaimed property expense fund	
13	for official hospitality shall not exceed \$2,000.	
14	County and city transient guest tax fund	No limit
15	Racing admissions tax fund	No limit
16	Rental motor vehicle excise tax fund	No limit
17	Transportation development district sales tax fund	No limit
18	Redevelopment bond fund	No limit
19	Municipal investment pool fund	No limit
20	Pooled money investment portfolio fee fund	No limit
21	<i>Provided</i> , That on or before the fifth day of each month of the fiscal year	
22	ending June 30, 2011, the state treasurer shall certify to the pooled money	
23	investment board an accounting of the banking fees incurred by the state	
24	treasurer during the second preceding month that are attributable to the	
25	investment of the pooled money investment portfolio during such month:	
26	<i>Provided further</i> , That, prior to the 10th day of each month during the	
27	fiscal year ending June 30, 2011, the pooled money investment board	
28	shall review the certification from the state treasurer and shall make ex-	
29	penditures from the pooled money investment portfolio fee fund to pay	
30	the amount of banking fees incurred by the state treasurer during the	
31	second preceding month that are attributable to the investment of the	
32	pooled money investment portfolio during the second preceding month,	
33	as determined by the pooled money investment board: <i>And provided</i>	
34	<i>further</i> , That expenditures from the pooled money investment portfolio	
35	fee fund for official hospitality shall not exceed \$800.	
36	Special qualified industrial manufacturer fund.....	No limit
37	<i>Provided</i> , That, notwithstanding the provisions of K.S.A. 2009 Supp. 74-	
38	50,122, and amendments thereto, or any other statute, the special qual-	
39	ified industrial manufacturer fund shall be maintained in the state treas-	
40	ury and shall be administered by the state treasurer for the purposes of	
41	the qualified industrial manufacturer act: <i>Provided further</i> , That on the	
42	15th day of each month that commences during fiscal year 2011, the	
43	secretary of commerce and the secretary of revenue shall consult and	

1 determine the amount of revenue received by the state from withholding
2 taxes paid by each taxpayer that is a qualified industrial manufacturer
3 during the preceding month and then, jointly, shall certify the amount so
4 determined to the director of accounts and reports and, at the same time
5 as such certification is transmitted to the director of accounts and reports,
6 shall transmit a copy of such certification to the director of the budget
7 and the director of legislative research: *And provided further*, That, upon
8 receipt of each such certification, the director of accounts and reports
9 shall transfer the amount certified from the state general fund to the
10 special qualified industrial manufacturer fund established by this subsec-
11 tion: *And provided further*, That, on or before the 10th day of each month
12 commencing during fiscal year 2011, the director of accounts and reports
13 shall transfer from the state general fund to the special qualified industrial
14 manufacturer fund interest earnings based on: (1) The average daily bal-
15 ance of moneys in the special qualified industrial manufacturer fund es-
16 tablished by this subsection for the preceding month; and (2) the net
17 earnings rate of the pooled money investment portfolio for the preceding
18 month: *And provided further*, That the moneys credited to the special
19 qualified industrial manufacturer fund from the withholding taxes paid
20 by a qualified industrial manufacturer shall be paid by the state treasurer
21 to such qualified industrial manufacturer on such dates as are mutually
22 agreed to by the secretary of commerce and the state treasurer, serving
23 as paying agent in accordance with the terms of the agreement entered
24 into pursuant to K.S.A. 2009 Supp. 74-50,122, and amendments thereto,
25 by the secretary of commerce and such qualified industrial manufacturer:
26 *And provided further*, That not more than \$2,000,000 shall be paid from
27 the special qualified industrial manufacturer fund established by this sub-
28 section by the state treasurer to a qualified industrial manufacturer: *And*
29 *provided further*, That the words and phrases used in these provisos to
30 appropriation of moneys in the special qualified industrial manufacturer
31 fund shall have the meanings respectively ascribed thereto by K.S.A. 2009
32 Supp. 74-50,121, and amendments thereto, unless the context requires
33 otherwise.

34	Kansas postsecondary education savings program trust	
35	fund.....	\$265,000
36	<i>Provided</i> , That notwithstanding the provisions of subsection (f) of K.S.A.	
37	2009 Supp. 75-650, and amendments thereto, or any other statute, mon-	
38	eys are hereby appropriated for the fiscal year ending June 30, 2011, for	
39	the purpose of matching contributions of qualified applicants approved	
40	between January 1, 2010, and June 30, 2010.	
41	Kansas postsecondary education savings program expense	
42	fund.....	\$346,043
43	Conversion of materials and equipment fund	No limit

1 Tax increment financing revenue replacement fund No limit
2 Spirit bonds fund No limit
3 *Provided*, That, on the 15th day of each month that commences during
4 fiscal year 2011, the secretary of revenue shall determine the amount of
5 revenue received by the state during the preceding month from with-
6 holding taxes paid with respect to an eligible project by each taxpayer
7 that is an eligible business for which bonds have been issued under K.S.A.
8 2009 Supp. 74-50,136, and amendments thereto, and shall certify the
9 amount so determined to the director of accounts and reports and, at the
10 same time as such certification is transmitted to the director of accounts
11 and reports, shall transmit a copy of such certification to the director of
12 the budget and the director of legislative research: *Provided further*, That,
13 upon receipt of each such certification, the director of accounts and re-
14 ports shall transfer the amount certified from the state general fund to
15 the spirit bonds fund: *And provided further*, That, on or before the 10th
16 day of each month commencing during fiscal year 2011, the director of
17 accounts and reports shall transfer from the state general fund to the
18 spirit bonds fund interest earnings based on: (1) The average daily balance
19 of moneys in the spirit bonds fund for the preceding month; and (2) the
20 net earnings rate of the pooled money investment portfolio for the pre-
21 ceding month: *And provided further*, That the moneys credited to the
22 spirit bonds fund from the withholding taxes paid by an eligible business
23 and the interest earnings thereon shall be transferred by the state trea-
24 surer from the spirit bonds fund to the special economic revitalization
25 fund administered by the state treasurer in accordance with K.S.A. 2009
26 Supp. 74-50,136, and amendments thereto.
27 Business machinery and equipment tax reduction assis-
28 tance fund \$0
29 Telecommunications and railroad machinery and equip-
30 ment tax reduction assistance fund \$0
31 Community improvement district sales tax fund..... No limit
32 (b) During the fiscal year ending June 30, 2011, notwithstanding the
33 provisions of K.S.A. 75-1514, and amendments thereto, or any other stat-
34 ute, the commissioner of insurance shall remit all moneys received by the
35 commissioner under K.S.A. 75-1508, and amendments thereto, to the
36 state treasurer in accordance with the provisions of K.S.A. 75-4215, and
37 amendments thereto: *Provided*, That, upon receipt of each such remit-
38 tance, the state treasurer shall deposit the entire amount in the state
39 treasury: *Provided, however*, That, for each such remittance deposited in
40 the state treasury during fiscal year 2011, the state treasurer shall not
41 credit such deposit pursuant to K.S.A. 75-1514, and amendments thereto,
42 but shall credit such deposit in accordance with the provisions of this
43 subsection: *Provided further*, That the state treasurer shall credit 20% of

1 each such deposit to the state general fund and the state treasurer shall
 2 credit the remainder of each such deposit as follows: (1) The amount
 3 equal to 64% of the remainder of such deposit shall be credited to the
 4 fire marshal fee fund of the state fire marshal; (2) the amount equal to
 5 20% of the remainder of such deposit shall be credited to the emergency
 6 medical services board operating fund of the emergency medical services
 7 board; and (3) the amount equal to 16% of the remainder of such deposit
 8 shall be credited to the fire service training program fund of the university
 9 of Kansas: *And provided further*, That the amount of each such deposit
 10 that is credited to the state general fund pursuant to this subsection is to
 11 reimburse the state general fund for accounting, auditing, budgeting, le-
 12 gal, payroll, personnel and purchasing services and any other govern-
 13 mental services which are performed on behalf of the state fire marshal,
 14 the emergency medical services board, and the fire service training pro-
 15 gram of the university of Kansas by other state agencies which receive
 16 appropriations from the state general fund to provide such services: *And*
 17 *provided further*, That, whenever in fiscal year 2011 the aggregate
 18 amount that the 20% credit to the state general fund prescribed by this
 19 subsection is equal to \$200,000, then (1) the provisions of this subsection
 20 prescribing the 20% credit to the state general fund no longer shall apply
 21 to moneys received pursuant to K.S.A. 75-1508, and amendments thereto,
 22 and (2) for the remainder of fiscal year 2011, the state treasurer shall
 23 credit the full 100% so received of each such deposit as follows: (A) The
 24 amount equal to 64% of such deposit shall be credited to the fire marshal
 25 fee fund of the state fire marshal; (B) the amount equal to 20% of such
 26 deposit shall be credited to the emergency medical services board oper-
 27 ating fund of the emergency medical services board; and (C) the amount
 28 equal to 16% of such deposit shall be credited to the fire service training
 29 program fund of the university of Kansas.

30 Sec. 42.

31 INSURANCE DEPARTMENT

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 Insurance department service regulation fund No limit
 38 *Provided*, That expenditures from the insurance department service reg-
 39 ulation fund for official hospitality shall not exceed \$2,500: *Provided fur-*
 40 *ther*, That transfers may be made from this fund to the insurance de-
 41 partment rehabilitation and repair fund of the insurance department.
 42 Insurance company examination fund..... No limit
 43 *Provided*, That transfers may be made from the insurance company ex-

1 amination fund to the insurance department rehabilitation and repair
2 fund of the insurance department.

3 Insurance company annual statement examination fund... No limit
4 Insurance company examiner training fund..... No limit
5 Conversion of materials and equipment fund No limit
6 Commissioner’s travel reimbursement fund..... No limit

7 *Provided*, That expenditures may be made from the commissioner’s travel
8 reimbursement fund only to reimburse the commissioner of insurance,
9 or any designated employee, for expenses incurred for in-state or out-of-
10 state travel for official purposes, including travel to meetings of public or
11 private associations: *Provided further*, That all moneys received by the
12 commissioner of insurance for such travel from any non-state agency
13 source shall be deposited in the state treasury to the credit of this fund.

14 Workers compensation fund No limit

15 *Provided*, That expenditures from the workers compensation fund for
16 attorney fees and other costs and benefit payments may be made regard-
17 less of when services were rendered or when the initial award of benefits
18 was made.

19 State firefighters relief fund..... No limit

20 *Provided*, That notwithstanding the provisions of K.S.A. 40-1706, and
21 amendments thereto, or any other statute, transfers may be made from
22 the state firefighters relief fund to the insurance department rehabilita-
23 tion and repair fund of the insurance department: *Provided further*, That,
24 pursuant to provisions of section 34(a) of chapter 131 of the 2008 Session
25 Laws of Kansas, one or more transfers may be made during fiscal year
26 2011 from the state firefighters relief fund to the insurance department
27 service regulation fund to repay the amount that was borrowed for the
28 special distribution in FY 2008 pursuant to section 34(a) of chapter 131
29 of the 2008 Session Laws of Kansas, relating to the overpayment to the
30 firefighters relief association for Manhattan, KS: *And provided further*,
31 That, as used in this proviso, (1) “2011 formula amount” means the
32 amount determined in accordance with the formula and other provisions
33 of K.S.A. 40-1706, and amendments thereto, for the firefighters relief
34 association for Manhattan, KS, for fiscal year 2011, (2) “2008 payment
35 amount” means the amount actually paid to the firefighters relief asso-
36 ciation for Manhattan, KS, from the state firefighters relief fund for fiscal
37 year 2008, and (3) “2011 repayment amount” means the difference be-
38 tween the 2011 formula amount and the 2008 payment amount: *And*
39 *provided further*, That, notwithstanding the provisions of K.S.A. 40-1706,
40 and amendments thereto, or any other statute, the amount of the distri-
41 bution to be paid to the firefighters relief association for Manhattan, KS,
42 from the state firefighters relief fund for fiscal year 2011 shall not exceed
43 the 2008 payment amount: *And provided further*, That the commissioner

1 of insurance shall certify the 2011 repayment amount to the director of
2 accounts and reports and the outstanding amount that remains to be
3 repaid to the insurance department service regulation fund pursuant to
4 provisions of section 34(a) of chapter 131 of the 2008 Session Laws of
5 Kansas after the transfer to the insurance department service regulation
6 fund pursuant to this proviso: *And provided further*, That, upon receipt
7 of such certification, the director of accounts and reports shall transfer
8 the amount equal to the 2011 repayment amount from the state firefigh-
9 ers relief fund to the insurance department service regulation fund: *And*
10 *provided further*, That, at the same time that the commissioner of insur-
11 ance transmits such certification to the director of accounts and reports,
12 the commissioner of insurance shall transmit a copy of such certification
13 to the director of the budget and to the director of legislative research.

14 Insurance company tax and fee refund fund..... No limit
15 Group-funded workers' compensation pools fee fund No limit
16 *Provided*, That transfers may be made from the group-funded workers'
17 compensation pools fee fund to the insurance department rehabilitation
18 and repair fund of the insurance department.

19 Municipal group-funded pools fee fund..... No limit
20 *Provided*, That transfers may be made from the municipal group-funded
21 pools fee fund to the insurance department rehabilitation and repair fund
22 of the insurance department.

23 Uninsurable health insurance plan fund..... No limit
24 Insurance education and training fund No limit
25 *Provided*, That expenditures may be made from the insurance education
26 and training fund for training programs and official hospitality: *Provided*
27 *further*, That the insurance commissioner is hereby authorized to fix,
28 charge and collect fees for such training programs: *And provided further*,
29 That fees for such training programs shall be fixed in order to collect all
30 or part of the operating expenses incurred for such training programs,
31 including official hospitality: *And provided further*, That all fees received
32 for such training programs shall be deposited in the state treasury in
33 accordance with the provisions of K.S.A. 75-4215, and amendments
34 thereto, and shall be credited to the insurance education and training
35 fund.

36 Other federal grants fund..... No limit
37 *Provided*, That the above agency is authorized to make expenditures from
38 the other federal grants fund of any moneys credited to this fund from
39 any individual grant if the grant: (1) Is less than or equal to \$250,000 in
40 the aggregate, and (2) does not require the matching expenditure of any
41 other moneys in the state treasury during fiscal year 2011 other than
42 moneys appropriated by this or other appropriation act of the 2010 reg-
43 ular session of the legislature: *Provided, however*, That, upon application

1 to and authorization by the governor, the above agency may make ex-
 2 penditures of moneys credited to this fund from any individual federal
 3 grant which is more than \$250,000 in the aggregate or which requires the
 4 matching expenditure of moneys in the state treasury during fiscal year
 5 2011, other than moneys appropriated by this or other appropriation act
 6 of the 2010 regular session of the legislature.

7 Monumental life settlement fund..... No limit
 8 *Provided*, That all expenditures from the monumental life settlement
 9 fund shall be made for scholarship purposes: *Provided further*, That the
 10 scholarship recipients shall be African-American students who are cur-
 11 rently enrolled and are attending an accredited higher education insti-
 12 tution in the state of Kansas and who have designated a major in math-
 13 ematics, computer science or business.

14 Fines and penalties fund \$10,000
 15 *Provided*, That, notwithstanding the provisions of K.S.A. 40-2606, and
 16 amendments thereto, or any other statute, all moneys received during
 17 fiscal year 2011 for penalties imposed pursuant to K.S.A. 40-2606, and
 18 amendments thereto, shall be remitted to the state treasurer in accord-
 19 ance with the provisions of K.S.A. 75-4215, and amendments thereto:
 20 *Provided further*, That, upon receipt of each such remittance, the state
 21 treasurer shall deposit the entire amount in the state treasury to the credit
 22 of the fines and penalties fund.

23 Settlements fund..... No limit
 24 *Provided*, That moneys may be transferred or otherwise credited to the
 25 settlements fund as the result of or pursuant to court orders under K.S.A.
 26 40-3644, and amendments thereto, court-ordered settlements, or legis-
 27 lative authority: *Provided further*, That expenditures from the settlements
 28 fund shall be made for the purpose of providing consumer education and
 29 outreach or for costs that the insurance department may incur in closeout
 30 of any troubled insurance company matters.

31 (b) In addition to the other purposes for which expenditures may be
 32 made by the insurance department from the insurance company exami-
 33 nation fund for fiscal year 2011 as authorized by K.S.A. 40-223, and
 34 amendments thereto, notwithstanding the provisions of K.S.A. 40-223 or
 35 75-3721, and amendments thereto, or any other statute, expenditures may
 36 be made by the insurance department from the insurance company ex-
 37 amination fund for fiscal year 2011 for the examination of annual state-
 38 ments filed with the commissioner of insurance, regardless of when the
 39 services were rendered, when the expenses were incurred or when any
 40 claim was submitted or processed for payment and regardless of whether
 41 or not the services were rendered or the expenses were incurred prior to
 42 the effective date of this act.

43 (c) On July 1, 2010, or as soon thereafter as moneys are available,

1 notwithstanding the provisions of K.S.A. 40-112, and amendments
 2 thereto, or of any other statute, the director of accounts and reports shall
 3 transfer \$5,000,000 from the insurance department service regulation
 4 fund to the state general fund: *Provided*, That the transfer of such amount
 5 shall be in addition to any other transfer from the insurance department
 6 service regulation fund to the state general fund as prescribed by law:
 7 *Provided further*, That the amount transferred from the insurance de-
 8 partment service regulation fund to the state general fund pursuant to
 9 this subsection is to reimburse the state general fund for accounting,
 10 auditing, budgeting, legal, payroll, personnel and purchasing services and
 11 any other governmental services which are performed on behalf of the
 12 insurance department by other state agencies which receive appropria-
 13 tions from the state general fund to provide such services.

14 Sec. 43.

15 HEALTH CARE STABILIZATION FUND BOARD
 16 OF GOVERNORS

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 other than refunds authorized by law
 21 shall not exceed the following:

22 Health care stabilization fund.....	No limit
23 Conference fee fund.....	No limit

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

28 Operating expenditures	\$1,658,928
29 <i>Provided</i> , That expenditures from the operating expenditures account for 30 official hospitality shall not exceed \$500.	
31 Legal services and other claims expenses	No limit
32 Claims and benefits	No limit

33 Sec. 44.

34 JUDICIAL COUNCIL

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 Judicial council fund	No limit
41 Grants and gifts fund	No limit

42 *Provided*, That all private grants and gifts received by the judicial council,
 43 other than moneys received as grants, gifts or donations for the prepa-

1 ration, publication or distribution of legal publications, shall be deposited
2 to the credit of the grants and gifts fund.

3 Publications fee fund No limit
4 Judicial performance fund No limit

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

22 Sec. 45.

23 STATE BOARD OF INDIGENTS' DEFENSE SERVICES

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 \$11,308,804

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 for indigents'
30 defense services are authorized to be made from the operating expendi-
31 tures account regardless of when services were rendered: *Provided fur-*
32 *ther*, That expenditures may be made from the operating expenditures
33 account for negotiated contracts for malpractice insurance for public de-
34 fenders and deputy or assistant public defenders: *And provided further*,
35 That all contracts for malpractice insurance for public defenders and dep-
36 uty or assistant public defenders shall be negotiated and purchased by
37 the state board of indigents' defense services, shall not be subject to ap-
38 proval or purchase by the committee on surety bonds and insurance under
39 K.S.A. 75-4114 and 75-6111, and amendments thereto, and shall not be
40 subject to the provisions of K.S.A. 75-3739, and amendments thereto.

41 Assigned counsel expenditures \$8,103,156

42 *Provided*, That any unencumbered balance in excess of \$100 as of June
43 30, 2010, in the assigned counsel expenditures account is hereby reap-

1 appropriated for fiscal year 2011: *Provided further*, That expenditures for
2 indigents’ defense services are authorized to be made from the assigned
3 counsel expenditures account regardless of when services were rendered.
4 Capital defense operations..... \$2,242,571
5 *Provided*, That any unencumbered balance in excess of \$100 as of June
6 30, 2010, in the capital defense operations account is hereby reappro-
7 priated for fiscal year 2011: *Provided further*, That expenditures for in-
8 digents’ defense services are authorized to be made from the capital de-
9 fense operations account regardless of when services were rendered.
10 Legal services for prisoners..... \$308,658
11 (b) There is appropriated for the above agency from the following spe-
12 cial revenue fund or funds for the fiscal year ending June 30, 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 shall not exceed the following:
16 Indigents’ defense services fund No limit
17 *Provided*, That expenditures may be made from the indigents’ defense
18 services fund for the purpose of assigned counsel and other professional
19 services related to contract cases.
20 Inservice education workshop fee fund..... No limit
21 *Provided*, That expenditures may be made from the inservice education
22 workshop fee fund for operating expenditures, including official hospi-
23 tality, incurred for inservice workshops and conferences: *Provided fur-*
24 *ther*, That the state board of indigents’ defense services is hereby au-
25 thorized to fix, charge and collect fees for inservice workshops and
26 conferences: *And provided further*, That such fees shall be fixed in order
27 to recover all or part of such operating expenditures incurred for inservice
28 workshops and conferences: *And provided further*, That all fees received
29 for inservice workshops and conferences shall be deposited in the state
30 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
31 ments thereto, and shall be credited to the inservice education workshop
32 fee fund.
33 ARRA public defenders grant fund No limit
34 JAG grant server backup/recovery fund No limit
35 (c) During the fiscal year ending June 30, 2011, the executive director
36 of the state board of indigents’ defense services, with the approval of the
37 director of the budget, may transfer any part of any item of appropriation
38 for the fiscal year ending June 30, 2011, from the state general fund for
39 the state board of indigents’ defense services to any other item of appro-
40 priation for fiscal year 2011 from the state general fund for the state board
41 of indigents’ defense services. The executive director shall certify each
42 such transfer to the director of accounts and reports and shall transmit a
43 copy of each such certification to the director of legislative research.

1 Sec. 46.

2 JUDICIAL BRANCH

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 Judiciary operations \$104,248,535

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

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

25	Library report fee fund	No limit
26	Judiciary technology fund	No limit
27	Judicial branch gifts fund.....	No limit
28	Dispute resolution fund.....	No limit
29	Judicial branch education fund.....	No limit

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

1 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
2 ited to the judicial branch education fund.

3 Conversion of materials and equipment fund	No limit
4 Child welfare federal grant fund.....	No limit
5 Child support enforcement contractual agreement fund...	No limit
6 Bar admission fee fund	No limit
7 Permanent families account — family and children invest- 8 ment fund	No limit
9 Duplicate law book fund	No limit
10 Court reporter fund.....	No limit
11 Access to justice fund.....	No limit
12 Judicial technology and building and grounds fund.....	No limit
13 Judicial branch nonjudicial salary initiative fund.....	No limit
14 Judicial branch nonjudicial salary adjustment fund	No limit
15 Federal grants fund	No limit
16 District magistrate judge supplemental compensation 17 fund.....	No limit

18 *Provided*, That all moneys received by the judicial branch from the county
19 or counties comprising a judicial district to supplement the salary of, or
20 to pay any compensation to, any district magistrate judge of a judicial
21 district pursuant to K.S.A. 2009 Supp. 75-3120k, and amendments
22 thereto, shall be deposited in the state treasury in accordance with the
23 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
24 ited to the district magistrate judge supplemental compensation fund:
25 *Provided further*, That all moneys credited to the district magistrate judge
26 supplemental compensation fund shall be paid to, or on behalf of, the
27 district magistrate judge or district magistrate judges for whom such mon-
28 eys were remitted by the county or counties: *And provided further*, That
29 all expenditures from the district magistrate judge supplemental com-
30 pensation fund for such purposes shall be made in the same manner and
31 at the same times that biweekly compensation is payable for the biweekly
32 pay periods which are chargeable to fiscal year 2011, subject to the same
33 conditions or restrictions imposed or prescribed by law as the salary or
34 other compensation payable by law to such district magistrate judge or
35 district magistrate judges, including any applicable withholding or other
36 taxes, associated employer contributions and authorized deductions.

37 Judicial branch surcharge fund	No limit
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38 Sec. 47.

39 KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

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

42 13th retirement check — debt service.....	\$3,213,748
--	-------------

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

1 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
2 moneys now or hereafter lawfully credited to and available in such fund
3 or funds, except that expenditures other than refunds authorized by law
4 shall not exceed the following:

- 5 Kansas public employees retirement fund..... No limit
- 6 *Provided*, That no expenditures may be made from the Kansas public
- 7 employees retirement fund other than for benefits, investments, refunds
- 8 authorized by law, and other purposes specifically authorized by this or
- 9 other appropriation act.
- 10 Kansas public employees deferred compensation fees
- 11 fund..... No limit
- 12 Group insurance reserve fund..... No limit
- 13 Optional death benefit plan reserve fund..... No limit
- 14 Kansas endowment for youth fund..... No limit
- 15 Senior services trust fund No limit
- 16 Family and children endowment account — family and
- 17 children investment fund No limit
- 18 Non-retirement administration fund..... No limit

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

28 K DFA series 2003H bond debt service fund No limit
29 *Provided*, That notwithstanding the provisions of K.S.A. 74-4921 et seq.,
30 and amendments thereto, any employer contributions remitted in ac-
31 cordance with the provisions of K.S.A. 20-2605, and amendments thereto,
32 K.S.A. 74-4920, and amendments thereto, K.S.A. 74-4939, and amend-
33 ments thereto, and K.S.A. 74-4967, and amendments thereto, for the
34 purpose of paying the actuarial cost of the provisions of K.S.A. 74-49,109
35 et seq., and amendments thereto, shall be deposited in the K DFA series
36 2003H bond debt service fund: *Provided further*, That the executive di-
37 rector of the Kansas public employees retirement system shall certify to
38 the director of accounts and reports an amount to reimburse the state
39 general fund for bond debt service payments authorized in fiscal year
40 2011: *And provided further*, That the director of accounts and reports
41 shall transfer to the state general fund such amount certified as provided
42 by the executive director no later than June 30, 2011.

43 (c) Expenditures may be made from the expense reserve of the Kansas

1 public employees retirement fund for the fiscal year ending June 30,
2 2011, for the following specified purposes:

- 3 Agency operations \$8,803,613
- 4 *Provided*, That expenditures from the agency operations account may be
- 5 made for official hospitality.
- 6 Investment-related expenses No limit
- 7 KPERS technology project No limit

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

- 11 Agency operations \$82,177
- 12 Investment-related expenses No limit

13 (e) On July 1, 2010, notwithstanding the provisions of K.S.A. 38-2102,
14 and amendments thereto, the amount prescribed by subsection (d)(4) of
15 K.S.A. 38-2102, and amendments thereto, to be transferred on July 1,
16 2010, by the director of accounts and reports from the Kansas endowment
17 for youth fund to the children’s initiatives fund is hereby increased to
18 \$67,118,748.

19 Sec. 48.

20 KANSAS HUMAN RIGHTS COMMISSION

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 Operating expenditures \$1,442,138

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

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 Federal fund..... No limit
- 39 Conversion of materials and equipment fund No limit
- 40 Annual banquet fund No limit

41 *Provided*, That expenditures may be made from the annual banquet fund
42 for operating expenditures for the commission’s annual banquet, includ-
43 ing official hospitality: *Provided further*, That the executive director is

1 hereby authorized to fix, charge and collect fees for such banquet: *And*
 2 *provided further*, That such fees shall be fixed in order to recover all or
 3 part of the operating expenses incurred for such banquet, including of-
 4 ficial hospitality: *And provided further*, That all fees received for such
 5 banquet shall be deposited in the state treasury in accordance with the
 6 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
 7 ited to the annual banquet fund.

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

20 Sec. 49.

21 STATE CORPORATION COMMISSION

22 (a) 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 other than refunds authorized by law
 26 shall not exceed the following:

27 Public service regulation fund No limit
 28 Motor carrier license fees fund..... No limit
 29 Conservation fee fund..... No limit

30 *Provided*, That any expenditure made from the conservation fee fund for
 31 plugging abandoned wells, cleanup of pollution from oil and gas activities
 32 and testing of wells shall be in addition to any expenditure limitation
 33 imposed on this fund: *Provided further*, That expenditures may be made
 34 from this fund for debt collection and set-off administration: *And pro-*
 35 *vided further*, That a percentage of the fees collected, not to exceed 27%,
 36 shall be transferred from the conservation fee fund to the accounting
 37 services recovery fund of the department of administration for services
 38 rendered in collection efforts: *And provided further*, That all expenditures
 39 made from the conservation fee fund for debt collection and set-off ad-
 40 ministration shall be in addition to any expenditure limitation imposed
 41 on this fund: *And provided further*, That the state corporation commis-
 42 sion shall include as part of the fiscal year 2012 budget estimates for the
 43 state corporation commission submitted pursuant to K.S.A. 75-3717, and

1 amendments thereto, a three-year projection of receipts to and expend-
2 itures from the conservation fee fund for fiscal years 2012, 2013 and 2014.
3 Energy grants management federal fund — ARRA No limit
4 *Provided*, That the state corporation commission is hereby designated as
5 the state agency to receive moneys from federal agencies for energy con-
6 servation and other energy related activities under the federal American
7 recovery and reinvestment act of 2009, as amended: *Provided, further*,
8 That, whenever moneys are received by the state corporation commission
9 from federal agencies for energy conservation and other energy-related
10 activities under the federal American recovery and reinvestment act of
11 2009, as amended, such moneys shall be deposited in the state treasury
12 in accordance with the provisions of K.S.A. 75-4215, and amendments
13 thereto, and shall be credited to the energy grants management federal
14 fund — ARRA.

15 Gas pipeline safety program special one call — federal
16 fund..... No limit

17 State electricity regulators assistance — ARRA federal
18 fund..... No limit

19 Energy efficiency revolving loan program — ARRA federal
20 fund..... No limit

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

1 *And provided further*, That, on or before the 10th day of each month,
2 the director of accounts and reports shall transfer from the state general
3 fund to the energy efficiency revolving loan program — ARRA federal
4 fund interest earnings based on: (1) The average daily balance of repaid
5 moneys in the energy efficiency revolving loan program — ARRA federal
6 fund for the preceding month; and (2) the net earnings rate for the pooled
7 money investment portfolio for the preceding month.

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

23 *Provided*, That the above agency is authorized to make expenditures from
24 the other federal grants fund of any moneys credited to this fund from
25 any individual grant if the grant: (1) Is less than or equal to \$250,000 in
26 the aggregate, and (2) does not require the matching expenditure of any
27 other moneys in the state treasury during fiscal year 2011 other than
28 moneys appropriated by this or other appropriation act of the 2010 reg-
29 ular session of the legislature: *Provided, however*, That, upon application
30 to and authorization by the governor, the above agency may make ex-
31 penditures of moneys credited to this fund from any individual federal
32 grant which is more than \$250,000 in the aggregate or which requires the
33 matching expenditure of moneys in the state treasury during fiscal year
34 2011, other than moneys appropriated by this or other appropriation act
35 of the 2010 regular session of the legislature.

36	Inservice education workshop fee fund.....	No limit
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37 *Provided*, That expenditures may be made from the inservice education
38 workshop fee fund for operating expenditures, including official hospi-
39 tality, incurred for inservice workshops and conferences conducted by the
40 state corporation commission for staff and members of the state corpo-
41 ration commission: *Provided further*, That the state corporation commis-
42 sion is hereby authorized to fix, charge and collect fees for such inservice
43 workshops and conferences: *And provided further*, That such fees shall

1 be fixed in order to recover all or part of the operating expenditures
 2 incurred for conducting such inservice workshops and conferences: *And*
 3 *provided further*, That all moneys received for such fees shall be depos-
 4 ited in the state treasury in accordance with the provisions of K.S.A. 75-
 5 4215, and amendments thereto, and shall be credited to the inservice
 6 education workshop fee fund.

7	Base state registration clearing fund.....	No limit
8	Credit card clearing fund.....	No limit
9	Suspense fund	No limit
10	KETA development fund	No limit

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

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

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

38 (e) During the fiscal year ending June 30, 2011, notwithstanding the
 39 provisions of any other statute, the executive director of the state cor-
 40 poration commission, with the approval of the director of the budget, may
 41 transfer funds from any special revenue fund or funds of the state cor-
 42 poration commission to any other special revenue fund or funds of the
 43 state corporation commission. The executive director of the state corpo-

1 ration commission shall certify each such transfer to the director of ac-
2 counts and reports and shall transmit a copy of each such certification to
3 the director of legislative research.

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

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

34 (g) On July 1, 2010, or as soon thereafter as moneys are available, the
35 state corporation commission shall certify to the director of the budget
36 and director of accounts and reports an amount or amounts to be trans-
37 ferred on July 1, 2010, or as soon thereafter as moneys are available,
38 notwithstanding the provisions of K.S.A. 55-143, 55-167, 55-168, 55-180,
39 55-1,116, 66-1,142 or 66- 1a01, and amendments thereto, or any other
40 statute, from the public service regulation fund, the motor carrier license
41 fees fund, the conservation fee fund, the gas pipeline fee fund, the in-
42 service education fund, and the petroleum violation escrow fund of the
43 state corporation commission to the state general fund during fiscal year

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

34 Sec. 50.

35 CITIZENS' UTILITY RATEPAYER BOARD

36 (a) 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 Utility regulatory fee fund \$807,710

42 (b) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,
 43 2011, or as soon after each such date as moneys are available, and upon

1 receipt of certification by the state corporation commission of the amount
 2 to be transferred, the director of accounts and reports shall transfer from
 3 the public service regulation fund of the state corporation commission to
 4 the utility regulatory fee fund of the citizens' utility ratepayer board all
 5 moneys assessed by the state corporation commission for the citizens'
 6 utility ratepayer board under K.S.A. 66-1502 or 66-1503, and amend-
 7 ments thereto, and deposited in the state treasury to the credit of the
 8 public service regulation fund.

9 (c) During the fiscal year ending June 30, 2012, in addition to other
 10 purposes for which expenditures may be made by the citizens' utility
 11 ratepayer board from the utility regulatory fee fund for fiscal year 2012
 12 for the citizens' utility ratepayer board as authorized by this or other
 13 appropriation act of the 2010 regular session of the legislature or by any
 14 appropriation act of the 2011 regular session of the legislature, notwith-
 15 standing the provisions of any other statute to the contrary, if the total
 16 expenditures authorized by the expenditure limitation prescribed by sub-
 17 section (a) are not expended or encumbered for fiscal year 2011, then
 18 the amount equal to the amount of such expenditure authority for fiscal
 19 year 2011 remaining may be expended from the utility regulatory fee fund
 20 for fiscal year 2012 pursuant to contracts for professional services and any
 21 such expenditure for fiscal year 2012 shall be in addition to any expend-
 22 iture limitation imposed on the utility regulatory fee fund for fiscal year
 23 2012.

24 Sec. 51.

25 DEPARTMENT OF ADMINISTRATION

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	General administration	\$976,545
29	<i>Provided</i> , That any unencumbered balance in the general administration	
30	account in excess of \$100 as of June 30, 2010, is hereby reappropriated	
31	for fiscal year 2011: <i>Provided further</i> , That in addition to other positions	
32	within the department of administration in the unclassified service as	
33	prescribed by law, expenditures may be made from the general admin-	
34	istration account for three employees in the unclassified service under	
35	the Kansas civil service act: <i>And provided further</i> , That expenditures from	
36	this account for official hospitality shall not exceed \$1,000.	
37	Financial management system	\$843,810
38	<i>Provided</i> , That any unencumbered balance in the financial management	
39	system account in excess of \$100 as of June 30, 2010, is hereby reappro-	
40	priated for fiscal year 2011.	
41	Department of administration systems.....	\$2,172,614
42	<i>Provided</i> , That any unencumbered balance in the department of admin-	
43	istration systems account in excess of \$100 as of June 30, 2010, is hereby	

1 reappropriated for fiscal year 2011: *Provided further*, That expenditures
2 from the department of administration systems account for official hos-
3 pitality shall not exceed \$1,000.

4 Personnel services \$1,796,172

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

8 Purchasing..... \$488,944

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

12 Budget analysis \$1,281,717

13 *Provided*, That any unencumbered balance in the budget analysis account
14 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
15 year 2011: *Provided further*, That, in addition to other positions within
16 the department of administration in the unclassified service as prescribed
17 by law, expenditures may be made from the budget analysis account for
18 eight employees in the unclassified service under the Kansas civil service
19 act: *And provided further*, That expenditures from this account for official
20 hospitality shall not exceed \$1,000.

21 Gubernatorial transition \$150,000

22 Facilities management..... \$55,037

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

26 Accounts and reports \$1,812,109

27 *Provided*, That any unencumbered balance in the accounts and reports
28 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
29 for fiscal year 2011.

30 Public broadcasting council grants \$1,806,322

31 *Provided*, That any unencumbered balance in the public broadcasting
32 council grants account in excess of \$100 as of June 30, 2010, is hereby
33 reappropriated for fiscal year 2011: *Provided further*, That all expendi-
34 tures from the public broadcasting council grants account for capital
35 equipment shall be made to provide matching funds for federal capital
36 equipment grants awarded to eligible public broadcasting stations: *And*
37 *provided further*, That expenditures from this account may be made to
38 provide matching funds for capital equipment projects funded from any
39 nonstate source in the event federal capital equipment grants are not
40 awarded: *And provided further*, That in the event the federal facility pro-
41 grams cease to exist or fail to conduct grant solicitations, expenditures
42 may be made from this account to provide matching funds for capital
43 equipment projects funded from any nonstate source without first apply-

1 ing for federal capital equipment grants.

2 KPERS bonds debt service \$36,140,952

3 Public broadcasting digital conversion debt service..... \$609,200

4 Policy analysis initiatives \$156,122

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

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

7 priated for fiscal year 2011: *Provided further*, That expenditures from this

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

9 Long-term care ombudsman \$264,705

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

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

12 propriated for fiscal year 2011: *Provided further*, That expenditures from

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

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

15 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 or indirect cost

18 recoveries authorized by law shall not exceed the following:

19 Federal cash management fund..... No limit

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

21 Building and ground fund..... No limit

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

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

24 General fees fund..... No limit

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

26 operating expenditures for the division of personnel services, including

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

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

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

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

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

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

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

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

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

36 ministration.

37 Human resource information systems cost recovery

38 fund..... No limit

39 Budget fees fund..... No limit

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

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

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

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

1 fees for such training programs: *And provided further*, That fees for such
 2 training programs and special projects shall be fixed in order to recover
 3 all or part of the operating expenses incurred for such training programs
 4 and special projects, including official hospitality: *And provided further*,
 5 That all fees received for such training programs and special projects and
 6 all fees received by the division of the budget under the open records act
 7 for providing access to or furnishing copies of public records shall be
 8 deposited in the state treasury in accordance with the provisions of K.S.A.
 9 75-4215, and amendments thereto, and shall be credited to the budget
 10 fees fund.

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

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

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

1 Information technology reserve fund..... No limit
2 State buildings operating fund..... No limit
3 *Provided*, That expenditures may be made from the state buildings op-
4 erating fund for operating and other expenses for the Hiram Price Dillon
5 House: *Provided further*, That the secretary of administration is hereby
6 authorized to fix, charge and collect fees for use of the rooms and other
7 facilities of the Hiram Price Dillon House in accordance with policies
8 adopted by the legislative coordinating council under K.S.A. 75-3682, and
9 amendments thereto, for approving the use of such property: *And pro-*
10 *vided further*, That fees for approved use of such property shall be rea-
11 sonable and directly related to the costs of such use and shall be fixed in
12 order to recover all or part of the operating expenses incurred for such
13 use: *And provided further*, That all moneys received for such fees shall
14 be deposited in the state treasury in accordance with the provisions of
15 K.S.A. 75-4215, and amendments thereto, and shall be credited to the
16 state buildings operating fund or the building and ground fund, as deter-
17 mined and directed by the secretary of administration: *And provided fur-*
18 *ther*, That the secretary of administration is hereby authorized to fix,
19 charge and collect a real estate property leasing services fee at a reason-
20 able rate per square foot of space leased by state agencies as approved
21 by the secretary of administration under K.S.A. 75-3739, and amend-
22 ments thereto, to recover the costs incurred by the department of ad-
23 ministration in providing services to state agencies relating to leases of
24 real property: *And provided further*, That each state agency that is party
25 to a lease of real property that is approved by the secretary of adminis-
26 tration under K.S.A. 75-3739, and amendments thereto, shall remit to the
27 secretary of administration the real estate property leasing services fee
28 upon receipt of the billing therefor: *And provided further*, That all mon-
29 eys received for real estate property leasing services fees shall be depos-
30 ited in the state treasury in accordance with the provisions of K.S.A. 75-
31 4215, and amendments thereto, and shall be credited to the state
32 buildings operating fund or the building and ground fund, as determined
33 and directed by the secretary of administration: *And provided further*,
34 That the net proceeds from the sale of all or any part of the Topeka state
35 hospital property, as defined by subsection (a) of K.S.A. 2009 Supp. 75-
36 37,123, and amendments thereto, shall be deposited in the state treasury
37 and credited to the state buildings operating fund or the building and
38 ground fund, as determined and directed by the secretary of administra-
39 tion: *And provided further*, That the secretary of administration is hereby
40 authorized to fix, charge and collect a surcharge against all state agency
41 leased square footage in Shawnee County including both state-owned and
42 privately-owned buildings: *And provided further*, That all moneys re-
43 ceived for such surcharge shall be deposited in the state treasury in ac-

1 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,
 2 and shall be credited to the state buildings operating fund or the building
 3 and ground fund, as determined and directed by the secretary of admin-
 4 istration.

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

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

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

1 and amendments thereto, and shall be credited to the municipal account-
2 ing and training services recovery fund.

3	Canceled warrants payment fund.....	No limit
4	State emergency fund	No limit
5	Bid and contract deposit fund	No limit
6	Federal withholding tax clearing fund.....	No limit
7	Financial management system development fund.....	No limit

8 *Provided*, That the secretary of administration may establish fees and
9 make special assessments in order to finance the costs of developing the
10 financial management system: *Provided further*, That all moneys received
11 for such fees and special assessments shall be deposited in the state treas-
12 ury in accordance with the provisions of K.S.A. 75-4215, and amendments
13 thereto, and shall be credited to the financial management system de-
14 velopment fund of the department of administration.

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

38 (c) On July 1, 2010, the director of accounts and reports shall transfer
39 \$210,000 from the state highway fund to the state general fund for the
40 purpose of reimbursing the state general fund for the cost of providing
41 purchasing services to the department of transportation.

42 (d) During the fiscal year ending June 30, 2011, the secretary of ad-
43 ministration is hereby authorized to approve refinancing of equipment

1 being financed by state agencies through the department's equipment
2 financing program. Such refinancing project is hereby approved for the
3 purposes of subsection (b) of K.S.A. 74-8905, and amendments thereto.

4 (e) In addition to the other purposes for which expenditures may be
5 made by the above agency from moneys appropriated in any capital im-
6 provement account of any special revenue fund or in any capital improve-
7 ment account of the state general fund for the above agency for fiscal
8 year 2011 by this or other appropriation act of the 2010 regular session
9 of the legislature, expenditures may be made by the above agency from
10 any such capital improvement account of any special revenue fund or any
11 such capital improvement account of the state general fund for fiscal year
12 2011 for the purpose of making emergency repairs to any facility that is
13 under the charge, care, management or control of the department of
14 administration as provided by law: *Provided*, That the secretary of ad-
15 ministration shall make a full report on such repairs and expenditures to
16 the director of the budget and the director of legislative research.

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

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

39 (3) The director of accounts and reports shall notify the state treasurer
40 of all amounts debited and credited to the children's initiatives fund pur-
41 suant to this subsection and all reductions and adjustments thereto made
42 pursuant to this subsection. The state treasurer shall enter all such
43 amounts debited and credited and shall make reductions and adjustments

1 thereto on the books and records kept and maintained for the children's
2 initiatives fund by the state treasurer in accordance with the notice
3 thereof.

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

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

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

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

40 (h) (1) On July 1, 2010, the director of accounts and reports shall record
41 a debit to the state treasurer's receivables for the correctional institutions
42 building fund and shall record a corresponding credit to the correctional
43 institutions building fund in an amount certified by the director of the

1 budget which shall be equal to 80% of the amount estimated by the
2 director of the budget to be transferred and credited to the correctional
3 institutions building fund during the fiscal year ending June 30, 2011,
4 except that such amount shall be proportionally adjusted during fiscal year
5 2011 with respect to any change in the moneys to be transferred and
6 credited to the correctional institutions building fund during fiscal year
7 2011. All moneys transferred and credited to the correctional institutions
8 building fund during fiscal year 2011 shall reduce the amount debited
9 and credited to the correctional institutions building fund under this sub-
10 section.

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

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

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

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

39 (3) The director of accounts and reports shall notify the state treasurer
40 of all amounts debited and credited to the Kansas endowment for youth
41 fund pursuant to this subsection and all reductions and adjustments
42 thereto made pursuant to this subsection. The state treasurer shall enter
43 all such amounts debited and credited and shall make reductions and

1 adjustments thereto on the books and records kept and maintained for
2 the Kansas endowment for youth fund by the state treasurer in accord-
3 ance with the notice thereof.

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

13 (j) During the fiscal year ending June 30, 2011, the secretary of ad-
14 ministration, with the approval of the director of the budget, may transfer
15 any part of any item of appropriation for the fiscal year ending June 30,
16 2011, from the state general fund for the department of administration
17 to another item of appropriation for fiscal year 2011 from the state general
18 fund for the department of administration. The secretary of administra-
19 tion shall certify each such transfer to the director of accounts and reports
20 and shall transmit a copy of each such certification to the director of
21 legislative research.

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

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

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

37 (m) On July 1, 2010, or as soon thereafter as moneys are available
38 during the fiscal year ending June 30, 2011, the director of accounts and
39 reports shall transfer an amount or amounts from the appropriate federal
40 fund or funds of the department on aging to the older Americans act
41 long- term care ombudsman federal fund of the department of admin-
42 istration: *Provided*, That the aggregate of such amount or amounts trans-
43 ferred during fiscal year 2011 shall be equal to and shall not exceed the

1 Older Americans Act Title VII: Ombudsman Award and 4.38% of the
2 Kansas Older Americans Act Title III: Part B Supportive Services Award.
3 (n) (1) On July 1, 2010, notwithstanding the provisions of any other
4 statute, the director of accounts and reports shall record a debit to the
5 state treasurer's receivables for the state general fund and shall record a
6 corresponding credit to the state general fund in the net amount equal
7 to \$32,689,900 minus the amount credited and debited on or before June
8 30, 2010, pursuant to section 76(p)(9)(D) of chapter 142 of the 2006
9 Session Laws of Kansas, to finance the cost of the 27th payroll chargeable
10 to the fiscal year ending June 30, 2006, for state agencies.
11 (2) On or before September 1, 2010, the director of accounts and re-
12 ports shall adjust the amounts debited and credited to the state treasurer's
13 receivables and to the state general fund pursuant to this subsection (n),
14 to reflect all moneys actually transferred and credited to the state general
15 fund during fiscal year 2011.
16 (3) (A) (i) Prior to August 15, 2010, the director of the budget shall
17 determine and certify to the director of accounts and reports the amount
18 reappropriated in each account of the state general fund of a state agency,
19 other than any regents agency, from the state general fund that has a
20 specific expenditure limitation prescribed for fiscal year 2011 and that is
21 in excess of the amount authorized under the approved budget of ex-
22 penditures to be expended from such reappropriated amount for fiscal
23 year 2011.
24 (ii) On or before June 30, 2011, the director of the budget shall deter-
25 mine and certify to the director of accounts and reports the amount reap-
26 propriated in each account of the state general fund of a state agency,
27 other than any regents agency, from the state general fund that has no
28 specific expenditure limitation prescribed for the fiscal year, that is in
29 excess of the amount estimated under the approved budget of expendi-
30 tures to be expended from such reappropriated amount for fiscal year
31 2011, and that is determined by the director of the budget not to be
32 needed for the purpose for which such amount was originally budgeted,
33 including, but not limited to, actual or projected cost savings as a result
34 of completed, cancelled or modified projects, programs or operations.
35 (iii) As used in paragraphs (i) and (ii) of this subsection (n)(3)(A), "spe-
36 cific expenditure limitation prescribed for the fiscal year" includes any
37 case in which no expenditures may be made from such reappropriated
38 balance except upon approval by the state finance council.
39 (B) Prior to August 15, 2010, the director of the budget shall determine
40 and certify to the director of accounts and reports the aggregate of all
41 unanticipated lapses of moneys which were appropriated or reappro-
42 priated from the state general fund for fiscal year 2010 and which were
43 not reappropriated for fiscal year 2011, as determined by the director of

1 the budget: *Provided*, That, as used in this subsection (n)(3)(B), “unan-
2 ticipated lapses of moneys” shall not include any amount lapsed from the
3 state general fund pursuant to explicit language in an appropriation act
4 of the 2010 regular session of the legislature or any amount lapsed from
5 the state general fund for which specific reappropriation language was
6 deliberately not included in any appropriation act of the 2010 regular
7 session of the legislature.

8 (C) Prior to August 15, 2010, the director of the budget shall determine
9 and certify to the director of accounts and reports the aggregate of all
10 amounts of unencumbered balances in accounts of the state general fund
11 that were first encumbered during a fiscal year commencing prior to July
12 1, 2009, that were released during fiscal year 2010, and that were not
13 specifically reappropriated by an appropriation act of the 2010 regular
14 session of the legislature.

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

23 (B) On June 30, 2011, in accordance with the certification by the di-
24 rector of the budget that is submitted to the director of accounts and
25 reports under subsection (n)(3)(A)(ii), the appropriation for fiscal year
26 2011 for each account of the state general fund that is appropriated or
27 reappropriated for the fiscal year ending June 30, 2011, by this or other
28 appropriation act of the 2010 regular session of the legislature is hereby
29 respectively lapsed by the amount equal to the amount certified under
30 subsection (n)(3)(A)(ii).

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

35 (6) (A) Prior to August 15, 2010, the state board of regents shall de-
36 termine and certify to the director of the budget each of the specific
37 amounts from the amounts appropriated from the state general fund or
38 from the moneys appropriated and available in the special revenue funds
39 for each of the regents agencies to be transferred to and debited to the
40 27th payroll adjustment account of the state general fund by the director
41 of accounts and reports pursuant to this subsection (n): *Provided* That
42 the aggregate of all such amounts certified to the director of the budget
43 shall be an amount that is equal to or more than \$1,184,054. The certi-

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

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

16 (C) On August 15, 2010, in accordance with the certification by the
17 director of the budget that is submitted to the director of accounts and
18 reports under this subsection (n)(6), the appropriation for fiscal year 2011
19 for each account of the state general fund, state economic development
20 initiatives fund, state water plan fund and children's initiatives fund that
21 is appropriated or reappropriated for the fiscal year ending June 30, 2011,
22 by this or other appropriation act of the 2010 regular session of the leg-
23 islature is hereby respectively lapsed by the amount equal to the amount
24 certified under this subsection (n)(6).

25 (7) In determining the amounts to be certified to the director of ac-
26 counts and reports in accordance with this subsection (n), the director of
27 the budget and the state board of regents shall consider any changed
28 circumstances and unanticipated reductions in expenditures or unantici-
29 pated and required expenditures by the state agencies for fiscal year 2011.

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

37 (B) On September 1, 2010, the director of accounts and reports shall
38 transfer the balance of the 27th payroll adjustment account of the state
39 general fund to the master account of the state general fund: *Provided,*
40 *however,* That the amount transferred shall not exceed the amount of the
41 then outstanding balance of the state treasurer's receivables for the state
42 general fund.

43 (C) On September 1, 2010, the director of accounts and reports shall

1 adjust the amounts debited and credited to the state treasurer's receiva-
2 bles and to the 27th payroll adjustment account of the state general fund
3 pursuant to this subsection (n), to reflect all moneys actually transferred
4 and credited to the 27th payroll adjustment account of the state general
5 fund pursuant to this subsection (n) during fiscal year 2011.

6 (D) On or before June 30, 2011, after receipt of each certification by
7 the director of the budget pursuant to subsection (n)(3)(A)(ii), the direc-
8 tor of accounts and reports shall transfer and debit to the 27th payroll
9 adjustment account of the state general fund, which is hereby established
10 in the state general fund, an amount equal to the aggregate of the amounts
11 certified by the director of the budget pursuant to subsection (n)(3)(A)(ii)
12 in accordance with such certifications.

13 (E) On June 30, 2011, the director of accounts and reports shall transfer
14 the balance of the 27th payroll adjustment account of the state general
15 fund to the master account of the state general fund: *Provided, however,*
16 That the amount transferred shall not exceed the amount of the then
17 outstanding balance of the state treasurer's receivables for the state gen-
18 eral fund.

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

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

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

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

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

1 state general fund and any appropriate special revenue funds in the state
2 treasury.

3 (o) During the fiscal year ending June 30, 2011, in addition to the other
4 purposes for which expenditures may be made by the above agency from
5 moneys appropriated from the state general fund or any special revenue
6 fund for the above agency for fiscal year 2011 by this or other appropri-
7 ation act of the 2010 regular session of the legislature, expenditures may
8 be made by the above agency from the state general fund or from any
9 special revenue fund for fiscal year 2011, for the secretary of administra-
10 tion to fix, charge and collect fees for architectural, engineering and man-
11 agement services provided for capital improvement projects of the state
12 board of regents or any state educational institution, as defined by K.S.A.
13 76-711, and amendments thereto, for which the department of adminis-
14 tration provides such services and which are financed in whole or in part
15 by gifts, bequests or donations made by one or more private individuals
16 or other private entities: *Provided*, That such fees for such services are
17 hereby authorized to be fixed, charged and collected in accordance with
18 the provisions of K.S.A. 2009 Supp. 75-1269, and amendments thereto,
19 notwithstanding any provisions of K.S.A. 2009 Supp. 75-1269, and
20 amendments thereto, to the contrary: *Provided further*, That all such fees
21 received shall be deposited in the state treasury in accordance with the
22 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
23 ited to the architectural services recovery fund.

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

1 cedures: *And provided further*, That the secretary of administration shall
 2 make expenditures from moneys appropriated from the state buildings
 3 operating fund or any other special revenue funds for the purpose of
 4 maintaining the state-owned parking lots.

