

Journal of the Senate

SIXTY-SEVENTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Friday, May 3, 2002—10:00 a.m.

The Senate was called to order by Vice-President Sandy Praeger.

The roll was called with forty senators present.

Vice-President Praeger introduced as guest chaplain, Pastor John Presko, Highland Heights Christian Church, Tecumseh, who delivered the invocation:

Dear Heavenly Father,

Solomon reminds us in Proverbs 29:18 that “where there is no vision, the people are unrestrained.” Thank you so much Father for Governor Graves and these men and women of the Senate who have been given this great opportunity today to lead this great state of Kansas. Because of their vision, they were chosen by the people of Kansas to lead, guide and protect them. Please bless them today as they go about their business.

Father, you also remind us in Psalms 127:1, “Unless the Lord builds the house, its builders labor in vain. Unless the Lord watches over the city, the watchmen stand guard in vain.” Since September 11, we have all been reminded what is printed on our coins and our currency here in the United States of America. “In God We Trust.” As we go about this day father help us to first of all put our trust in You. As our nation is at war against terrorism, we put our trust in you and we pray for the protection of our military and our government leaders both in our nations capital and in our state capitol.

Father, help us to glorify you in all that we do.

In Jesus’ Name, Amen.

PRESENTATION OF PETITIONS

The following petitions were presented, read and filed:

SP 8, by Senator Lana Oleen: A petition in support of adopting an equitable and appropriate mix of property, income and sales tax to adequately fund public education (K-12) in Kansas, signed by the League of Women Voters of Kansas President Ann Havenhill and 45 League members.

SP 9, by Senator Lana Oleen: A petition in support of student effort to keep higher education a priority in the state budget, signed by Kansas State University Student Body President Zac Cook and 55 Kansas State University Student Senators.

COMMUNICATIONS FROM STATE OFFICERS

CHESS IN EDUCATION RESEARCH SUMMARY

Dr. Robert Ferguson, Jr., Executive Director, American Chess School, submitted a Review of Key Chess Research Studies for the BMCC Chess in Education “A Wise Move Conference”.

The Vice-President announced the above report is on file in the office of the Secretary of the Senate and is available for review at any time.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senator Adkins introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1851—

A RESOLUTION congratulating and commending Kansas Peace Officers.

WHEREAS, Kansans benefit each day from the service of Kansas Peace Officers, and Kansans rely on the members of the Kansas law enforcement community to provide protection and safety; and

WHEREAS, Kansas law enforcement officers stand committed each day to place themselves in harm's way to enforce the laws of our state and bring criminals to justice; and

WHEREAS, Members of the Kansas law enforcement community consistently demonstrate heroism above and beyond their normal law enforcement responsibilities and duties, take actions which significantly prolong or save lives and demonstrate uncommon valor in the performance of their duties; and

WHEREAS, Unfortunately and tragically, too many Kansas law enforcement officers have made the supreme sacrifice by losing their lives in the line of duty as a direct result of adversarial action. Their sacrifice will not be forgotten; and

WHEREAS, The dedicated professionals of Kansas' federal, state and local public safety agencies and their families have earned our gratitude and respect; and

WHEREAS, The 2002 Joint Kansas Law Enforcement Conference Banquet will be held May 17 at Wichita bringing together members of the Kansas Association of Chiefs of Police, the Kansas Sheriffs' Association and the Kansas Peace Officers' Association; and

WHEREAS, A total of 157 distinguished Kansas public safety officers, municipal, county, state and federal, were nominated for recognition based on exceptional law enforcement performance during calendar year 2001. Of this outstanding group, 44 officers have been selected for recognition at the conference, including the Chief's Award for Wilson Johnson, Jr. of the Junction City Police Department who was killed in the line of duty on December 3, 2001: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend the peace officers of Kansas for their valiant efforts on our behalf and join with the sponsoring organizations in recognizing these officers and their exceptional actions which were beyond the normal call of duty; and

Be it further resolved: That we commend all Kansas law enforcement officers for their professionalism and for their heroic service to the citizens of our state, and we commend the families of these officers for their continued support of Kansas law enforcement; and

Be it further resolved: That the Secretary of the Senate be directed to provide an enrolled copy of this resolution to Larry Welch, Director, Kansas Bureau of Investigation, 1620 Tyler, Topeka, Kansas 66612-1837; Col. Don Brownlee, Superintendent, Kansas Highway Patrol, 122 SW 7th St., Topeka, Kansas 66603-3847; Chief John Douglass, President, Kansas Association of Chiefs of Police, Overland Park Police Department, 12400 Foster, Overland Park, Kansas 66213; Sheriff Don Wilson, President, Kansas Sheriff's Association, Lane County Sheriff's Office, P.O. Box 478, Dighton, Kansas 67839; and to Chief Dave Burger, President, Kansas Peace Officer's Association, Lenexa Police Department, 12500 W. 87th St. Parkway, Lenexa, Kansas 66215 and Master Trooper Eric Haskin, President, Kansas State Trooper's Association, 200 E. Wisconsin, Greensburg, Kansas 67054.

On emergency motion of Senator Adkins **SR 1851** was adopted unanimously.

Senator Adkins introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1852—

A RESOLUTION in memory of Andrew O'Donovan.

WHEREAS, Andrew O'Donovan, 59, of Topeka died Friday, March 22, at a Topeka hospital; and

WHEREAS, At the time of his death Andrew O'Donovan was the Director of the Office of Prevention for Connect Kansas. He developed the organization, Connect Kansas, implemented the risk and protective factor framework of community-based prevention known as Communities That Care, and because of Connect Kansas' leadership position in prevention

of alcohol and drug abuse, caused Kansas to be one of five states to receive initial state incentive grants of over \$9 million over a three-year period; and

WHEREAS, Andrew O'Donovan served as the Commissioner for Alcohol and Drug Abuse Services in the Kansas Department of Social and Rehabilitation Services from 1987 to 1999. While in this position, he served two years as the Prevention Chair for the National Association of State Alcohol and Drug Abuse Directors and was a long time member of the Board of Directors of this organization. From 1979 to 1987 he served as the Director of the Northwest Kansas Council on Substance Abuse and the Thomas County Council on Alcohol and Drug Abuse; and

WHEREAS, Andrew O'Donovan was born in Ireland and was schooled to be a priest. He served as a Catholic priest in Nigeria where he was Director of the Leadership Program for the Catholic Diocese of Ilorin. While in Africa, he administered a parish for 50,000 people and developed the area's first clinic and health services for a population of 500,000 people; and

WHEREAS, In addition to his long years of work in the prevention of alcohol and drug abuse, Andrew O'Donovan will be remembered for his interest in Hayden High School athletics, the Kansas University basketball and Kansas State University football teams and the Irish national soccer team; and

WHEREAS, Andrew O'Donovan became a United States citizen in 1987. He married Kathryn Pickett; she survives as well as two sons, Fergal O'Donovan and Rory O'Donovan, and a daughter, Maeve O'Donovan; Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we honor the memory of Andrew O'Donovan and his work in the prevention of alcohol and drug abuse for the citizens of Kansas, his commitment to improving the quality of life for all Kansans, especially children, and give our deepest sympathy to his surviving family members and friends; and

Be it further resolved: That the Secretary of the Senate provide an enrolled copy of this resolution to Mrs. Andrew O'Donovan at 2024 Southwest Collins, Topeka, Kansas 66604.

On emergency motion of Senator Adkins **SR 1852** was adopted unanimously.

Senator Adkins introduced as guests Mr. O'Donovan's widow, Kathryn and Janet Schalansky, Secretary of Social and Rehabilitation Services.

Senator Haley introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1853—

A RESOLUTION congratulating and commending John Lind upon his retirement as Director of the Kansas City, Kansas, Area Technical School.

WHEREAS, John Lind will be honored at a retirement reception on May 10 upon the occasion of his retirement from his position as Director of the Kansas City, Kansas, Area Vocational School. As indicative of his service to deserving young people, he has requested that any gifts be made in the way of donations to the school's scholarship fund; and

WHEREAS, John Lind has had a long and varied career in vocational education. He has been at the Kansas City, Kansas, Area Vocational School as principal and director of operations since 1990. Previously he served as Director of the Arapahoe-Douglas Area Vocational School in Littleton, Colorado; as Director of Vocational Education at Burnsville, Minnesota; and as a curriculum consultant for secondary and post-secondary education for the state of Minnesota. He also has served on a myriad of boards, tasks forces and associations throughout his career; and

WHEREAS, The Kansas City community and northeast Kansas have been well served in vocational education through the leadership of John Lind and his presence will be sorely missed: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend John Lind upon his retirement as Director of the Kansas City, Kansas, Area Technical School and wish him well in his future endeavors; and

Be it further resolved: That the Secretary of the Senate provide an enrolled copy of this resolution to Senator Haley for presentation to Mr. Lind.

On emergency motion of Senator Haley **SR 1853** was adopted unanimously.

Senator Haley introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1854—

A RESOLUTION congratulating and commending Lillian Sharp.

WHEREAS, Lillian Sharp, a 33-year employee and manager of the Northeast C & D Center at 950 Quindaro Boulevard in Kansas City, in cooperation with the Economic Opportunity Foundation, Inc. has retired; and

WHEREAS, On April 12 the Economic Opportunity Foundation, Inc. paused to honor and salute Mrs. Sharp's many seasons and years of serving low-income residents with the basic essentials of commodity food distributions and emergency utility assistance. Mrs. Sharp furthered her goodwill by assisting neighborhood efforts and making assistance referrals to those in need; and

WHEREAS, Thirty-three years of continuing persistence to a cause that uplifted and stabilized countless families without the basic needs of food, clothing and shelter is a cause worthy of honorary recognition; and

WHEREAS, Mrs. Sharp's managerial excellence and integrity is reflected in her service as an income maintenance worker. The Economic Opportunity Foundation is located in the poorest area in all of greater Kansas City and possibly the entire state of Kansas. Her services are exemplified in the fact that she has never come under any scrutiny for any financial mismanagement during her entire years of service. Such excellence reflects on her personal integrity to provide and serve the poverty-stricken people to whom she has dedicated her life; and

WHEREAS, Managers, employees and public service workers like Mrs. Sharp can never be fully replaced, duplicated nor forgotten. However, Mrs. Sharp's example of stewardship and service will be a lifelong reservoir of encouragement, direction and achievement for future low-income maintenance workers; and

WHEREAS, The Economic Opportunity Foundation, Inc. is blessed and fortunate to have had Mrs. Sharp in the organization's portfolio of community emergency rescue and relief missions for 33 years: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend Mrs. Sharp for giving 33 years of service to those in need in her community; and

Be it further resolved: That the Secretary of the Senate provide an enrolled copy of this resolution to Senator Haley for presentation to Mrs. Sharp.

On emergency motion of Senator Haley **SR 1854** was adopted unanimously.

Senator Brownlee introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1855—

A RESOLUTION congratulating and commending Justin Dyer of Olathe South High School.

WHEREAS, Justin Dyer's athletic and academic achievements deserve honorary recognition by the State of Kansas; and

WHEREAS, Justin's accomplishments in football include being named as a member of the Kansas top 11; an All-State selection; two-time member of 6A All-Class; two-time All-KC Metro selection; three-time All Sunflower League; three-time All Johnson County; three-time All-Olathe; two-time Gridiron Greats Team Elite; Kansas-Missouri Metro Challenge Team and a Wendy's Heisman State Award finalist. Moreover, in 2001, Justin lead the Sunflower League in total offense with 2,191 yards. His career passing statistics include 2,053 yards with 19 touchdowns. He ran the ball for 911 yards and 6 touchdowns. Defensively, Justin amassed 352 tackles; and

WHEREAS, Justin's athletic ability was not limited to just football. His wrestling accomplishments include being named an All-American by the National High School Association; two-time All-American of the USA Wrestling Freestyle and Greco Roman Association; three-time Kansas State Champion; four-time Kansas Regional Champion; four-time Sunflower League Champion; four-time All-Olathe; four-time All-Johnson County; four-time All-KC Metro; 2000-2001 Olathe Daily News Male Athlete Performance of the Year; Metro Sports Dream Team; Kansas City Star's Wrestler of the Year; National Wrestling Coaches Association's Kansas Wrestler of the Year; KC Metro Sports Kansas Wrestler of the Year; Metro Classic All-Star and Mecina Award finalist and three-time Falcon Most Outstanding

Wrestler. Justin's career record is 145 wins and only 3 losses with an amazing streak of 95 consecutive wins.

WHEREAS, Justin's academic achievements warrant higher praise than his athletic achievements. Despite his success and dedication to athletics, Justin maintains a 3.9 grade point average. He was named an Academic All-American by the National Wrestling Coaches Association. Moreover, Justin is a member of the National Honor Society; Falcon Honor Roll; Spanish Honors Club and Calculus Club. In addition to excelling in the high school classroom, Justin has completed 22 hours of credit at Johnson County Community College; and

WHEREAS, Justin is actively involved in his community and serves as a mentor and role model for his peers. Justin is a member of the youth group at his church; volunteers as a coach for children's wrestling and football; was selected as team captain in football and wrestling; served on the Student Council; was nominated three times to Homecoming Court and serves as a Representative for the NAIA Integrity in Sports Committee: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend Justin Dyer for his outstanding accomplishments in the classroom, on the field and in the community; and

Be it further resolved: That the Secretary of the Senate provide an enrolled copy of this resolution to his parents, Darrell and Barbara Dyer, and to Justin Dyer, both at 20320 West 93rd Street, Lenexa, Kansas 66220.

On emergency motion of Senator Brownlee **SR 1855** was adopted unanimously.

Senator Brownlee introduced and congratulated Justin on his outstanding accomplishments. He was accompanied by his father Colonel Darrell Dyer.

Senator Haley introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1856—

A RESOLUTION in memory of Dr. Bertram Caruthers, Sr.

WHEREAS, Dr. Bertram Caruthers Sr., 89, a long time educator for Kansas City died April 27; and

WHEREAS, Dr. Caruthers served as Professor of Biology, Lane College (1935-1939); Teacher of General Science, Northeast Junior High School (1939-1957); Principal, Attucks Elementary School (1957-1960); Principal, Hawthorne Elementary School (1960-1966); Supervisor of Science, Unified School District No. 500; Professor of Educational Administration courses, University of Missouri-Kansas City and as Administrative Assistant to the Superintendent of Unified School District No. 500. Dr. Caruthers' memory has been honored by Unified School District No. 500's renaming Hawthorne Elementary School as Bertram Caruthers Elementary School; and

WHEREAS, Dr. Caruthers implemented the first career education program in the state of Kansas and edited a book on career education for Holt, Rhinehart, and Winston Book Company, New York; and

WHEREAS, Dr. Caruthers was a member of the board of directors of the American Red Cross and Salvation Army; the board of trustees of Economic Opportunity Foundation, Wyandotte House and on the board of directors of the Commission on the State of the Disabled. He served as Director of Neighborhood Youth Corps during summers and as Vice-President of the Kansas City Housing Authority for 14 years. He served on the following boards: Kansas State Board for Higher Education, Kansas State Board for Junior Colleges, Kansas State Board for Vocational Education, Kansas State Board for Career Education, Wyandotte Mental Health Association, Turner House, Inc., and Human Relations Commission, Kansas City, Kansas; and

WHEREAS, He was a member of the Alpha Phi Alpha Fraternity for 70-plus years, Sigma Pi Phi Business and Professional Fraternity and St. Peter Christian Methodist Episcopal Church for 77 years. At the time of his death, he was President Emeritus of the Lay Ministry of the Kansas Conference of the Christian Methodist Episcopal Church. He was also a member of the National Correctional Board, Vice-Chairman of the Finance Committee and a member of the Episcopacy Committee for the Christian Methodist Episcopal Church; and

WHEREAS, Dr. Caruthers awards include the Distinguished Service Citation, University of Kansas; Layman of the Year, Kansas-Missouri Conference, Christian Methodist Episcopal Church; Outstanding Citizen's Award, YMCA of Kansas City, Kansas; Kansas State Board of Vocational Education; Kansas State Board of Community Colleges; Distributive Education Award; Optimist Club Award and Kansas City, Kansas, Housing Authority Award; and

WHEREAS, Dr. Caruthers is survived by his wife, Evelyn; a daughter, Patricia Caruthers, Ph.D; and a son, Bertram Caruthers, Jr., M.D: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we take this moment to reflect on the career of this giant in the Kansas City community, of the difference he has made in the lives of many young people in the Kansas City community and, we give our deepest sympathy to his family and friends; and

Be it further resolved: That the Secretary of the Senate provide an enrolled copy of this resolution to Senator Haley for presentation to the family of Dr. Caruthers.

On emergency motion of Senator Haley **SR 1856** was adopted unanimously.

On motion of Senator Donovan, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate met pursuant to recess with President Kerr in the chair.

REPORTS OF STANDING COMMITTEES

Committee on **Assessment and Taxation** recommends **HB 3023**, **HB 3032**, both as amended by House Committee, be passed.

REPORT ON ENGROSSED BILLS

SB 656 reported correctly engrossed May 3, 2002.

MESSAGE FROM THE HOUSE

Announcing, the House concurs in Senate amendments to **HB 2586** and requests the Senate to return the bill.

The House adopts the conference committee report on **Substitute HB 2469**.

The House adopts the conference committee report on **HB 2675**.

The House not adopts the conference committee report on **HB 2703**, requests a conference and has appointed Representatives Freeborn, Myers and McClure as second conferees on the part of the House.

ORIGINAL MOTION

Senator Oleen moved that subsection 4(k) of the Joint Rules of the Senate and House of Representatives be suspended for the purpose of considering the following bills: **H Sub for SB 486**; **Sub SB 513**; **SB 656**; **Sub HB 2285**; **HB 2812**, **HB 2828**, **HB 3003**.

CONSIDERATION OF MOTIONS TO CONCUR OR NONCONCUR

Senator Vratil moved the Senate concur in house amendments to **H Sub for SB 486**.

H Sub for SB 486, An act concerning marriage; relating to common-law marriages; amending K.S.A. 2001 Supp. 23-101 and repealing the existing section.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelkamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The Senate concurred.

Senator Morris moved the Senate concur in house amendments to **Sub SB 513**.

Sub SB 513. An act concerning recipients of medicaid; after death requiring certain moneys to be recouped and repaid to the secretary of social and rehabilitation services; amending K.S.A. 16-301 and K.S.A. 2001 Supp. 16-304 and repealing the existing sections.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The Senate concurred.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2812**, submits the following report:

The Senate recedes from all of its amendments to the bill made in committee of the whole;

And the House accedes to all of the Senate committee amendments to the bill;

And your committee on conference recommends the adoption of this report.

SANDY PRAEGER

RUTH TEICHMAN

Conferees on part of Senate

RAY L. COX

JOE HUMERICKHOUSE

Conferees on part of House

Senator Praeger moved the Senate adopt the Conference Committee Report on **HB 2812**.

On roll call, the vote was: Yeas 38, Nays 2, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

Nays: Gooch and Haley.

The Conference Committee report was adopted.

CONFIRMATION OF APPOINTMENTS

In accordance with Senate Rule 56, the following appointments, submitted by the Governor to the senate for confirmation, were considered.

Senator Oleen moved the following appointments be confirmed as recommended by the Standing Senate Committees:

By the Governor:

On the appointment to the:

Public Employee Relations Board:

Sally S. O'Grady, term expires, March 15, 2006

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The appointment was confirmed.

On the appointment to the:

State Civil Service Board:

William A. Dean, term expires March 15, 2006.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huel-skamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The appointment was confirmed.

On the appointment to the:

State Civil Service Board:

Glen W. Fisher, term expires March 15, 2006.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huel-skamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The appointment was confirmed.

On the appointment to the:

University of Kansas Hospital Authority:

Edward J. Chapman, term expires March 15, 2005.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huel-skamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The appointment was confirmed.

On the appointment to the:

University of Kansas Hospital Authority:

Clay D. Edmands, term expires March 15, 2004.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huel-skamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The appointment was confirmed.

On the appointment to the:

University of Kansas Hospital Authority:

George J. Farha, term expires March 15, 2006.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huel-skamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The appointment was confirmed.

On the appointment to the:

University of Kansas Hospital Authority:

Robert W. Honse, term expires March 15, 2006.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huel-skamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The appointment was confirmed.

On the appointment to the:

University of Kansas Hospital Authority:

Betty T. Keim, term expires March 15, 2004.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huel-skamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The appointment was confirmed.

On the appointment to the:

University of Kansas Hospital Authority:

Edward J. Nazar, term expires March 15, 2006.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huel-skamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The appointment was confirmed.

On the appointment to the:

University of Kansas Hospital Authority:

Mark V. Parkinson, term expires March 15, 2006.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huel-skamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The appointment was confirmed.

On the appointment to the:

University of Kansas Hospital Authority:

William D. Zollars, term expires March 15, 2003.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huel-skamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The appointment was confirmed.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

SB 656, An act concerning social welfare; enacting the senior pharmacy plus act; providing for certain transfers and program suspensions, was considered on final action.

On roll call, the vote was: Yeas 39, Nays 1, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

Nays: O'Connor.

The bill passed, as amended.

Sub HB 2285, An act relating to contact and ophthalmic lenses; granting certain powers to and imposing certain duties and functions upon the state board of healing arts and the board of examiners in optometry; providing for registration of certain persons dispensing contact lenses through the mail; establishing a contact lens advisory council; amending K.S.A. 65-1504b and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The substitute bill passed, as amended.

HB 2828, An act relating to sales taxation; authorizing Douglas and Anderson counties to impose a countywide tax for certain purposes; amending K.S.A. 12-187 and 12-189 and repealing the existing sections; also repealing K.S.A. 12-189e, was considered on final action.

On roll call, the vote was: Yeas 39, Nays 1, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

Nays: Huelskamp.

The bill passed, as amended.

HB 3003, An act concerning financing of certain postsecondary educational institutions; relating to out-district tuition; amending K.S.A. 13-13a25, 13-13a26, 13-13a27, 13-13a29, 13-13a31, 13-13a32, 13-13a33 and 13-13a34 and K.S.A. 2001 Supp. 19-101a, 71-301a, 71-304, 71-305, 71-306, 71-308, 71-401, 71-402, 71-403, 71-610 and 71-1705 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The bill passed.

COMMITTEE OF THE WHOLE

On motion of Senator Oleen, the Senate resolved itself into Committee of the Whole for consideration of bills on the calendar under the heading of General Orders with Senator Jackson in the chair.

On motion of Senator Jackson the following report was adopted:

Recommended **HB 2991** be amended by adoption of the committee amendments, and the bill be passed as amended.

SB 664 be amended by motion of Senator Vratil on page 1, by striking all in lines 17 through 43;

By striking all on page 2;

On page 3, by striking all in lines 1 through 34; in line 35, by striking "Sec. 2." and inserting "Section 1.";

By renumbering the remaining sections accordingly;

On page 20, in line 13, by striking "K.S.A. 12-189 and 12-189e and";

In the title, in lines 9 and 10, by striking "K.S.A. 12-189 and"; in line 12, by striking "K.S.A. 12-189e and", and **SB 664** be passed as amended.

ORIGINAL MOTION

Senator Oleen moved that subsection 4(k) of the Joint Rules of the Senate and House of Representatives be suspended for the purpose of considering the following bills: **SB 502**, **SB 543**; **HB 2505**, **HB 2621**, **HB 2690**, **HB 2703**.

CONSIDERATION OF MOTIONS TO CONCUR OR NONCONCUR

Senator Allen moved the Senate concur in house amendments to **SB 502**.

SB 502, An act concerning elections; relating to nominating petitions and voting information; relating to clean up amendments; amending K.S.A. 25-2020, 25-2110, 25-2110a, 25-2706, 25-4005 and 25-4324 and K.S.A. 2001 Supp. 25-2316c and 25-3102 and repealing the existing sections.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelkamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The Senate concurred.

Senator Allen moved the Senate concur in house amendments to **SB 543**.

SB 543, An act, concerning certain fire districts, fire departments and fire companies; relating to volunteer members thereof; amending K.S.A. 12-3915, 19-3601a, 19-3612e, 19-3616, 19-3620, 80-1501, 80-1514a, 80-1531, 80-1544, 80-1904, 80-1913, and 80-1917 and K.S.A. 2001 Supp. 80-1921 and repealing the existing sections.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelkamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The Senate concurred.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 517**, submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with House Committee of the Whole amendments, as follows:

On page 1, by striking all of lines 20 through 23 and inserting new material to read as follows:

"Section 1. (a) For the fiscal years ending June 30, 2002, June 30, 2003, June 30, 2004, June 30, 2005, and June 30, 2006, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, capital improvement projects, fees, receipts, disbursements and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

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

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

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

On page 9, in line 27, by striking “Johson” and inserting “Johnston”;

On page 11, after line 38, by inserting the following:

“(c) The department of social and rehabilitation services is hereby authorized and directed to pay the following amount from the state operations account of the state general fund to reimburse the imprest fund for an unpaid debt, to the following claimant:

SRS Imprest Fund #23
Docking State Office Building, 11th Floor
Topeka, KS 66612 \$2,114.91”;

On page 12, by striking all of lines 9 and 10 and inserting new material to read as follows:
“Sec. 11.

BOARD OF ACCOUNTANCY

(a) On the effective date of this act, the expenditure limitation for the fiscal year ending June 30, 2003, established by section 80(a) of chapter 144 of the 2001 Session Laws of Kansas on the board of accountancy fee fund is hereby increased from \$187,915 to \$189,663.

Sec. 12.

STATE BANK COMMISSIONER

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

Consumer education settlement fund
For the fiscal year ending June 30, 2002 No limit

Provided, That expenditures may be made from the consumer education settlement fund for the fiscal year ending June 30, 2002, for consumer education purposes, which may be in accordance with contracts for such activities which are hereby authorized to be entered into by the state bank commissioner or the deputy commissioner of the consumer and mortgage lending division, as the case may require, and the entities conducting such activities.

For the fiscal year ending June 30, 2003 No limit

Provided, That expenditures may be made from the consumer education settlement fund for the fiscal year ending June 30, 2003, for consumer education purposes, which may be in accordance with contracts for such activities which are hereby authorized to be entered into by the state bank commissioner or the deputy commissioner of the consumer and mortgage lending division, as the case may require, and the entities conducting such activities.

(b) (1) During the fiscal year ending June 30, 2002, on and after the effective date of this act and notwithstanding the provisions of K.S.A. 9-2209, 9-2218, 16a-2-302 and 16a-6-104 and amendments thereto or any other statute, all moneys received under the Kansas mortgage business act or the uniform consumer credit code for fines or settlements shall be deposited in the state treasury to the credit of the consumer education settlement fund.

(2) During the fiscal year ending June 30, 2003, notwithstanding the provisions of K.S.A. 9-2209, 9-2218, 16a-2-302 and 16a-6-104 and amendments thereto or any other statute, all moneys received under the Kansas mortgage business act or the uniform consumer credit code for fines or settlements shall be deposited in the state treasury to the credit of the consumer education settlement fund.

(c) (1) During the fiscal year ending June 30, 2002, one or more transfers of moneys may be made from the bank commissioner fee fund to the appropriate account of the restricted fees fund of Wichita state university pursuant to a contract which is hereby authorized to be entered into by the deputy commissioner of the consumer and mortgage lending division and the Kansas council on economic education of Wichita state university to conduct a

consumer credit education program: *Provided, however,* That the total amount of such transfers for the fiscal year ending June 30, 2002, shall not exceed \$70,000.

(2) During the fiscal year ending June 30, 2003, one or more transfers of moneys may be made from the bank commissioner fee fund to the appropriate account of the restricted fees fund of Wichita state university pursuant to a contract which is hereby authorized to be entered into by the deputy commissioner of the consumer and mortgage lending division and the Kansas council on economic education of Wichita state university to conduct a consumer credit education program: *Provided, however,* That the total amount of such transfers for the fiscal year ending June 30, 2003, shall not exceed \$70,000.

(d) (1) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 20(a) of chapter 216 of the 2001 Session Laws of Kansas on the bank commissioner fee fund is hereby decreased from \$5,309,201 to \$5,257,221.

(2) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2002, by subsection (d)(1) of this section on the bank commissioner fee fund is hereby increased from \$5,257,221 to \$5,344,457: *Provided,* That the additional \$87,236 of expenditure authority provided by this subsection (d)(2) shall be used only for expenditures for salaries and wages, including associated employer contributions, for the implementation of Executive Directive No. 01-313 relating to financial examiner salary upgrades.

(e) (1) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 20(b) of chapter 216 of the 2001 Session Laws of Kansas on the bank commissioner fee fund is hereby increased from \$5,524,886 to \$5,582,304.

(2) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by subsection (e)(1) of this section on the bank commissioner fee fund is hereby increased from \$5,582,304 to \$5,708,966: *Provided,* That the additional \$126,662 of expenditure authority provided by this subsection (e)(2) shall be used only for expenditures for salaries and wages, including associated employer contributions, for the implementation of Executive Directive No. 01-313 relating to financial examiner salary upgrades.

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 81(a) of chapter 144 of the 2001 Session Laws of Kansas on expenditures from the bank commissioner fee fund for official hospitality is hereby increased from \$500 to \$2,000: *Provided,* That, within the aggregate limitation on expenditures for official hospitality, expenditures from the bank commissioner fee fund for fiscal year 2002 for official hospitality for the division of consumer and mortgage lending shall not exceed \$1,000 and for official hospitality for the division of banking shall not exceed \$1,000.

(g) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 81(a) of chapter 144 of the 2001 Session Laws of Kansas on the expenditures from the bank commissioner fee fund for official hospitality is hereby increased from \$500 to \$2,000: *Provided,* That, within the aggregate limitation on expenditures for official hospitality, expenditures from the bank commissioner fee fund for fiscal year 2003 for official hospitality for the division of consumer and mortgage lending shall not exceed \$1,000 and for official hospitality for the division of banking shall not exceed \$1,000.

(h) On July 1, 2002, the director of accounts and reports shall transfer \$500,000 from the bank commissioner fee fund of the state bank commissioner to the state general fund: *Provided,* That the amount transferred from the bank commissioner fee fund of the state bank commissioner to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 13.