5 Sec. 52.

6 OFFICE OF ADMINISTRATIVE HEARINGS

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

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

13 (b) On July 1, 2010, or as soon thereafter as moneys are available, the
 14 director of accounts and reports shall transfer \$150,000 from the admin-
 15 istrative hearings office fund of the office of administrative hearings to
 16 the state general fund: *Provided* That the transfer of such amount shall
 17 be in addition to any other transfer from the administrative hearings office
 18 fund to the state general fund as prescribed by law: *Provided further*,
 19 That the amount transferred from the administrative hearings office fund
 20 to the state general fund pursuant to this subsection is to reimburse the
 21 state general fund for accounting, auditing, budgeting, legal, payroll, per-
 22 sonnel and purchasing services and any other governmental services
 23 which are performed on behalf of the office of administrative hearings
 24 by other state agencies which receive appropriations from the state gen-
 25 eral fund to provide such services.

26 Sec. 53.

27 STATE COURT OF TAX APPEALS

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 \$1,382,913

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.

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

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

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

1 Sec. 54.

2 DEPARTMENT OF REVENUE

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

5 Operating expenditures \$16,353,414

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 \$1,500.

10 (b) There is appropriated for the above agency from the following special
11 revenue fund or funds for the fiscal year ending June 30, 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 Sand royalty fund No limit

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

17 *Provided*, That all receipts collected under authority of K.S.A. 74-2012,
18 and amendments thereto, shall be credited to the division of vehicles
19 operating fund: *Provided further*, That any expenditure from the division
20 of vehicles operating fund of the department of revenue to reimburse the
21 audit services fund of the division of post audit for a financial-compliance
22 audit in an amount certified by the legislative post auditor shall be in
23 addition to any expenditure limitation imposed on the division of vehicles
24 operating fund for the fiscal year ending June 30, 2011: *And provided*
25 *further*, That, notwithstanding the provisions of K.S.A. 68-416, and
26 amendments thereto, or of any other statute, expenditures may be made
27 from this fund for the administration and operation of the department of
28 revenue.

29 Vehicle dealers and manufacturers fee fund No limit

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

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

33 Division of vehicles modernization fund No limit

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

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

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

37 Conversion of materials and equipment fund No limit

38 Forfeited property fee fund No limit

39 Setoff services revenue fund No limit

40 Publications fee fund No limit

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

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

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

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

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

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

25 Federal commercial motor vehicle safety fund..... No limit
26 Homeland security reimbursement fund..... No limit
27 Earned income tax credits — TANF — federal fund..... No limit
28 Central stores fund..... No limit
29 *Provided*, That expenditures may be made from the central stores fund
30 to operate and maintain a central stores activity to sell supplies to other
31 state agencies: *Provided further*, That all moneys received for such sup-
32 plies shall be deposited in the state treasury in accordance with the pro-
33 visions of K.S.A. 75-4215, and amendments thereto, and shall be credited
34 to the central stores fund.

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

42 Miscellaneous trust bonds fund No limit
43 Liquor excise tax guarantee bond fund No limit

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

1 grading the VIPS/CAMA computer hardware and software for the state
2 or for the counties and for administration and operation of the depart-
3 ment of revenue.

4 County and city retailers sales tax clearing fund — county
5 and city sales tax..... No limit

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

7 County and city transient guest tax clearing fund No limit

8 Automated tax systems fund..... No limit

9 Dyed diesel fuel fee fund No limit

10 Electronic databases fee fund..... No limit

11 *Provided*, That, notwithstanding the provisions of K.S.A. 74-2022, and
12 amendments thereto, or of any other statute, expenditures may be made
13 from electronic databases fee fund for the purposes of operating expend-
14 itures, including expenditures for capital outlay; of operating, maintaining
15 or improving the vehicle information processing system (VIPS), the Kan-
16 sas computer assisted mass appraisal system (CAMA) and other electronic
17 database systems of the department of revenue, including the costs in-
18 curred to provide access to or to furnish copies of public records in such
19 database systems and for the administration and operation of the depart-
20 ment of revenue.

21 Photo fee fund..... No limit

22 *Provided*, That expenditures may be made from the photo fee fund for
23 administration and operation of the driver license program and related
24 support operations in the division of administration of the department of
25 revenue, including costs of implementing Chapter 5 and Chapter 63 of
26 the 2003 Session Laws of Kansas.

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

28 Distinctive license plate fund No limit

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

30 Hazmat fee fund No limit

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

32 Community improvement district sales tax administration
33 fund..... No limit

34 Community improvement district sales tax refund fund ... No limit

35 Community improvement district sales tax clearing fund.. No limit

36 Drivers license first responders indicator federal fund No limit

37 (c) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,
38 2011, the director of accounts and reports shall transfer \$11,266,597 from
39 the state highway fund of the department of transportation to the division
40 of vehicles operating fund of the department of revenue for the purpose
41 of financing the cost of operation and general expense of the division of
42 vehicles and related operations of the department of revenue.

43 (d) On August 1, 2010, the director of accounts and reports shall trans-

1 fer \$77,250 from the accounting services recovery fund of the department
2 of administration to the setoff services revenue fund of the department
3 of revenue for reimbursing costs of recovering amounts owed state agen-
4 cies under K.S.A. 75-6201 et seq., and amendments thereto.

5 (e) On August 1, 2010, the director of accounts and reports shall trans-
6 fer \$20,400 from the social welfare fund and \$39,600 from the federal
7 child support enforcement fund of the department of social and rehabil-
8 itation services to the child support enforcement contractual agreement
9 fund of the department of revenue to reimburse costs of administrative
10 expenses of child support enforcement activities under the agreement.

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

16 Sec. 55.

17 KANSAS LOTTERY

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

30 (b) Notwithstanding the provisions of K.S.A. 74-8711, and amendments
31 thereto, and subject to the provisions of this subsection, an amount of
32 not less than \$4,500,000 shall be certified by the executive director of the
33 Kansas lottery to the director of accounts and reports on or before August
34 25, 2010, and on or before the 25th of each month thereafter through
35 June 25, 2011: *Provided*, That, upon receipt of each such certification,
36 the director of accounts and reports shall transfer the amount certified
37 from the lottery operating fund to the state gaming revenues fund and
38 shall credit such amount to the state gaming revenues fund for the fiscal
39 year ending June 30, 2011: *Provided, however*, That, after the date that
40 an amount of \$54,000,000 has been transferred from the lottery operating
41 fund to the state gaming revenues fund for fiscal year 2011 pursuant to
42 this subsection, the executive director of the Kansas lottery shall continue
43 to certify amounts to the director of accounts and reports on or before

1 the 25th of each month through July 25, 2011, except that the amounts
2 certified after such date shall not be subject to the minimum amount of
3 \$4,500,000: *Provided further*, That the amounts certified by the executive
4 director of the Kansas lottery to the director of accounts and reports, after
5 the date an amount of \$54,000,000 has been transferred from the lottery
6 operating fund to the state gaming revenues fund for fiscal year 2011
7 pursuant to this subsection, shall be determined by the executive director
8 so that an aggregate of all amounts certified pursuant to this subsection
9 for fiscal year 2011 is equal to or more than \$70,400,000: *And provided*
10 *further*, That the aggregate of all amounts transferred from the lottery
11 operating fund to the state gaming revenues fund for fiscal year 2011
12 pursuant to this subsection shall be equal to or more than \$70,400,000:
13 *And provided further*, That the transfers prescribed by this subsection
14 shall be made in lieu of transfers under subsection (d) of K.S.A. 74-8711,
15 and amendments thereto, for fiscal year 2011.

16 (c) Notwithstanding the provisions of K.S.A. 79-4801, and amendments
17 thereto, or any other statute and in addition to the requirements of sub-
18 section (b) of this section, on or after June 15, 2011, upon certification
19 by the executive director of the lottery, the director of accounts and re-
20 ports shall transfer from the lottery operating fund to the state gaming
21 revenues fund the amount of total profit attributed to the special veterans
22 benefits game under K.S.A. 2009 Supp. 74-8724, and amendments
23 thereto, during fiscal year 2011: *Provided*, That the director of accounts
24 and reports shall transfer immediately thereafter such amount of total
25 profit attributed to the special veterans benefits game from the state gam-
26 ing revenues fund to the state general fund: *Provided further*, That, on
27 or before June 25, 2011, the executive director of the lottery shall certify
28 to the director of accounts and reports the amount equal to the amount
29 of total profit attributed to the special veterans benefits game under
30 K.S.A. 2009 Supp. 74-8724, and amendments thereto, during fiscal year
31 2011: *And provided further*, That, at the same time as such certification
32 is transmitted to the director of accounts and reports, the executive di-
33 rector of the lottery shall transmit a copy of such certification to the
34 director of the budget and the director of legislative research.

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

41 (e) During the fiscal year ending June 30, 2011, notwithstanding the
42 provisions of K.S.A. 74-8768, and amendments thereto, or any other stat-
43 ute, the director of accounts and reports shall transfer all moneys that are

1 credited to the expanded lottery act revenues fund from the expanded
 2 lottery act revenues fund to the state general fund within 10 days after
 3 such moneys are credited to the expanded lottery act revenues fund:
 4 *Provided*, That the transfer of such amounts shall be in addition to any
 5 other transfer from the expanded lottery act revenues fund to the state
 6 general fund as prescribed by law: *Provided further*, That the moneys
 7 transferred from the expanded lottery act revenues fund to the state gen-
 8 eral fund pursuant to this subsection is to reimburse the state general
 9 fund for accounting, auditing, budgeting, legal, payroll, personnel and
 10 purchasing services and any other governmental services which are per-
 11 formed on behalf of the department of revenue, and other state agencies,
 12 by other state agencies which receive appropriations from the state gen-
 13 eral fund to provide such services.

14 Sec. 56.

15 KANSAS RACING AND GAMING COMMISSION

16 (a) 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 State racing fund..... No limit
- 22 *Provided*, That expenditures from the state racing fund for official hos-
 23 pitality shall not exceed \$2,500.
- 24 Racing reimbursable expense fund..... No limit
- 25 Racing applicant deposit fund No limit
- 26 Kansas horse breeding development fund..... No limit
- 27 Kansas greyhound breeding development fund..... No limit
- 28 *Provided*, That notwithstanding K.S.A. 74-8831, and amendments
 29 thereto, all moneys transferred into this fund pursuant to subsection (b)
 30 of K.S.A. 2009 Supp. 74-8767, and amendments thereto, shall be depos-
 31 ited to a separate account established for the purpose described herein
 32 and moneys in this account shall be expended only to supplement special
 33 stake races and to enhance the amount per point paid to owners of Kan-
 34 sas-whelped greyhounds which win live races at Kansas greyhound tracks
 35 and pursuant to rules and regulations adopted by the Kansas racing and
 36 gaming commission: *Provided further*, That transfers from this account
 37 to the live greyhound racing purse supplement fund may be made in
 38 accordance with subsection (b) of K.S.A. 2009 Supp. 74-8767, and
 39 amendments thereto.
- 40 Racing investigative expense fund..... No limit
- 41 Horse fair racing benefit fund..... No limit
- 42 Tribal gaming fund..... No limit
- 43 *Provided*, That expenditures from the tribal gaming fund for the fiscal

1 year ending June 30, 2011, for official hospitality shall not exceed \$1,500.
2 Expanded lottery act regulation fund..... No limit
3 *Provided*, That expenditures from the expanded lottery act regulation
4 fund for the fiscal year ending June 30, 2011, for official hospitality shall
5 not exceed \$2,500.
6 Live horse racing purse supplement fund No limit
7 Live greyhound racing purse supplement fund No limit
8 Greyhound promotion and development fund No limit
9 Gaming machine examination fund No limit
10 Gaming background investigation fund..... No limit
11 Horse purse fund No limit
12 Education and training fund No limit
13 *Provided*, That expenditures may be made from the education and train-
14 ing fund for operating expenditures, including official hospitality, in-
15 curred for hosting or providing training, in-service workshops and con-
16 ferences: *Provided further*, That the Kansas racing and gaming
17 commission is hereby authorized to fix, charge and collect fees for hosting
18 or providing training, in-service workshops and conferences: *And pro-*
19 *vided further*, That such fees shall be fixed in order to recover all or part
20 of the operating expenditures incurred for hosting or providing such train-
21 ing, in-service workshops and conferences: *And provided further*, That
22 all fees received for hosting or providing such training, in-service work-
23 shops and conferences 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 education and training fund.
26 (b) On July 1, 2010, the director of accounts and reports shall transfer
27 \$450,000 from the state general fund to the tribal gaming fund of the
28 Kansas racing and gaming commission.
29 (c) During the fiscal year ending June 30, 2011, the director of accounts
30 and reports shall transfer one or more amounts certified by the executive
31 director of the state gaming agency from the tribal gaming fund to the
32 state general fund: *Provided*, That all such transfers shall be for the pur-
33 pose of reimbursing the state general fund for the amount equal to the
34 net amount obtained by subtracting (1) the aggregate of any costs in-
35 curred by the state gaming agency during fiscal year 2011 for any arbi-
36 tration or litigation in connection with the administration and enforce-
37 ment of tribal-state gaming compacts or the provisions of the tribal
38 gaming oversight act, from (2) the aggregate of the amounts transferred
39 to the tribal gaming fund of the Kansas racing and gaming commission
40 during fiscal year 2011 for the operating expenditures for the state gaming
41 agency and any other expenses incurred in connection with the admin-
42 istration and enforcement of tribal-state gaming compacts or the provi-
43 sions of the tribal gaming oversight act.

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

7 (e) In addition to the other purposes for which expenditures may be
8 made from the moneys appropriated in the tribal gaming fund for fiscal
9 year 2011 for the Kansas racing and gaming commission by this or other
10 appropriation act of the 2010 regular session of the legislature, expendi-
11 tures may be made from the tribal gaming fund for fiscal year 2011 for
12 the state gaming agency regulatory oversight of class III gaming, including
13 but not limited to the regulatory oversight and law enforcement activities
14 of monitoring compliance with tribal-state gaming compacts and con-
15 ducting investigations of violations of tribal-state gaming compacts, in-
16 vestigations of criminal violations of the laws of this state at tribal gaming
17 facilities, criminal violations of the tribal gaming oversight act, back-
18 ground investigations of applicants and vendors and investigations of
19 other criminal activities related to tribal gaming, which are hereby au-
20 thorized.

21 (f) Notwithstanding the provisions of K.S.A. 74-8831, and amendments
22 thereto, or any other statute, the director of accounts and reports (1) shall
23 not make the transfer from the Kansas greyhound breeding development
24 fund of the Kansas racing and gaming commission to the greyhound tour-
25 ism fund of the department of commerce that is directed to be made on
26 or before June 30, 2011, by subsection (b)(1) of K.S.A. 74-8831, and
27 amendments thereto, and (2) shall transfer on or before June 30, 2011,
28 the amount equal to 15% of all moneys credited to the Kansas greyhound
29 breeding development fund during the fiscal year ending June 30, 2011,
30 from the Kansas greyhound breeding development fund to the greyhound
31 promotion and development fund of the Kansas racing and gaming com-
32 mission.

33 (g) During the fiscal year ending June 30, 2011, notwithstanding the
34 provisions of any other statute, the Kansas racing and gaming commission
35 is hereby authorized to fix, charge and collect additional fees to recover
36 all or part of the direct and indirect costs or operating expenses incurred
37 by the Kansas racing and gaming commission for the regulation of racing
38 activities that are not otherwise recovered from the parimutuel facility
39 licensee under authority of any other statute: *Provided*, That such fees
40 shall be in addition to all taxes and other fees authorized by law: *Provided*
41 *further*, That such costs or operating expenses shall include all or part of
42 any auditing, drug testing, accounting, security and law enforcement, li-
43 censing of any office or other facility for use by a parimutuel facility

1 licensee, projects to update and upgrade information technology software
 2 or facilities of the commission and shall specifically include any general
 3 operating expenses that are associated with regulatory activities attribut-
 4 able to the entity upon which any such fee is imposed and all expenses
 5 related to reopening any race track or other racing facility: *And provided*
 6 *further*, That all moneys received for such fees shall be deposited in the
 7 state treasury in accordance with the provisions of K.S.A. 75-4215, and
 8 amendments thereto, and shall be credited to the state racing fund.

9 Sec. 57.

10 DEPARTMENT OF COMMERCE

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

- 14 Older Kansans employment program \$294,651
- 15 *Provided*, That any unencumbered balance in excess of \$100 as of June
- 16 30, 2010, in the older Kansans employment program account is hereby
- 17 reappropriated for fiscal year 2011.
- 18 Rural opportunity program \$1,752,035
- 19 *Provided*, That any unencumbered balance in excess of \$100 as of June
- 20 30, 2010, in the rural opportunity program account is hereby reappro-
- 21 priated for fiscal year 2011.
- 22 Senior community service employment program..... \$3,941
- 23 *Provided*, That any unencumbered balance in excess of \$100 as of June
- 24 30, 2010, in the senior community service employment program account
- 25 is hereby reappropriated for fiscal year 2011.
- 26 Senior community service employment program — ARRA
- 27 match \$5,200
- 28 Kansas commission on disability concerns \$192,292
- 29 *Provided*, That any unencumbered balance in excess of \$100 as of June
- 30 30, 2010, in the Kansas commission on disability concerns account is
- 31 hereby reappropriated for fiscal year 2011.
- 32 Strong military bases program \$307,050
- 33 Operating grant (including official hospitality) \$13,038,871
- 34 *Provided*, That any unencumbered balance in the operating grant (in-
- 35 cluding official hospitality) account in excess of \$100 as of June 30, 2010,
- 36 is hereby reappropriated for fiscal year 2011: *Provided further*, That ex-
- 37 penditures may be made from the operating grant (including official hos-
- 38 pitality) account for loans pursuant to loan agreements which are hereby
- 39 authorized to be entered into by the secretary of commerce in accordance
- 40 with repayment provisions and other terms and conditions as may be
- 41 prescribed by the secretary therefor under the agricultural value added
- 42 center program: *And provided further*, That expenditures may be made
- 43 from the operating grant (including official hospitality) account for cer-

1 tified development companies that have been determined to be qualified
 2 for grants by the secretary of commerce, except that expenditures for
 3 such grants shall not be made for grants to more than 10 certified devel-
 4 opment companies that have been determined to be qualified for grants
 5 by the secretary of commerce: *And provided further*, That during fiscal
 6 year 2011, all expenditures made by the department of commerce from
 7 moneys appropriated in the state treasury for the department, including
 8 moneys appropriated in the operating grant (including official hospitality)
 9 account of the state economic development initiatives fund, shall be made
 10 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

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

33 Publication and other sales fund.....	No limit
34 Conversion of equipment and materials fund	No limit
35 Conference registration and disbursement fund	No limit
36 Trademark fund	No limit
37 Greyhound tourism fund	No limit
38 Reimbursement and recovery fund	No limit
39 Community development block grant — federal fund.....	No limit
40 Community development block grant — federal fund — 41 revolving loan account	No limit
42 Community development block grant administration 43 ARRA — federal fund.....	No limit

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

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

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

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

38 Kansas economic opportunity initiatives fund No limit
39 Kansas existing industry expansion fund..... No limit
40 *Provided*, That expenditures may be made from the Kansas existing in-
41 dustry expansion fund for loans pursuant to loan agreements which are
42 hereby authorized to be entered into by the secretary of commerce in
43 accordance with repayment provisions and other terms and conditions as

1 may be prescribed by the secretary therefor under the Kansas existing
 2 industry expansion program: *Provided further*, That all moneys received
 3 by the department of commerce for repayment of loans made under the
 4 Kansas existing industry expansion program 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 Kansas existing industry ex-
 7 pansion fund.

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

41 (c) The secretary of commerce is hereby authorized to fix, charge and
 42 collect fees during the fiscal year ending June 30, 2011, for (1) the pro-
 43 vision and administration of conferences held for the purposes of pro-

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

27 (d) In addition to the other purposes for which expenditures may be
28 made by the department of commerce from moneys appropriated in any
29 special revenue fund for fiscal year 2011 for the department of commerce
30 as authorized by this or other appropriation act of the 2010 regular session
31 of the legislature, expenditures may be made by the department of com-
32 merce from moneys appropriated in any special revenue fund for fiscal
33 year 2011 for official hospitality.

34 (e) On August 15, 2010, and December 15, 2010, or as soon thereafter
35 as moneys are available, the director of accounts and reports shall transfer
36 \$1,025,000 from the state economic development initiatives fund to the
37 Kansas economic opportunity initiatives fund of the department of com-
38 merce.

39 (f) On July 1, 2010, the WIA — federal fund of the department of
40 commerce is hereby redesignated as the WIA adult — federal fund of
41 the department of commerce.

42 (g) On July 1, 2010, the veterans assistance programs — federal fund
43 of the department of commerce is hereby redesignated as the veterans

1 assistance program — federal fund of the department of commerce.
2 Sec. 58.

3 KANSAS, INC.

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

7 Operations (including official hospitality) \$346,904
8 *Provided*, That any unencumbered balance in excess of \$100 as of June
9 30, 2010, in the operations (including official hospitality) account is
10 hereby reappropriated for fiscal year 2011.

11 (b) There is appropriated for the above agency from the following special
12 revenue fund or funds for the fiscal year ending June 30, 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 shall not exceed the following:

16 Kansas, Inc., private operations fund No limit
17 Conversion of materials and equipment fund No limit
18 Sec. 59.

19 KANSAS TECHNOLOGY ENTERPRISE CORPORATION

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

23 Operations, assistance and grants (including official
24 hospitality)..... \$5,990,000
25 *Provided*, That any unencumbered balance in the operations, assistance
26 and grants (including official hospitality) account as of June 30, 2010, is
27 hereby reappropriated for fiscal year 2011: *Provided further*, That ex-
28 penditures from the operations, assistance and grants (including official
29 hospitality) account for the fiscal year 2011 for salary and wages shall not
30 exceed \$834,475.

31 (b) There is appropriated for the above agency from the following special
32 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 MAMTC federal fund..... No limit
37 KTEC special revenue fund..... No limit

38 (c) No moneys appropriated for the fiscal year ending June 30, 2011,
39 by this or other appropriation act of the 2010 regular session of the leg-
40 islature for the Kansas technology enterprise corporation shall be ex-
41 pended for any bonus or other payment of additional compensation for
42 any officer or employee of the Kansas technology enterprise corporation,
43 or any subsidiary corporation, agency or instrumentality thereof, except

1 longevity bonus payments pursuant to K.S.A. 75-5541, and amendments
 2 thereto, or as otherwise specifically authorized by statute or other bonus
 3 payments that are in conformance with the governor’s executive order
 4 no. 09-04, which was filed with the secretary of state and was effective
 5 on June 26, 2009, or a succeeding executive order of the governor for
 6 fiscal year 2011.

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

28 Sec. 60.

29 KANSAS HOUSING RESOURCES CORPORATION

30 (a) 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 State housing trust fund No limit
 36 *Provided*, That all expenditures from the state housing trust fund shall be
 37 made by the Kansas housing resources corporation pursuant to K.S.A. 12-
 38 5246 and K.S.A. 2009 Supp. 12-5242 and 12-5252 through 12-5258, and
 39 amendments thereto: *Provided further*, That, notwithstanding the pro-
 40 visions of K.S.A. 74-8959, and amendments thereto, or any other statute,
 41 the Kansas housing resources corporation may make expenditures from
 42 the state housing trust fund for the purposes of implementing and ad-
 43 ministering the provisions of K.S.A. 2009 Supp. 12-5252 through 12-5258,

1 and amendments thereto, the Kansas rural housing incentive district act.
2 Sec. 61.

3 DEPARTMENT OF LABOR

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 \$454,587

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

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

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

23 Boiler inspection fee fund..... No limit

24 General fees fund..... No limit

25 Special employment security fund..... No limit

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

30 Employment security administration fund..... No limit

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

32 Wage claims assignment fee fund No limit

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

34 Department of labor special projects fund No limit

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

36 Dispute resolution fund..... No limit

37 *Provided*, That all moneys received by the secretary of labor for reim-
38 bursement of expenditures for the costs incurred for mediation under
39 K.S.A. 72-5427, and amendments thereto, and for fact-finding under
40 K.S.A. 72-5428, and amendments thereto, shall be deposited in the state
41 treasury and credited to the dispute resolution fund: *Provided further*,
42 That expenditures may be made from this fund to pay the costs incurred
43 for mediation under K.S.A. 72-5427, and amendments thereto, and for

1 fact-finding under K.S.A. 72-5428, and amendments thereto, subject to
2 full reimbursement therefor by the board of education and the profes-
3 sional employees' organization involved in such mediation and fact-find-
4 ing procedures.

5 Employment security fund..... No limit

6 (c) In addition to the other purposes for which expenditures may be
7 made by the department of labor from the employment security fund for
8 fiscal year 2011 as authorized by this or other appropriation act of the
9 2010 regular session of the legislature, expenditures may be made by the
10 department of labor for fiscal year 2011 from the employment security
11 fund from moneys made available to the state under section 903(d) of
12 the federal social security act, as amended, for payment of debt service
13 on a bond issued for the rewrite of the unemployment insurance benefit
14 system: *Provided*, That expenditures from the employment security fund
15 during fiscal year 2011 of moneys made available to the state under sec-
16 tion 903(d) of the federal social security act, as amended, for payment of
17 such debt service shall not exceed \$2,646,150.

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

29 (e) During the fiscal year ending June 30, 2011, and the fiscal year
30 ending June 30, 2012, in addition to the other purposes for which ex-
31 penditures may be made by the department of labor from moneys ap-
32 propriated from the state general fund or any special revenue fund for
33 the department of labor for fiscal year 2011 or fiscal year 2012 by this or
34 other appropriation act of the 2010 regular session of the legislature or
35 by any appropriation act of the 2011 regular session of the legislature,
36 expenditures may be made by the department of labor from the state
37 general fund or from any special revenue fund for fiscal year 2011 and
38 for fiscal year 2012, to establish a pilot program of alternatives to layoffs,
39 in accordance with the provisions of Kansas Administrative Regulation
40 No. 1-1-5, which establishes alternatives to layoffs: *Provided*, That such
41 pilot program may be implemented and pursued only after the develop-
42 ment and approval of a layoff plan for the department of labor pursuant
43 to the provisions of the administrative regulations contained in Article 14

1 of the Kansas Administrative Regulations: *Provided further*, That on or
 2 before June 30, 2012, the secretary of labor shall submit a report to the
 3 secretary of administration detailing the impacts, outcomes, results, les-
 4 sons learned and any recommendations regarding the future use of the
 5 policies developed and tested through use of the pilot project of alter-
 6 natives to layoffs.

7 (f) On July 1, 2010, or as soon thereafter as moneys are available, not-
 8 withstanding the provisions of K.S.A. 74-715, and amendments thereto,
 9 or any other statute, the director of accounts and reports shall transfer
 10 \$800,000 from the workmen’s compensation fee fund of the department
 11 of labor to the state general fund: *Provided* That the transfer of such
 12 amount shall be in addition to any other transfer from the workmen’s
 13 compensation fee fund to the state general fund as prescribed by law:
 14 *Provided further*, That the amount transferred from the workmen’s com-
 15 pensation fee fund to the state general fund pursuant to this subsection
 16 is to reimburse the state general fund for accounting, auditing, budgeting,
 17 legal, payroll, personnel and purchasing services and any other govern-
 18 mental services which are performed on behalf of the department of labor
 19 by other state agencies which receive appropriations from the state gen-
 20 eral fund to provide such services.

21 Sec. 62.

22 KANSAS COMMISSION ON VETERANS AFFAIRS

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

25	Operating expenditures — veteran services.....	\$685,050
26	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
27	— veterans services account in excess of \$100 as of June 30, 2010, is	
28	hereby reappropriated for fiscal year 2011.	
29	Operations — state veterans cemeteries	\$534,196
30	<i>Provided</i> , That any unencumbered balance in the operations — state	
31	veterans cemeteries account in excess of \$100 as of June 30, 2010, is	
32	hereby reappropriated for fiscal year 2011: <i>Provided further</i> , That ex-	
33	penditures from this account for official hospitality shall not exceed	
34	\$1,200.	
35	Operating expenditures — Kansas soldiers’ home	\$1,973,061
36	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
37	— Kansas soldiers’ home account in excess of \$100 as of June 30, 2010,	
38	is hereby reappropriated for fiscal year 2011.	
39	Operating expenditures — Kansas veterans’ home	\$2,517,019
40	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
41	— Kansas veterans’ home account in excess of \$100 as of June 30, 2010,	
42	is hereby reappropriated for fiscal year 2011.	
43	Scratch lotto — Kansas veterans’ home	\$123,055

1	Scratch lotto — veterans services.....	\$488,687
2	Scratch lotto — Kansas soldiers’ home	\$90,361
3	Scratch lotto — veterans cemeteries	\$210,394
4	Operating expenditures — administration	\$457,394
5	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
6	— administration account in excess of \$100 as of June 30, 2010, is hereby	
7	reappropriated for fiscal year 2011.	
8	Veterans claim assistance program — service grants	\$477,106
9	<i>Provided</i> , That any unencumbered balance in the veterans claim assis-	
10	tance program — service grants account in excess of \$100 as of June 30,	
11	2010, is hereby reappropriated for fiscal year 2011: <i>Provided further</i> , That	
12	expenditures from the veterans claim assistance program — service grants	
13	account shall be made only for the purpose of awarding service grants to	
14	veterans service organizations for the purpose of aiding veterans in ob-	
15	taining federal benefits: <i>Provided however</i> , That no expenditures shall be	
16	made by the Kansas commission on veterans affairs from the veterans	
17	claim assistance program — service grants account for operating expend-	
18	itures or overhead for administering the grants in accordance with the	
19	provisions of K.S.A. 73-1234, and amendments thereto.	
20	(b) There is appropriated for the above agency from the following special	
21	revenue fund or funds for the fiscal year ending June 30, 2011, all	
22	moneys now or hereafter lawfully credited to and available in such fund	
23	or funds, except that expenditures other than refunds authorized by law	
24	shall not exceed the following:	
25	Soldiers’ home fee fund	\$1,644,916
26	Soldiers’ home benefit fund	No limit
27	Soldiers’ home work therapy fund.....	No limit
28	Soldiers’ home medicare fund.....	\$288,000
29	Soldiers’ home medicaid fund	\$270,000
30	Soldiers’ home canteen fund.....	No limit
31	Veterans’ home medicare fund.....	\$188,000
32	Veterans’ home medicaid fund	\$360,000
33	Veterans’ home fee fund	\$3,495,481
34	Persian Gulf War veterans health initiative fund	No limit
35	Veterans’ home canteen fund.....	No limit
36	Veterans’ home benefit fund.....	No limit
37	Soldiers’ home outpatient clinic fund	No limit
38	State veterans cemeteries fee fund.....	No limit
39	State veterans cemeteries donations and contributions	
40	fund.....	No limit
41	Outpatient clinic patient federal reimbursement fund —	
42	federal	No limit
43	VA burial reimbursement fund — federal.....	\$56,400

1	Veterans home federal fund.....	\$2,958,598
2	Soldiers home federal fund.....	\$2,382,332
3	Commission on veterans affairs federal fund	\$206,208
4	Kansas veterans memorials fund.....	No limit
5	Vietnam war era veterans' recognition award fund	No limit
6	Sec. 63.	

7 DEPARTMENT OF HEALTH AND ENVIRONMENT —
8 DIVISION OF HEALTH

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 (including official hospitality).....	\$3,739,891
12	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
13	(including official hospitality) account of the department of health and	
14	environment — division of health in excess of \$100 as of June 30, 2010,	
15	is hereby reappropriated for fiscal year 2011.	
16	Operating expenditures (including official hospitality) —	
17	health	\$4,512,773

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

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

25	Aid to local units	\$4,932,154
26	<i>Provided</i> , That any unencumbered balance in the aid to local units ac-	
27	count in excess of \$100 as of June 30, 2010, is hereby reappropriated for	
28	fiscal year 2011: <i>Provided further</i> , That all expenditures from this account	
29	for state financial assistance to local health departments shall be in ac-	
30	cordance with the formula prescribed by K.S.A. 65-241 through 65-246,	
31	and amendments thereto.	

32	Aid to local units — primary health projects.....	\$7,481,065
33	<i>Provided</i> , That any unencumbered balance in the aid to local units —	
34	primary health projects account in excess of \$100 as of June 30, 2010, is	
35	hereby reappropriated for fiscal year 2011: <i>Provided further</i> , That pre-	
36	scription support expenditures shall be made from the aid to local units	
37	— primary health projects account for: (1) Purchase of drug inventory	
38	under section 340B of the federal public health service act for community	
39	health center grantees and federally qualified health center look-alikes	
40	who qualify; (2) increasing access to prescription drugs by subsidizing a	
41	portion of the costs for the benefit of patients at section 340B participat-	
42	ing clinics on a sliding fee scale; and (3) expanding access to prescription	
43	medication assistance programs by making expenditures to support op-	

1 erating costs of assistance programs at not-for-profit or publicly-funded
2 primary care clinics, including federally qualified community health cen-
3 ters and federally qualified community health center look-alikes, as de-
4 fined by 42 U.S.C. 330, that provide comprehensive primary health care
5 services, offer sliding fee discounts based upon household income and
6 serve any person regardless of ability to pay: *And provided further*, That
7 policies determining patient eligibility due to income or insurance status
8 may be determined by each community but must be clearly documented
9 and posted.

10 Aid to local units — family planning..... \$97,400
11 *Provided*, That any unencumbered balance in the aid to local units —
12 family planning account in excess of \$100 as of June 30, 2010, is hereby
13 reappropriated for fiscal year 2011: *Provided further*, That all expendi-
14 tures from the aid to local units — family planning account shall be in
15 accordance with grant agreements entered into by the secretary of health
16 and environment and grant recipients.

17 Immunization programs \$517,492
18 *Provided*, That any unencumbered balance in the immunization programs
19 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
20 for fiscal year 2011.

21 Breast cancer screening program \$226,557
22 *Provided*, That any unencumbered balance in the breast cancer screening
23 program account in excess of \$100 as of June 30, 2010, is hereby reap-
24 propriated for fiscal year 2011.

25 Ryan White matching funds \$49,252
26 *Provided*, That any unencumbered balance in the Ryan White matching
27 funds account in excess of \$100 as of June 30, 2010, is hereby reappro-
28 priated for fiscal year 2011.

29 Youth mentoring program..... \$102,478
30 *Provided*, That any unencumbered balance in the youth mentoring pro-
31 gram account in excess of \$100 as of June 30, 2010, is hereby reappro-
32 priated for fiscal year 2011.

33 Coordinated school health program..... \$487,202
34 *Provided*, That any unencumbered balance in the coordinated school
35 health program account in excess of \$100 as of June 30, 2010, is hereby
36 reappropriated for fiscal year 2011.

37 Cerebral palsy posture seating..... \$105,637
38 *Provided*, That any unencumbered balance in the cerebral palsy posture
39 seating account in excess of \$100 as of June 30, 2010, is hereby reappro-
40 priated for fiscal year 2011.

41 PKU treatment \$207,480
42 *Provided*, That any unencumbered balance in the PKU treatment account
43 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal

1 year 2011.

2 (b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2011, all
3 moneys now or hereafter lawfully credited to and available in such fund
4 or funds, except that expenditures other than refunds authorized by law
5 shall not exceed the following:
6

7 Primary care safety net clinic loan guarantee fund..... No limit

8 Title XIX fund No limit

9 Breast and cervical cancer program and detection — federal fund No limit

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

11 *Provided*, That expenditures may be made from the health and environment training fee fund — health for acquisition and distribution of division of health program literature and films and for participation in or
12 conducting training seminars for training employees of the division of health of the department of health and environment, for training recipients of state aid from the division of health of the department of health
13 and environment and for training representatives of industries affected by rules and regulations of the department of health and environment relating to the division of health: *Provided further*, That the secretary of
14 health and environment is hereby authorized to fix, charge and collect fees in order to recover costs incurred for such acquisition and distribution of literature and films and for the operation of such seminars: *And provided further*, That such fees may be fixed in order to recover all or
15 part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the health and environment training fee fund — health: *And provided further*, That, in addition to the other purposes for which expenditures may be made by the department of health and environment for
16 the division of health from moneys appropriated from the health and environment training fee fund — health for fiscal year 2011, expenditures may be made by the department of health and environment from the health and environment training fee fund — health for fiscal year 2011
17 for agency operations for the division of health.

18 Health facilities review fund..... No limit

19 Insurance statistical plan fund No limit

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

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

23 District coroners fund..... No limit

1	Sponsored project overhead fund — health.....	No limit
2	Child care facilities licensure — federal fund	No limit
3	Cancer registry — federal fund	No limit
4	Child care and development block grant — federal	
5	fund.....	No limit
6	Office of rural health — federal fund.....	No limit
7	Medicare — federal fund	No limit
8	<i>Provided</i> , That transfers of moneys from the medicare — federal fund to	
9	the state fire marshal may be made during fiscal year 2011 pursuant to a	
10	contract which is hereby authorized to be entered into by the secretary	
11	of health and environment and the state fire marshal to provide fire and	
12	safety inspections for hospitals.	
13	Migrant health program — federal fund.....	No limit
14	Venereal disease control project — federal fund.....	No limit
15	Disease prevention and health promotion grants — federal	
16	fund.....	No limit
17	<i>Provided</i> , That no moneys from any grant that requires the matching	
18	expenditure of any other moneys in the state treasury during the current	
19	or any ensuing fiscal year shall be deposited to the credit of the disease	
20	prevention and health promotion grants — federal fund.	
21	Women, infants and children health program — federal	
22	fund.....	No limit
23	Occupational health and safety statistics program — fed-	
24	eral fund	No limit
25	Other federal grants fund — health	No limit
26	<i>Provided</i> , That the department of health and environment is authorized	
27	to make expenditures for the division of health from the other federal	
28	grants fund — health of any moneys credited to this fund from any in-	
29	dividual grant if the grant is: (1) Less than or equal to \$650,000 in the	
30	aggregate, and (2) does not require the matching expenditure of any other	
31	moneys in the state treasury during fiscal year 2011 other than moneys	
32	appropriated by this or other appropriation act of the 2010 regular session	
33	of the legislature: <i>Provided, however</i> , That, upon application to and au-	
34	thorization by the governor, the division of health may make expenditures	
35	for the division of health of moneys credited to this fund from any indi-	
36	vidual federal grant which is more than \$650,000 in the aggregate or	
37	which requires the matching expenditure of moneys in the state treasury	
38	during the current or any ensuing fiscal year.	
39	Immunization grant funds — federal fund	No limit
40	Title I — P.L. 99-457 child development — federal	
41	fund.....	No limit
42	Preventive health and health services block grant — fed-	
43	eral fund	No limit

1	Maternal and child health services block grant — federal	
2	fund.....	No limit
3	National center for health statistics — federal fund.....	No limit
4	Title X family planning — federal fund.....	No limit
5	Early childhood developmental services — federal fund ..	No limit
6	Commodity supplemental food program — federal fund..	No limit
7	Special child clinic program — federal fund.....	No limit
8	Make a difference information network — federal fund...	No limit
9	Ryan White Title II — federal fund.....	No limit
10	Bicycle helmet revolving fund	No limit
11	SSA fee fund	No limit
12	Lead poisoning prevention — federal fund	No limit
13	Title IV-E — federal fund	No limit
14	Environment public health — federal fund.....	No limit
15	Surveillance and epidemiology — federal fund.....	No limit
16	Universal newborn hearing screening — federal fund.....	No limit
17	Trauma fund	No limit
18	<i>Provided</i> , That expenditures may be made by the department of health	
19	and environment for fiscal year 2011 from the trauma fund of the de-	
20	partment of health and environment for the stroke prevention project:	
21	<i>Provided further</i> , That expenditures from the trauma fund for official	
22	hospitality shall not exceed \$2,000.	
23	Homeland security — federal fund.....	No limit
24	AIDS project — education and risk reduction — federal	
25	fund.....	No limit
26	Medical student loan repayment — federal fund.....	No limit
27	HRSA grant — federal fund	No limit
28	Lead based paint hazardous grant program — federal	
29	fund.....	No limit
30	Gifts, grants and donations fund — health	No limit
31	Special bequest fund — health.....	No limit
32	Civil registration and health statistics fee fund.....	No limit
33	Vital statistics system project fund	No limit
34	Tobacco use prevention and control program — federal	
35	fund.....	No limit
36	Lead-based paint hazard fee fund.....	No limit
37	Census of traumatic occupational fatalities — federal	
38	fund.....	No limit
39	Avian flu vaccine — federal fund.....	No limit
40	Real ID — federal fund	No limit
41	(c) There is appropriated for the above agency from the children's	
42	initiatives fund for the fiscal year ending June 30, 2011, the following:	
43	Healthy start.....	\$250,000

1 *Provided*, That any unencumbered balance in the healthy start account
2 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
3 year 2011.

4 Infants and toddlers program \$5,700,000

5 *Provided*, That any unencumbered balance in the infants and toddlers
6 program account in excess of \$100 as of June 30, 2010, is hereby reap-
7 propriated for fiscal year 2011.

8 Smoking prevention..... \$1,000,000

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

12 Newborn hearing aid loaner program \$50,000

13 *Provided*, That any unencumbered balance in the newborn hearing aid
14 loaner program account in excess of \$100 as of June 30, 2010, is hereby
15 reappropriated for fiscal year 2011.

16 SIDS network grant..... \$75,000

17 *Provided*, That any unencumbered balance in the SIDS network grant
18 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
19 for fiscal year 2011.

20 Newborn screening..... \$321,309

21 *Provided*, That any unencumbered balance in the newborn screening ac-
22 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for
23 fiscal year 2011.

24 (d) On July 1, 2010, and on other occasions during fiscal year 2011
25 when necessary as determined by the secretary of health and environ-
26 ment, the director of accounts and reports shall transfer amounts speci-
27 fied by the secretary of health and environment, which amounts consti-
28 tute reimbursements, credits and other amounts received by the
29 department of health and environment for activities related to federal
30 programs, from specified special revenue funds of the department of
31 health and environment — division of health or of the department of
32 health and environment — division of environment, to the sponsored
33 project overhead fund — health of the department of health and envi-
34 ronment — division of health.

35 (e) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,
36 2011, or as soon after each such date as moneys are available, the director
37 of accounts and reports shall transfer \$559,307 from the child care and
38 development federal fund of the department of social and rehabilitation
39 services to the child care and development block grant — federal fund
40 of the department of health and environment.

41 (f) During the fiscal year ending June 30, 2011, the director of accounts
42 and reports shall transfer an amount or amounts specified by the secretary
43 of health and environment from any one or more special revenue funds

1 of the department of health and environment — division of health, which
2 have available moneys, to the sponsored project overhead fund — health
3 of the department of health and environment — division of health for
4 expenditures, as the case may be, for administrative expenses.

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

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

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

1 sion of environment. The secretary of health and environment shall certify
2 each such transfer to the director of accounts and reports and shall trans-
3 mit a copy of each such certification to the director of legislative research.

4 (j) In addition to the other purposes for which expenditures may be
5 made by the department of health and environment — division of health
6 from moneys appropriated from the district coroners fund for fiscal year
7 2011, as authorized by this or other appropriation act of the 2010 regular
8 session of the legislature, and notwithstanding the provisions of K.S.A.
9 22a-245, and amendments thereto, or any other statute, expenditures may
10 be made by the department of health and environment — division of
11 health from such moneys appropriated from the district coroners fund
12 for fiscal year 2011 pursuant to K.S.A. 22a-242, and amendments thereto.

13 (k) On July 1, 2010, the director of accounts and reports shall transfer
14 \$200,000 from the health care stabilization fund of the health care sta-
15 bilization fund board of governors to the health facilities review fund of
16 the department of health and environment for the purpose of financing
17 a review of records of licensed medical care facilities and an analysis of
18 quality of health care services provided to assist in correcting substandard
19 services and to reduce the incidence of liability resulting from the ren-
20 dering of health care services and implementing the risk management
21 provisions of K.S.A. 65-4922 et seq., and amendments thereto.

22 Sec. 64.

23 DEPARTMENT OF HEALTH AND ENVIRONMENT —
24 DIVISION OF ENVIRONMENT

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)..... \$4,355,375
28 *Provided*, That any unencumbered balance in the operating expenditures
29 (including official hospitality) account of the department of health and
30 environment — division of environment in excess of \$100 as of June 30,
31 2010, is hereby reappropriated for fiscal year 2011.

32 Operating expenditures (including official hospitality) —
33 laboratories..... \$3,424,393
34 *Provided*, That any unencumbered balance in the operating expenditures
35 (including official hospitality) — laboratories account in excess of \$100 as
36 of June 30, 2010, is hereby reappropriated for fiscal year 2011.

37 (b) There is appropriated for the above agency from the following spe-
38 cial revenue fund or funds for the fiscal year ending June 30, 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 Radiation control operations fee fund..... No limit
43 Mined-land conservation and reclamation fee fund No limit

1 Solid waste management fund..... No limit
2 *Provided*, That expenditures may be made from the solid waste manage-
3 ment fund during the fiscal year ending June 30, 2011, for official hos-
4 pitality: *Provided further*, That such expenditures for official hospitality
5 shall not exceed \$2,500.
6 Public water supply fee fund..... No limit
7 Voluntary cleanup fund..... No limit
8 Storage tank fee fund..... No limit
9 Air quality fee fund..... No limit
10 Hazardous waste collection fund..... No limit
11 Power generating facility fee fund..... No limit
12 Health and environment training fee fund —
13 environment No limit
14 *Provided*, That expenditures may be made from the health and environ-
15 ment training fee fund — environment for acquisition and distribution
16 of division of environment program literature and films and for partici-
17 pation in or conducting training seminars for training employees of the
18 division of environment of the department of health and environment,
19 for training recipients of state aid from the division of environment of the
20 department of health and environment and for training representatives
21 of industries affected by rules and regulations of the department of health
22 and environment relating to the division of environment: *Provided fur-*
23 *ther*, That the secretary of health and environment is hereby authorized
24 to fix, charge and collect fees in order to recover costs incurred for such
25 acquisition and distribution of literature and films and for the operation
26 of such seminars: *And provided further*, That such fees may be fixed in
27 order to recover all or part of such costs: *And provided further*, That all
28 moneys received from such fees shall be deposited in the state treasury
29 in accordance with the provisions of K.S.A. 75-4215, and amendments
30 thereto, and shall be credited to the health and environment training fee
31 fund — environment: *And provided further*, That, in addition to the other
32 purposes for which expenditures may be made by the department of
33 health and environment for the division of environment from moneys
34 appropriated from the health and environment training fee fund — en-
35 vironment for fiscal year 2011, expenditures may be made by the de-
36 partment of health and environment from the health and environment
37 training fee fund — environment for fiscal year 2011 for agency opera-
38 tions for the division of environment.
39 Driving under the influence equipment fund No limit
40 Nuclear safety emergency preparedness special revenue
41 fund..... No limit
42 *Provided*, That all moneys received from the adjutant general from the
43 nuclear safety emergency management fee fund of the adjutant general

1 shall be credited to the nuclear safety emergency preparedness special
2 revenue fund of the department of health and environment — division
3 of environment.

4 Waste tire management fund No limit

5 Health and environment publication fee fund —
6 environment No limit

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

11 Local air quality control authority regulation services
12 fund..... No limit

13 Environmental response fund..... No limit

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

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

16 Enhancing radiological incident response — federal
17 fund..... No limit

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

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

20 *Provided*, That all expenditures from the EPA voluntary cleanup federal
21 fund during fiscal year 2011 shall be supplemental to fees collected for
22 direct or indirect costs of administering the voluntary cleanup and prop-
23 erty redevelopment act: *Provided, however*, That such expenditures shall
24 be in accordance with the federal agreement entered into by the secretary
25 of health and environment for the grant moneys.

26 Clinical laboratory improvement amendments — federal
27 fund..... No limit

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

29 Other federal grants fund — environment No limit

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

1 this fund to other state agencies shall be in addition to any expenditure
2 limitation placed on this fund.

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

1	Mined—land reclamation fund.....	No limit
2	104 (6)(1) outreach operator training program — federal	
3	fund.....	No limit
4	Underground storage tank — federal fund.....	No limit
5	EPA underground injection control — federal fund	No limit
6	Laboratory medicaid cost recovery fund —	
7	environment	No limit
8	Diagnostic X-ray program — federal fund.....	No limit
9	Environmental control use fund	No limit
10	Environmental response remedial activity specific site —	
11	lead site federal fund.....	No limit
12	Emergency environmental response — nonspecific sites	
13	federal fund.....	No limit
14	Chemical control fund	No limit
15	Medicare program — environment — federal fund.....	No limit
16	EPA 106 water pollution control — federal fund	No limit
17	Salt solution mining well plugging fund	No limit
18	Kansas essential fuels supply trust fund	No limit
19	(c) There is appropriated for the above agency from the state water	
20	plan fund for the fiscal year ending June 30, 2011, for the state water	
21	plan project or projects specified as follows:	
22	Contamination remediation.....	\$753,870
23	<i>Provided</i> , That any unencumbered balance in the contamination reme-	
24	diation account in excess of \$100 as of June 30, 2010, is hereby reappro-	
25	priated for fiscal year 2011.	
26	TMDL initiatives and use attainability analysis.....	\$166,821
27	<i>Provided</i> , That any unencumbered balance in the TMDL initiatives and	
28	use attainability analysis account in excess of \$100 as of June 30, 2010, is	
29	hereby reappropriated for fiscal year 2011.	
30	Watershed restoration and protection plan.....	\$548,696
31	<i>Provided</i> , That any unencumbered balance in the watershed restoration	
32	and protection plan account in excess of \$100 as of June 30, 2010, is	
33	hereby reappropriated for fiscal year 2011.	
34	Local environmental protection program	\$980,000
35	<i>Provided</i> , That any unencumbered balance in the local environmental	
36	protection program account in excess of \$100 as of June 30, 2010, is	
37	hereby reappropriated for fiscal year 2011.	
38	Nonpoint source program.....	\$246,072
39	<i>Provided</i> , That any unencumbered balance in the nonpoint source pro-	
40	gram account in excess of \$100 as of June 30, 2010, is hereby reappro-	
41	priated for fiscal year 2011.	
42	Treece superfund match.....	\$350,000
43	(d) There is appropriated for the above agency from the children’s	

1 initiatives fund for the fiscal year ending June 30, 2011, for the project
2 specified as follows:

3 Newborn screening..... \$1,898,457

4 (e) During the fiscal year ending June 30, 2011, the secretary of health
5 and environment, with the approval of the director of the budget, may
6 transfer any part of any item of appropriation for fiscal year 2011 from
7 the state water plan fund for the department of health and environment
8 — division of environment to another item of appropriation for fiscal year
9 2011 from the state water plan fund for the department of health and
10 environment — division of environment: *Provided*, That the secretary of
11 health and environment shall certify each such transfer to the director of
12 accounts and reports and shall transmit a copy of each such certification
13 to the director of legislative research, the chairperson of the house of
14 representatives agriculture and natural resources budget committee and
15 the chairperson of the subcommittee on health and environment/human
16 resources of the senate committee on ways and means.

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

24 (g) On July 1, 2010, and on other occasions during fiscal year 2011
25 when necessary, the director of accounts and reports shall transfer
26 amounts specified by the secretary of health and environment, which
27 amounts constitute reimbursements, credits and other amounts received
28 by the department of health and environment for activities related to
29 federal programs, from specified special revenue funds of the department
30 of health and environment — division of health or of the department of
31 health and environment — division of environment, to the sponsored
32 project overhead fund — environment of the department of health and
33 environment — division of environment.

34 (h) During the fiscal year ending June 30, 2011, the director of accounts
35 and reports shall transfer an amount or amounts specified by the secretary
36 of health and environment from any one or more special revenue funds
37 of the department of health and environment — division of environment,
38 which have available moneys, to the sponsored project overhead fund —
39 environment of the department of health and environment — division of
40 environment or to the sponsored project overhead fund — health of the
41 department of health and environment — division of health, as the case
42 may be, for expenditures for administrative expenses.

43 (i) During the fiscal year ending June 30, 2011, the secretary of health

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

11 (j) During the fiscal year ending June 30, 2011, the amounts transferred
 12 by the director of accounts and reports from each of the special revenue
 13 funds of the department of health and environment — division of envi-
 14 ronment to the sponsored project overhead fund — environment of the
 15 department of health and environment — division of environment pur-
 16 suant to this section may include amounts equal to up to 25% of the
 17 expenditures from such special revenue fund, excepting expenditures for
 18 contractual services.

19 Sec. 65.

20 DEPARTMENT ON AGING

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 Administration	\$835,048
24 <i>Provided</i> , That any unencumbered balance in the administration account 25 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal 26 year 2011.	
27 Administration — assessments	\$77,651
28 <i>Provided</i> , That any unencumbered balance in the administration — as- 29 sements account in excess of \$100 as of June 30, 2010, is hereby reap- 30 propriated for fiscal year 2011.	
31 Administration — assessments — Level II care	\$43,500
32 <i>Provided</i> , That any unencumbered balance in the administration — as- 33 sements — Level II care account in excess of \$100 as of June 30, 2010, 34 is hereby reappropriated for fiscal year 2011.	
35 Administration — assessments — Level I care	\$351,884
36 <i>Provided</i> , That any unencumbered balance in the administration — as- 37 sements — Level I care account in excess of \$100 as of June 30, 2010, 38 is hereby reappropriated for fiscal year 2011.	
39 Administration — medicaid	\$1,631,747
40 <i>Provided</i> , That any unencumbered balance in the administration — med- 41 icaid account in excess of \$100 as of June 30, 2010, is hereby reap- 42 propriated for fiscal year 2011.	
43 Administration — medicaid MFP - admin match	\$39,157

1 *Provided*, That any unencumbered balance in the administration — med-
2 icaid MFP - admin match account in excess of \$100 as of June 30, 2010,
3 is hereby reappropriated for fiscal year 2011.
4 Administration — older Americans act match..... \$184,489
5 *Provided*, That any unencumbered balance in the administration — older
6 Americans act match account in excess of \$100 as of June 30, 2010, is
7 hereby reappropriated for fiscal year 2011.
8 Senior care act \$1,785,928
9 *Provided*, That any unencumbered balance in the senior care act account
10 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
11 year 2011: *Provided further*, That each grant agreement with an area
12 agency on aging for a grant from the senior care act account shall require
13 the area agency on aging to submit to the secretary of aging a report for
14 fiscal year 2010 by the area agency on aging which shall include infor-
15 mation about the kinds of services provided and the number of persons
16 receiving each kind of service during fiscal year 2010: *And provided fur-*
17 *ther*, That the secretary of aging shall submit to the senate committee on
18 ways and means and the house of representatives committee on appro-
19 priations at the beginning of the 2011 regular session of the legislature a
20 report of the information contained in such reports from the area agencies
21 on aging on expenditures for fiscal year 2010: *And provided further*, That
22 all people receiving or applying for services that are funded, either par-
23 tially or entirely, through expenditures from this account shall be placed
24 in appropriate services which are determined to be the most economical
25 services available with regard to state general fund expenditures.
26 Program grants — nutrition — state match..... \$3,077,233
27 *Provided*, That any unencumbered balance in the program grants — nu-
28 trition — state match account in excess of \$100 as of June 30, 2010, is
29 hereby reappropriated for fiscal year 2011: *Provided further*, That each
30 grant agreement with an area agency on aging for a grant from the pro-
31 gram grants — nutrition — state match account shall require the area
32 agency on aging to submit to the secretary of aging a report for federal
33 fiscal year 2010 by the area agency on aging which shall include infor-
34 mation about the kinds of services provided and the number of persons
35 receiving each kind of service during federal fiscal year 2010: *And pro-*
36 *vided further*, That the secretary of aging shall submit to the senate com-
37 mittee on ways and means and the house of representatives committee
38 on appropriations at the beginning of the 2011 regular session of the
39 legislature a report of the information contained in such reports from the
40 area agencies on aging on expenditures for federal fiscal year 2010: *And*
41 *provided further*, That all people receiving or applying for services that
42 are funded, either partially or entirely, through expenditures from this
43 account shall be placed in appropriate services which are determined to

1 be the most economical services available with regard to state general
2 fund expenditures.