KANSAS BOARD OF BARBERING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 82(a) of chapter 144 of the 2001 Session Laws of Kansas on the board of barbering fee fund is hereby increased from \$127,066 to \$130,066.

(b) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 82(a) of chapter 144 of the 2001 Session Laws of Kansas on the board of barbering fee fund is hereby increased from \$131,177 to \$132,390.

Sec. 14.

BEHAVIORAL SCIENCES REGULATORY BOARD

(a) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 83(a) of chapter 144 of the 2001 Session Laws of Kansas on the behavioral sciences regulatory board fee fund is hereby increased from \$512,945 to \$517,271.

Sec. 15.

STATE BOARD OF HEALING ARTS

(a) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 19(a) of chapter 216 of the 2001 Session Laws of Kansas on the healing arts fee fund is hereby increased from \$1,978,604 to \$1,993,350.

(b) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the healing arts fee fund to the state general fund: *Provided*, That the amount transferred from the healing arts fee fund of the state board of healing arts to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 16.

KANSAS STATE BOARD OF COSMETOLOGY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 85(a) of chapter 144 of the 2001 Session Laws of Kansas on the cosmetology fee fund is hereby increased from \$698,184 to \$702,088.

(b) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 85(a) of chapter 144 of the 2001 Session Laws of Kansas on the cosmetology fee fund is hereby increased from \$726,378 to \$735,704.

Sec. 17.

KANSAS DENTAL BOARD

(a) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 87(a) of chapter 144 of the 2001 Session Laws of Kansas on the dental board fee fund is hereby increased from \$327,208 to \$328,839.

Sec. 18.

STATE DEPARTMENT OF CREDIT UNIONS

(a) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 86(a) of chapter 144 of the 2001 Session Laws of Kansas on the credit union fee fund is hereby increased from \$888,217 to \$896,620.

Sec. 19.

STATE BOARD OF MORTUARY ARTS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 88(a) of chapter 144 of the 2001 Session Laws of Kansas on the mortuary arts fee fund is hereby increased from \$206,283 to \$213,541.

(b) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 88(a) of chapter 144 of the 2001 Session Laws of Kansas on the mortuary arts fee fund is hereby increased from \$214,222 to \$216,514.

Sec. 20.

BOARD OF NURSING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 90(a) of chapter 144 of the 2001 Session Laws of Kansas on the board of nursing fee fund is hereby decreased from \$1,426,346 to \$1,424,287.

(b) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 90(a) of chapter 144 of the 2001 Session Laws of Kansas on the board of nursing fee fund is hereby increased from \$1,383,705 to \$1,397,017.

(c) During the fiscal year ending June 30, 2003, the above agency may make expenditures from the board of nursing fee fund for moving expenses and other expenditures associated

with moving the board office, including office furniture and telephones: *Provided*, That all expenditures for moving expenses and other expenditures associated with moving the board office, including office furniture and telephones, shall be in addition to any expenditure limitation established for the board of nursing fee fund for fiscal year 2003: *Provided, however*, That all expenditures for moving expenses and other expenditures associated with moving the board office, including office furniture and telephones, from the board of nursing fee fund for fiscal year 2003 shall not exceed \$100,000.

Sec. 21.

BOARD OF EXAMINERS IN OPTOMETRY

(a) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 91(a) of chapter 144 of the 2001 Session Laws of Kansas on the optometry fee fund is hereby increased from \$84,630 to \$85,305.

Sec. 22.

STATE BOARD OF PHARMACY

(a) In addition to the other purposes for which expenditures may be made by the state board of pharmacy from the state board of pharmacy fee fund for fiscal year 2002 as authorized by section 92(a) of chapter 144 of the 2001 Session Laws of Kansas, expenditures may be made by the above agency from the state board of pharmacy fee fund for fiscal year 2002 for official hospitality: *Provided*, That expenditures from the state board of pharmacy fee fund for the fiscal year ending June 30, 2002, for official hospitality shall not exceed \$500.

(b) In addition to the other purposes for which expenditures may be made by the state board of pharmacy from the state board of pharmacy fee fund for fiscal year 2003 as authorized by section 92(a) of chapter 144 of the 2001 Session Laws of Kansas, expenditures may be made by the above agency from the state board of pharmacy fee fund for fiscal year 2003 for official hospitality: *Provided*, That expenditures from the state board of pharmacy fee fund for the fiscal year ending June 30, 2003, for official hospitality shall not exceed \$500.

(c) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 92(a) of chapter 144 of the 2001 Session Laws of Kansas on the state board of pharmacy fee fund is hereby increased from \$566,462 to \$571,321.

Sec. 23.

REAL ESTATE APPRAISAL BOARD

(a) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 93(a) of chapter 144 of the 2001 Session Laws of Kansas on the appraiser fee fund is hereby increased from \$254,104 to \$256,455.

Sec. 24.

KANSAS REAL ESTATE COMMISSION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 94(a) of chapter 144 of the 2001 Session Laws of Kansas on the real estate fee fund is hereby increased from \$648,459 to \$670,112.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 94(a) of chapter 144 of the 2001 Session Laws of Kansas on the real estate fee fund is hereby increased from \$668,570 to \$714,473.

Sec. 25.

OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

(a) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 95(a) of chapter 144 of the 2001 Session Laws of Kansas on the securities act fee fund is hereby increased from \$2,067,598 to \$2,113,020.

Sec. 26.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 96(a) of chapter 144 of the 2001 Session Laws of Kansas on the technical professions fee fund is hereby increased from \$550,711 to \$555,193.

Sec. 27.

STATE BOARD OF VETERINARY EXAMINERS

(a) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 97(a) of chapter 144 of the 2001 Session Laws of Kansas on the veterinary examiners fee fund is hereby increased from \$268,889 to \$270,992.

Sec. 28.

GOVERNMENTAL ETHICS COMMISSION

(a) There is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures \$5,891

(b) On July 1, 2002, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 98(b) of chapter 144 of the 2001 Session Laws of Kansas on the governmental ethics commission fee fund is hereby increased from \$116,326 to \$117,126.

Sec. 29.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2002, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Democracy fund No limit

Sec. 30.

INSURANCE DEPARTMENT

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$711,500 from the insurance department service regulation fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the insurance department service regulation fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the insurance department service regulation fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the insurance department by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On the effective date of this act, the expenditure limitation established by section 109(a) of chapter 144 of the 2001 Session Laws of Kansas on the insurance department service regulation fund is hereby decreased from \$7,416,497 to \$7,160,753.

Sec. 31.

HEALTH CARE STABILIZATION FUND BOARD OF GOVERNORS

(a) On the effective date of this act, the expenditure limitation established by section 110(b) of chapter 144 of the 2001 Session Laws of Kansas on the operating expenditures account of the health care stabilization fund is hereby decreased from \$934,022 to \$919,877.

(b) On the effective date of this act, the expenditure limitation established by section 110(b) of chapter 144 of the 2001 Session Laws of Kansas on the expenditures for official hospitality from the operating expenditures account of the health care stabilization fund is hereby increased from \$300 to \$400.

Sec. 32.

STATE BOARD OF INDIGENTS' DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2002, the following:

Operating expenditures \$375,000

(b) On the effective date of this act, of the \$13,044,016 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 112(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$30,673 is hereby lapsed.

(c) On the effective date of this act, of the \$1,373,690 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 112(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the capital defense operations account, the sum of \$6,376 is hereby lapsed.

Sec. 33.

CITIZENS' UTILITY RATEPAYER BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 117(a) of chapter 144 of the 2001 Session Laws of

Kansas on the utility regulatory fee fund is hereby increased from \$555,019 to \$606,186: *Provided*, That of the amount of additional expenditures authorized by the expenditure limitation increase prescribed by this subsection, no portion of such increased expenditure authority for fiscal year 2002 shall be the basis for any amount being transferred into a Kansas savings incentive program account or KSIP account under the Kansas savings incentive program pursuant to section 166 of chapter 144 of the 2001 Session Laws of Kansas or any other Kansas savings incentive program section in this or other appropriation act of the 2002 regular session of the legislature: *Provided, however*, That, if the total amount of additional expenditures authorized by the expenditure limitation increase prescribed by this subsection are not expended or encumbered for fiscal year 2002, then an amount equal to the amount of such increased expenditure authority for fiscal year 2002 remaining may be expended from the utility regulatory fee fund for fiscal year 2003 pursuant to contracts for professional services and any such expenditures for fiscal year 2003 shall be in addition to any expenditure limitation imposed on the utility regulatory fee fund for the fiscal year ending June 30, 2003.

Sec. 34.

DEPARTMENT OF ADMINISTRATION

(a) On the effective date of this act, of the \$129,253 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 118(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the policy analysis initiatives account, the sum of \$125,252 is hereby lapsed.

(b) On the effective date of this act, of the \$500,000 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 118(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the public TV digital conversion debt service account, the sum of \$90,000 is hereby lapsed.

(c) On the effective date of this act, of the \$103,362 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 62(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the judicial center improvements—debt service account, the sum of \$78,362 is hereby lapsed.

(d) On the effective date of this act, of the \$2,485,322 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 62(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the energy conservation improvements—debt service account, the sum of \$11,221 is hereby lapsed.

(e) On the effective date of this act, any unencumbered balance in excess of \$50,000 in each of the following accounts of the state buildings depreciation fund is hereby lapsed: Docking fire suppression system installation; Landon fire suppression system installation.

(f) On the effective date of this act, any unencumbered balance in excess of \$30,000 in each of the following accounts of the state buildings depreciation fund is hereby lapsed: Landon security improvements.

(g) On the effective date of this act, any unencumbered balance in each of the following accounts of the state buildings depreciation fund is hereby lapsed: Docking roof drainline replacement; convert chillers to HCFC refrigerants; replace switching gear Docking office building; replace roof of Forbes building #740; Landon south economizer installation; Docking heating, ventilation and air-conditioning system renovations; capitol complex steam distribution.

Sec. 35.

DEPARTMENT OF REVENUE

(a) On the effective date of this act, of the \$32,604,204 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 120(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$750,000 is hereby lapsed.

(b) On the effective date of this act, the expenditure limitation established by section 120(b) of chapter 144 of the 2001 Session Laws of Kansas on the electronic databases fee fund is hereby increased from \$4,655,772 to \$5,405,772.

(c) On the effective date of this act, the director of accounts and reports shall transfer \$451,301.88 from the automated tax systems fund of the department of revenue to the state general fund: *Provided*, That the amount transferred from the automated tax systems fund

of the department of revenue to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 36.

KANSAS LOTTERY

(a) On the effective date of this act, the expenditure limitation established by section 121(a) of chapter 144 of the 2001 Session Laws of Kansas on the lottery operating fund is hereby decreased from \$9,257,161 to \$8,424,267.

Sec. 37.

KANSAS RACING AND GAMING COMMISSION

(a) On the effective date of this act, the expenditure limitation established by section 122(a) of chapter 144 of the 2001 Session Laws of Kansas on the state racing fund is hereby decreased from \$3,188,533 to \$3,118,575.

(b) On the effective date of this act, the director of accounts and reports shall reduce the expenditure limitation for the KSIP account of the state racing fund from \$491,145.44 to \$80,000.

Sec. 38.

DEPARTMENT OF COMMERCE AND HOUSING

(a) On the effective date of this act, of the \$540,000 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 16(b) of chapter 216 of the 2001 Session Laws of Kansas from the state economic development initiatives fund in the agriculture products development account, the sum of \$5,000 is hereby lapsed.

Sec. 39.

KANSAS, INC.

(a) On the effective date of this act, of the \$343,267 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 17(a) of chapter 216 of the 2001 Session Laws of Kansas from the state economic development initiatives fund in the operations (including official hospitality) account, the sum of \$1,604 is hereby lapsed.

Sec. 40.

KANSAS TECHNOLOGY ENTERPRISE CORPORATION

(a) On the effective date of this act, of the \$2,240,745 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 18(a) of chapter 216 of the 2001 Session Laws of Kansas from the state economic development initiatives fund in the operations (including official hospitality) account, the sum of \$46,666 is hereby lapsed.

Sec. 41.

KANSAS COMMISSION ON VETERANS AFFAIRS

(a) On the effective date of this act, the director of accounts and reports shall transfer \$65,803 from the operating expenditures—veterans affairs account of the state general fund to the operating expenditures—Kansas soldiers' home account of the state general fund.

Sec. 42.

DEPARTMENT OF HEALTH AND ENVIRONMENT

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

AIDS medications	
For the fiscal year ending June 30, 2002	\$400,000

Provided, That expenditures made from the AIDS medications account shall be used to maximize federal dollars for AIDS drug purchases.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2002, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

GIS fund	No limit
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(c) On the effective date of this act, of the \$406,900 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 128(c) of chapter 144 of the 2001 Session

Laws of Kansas from the state water plan fund in the TMDL initiatives and use attainability analysis account, the sum of \$853 is hereby lapsed.

Sec. 43.

DEPARTMENT ON AGING

(a) On the effective date of this act, the director of accounts and reports shall transfer all moneys in the HCBS programs fund—department of social and rehabilitation services of the department of social and rehabilitation services to the HCBS programs fund—department on aging of the department on aging.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2002, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Non—government grant fund.....	No limit
Intergovernmental transfer administration fund.....	No limit

(c) On the effective date of this act, of the \$134,903,477 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 129(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the long term care account, the sum of \$808,190 is hereby lapsed.

Sec. 44.

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2002, the following:

State operations	\$2,339,646
Alcohol and drug abuse services grants	\$112,954
Other medical assistance	\$27,702,319
Mental health and retardation services aid and assistance	\$211,753
Youth services aid and assistance	\$7,647,755
Vocational rehabilitation aid and assistance.....	\$116,379
Sex predator program.....	\$580,022
Children’s health insurance.....	\$2,948,829

(b) On the effective date of this act, of the \$51,621,778 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the cash assistance account, the sum of \$475,987 is hereby lapsed.

(c) On the effective date of this act, of the \$36,834,437 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the community based services account, the sum of \$322,167 is hereby lapsed.

(d) On the effective date of this act, the expenditure limitation established by section 130(b) of chapter 144 of the 2001 Session Laws of Kansas on the social welfare fund is hereby increased from \$50,689,197 to \$52,374,336.

(e) On the effective date of this act, the expenditure limitation established by section 130(b) of chapter 144 of the 2001 Session Laws of Kansas on the alcohol and drug abuse block grant federal fund is hereby increased from \$11,193,076 to \$11,808,395.

(f) On the effective date of this act, the expenditure limitation established by section 130(b) of chapter 144 of the 2001 Session Laws of Kansas on the child welfare services block grant federal fund is hereby decreased from \$5,471,777 to \$5,404,870.

(g) On the effective date of this act, the expenditure limitation established by section 130(b) of chapter 144 of the 2001 Session Laws of Kansas on the social services block grant—federal fund is hereby decreased from \$23,044,036 to \$22,716,668.

(h) On the effective date of this act, the expenditure limitation established by section 130(b) of chapter 144 of the 2001 Session Laws of Kansas on the mental health block grant federal fund is hereby increased from \$2,763,991 to \$3,385,958.

(i) On the effective date of this act, the position limitation established by section 29(g) of chapter 216 of the 2001 Session Laws of Kansas for the department of social and rehabilitation services is hereby increased from 3,986.1 to 4,050.5.

(j) On the effective date of this act, the director of accounts and reports shall transfer all moneys in the Winfield properties special revenue fund to the social welfare fund. On the effective date of this act, all liabilities of Winfield properties special revenue fund are hereby transferred to and imposed on the social welfare fund and the Winfield properties special revenue fund is hereby abolished.

(k) On the effective date of this act, the expenditure limitation established by section 130(b) of chapter 144 of the 2001 Session Laws of Kansas on the title XIX fund is hereby increased from \$62,391,895 to \$63,129,269.

(l) On the effective date of this act, the expenditure limitation established by section 130(b) of chapter 144 of the 2001 Session Laws of Kansas on the Kansas neurological institute fee fund is hereby increased from \$984,781 to \$1,044,781.

(m) On the effective date of this act, of the \$9,398,466 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the Kansas neurological institute—operating expenditures account, the sum of \$53,980 is hereby lapsed.

(n) On the effective date of this act, the expenditure limitation established by section 130(b) of chapter 144 of the 2001 Session Laws of Kansas on the Larned state hospital fee fund is hereby decreased from \$2,747,653 to \$1,877,905.

(o) On the effective date of this act, of the \$9,716,548 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the Larned state hospital—operating expenditures account, the sum of \$93,547 is hereby lapsed.

(p) On the effective date of this act, the position limitation established by section 165(a) of chapter 144 of the 2001 Session Laws of Kansas for the Larned State Hospital is hereby decreased from 744.8 to 725.8.

(q) On the effective date of this act, the expenditure limitation established by section 130(b) of chapter 144 of the 2001 Session Laws of Kansas on the Osawatomie state hospital fee fund is hereby decreased from \$3,245,715 to \$2,965,715.

(r) On the effective date of this act, of the \$5,592,630 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the Osawatomie state hospital—operating expenditures account, the sum of \$53,962 is hereby lapsed.

(s) On the effective date of this act, the expenditure limitation established by section 130(b) of chapter 144 of the 2001 Session Laws of Kansas on the Parsons state hospital and training center fee fund is hereby decreased from \$997,177 to \$937,177.

(t) On the effective date of this act, the position limitation established by section 165(a) of chapter 144 of the 2001 Session Laws of Kansas for the Parsons state hospital and training center is hereby increased from 513.0 to 513.5.

(u) On the effective date of this act, of the \$6,201,974 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the Parsons state hospital and training center—operating expenditures account, the sum of \$53,993 is hereby lapsed.

(v) On the effective date of this act, of the \$740,473 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the Rainbow mental health facility—operating expenditures account, the sum of \$307,372 is hereby lapsed.

(w) On the effective date of this act, the position limitation established by section 165(a) of chapter 144 of the 2001 Session Laws of Kansas for the Rainbow mental health facility is hereby decreased from 132.4 to 126.8.

(x) On the effective date of this act, the expenditure limitation established by section 130(b) of chapter 144 of the 2001 Session Laws of Kansas on the Rainbow mental health facility fee fund is hereby decreased from \$761,965 to \$696,478.

(y) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2002, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Health committee insurance fund..... No limit

(z) On the effective date of this act, of the \$58,603,619 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 130(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the youth services aid and assistance account, the sum of \$1,659,775 is hereby lapsed.

(aa) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2002, the following:

HealthWave \$413,374

Sec. 45.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2002, the following:

Supplemental general state aid..... \$21,485,000
Operating expenditures (including official hospitality)..... \$105,000
General state aid \$2,212,000
KPERs—employer contributions \$7,985,026

(b) On the effective date of this act, of the \$1,804,013,000 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 132(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the general state aid account, the sum of \$88,883 is hereby lapsed.

(c) On the effective date of this act, of the \$256,390,000 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 132(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the special education services aid account, the sum of \$13,704,589 is hereby lapsed.

(d) On the effective date of this act, of the \$4,667,000 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 132(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the parent education program account, the sum of \$375,000 is hereby lapsed.

Sec. 46.

KANSAS STATE HISTORICAL SOCIETY

(a) On the effective date of this act, the expenditure limitation established by section 137(b) of chapter 144 of the 2001 Session Laws of Kansas on the microfilm fees fund is hereby increased from \$50,000 to \$60,000.

(b) On the effective date of this act, the expenditure limitation established by section 137(b) of chapter 144 of the 2001 Session Laws of Kansas on expenditures for state operations from the heritage trust fund is hereby increased from \$92,650 to \$106,491.

Sec. 47.

KANSAS STATE UNIVERSITY

(a) On the effective date of this act, of the \$103,806,622 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 139(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$470,000 is hereby lapsed.

Sec. 48.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2002, the following:

Treatment and programs \$616,705
Facilities operations..... \$876,779

(b) Notwithstanding the provisions of K.S.A. 75-3731, and amendments thereto, or of any other statute, expenditures are authorized to be made by the secretary of corrections during fiscal year 2002 for payment from the local jail payments account of the state general fund for costs pursuant to subsection (b) of K.S.A. 19-1930, and amendments thereto, regardless of when the services were rendered, when the expenses were incurred or when the claim was submitted or processed for payment and regardless of whether or not the services were rendered or the expenses were incurred prior to the effective date of this act.

Sec. 49.

JUVENILE JUSTICE AUTHORITY

(a) On the effective date of this act, of the \$2,159,427 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 78(a) of chapter 144 of the 2001 Session Laws of Kansas from the state institutions building fund in the debt service—Topeka complex and Larned juvenile correctional facility account, the sum of \$7,389 is hereby lapsed.

(b) On the effective date of this act, of the amount of the \$712,612 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 78(a) of chapter 144 of the 2001 Session Laws of Kansas from the state institutions building fund in the capital improvements—rehabilitation, remodeling, renovation and repair of juvenile correctional facilities account that was transferred by the commissioner of juvenile justice to the Atchison juvenile correctional facility capital improvements—rehabilitation, remodeling, renovation and repair account of the state institutions building fund, the sum of \$2,550 is hereby lapsed.

Sec. 50.

ADJUTANT GENERAL

(a) On the effective date of this act, of the \$4,549,979 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 150(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$8,758 is hereby lapsed.

Sec. 51.

ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION

(a) On the effective date of this act, of the \$12,462,791 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 154(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$56,051 is hereby lapsed.

Sec. 52.

KANSAS DEPARTMENT OF AGRICULTURE

(a) On the effective date of this act, the expenditure limitation established by section 158(b) of chapter 144 of the 2001 Session Laws of Kansas on the fertilizer fee fund is hereby increased from \$546,921 to \$588,661.

(b) On the effective date of this act, the expenditure limitation established by section 158(b) of chapter 144 of the 2001 Session Laws of Kansas on the egg fee fund is hereby increased from \$87,385 to \$108,731.

(c) On the effective date of this act, the expenditure limitation established by section 158(b) of chapter 144 of the 2001 Session Laws of Kansas on the petroleum inspection fee fund is hereby increased from \$582,731 to \$694,031.

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2002, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Specialty crop block grant—federal fund..... \$710,000

(e) During the fiscal year ending June 30, 2002, the secretary of the Kansas department of agriculture, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2002 from the state water plan fund of the Kansas department of agriculture to another item of appropriation for fiscal year 2002 from the state water plan fund of the Kansas department of agriculture.

Sec. 53.

STATE CONSERVATION COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2002, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Buffer participation incentive fund No limit
Environmental improvement incentives fund No limit

(b) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$150,000 from the wildlife fee fund of the

department of wildlife and parks to the buffer participation incentive fund of the state conservation commission.

(c) On the effective date of this act, the expenditure limitation established by section 161(c) of chapter 144 of the 2001 Session Laws of Kansas on the state water plan—riparian and wetland program is hereby increased from \$250,000 to \$310,000.

Sec. 54.

KANSAS WATER OFFICE

(a) On the effective date of this act, the director of accounts and reports shall transfer \$250,000 from the state water plan fund to the state general fund.

(b) On the effective date of this act, the expenditure limitation established by section 162(b) of chapter 144 of the 2001 Session Laws of Kansas on the state conservation storage water supply fund is hereby increased from \$0 to \$706,005.

Sec. 55.

DEPARTMENT OF TRANSPORTATION

(a) On the effective date of this act, the expenditure limitation established by section 164(b) of chapter 144 of the 2001 Session Laws of Kansas on the agency operations account of the state highway fund is hereby decreased from \$216,874,370 to \$216,799,442.

(b) On April 1, 2002, or on the effective date of this act, whichever is later, the director of accounts and reports shall transfer \$26,500,000 from the state highway fund of the department of transportation to the state general fund.

Sec. 56. (a) On or after the effective date of this act and during the fiscal years ending June 30, 2002, and June 30, 2003, the director of accounts and reports shall not make any transfer directed to be made by either subsection (f)(2) of K.S.A. 2001 Supp. 75-4265 and amendments thereto or by section 59 of chapter 216 of the 2001 Session Laws of Kansas from the intergovernmental transfer fund of the department on aging to the senior services trust fund established by K.S.A. 2001 Supp. 75-4266 and amendments thereto.

(b) Commencing on the effective date of this act, or as soon as moneys are available therefor, during the fiscal years ending June 30, 2002, and June 30, 2003, the director of accounts and reports shall transfer all amounts of money that would have been directed by subsection (f)(2) of K.S.A. 2001 Supp. 75-4265 and amendments thereto to be transferred from the intergovernmental transfer fund of the department on aging to the senior services trust fund, established by K.S.A. 2001 Supp. 75-4266 and amendments thereto, on the dates when such transfers would have been made under such statute, in accordance with and subject to the following: (1) All such amounts of money shall be transferred to either the SRS—IGT fund of the department of social and rehabilitation services or to the aging—IGT fund of the department on aging; and (2) of the amount transferred from the intergovernmental transfer fund of the department on aging, on each date that such a transfer is made pursuant to this section, 86.27% shall be transferred to the SRS—IGT fund of the department of social and rehabilitation services and 13.73% shall be transferred to the aging—IGT fund of the department on aging.

Sec. 57.

DEPARTMENT OF HUMAN RESOURCES

(a) On the effective date of this act, the expenditure limitation established by section 126(b) of chapter 144 of the 2001 Session Laws of Kansas on the payment of debt service on revenue bonds issued to finance remodeling of the 401 S. Topeka building account of the special employment security fund is hereby decreased from \$250,862 to \$0.

(b) On the effective date of this act, the director of accounts and reports shall transfer \$159,140 from the special employment security fund to the state general fund: *Provided*, That the amount transferred from the special employment security fund of the department of human resources to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(c) On the effective date of this act, of the \$2,151,838 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 126(a) of chapter 144 of the 2001 Session

Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$200,000 is hereby lapsed.

Sec. 58.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) On the effective date of this act, the expenditure limitation established by section 114(c) of chapter 144 of the 2001 Session Laws of Kansas on the agency operations account of the non-retirement administration fund is hereby decreased from \$255,000 to \$187,590.

(b) On the effective date of this act, of the \$32,000 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 9(c) of chapter 216 of the 2001 Session Laws of Kansas from the state general fund in the annual payment for KSRS actuarial liability account, the sum of \$21,344 is hereby lapsed.

(c) On the effective date of this act, the director of accounts and reports shall transfer all moneys in the special 2003 death and disability plan employer contribution fund to the state general fund. On the effective date of this act, all liabilities of the special 2003 death and disability plan employer contribution fund are hereby transferred to and imposed on the state general fund.

Sec. 59.

STATE BOARD OF REGENTS

(a) There is hereby appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2002, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

KAN-ED fund	No limit
ROTC service scholarship program fund	No limit
ROTC service scholarship repayment fund.....	No limit

Sec. 60.

WICHITA STATE UNIVERSITY

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$30,000 from the general fees fund to the education opportunity grant—federal fund.

Sec. 61.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) On the effective date of this act, the \$1,000,000 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 42(c) of chapter 216 of the 2001 Session Laws of Kansas from the children’s initiatives fund in the pediatric biomedical research account is hereby lapsed.

Sec. 62.

STATE LIBRARY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 133(a) of chapter 144 of the 2001 Session Laws of Kansas on the amount of moneys appropriated in the grants to libraries and library systems account of the state general fund to be distributed as grants-in-aid to libraries in accordance with K.S.A. 75-2555, and amendments thereto, is hereby increased from \$2,569,665 to \$2,819,665.

Sec. 63.

STATE FAIR BOARD

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$300,000 from the state fair capital improvements fund to the state fair fee fund.

Sec. 64.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2002, the following:

Judicial operations	\$600,000
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Sec. 65.

OMBUDSMAN OF CORRECTIONS

(a) On the effective date of this act, of the \$166,700 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 157(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the adult corrections oversight account, the sum of \$7,444 is hereby lapsed.

Sec. 66.

LEGISLATIVE COORDINATING COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Legislative coordinating council—operations..... \$555,917

Provided, That any unencumbered balance in the legislative coordinating council—operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Legislative research department—operations \$2,309,884

Provided, That any unencumbered balance in the legislative research department—operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Office of revisor of statutes—operations..... \$2,344,465

Provided, That any unencumbered balance in the office of revisor of statutes—operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(b) Any unencumbered balance in the legislative coordinating council—KPERs actuarial audit account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Sec. 67.

LEGISLATURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operations (including official hospitality)..... \$12,248,431

Provided, That any unencumbered balance in the operations (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003:

Provided further, That expenditures may be made from this account, pursuant to vouchers approved by the chairperson or vice-chairperson of the legislative coordinating council, to pay compensation and travel expenses and subsistence expenses or allowances as authorized by K.S.A. 75-3212 and amendments thereto for members and associate members of the advisory committee to the Kansas commission on interstate cooperation established under K.S.A. 46-407a and amendments thereto for attendance at meetings of the advisory committee which are authorized by the legislative coordinating council, except that (1) the legislative coordinating council may establish restrictions or limitations, or both, on travel expenses, subsistence expenses or allowances, or any combination thereof, paid to members and associate members of such advisory committee, and (2) any person who is an associate member of such advisory committee, by reason of such person having been accredited by the national conference of commissioners on uniform state laws as a life member of that organization, shall receive the same travel expenses and subsistence expenses for attendance at meetings of the advisory committee as a regular member, but shall receive no per diem compensation: *And provided further*, That expenditures may be made from this account for services, facilities and supplies provided for legislators in addition to those provided under the approved budget and for related copying, facsimile transmission and other services provided to persons other than legislators, in accordance with policies and any restrictions or limitations prescribed by the legislative coordinating council: *And provided further*, That expenditures shall be made from this account in the amount of \$22,909 to reimburse the secretary of state for costs associated with the redistricting support services contract: *And provided further*, That no expenditures shall be made for the legislative compensation commission as provided in K.S.A. 46-3101 and amendments thereto.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Legislative special revenue fund No limit

Provided, That expenditures may be made from the legislative special revenue fund, pursuant to vouchers approved by the chairperson or the vice-chairperson of the legislative coordinating council, to pay compensation and travel expenses and subsistence expenses or allowances as authorized by K.S.A. 75-3212 and amendments thereto for members and associate members of the advisory committee to the Kansas commission on interstate cooperation established under K.S.A. 46-407a and amendments thereto for attendance at meetings of the advisory committee which are authorized by the legislative coordinating council, except that (1) the legislative coordinating council may establish restrictions or limitations, or both, on travel expenses, subsistence expenses or allowances, or any combination thereof, paid to members and associate members of such advisory committee, and (2) any person who is an associate member of such advisory committee, by reason of such person having been accredited by the national conference of commissioners on uniform state laws as a life member of that organization, shall receive the same travel expenses and subsistence expenses for attendance at meetings of the advisory committee as a regular member, but shall receive no per diem compensation: *Provided further*, That expenditures may be made from this fund for services, facilities and supplies provided for legislators in addition to those provided under the approved budget and for related copying, facsimile transmission and other services provided to persons other than legislators, in accordance with policies and any restrictions or limitations prescribed by the legislative coordinating council: *And provided further*, That amounts are hereby authorized to be collected for such services, facilities and supplies in accordance with policies of the council: *And provided further*, That such amounts shall be fixed in order to recover all or part of the expenses incurred for providing such services, facilities and supplies and shall be consistent with policies and fees established in accordance with K.S.A. 46-1207a and amendments thereto: *And provided further*, That all such amounts received shall be deposited in the state treasury to the credit of the legislative special revenue fund: *And provided further*, That all donations, gifts or bequests of money for the legislative branch of government which are received and accepted by the legislative coordinating council shall be deposited in the state treasury and credited to an account of the legislative special revenue fund.

(c) On the effective date of this act, of the \$12,267,664 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 102(a) of chapter 144 of the 2001 Session Laws of Kansas from the state general fund in the operations (including official hospitality) account, the sum of \$100,000 is hereby lapsed.

Sec. 68.

DIVISION OF POST AUDIT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operations (including legislative post audit committee) \$1,764,535

Provided, That any unencumbered balance in the operations (including legislative post audit committee) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Audit services fund..... No limit

Provided, That the division of post audit is hereby authorized to fix, charge and collect fees for copies of public records of the division, including distribution of such copies: *Provided further*, That such fees shall be fixed to recover all or part of the expenses incurred for reproducing and distributing such copies and shall be consistent with policies and fees

established in accordance with K.S.A. 46-1207a and amendments thereto: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury to the credit of the audit services fund: *And provided further*, That all moneys received by the division of post audit during fiscal year 2003 from the department of social and rehabilitation services under the contract entered into by the post auditor and the secretary of social and rehabilitation services pursuant to section 71(a) of chapter 292 of the 1993 Session Laws of Kansas to reimburse all or part of the operating services incurred by the division of post audit for the performance audit related to a settlement agreement regarding *Sheila A., et al. v. Joan Finney, et al.*, Case No. 89-CV-33, Shawnee County District Court, shall be credited to the audit services fund.

Conversion of materials and equipment fund No limit
State agency audits fund..... No limit

Sec. 69.

GOVERNOR'S DEPARTMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Governor's department \$1,741,380

Provided, That any unencumbered balance in the governor's department account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That expenditures may be made from this account for contingencies without limitation at the discretion of the governor: *And provided further*, That expenditures shall be made from this account for gubernatorial transition expenditures: *And provided further*, That expenditures made for gubernatorial transition expenditures shall not exceed \$150,000.

(b) Expenditures may be made by the above agency for travel expenses of the governor's spouse when accompanying the governor or when representing the governor on official state business, for travel and subsistence expenditures for security personnel when traveling with the governor and for entertainment of officials and other persons as guests from the amount appropriated for the fiscal year ending June 30, 2003, by subsection (a) from the state general fund in the governor's department account.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Special programs fund No limit

Provided, That expenditures may be made from the special programs fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further*, That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*, That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*, That all fees received for such conferences and all fees received by the governor's department under the open records act for providing access to or furnishing copies of public records, shall be credited to this fund.

Conversion of materials and equipment fund No limit

Sec. 70.

LIEUTENANT GOVERNOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operations \$124,569

Provided, That any unencumbered balance in the operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(b) Expenditures may be made by the above agency for travel expenses of the lieutenant governor's spouse when accompanying the lieutenant governor on official state business and for travel and subsistence expenditures for security personnel when traveling with the lieutenant governor on official state business from the amount appropriated by subsection (a)

from the state general fund for the fiscal year ending June 30, 2003, in the operations account.

(c) Expenditures may be made by the above agency for official hospitality from the amount appropriated by subsection (a) from the state general fund for the fiscal year ending June 30, 2003, in the operations account, except that such expenditures shall not exceed \$2,000. Sec. 71.

ATTORNEY GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures \$3,894,982

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$1,200.

Litigation costs \$53,843

Provided, That any unencumbered balance in the litigation costs account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Operating expenditures relating to interstate water rights regarding the Republican river and its tributaries \$753,959

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2002, in the operating expenditures relating to interstate water rights regarding the Republican river and its tributaries account is hereby reappropriated for fiscal year 2003.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Court cost fund	No limit
Bond transcript review fee fund.....	No limit
Conversion of materials and equipment fund	No limit
Attorney general's antitrust special revenue fund	No limit
Private gifts fund.....	No limit
Medicaid fraud reimbursement fund	No limit
Attorney general's antitrust suspense fund	No limit
Attorney general's consumer protection clearing fund.....	No limit
Attorney general's committee on crime prevention fee fund.....	No limit

Provided, That expenditures may be made from the attorney general's committee on crime prevention fee fund for operating expenditures directly or indirectly related to conducting training seminars organized by the attorney general's committee on crime prevention, including official hospitality: *Provided further*, That the attorney general is hereby authorized to fix, charge and collect fees for conducting training seminars organized by the attorney general's committee on crime prevention: *And provided further*, That such fees shall be fixed in order to recover all or part of the direct and indirect operating expenses incurred for conducting such seminars, including official hospitality: *And provided further*, That all fees received for conducting such seminars shall be deposited in the state treasury and credited to this fund.

Tort claims fund No limit

Crime victims compensation fund No limit

Provided, That expenditures from the crime victims compensation fund for state operations shall not exceed \$297,749: *Provided further*, That any expenditures for payment of compensation to crime victims are authorized to be made from this fund regardless of when the claim was awarded.

Child exchange and visitation fund..... No limit

Federal preventive health and health services block grant fund..... No limit

Crime victims assistance fund..... No limit

Protection from abuse fund No limit

Drug free schools and communities fund.....	No limit
Victims of crime act—federal fund	No limit
Victims of crime assistance act—federal fund.....	No limit
Family violence prevention and services fund—federal	No limit
Violence against women grant fund.....	No limit
Crime victims grants and gifts fund.....	No limit

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

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

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

Medicaid fraud prosecution revolving fund.....	No limit
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Provided, That all moneys recovered by the medicaid fraud and abuse division of the attorney general’s office in the enforcement of state and federal law which are in excess of any restitution for overcharges and interest, including all moneys recovered as recoupment of expenses of investigation and prosecution, shall be deposited in the state treasury to the credit of the medicaid fraud prosecution revolving fund.

Interstate water litigation fund.....	No limit
Suspense fund.....	No limit

(c) On the effective date of this act, the director of accounts and reports is hereby authorized to transfer an amount certified by the attorney general of not to exceed \$100,000 from the crime victims compensation fund to the crime victims assistance fund.

Sec. 72.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures	\$1,749,331
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated to the operating expenditures account for fiscal year 2003: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$2,500.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Cemetery and funeral audit fee fund	No limit
Conversion of materials and equipment fund	No limit
Information and copy service fee fund	No limit
State register fee fund	No limit
Uniform commercial code fee fund.....	No limit
State flag and banner fund	No limit
Secretary of state fee refund fund	No limit
Electronic voting machine examination fund.....	No limit
Suspense fund.....	No limit

Prepaid services fund	No limit
Athlete agent registration fee fund	No limit
Franchise fee recovery fund	No limit
Democracy fund	No limit

(c) During each month of the fiscal year ending June 30, 2003, the secretary of state shall certify to the director of accounts and reports the amount equal to the product of \$1 multiplied by the number of annual reports received by the secretary of state during the preceding month from professional corporations, domestic or foreign corporations, corporations organized not for profit, domestic or foreign limited liability companies, domestic or foreign limited partnerships or any other entities pursuant to statute, which include the receipt of an annual franchise tax or privilege fee. Upon receipt of each such certification, the director of accounts and reports shall transfer an amount equal to the amount certified from the state general fund to the franchise fee recovery fund of the secretary of state.

Sec. 73.

STATE TREASURER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures	\$1,201,480
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$750.

Banking services	\$338,557
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(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Fiscal agency fund	No limit
Bond services fee fund	No limit
City bond finance fund	No limit
Taylor grazing fees—federal fund	No limit
Local ad valorem tax reduction fund	No limit
County and city revenue sharing fund	No limit
Suspense fund	No limit
County and city retailers' sales tax fund	No limit
County and city compensating use tax fund	No limit
Local alcoholic liquor fund	No limit
Local alcoholic liquor equalization fund	No limit
Unclaimed property claims fund	No limit
Unclaimed property expense fund	No limit

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

County and city transient guest tax fund	No limit
Road and schools—10 U.S.C. 2655 federal fund	No limit
Racing admissions tax fund	No limit
Rental motor vehicle excise tax fund	No limit
Metropolitan culture district retailers' sales tax fund	No limit
Redevelopment bond fund	No limit
Kansas World War II memorial fund	No limit
Services reimbursement fund	No limit
Municipal investment pool fund	No limit
Pooled money investment portfolio fee fund	No limit

Provided, That on or before the fifth day of each month of the fiscal year ending June 30, 2003, the state treasurer shall certify to the pooled money investment board an accounting of the banking fees incurred by the state treasurer during the second preceding month that are attributable to the investment of the pooled money investment portfolio during such

month: *Provided further*, That prior to the 10th day of each month during the fiscal year ending June 30, 2003, the pooled money investment board shall review the certification from the state treasurer and shall make expenditures from the pooled money investment portfolio fee fund to pay the amount of banking fees incurred by the state treasurer during the second preceding month that are attributable to the investment of the pooled money investment portfolio during the second preceding month, as determined by the pooled money investment board.

Kansas postsecondary education savings program trust fund.....	No limit
Kansas postsecondary education savings program expense fund	No limit
Conversion of materials and equipment fund	No limit
Tax increment financing revenue replacement fund	No limit

Sec. 74.

INSURANCE DEPARTMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Insurance department service regulation fund	\$7,632,083
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Provided, That expenditures from the insurance department service regulation fund for official hospitality shall not exceed \$2,000; *Provided further*, That any transfers from this fund to the insurance building principal and interest payment fund or the insurance department rehabilitation and repair fund of the department of insurance shall be in addition to any expenditure limitation imposed on this fund.

Insurance company examination fund	No limit
Insurance company annual statement examination fund.....	No limit
Insurance company examiner training fund	No limit
Conversion of materials and equipment fund	No limit
Commissioner's travel reimbursement fund	No limit

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

Workers compensation fund.....	No limit
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Provided, That expenditures from the workers compensation fund for attorney fees and other costs and benefit payments may be made regardless of when services were rendered or when the initial award of benefits was made.

State firefighters relief fund	No limit
Insurance company tax and fee refund fund	No limit
Group-funded workers' compensation pools fee fund	No limit
Municipal group-funded pools fee fund	No limit
Uninsurable health insurance plan fund	No limit
Senior health insurance counseling for Kansans fund.....	No limit

Provided, That expenditures from the senior health insurance counseling for Kansans fund for official hospitality shall not exceed \$2,000.

Insurance education and training fund	No limit
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Provided, That expenditures may be made from the insurance education and training fund for training programs and official hospitality; *Provided further*, That the insurance commissioner is hereby authorized to fix, charge and collect fees for such training programs; *And provided further*, That fees for such training programs shall be fixed in order to collect all or part of the operating expenses incurred for such training programs, including official hospitality; *And provided further*, That all fees received for such training programs shall be deposited in the state treasury and credited to this fund.

Other federal grants fund..... No limit

Provided, That the above agency is authorized to make expenditures from the other federal grants fund of any moneys credited to this fund from any individual grant if the grant is: (1) Less than or equal to \$250,000 in the aggregate, and (2) does not require the matching expenditure of any other moneys in the state treasury during fiscal year 2003 other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature: Provided, however, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual federal grant which is more than \$250,000 in the aggregate or which requires the matching expenditure of moneys in the state treasury during fiscal year 2003, other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature.

(b) On October 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$750,000 from the insurance department service regulation fund to the state general fund: Provided, That the transfer of such amount shall be in addition to any other transfer from the insurance department service regulation fund to the state general fund pursuant to this subsection and is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(c) On July 1, 2002, the federal grants fund of the insurance department is hereby redesignated as the other federal grants fund of the insurance department.

(d) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$7,000,000 from the workers compensation fund of the insurance department to the state general fund: Provided, That the amount transferred from the workers compensation fund of the insurance department to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services: Provided further, That the commissioner of insurance shall prepare and submit a workers compensation fund cash-flow analysis to the house committee on appropriations and the senate committee on ways and means in January, 2003.

Sec. 75.

HEALTH CARE STABILIZATION FUND BOARD OF GOVERNORS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Health care stabilization fund..... No limit

(b) Expenditures from the health care stabilization fund for the fiscal year ending June 30, 2003, other than refunds authorized by law for the following specified purposes shall not exceed the limitations prescribed therefor as follows:

Operating expenditures..... \$950,529

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

Fees—legal and professional services..... No limit

Provided, That expenditures from the fees—legal and professional services account for attorney fees and other professional service fees may be made regardless of when services were rendered or when the judgment or settlement was made.

Claims and benefits..... No limit

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

Sec. 76.

JUDICIAL COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures \$199,721

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: Provided further, That no expenditures shall be made from this account for any study requested by one or more members of the legislature unless the study request was submitted in writing to the legislative coordinating council and the study request was approved by the legislative coordinating council prior to the study request being submitted to the judicial council: And provided further, That such limitation shall not apply to any study requested by a standing committee of either house of the legislature or any legislative committee established by statute.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Grants and gifts fund No limit

Provided, That all private grants and gifts and federal grants received by the judicial council, other than moneys received as grants, gifts or donations for the preparation, publication or distribution of legal publications, shall be deposited to the credit of the grants and gifts fund.

Publications fee fund No limit

Provided, That the judicial council is hereby authorized to fix, charge and collect fees for sale and distribution of legal publications in order to recover direct and indirect costs incurred for preparation, publication and distribution of legal publications: Provided further, That such 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 in the state treasury and credited to the publications fee fund: And provided further, That all moneys received as gifts, grants or donations for the preparation, publication or distribution of legal publications shall be deposited in the state treasury to the credit of the publications fee fund: And provided further, That notwithstanding the provisions of K.S.A. 2001 Supp. 20-2207, expenditures are authorized to be made from the publications fee fund for operating expenses that are not related to publications activities.

(c) On June 30, 2003, the director of accounts and reports shall transfer the amount of any unencumbered balance in the publications fee fund as of June 30, 2003, in excess of \$175,000 from the publications fee fund to the state general fund.

Sec. 77.

STATE BOARD OF INDIGENTS' DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures \$12,604,524

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2002, in the operating expenditures account is hereby reappropriated to the operating expenditures account for fiscal year 2003: Provided, however, That expenditures from such reappropriated balance shall not exceed \$90,000 except upon approval by the state finance council: Provided further, That any expenditures for indigents' defense services are authorized to be made from the operating expenditures account regardless of when services were rendered: And provided further, That expenditures may be made from the operating expenditures account for negotiated contracts for malpractice insurance for public defenders and deputy or assistant public defenders: And provided further, That all contracts for malpractice insurance for public defenders and deputy or assistant public defenders shall be negotiated and purchased by the state board of indigents' defense services, shall not be subject to approval or purchase by the committee on surety bonds and insurance under K.S.A. 75-4114 and 75-

6111 and amendments thereto and shall not be subject to the provisions of K.S.A. 75-3739 and amendments thereto.

Capital defense operations..... \$1,386,710

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2002, in the capital defense operations account is hereby reappropriated for fiscal year 2003.

Legal services for prisoners..... \$372,215

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Indigents' defense services fund No limit

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

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

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences: *Provided further*, That the state board of indigents' defense services is hereby authorized to fix, charge and collect fees for inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of such operating expenditures incurred for inservice workshops and conferences: *And provided further*, That all fees received for inservice workshops and conferences shall be deposited in the state treasury and credited to the inservice education workshop fee fund.

Sec. 78.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Judiciary operations..... \$81,079,774

Provided, That any unencumbered balance in the judiciary operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That contracts for computer input of judicial opinions under this appropriation shall be executed in the name of the supreme court by the chief justice and may be interrelated with contracts for the comprehensive legislative information system: *And provided further*, That all such contracts for computer input of judicial opinions and all purchases thereunder shall not be subject to the provisions of K.S.A. 75-3739 and amendments thereto: *And provided further*, That expenditures may be made from the judicial operations account for contingencies without limitation at the discretion of the chief justice: *And provided further*, That expenditures from the judicial operations account for such contingencies shall not exceed \$25,000: *And provided further*, That expenditures from the judicial operations account for official hospitality shall not exceed \$4,000: *And provided further*, That expenditures shall be made from the judicial operations account for the travel expenses of panels of the court of appeals for travel to cities across the state to hear appealed cases.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Library report fee fund No limit

Judiciary technology fund No limit

Judicial branch gifts fund No limit

Dispute resolution fund No limit

Judicial branch education fund..... No limit

Provided, That expenditures may be made from the judicial branch education fund to provide services and programs for the purpose of educating and training judicial branch officers and employees, administering the training, testing and education of municipal judges as provided in K.S.A. 12-4114, and amendments thereto, education and training municipal

judges and municipal court support staff, and for the planning and implementation of a family court system, as provided by law, including official hospitality: *Provided further*, That the judicial administrator is hereby authorized to fix, charge and collect fees for such services and programs: *And provided further*, That such fees may be fixed to cover all or part of the operating expenditures incurred in providing such services and programs, including official hospitality: *And provided further*, That all fees received for such services and programs, including official hospitality, shall be credited to the judicial branch education fund.

Conversion of materials and equipment fund	No limit
Child welfare federal grant fund	No limit
Child support enforcement contractual agreement fund	No limit
Bar admission fee fund	No limit
Permanent families account—family and children investment fund	No limit
Duplicate law book fund	No limit
Court reporter fund	No limit
Access to justice fund	No limit
Judicial technology and building and grounds fund	No limit
Judicial branch nonjudicial salary initiative fund	No limit

Sec. 79.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

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

Group insurance reserve fund	No limit
Optional death benefit plan reserve fund	No limit
Kansas endowment for youth fund	No limit
Senior services trust fund	No limit
Family and children endowment account—family and children investment fund	No limit
Non-retirement administration fund	No limit

Provided, That the executive officer of the Kansas public employees retirement system shall certify to the director of accounts and reports the amount of moneys to transfer from the Kansas endowment for youth fund, the senior services trust fund, the family and children endowment account—family and children investment fund, and the unclaimed property account of the state general fund for the purpose of reimbursing the costs of non-retirement related administrative activities and investment-related expenses for managing such funds in accordance with K.S.A. 2001 Supp. 74-4909b, and amendments thereto.

(b) Expenditures may be made from the expense reserve of the Kansas public employees retirement fund for the fiscal year ending June 30, 2003, for the following specified purposes:

Agency operations	\$6,573,276
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Provided, That expenditures from the agency operations account may be made for official hospitality.

Investment-related expenses	No limit
KPERS technology project	No limit

(c) Expenditures may be made from the non-retirement administration fund for the fiscal year ending June 30, 2003, for the following specified purposes:

Agency operations	\$192,228
Investment-related expenses	No limit

(d) On July 1, 2002, the director of accounts and reports shall transfer the amount in each account of each special revenue fund of each state agency that is appropriated for the

fiscal year ending June 30, 2003, by this or other appropriation act of the 2002 regular session of the legislature and that is budgeted for payment of the cost of the plan of death and long-term disability benefits under K.S.A. 74-4927 and amendments thereto, as certified by the director of the budget to the director of accounts and reports, for the period from July 1, 2002, through December 31, 2002, from such special revenue fund, or account thereof, to the special 2003 death and disability plan employer contributions fund: *Provided*, That the aggregate amount transferred from all such special revenue funds and accounts to the special 2003 death and disability plan employer contributions fund during fiscal year 2003 pursuant to this subsection shall not exceed \$1,100,000: *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

(e) On October 31, 2002, the director of accounts and reports shall transfer all moneys in the special 2003 death and disability plan employer contribution fund to the state general fund. On October 31, 2002, all liabilities of the special 2003 death and disability plan employer contribution fund are hereby transferred to and imposed on the state general fund.

(f) Notwithstanding the provisions of K.S.A. 74-4924 and 74-4924f, and amendments thereto, no participating employer under the Kansas public employees retirement system shall pay any amount to the system for the cost of the plan and death and long-term disability benefits under K.S.A. 74-4927 and amendments thereto for the period from July 1, 2002, through December 31, 2002.

Sec. 80.

KANSAS HUMAN RIGHTS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures \$1,389,245

Provided, That any unencumbered balance in the operating expenditures account and in the contract investigative services account in excess of \$100 as of June 30, 2002, is hereby reappropriated to the operating expenditures account for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$50,443 except upon approval of the state finance council: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$150: *And provided further*, That expenditures for mediation services contracted with Kansas legal services shall be made only upon certification by the executive director of the human rights commission to the director of accounts and reports that private moneys are available to match the expenditure of state moneys on a \$1 of private moneys to \$3 of state moneys basis.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Federal fund No limit
Conversion of materials and equipment fund No limit
Annual banquet fund No limit

Provided, That expenditures may be made from the annual banquet fund for operating expenditures for the commission's annual banquet, including official hospitality: *Provided further*, That the executive director is hereby authorized to fix, charge and collect fees for such banquet: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred for such banquet, including official hospitality: *And provided further*, That all fees received for such banquet shall be credited to this fund.

Education and training fund..... No limit

Provided, That expenditures may be made from the education and training fund for operating expenditures for the commission's education and training programs for the general public: *Provided further*, That the executive director is hereby authorized to fix, charge and collect fees for such programs: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred for such training programs, including

official hospitality: *And provided further*, That all fees received for such programs shall be credited to this fund.

Sec. 81.

STATE CORPORATION COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

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

Provided, That any expenditure made from the conservation fee fund for plugging abandoned wells, cleanup of pollution from oil and gas activities and testing of wells shall be in addition to any expenditure limitation imposed on this fund: *Provided further*, That expenditures may be made from this fund for debt collection and set-off administration: *And provided further*, That a percentage of the fees collected, not to exceed 27%, shall be transferred from the conservation fee fund to the department of administration accounting services recovery fund for services rendered in collection efforts: *And provided further*, That all expenditures made from the conservation fee fund for debt collection and set-off administration shall be in addition to any expenditure limitation imposed on this fund: *And provided further*, That the state corporation commission shall include as part of the fiscal year 2004 budget estimates for the state corporation commission submitted pursuant to K.S.A. 75-3717 and amendments thereto, a three-year projection of receipts to and expenditures from the conservation fee fund for fiscal years 2004, 2005 and 2006.

Natural gas underground storage fee fund	No limit
Gas pipeline inspection fee fund.....	No limit
Abandoned oil and gas well fund.....	No limit
Well plugging assurance fund	No limit
Gas pipeline safety program—federal fund.....	No limit
Energy related grants—federal fund.....	No limit
Energy grants management fund.....	No limit
Energy conservation plan—federal fund.....	No limit
Underground injection control class II—federal fund	No limit
Pipeline damage prevention grant program—federal fund	No limit
Other federal grants fund.....	No limit

Provided, That the above agency is authorized to make expenditures from the other federal grants fund of any moneys credited to this fund from any individual grant if the grant is: (1) Less than or equal to \$250,000 in the aggregate, and (2) does not require the matching expenditure of any other moneys in the state treasury during fiscal year 2003 other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature: *Provided, however*, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual federal grant which is more than \$250,000 in the aggregate or which requires the matching expenditure of moneys in the state treasury during fiscal year 2003, other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature.

Inservice education workshop fee fund.....	No limit
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Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences conducted by the state corporation commission for staff and members of the state corporation commission: *Provided further*, That the state corporation commission is hereby authorized to fix, charge and collect fees for such inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for conducting such inservice workshops and conferences: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury and credited to this fund.

Base state registration clearing fund.....	No limit
Credit card clearing fund.....	No limit
Suspense fund.....	No limit
Data management system fund.....	No limit

(b) Expenditures for the fiscal year ending June 30, 2003, by the state corporation commission from the public service regulation fund, the motor carrier license fees fund and the conservation fee fund shall not exceed, in the aggregate, \$13,659,771: *Provided*, That, within such limitation on the aggregate of expenditures, expenditures made for fiscal year 2003 from the public service regulation fund, the motor carrier license fees fund and the conservation fee fund for official hospitality shall not exceed, in the aggregate, \$600.

(c) Expenditures for the fiscal year ending June 30, 2003, by the state corporation commission from the conservation fee fund or the abandoned oil and gas well fund may be made for the service of independent on-site supervision of well plugging contracts: *Provided*, That all expenditures from the conservation fee fund or the abandoned oil and gas well fund for the purpose of plugging of abandoned oil and gas wells shall be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto, and shall not be exempt from such competitive bidding requirements on the basis of the estimated amount of such purchases.

(d) In addition to the other purposes for which expenditures may be made by the state corporation commission from the conservation fee fund for fiscal year 2003 as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures may be made by the above agency from the conservation fee fund for fiscal year 2003 for any purpose for which expenditures may be made from the natural gas underground storage fee fund: *Provided*, That expenditures for such purpose from the conservation fee fund for fiscal year 2003 shall be reimbursed from the natural gas underground storage fee fund to the conservation fee fund by revenue transfers as provided in this section prior to July 1, 2004: *Provided further*, That all such expenditures from the conservation fee fund for any such purpose shall be in addition to any expenditure limitation imposed on the conservation fee fund for fiscal year 2003.

(e) During the fiscal year ending June 30, 2003, the state corporation commission shall certify one or more amounts to the director of accounts and reports to reimburse the conservation fee fund for expenditures during fiscal year 2003 and fiscal year 2004 for any purpose for which expenditures may be made from the natural gas underground storage fee fund. Upon receipt of each certification or as soon thereafter as moneys are available therefor, the director of accounts and reports shall transfer the amount certified from the natural gas underground storage fee fund to the conservation fee fund.

(f) On July 1, 2002, the federal grants fund of the state corporation commission is hereby redesignated as the other federal grants fund of the state corporation commission.

Sec. 82.

CITIZENS' UTILITY RATEPAYER BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Utility regulatory fee fund.....	\$613,620
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Provided, That expenditures may be made by the citizens' utility ratepayer board from the utility regulatory fee fund pursuant to contracts for professional services, which are hereby authorized to be entered into by the board: *Provided further*, That such professional services shall include but are not limited to the services of engineers, accountants, attorneys and economists, to assist in carrying out the duties of the board, which assistance may include preparation and presentation of expert testimony, when the expenses of such professional services are required to be assessed under K.S.A. 66-1502 and amendments thereto against the public utilities involved: *And provided further*, That such contracts shall be negotiated by a negotiating committee composed of the following persons: The consumer counsel of the citizens' utility ratepayer board or the consumer counsel's designee, the director of the budget or that director's designee, the director of accounts and reports or that director's

designee, and the chairperson of the citizens' utility ratepayer board or the chairperson's designee: *And provided further*, That the consumer counsel of the citizens' utility ratepayer board or the consumer counsel's designee shall convene the negotiating committee for each such contract and the negotiating committee shall consider all proposals by persons applying to perform such contract and shall award the contract: *And provided further*, That such contracts shall not be subject to the provisions of K.S.A. 75-3739 and amendments thereto or to the provisions of the acts contained in article 58 of chapter 75 of the Kansas Statutes Annotated: *And provided further*, That, of the amount of additional expenditures authorized by the expenditure limitation prescribed by this subsection, no portion of such unspent expenditure authority for fiscal year 2003 shall be the basis for any amount being transferred into a Kansas savings incentive program account or KSIP account under the Kansas savings incentive program of any other Kansas savings incentive program section in this or other appropriation act of the 2003 regular session of the legislature: *Provided, however*, That, if the total amount of additional expenditures authorized by the expenditure limitation prescribed by this section are not expended or encumbered for fiscal year 2003, then the amount equal to the amount of such increased expenditure authority for fiscal year 2003 remaining may be expended from the utility regulatory fee fund for fiscal year 2004 pursuant to contracts for professional services and any such expenditure for fiscal year 2003 shall be in addition to any expenditure limitation imposed on the utility regulatory fee fund for the fiscal year ending June 30, 2003.

(b) On July 1, 2002, October 1, 2002, January 1, 2003, and April 1, 2003, or as soon after each such date as moneys are available, and upon receipt of certification by the state corporation commission of the amount to be transferred, the director of accounts and reports shall transfer from the public service regulation fund of the state corporation commission to the utility regulatory fee fund of the citizens' utility ratepayer board all moneys assessed by the state corporation commission for the citizens' utility ratepayer board under K.S.A. 66-1502 or 66-1503 and amendments thereto and deposited in the state treasury to the credit of the public service regulation fund.

Sec. 83.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

General administration \$1,426,515

Provided, That any unencumbered balance in the department of administration operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated to the general administration account for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$12,559 except upon approval of the state finance council: *Provided further*, That in addition to other positions within the department of administration in the unclassified service as prescribed by law, expenditures may be made from the department of administration operations account for three employees in the unclassified service under the Kansas civil service act: *And provided further*, That expenditures from this account for official hospitality shall not exceed \$1,000: *And provided further*, That, in addition to other expenditures from this account for official hospitality, expenditures may be made from this account for official hospitality related to co-hosting the 2003 national conference of the national association of state facilities administrators, except that expenditures from this account for official hospitality for such conference shall not exceed \$5,000.

Department of administration systems \$5,111,322
 Accounting and reporting services \$2,007,824
 Personnel Services \$2,881,282
 Purchasing \$838,339
 Facilities management \$3,387,233
 Budget analysis \$1,357,418

Provided, That any unencumbered balance in the budget analysis account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$1,000.