3 LTC — medicaid assistance — TCM/FE..... \$1,852,760
4 *Provided*, That any unencumbered balance in the LTC — medicaid as-
5 sistance — TCM/FE account in excess of \$100 as of June 30, 2010, is
6 hereby reappropriated for fiscal year 2011: *Provided further*, That all
7 people receiving or applying for services that are funded, either partially
8 or entirely, through expenditures from the LTC — medicaid assistance
9 — TCM/FE account shall be placed in appropriate services which are
10 determined to be the most economical services available with regard to
11 state general fund expenditures.

12 LTC — medicaid assistance — HCBS/FE \$25,175,311
13 *Provided*, That any unencumbered balance in the LTC — medicaid as-
14 sistance — HCBS/FE account in excess of \$100 as of June 30, 2010, is
15 hereby reappropriated for fiscal year 2011: *Provided further*, That all
16 people receiving or applying for services that are funded, either partially
17 or entirely, through expenditures from the LTC — medicaid assistance
18 — HCBS/FE account shall be placed in appropriate services which are
19 determined to be the most economical services available with regard to
20 state general fund expenditures.

21 LTC — medicaid assistance — NF..... \$133,149,324
22 *Provided*, That any unencumbered balance in the LTC — medicaid as-
23 sistance — NF account in excess of \$100 as of June 30, 2010, is hereby
24 reappropriated for fiscal year 2011: *Provided further*, That all people re-
25 ceiving or applying for services that are funded, either partially or entirely,
26 through expenditures from this account shall be placed in appropriate
27 services which are determined to be the most economical services avail-
28 able with regard to state general fund expenditures: *And provided further*,
29 That notwithstanding the provisions of K.S.A. 2009 Supp. 75-5958, and
30 amendments thereto, or any other statute, and subject to appropriations,
31 the secretary of aging shall institute trending methods to provide rate
32 increases for nursing facilities for fiscal year 2011.

33 LTC — medicaid assistance — PACE..... \$2,046,418
34 *Provided*, That any unencumbered balance in the LTC — medicaid as-
35 sistance — PACE account in excess of \$100 as of June 30, 2010, is hereby
36 reappropriated for fiscal year 2011: *Provided further*, That all expendi-
37 tures made from the LTC — medicaid assistance — PACE account shall
38 be for the PACE program: *Provided further*, That all people receiving or
39 applying for services that are funded, either partially or entirely, through
40 expenditures from this account shall be placed in appropriate services
41 which are determined to be the most economical services available with
42 regard to state general fund expenditures.

43 Nursing facilities regulation \$1,608,029

1 *Provided*, That any unencumbered balance in the nursing facilities reg-
2 ulation account in excess of \$100 as of June 30, 2010, is hereby reappro-
3 priated for fiscal year 2011.

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

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

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

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

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

16 Title XIX fund — federal No limit

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

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

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

38 Nutrition fund — federal No limit

39 Senior citizen nutrition check-off fund No limit

40 Conferences and workshops attendance and publications
41 fees fund No limit

42 *Provided*, That the secretary of aging is hereby authorized to fix, charge
43 and collect conference and workshop attendance fees for conferences and

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

9 State licensure fee fund..... \$1,144,569

10 General fees fund..... No limit

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

22 Gifts and donations fund No limit

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

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

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

39 SHICK fund — grants — federal No limit

40 SHICK fund — state operations — federal..... No limit

41 Other CMS demo grants — federal fund..... No limit

42 Other AoA demo grants — federal fund..... No limit

43 Senior services fund..... No limit

1	Long-term care loan and grant fund.....	No limit
2	Intergovernmental transfer administration fund.....	\$0
3	Non-government grant fund.....	No limit
4	Other federal grants and assistance fund.....	No limit
5	<i>Provided</i> , That the above agency is authorized to make expenditures from	
6	the other federal grants and assistance fund of any moneys credited to	
7	this fund from any individual grant if the grant: (1) Is less than or equal	
8	to \$250,000 in the aggregate, and (2) does not require the matching ex-	
9	penditure of any other moneys in the state treasury during fiscal year	
10	2011 other than moneys appropriated by this or other appropriation act	
11	of the 2010 regular session of the legislature: <i>Provided, however</i> , That,	
12	upon application to and authorization by the governor, the above agency	
13	may make expenditures of moneys credited to this fund from any indi-	
14	vidual federal grant which is more than \$250,000 in the aggregate or	
15	which requires the matching expenditure of moneys in the state treasury	
16	during the current or any ensuing fiscal year.	
17	Health facilities review fund.....	No limit
18	Medicare fund — federal	No limit

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

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

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

19 (e) During the fiscal year ending June 30, 2010, the director of accounts
 20 and reports shall transfer the amounts specified by the director of the
 21 budget from the LTC — medicaid assistance — NF account of the state
 22 general fund of the department on aging to the LTC — medicaid assis-
 23 tance — HCBS/FE account of the state general fund of the department
 24 on aging or to the community based services account of the department
 25 of social and rehabilitation services: *Provided*, That such amounts to be
 26 transferred shall be certified by the director of the budget on December
 27 1, 2010, and on June 1, 2011, to reflect the nursing facility rate paid for
 28 persons moving from a nursing facility to the home and community-based
 29 services waiver for the physically disabled or the frail elderly for the six
 30 months preceding the date of certification: *Provided further*, That each
 31 of the individuals transferred must meet the requirements described in
 32 a policy jointly developed by the secretary of aging and the secretary of
 33 social and rehabilitation services governing the operations of this transfer:
 34 *And provided further*, That the director of the budget shall transmit a
 35 copy of each such certification to the director of legislative research: *And*
 36 *provided further*, That the department of social and rehabilitation services
 37 shall report to the legislature at the beginning of the regular session in
 38 2011 with expenditure data regarding this program.

39 Sec. 66.

40 KANSAS HEALTH POLICY AUTHORITY

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 \$17,299,828

1 *Provided*, That any unencumbered balance in the operating expenditures
2 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
3 for fiscal year 2011.
4 Office of the inspector general..... \$100,062
5 *Provided*, That any unencumbered balance in the office of the inspector
6 general account in excess of \$100 as of June 30, 2010, is hereby reappro-
7 priated for fiscal year 2011.
8 Other medical assistance \$441,517,000
9 *Provided*, That any unencumbered balance in the other medical assis-
10 tance account in excess of \$100 as of June 30, 2010, is hereby reappro-
11 priated for fiscal year 2011.
12 Children’s health insurance program..... \$18,536,928
13 *Provided*, That any unencumbered balance in the children’s health in-
14 surance program account in excess of \$100 as of June 30, 2010, is hereby
15 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 Preventive health care program fund..... \$519,470
22 Cafeteria benefits fund..... No limit
23 *Provided*, That expenditures from the cafeteria benefits fund for the fiscal
24 year ending June 30, 2011, for salaries and wages and other operating
25 expenditures shall not exceed \$2,324,908.
26 State workers compensation self-insurance fund No limit
27 *Provided*, That expenditures from the state workers compensation self-
28 insurance fund for the fiscal year ending June 30, 2011, for salaries and
29 wages and other operating expenditures shall not exceed \$3,725,998.
30 Dependent care assistance program fund..... No limit
31 *Provided*, That expenditures from the dependent care assistance program
32 fund for the fiscal year ending June 30, 2011, for salaries and wages and
33 other operating expenditures shall not exceed \$226,372.
34 Non-state employer group benefit fund..... \$163,931
35 Kansas health policy authority special revenue fund No limit
36 *Provided*, That expenditures from the Kansas health policy authority spe-
37 cial revenue fund for the fiscal year ending June 30, 2011, for official
38 hospitality shall not exceed \$1,000.
39 Health committee insurance fund..... \$248,870
40 Health care database fee fund..... No limit
41 Medical programs fee fund..... \$38,476,110
42 Health and hospitalization insurance clearing fund..... No limit
43 *Provided*, That expenditures from the health and hospitalization insur-

1	ance clearing fund for the fiscal year ending June 30, 2011, for salaries	
2	and wages and other operating expenditures shall not exceed \$7,854,305.	
3	Health insurance premium reserve fund.....	No limit
4	Other state fees fund.....	\$0
5	Health care access improvement fund.....	\$37,390,236
6	Other federal grants and assistance fund.....	No limit
7	Medical assistance federal fund.....	No limit
8	Children’s health insurance federal fund.....	No limit
9	Ticket to work infrastructure grant federal fund.....	No limit
10	Health policy and finance — PERM grant federal fund...	No limit
11	Ryan White title II federal fund.....	No limit

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

22 Sec. 67.

23 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

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	State operations	\$113,417,536
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27 *Provided*, That any unencumbered balance in the state operations ac-
 28 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for
 29 fiscal year 2011: *Provided further*, That expenditures may be made from
 30 this account for the purchase of professional liability insurance for phy-
 31 sicians and dentists at any institution, as defined by K.S.A. 76-12a01, and
 32 amendments thereto: *And provided further*, That expenditures from this
 33 account for official hospitality by the secretary of social and rehabilitation
 34 services shall not exceed \$500.

35	Alcohol and drug abuse services grants.....	\$1,226,535
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36 *Provided*, That any unencumbered balance in the alcohol and drug abuse
 37 services grants account in excess of \$100 as of June 30, 2010, is hereby
 38 reappropriated for fiscal year 2011.

39	Mental health and retardation services aid and	
40	assistance.....	\$137,374,874

41 *Provided*, That any unencumbered balance in the mental health and re-
 42 tardation services aid and assistance account in excess of \$100 as of June
 43 30, 2010, is hereby reappropriated for fiscal year 2011.

1 Kansas neurological institute — operating expenditures... \$11,327,917
2 *Provided*, That any unencumbered balance in the Kansas neurological
3 institute — operating expenditures account in excess of \$100 as of June
4 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided, how-*
5 *ever*, That expenditures from the Kansas neurological institute — oper-
6 ating expenditures account for official hospitality by the superintendent
7 shall not exceed \$150: *Provided further*, That expenditures shall be made
8 from this account to assist residents of the institution to take personally-
9 used items, which were constructed for use by such residents and which
10 are hereby authorized to be transferred to such residents, from the in-
11 stitution to communities when such residents leave the institution to re-
12 side in the communities.

13 Larned state hospital — operating expenditures..... \$30,849,692
14 *Provided*, That any unencumbered balance in the Larned state hospital
15 — operating expenditures account in excess of \$100 as of June 30, 2010,
16 is hereby reappropriated for fiscal year 2011: *Provided, however*, That
17 expenditures from the Larned state hospital — operating expenditures
18 account for official hospitality by the superintendent shall not exceed
19 \$150: *Provided further*, That expenditures may be made from this account
20 for educational services contracts which are hereby authorized to be ne-
21 gotiated and entered into by Larned state hospital with unified school
22 districts or other public educational services providers: *And provided fur-*
23 *ther*, That such educational services contracts shall not be subject to the
24 competitive bidding requirements of K.S.A. 75-3739, and amendments
25 thereto.

26 Larned state hospital — sexual predator treatment
27 program \$12,895,380
28 *Provided*, That any unencumbered balance in the Larned state hospital
29 — sexual predator treatment program account in excess of \$100 as of
30 June 30, 2010, is hereby reappropriated for fiscal year 2011.

31 Osawatomie state hospital — operating expenditures \$14,342,009
32 *Provided*, That any unencumbered balance in the Osawatomie state hos-
33 pital — operating expenditures account in excess of \$100 as of June 30,
34 2010, is hereby reappropriated for fiscal year 2011: *Provided further*, That
35 expenditures from the Osawatomie state hospital — operating expendi-
36 tures account for official hospitality by the superintendent shall not ex-
37 ceed \$150.

38 Parsons state hospital and training center — operating
39 expenditures \$10,447,821
40 *Provided*, That any unencumbered balance in the Parsons state hospital
41 and training center — operating expenditures account in excess of \$100
42 as of June 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided*
43 *further*, That expenditures from the Parsons state hospital and training

1 center — operating expenditures account for official hospitality by the
 2 superintendent shall not exceed \$150: *And provided further*, That ex-
 3 penditures may be made from this account for educational services con-
 4 tracts which are hereby authorized to be negotiated and entered into by
 5 Parsons state hospital and training center with unified school districts or
 6 other public educational services providers: *And provided further*, That
 7 such educational services contracts shall not be subject to the competitive
 8 bidding requirements of K.S.A. 75-3739, and amendments thereto: *And*
 9 *provided further*, That expenditures shall be made from this account to
 10 assist residents of the institution to take personally-used items, which
 11 were constructed for use by such residents and which are hereby au-
 12 thorized to be transferred to such residents, from the institution to com-
 13 munities when such residents leave the institution to reside in the com-
 14 munities.

15 Rainbow mental health facility — operating
 16 expenditures \$4,524,298

17 *Provided*, That any unencumbered balance in the Rainbow mental health
 18 facility — operating expenditures account in excess of \$100 as of June 30,
 19 2010, is hereby reappropriated for fiscal year 2011: *Provided further*, That
 20 expenditures from the Rainbow mental health facility — operating ex-
 21 penditures account for official hospitality by the superintendent shall not
 22 exceed \$150.

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

24 *Provided*, That any unencumbered balance in the children’s mental health
 25 initiative account in excess of \$100 as of June 30, 2010, is hereby reap-
 26 propriated for fiscal year 2011: *Provided, however*, That no expenditures
 27 shall be made from the children’s mental health initiative account for
 28 inpatient hospital beds for children.

29 Youth services aid and assistance \$109,366,779

30 *Provided*, That any unencumbered balance in the youth services aid and
 31 assistance account in excess of \$100 as of June 30, 2010, is hereby reap-
 32 propriated for fiscal year 2011.

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

34 *Provided*, That any unencumbered balance in the vocational rehabilitation
 35 aid and assistance account in excess of \$100 as of June 30, 2010, is hereby
 36 reappropriated for fiscal year 2011: *Provided further*, That expenditures
 37 may be made from this account for the acquisition of durable medical
 38 equipment and assistive technology devices: *Provided, however*, That all
 39 such expenditures for durable equipment or assistive technology devices
 40 shall require a \$1 for \$1 match from non-state sources: *And provided*
 41 *further*, That expenditures may be made from this account by the sec-
 42 retary of social and rehabilitation services for the purchase of worker’s
 43 compensation insurance for consumers of vocational rehabilitation serv-

1 ices and assessments at work site and job tryout sites throughout the state.
2 Cash assistance \$54,806,608
3 *Provided*, That any unencumbered balance in the cash assistance account
4 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
5 year 2011.
6 Community based services..... \$67,252,071
7 *Provided*, That any unencumbered balance in the community based serv-
8 ices account in excess of \$100 as of June 30, 2010, is hereby reappro-
9 priated for fiscal year 2011.
10 Other medical assistance \$99,946,305
11 *Provided*, That any unencumbered balance in the other medical assis-
12 tance account in excess of \$100 as of June 30, 2010, is hereby reappro-
13 priated for fiscal year 2011.
14 Community mental health centers supplemental
15 funding \$2,500,000
16 *Provided*, That any unencumbered balance in the community mental
17 health centers supplemental funding account in excess of \$100 as of June
18 30, 2010, is hereby reappropriated for fiscal year 2011.
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 Title XIX fund \$47,640,920
24 *Provided*, That all receipts resulting from payments under title XIX of
25 the federal social security act to any of the institutions under mental
26 health and retardation services may be credited to the title XIX fund:
27 *Provided further*, That moneys in the title XIX fund may be used for
28 expenditures for contractual services to provide for collecting additional
29 payments under title XVIII and title XIX of the federal social security act,
30 for expenditures for premiums and surcharges required to be paid for
31 physicians' malpractice insurance, and for transfers to the other federal
32 grants and assistance fund.
33 Nonfederal reimbursements fund No limit
34 *Provided*, That all nonfederal reimbursements received by the depart-
35 ment of social and rehabilitation services shall be deposited in the state
36 treasury and credited to the nonfederal reimbursements fund: *Provided*
37 *further*, That moneys in the nonfederal reimbursements fund may be
38 used for expenditures for contractual services to provide for collecting
39 additional payments under title XVIII and title XIX of the federal social
40 security act, for expenditures for premiums and surcharges required to
41 be paid for physicians' malpractice insurance, and for transfers to the
42 social welfare fund.
43 Kansas neurological institute fee fund \$1,279,743

1	Kansas neurological institute — foster grandparents pro-	
2	gram — federal fund.....	No limit
3	Kansas neurological institute — FGP gifts, grants, dona-	
4	tions special	No limit
5	Kansas neurological institute — FGP gifts, grants, dona-	
6	tions fund	No limit
7	Kansas neurological institute — patient benefit fund	No limit
8	Kansas neurological institute — work therapy patient ben-	
9	efit fund	No limit
10	Kansas neurological institute — conferences fees fund	No limit
11	<i>Provided</i> , That all moneys received as fees for conference activities by	
12	Kansas neurological institute shall be deposited in the state treasury in	
13	accordance with the provisions of K.S.A. 75-4215, and amendments	
14	thereto, and shall be credited to the Kansas neurological institute — con-	
15	ferences fees fund: <i>Provided further</i> , That the superintendent of Kansas	
16	neurological institute is hereby authorized to fix, charge and collect fees	
17	for conference activities sponsored by Kansas neurological institute: <i>And</i>	
18	<i>provided further</i> , That expenditures may be made from this fund to de-	
19	fray the costs of such conference activities.	
20	Larned state hospital fee fund.....	\$4,459,008
21	Larned state hospital — elementary and secondary edu-	
22	cation fund — federal	No limit
23	Larned state hospital — vocational education fund —	
24	federal	No limit
25	Larned state hospital — ECIA fund — federal	No limit
26	Larned state hospital — motor pool revolving fund.....	No limit
27	Larned state hospital work therapy patient benefit fund...	No limit
28	Larned state hospital — canteen fund	No limit
29	Larned state hospital — patient benefit fund.....	No limit
30	<i>Provided</i> , That all moneys received as fees for the use of video telecon-	
31	ferencing equipment at Osawatomie state hospital shall be deposited in	
32	the state treasury in accordance with the provisions of K.S.A. 75-4215,	
33	and amendments thereto, and shall be credited to the video teleconfer-	
34	encing fee account of the Osawatomie state hospital fee fund: <i>Provided</i>	
35	<i>further</i> , That all moneys credited to the video teleconferencing fee ac-	
36	count shall be used solely for the servicing, technical and program sup-	
37	port, maintenance and replacement of associated equipment at Osawa-	
38	tomie state hospital: <i>And provided further</i> , That any expenditures from	
39	the video teleconferencing fee account shall be in addition to any ex-	
40	penditure limitation imposed on the Osawatomie state hospital fee fund.	
41	Osawatomie state hospital — ECIA fund — federal.....	No limit
42	Osawatomie state hospital — canteen fund	No limit
43	Osawatomie state hospital — patient benefit fund.....	No limit

1	Osawatomie state hospital — work therapy patient benefit	
2	fund.....	No limit
3	Osawatomie state hospital — motor pool revolving fund ..	No limit
4	Osawatomie state hospital — training fee revolving	
5	fund.....	No limit
6	<i>Provided</i> , That all moneys received as fees for training activities for Os-	
7	awatomie state hospital shall be deposited in the state treasury in accord-	
8	ance with the provisions of K.S.A. 75-4215, and amendments thereto, and	
9	shall be credited to the Osawatomie state hospital — training fee revol-	
10	ving fund: <i>Provided further</i> , That the superintendent of Osawatomie state	
11	hospital is hereby authorized to fix, charge and collect fees for training	
12	activities at Osawatomie state hospital: <i>And provided further</i> , That such	
13	fees shall be fixed in order to recover all or part of the expenses of such	
14	training activities for Osawatomie state hospital.	
15	Osawatomie state hospital fee fund.....	\$9,007,325
16	Parsons state hospital and training center — canteen	
17	fund.....	No limit
18	Parsons state hospital and training center — patient ben-	
19	efit fund.....	No limit
20	Parsons state hospital and training center — work therapy	
21	patient benefit fund	No limit
22	Parsons state hospital and training center fee fund.....	\$1,329,990
23	<i>Provided</i> , That all moneys received as fees for the use of video telecon-	
24	ferencing equipment at Parsons state hospital and training center shall	
25	be deposited in the state treasury in accordance with the provisions of	
26	K.S.A. 75-4215, and amendments thereto, and shall be credited to the	
27	video teleconferencing fee account of the Parsons state hospital and train-	
28	ing center fee fund: <i>Provided further</i> , That all moneys credited to the	
29	video teleconferencing fee account shall be used solely for the servicing,	
30	maintenance and replacement of video teleconferencing equipment at	
31	Parsons state hospital and training center: <i>And provided further</i> , That any	
32	expenditures from the video teleconferencing fee account shall be in ad-	
33	dition to any expenditure limitation imposed on the Parsons state hospital	
34	and training center fee fund.	
35	Rainbow mental health facility fee fund.....	\$2,463,173
36	Rainbow mental health facility — patient benefit fund	No limit
37	Rainbow mental health facility — work therapy patient	
38	benefit fund.....	No limit
39	Social services clearing fund.....	No limit
40	Social welfare fund	\$38,399,729
41	Other state fees fund	No limit
42	Alcohol and drug abuse block grant federal fund	No limit
43	Child welfare services block grant federal fund.....	No limit

1	Mental health block grant federal fund.....	No limit
2	Social services block grant — federal fund.....	No limit
3	Child care and development federal fund	No limit
4	Children’s cabinet grants federal fund.....	No limit
5	Temporary assistance to needy families federal fund	No limit
6	Disability determination services federal fund	No limit
7	Food stamp assistance federal fund.....	No limit
8	Foster care assistance federal fund.....	No limit
9	Medical assistance federal fund	No limit
10	Rehabilitation services federal fund.....	No limit
11	Other federal grants and assistance fund.....	No limit
12	SRS enterprise fund	No limit
13	SRS trust fund	No limit
14	Problem gambling and addictions grant fund.....	No limit
15	Child support enforcement administration fund.....	No limit
16	Energy assistance block grant federal fund.....	No limit
17	Family and children trust account — family and children	
18	investment fund	No limit

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

22 (c) There is appropriated for the above agency from the children’s
23 initiatives fund for the fiscal year ending June 30, 2011, the following:

24	Children’s cabinet accountability fund.....	\$541,802
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25 *Provided*, That any unencumbered balance in the children’s cabinet ac-
26 countability fund account in excess of \$100 as of June 30, 2010, is hereby
27 reappropriated for fiscal year 2011.

28	Children’s mental health waiver.....	\$3,800,000
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29 *Provided*, That any unencumbered balance in the children’s mental health
30 waiver account in excess of \$100 as of June 30, 2010, is hereby reappro-
31 priated for fiscal year 2011.

32	Family centered system of care	\$5,000,000
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33 *Provided*, That any unencumbered balance in the family centered system
34 of care account in excess of \$100 as of June 30, 2010, is hereby reappro-
35 priated for fiscal year 2011.

36	Child care	\$1,400,000
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37 *Provided*, That any unencumbered balance in the child care account in
38 excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
39 year 2011.

40	Children’s cabinet early childhood discretionary grant	
41	program	\$8,443,161

42 *Provided*, That any unencumbered balance in the children’s cabinet early
43 childhood discretionary grant program account in excess of \$100 as of

1 June 30, 2010, is hereby reappropriated for fiscal year 2011.

2 Family preservation \$3,241,062

3 *Provided*, That any unencumbered balance in the family preservation

4 account in excess of \$100 as of June 30, 2010, is hereby reappropriated

5 for fiscal year 2011.

6 Early headstart..... \$3,452,779

7 *Provided*, That any unencumbered balance in the early headstart account

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

9 year 2011.

10 Quality initiative infants & toddlers \$500,000

11 *Provided*, That any unencumbered balance in the quality initiative infants

12 and toddlers account in excess of \$100 as of June 30, 2010, is hereby

13 reappropriated for fiscal year 2011.

14 Early childhood block grant \$11,099,830

15 *Provided*, That any unencumbered balance in the early childhood block

16 grant account in excess of \$100 as of June 30, 2010, is hereby reapprop-

17 priated for fiscal year 2011.

18 (d) There is appropriated for the above agency from the Kansas en-

19 dowment for youth fund for the fiscal year ending June 30, 2011, the

20 following:

21 Children’s cabinet administration..... \$259,093

22 (e) There is appropriated for the above agency from the state institu-

23 tions building fund for the fiscal year ending June 30, 2011, the following:

24 Larned state hospital — city of Larned wastewater

25 treatment \$124,827

26 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b05, and

27 amendments thereto, expenditures may be made by the above agency

28 from the Larned state hospital — city of Larned wastewater treatment

29 account of the state institutions building fund for payment of Larned state

30 hospital’s portion of the city of Larned’s wastewater treatment system.

31 (f) During the fiscal year ending June 30, 2011, the secretary of social

32 and rehabilitation services, with the approval of the director of the budget,

33 may transfer any part of any item of appropriation for the fiscal year

34 ending June 30, 2011, from the state general fund for the department of

35 social and rehabilitation services or any institution or facility under the

36 general supervision and management of the secretary of social and re-

37 habilitation services to another item of appropriation for fiscal year 2011

38 from the state general fund for the department of social and rehabilitation

39 services or any institution or facility under the general supervision and

40 management of the secretary of social and rehabilitation services. The

41 secretary of social and rehabilitation services shall certify each such trans-

42 fer to the director of accounts and reports and shall transmit a copy of

43 each such certification to the director of legislative research.

1 (g) During the fiscal year ending June 30, 2011, the secretary of social
2 and rehabilitation services, with the approval of the director of the budget
3 and subject to the provisions of federal grant agreements, may transfer
4 moneys received under a federal grant that are credited to a federal fund
5 of the department of social and rehabilitation services, or of any institution
6 or facility under the general supervision and management of the secretary
7 of social and rehabilitation services, to another federal fund of the de-
8 partment of social and rehabilitation services, or of another institution or
9 facility under the general supervision and management of the secretary
10 of social and rehabilitation services. The secretary of social and rehabili-
11 tation services shall certify each such transfer to the director of accounts
12 and reports and shall transmit a copy of each such certification to the
13 director of legislative research.

14 (h) On July 1, 2010, the superintendent of Osawatomie state hospital,
15 upon the approval of the director of accounts and reports, shall transfer
16 an amount specified by the superintendent from the Osawatomie state
17 hospital — canteen fund to the Osawatomie state hospital — patient
18 benefit fund.

19 (i) On July 1, 2010, the superintendent of Parsons state hospital and
20 training center, upon the approval of the director of accounts and reports,
21 shall transfer an amount specified by the superintendent from the Parsons
22 state hospital and training center — canteen fund to the Parsons state
23 hospital and training center — patient benefit fund.

24 (j) On July 1, 2010, the superintendent of Larned state hospital, upon
25 the approval of the director of accounts and reports, shall transfer an
26 amount specified by the superintendent from the Larned state hospital
27 — canteen fund to the Larned state hospital — patient benefit fund.

28 (k) (1) On July 1, 2010, or as soon thereafter as moneys are available,
29 the director of accounts and reports may transfer, in one or more
30 amounts, from the title XIX fund to the other federal grants and assistance
31 fund the amount specified by the secretary of social and rehabilitation
32 services.

33 (2) On July 1, 2010, or as soon thereafter as moneys are available, the
34 director of accounts and reports may transfer, in one or more amounts,
35 from the nonfederal reimbursements fund to the social welfare fund the
36 amount specified by the secretary of social and rehabilitation services.

37 (l) During the fiscal year ending June 30, 2011, all moneys received by
38 the secretary of social and rehabilitation services, to provide an endow-
39 ment to provide interest earnings for the purposes for which expenditures
40 may be made from the family and children trust account of the family
41 and children investment fund, shall be deposited in the state treasury to
42 the credit of the family and children endowment account of the family
43 and children investment fund.

1 (m) During the fiscal year ending June 30, 2011, to the extent it is
2 determined by the secretary of social and rehabilitation services to be cost
3 effective, the secretary of social and rehabilitation services shall apply for
4 and accept donations from private sources to provide an endowment to
5 provide interest earnings for the purposes for which expenditures may be
6 made from the family and children trust account of the family and chil-
7 dren investment fund. During the fiscal year ending June 30, 2011, upon
8 receipt of one or more donations of moneys from private sources for
9 deposit to the credit of the family and children endowment account of
10 the family and children investment fund, in addition to the other purposes
11 for which expenditures may be made by the department of social and
12 rehabilitation services from any moneys appropriated from the state gen-
13 eral fund or any special revenue fund or funds for the fiscal year 2011,
14 as authorized by this or other appropriation act of the 2010 regular session
15 of the legislature, expenditures shall be made by the department of social
16 and rehabilitation services from any such moneys appropriated for fiscal
17 year 2011 for payments into the family and children endowment account
18 of the family and children investment fund that match the aggregate
19 amount of all such donations and that are equal to the aggregate amount
20 of moneys donated to and credited to the family and children endowment
21 account of the family and children investment fund during fiscal year
22 2011.

23 (n) During the fiscal year ending June 30, 2011, no moneys paid by the
24 department of social and rehabilitation services from the mental health
25 and retardation services aid and assistance account of the state general
26 fund shall be expended by the entity receiving such moneys to pay mem-
27 bership dues and fees to any entity that does not provide the department
28 of social and rehabilitation services, the legislative division of post audit,
29 or another state agency with access to its financial records upon request
30 for such access.

31 (o) During the fiscal year ending June 30, 2011, in addition to the other
32 purposes for which expenditures may be made by the department of
33 social and rehabilitation services from moneys appropriated from the state
34 general fund or any special revenue fund for fiscal year 2011 for the
35 department of social and rehabilitation services as authorized by this or
36 other appropriation act of the 2010 regular session of the legislature,
37 expenditures shall be made by the secretary of social and rehabilitation
38 services for fiscal year 2011 to fix, charge and collect fees from parents
39 for services provided to their children by an institution or program of the
40 department of social and rehabilitation services: *Provided*, That in ac-
41 cordance with the provisions of federal law, the secretary of social and
42 rehabilitation services shall not deny services to children under the home
43 and community based services programs based on the failure of any par-

1 ent to pay such fees: *Provided further*, That such fees shall be fixed by
 2 adoption of a sliding fee scale established by the secretary of social and
 3 rehabilitation services and such fees shall recover all or part of the ex-
 4 penses incurred in providing such services: *And provided further*, That
 5 such fees shall be reduced or waived in cases of demonstrable hardship
 6 and for families who are at or below 200% of the federal poverty level
 7 and who are receiving home and community based services: *And provided*
 8 *further*, That all moneys received by the department of social and reha-
 9 bilitation services for such fees shall be deposited in the state treasury in
 10 accordance with the provisions of K.S.A.75-4215, and amendments
 11 thereto, and shall be credited to the social welfare fund.

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

32 Sec. 68.

33 KANSAS GUARDIANSHIP PROGRAM

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

36 Kansas guardianship program..... \$1,124,763

37 *Provided*, That any unencumbered balance in the Kansas guardianship
 38 program account in excess of \$100 as of June 30, 2010, is hereby reap-
 39 propriated for fiscal year 2011.

40 Sec. 69.

41 DEPARTMENT OF EDUCATION

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 Operating expenditures (including official hospitality)..... \$10,701,741
2 *Provided*, That any unencumbered balance in the operating expenditures
3 (including official hospitality) account in excess of \$100 as of June 30,
4 2010, is hereby reappropriated for fiscal year 2011.

5 Governor’s teaching excellence scholarships and awards... \$55,525
6 *Provided*, That any unencumbered balance in the governor’s teaching
7 excellence scholarships and awards account in excess of \$100 as of June
8 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided further*,
9 That all expenditures from the governor’s teaching excellence scholar-
10 ships and awards account for teaching excellence scholarships shall be
11 made in accordance with K.S.A. 72-1398, and amendments thereto: *And*
12 *provided further*, That each such grant shall be required to be matched
13 on a \$1 for \$1 basis from nonstate sources: *And provided further*, That
14 award of each such grant shall be conditioned upon the recipient entering
15 into an agreement requiring the grant to be repaid if the recipient fails
16 to complete the course of training under the national board for profes-
17 sional teaching standards certification program: *And provided further*,
18 That all moneys received by the department of education for repayment
19 of grants for governor’s teaching excellence scholarships shall be depos-
20 ited in the state treasury and credited to the governor’s teaching excel-
21 lence scholarships program repayment fund.

22 Mentor teacher program grants \$1,450,000
23 Special education services aid..... \$367,540,630
24 *Provided*, That any unencumbered balance in the special education serv-
25 ices aid account in excess of \$100 as of June 30, 2010, is hereby reappro-
26 priated for fiscal year 2011: *Provided further*, That expenditures shall not
27 be made from the special education services aid account for the provision
28 of instruction for any homebound or hospitalized child unless the cate-
29 gorization of such child as exceptional is conjoined with the categorization
30 of the child within one or more of the other categories of exceptionality:
31 *Provided further*, That expenditures shall be made from this account for
32 grants to school districts in amounts determined pursuant to and in ac-
33 cordance with the provisions of K.S.A. 72-983, and amendments thereto:
34 *And provided further*, That expenditures shall be made from the amount
35 remaining in this account, after deduction of the expenditures specified
36 in the foregoing proviso, for payments to school districts in amounts de-
37 termined pursuant to and in accordance with the provisions of K.S.A. 72-
38 978, and amendments thereto.

39 General state aid\$1,994,089,680
40 *Provided*, That an unencumbered balance in the general state aid account
41 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
42 year 2011.

43 Supplemental general state aid \$339,212,000

1 *Provided*, That any unencumbered balance in the supplemental general
2 state aid account in excess of \$100 as of June 30, 2010, is hereby reap-
3 propriated for fiscal year 2011.

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

11	Discretionary grants.....	\$670,000
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12 *Provided*, That the above agency shall make expenditures from the dis-
13 cretionary grants account during the fiscal year 2011, in an amount not
14 less than \$250,000 for after school programs for middle school students
15 in the sixth, seventh and eighth grades: *Provided further*, That the after
16 school programs may also include fifth and ninth grade students, if they
17 attend a junior high school: *And provided further*, That such discretionary
18 grants shall be awarded to after school programs that operate for a min-
19 imum of two hours a day, every day that school is in session, and a min-
20 imum of six hours a day for a minimum of five weeks during the summer:
21 *And provided further*, That the discretionary grants awarded to after
22 school programs shall require a dollar-for-dollar local match: *And pro-*
23 *vided further*, That the aggregate amount of discretionary grants awarded
24 to any one after school program for fiscal year 2011 shall not exceed
25 \$25,000.

26	School food assistance.....	\$2,435,171
27	School safety hotline.....	\$10,000
28	KPERS — employer contributions.....	\$304,402,545

29 *Provided*, That any unencumbered balance in the KPERS — employer
30 contributions account in excess of \$100 as of June 30, 2010, is hereby
31 reappropriated for fiscal year 2011: *Provided further*, That all expendi-
32 tures from the KPERS — employer contributions account shall be for
33 payment of participating employers’ contributions to the Kansas public
34 employees retirement system as provided in K.S.A. 74-4939, and amend-
35 ments thereto: *And provided further*, That expenditures from this ac-
36 count for the payment of participating employers’ contributions to the
37 Kansas public employees retirement system may be made regardless of
38 when the liability was incurred.

39	Educable deaf-blind and severely handicapped children’s	
40	programs aid.....	\$110,000
41	School district juvenile detention facilities and Flint Hills	
42	job corps center grants	\$6,012,355

43 *Provided*, That any unencumbered balance in the school district juvenile

1 detention facilities and Flint Hills job corps center grants account in ex-
 2 cess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal year
 3 2011: *Provided further*, That expenditures shall be made from the school
 4 district juvenile detention facilities and Flint Hills job corps center grants
 5 account for grants to school districts in amounts determined pursuant to
 6 and in accordance with the provisions of K.S.A. 72-8187, and amend-
 7 ments thereto.

8 (b) There is appropriated for the above agency from the following special
 9 revenue fund or funds for the fiscal year ending June 30, 2011, all
 10 moneys now or hereafter lawfully credited to and available in such fund
 11 or funds, except that expenditures other than refunds authorized by law
 12 and transfers to other state agencies shall not exceed the following:

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

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

1 Communities in schools program fund No limit
2 Governor’s teaching excellence scholarships program re-
3 payment fund..... No limit
4 *Provided*, That all expenditures from the governor’s teaching excellence
5 scholarships program repayment fund shall be made in accordance with
6 K.S.A. 72-1398, and amendments thereto: *Provided further*, That each
7 such grant shall be required to be matched on a \$1 for \$1 basis from
8 nonstate sources: *And provided further*, That award of each such grant
9 shall be conditioned upon the recipient entering into an agreement re-
10 quiring the grant to be repaid if the recipient fails to complete the course
11 of training under the national board for professional teaching standards
12 certification program: *And provided further*, That all moneys received by
13 the department of education for repayment of grants made under the
14 governor’s teaching excellence scholarships program shall be deposited
15 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
16 and amendments thereto, and shall be credited to the governor’s teaching
17 excellence scholarships program repayment fund.
18 Elementary and secondary school aid — federal fund —
19 reading first No limit
20 Elementary and secondary school aid — federal fund —
21 reading first — state operations..... No limit
22 State grants for improving teacher quality — federal
23 fund..... No limit
24 State grants for improving teacher quality — federal fund
25 — state operations..... No limit
26 21st century community learning centers — federal
27 fund..... No limit
28 State assessments — federal fund..... No limit
29 Rural and low-income schools program — federal fund ... No limit
30 Language assistance state grants — federal fund..... No limit
31 Service clearing fund No limit
32 Helping schools license plate program fund No limit
33 (c) There is appropriated for the above agency from the children’s
34 initiatives fund for the fiscal year ending June 30, 2011, the following:
35 Pre-K program..... \$5,000,000
36 Parent education program \$7,539,500
37 *Provided*, That expenditures from the parent education program account
38 for each such grant shall be matched by the school district in an amount
39 which is equal to not less than 65% of the grant.
40 (d) On July 1, 2010, or as soon thereafter as moneys are available, the
41 director of accounts and reports shall transfer \$50,000 from the family
42 and children trust account of the family and children investment fund of
43 the department of social and rehabilitation services to the communities

1 in schools program fund of the department of education.

2 (e) On July 1, 2010, and quarterly thereafter, the director of accounts
3 and reports shall transfer \$12,074 from the school bus safety fund to the
4 state general fund: *Provided*, That the transfer of each such amount shall
5 be in addition to any other transfer from the school bus safety fund to
6 the state general fund as prescribed by law: *Provided further*, That the
7 amount transferred from the school bus safety fund to the state general
8 fund pursuant to this subsection is to reimburse the state general fund
9 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
10 chasing services and any other governmental services which are per-
11 formed on behalf of the department of education by other state agencies
12 which receive appropriations from the state general fund to provide such
13 services.

14 (f) On September 30, 2010, or as soon thereafter as moneys are avail-
15 able, the director of accounts and reports shall transfer \$600,000 from
16 the state safety fund to the state general fund: *Provided* That the transfer
17 of such amount shall be in addition to any other transfer from the state
18 safety fund to the state general fund as prescribed by law: *Provided fur-*
19 *ther*, That the amount transferred from the state safety 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 department of education by other state agencies
24 which receive appropriations from the state general fund to provide such
25 services.

26 (g) On December 31, 2010, or as soon thereafter as moneys are avail-
27 able, the director of accounts and reports shall transfer \$700,000 from
28 the state safety fund to the state general fund: *Provided* That the transfer
29 of such amount shall be in addition to any other transfer from the state
30 safety fund to the state general fund as prescribed by law: *Provided fur-*
31 *ther*, That the amount transferred from the state safety fund to the state
32 general 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 education by other state agencies
36 which receive appropriations from the state general fund to provide such
37 services.

38 (h) On March 30, 2011, or as soon thereafter as moneys are available,
39 the director of accounts and reports shall transfer \$750,000 from the state
40 safety fund to the state general fund: *Provided* That the transfer of such
41 amount shall be in addition to any other transfer from the state safety
42 fund to the state general fund as prescribed by law: *Provided further*,
43 That the amount transferred from the state safety fund to the state gen-

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

7 (i) On June 30, 2011, or as soon thereafter as moneys are available, the
8 director of accounts and reports shall transfer \$1,100,000 from the state
9 safety fund to the state general fund: *Provided* That the transfer of such
10 amount shall be in addition to any other transfer from the state safety
11 fund to the state general fund as prescribed by law: *Provided further*,
12 That the amount transferred from the state safety fund to the state gen-
13 eral fund pursuant to this subsection is to reimburse the state general
14 fund for accounting, auditing, budgeting, legal, payroll, personnel and
15 purchasing services and any other governmental services which are per-
16 formed on behalf of the department of education by other state agencies
17 which receive appropriations from the state general fund to provide such
18 services.

19 (j) On July 1, 2010, and quarterly thereafter, the director of accounts
20 and reports shall transfer \$70,722 from the state highway fund of the
21 department of transportation to the school bus safety fund of the de-
22 partment of education.

23 (k) On July 1, 2010, the director of accounts and reports shall transfer
24 an amount certified by the commissioner of education from the motor-
25 cycle safety fund of the department of education to the motorcycle safety
26 fund of the state board of regents: *Provided*, That the amount to be
27 transferred shall be determined by the commissioner of education based
28 on the amounts required to be paid pursuant to subsection (b)(2) of
29 K.S.A. 8-272, and amendments thereto.

30 Sec. 70.

31 STATE LIBRARY

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

34 Operating expenditures \$1,729,085

35 *Provided*, That any unencumbered balance in the operating expenditures
36 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
37 for fiscal year 2011: *Provided, however*, That expenditures from the op-
38 erating expenditures account for official hospitality shall not exceed
39 \$2,000.

40 Grants to libraries and library systems \$2,752,969

41 *Provided*, That any unencumbered balance in the grants to libraries and
42 library systems account in excess of \$100 as of June 30, 2010, is hereby
43 reappropriated for fiscal year 2011: *Provided further*, That, of the moneys

1 appropriated in the grants to libraries and library systems account,
 2 \$1,845,578 shall be distributed as grants-in-aid to libraries in accordance
 3 with K.S.A. 75-2555, and amendments thereto, \$483,446 shall be distrib-
 4 uted for interlibrary loan development grants and \$423,945 shall be paid
 5 according to contracts with the subregional libraries of the Kansas talking
 6 book services.

7 (b) There is appropriated for the above agency from the following special
 8 revenue fund or funds for the fiscal year ending June 30, 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 State library fund	No limit
13 Federal library services and technology act — fund.....	No limit
14 Grants and gifts fund	No limit

15 Sec. 71.

16 KANSAS ARTS 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	\$256,684
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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 the op-
 23 erating expenditures account for official hospitality shall not exceed
 24 \$4,000: *Provided further*, That expenditures may be made by the above
 25 agency from any amount of savings in the operating expenditures account
 26 shall be utilized for the purpose of matching federal grant moneys, local
 27 grant moneys, or local in-kind contributions, or any combination thereof,
 28 for arts programming projects.

29 Arts programming grants and challenge grants.....	\$947,363
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30 *Provided*, That expenditures from the arts programming grants and chal-
 31 lenge grants account shall be made in a manner to benefit the maximum
 32 number of Kansas communities in the development of Kansas talent and
 33 art: *Provided further*, That expenditures from this account shall be util-
 34 ized for the purpose of matching federal grant moneys, local grant mon-
 35 eys, or local in-kind contributions, or any combination thereof, for arts
 36 programming projects.

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 Kansas arts commission gifts, grants and bequests — fed- 43 eral fund	No limit
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1 Kansas arts commission fee fund No limit
 2 Kansas arts commission special gifts fund..... No limit
 3 Arts programming grants fund..... No limit
 4 *Provided*, That moneys received by the Kansas arts commission from the
 5 remittance of the unexpended balance of arts programming grants to the
 6 commission shall be deposited in the state treasury and credited to the
 7 arts programming grants fund: *Provided further*, That expenditures from
 8 this fund shall be utilized for the purpose of matching federal grant mon-
 9 eys, local grant moneys, or local in-kind contributions, or any combination
 10 thereof, for arts programming projects.

11 Sec. 72.

12 KANSAS STATE SCHOOL FOR THE BLIND

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 \$5,385,207

16 *Provided*, That any unencumbered balance in the operating expenditures
17 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
18 for fiscal year 2011: *Provided, however*, That expenditures from the op-
19 erating expenditures for official hospitality shall not exceed \$2,000.

20 Arts for the handicapped \$140,273

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 General fees fund..... No limit

27 Local services reimbursement fund..... No limit

28 *Provided*, That the Kansas state school for the blind is hereby authorized
29 to assess and collect a fee of 20% of the total cost of services provided to
30 local school districts: *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 local services reimbursement fund.

34 Student activity fees fund No limit

35 Special bequest fund..... No limit

36 Adaptive technology resource center fund..... No limit

37 Technology lending library — federal fund No limit

38 Nine month payroll clearing fund No limit

39 Food assistance — cash for commodities — federal
40 fund..... No limit

41 Food assistance — breakfast — federal fund..... No limit

42 Food assistance — lunch — federal fund..... No limit

43 Chapter I handicapped — federal fund No limit

1 Education improvement — federal fund..... No limit
2 Elementary and secondary education act — federal
3 fund..... No limit
4 Special education assistance — ARRA — federal fund.... No limit
5 E-rate grant — federal fund No limit
6 Preparation and mentoring of teachers of the blind and
7 visually impaired — federal fund No limit
8 (c) On July 1, 2010, the gift fund of the Kansas state school of the blind
9 is hereby redesignated as the adaptive technology resource center fund
10 of the Kansas state school for the blind.
11 (d) On July 1, 2010, the director of accounts and reports shall transfer
12 all moneys in the math and science improvement — federal fund to the
13 elementary and secondary education act — federal fund. On July 1, 2010,
14 all liabilities of the math and science improvement — federal fund are
15 hereby transferred to and imposed on the elementary and secondary ed-
16 ucation act — federal fund and the math and science improvement —
17 federal fund is hereby abolished.
18 (e) On July 1, 2010, the director of accounts and reports shall transfer
19 all moneys in the supported employment initiative — federal fund to the
20 elementary and secondary education act — federal fund. On July 1, 2010,
21 all liabilities of the supported employment initiative — federal fund are
22 hereby transferred to and imposed on the elementary and secondary ed-
23 ucation act — federal fund and the supported employment initiative —
24 federal fund is hereby abolished.
25 Sec. 73.
26 KANSAS STATE SCHOOL FOR THE DEAF
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 \$8,890,257
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.
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 other than refunds authorized by law
37 shall not exceed the following:
38 General fees fund..... No limit
39 Local services reimbursement fund..... No limit
40 *Provided*, That the Kansas state school for the deaf is hereby authorized
41 to assess and collect a fee of 20% of the total cost of services provided to
42 local school districts: *Provided further*, That all moneys received from
43 such fees shall be deposited in the state treasury in accordance with the

1 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
2 ited to the local services reimbursement fund.

3 Student activity fees fund	No limit
4 Elementary and secondary education act — federal	
5 fund.....	No limit
6 Elementary and secondary education act 2009 ARRA —	
7 federal fund.....	No limit
8 Vocational education fund — federal.....	No limit
9 School lunch program — federal fund.....	No limit
10 Special bequest fund.....	No limit
11 Special workshop fund	No limit
12 Gift fund.....	No limit
13 Nine month payroll clearing fund	No limit

14 Sec. 74.

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 Operating expenditures	\$5,278,726
19 <i>Provided</i> , That any unencumbered balance in the operating expenditures	
20 account in excess of \$100 as of June 30, 2010, is hereby reappropriated	
21 for fiscal year 2011: <i>Provided, however</i> , That expenditures from the op-	
22 erating expenditures account for official hospitality shall not exceed	
23 \$2,463.	
24 Kansas humanities council	\$70,384

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 Credit card clearing fund.....	No limit
31 Vehicle repair and replacement fund.....	No limit
32 General fees fund.....	No limit
33 Archeology fee fund.....	No limit

34 *Provided*, That expenditures may be made from the archeology fee fund
35 for operating expenses for providing archeological services by contract:
36 *Provided further*, That the state historical society is hereby authorized to
37 fix, charge and collect fees for the sale of such services: *And provided*
38 *further*, That such fees shall be fixed in order to recover all or part of the
39 operating expenses incurred in providing archeological services by con-
40 tract: *And provided further*, That all fees received for such services 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 the
43 archeology fee fund.

1 Archeology federal fund No limit
2 Microfilm fees fund No limit
3 *Provided*, That expenditures may be made from the microfilm fees fund
4 for operating expenses for providing microfilming services: *Provided fur-*
5 *ther*, That the state historical society is hereby authorized to fix, charge
6 and collect fees for the sale of such services: *And provided further*, That
7 such fees shall be fixed in order to recover all or part of the operating
8 expenses incurred in providing microfilming services: *And provided fur-*
9 *ther*, That all fees received for such services shall be deposited in the state
10 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
11 ments thereto, and shall be credited to the microfilm fees fund.
12 Records center fee fund No limit
13 *Provided*, That expenditures may be made from the records center fee
14 fund for operating expenses for providing copying and related services:
15 *Provided further*, That the state historical society is hereby authorized to
16 fix, charge and collect fees for the sale of such services: *And provided*
17 *further*, That such fees shall be fixed in order to recover all or part of the
18 operating expenses incurred in providing such services: *And provided*
19 *further*, That all fees received for such services shall be deposited in the
20 state treasury in accordance with the provisions of K.S.A. 75-4215, and
21 amendments thereto, and shall be credited to the records center fee fund.
22 Historic properties fee fund No limit
23 National historic preservation act fund — state No limit
24 Historic preservation overhead fees fund No limit
25 National historic preservation act fund — local No limit
26 Private gifts, grants and bequests fund No limit
27 Museum and historic sites visitor donation fund No limit
28 Insurance collection replacement/reimbursement fund No limit
29 Heritage trust fund No limit
30 *Provided*, That expenditures from the heritage trust fund for state oper-
31 ations shall not exceed \$94,112.
32 Land survey fee fund No limit
33 *Provided*, That, notwithstanding the provisions of K.S.A. 58-2012, and
34 amendments thereto, expenditures may be made by the above agency
35 from the land survey fee fund for the fiscal year 2011 for operating ex-
36 penditures that are not related to administering the land survey program.
37 State historical society facilities fund No limit
38 Historic properties fund No limit
39 Law enforcement memorial fund No limit
40 Other federal grants fund No limit
41 *Provided*, That the above agency is authorized to make expenditures from
42 the other federal grants fund of any moneys credited to this fund from
43 any individual grant if the grant: (1) Is less than or equal to \$250,000 in

1 the aggregate, and (2) does not require the matching expenditure of any
 2 other moneys in the state treasury during fiscal year 2011 other than
 3 moneys appropriated by this or other appropriation act of the 2010 reg-
 4 ular session of the legislature: *Provided, however,* That, upon application
 5 to and authorization by the governor, the above agency may make ex-
 6 penditures of moneys credited to this fund from any individual federal
 7 grant which is more than \$250,000 in the aggregate or which requires the
 8 matching expenditure of moneys in the state treasury during the current
 9 or any ensuing fiscal year.

10 Property sale proceeds fund..... No limit
 11 *Provided,* That proceeds from the sale of property pursuant to K.S.A. 75-
 12 2701, and amendments thereto, shall be deposited in the state treasury
 13 and credited to the property sale proceeds fund.
 14 Amelia Earhart bridge mitigation project fund..... No limit
 15 Sec. 75.

FORT HAYS STATE UNIVERSITY

16
 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 (including official hospitality)..... \$32,816,791
 20 *Provided,* That any unencumbered balance in the operating expenditures
 21 (including official hospitality) account in excess of \$100 as of June 30,
 22 2010, is hereby reappropriated for fiscal year 2011.

23 Master’s-level nursing capacity \$135,492
 24 Kansas wetlands education center at Cheyenne bottoms .. \$270,490

25 *Provided,* That any unencumbered balance in the Kansas wetlands edu-
 26 cation center at Cheyenne bottoms account in excess of \$100 as of June
 27 30, 2010, is hereby reappropriated for fiscal year 2011.

28 Kansas academy of math and science \$333,188

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 shall not exceed the following:

33 Parking fees fund No limit

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

36 General fees fund..... No limit

37 *Provided,* That expenditures may be made from the general fees fund to
 38 match federal grant moneys: *Provided further,* That expenditures maybe
 39 made from the general fees fund for official hospitality.

40 Restricted fees fund..... No limit

41 *Provided,* That restricted fees shall be limited to receipts for the following
 42 accounts: Special events; technology equipment; Gross coliseum services;
 43 performing arts center services; farm income; choral music clinic; year-

1 book; off-campus tours; memorial union activities; student activity (un-
 2 allocated); Leader (newspaper); conferences, clinics and workshops —
 3 noncredit; summer laboratory school; little theater; library services; stu-
 4 dent affairs; speech and debate; student government; counseling center
 5 services; interest on local funds; student identification cards; nurse edu-
 6 cation programs; athletics; placement fees; virtual college classes; speech
 7 and hearing; child care services for dependent students; computer serv-
 8 ices; interactive television contributions; midwestern student exchange;
 9 departmental receipts for all sales, refunds and other collections not spe-
 10 cifically enumerated above: *Provided, however,* That the state board of
 11 regents, with the approval of the state finance council acting on this mat-
 12 ter which is hereby characterized as a matter of legislative delegation and
 13 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,
 14 and amendments thereto, may amend or change this list of restricted fees:
 15 *Provided further,* That all restricted fees shall be deposited in the state
 16 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
 17 ments thereto, and shall be credited to the appropriate account of the
 18 restricted fees fund and shall be used solely for the specific purpose or
 19 purposes for which collected: *And provided further,* That expenditures
 20 may be made from this fund to purchase insurance for equipment pur-
 21 chased through research and training grants only if such grants include
 22 money for and authorize the purchase of such insurance: *And provided*
 23 *further,* That all amounts of tuition received from students participating
 24 in the midwestern student exchange program shall be deposited in the
 25 state treasury in accordance with the provisions of K.S.A. 75-4215, and
 26 amendments thereto, and shall be credited to the midwestern student
 27 exchange account of the restricted fees fund: *And provided further,* That
 28 expenditures may be made from the restricted fees fund for official hos-
 29 pitality.

30 Education opportunity act — federal fund No limit
 31 Service clearing fund No limit

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

38 Commencement fees fund..... No limit
 39 Health fees fund No limit

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

1	Student union fees fund	No limit
2	Kansas career work study program fund	No limit
3	Economic opportunity act — federal fund	No limit
4	Kansas comprehensive grant fund.....	No limit
5	Faculty of distinction matching fund	No limit
6	Nine month payroll clearing account fund.....	No limit
7	Federal Perkins student loan fund	No limit
8	Housing system revenue fund	No limit
9	Institutional overhead fund	No limit
10	Oil and gas royalties fund	No limit
11	Housing system suspense fund	No limit
12	Housing system operations fund	No limit
13	Housing system repairs, equipment and improvement	
14	fund.....	No limit
15	Sponsored research overhead fund	No limit
16	Kansas distinguished scholarship fund	No limit
17	University federal fund.....	No limit

18 *Provided*, That expenditures may be made by the above agency from the
19 university federal fund to purchase insurance for equipment purchased
20 through research and training grants only if such grants include money
21 for and authorize the purchase of such insurance: *Provided further*, That
22 expenditures may be made by the above agency from this fund to procure
23 a policy of accident, personal liability and excess automobile liability in-
24 surance insuring volunteers participating in the senior companion pro-
25 gram against loss in accordance with specifications of federal grant guide-
26 lines as provided in K.S.A. 75-4101, and amendments thereto.

27 Federal higher education fiscal stabilization fund — Fort
28 Hays state university 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 an amount specified by the
31 president of Fort Hays state university of not to exceed \$125,000 from
32 the general fees fund to the federal Perkins student loan fund.
33 Sec. 76.

34 KANSAS STATE UNIVERSITY

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 Operating expenditures (including official hospitality)..... \$104,167,911
38 *Provided*, That any unencumbered balance in the operating expenditures
39 (including official hospitality) account in excess of \$100 as of June 30,
40 2010, is hereby reappropriated for fiscal year 2011.
41 Midwest institute for comparative stem cell biology..... \$132,799
42 *Provided*, That any unencumbered balance in the midwest institute for
43 comparative stem cell biology account in excess of \$100 as of June 30,

1 2010, is hereby reappropriated for fiscal year 2011.

2 (b) There is appropriated for the above agency from the following special
3 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 Parking fees fund No limit
- 7 Faculty of distinction matching fund No limit
- 8 General fees fund..... No limit

9 *Provided*, That expenditures may be made from the general fees fund to
10 match federal grant moneys: *Provided further*, That expenditures may be
11 made from the general fees fund for official hospitality.

- 12 Interest on endowment fund..... No limit
- 13 Restricted fees fund..... No limit

14 *Provided*, That restricted fees shall be limited to receipts for the following
15 accounts: Technology equipment; flight services; human resources man-
16 agement system; computer services; copy centers; standardized test fees;
17 placement center; recreational services; college of technology and avia-
18 tion; motor pool; music; professorships; student activities fees; army and
19 aerospace uniforms; aerospace uniform augmentation; biology sales and
20 services; chemistry; field camps; state department of education; physics
21 storeroom; sponsored research, instruction, public service, equipment
22 and facility grants; chemical engineering; nuclear engineering; contract-
23 post office; library collections; civil engineering; continuing education;
24 sponsored construction or improvement projects; attorney, educational
25 and personal development, human resources; student financial assistance;
26 application for undergraduate programs; speech and hearing fees; gifts;
27 human development and family research and training; college of educa-
28 tion — publications and services; guaranteed student loan application
29 processing; student identification card; auditorium receipts; catalog sales;
30 emission spectroscopy fees; interagency consulting; sales and services of
31 educational programs; transcript fees; facility use fees; human ecology
32 storeroom; college of human ecology sales; family resource center fees;
33 human movement performance; application for post baccalaureate pro-
34 grams; art exhibit fees; college of education — Kansas careers; foreign
35 student application fee; student union repair and replacement reserve;
36 departmental receipts for all sales, refunds and other collections; insti-
37 tutional support fee; miscellaneous renovations — construction; speech
38 receipts; art museum; exchange program; flight training lab fees; admin-
39 istrative reimbursements; parking fees; postage center; printing; short
40 courses and conferences; student government association receipts; re-
41 gents educational communications center; late registration fee; engineer-
42 ing equipment fee; architecture equipment fee; biotechnology facility;
43 English language program; international programs; Bramlage coliseum;

1 planning and analysis; telecommunications; comparative medicine; other
 2 specifically designated receipts not available for general operations of the
 3 university: *Provided, however,* That the state board of regents, with the
 4 approval of the state finance council acting on this matter which is hereby
 5 characterized as a matter of legislative delegation and subject to the
 6 guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amend-
 7 ments thereto, may amend or change this list of restricted fees: *Provided*
 8 *further,* That all restricted fees shall be deposited in the state treasury in
 9 accordance with the provisions of K.S.A. 75-4215, and amendments
 10 thereto, and shall be credited to the appropriate account of the restricted
 11 fees fund and shall be used solely for the specific purpose or purposes
 12 for which collected: *And provided further,* That expenditures may be
 13 made from this fund to purchase insurance for equipment purchased
 14 through research and training grants only if such grants include money
 15 for and authorize the purchase of such insurance: *And provided further,*
 16 That expenditures from the restricted fees fund may be made for the
 17 purchase of insurance for operation and testing of completed project air-
 18 craft and for operation of aircraft used in professional pilot training, in-
 19 cluding coverage for public liability, physical damage, medical payments
 20 and voluntary settlement coverages.

21 Kansas career work study program fund No limit
 22 Service clearing fund No limit

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

30 Sponsored research overhead fund No limit
 31 Housing system suspense fund No limit
 32 Housing system operations fund No limit

33 *Provided,* That expenditures may be made from the housing system op-
 34 erations fund for official hospitality.

35 Housing system repairs, equipment and improvement
 36 fund..... No limit

37 Mandatory retirement annuity clearing fund No limit
 38 Student health fees fund No limit

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

43 Scholarship funds fund..... No limit

1	Perkins student loan fund.....	No limit
2	Board of regents — U.S. department of education awards	
3	fund.....	No limit
4	State agricultural university fund	No limit
5	Federal extension civil service retirement clearing fund ...	No limit
6	Salina — student union fees fund	No limit
7	Salina — housing system operation fund.....	No limit
8	Kansas distinguished scholarship fund	No limit
9	Kansas comprehensive grant fund.....	No limit
10	Temporary deposit fund.....	No limit
11	Business procurement card clearing fund.....	No limit
12	Suspense fund	No limit
13	Voluntary tax shelter annuity clearing fund.....	No limit
14	Agency payroll deduction clearing fund	No limit
15	Payroll clearing fund.....	No limit
16	Pre-tax parking clearing fund	No limit
17	University federal fund.....	No limit

18 *Provided*, That expenditures may be made by the above agency from the
 19 university federal fund to purchase insurance for equipment purchased
 20 through research and training grants only if such grants include money
 21 for and authorize the purchase of such insurance.

22	Johnson county education research triangle fund	No limit
23	Federal higher education fiscal stabilization fund — Kan-	
24	sas state university	No limit
25	Energy conservation improvements fund	No limit

26 (c) On July 1, 2010, or as soon thereafter as moneys are available, the
 27 director of accounts and reports shall transfer an amount specified by the
 28 president of Kansas state university of not to exceed \$100,000 from the
 29 general fees fund to the Perkins student loan fund.

30 Sec. 77.

31 KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND
 32 AGRICULTURE RESEARCH PROGRAMS

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	Cooperative extension service (including official	
36	hospitality).....	\$18,839,116

37 *Provided*, That any unencumbered balance in the cooperative extension
 38 service (including official hospitality) account in excess of \$100 as of June
 39 30, 2010, is hereby reappropriated for fiscal year 2011.

40	Agricultural experiment stations (including official	
41	hospitality).....	\$29,991,495

42 *Provided*, That any unencumbered balance in the agricultural experiment
 43 stations (including official hospitality) account in excess of \$100 as of June

1 30, 2010, is hereby reappropriated for fiscal year 2011.

2 (b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2011, all

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

4 or funds, except that expenditures shall not exceed the following:

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6 Restricted fees fund..... No limit

7 *Provided*, That restricted fees shall be limited to receipts for the following

8 accounts: Plant pathology; Kansas artificial breeding service unit; technology equipment; professorships; agricultural experiment station, director's office; agronomy — Ashland farm; KSU agricultural research center

9 — Hays; KSU southeast agricultural research center; KSU southwest research extension center; agronomy — general; agronomy — experimental

10 field crop sales; entomology sales; grain science and industry — Kansas state university; food and nutrition research; extension services and publication; sponsored construction or improvement projects; gifts; comparative medicine; sales and services of educational programs; animal sciences and industry livestock and product sales; horticulture greenhouse and farm products sales; Konza prairie operations; departmental receipts

11 for all sales, refunds and other collections; institutional support fee; KSU northwest research extension center operations; sponsored research, public service, equipment and facility grants; statistical laboratory; equipment/pesticide storage building; miscellaneous renovation — construction; other specifically designated receipts not available for general operations of the university: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures may be made from the Kansas agricultural mediation service account of the restricted fees fund during fiscal year

12 2011.

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14 Fertilizer research fund..... No limit

15 Sponsored research overhead fund No limit

16 Federal extension fund..... No limit

17 Federal experimental station fund..... No limit

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1 Federal awards — advance payment fund..... No limit
2 Smith-Lever special program grant — federal fund..... No limit
3 Faculty of distinction matching fund No limit
4 Agricultural land use-value fund No limit
5 University federal fund..... No limit
6 *Provided*, That expenditures may be made by the above agency from the
7 university federal fund to purchase insurance for equipment purchased
8 through research and training grants only if such grants include money
9 for and authorize the purchase of such insurance.
10 Federal higher education fiscal stabilization fund — Kan-
11 sas state university extension systems and agriculture
12 research programs No limit
13 (c) There is appropriated for the above agency from the state economic
14 development initiatives fund for the fiscal year ending June 30, 2011, the
15 following:
16 Agricultural experiment stations \$298,668
17 (d) During the fiscal years ending June 30, 2010, and June 30, 2011,
18 no moneys appropriated from the state general fund or any special rev-
19 enue fund for Kansas state university or Kansas state university extension
20 systems and agriculture research programs shall be expended on or after
21 the effective date of this act by Kansas state university or Kansas state
22 university extension systems and agriculture research programs, directly
23 or indirectly, for (1) any financial aid or other support for any 4-H com-
24 petitive events or activities at county fairs for which the minimum age for
25 participants is increased from 7 years of age to 9 years of age, or (2) any
26 financial aid or other support for any 4-H organization or unit that spon-
27 sors competitive events at county fairs and that is planning to increase or
28 has increased the minimum age for participants in such events from 7
29 years of age to 9 years of age.
30 Sec. 78.
31 KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER
32 (a) There is appropriated for the above agency from the state general
33 fund for the fiscal year ending June 30, 2011, the following:
34 Operating expenditures (including official hospitality)..... \$9,975,659
35 *Provided*, That any unencumbered balance in the operating expenditures
36 (including official hospitality) account in excess of \$100 as of June 30,
37 2010, is hereby reappropriated for fiscal year 2011.
38 Veterinary training program for rural Kansas..... \$388,623
39 *Provided*, That any unencumbered balance in the veterinary training pro-
40 gram for rural Kansas account in excess of \$100 as of June 30, 2010, is
41 hereby reappropriated for fiscal year 2011.
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 shall not exceed the following:
3 General fees fund..... No limit
4 *Provided*, That expenditures may be made from the general fees fund to
5 match federal grant moneys.
6 Veterinary medicine teaching hospital revenue fund..... No limit
7 Faculty of distinction matching fund No limit
8 Hospital and diagnostic laboratory improvement fund No limit
9 Restricted fees fund..... No limit
10 *Provided*, That restricted fees shall be limited to receipts for the following
11 accounts: Sponsored research, instruction, public service, equipment and
12 facility grants; sponsored construction or improvement projects; technol-
13 ogy equipment; pathology fees; laboratory test fees; miscellaneous reno-
14 vations or construction; dean of veterinary medicine receipts; gifts; ap-
15 plication for postbaccalaureate programs; professorship; embryo transfer
16 unit; swine serology; rapid focal fluorescent inhibition test; comparative
17 medicine; storerooms; departmental receipts for all sales refunds and
18 other collections; other specifically designated receipts not available for
19 general operation of the Kansas state university veterinary medical center:
20 *Provided, however*, That the state board of regents, with the approval of
21 the state finance council acting on this matter which is hereby character-
22 ized as a matter of legislative delegation and subject to the guidelines
23 prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto,
24 may amend or change this list of restricted fees: *Provided further*, That
25 all restricted fees shall be deposited in the state treasury in accordance
26 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall
27 be credited to the appropriate account of the restricted fees fund and
28 shall be used solely for the specific purpose or purposes for which col-
29 lected: *And provided further*, That expenditures may be made from this
30 fund to purchase insurance for equipment purchased through research
31 and training grants only if such grants include money for and authorize
32 the purchase of such insurance.
33 Sponsored research overhead fund No limit
34 Health professions student loan fund No limit
35 University federal fund..... No limit
36 *Provided*, That expenditures may be made by the above agency from the
37 university federal fund to purchase insurance for equipment purchased
38 through research and training grants only if such grants include money
39 for and authorize the purchase of such insurance.
40 Federal higher education fiscal stabilization fund — Kan-
41 sas state university veterinary medical center No limit
42 (c) On July 1, 2010, or as soon thereafter as moneys are available, the
43 director of accounts and reports shall transfer an amount specified by the

1 president of Kansas state university of not to exceed a total of \$15,000
 2 from the general fees fund to the health professions student loan fund.
 3 Sec. 79.

4 EMPORIA STATE UNIVERSITY

5 (a) There is appropriated for the above agency from the state general
 6 fund for the fiscal year ending June 30, 2011, the following:
 7 Operating expenditures (including official hospitality)..... \$31,092,853
 8 *Provided*, That any unencumbered balance in the operating expenditures
 9 (including official hospitality) account in excess of \$100 as of June 30,
 10 2010, is hereby reappropriated for fiscal year 2011.

11 Reading recovery program..... \$215,035
 12 Nat'l Board Cert/Future Teacher Academy..... \$129,050

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 shall not exceed the following:

17 Parking fees fund No limit
 18 *Provided*, That expenditures may be made from the parking fees fund for
 19 a capital improvement project for parking lot improvements.
 20 General fees fund..... No limit
 21 *Provided*, That expenditures may be made from the general fees fund to
 22 match federal grant moneys.
 23 Interest on state normal school fund fund..... No limit
 24 Restricted fees fund..... No limit

25 *Provided*, That restricted fees shall be limited to receipts for the following
 26 accounts: Computer services, student activity; technology equipment; stu-
 27 dent union; sponsored research; computer services; extension classes;
 28 gifts and grants (for teaching, research and capital improvements); busi-
 29 ness school contributions; state department of education (vocational); li-
 30 brary services; library collections; interest on local funds; receipts from
 31 conferences, clinics, and workshops held on campus for which no college
 32 credit is given; physical plant reimbursements from auxiliary enterprises;
 33 midwestern student exchange; departmental receipts — for all sales, re-
 34 funds and other collections or receipts not specifically enumerated above:
 35 *Provided, however*, That the state board of regents, with the approval of
 36 the state finance council acting on this matter which is hereby character-
 37 ized as a matter of legislative delegation and subject to the guidelines
 38 prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto,
 39 may amend or change this list of restricted fees: *Provided further*, That
 40 all restricted fees shall be deposited in the state treasury in accordance
 41 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall
 42 be credited to the appropriate account of the restricted fees fund and
 43 shall be used solely for the specific purpose or purposes for which col-

1 lected: *And provided further*, That expenditures may be made from this
2 fund to purchase insurance for equipment purchased through research
3 and training grants only if such grants include money for and authorize
4 the purchase of such insurance: *And provided further*, That all amounts
5 of tuition received from students participating in the midwestern student
6 exchange program shall be deposited in the state treasury in accordance
7 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall
8 be credited to the midwestern student exchange account of the restricted
9 fees fund.

10 Service clearing fund No limit

11 *Provided*, That the service clearing fund shall be used for the following
12 service activities: Telecommunications services; office supplies inventory;
13 state car operation; ESU press including duplicating and reproducing;
14 postage; physical plant storeroom including motor fuel inventory; data
15 processing center; and such other internal service activities as are au-
16 thorized by the state board of regents under K.S.A. 76-755, and amend-
17 ments thereto.

18 Commencement fees fund..... No limit

19 Kansas career work study program fund No limit

20 Student health fees fund No limit

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

25 Faculty of distinction matching fund No limit

26 Bureau of educational measurements fund..... No limit

27 National direct student loan fund No limit

28 Economic opportunity act — work study — federal
29 fund..... No limit

30 Educational opportunity grants — federal fund No limit

31 Basic opportunity grant program — federal fund No limit

32 Research and institutional overhead fund..... No limit

33 Kansas comprehensive grant fund..... No limit

34 Housing system suspense fund No limit

35 Housing system operations fund No limit

36 Housing system repairs, equipment and improvement
37 fund..... No limit

38 Kansas distinguished scholarship fund No limit

39 University federal fund..... No limit

40 *Provided*, That expenditures may be made by the above agency from the
41 university federal 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.

1 Leveraging educational assistance partnership federal
 2 fund..... No limit
 3 Federal higher education fiscal stabilization fund — Em-
 4 poria state university No limit
 5 (c) On July 1, 2010, or as soon thereafter as moneys are available, the
 6 director of accounts and reports shall transfer an amount specified by the
 7 president of Emporia state university of not to exceed \$30,000 from the
 8 general fees fund to the national direct student loan fund.
 9 Sec. 80.

PITTSBURG STATE UNIVERSITY

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)..... \$34,116,217
 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 (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 shall not exceed the following:
 20 Parking fees fund No limit
 21 *Provided*, That expenditures may be made from the parking fees fund for
 22 capital improvement projects for parking lot improvements.
 23 General fees fund..... No limit
 24 *Provided*, That all moneys received for tuition received from students
 25 participating in the gorilla advantage program or the midwestern student
 26 exchange program shall be deposited in the state treasury to the credit
 27 of the general fees fund: *Provided further*, That expenditures may be
 28 made from the general fees fund to match federal grant moneys: *And*
 29 *provided further*, That expenditures may be made from the general fees
 30 fund for official hospitality.
 31 Restricted fees fund..... No limit
 32 *Provided*, That restricted fees shall be limited to receipts for the following
 33 accounts: Computer services; instructional technology fee; technology
 34 equipment; student activity fee accounts; commencement fees; ROTC
 35 activities; continuing education receipts; vocational auto parts and service
 36 fees; receipts from camps, conferences and meetings held on campus;
 37 library service collections and fines; and grants from other state agencies;
 38 *Midwest Quarterly*; chamber music series; contract — post office; gifts
 39 and grants; intensive English program; business and technology institute;
 40 public sector radio station activities; economic opportunity — state match;
 41 Kansas career work study; regents supplemental grants; departmental re-
 42 cepts, and other specifically designated receipts not available for general
 43

1 operations of the university: *Provided, however*, That the state board of
 2 regents, with the approval of the state finance council acting on this mat-
 3 ter which is hereby characterized as a matter of legislative delegation and
 4 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,
 5 and amendments thereto, may amend or change this list of restricted fees:
 6 *Provided further*, That all restricted fees shall be deposited in the state
 7 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
 8 ments thereto, and shall be credited to the appropriate account of the
 9 restricted fees fund and shall be used solely for the specific purpose or
 10 purposes for which collected: *And provided further*, That expenditures
 11 may be made from this fund to purchase insurance for equipment pur-
 12 chased through research and training grants only if such grants include
 13 money for and authorize the purchase of such insurance: *And provided*
 14 *further*, That surplus restricted fees moneys generated by the music de-
 15 partment may be transferred to the Pittsburg state university foundation,
 16 inc., for the express purpose of awarding music scholarships: *And pro-*
 17 *vided further*, That expenditures may be made from this fund for official
 18 hospitality.

- 19 Service clearing fund No limit
- 20 *Provided*, That the service clearing fund shall be used for the following
 21 service activities: Duplicating and printing services; instructional media
 22 division; office stationery and supplies; motor carpool; postage services;
 23 photo services; telephone services; and such other internal service activ-
 24 ities as are authorized by the state board of regents under K.S.A. 76-755,
 25 and amendments thereto.
- 26 Hospital and student health fees fund No limit
- 27 *Provided*, That expenditures from the hospital and student health fees
 28 fund may be made for the purchase of medical malpractice liability cov-
 29 erage for individuals employed on the medical staff, including pharmacists
 30 and physical therapists, at the student health center: *Provided further*,
 31 That expenditures may be made from this fund for capital improvement
 32 projects for hospital and student health center improvements.
- 33 Suspense fund No limit
- 34 Faculty of distinction matching fund No limit
- 35 Perkins student loan fund..... No limit
- 36 Sponsored research overhead fund No limit
- 37 College work study fund..... No limit
- 38 Nursing student loan fund No limit
- 39 Housing system suspense fund No limit
- 40 Housing system operations fund No limit
- 41 Housing system repairs, equipment and improvement
 42 fund..... No limit
- 43 Kansas comprehensive grant fund..... No limit

1 Kansas distinguished scholarship program fund No limit
 2 University federal fund..... No limit
 3 *Provided*, That expenditures may be made by the above agency from the
 4 university federal fund to purchase insurance for equipment purchased
 5 through research and training grants only if such grants include money
 6 for and authorize the purchase of such insurance.
 7 Federal higher education fiscal stabilization fund — Pitts-
 8 burg state university No limit
 9 (c) During the fiscal year ending June 30, 2011, the director of accounts
 10 and reports shall transfer amounts specified by the president of Pittsburg
 11 state university of not to exceed a total of \$125,000 for all such amounts,
 12 from the general fees fund to the following specified funds and accounts
 13 of funds: Perkins student loan fund; nursing student loan fund.

14 Sec. 81.

15 UNIVERSITY OF KANSAS

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 Operating expenditures (including official hospitality)..... \$129,866,493
 19 *Provided*, That any unencumbered balance in the operating expenditures
 20 (including official hospitality) account in excess of \$100 as of June 30,
 21 2010, is hereby reappropriated for fiscal year 2011.
 22 Geological survey \$5,966,998
 23 *Provided*, That any unencumbered balance in the geological survey ac-
 24 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for
 25 fiscal year 2011.
 26 Umbilical cord matrix project..... \$132,674
 27 *Provided*, That any unencumbered balance in the umbilical cord matrix
 28 project account in excess of \$100 as of June 30, 2010, is hereby reappro-
 29 priated 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 shall not exceed the following:
 34 Parking facilities revenue fund No limit
 35 Faculty of distinction matching fund No limit
 36 General fees fund..... No limit
 37 *Provided*, That expenditures may be made from the general fees fund to
 38 match federal grant moneys: *Provided further*, That all moneys received
 39 for tuition for students enrolled in courses offered at the regents center
 40 on the Edwards campus shall be deposited in the state treasury in ac-
 41 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,
 42 and shall be credited to this fund.
 43 Regents center development fund No limit

1 *Provided*, That expenditures shall be made from the regents center de-
2 velopment fund for program operations and development and for capital
3 improvements at the Edwards campus.

4 Interest fund	No limit
5 Sponsored research overhead fund	No limit
6 Law enforcement training center fund	No limit

7 *Provided*, That expenditures may be made from the law enforcement
8 training center fund to cover the costs of tuition for students enrolled in
9 the law enforcement training program in addition to the costs of salaries
10 and wages and other operating expenditures for the program: *Provided*
11 *further*, That expenditures may be made from this fund for the acquisition
12 of tracts of land.

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

18 Local law enforcement training reimbursement fund.....	No limit
19 Restricted fees fund.....	No limit

20 *Provided*, That restricted fees shall be limited to receipts for the following
21 accounts: Institute for public policy and business research; technology
22 equipment; clinical psychology conference; concert course; speech, lan-
23 guage and hearing clinic; perceptual motor clinic; application for admis-
24 sion fees; named professorships; summer institutes and workshops; dra-
25 matics; economic opportunity act; executive management; continuing
26 education programs; geology field trips; gifts and grants; extension serv-
27 ices; counseling center; investment income from bequests; reimbursable
28 salaries; music and art camp; child development lab preschools; orienta-
29 tion center; educational placement; press publications; Rice estate edu-
30 cational project; sponsored research; student activities; sale of surplus
31 books and art objects; building use charges; Kansas applied remote sens-
32 ing program; executive master's degree in business administration; ap-
33 plied English center; cartographic services; economic education; study
34 abroad programs; computer services; recreational activities; animal care
35 activities; geological survey; engineering equipment fee; midwestern stu-
36 dent exchange; department commercial receipts for all sales, refunds, and
37 all other collections or receipts not specifically enumerated above: *Pro-
38 vided, however*, That the state board of regents, with the approval of the
39 state finance council acting on this matter which is hereby characterized
40 as a matter of legislative delegation and subject to the guidelines pre-
41 scribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto,
42 may amend or change this list of restricted fees: *Provided further*, That
43 all restricted fees shall be deposited in the state treasury in accordance

1 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall
 2 be credited to the appropriate account of the restricted fees fund and
 3 shall be used solely for the specific purpose or purposes for which col-
 4 lected: *And provided further*, That moneys received for student fees in
 5 any account of the restricted fees fund may be transferred to one or more
 6 other accounts of the restricted fees fund.

7	Service clearing fund	No limit
8	<i>Provided</i> , That the service clearing fund shall be used for the following	
9	service activities: Residence hall food stores; university motor pool; mil-	
10	itary uniforms; telecommunications service; and such other internal serv-	
11	ice activities as are authorized by the state board of regents under K.S.A.	
12	76-755, and amendments thereto.	
13	Health service fund	No limit
14	Kansas career work study program fund	No limit
15	Student union fund.....	No limit
16	Federal Perkins loan fund.....	No limit
17	Health professions student loan fund	No limit
18	Housing system suspense fund	No limit
19	Scientific research and development project — special rev-	
20	enue fund.....	No limit
21	Housing system operations fund.....	No limit
22	Housing system repairs, equipment and improvement	
23	fund.....	No limit
24	Educational opportunity act — federal fund.....	No limit
25	Loans for disadvantaged students fund	No limit
26	Prepaid tuition fees clearing fund	No limit
27	Kansas comprehensive grant fund.....	No limit
28	Fire service training fund	No limit
29	University federal fund.....	No limit
30	Johnson county education research triangle fund	No limit
31	Federal higher education fiscal stabilization fund — uni-	
32	versity of Kansas	No limit

33 (c) On July 1, 2010, or as soon thereafter as moneys are available, the
 34 director of accounts and reports shall transfer amounts specified by the
 35 chancellor of the university of Kansas of not to exceed a total of \$325,000
 36 for all such amounts, from the general fees fund to the following specified
 37 funds and accounts of funds: Federal Perkins student loan program ac-
 38 count of the national direct student loan fund; federal supplemental ed-
 39 ucational opportunity program account of the national direct student loan
 40 fund; federal disadvantaged student loan program account of the national
 41 direct student loan fund; health professions student loan fund.

42 (d) There is appropriated for the above agency from the state water
 43 plan fund for the fiscal year ending June 30, 2011, for the water plan

1 project or projects specified, the following:
 2 Geological survey \$28,800
 3 *Provided*, That any unencumbered balance in excess of \$100 as of June
 4 30, 2010, in the geological survey account is hereby reappropriated for
 5 fiscal year 2011.

6 Sec. 82.

7 UNIVERSITY OF KANSAS MEDICAL CENTER

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)..... \$103,123,599

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*, That
 14 expenditures may be made from this account for the purchase of mal-
 15 practice insurance for students in training at the university of Kansas
 16 school of medicine, nursing and allied health: *And provided further*, That
 17 expenditures from this account may be used to reimburse medical resi-
 18 dents in residency programs located in Kansas City at the university of
 19 Kansas medical center for the purchase of health insurance for residents'
 20 dependents.

21 Medical scholarships and loans \$2,652,900

22 *Provided*, That any unencumbered balance in the medical scholarships
 23 and loans account in excess of \$100 as of June 30, 2010, is hereby reap-
 24 propriated for fiscal year 2011.

25 Cancer center \$4,413,431

26 *Provided*, That any unencumbered balance in the cancer center account
 27 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
 28 year 2011.

29 (b) There is appropriated for the above agency from the following special
 30 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 shall not exceed the following:

33 General fees fund..... No limit

34 *Provided*, That expenditures may be made from the general fees fund to
 35 match federal grant moneys.

36 Faculty of distinction matching fund No limit

37 Restricted fees fund..... No limit

38 *Provided*, That restricted fees shall be limited to the following accounts:
 39 Technology equipment; computer services; expenses reimbursed by the
 40 Kansas university endowment association; postgraduate fees; pathology
 41 fees; student health insurance premiums; gift receipts; designated re-
 42 search collaboration; facilities use; photography; continuing education;
 43 student activity fees; student application fees; department duplicating;

1 student health services; student identification badges; student transcript
 2 fees; loan administration fees; fitness center fees; occupational health
 3 fees; computer remote access; employee health; telekid care fees; area
 4 outreach fees; police fees; endowment payroll reimbursement; rental
 5 property; e-learning fees; surplus property sales; student union fees; out-
 6 reach air travel; student loan legal fees; hospital authority salary reim-
 7 bursements; graduate medical education contracts; Kansas university phy-
 8 sicians inc., salaries reimbursements; housestaff activity fees; anatomy
 9 cadavers; biotechnology services; energy center funded depreciation; fun-
 10 gal sales; biostatistics; electron microscope services; Wichita faculty con-
 11 tracts; physical therapy services; legal fee reimbursements; sponsored re-
 12 search; departmental commercial receipts for all sales, refunds and all
 13 other collections of receipts not specifically enumerated above; depart-
 14 ment of social and rehabilitation services cost-sharing: *Provided, however,*
 15 That the state board of regents, with the approval of the state finance
 16 council acting on this matter which is hereby characterized as a matter
 17 of legislative delegation and subject to the guidelines prescribed in sub-
 18 section (c) of K.S.A. 75-3711c, and amendments thereto, may amend or
 19 change this list of restricted fees: *Provided further,* That all restricted fees
 20 shall be deposited in the state treasury in accordance with the provisions
 21 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
 22 appropriate account of the restricted fees fund and shall be used solely
 23 for the specific purpose or purposes for which collected: *And provided*
 24 *further,* That expenditures may be made from this fund to purchase
 25 health insurance coverage for all students enrolled in the school of allied
 26 health, school of nursing and school of medicine.

27	Scientific research and development — special revenue	
28	fund.....	No limit
29	Kansas breast cancer research fund.....	No limit
30	Sponsored research overhead fund	No limit
31	Parking fund — Wichita campus	No limit
32	Services to hospital authority fund	No limit
33	Direct medical education reimbursement fund.....	No limit
34	Service clearing fund	No limit

35 *Provided,* That the service clearing fund shall be used for the following
 36 service activities: Printing services; purchasing storeroom; university mo-
 37 tor pool; clothing (uniforms); physical plant storeroom; photo services;
 38 telecommunications services; facilities operations discretionary repairs;
 39 animal care; graphic services; instructional services; biomedical engineer-
 40 ing; audiovisual services; computing services; and such other internal serv-
 41 ice activities as are authorized by the state board of regents under K.S.A.
 42 76-755, and amendments thereto.

43	Educational nurse faculty loan program fund.....	No limit
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1	Federal college work study fund.....	No limit
2	AMA education and research grant fund.....	No limit
3	Federal health professions/primary care student loan	
4	fund.....	No limit
5	Federal nursing student loan fund	No limit
6	Suspense fund	No limit
7	Federal student educational opportunity grant fund	No limit
8	Federal Pell grant fund	No limit
9	Federal Perkins student loan fund	No limit
10	Medical loan repayment fund.....	No limit
11	<i>Provided</i> , That expenditures from the medical loan repayment fund for	
12	attorney fees and litigation costs associated with the administration of the	
13	medical scholarship and loan program shall be in addition to any expend-	
14	iture limitation imposed on the operating expenditures account of the	
15	medical loan repayment fund or on the total expenditures from the med-	
16	ical loan repayment fund.	
17	Medical student loan programs provider assessment	
18	fund.....	No limit
19	Graduate medical education administration reserve	
20	fund.....	No limit
21	University of Kansas medical center private practice foun-	
22	deration reserve fund	No limit
23	Robert Wood Johnson award fund.....	No limit
24	Federal scholarship for disadvantaged students fund	No limit
25	University federal fund.....	No limit
26	Leveraging educational assistance partnership federal	
27	fund.....	No limit
28	Graduate medical education support fund.....	No limit
29	Johnson county education research triangle fund	No limit
30	Federal higher education fiscal stabilization fund — uni-	
31	versity of Kansas medical center	No limit
32	Wichita center for graduate medical education federal fis-	
33	cal stabilization fund.....	No limit
34	(c) On July 1, 2010, or as soon thereafter as moneys are available, the	
35	director of accounts and reports shall transfer amounts specified by the	
36	chancellor of the university of Kansas of not to exceed a total of \$125,000	
37	for all such amounts, from the general fees fund to the following funds:	
38	Federal Perkins student loan fund; federal nursing student loan fund;	
39	federal student education opportunity grant fund; federal college work	
40	study fund; educational nurse faculty loan program fund; federal health	
41	professions/primary care student loan fund.	
42	(d) During the fiscal year ending June 30, 2011, and within the limits	
43	of appropriations therefor, the university of Kansas medical center may	

1 enter into contracts to purchase additional malpractice insurance for med-
2 ical students enrolled at the university of Kansas medical center while in
3 clinical training at the university of Kansas medical center or at other
4 health care institutions.

5 (e) During the fiscal year ending June 30, 2011, the director of accounts
6 and reports shall transfer an amount specified by the chancellor from the
7 general fees fund to the student health insurance premiums account of
8 the restricted fees fund.

9 Sec. 83.

10 WICHITA STATE UNIVERSITY

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 Operating expenditures (including official hospitality)..... \$66,008,125
14 *Provided*, That any unencumbered balance in the operating expenditures
15 (including official hospitality) account in excess of \$100 as of June 30,
16 2010, is hereby reappropriated for fiscal year 2011.

17 (b) There is appropriated for the above agency from the following spe-
18 cial revenue fund or funds for the fiscal year ending June 30, 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 General fees fund..... No limit
22 *Provided*, That expenditures may be made from the general fees fund to
23 match federal grant moneys: *Provided further*, That expenditures may be
24 made from the general fees 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: Summer school workshops; technology equipment; concert
28 course; dramatics; continuing education; flight training; gifts and grants
29 (for teaching, research, and capital improvements); testing service; state
30 department of education (vocational); investment income from bequests;
31 sale of surplus books and art objects; public service; veterans counseling
32 and educational benefits; sponsored research; campus privilege fee; stu-
33 dent activities; national defense education programs; engineering equip-
34 ment fee; midwestern student exchange; departmental receipts — for all
35 sales, refunds and other collections or receipts not specifically enumer-
36 ated above: *Provided, however*, That the state board of regents, with the
37 approval of the state finance council acting on this matter which is hereby
38 characterized as a matter of legislative delegation and subject to the
39 guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amend-
40 ments thereto, may amend or change this list of restricted fees: *Provided*
41 *further*, That all restricted fees 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 appropriate account of the restricted

1 fees fund and shall be used solely for the specific purpose or purposes
2 for which collected: *And provided further*, That expenditures may be
3 made from this fund to purchase insurance for equipment purchased
4 through research and training grants only if such grants include money
5 for and authorize the purchase of such insurance: *And provided further*,
6 That expenditures from this fund may be made for the purchase of med-
7 ical malpractice liability coverage for individuals employed on the medical
8 staff at the student health center: *And provided further*, That expendi-
9 tures may be made from this fund for official hospitality.

10 Service clearing fund No limit
11 *Provided*, That the service clearing fund shall be used for the following
12 service activities: Central service duplicating and reproducing bureau; au-
13 tomobiles; furniture stores; postal clearing; telecommunication; computer
14 service; and such other internal service activities as are authorized by the
15 state board of regents under K.S.A. 76-755, and amendments thereto.

16 Faculty of distinction matching fund No limit
17 Kansas career work study program fund No limit
18 Scholarship funds fund..... No limit
19 Sponsored research overhead fund No limit
20 Economic opportunity act — federal fund No limit
21 Education opportunity grant — federal fund..... No limit
22 Matching education opportunity grant fund No limit
23 Health professions student assistance program — loans
24 fund..... No limit
25 Nine month payroll clearing account fund..... No limit
26 Pell grants fund..... No limit
27 Housing system suspense fund No limit
28 Housing system operations fund No limit
29 Housing system renovation principal and interest fund No limit
30 Housing system renovation and bond reserve fund..... No limit
31 WSU housing system depreciation and replacement
32 fund..... No limit
33 Perkins loan fund No limit
34 Kansas distinguished scholarship fund No limit
35 Kansas comprehensive grant fund..... No limit
36 WSU housing systems revenue fund..... No limit
37 University federal fund..... No limit
38 *Provided*, That expenditures may be made by the above agency from the
39 university federal fund to purchase insurance for equipment purchased
40 through research and training grants only if such grants include money
41 for and authorize the purchase of such insurance.

42 Leveraging educational assistance partnership — federal
43 fund..... No limit

1 Federal higher education fiscal stabilization fund — Wich-
 2 ita state university No limit
 3 (c) 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 Aviation research..... \$5,000,000
 7 *Provided*, That any unencumbered balance in the aviation research ac-
 8 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for
 9 fiscal year 2011.
 10 Aviation infrastructure..... \$5,000,000
 11 Sec. 84.

STATE BOARD OF REGENTS

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)..... \$3,385,596
 16 *Provided*, That any unencumbered balance in the operating expenditures
 17 (including official hospitality) account in excess of \$100 as of June 30,
 18 2010, is hereby reappropriated for fiscal year 2011: *Provided further*,
 19 That, during fiscal year 2011, notwithstanding the provisions of any other
 20 statute, in addition to the other purposes for which expenditures may be
 21 made from the operating expenditures (including official hospitality) ac-
 22 count for fiscal year 2011 by the state board of regents as authorized by
 23 this or other appropriation act of the 2010 regular session of the legisla-
 24 ture, the state board of regents is hereby authorized to make expenditures
 25 from the operating expenditures (including official hospitality) account
 26 for fiscal year 2011 for attendance at an in-state meeting by members of
 27 the state board of regents for participation in matters of educational in-
 28 terest to the state of Kansas, upon approval of such attendance and par-
 29 ticipation by the state board of regents: *And provided further*, That each
 30 member of the state board of regents attending an in-state meeting so
 31 authorized shall be paid compensation, subsistence allowances, mileage
 32 and other expenses as provided in K.S.A. 75-3212, and amendments
 33 thereto, for members of the legislature: *And provided further*, That, dur-
 34 ing fiscal year 2011, notwithstanding the provisions of any other statute
 35 and in addition to the other purposes for which expenditures may be
 36 made from the operating expenditures (including official hospitality) ac-
 37 count for fiscal year 2011 by the state board of regents as authorized by
 38 this or other appropriation act of the 2010 regular session of the legisla-
 39 ture, the state board of regents is hereby authorized to make expenditures
 40 from the operating expenditures (including official hospitality) account
 41 for fiscal year 2011 for attendance at an out-of-state meeting by members
 42 of the state board of regents whenever under any provision of law such
 43 members of the state board of regents are authorized to attend the out-

1 of-state meeting or whenever the state board of regents authorizes such
2 members to attend the out-of-state meeting for participation in matters
3 of educational interest to the state of Kansas: *And provided further*, That
4 each member of the state board of regents attending an out-of-state meet-
5 ing so authorized shall be paid compensation, subsistence allowances,
6 mileage and other expenses as provided in K.S.A. 75-3212, and amend-
7 ments thereto, for members of the legislature.

8 State scholarship program..... \$1,078,766
9 *Provided*, That any unencumbered balance in the state scholarship pro-
10 gram account in excess of \$100 as of June 30, 2010, is hereby reappro-
11 priated for fiscal year 2011: *Provided further*, That expenditures may be
12 made from the state scholarship program account for the state scholarship
13 program under K.S.A. 72-6816, and amendments thereto, and for the
14 Kansas distinguished scholarship program under K.S.A. 74-3278 through
15 74-3283, and amendments thereto: *And provided further*, That of the
16 total amount appropriated in the state scholarship program account the
17 amount dedicated for the Kansas distinguished scholarship program shall
18 not exceed \$25,000.

19 Comprehensive grant program \$14,936,208
20 *Provided*, That any unencumbered balance in the comprehensive grant
21 program account in excess of \$100 as of June 30, 2010, is hereby reap-
22 propriated for fiscal year 2011.

23 Ethnic minority scholarship program..... \$300,071
24 *Provided*, That any unencumbered balance in the ethnic minority schol-
25 arship program account in excess of \$100 as of June 30, 2010, is hereby
26 reappropriated for fiscal year 2011.

27 Kansas work-study program \$502,801
28 *Provided*, That any unencumbered balance in the Kansas work-study pro-
29 gram account in excess of \$100 as of June 30, 2010, is hereby reappro-
30 priated for fiscal year 2011: *Provided further*, That the state board of
31 regents is hereby authorized to transfer moneys from the Kansas work-
32 study program account to the Kansas career work study program fund of
33 any institution under its jurisdiction participating in the Kansas work-
34 study program established by K.S.A. 74-3274 *et seq.*, and amendments
35 thereto: *And provided further*, That all moneys transferred from this ac-
36 count to the Kansas career work study program fund of any such insti-
37 tution shall be expended for and in accordance with the Kansas work-
38 study program.

39 ROTC service scholarships \$177,447
40 *Provided*, That any unencumbered balance in the ROTC service schol-
41 arships account in excess of \$100 as of June 30, 2010, is hereby reappro-
42 priated for fiscal year 2011.

43 Military service scholarships..... \$475,982

1 *Provided*, That any unencumbered balance in the military service schol-
 2 arships account in excess of \$100 as of June 30, 2010, is hereby reappro-
 3 priated for fiscal year 2011: *Provided further*, That all expenditures from
 4 the military service scholarships account shall be made for scholarships
 5 awarded under the military service scholarship program act.
 6 Teachers scholarship program \$1,868,572
 7 *Provided*, That any unencumbered balance in the teachers scholarship
 8 program account in excess of \$100 as of June 30, 2010, is hereby reap-
 9 propriated for fiscal year 2011.
 10 National guard educational assistance \$881,365
 11 *Provided*, That any unencumbered balance in the national guard educa-
 12 tional assistance account in excess of \$100 as of June 30, 2010, is hereby
 13 reappropriated for fiscal year 2011.
 14 Vocational scholarships..... \$115,450
 15 *Provided*, That any unencumbered balance in the vocational scholarships
 16 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
 17 for fiscal year 2011.
 18 Nursing student scholarship program \$422,284
 19 *Provided*, That any unencumbered balance in the nursing student schol-
 20 arship program account in excess of \$100 as of June 30, 2010, is hereby
 21 reappropriated for fiscal year 2011.
 22 Optometry education program \$108,380
 23 *Provided*, That any unencumbered balance in the optometry education
 24 program account in excess of \$100 as of June 30, 2010, is hereby reap-
 25 propriated for fiscal year 2011.
 26 Municipal university operating grant \$11,087,963
 27 Postsecondary aid for vocational education..... \$31,098,410
 28 *Provided*, That no technical college shall receive less state aid in the fiscal
 29 year ending June 30, 2011, than it received in the previous fiscal year.
 30 Adult basic education..... \$1,474,591
 31 Community college operating grant..... \$97,166,602
 32 Technology equipment at community colleges and Wash-
 33 burn university \$403,277
 34 *Provided*, That the state board of regents is hereby authorized to make
 35 expenditures from the technology equipment at community colleges and
 36 Washburn university account for grants to community colleges and Wash-
 37 burn university pursuant to grant applications for the purchase of tech-
 38 nology equipment, in accordance with guidelines established by the state
 39 board of regents.
 40 Vocational education capital outlay aid..... \$72,448
 41 Payment to KPERS \$1,753,701
 42 Tuition waivers \$85,677
 43 Nurse educator grant program \$190,393

1 *Provided*, That any unencumbered balance in the nurse educator grant
 2 program account in excess of \$100 as of June 30, 2010, is hereby reap-
 3 propriated for fiscal year 2011: *Provided further*, That all expenditures
 4 from the nurse educator grant program account shall be made for schol-
 5 arships awarded under the nurse educator service scholarship program
 6 act.

7 Nursing faculty and supplies grant program \$1,808,733

8 *Provided*, That any unencumbered balance in the nursing faculty and
 9 supplies grant program account in excess of \$100 as of June 30, 2010, is
 10 hereby reappropriated for fiscal year 2011: *Provided further*, That the
 11 state board of regents is hereby authorized to make grants to Kansas
 12 postsecondary education institutions from the nursing faculty and sup-
 13 plies grant program account for expansion of nursing faculty and consum-
 14 able laboratory supplies: *And provided further*, That such grants shall be
 15 either need-based or competitive and shall be matched on the basis of \$1
 16 from the nurse faculty and supplies grant program account for \$1 from
 17 the state educational institution receiving the grant: *And provided further*,
 18 That not less than \$95,196 in such grants shall be made to accredited
 19 private post secondary educational institutions in Kansas.

20 Postsecondary technical education authority..... \$731,716

21 Postsecondary education operating grant \$2,098,531

22 Midwest higher education commission \$90,669

23 Any unencumbered balance in each of the following accounts in excess
 24 of \$100 as of June 30, 2010, is hereby reappropriated for fiscal year 2011:
 25 Southwest Kansas access project.

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 Osteopathic medical service scholarship repayment
 31 fund..... No limit

32 Vocational education scholarship discontinued attendance
 33 fund..... No limit

34 Leveraging educational assistance program fund —
 35 federal No limit

36 Regents' scholarship gift fund No limit

37 *Provided*, That expenditures may be made from the regents' scholarship
 38 gift fund for scholarships awarded to Kansas residents who are attending
 39 institutions of postsecondary education in Kansas which are authorized
 40 under the laws of this state to award academic degrees and who meet
 41 academic and other eligibility criteria established by the state board of
 42 regents by rules and regulations: *Provided, however*, That a financial
 43 needs test shall not be one of the eligibility criteria established by the

1 state board of regents for such scholarships: *Provided further*, That no
2 scholarship awarded from this fund shall exceed \$2,000 per academic
3 year: *And provided further*, That any recipient of a scholarship awarded
4 from this fund may also receive either a state scholarship under K.S.A.
5 72-6810 through 72-6816, and amendments thereto, or a tuition grant
6 under K.S.A. 72-6107 through 72-6111, and amendments thereto, or
7 both: *And provided further*, That there shall be no reduction of any schol-
8 arship awarded from this fund for the amount of any such state scholar-
9 ship or tuition grant received.

10	KAN-ED fund	No limit
11	<i>Provided</i> , That expenditures may be made from the KAN-ED fund for	
12	official hospitality for the purposes of the KAN-ED act.	
13	KAN-ED federal fund	No limit
14	Earned indirect costs fund — federal.....	No limit
15	Faculty of distinction program fund	No limit
16	Paul Douglas teacher scholarship fund — federal	No limit
17	GED credentials processing fees fund.....	No limit
18	Proprietary school fee fund.....	No limit
19	Tuition waiver gifts, grants and reimbursements fund.....	No limit
20	Adult basic education — federal fund	No limit
21	Truck driver training fund	No limit
22	No child left behind federal fund.....	No limit
23	Comprehensive grant program discontinued attendance	
24	fund.....	No limit
25	State scholarship discontinued attendance fund	No limit
26	Kansas ethnic minority fellowship program fund.....	No limit
27	Private postsecondary educational institution degree au-	
28	thorization expense reimbursement fee fund	No limit
29	Substance abuse education fund — federal.....	No limit
30	Nursing service scholarship program fund.....	No limit
31	Clearing fund.....	No limit
32	Conversion of materials and equipment fund	No limit
33	Teacher scholarship program fund.....	No limit
34	Motorcycle safety fund.....	No limit
35	Financial aid services fee fund.....	No limit
36	<i>Provided</i> , That expenditures may be made from the financial aid services	
37	fee fund for operating expenditures directly or indirectly related to the	
38	operating costs associated with student financial assistance programs ad-	
39	ministered by the state board of regents: <i>Provided further</i> , That the chief	
40	executive officer of the state board of regents is hereby authorized to fix,	
41	charge and collect fees for the processing of applications and other activ-	
42	ities related to student financial assistance programs administered by the	
43	state board of regents: <i>And provided further</i> , That such fees shall be fixed	

1 in order to recover all or a part of the direct and indirect operating ex-
2 penses incurred for administering such programs: *And provided further,*
3 That all moneys received for such fees shall be deposited in the state
4 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
5 ments thereto, and shall be credited to the financial aid services fee fund.

6	Inservice education workshop fee fund.....	No limit
7	Optometry education repayment fund.....	No limit
8	Teacher scholarship repayment fund.....	No limit
9	Advanced registered nurse practitioner service scholarship	
10	program fund.....	No limit
11	Nursing service scholarship repayment fund.....	No limit
12	Nurse educator service scholarship repayment fund.....	No limit
13	ROTC service scholarship program fund.....	No limit
14	ROTC service scholarship repayment fund.....	No limit
15	Carl D. Perkins vocational and technical education — fed-	
16	eral fund	No limit
17	Carl D. Perkins vocational and technical education — fed-	
18	eral fund — state operations	No limit
19	College access challenge grant program.....	No limit
20	Other federal grants fund.....	No limit

21 *Provided,* That the above agency is authorized to make expenditures from
22 the other federal grants fund of any moneys credited to this fund from
23 any individual grant if the grant: (1) Is less than or equal to \$750,000 in
24 the aggregate, and (2) does not require the matching expenditure of any
25 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: *Provided, however,* That, upon application
28 to and authorization by the governor, the above agency may make ex-
29 penditures of moneys credited to this fund from any individual federal
30 grant which is more than \$750,000 in the aggregate or which requires the
31 matching expenditure of moneys in the state treasury during fiscal year
32 2011, other than moneys appropriated by this or other appropriation act
33 of the 2010 regular session of the legislature.

34	Kansas national guard educational assistance program re-	
35	payment fund.....	No limit
36	Carl D. Perkins technical preparation — federal fund	No limit
37	Grants fund.....	No limit
38	Workforce development loan fund.....	No limit
39	Regents clearing fund	No limit
40	Private and out-of-state postsecondary educational insti-	
41	tution fee fund.....	No limit
42	Federal higher education fiscal stabilization fund.....	No limit

43

1	Federal higher education fiscal stabilization fund — com-	
2	community colleges	No limit
3	Federal higher education fiscal stabilization fund — mu-	
4	nicipal university.....	No limit
5	Federal higher education fiscal stabilization fund — pos-	
6	tsecondary technical education	No limit

7 (c) During the fiscal year ending June 30, 2011, the chief executive
8 officer of the state board of regents, with the approval of the director of
9 the budget, may transfer any part of any item of appropriation in an
10 account of the state general fund for the fiscal year ending June 30, 2011,
11 to another item of appropriation in an account of the state general fund
12 for fiscal year 2011. The chief executive officer of the state board of
13 regents shall certify each such transfer to the director of accounts and
14 reports and shall transmit a copy of each such certification to the director
15 of legislative research. As used in this subsection, “account” (1) means
16 the operating expenditures (including official hospitality) account of the
17 state board of regents, the university of Kansas, the university of Kansas
18 medical center, Kansas state university, Kansas state university veterinary
19 medical center, Kansas state university extension systems and agriculture
20 research programs, Wichita state university, Emporia state university,
21 Pittsburg state university and Fort Hays state university; and (2) includes
22 each other account of the state general fund of the state board of regents.

23 (d) During the fiscal year ending June 30, 2011, the chief executive
24 officer of the state board of regents, subject to the applicable restrictions
25 and limitations or other provisions of federal grant agreements, is hereby
26 authorized to transfer moneys that are received under a federal grant and
27 that are credited to a federal fund of the state board of regents to a federal
28 fund of an institution under the supervision and management of the state
29 board of regents during the fiscal year ending June 30, 2011. The chief
30 executive officer of the state board of regents shall certify each such trans-
31 fer to the director of accounts and reports and shall transmit a copy of
32 each such certification to the director of the budget and to the director
33 of legislative research. As used in this subsection (d), “federal fund”
34 means (1) the federal flexible fiscal stabilization fund, the federal higher
35 education fiscal stabilization fund — community colleges, the federal
36 higher education fiscal stabilization fund — municipal university, or the
37 federal higher education fiscal stabilization fund — postsecondary tech-
38 nical education of the state board of regents, (2) the federal flexible fiscal
39 stabilization fund — university of Kansas, the federal flexible fiscal sta-
40 bilization fund — university of Kansas medical center, the federal flexible
41 fiscal stabilization fund — Kansas state university, the federal flexible
42 fiscal stabilization fund — Kansas state university veterinary medical cen-
43 ter, the federal flexible fiscal stabilization fund — Kansas state university

1 extension systems and agriculture research programs, the federal flexible
2 fiscal stabilization fund — Wichita state university, the federal flexible
3 fiscal stabilization fund — Emporia state university, the federal flexible
4 fiscal stabilization fund — Pittsburg state university, and the federal flex-
5 ible fiscal stabilization fund — Fort Hays state university of such insti-
6 tutions, or (3) a federal fiscal stabilization fund of a community college,
7 the municipal university or an institution of postsecondary technical ed-
8 ucation.