Public broadcasting council grants \$2,009,048

Provided, That any unencumbered balance in the public broadcasting council grants account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That all expenditures from the public broadcasting council grants account for capital equipment shall be made to provide matching funds for federal capital equipment grants awarded to eligible public broadcasting stations: *And provided further*, That expenditures from this account may be made to provide matching funds for capital equipment projects funded from any nonstate source in the event federal capital equipment grants are not awarded: *And provided further*, That in the event the federal facility programs cease to exist or fail to conduct grant solicitations, expenditures may be made from this account to provide matching funds for capital equipment projects funded from any nonstate source without first applying for federal capital equipment grants.

Public TV digital conversion debt service..... \$450,000
Policy analysis initiatives \$119,253

Provided, That any unencumbered balance in the policy analysis initiatives account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$3,000.

Long-term care ombudsman \$141,982

Provided, That any unencumbered balance in the long-term care ombudsman account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures for such reappropriated balance shall be made only upon approval of the state finance council: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$1,000.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds or indirect cost recoveries authorized by law shall not exceed the following:

Federal cash management fund No limit
State leave payment reserve fund No limit
State budget stabilization fund \$0
Building and ground fund No limit

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

General fees fund No limit

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

Human resource information systems cost recovery fund No limit
Budget fees fund No limit

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

Purchasing fees fund..... No limit

Provided, That expenditures may be made from the purchasing fees fund for operating expenditures of the division of purchases, including training seminars and official hospitality: Provided further, That the director of purchases is hereby authorized to fix, charge and collect fees for operating expenditures incurred to reproduce and disseminate purchasing information, administer vendor applications, administer state contracts and conduct training seminars, including official hospitality: And provided further, That such fees shall be fixed in order to recover all or part of such operating expenses: And provided further, That all moneys received for such fees and all moneys received pursuant to the state travel services contract shall be deposited in the state treasury to the credit of this fund.

Architectural services fee fund..... No limit

Provided, That expenditures may be made from the architectural services fee fund for operating expenditures for distribution of architectural information: Provided further, That the director of architectural services is hereby authorized to fix, charge and collect fees for reproduction and distribution of architectural information: And provided further, That such fees shall be fixed in order to recover all or part of the operating expenses incurred for reproducing and distributing architectural information: And provided further, That all fees received for such reproduction and distribution of architectural information shall be credited to this fund.

Budget equipment conversion fund..... No limit

Conversion of materials and equipment fund No limit

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

Property contingency fund No limit

Flood control emergency—federal fund..... No limit

Information technology fund..... No limit

Information technology reserve fund No limit

Computer services recovery fund No limit

Provided, That expenditures may be made from the computer services recovery fund to provide central computer system development services, which shall be in addition to data processing services provided under K.S.A. 75-4704 and amendments thereto to other state agencies: Provided further, That the secretary of administration is hereby authorized, in accordance with the procedures and guidelines prescribed by K.S.A. 75-4703 and amendments thereto, to fix, charge and collect fees for such central computer system development services to other state agencies: And provided further, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing such services: And provided further, That all fees received for such services shall be credited to this fund: And provided further, That all expenditures for the personnel/payroll project shall be made from the personnel/payroll project program account of this fund: And provided further, That amounts may be transferred into this account from any state general fund account or any special revenue fund of the department of administration or any other state agency.

State buildings operating fund No limit

Provided, That expenditures may be made from the state buildings operating fund for operating and other expenses for the Hiram Price Dillon House: Provided further, That the secretary of administration is hereby authorized to fix, charge and collect fees for use of the rooms and other facilities of the Hiram Price Dillon House in accordance with policies adopted by the legislative coordinating council under K.S.A. 75-3682 and amendments thereto for approving the use of such property: And provided further, That fees for approved use of such property shall be reasonable and directly related to the costs of such use and shall be fixed in order to recover all or part of the operating expenses incurred for such use: And provided further, That all moneys received for such fees shall be deposited in the state treasury and credited to the state buildings operating fund or the building and ground fund, as determined and directed by the secretary of administration: And provided further, That the secretary of administration is hereby authorized to fix, charge and collect a real estate property leasing services fee at a reasonable rate per square foot of space leased by state agencies as approved by the secretary of administration under K.S.A. 75-3739 and amend-

ments thereto to recover the costs incurred by the department of administration in providing services to state agencies relating to leases of real property: *And provided further*, That each state agency that is party to a lease of real property that is approved by the secretary of administration under K.S.A. 75-3739 and amendments thereto shall remit to the secretary of administration the real estate property leasing services fee upon receipt of the billing therefor: *And provided further*, That all moneys received for real estate property leasing services fees shall be deposited in the state treasury and credited to the state buildings operating fund or the building and ground fund, as determined and directed by the secretary of administration: *And provided further*, That the net proceeds from the sale of all or any part of the Topeka state hospital property, as defined by subsection (a) of K.S.A. 2001 Supp. 75-37,123 and amendments thereto shall be deposited in the state treasury and credited to the state buildings operating fund or the building and ground fund, as determined and directed by the secretary of administration.

Accounting services recovery fund..... No limit

Provided, That expenditures may be made from the accounting services recovery fund for the operating expenditures, including official hospitality, of the department of administration: *Provided further*, That the secretary of administration is hereby authorized to fix, charge and collect fees for services or sales provided by the department of administration which are not specifically authorized by any other statute: *And provided further*, That all fees received for such services or sales shall be credited to this fund.

Architectural services recovery fund..... No limit

Provided, That expenditures may be made from the architectural services recovery fund for operating expenditures for the division of architectural services: *Provided further*, That notwithstanding the provisions of subsection (b) of K.S.A. 75-4403 and amendments thereto, the director of architectural services may exchange an employee with the attorney general's office to assist in the enforcement of K.S.A. 58-1301 *et seq.*: *And provided further*, That the director of architectural services is hereby authorized to charge and collect fees for services provided to other state agencies not directly related to the construction of a capital improvement project: *And provided further*, That the director of architectural services is hereby authorized to charge and collect (1) a fee equal to 1% of the estimated cost of each capital improvement project for a state agency which is not financed, in whole or in part, by gifts, bequests, or donations made by one or more private individuals or other private entities and for which the division provides architectural, engineering or management services or, in the case of any capital improvement project for a state agency which is partially financed by gifts, bequests or donations made by one or more private individuals or other private entities, a fee equal to 1% of the proportional amount of the estimated cost of such capital improvement project which is not financed by gifts, bequests or donations made by one or more private individuals or other private entities and for which the division provides architectural, engineering or management services, and (2) an additional fee equal to 8% of the construction cost of each capital improvement project for which the division provides in-house architectural and engineering design services: *And provided further*, That such services shall be subject to the limitations of K.S.A. 75-1253 and amendments thereto: *And provided further*, That all fees received for such services shall be credited to this fund.

Motor pool service fund..... No limit

Motor pool service depreciation reserve fund..... No limit

Kansas public employees retirement clearing fund No limit

Intragovernmental printing service fund..... No limit

Intragovernmental printing service depreciation reserve fund No limit

Municipal accounting and training services recovery fund No limit

Provided, That expenditures may be made from the municipal accounting and training services recovery fund to provide general ledger, payroll reporting, utilities billing, data processing, and accounting services to municipalities and to provide training programs conducted for municipal government personnel, including official hospitality: *Provided further*, That the director of accounts and reports is hereby authorized to fix, charge and collect fees for such services and programs: *And provided further*, That such fees shall be fixed to cover

all or part of the operating expenditures incurred in providing such services and programs, including official hospitality: *And provided further*, That all fees received for such services and programs, including official hospitality, shall be credited to this fund.

Canceled warrants payment fund	No limit
State emergency fund	No limit
Bid and contract deposit fund	No limit
State workers compensation self-insurance fund	No limit

Provided, That expenditures shall be made from the state workers compensation self-insurance fund for a contract with the secretary of human resources to implement and administer the state workplace health and safety program for state employees in accordance with K.S.A. 44-575 and amendments thereto, which contract is hereby authorized and directed to be entered into between the secretary of administration and the secretary of human resources: *Provided further*, That, pursuant to policies and procedures prescribed by the secretary of administration, the director of accounts and reports shall transfer an amount certified pursuant to such contract by the secretary of administration from the state workers compensation self-insurance fund of the department of administration to the state workplace health and safety program fund of the department of human resources.

Health and hospitalization insurance clearing fund	No limit
Federal withholding tax clearing fund	No limit
State gaming revenues fund	No limit
Health insurance premium reserve fund	No limit
Excise tax refund clearing fund	No limit
State withholding tax clearing fund	No limit
Unemployment compensation tax clearing fund	No limit
Construction defects recovery fund	No limit

Provided, That, during the fiscal year ending June 30, 2003, upon certification by the secretary of administration to the director of accounts and reports that the unencumbered balance in the construction defects recovery fund is insufficient to pay an amount that is necessary to finance expenses related to efforts by the state of Kansas to recover damages incidental to construction defects on capital projects involving state facilities, the director of accounts and reports shall transfer an amount equal to the insufficient amount from the architectural services recovery fund to the construction defects recovery fund: *Provided, however*, That the total of all such amounts transferred from the architectural services recovery fund to the construction defects recovery fund during fiscal year 2003 shall not exceed \$300,000.

Preventive health care program fund	No limit
Facilities conservation improvement fund	No limit
State revolving fund services fee fund	No limit
Cafeteria benefits fund	No limit

Provided, That expenditures from the cafeteria benefits fund for salaries and wages and other operating expenditures shall not exceed \$2,621,521.

Dependent care assistance program fund	No limit
Conversion of materials and equipment—recycling program fund	No limit
Employees faithful performance bond clearing fund	No limit
Deferred compensation clearing fund	No limit
Equipment lease purchase program administration clearing fund	No limit
Suspense fund	No limit
Series E savings bond clearing fund	No limit
Optional life insurance clearing fund	No limit
Employee organization dues clearing fund	No limit
United Way contributions clearing fund	No limit
Setoff clearing fund	No limit
Parking fees clearing fund	No limit
Electronic funds transfer suspense fund	No limit
State employee contribution clearing fund for OASDHI	No limit

Intergovernmental cooperation agreement for development of statewide cost allocation plan clearing fund	No limit
Medicare fund clearing account.....	No limit
Ad Astra sculpture fund	No limit
Public school districts benefit fund	No limit
Administrative hearings office fund	No limit
Older Americans act long term care ombudsman federal fund	No limit
Long term care ombudsman gift and grant fund.....	No limit

(c) On July 1, 2002, the director of accounts and reports shall transfer \$210,000 from the state highway fund to the state general fund for the purpose of reimbursing the state general fund for the cost of providing purchasing services to the department of transportation.

(d) During the fiscal year ending June 30, 2003, the secretary of administration is authorized to approve refinancing of equipment being financed by state agencies through the department's equipment financing program. Such project is approved for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto.

(e) In addition to the purposes for which expenditures may be made by the above agency from moneys appropriated in any capital improvement account of any special revenue fund or in any capital improvement account of the state general fund for the above agency for fiscal year 2003 by this or other appropriation act of the 2002 regular session of the legislature, expenditures may be made by the above agency from any such capital improvement account of any special revenue fund or any such capital improvement account of the state general fund for fiscal year 2003 for the purpose of making emergency repairs to any facility that is under the charge, care, management or control of the department of administration as provided by law: *Provided*, That the secretary of administration shall make a full report on such repairs and expenditures to the director of the budget and the director of the legislative research department.

(f) During the fiscal year ending June 30, 2003, the director of the office of administrative hearings of the department of administration shall prepare and submit to the secretary of social and rehabilitation services a billing invoice each month in the amount equal to 1/12 of \$792,584, for administrative hearing services performed by the department of administration for the department of social and rehabilitation services: *Provided*, That the amount to be billed may be adjusted as provided in writing by mutual agreement between the secretary of social and rehabilitation services and the secretary of administration: *Provided further*, That the amount specified in the monthly invoice shall be paid from the appropriate fund or funds of the department of social and rehabilitation services into the administrative hearings office fund of the department of administration.

(g) During the fiscal year ending June 30, 2003, the director of accounts and reports shall transfer an amount or amounts certified by the director of the budget for long-term care ombudsman services performed for the department on aging by the state long-term care ombudsman and the office of the state long-term care ombudsman within the department of administration from the appropriate fund or funds of the department on aging, in accordance with the certification by the director of the budget, to the older Americans act long-term care ombudsman federal fund of the department of administration, except the total of all amounts transferred for the fiscal year ending June 30, 2003, shall not exceed \$315,362.

(h) (1) On July 1, 2002, the director of accounts and reports shall record a debit to the state treasurer's receivables for the children's initiatives fund and shall record a corresponding credit to children's initiatives fund in an amount certified by the director of the budget which shall be equal to 50% of the amount estimated by the director of the budget to be transferred and credited to the children's initiatives fund during the fiscal year ending June 30, 2003, except that such amount shall be proportionally adjusted during fiscal year 2003 with respect to any change in the moneys to be transferred and credited to the children's initiatives fund during fiscal year 2003. Among other appropriate factors, the director of the budget shall take into consideration the estimated and actual receipts and interest earnings of the Kansas endowment for youth fund for fiscal year 2002 and fiscal year 2003 in determining the amount to be certified under this subsection. All moneys transferred and credited

to the children's initiatives fund during fiscal year 2003 shall reduce the amount debited and credited to the children's initiatives fund under this subsection.

(2) On June 30, 2003, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the children's initiatives fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the children's initiatives fund during fiscal year 2003.

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

(i) On July 1, 2002, the director of accounts and reports shall transfer \$50,000 from the construction defects recovery fund of the department of administration to the architectural services recovery fund of the department of administration.

(j) During the fiscal year ending June 30, 2003, the secretary of administration, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2003, from the state general fund for the department of administration to another item of appropriation for fiscal year 2003 from the state general fund for the department of administration. The secretary of administration shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the legislative research department.

(k) On July 1, 2002, the director of accounts and reports shall transfer \$1,000,000 from the state workers compensation self insurance fund of the department of administration to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state workers compensation self insurance fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the state workers compensation self insurance fund of the department of administration to the state general fund is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(l) On July 1, 2002, the director of accounts and reports shall transfer \$36,291 from the property contingency fund of the department of administration to the state general fund: *Provided*, That the amount transferred from the property contingency fund of the department of administration to the state general fund pursuant to this section is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(m) On July 1, 2002, the director of accounts and reports shall transfer \$112,500 from the equipment lease purchase program administration clearing fund of the department of administration to the state general fund: *Provided*, That the amount transferred from the equipment lease purchase program administration clearing fund of the department of administration to the state general fund pursuant to this section is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(n) On July 1, 2002, the director of accounts and reports shall transfer \$150,000 from the flexible spending fund of the department of administration to the state general fund: *Provided*, That the amount transferred from the flexible spending fund of the department of administration to the state general fund pursuant to this section is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 84.

STATE BOARD OF TAX APPEALS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures \$1,817,644

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$99,208 except upon approval of the state finance council.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Duplicating fees fund \$14,500

Sec. 85.

DEPARTMENT OF REVENUE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures \$34,336,693

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$142,329 except upon approval of the state finance council: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$1,500.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Sand royalty fund No limit

Division of vehicles operating fund \$32,755,967

Provided, That all receipts collected under authority of K.S.A. 74-1212 and amendments thereto shall be credited to the division of vehicles operating fund: *Provided further*, That any expenditure from the division of vehicles operating fund of the department of revenue to reimburse the audit services fund of the division of post audit for a financial-compliance audit in an amount certified by the legislative post auditor shall be in addition to any expenditure limitation imposed on the division of vehicles operating fund for the fiscal year ending June 30, 2003: *And provided further*, That the department of revenue shall make expenditures from this fund for printing and mailing vehicle renewal notices.

Vehicle dealers and manufacturers fee fund No limit

Kansas qualified agricultural ethyl alcohol producer incentive fund No limit

Local report fee fund No limit

Military retirees income tax refund fund No limit

Conversion of materials and equipment fund No limit

Forfeited property fee fund No limit

Setoff services revenue fund No limit

Publications fee fund No limit

State bingo regulation fund \$235,665

Child support enforcement contractual agreement fund No limit

County treasurers' vehicle licensing fee fund No limit

Reappraisal reimbursement fund No limit

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

Special training fund..... No limit

Provided, That expenditures may be made from the special training fund for operating expenditures, including official hospitality, incurred for conferences, training seminars, workshops and examinations: Provided further, That the secretary of revenue is hereby authorized to fix, charge and collect fees for conferences, training seminars, workshops and examinations sponsored or cosponsored by the department of revenue: And provided further, That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for such conferences, training seminars, workshops and examinations or for qualifying applicants for such conferences, training seminars, workshops and examinations: And provided further, That all fees received for conferences, training seminars, workshops and examinations shall be deposited in the state treasury and credited to the special training fund.

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

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

Central stores fund..... No limit

Provided, That expenditures may be made from the central stores fund to operate and maintain a central stores activity to sell supplies to other state agencies: Provided further, That all moneys received for such supplies shall be deposited in the state treasury and credited to this fund.

Microfilming fund..... No limit

Provided, That expenditures may be made from the microfilming fund to operate and maintain a microfilming activity to sell microfilming services to other state agencies: Provided further, That all moneys received for such services shall be deposited in the state treasury and credited to this fund.

Miscellaneous trust bonds fund No limit

Liquor excise tax guarantee bond fund No limit

Non-resident contractors cash bond fund No limit

Bond guaranty fund..... No limit

Interstate motor fuel user cash bond fund No limit

Motor fuel distributor cash bond fund..... No limit

County and city bingo tax fund..... No limit

Special county mineral production tax fund No limit

County drug tax fund No limit

Escheat proceeds suspense fund..... No limit

Privilege tax refund fund No limit

Suspense fund..... No limit

Cigarette tax refund fund..... No limit

Motor-vehicle fuel tax refund fund No limit

Cereal malt beverage tax refund fund No limit

Income tax refund fund No limit

Sales tax refund fund No limit

Compensating tax refund fund..... No limit

Alcoholic liquor tax refund fund No limit

Cigarette/tobacco products regulation fund No limit

Motor carrier tax refund fund..... No limit

Car company tax fund No limit

Protested motor carrier taxes fund..... No limit

Tobacco products refund fund No limit

Transient guest tax refund fund established by K.S.A. 12-1694a..... No limit

Interstate motor fuel taxes clearing fund No limit

Bingo refund fund No limit

Transient guest tax refund fund established by K.S.A. 12-16,100 No limit

Inheritance tax abatement refund fund..... No limit

Interstate motor fuel taxes refund fund..... No limit

Interfund clearing fund..... No limit

Local alcoholic liquor clearing fund.....	No limit
International registration plan distribution clearing fund.....	No limit
Rental motor vehicle excise tax refund fund.....	No limit
International fuel tax agreement clearing fund.....	No limit
Mineral production tax refund fund.....	No limit
Special fuels tax refund fund.....	No limit
LP-gas motor fuels refund fund.....	No limit
Local alcoholic liquor refund fund.....	No limit
Sales tax clearing fund.....	No limit
Rental motor vehicle excise tax clearing fund.....	No limit
VIPS/CAMA technology hardware fund.....	No limit

Provided, That expenditures may be made from the VIPS/CAMA technology hardware fund for CAMA software and VIPS software.

County and city retailers sales tax clearing fund—county and city sales tax.....	No limit
City and county compensating use tax clearing fund.....	No limit
County and city transient guest tax clearing fund.....	No limit
Automated tax systems fund.....	No limit
Dyed diesel fuel fee fund.....	No limit
Electronic databases fee fund.....	\$5,700,644

(c) On July 1, 2002, October 1, 2002, January 1, 2003, and April 1, 2003, the director of accounts and reports shall transfer \$7,873,459 from the state highway fund of the department of transportation to the division of vehicles operating fund of the department of revenue for the purpose of financing the cost of operation and general expense of the division of vehicles and related operations of the department of revenue.

(d) On August 1, 2002, the director of accounts and reports shall transfer \$75,000 from the accounting services recovery fund of the department of administration to the setoff services revenue fund of the department of revenue for reimbursing costs of recovering amounts owed state agencies under K.S.A. 75-6201 *et seq.*, and amendments thereto.

(e) On August 1, 2002, the director of accounts and reports shall transfer \$60,000 from the social welfare fund of the department of social and rehabilitation services to the child support enforcement contractual agreement fund of the department of revenue to reimburse costs of administrative expenses of child support enforcement activities under the agreement.

(f) On July 1, 2002, or whenever sufficient funds are available, the director of accounts and reports shall transfer \$200,000 from the division of vehicles operating fund to the state general fund: *Provided*, That the amount transferred from the division of vehicles operating fund of the department of revenue to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 86.

KANSAS LOTTERY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Lottery prize payment fund.....	No limit
Lottery operating fund.....	\$8,962,981

Provided, That all expenditures from the lottery operating fund for on-line terminal communication charges, for on-line vendor commission payments, for instant ticket printing charges, or for refunds and transfers shall be in addition to any expenditure limitation imposed on this fund: *Provided further*, That expenditures from this fund for official hospitality shall not exceed \$5,000: *And provided further*, That any expenditure from the lottery

operating fund to reimburse the audit services fund of the division of legislative post audit for a financial-compliance audit in an amount certified by the legislative post auditor shall be in addition to any expenditure limitation imposed on the lottery operating fund for the fiscal year ending June 30, 2003.

(b) Notwithstanding the provisions of K.S.A. 74-8711 and amendments thereto, an amount of not less than \$4,500,000 shall be transferred monthly in the fiscal year ending June 30, 2003, with the first transfer to be made on July 15, 2002, and monthly transfers shall continue until an aggregate total of not less than \$59,000,000 shall be transferred by June 15, 2003, for a total of 12 monthly transfers to be made during the period. The director of accounts and reports shall transfer moneys certified by the director of the Kansas lottery from the lottery operating fund to the state gaming revenues fund on or before the 15th of each month in an amount of not less than \$4,500,000 for each transfer during the period ending June 30, 2003.

(c) Notwithstanding the provisions of K.S.A. 74-8711 and amendments thereto, for the fiscal year ending June 30, 2003, one additional transfer from the lottery operating fund to the state gaming revenues fund shall be made in addition to the transfers specified in subsection (b), and the 13th transfer shall be made no later than July 15, 2003, and shall be credited to the fiscal year ending June 30, 2003. The 13th transfer shall be not less than \$4,000,000. The director of accounts and reports shall transfer moneys certified by the director of the Kansas lottery from the lottery operating fund to the state gaming revenue fund on or before July 15, 2003, in an amount of not less than \$4,000,000 and this transfer shall be credited to the period ending June 30, 2003.

Sec. 87.

KANSAS RACING AND GAMING COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State racing fund..... \$3,155,357

Provided, That all expenditures from the state racing fund for refunds and transfers shall be in addition to any expenditure limitation imposed on this fund: *Provided further*, That expenditures from this fund for official hospitality shall not exceed \$2,500: *And provided further*, That any expenditure from the state racing fund to reimburse the audit services fund of the division of legislative post audit for a financial-compliance audit in an amount certified by the legislative post auditor shall be in addition to any expenditure limitation imposed on the state racing fund for the fiscal year ending June 30, 2003.

Racing reimbursable expense fund..... No limit
Racing applicant deposit fund..... No limit
Kansas horse breeding development fund..... No limit
Kansas greyhound breeding development fund..... No limit
Racing investigative expense fund..... No limit
Horse fair racing benefit fund..... No limit
Tribal gaming fund..... No limit

Provided, That expenditures from the tribal gaming fund for the fiscal year ending June 30, 2003, for official hospitality shall not exceed \$1,500.

(b) On July 1, 2002, the director of accounts and reports shall transfer \$450,000 from the state general fund to the tribal gaming fund of the Kansas racing and gaming commission.

(c) During the fiscal year ending June 30, 2003, the director of accounts and reports shall transfer one or more amounts certified by the executive director of the state gaming agency from the tribal gaming fund to the state general fund: *Provided*, That all such transfers shall be for the purpose of reimbursing the state general fund for the amount equal to the net amount obtained by subtracting (1) the aggregate of any costs incurred by the state gaming agency during fiscal year 2003 for any arbitration or litigation in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act, from (2) the aggregate of the amounts transferred to the tribal gaming fund of the Kansas racing and gaming commission during fiscal year 2003 for the operating

expenditures for the state gaming agency and any other expenses incurred in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act.

(d) Notwithstanding any other provision of law, no transfers shall be made during the fiscal year ending June 30, 2003, from the state racing fund to any fund of the Kansas bureau of investigation for any purpose. All payments during the fiscal year ending June 30, 2003, for services provided by the Kansas bureau of investigation shall be paid by the Kansas racing and gaming commission in accordance with subsection (b) of K.S.A. 75-5516 and amendments thereto, pursuant to bills which are presented in a timely manner by the Kansas bureau of investigation for services rendered. Any expenditure from the state racing fund during fiscal year 2003 to reimburse the Kansas bureau of investigation for professional services and fees in an amount certified by the director of the Kansas bureau of investigation shall be in addition to any expenditure limitation imposed on the state racing fund for the fiscal year ending June 30, 2003.

(e) In addition to the other purposes for which expenditures may be made from the moneys appropriated in the tribal gaming fund for fiscal year 2003 for the Kansas racing and gaming commission by this or other appropriation act of the 2002 regular session of the legislature, expenditures may be made from the tribal gaming fund for fiscal year 2003 for the state gaming agency regulatory oversight of class III gaming, including but not limited to the regulatory oversight and law enforcement activities of monitoring compliance with tribal-state gaming compacts and conducting investigations of violations of tribal-state gaming compacts, investigations of criminal violations of the laws of this state at tribal gaming facilities, criminal violations of the tribal gaming oversight act, and investigations of other criminal activities related to tribal gaming, which are hereby authorized.

(f) In addition to the other purposes for which expenditures may be made from the moneys appropriated in the state racing fund for fiscal year 2003 for the Kansas racing and gaming commission by this or other appropriation act of the 2002 regular session of the legislature, expenditures may be made from the state racing fund for fiscal year 2003 for paying salaries and wages of agency personnel performing criminal history record checks, background investigations and other investigations specified in statute: *Provided*, That, notwithstanding any other provision of law, including K.S.A. 2001 Supp. 74-8805, 74-8806 and 74-8814 and amendments thereto, law enforcement agents of the Kansas racing and gaming commission are hereby authorized and directed to conduct criminal history record checks, background investigations and other investigations specified in statute.

Sec. 88.

DEPARTMENT OF COMMERCE AND HOUSING

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2003, the following:

Operating grant (including official hospitality) \$14,554,841

Provided, That expenditures may be made from the operating grant (including official hospitality) account for loans pursuant to loan agreements which are hereby authorized to be entered into by the secretary of commerce and housing in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary therefor under the agricultural value added center program: *Provided further*, That expenditures may be made from the operating grant (including official hospitality) account for certified development companies that have been determined to be qualified for grants by the secretary of commerce and housing, except that expenditures for such grants shall not be made for grants to more than 10 certified development companies that have been determined to be qualified for grants by the secretary of commerce and housing. *And provided further*, That expenditures may be made from the operating grant (including official hospitality) account for capital improvement projects for rehabilitation and repair of travel information centers: *And provided further*, That expenditures shall be made by the above agency from the moneys appropriated in the operating grant (including official hospitality) account of the state economic development initiatives fund in the amount of not less than \$75,000 for a Kansas film and video attraction program, which shall be used by the Kansas film commission to attract film and video projects to the state: *And provided further*, That during

fiscal year 2003, expenditures made by the department of commerce and housing from the operating grant (including official hospitality) account of the state economic development initiatives fund shall be made for the purpose of achieving the following outcome measures:

Measure	Budget Year Projection FY 2003
Jobs created by projects utilizing KDOC&H assistance	6,249
Jobs retained by projects utilizing KDOC&H assistance	5,522
Payroll generated by projects utilizing KDOC&H assistance	\$371,941,659
Capital investment in Kansas resulting from projects utilizing KDOC&H assistance	\$936,755,765
Funds leveraged through match in projects utilizing KDOC&H assistance	\$36,230,282
Individuals trained through workforce development programs	10,172
Sales generated by projects utilizing KDOC&H assistance	\$55,444,400
Increase in visitation resulting from KDOC&H tourism promotion efforts	313,074
Tourism revenue generated as a result of KDOC&H tourism promotion	\$27,892,591
Kansans served with counseling, technical assistance or business services	5,012
Number of communities receiving community assistance services	327
Number of Kansans with improved housing situations resulting from KDOC&H assistance	409

Any unencumbered balance in excess of \$100 as of June 30, 2002, in each of the following accounts is hereby reappropriated to the operating grant (including official hospitality) account for fiscal year 2003: Operations (including official hospitality); Kansas industrial training program and Kansas industrial retraining program; grants to small business development centers; grants to certified development companies; trade show promotion grants; community capacity building grant program; main street development grants; tourism promotion grants; training equipment grants; agriculture products development; motion picture and television sales tax reimbursements; HOME program.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Publication and other sales fund	No limit
<i>Provided</i> , That all proceeds from the sale of the Olathe travel information center may be deposited in this fund: <i>Provided further</i> , That any such sale shall be conducted in accordance with procedures approved by the director of purchases and after appraisals have been obtained pursuant to K.S.A. 75- 3043a and amendments thereto.	
Conversion of equipment and materials fund	No limit
Conference registration and disbursement fund	No limit
Kansas venture capital companies certificate fee fund.....	No limit
Trademark fund.....	No limit
Low income housing tax credit fee fund.....	No limit

Provided, That expenditures may be made from the low income tax credit fee fund for loans pursuant to loan agreements which are hereby authorized to be entered into by the secretary of commerce and housing in accordance with such repayment provisions and other terms and conditions as may be prescribed by the secretary therefor under the low income housing tax credit program: *Provided further*, That all moneys received by the department of commerce and housing for repayment of loans made under the low income housing tax credit program shall be deposited in the state treasury and credited to this fund: *And provided further*, That, in addition to the other purposes for which expenditures may be made from the low income housing tax credit fee fund, expenditures may be made from such fund for projects of the Kansas housing development corporation and related operating expenses of such corporation: *And provided further*, That all such expenditures for projects and operating expenses shall be subject to the approval of the secretary of commerce and housing: *And provided further*, That such projects shall include, but not be limited to, (1) increasing

housing opportunities for the citizens of Kansas, (2) purchasing, developing and transferring housing projects, (3) incurring obligations related to any such projects, and (4) establishing partnerships and lending relationships with local communities and entities in the private sector.