9 (e) (1) In addition to the other purposes for which expenditures may
10 be made by any state educational institution from the moneys appropri-
11 ated from the state general fund or from any special revenue fund for
12 fiscal year 2011 for such state educational institution as authorized by this
13 or other appropriation act of the 2010 regular session of the legislature,
14 expenditures may be made by such state educational institution from
15 moneys appropriated from the state general fund or from any special
16 revenue fund for fiscal year 2011 for the purposes of capital improvement
17 projects making energy and other conservation improvements: *Provided*,
18 That such capital improvement projects are hereby approved for such
19 state educational institution for the purposes of subsection (b) of K.S.A.
20 74-8905, and amendments thereto, and the authorization of issuance of
21 one or more series of bonds by the Kansas development finance authority
22 in accordance with that statute from time to time during fiscal year 2011:
23 *Provided, however*, That no such bonds shall be issued until the state
24 board of regents has first advised and consulted on any such project with
25 the joint committee on state building construction: *Provided further*, That
26 the amount of the bond proceeds that may be utilized for any such capital
27 improvement project shall be subject to approval by the state finance
28 council acting on this matter which is hereby characterized as a matter
29 of legislative delegation and subject to the guidelines prescribed in sub-
30 section (c) of K.S.A. 75-3711c, and amendments thereto, except that such
31 approval also may be given while the legislature is in session: *And pro-*
32 *vided further*, That, in addition to such project costs, any such amount of
33 bond proceeds may include costs of issuance, capitalized interest and any
34 required reserves for the payment of principal and interest on such bonds:
35 *And provided further*, That all moneys received from the issuance of any
36 such bonds shall be deposited and accounted for as prescribed by appli-
37 cable bond covenants: *And provided further*, That payments relating to
38 principal and interest on such bonds shall be subject to and dependent
39 upon annual appropriations therefor to the state educational institution
40 for which the bonds are issued: *And provided further*, That each energy
41 conservation capital improvement project for which bonds are issued for
42 financing under this subsection shall be designed and completed in order
43 to have cost savings sufficient to be equal or greater than the cost of debt

1 service on such bonds: *And provided further*, That the state board of
 2 regents shall prepare and submit a report to the committee on appropri-
 3 ations of the house of representatives and the committee on ways and
 4 means of the senate on the savings attributable to energy conservation
 5 capital improvements for which bonds are issued for financing under this
 6 subsection at the beginning of the 2011 regular session of the legislature.

7 (2) As used in this subsection, “state educational institution” includes
 8 each state educational institution as defined in K.S.A. 76-711, and amend-
 9 ments thereto.

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

13 SEDIF — vocational education capital outlay aid..... \$2,565,000

14 *Provided*, That expenditures from the SEDIF — vocational education
 15 capital outlay aid account for each grant of vocational education capital
 16 outlay aid shall be matched by the postsecondary institution awarded such
 17 grant in an amount which is equal to 50% of the grant: *Provided further*,
 18 That any unencumbered balance in excess of \$100 as of June 30, 2010,
 19 in the SEDIF — vocational education capital outlay aid account is hereby
 20 reappropriated for fiscal year 2011.

21 SEDIF — technology innovation and internship
 22 program \$180,500

23 *Provided*, That any unencumbered balance in excess of \$100 as of June
 24 30, 2010, in the SEDIF — technical innovation and internship program
 25 account is hereby reappropriated for fiscal year 2011.

26 (g) There is appropriated for the above agency from the Kansas edu-
 27 cational building fund for the fiscal year ending June 30, 2011, the fol-
 28 lowing:

29 EBF — state building insurance..... \$475,000

30 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b02, and
 31 amendments thereto, expenditures may be made by the above agency
 32 from the EBF — state building insurance account of the Kansas educa-
 33 tional building fund for state building insurance premiums.

34 (h) During the fiscal year ending June 30, 2011, notwithstanding any
 35 provisions of subsection (f) of K.S.A. 2009 Supp. 66-2010, and amend-
 36 ments thereto, as such subsection existed prior to June 30, 2009, to the
 37 contrary, the amount of \$10,000,000 shall be certified before July 1, 2011,
 38 by the chief executive officer of the state board of regents to the admin-
 39 istrator of the KUSF and the administrator of the KUSF shall pay such
 40 amount from the Kansas universal service fund of the state corporation
 41 commission to the KAN-ED fund of the state board of regents during
 42 the fiscal year 2011 in accordance with the provisions of subsections (f)(1)
 43 and (f)(2) of K.S.A. 2009 Supp. 66-2010, and amendments thereto, as

1 such subsections existed prior to June 30, 2009.

2 Sec. 85.

3 DEPARTMENT OF CORRECTIONS

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 \$23,367,545

7 *Provided*, That any unencumbered balance in the operating expenditures
8 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
9 for fiscal year 2011: *Provided, however*, That expenditures from the op-
10 erating expenditures account for official hospitality shall not exceed
11 \$2,000.

12 Community corrections \$16,998,912

13 *Provided*, That any unencumbered balance in the community corrections
14 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
15 for fiscal year 2011: *Provided, however*, That no expenditures may be
16 made by any county from any grant made to such county from the com-
17 munity corrections account for either half of state fiscal year 2011 which
18 supplant any amount of local public or private funding of existing pro-
19 grams as determined in accordance with rules and regulations adopted
20 by the secretary of corrections.

21 Local jail payments \$1,100,000

22 *Provided*, That, notwithstanding the provisions of K.S.A. 19-1930, and
23 amendments thereto, payments by the department of corrections under
24 subsection (b) of K.S.A. 19-1930, and amendments thereto, for the cost
25 of maintenance of prisoners shall not exceed the per capita daily operating
26 cost, not including inmate programs, for the department of corrections.

27 Treatment and programs \$45,463,886

28 *Provided*, That any unencumbered balance in the treatment and pro-
29 grams account in excess of \$100 as of June 30, 2010, is hereby reappro-
30 priated for fiscal year 2011.

31 Topeka correctional facility — facilities operations \$13,084,057

32 *Provided*, That any unencumbered balance in the Topeka correctional
33 facility — facilities operations account in excess of \$100 as of June 30,
34 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,
35 That expenditures from the Topeka correctional facility — facilities op-
36 erations account for official hospitality shall not exceed \$500.

37 Hutchinson correctional facility — facilities operations \$8,308,154

38 *Provided*, That any unencumbered balance in the Hutchinson correc-
39 tional facility — facilities operations account in excess of \$100 as of June
40 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided, how-*
41 *ever*, That expenditures from the Hutchinson correctional facility — fa-
42 cilities operations account for official hospitality shall not exceed \$500.

43 Lansing correctional facility — facilities operations \$38,326,136

1 *Provided*, That any unencumbered balance in the Lansing correctional
2 facility — facilities operations account in excess of \$100 as of June 30,
3 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,
4 That expenditures from the Lansing correctional facility — facilities op-
5 erations account for official hospitality shall not exceed \$500.
6 Ellsworth correctional facility — facilities operations \$12,936,609
7 *Provided*, That any unencumbered balance in the Ellsworth correctional
8 facility — facilities operations account in excess of \$100 as of June 30,
9 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,
10 That expenditures from the Ellsworth correctional facility — facilities
11 operations account for official hospitality shall not exceed \$500.
12 Winfield correctional facility — facilities operations \$2,682,562
13 *Provided*, That any unencumbered balance in the Winfield correctional
14 facility — facilities operations account in excess of \$100 as of June 30,
15 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,
16 That expenditures from the Winfield correctional facility — facilities op-
17 erations account for official hospitality shall not exceed \$500.
18 Norton correctional facility — facilities operations \$3,601,602
19 *Provided*, That any unencumbered balance in the Norton correctional
20 facility — facilities operations account in excess of \$100 as of June 30,
21 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,
22 That expenditures from the Norton correctional facility — facilities op-
23 erations account for official hospitality shall not exceed \$500.
24 El Dorado correctional facility — facilities operations..... \$23,735,057
25 *Provided*, That any unencumbered balance in the El Dorado correctional
26 facility — facilities operations account in excess of \$100 as of June 30,
27 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,
28 That expenditures from the El Dorado correctional facility — facilities
29 operations account for official hospitality shall not exceed \$500.
30 Larned correctional mental health facility — facilities
31 operations..... \$9,950,415
32 *Provided*, That any unencumbered balance in the Larned correctional
33 mental health facility — facilities operations account in excess of \$100 as
34 of June 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided,*
35 *however*, That expenditures from the Larned correctional mental health
36 facility — facilities operations account for official hospitality shall not
37 exceed \$500.
38 Facilities operations \$13,700,482
39 *Provided*, That any unencumbered balance in the facilities operations
40 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
41 for fiscal year 2011.
42 Any unencumbered balance in excess of \$100 as of June 30, 2010, in each
43 of the following accounts is hereby reappropriated for fiscal year 2011:

1 Community correctional conservation camps; reentry programs.
 2 Any unencumbered balance in the DUI treatment services account in
 3 excess of \$100 as of June 30, 2010, is hereby reappropriated for the fiscal
 4 year 2011: *Provided further*, That expenditures may be made from the
 5 DUI treatment services account for payments associated with providing
 6 treatment services to offenders who were driving under the influence of
 7 alcohol or drugs regardless of when the services were rendered.

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

13 Other federal grants fund No limit

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

26 Federal flexible fiscal stabilization fund No limit

27 Supervision fees fund..... No limit

28 Residential substance abuse treatment — federal fund No limit

29 Recovery act justice assistance — federal fund No limit

30 Department of corrections state asset forfeiture fund No limit

31 Chapter I — federal fund..... No limit

32 Victims of crime act — federal fund No limit

33 Correctional industries fund..... No limit

34 *Provided*, That expenditures may be made from the correctional indus-
 35 tries fund for official hospitality.

36 Alcohol and drug abuse treatment fund..... No limit

37 *Provided*, That expenditures may be made from the alcohol and drug
 38 abuse fund for payments associated with providing treatment services to
 39 offenders who were driving under the influence of alcohol or drugs re-
 40 gardless of when the services were rendered.

41 State of Kansas — department of corrections inmate ben-
 42 efit fund No limit

1 Department of corrections — alien incarceration grant
2 fund — federal..... No limit
3 Department of corrections — general fees fund No limit
4 *Provided*, That expenditures may be made from the department of cor-
5 rections — general fees fund for operating expenditures for training pro-
6 grams for correctional personnel, including official hospitality: *Provided*
7 *further*, That the secretary of corrections is hereby authorized to fix,
8 charge and collect fees for such programs: *And provided further*, That
9 such fees shall be fixed in order to recover all or part of the operating
10 expenses incurred for such training programs, including official hospital-
11 ity: *And provided further*, That all fees received for such programs 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 this
14 fund.
15 JEHT reentry program fund..... No limit
16 Topeka correctional facility — community development
17 block grant — federal fund..... No limit
18 Topeka correctional facility — bureau of prisons contract
19 — federal fund..... No limit
20 Topeka correctional facility — general fees fund..... No limit
21 Topeka correctional facility — laundry equipment depre-
22 ciation reserve fund No limit
23 Hutchinson correctional facility — general fees fund..... No limit
24 Federal flexible fiscal stabilization fund — Hutchinson cor-
25 rectional facility..... No limit
26 Lansing correctional facility — general fees fund..... No limit
27 Ellsworth correctional facility — general fees fund..... No limit
28 Winfield correctional facility — general fees fund..... No limit
29 Federal flexible fiscal stabilization fund — Winfield cor-
30 rectional facility..... No limit
31 Norton correctional facility — general fees fund..... No limit
32 Federal flexible fiscal stabilization fund — Norton correc-
33 tional facility..... No limit
34 El Dorado correctional facility — general fees fund..... No limit
35 Larned correctional mental health facility — general fees
36 fund..... No limit
37 Correctional services special revenue fund..... No limit
38 (c) During the fiscal year ending June 30, 2011, the secretary of cor-
39 rections, with the approval of the director of the budget, may transfer any
40 part of any item of appropriation for the fiscal year ending June 30, 2011,
41 from the state general fund for the department of corrections or any
42 correctional institution or facility under the general supervision and man-
43 agement of the secretary of corrections to another item of appropriation

1 for fiscal year 2011 from the state general fund for the department of
2 corrections or any correctional institution or facility under the general
3 supervision and management of the secretary of corrections. The secre-
4 tary of corrections shall certify each such transfer to the director of ac-
5 counts and reports and shall transmit a copy of each such certification to
6 the director of legislative research.

7 (d) (1) During the fiscal year ending June 30, 2011, the secretary of
8 corrections, subject to the applicable restrictions and limitations or other
9 provisions of federal grant agreements, is hereby authorized to transfer
10 moneys received under a federal grant that are credited to a federal fund
11 of the department of corrections or any correctional institution or facility
12 under the general supervision and management of the secretary of cor-
13 rections to another federal fund for the fiscal year ending June 30, 2011,
14 for the department of corrections or any correctional institution or facility
15 under the general supervision and management of the secretary of cor-
16 rections. The secretary of corrections shall certify each such transfer to
17 the director of accounts and reports and shall transmit a copy of each
18 such certification to the director of the budget and the director of legis-
19 lative research.

20 (2) As used in this subsection (d), “federal fund” means the federal
21 flexible fiscal stabilization fund, the federal flexible fiscal stabilization fund
22 — Hutchinson correctional facility, the federal flexible fiscal stabilization
23 fund — Winfield correctional facility, and the federal flexible fiscal sta-
24 bilization fund — Norton correctional facility.

25 (e) Notwithstanding the provisions of K.S.A. 75-3731, and amendments
26 thereto, or any other statute, the director of accounts and reports shall
27 accept for payment from the secretary of corrections any duly authorized
28 claim to be paid from the local jail payments account of the state general
29 fund during fiscal year 2011 for costs pursuant to subsection (b) of K.S.A.
30 19-1930, and amendments thereto, even though such claim is not sub-
31 mitted or processed for payment within the fiscal year in which the service
32 is rendered and whether or not the services were rendered prior to the
33 effective date of this act.

34 (f) Notwithstanding the provisions of K.S.A. 75-3731, and amendments
35 thereto, or any other statute, the director of accounts and reports shall
36 accept for payment from the director of Kansas correctional industries
37 any duly authorized claim to be paid from the correctional industries fund
38 during fiscal year 2011 for operating or manufacturing costs even though
39 such claim is not submitted or processed for payment within the fiscal
40 year in which the service is rendered and whether or not the services
41 were rendered prior to the effective date of this act. The director of
42 Kansas correctional industries shall provide to the director of the budget
43 on or before September 15, 2010, a detailed accounting of all such pay-

1 ments made from the correctional industries fund during fiscal year 2011.
 2 (g) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,
 3 2011, or as soon after each such date as moneys are available, the director
 4 of accounts and reports shall transfer \$233,750 from the correctional in-
 5 dustries fund to the department of corrections — general fees fund.
 6 (h) On July 1, 2010 or as soon thereafter as moneys are available, the
 7 director of accounts and reports shall transfer \$500,000 from the correc-
 8 tional industries fund to the state general fund: *Provided*, That the trans-
 9 fer of such amount shall be in addition to any other transfer from the
 10 correctional industries fund to the state general fund as prescribed by
 11 law: *Provided further*, That the amount transferred from the correctional
 12 industries fund to the state general fund pursuant to this subsection is to
 13 reimburse the state general fund for accounting, auditing, budgeting, le-
 14 gal, payroll, personnel and purchasing services and any other govern-
 15 mental services which are performed on behalf of the department of
 16 corrections by other state agencies which receive appropriations from the
 17 state general fund to provide such services.

18 Sec. 86.

19 JUVENILE JUSTICE AUTHORITY

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 \$3,683,033
 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 from the op-
 26 erating expenditures account for official hospitality shall not exceed
 27 \$2,000.
 28 Management information systems..... \$1,108,092
 29 *Provided*, That any unencumbered balance in the management infor-
 30 mation systems account in excess of \$100 as of June 30, 2010, is hereby
 31 reappropriated for fiscal year 2011.
 32 Kansas juvenile correctional complex facility operations ... \$16,856,354
 33 *Provided*, That any unencumbered balance in the Kansas juvenile cor-
 34 rectional complex facility operations account in excess of \$100 as of June
 35 30, 2010, are hereby reappropriated to the Kansas juvenile correctional
 36 complex facility operations account for fiscal year 2011: *Provided further*,
 37 That expenditures may be made from this account for educational services
 38 contracts which are hereby authorized to be negotiated and entered into
 39 by the above agency with unified school districts or other public educa-
 40 tional services providers: *And provided further*, That such educational
 41 services contracts shall not be subject to the competitive bid requirements
 42 of K.S.A. 75-3739, and amendments thereto.
 43 Larned juvenile correctional facility operations \$8,719,585

1 *Provided*, That any unencumbered balance in the Larned juvenile cor-
 2 rectional facility operations account in excess of \$100 as of June 30, 2010,
 3 is hereby reappropriated for fiscal year 2011: *Provided further*, That ex-
 4 penditures may be made from this account for educational services con-
 5 tracts which are hereby authorized to be negotiated and entered into by
 6 the above agency with unified school districts or other public educational
 7 services providers: *And provided further*, That such educational services
 8 contracts shall not be subject to the competitive bidding requirements of
 9 K.S.A. 75-3739, and amendments thereto.

10 Purchase of services..... \$23,353,176
 11 Intervention and graduated sanctions community grants .. \$14,408,639

12 (b) There is appropriated for the above agency from the children’s
 13 initiatives fund for the fiscal year ending June 30, 2011, the following:

14 Prevention program grant..... \$3,785,814

15 *Provided*, That any unencumbered balance in the prevention program
 16 grant account in excess of \$100 as of June 30, 2010, is hereby reappro-
 17 priated for fiscal year 2011: *Provided further*, That money awarded as
 18 grants from this account is not an entitlement to communities, but a grant
 19 that must meet conditions prescribed by the above agency for appropriate
 20 outcomes.

21 Intervention and graduated sanctions community grants .. \$5,214,186

22 *Provided*, That any unencumbered balance in the intervention and grad-
 23 uated sanctions community grants account in excess of \$100 as of June
 24 30, 2010, is hereby reappropriated for fiscal year 2011.

25 (c) 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 Title XIX fund	No limit
31 Title IV-E fund.....	No limit
32 Juvenile accountability incentive block grant — federal	
33 fund.....	No limit
34 Juvenile justice delinquency prevention — federal fund...	No limit
35 Juvenile detention facilities fund.....	\$4,115,404
36 Juvenile justice fee fund — central office.....	No limit
37 Juvenile justice federal fund — Beloit juvenile correctional	
38 facility.....	No limit
39 Juvenile justice federal fund — Larned juvenile correc-	
40 tional facility	No limit
41 Juvenile justice federal fund — Kansas juvenile correc-	
42 tional complex.....	No limit
43 Juvenile justice federal fund.....	No limit

1	Byrne grant — federal fund — Kansas juvenile correc-	
2	tional complex.....	No limit
3	Recovery act Byrne grant — federal fund — Kansas ju-	
4	venile correctional complex.....	No limit
5	Federal Byrne justice assistance grant — ARRA — federal	
6	fund — Larned juvenile correctional facility.....	No limit
7	Federal Byrne justice assistance grant — JAG — federal	
8	fund — Larned juvenile justice correctional facility ..	No limit
9	Kansas juvenile delinquency prevention trust fund.....	No limit
10	Byrne grant — federal fund.....	No limit
11	Atchison youth residential center fee fund.....	No limit
12	Beloit juvenile correctional facility fee fund.....	No limit
13	Larned juvenile correctional facility fee fund.....	No limit
14	Larned juvenile correctional facility — elementary and sec-	
15	ondary education fund — federal.....	No limit
16	Kansas juvenile correctional complex fee fund.....	No limit
17	Kansas juvenile correctional complex — elementary and	
18	secondary education fund — federal.....	No limit
19	Kansas juvenile correctional complex — gifts, grants, and	
20	donations fund.....	No limit

21 (d) 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 state general fund for the juvenile justice au-
25 thority or any juvenile correctional facility or institution under the general
26 supervision and management of the commissioner of juvenile justice to
27 another item of appropriation for fiscal year 2011 from the state general
28 fund for the juvenile justice authority or any juvenile correctional facility
29 or institution under the general supervision and management of the com-
30 missioner of juvenile justice. The commissioner of juvenile justice shall
31 certify each such transfer to the director of accounts and reports and shall
32 transmit a copy of each such certification to the director of legislative
33 research.

34 (e) During the fiscal year ending June 30, 2011, the commissioner of
35 juvenile justice, with the approval of the director of the budget, may
36 transfer any part of any item of appropriation for the fiscal year ending
37 June 30, 2011, from the children’s initiatives fund for the juvenile justice
38 authority to another item of appropriation for fiscal year 2011 from the
39 children’s initiatives fund for the juvenile justice authority. The commis-
40 sioner of juvenile justice shall certify each such transfer to the director of
41 accounts and reports and shall transmit a copy of each such certification
42 to the director of legislative research.

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

1 made by the juvenile justice authority from the juvenile detention faci-
2 ties fund for fiscal year 2011, notwithstanding the provisions of K.S.A. 79-
3 4803, and amendments thereto, the juvenile justice authority is hereby
4 authorized and directed to make expenditures from the juvenile detention
5 facilities fund for fiscal year 2011 for purchase of services.

6 Sec. 87.

7 ADJUTANT GENERAL

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 \$4,699,766

11 *Provided*, That any unencumbered balance in the operating expenditures
12 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
13 for fiscal year 2011: *Provided, however*, That expenditures from this ac-
14 count for official hospitality shall not exceed \$1,250.

15 Disaster relief \$5,173,836

16 *Provided*, That any unencumbered balance in the disaster relief account
17 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
18 year 2011.

19 Incident management team \$16,415

20 *Provided*, That any unencumbered balance in the incident management
21 team account in excess of \$100 as of June 30, 2010, is hereby reappro-
22 priated for fiscal year 2011.

23 Civil air patrol — operating expenditures..... \$36,496

24 Military activation payments..... \$45,002

25 *Provided*, That all expenditures from the military activation payments
26 account shall be for military activation payments authorized by and sub-
27 ject to the provisions of K.S.A. 2009 Supp. 75-3228, and amendments
28 thereto: *Provided further*, That any unencumbered balance in the military
29 activation payments account in excess of \$100 as of June 30, 2010, is
30 hereby reappropriated for fiscal year 2011.

31 Kansas military emergency relief \$46,104

32 *Provided*, That expenditures may be made from the Kansas military emer-
33 gency relief account of the state general fund for grants and interest-free
34 loans, which are hereby authorized to be entered into by the adjutant
35 general with repayment provisions and other terms and conditions in-
36 cluding eligibility as may be prescribed by the adjutant general therefor,
37 to members and families of the Kansas army and air national guard and
38 members and families of the reserve forces of the United States of Amer-
39 ica who are Kansas residents, during the period preceding, during and
40 after mobilization to provide assistance to eligible family members ex-
41 periencing financial emergencies: *Provided further*, That such assistance
42 may include, but shall not be limited to, medical, funeral, emergency
43 travel, rent, utilities, child care, food expenses and other unanticipated

1 emergencies: *And provided further*, That any moneys received by the
 2 adjutant general in repayment of any grants or interest-free loans made
 3 from the Kansas military emergency relief account of the state general
 4 fund shall be deposited in the state treasury in accordance with the pro-
 5 visions of K.S.A. 75-4215, and amendments thereto, and shall be credited
 6 to the Kansas military emergency relief fund.

7 (b) There is appropriated for the above agency from the following special
 8 revenue fund or funds for the fiscal year ending June 30, 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 Conversion of materials and equipment fund — military	
13 division	No limit
14 Adjutant general expense fund	No limit
15 Emergency management — federal fund matching —	
16 equipment fund.....	No limit
17 Emergency management — federal fund matching — ad-	
18 ministration fund.....	No limit
19 Nuclear safety emergency management fee fund	No limit
20 <i>Provided</i> , That, notwithstanding the provisions of any other statute, the	
21 adjutant general may make transfers of moneys from the nuclear safety	
22 emergency management fee fund to other state agencies for fiscal year	
23 2011 pursuant to agreements which are hereby authorized to be entered	
24 into by the adjutant general with other state agencies to provide appropriate	
25 emergency management plans to administer the Kansas nuclear	
26 safety emergency management act.	
27 Military fees fund — federal.....	No limit
28 <i>Provided</i> , That all moneys received by the adjutant general from the federal	
29 government for reimbursement for expenditures made under agree-	
30 ments with the federal government shall be deposited in the state treasury	
31 in accordance with the provisions of K.S.A. 75-4215, and amendments	
32 thereto, and shall be credited to the military fees fund — federal.	
33 Emergency management — federal fund.....	No limit
34 Homeland security federal fund	No limit
35 Homeland security interest — federal fund.....	No limit
36 Armories and units general fees fund	No limit
37 Emergency management — disaster fund — federal	
38 fund.....	No limit
39 State emergency fund allocation — several disasters	
40 fund.....	No limit
41 State emergency fund allocation — weather related emer-	
42 gencies fund	No limit
43 State emergency fund — weather disasters	No limit

1	State emergency fund — assistance fund	No limit
2	Radioactive materials fund.....	No limit
3	Hazardous materials emergency preparedness federal	
4	fund.....	No limit
5	Civil air patrol — grants and contributions — federal	
6	fund.....	No limit
7	Emergency management performance grant (EMPG) —	
8	federal fund.....	No limit
9	NG — federal forfeiture fund	No limit
10	Inaugural expense fund	No limit
11	Indirect cost — federal fund.....	No limit
12	Kansas military emergency relief fund.....	No limit
13	<i>Provided</i> , That expenditures may be made from the Kansas military emer-	
14	gency relief fund for grants and interest-free loans, which are hereby	
15	authorized to be entered into by the adjutant general with repayment	
16	provisions and other terms and conditions including eligibility as may be	
17	prescribed by the adjutant general therefor, to members and families of	
18	the Kansas army and air national guard and members and families of the	
19	reserve forces of the United States of America who are Kansas residents,	
20	during the period preceding, during and after mobilization to provide	
21	assistance to eligible family members experiencing financial emergencies:	
22	<i>Provided further</i> , That such assistance may include, but shall not be lim-	
23	ited to, medical, funeral, emergency travel, rent, utilities, child care, food	
24	expenses and other unanticipated emergencies: <i>And provided further</i> ,	
25	That any moneys received by the adjutant general in repayment of any	
26	grants or interest-free loans made from the Kansas military emergency	
27	relief fund 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 Kansas military emergency relief fund.	
30	National guard life insurance premium reimbursement	
31	fund.....	No limit
32	Emergency management assistance compact federal	
33	fund.....	No limit
34	Public safety interoperable communications grant program	
35	federal fund.....	No limit
36	Military construction national guard federal fund.....	No limit
37	National guard civilian youth opportunities federal fund ..	No limit
38	Community economic assistance brac federal fund.....	No limit
39	Hazard mitigation grant federal fund.....	No limit
40	Other needs or individual assistance federal fund.....	No limit
41	Citizen corps federal fund	No limit
42	Law enforcement terrorism prevention program federal	
43	fund.....	No limit

1 COPS federal fund No limit
2 IECGP federal fund No limit
3 NOAA weather alert grant federal fund..... No limit
4 National guard museum assistance fund No limit
5 *Provided*, That all expenditures from the national guard museum assis-
6 tance fund shall be made for an expansion of the 35th infantry division
7 museum and education center facility.
8 Great plains joint regional training center fee fund..... No limit
9 *Provided*, That expenditures may be made from the great plains joint
10 regional training center fee fund for use of the great plains joint regional
11 training center by other state agencies, local government agencies, for-
12 profit organizations and not-for-profit organizations: *Provided further*,
13 That the adjutant general is hereby authorized to fix, charge and collect
14 fees for recovery of costs associated with the use of the great plains joint
15 regional training center by other state agencies, local government agen-
16 cies, for-profit organizations and not-for-profit organizations: *And pro-*
17 *vided further*, That such fees shall be fixed in order to recover all or part
18 of the expenses incurred in providing for the use of the great plains joint
19 regional training center by other state agencies, local government agen-
20 cies, for-profit organizations and not-for-profit organizations: *And pro-*
21 *vided further*, That all fees received for use of the great plains joint re-
22 gional training center by other state agencies, local government agencies,
23 for-profit organizations or not-for-profit organizations shall be deposited
24 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
25 and amendments thereto, and shall be credited to the great plains joint
26 regional training center fee fund.
27 (c) In addition to the other purposes for which expenditures may be
28 made by the adjutant general from moneys appropriated from the state
29 general fund or from any special revenue fund for fiscal year 2011 and
30 from which expenditures may be made for salaries and wages, as author-
31 ized by this or other appropriation act of the 2010 regular session of the
32 legislature, expenditures may be made by the adjutant general from such
33 moneys appropriated from the state general fund or from any special
34 revenue fund for fiscal year 2011, notwithstanding the provisions of K.S.A.
35 48-205, and amendments thereto, or any other statute, in addition to
36 expenditures for other positions within the adjutant general's department
37 in the unclassified service as prescribed by law: *Provided*, That the ad-
38 jutant general may appoint a deputy adjutant general, who shall have no
39 military command authority, and who may be a civilian and shall have
40 served at least five years as a commissioned officer with the Kansas na-
41 tional guard, who will perform such duties as the adjutant general shall
42 assign, and who will serve in the unclassified service under the Kansas
43 civil service act: *Provided further*, That the position of such deputy ad-

1 jutant general in the unclassified service under the Kansas civil service
2 act shall be established by the adjutant general within the position limi-
3 tation established for the adjutant general on the number of full-time and
4 regular part-time positions equated to full- time, excluding seasonal and
5 temporary positions, paid from appropriations for fiscal year 2011 made
6 by this or other appropriation act of the 2010 regular session of the leg-
7 islature.

8 Sec. 88.

9 STATE FIRE MARSHAL

10 (a) 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, other than refunds authorized by law,
14 purchases of nationally recognized adopted codes for resale and federally
15 reimbursed overtime, shall not exceed the following:

16 Fire marshal fee fund \$3,628,715

17 *Provided*, That expenditures from the fire marshal fee fund for official
18 hospitality shall not exceed \$500.

19 Other federal grants fund No limit

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

32 Gifts, grants and donations fund No limit

33 Hazardous material program fund..... \$377,155

34 Intragovernmental service fund No limit

35 State fire marshal liquefied petroleum gas fee fund..... \$174,803

36 Hazardous materials emergency fund..... \$250,000

37 *Provided*, That expenditures may be made by the state fire marshal from
38 the hazardous materials emergency fund for fiscal year 2011 for the pur-
39 poses of responding to specific incidences of emergencies related to haz-
40 ardous materials without prior approval of the state finance council: *Pro-*
41 *vided, however*, That expenditures from the hazardous materials
42 emergency fund during fiscal year 2011 for the purposes of responding
43 to any specific incidence of an emergency related to hazardous materials

1 without prior approval by the state finance council shall not exceed
2 \$25,000, except upon approval by the state finance council acting on this
3 matter which is hereby characterized as a matter of legislative delegation
4 and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-
5 3711c, and amendments thereto, except that such approval also may be
6 given while the legislature is in session.

7	Fire safety standard and firefighter protection act enforce-	
8	ment fund	No limit
9	Cigarette fire safety standard and firefighter protection act	
10	fund.....	No limit

11 (b) On July 1, 2010, and January 1, 2011, or as soon after each such
12 date as moneys are available, the director of accounts and reports shall
13 transfer \$188,458 from the fire marshal fee fund to the hazardous material
14 program fund of the state fire marshal.

15 (c) During the fiscal year ending June 30, 2011, notwithstanding the
16 provisions of any other statute, the state fire marshal, with the approval
17 of the director of the budget, may transfer funds from the fire marshal
18 fee fund to the hazardous materials emergency fund of the state fire
19 marshal. The state fire marshal 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 legislative research. *Provided*, That the
22 aggregate amount of such transfers for the fiscal year ending June 30,
23 2011, shall not exceed \$50,000.

24 (d) During the fiscal year ending June 30, 2011, the director of the
25 budget and the director of legislative research shall consult periodically
26 and review the balance credited to and the estimated receipts to be cred-
27 ited to the fire marshal fee fund during fiscal year 2011, and, upon a
28 finding by the director of the budget in consultation with the director of
29 legislative research that the total of the unencumbered balance and es-
30 timated receipts to be credited to the fire marshal fee fund during fiscal
31 year 2011 are insufficient to fund the budgeted expenditures and transfers
32 from the fire marshal fee fund for fiscal year 2011 in accordance with the
33 provisions of appropriation acts, the director of the budget shall certify
34 such finding to the director of accounts and reports. Upon receipt of any
35 such certification, the director of accounts and reports shall transfer the
36 amount of moneys from the hazardous materials emergency fund to the
37 fire marshal fee fund that is required, in accordance with the certification
38 by the director of the budget under this subsection, to fund the budgeted
39 expenditures and transfers from the fire marshal fee fund for the re-
40 mainder of fiscal year 2011 in accordance with the provisions of appro-
41 priation acts, as specified by the director of the budget pursuant to such
42 certification.

43 (e) During the fiscal year ending June 30, 2011, the director of the

1 budget and the director of legislative research shall consult periodically
 2 and review the balance credited to and the estimated receipts to be cred-
 3 ited to the fire marshal fee fund and any other resources available to the
 4 fire marshal fee fund during the fiscal year 2011, and, upon a finding by
 5 the director of the budget in consultation with the director of legislative
 6 research that the total of the unencumbered balance and estimated re-
 7 ceipts to be credited to the fire marshal fee fund during fiscal year 2011
 8 are insufficient to meet in full the estimated expenditures for fiscal year
 9 2011 as they become due to meet the financial obligations imposed by
 10 law on the fire marshal fee fund as a result of a cash flow shortfall, within
 11 the authorized budgeted expenditures in accordance with the provisions
 12 of appropriation acts, the director of the budget is authorized and directed
 13 to certify such finding to the director of accounts and reports. Upon re-
 14 ceipt of any such certification, the director of accounts and reports shall
 15 transfer the amount of money specified in such certification from the
 16 state general fund to the fire marshal fee fund in order to maintain the
 17 cash flow of the fire marshal fee fund for such purposes for fiscal year
 18 2011: *Provided*, That the aggregate amount of such transfers during fiscal
 19 year 2011 pursuant to this subsection shall not exceed \$500,000. Within
 20 one year from the date of each such transfer to the fire marshal fee fund
 21 pursuant to this subsection, the director of accounts and reports shall
 22 transfer the amount equal to the amount transferred from the state gen-
 23 eral fund to the fire marshal fee fund from the fire marshal fee fund to
 24 the state general fund in accordance with a certification for such purpose
 25 by the director of the budget. At the same time as the director of the
 26 budget transmits any certification under this subsection is transmitted to
 27 the director of accounts and reports during fiscal year 2011, the director
 28 of the budget shall transmit a copy of such certification to the director of
 29 legislative research.

30 Sec. 89.

31 KANSAS PAROLE BOARD

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

34 Parole from adult correctional institutions.....	\$510,135
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35 *Provided*, That any unencumbered balance in the parole from adult cor-
 36 rectional institutions account in excess of \$100 as of June 30, 2010, is
 37 hereby reappropriated for fiscal year 2011.

38 Sec. 90.

39 KANSAS HIGHWAY PATROL

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

42 Operating expenditures	\$31,938,642
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43 *Provided*, That any unencumbered balance in the operating expenditures

1 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
2 for fiscal year 2011: *Provided, however,* That expenditures from the op-
3 erating expenditures account for official hospitality shall not exceed
4 \$3,000.

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

10 General fees fund..... No limit

11 *Provided,* That all moneys received from the sale of used equipment,
12 recovery of and reimbursements for expenditures and any other source
13 of revenue shall be deposited in the state treasury and credited to the
14 general fees fund, except as otherwise provided by law.

15 Homeland security 2006 — federal fund No limit

16 Homeland security 2007 — federal fund No limit

17 Homeland security 2008 — federal fund No limit

18 Homeland security 2009 — federal fund No limit

19 Homeland security 2010 — federal fund No limit

20 Homeland security 2011 — federal fund No limit

21 For patrol of Kansas turnpike fund No limit

22 *Provided,* That expenditures shall be made from the for patrol of Kansas
23 turnpike fund for necessary moving expenses in accordance with K.S.A.
24 75-3225, and amendments thereto.

25 Highway patrol motor vehicle fund No limit

26 Highway patrol — federal fund No limit

27 Department of justice — federal recovery act — Edward
28 J. Byrne memorial justice assistance grant program —
29 federal fund No limit

30 Department of justice, office of justice programs and bu-
31 reau of justice assistance — recovery act rural law en-
32 forcement grant program — federal fund..... No limit

33 Kansas highway patrol state forfeiture fund..... No limit

34 Gifts and donations fund No limit

35 *Provided,* That expenditures from the gifts and donations fund for official
36 hospitality shall not exceed \$1,000.

37 Federal forfeiture fund No limit

38 Motor carrier safety assistance program state fund No limit

39 *Provided,* That expenditures shall be made from the motor carrier safety
40 assistance program state fund for necessary moving expenses in accord-
41 ance with K.S.A. 75-3225, and amendments thereto.

42 Motor carrier safety assistance program — federal fund... No limit

43 *Provided,* That expenditures shall be made from the motor carrier safety

1 assistance program — federal fund for necessary moving expenses in ac-
2 cordance with K.S.A. 75-3225, and amendments thereto.

3 COPS grant — federal fund.....	No limit
4 Aircraft fund — on budget	No limit
5 Highway safety fund	No limit
6 Capitol area security fund.....	No limit
7 Vehicle identification number fee fund.....	No limit
8 Motor vehicle fuel and storeroom sales fund	No limit

9 *Provided*, That expenditures may be made from the motor vehicle fuel
10 and storeroom sales fund to acquire and sell commodities and to provide
11 services to local governments and other state agencies: *Provided further*,
12 That the superintendent of the Kansas highway patrol is hereby author-
13 ized to fix, charge and collect fees for such commodities and services:
14 *And provided further*, That such fees shall be fixed in order to recover
15 all or part of the expenses incurred in acquiring or providing and selling
16 such commodities and services: *And provided further*, That all fees re-
17 ceived for such commodities and services shall be deposited in the state
18 treasury in accordance with the provisions of K.S.A. 75- 4215, and amend-
19 ments thereto, and shall be credited to the motor vehicle fuel and store-
20 room sales fund.

21 Kansas highway patrol operations fund	\$19,573,115
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22 *Provided*, That expenditures may be made from the Kansas highway pa-
23 trol operations fund for the purchase of civilian clothing for members of
24 the Kansas highway patrol assigned to duties pursuant to K.S.A. 74-2105,
25 and amendments thereto: *Provided further*, That the superintendent shall
26 make expenditures from the Kansas highway patrol operations fund for
27 necessary moving expenses in accordance with K.S.A. 75-3225, and
28 amendments thereto.

29 Highway patrol training center fund.....	No limit
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30 *Provided*, That expenditures may be made from the highway patrol train-
31 ing center fund for use of the highway patrol training center by other
32 state agencies, local government agencies and not-for-profit organiza-
33 tions: *Provided further*, That the superintendent of the Kansas highway
34 patrol is hereby authorized to fix, charge and collect fees for recovery of
35 costs associated with use of the highway patrol training center by other
36 state agencies, local government agencies and not-for-profit organiza-
37 tions: *And provided further*, That such fees shall be fixed in order to
38 recover all or part of the expenses incurred in providing for the use of
39 the highway patrol training center by other state or local government
40 agencies: *And provided further*, That all fees received for use of the high-
41 way patrol training center by other state agencies, local government agen-
42 cies or not-for-profit organizations shall be deposited in the state treasury
43 in accordance with the provisions of K.S.A. 75-4215, and amendments

1 thereto, and shall be credited to the highway patrol training center fund.
2 Executive aircraft fund..... No limit
3 *Provided*, That expenditures may be made from the executive aircraft
4 fund to provide aircraft services to other state agencies and to purchase
5 liability and property damage insurance for state aircraft: *Provided fur-*
6 *ther*, That the superintendent of the highway patrol is hereby authorized
7 to fix, charge and collect fees for such aircraft services to other state
8 agencies: *And provided further*, That such fees shall be fixed in order to
9 recover all or part of the operating expenses incurred in providing such
10 services: *And provided further*, That all fees received for such services
11 shall be deposited in the state treasury in accordance with the provisions
12 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
13 executive aircraft fund.
14 1122 program clearing fund..... No limit
15 (c) On or before the 10th of each month during the fiscal year ending
16 June 30, 2011, the director of accounts and reports shall transfer from
17 the state general fund to the 1122 program clearing fund interest earnings
18 based on: (1) The average daily balance of moneys in the 1122 program
19 clearing fund for the preceding month; and (2) the net earnings rate for
20 the pooled money investment portfolio for the preceding month.
21 (d) On July 1, 2010, and January 1, 2011, or as soon after each date as
22 moneys are available the director of accounts and reports shall transfer
23 an amount specified by the executive director of the state corporation
24 commission, with the approval of the director of the budget, of not more
25 than \$650,000 from the motor carrier license fees fund of the state cor-
26 poration commission to the motor carrier safety assistance program state
27 fund of the Kansas highway patrol.
28 (e) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,
29 2011, or as soon after each date as moneys are available, the director of
30 accounts and reports shall transfer \$4,708,956.25 from the state highway
31 fund of the department of transportation to the Kansas highway patrol
32 operations fund of the Kansas highway patrol for the purpose of financing
33 the Kansas highway patrol operations. In addition to other purposes for
34 which expenditures may be made from the state highway fund during
35 fiscal year 2011 and notwithstanding the provisions of K.S.A. 68-416, and
36 amendments thereto, or any other statute, transfers and expenditures may
37 be made from the state highway fund during fiscal year 2011 for support
38 and maintenance of the Kansas highway patrol.
39 (f) On July 1, 2010, or as soon thereafter as moneys are available, the
40 director of accounts and reports shall transfer \$212,000 from the state
41 highway fund of the department of transportation to the highway safety
42 fund of the Kansas highway patrol for the purpose of financing the mo-
43 torist assistance program of the Kansas highway patrol.

1 (g) On July 1, 2010, or as soon thereafter as moneys are available, the
2 director of accounts and reports shall transfer \$250,000 from the state
3 highway fund of the department of transportation to the general fees fund
4 of the Kansas highway patrol for the purpose of financing operating ex-
5 penditures of the Kansas highway patrol.

6 (h) On July 1, 2010, and January 1, 2011, or as soon after each date as
7 moneys are available, notwithstanding the provisions of K.S.A. 74-2136,
8 and amendments thereto, or any other statute, the director of accounts
9 and reports shall transfer \$200,000 from the highway patrol motor vehicle
10 fund of the Kansas highway patrol to the aircraft fund — on budget of
11 the Kansas highway patrol.

12 (i) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1, 2011,
13 or as soon after each date as moneys are available, the director of accounts
14 and reports shall transfer \$9,000,000 from the state highway fund of the
15 department of transportation to the state general fund. In addition to
16 other purposes for which expenditures may be made from the state high-
17 way fund during fiscal year 2011 and notwithstanding the provisions of
18 K.S.A. 68-416, and amendments thereto, or any other statute, transfers
19 and expenditures may be made from the state highway fund during fiscal
20 year 2011 for the support and maintenance of the Kansas highway patrol.

21 (j) On July 1, 2010, or as soon thereafter as moneys are available, the
22 director of accounts and reports shall transfer \$333,588 from the highway
23 patrol training center fund of the Kansas highway patrol to the Kansas
24 highway patrol operations fund of the Kansas highway patrol.

25 (k) On July 1, 2010, or as soon thereafter as moneys are available, the
26 director of accounts and reports shall transfer \$240,570 from the general
27 fees fund of the Kansas highway patrol to the Kansas highway patrol
28 operations fund of the Kansas highway patrol.

29 (l) On July 1, 2010, or as soon thereafter as moneys are available, the
30 director of accounts and reports shall transfer \$37,153 from the vehicle
31 identification number fee fund of the Kansas highway patrol to the Kansas
32 highway patrol operations fund of the Kansas highway patrol.

33 Sec. 91.

34 ATTORNEY GENERAL — KANSAS BUREAU OF INVESTIGATION

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 Operating expenditures \$15,589,562

38 *Provided*, That any unencumbered balance in the operating expenditures
39 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
40 to the operating expenditures account for fiscal year 2011: *Provided, how-*
41 *ever*, That expenditures from the operating expenditures account for of-
42 ficial hospitality shall not exceed \$750.

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

1 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
2 moneys now or hereafter lawfully credited to and available in such fund
3 or funds, except that expenditures other than refunds authorized by law
4 shall not exceed the following:

5 Kansas bureau of investigation state forfeiture fund..... No limit
6 *Provided*, That expenditures may be made from the Kansas bureau of
7 investigation state forfeiture fund for direct or indirect operating expend-
8 itures incurred for the conducting educational classes and training for
9 special agents and other personnel, including official hospitality.

10 Kansas bureau of investigation federal forfeiture fund No limit
11 *Provided*, That expenditures may be made from the Kansas bureau of
12 investigation federal forfeiture fund for direct or indirect operating ex-
13 penditures incurred for the conducting educational classes and training
14 for special agents and other personnel, including official hospitality.

15 Kansas bureau of investigation federal grants fund No limit
16 *Provided*, That the above agency is authorized to make expenditures from
17 the Kansas bureau of investigation federal grants fund of any moneys
18 credited to this fund from any individual federal grant if the grant is less
19 than or equal to \$500,000 in the aggregate and the grant does not require
20 the matching expenditure of any moneys in the state treasury during fiscal
21 year 2011 or any ensuing fiscal year, other than moneys appropriated by
22 this or other appropriation act of the 2010 regular session of the legisla-
23 ture: *Provided, however*, That, upon application to and authorization by
24 the governor, the above agency may make expenditures of moneys cred-
25 ited to this fund from any individual federal grant which is more than
26 \$500,000 in the aggregate or which requires the matching expenditure of
27 moneys in the state treasury during the current or any ensuing fiscal year,
28 other than moneys appropriated by this or other appropriation act of the
29 2010 regular session of the legislature.

30 High intensity drug trafficking area — federal fund..... No limit
31 Private detective fee fund..... No limit
32 DNA database fund..... No limit
33 Kansas bureau of investigation motor vehicle fund No limit
34 *Provided*, That expenditures may be made from the Kansas bureau of
35 investigation motor vehicle fund to acquire and sell motor vehicles for
36 the Kansas bureau of investigation: *Provided further*, That all moneys
37 received for sale of motor vehicles of the Kansas bureau of investigation
38 shall be deposited in the state treasury in accordance with the provisions
39 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
40 Kansas bureau of investigation motor vehicle fund.

41 Forensic laboratory and materials fee fund..... No limit
42 *Provided*, That expenditures may be made from the forensic laboratory
43 and materials fee fund for the acquisition of laboratory equipment and

1 materials and for other direct or indirect operating expenditures for the
2 forensic laboratory of the Kansas bureau of investigation incurred for
3 laboratory tests conducted for noncriminal justice entities, including gov-
4 ernmental agencies and private organizations, which testing activity is
5 hereby authorized: *Provided, however*, That all expenditures from this
6 fund of moneys received as Kansas bureau of investigation laboratory
7 analysis fees pursuant to subsection (a) of K.S.A. 28-176, and amendments
8 thereto, shall be for the purposes authorized by subsection (c) of K.S.A.
9 28-176, and amendments thereto: *Provided further*, That the director of
10 the Kansas bureau of investigation is hereby authorized to fix, charge and
11 collect fees for laboratory tests conducted for such noncriminal justice
12 entities: *And provided further*, That such fees shall be fixed in order to
13 recover all or part of the direct and indirect operating expenses incurred
14 for conducting laboratory tests for such noncriminal justice entities: *And*
15 *provided further*, That all fees received for such laboratory tests, including
16 all moneys received pursuant to subsection (a) of K.S.A. 28-176, and
17 amendments thereto, shall be deposited in the state treasury in accord-
18 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
19 shall be credited to the forensic laboratory and materials fee fund.
20 KBI general fees fund..... No limit
21 *Provided*, That expenditures may be made from the KBI general fees
22 fund for direct or indirect operating expenditures incurred for the follow-
23 ing activities: (1) Conducting education and training classes for special
24 agents and other personnel, including official hospitality; (2) purchasing
25 illegal drugs, making contacts and acquiring information leading to illegal
26 drug outlets, contraband and stolen property, and conducting other ac-
27 tivities for similar investigatory purposes; (3) conducting investigations
28 and related activities for the Kansas lottery or the Kansas racing and
29 gaming commission; (4) conducting DNA forensic laboratory tests and
30 related activities; (5) preparing, publishing and distributing crime pre-
31 ventation materials; and (6) conducting agency operations: *Provided, how-*
32 *ever*, That the director of the Kansas bureau of investigation is hereby
33 authorized to fix, charge and collect fees in order to recover all or part of
34 the direct and indirect operating expenses incurred, except as otherwise
35 hereinafter provided, for the following: (1) Education and training serv-
36 ices made available to local law enforcement personnel in classes con-
37 ducted for special agents and other personnel of the Kansas bureau of
38 investigation; (2) investigations and related activities conducted for the
39 Kansas lottery or the Kansas racing and gaming commission, except that
40 the fees fixed for these activities shall be fixed in order to recover all of
41 the direct and indirect expenses incurred for such investigations and re-
42 lated activities; (3) DNA forensic laboratory tests and related activities;
43 (4) sale and distribution of crime prevention materials: *Provided further*,

1 That all fees received for such activities shall be deposited in the state
 2 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
 3 ments thereto, and shall be credited to the KBI general fees fund: *And*
 4 *provided further*, That all moneys which are expended for any such evi-
 5 dence purchase, information acquisition or similar investigatory purpose
 6 or activity from whatever funding source and which are recovered shall
 7 be deposited in the state treasury in accordance with the provisions of
 8 K.S.A. 75-4215, and amendments thereto, and shall be credited to the
 9 KBI general fees fund: *And provided further*, That all moneys received
 10 as gifts, grants or donations for the preparation, publication or distribution
 11 of crime prevention materials shall be deposited in the state treasury in
 12 accordance with the provisions of K.S.A. 75-4215, and amendments
 13 thereto, and shall be credited to the KBI general fees fund: *And provided*
 14 *further*, That expenditures from any moneys received from the division
 15 of alcoholic beverage control and credited to the KBI general fees fund
 16 may be made by the Kansas bureau of investigation for all purposes for
 17 which expenditures may be made for operating expenditures.

18 Record check fee fund No limit
 19 *Provided*, That the director of the Kansas bureau of investigation is au-
 20 thorized to fix, charge and collect fees in order to recover all or part of
 21 the direct and indirect operating expenses for criminal history record
 22 checks conducted for noncriminal justice entities including government
 23 agencies and private organizations: *Provided, however*, That all moneys
 24 received for such fees shall be deposited in the state treasury in accord-
 25 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
 26 shall be credited to the record check fee fund: *Provided further*, That
 27 expenditures may be made from the record check fee fund for operating
 28 expenditures of the Kansas bureau of investigation.
 29 Intergovernmental service fund No limit
 30 Agency motor pool fund No limit
 31 Marijuana eradication federal fund No limit
 32 National criminal history improvement federal fund No limit
 33 Violence against women federal fund No limit
 34 Public safety partnership and community policing federal
 35 fund No limit
 36 Byrne — JAG federal fund No limit
 37 DNA backlog reduction federal fund No limit
 38 Coverdell forensic sciences improvement federal fund No limit
 39 Anti-gang initiative federal fund No limit
 40 Convicted offender/arrestee DNA federal fund No limit
 41 Byrne/JAG — ARRA federal fund No limit
 42 Homeland security federal fund No limit
 43 State homeland security program federal fund No limit

1 Sec. 92.

2 EMERGENCY MEDICAL SERVICES BOARD

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 other than refunds authorized by law
6 shall not exceed the following:
7

- 8 Rural health options grant fund..... No limit
- 9 Rural access to emergency devices grant — federal
- 10 fund..... No limit
- 11 Emergency medical services operating fund..... \$1,384,926

12 *Provided*, That the emergency medical services board is hereby authorized to fix, charge and collect fees in order to recover costs incurred for
13 distributing educational videos, replacing lost educational materials and
14 mailing labels of those licensed by the board: *Provided further*, That such
15 fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited
16 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
17 and amendments thereto, and shall be credited to the emergency medical
18 services operating fund: *And provided further*, That, notwithstanding any
19 provisions of K.S.A. 65-6128 or 65-6129b, and amendments thereto, or
20 of any other statute to the contrary, all moneys received by the emergency
21 medical services board for fees authorized by law for licensure or the
22 issuance of permits, or for any other regulatory duties and functions prescribed by law in the field of emergency medical services, shall be deposited
23 in the state treasury to the credit of the emergency medical services operating fund of the emergency medical services board: *And provided further*, That expenditures from the emergency medical services operating fund for official hospitality shall not exceed \$2,000.

- 24 Education incentive grant payment fund..... No limit
- 25 *Provided*, That the priority for award of education incentive grants shall
26 be to award such grants to rural areas.
- 27 EMS revolving fund..... No limit

28 *Provided*, That, if an organization agrees to receive money from the EMS revolving fund, the organization shall enter into a grant agreement requiring such organization to submit a written report to the emergency medical services board detailing and accounting for all expenditures and receipts related to the use of the moneys received from the EMS revolving fund: *Provided further*, That the emergency medical services board shall prepare a written report specifying and accounting for all moneys allocated to and expended from the EMS revolving fund: *And provided further*, That such report shall be submitted to the house of representatives committee on appropriations and the senate committee on ways and
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1 means on or before February 1, 2011.