Flood mitigation assistance federal fund.....	No limit
Trade show promotion fund.....	No limit
Kansas tourist attraction matching grant development fund.....	No limit
Greyhound tourism fund.....	No limit
Reimbursement and recovery fund.....	No limit
Housing assistance program—federal fund.....	No limit
Community development block grant—federal fund.....	No limit
Community development block grant—federal fund—revolving loan account.....	No limit
HOME—federal fund.....	No limit

Provided, That, in addition to the other purposes for which expenditures may be made from the HOME—federal fund, expenditures may be made from such fund for projects of the Kansas housing development corporation and related operating expenses of such corporation: *Provided further*, That all such expenditures for projects and operating expenses shall be subject to the approval of the secretary of commerce and housing: *And provided further*, That such projects shall include, but not be limited to, (1) increasing housing opportunities for the citizens of Kansas, (2) purchasing, developing and transferring housing projects, (3) incurring obligations related to any such projects, and (4) establishing partnerships and lending relationships with local communities and entities in the private sector.

Community services block grant—federal fund.....	No limit
Other federal grants fund.....	No limit

Provided, That the above agency is authorized to make expenditures from the other federal grants fund of any moneys credited to this fund from any individual grant if the grant is: (1) Less than or equal to \$250,000 in the aggregate, and (2) does not require the matching expenditure of any other moneys in the state treasury during fiscal year 2003 other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature: *Provided, however*, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual federal grant which is more than \$250,000 in the aggregate or which requires the matching expenditure of moneys in the state treasury during the fiscal year 2003, other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature.

Weatherization block grant—federal fund.....	No limit
Energy winterization—federal fund.....	No limit
Kansas export loan guarantee fund.....	No limit
HUD emergency shelter grants—federal fund.....	No limit
National main street center fund.....	No limit
State housing trust fund.....	No limit

Provided, That, in addition to the other purposes for which expenditures may be made from the state housing trust fund, expenditures may be made from such fund for projects of the Kansas housing development corporation and related operating expenses of such corporation: *Provided further*, That all such expenditures for projects and operating expenses shall be subject to the approval of the secretary of commerce and housing: *And provided further*, That such projects shall include, but not be limited to, (1) increasing housing opportunities for the citizens of Kansas, (2) purchasing, developing and transferring housing projects, (3) incurring obligations related to any such projects, and (4) establishing partnerships and lending relationships with local communities and entities in the private sector.

IMPACT program services fund.....	No limit
IMPACT program repayment fund.....	No limit
Kansas partnership fund.....	No limit

Provided, That the interest rate on any loan made from the Kansas partnership fund shall be annually indexed to the federal discount rate.

General fees fund..... No limit

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

Market development fund..... No limit

Provided, That expenditures may be made from the market development fund for loans pursuant to loan agreements which are hereby authorized to be entered into by the secretary of commerce and housing in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary therefor under the agricultural value added center program: *Provided further*, That all moneys received by the department of commerce and housing for repayment of loans made under the agricultural value added center program shall be deposited in the state treasury and credited to this fund.

Kansas economic opportunity initiatives fund..... No limit

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

Provided, That expenditures may be made from the Kansas existing industry expansion fund for loans pursuant to loan agreements which are hereby authorized to be entered into by the secretary of commerce and housing in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary therefor under the Kansas existing industry expansion program: *Provided further*, That all moneys received by the department of commerce and housing for repayment of loans made under the Kansas existing industry expansion program shall be deposited in the state treasury and credited to this fund.

(c) The secretary of commerce and housing is hereby authorized to fix, charge and collect fees during the fiscal year ending June 30, 2003, for (1) the services provided under the low-income housing tax credit program, private activity bond program, mortgage certificates/mortgage revenue bond program and under other programs of the department of commerce and housing providing similar services and for which fees are not specifically prescribed by statute, (2) the provision and administration of conferences held for the purposes of programs and activities of the department of commerce and housing and for which fees are not specifically prescribed by statute, (3) sale of *Kansas!* magazine and other publications of the department of commerce and housing and for sale of educational and other promotional items and for which fees are not specifically prescribed by statute, and (4) promotional and other advertising and related economic development activities and services provided under economic development programs and activities of the department of commerce and housing, including those provided at tourist information centers: *Provided*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing such services, conferences, publications and items, advertising and other economic development activities and services provided under economic development programs and activities of the department of commerce and housing for which fees are not specifically prescribed by statute: *Provided further*, That all such fees shall be credited to one or more special revenue funds of the department of commerce and housing as specified by the secretary of commerce and housing: *And provided further*, That expenditures may be made from such special revenue funds of the department of commerce and housing for fiscal year 2003, in accordance with the provisions of this or other appropriation act of the 2002 regular session of the legislature, for operating expenses incurred in providing such services, conferences, publications and items, advertising, programs and activities and for operating expenses incurred in providing similar economic development activities and services provided under economic development programs and activities of the department of commerce and housing.

(d) In addition to the other purposes for which expenditures may be made by the department of commerce and housing from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2003 for the department of commerce and housing as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures may be made by the department of commerce and housing for fiscal year 2003 for official hospitality.

(e) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2003, to the operating grant (including official hospitality) account of the state economic development initiatives fund, the amount equal to the balance of unexpended released encumbrances as of June 30, 2002, in each of the following accounts of the state economic development initiatives fund: Operations (including official hospitality); Kansas industrial training program and Kansas industrial re-training program; grants to small business development centers; grants to certified development companies; trade show promotion grants; community capacity building grant program; main street development grants; tourism promotion grants; training equipment grants; agriculture products development; HOME program.

(f) On August 15, 2002, and December 15, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,662,500 from the state economic development initiatives fund to the Kansas economic opportunity initiatives fund of the department of commerce and housing.

(g) On August 15, 2002, and December 15, 2002, or as soon after each such date as moneys are available, the director of accounts and reports shall transfer \$237,500 from the state economic development initiatives fund to the Kansas existing industry expansion fund of the department of commerce and housing.

(h) On July 1, 2002, the other grants fund of the department of commerce and housing is hereby redesignated as the other federal grants fund of the department of commerce and housing.

Sec. 89.

KANSAS, INC.

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2003, the following:

Operations (including official hospitality).....	\$297,627
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(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas, Inc. matching fund.....	No limit
Conversion of materials and equipment fund	No limit

Sec. 90.

KANSAS TECHNOLOGY ENTERPRISE CORPORATION

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2003, the following:

Operations, assistance and grants (including official hospitality)	\$11,596,888
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Any unencumbered balance in excess of \$100 as of June 30, 2002, in each of the following accounts is hereby reappropriated to the operations, assistance and grants (including official hospitality) account for fiscal year 2003: Operations (including official hospitality); assistance and grants.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

MAMTC federal fund	No limit
KTEC special revenue fund.....	No limit

(c) No moneys appropriated for the fiscal year ending June 30, 2003, by this or other appropriation act of the 2002 regular session of the legislature for the Kansas technology enterprise corporation shall be expended for any bonus or other payment of additional compensation for any officer or employee of the Kansas technology enterprise corporation, or any subsidiary corporation, agency or instrumentality thereof, except longevity bonus payments pursuant to K.S.A. 75-5541 and amendments thereto or as otherwise specifically authorized by statute.

Sec. 91.

DEPARTMENT OF HUMAN RESOURCES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures \$2,053,985

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: Provided, however, That expenditures from such reappropriated balance shall not exceed \$2,334 except upon approval of the state finance council: Provided further, That in addition to the other purposes for which expenditures may be made by the above agency from this account for the fiscal year ending June 30, 2003, expenditures may be made from this account for the costs incurred for court reporting under K.S.A. 72-5413 et seq. and 75-4321 et seq., and amendments thereto: And provided further, That expenditures from this account for official hospitality by the secretary of human resources shall not exceed \$2,000.

Any unencumbered balance in excess of \$100 as of June 30, 2002, in each of the following accounts is hereby reappropriated for fiscal year 2003: Welfare to work grant—state match.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Workmen’s compensation fee fund \$9,774,080
Occupational health and safety—federal fund..... \$668,232
Boiler inspection fee fund No limit
Special employment security fund No limit

Provided, That expenditures may be made from the special employment security fund for payment of the portion of telecommunications services provided by the state of Kansas which are required to be paid from nonfederal sources: Provided, however, That expenditures from the special employment security fund for such purpose shall not exceed \$40,000: Provided further, That expenditures may be made from the special employment security fund for payment of debt service on revenue bonds issued to finance remodeling of the 401 S. Topeka building: Provided, however, That expenditures from this fund for such debt service shall not exceed \$260,000: And provided further, That expenditures may be made from the special employment security fund for the wheat harvest program: And provided further, That expenditures from this fund for the wheat harvest program shall not exceed \$60,899: And provided further, That expenditures may be made from the special employment security fund for payment of the portion of services provided by the central motor pool which are required to be paid from nonfederal funds: And provided further, That expenditures from this fund for payment of such central motor pool services shall not exceed \$35,000: And provided further, That expenditures may be made from the special employment security fund for moving, rent and associated costs due to the remodeling of the administrative office: And provided further, That expenditures from this fund for the cost of remodeling such administrative office shall not exceed \$340,000: And provided further, That expenditures may be made from the special employment security fund for the payment of operating expenses for the subprograms of legal services, industrial safety and the public employees relations board: And provided further, That expenditures from this fund shall not exceed \$10,000 for the legal services subprogram, \$27,162 for industrial safety subprogram, and \$5,000 for public employees relations board subprogram.

Employment security administration fund..... No limit
State workplace health and safety fund..... No limit
Wage claims assignment fee fund..... No limit
Employment security computer systems institute fund..... No limit
JTPA EDWAA discretion state operations fund No limit
Workforce investment act state operations fund No limit
Welfare to work grant—federal fund No limit
Workforce investment act non-state operations fund No limit

Human resources special projects fund.....	No limit
Advisory committee on Hispanic affairs—donations fund	No limit
Committee on employment of the handicapped—gifts, grants and donations fund	No limit
Federal indirect cost offset fund.....	\$304,020
Dispute resolution fund	No limit

Provided, That all moneys received by the secretary of human resources for reimbursement of expenditures for the costs incurred for mediation under K.S.A. 72-5427 and amendments thereto and for fact-finding under K.S.A. 72-5428 and amendments thereto shall be deposited in the state treasury and credited to the dispute resolution fund: *Provided further*, That expenditures may be made from this fund to pay the costs incurred for mediation under K.S.A. 72-5427 and amendments thereto and for fact-finding under K.S.A. 72-5428 and amendments thereto, subject to full reimbursement therefor by the board of education and the professional employees' organization involved in such mediation and fact-finding procedures.

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

Provided, That the secretary of human resources, in consultation with the secretary of administration, is hereby authorized to make expenditures from the employment security administration property sale fund to purchase or acquire by exchange additional real estate to provide space for the job service and unemployment insurance programs of the department of human resources, including the initiation, planning and completion of capital improvements on such real estate for such purposes: *Provided, however*, That no expenditures shall be made from this fund for a proposed purchase or other acquisition of additional real estate to provide space for the job service and unemployment insurance programs of the department of human resources until such proposed purchase or other acquisition, including the preliminary plans and program statement for any capital improvement project that is proposed to be initiated and completed by or for the department of human resources on such real estate for such purposes, have been reviewed by the joint committee on state building construction.

(c) In addition to the other purposes for which expenditures may be made by the department of human resources from the employment security fund for fiscal year 2003, expenditures may be made by the above agency from the employment security fund during fiscal year 2003 from moneys made available to the state under section 903 of the federal social security act, as amended: *Provided*, That expenditures from this fund during fiscal year 2003 of moneys made available to the state under section 903 of the federal social security act, as amended, shall be made only for administration of the unemployment insurance program: *Provided further*, That expenditures from this fund during fiscal year 2003 of moneys made available to the state under section 903 of the federal social security act, as amended, for administration of the unemployment insurance program shall not exceed \$780,251.

(d) In addition to the other purposes for which expenditures may be made by the department of human resources from moneys appropriated from any special revenue fund for fiscal year 2002 or fiscal year 2003 as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures may be made by the department of human resources for fiscal year 2002 and fiscal year 2003 from the moneys appropriated from any special revenue fund for the expenses of the sale, exchange or other disposition conveying title for any portion or all of the real estate of the department of human resources: *Provided*, That such expenditures may be made and such sale, exchange or other disposition conveying title for any portion or all of the real estate of the department of human resources may be executed or otherwise effectuated only upon specific authorization by 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 and acting after receiving the recommendations of the joint committee on state building construction: *Provided, however*, That no such sale, exchange or other disposition conveying title for any portion of the real estate of the department of human

resources until the proposed sale, exchange or other disposition conveying title for such real estate has been reviewed by the joint committee on state building construction: *Provided further*, That the net proceeds from the sale of any of the real estate of the department of human resources shall be deposited in the state treasury to the credit of the employment security administration property sale fund of the department of human resources: *Provided, however*, That expenditures from such fund shall not exceed the limitation established for fiscal year 2003 by this or other appropriation act of the 2002 regular session of the legislature except upon approval of the state finance council.

(e) On July 1, 2002, or whenever sufficient funds are available, the director of accounts and reports shall transfer \$500,000 from the workmen’s compensation fee fund of the department of human resources to the state general fund: *Provided*, That the amount transferred from the workmen’s compensation fee fund of the department of human resources to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 92.

KANSAS COMMISSION ON VETERANS AFFAIRS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures—veterans affairs..... \$1,655,527

Provided, That any unencumbered balance in the operating expenditures—veterans affairs account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$2,092 except upon approval of the state finance council.

Operations-state veterans cemeteries \$113,103

Provided, That any unencumbered balance in the operations-state veterans cemeteries account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Operating expenditures—Kansas soldiers’ home \$1,280,285

Provided, That any unencumbered balance in the operating expenditures—Kansas soldiers’ home account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$250 except upon approval of the state finance council.

Operating expenditures—Kansas veterans’ home \$1,335,948

Provided, That any unencumbered balance in the operating expenditures—Kansas veterans’ home account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$215,134 except upon approval of the state finance council.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas commission on veterans affairs fund.....	No limit
Soldiers’ home fee fund	No limit
Soldiers’ home benefit fund	No limit
Soldiers’ home work therapy fund	No limit
Veterans’ home fee fund.....	No limit
Persian Gulf War veterans health initiative fund.....	No limit
Veterans’ home canteen fund	No limit
Veterans’ home benefit fund	No limit
Soldiers’ home outpatient clinic fund.....	No limit
State veterans cemeteries fee fund.....	No limit

(c) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts

and reports shall transfer \$2,500 from the soldiers' home work therapy fund to the soldiers' home benefit fund.

(d) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$30,000 from the coordinated public transportation assistance fund of the department of transportation to the veterans' home fee fund of the Kansas commission on veterans affairs: *Provided*, That such moneys shall be used only for the purchase of a wheel chair lift van for the Kansas veterans' home.

Sec. 93.

DEPARTMENT OF HEALTH AND ENVIRONMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures (including official hospitality) \$17,277,241

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

SIDS network grant \$25,000

Vaccine purchases \$674,896

Infant and toddler program \$1,992,000

Aid to local units \$5,026,549

Provided, That expenditures from the aid to local units account for child care licensure activities are hereby authorized to be made for contracts which are hereby authorized to be entered into by the secretary of health and environment with local health departments, private individuals and others: *Provided further*, That all expenditures from this account for state financial assistance to local health departments shall be in accordance with the formula prescribed by K.S.A. 65-241 through 65-246 and amendments thereto.

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

Provided, That no expenditures shall be made from the aid to local units—primary health projects account to disburse any amount to a local government or other health care unit until the amount has been matched on a \$1 for \$1 basis by the local government or other health care unit on a cash or in-kind basis, or some combination thereof, as approved by the secretary of health and environment.

Teen pregnancy prevention activities \$563,312

Provided, That expenditures from the teen pregnancy prevention activities account shall be made to give highest priority to recipients of aid to families with dependent children and other medicaid eligible teens: *Provided further*, That expenditures may be made from this account for grants made pursuant to K.S.A. 65-1,158 and amendments thereto: *Provided, however*, That no expenditures shall be made from this account to disburse any amount to the recipient of any grant pursuant to K.S.A. 65-1,158 and amendments thereto until the amount has been matched in the manner prescribed by K.S.A. 65-1,158 and amendments thereto.

Aid to local units—family planning \$98,880

Provided, That all expenditures from the aid to local units—family planning account shall be in accordance with grant agreements entered into by the secretary of health and environment and grant recipients: *Provided further*, That all expenditures from this account pursuant to such grant agreements shall be made only for the costs of pap smears or initial and follow-up laboratory tests.

Immunization programs \$350,000

Provided, That all expenditures from the immunization programs account shall be for the purpose of providing expanded immunization services at local health departments.

Match for title XIX for nursing home inspections \$819,891

Provided, That any unencumbered balance in the match for title XIX for nursing home inspections account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Pregnancy maintenance initiative \$300,000

Provided, That expenditures from the pregnancy maintenance initiative account of the department of health and environment for fiscal year 2003 shall be made pursuant to contracts for programs that provide services for women which enable them to carry their pregnancies to term, which are hereby authorized and directed to be entered into by the secretary of health and environment.

Any unencumbered balance in excess of \$100 as of June 30, 2002, in each of the following accounts is hereby reappropriated for fiscal year 2003: Vaccine purchases; infant and toddler program; AIDS medications; aid to local units; aid to local units primary health projects; Aid to local units—family planning, Pregnancy maintenance initiative, SIDS network grant; teen pregnancy prevention activities; immunization programs.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Environmental permit fund No limit
Air quality fee fund No limit
Title XIX fund No limit

Provided, That transfers of moneys from this fund to the state fire marshal may be made during fiscal year 2003 pursuant to a contract which is hereby authorized to be entered into by the secretary of health and environment with the state fire marshal to provide fire and safety inspections for adult care homes and hospitals.

GIS fund No limit

Provided, That all moneys received by the department of health and environment for GIS activities from the state water plan fund, as determined by the secretary of health and environment shall be credited to the GIS fund.

Health care database fee fund No limit
Vital statistics maintenance fee fund No limit
Laboratory medicaid cost recovery fund No limit
Hazardous waste collection fund No limit
Driving under the influence equipment fund No limit

Provided, That expenditures from the driving under the influence equipment fund may be made only for the purpose of purchasing blood or breath alcohol concentration testing equipment, and other related expenditures.

Power generating facility fee fund No limit
Breast and cervical cancer program and detection fund No limit
Health and environment training fee fund No limit

Provided, That expenditures may be made from the health and environment training fee fund for acquisition and distribution of health and environment program literature and films and for participation in or conducting training seminars for training employees of the department of health and environment, for training recipients of state aid from the department of health and environment and for training representatives of industries affected by rules and regulations of the department of health and environment: Provided further, That the secretary of 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 part of such costs: And provided further, That all moneys received from such fees shall be deposited in the state treasury and credited to this fund: And provided further, That in addition to the other purposes for which expenditures may be made by the department of health and environment from moneys appropriated from the health and environment training fee fund for fiscal year 2003, expenditures may be made by the department of health and environment from the health and environment training fee fund for fiscal year 2003 for agency operations.

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

Provided, That expenditures may be made from the food inspection fee fund for operating expenditures for the food inspection program and other activities for the regulation of food service establishments, food vending machines, food vending machine companies and food vending machine dealers under the food service and lodging act: *Provided further*, That, notwithstanding the provisions of K.S.A. 36-512 and amendments thereto to the contrary, all moneys received from fees charged and collected by the secretary of health and environment under the food inspection program and other activities for the regulation of food service establishments, food vending machines, food vending machine companies and food vending machine dealers under the food service and lodging act shall be deposited in the state treasury and credited to this food inspection fee fund: *And provided further*, That, on July 1, 2002, and on the first day of each month thereafter, the director of accounts and reports shall transfer from the food inspection fee fund to the food service inspection reimbursement fund an amount equal to 80% of all fees credited to the food inspection fee fund where food service inspection services are provided by a local agency under contract with the secretary to inspect food service establishments located in a municipality.

Mined-land conservation and reclamation fee fund.....	No limit
Insurance statistical plan fund.....	No limit
Solid waste management fund.....	No limit
Public water supply fee fund.....	No limit
Voluntary cleanup fund.....	No limit
Storage tank fee fund.....	No limit
Conversion of materials and equipment fund.....	No limit
Nuclear safety emergency preparedness special revenue fund.....	No limit

Provided, That all moneys received from the adjutant general from the nuclear safety management fee fund shall be credited to the nuclear safety emergency preparedness special revenue fund.

Health facilities review fund.....	No limit
Waste tire management fund.....	No limit
Health and environment publication fee fund.....	No limit

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

District coroners fund.....	No limit
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Provided, That, notwithstanding provisions of K.S.A. 22a-245 and amendments thereto, moneys may be expended by the department of health and environment from the district coroners fund for expenditures made pursuant to K.S.A. 22a-242 and amendments thereto: *Provided further*, That, notwithstanding any provisions of K.S.A. 39-713d, and amendments thereto, to the contrary, expenditures shall be made by the secretary of health and environment from this fund for fiscal year 2003 for burial expenses otherwise in accordance with the provisions of K.S.A. 39-713d, and amendments thereto, from the amount of moneys transferred to this fund from the state general fund for such purpose: *And provided further*, That the secretary of social and rehabilitation services and the secretary of health and environment shall enter into an interagency agreement, which is hereby authorized to be entered into, to facilitate the identification of eligible public assistance recipients who qualify for the funeral assistance program administered by the secretary of health and environment for fiscal year 2003: *And provided further*, That expenditures from this fund for such burial assistance program for fiscal year 2003 shall not exceed \$470,000.

Local air quality control authority regulation services fund.....	No limit
Environmental response fund.....	No limit
Mined-land reclamation fund.....	No limit
Adult care licensing revolving fund.....	No limit
Sponsored project overhead fund.....	No limit

Child care facilities licensure fund.....	No limit
Federal cancer registry fund	No limit
Clinical laboratory improvement amendments—federal fund.....	No limit
Child care and development block grant—federal fund	No limit
Office of rural health—federal fund	No limit
EPA—core support fund	No limit
Renal disease fund.....	No limit
Medicare fund—federal	No limit

Provided, That transfers of moneys from this fund to the state fire marshal may be made during fiscal year 2003 pursuant to a contract which is hereby authorized to be entered into by the secretary of health and environment and the state fire marshal to provide fire and safety inspections for adult care homes and hospitals.

Federal migrant health program fund	No limit
Veneral disease control project fund—federal	No limit
Disease prevention and health promotion federal grants fund.....	No limit

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

Provided further, That transfers or payments from this fund to other state agencies shall be in addition to any expenditure limitation placed on this fund.

Federal air quality program fund	No limit
Federal women, infants and children health program fund	No limit
Federal occupational health and safety statistics program fund	No limit
EPA water related federal grants fund.....	No limit

Provided, That no moneys from any grant that requires the matching expenditure of any other moneys in the state treasury during the current or any ensuing fiscal year shall be deposited to the credit of the EPA water related federal grants fund.

Other federal grants fund.....	No limit
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Provided, That the above agency is authorized to make expenditures from the other federal grants fund of any moneys credited to this fund from any individual grant if the grant is: (1) Less than or equal to \$150,000 in the aggregate, and (2) does not require the matching expenditure of any other moneys in the state treasury during fiscal year 2003 other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature: *Provided, however*, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual federal grant which is more than \$150,000 in the aggregate or which requires the matching expenditure of moneys in the state treasury during the current or any ensuing fiscal year: *Provided further*, That transfers or payments from this fund to other state agencies shall be in addition to any expenditure limitation placed on this fund.

Federal chemical emergency preparedness assistance fund	No limit
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Provided, That all expenditures from the federal chemical emergency preparedness assistance fund during fiscal year 2003 shall be in accordance with a grant agreement entered into by the secretary of health and environment and each grant recipient: *Provided further*, That such grant agreement shall require the grant recipient or recipients to provide any matching amount of moneys necessary to meet any federal matching requirements: *And provided further*, That no expenditures shall be made from this fund for state operations.

State legalization impact assistance grant fund.....	No limit
Water supply fund—federal.....	No limit
EPA voluntary cleanup federal fund.....	No limit

Provided, That all expenditures from the EPA voluntary cleanup federal fund during fiscal year 2003 shall be supplemental to fees collected for direct or indirect costs of administering the voluntary cleanup and property redevelopment act: *Provided, however*, That such expenditures shall be in accordance with the federal agreement entered into by the secretary of health and environment for the grant moneys.

Immunization grant funds—federal fund.....	No limit
Diagnostic X-ray program—federal fund.....	No limit
Title I—P.L. 99-457 child development—federal fund.....	No limit
Resource conservation and recovery act—federal fund.....	No limit
Preventive health and health services block grant fund.....	No limit
Maternal and child health services block grant fund.....	No limit
National center for health statistics fund—federal.....	No limit
Federal EPA underground injection control fund.....	No limit
Federal EPA 106 water pollution control fund.....	No limit
Federal title X family planning fund.....	No limit
Pregnancy nutrition surveillance—federal fund.....	No limit
Radiological environmental cooperative monitoring—federal fund.....	No limit
Early childhood developmental services—federal fund.....	No limit
104(6)(1) outreach operator training program—federal fund.....	No limit
Underground storage tank fund—federal.....	No limit
Commodity supplemental food program fund.....	No limit
Special child clinic program—federal fund.....	No limit
Make a difference information network—federal fund.....	No limit
Census of traumatic occupational fatalities—federal fund.....	No limit
Ryan White Title II— federal fund.....	No limit
Leaking underground storage tank trust—federal fund.....	No limit
National surface mining control and reclamation act.....	No limit
Abandoned mined-land fund.....	No limit
State indoor radon grant—federal fund.....	No limit
EPA non-point source implementation—federal fund.....	No limit
Pollution prevention program—federal fund.....	No limit
Federal NICE3 public utility grant fund.....	No limit
Gifts, grants and donations fund.....	No limit
Hazardous waste perpetual care trust fund.....	No limit
Special bequest fund.....	No limit
Aboveground petroleum storage tank release trust fund.....	No limit
Underground petroleum storage tank release trust fund.....	No limit
Drycleaning facility release trust fund.....	No limit
Public water supply loan fund.....	No limit
Salt solution mining plugging fund.....	No limit
Kansas water pollution control revolving fund.....	No limit

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

Cost of issuance fund for Kansas water pollution control revolving fund revenue bonds.....	No limit
Surcharge fund for Kansas water pollution control revolving fund revenue bonds.....	No limit
Debt service reserve fund.....	No limit
Bicycle helmet revolving fund.....	No limit
SSA fee fund.....	No limit
Lead poisoning prevention—federal fund.....	No limit
Wetlands protection—federal fund.....	No limit
Title IV-E—federal fund.....	No limit
Teenage pregnancy program evaluation fund.....	No limit
Lead-based paint hazard fee fund.....	No limit
Trauma fund.....	No limit

Provided, That, notwithstanding the provisions of K.S.A. 2001 Supp. 75-5670 and amendments thereto, expenditures may be made by the department of health and environment

for fiscal year 2003 for the stroke prevention project from the trauma fund of the department of health and environment: *Provided, however,* That expenditures for the stroke prevention project from the trauma fund for fiscal year 2003 shall not exceed \$156,000.

Hazardous waste management fund	No limit
Oz theme park fund	No limit
Sunflower army ammunition plant remediation trust fund	No limit

Provided, That during the fiscal years ending June 30, 2002, and June 30, 2003, the amounts transferred by the director of accounts and reports from each of the special revenue funds of the department of health and environment to the sponsored project overhead fund of the department of health and environment pursuant to section 128(j) of 2001 Senate Bill No. 57 may include amounts equal to up to 20% of the expenditures from such special revenue fund, excepting expenditures for contractual services.

Federal homeland security fund	No limit
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(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2003, for the water plan project or projects specified as follows:

Contamination remediation	\$1,216,656
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Provided, That any unencumbered balance in the contamination remediation account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Local environmental protection program	\$1,620,000
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Provided, That any unencumbered balance in the local environmental protection program account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Nonpoint source program	\$387,939
TMDL initiatives and use attainability analysis.....	\$415,613

(d) During the fiscal year ending June 30, 2003, the secretary of health and environment, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2003 from the state water plan fund for the department of health and environment to another item of appropriation for fiscal year 2003 from the state water plan fund for the department of health and environment: *Provided,* That the secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of the legislative research department.

(e) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2003, the following:

Healthy start	\$250,000
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Provided, That any unencumbered balance in the healthy start account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Infants and toddlers program	\$500,000
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Provided, That any unencumbered balance in the infants and toddlers program account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however,* That expenditures from such reappropriated balance shall be made only upon 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.

Smoking prevention.....	\$500,000
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Provided, That any unencumbered balance in the smoking prevention account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however,* That expenditures from such reappropriated balance shall be made only upon 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.

(f) On July 1, 2002, and on other occasions when necessary, the director of accounts and reports shall transfer amounts specified by the secretary of health and environment, which amounts constitute reimbursements, credits and other amounts received by the department

for activities related to federal programs, from specified special revenue funds of the department of health and environment to the sponsored project overhead fund of the department of health and environment.

(g) On July 1, 2002, the director of accounts and reports shall transfer \$180,000 from the health care stabilization fund of the health care stabilization fund board of governors to the health facilities review fund of the department of health and environment for the purpose of financing a review of records of licensed medical care facilities and an analysis of quality of health care services provided to assist in correcting substandard services and to reduce the incidence of liability resulting from the rendering of health care services and implementing the risk management provisions of K.S.A. 65-4922 *et seq.*, and amendments thereto.

(h) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$723,000 from the child care development block grant federal fund of the department of social and rehabilitation services to the child care and development block grant—federal fund of the department of health and environment.

(i) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$544,321 from the foster care assistance federal fund of the department of social and rehabilitation services to the title IV-E—federal fund of the department of health and environment.