2 (b) In addition to the other purposes for which expenditures may be
3 made by the emergency medical services board from the board of emer-
4 gency medical services operating fund for fiscal year 2011 by this or other
5 appropriation act of the 2010 regular session of the legislature, expendi-
6 tures may be made by the emergency medical services board from the
7 emergency medical services operating fund for fiscal year 2011 for the
8 purpose of implementing a grant program for emergency medical services
9 training and educational assistance for persons in underserved areas: *Pro-*
10 *vided*, That when issuing such grants, first priority shall be given to am-
11 bulance services submitting applications seeking grants to pay the cost of
12 recruiting volunteers and cost of the initial courses of training for atten-
13 dants, instructor-coordinators and training officers: *Provided further*,
14 That the second priority shall be given to ambulance services submitting
15 applications seeking grants to pay the cost of continuing education for
16 attendants, instructor-coordinators and training officers: *And provided*
17 *further*, That the third priority shall be given to ambulance services sub-
18 mitting applications seeking grants to pay the cost of education for atten-
19 dants, instructor-coordinators and training officers who are obtaining a
20 post-secondary education degree.

21 (c) In addition to the other purposes for which expenditures may be
22 made by the emergency medical services board from the moneys approp-
23 riated from the state general fund or from any special revenue fund for
24 the emergency medical services board for fiscal year 2011, as authorized
25 by this or any other appropriation act of the 2010 regular session of the
26 legislature, expenditures shall be made by the emergency medical services
27 board from moneys appropriated from the state general fund or from any
28 special revenue fund for the emergency medical services board for fiscal
29 year 2011 to require emergency medical services agencies in each of the
30 six EMS regions of the state to prepare and submit a report of the ex-
31 penditures made and moneys received in the EMS region are related to
32 the operation and administration of the Kansas emergency medical serv-
33 ices examination to the emergency medical services board: *Provided*, That
34 the report for each EMS region specify and account for all moneys app-
35 propriated from the state treasury for the emergency medical services
36 board and disbursed to such EMS region for the operation of the most
37 recently conducted Kansas emergency medical services examination in
38 such EMS region.

39 (d) On July 1, 2010, and January 1, 2011, or as soon after each such
40 date as moneys are available, the director of accounts and reports shall
41 transfer \$125,000 from the emergency medical services operating fund
42 to the educational incentive grant payment fund.

43 (e) During the fiscal year ending June 30, 2011, the director of the

1 budget and the director of legislative research shall consult periodically
 2 and review the balance credited to and the estimated receipts to be cred-
 3 ited to the emergency medical services operating fund during fiscal year
 4 2011, and, upon a finding by the director of the budget in consultation
 5 with the director of legislative research that the total of the unencum-
 6 bered balance and estimated receipts to be credited to the emergency
 7 medical services operating fund during fiscal year 2011 are insufficient to
 8 fund the budgeted expenditures and transfers from the emergency med-
 9 ical services operating fund for fiscal year 2011 in accordance with the
 10 provisions of appropriation acts, the director of the budget shall certify
 11 such funding to the director of accounts and reports. Upon receipt of any
 12 such certification, the director of accounts and reports shall transfer the
 13 amount of moneys from the education incentive grant payment fund to
 14 the emergency medical services operating fund that is required, in ac-
 15 cordance with the certification by the director of the budget under this
 16 subsection, to fund the budgeted expenditures and transfers from the
 17 emergency medical services operating fund for the remainder of fiscal
 18 year 2011 in accordance with the provisions of appropriation acts, as spec-
 19 ified by the director of the budget pursuant to such certification.

20 (f) During the fiscal year ending June 30, 2011, if any EMS regional
 21 council enters into a grant agreement with the emergency medical service
 22 board, such council shall be required to submit pursuant to such grant
 23 agreement a written report detailing and accounting for all expenditures
 24 and receipts of such council during such fiscal year. The emergency med-
 25 ical services board shall prepare a written report specifying and account-
 26 ing for all moneys received by and expended by each individual council
 27 that has reported to the emergency medical services board pursuant to
 28 such grant agreement and submit such report to the house of represen-
 29 tatives committee on appropriations and the senate committee on ways
 30 and means on or before February 1, 2011.

31 Sec. 93.

32 KANSAS SENTENCING COMMISSION

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 \$713,536

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

39 Substance abuse treatment programs \$6,646,019

40 *Provided*, That any unencumbered balance in the substance abuse treat-
 41 ment programs account in excess of \$100 as of June 30, 2010, is hereby
 42 reappropriated for fiscal year 2011.

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

1 cial revenue fund or funds for the fiscal year ending June 30, 2011, all
2 moneys now or hereafter lawfully credited to and available in such fund
3 or funds, except that expenditures other than refunds authorized by law
4 shall not exceed the following:

5	General fees fund.....	No limit
6	Statistical analysis — federal fund.....	No limit
7	Drug abuse fund — federal.....	No limit

8 Sec. 94.

9 KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS
10 AND TRAINING

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 shall not exceed the following:

16	Kansas commission on peace officers' standards and train-	
17	ing fund	\$650,005

18 *Provided*, That expenditures from the Kansas commission on peace off-
19 icers' standards and training fund for the fiscal year ending June 30, 2011,
20 for official hospitality shall not exceed \$1,000.

21 (b) On July 1, 2010, or as soon thereafter as moneys are available, the
22 director of accounts and reports shall transfer \$200,000 from the Kansas
23 commission on peace officers' standards and training fund of the Kansas
24 commission on peace officers' standards and training to the state general
25 fund: *Provided*, That the transfer of such amount shall be in addition to
26 any other transfer from the Kansas commission on peace officers' stan-
27 dards and training fund to the state general fund as prescribed by law:
28 *Provided further*, That the amount transferred from the Kansas commis-
29 sion on peace officers' standards and training fund to the state general
30 fund pursuant to this subsection is to reimburse the state general fund
31 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
32 chasing services and any other governmental services which are per-
33 formed on behalf of the Kansas commission on peace officers' standards
34 and training by other state agencies which receive appropriations from
35 the state general fund to provide such services.

36 Sec. 95.

37 KANSAS DEPARTMENT OF AGRICULTURE

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	\$9,513,336
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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 to the operating expenditures account for fiscal year 2011: *Provided fur-*

1 *ther*, That expenditures may be made from this account for expenses
 2 incurred in holding the annual meeting: *And provided further*, That ex-
 3 penditures from this account for official hospitality shall not exceed
 4 \$5,000: *And provided further*, That the above agency may negotiate and
 5 enter into contracts to carry out its functions at the annual meeting: *And*
 6 *provided further*, That such contracts shall not be subject to the com-
 7 petitive bid requirements of K.S.A. 75-3739, and amendments thereto.

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

13 Dairy fee fund	No limit
14 Meat and poultry inspection fee fund.....	No limit
15 Wheat quality survey fund	No limit
16 Entomology fee fund	No limit
17 Laboratory equipment fund	No limit
18 Water structures — state highway fund	\$104,832
19 Soil amendment fee fund	No limit
20 Agricultural liming materials fee fund.....	No limit
21 Weights and measures fee fund.....	No limit
22 Water appropriation certification fund.....	\$525,522
23 Water resources cost fund	No limit

24 *Provided*, That all moneys received by the secretary of agriculture from
 25 any governmental or nongovernmental source to implement the provi-
 26 sions of the Kansas water banking act, K.S.A. 2009 Supp. 82a-761 through
 27 82a-773, and amendments thereto, which are hereby authorized to be
 28 applied for and received, shall be deposited in the state treasury in ac-
 29 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,
 30 and shall be credited to the water resources cost fund.

31 Agriculture seed fee fund	No limit
32 Chemigation fee fund	No limit
33 Agriculture statistics fund	No limit
34 Petroleum inspection fee fund	No limit
35 Water transfer hearing fund.....	No limit
36 Grain commodity commission services fund	No limit
37 Kansas agricultural remediation board fund.....	No limit
38 Kansas agricultural remediation fund.....	No limit
39 Warehouse fee fund.....	No limit
40 U.S. geological survey cooperative gauge agreement grants 41 fund.....	No limit

42 *Provided*, That the secretary of agriculture is hereby authorized to enter
 43 into a cooperative gauge agreement with the United States geological

1 survey: *Provided further*, That all moneys collected for the construction
 2 or operation of river water intake gauges 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 U.S. geological survey coop-
 5 erative gauge agreement grants fund: *And provided further*, That ex-
 6 penditures may be made from this fund to pay the costs incurred in the
 7 construction or operation of river water intake gauges.

8	Computer services fund	No limit
9	Agricultural chemical fee fund.....	No limit
10	Feeding stuffs fee fund	No limit
11	Fertilizer fee fund	No limit
12	Plant pest emergency response fund	No limit
13	Pesticide use fee fund.....	No limit
14	Geographic information system fee fund.....	No limit
15	Egg fee fund	No limit
16	Fertilizer/pesticide compliance admin fund.....	No limit
17	Water structures fund	\$131,032
18	Meat and poultry inspection fund — federal	No limit
19	EPA pesticide performance partnership grant — federal	
20	fund.....	No limit
21	FEMA dam safety — federal fund.....	No limit
22	FEMA stream mapping — federal fund	No limit
23	Pest detection and survey — federal fund.....	No limit
24	USDA NASS postage fund	No limit
25	FDA tissue residue — federal fund	No limit
26	Conversion of materials and equipment fund	No limit
27	Speciality crop block grant — federal fund.....	No limit
28	Publications fee fund	No limit

29 *Provided*, That expenditures may be made from the publications fee fund
 30 for operating expenditures related to preparation and publication of in-
 31 formational or educational materials related to the programs or functions
 32 of the Kansas department of agriculture: *Provided further*, That, not-
 33 withstanding the provisions of K.S.A. 75-1005, and amendments thereto,
 34 to the contrary, the secretary of agriculture is hereby authorized to enter
 35 into a contract with a commercial publisher for the printing, distribution
 36 and sale of such materials: *And provided further*, That the secretary of
 37 agriculture is hereby authorized to collect fees from such commercial
 38 publisher pursuant to contract with the publisher for the sale of such
 39 materials: *And provided further*, That the secretary of agriculture is
 40 hereby authorized to receive and accept grants, gifts, donations or funds
 41 from any non- federal source for the printing, publication and distribution
 42 of such materials: *And provided further*, That all moneys received from
 43 such fees or for such grants, gifts, donations or other funds received for

1 such purpose, shall be deposited in the state treasury in accordance with
2 the provisions of K.S.A. 75-4215, and amendments thereto, and shall be
3 credited to the publications fee fund.

4 Agriculture preparedness — homeland security — federal
5 fund..... No limit
6 Other federal grants fund..... No limit

7 *Provided*, 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 \$500,000 in
10 the aggregate, and (2) does not require the matching expenditure of any
11 moneys in the state treasury during fiscal year 2011 other than moneys
12 appropriated by this or other appropriation act of the 2010 regular session
13 of the legislature: *Provided, however*, That, upon application to and au-
14 thorization by the governor, the above agency may make expenditures of
15 moneys credited to this fund from any individual federal grant which is
16 more than \$500,000 in the aggregate or which requires the matching
17 expenditure of moneys in the state treasury during fiscal year 2011, other
18 than moneys appropriated by this or other appropriation act of the 2010
19 regular session of the legislature: *Provided further*, That no grant for the
20 farmers’ assistance, counseling and training program shall be deposited
21 to the credit of this fund.

22 USDA national agricultural statistics services — federal
23 fund..... No limit
24 FDA food protection conference grant — federal fund.... No limit
25 Retail food good manufacturing practice management —
26 federal fund..... No limit
27 Medicated feed and FDA BSE inspection — federal
28 fund..... No limit
29 National floodplain insurance assistance (CAP) — federal
30 fund..... No limit
31 FEMA map modernization management support — fed-
32 eral fund No limit
33 Civil litigation fee fund..... No limit

34 *Provided*, That the above agency is authorized to make expenditures from
35 the civil litigation fee fund for costs or other expenses associated with
36 investigation and litigation regarding fraudulent meat sales: *Provided fur-*
37 *ther*, That a portion of the moneys received by the state from fines and
38 other moneys collected as a result of the settlement of fraudulent meat
39 sales cases, as determined by the secretary of agriculture and the attorney
40 general, shall be deposited in the state treasury in accordance with the
41 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
42 ited to the civil litigation fee fund by the attorney general.

43 Food safety fund..... No limit

1 *Provided*, That expenditures may be made from the food safety fund for
 2 operating expenditures for the food inspection program and other activ-
 3 ities for the regulation of food service establishments, food vending ma-
 4 chines, food vending machine companies and food vending machine deal-
 5 ers under the food service and lodging act: *Provided further*, That,
 6 notwithstanding the provisions of K.S.A. 36-512, and amendments
 7 thereto, to the contrary, all moneys received from fees charged and col-
 8 lected by the secretary of agriculture under the food inspection program
 9 and other activities for the regulation of food service establishments, food
 10 vending machines, food vending machine companies and food vending
 11 machine dealers under the food service and lodging act shall be remitted
 12 to the state treasurer in accordance with the provisions of K.S.A. 75-4215,
 13 and amendments thereto, deposited in the state treasury and shall be
 14 credited to the food safety fund: *And provided further*, That the secretary
 15 of agriculture is hereby authorized to make expenditures from the food
 16 safety fund for contracts or other agreements with local governments to
 17 inspect food service, food processing, grocery or other facilities for which
 18 the department of agriculture has inspection authority.

19 Gifts and donations fund No limit

20 *Provided*, That the secretary of agriculture is hereby authorized to receive
 21 gifts and donations of resources and money for services for the benefit
 22 and support of agriculture and purposes thereto: *Provided further*, That
 23 such gifts and donations of money shall be deposited in the state treasury
 24 in accordance with the provisions of K.S.A. 75-4215, and amendments
 25 thereto, and shall be credited to the gifts and donations fund.

26 General fees fund..... No limit

27 *Provided*, That expenditures may be made from the general fees fund for
 28 operating expenditures for the regulatory programs of the Kansas de-
 29 partment of agriculture and for official hospitality: *Provided further*, That
 30 the secretary of agriculture is hereby authorized to fix, charge and collect
 31 fees in order to recover all or part of the costs incurred for such regulatory
 32 program activities and for official hospitality: *And provided further*, That
 33 such fees shall be fixed in order to recover all or part of the operating
 34 expenses incurred for the regulatory program activity or official hospitality
 35 for which such fees are imposed: *And provided further*, That all amounts
 36 received for such fees shall be deposited in the state treasury in accord-
 37 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
 38 shall be credited to the general fees fund.

39 Food service inspection reimbursement fund No limit

40 Food inspection fee fund..... No limit

41 *Provided*, That expenditures may be made from the food inspection fee
 42 fund for operating expenditures for the food inspection program and
 43 other activities for the regulation of food service establishments under

1 the food service and lodging act: *Provided further*, That, notwithstanding
 2 the provisions of K.S.A. 36-512, and amendments thereto, to the contrary,
 3 all moneys received from fees charged and collected by the secretary of
 4 agriculture under the food inspection program and other activities for the
 5 regulation of food service establishments under the food service and lodg-
 6 ing act shall be deposited in the state treasury in accordance with the
 7 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
 8 ited to the food inspection fee fund: *And provided further*, That, on the
 9 first day of each month during fiscal year 2011, the director of accounts
 10 and reports shall transfer from the food inspection fee fund to the food
 11 service inspection reimbursement fund an amount equal to 80% of all
 12 fees credited to the food inspection fee fund where food service inspec-
 13 tion services are provided by a local agency under contract with the sec-
 14 retary to inspect food service establishments located in a municipality.

15 (c) There is appropriated for the above agency from the state water
 16 plan fund for the fiscal year ending June 30, 2011, for the water plan
 17 project or projects specified, the following:

18 Basin management	\$490,032
19 Water use.....	\$46,200
20 Interstate water issues.....	\$459,816

21 (d) During the fiscal year ending June 30, 2011, the secretary of agri-
 22 culture, with the approval of the director of the budget, may transfer any
 23 part of any item of appropriation for fiscal year 2011 from the state water
 24 plan fund for the Kansas department of agriculture to another item of
 25 appropriation for fiscal year 2011 from the state water plan fund for the
 26 Kansas department of agriculture: *Provided*, That the secretary of agri-
 27 culture shall certify each such transfer to the director of accounts and
 28 reports and shall transmit a copy of each such certification to (1) the
 29 director of legislative research, (2) the chairperson of the house of rep-
 30 resentatives agriculture and natural resources budget committee, and (3)
 31 the appropriate chairperson of the subcommittee on agriculture of the
 32 senate committee on ways and means.

33 (e) On July 1, 2010, the director of accounts and reports shall transfer
 34 \$99,732 from the state highway fund of the department of transportation
 35 to the water structures — state highway fund of the Kansas department
 36 of agriculture.

37 Sec. 96.

38 KANSAS ANIMAL HEALTH DEPARTMENT

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	\$798,253
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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: *Provided, however,* That expenditures from such
2 reappropriated balance shall be made only upon approval by the state
3 finance council.

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

9 Animal disease control fund..... No limit
10 *Provided,* That expenditures from the animal disease control fund for
11 official hospitality shall not exceed \$450.

12 Animal dealers fee fund No limit
13 *Provided,* That expenditures from the animal dealers fee fund for official
14 hospitality shall not exceed \$300: *Provided further,* That expenditures
15 shall be made from the animal dealers fund by the livestock commissioner
16 for operating expenditures for an educational course regarding animals
17 and their care and treatment as authorized by K.S.A. 47-1707, and
18 amendments thereto, to be provided through the internet or printed
19 booklets.

20 Veterinary inspection fee fund..... No limit
21 Livestock market brand inspection fee fund No limit
22 Livestock brand fee fund..... No limit
23 *Provided,* That expenditures from the livestock brand fee fund for official
24 hospitality shall not exceed \$250.

25 Livestock brand emergency revolving fund..... No limit
26 County option brand fee fund No limit
27 Livestock and pseudorabies indemnity fund No limit
28 Conversion of materials and equipment fund No limit
29 Legal services fund..... No limit
30 *Provided,* That all moneys received by the animal health department from
31 other state agencies pursuant to one or more interagency agreements for
32 the provision of legal services, which agreements are hereby authorized
33 and directed to be entered into, shall be credited to the legal services
34 fund.

35 Disease control fund — federal..... No limit
36 Animal donation fund No limit
37 Animal health protection fund..... No limit

38 (c) On July 1, 2010, or as soon thereafter as moneys are available, the
39 director of accounts and reports shall transfer \$12,442 from the livestock
40 brand fee fund to the animal disease control fund.

41 (d) On July 1, 2010, or as soon thereafter as moneys are available, the
42 director of accounts and reports shall transfer \$4,662 from the livestock
43 brand emergency revolving fund to the animal disease control fund.

1 (e) On July 1, 2010, or as soon thereafter as moneys are available, the
2 director of accounts and reports shall transfer \$4,909 from the legal serv-
3 ices fund to the animal disease control fund.

4 (f) On July 1, 2010, or as soon thereafter as moneys are available, the
5 director of accounts and reports shall transfer \$20,000 from the animal
6 dealers fee fund to the animal disease control fund.

7 (g) On July 1, 2010, or as soon thereafter as moneys are available, the
8 director of accounts and reports shall transfer \$6,723 from the livestock
9 brand fee fund to the county option brand fee fund.

10 Sec. 97.

11 STATE FAIR BOARD

12 (a) There is appropriated for the above agency from the following spe-
13 cial revenue fund or funds for the fiscal year ending June 30, 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 and remittances of sales tax to the department of revenue, shall not exceed
17 the following:

- 18 State fair fee fund No limit
- 19 *Provided*, That expenditures from the state fair fee fund for official hos-
20 pitality shall not exceed \$15,000.
- 21 State fair federal transfer fund No limit
- 22 State fair special cash fund No limit
- 23 State fair debt service special revenue fund..... No limit

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

- 26 State fair debt service \$1,549,854

27 Sec. 98.

28 STATE CONSERVATION COMMISSION

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

- 31 Operating expenditures \$744,134

32 *Provided*, That any unencumbered balance in the operating expenditures
33 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
34 for fiscal year 2011: *Provided further*, That expenditures from this account
35 for official hospitality shall not exceed \$1,500.

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 Agency motor pool fund..... No limit
- 42 Land reclamation fee fund..... No limit
- 43 Watershed protect approach/WTR RSRCE MGT fund.... No limit

1 Conversion of materials and equipment fund No limit
2 Buffer participation incentive fund..... No limit
3 NRCS contribution agreement 2002 farm bill — federal
4 fund..... No limit
5 (c) There is appropriated for the above agency from the state water
6 plan fund for the fiscal year ending June 30, 2011, for the following water
7 plan project or projects specified, the following:
8 Water resources cost share \$2,142,151
9 *Provided*, That any unencumbered balance in the water resources cost
10 share account in excess of \$100 as of June 30, 2010, is hereby reappro-
11 priated to the water resources cost share account for fiscal year 2011:
12 *Provided further*, That the initial allocation for grants to conservation
13 districts for fiscal year 2011 shall be made on a priority basis, as deter-
14 mined by the state conservation commission and the provisions of the
15 state water plan.
16 Nonpoint source pollution assistance..... \$2,278,435
17 *Provided*, That any unencumbered balance in the nonpoint source pol-
18 lution assistance account in excess of \$100 as of June 30, 2010, is hereby
19 reappropriated for fiscal year 2011.
20 Conservation district aid..... \$2,113,796
21 *Provided*, That any unencumbered balance in the conservation district
22 aid account in excess of \$100 as of June 30, 2010, is hereby reappropriated
23 for fiscal year 2011.
24 Watershed dam construction..... \$691,975
25 *Provided*, That any unencumbered balance in the watershed dam con-
26 struction account in excess of \$100 as of June 30, 2010, is hereby reap-
27 propriated for fiscal year 2011: *Provided further*, That expenditures from
28 the watershed dam construction account are hereby authorized for en-
29 gineering contracts for watershed planning as determined by the state
30 conservation commission.
31 Lake restoration..... \$656,298
32 *Provided*, That any unencumbered balance in the lake restoration account
33 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal
34 year 2011.
35 Kansas water quality buffer initiatives..... \$196,770
36 *Provided*, That any unencumbered balance in the Kansas water quality
37 buffer initiatives account in excess of \$100 as of June 30, 2010, is hereby
38 reappropriated for fiscal year 2011: *Provided further*, That all expendi-
39 tures from the Kansas water quality buffer initiatives account shall be for
40 grants or incentives to install water quality best management practices
41 under the governor’s water quality initiative: *And provided further*, That
42 such expenditures may be made from this account from the approved
43 budget amount for fiscal year 2011 in accordance with contracts, which

1 are hereby authorized to be entered into by the executive director of the
2 state conservation commission on behalf of the commission, for such
3 grants or incentives.

4 Riparian and wetland program \$165,144

5 *Provided*, That any unencumbered balance in the riparian and wetland
6 program account in excess of \$100 as of June 30, 2010, is hereby reap-
7 propriated for fiscal year 2011.

8 Water transition assistance program \$600,984

9 *Provided*, That any unencumbered balance in the water transition assis-
10 tance program account in excess of \$100 as of June 30, 2010, is hereby
11 reappropriated for fiscal year 2011.

12 (d) During the fiscal year ending June 30, 2011, the executive director
13 of the state conservation commission, with the approval of the director
14 of the budget, may transfer any part of any item of appropriation for fiscal
15 year 2011 from the state water plan fund for the state conservation com-
16 mission to another item of appropriation for fiscal year 2011 from the
17 state water plan fund for the state conservation commission: *Provided*,
18 That the executive director of the state conservation commission shall
19 certify each such transfer to the director of accounts and reports and shall
20 transmit a copy of each such certification to (1) the director of legislative
21 research, (2) the chairperson of the house of representatives agriculture
22 and natural resources budget committee, and (3) the appropriate chair-
23 person of the subcommittee on agriculture of the senate committee on
24 ways and means.

25 Sec. 99.

26 KANSAS WATER OFFICE

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 Water resources operating expenditures \$1,889,952

30 *Provided*, That any unencumbered balance in the water resources oper-
31 ating expenditures account in excess of \$100 as of June 30, 2010, is hereby
32 reappropriated for fiscal year 2011: *Provided, however*, That expenditures
33 from this account for official hospitality shall not exceed \$250.

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

38 Local water project match fund..... No limit

39 *Provided*, That all moneys received from local government entities and
40 instrumentalities to be used to match funds for water projects shall be
41 deposited in the state treasury in accordance with the provisions of K.S.A.
42 75-4215, and amendments thereto, and shall be credited to the local water
43 project match fund: *Provided further*, That all moneys credited to this

1 fund shall be used to match state funds or federal funds, or both for water
2 projects.

3 Water supply storage assurance fund..... No limit
4 *Provided*, That no additional water supply storage space shall be pur-
5 chased in Milford, Perry, Big Hill or Hillsdale reservoirs during fiscal year
6 2011, unless a contract is entered into under the state water plan storage
7 act, K.S.A. 82a-1301 et seq., and amendments thereto, to supply water
8 to users which is not held under contract in such reservoirs.

9 State conservation storage water supply fund..... \$0
10 Water marketing fund..... No limit
11 Federal grants and receipts fund No limit
12 General fees fund..... No limit
13 *Provided*, That expenditures may be made from the general fees fund for
14 operating expenditures for the Kansas water office, including training and
15 informational programs and official hospitality: *Provided further*, That the
16 director of the Kansas water office is hereby authorized to fix, charge and
17 collect fees for such programs: *And provided further*, That fees for such
18 programs shall be fixed in order to recover all or part of the operating
19 expenses incurred for such programs, including official hospitality: *And*
20 *provided further*, That all fees received for such programs and all fees
21 received for providing access to or for furnishing copies of public records
22 shall be deposited in the state treasury in accordance with the provisions
23 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
24 general fees fund.

25 Motor pool vehicle replacement fund..... No limit
26 Reservoir storage beneficial use fund No limit
27 *Provided*, That expenditures may be made by the above agency from the
28 reservoir storage beneficial use fund to call water into service for bene-
29 ficial uses or to complete studies or take actions necessary to ensure res-
30 ervoir storage sustainability, subject to the availability of moneys credited
31 to the reservoir storage beneficial use fund.

32 (c) There is appropriated for the above agency from the state water
33 plan fund for the fiscal year ending June 30, 2011, for the state water
34 plan project or projects specified, the following:

35 Assessment and evaluation..... \$490,000
36 *Provided*, That any unencumbered balance in the assessment and eval-
37 uation account in excess of \$100 as of June 30, 2010, is hereby reap-
38 propriated for fiscal year 2011.

39 GIS data base development \$175,000
40 *Provided*, That any unencumbered balance in the GIS data base devel-
41 opment account in excess of \$100 as of June 30, 2010, is hereby reap-
42 propriated for fiscal year 2011.

43 MOU — storage operations and maintenance \$248,500

1 *Provided*, That any unencumbered balance in the MOU — storage op-
2 erations and maintenance account in excess of \$100 as of June 30, 2010,
3 is hereby reappropriated for fiscal year 2011.
4 Technical assistance to water users \$437,443
5 *Provided*, That any unencumbered balance in the technical assistance to
6 water users account in excess of \$100 as of June 30, 2010, is hereby
7 reappropriated for fiscal year 2011.
8 Water resource education \$38,500
9 *Provided*, That any unencumbered balance in the water resource edu-
10 cation account in excess of \$100 as of June 30, 2010, is hereby reappro-
11 priated for fiscal year 2011.
12 Wichita aquifer storage and recovery project..... \$563,531
13 *Provided*, That any unencumbered balance in the Wichita aquifer recov-
14 ery project account in excess of \$100 as of June 30, 2010, is hereby reap-
15 propriated to the Wichita aquifer storage and recovery project account
16 for fiscal year 2011.
17 Weather modification program..... \$168,000
18 *Provided*, That any unencumbered balance in the weather modification
19 program account in excess of \$100 as of June 30, 2010, is hereby reap-
20 propriated for fiscal year 2011.
21 Weather stations \$49,000
22 *Provided*, That any unencumbered balance in the weather stations ac-
23 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for
24 fiscal year 2011.
25 (d) During the fiscal year ending June 30, 2011, the director of the
26 Kansas water office, with approval of the director of the budget, may
27 transfer any part of any item of appropriation for fiscal year 2011 from
28 the state water plan fund for the Kansas water office to another item of
29 appropriation for fiscal year 2011 from the state water plan fund for the
30 Kansas water office: *Provided, however*, That the director of the Kansas
31 water office shall certify each such transfer to the director of accounts
32 and reports and shall transmit a copy of each such certification to (1) the
33 director of legislative research, (2) the chairperson of the house of rep-
34 resentatives agriculture and natural resources budget committee, and (3)
35 the appropriate chairperson of the subcommittee on agriculture of the
36 senate committee on ways and means.
37 (e) During the fiscal year ending June 30, 2011, if it appears that the
38 resources are insufficient to meet in full the estimated expenditures as
39 they become due to meet the financial obligations imposed by law on the
40 water marketing fund of the Kansas water office as a result of a cash flow
41 shortfall, the pooled money investment board is authorized and directed
42 to loan to the director of the Kansas water office a sufficient amount or
43 amounts of moneys to maintain the cash flow of the water marketing fund

1 upon approval of each such loan by the state finance council acting on
2 this matter which is hereby characterized as a matter of legislative dele-
3 gation and subject to the guidelines prescribed in subsection (c) of K.S.A.
4 75-3711c, and amendments thereto. No such loan shall be made unless
5 the terms have been approved by the director of the budget. A copy of
6 the terms of each such loan shall be submitted to the director of legislative
7 research. The pooled money investment board is authorized and directed
8 to use any moneys in the operating accounts, investment accounts or other
9 investments of the state of Kansas to provide the funds for each such loan.
10 Each such loan shall be repaid without interest within one year from the
11 date of the loan.

12 (f) During the fiscal year ending June 30, 2011, if it appears that the
13 resources are insufficient to meet in full the estimated expenditures as
14 they become due to meet the financial obligations imposed by law on the
15 water marketing fund of the Kansas water office as a result of increases
16 in water rates, fees or charges imposed by the federal government, the
17 pooled money investment board is authorized and directed to loan to the
18 director of the Kansas water office a sufficient amount or amounts of
19 moneys to reimburse the water marketing fund for increases in water
20 rates, fees or charges imposed by the federal government and to allow
21 the Kansas water office to spread such increases to consumers over a
22 longer period, except that no such loan shall be made unless the terms
23 thereof have been approved by the state finance council acting on this
24 matter which is hereby characterized as a matter of legislative delegation
25 and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-
26 3711c, and amendments thereto. The pooled money investment board is
27 authorized and directed to use any moneys in the operating accounts,
28 investment accounts or other investments of the state of Kansas to provide
29 the funds for each such loan. Each such loan shall bear interest at a rate
30 equal to the net earnings rate for the pooled money investment portfolio
31 at the time of the making of such loan. Such loan shall not be deemed to
32 be an indebtedness or debt of the state of Kansas within the meaning of
33 section 6 of article 11 of the constitution of the state of Kansas. Upon
34 certification to the pooled money investment board by the director of the
35 Kansas water office of the amount of each loan authorized pursuant to
36 this subsection, the pooled money investment board shall transfer each
37 such amount certified by the director of the Kansas water office from the
38 state bank account or accounts to the water marketing fund of the Kansas
39 water office. The principal and interest of each loan authorized pursuant
40 to this subsection shall be repaid in payments payable at least annually
41 for a period of not more than five years.

42 (g) During the fiscal year ending June 30, 2011, the director of accounts
43 and reports shall transfer an amount or amounts specified by the director

1 of the Kansas water office prior to April 1, 2011, from the water marketing
 2 fund to the state general fund, in accordance with the provisions of the
 3 state water plan storage act, and amendments thereto, and rules and reg-
 4 ulations adopted thereunder, for the purposes of making repayments to
 5 the state general fund for moneys advanced for annual capital cost pay-
 6 ments for water supply storage space in reservoirs.

7 (h) During the fiscal year ending June 30, 2011, the director of accounts
 8 and reports shall transfer an amount or amounts specified by the director
 9 of the Kansas water office prior to April 1, 2011, from the water assurance
 10 fund to the state general fund, in accordance with the provisions of the
 11 state water plan storage act, and amendments thereto, and rules and reg-
 12 ulations adopted thereunder, for the purposes of making repayments to
 13 the state general fund for moneys advanced for the purchase of water
 14 supply storage space in reservoirs.

15 Sec. 100.

16 DEPARTMENT OF WILDLIFE AND PARKS

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 \$3,935,862

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 \$1,000.

24 State parks operating expenditures..... \$1,457,810

25 *Provided*, That any unencumbered balance in the state parks operating
 26 expenditures account in excess of \$100 as of June 30, 2010, is hereby
 27 reappropriated for fiscal year 2011.

28 Reimbursement for annual licenses issued to national
 29 guard members \$36,500

30 *Provided*, That all moneys in the reimbursement for annual licenses is-
 31 sued to national guard members account shall be expended to pay the
 32 wildlife fee fund for the cost of fees for annual hunting and annual fishing
 33 licenses issued for the calendar year 2011 to Kansas army or air national
 34 guard members, which licenses are hereby authorized to be issued with-
 35 out charge to such members in accordance with policies and procedures
 36 prescribed by the secretary of wildlife and parks therefor and subject to
 37 the limitation of the moneys appropriated and available in the reimburse-
 38 ment for annual licenses issued to national guard members account to
 39 pay the wildlife fee fund for such licenses: *Provided, however*, That no
 40 other hunting or fishing licenses or permits shall be eligible to be paid
 41 from this account: *Provided further*, That any unencumbered balance in
 42 the reimbursement for annual licenses issued to national guard members
 43 account in excess of \$100 as of June 30, 2010, is hereby reappropriated

1 for fiscal year 2011.

2 Reimbursement for annual park permits issued to national

3 guard members \$18,000

4 *Provided*, That all moneys in the reimbursement for annual park permits

5 issued to national guard members account shall be expended to pay the

6 parks fee fund for the cost of fees for annual park vehicle permits issued

7 for the calendar year 2011 to Kansas army or air national guard members,

8 which annual park vehicle permits are hereby authorized to be issued

9 without charge to such members in accordance with policies and proce-

10 dures prescribed by the secretary of wildlife and parks therefor and sub-

11 ject to the limitation of the moneys appropriated and available in the

12 reimbursement for annual park permits issued to national guard members

13 account to pay the parks fee fund for such permits: *Provided, however*,

14 That not more than one annual park vehicle permit per family shall be

15 eligible to be paid from this account: *Provided further*, That any unen-

16 cumbered balance in the reimbursement for annual park permits issued

17 to national guard members account in excess of \$100 as of June 30, 2010,

18 is hereby reappropriated for fiscal year 2011.

19 Reimbursement for annual licenses issued to Kansas dis-

20 abled veterans \$74,264

21 *Provided*, That all moneys in the reimbursement for annual licenses is-

22 sued to Kansas disabled veterans account shall be expended to pay the

23 wildlife fee fund for the cost of fees for annual hunting and annual fishing

24 licenses issued for the calendar year 2011 to Kansas disabled veterans,

25 which licenses are hereby authorized to be issued without charge to such

26 veterans in accordance with policies and procedures prescribed by the

27 secretary of wildlife and parks therefor and subject to the limitation of

28 the moneys appropriated and available in the reimbursement for annual

29 licenses issued to Kansas disabled veterans account to pay the wildlife fee

30 fund for such licenses: *Provided, however*, That to qualify for such license

31 without charge, the resident disabled veteran shall have been separated

32 from the armed services under honorable conditions, have a disability

33 certified by the Kansas commission on veterans affairs as being service

34 connected and such service connected disability is equal to or greater

35 than 30%: *Provided further*, That no other hunting or fishing licenses or

36 permits shall be eligible to be paid from this account: *And provided fur-*

37 *ther*, That any unencumbered balance in the reimbursement for annual

38 licenses issued to Kansas disabled veterans account in excess of \$100 as

39 of June 30, 2010, is hereby reappropriated for fiscal year 2011.

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

41 cial revenue fund or funds for the fiscal year ending June 30, 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 Wildlife fee fund \$24,254,777

3 *Provided*, That additional expenditures may be made from the wildlife
4 fee fund for fiscal year 2011 for the purposes of compensating federal aid
5 program expenditures if necessary in order to comply with requirements
6 established by the United States fish and wildlife service for the utilization
7 of federal aid funds: *Provided further*, That all such expenditures shall be
8 in addition to any expenditure limitation imposed upon the wildlife fee
9 fund for fiscal year 2011: *And provided further*, That the secretary of
10 wildlife and parks shall report all such expenditures to the governor and
11 the legislature as appropriate: *And provided further*, That expenditures
12 from this fund for official hospitality shall not exceed \$1,000.

13 Parks fee fund \$5,734,743

14 *Provided*, That additional expenditures may be made from the parks fee
15 fund for fiscal year 2011 for the purposes of compensating federal aid
16 program expenditures if necessary in order to comply with requirements
17 established by the United States fish and wildlife service for the utilization
18 of federal aid funds: *Provided further*, That all such expenditures shall be
19 in addition to any expenditure limitation imposed upon the parks fee fund
20 for fiscal year 2011: *And provided further*, That the secretary of wildlife
21 and parks shall report all such expenditures to the governor and the leg-
22 islature as appropriate.

23 Boating fee fund \$964,820

24 *Provided*, That additional expenditures may be made from the boating
25 fee fund for fiscal year 2011 for the purposes of compensating federal aid
26 program expenditures if necessary in order to comply with requirements
27 established by the United States fish and wildlife service for the utilization
28 of federal aid funds: *Provided further*, That all such expenditures shall be
29 in addition to any expenditure limitation imposed upon the boating fee
30 fund for fiscal year 2011: *And provided further*, That the secretary of
31 wildlife and parks shall report all such expenditures to the governor and
32 the legislature as appropriate: *And provided further*, That expenditures
33 from this fund for official hospitality shall not exceed \$1,000.

34 Central aircraft fund No limit

35 *Provided*, That expenditures may be made by the above agency from the
36 central aircraft fund for aircraft operating expenditures, for aircraft main-
37 tenance and repair, to provide aircraft services to other state agencies,
38 and for the purchase of state aircraft insurance: *Provided further*, That
39 the secretary of wildlife and parks is hereby authorized to fix, charge and
40 collect fees for the provision of aircraft services to other state agencies:
41 *And provided further*, That such fees shall be fixed to recover all or part
42 of the operating expenditures incurred in providing such services: *And*
43 *provided further*, That all fees received for such services shall be credited

1	to the central aircraft fund.	
2	Department access roads fund	\$1,012,347
3	Wildlife and parks nonrestricted fund.....	No limit
4	Prairie spirit rails-to-trails fee fund.....	No limit
5	Nongame wildlife improvement fund	No limit
6	Nongame wildlife improvement fund — federal	No limit
7	Wildlife conservation fund	No limit
8	Federally licensed wildlife areas fund.....	No limit
9	State agricultural production fund.....	No limit
10	Land and water conservation fund — state	No limit
11	Land and water conservation fund — local	No limit
12	Development and promotions fund.....	No limit
13	Department of wildlife and parks private gifts and dona-	
14	tions fund	No limit
15	Fish and wildlife restitution fund.....	No limit
16	Parks restitution fund.....	No limit
17	Nonfederal grants fund	No limit
18	Other federal grants fund	No limit
19	<i>Provided</i> , 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 \$750,000 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: <i>Provided, however</i> , 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 \$750,000 in the aggregate or which requires the	
29	matching expenditure of moneys in the state treasury during the current	
30	or any ensuing fiscal year: <i>Provided further</i> , That, subject to the provisions	
31	of the other provisos prescribing guidelines for authority to make ex-	
32	penditures from the other federal grants fund, expenditures may be made	
33	from the other federal grants fund for capital improvements.	
34	Suspense fund	No limit
35	Employee maintenance deduction clearing fund.....	No limit
36	Cabin revenue fund.....	No limit
37	Boating fund — federal.....	No limit
38	Wildlife fund — federal	No limit
39	Wildlife conservation fund — federal.....	No limit
40	Feed the hungry fund	No limit
41	(c) There is appropriated for the above agency from the state water	
42	plan fund for the fiscal year ending June 30, 2011, the following:	
43	Stream monitoring.....	\$28,800

1 Sec. 101.

2 DEPARTMENT OF TRANSPORTATION

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 highway fund No limit

7 *Provided*, That no expenditures may be made from the state highway fund
8 other than for the purposes specifically authorized by this or other ap-
9 propriation act.

10 Special city and county highway fund No limit

11 County equalization and adjustment fund \$2,500,000

12 Highway special permits fund No limit

13 Highway bond debt service fund No limit

14 Rail service improvement fund..... No limit

15 Transportation revolving fund No limit

16 Rail service assistance program loan guarantee fund..... No limit

17 Railroad rehabilitation loan guarantee fund No limit

18 *Provided*, That expenditures from the railroad rehabilitation loan guar-
19 antee fund shall not exceed the amount which the secretary of transpor-
20 tation is obligated to pay during the fiscal year ending June 30, 2011, in
21 satisfaction of liabilities arising from the unconditional guarantee of pay-
22 ment which was entered into by the secretary of transportation in con-
23 nection with the mid-states port authority federally taxable revenue re-
24 funding bonds, series 1994, dated May 1, 1994, authorized by K.S.A.
25 12-3420, and amendments thereto, and guaranteed pursuant to K.S.A.
26 75-5031, and amendments thereto.

27 Interagency motor vehicle fuel sales fund No limit

28 *Provided*, That expenditures may be made from the interagency motor
29 vehicle fuel sales fund to provide and sell motor vehicle fuel to the Kansas
30 highway patrol: *Provided further*, That the secretary of transportation is
31 hereby authorized to fix, charge and collect fees for motor vehicle fuel
32 sold to the Kansas highway patrol: *And provided further*, That such fees
33 shall be fixed in order to recover all or part of the expenses incurred in
34 providing motor vehicle fuel to the Kansas highway patrol: *And provided*
35 *further*, That all fees received for such sales of motor vehicle fuel shall
36 be credited to the interagency motor vehicle fuel sales fund.

37 Coordinated public transportation assistance fund..... No limit

38 Public use general aviation airport development fund..... No limit

39 Highway bond proceeds fund..... No limit

40 Communication system revolving fund No limit

41 Traffic records enhancement fund No limit

42 Other federal grants fund No limit

43

1 *Provided*, That no moneys received by the department of transportation
2 that are highway trust funds or moneys that are received by the depart-
3 ment of transportation under federal grants received on an ongoing basis
4 shall be credited to the other federal grants fund: *Provided, however*,
5 That the secretary of transportation may transfer moneys between the
6 other federal grants fund and the state highway fund.
7 Kansas intermodal transportation revolving fund..... No limit
8 (b) Expenditures may be made by the above agency for the fiscal year
9 ending June 30, 2011, from the state highway fund for the following
10 specified purposes: *Provided*, That expenditures from the state highway
11 fund for fiscal year 2011 other than refunds authorized by law for the
12 following specified purposes shall not exceed the limitations prescribed
13 therefor as follows:
14 Agency operations \$267,865,758
15 *Provided*, That expenditures from the agency operations account of the
16 state highway fund for official hospitality by the secretary of transporta-
17 tion shall not exceed \$5,000: *Provided further*, That expenditures may be
18 made from this account for engineering services furnished to counties for
19 road and bridge projects under K.S.A. 68-402e, and amendments thereto.
20 Conference fees No limit
21 *Provided*, That the secretary of transportation is hereby authorized to fix,
22 charge and collect conference, training and workshop attendance and
23 registration fees for conferences, training seminars and workshops spon-
24 sored or cosponsored by the department: *Provided further*, That such
25 fees shall be deposited in the state treasury and credited to the conference
26 fees account of the state highway fund: *And provided further*, That ex-
27 penditures may be made from this account to defray all or part of the
28 costs of the conferences, training seminars and workshops.
29 Substantial maintenance No limit
30 Claims No limit
31 Payments for city connecting links \$3,360,000
32 Federal local aid programs..... No limit
33 Bond services fees No limit
34 Construction, remodeling and special maintenance pro-
35 jects for buildings \$0
36 *Provided*, That expenditures may be made from the construction, re-
37 modeling and special maintenance projects for buildings account of the
38 state highway fund of amounts in unexpended balances as of June 30,
39 2010, in capital improvement project accounts of projects approved for
40 prior fiscal years: *Provided further*, That expenditures from this account
41 of amounts in such unexpended balances shall be in addition to any ex-
42 penditure limitation imposed on this account for fiscal year 2011.
43 Other capital improvements..... No limit

1 *Provided*, That the secretary of transportation is authorized to make ex-
2 penditures from the other capital improvements account to undertake a
3 program to assist cities and counties with railroad crossings of roads not
4 on the state highway system.

5 (c) (1) In addition to the other purposes for which expenditures may
6 be made by the above agency from the state highway fund for fiscal year
7 2011, expenditures may be made by the above agency from the following
8 capital improvement account or accounts of the state highway fund for
9 fiscal year 2011 for the following capital improvement project or projects,
10 subject to the expenditure limitations prescribed therefor:

11 Buildings — rehabilitation and repair	\$3,454,139
12 Buildings — reroofing.....	\$380,317
13 Buildings — other construction, renovation and repair	\$1,991,974

14 (2) In addition to the other purposes for which expenditures may be
15 made by the above agency from the state highway fund for fiscal year
16 2011, expenditures may be made by the above agency from the state
17 highway fund for fiscal year 2011 from the unencumbered balance as of
18 June 30, 2010, in each capital improvement project account for a building
19 or buildings in the state highway fund for one or more projects approved
20 for prior fiscal years: *Provided*, That all expenditures from the unencum-
21 bered balance in any such project account of the state highway fund for
22 fiscal year 2011 shall not exceed the amount of the unencumbered bal-
23 ance in such project account on June 30, 2010, subject to the provisions
24 of section (d): *Provided further*, That all expenditures from any such pro-
25 ject account shall be in addition to any expenditure limitation imposed
26 on the state highway fund for fiscal year 2011.

27 (d) During the fiscal year ending June 30, 2011, the secretary of trans-
28 portation, with the approval of the director of the budget, may transfer
29 any part of any item of appropriation in a capital improvement project
30 account for a building or buildings for fiscal year 2011 from the state
31 highway fund for the department of transportation to another item of
32 appropriation in a capital improvement project account for a building or
33 buildings for fiscal year 2011 from the state highway fund for the de-
34 partment of transportation: *Provided*, That the secretary of transportation
35 shall certify each such transfer to the director of accounts and reports and
36 shall transmit a copy of each such certification to the director of legislative
37 research.

38 (e) On April 1, 2011, the director of accounts and reports shall transfer
39 from the motor pool service fund of the department of administration to
40 the state highway fund of the department of transportation an amount
41 determined to be equal to the sum of the annual vehicle registration fees
42 for each vehicle owned or leased by the state or any state agencies in
43 accordance with K.S.A. 75-4611, and amendments thereto.

1 (f) During the fiscal year ending June 30, 2011, upon notification from
2 the secretary of transportation that an amount is due and payable from
3 the railroad rehabilitation loan guarantee fund, the director of accounts
4 and reports shall transfer from the state highway fund to the railroad
5 rehabilitation loan guarantee fund the amount certified by the secretary
6 as due and payable.

7 (g) Any payment for services during the fiscal year ending June 30,
8 2011, from the state highway fund to other state agencies shall be in
9 addition to any expenditure limitation imposed on the state highway fund
10 for fiscal year 2011.

11 (h) For the fiscal year ending June 30, 2011, the department of trans-
12 portation shall prepare and submit along with the documents required
13 under K.S.A. 75-3717, and amendments thereto, additional documents
14 that present the revenues, transfers, and expenditures that are considered
15 to be in support of the comprehensive transportation program authorized
16 by K.S.A. 68-2314a et seq., and amendments thereto: *Provided*, That
17 documents shall include both reportable as well as nonreportable and off-
18 budget items that reflect the revenues, transfers and expenditures asso-
19 ciated with the comprehensive transportation program.

20 (i) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1, 2011,
21 or as soon after each such date as moneys are available, the director of
22 accounts and reports shall transfer \$26,250,000 from the state highway
23 fund of the department of transportation to the state general fund: *Pro-*
24 *vided*, That the transfer of each such amount shall be in addition to any
25 other transfer from the state highway fund of the department of trans-
26 portation to the state general fund as prescribed by law: *Provided further*,
27 That, in addition to other purposes for which transfers and expenditures
28 may be made from the state highway fund during fiscal year 2011 and
29 notwithstanding the provisions of K.S.A. 68-416, and amendments
30 thereto, or any other statute, transfers may be made from the state high-
31 way fund to the state general fund under this subsection during fiscal year
32 2011: *And provided further*, That all moneys transferred from the state
33 highway fund to the state general fund under this subsection shall be
34 moneys credited to the state highway fund pursuant to K.S.A. 79-3620 or
35 79-3710, and amendments thereto.

36 (j) On July 1, 2010, or soon thereafter as moneys are available, not-
37 withstanding the provisions of K.S.A. 75-5061, and amendments thereto,
38 or any other statute, the director of accounts and reports shall transfer
39 \$1,000,000 from the public use general aviation airport development fund
40 to the state highway fund of the department of transportation.

41 Sec. 102. *Position limitations.* (a) The number of full-time and regular
42 part-time positions equated to full-time, excluding seasonal and tempo-
43 rary positions, paid from appropriations for the fiscal year ending June

1 30, 2011, made in this or other appropriation act of the 2010 regular
 2 session of the legislature for the following agencies shall not exceed the
 3 following, except upon approval of the state finance council or pursuant
 4 to subsection (b):

5	Attorney General.....	110.00
6	Secretary of State	54.00
7	State Treasurer	53.50
8	Insurance Department.....	138.36
9	<i>Provided</i> , That any attorney positions established in the insurance de-	
10	partment for the purpose of defense of the workers compensation fund	
11	shall be in addition to any limitation imposed on the full-time and regular	
12	part-time equivalent number of positions, excluding seasonal and tem-	
13	porary positions, paid from appropriations made for fiscal year 2011 for	
14	the department of insurance.	
15	Department of Commerce.....	314.75
16	Health Care Stabilization Fund Board of Governors.....	17.00
17	Judicial Council.....	7.00
18	Kansas Human Rights Commission.....	34.00
19	State Corporation Commission.....	214.00
20	Citizens' Utility Ratepayer Board.....	6.00
21	Department of Administration	746.95
22	Office of Administrative Hearings.....	13.00
23	State Court of Tax Appeals	26.00
24	Department of Revenue.....	1,096.00
25	Kansas Health Policy Authority	288.65
26	Kansas Lottery.....	99.00
27	Kansas Racing and Gaming Commission — state racing	
28	operations and expanded lottery act regulation	
29	division	49.53
30	Kansas Racing and Gaming Commission — state gaming	
31	agency.....	24.00
32	Department of Labor.....	552.00
33	Kansas Commission on Veterans Affairs.....	498.00
34	Department of Health and Environment — Division of	
35	Health.....	364.40
36	Department of Health and Environment — Division of	
37	Environment.....	431.03
38	Department on Aging	214.00
39	Department of Social and Rehabilitation Services	3,669.13
40	Kansas Neurological Institute.....	570.20
41	Larned State Hospital.....	976.20
42	Osawatomie State Hospital	441.40
43	Parsons State Hospital and Training Center	497.20

1	Rainbow Mental Health Facility	122.20
2	Kansas, Inc.	4.50
3	Kansas Guardianship Program.....	11.00
4	State Library	25.00
5	Kansas Arts Commission	8.00
6	Kansas State School for the Blind.....	93.50
7	Kansas State School for the Deaf.....	173.50
8	State Historical Society	134.00
9	State Board of Regents	63.50
10	Department of Corrections.....	3,023.00
11	Juvenile Justice Authority	499.50
12	Adjutant General.....	219.00
13	State Fire Marshal.....	53.00
14	Kansas Parole Board.....	3.00
15	Attorney General — Kansas Bureau of Investigation	221.00
16	Emergency Medical Services Board.....	14.00
17	Kansas Sentencing Commission.....	10.00
18	Kansas Commission on Peace Officers' Standards and	
19	Training	7.00
20	Kansas Department of Agriculture.....	341.50
21	Kansas Animal Health Department.....	33.00
22	State Fair Board.....	24.00
23	State Conservation Commission.....	13.00
24	Kansas Water Office	23.50
25	Department of Wildlife and Parks	416.50
26	Department of Transportation.....	3,113.50

27 (b) During the fiscal year ending June 30, 2011, the secretary of social
28 and rehabilitation services may increase the position limitation for the
29 department of social and rehabilitation services or for any institution or
30 facility under the general supervision and management of the secretary
31 of social and rehabilitation services by making a corresponding decrease
32 in the position limitation for either the department of social and rehabil-
33 itation services or any institution or facility under the general supervision
34 and management of the secretary of social and rehabilitation services.
35 The secretary of social and rehabilitation services shall certify each such
36 increase and corresponding decrease to the director of personnel services
37 of the department of administration and shall transmit a copy of each
38 such certification to the director of legislative research and the director
39 of the budget.

40 (c) During the fiscal year ending June 30, 2011, the attorney general
41 may authorize full-time non-FTE unclassified permanent positions and
42 regular part-time non-FTE unclassified permanent positions, for the Kan-
43 sas bureau of investigation that are paid from appropriations for the at-

1 torney general — Kansas bureau of investigation for fiscal year 2011 made
2 in this or other appropriation act of the 2010 regular session of the leg-
3 islature, which shall be in addition to the number of full-time and regular
4 part-time positions equated to full-time, excluding seasonal and tempo-
5 rary positions, authorized for fiscal year 2011 for the attorney general —
6 Kansas bureau of investigation. The attorney general shall certify each
7 such authorization for non-FTE unclassified permanent positions for the
8 Kansas bureau of investigation to the director of personnel services of the
9 department of administration and shall transmit a copy of each such cer-
10 tification to the director of legislative research and the director of the
11 budget.