(j) On and after July 1, 2002, during the fiscal year ending June 30, 2003, the director of accounts and reports shall not make the transfers of amounts of interest earnings from the state general fund to the air quality fee fund of the department of health and environment which are directed to be made on or before the 10th day of each month by K.S.A. 2001 Supp. 65-3024 and amendments thereto.

(k) During the fiscal year ending June 30, 2003, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from any one or more special revenue funds of the department of health and environment, which have available moneys, to the sponsored project overhead fund of the department of health and environment for expenditures for administrative expenses.

(l) In addition to the other purposes for which expenditures may be made by the department of health and environment from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2003 and from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures may be made by the department of health and environment from such moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2003 for up to four full-time equivalent positions in the unclassified service under the Kansas civil service act: *Provided*, That all such additional full-time equivalent positions in the unclassified service under the Kansas civil service act shall be in addition to other positions within the department of health and environment in the unclassified service as prescribed by law and shall be established by the secretary of health and environment within the position limitation established for the department of health and environment on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for fiscal year 2003 made by this or other appropriation act of the 2002 regular session of the legislature: *Provided, however*, That the authority to establish such additional positions in the unclassified service shall not affect the classified service status of any person who is an employee of the department of health and environment in the classified service under the Kansas civil service act.

(m) In addition to the other purposes for which expenditures may be made by the department of health and environment from moneys appropriated from the food inspection fee fund for fiscal year 2003, expenditures may be made by the department of health and environment for food inspection program activities involving grocery stores and food processing plants.

(n) During the fiscal years ending June 30, 2002, and June 30, 2003, the amounts transferred by the director of accounts and reports from each of the special revenue funds of the department of health and environment to the sponsored project overhead fund of the department of health and environment pursuant to section 128(j) of 2001 Senate Bill No. 57

may include amounts equal to up to 25% of the expenditures from such special revenue fund, excepting expenditures for contractual services.

(o) Notwithstanding any other provision of the law to the contrary, during the fiscal year ending June 30, 2003, moneys from one or more special revenue funds of the department of health and environment may be used for operating expenditures for the above agency: *Provided, however,* That expenditures from such special revenue funds for operating expenditures shall not exceed \$2,000,000: *Provided further,* That such expenditures shall not be made from the aboveground petroleum storage tank release trust fund or the underground petroleum storage tank release trust fund.

(p) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$470,000 from the state general fund to the district coroners fund of the department of health and environment.

Sec. 94.

DEPARTMENT ON AGING

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Administration \$498,701

Provided, That expenditures from this account for official hospitality by the secretary of aging shall not exceed \$550: *Provided further,* That expenditures from this account may be made for printing the agency's newsletter: *And provided further,* That printing the agency's newsletter shall not be subject to K.S.A. 75-1005 and amendments thereto: *And provided further,* That the amounts of any moneys encumbered in the administration account as of June 30, 2002, for the senior care companion program at Fort Hays state university or for the senior care companion program at Riverside Hospital in Wichita, Kansas, are hereby reappropriated to the administration account for fiscal year 2003 and expenditures may be made from such amounts from this account for such programs for fiscal year 2003.

Administration—assessments..... \$132,414
Administration—assessments—Level II care..... \$32,500
Administration—assessments—Level I care..... \$286,878
Administration—medicaid..... \$2,727,342

Provided, That any unencumbered balance in the administration account in excess of \$100 as of June 30, 2002, other than the amounts of any moneys encumbered in the administration account as of June 30, 2002, for the senior care companion program at Fort Hays state university or for the senior care companion program at Riverside Hospital in Wichita, Kansas, is hereby reappropriated to the administration—medicaid account for fiscal year 2003: *Provided, however,* That expenditures from such reappropriated balance shall not exceed \$528,965 except upon approval of the state finance council.

Administration—older Americans act match \$177,918
Senior care act \$7,888,092

Provided, That any unencumbered balance in the program grants account in excess of \$100 as of June 30, 2002, is hereby reappropriated to the senior care act account for fiscal year 2003: *Provided further,* That each grant agreement with an area agency on aging for a grant from the senior care act account shall require the area agency on aging to submit to the secretary of aging a report for federal fiscal year 2002 by the area agency on aging which shall include information about the kinds of services provided and the number of persons receiving each kind of service during federal fiscal year 2002: *And provided further,* That the secretary of aging shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the regular session of the legislature in 2003 a report of the information contained in such reports from the area agencies on aging on expenditures for federal fiscal year 2002: *And provided further,* That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services which are determined to be the most economical services available with regard to state general fund expenditures.

Program grants—in-home nutrition program..... \$1,493,015

Provided, That each grant agreement with an area agency on aging for a grant from the program grants—in-home nutrition program account shall require the area agency on aging to submit to the secretary of aging a report for federal fiscal year 2002 by the area agency on aging which shall include information about the kinds of services provided and the number of persons receiving each kind of service during federal fiscal year 2002: *Provided further*, That the secretary of aging shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the regular session of the legislature in 2003 a report of the information contained in such reports from the area agencies on aging on expenditures for federal fiscal year 2002: *And provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services which are determined to be the most economical services available with regard to state general fund expenditures.

Program grants—nutrition—state match \$823,832

Provided, That each grant agreement with an area agency on aging for a grant from the program grants—nutrition—state match account shall require the area agency on aging to submit to the secretary of aging a report for federal fiscal year 2002 by the area agency on aging which shall include information about the kinds of services provided and the number of persons receiving each kind of service during federal fiscal year 2002: *Provided further*, That the secretary of aging shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the regular session of the legislature in 2003 a report of the information contained in such reports from the area agencies on aging on expenditures for federal fiscal year 2002: *And provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services which are determined to be the most economical services available with regard to state general fund expenditures.

LTC—medicaid assistance—TCM/FE \$2,200,320

Provided, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from the LTC—medicaid assistance—TCM/FE account shall be placed in appropriate services which are determined to be the most economical services available with regard to state general fund expenditures.

LTC—medicaid assistance—HCBS/FE \$3,062,845

Provided, That any unencumbered balance in the long term care account in excess of \$100 as of June 30, 2002, is hereby reappropriated to the LTC—medicaid assistance—HCBS/FE account for fiscal year 2003: *Provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from the LTC—medicaid assistance—HCBS/FE account shall be placed in appropriate services which are determined to be the most economical services available with regard to state general fund expenditures.

LTC—medicaid assistance—NF \$125,015,552

Provided, That expenditures may be made from the LTC—medicaid assistance—NF account for the PACE program: *Provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services which are determined to be the most economical services available with regard to state general fund expenditures.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Older Americans act—federal fund.....	No limit
Title XIX fund—federal	No limit
Nutrition fund—federal	No limit

Conferences and workshops attendance and publications fees fund No limit

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

General fees fund No limit

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

Gifts and donations fund No limit

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

Title XIX fund—federal No limit

Medical resources and collection fund No limit

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

State medicaid match fund—department on aging \$10,973,923

Senior services fund \$1,200,000

Long-term care loan and grant fund No limit

HCBS programs fund—department on aging \$226,077

Aging—IGT fund \$7,446,983

Intergovernmental transfer administration fund No limit

Non-government grant fund No limit

(c) During the fiscal year ending June 30, 2003, the secretary of aging, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2003, from the state general fund for the department on aging to another item of appropriation for fiscal year 2003 from the state general fund for the department on aging. The secretary of aging shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the legislative research department.

(d) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$2,628,783 from the senior services trust fund of the Kansas public employees retirement system to the aging—IGT fund of the department on aging.

(e) On July 1, 2002, or whenever sufficient funds are available, the director of accounts and reports shall transfer \$500,000 from the long term care loan and grant fund of the department on aging to the state general fund: *Provided*, That the amount transferred from the long term care loan and grant fund of the department on aging to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental

services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 95.

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

State operations \$95,357,589

Provided, That any unencumbered balance in the state operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That expenditures may be made from this account for the purchase of professional liability insurance for physicians and dentists at any institution, as defined by K.S.A. 76-12a01 and amendments thereto: *And provided further*, That expenditures from this account for official hospitality by the secretary of social and rehabilitation services shall not exceed \$500.

Alcohol and drug abuse services grants \$3,535,388

Provided, That any unencumbered balance in the alcohol and drug abuse services grants account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Mental health and retardation services aid and assistance \$89,151,475

Provided, That any unencumbered balance in the mental health and retardation services aid and assistance account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That the department of social and rehabilitation services, hereinafter known as the department, in all of fiscal year 2003, shall conduct and pay for community mental health services in the same manner as done in fiscal year 2002: *And provided further*, That the department distribute all additional dollars appropriated by the 2002 legislature above the amount appropriated in fiscal year 2002 for children’s mental health services based on fiscal year 2002 medicaid utilization rates: *And provided further*, That the department may utilize amounts budgeted in regular medicaid for mental health services to assure all community mental health centers have adequate certified match: *And provided further*, That in addition, if the department determines that any community mental health center does not have adequate certified match based on fiscal year 2002 medicaid utilization the department may reallocate existing grant funds based on a proportional share of all existing state fund to the minimum extent necessary to assure all community mental health centers have adequate certified match: *And provided further*, That the medicaid rates in effect on February 14, 2002, remain in effect for the balance of fiscal year 2002 and fiscal year 2003: *And provided further*, That the department and the association of community mental health centers of Kansas, inc., shall jointly develop a report on agreed upon methods for continuing the existing medicaid rates for fiscal year 2004 that meet all applicable federal laws and regulations and present the plan to the senate committee on ways and means and house committee on appropriations by January 31, 2003: *And provided further*, That any such plan shall also report how the financing plan in fiscal year 2003 is impacting access, service provision and accountability: *And provided further*, That the secretary of social and rehabilitation services shall complete a valid resident assessment on each individual residing in NF/MH facilities with the support of medical assistance funds and identify adequate alternative community services to assure effective care and treatment before such individual is scheduled for discharge from a facility: *And provided further*, That prior to the fiscal year commencing on July 1, 2003, the department of social and rehabilitation services shall not restrict admissions to nursing facilities for mental health or remove patients from nursing facilities for mental health who have been diagnosed with a severe and persistent mental illness for whom alternative services are not adequate: *And provided further*, That duplicate assessment screens are discontinued after July 1, 2002, so that no more than one assessment is required annually except where significant change has occurred: *And provided further*, That selected professional services denied after February 1, 2002, shall be reimbursed retroactively, and that department of social and rehabilitation services policy shall allow for NF/MH facilities to provide continuation of community services.

Kansas neurological institute—operating expenditures \$9,787,828

Provided, That any unencumbered balance in the Kansas neurological institute—operating

expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$8,734 except upon approval of the state finance council: *Provided further*, That expenditures from the Kansas neurological institute—operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *And provided further*, That expenditures may be made from this account for educational services contracts which are hereby authorized to be negotiated and entered into by Kansas neurological institute with unified school districts or other public educational services providers: *And provided further*, That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739 and amendments thereto: *And provided further*, That expenditures shall be made from this account to assist residents of the institution to take personally-used items, which were constructed for use by such residents and which are hereby authorized to be transferred to such residents, from the institution to communities when such residents leave the institution to reside in the communities.

Larned state hospital—operating expenditures..... \$10,551,306

Provided, That any unencumbered balance in the Larned state hospital—operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall be made only upon approval of the state finance council: *Provided further*, That expenditures from the Larned state hospital—operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *And provided further*, That expenditures may be made from this account for educational services contracts which are hereby authorized to be negotiated and entered into by Larned state hospital with unified school districts or other public educational services providers: *And provided further*, That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739 and amendments thereto.

Osawatomie state hospital—operating expenditures \$6,298,953

Provided, That any unencumbered balance in the Osawatomie state hospital—operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$150 except upon approval of the state finance council: *Provided further*, That expenditures from the Osawatomie state hospital—operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *And provided further*, That expenditures may be made from this account for educational services contracts which are hereby authorized to be negotiated and entered into by Osawatomie state hospital with unified school districts or other public educational services providers: *And provided further*, That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739 and amendments thereto.

Parsons state hospital and training center—operating expenditures \$6,704,185

Provided, That any unencumbered balance in the Parsons state hospital and training center—operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$150 except upon approval of the state finance council: *Provided further*, That expenditures from the Parsons state hospital and training center—operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *And provided further*, That expenditures may be made from this account for educational services contracts which are hereby authorized to be negotiated and entered into by Parsons state hospital and training center with unified school districts or other public educational services providers: *And provided further*, That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739 and amendments thereto: *And provided further*, That expenditures shall be made from this account to assist residents of the institution to take personally-used items, which were constructed for use by such residents and which are hereby authorized to be transferred to such residents, from the institution to communities when such residents leave the institution to reside in the communities.

Rainbow mental health facility—operating expenditures \$697,077

Provided, That any unencumbered balance in the Rainbow mental health facility—operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$150 except upon approval of the state finance council: *Provided further*, That expenditures from the Rainbow mental health facility—operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *And provided further*, That expenditures may be made from this account for educational services contracts which are hereby authorized to be negotiated and entered into by Rainbow mental health facility with unified school districts or other public educational services providers: *And provided further*, That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739 and amendments thereto.

Children's mental health initiative \$1,000,000

Provided, That no expenditures shall be made from the children's mental health initiative account for inpatient hospital beds for children.

Children's health insurance \$12,785,911

Provided, That any unencumbered balance in the children's health insurance account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That any health maintenance organization which contracts with the department of social and rehabilitation services to provide managed care physical health benefits under the HealthWave Program and also contracts with the department of social and rehabilitation services to provide managed care physical health benefits under the PrimeCare Program may be eligible for enhanced funding under the Title XXI program.

Youth services aid and assistance \$70,738,364

Provided, That any unencumbered balance in the youth services aid and assistance account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That the consensus estimating group for the department of social and rehabilitation services shall include foster care and adoption services in caseload estimates.

Vocational rehabilitation aid and assistance \$3,617,837

Provided, That any unencumbered balance in the vocational rehabilitation aid and assistance account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That expenditures may be made from this account for the acquisition of durable medical equipment and assistive technology devices: *Provided, however*, That all such expenditures for durable equipment or assistive technology devices shall require a \$1 for \$1 match from non-state sources: *And provided further*, That expenditures may be made from this account by the secretary of social and rehabilitation services for the purchase of worker's compensation insurance for consumers of vocational rehabilitation services and assessments at work site and job tryout sites throughout the state.

Cash assistance \$52,765,284

Provided, That any unencumbered balance in the cash assistance account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Community based services \$20,217,984

Provided, That any unencumbered balance in the community based services account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Other medical assistance \$296,046,072

Provided, That any unencumbered balance in the other medical assistance account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Sex predator program \$2,292,251

Provided, That any unencumbered balance in the sex predator program account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully

credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Title XIX fund..... \$50,538,731

Provided, That all receipts resulting from payments under title XIX of the federal social security act to any of the institutions under mental health and retardation services may be credited to the title XIX fund: *Provided further*, That moneys in the title XIX fund may be used for expenditures for contractual services to provide for collecting additional payments under title XVIII and title XIX of the federal social security act, for expenditures for premiums and surcharges required to be paid for physicians' malpractice insurance, and for transfers to the social welfare fund.

Kansas neurological institute fee fund..... \$1,044,781

Kansas neurological institute—foster grandparents program—federal fund..... No limit

Kansas neurological institute—patient benefit fund..... No limit

Kansas neurological institute—work therapy patient benefit fund..... No limit

Larned state hospital fee fund..... \$1,675,160

Larned state hospital—elementary and secondary education fund—federal..... No limit

Larned state hospital—vocational education fund—federal..... No limit

Larned state hospital—ECIA fund—federal..... No limit

Larned state hospital—canteen fund..... No limit

Larned state hospital—patient benefit fund..... No limit

Larned state hospital—motor pool revolving fund..... No limit

Larned state hospital—IGT fund..... \$10,000,000

Osawatomie state hospital fee fund..... \$2,988,456

Provided, That all moneys received as fees for the use of video teleconferencing equipment at Osawatomie state hospital shall be deposited to the credit of the video teleconferencing fee account of the Osawatomie state hospital fee fund: *Provided further*, That all moneys credited to the video teleconferencing fee account shall be used solely for the servicing, technical and program support, maintenance and replacement of associated equipment at Osawatomie state hospital: *And provided further*, That any expenditures from the video teleconferencing fee account shall be in addition to any expenditure limitation imposed on the Osawatomie state hospital fee fund for fiscal year 2003.

Osawatomie state hospital—ECIA fund—federal..... No limit

Osawatomie state hospital—canteen fund..... No limit

Osawatomie state hospital—patient benefit fund..... No limit

Osawatomie state hospital—work therapy patient benefit fund..... No limit

Osawatomie state hospital—motor pool revolving fund..... No limit

Osawatomie state hospital—training fee revolving fund..... No limit

Provided, That all moneys received as fees for training activities for Osawatomie state hospital shall be deposited to the credit of the Osawatomie state hospital—training fee revolving fund: *Provided further*, That the superintendent of Osawatomie state hospital is hereby authorized to fix, charge and collect fees for training activities at Osawatomie state hospital: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses of such training activities for Osawatomie state hospital.

Parsons state hospital and training center fee fund..... \$937,177

Provided, That all moneys received as fees for the use of video teleconferencing equipment at Parsons state hospital and training center shall be deposited to the credit of the video teleconferencing fee account of the Parsons state hospital and training center fee fund: *Provided further*, That all moneys credited to the video teleconferencing fee account shall be used solely for the servicing, maintenance and replacement of video teleconferencing equipment at Parsons state hospital and training center: *And provided further*, That any expenditures from the video teleconferencing fee account shall be in addition to any expenditure limitation imposed on the Parsons state hospital and training center fee fund for fiscal year 2003.

Parsons state hospital and training center—canteen fund	No limit
Parsons state hospital and training center—patient benefit fund.....	No limit
Parsons state hospital and training center—work therapy patient benefit fund.....	No limit
Rainbow mental health facility fee fund.....	\$364,678
Rainbow mental health facility—elementary and secondary education fund—federal	No limit
Rainbow mental health facility—patient benefit fund	No limit
Social services clearing fund.....	No limit

Provided, That the secretary of social and rehabilitation services shall certify to the director of the budget on June 30, 2003, that expenditures from the social services clearing fund for state operations did not exceed \$275,765,005 for fiscal year 2003: *Provided, however*, That expenditures from the social services clearing fund for transfers or state operations for institutions under the control of the department of social and rehabilitation services shall be in addition to any expenditure limitation on the social services clearing fund: *Provided further*, That expenditures may be made from this fund for fiscal year 2003 pursuant to employment incentive programs which the secretary is hereby authorized to develop and enter into with public and private employers to provide an economic incentive to such employers to employ assistance recipients: *And provided further*, That any transfer made from this fund to another state agency pursuant to a contract with that agency shall be in addition to any expenditure limitations imposed on this fund.

Social welfare fund.....	\$53,466,171
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Provided, That any transfers of funds between the social welfare fund and state institutions made by the secretary of social and rehabilitation services during fiscal year 2003 shall be in addition to any expenditure limitation imposed on this fund: *Provided further*, That notwithstanding the provisions of K.S.A. 39-7,154 and amendments thereto, the child support collection pass-through payments are hereby eliminated for fiscal year 2003 and no expenditures shall be made from the social welfare fund for payment of any amounts pursuant to K.S.A. 39-7,154 and amendments thereto.

Health committee insurance fund	No limit
Other state fees fund	No limit
Alcohol and drug abuse block grant federal fund	\$14,447,707

Provided, That any transfers of moneys from the alcohol and drug abuse block grant federal fund to any other block grant fund specified in this subsection during fiscal year 2003 shall be in addition to any expenditure limitation imposed on this fund.

Ryan White title II federal fund	No limit
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Provided, That, notwithstanding any provisions of any other statute to the contrary, expenditures shall be made by the secretary of social and rehabilitation services from Ryan White title II federal fund for state fiscal year 2003 for the provision of pharmaceuticals in association with the Ryan White title II AIDS drug assistance program of the department of health and environment in accordance with the provisions of applicable statutes not in conflict with the provisions of this section: *Provided further*, That the remaining balance of available federal AIDS drug assistance program (ADAP) earmarked funds shall be transferred from the department of health and environment to the department of social and rehabilitation services on July 1, 2002, and credited to the Ryan White title II federal fund: *And provided further*, That available federal ADAP earmarked funds shall be transferred from the department of health and environment to the department of social and rehabilitation services and credited to the Ryan White title II federal fund after the beginning of the federal grant fiscal year on April 1, 2003: *And provided further*, That the department of social and rehabilitation services shall provide AIDS drug assistance to clients eligible under department of health and environment Ryan White title II established eligibility standards in accordance with a drug formulary established by a joint agreement entered into by the secretary of health and environment, the secretary of social and rehabilitation services and the federal health resources and services administration mandated advisory bodies, which is hereby authorized to be entered into: *And provided further*, That the department

of health and environment shall continue to administer all Ryan White title II program services other than the provision of AIDS drugs including establishing eligibility standards and coordinating eligible clients with the department of social and rehabilitation services: *And provided further*, That the secretary of health and environment and the secretary of social and rehabilitation services shall enter into an interagency agreement, which is hereby authorized to be entered into, to facilitate the provision of medications under the AIDS drug assistance program by the department of social and rehabilitation services and such agreement shall include, but not be limited to, the following provisions: (1) Provisions relating to coordination for the identification of eligible clients, (2) provisions to provide the federal health resources and services administration required reports, and (3) provisions for joint staff access to appropriate data systems as indicated to provide federally mandated effective clinical quality management, including utilization review for affected clients of the two departments.

Child welfare services block grant federal fund	\$5,904,870
Mental health block grant federal fund	\$3,389,293
Social services block grant—federal fund	\$22,928,100

Provided, That any transfers of moneys from the social services block grant—federal fund to any other block grant fund specified in this subsection during fiscal year 2003 shall be in addition to any expenditure limitation imposed on this fund.

Child care mandatory federal fund	No limit
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Provided, That any transfers from the child care mandatory federal fund to the department of health and environment during fiscal year 2003 shall be in addition to any expenditure limitation imposed on this fund.

Temporary assistance to needy families federal fund	No limit
Child care matching federal fund	No limit
Child care discretionary federal fund	No limit
Disability determination services federal fund	No limit
Food stamp assistance federal fund	No limit
Foster care assistance federal fund	No limit
Medical assistance federal fund	No limit
Rehabilitation services federal fund	No limit
Other federal grants and assistance fund	No limit
SRS enterprise fund	No limit
SRS trust fund	No limit

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

SRS AIDS drug reimbursement—federal fund	No limit
SRS—IGT fund	\$62,529,094
Child support enforcement administration fund	No limit
Energy assistance block grant federal fund	No limit
Childrens health insurance federal fund	No limit
Family and children trust account—family and children investment fund	No limit
Kansas insurance coverage for children fund	No limit
State medicaid match fund—SRS	\$12,300,000

(c) There is appropriated for the above agency from the children’s initiative fund for the fiscal year ending June 30, 2003, the following:

Children’s cabinet accountability fund	\$550,000
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Provided, That any unencumbered balance in the children’s cabinet accountability fund account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Children's mental health waiver.....	\$1,800,000
<i>Provided</i> , That any unencumbered balance in the children's mental health waiver account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.	
Family centered system of care	\$5,000,000
<i>Provided</i> , That any unencumbered balance in the family centered system of care account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.	
Therapeutic preschool	\$1,000,000
<i>Provided</i> , That any unencumbered balance in the therapeutic preschool account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.	
Child care	\$1,400,000
<i>Provided</i> , That any unencumbered balance in the child care account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.	
Community services for child welfare	\$2,600,000
<i>Provided</i> , That any unencumbered balance in the community services for child welfare account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.	
HealthWave	\$1,000,000
<i>Provided</i> , That any unencumbered balance in the HealthWave account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.	
Children's cabinet early childhood discretionary grant program	\$3,000,000
<i>Provided</i> , That any unencumbered balance in the children's cabinet early childhood discretionary grant program account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.	
Medicaid.....	\$3,000,000
<i>Provided</i> , That any unencumbered balance in the medicaid account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.	
Immunization outreach.....	\$500,000
Family preservation.....	\$2,750,000
Grants to community mental health centers for children's programs	\$2,000,000
School violence prevention	\$228,000

(d) During the fiscal year ending June 30, 2003, the secretary of social and rehabilitation services, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2003, from the state general fund for the department of social and rehabilitation services or any institution or facility under the general supervision and management of the secretary of social and rehabilitation services to another item of appropriation for fiscal year 2003 from the state general fund for the department of social and rehabilitation services or any institution or facility under the general supervision and management of the secretary of social and rehabilitation services. The secretary of social and rehabilitation services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the legislative research department.

(e) On July 1, 2002, the superintendent of Osawatomi state hospital, upon the approval of the director of accounts and reports, shall transfer an amount specified by the superintendent from the Osawatomi state hospital—canteen fund to the Osawatomi state hospital—patient benefit fund.

(f) On July 1, 2002, the superintendent of Parsons state hospital and training center, upon the approval of the director of accounts and reports, shall transfer \$12,000 from the Parsons state hospital and training center—canteen fund to the Parsons state hospital and training center—patient benefit fund.

(g) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports may transfer, in one or more amounts, from the title XIX fund to the social welfare fund the amount specified by the secretary of social and rehabilitation services.

(h) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$4,332,070 from the temporary assistance to needy families federal fund to the social services block grant—federal fund.

(i) During the fiscal year ending June 30, 2003, all moneys received by the secretary of social and rehabilitation services, to provide an endowment to provide interest earnings for the purposes for which expenditures may be made from the family and children trust account of the family and children investment fund, shall be deposited in the state treasury to the credit of the family and children endowment account of the family and children investment fund.

(j) During the fiscal year ending June 30, 2003, to the extent it is determined by the secretary of social and rehabilitation services to be cost effective, the secretary of social and rehabilitation services shall apply for and accept donations from private sources to provide an endowment to provide interest earnings for the purposes for which expenditures may be made from the family and children trust account of the family and children investment fund. During the fiscal year ending June 30, 2003, upon receipt of any such donation of moneys from private sources for deposit in the family and children endowment account of the family and children investment fund, the secretary of social and rehabilitation services shall match the amount of each such donation on a \$1 for \$1 basis from moneys appropriated for fiscal year 2003 for the department of social and rehabilitation services in accordance with this subsection. During the fiscal year ending June 30, 2002, and to provide such matching moneys, the secretary of social and rehabilitation services shall transfer amounts from any available moneys appropriated for fiscal year 2003 in one or more accounts of the state general fund or in one or more special revenue funds of the department of social and rehabilitation services, that in the aggregate are equal to the amount of moneys donated, to the family and children endowment account of the family and children investment fund.

(k) In addition to the other purposes for which expenditures may be made by the department of social and rehabilitation services from any moneys appropriated from the state general fund or any special revenue fund for the fiscal year 2003, as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by the department of social and rehabilitation services from any such moneys appropriated for fiscal year 2003 for the receipt, crediting and disbursement of moneys received by the department of social and rehabilitation services for payments of support pursuant to a rule or administrative order issued by the Kansas supreme court, which is hereby authorized to be issued by the Kansas supreme court, directing payments of support, which are made pursuant to any court order entered in this state regardless of the date of the order, to be made to a central unit for the collection and disbursement of support payments, notwithstanding the provisions of any statute to the contrary.

(l) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$10,000,000 from the SRS—IGT fund to the Larned state hospital—IGT fund.

(m) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$32,214,586 from the senior trust fund of the Kansas public employees retirement system to the SRS—IGT fund of the department of social and rehabilitation services.

(n) On July 1, 2002, or whenever sufficient funds are available, the director of accounts and reports shall transfer \$500,000 from the state medicaid match fund—SRS of the department of social and rehabilitation services to the state general fund: *Provided*, That the amount transferred from the state medicaid match fund—SRS of the department of social and rehabilitation services to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(o) On July 1, 2002, or whenever sufficient funds are available, the director of accounts and reports shall transfer \$2,000,000 from the social welfare fund of the department of social and rehabilitation services to the state general fund: *Provided*, That the amount transferred from the social welfare fund of the department of social and rehabilitation services

to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(p) In addition to the other purposes for which expenditures may be made by the department of social and rehabilitation services from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2003 for the department of social and rehabilitation services as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by the department of social and rehabilitation services for fiscal year 2003 to make adjustments, which are hereby authorized and directed to be made, in the eligibility and other provisions of the MediKan program to prescribe that assistance under the MediKan program is limited to 24 months for each recipient and in the eligibility and other provisions of the general assistance program to prescribe that assistance under the general assistance program is limited to 24 months for each recipient: *Provided*, That no such twenty-four-month period of assistance shall commence prior to July 1, 2002: *Provided further*, That the secretary of social and rehabilitation services shall include provisions in the MediKan program and in the general assistance program to exempt recipients of assistance under such programs from such twenty-four-month limitations on assistance in cases of undue hardship: *And provided further*, That at no time shall more than 20% of the persons receiving assistance under the MediKan program or under the general assistance program be exempted from such twenty-four-month limitations on assistance because of undue hardship.

(q) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the balance of all moneys credited to the AIDS drug reimbursement program—federal fund of the department of health and environment to the Ryan White title II—federal fund of the department of social and rehabilitation services.

Sec. 96.

KANSAS GUARDIANSHIP PROGRAM

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Kansas guardianship program \$1,002,137

Provided, That any unencumbered balance in the Kansas guardianship program account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided however*, That expenditures from such reappropriated balance shall not exceed \$70,913 except upon approval of the state finance council.

Sec. 97.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures (including official hospitality) \$8,894,546

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Governor’s teaching excellence scholarships..... \$54,000

Provided, That all expenditures from the governor’s teaching excellence scholarships account for teaching excellence scholarships shall be to provide grants of \$1,000 each to Kansas elementary and secondary public school teachers who are accepted to participate in the national board for professional teaching standards certification program under the governor’s teaching excellence scholarships program which shall be administered by the state board of education: *Provided further*, That each such grant shall be required to be matched on a \$1 for \$1 basis from nonstate sources: *And provided further*, That award of each such grant shall be conditioned upon the recipient entering into an agreement requiring the grant to be repaid if the recipient fails to complete the course of training under the national board for professional teaching standards certification program: *And provided further*, That all

moneys received by the department of education for repayment of grants for governor's teaching excellence scholarships shall be deposited in the state treasury and credited to the governor's teaching excellence scholarships program repayment fund.

Governor's teaching excellence awards \$56,000
General state aid \$1,789,496,000

Provided, That any unencumbered balance in the general state aid account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That any unencumbered balance in the general state aid account shall be transferred to the inservice education aid account of the state general fund of the department of education to be used to fund approved inservice education programs as authorized by K.S.A. 72-9601 *et seq.*, and amendments thereto: *Provided, however*, That the amount transferred from such unencumbered balance shall not exceed \$2,000,000.

Supplemental general state aid..... \$125,895,000

Provided, That any unencumbered balance in the supplemental general state aid account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

School food assistance \$2,510,486
School safety hotline \$10,000
KPERs—employer contributions \$108,762,960

Provided, That any unencumbered balance in the KPERs—employer contributions account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That all expenditures from the KPERs—employer contributions account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939 and amendments thereto: *And provided further*, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

Special education services aid..... \$252,186,766

Provided, That expenditures shall not be made from the special education services aid account for the provision of instruction for any homebound or hospitalized child unless the categorization of such child as exceptional is conjoined with the categorization of the child within one or more of the other categories of exceptionality: *Provided further*, That expenditures shall be made from this account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 2001 Supp. 72-983 and amendments thereto: *And provided further*, That expenditures shall be made from the amount remaining in this account, after deduction of the expenditures specified in the foregoing proviso, for payments to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-978 and amendments thereto: *And provided further*, That for expenditures from the special education services aid account of the above agency, fully-trained reading recovery teacher leaders, selected by the agency in accordance with established criteria, shall be considered to be special teachers as defined in subsection (j)(1) of K.S.A. 2001 Supp. 72-962 and amendments thereto for the purpose of determining amounts of payments to be made to school districts in accordance with the provisions of K.S.A. 2001 Supp. 72-978 and amendments thereto from the amount remaining in the special education services aid account after deduction of expenditures made in accordance with the provisions of K.S.A. 2001 Supp. 72-893 and amendments thereto: *Provided, however*, That expenditures for fully-trained reading recovery teacher leaders considered to be special teachers shall not exceed \$180,000.

Parent education program..... \$4,667,000

Provided, That expenditures from the parent education program account for each such grant shall be matched by the school district in an amount which is equal to not less than 65% of the grant: *Provided further*, That expenditures from this account for fiscal year 2003 for establishing and maintaining a Kansas training model that meets the requirement for the parents as teachers program shall not exceed \$27,500.

Inservice education aid \$2,600,000

Provided, That, in addition to moneys appropriated in the inservice education account, the department of education may make expenditures from this account of any moneys transferred to this account from the general state aid account of the state general fund of the department of education in an amount not to exceed \$2,000,000 for approved inservice education programs as authorized by K.S.A. 72-9601 *et seq.*, and amendments thereto.

Educable deaf-blind and severely handicapped children's programs
aid..... \$110,000

School district juvenile detention facilities and Flint Hills job corps center
grants \$5,599,393

Provided, That expenditures shall be made from the school district juvenile detention facilities and Flint Hills job corps center grants account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 2001 Supp. 72-8187 and amendments thereto.

Any unencumbered balance in excess of \$100 as of June 30, 2002, in each of the following accounts is hereby reappropriated for fiscal year 2003: Mentor teacher program grants:

Provided, That, notwithstanding the provisions of K.S.A. 2001 Supp. 72-1412 *et seq.*, expenditures shall be made from the mentor teacher program grants account for grants to beginning teachers in their first year of teaching.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law and transfers to other state agencies shall not exceed the following:

State school district finance fund No limit
School district capital improvements fund..... No limit

Provided, That expenditures from the school district capital improvements fund shall be made only for the payment of general obligation bonds approved by voters under the authority of K.S.A. 72- 6761 and amendments thereto.

Conversion of materials and equipment fund No limit

State safety fund No limit

School bus safety fund..... No limit

Goals 2002 federal fund No limit

Motorcycle safety fund No limit

Federal indirect cost reimbursement fund No limit

Certificate fee fund No limit

Food assistance—federal fund No limit

Food assistance—school breakfast program—federal fund..... No limit

Food assistance—national school lunch program—federal fund..... No limit

Food assistance—child and adult care food program—federal fund..... No limit

Elementary and secondary school aid—federal fund No limit

Elementary and secondary school aid—educationally deprived children—
federal fund No limit

Educationally deprived children—state operations—federal fund No limit

Elementary and secondary school—educationally deprived children—
LEA's fund No limit

ESEA chapter II—state operations—federal fund..... No limit

Education of handicapped children fund—federal..... No limit

Educational interpreter performance assessment fee fund..... No limit

Provided, That expenditures may be made from the educational interpreter performance
assessment fee fund for operating expenditures incurred in conjunction with the operation
of the educational interpreter performance program: *Provided further*, That the state board
of education is hereby authorized to fix, charge and collect fees for educational interpreter
performance assessments and other services provided under the interpreter performance
assessment program: *And provided further*, That all such fees shall be deposited in the state
treasury and credited to the educational interpreter performance assessment fee fund.

Education of handicapped children fund—state operations—federal ...	No limit
Education of handicapped children fund—preschool—federal fund.....	No limit
Education of handicapped children fund—preschool state operations— federal	No limit
Elementary and secondary school aid—federal fund—migrant education fund.....	No limit
Elementary and secondary school aid—federal fund—migrant education—state operations	No limit
Vocational education amendments of 1968—federal fund.....	No limit
Vocational education title II—federal fund.....	No limit
Vocational education title II—federal fund—state operations.....	No limit
Educational research grants and projects fund.....	No limit
Education for economic security act—federal fund.....	No limit
Drug abuse fund—department of education—federal.....	No limit
Federal class size reduction fund	No limit
School renovation grants—federal fund	No limit
Drug abuse funds—federal—state operations fund.....	No limit
Inservice education workshop fee fund.....	No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences: *Provided further*, That the state board of education is hereby authorized to fix, charge and collect fees for inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of such operating expenditures incurred for inservice workshops and conferences: *And provided further*, That all fees received for inservice workshops and conferences shall be deposited in the state treasury and credited to the inservice education workshop fee fund.

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

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

Reimbursement for services fund	No limit
Communities in schools program fund	No limit
Governor’s teaching excellence scholarships program repayment fund ...	No limit

Provided, That all expenditures from the governor’s teaching excellence scholarships program repayment fund shall be to provide grants of \$1,000 each to Kansas elementary and secondary public school teachers who are accepted to participate in the national board for professional teaching standards certification program under the governor’s teaching excellence scholarships program which shall be administered by the state board of education: *Provided further*, That each such grant shall be required to be matched on a \$1 for \$1 basis from nonstate sources: *And provided further*, That award of each such grant shall be conditioned upon the recipient entering into an agreement requiring the grant to be repaid if the recipient fails to complete the course of training under the national board for professional teaching standards certification program: *And provided further*, That all moneys received by the department of education for repayment of grants made under the governor’s teaching excellence scholarships program shall be deposited in the state treasury and credited to this fund.

Elementary and secondary school aid—federal fund—reading first	No limit
Elementary and secondary school aid—federal fund—reading first—state operations	No limit
State grants for improving teacher quality—federal fund.....	No limit

State grants for improving teacher quality—federal fund—state operations	No limit
Community service grants —federal fund	No limit
21st century community learning centers—federal fund	No limit
State assessments—federal fund	No limit
Rural and low-income schools program—federal fund	No limit
Language assistance state grants—federal fund	No limit
Service clearing fund	No limit

(c) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2003, the following:

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

Provided, That any unencumbered balance in the grant to the Kansas optometric association for vision study account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Parent education program..... \$2,500,000

Provided, That any unencumbered balance in the parent education program account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

General state aid four-year-old at-risk

\$4,500,000

Provided, That any unencumbered balance in the general state aid four-year-old at-risk account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Special education services aid

\$1,225,000

(d) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the family and children trust account of the family and children investment fund of the department of social and rehabilitation services to the communities in schools program fund of the department of education.

(e) On July 1, 2002, and quarterly thereafter, the director of accounts and reports shall transfer \$59,069 from the state highway fund of the department of transportation to the school bus safety fund of the department of education.

(f) On June 30, 2003, the director of accounts and reports shall transfer \$100,000 from the certificate fee fund of the department of education to the state general fund: *Provided*, That the amount transferred from the certificate fee fund of the department of education to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 98.

STATE LIBRARY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures..... \$1,548,377

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

Grants to libraries and library systems..... \$3,741,031

Provided, That, of the moneys appropriated in the grants to libraries and library systems account, \$2,735,223 shall be distributed as grants-in-aid to libraries in accordance with K.S.A. 75-2555 and amendments thereto, \$620,033 shall be distributed for interlibrary loan development grants and \$385,775 shall be paid according to contracts with the subregional libraries of the Kansas talking book services.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully

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

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

Sec. 99.

KANSAS ARTS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures	\$339,159
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003; *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$4,000; *Provided further*, That expenditures may be made by the above agency from any amount of savings in the operating expenditures account for the purpose of matching an equal or greater amount of federal grant moneys or local grant moneys, or both, for arts programming projects.

Arts programming grants and challenge grants.....	\$1,285,298
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Provided, That expenditures from the arts programming grants and challenge grants account shall be made only for the purpose of matching an equal or greater amount of federal grant moneys or local grant moneys, or both, for arts programming projects; *Provided further*, That expenditures from this account shall be made in a manner to benefit the maximum number of Kansas communities in the development of Kansas talent and art.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas arts commission fee fund.....	No limit
Kansas arts commission gifts, grants and bequests fund.....	No limit
Kansas arts commission special gifts fund	No limit
Arts programming grants fund	No limit

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

Sec. 100.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures	\$4,284,536
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Arts for the handicapped	\$150,000
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Any unencumbered balance in excess of \$100 as of June 30, 2002, in the technology lending library account is hereby reappropriated for fiscal year 2003; *Provided, however*, That all expenditures from the technology lending library account shall be made only for the purpose of matching an equal or greater amount of federal or other nonstate governmental grant moneys or private grant or donation moneys, or any combination thereof, received by the Kansas state school for the blind; *Provided further*, That no expenditures shall be made from this account except upon 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, after re-

ceiving information that the Kansas state school for the blind has received the required matching funds.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund	No limit
Local services reimbursement fund	No limit

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

Student activity fees fund	No limit
Special bequest fund	No limit
Gift fund	No limit
Technology lending library fund	No limit
Food assistance—cash for commodities—federal fund	No limit
Food assistance—breakfast—federal fund	No limit
Food assistance— lunch —federal fund	No limit
Chapter I handicapped—federal fund	No limit
Education improvement—federal fund	No limit
Math and science improvement —federal fund	No limit
Elementary and secondary—federal fund	No limit
Supported employment initiative—federal fund	No limit

Sec. 101.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures	\$7,168,251
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund	\$87,000
Local services reimbursement fund	No limit

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

Student activity fees fund	No limit
Elementary and secondary education act—federal fund	No limit
Vocational education fund—federal	No limit
Special bequest fund	No limit
Special workshop fund	No limit
Gift fund	No limit

Sec. 102.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures	\$5,825,865
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Provided, That any unencumbered balance in the operating expenditures account in excess

of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$1,095 except upon approval of the state finance council: *Provided further*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,500.

Kansas humanities council.....	\$85,000
Lewis and Clark bicentennial commission.....	\$250,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund.....	No limit
Archeology fee fund.....	No limit

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

Microfilm fees fund.....	\$60,223
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Provided, That expenditures may be made from the microfilm fees fund for operating expenses for providing microfilming services: *Provided further*, That the state historical society is hereby authorized to fix, charge and collect fees for the sale of such services: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing microfilming services: *And provided further*, That all fees received from such services shall be credited to the microfilm fees fund.

Records center fee fund.....	No limit
Historic properties fee fund.....	No limit
National historic preservation act fund—state.....	No limit
Historic preservation overhead fees fund.....	No limit
National historic preservation act fund—local.....	No limit
Private gifts, grants and bequests fund.....	No limit
Museum and historic sites visitor donation fund.....	No limit
Insurance collection replacement/reimbursement fund.....	No limit
Heritage trust fund.....	No limit

Provided, That expenditures from the heritage trust fund for state operations shall not exceed \$108,932.

Land survey fee fund.....	No limit
State historical society facilities fund.....	No limit
Unmarked burial sites fund.....	No limit
Historic properties fund.....	No limit
Law enforcement memorial fund.....	No limit
Other federal grants fund.....	No limit

Provided, That the above agency is authorized to make expenditures from the other federal grants fund of any moneys credited to this fund from any individual grant if the grant is: (1) Less than or equal to \$250,000 in the aggregate, and (2) does not require the matching expenditure of any other moneys in the state treasury during fiscal year 2003 other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature: *Provided, however*, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual federal grant which is more than \$250,000 in the aggregate or which requires the matching expenditure of moneys in the state treasury during the current or any ensuing fiscal year.

Property sale proceeds fund.....	No limit
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Provided, That proceeds from the sale of property pursuant to K.S.A. 75-2701 and amend-

ments thereto shall be deposited in the state treasury and credited to the property sale proceeds fund.

(c) On July 1, 2002, the director of accounts and reports shall transfer all moneys in the summer program in recording and representing historic structures fund of the state historical society to the state economic development initiatives fund. On July 1, 2002, all liabilities of the summer program in recording and representing historic structures fund of the state historical society, including any outstanding encumbrances, are hereby transferred to and imposed on the state economic development initiatives fund and the summer program in recording and representing historic structures fund of the state historical society is hereby abolished.

(d) On July 1, 2002, the federal grants fund of the state historical society is hereby redesignated as the other federal grants fund of the state historical society.

Sec. 103.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures (including official hospitality) \$31,951,242

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That expenditures from this account may be made to pay faculty and staff members retiring on or after July 1, 1962, the difference between the retirement benefits established under the former unfunded state board of regents' retirement plan and the benefits to which these individuals would be entitled under the Kansas public employees retirement system.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund No limit

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

General fees fund No limit

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

Restricted fees fund No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Special events; technology equipment; Gross coliseum services; performing arts center services; farm income; choral music clinic; Reveille (yearbook); off-campus tours; memorial union activities; student activity (unallocated); Leader (newspaper); conferences, clinics and workshops—noncredit; summer laboratory school; little theater; library services; student affairs; speech and debate; student government; counseling center services; interest on local funds; student identification cards; nurse education programs; national science foundation grants; veterans administration; federal programs and research grants; athletics; placement fees; virtual college classes; speech and hearing; child care services for dependent students; computer services; interactive television contributions; midwestern student exchange; departmental receipts for all sales, refunds and other collections not specifically enumerated above:

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 to the credit of 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 this fund to procure a policy of accident, personal liability and excess automobile liability insurance insuring volunteers participating in the senior companion program against loss in accordance with specifications of federal grant guidelines as provided in K.S.A. 75-4101 and amendments thereto: *And provided further*, That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited to the credit of the midwestern student exchange account of the restricted fees fund.

Education opportunity act—federal fund.....	No limit
Service clearing fund	No limit

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

Commencement fees fund	No limit
Health fees fund	No limit

Provided, That expenditures from the health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Student union fees fund	No limit
Kansas career work study program fund.....	No limit
Economic opportunity act—federal fund.....	No limit
Kansas comprehensive grant fund	No limit
Scholarship funds fund	No limit
Faculty of distinction matching fund.....	No limit
Health professions student assistance program fund.....	No limit
Nine month payroll clearing account fund	No limit
Oil research library gifts and grants fund	No limit
National direct student loan fund.....	No limit
Housing system revenue fund.....	No limit
Institutional overhead fund.....	No limit
Oil and gas royalties fund.....	No limit
Equipment reserve fund.....	No limit

Provided, That expenditures from the equipment reserve fund shall be made only for the purchase of equipment.

Housing system suspense fund.....	No limit
Housing system operations fund	No limit
Housing system repairs, equipment and improvement fund	No limit
Sponsored research overhead fund	No limit
Wildlife art fund	No limit
Kansas distinguished scholarship fund.....	No limit

(c) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Fort Hays state university of not to exceed \$125,000 from the general fees fund to the national direct student loan fund.

(d) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Fort Hays state university of not to exceed \$100,000 from the general fees fund to the education opportunity act—federal fund.

Sec. 104.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures (including official hospitality) \$106,888,956

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003; *Provided, however*, That expenditures from this account may be made to pay faculty and staff members retiring on or after July 1, 1962, the difference between the retirement benefits established under the former unfunded state board of regents' retirement plan and the benefits to which these individuals would be entitled under the Kansas public employees retirement system.

(b) There is appropriated for the above fund from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund	No limit
Faculty of distinction matching fund.....	No limit
General fees fund.....	No limit

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

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

Provided, That restricted fees shall be limited to receipts for the following accounts: Educational opportunity grants; technology equipment; human resources management system; computer services; copy centers; standardized test fees; placement center; recreational services; college of technology and aviation; motor pool; music; professorships; student activities fees; army and aerospace uniforms; aerospace uniform augmentation; biology sales and services; chemistry; field camps; state department of education; physics storeroom; sponsored research, instruction, public service, equipment and facility grants; ion collision laboratory—federal; chemical engineering; nuclear engineering; contract—post office—federal government; library collections; civil engineering; continuing education; sponsored construction or improvement projects; attorney, educational and personal development, human resources; student financial assistance; application for undergraduate programs; speech and hearing fees; gifts; human development and family research and training; college of education—publications and services; student financial assistance—federal reimbursement; higher education act; guaranteed student loan application processing; student identification card; auditorium receipts; catalog sales; emission spectroscopy fees; interagency consulting; sales and services of educational programs; transcript fees; facility use fees; human ecology storeroom; college of human ecology sales; family resource center fees; human movement performance; application for post baccalaureate programs; art exhibit fees; college of education—Kansas careers; foreign student application fee; student union repair and replacement reserve; departmental receipts for all sales, refunds and other collections; institutional support fee; miscellaneous renovations; speech receipts; art museum; exchange program; flight training lab fees; off campus work study; parking fees; postage center; printing; short courses and conferences; student government association receipts; regents educational communications center; late registration fee; engineering equipment fee; biotechnology facility; English language program; international programs; federal direct student loans; Bramlage coliseum; 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 to the credit of 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 from the restricted fees fund may be made for the purchase of insurance

for operation and testing of completed project aircraft and for operation of aircraft used in professional pilot training, including coverage for public liability, physical damage, medical payments and voluntary settlement coverages.

Kansas career work study program fund.....	No limit
Service clearing fund	No limit

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

Sponsored research overhead fund	No limit
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Provided, That the above agency may transfer moneys from the sponsored research overhead fund of Kansas state university to the sponsored research overhead fund of Kansas state university extension systems and agriculture research programs.

Housing system suspense fund.....	No limit
Housing system operations fund	No limit
Housing system repairs, equipment and improvement fund	No limit
Student recreation building program fund	No limit
Coliseum operations fund	No limit
Coliseum gifts fund	No limit
Mandatory retirement annuity clearing fund.....	No limit
Student health fees fund.....	No limit

Provided, That expenditures from the student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Scholarship funds fund	No limit
Perkins student loan fund	No limit
Equipment reserve fund	No limit

Provided, That expenditures from the equipment reserve fund shall be made only for the purchase of equipment.

Engineering and education gift fund	No limit
U.S. army research grant—metal particle chemistry fund.....	No limit
Board of regents—U.S. department of education awards fund.....	No limit
Research projects grants fund.....	No limit
Research projects grants matching fund.....	No limit
State agricultural university fund.....	No limit
Federal extension civil service retirement clearing fund.....	No limit
Salina—student union fees fund	No limit
Salina—dormitory and food service fees fund.....	No limit
Kansas distinguished scholarship fund.....	No limit
Tuition accountability fund.....	No limit
Kansas comprehensive grant fund	No limit
Temporary deposit fund.....	No limit
Business procurement card clearing fund	No limit
Suspense fund.....	No limit
Voluntary tax shelter annuity clearing fund.....	No limit
Agency payroll deduction clearing fund	No limit
Payroll clearing fund.....	No limit
Pre-tax parking clearing fund.....	No limit
Grants and gifts fund	No limit

(c) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Kansas state university of not to exceed \$97,924 from the general fees fund to the Perkins student loan fund.

(d) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Kansas state university of not to exceed \$215,000 from the general fees fund to the educational opportunity grants account of the restricted fees fund.

(e) On or before the 10th of each month during the fiscal year ending June 30, 2003, the director of accounts and reports shall transfer from the state general fund to the grants and gifts fund interest earnings based on: (1) The average daily balance of moneys in the grants and gifts fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(f) On July 1, 2002, the director of accounts and reports shall transfer all moneys in the Howard Hughes grant fund of Kansas state university, to the engineering and education gift fund of Kansas state university which is hereby created. On July 1, 2002, all liabilities of the Howard Hughes grant fund of Kansas state university, including any outstanding encumbrances, are hereby transferred to and imposed on the engineering and education gift fund of Kansas state university and the Howard Hughes grant fund of the Kansas state university is hereby abolished.

Sec. 105.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND AGRICULTURE RESEARCH PROGRAMS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures (including official hospitality) \$785,757

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Cooperative extension service (including official hospitality) \$18,528,524

Provided, That any unencumbered balance in the cooperative extension service (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Agricultural experiment stations (including official hospitality) \$29,888,728

Provided, That any unencumbered balance in the agricultural experiment stations (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Restricted fees fund No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Plant pathology; technology equipment; professorships; agricultural experiment station, director's office; agronomy—Ashland farm; KSU agricultural research center—Hays; KSU southeast agricultural research center; KSU southwest research extension center; agronomy—general; agronomy—experimental 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; animal resource facility; animal health and disease research; higher education act; 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 for all sales, refunds and other collections; institutional support fee; KSU northwest research extension center operations; research projects grants; research projects grants matching; sponsored research, public service, equipment and facility grants; statistical laboratory; equipment/pesticide storage building; 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 to the credit of 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 2003.

Fertilizer research fund.....	No limit
Sponsored research overhead fund	No limit
Federal extension fund	No limit
Federal experimental station fund	No limit
Federal awards—advance payment fund	No limit
Smith-Lever special program grant—federal fund	No limit
Faculty of distinction matching fund.....	No limit
Kansas artificial breeding service unit fees fund	No limit
Agricultural land use-value fund	No limit
Irrigation research field grant fund	No limit

Sec. 106.

KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures (including official hospitality).....	\$10,052,324
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Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund.....	No limit
Hospital and diagnostic laboratory revenue fund.....	No limit
Faculty of distinction matching fund.....	No limit
Hospital and diagnostic laboratory improvement fund.....	No limit
Restricted fees fund.....	No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Sponsored research, instruction, public service, equipment and facility grants; technology equipment; pathology fees; laboratory test fees; higher education act; dean of veterinary medicine receipts; gifts; application for postbaccalaureate programs; embryo transfer unit; swine serology; rapid focal fluorescent inhibition test; storerooms; departmental receipts for all sales refunds and other collections; other specifically designated receipts not available for general operation of the Kansas state university veterinary medical center: *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 to the credit of 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.

Sponsored research overhead fund	No limit
Health professions student loan fund.....	No limit
H.E.W. veterinary revolving student loan fund	No limit
Student loan funds fund	No limit

Suspense fund..... No limit
 Equipment reserve fund..... No limit

Provided, That expenditures from the equipment reserve fund shall be made only for the purchase of equipment.

(c) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Kansas state university of not to exceed a total of \$10,000 from the general fees fund to the health professions student loan fund.

Sec. 107.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures (including official hospitality)..... \$30,572,053

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund No limit

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

General fees fund..... No limit

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

Interest fund No limit

Restricted fees fund..... No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Computer services, student activity; technology equipment; student union; sponsored research; computer services; extension classes; national science foundation grants; national defense education act; gifts and grants (for teaching, research and capital improvements); business school contributions; state department of education (vocational); elementary and secondary education act—federal; library services; library collections; interest on local funds; receipts from conferences, clinics, and workshops held on campus for which no college credit is given; physical plant reimbursements from auxiliary enterprises; midwestern exchange; departmental receipts—for all sales, refunds and other collections or receipts not specifically enumerated above: *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 to the credit of 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 all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited to the credit of the midwestern student exchange account of the restricted fees fund.

Service clearing fund No limit

Provided, That the service clearing fund shall be used for the following service activities: Telecommunications services; office supplies inventory; state car operation; E.S.U. press including duplicating and reproducing; postage; physical plant storeroom including motor

fuel inventory; data processing center; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755 and amendments thereto.

Commencement fees fund	No limit
Kansas career work study program fund.....	No limit
Student health fees fund.....	No limit

Provided, That expenditures from the student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Faculty of distinction matching fund.....	No limit
Bureau of educational measurements fund.....	No limit
Scholarship funds fund	No limit
National direct student loan fund.....	No limit
Economic opportunity act—work study—federal fund.....	No limit
Educational opportunity grants—federal fund	No limit
Basic opportunity grant program—federal fund.....	No limit
Research and institutional overhead fund	No limit
Equipment reserve fund.....	No limit

Provided, That expenditures from the equipment reserve fund shall be made only for the purchase of equipment.

Kansas comprehensive grant fund	No limit
Housing system suspense fund.....	No limit
Housing system operations fund	No limit
Housing system repairs, equipment and improvement fund	No limit
Kansas distinguished scholarship fund.....	No limit

(c) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Emporia state university of not to exceed \$30,000 from the general fees fund to the national direct student loan fund.

(d) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Emporia state university of not to exceed \$70,000 from the general fees fund to the educational opportunity grants—federal fund.

Sec. 108.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures (including official hospitality).....	\$33,356,613
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Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That expenditures from this account may be made to pay faculty and staff members retiring on or after July 1, 1962, the difference between the retirement benefits under the former unfunded state board of regents' retirement plan and the benefits to which these individuals would be entitled under the Kansas public employees retirement system.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

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

General fees fund.....	No limit
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Provided, That expenditures from the general fees fund may be made only for salaries and wages and for other operating expenditures and shall not be made for capital improvements:

Provided further, That any transfers of moneys from this fund to the equipment reserve

fund pursuant to subsection (c) shall be deemed expenditures for the purpose of the expenditure limitation imposed on this fund.

Restricted fees fund..... No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Computer services; instructional technology fee; technology equipment; student activity fee accounts; commencement fees; ROTC activities; continuing education receipts; vocational auto parts and service fees; receipts from camps, conferences and meetings held on campus; national science foundation grants, department of education, and other federal grants, including Pell grants, SEOG grants; flight training; library service collections and fines; state department of education and grants from other state agencies; Midwest Quarterly; chamber music series; contract—post office; gifts and grants; general fees transfer for SEOG match; intensive English program; business and technology institute; public sector radio station activities; economic opportunity—state match; research projects grants; career work study; regents supplemental grants; contiguous county fees; midwestern student exchange; departmental receipts, and 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 to the credit of 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 surplus restricted fees moneys generated by the music department may be transferred to the Pittsburg state university foundation, inc. for the express purpose of awarding music scholarships: And provided further, That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited to the credit of the midwestern student exchange account of the restricted fees fund.

Service clearing fund No limit

Provided, That the service clearing fund shall be used for the following service activities: Duplicating and printing services; instructional media division; office stationery and supplies; motor carpool; postage services; telephone services; data processing; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755 and amendments thereto.

Hospital and student health fees fund No limit

Provided, That expenditures from the hospital and student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center: Provided further, That expenditures may be made from this fund for capital improvement projects for hospital and student health center improvements.

Faculty of distinction matching fund..... No limit

Perkins student loan fund No limit

Sponsored research overhead fund No limit

College work study fund..... No limit

Nursing student loan fund..... No limit

Equipment reserve fund..... No limit

Provided, That expenditures from the equipment reserve fund shall be made only for the purchase of equipment.

Housing system suspense fund..... No limit

Housing system operations fund No limit

Housing system repairs, equipment and improvement fund No limit

Provided, That expenditures may be made from the housing system repairs, equipment and

improvement fund for capital improvement projects for housing system maintenance and improvements.

Kansas comprehensive grant fund No limit
Kansas distinguished scholarship program fund No limit

(c) During the fiscal year ending June 30, 2003, the director of accounts and reports shall transfer amounts specified by the president of Pittsburg state university of not to exceed a total of \$125,000 for all such amounts, from the general fees fund to the following specified funds and accounts of funds: Perkins student loan fund; economic opportunity—state match account of the restricted fee fund; nursing student loan fund.

Sec. 109.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures (including official hospitality) \$132,472,183

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Geological survey \$6,215,544

Provided, That any unencumbered balance in the geological survey account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking facilities revenue fund No limit

Faculty of distinction matching fund No limit

General fees fund No limit

Provided, That expenditures from the general fees fund may be made only for salaries and wages and for other operating expenditures, but shall not be made for capital improvements:

Provided further, That all moneys received for tuition for students enrolled in courses offered at the regents center on the Edwards campus shall be deposited in the state treasury and credited to this fund: *And provided further*, That the director of accounts and reports shall transfer on a periodic basis amounts generated from such courses as specified by the chancellor of the university of Kansas, or the chancellor's designee, from the general fees fund to the regents center development fund: *And provided further*, That the amounts specified to be transferred from the general fees fund to the regents center development fund shall be amounts generated from the courses offered at the regents center on the Edwards campus in excess of the amount equal to the total of \$2,383,301 plus the amount attributable to the increase in the rate of tuition charged in fiscal year 2003 above the rate of tuition charged in fiscal year 2002.

Regents center development fund No limit

Provided, That expenditures shall be made from the regents center development fund for program operations and development and for capital improvements at the Edwards campus:

Provided further, That the fund may be pledged to debt service for capital improvements at the Edwards campus.

Interest fund No limit

Sponsored research overhead fund No limit

Law enforcement training center fund No limit

Provided, That expenditures may be made from the law enforcement training center fund to cover the costs of tuition for students enrolled in the law enforcement training program in addition to the costs of salaries and wages and other operating expenditures for the program: *Provided, however*, That any academic credit granted through this program shall not be included in the university's budgeted enrollment figures: *Provided further*, That the amount of any unencumbered balance of the amount made available for expenditure from

this fund for capital improvements in fiscal year 1993 by section 9(b) of chapter 215 of the 1992 Session Laws of Kansas and amendments thereto is hereby authorized to be expended during fiscal year 2003: *And provided further*, That expenditures may be made from this fund for the acquisition of tracts of land adjacent to the law enforcement training center.