12 Sec. 103. (a) In addition to the other purposes for which expenditures
13 may be made by the legislature from the operations (including official
14 hospitality) account of the state general fund for the fiscal year ending
15 June 30, 2011, expenditures shall be made by the legislature from the
16 operations (including official hospitality) account of the state general fund
17 for fiscal year 2011 for an additional amount of allowance equal to the
18 amount required to provide, along with the amount of allowance other-
19 wise payable from appropriations for the legislature to each member of
20 the legislature at the rate prescribed by subsection (c) of K.S.A. 46-137a,
21 and amendments thereto, an aggregate amount of allowance (A) of
22 \$354.15 for the two-week period which coincides with the first biweekly
23 payroll period which is chargeable to fiscal year 2011 and for each of the
24 14 ensuing two-week periods thereafter, and (B) of \$354.15 for the two-
25 week period which coincides with the biweekly payroll period which in-
26 cludes April 3, 2011, which is chargeable to fiscal year 2011 and for each
27 of the four ensuing two-week periods thereafter, for each member of the
28 legislature to defray expenses incurred between sessions of the legislature
29 for postage, telephone, office and other incidental expenses, which are
30 chargeable to fiscal year 2011, notwithstanding the provisions of K.S.A.
31 46-137a, and amendments thereto: *Provided*, That all expenditures under
32 this subsection (a) for such purposes shall be made otherwise in the same
33 manner that such allowance is payable to such members of the legislature
34 for such two-week periods for which such allowance is payable in accord-
35 ance with this subsection (a) and which are chargeable to fiscal year 2011.

36 (b) (1) In addition to the other purposes for which expenditures may
37 be made by any state agency named in this or other appropriation act of
38 the 2010 regular session of the legislature from the moneys appropriated
39 from the state general fund or from any special revenue fund for fiscal
40 year 2011 as authorized by this or other appropriation act of the 2010
41 regular session of the legislature, expenditures are hereby authorized and
42 directed to be made by each such state agency from moneys appropriated
43 from the state general fund or from any special revenue fund for fiscal

1 year 2011 to provide each employee, who is eligible for a longevity bonus
2 payment pursuant to K.S.A. 75-5541, and amendments thereto, an ad-
3 ditional amount of longevity bonus payment during fiscal year 2011 equal
4 to the amount required to provide, along with the amount of the longevity
5 bonus payment otherwise payable pursuant to K.S.A. 75-5541, and
6 amendments thereto, an aggregate amount of longevity bonus that would
7 be payable if the amount of the longevity bonus payment pursuant to
8 K.S.A. 75-5541, and amendments thereto, were determined by multiply-
9 ing the number of full years of state service, not to exceed 25 years,
10 rendered by such employee by \$50: *Provided*, That all expenditures under
11 this subsection (b) for such purposes shall be made in the same manner
12 and at the same time that the longevity bonus payment determined under
13 K.S.A. 75-5541, and amendments thereto, is payable during fiscal year
14 2011 to such employee: *Provided further*, That each such additional
15 amount of longevity bonus payment to any such employee shall be
16 deemed to have the same characteristics, be subject to the same with-
17 holding, deduction or contribution requirements, and is intended to be a
18 bonus as defined in 29 C.F.R. § 778.208, to the same extent and effect
19 as longevity bonus payments that are payable pursuant to K.S.A. 75-5541,
20 and amendments thereto.

21 (2) As used in this subsection (b), “state agency” means any state agency
22 in the executive branch, legislative branch or judicial branch of state gov-
23 ernment and “employee” means any officer or employee of a state agency.

24 Sec. 104. (a) On and after July 1, 2010, notwithstanding the provisions
25 of K.S.A. 2009 Supp. 74-99b34, and amendments thereto, or any other
26 statute, the aggregate amount equal to (1) the annual amount equal to
27 95% of withholding above the base, as certified or estimated and recon-
28 ciled by the secretary of revenue, plus (2) annual interest earnings based
29 on the average daily balance of moneys in the bioscience development
30 and investment fund and the net earnings rate of the pooled money in-
31 vestment portfolio, that is directed to be transferred during the fiscal year
32 ending June 30, 2011, from the state general fund to the bioscience de-
33 velopment and investment fund by K.S.A. 2009 Supp. 74-99b34, and
34 amendments thereto, is hereby decreased from such aggregate amount,
35 which would otherwise be transferred pursuant to K.S.A. 2009 Supp. 74-
36 99b34, and amendments thereto, to the aggregate annual amount of
37 \$35,000,000: *Provided*, That not more than \$35,000,000 shall be trans-
38 ferred from the state general fund to the bioscience development and
39 investment fund during the fiscal year ending June 30, 2011, pursuant to
40 K.S.A. 2009 Supp. 74-99b34, and amendments thereto: *Provided further*,
41 That the state treasurer shall certify to the director of the budget and the
42 director of legislative research when \$35,000,000 has been transferred
43 from the state general fund to the bioscience development and invest-

1 ment fund during the fiscal year ending June 30, 2011, pursuant to K.S.A.
2 2009 Supp. 74-99b34, and amendments thereto.

3 (b) On and after July 1, 2011, notwithstanding the provisions of K.S.A.
4 2009 Supp 74-99b34, and amendments thereto, or any other statute, the
5 aggregate amount equal to (1) the annual amount equal to 95% of with-
6 holding above the base, as certified or estimated and reconciled by the
7 secretary of revenue, plus (2) annual interest earnings based on the av-
8 erage daily balance of moneys in the bioscience development and invest-
9 ment fund and the net earnings rate of the pooled money investment
10 portfolio, that is directed to be transferred during the fiscal year ending
11 June 30, 2012, from the state general fund to the bioscience development
12 and investment fund by K.S.A. 2009 Supp. 74-99b34, and amendments
13 thereto, is hereby decreased from such aggregate amount, which would
14 otherwise be transferred pursuant to K.S.A. 2009 Supp. 74-99b34, and
15 amendments thereto, to the aggregate annual amount of \$35,000,000:
16 *Provided*, That not more than \$35,000,000 shall be transferred from the
17 state general fund to the bioscience development and investment fund
18 during the fiscal year ending June 30, 2012, pursuant to K.S.A. 2009 Supp.
19 74-99b34, and amendments thereto: *Provided further*, That the state trea-
20 surer shall certify to the director of the budget and the director of leg-
21 islative research when \$35,000,000 has been transferred from the state
22 general fund to the bioscience development and investment fund during
23 the fiscal year ending June 30, 2012, pursuant to K.S.A. 2009 Supp. 74-
24 99b34, and amendments thereto.

25 Sec. 105. On June 30, 2011, notwithstanding the provisions of K.S.A.
26 79-4804, and amendments thereto, or any other statute, the director of
27 accounts and reports shall transfer \$3,018,605 from the state economic
28 development initiatives fund to the state general fund.

29 Sec. 106. (a) The director of accounts and reports shall not make the
30 transfer of \$250,000 prescribed to be transferred from the state general
31 fund to the waste tire management fund of the department of health and
32 environment — division of environment by section 48(h)(2) of chapter 2
33 of the 2009 Session Laws of Kansas, which was directed to be made on
34 or before June 30, 2011, on a date certified by the director of the budget
35 for the purpose of repaying 25% of the amount transferred from the waste
36 tire management fund to the state general fund pursuant to section
37 13(a)(1) of chapter 3 of the 2003 Session Laws of Kansas. On the effective
38 date of this act, the provisions of section 48(h)(2) of chapter 2 of the 2009
39 Session Laws of Kansas are hereby declared to be null and void and shall
40 have no force and effect.

41 (b) The director of accounts and reports shall not make the transfer of
42 \$2,500,000 prescribed to be transferred from the state general fund to
43 the underground petroleum storage tank release trust fund of the de-

1 partment of health and environment — division of environment by sec-
2 tion 48(i)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was
3 directed to be made on or before June 30, 2011, on a date certified by
4 the director of the budget for the purpose of repaying 25% of the amount
5 transferred from the underground petroleum storage tank release trust
6 fund to the state general fund pursuant to section 13(b)(1) of chapter 3
7 of the 2003 Session Laws of Kansas. On the effective date of this act, the
8 provisions of section 48(i)(2) of chapter 2 of the 2009 Session Laws of
9 Kansas are hereby declared to be null and void and shall have no force
10 and effect.

11 (c) The director of accounts and reports shall not make the transfer of
12 \$23,652,162 prescribed to be transferred from the state general fund to
13 the state highway fund of the department of transportation by section
14 86(d)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was
15 directed to be made on or before June 30, 2011, on a date certified by
16 the director of the budget for the purpose of repaying 25% of the amount
17 transferred from the state highway fund to the state general fund pursuant
18 to section 40(a) of chapter 205 of the 2002 Session Laws of Kansas. On
19 the effective date of this act, the provisions of section 86(d)(2) of chapter
20 2 of the 2009 Session Laws of Kansas are hereby declared to be null and
21 void and shall have no force and effect.

22 (d) The director of accounts and reports shall not make the transfer of
23 \$7,220,145 prescribed to be transferred from the state general fund to
24 the state highway fund of the department of transportation by section
25 86(e)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was
26 directed to be made on or before June 30, 2011, on a date certified by
27 the director of the budget for the purpose of repaying 25% of the amount
28 transferred from the state highway fund to the state general fund pursuant
29 to section 73(j) of chapter 138 of the 2003 Session Laws of Kansas. On
30 the effective date of this act, the provisions of section 86(e)(2) of chapter
31 2 of the 2009 Session Laws of Kansas are hereby declared to be null and
32 void and shall have no force and effect.

33 (e) The director of accounts and reports shall not make the transfer of
34 \$23,901.75 prescribed to be transferred from the state general fund to
35 the state highway fund of the department of transportation by section
36 86(f)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was
37 directed to be made on or before June 30, 2011, on a date certified by
38 the director of the budget for the purpose of repaying 25% of the amount
39 transferred from the state highway fund to the state general fund pursuant
40 to section 19(c) of chapter 160 of the 2003 Session Laws of Kansas. On
41 the effective date of this act, the provisions of section 86(f)(2) of chapter
42 2 of the 2009 Session Laws of Kansas are hereby declared to be null and
43 void and shall have no force and effect.

1 (f) The director of accounts and reports shall not make the transfer of
2 \$1,000,000 prescribed to be transferred from the state general fund to
3 the workers compensation fund of the insurance department by section
4 86(i)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was
5 directed to be made on or before June 30, 2011, on a date certified by
6 the director of the budget for the purpose of repaying 25% of the amount
7 transferred from the workers compensation fund to the state general fund
8 pursuant to section 10(a) of chapter 3 of the 2003 Session Laws of Kansas.
9 On the effective date of this act, the provisions of section 86(i)(2) of
10 chapter 2 of the 2009 Session Laws of Kansas are hereby declared to be
11 null and void and shall have no force and effect.

12 Sec. 107. On the effective date of this act, K.S.A. 2009 Supp. 2-223 is
13 hereby amended to read as follows: 2-223. (a) There is hereby established
14 in the state treasury the state fair capital improvements fund. All expend-
15 itures of moneys in the state fair capital improvements fund shall be used
16 for the payment of capital improvements and maintenance for the state
17 fairgrounds and the payment of capital improvement obligations that have
18 been financed. Capital improvement projects for the Kansas state fair-
19 grounds are hereby approved for the purposes of subsection (b) of K.S.A.
20 74-8905 and amendments thereto and the authorization of the issuance
21 of bonds by the Kansas development finance authority in accordance with
22 that statute.

23 (b) On each June 30, the state fair board shall certify to the director of
24 accounts and reports an amount to be transferred from the state fair fee
25 fund to the state fair capital improvements fund, which amount shall be
26 not less than the amount equal to 5% of the total gross receipts during
27 the current fiscal year from state fair activities and non-fair days activities,
28 *except that (1) for the fiscal year ending June 30, 2010, notwithstanding*
29 *the other provisions of this section, on March 1, 2010, or as soon thereafter*
30 *as moneys are available therefor, the director of accounts and reports shall*
31 *transfer from the state fair fee fund to the state fair capital improvements*
32 *fund the amount equal to the greater of \$300,000 or the amount equal to*
33 *5% of the total gross receipts during fiscal year 2010 from state fair ac-*
34 *tivities and non-fair days activities through March 1, 2010; and (2) for*
35 *the fiscal year ending June 30, 2011, notwithstanding the other provisions*
36 *of this section, on March 1, 2011, or as soon thereafter as moneys are*
37 *available therefor, the director of accounts and reports shall transfer from*
38 *the state fair fee fund to the state fair capital improvements fund the*
39 *amount equal to the greater of \$350,000 or the amount equal to 5% of*
40 *the total gross receipts during fiscal year 2011 from state fair activities*
41 *and non-fair days activities through March 1, 2011, except that, (1) sub-*
42 *ject to approval by the director of the budget prior to March 1, 2010,*
43 *after reviewing the amounts credited to the state fair fee fund and the*

1 *state fair capital improvements fund, cash flow considerations for the state*
2 *fair fee fund, and the amount required to be credited to the state fair*
3 *capital improvements fund pursuant to this subsection to pay the bonded*
4 *debt service payment due on April 1, 2010, the state fair board may certify*
5 *an amount on March 1, 2010, to the director of accounts and reports to*
6 *be transferred from the state fair fee fund to the state fair capital im-*
7 *provements fund that is equal to the amount required to be credited to*
8 *the state fair capital improvements fund pursuant to this subsection to*
9 *pay the bonded debt service payment due on April 1, 2010, and shall*
10 *certify to the director of accounts and reports on the date specified by the*
11 *director of the budget the amount equal to the balance of the aggregate*
12 *amount that is required to be transferred from the state fair fee fund to*
13 *the state fair capital improvements fund for fiscal year 2010, and (2)*
14 *subject to approval by the director of the budget prior to March 1, 2011,*
15 *after reviewing the amounts credited to the state fair fee fund and the*
16 *state fair capital improvements fund, cash flow considerations for the state*
17 *fair fee fund, and the amount required to be credited to the state fair*
18 *capital improvements fund pursuant to this subsection to pay the bonded*
19 *debt service payment due on April 1, 2011, the state fair board may certify*
20 *an amount on March 1, 2011, to the director of accounts and reports to*
21 *be transferred from the state fair fee fund to the state fair capital im-*
22 *provements fund that is equal to the amount required to be credited to*
23 *the state fair capital improvements fund pursuant to this subsection to*
24 *pay the bonded debt service payment due on April 1, 2011, and shall*
25 *certify to the director of accounts and reports on the date specified by the*
26 *director of the budget the amount equal to the balance of the aggregate*
27 *amount that is required to be transferred from the state fair fee fund to*
28 *the state fair capital improvements fund for fiscal year 2011. Upon receipt*
29 *of any such certification, the director of accounts and reports shall trans-*
30 *fer moneys from the state fair fee fund to the state fair capital improve-*
31 *ments fund in accordance with such certification.*

32 (c) On each July 1, the director of accounts and reports shall transfer
33 from the state general fund to the state fair capital improvements fund,
34 an amount equal to the amount certified by the state fair board pursuant
35 to subsection (b), except that: (1) No transfer from the state general fund
36 under this subsection shall exceed \$300,000 in any fiscal year; and (2) ~~all~~
37 ~~transfers made in accordance with the provisions of this section during~~
38 ~~the fiscal years ending June 30, 2010, and June 30, 2011, shall be consid-~~
39 ~~ered to be revenue transfers from the state general fund; and (3) no~~
40 ~~moneys shall be transferred pursuant to this section from the state general~~
41 ~~fund to the state fair capital improvements fund during the fiscal year~~
42 ~~years ending June 30, 2010, June 30, 2011, or June 30, 2012.~~

43 Sec. 108. On July 1, 2010, K.S.A. 2009 Supp. 12-5256 is hereby

1 amended to read as follows: 12-5256. (a) All expenditures from the state
2 housing trust fund made for the purposes of K.S.A. 2009 Supp. 12-5253
3 through 12-5255, and amendments thereto, shall be made in accordance
4 with appropriation acts upon warrants of the director of accounts and
5 reports issued pursuant to vouchers approved by the president of the
6 Kansas housing resources corporation.

7 (b) On the effective date of this act and on July 1, 2008, ~~July 1, 2011,~~
8 ~~July 1, 2012,~~ July 1, 2013, and July 1, 2014, the director of accounts and
9 reports shall transfer \$4,000,000 from the state general fund to the state
10 housing trust fund established by K.S.A. 2009 Supp. 74-8959, and amend-
11 ments thereto. On July 1, ~~2009~~ 2012, the director of accounts and reports
12 shall transfer \$2,000,000 from the economic development initiatives fund
13 to the state housing trust fund established by K.S.A. 2009 Supp. 74-8959,
14 and amendments thereto. On July 1, ~~2010~~ 2012, the director of accounts
15 and reports shall transfer \$2,000,000 from the state general fund to the
16 state housing trust fund established by K.S.A. 2009 Supp. 74-8959, and
17 amendments thereto.

18 Sec. 109. On July 1, 2010, K.S.A. 2009 Supp. 40-3403 is hereby
19 amended to read as follows: 40-3403. (a) For the purpose of paying dam-
20 ages for personal injury or death arising out of the rendering of or the
21 failure to render professional services by a health care provider, self-
22 insurer or inactive health care provider subsequent to the time that such
23 health care provider or self-insurer has qualified for coverage under the
24 provisions of this act, there is hereby established the health care stabili-
25 zation fund. The fund shall be held in trust in the state treasury and
26 accounted for separately from other state funds. The board of governors
27 shall administer the fund or contract for the administration of the fund
28 with an insurance company authorized to do business in this state.

29 (b) (1) There is hereby created a board of governors which shall be
30 composed of such members and shall have such powers, duties and func-
31 tions as are prescribed by this act. The board of governors shall:

32 (A) Administer the fund and exercise and perform other powers, duties
33 and functions required of the board under the health care provider in-
34 surance availability act;

35 (B) provide advice, information and testimony to the appropriate li-
36 censing or disciplinary authority regarding the qualifications of a health
37 care provider;

38 (C) prepare and publish, on or before October 1 of each year, a sum-
39 mary of the fund's activity during the preceding fiscal year, including but
40 not limited to the amount collected from surcharges, the highest and
41 lowest surcharges assessed, the amount paid from the fund, the number
42 of judgments paid from the fund, the number of settlements paid from
43 the fund and the amount in the fund at the end of the fiscal year; and

1 (D) have the authority to grant exemptions from the provisions of sub-
2 section (m) of this section when a health care provider temporarily leaves
3 the state for the purpose of obtaining additional education or training or
4 to participate in religious, humanitarian or government service programs.
5 Whenever a health care provider has previously left the state for one of
6 the reasons specified in this paragraph and returns to the state and re-
7 commences practice, the board of governors may refund any amount paid
8 by the health care provider pursuant to subsection (m) of this section if
9 no claims have been filed against such health care provider during the
10 provider's temporary absence from the state.

11 (2) The board shall consist of 10 persons appointed by the commis-
12 sioner of insurance, as provided by this subsection (b) and as follows:

13 (A) Three members who are licensed to practice medicine and surgery
14 in Kansas who are doctors of medicine and who are on a list of nominees
15 submitted to the commissioner by the Kansas medical society;

16 (B) three members who are representatives of Kansas hospitals and
17 who are on a list of nominees submitted to the commissioner by the
18 Kansas hospital association;

19 (C) two members who are licensed to practice medicine and surgery
20 in Kansas who are doctors of osteopathic medicine and who are on a list
21 of nominees submitted to the commissioner by the Kansas association of
22 osteopathic medicine;

23 (D) one member who is licensed to practice chiropractic in Kansas and
24 who is on a list of nominees submitted to the commissioner by the Kansas
25 chiropractic association;

26 (E) one member who is a licensed professional nurse authorized to
27 practice as a registered nurse anesthetist who is on a list of nominees
28 submitted to the commissioner by the Kansas association of nurse anes-
29 thetists.

30 (3) When a vacancy occurs in the membership of the board of gover-
31 nors created by this act, the commissioner shall appoint a successor of
32 like qualifications from a list of three nominees submitted to the com-
33 missioner by the professional society or association prescribed by this
34 section for the category of health care provider required for the vacant
35 position on the board of governors. All appointments made shall be for a
36 term of office of four years, but no member shall be appointed for more
37 than two successive four-year terms. Each member shall serve until a
38 successor is appointed and qualified. Whenever a vacancy occurs in the
39 membership of the board of governors created by this act for any reason
40 other than the expiration of a member's term of office, the commissioner
41 shall appoint a successor of like qualifications to fill the unexpired term.
42 In each case of a vacancy occurring in the membership of the board of
43 governors, the commissioner shall notify the professional society or as-

- 1 sociation which represents the category of health care provider required
2 for the vacant position and request a list of three nominations of health
3 care providers from which to make the appointment.
- 4 (4) The board of governors shall organize on July 1 of each year and
5 shall elect a chairperson and vice-chairperson from among its member-
6 ship. Meetings shall be called by the chairperson or by a written notice
7 signed by three members of the board.
- 8 (5) The board of governors, in addition to other duties imposed by this
9 act, shall study and evaluate the operation of the fund and make such
10 recommendations to the legislature as may be appropriate to ensure the
11 viability of the fund.
- 12 (6) (A) The board shall appoint an executive director who shall be in
13 the unclassified service under the Kansas civil service act and may appoint
14 such attorneys, legal assistants, claims managers and compliance auditors
15 who shall also be in the unclassified service under the Kansas civil service
16 act. Such executive director, attorneys, legal assistants, claims managers
17 and compliance auditors shall receive compensation fixed by the board,
18 in accordance with appropriation acts of the legislature, not subject to
19 approval of the governor.
- 20 (B) The board may appoint such additional employees, and provide all
21 office space, services, equipment, materials and supplies, and all budg-
22 eting, personnel, purchasing and related management functions required
23 by the board in the exercise of the powers, duties and functions imposed
24 or authorized by the health care provider insurance availability act or may
25 enter into a contract with the commissioner of insurance for the provision,
26 by the commissioner, of all or any part thereof.
- 27 (7) The commissioner shall:
- 28 (A) Provide technical and administrative assistance to the board of gov-
29 ernors with respect to administration of the fund upon request of the
30 board;
- 31 (B) provide such expertise as the board may reasonably request with
32 respect to evaluation of claims or potential claims.
- 33 (c) Subject to subsections (d), (e), (f), (i), (k), (m), (n), (o), (p) and (q),
34 the fund shall be liable to pay: (1) Any amount due from a judgment or
35 settlement which is in excess of the basic coverage liability of all liable
36 resident health care providers or resident self-insurers for any personal
37 injury or death arising out of the rendering of or the failure to render
38 professional services within or without this state;
- 39 (2) subject to the provisions of subsection (m), any amount due from
40 a judgment or settlement which is in excess of the basic coverage liability
41 of all liable nonresident health care providers or nonresident self-insurers
42 for any such injury or death arising out of the rendering or the failure to
43 render professional services within this state but in no event shall the

1 fund be obligated for claims against nonresident health care providers or
2 nonresident self-insurers who have not complied with this act or for
3 claims against nonresident health care providers or nonresident self-in-
4 surers that arose outside of this state;

5 (3) subject to the provisions of subsection (m), any amount due from
6 a judgment or settlement against a resident inactive health care provider,
7 an optometrist or pharmacist who purchased coverage pursuant to sub-
8 section (n) or a physical therapist who purchased coverage pursuant to
9 subsection (o), for any such injury or death arising out of the rendering
10 of or failure to render professional services;

11 (4) subject to the provisions of subsection (m), any amount due from
12 a judgment or settlement against a nonresident inactive health care pro-
13 vider, an optometrist or pharmacist who purchased coverage pursuant to
14 subsection (n) or a physical therapist who purchased coverage pursuant
15 to subsection (o), for any injury or death arising out of the rendering or
16 failure to render professional services within this state, but in no event
17 shall the fund be obligated for claims against: (A) Nonresident inactive
18 health care providers who have not complied with this act; or (B) non-
19 resident inactive health care providers for claims that arose outside of this
20 state, unless such health care provider was a resident health care provider
21 or resident self-insurer at the time such act occurred;

22 (5) subject to subsection (b) of K.S.A. 40-3411, and amendments
23 thereto, reasonable and necessary expenses for attorney fees incurred in
24 defending the fund against claims;

25 (6) any amounts expended for reinsurance obtained to protect the best
26 interests of the fund purchased by the board of governors, which purchase
27 shall be subject to the provisions of K.S.A. 75-3738 through 75-3744, and
28 amendments thereto, but shall not be subject to the provisions of K.S.A.
29 75-4101 and amendments thereto;

30 (7) reasonable and necessary actuarial expenses incurred in adminis-
31 tering the act, including expenses for any actuarial studies contracted for
32 by the legislative coordinating council, which expenditures shall not be
33 subject to the provisions of K.S.A. 75-3738 through 75-3744, and amend-
34 ments thereto;

35 (8) periodically to the plan or plans, any amount due pursuant to sub-
36 section (a)(3) of K.S.A. 40-3413 and amendments thereto;

37 (9) reasonable and necessary expenses incurred by the board of gov-
38 ernors in the administration of the fund or in the performance of other
39 powers, duties or functions of the board under the health care provider
40 insurance availability act;

41 (10) return of any unearned surcharge;

42 (11) subject to subsection (b) of K.S.A. 40-3411, and amendments
43 thereto, reasonable and necessary expenses for attorney fees and other

1 costs incurred in defending a person engaged or who was engaged in
2 residency training or the private practice corporations or foundations and
3 their full-time physician faculty employed by the university of Kansas
4 medical center or any nonprofit corporation organized to administer the
5 graduate medical education programs of community hospitals or medical
6 care facilities affiliated with the university of Kansas school of medicine
7 from claims for personal injury or death arising out of the rendering of
8 or the failure to render professional services by such health care provider;
9 (12) notwithstanding the provisions of subsection (m), any amount due
10 from a judgment or settlement for an injury or death arising out of the
11 rendering of or failure to render professional services by a person engaged
12 or who was engaged in residency training or the private practice corpo-
13 rations or foundations and their full-time physician faculty employed by
14 the university of Kansas medical center or any nonprofit corporation or-
15 ganized to administer the graduate medical education programs of com-
16 munity hospitals or medical care facilities affiliated with the university of
17 Kansas school of medicine;
18 (13) subject to the provisions of K.S.A. 65-429 and amendments
19 thereto, reasonable and necessary expenses for the development and pro-
20 motion of risk management education programs and for the medical care
21 facility licensure and risk management survey functions carried out under
22 K.S.A. 65-429 and amendments thereto;
23 (14) notwithstanding the provisions of subsection (m), any amount, but
24 not less than the required basic coverage limits, owed pursuant to a judg-
25 ment or settlement for any injury or death arising out of the rendering
26 of or failure to render professional services by a person, other than a
27 person described in clause (12) of this subsection (c), who was engaged
28 in a postgraduate program of residency training approved by the state
29 board of healing arts but who, at the time the claim was made, was no
30 longer engaged in such residency program;
31 (15) subject to subsection (b) of K.S.A. 40-3411, and amendments
32 thereto, reasonable and necessary expenses for attorney fees and other
33 costs incurred in defending a person described in clause (14) of this sub-
34 section (c);
35 (16) expenses incurred by the commissioner in the performance of
36 duties and functions imposed upon the commissioner by the health care
37 provider insurance availability act, and expenses incurred by the com-
38 missioner in the performance of duties and functions under contracts
39 entered into between the board and the commissioner as authorized by
40 this section; and
41 (17) periodically to the state general fund reimbursements of amounts
42 paid to members of the health care stabilization fund oversight committee
43 for compensation, travel expenses and subsistence expenses pursuant to

1 subsection (e) of K.S.A. 40-3403b, and amendments thereto.

2 (d) All amounts for which the fund is liable pursuant to subsection (c)
3 shall be paid promptly and in full except that, if the amount for which
4 the fund is liable is \$300,000 or more, it shall be paid, by installment
5 payments of \$300,000 or 10% of the amount of the judgment including
6 interest thereon, whichever is greater, per fiscal year, the first installment
7 to be paid within 60 days after the fund becomes liable and each subse-
8 quent installment to be paid annually on the same date of the year the
9 first installment was paid, until the claim has been paid in full. Any at-
10 torney fees payable from such installment shall be similarly prorated.

11 (e) In no event shall the fund be liable to pay in excess of \$3,000,000
12 pursuant to any one judgment or settlement against any one health care
13 provider relating to any injury or death arising out of the rendering of or
14 the failure to render professional services on and after July 1, 1984, and
15 before July 1, 1989, subject to an aggregate limitation for all judgments
16 or settlements arising from all claims made in any one fiscal year in the
17 amount of \$6,000,000 for each health care provider.

18 (f) The fund shall not be liable to pay in excess of the amounts specified
19 in the option selected by the health care provider pursuant to subsection
20 (l) for judgments or settlements relating to injury or death arising out of
21 the rendering of or failure to render professional services by such health
22 care provider on or after July 1, 1989.

23 (g) A health care provider shall be deemed to have qualified for cov-
24 erage under the fund:

25 (1) On and after July 1, 1976, if basic coverage is then in effect;

26 (2) subsequent to July 1, 1976, at such time as basic coverage becomes
27 effective; or

28 (3) upon qualifying as a self-insurer pursuant to K.S.A. 40-3414 and
29 amendments thereto.

30 (h) A health care provider who is qualified for coverage under the fund
31 shall have no vicarious liability or responsibility for any injury or death
32 arising out of the rendering of or the failure to render professional serv-
33 ices inside or outside this state by any other health care provider who is
34 also qualified for coverage under the fund. The provisions of this subsec-
35 tion shall apply to all claims filed on or after July 1, 1986.

36 (i) Notwithstanding the provisions of K.S.A. 40-3402 and amendments
37 thereto, if the board of governors determines due to the number of claims
38 filed against a health care provider or the outcome of those claims that
39 an individual health care provider presents a material risk of significant
40 future liability to the fund, the board of governors is authorized by a vote
41 of a majority of the members thereof, after notice and an opportunity for
42 hearing in accordance with the provisions of the Kansas administrative
43 procedure act, to terminate the liability of the fund for all claims against

1 the health care provider for damages for death or personal injury arising
2 out of the rendering of or the failure to render professional services after
3 the date of termination. The date of termination shall be 30 days after
4 the date of the determination by the board of governors. The board of
5 governors, upon termination of the liability of the fund under this sub-
6 section, shall notify the licensing or other disciplinary board having juris-
7 diction over the health care provider involved of the name of the health
8 care provider and the reasons for the termination.

9 (j) (1) Upon the payment of moneys from the health care stabilization
10 fund pursuant to subsection (c)(11), the board of governors shall certify
11 to the director of accounts and reports the amount of such payment, and
12 the director of accounts and reports shall transfer an amount equal to the
13 amount certified, reduced by any amount transferred pursuant to para-
14 graph (3) or (4) of this subsection (j), from the state general fund to the
15 health care stabilization fund.

16 (2) Upon the payment of moneys from the health care stabilization
17 fund pursuant to subsection (c)(12), the board of governors shall certify
18 to the director of accounts and reports the amount of such payment which
19 is equal to the basic coverage liability of self-insurers, and the director of
20 accounts and reports shall transfer an amount equal to the amount cer-
21 tified, reduced by any amount transferred pursuant to paragraph (3) or
22 (4) of this subsection (j), from the state general fund to the health care
23 stabilization fund.

24 (3) The university of Kansas medical center private practice foundation
25 reserve fund is hereby established in the state treasury. If the balance in
26 such reserve fund is less than \$500,000 on July 1 of any year, the private
27 practice corporations or foundations referred to in subsection (c) of K.S.A.
28 40-3402, and amendments thereto, shall remit the amount necessary to
29 increase such balance to \$500,000 to the state treasurer for credit to such
30 reserve fund as soon after such July 1 date as is practicable. Upon receipt
31 of each such remittance, the state treasurer shall credit the same to such
32 reserve fund. When compliance with the foregoing provisions of this par-
33 agraph have been achieved on or after July 1 of any year in which the
34 same are applicable, the state treasurer shall certify to the board of gov-
35 ernors that such reserve fund has been funded for the year in the manner
36 required by law. Moneys in such reserve fund may be invested or rein-
37 vested in accordance with the provisions of K.S.A. 40-3406, and amend-
38 ments thereto, and any income or interest earned by such investments
39 shall be credited to such reserve fund. Upon payment of moneys from
40 the health care stabilization fund pursuant to subsection (c)(11) or (c)(12)
41 with respect to any private practice corporation or foundation or any of
42 its full-time physician faculty employed by the university of Kansas, the
43 director of accounts and reports shall transfer an amount equal to the

1 amount paid from the university of Kansas medical center private practice
2 foundation reserve fund to the health care stabilization fund or, if the
3 balance in such reserve fund is less than the amount so paid, an amount
4 equal to the balance in such reserve fund.

5 (4) The graduate medical education administration reserve fund is
6 hereby established in the state treasury. If the balance in such reserve
7 fund is less than \$40,000 on July 1 of any year, the nonprofit corporations
8 organized to administer the graduate medical education programs of com-
9 munity hospitals or medical care facilities affiliated with the university of
10 Kansas school of medicine shall remit the amount necessary to increase
11 such balance to \$40,000 to the state treasurer for credit to such reserve
12 fund as soon after such July 1 date as is practicable. Upon receipt of each
13 such remittance, the state treasurer shall credit the same to such reserve
14 fund. When compliance with the foregoing provisions of this paragraph
15 have been achieved on or after July 1 of any year in which the same are
16 applicable, the state treasurer shall certify to the board of governors that
17 such reserve fund has been funded for the year in the manner required
18 by law. Moneys in such reserve fund may be invested or reinvested in
19 accordance with the provisions of K.S.A. 40-3406, and amendments
20 thereto, and any income or interest earned by such investments shall be
21 credited to such reserve fund. Upon payment of moneys from the health
22 care stabilization fund pursuant to subsection (c)(11) or (c)(12) with re-
23 spect to any nonprofit corporations organized to administer the graduate
24 medical education programs of community hospitals or medical care fa-
25 cilities affiliated with the university of Kansas school of medicine the
26 director of accounts and reports shall transfer an amount equal to the
27 amount paid from the graduate medical education administration reserve
28 fund to the health care stabilization fund or, if the balance in such reserve
29 fund is less than the amount so paid, an amount equal to the balance in
30 such reserve fund.

31 (5) Upon payment of moneys from the health care stabilization fund
32 pursuant to subsection (c)(14) or (c)(15), the board of governors shall
33 certify to the director of accounts and reports the amount of such pay-
34 ment, and the director of accounts and reports shall transfer an amount
35 equal to the amount certified from the state general fund to the health
36 care stabilization fund.

37 (6) *Notwithstanding any other provision of this subsection (j), no mon-*
38 *eys shall be transferred pursuant to subsection (j) from the state general*
39 *fund to the healthcare stabilization fund for the fiscal years ending June*
40 *30, 2011, and June 30, 2012.*

41 (k) Notwithstanding any other provision of the health care provider
42 insurance availability act, no psychiatric hospital licensed under K.S.A.
43 75-3307b and amendments thereto shall be assessed a premium sur-

1 charge or be entitled to coverage under the fund if such hospital has not
2 paid any premium surcharge pursuant to K.S.A. 40-3404 and amend-
3 ments thereto prior to January 1, 1988.

4 (l) On or after July 1, 1989, every health care provider shall make an
5 election to be covered by one of the following options provided in this
6 subsection (l) which shall limit the liability of the fund with respect to
7 judgments or settlements relating to injury or death arising out of the
8 rendering of or failure to render professional services on or after July 1,
9 1989. Such election shall be made at the time the health care provider
10 renews the basic coverage in effect on July 1, 1989, or, if basic coverage
11 is not in effect, such election shall be made at the time such coverage is
12 acquired pursuant to K.S.A. 40-3402, and amendments thereto. Notice
13 of the election shall be provided by the insurer providing the basic cov-
14 erage in the manner and form prescribed by the board of governors and
15 shall continue to be effective from year to year unless modified by a
16 subsequent election made prior to the anniversary date of the policy. The
17 health care provider may at any subsequent election reduce the dollar
18 amount of the coverage for the next and subsequent fiscal years, but may
19 not increase the same, unless specifically authorized by the board of gov-
20 ernors. Any election of fund coverage limits, whenever made, shall be
21 with respect to judgments or settlements relating to injury or death arising
22 out of the rendering of or failure to render professional services on or
23 after the effective date of such election of fund coverage limits. Such
24 election shall be made for persons engaged in residency training and
25 persons engaged in other postgraduate training programs approved by
26 the state board of healing arts at medical care facilities or mental health
27 centers in this state by the agency or institution paying the surcharge
28 levied under K.S.A. 40-3404, and amendments thereto, for such persons.
29 The election of fund coverage limits for a nonprofit corporation organized
30 to administer the graduate medical education programs of community
31 hospitals or medical care facilities affiliated with the university of Kansas
32 school of medicine shall be deemed to be effective at the highest option.
33 Such options shall be as follows:

34 (1) *OPTION 1.* The fund shall not be liable to pay in excess of \$100,000
35 pursuant to any one judgment or settlement for any party against such
36 health care provider, subject to an aggregate limitation for all judgments
37 or settlements arising from all claims made in the fiscal year in an amount
38 of \$300,000 for such provider.

39 (2) *OPTION 2.* The fund shall not be liable to pay in excess of \$300,000
40 pursuant to any one judgment or settlement for any party against such
41 health care provider, subject to an aggregate limitation for all judgments
42 or settlements arising from all claims made in the fiscal year in an amount
43 of \$900,000 for such provider.

1 (3) *OPTION 3*. The fund shall not be liable to pay in excess of \$800,000
2 pursuant to any one judgment or settlement for any party against such
3 health care provider, subject to an aggregate limitation for all judgments
4 or settlements arising from all claims made in the fiscal year in an amount
5 of \$2,400,000 for such health care provider.

6 (m) The fund shall not be liable for any amounts due from a judgment
7 or settlement against resident or nonresident inactive health care provid-
8 ers who first qualify as an inactive health care provider on or after July 1,
9 1989, unless such health care provider has been in compliance with K.S.A.
10 40-3402, and amendments thereto, for a period of not less than five years.
11 If a health care provider has not been in compliance for five years, such
12 health care provider may make application and payment for the coverage
13 for the period while they are nonresident health care providers, nonres-
14 ident self-insurers or resident or nonresident inactive health care provid-
15 ers to the fund. Such payment shall be made within 30 days after the
16 health care provider ceases being an active health care provider and shall
17 be made in an amount determined by the board of governors to be suf-
18 ficient to fund anticipated claims based upon reasonably prudent actuarial
19 principles. The provisions of this subsection shall not be applicable to any
20 health care provider which becomes inactive through death or retirement,
21 or through disability or circumstances beyond such health care provider's
22 control, if such health care provider notifies the board of governors and
23 receives approval for an exemption from the provisions of this subsection.
24 Any period spent in a postgraduate program of residency training ap-
25 proved by the state board of healing arts shall not be included in com-
26 putation of time spent in compliance with the provisions of K.S.A. 40-
27 3402, and amendments thereto.

28 (n) Notwithstanding the provisions of subsection (m) or any other pro-
29 vision in article 34 of chapter 40 of the Kansas Statutes Annotated to the
30 contrary, the fund shall not be liable for any claim made on or after July
31 1, 1991, against a licensed optometrist or pharmacist relating to any injury
32 or death arising out of the rendering of or failure to render professional
33 services by such optometrist or pharmacist prior to July 1, 1991, unless
34 such optometrist or pharmacist qualified as an inactive health care pro-
35 vider prior to July 1, 1991.

36 (o) Notwithstanding the provisions of subsection (m) or any other pro-
37 vision in article 34 of chapter 40 of the Kansas Statutes Annotated to the
38 contrary, the fund shall not be liable for any claim made on or after July
39 1, 1995, against a physical therapist registered by the state board of heal-
40 ing arts relating to any injury or death arising out of the rendering of or
41 failure to render professional services by such physical therapist prior to
42 July 1, 1995, unless such physical therapist qualified as an inactive health
43 care provider prior to July 1, 1995.

1 (p) Notwithstanding the provisions of subsection (m) or any other pro-
2 vision in article 34 of chapter 40 of the Kansas Statutes Annotated to the
3 contrary, the fund shall not be liable for any claim made on or after July
4 1, 1997, against a health maintenance organization relating to any injury
5 or death arising out of the rendering of or failure to render professional
6 services by such health maintenance organization prior to July 1, 1997,
7 unless such health maintenance organization qualified as an inactive
8 health care provider prior to July 1, 1997, and obtained coverage pursuant
9 to subsection (m). Health maintenance organizations not qualified as in-
10 active health care providers prior to July 1, 1997, may purchase coverage
11 from the fund for periods of prior compliance by making application prior
12 to August 1, 1997, and payment within 30 days from notice of the cal-
13 culated amount as determined by the board of governors to be sufficient
14 to fund anticipated claims based on reasonably prudent actuarial princi-
15 ples.

16 (q) Notwithstanding anything in article 34 of chapter 40 of the Kansas
17 Statutes Annotated to the contrary, the fund shall in no event be liable
18 for any claims against any health care provider based upon or relating to
19 the health care provider's sexual acts or activity, but in such cases the
20 fund may pay reasonable and necessary expenses for attorney fees in-
21 curred in defending the fund against such claim. The fund may recover
22 all or a portion of such expenses for attorney fees if an adverse judgment
23 is returned against the health care provider for damages resulting from
24 the health care provider's sexual acts or activity.

25 Sec. 110. On July 1, 2010, K.S.A. 2009 Supp. 55-193 is hereby amended
26 to read as follows: 55-193. On July 15, 1996, and on the 15th day of each
27 calendar quarter thereafter before July 1, 2016, the director of accounts
28 and reports shall transfer \$100,000 from the state general fund, \$100,000
29 from the state water plan fund established by K.S.A. 82a-951 and amend-
30 ments thereto and \$100,000 from the conservation fee fund established
31 by K.S.A. 55-143 and amendments thereto to the abandoned oil and gas
32 well fund established by K.S.A. 55-192 and amendments thereto, except
33 that: (a) No transfers shall be made pursuant to this section from the state
34 general fund to the abandoned oil and gas well fund during state fiscal
35 year 2009 or, state fiscal year 2010, *state fiscal year 2011 or state fiscal*
36 *year 2012*; (b) the aggregate of the transfers made pursuant to this section
37 from the state water plan fund to the abandoned oil and gas well fund
38 during state fiscal year 2009 shall not exceed \$320,000; and (c) the ag-
39 gregate of the transfers made pursuant to this section from the state water
40 plan fund to the abandoned oil and gas well fund during state fiscal year
41 2010 shall not exceed \$288,000; *and (d) the aggregate of the transfers*
42 *made pursuant to this section from the state water plan fund to the aban-*
43 *doned oil and gas well fund during state fiscal year 2011 shall not exceed*

1 \$374,865.

2 Sec. 111. On July 1, 2010, K.S.A. 2009 Supp. 72-8814 is hereby
3 amended to read as follows: 72-8814. (a) There is hereby established in
4 the state treasury the school district capital outlay state aid fund. Such
5 fund shall consist of all amounts transferred thereto under the provisions
6 of subsection (c).

7 (b) In each school year, each school district which levies a tax pursuant
8 to K.S.A. 72-8801 et seq., and amendments thereto, shall be entitled to
9 receive payment from the school district capital outlay state aid fund in
10 an amount determined by the state board of education as provided in this
11 subsection. The state board of education shall:

12 (1) Determine the amount of the assessed valuation per pupil (AVPP)
13 of each school district in the state and round such amount to the nearest
14 \$1,000. The rounded amount is the AVPP of a school district for the
15 purposes of this section;

16 (2) determine the median AVPP of all school districts;

17 (3) prepare a schedule of dollar amounts using the amount of the me-
18 dian AVPP of all school districts as the point of beginning. The schedule
19 of dollar amounts shall range upward in equal \$1,000 intervals from the
20 point of beginning to and including an amount that is equal to the amount
21 of the AVPP of the school district with the highest AVPP of all school
22 districts and shall range downward in equal \$1,000 intervals from the
23 point of beginning to and including an amount that is equal to the amount
24 of the AVPP of the school district with the lowest AVPP of all school
25 districts;

26 (4) determine a state aid percentage factor for each school district by
27 assigning a state aid computation percentage to the amount of the median
28 AVPP shown on the schedule, decreasing the state aid computation per-
29 centage assigned to the amount of the median AVPP by one percentage
30 point for each \$1,000 interval above the amount of the median AVPP,
31 and increasing the state aid computation percentage assigned to the
32 amount of the median AVPP by one percentage point for each \$1,000
33 interval below the amount of the median AVPP. Except as provided by
34 K.S.A. 2009 Supp. 72-8814b, and amendments thereto, the state aid per-
35 centage factor of a school district is the percentage assigned to the sched-
36 ule amount that is equal to the amount of the AVPP of the school district,
37 except that the state aid percentage factor of a school district shall not
38 exceed 100%. The state aid computation percentage is 25%;

39 (5) determine the amount levied by each school district pursuant to
40 K.S.A. 72-8801 et seq., and amendments thereto;

41 (6) multiply the amount computed under (5), but not to exceed 8 mills,
42 by the applicable state aid percentage factor. The product is the amount
43 of payment the school district is entitled to receive from the school district

1 capital outlay state aid fund in the school year.

2 (c) The state board shall certify to the director of accounts and reports
3 the entitlements of school districts determined under the provisions of
4 subsection (b), and an amount equal thereto shall be transferred by the
5 director from the state general fund to the school district capital outlay
6 state aid fund for distribution to school districts, *except that no transfers*
7 *shall be made from the state general fund to the school district capital*
8 *outlay state aid fund during the fiscal years ending June 30, 2011, or June*
9 *30, 2012.* All transfers made in accordance with the provisions of this
10 subsection shall be considered to be demand transfers from the state
11 general fund.

12 (d) Payments from the school district capital outlay state aid fund shall
13 be distributed to school districts at times determined by the state board
14 of education. The state board of education shall certify to the director of
15 accounts and reports the amount due each school district entitled to pay-
16 ment from the fund, and the director of accounts and reports shall draw
17 a warrant on the state treasurer payable to the treasurer of the school
18 district. Upon receipt of the warrant, the treasurer of the school district
19 shall credit the amount thereof to the capital outlay fund of the school
20 district to be used for the purposes of such fund.

21 (e) Amounts transferred to the capital outlay fund of a school district
22 as authorized by K.S.A. 72-6433, and amendments thereto, shall not be
23 included in the computation when determining the amount of state aid
24 to which a district is entitled to receive under this section.

25 Sec. 112. On July 1, 2010, K.S.A. 2009 Supp. 75-2319 is hereby
26 amended to read as follows: 75-2319. (a) There is hereby established in
27 the state treasury the school district capital improvements fund. The fund
28 shall consist of all amounts transferred thereto under the provisions of
29 subsection (c).

30 (b) Subject to the provisions of subsection (f), in each school year, each
31 school district which is obligated to make payments from its capital im-
32 provements fund shall be entitled to receive payment from the school
33 district capital improvements fund in an amount determined by the state
34 board of education as provided in this subsection. The state board of
35 education shall:

36 (1) Determine the amount of the assessed valuation per pupil (AVPP)
37 of each school district in the state and round such amount to the nearest
38 \$1,000. The rounded amount is the AVPP of a school district for the
39 purposes of this section;

40 (2) determine the median AVPP of all school districts;

41 (3) prepare a schedule of dollar amounts using the amount of the me-
42 dian AVPP of all school districts as the point of beginning. The schedule
43 of dollar amounts shall range upward in equal \$1,000 intervals from the

1 point of beginning to and including an amount that is equal to the amount
2 of the AVPP of the school district with the highest AVPP of all school
3 districts and shall range downward in equal \$1,000 intervals from the
4 point of beginning to and including an amount that is equal to the amount
5 of the AVPP of the school district with the lowest AVPP of all school
6 districts;

7 (4) determine a state aid percentage factor for each school district by
8 assigning a state aid computation percentage to the amount of the median
9 AVPP shown on the schedule, decreasing the state aid computation per-
10 centage assigned to the amount of the median AVPP by one percentage
11 point for each \$1,000 interval above the amount of the median AVPP,
12 and increasing the state aid computation percentage assigned to the
13 amount of the median AVPP by one percentage point for each \$1,000
14 interval below the amount of the median AVPP. Except as provided by
15 K.S.A. 2009 Supp. 75-2319c, and amendments thereto, the state aid per-
16 centage factor of a school district is the percentage assigned to the sched-
17 ule amount that is equal to the amount of the AVPP of the school district.
18 The state aid percentage factor of a school district shall not exceed 100%.
19 The state aid computation percentage is 5% for contractual bond obli-
20 gations incurred by a school district prior to the effective date of this act,
21 and 25% for contractual bond obligations incurred by a school district on
22 or after the effective date of this act;

23 (5) determine the amount of payments in the aggregate that a school
24 district is obligated to make from its bond and interest fund and, of such
25 amount, compute the amount attributable to contractual bond obligations
26 incurred by the school district prior to the effective date of this act and
27 the amount attributable to contractual bond obligations incurred by the
28 school district on or after the effective date of this act;

29 (6) multiply each of the amounts computed under (5) by the applicable
30 state aid percentage factor; and

31 (7) add the products obtained under (6). The amount of the sum is the
32 amount of payment the school district is entitled to receive from the
33 school district capital improvements fund in the school year.

34 (c) The state board of education shall certify to the director of accounts
35 and reports the entitlements of school districts determined under the
36 provisions of subsection (b), and an amount equal thereto shall be trans-
37 ferred by the director from the state general fund to the school district
38 capital improvements fund for distribution to school districts. All transfers
39 made in accordance with the provisions of this subsection shall be con-
40 sidered to be demand transfers from the state general fund, except that
41 all such transfers during the fiscal ~~year~~ *years* ending June 30, ~~2007~~ *2011*,
42 *and June 30, 2012*, shall be considered to be revenue transfers from the
43 state general fund.

1 (d) Payments from the school district capital improvements fund shall
2 be distributed to school districts at times determined by the state board
3 of education to be necessary to assist school districts in making scheduled
4 payments pursuant to contractual bond obligations. The state board of
5 education shall certify to the director of accounts and reports the amount
6 due each school district entitled to payment from the fund, and the di-
7 rector of accounts and reports shall draw a warrant on the state treasurer
8 payable to the treasurer of the school district. Upon receipt of the warrant,
9 the treasurer of the school district shall credit the amount thereof to the
10 bond and interest fund of the school district to be used for the purposes
11 of such fund.

12 (e) The provisions of this section apply only to contractual obligations
13 incurred by school districts pursuant to general obligation bonds issued
14 upon approval of a majority of the qualified electors of the school district
15 voting at an election upon the question of the issuance of such bonds.

16 (f) Amounts transferred to the capital improvements fund of a school
17 district as authorized by K.S.A. 72-6433, and amendments thereto, shall
18 not be included in the computation when determining the amount of
19 state aid to which a district is entitled to receive under this section.

20 Sec. 113. On July 1, 2010, K.S.A. 2009 Supp. 75-6702 is hereby
21 amended to read as follows: 75-6702. (a) The last appropriation bill passed
22 in any regular session of the legislature shall be the omnibus reconciliation
23 spending limit bill. Each bill which is passed during a regular session of
24 the legislature and which appropriates or transfers money from the state
25 general fund for the ensuing fiscal year shall contain a provision that such
26 bill shall take effect and be in force from and after the effective date of
27 the omnibus reconciliation spending limit bill for that regular session of
28 the legislature or from and after such effective date and a subsequent
29 date or an event occurring after such effective date.

30 (b) Except as provided in subsection (c), the maximum amount of ex-
31 penditures and demand transfers from the state general fund that may
32 be authorized by act of the legislature during the 2004 regular session of
33 the legislature and each regular session of the legislature thereafter, is
34 hereby fixed so that there will be an ending balance in the state general
35 fund for the ensuing fiscal year that is equal to 7.5% or more of the total
36 amount authorized to be expended or transferred by demand transfer
37 from the state general fund in such fiscal year.

38 (c) The provisions of subsection (b) are hereby suspended for the fiscal
39 year ending June 30, ~~2010~~ 2011, and shall not prescribe a maximum
40 amount of expenditures and demand transfers from the state general fund
41 that may be authorized by act of the legislature during the ~~2009~~ 2010
42 regular session of the legislature.

43 Sec. 114. On July 1, 2010, K.S.A. 2009 Supp. 76-775 is hereby amended

1 to read as follows: 76-775. (a) Subject to the other provisions of this act,
2 on the first day of the first state fiscal year commencing after receiving a
3 certification of receipt of a qualifying gift under K.S.A. 2009 Supp. 76-
4 774 and amendments thereto, the director of accounts and reports shall
5 transfer from the state general fund the amount determined by the di-
6 rector of accounts and reports to be the earnings equivalent award for
7 such qualifying gift for the period of time between the date of certification
8 of the qualifying gift and the first day of the ensuing state fiscal year to
9 either (1) the endowed professorship account of the faculty of distinction
10 matching fund of the eligible educational institution, in the case of a
11 certification of a qualifying gift to an eligible educational institution that
12 is a state educational institution, or (2) the faculty of distinction program
13 fund of the state board of regents, in the case of a certification of a
14 qualifying gift to an eligible institution that is not a state educational in-
15 stitution. Subject to the other provisions of this act, on each July 1 there-
16 after, the director of accounts and reports shall make such transfer from
17 the state general fund of the earnings equivalent award for such qualifying
18 gift for the period of the preceding state fiscal year. All transfers made in
19 accordance with the provisions of this subsection shall be considered de-
20 mand transfers from the state general fund, except that all such transfers
21 during the fiscal years ending June 30, ~~2007~~ 2011, and June 30, ~~2008~~
22 2012, shall be considered to be revenue transfers from the state general
23 fund.

24 (b) There is hereby established in the state treasury the faculty of dis-
25 tinction program fund which shall be administered by the state board of
26 regents. All moneys transferred under this section to the faculty of dis-
27 tinction program fund of the state board of regents shall be paid to eligible
28 educational institutions that are not state educational institutions for earn-
29 ings equivalent awards for qualifying gifts to such eligible educational
30 institutions. The state board of regents shall pay from the faculty of dis-
31 tinction program fund the amount of each such transfer to the eligible
32 educational institution for the earnings equivalent award for which such
33 transfer was made under this section.

34 (c) The earnings equivalent award for an endowed professorship shall
35 be determined by the director of accounts and reports and shall be the
36 amount of interest earnings that the amount of the qualifying gift certified
37 by the state board of regents would have earned at the average net earn-
38 ings rate of the pooled money investment board portfolio for the period
39 for which the determination is being made.

40 (d) The total amount of new qualifying gifts which may be certified to
41 the director of accounts and reports under this act during any state fiscal
42 year for all eligible educational institutions shall not exceed \$30,000,000.
43 The total amount of new qualifying gifts which may be certified to the

1 director of accounts and reports under this act during any state fiscal year
2 for any individual eligible educational institution shall not exceed
3 \$10,000,000. No additional qualifying gifts shall be certified by the state
4 board of regents under this act when the total of all transfers from the
5 state general fund for earnings equivalent awards for qualifying gifts pur-
6 suant to this section and amendments thereto for a fiscal year is equal to
7 or greater than \$6,000,000 in fiscal year 2009, \$7,000,000 in fiscal year
8 2010 and \$8,000,000 in fiscal year 2011 and in each fiscal year thereafter.

9 Sec. 115. On July 1, 2010, K.S.A. 2009 Supp. 76-783 is hereby amended
10 to read as follows: 76-783. (a) (1) The Kansas development finance au-
11 thority is hereby authorized to issue from time to time bonds on behalf
12 of the board of regents in such principal amounts as the Kansas devel-
13 opment finance authority and the board of regents determine to be nec-
14 essary to provide sufficient funds to finance scientific research and de-
15 velopment facilities, including, but not limited to, the payment of interest
16 on such bonds, the establishment of reserves to secure such bonds, costs
17 of issuance, refunding any outstanding bonds, and all other expenditures
18 of the board of regents incident to and necessary or convenient to carry
19 out the powers and functions authorized by this act. The Kansas devel-
20 opment finance authority shall not issue any bond or bonds on behalf of
21 the corporation formed by the board of regents under this act. The Kansas
22 development finance authority shall not issue bonds under this act for
23 more than \$120,000,000, in the aggregate, plus all amounts required for
24 costs of any bond issuance, costs of interest on any bond issued or ob-
25 tained for such scientific research and development facilities and any
26 required reserves for payment of principal and interest on any such bond.

27 (2) Except as may otherwise be expressly provided by the board of
28 regents, every obligation of the board of regents with respect to such
29 bonds shall be an obligation of the board of regents payable out of any
30 revenues or moneys of the board of regents derived from annual appro-
31 priations of the legislature. Subject only to any agreements with holders
32 of particular bonds pledging any particular revenues, the board of regents
33 shall use moneys derived from scientific research and development facil-
34 ities to provide funds sufficient to pay principal and interest on any bonds
35 issued pursuant to this act commencing after the date a project is com-
36 pleted and has been accepted by the board of regents. Subject to the
37 provisions of appropriation acts, payment of principal and interest on the
38 bonds shall be made by the state board of regents from annual appro-
39 priations by the legislature from such revenues as are furnished by the
40 board of regents, or from any other available funds, in amounts sufficient
41 to pay principal and interest on the bonds until the bonds are finally paid.

42 (3) Upon acceptance by the board of regents of each project initiated
43 and completed under this act and upon a determination by the board of

1 regents that the period for repayment of debt for such project is to com-
2 mence, the board of regents shall certify to the director of accounts and
3 reports that principal and interest payments for such project are to com-
4 mence and the dates and amounts of all principal and interest payments
5 for such project. Pursuant to each such certification and commencing on
6 or after July 1, 2004, the director of accounts and reports shall transfer,
7 from the state general fund to the debt service fund or funds at a state
8 educational institution as specified in the certification for such project,
9 the amount certified on or before the respective payment date therefor.
10 Transfers shall be made under this section pursuant to any such certifi-
11 cation on or after July 1, 2004. *Each such transfer during the fiscal years*
12 *ending June 30, 2011, and June 30, 2012, shall be considered to be revenue*
13 *transfers from the state general fund.* The aggregate of all such transfers
14 from the state general fund during any fiscal year shall not exceed
15 \$10,000,000 and the aggregate of all such transfers from the state general
16 fund under this section shall not exceed \$50,000,000. The Kansas devel-
17 opment finance authority and the board of regents shall enter into con-
18 tracts with respect to the scientific research and development facilities
19 financed under this act prescribing the obligation of the board of regents
20 and the state educational institutions to provide for repayment of amounts
21 of bond debt service in addition to those amounts provided for by trans-
22 fers under this section from the state general fund.

23 (b) (1) The bonds shall be authorized by a resolution adopted by the
24 board of directors of the Kansas development finance authority.

25 (2) Except as otherwise provided in this act, bonds issued by the Kansas
26 development finance authority under authority of this act shall be subject
27 to the provisions of K.S.A. 74-8901 et seq., and amendments thereto.

28 (c) Any resolution authorizing the board of regents to incur any obli-
29 gation with respect to bonds issued by the Kansas development finance
30 authority may contain such provisions as deemed appropriate by the
31 board of regents for the purpose of carrying out the purposes of this act
32 and securing such bonds, which shall be a part of the contract with the
33 holders thereof, including, but not limited to, provisions:

34 (1) Pledging all or any part of the revenues of the board of regents
35 derived from scientific research and development facilities to secure the
36 payment of the bonds or of any issue thereof, subject to such agreements
37 with bondholders as may then exist;

38 (2) the setting aside of reserves or sinking funds and the regulation and
39 disposition thereof;

40 (3) limitations on the issuance of additional bonds or other obligations,
41 the terms upon which additional bonds or obligations may be issued and
42 secured, and the refunding of outstanding or other bonds;

43 (4) defining the acts or omissions to act which shall constitute a default

1 in the obligations and duties of the board of regents to the Kansas de-
2 velopment finance authority, the applicable bond trustee or the holders
3 of the bonds, except that such rights and remedies shall not be inconsis-
4 tent with the general laws of this state and the other provisions of this
5 act; and

6 (5) any other matters, of like or different character, which in any way
7 affect the security or protection of the holders of the notes or bonds.

8 (d) Any of the provisions relating to any bonds described in this section
9 may be set forth in a trust indenture, loan agreement, lease agreement
10 or other financing document authorized by a resolution of the board of
11 regents or the board of directors of the Kansas development finance au-
12 thority.

13 (e) The bonds of each issue may, in the discretion of the board of
14 directors of the Kansas development finance authority, be made redeem-
15 able before maturity at such prices and under such terms and conditions
16 as may be determined by the board of directors of the Kansas develop-
17 ment finance authority. Bonds issued on behalf of the board of regents
18 shall mature at such time, not exceeding 30 years from their date of issue,
19 as may be determined by the board of regents and the board of directors
20 of the Kansas development finance authority. The bonds may be issued
21 as serial bonds payable in annual installments or as term bonds or as a
22 combination thereof. The bonds shall bear interest at such rate either
23 fixed or variable, be in such denominations, be in such form, either cou-
24 pon or registered, carry such registration privileges, be executed in such
25 manner, be payable in such medium of payment and at such place, and
26 be subject to such terms of redemption as provided in the resolution of
27 trust indenture. The bonds may be sold by the Kansas development fi-
28 nance authority, at public or private sale, at such price as the board of
29 directors of the Kansas development finance authority shall determine.

30 (f) In case any officer of the Kansas development finance authority
31 whose signature or a facsimile of whose signature appears on any bonds
32 or coupons attached thereto ceases to be such officer before the delivery
33 thereof, such signature or such facsimile shall nevertheless be valid and
34 sufficient for all purposes the same as if such officer had remained in
35 office until such delivery.

36 (g) Any bonds issued by the Kansas development finance authority
37 pursuant to this section, and the income therefrom (including any profit
38 from the sale thereof) shall at all times be free from taxation by the state
39 or any agency, political subdivision or instrumentality of the state, includ-
40 ing income, inheritance and property taxes.

41 (h) Any holder of bonds issued under the provisions of this act, or any
42 coupons appertaining thereto and the trustee under any trust agreement
43 or resolution authorizing the issuance of such bonds, except the rights

1 under this act may be restricted by such trust agreement or resolution,
2 may, either at law or in equity by suit, action, mandamus or other pro-
3 ceeding, protect and enforce any and all rights under the laws of the state
4 or granted under this act or under such agreement or resolution, or under
5 any other contract executed by the board of regents pursuant to this act,
6 and may enforce and compel the performance of all duties required by
7 this act or by such trust agreement or resolution to be performed by the
8 board of regents or by an officer thereof.

9 (i) The bonds shall be special, limited obligations of the Kansas devel-
10 opment finance authority and the state shall not be liable for bonds issued
11 by the Kansas development finance authority on behalf of the board of
12 regents, and such bonds shall not constitute a debt of the state.

13 (j) Neither the board of regents, the board of the Kansas development
14 finance authority nor any authorized employee of the board of regents or
15 the Kansas development finance authority shall be personally liable for
16 such bonds by reason of the issuance thereof.

17 (k) Nothing in this act shall be construed as a restriction or limitation
18 upon any other powers which the board of regents might otherwise have
19 under any other law of this state, and this act is cumulative to any such
20 powers. This act does and shall be construed to provide a complete, ad-
21 ditional and alternative method for the doing of the things authorized
22 thereby and shall be regarded as supplemental and additional to powers
23 conferred by other laws. The issuance of bonds under the provisions of
24 this act need not comply with the requirements of any other state law
25 applicable to the issuance of bonds. No proceedings, notice or approval
26 shall be required for the issuance of any bonds or any instrument as
27 security therefor, except as is provided in this act.

28 (l) Any of the provisions relating to bonds described in this section may
29 be included in any contracts between the board of regents and the Kansas
30 development finance authority relating to obligations of the Kansas de-
31 velopment finance authority issued on behalf of the board of regents.

32 Sec. 116. On July 1, 2010, K.S.A. 2009 Supp. 76-7,107 is hereby
33 amended to read as follows: 76-7,107. (a) (1) On July 1, 2008, or as soon
34 thereafter as sufficient moneys are available, \$7,000,000 shall be trans-
35 ferred by the director of accounts and reports from the state general fund
36 to the infrastructure maintenance fund established by K.S.A. 2009 Supp.
37 76-7,104, and amendments thereto.

38 (2) No moneys shall be transferred by the director of accounts and
39 reports from the state general fund to the infrastructure maintenance
40 fund established by K.S.A. 2009 Supp. 76-7,104, and amendments
41 thereto, during the fiscal year ending June 30, 2010, pursuant to this
42 section.

43 (3) ~~On July 1, 2010, or as soon thereafter as sufficient moneys are~~

1 ~~available, \$15,000,000~~ No moneys shall be transferred by the director of
2 accounts and reports from the state general fund to the infrastructure
3 maintenance fund established by K.S.A. 2009 Supp. 76-7,104, and
4 amendments thereto, *during the fiscal year ending June 30, 2011, pur-*
5 *suant to this section.*

6 (4) ~~On July 1, 2011, or as soon thereafter as sufficient moneys are~~
7 ~~available, \$10,000,000~~ No moneys shall be transferred by the director of
8 accounts and reports from the state general fund to the infrastructure
9 maintenance fund established by K.S.A. 2009 Supp. 76-7,104, and
10 amendments thereto *during the fiscal year ending June 30, 2012, pur-*
11 *suant to this section.*

12 (b) All transfers made in accordance with the provisions of this section
13 shall be considered to be demand transfers from the state general fund.

14 (c) All moneys credited to the infrastructure maintenance fund shall
15 be expended or transferred only for the purpose of paying the cost of
16 projects approved by the state board pursuant to the state educational
17 institution long-term infrastructure maintenance program.

18 Sec. 117. On July 1, 2010, K.S.A. 2009 Supp. 79-2959 is hereby
19 amended to read as follows: 79-2959. (a) There is hereby created the local
20 ad valorem tax reduction fund. All moneys transferred or credited to such
21 fund under the provisions of this act or any other law shall be apportioned
22 and distributed in the manner provided herein.

23 (b) On January 15 and on July 15 of each year, the director of accounts
24 and reports shall make transfers in equal amounts which in the aggregate
25 equal 3.63% of the total retail sales and compensating taxes credited to
26 the state general fund pursuant to articles 36 and 37 of chapter 79 of
27 Kansas Statutes Annotated and acts amendatory thereof and supplemen-
28 tal thereto during the preceding calendar year from the state general fund
29 to the local ad valorem tax reduction fund, except that: (1) No moneys
30 shall be transferred from the state general fund to the local ad valorem
31 tax reduction fund during state fiscal years 2009, 2010 ~~and~~, 2011, *and*
32 *2012*, and (2) the amount of the transfer on each such date shall be
33 \$13,500,000 during fiscal year ~~2012~~ 2013, \$20,250,000 during fiscal year
34 ~~2013~~ 2014, and \$27,000,000 during fiscal year ~~2014~~ 2015 and all fiscal
35 years thereafter. All such transfers are subject to reduction under K.S.A.
36 75-6704, and amendments thereto. All transfers made in accordance with
37 the provisions of this section shall be considered to be demand transfers
38 from the state general fund, except that all such transfers during fiscal
39 year ~~2012~~ 2013 shall be considered to be revenue transfers from the state
40 general fund.

41 (c) The state treasurer shall apportion and pay the amounts transferred
42 under subsection (b) to the several county treasurers on January 15 and
43 on July 15 in each year as follows: (1) Sixty-five percent of the amount to

1 be distributed shall be apportioned on the basis of the population figures
2 of the counties certified to the secretary of state pursuant to K.S.A. 11-
3 201, and amendments thereto, on July 1 of the preceding year; and (2)
4 thirty-five percent of such amount shall be apportioned on the basis of
5 the equalized assessed tangible valuations on the tax rolls of the counties
6 on November 1 of the preceding year as certified by the director of prop-
7 erty valuation.

8 Sec. 118. On July 1, 2010, K.S.A. 2009 Supp. 79-2964 is hereby
9 amended to read as follows: 79-2964. There is hereby created the county
10 and city revenue sharing fund. All moneys transferred or credited to such
11 fund under the provisions of this act or any other law shall be allocated
12 and distributed in the manner provided herein. The director of accounts
13 and reports in each year on July 15 and December 10, shall make transfers
14 in equal amounts which in the aggregate equal 2.823% of the total retail
15 sales and compensating taxes credited to the state general fund pursuant
16 to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated and
17 acts amendatory thereof and supplemental thereto during the preceding
18 calendar year from the state general fund to the county and city revenue
19 sharing fund, except that no moneys shall be transferred from the state
20 general fund to the county and city revenue sharing fund during state
21 fiscal years ~~2010~~ 2011 and ~~2011~~ 2012. All such transfers are subject to
22 reduction under K.S.A. 75-6704, and amendments thereto. All transfers
23 made in accordance with the provisions of this section shall be considered
24 to be demand transfers from the state general fund.

25 Sec. 119. On July 1, 2010, K.S.A. 2009 Supp. 79-2978 is hereby
26 amended to read as follows: 79-2978. (a) There is hereby established in
27 the state treasury the business machinery and equipment tax reduction
28 assistance fund which shall be administered by the state treasurer. All
29 expenditures from the business machinery and equipment tax reduction
30 assistance fund shall be for the payments to counties for distribution to
31 taxing subdivisions levying ad valorem taxes within the county in accord-
32 ance with this section.

33 (b) The secretary of revenue shall adopt a policy using the most current
34 information that is available, and that is determined to be practicable by
35 the secretary for this purpose and shall calculate the following:

36 (1) On January 31, 2008, 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 commercial and industrial machinery and equipment for all
39 taxing subdivisions within the county imposing ad valorem taxes on com-
40 mercial and industrial machinery and equipment for tax year 2005, and
41 the total of such ad valorem taxes levied for tax year 2007 not including
42 any such ad valorem taxes on commercial and industrial machinery and
43 equipment that were abated or exempted prior to July 1, 2006, and which

1 such abatement or exemption expired after July 1, 2006. On or before
2 February 15, 2008, subject to the provisions of subsection (d), the state
3 treasurer shall pay to the county treasurer of each county an amount equal
4 to 90% of such difference for distribution as provided in subsection (e).

5 (2) On January 31, 2009, 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 2008 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 March 2,
14 2009, subject to the provisions of subsection (d) and subsection (g), the
15 state treasurer shall pay to the county treasurer of each county an amount
16 equal to 70% of such difference for distribution as provided in subsection
17 (e).

18 (3) On January 31, 2010, the secretary shall calculate for each county
19 an amount equal to the difference in total ad valorem taxes levied by the
20 county on commercial and industrial machinery and equipment for all
21 taxing subdivisions within the county imposing ad valorem taxes on com-
22 mercial and industrial machinery and equipment for tax year 2005, and
23 the total of such ad valorem taxes levied for tax year 2009 not including
24 any such ad valorem taxes on commercial and industrial machinery and
25 equipment that were abated or exempted prior to July 1, 2006, and which
26 such abatement or exemption expired after July 1, 2006. On or before
27 February 15, 2010, subject to the provisions of subsection (d), the state
28 treasurer shall pay to the county treasurer of each county an amount equal
29 to 50% of such difference for distribution as provided in subsection (e).

30 (4) On January 31, 2011, the secretary shall calculate for each county
31 an amount equal to the difference in total ad valorem taxes levied by the
32 county on commercial and industrial machinery and equipment for all
33 taxing subdivisions within the county imposing ad valorem taxes on com-
34 mercial and industrial machinery and equipment for tax year 2005, and
35 the total of such ad valorem taxes levied for tax year 2010 not including
36 any such ad valorem taxes on commercial and industrial machinery and
37 equipment that were abated or exempted prior to July 1, 2006, and which
38 such abatement or exemption expired after July 1, 2006. On or before
39 February 15, 2011, subject to the provisions of subsection (d), the state
40 treasurer shall pay to the county treasurer of each county an amount equal
41 to 30% of such difference for distribution as provided in subsection (e).

42 (5) On January 31, 2012, the secretary shall calculate for each county
43 an amount equal to the difference in total ad valorem taxes levied by the

1 county on commercial and industrial machinery and equipment for all
2 taxing subdivisions within the county imposing ad valorem taxes on com-
3 mercial and industrial machinery and equipment for tax year 2005, and
4 the total of such ad valorem taxes levied for tax year 2011 not including
5 any such ad valorem taxes on commercial and industrial machinery and
6 equipment that were abated or exempted prior to July 1, 2006, and which
7 such abatement or exemption expired after July 1, 2006. On or before
8 February 15, 2012, subject to the provisions of subsection (d), the state
9 treasurer shall pay to the county treasurer of each county an amount equal
10 to 10% of such difference for distribution as provided in subsection (e).

11 (6) There shall be no payments made pursuant to this section after the
12 payments made by the state treasurer on or before February 15, 2012,
13 and the provisions of this section shall expire at such time.

14 (c) The calculations required by subsection (b) shall be based upon a
15 certification made by the county clerk on or before November 15 of the
16 tax year and submitted to the director of property valuation. Such certi-
17 fication shall be in a format devised and prescribed by the director of
18 property valuation. Such certification shall report the total ad valorem
19 taxes levied by the county on commercial and industrial machinery and
20 equipment for all taxing subdivisions within the county imposing ad va-
21 lorem taxes on commercial and industrial machinery and equipment. The
22 county clerk shall provide a copy of such certification to the county trea-
23 surer for the purpose of determining the distribution of moneys pursuant
24 to the provisions of subsection (e)(2) paid to the county pursuant to sub-
25 section (b) by the state treasurer.

26 (d) If the amount calculated for the difference in subsections (b)(1)
27 through (b)(5) is negative, the amount calculated for such county for such
28 year shall be deemed to be zero and no amount shall be paid to the county
29 treasurer of such county as otherwise provided in subsection (b). Nothing
30 in this section shall be construed to require the county to make any pay-
31 ments to the state in such event that the amount calculated for the dif-
32 ference is negative for the county for such year.

33 (e) (1) On January 31 of each year specified in this section, the secretary
34 of revenue shall certify to the director of accounts and reports the aggre-
35 gate of all amounts determined for counties pursuant to subsection (b).
36 Upon receipt of such certification, the director of accounts and reports
37 shall transfer the amount certified from the state general fund to the
38 business machinery and equipment tax reduction assistance fund, except
39 that (A) the aggregate amount of moneys transferred from the state gen-
40 eral fund to the business machinery and equipment tax reduction assis-
41 tance fund during the state fiscal year ending June 30, 2009, pursuant to
42 this section shall not exceed the maximum amount determined pursuant
43 to subsection (g), (B) an amount equal to 50% of the maximum amount

1 determined pursuant to subsection (g) shall be transferred from the state
2 general fund to the business machinery and equipment tax reduction
3 assistance fund on March 2, 2009, ~~and~~ (C) no moneys shall be transferred
4 from the state general fund to the business machinery and equipment tax
5 reduction assistance fund during the state fiscal year ending June 30,
6 2010, pursuant to this section, (D) *no moneys shall be transferred from*
7 *the state general fund to the business machinery and equipment tax re-*
8 *duction assistance fund during the state fiscal year ending June 30, 2011,*
9 *pursuant to this section, and (E) no moneys shall be transferred from the*
10 *state general fund to the business machinery and equipment tax reduction*
11 *assistance fund during the state fiscal year ending June 30, 2012, pursuant*
12 *to this section.*

13 (2) The state treasurer shall apportion and distribute the moneys cred-
14 ited to the business machinery and equipment tax reduction assistance
15 fund to the county treasurers in accordance with subsection (b). Upon
16 receipt of each such amount, each county treasurer shall apportion such
17 amount among the ad valorem taxing subdivisions imposing ad valorem
18 taxes on commercial and industrial machinery and equipment in an
19 amount equal to the difference between the total ad valorem taxes on
20 commercial and industrial machinery and equipment levied by each such
21 ad valorem taxing subdivision for the tax year 2005 and the total ad va-
22 lorem taxes on commercial and industrial machinery and equipment lev-
23 ied by each such ad valorem taxing subdivision for the tax year of the
24 apportionment, subject to the percentage reduction set forth in subsec-
25 tion (b) for the tax year of the apportionment of such moneys to that
26 county. The county treasurer shall pay such amounts to the taxing sub-
27 divisions at the same time or times as their regular operating tax rate mill
28 levy is paid to them.

29 (f) Before January 31 of 2007 through 2013, the secretary of revenue
30 shall make a detailed report of amounts calculated as required pursuant
31 to subsection (b) for each individual county and in aggregate for all the
32 counties for the current year along with any projections for future years,
33 amounts distributed to the counties pursuant to this section, the amount
34 of ad valorem taxes on commercial and industrial machinery and equip-
35 ment not included in the total ad valorem taxes for each tax year due to
36 the fact that the tax liability of such machinery and equipment was abated
37 or exempted prior to July 1, 2006, and such abatement or exemption
38 expired after July 1, 2006, for each individual county and in aggregate for
39 all counties and all other relevant information related to the provisions of
40 this section, and shall present such report before such date to the house
41 committee on taxation of the house of representatives and the senate
42 committee on assessment and taxation of the senate for consideration by
43 the legislature in making any appropriate adjustments to the provisions

1 of this section.

2 (g) (1) The maximum amount that may be transferred during the fiscal
3 year ending June 30, 2009, from the state general fund to the business
4 machinery and equipment tax reduction assistance fund pursuant to this
5 section shall be equal to (A) the amount equal to 93.5% of the aggregate
6 amount determined under subsection (b)(2) plus the amount equal to
7 93.5% of the aggregate amount determined under subsection (b)(2) of
8 K.S.A. 2009 Supp. 79-2979, and amendments thereto, multiplied by (B)
9 the result obtained by dividing the amount equal to 93.5% of the aggre-
10 gate amount determined under subsection (b)(2) by the aggregate of the
11 amount equal to 93.5% of the aggregate amount determined under sub-
12 section (b)(2) plus the amount equal to 93.5% of the aggregate amount
13 determined under subsection (b)(2) of K.S.A. 2009 Supp. 79-2979, and
14 amendments thereto.

15 (2) If a maximum amount is imposed under this subsection and the
16 aggregate amount transferred from the state general fund to the business
17 machinery and equipment tax reduction assistance fund during state fiscal
18 year 2009 pursuant to this section is reduced, then the amount allocated
19 to each county by the state treasurer under subsection (b)(2) shall be
20 reduced proportionately with respect to aggregate reduction in the
21 amount of such transfer from the state general fund to the business ma-
22 chinery and equipment tax reduction assistance fund during state fiscal
23 year 2009.

24 Sec. 120. On July 1, 2010, K.S.A. 2009 Supp. 79-2979 is hereby
25 amended to read as follows: 79-2979. (a) There is hereby established in
26 the state treasury the telecommunications and railroad machinery and
27 equipment tax reduction assistance fund which shall be administered by
28 the state treasurer. All expenditures from the telecommunications and
29 railroad machinery and equipment tax reduction assistance fund shall be
30 for the payments to counties for distribution to taxing subdivisions levying
31 ad valorem taxes within the county in accordance with this section.

32 (b) The secretary of revenue shall adopt a policy using the most current
33 information that is available, and that is determined to be practicable by
34 the secretary for this purpose and shall calculate the following:

35 (1) On January 31, 2008, 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 telecommunications machinery and equipment and railroad
38 machinery and equipment for all taxing subdivisions within the county
39 imposing ad valorem taxes on telecommunications machinery and equip-
40 ment and railroad machinery and equipment for tax year 2005, and the
41 total of such ad valorem taxes levied for tax year 2007 not including any
42 such ad valorem taxes on telecommunications machinery and equipment
43 and railroad machinery and equipment that were abated or exempted

1 prior to July 1, 2006, and which such abatement or exemption expired
2 after July 1, 2006. On or before February 15, 2008, subject to the pro-
3 visions of subsection (c), the state treasurer shall pay to the county trea-
4 surer of each county an amount equal to 90% of such difference for
5 distribution as provided in subsection (d).

6 (2) On January 31, 2009, the secretary shall calculate for each county
7 an amount equal to the difference in total ad valorem taxes levied by the
8 county on telecommunications machinery and equipment and railroad
9 machinery and equipment for all taxing subdivisions within the county
10 imposing ad valorem taxes on telecommunications machinery and equip-
11 ment and railroad machinery and equipment for tax year 2005, and the
12 total of such ad valorem taxes levied for tax year 2008 not including any
13 such ad valorem taxes on telecommunications machinery and equipment
14 and railroad machinery and equipment that were abated or exempted
15 prior to July 1, 2006, and which such abatement or exemption expired
16 after July 1, 2006. On March 2, 2009, subject to the provisions of sub-
17 section (c) and subsection (f), the state treasurer shall pay to the county
18 treasurer of each county an amount equal to 70% of such difference for
19 distribution as provided in subsection (d).

20 (3) On January 31, 2010, the secretary shall calculate for each county
21 an amount equal to the difference in total ad valorem taxes levied by the
22 county on telecommunications machinery and equipment and railroad
23 machinery and equipment for all taxing subdivisions within the county
24 imposing ad valorem taxes on telecommunications machinery and equip-
25 ment and railroad machinery and equipment for tax year 2005, and the
26 total of such ad valorem taxes levied for tax year 2009 not including any
27 such ad valorem taxes on telecommunications machinery and equipment
28 and railroad machinery and equipment that were abated or exempted
29 prior to July 1, 2006, and which such abatement or exemption expired
30 after July 1, 2006. On or before February 15, 2010, subject to the pro-
31 visions of subsection (c), the state treasurer shall pay to the county trea-
32 surer of each county an amount equal to 50% of such difference for
33 distribution as provided in subsection (d).

34 (4) On January 31, 2011, the secretary shall calculate for each county
35 an amount equal to the difference in total ad valorem taxes levied by the
36 county on telecommunications machinery and equipment and railroad
37 machinery and equipment for all taxing subdivisions within the county
38 imposing ad valorem taxes on telecommunications machinery and equip-
39 ment and railroad machinery and equipment for tax year 2005, and the
40 total of such ad valorem taxes levied for tax year 2010 not including any
41 such ad valorem taxes on telecommunications machinery and equipment
42 and railroad machinery and equipment that were abated or exempted
43 prior to July 1, 2006, and which such abatement or exemption expired

1 after July 1, 2006. On or before February 15, 2011, subject to the pro-
2 visions of subsection (c), the state treasurer shall pay to the county trea-
3 surer of each county an amount equal to 30% of such difference for
4 distribution as provided in subsection (d).

5 (5) On January 31, 2012, 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 telecommunications machinery and equipment and railroad
8 machinery and equipment for all taxing subdivisions within the county
9 imposing ad valorem taxes on telecommunications machinery and equip-
10 ment and railroad machinery and equipment for tax year 2005, and the
11 total of such ad valorem taxes levied for tax year 2011 not including any
12 such ad valorem taxes on telecommunications machinery and equipment
13 and railroad machinery and equipment that were abated or exempted
14 prior to July 1, 2006, and which such abatement or exemption expired
15 after July 1, 2006. On or before February 15, 2012, subject to the pro-
16 visions of subsection (c), the state treasurer shall pay to the county trea-
17 surer of each county an amount equal to 10% of such difference for
18 distribution as provided in subsection (d).

19 (6) There shall be no payments made pursuant to this section after the
20 payments made by the state treasurer on or before February 15, 2012,
21 and the provisions of this section shall expire at such time.

22 (c) If the amount calculated for the difference in subsections (b)(1)
23 through (b)(5) is negative, the amount calculated for such county for such
24 year shall be deemed to be zero and no amount shall be paid to the county
25 treasurer of such county as otherwise provided in subsection (b). Nothing
26 in this section shall be construed to require the county to make any pay-
27 ments to the state in such event that the amount calculated for the dif-
28 ference is negative for the county for such year.

29 (d) (1) On January 31 of each year specified in this section, the secretary
30 of revenue shall certify to the director of accounts and reports the aggre-
31 gate of all amounts determined for counties pursuant to subsection (b).
32 Upon receipt of such certification, the director of accounts and reports
33 shall transfer the amount certified from the state general fund to the
34 telecommunications and railroad machinery and equipment tax reduction
35 assistance fund, except that (A) the aggregate amount of moneys trans-
36 ferred from the state general fund to the telecommunications and railroad
37 machinery and equipment tax reduction assistance fund during the state
38 fiscal year ending June 30, 2009, pursuant to this section shall not exceed
39 the maximum amount determined pursuant to subsection (f), (B) an
40 amount equal to 50% of the maximum amount determined pursuant to
41 subsection (f) shall be transferred from the state general fund to the
42 telecommunications and railroad machinery and equipment tax reduction
43 assistance fund on March 2, 2009, and (C) no moneys shall be transferred

1 from the state general fund to the telecommunications and railroad ma-
2 chinery and equipment tax reduction assistance fund during the state
3 fiscal year ending June 30, 2010, pursuant to this section, *(D) no moneys*
4 *shall be transferred from the state general fund to the telecommunications*
5 *and railroad machinery and equipment tax reduction assistance fund dur-*
6 *ing the state fiscal year ending June 30, 2011, pursuant to this section,*
7 *and (E) no moneys shall be transferred from the state general fund to the*
8 *telecommunications and railroad machinery and equipment tax reduction*
9 *assistance fund during the state fiscal year ending June 30, 2012, pursuant*
10 *to this section.*

11 (2) The state treasurer shall apportion and distribute the moneys cred-
12 ited to the telecommunications and railroad machinery and equipment
13 tax reduction assistance fund to the county treasurers in accordance with
14 subsection (b). Upon receipt of each such amount, each county treasurer
15 shall apportion such amount among the ad valorem taxing subdivisions
16 imposing ad valorem taxes on telecommunications machinery and equip-
17 ment and railroad machinery and equipment in an amount equal to the
18 difference between the total ad valorem taxes on telecommunications
19 machinery and equipment and railroad machinery and equipment levied
20 by each such ad valorem taxing subdivision for the tax year 2005 and the
21 total ad valorem taxes on telecommunications machinery and equipment
22 and railroad machinery and equipment levied by each such ad valorem
23 taxing subdivision for the tax year of the apportionment, subject to the
24 percentage reduction set forth in subsection (b) for the tax year of the
25 apportionment of such moneys to that county. The county treasurer shall
26 pay such amounts to the taxing subdivisions at the same time or times as
27 their regular operating tax rate mill levy is paid to them.

28 (e) Before January 31 of 2007 through 2013, the secretary of revenue
29 shall make a detailed report of amounts calculated as required pursuant
30 to subsection (b) for each individual county and in aggregate for all the
31 counties for the current year along with any projections for future years,
32 amounts distributed to the counties pursuant to this section, the amount
33 of ad valorem taxes on telecommunications machinery and equipment
34 and railroad machinery and equipment not included in the total of ad
35 valorem taxes for each tax year due to the fact that the tax liability of such
36 machinery and equipment was abated or exempted prior to July 1, 2006,
37 and the abatement or exemption expired after July 1, 2006, for each in-
38 dividual county and in aggregate for all counties and all other relevant
39 information related to the provisions of this section, and shall present
40 such report before such date to the house committee on taxation of the
41 house of representatives and the senate committee on assessment and
42 taxation of the senate for consideration by the legislature in making any
43 appropriate adjustments to the provisions of this section.

1 (f) (1) The maximum amount that may be transferred during the fiscal
2 year ending June 30, 2009, from the state general fund to the telecom-
3 munications and railroad machinery and equipment tax reduction assis-
4 tance fund pursuant to this section shall be equal to (A) the amount equal
5 to 93.5% of the aggregate amount determined under subsection (b)(2)
6 plus the amount equal to 93.5% of the aggregate amount determined
7 under subsection (b)(2) of K.S.A. 2009 Supp. 79-2978, and amendments
8 thereto, multiplied by (B) the result obtained by dividing the amount
9 equal to 93.5% of the aggregate amount determined under subsection
10 (b)(2) by the aggregate of the amount equal to 93.5% of the aggregate
11 amount determined under subsection (b)(2) plus the amount equal to
12 93.5% of the aggregate amount determined under subsection (b)(2) of
13 K.S.A. 2009 Supp. 79-2978, and amendments thereto.

14 (2) If a maximum amount is imposed under this subsection and the
15 aggregate amount transferred from the state general fund to the telecom-
16 munications and railroad machinery and equipment tax reduction assis-
17 tance fund during state fiscal year 2009 pursuant to this section is re-
18 duced, then the amount allocated to each county by the state treasurer
19 under subsection (b)(2) shall be reduced proportionately with respect to
20 aggregate reduction in the amount of such transfer from the state general
21 fund to the telecommunications and railroad machinery and equipment
22 tax reduction assistance fund during state fiscal year 2009.

23 Sec. 121. On July 1, 2010, K.S.A. 2009 Supp. 79-3425i is hereby
24 amended to read as follows: 79-3425i. (a) On January 15 and July 15 of
25 each year, the director of accounts and reports shall transfer a sum equal
26 to the total taxes collected under the provisions of K.S.A. 79-6a04 and
27 79-6a10, and amendments thereto, and credited to the state general fund
28 during the six months next preceding the date of transfer, from the state
29 general fund to the special city and county highway fund, created by
30 K.S.A. 79-3425, and amendments thereto, except that: (1) Such transfers
31 are subject to reduction under K.S.A. 75-6704, and amendments thereto;
32 ~~and (2) the amount of moneys transferred from the state general fund to~~
33 ~~the special city and county highway fund during state fiscal year 2009 on~~
34 ~~each such date shall not exceed \$3,330,543.50; and (3) no moneys shall~~
35 ~~be transferred from the state general fund to the special city and county~~
36 ~~highway fund during state fiscal year 2010; and (4) notwithstanding the~~
37 ~~provisions of K.S.A. 79-3425e and 79-3425i, and amendments thereto, or~~
38 ~~any other statute, the aggregate amount of \$6,661,087 of the moneys~~
39 ~~credited to the special city and county highway fund shall be paid on or~~
40 ~~before April 14, 2009, by the state treasurer in accordance with the fol-~~
41 ~~lowing to the following counties in the amounts specified respectively~~
42 ~~therefor with the requirement that the moneys received by each such~~
43 ~~county shall be deposited and administered in accordance with K.S.A. 79-~~

1 ~~3425c, and amendments thereto, including any redistributions provided~~
2 ~~for by that statute: Barton county, \$174,544.98; Butler county,~~
3 ~~\$890,898.90; Chautauqua county, \$7,293.76; Clay county, \$15,533.75;~~
4 ~~Comanche county, \$15,525.56; Cowley county, \$151,493.36; Douglas~~
5 ~~county, \$1,152,561.96; Finney county, \$38,376.16; Geary county,~~
6 ~~\$41,101.83; Grant county, \$11,827.23; Lane county, \$6,986.21; Leaven-~~
7 ~~worth county, \$655,874.14; Ness county, \$13,000.51; Rice county,~~
8 ~~\$9,780.01; Russell county, \$18,610.55; Shawnee county, \$3,299,659.69;~~
9 ~~Sherman county, \$29,689.72; Stevens county, \$7,532.41; Trego county,~~
10 ~~\$4,257.37, and Wyandotte county, \$116,537.47, which shall be for the~~
11 ~~purpose of providing such counties, cities and other local governmental~~
12 ~~entities the amounts that were not paid as directed by statute during state~~
13 ~~fiscal years 2006, 2007 and 2008 state fiscal year 2011 or state fiscal year~~
14 ~~2012. All transfers under this section shall be considered to be demand~~
15 ~~transfers from the state general fund except that all such transfers during~~
16 ~~the fiscal years ending June 30, 2010, and June 30, 2011, shall be consid-~~
17 ~~ered to be revenue transfers from the state general fund. Any transfers~~
18 ~~of moneys from the state general fund to the special city and county~~
19 ~~highway fund during the state fiscal year ending June 30, 2009, pursuant~~
20 ~~to the provisions of K.S.A. 79-3425i, and amendments thereto, or any~~
21 ~~other statute, that have been made prior to the effective date of this act~~
22 ~~shall be reversed by the director of accounts and reports and reversing~~
23 ~~entries shall be entered upon the accounting records of the state treasurer~~
24 ~~therefor.~~

25 (b) During the state fiscal year ending June 30, 2010, on July 15, 2009,
26 and January 15, 2010, the director of accounts and reports shall transfer
27 \$2,515,916 from the state highway fund to the special city and county
28 highway fund, created by K.S.A. 79-3425, and amendments thereto.

29 Sec. 122. On July 1, 2010, K.S.A. 2009 Supp. 79-34,156 is hereby
30 amended to read as follows: 79-34,156. On April 1, 2007, the director of
31 accounts and reports shall transfer \$437,500 from the state economic
32 development initiatives fund to the Kansas qualified biodiesel fuel pro-
33 ducer incentive fund. If sufficient moneys are not available in the state
34 economic development initiatives fund for such transfer on April 1, 2007,
35 then the director of accounts and reports shall transfer on such date the
36 amount available in the state economic development initiatives fund in
37 accordance with this section and shall transfer on such date, or as soon
38 thereafter as moneys are available therefor, the amount equal to the in-
39 sufficiency from the state general fund to the Kansas qualified biodiesel
40 fuel producer incentive fund. On July 1, 2007, and quarterly thereafter,
41 the director of accounts and reports shall transfer \$875,000 from the state
42 economic development initiatives fund to the Kansas qualified biodiesel
43 fuel producer incentive fund, except: (a) That, *during the fiscal year end-*

1 *ing June 30, 2011, on July 1, 2008 2010, October 1, 2008 2010, and*
2 *January 1, 2009 2011, and April 1, 2011, the director of accounts and*
3 *reports shall transfer \$100,000 \$50,000 from the state economic devel-*
4 *opment initiatives fund to the Kansas qualified biodiesel fuel producer*
5 *incentive fund, and (b) that on April 1, 2009, if sufficient moneys are not*
6 *available in the state economic development initiatives fund for any such*
7 *transfer during the fiscal year ending June 30, 2011, then the director of*
8 *accounts and reports shall transfer \$74,000 from the amount available in*
9 *the state economic development initiatives fund to the Kansas qualified*
10 *biodiesel fuel producer incentive fund on the date specified in the fiscal*
11 *year ending June 30, 2011. If sufficient moneys are not available in the*
12 *state economic development initiatives fund for such transfer on July 1,*
13 *2007 2011, and on the first day of any calendar quarter thereafter, in any*
14 *such fiscal year, then the director of accounts and reports shall transfer*
15 *on such date the amount available in the state economic development*
16 *initiatives fund in accordance with this section and shall transfer on such*
17 *date, or as soon thereafter as moneys are available therefor, the amount*
18 *equal to the insufficiency from the state general fund to the Kansas qual-*
19 *ified biodiesel fuel producer incentive fund; except that no moneys shall*
20 *be transferred from the state general fund to the Kansas biodiesel fuel*
21 *producer fund during the fiscal year ending June 30, 2011.*

22 Sec. 123. On the effective date of this act, K.S.A. 2009 Supp. 79-34,171
23 is hereby amended to read as follows: 79-34,171. (a) On January 1, 2009,
24 and quarterly thereafter, the director of accounts and reports shall trans-
25 fer \$400,000 from the state general fund to the Kansas retail dealer in-
26 centive fund, *except that (1) no moneys shall be transferred pursuant to*
27 *this section from the state general fund to the Kansas retail dealer incen-*
28 *tive fund during the fiscal years ending June 30, 2010, or June 30, 2011,*
29 *or June 30, 2012, and (2) any transfers of moneys from the state general*
30 *fund to the Kansas retail dealer incentive fund during the state fiscal year*
31 *ending June 30, 2010, under this or any other statute that have been made*
32 *prior to the effective date of this act shall be reversed by the director of*
33 *accounts and reports and reversing entries shall be entered upon the ac-*
34 *counting records of the state treasurer therefor. On and after July 1, 2009,*
35 *the unobligated balance in the Kansas retail dealer incentive fund shall*
36 *not exceed \$1.5 million. If the unobligated balance of the fund exceeds*
37 *\$1.1 million at the time of a quarterly transfer, the transfer shall be limited*
38 *to the amount necessary for the fund to reach a total of \$1.5 million.*

39 (b) There is hereby created in the state treasury the Kansas retail dealer
40 incentive fund. All moneys in the Kansas retail dealer incentive fund shall
41 be expended by the secretary of the department of revenue for the pay-
42 ment of incentives to Kansas retail dealers who sell and dispense renew-
43 able fuels or biodiesel through a motor fuel pump in accordance with the

1 provisions of K.S.A. 2009 Supp. 79-34,170 through 79-34,175 and amend-
2 ments thereto.

3 (c) All moneys remaining in the Kansas retail dealer incentive fund
4 upon the expiration of K.S.A. 2009 Supp. 79-34,170 through 79-34,175,
5 and amendments thereto, shall be credited by the state treasurer to the
6 state general fund.

7 Sec. 124. On the effective date of this act, K.S.A. 2009 Supp. 79-4801
8 is hereby amended to read as follows: 79-4801. There is hereby created
9 the state gaming revenues fund in the state treasury. All moneys credited
10 to such fund shall be expended or transferred only for the purposes and
11 in the manner provided by this act and all expenditures from the state
12 gaming revenues fund shall be made in accordance with appropriation
13 acts. All moneys credited to such fund shall be allocated and credited
14 monthly to the funds and in the amounts specified by this act except that
15 the total of the amounts credited to such funds in any one fiscal year
16 pursuant to this act shall not exceed \$50,000,000, except that the total of
17 the amounts credited to such funds for fiscal years 2009 and 2010, pur-
18 suant to this act shall not exceed \$48,059,846. All amounts credited to
19 such fund in any one fiscal year which are in excess of \$50,000,000 shall
20 be transferred and credited to the state general fund on July 15, 1996,
21 and June 25, 1997, and each year thereafter on June 25, except that: (a)
22 All amounts credited to the state gaming revenues fund in fiscal year 2009
23 which are in excess of \$48,059,846 shall be transferred and credited to
24 the state general fund on July 15, 2009, and shall be recorded and ac-
25 counted for as receipts to the state general fund for fiscal year 2009; (b)
26 all amounts credited to the state gaming revenues fund in fiscal year 2010
27 which are in excess of \$48,059,846 shall be transferred and credited to
28 the state general fund on ~~July 15~~ June 25, 2010, and shall be recorded
29 and accounted for as receipts to the state general fund for fiscal year
30 2010; and (c) all amounts credited to the state gaming revenues fund in
31 fiscal year 2011 which are in excess of \$50,000,000 shall be transferred
32 and credited to the state general fund on ~~July 15~~ June 25, 2011, and shall
33 be recorded and accounted for as receipts to the state general fund for
34 fiscal year 2011.

35 Sec. 125. On July 1, 2010, K.S.A. 2009 Supp. 82a-953a is hereby
36 amended to read as follows: 82a-953a. During each fiscal year, the direc-
37 tor of accounts and reports shall transfer \$6,000,000 from the state gen-
38 eral fund to the state water plan fund created by K.S.A. 82a-951, and
39 amendments thereto, one-half of such amount to be transferred on July
40 15 and one-half to be transferred on January 15, except that (1) such
41 transfers during each fiscal year commencing after June 30, 2008, are
42 subject to reduction under K.S.A. 75-6704, and amendments thereto, (2)
43 the total amount of moneys transferred from the state general fund to

1 the state water plan fund during the fiscal year ending June 30, 2009,
2 shall not exceed \$2,000,000, ~~and~~ (3) the total amount of moneys trans-
3 ferred from the state general fund to the state water plan fund during
4 the fiscal year ending June 30, 2010, shall not exceed \$3,295,432, *and* (4)
5 *the total amount of moneys transferred from the state general fund to the*
6 *state water plan fund during the fiscal year ending June 30, 2011, shall*
7 *not exceed \$1,348,245.* On the effective date of this act, the director of
8 accounts and reports shall transfer the amount in excess of \$2,000,000
9 which was transferred from the state general fund to the state water plan
10 fund prior to the effective date of this act during the fiscal year ending
11 June 30, 2009, as certified by the director of the budget to the director
12 of accounts and reports to the state general fund. All transfers under this
13 section shall be considered to be demand transfers from the state general
14 fund, except that all such transfers during the fiscal years ending June 30,
15 ~~2008 2010~~, and June 30, ~~2009 2011~~, shall be considered revenue transfers
16 from the state general fund.

17 Sec. 126. On the effective date of this act, K.S.A. 2009 Supp. 2-223,
18 79-34,171 and 79-4801 are hereby repealed.

19 Sec. 127. On July 1, 2010, K.S.A. 2009 Supp. 12-5256, 40-3403, 55-
20 193, 72-8814, 75-2319, 75-6702, 76-775, 76-783, 76-7,107, 79-2959, 79-
21 2964, 79-2978, 79-2979, 79-3425i, 79-34,156 and 82a-953a are hereby
22 repealed.

23 Sec. 128. *Severability.* If any provision or clause of this act or appli-
24 cation thereof to any person or circumstances is held invalid, such inva-
25 lidity shall not affect other provisions or applications of the act which can
26 be given effect without the invalid provision or application, and to this
27 end the provisions of this act are declared to be severable.

28 Sec. 129. *Appeals to exceed position limitations.* (a) The limitations
29 imposed by this act on the number of full-time and regular part-time
30 positions equated to full-time, excluding seasonal and temporary posi-
31 tions, paid from appropriations for the fiscal years ending June 30, 2010,
32 made in chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws
33 of Kansas or in this act or in any other appropriation act of the 2010
34 regular session of the legislature may be exceeded upon approval of the
35 state finance council.

36 (b) The limitations imposed by this act on the number of full-time and
37 regular part-time positions equated to full-time, excluding seasonal and
38 temporary positions, paid from appropriations for the fiscal year ending
39 June 30, 2011, made in chapter 2, chapter 124 or chapter 144 of the 2009
40 Session Laws of Kansas or in this act or in any other appropriation act of
41 the 2010 regular session of the legislature may be exceeded upon approval
42 of the state finance council.

43 Sec. 130. *Appeals to exceed expenditure limitations.* (a) Upon written

1 application to the governor and approval of the state finance council,
2 expenditures from special revenue funds may exceed the amounts spec-
3 ified in this act.

4 (b) This section shall not apply to the expanded lottery act revenues
5 fund, the state economic development initiatives fund, the children's in-
6 itiative fund, the state water plan fund or the Kansas endowment for
7 youth fund, or to any account of any of such funds.

8 Sec. 131. *Savings.* (a) Any unencumbered balance as of June 30, 2010,
9 in any special revenue fund, or account thereof, of any state agency named
10 in this act which is not otherwise specifically appropriated or limited by
11 this or other appropriation act of the 2010 regular session of the legisla-
12 ture, is hereby appropriated for the fiscal year ending June 30, 2011, for
13 the same use and purpose as the same was heretofore appropriated.

14 (b) Any unencumbered balance as of June 30, 2010, in any special
15 revenue fund, or account thereof, of any state agency named in section
16 29 of chapter 124 of the 2009 Session Laws of Kansas which is not oth-
17 erwise specifically appropriated or limited for fiscal year 2011 by chapter
18 2, chapter 124 or chapter 144 of the 2009 Session Laws of Kansas or by
19 this or other appropriation act of the 2010 regular session of the legisla-
20 ture, is hereby appropriated for fiscal year 2011 for the same use and
21 purpose as the same was heretofore appropriated.

22 (c) This section shall not apply to the expanded lottery act revenues
23 fund, the state economic development initiatives fund, the children's in-
24 itiative fund, the state water plan fund, the Kansas endowment for youth
25 fund, the Kansas educational building fund, the state institutions building
26 fund, or the correctional institutions building fund, or to any account of
27 any of such funds.

28 Sec. 132. During the fiscal year ending June 30, 2011, all moneys which
29 are lawfully credited to and available in any bond special revenue fund,
30 which are not otherwise specifically appropriated or limited by this or
31 other appropriation act of the 2010 regular session of the legislature, are
32 hereby appropriated for the fiscal year ending June 30, 2011, for the state
33 agency for which the bond special revenue fund was established for the
34 purposes authorized by law for expenditures from such bond special rev-
35 enue fund. As used in this section, "bond special revenue fund" means
36 any special revenue fund or account thereof established in the state treas-
37 ury prior to or on or after the effective date of this act for the deposit of
38 the proceeds of bonds issued by the Kansas development finance au-
39 thority, for the payment of debt service for bonds issued by the Kansas
40 development finance authority, or for any related purpose in accordance
41 with applicable bond covenants.

42 Sec. 133. *Federal grants.* (a) During the fiscal year ending June 30,
43 2011, each federal grant or other federal receipt which is received by a

1 state agency named in this act and which is not otherwise appropriated
2 to that state agency by this or other appropriation act of the 2010 regular
3 session of the legislature, is hereby appropriated for the fiscal year ending
4 June 30, 2011, for that state agency for the purpose set forth in such
5 federal grant or receipt, except that no expenditure shall be made from
6 and no obligation shall be incurred against any such federal grant or other
7 federal receipt, which has not been previously appropriated or reappro-
8 priated or approved for expenditure by the governor, until the governor
9 has authorized the state agency to make expenditures therefrom.

10 (b) During the fiscal year ending June 30, 2011, each federal grant or
11 other federal receipt which is received by a state agency named in section
12 29 of chapter 124 of the 2009 Session Laws of Kansas and which is not
13 otherwise appropriated to that state agency for fiscal year 2011 by this or
14 other appropriation act of the 2010 regular session of the legislature, is
15 hereby appropriated for fiscal year 2011 for that state agency for the
16 purpose set forth in such federal grant or receipt, except that no expend-
17 iture shall be made from and no obligation shall be incurred against any
18 such federal grant or other federal receipt, which has not been previously
19 appropriated or reappropriated or approved for expenditure by the gov-
20 ernor, for fiscal year 2011, until the governor has authorized the state
21 agency to make expenditures from such federal grant or other federal
22 receipt for fiscal year 2011.

23 (c) In addition to the other purposes for which expenditures may be
24 made by any state agency which is named in this act and which is not
25 otherwise authorized by law to apply for and receive federal grants, ex-
26 penditures may be made by such state agency from moneys appropriated
27 for fiscal year 2011 by chapter 2, chapter 124 or chapter 144 of the 2009
28 Session Laws of Kansas or by this or other appropriation act of the 2010
29 regular session of the legislature to apply for and receive federal grants
30 during fiscal year 2011, which federal grants are hereby authorized to be
31 applied for and received by such state agencies: *Provided*, That no ex-
32 penditure shall be made from and no obligation shall be incurred against
33 any such federal grant or other federal receipt, which has not been pre-
34 viously appropriated or reappropriated or approved for expenditure by
35 the governor, until the governor has authorized the state agency to make
36 expenditures therefrom.

37 Sec. 134. (a) Any correctional institutions building fund appropriation
38 heretofore appropriated to any state agency named in this or other ap-
39 propriation act of the 2010 regular session of the legislature, and having
40 an unencumbered balance as of June 30, 2010, in excess of \$100 is hereby
41 reappropriated for the fiscal year ending June 30, 2011, for the same uses
42 and purposes as originally appropriated unless specific provision is made
43 for lapsing such appropriation.

1 (b) This section shall not apply to the unencumbered balance in any
2 account of the correctional institutions building fund that was encum-
3 bered for any fiscal year commencing prior to July 1, 2009.

4 Sec. 135. (a) Any Kansas educational building fund appropriation here-
5 tofore appropriated to any institution named in this or other appropriation
6 act of the 2010 regular session of the legislature and having an unencum-
7 bered balance as of June 30, 2010, in excess of \$100 is hereby reappro-
8 priated for the fiscal year ending June 30, 2011, for the same use and
9 purpose as originally appropriated, unless specific provision is made for
10 lapsing such appropriation.

11 (b) This section shall not apply to the unencumbered balance in any
12 account of the Kansas educational building fund that was encumbered
13 for any fiscal year commencing prior to July 1, 2009.

14 Sec. 136. (a) Any state institutions building fund appropriation here-
15 tofore appropriated to any state agency named in this or other appropri-
16 ation act of the 2010 regular session of the legislature and having an
17 unencumbered balance as of June 30, 2010, in excess of \$100 is hereby
18 reappropriated for the fiscal year ending June 30, 2011, for the same use
19 and purpose as originally appropriated, unless specific provision is made
20 for lapsing such appropriation.

21 (b) This section shall not apply to the unencumbered balance in any
22 account of the state institutions building fund that was encumbered for
23 any fiscal year commencing prior to July 1, 2009.

24 Sec. 137. Any transfers of money during the fiscal year ending June 30,
25 2011, from any special revenue fund of any state agency named in this
26 act to the audit services fund of the division of post audit under K.S.A.
27 46-1121, and amendments thereto, shall be in addition to any expenditure
28 limitation imposed on any such fund for the fiscal year ending June 30,
29 2011.

30 Sec. 138. This act shall take effect and be in force from and after its
31 publication in the Kansas register.