Law enforcement training center fees fund No limit

Provided, That all moneys received for tuition from students enrolling in the basic law enforcement training program for undergraduate or graduate credit shall be deposited in the state treasury and credited to the law enforcement training center fees fund.

Restricted fees fund..... No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Institute for public policy and business research; technology equipment; clinical psychology conference; concert course; residence hall maintenance; speech, language and hearing clinic; perceptual motor clinic; application for admission fees; named professorships; summer institutes and workshops; dramatics; economic opportunity act; executive management; continuing education programs; geology field trips; gifts and grants; extension services; counseling center; investment income from bequests; housing and residence halls; endowment research salaries; engineering research salaries; music and art camp; national defense education programs; child development lab preschools; orientation center; educational placement; press publications; Rice estate educational project; sponsored research; student activities; sale of surplus books and art objects; building use charges; Kansas applied remote sensing program; executive master's degree in business administration; applied English center; cartographic services; economic education; study abroad programs; computer services; recreational activities; animal care activities; geological survey; engineering equipment fee; midwestern student exchange; department commercial receipts for all sales, refunds, and all other collections or receipts not specifically enumerated above: *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 to the credit of 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.

Service clearing fund No limit

Provided, That the service clearing fund shall be used for the following service activities: Residence hall food stores; university motor pool; furniture stores; business office stores; university printing service; military uniforms; telecommunications service; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755 and amendments thereto.

Health service fund..... No limit

Provided, That expenditures from the health service fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Kansas career work study program fund..... No limit

Student union fund No limit

Regents supplemental grant fund..... No limit

National direct student loan fund..... No limit

Provided, That expenditures from the national direct student loan fund shall be used for the federal Perkins student loan program, federal supplemental educational opportunity program and federal disadvantaged student loan program.

Ford foundation—forgivable loan fund..... No limit

Health professions student loan fund..... No limit

Geological survey fund No limit

Equipment reserve fund.....	No limit
<i>Provided</i> , That expenditures from the equipment reserve fund shall be made only for the purchase of equipment.	
Research projects grants fund.....	No limit
Research projects grants matching fund.....	No limit
Housing system suspense fund.....	No limit
Housing system revenue fund.....	No limit
Housing system operations fund.....	No limit
Housing system repairs, equipment and improvement fund.....	No limit
Educational opportunity act—federal fund.....	No limit
Loans for disadvantaged students fund.....	No limit
Prepaid tuition fees clearing fund.....	No limit
Kansas comprehensive grant fund.....	No limit
Tuition accountability fund.....	No limit

(c) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$285,000 for all such amounts, from the general fees fund to the following specified funds and accounts of funds: Federal Perkins student loan program account of the national direct student loan fund; federal supplemental educational opportunity program account of the national direct student loan fund; federal disadvantaged student loan program account of the national direct student loan fund; health professions student loan fund; other funds or accounts established for campus-based loan programs sponsored by the federal government.

(d) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2003, for the water plan project or projects specified, the following:

Geological survey	\$45,000
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Provided, That any unencumbered balance in excess of \$100 as of June 30, 2002, in the geological survey account is hereby reappropriated for fiscal year 2003.

Sec. 110.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures (including official hospitality).....	\$104,684,175
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Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That expenditures may be made from this account for the purchase of malpractice insurance for students in training at the university of Kansas school of medicine, nursing and allied health: *And provided further*, That such malpractice insurance shall be approved by the commissioner of insurance of the state of Kansas: *And provided further*, That expenditures from this account may be used to reimburse medical residents in residency programs located in Kansas City at the university of Kansas medical center for the purchase of health insurance for residents' dependents.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund.....	No limit
Faculty of distinction matching fund.....	No limit
Restricted fees fund.....	No limit

Provided, That restricted fees shall be limited to the following accounts: Technology equipment; computer services; salaries reimbursed by the Kansas university endowment association; postgraduate fees; pathology fees; student health insurance premiums; gift receipts; designated research collaboration; facilities use; photography; continuing education; student activity fees; student application fees; department duplicating; student health services; stu-

dent identification badges; student transcript fees; loan administration fees; fitness center fees; occupational health fees; computer remote access; employee health; telekid care fees; area outreach fees; police fees; endowment payroll reimbursement; rental property; school of allied health e-learning fees; school of nursing e-learning fee; surplus property sales; student union fees; outreach air travel; student loan legal fees; hospital authority salary reimbursements; graduate medical education contracts; housestaff activity fees; anatomy cadavers; biotechnology services; energy center funded depreciation; fungal sales; biostatistics; electron microscope services; Wichita faculty contracts; physical therapy services; legal fee reimbursements; sponsored research; departmental commercial receipts for all sales, refunds and all other collections of receipts not specifically enumerated above; department of social and rehabilitation services cost-sharing; *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: *And provided further,* That all restricted fees shall be deposited to the credit of 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 this fund to purchase health insurance coverage for all students enrolled in the school of allied health, school of nursing and school of medicine.

Sponsored research overhead fund	No limit
Parking fees fund	No limit
Services to hospital authority fund	No limit
Direct medical education reimbursement fund	No limit
Service clearing fund	No limit

Provided, That the service clearing fund shall be used for the following service activities: Printing services; purchasing storeroom; university motor pool; clothing (uniforms); physical plant storeroom; photo services; telecommunications services; facilities operations discretionary repairs; animal care; graphic services; instructional services; biomedical engineering; audiovisual services; computing services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755 and amendments thereto.

College work-study fund.....	No limit
Student union fees fund	No limit
Scholarship funds fund	No limit
Health professions student loan fund—medical students.....	No limit
Health professions student loan fund—nursing students	No limit
Revolving student loans fund.....	No limit
Student loans fund.....	No limit
Suspense fund.....	No limit
Prepaid tuition fees clearing fund.....	No limit
Educational opportunity grant fund.....	No limit
Basic educational opportunity grant fund.....	No limit
National direct student loan fund.....	No limit
Medical scholarship and loan repayment fund	No limit

Provided, That expenditures from this fund for attorney fees and litigation costs associated with the administration of the medical scholarship and loan program shall be in addition to any expenditure limitation imposed on the operating expenditures account of the medical scholarship and loan repayment fund or on the total expenditures from the medical scholarship and loan repayment fund.

Equipment reserve fund.....	No limit
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Provided, That expenditures from the equipment reserve fund shall be made only for the purchase of equipment.

Graduate medical education administration reserve fund	No limit
University of Kansas medical center private practice foundation reserve fund.....	No limit
Robert Wood Johnson foundation loan fund	No limit

(c) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$125,000 for all such amounts, from the general fees fund to the following funds: National direct student loan fund; federal basic educational opportunity grant fund; federal college work-study fund; health professions student loan fund—medical students; health professions student loan fund—nursing students.

(d) During the fiscal year ending June 30, 2003, medical students enrolled at the university of Kansas medical center are hereby self-insured by the state of Kansas while in clinical training at the university of Kansas medical center or at other health care institutions. Such individuals shall be considered employees for purposes of the Kansas tort claims act and shall be provided defense and indemnification for claims arising out of their clinical training at the university of Kansas medical center or at other health care institutions in accordance with the provisions of the Kansas tort claims act. With in the limits of appropriations therefor, the university of Kansas medical center may enter into contracts to purchase additional malpractice insurance for such medical students. Any such malpractice insurance purchase shall be approved by the commissioner of insurance of the state of Kansas.

(e) During the fiscal year ending June 30, 2003, the director of accounts and reports shall transfer an amount specified by the chancellor prior to July 1, 2002, from the general fees fund to the student health insurance premiums account of the restricted fees fund.

(f) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2003, the following:

Telekid health care link.....	\$250,000
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Provided, That any unencumbered balance in excess of \$100 as of June 30, 2002, in the telekid health care link account is hereby reappropriated for fiscal year 2003.

Pediatric biomedical research	\$2,000,000
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Provided, That any unencumbered balance in excess of \$100 as of June 30, 2002, in the Pediatric biomedical research account is hereby reappropriated for fiscal year 2003.

Sec. 111.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures (including official hospitality).....	\$65,903,685
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Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund.....	No limit
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Provided, That expenditures from the general fees fund may be made only for salaries and wages and for other operating expenditures and shall not be made for capital improvements.

Restricted fees fund.....	No limit
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Provided, That restricted fees shall be limited to receipts for the following accounts: Summer school workshops; technology equipment; concert course; dramatics; continuing education; flight training; gifts and grants (for teaching, research, and capital improvements); testing service; state department of education (vocational); investment income from bequests; sale of surplus books and art objects; public service; veterans counseling and educational benefits; sponsored research; campus privilege fee; student activities; national defense education programs; engineering equipment fee; midwestern student exchange; departmental receipts—

for all sales, refunds and other collections or receipts not specifically enumerated above: *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 to the credit of 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 from this fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff at the student health center.

Service clearing fund No limit

Provided, That the service clearing fund shall be used for the following service activities: Central service duplicating and reproducing bureau; automobiles; furniture stores; postal clearing; telecommunication; computer service; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755 and amendments thereto.

Faculty of distinction matching fund No limit

Kansas career work study program fund No limit

National direct student loan fund No limit

Scholarship funds fund No limit

Sponsored research fund No limit

Sponsored research overhead fund No limit

Economic opportunity act—federal fund No limit

Matching education opportunity grant fund No limit

Work-study program fund No limit

Health professions student assistance program—loans fund No limit

Nine month payroll clearing account fund No limit

Equipment reserve fund No limit

Provided, That expenditures from the equipment reserve fund shall be made only for the purchase of equipment.

Pell grants fund No limit

Housing system suspense fund No limit

Housing system renovation principal and interest fund No limit

WSU housing system depreciation and replacement fund No limit

Perkins loan fund No limit

Kansas distinguished scholarship fund No limit

Kansas comprehensive grant fund No limit

1971 academic and service building maintenance fund No limit

WSU housing systems revenue fund No limit

1976 dormitory maintenance reserve fund No limit

Tuition accountability fund No limit

(c) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Wichita state university of not to exceed \$150,000 from the general fees fund to the matching education opportunity grant fund.

(d) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$183,730 from the WSU housing systems revenue fund of Wichita state university to the state general fund.

(e) On July 1, 2002, the education opportunity grant—federal fund of Wichita state university is hereby redesignated as the matching education opportunity grant fund of Wichita state university.

Sec. 112.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures (including official hospitality) \$3,645,583

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

State scholarship program \$1,278,688

Provided, That expenditures may be made from the state scholarship program account for the state scholarship program under K.S.A. 72-6816 and amendments thereto and for the Kansas distinguished scholarship program under K.S.A. 74-3278 through 74-3283 and amendments thereto: *Provided further*, That of the total amount appropriated in the state scholarship program account the amount dedicated for the Kansas distinguished scholarship program shall not exceed \$25,000.

Comprehensive grant program \$11,000,000

Ethnic minority scholarship program \$361,069

Provided, That any unencumbered balance in the ethnic minority scholarship program account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$1,500 except upon approval of the state finance council.

Kansas work-study program \$538,951

Provided, That the state board of regents is hereby authorized to transfer moneys from the Kansas work-study program account to the Kansas career work study program fund of any institution under its jurisdiction participating in the Kansas work-study program established by K.S.A. 74-3274 et seq., and amendments thereto: *Provided further*, That all moneys transferred from this account to the Kansas career work study program fund of any such institution shall be expended for and in accordance with the Kansas work-study program.

ROTC scholarship reimbursement..... \$192,166

Provided, That all expenditures from the ROTC scholarship reimbursement account for reimbursements under K.S.A. 74-3256 and amendments thereto to any state educational institution under the jurisdiction of the state board of regents shall be made as transfers to the general fees fund of such state educational institution as a transaction between state agencies in accordance with subsection (b) of K.S.A. 75-5516 and amendments thereto.

Teachers scholarship program..... \$374,277

Vocational scholarships \$125,000

Nursing student scholarship program..... \$248,563

Provided, That any unencumbered balance in the nursing student scholarship program account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Optometry education program \$115,000

Municipal university operating grant..... \$10,594,032

Postsecondary aid for vocational education..... \$20,499,202

Adult basic education \$1,100,000

Community college operating grant..... \$85,174,486

Technology equipment at community colleges and Washburn university \$450,000

Provided, That the state board of regents is hereby authorized to make expenditures from the technology equipment at community colleges and Washburn university account for grants to community colleges and Washburn university pursuant to grant applications for the purchase of technology equipment, in accordance with guidelines established by the state board of education.

Hesston college flagpole..... \$500

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Osteopathic scholarship repayment fund	\$480,000
Vocational education scholarship discontinued attendance fund	No limit
Leveraging educational assistance program fund—federal	No limit
Regents' scholarship gift fund	No limit

Provided, That expenditures may be made from the regents' scholarship gift fund for scholarships awarded to Kansas residents who are attending institutions of postsecondary education in Kansas which are authorized under the laws of this state to award academic degrees and who meet academic and other eligibility criteria established by the state board of regents by rules and regulations: *Provided, however*, That a financial needs test shall not be one of the eligibility criteria established by the state board of regents for such scholarships: *Provided further*, That no scholarship awarded from this fund shall exceed \$2,000 per academic year: *And provided further*, That any recipient of a scholarship awarded from this fund may also receive either a state scholarship under K.S.A. 72-6810 to 72-6816, inclusive, and amendments thereto or a tuition grant under K.S.A. 72-6107 to 72-6111, inclusive, and amendments thereto, or both: *And provided further*, That there shall be no reduction of any scholarship awarded from this fund for the amount of any such state scholarship or tuition grant received.

Kan-Ed fund	No limit
Earned indirect costs fund—federal	No limit
Faculty of distinction program fund	No limit
Paul Douglas teacher scholarship fund—federal	No limit
GED credentials processing fees fund	No limit
Proprietary school fee fund	No limit
Adult basic education—federal fund	No limit
Truck driver training fund	No limit
Eisenhower professional state grants fund—federal	No limit
Comprehensive grant program discontinued attendance fund	No limit
State scholarship discontinued attendance fund	No limit
Kansas ethnic minority fellowship program fund	No limit
Private postsecondary educational institution degree authorization expense reimbursement fee fund	No limit
Voluntary tax sheltered annuity clearing fund	No limit
Substance abuse education fund—federal	No limit
Mandatory retirement annuity clearing fund	No limit
Nursing student scholarship program fund	No limit
Kansas ethnic minority discontinued attendance fund	No limit
Clearing fund	No limit
Conversion of materials and equipment fund	No limit
Teacher scholarship program fund	No limit
Financial aid services fee fund	No limit

Provided, That expenditures may be made from the financial aid services fee fund for operating expenditures directly or indirectly related to the operating costs associated with student financial assistance programs administered by the state board of regents: *Provided further*, That the executive director of the state board of regents is hereby authorized to fix, charge and collect fees for the processing of applications for student financial assistance under programs administered by the state board of regents: *And provided further*, That such fees shall be fixed in order to recover all or a part of the direct and indirect operating expenses incurred for administering such programs: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury and credited to this fund.

Optometry education repayment fund	No limit
Teacher scholarship repayment fund	No limit
Advanced registered nurse practitioner program fund	No limit
Nursing student scholarship discontinued attendance fund	No limit
Nursing student scholarship repayment fund	No limit
ROTC service scholarship program fund	No limit

ROTC service scholarship repayment fund.....	No limit
Carl D. Perkins vocational and technical education—federal fund	No limit
Carl D. Perkins vocational and technical education—federal fund—state operations	No limit
Carl D. Perkins technical preparation—federal fund	No limit
FICA recovery fund	No limit

Provided, That the state treasurer shall deposit any moneys received by any state educational institution from the federal government for repayment of payroll or other taxes improperly paid to the federal government to the credit of the FICA recovery fund: *Provided further*, That all moneys in the FICA recovery fund shall be used by the state board of regents to reimburse the department of education, department of administration and state board of regents for direct costs and time incurred in obtaining repayment of payroll or other taxes improperly paid: *And provided further*, That all such reimbursements shall be in addition to any expenditure limitation imposed on this fund.

(c) During the fiscal year ending June 30, 2003, the chief executive officer of the state board of regents, with the approval of the director of the budget, may transfer any part of any item in an account for the fiscal year ending June 30, 2003, from the state general fund to another item of appropriation in an account. The chief executive officer of the state board of regents shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the legislative research department. As used in this subsection, "account" means the operating expenditures (including official hospitality) accounts of the state board of regents, the university of Kansas, the university of Kansas medical center, Kansas state university, Kansas state university veterinary medical center, Kansas state university extension systems and agriculture research programs, Wichita state university, Emporia state university, Pittsburg state university, Fort Hays state university and the municipal university operating grant account of the state board of regents, the post secondary aid for vocational education account of the state board of regents and the community college operating grant account of the state board of regents.

(d) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2003, the following:

Vocational education capital outlay aid	\$2,565,000
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Provided, That expenditures from the vocational education capital outlay aid account for each grant of vocational educational capital outlay aid shall be matched by the area vocational school, the area vocational-technical school or the technical college in an amount which is equal to 50% of the grant. *Provided further*, That any unencumbered balance in excess of \$100 as of June 30, 2002, in the vocational education capital outlay aid account is hereby reappropriated for fiscal year 2003.

Postsecondary aid for vocational education.....	\$6,144,277
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Provided, That any unencumbered balance in excess of \$100 as of June 30, 2002, in the postsecondary aid for vocational education account is hereby reappropriated for fiscal year 2003.

Technology innovation and internship program	\$190,000
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Provided, That any unencumbered balance in excess of \$100 as of June 30, 2002, in the technical innovation and internship account is hereby reappropriated for fiscal year 2003.

Sec. 113.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Central administration operations and parole and postrelease supervision operations	\$13,470,469
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Provided, That any unencumbered balance in the central administration operations and parole and postrelease supervision operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$762 except upon approval of the state finance council.

Community corrections..... \$14,153,685

Provided, That any unencumbered balance in the community corrections account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$30,535 except upon approval of the state finance council: *Provided further*, That no expenditures may be made by any county from any grant made to such county from the community corrections account for either half of state fiscal year 2003 which supplant any amount of local public or private funding of existing programs as determined in accordance with rules and regulations adopted by the secretary of corrections: *And provided further*, That the sum of \$375,000 shall be expended from this account to fund condition violator grants: *And provided further*, That the sum of \$250,000 shall be expended from this account to fund adult intensive supervision basic grants, which shall be in addition to any other expenditures the department of corrections allocates for such purpose.

Day reporting center state match \$335,221

Provided, That any unencumbered balance in the day reporting center state match account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$779, except upon approval of the state finance council acting on this matter which is hereby characterized as a matter of legislation delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amendments thereto: *Provided further*, That all expenditures from the day reporting center state match account shall be made for the purpose of providing the required state match for receipt of federal funds for day reporting centers: *And provided further*, That all expenditures from the day reporting center state match account shall be made pursuant to a contract which is hereby authorized to be entered into by the secretary of corrections with a private entity for operation of such day reporting centers: *And provided further*, That such contract shall be designed to use day reporting centers to divert offenders who would otherwise occupy prison space making additional prison space available for violent offenders.

Local jail payments \$1,734,000

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

Community correctional conservation camp..... \$2,409,250

Conservation camp for female offenders \$449,228

Provided, That any unencumbered balance in the conservation camp for female offenders account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$847 except upon approval of the state finance council.

Treatment and programs \$31,527,900

Provided, That expenditures from the treatment and programs account for malpractice insurance shall not be greater than the amount obtained by multiplying \$5,000 by the approved number of positions equated to full-time for individuals employed as physician specialists, physician assistants and dentists: *Provided further*, That the sum of \$250,000 shall be used from this account to fund substance abuse treatment programs in the facilities of the above agency, which shall be in addition to any other expenditures the department of corrections allocates for such purpose.

Topeka correctional facility—facilities operations..... \$10,919,079

Provided, That any unencumbered balance in the Topeka correctional facility—facilities operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$2,959 except upon approval of the state finance council.

Hutchinson correctional facility—facilities operations \$24,569,727

Provided, That any unencumbered balance in the Hutchinson correctional facility—facilities operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$1,766 except upon approval of the state finance council.

Lansing correctional facility—facilities operations \$33,391,393

Provided, That any unencumbered balance in the Lansing correctional facility—facilities operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$339 except upon approval of the state finance council.

Ellsworth correctional facility—facilities operations \$10,579,155

Provided, That any unencumbered balance in the Ellsworth correctional facility—facilities operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$286 except upon approval of the state finance council.

Winfield correctional facility—facilities operations \$9,909,667

Provided, That any unencumbered balance in the Winfield correctional facility—facilities operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall be made only upon approval of the state finance council.

Norton correctional facility—facilities operations \$12,176,876

Provided, That any unencumbered balance in the Norton correctional facility—facilities operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$7,528 except upon approval of the state finance council.

El Dorado correctional facility—facilities operations \$20,925,952

Provided, That any unencumbered balance in the El Dorado correctional facility—facilities operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$182 except upon approval of the state finance council.

Larned correctional mental health facility—facilities operations \$7,921,558

Provided, That any unencumbered balance in the Larned correctional mental health facility—facilities operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$14,423 except upon approval of the state finance council.

Facilities operations..... \$12,380,083

Provided, That the department of corrections is authorized to enter into an extension of up to three years of the existing contract for food services, which is scheduled to expire at the end of fiscal year 2003: *Provided further*, That such food services contract extension shall be exempt from the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Other federal grants fund..... No limit

Provided, That the above agency is authorized to make expenditures from the other federal grants fund of any moneys credited to this fund from any individual grant if the grant is: (1) Less than or equal to \$1,000,000 in the aggregate, and (2) does not require the matching expenditure of any other moneys in the state treasury during fiscal year 2003 other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature: *Provided, however*, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual

federal grant which is more than \$1,000,000 in the aggregate or which requires the matching expenditure of moneys in the state treasury during the current or any ensuing fiscal year.

Supervision fees fund	No limit
Asset forfeiture—federal fund.....	No limit
Residential substance abuse treatment—federal fund	No limit
Justice assistance—federal fund.....	No limit
Department of corrections state asset forfeiture fund	No limit
Carl Perkins act—federal fund.....	No limit
Criminal Justice Information System—federal fund	No limit
Violent offender incarceration and truth in sentencing incentive grants— federal fund	No limit
Chapter I—federal fund.....	No limit
Correctional industries fund.....	No limit

Provided, That expenditures may be made from the correctional industries fund for official hospitality.

Alcohol and drug abuse treatment fund	No limit
State of Kansas—department of corrections inmate benefit fund.....	No limit

Provided, That in addition to any other expenditure authorized from the state of Kansas—department of corrections inmate benefit fund, the sum of \$15,000 shall be expended for fiscal year 2003 to fund a portion of the operations of the office of the ombudsman of corrections.

Department of corrections—alien incarceration grant fund—federal.....	No limit
Department of corrections—general fees fund.....	No limit

Provided, That expenditures may be made from the department of corrections—general fees fund for operating expenditures for training programs for correctional personnel, including official hospitality: *Provided further*, That the secretary of corrections is hereby authorized to fix, charge and collect fees for such programs: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred for such training programs, including official hospitality: *And provided further*, That all fees received for such programs shall be credited to this fund.

Victims of crime act—federal fund	No limit
Topeka correctional facility—community development block grant—federal fund.....	No limit
Topeka correctional facility—general fees fund.....	No limit
Topeka correctional facility—inmate canteen fund	No limit
Topeka correctional facility—inmate benefit fund	No limit
Topeka correctional facility—institutional library services grant— federal	No limit
Topeka correctional facility—alien incarceration grant fund—federal	No limit
Hutchinson correctional facility—general fees fund	No limit
Hutchinson correctional facility—inmate canteen fund.....	No limit
Hutchinson correctional facility—inmate benefit fund	No limit
Hutchinson correctional facility—drug free demonstration project—federal fund.....	No limit
Hutchinson correctional facility—institutional library services grant fund—federal	No limit
Hutchinson correctional facility—alien incarceration grant fund— federal	No limit
Lansing correctional facility—general fees fund	No limit
Lansing correctional facility—inmate canteen fund.....	No limit
Lansing correctional facility—inmate benefit fund.....	No limit
Lansing correctional facility—institutional library services grant fund—federal	No limit
Lansing correctional facility—alien incarceration grant fund—federal....	No limit
Ellsworth correctional facility—general fees fund.....	No limit

Ellsworth correctional facility—inmate canteen fund.....	No limit
Ellsworth correctional facility—inmate benefit fund.....	No limit
Ellsworth correctional facility—institutional library services grant fund— federal	No limit
Ellsworth correctional facility—alien incarceration grant fund— federal	No limit
Winfield correctional facility—general fees fund.....	No limit
Winfield correctional facility—inmate canteen fund	No limit
Winfield correctional facility—inmate benefit fund.....	No limit
Winfield correctional facility—institutional library services grant fund— federal	No limit
Winfield correctional facility—alien incarceration grant fund—federal...	No limit
Norton correctional facility—general fees fund	No limit
Norton correctional facility—inmate canteen fund	No limit
Norton correctional facility—inmate benefit fund	No limit
Norton correctional facility—institutional library services grant fund— federal	No limit
Norton correctional facility—alien incarceration grant fund—federal	No limit
El Dorado correctional facility—general fees fund	No limit
El Dorado correctional facility—inmate canteen fund.....	No limit
El Dorado correctional facility—inmate benefit fund	No limit
El Dorado correctional facility—institutional library services grant fund— federal	No limit
El Dorado correctional facility—alien incarceration grant fund— federal	No limit
Larned correctional mental health facility—general fees fund	No limit
Larned correctional mental health facility—inmate canteen fund	No limit
Larned correctional mental health facility—inmate benefit fund	No limit
Larned correctional mental health facility—institutional library services grant fund—federal	No limit
Larned correctional mental health facility—justice assistance—federal fund.....	No limit
Larned correctional mental health facility—alien incarceration grant fund—federal	No limit

(c) During the fiscal year ending June 30, 2003, the secretary of corrections, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2003, from the state general fund for the department of corrections or any correctional institution or facility under the general supervision and management of the secretary of corrections to another item of appropriation for fiscal year 2003 from the state general fund for the department of corrections or any correctional institution or facility under the general supervision and management of the secretary of corrections. The secretary of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the legislative research department.

(d) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$113,662 from the state of Kansas—department of corrections inmate benefit fund to the supervision fees fund.

(e) On October 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$106,000 from the correctional industries fund to the Lansing correctional facility—general fees fund.

(f) On October 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$147,000 from the correctional industries fund to the Norton correctional facility—general fees fund.

(g) On October 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$191,000 from the correctional industries fund to the department of corrections general fees fund.

(h) On July 1, 2002, and on January 1, 2003, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$378,764 from the correctional industries fund to the refunding revenue bond issue—principal and interest q bonds fund.

(i) Notwithstanding K.S.A. 75-3731, the director of accounts and reports shall accept for payment from the secretary of corrections any duly authorized claim from the local jail payments account of the state general fund for costs pursuant to K.S.A. 19-1930 (b) and amendments thereto, even though such claim is not submitted or processed for payment within the fiscal year in which the service is rendered and whether or not the services were rendered prior to the effective date of this act.

(j) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2002, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Victims of crime act—federal fund No limit

(k) Notwithstanding the provisions of subsection (d) of K.S.A. 75-5212, and amendments thereto, the secretary of corrections shall reduce the inservice training for correctional officers from a total of 80 hours to a total of 40 hours for the fiscal year ending June 30, 2003. Sec. 114.

JUVENILE JUSTICE AUTHORITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures \$30,508,893

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$11,007 except upon approval of the state finance council: *Provided further*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

Management information systems..... \$1,203,190

Provided, That any unencumbered balance in the management information systems account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$6,630 except upon approval of the state finance council.

Topeka juvenile correctional facility operations \$12,481,024

Provided, That any unencumbered balance in the Topeka juvenile correctional facility operations subaccount of the facilities operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated to the Topeka juvenile correctional facility operations account for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$11 except upon approval of the state finance council: *Provided further*, That expenditures may be made from this account for educational services contracts which are hereby authorized to be negotiated and entered into by the above agency with unified school districts or other public educational services providers: *And provided further*, That such educational services contracts shall not be subject to the competitive bid requirements of K.S.A. 75-3739 and amendments thereto.

Atchison juvenile correctional facility operations..... \$6,268,340

Provided, That any unencumbered balance in the Atchison juvenile correctional facility operations subaccount of the facilities operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated to the Atchison juvenile correctional facility operations account for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$6,419 except upon approval of the state finance council: *Provided further*, That expenditures may be made from this account for educational services contracts which are hereby authorized to be negotiated and entered into by the above agency with unified school districts or other public educational services providers: *And provided further*, That such educational services contracts shall not be subject to the competitive bid requirements of K.S.A. 75-3739 and amendments thereto.

Beloit juvenile correctional facility operations..... \$5,216,831

Provided, That any unencumbered balance in the Beloit juvenile correctional facility operations subaccount of the facilities operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated to the Beloit juvenile correctional facility operations account for fiscal year 2003: Provided further, That expenditures may be made from this account for educational services contracts which are hereby authorized to be negotiated and entered into by the above agency with unified school districts or other public educational services providers: And provided further, That such educational services contracts shall not be subject to the competitive bid requirements of K.S.A. 75-3739 and amendments thereto.

Larned juvenile correctional facility operations \$5,319,187

Provided, That any unencumbered balance in the Larned juvenile correctional facility operations subaccount of the facilities operations account in excess of \$100 as of June 30, 2002, is hereby reappropriated to the Larned juvenile correctional facility operations account for fiscal year 2003: Provided further, That expenditures may be made from this account for educational services contracts which are hereby authorized to be negotiated and entered into by the above agency with unified school districts or other public educational services providers: And provided further, That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739 and amendments thereto: And provided further, That the juvenile justice authority is hereby authorized to make expenditures from the Larned juvenile correctional facility operations account for fiscal year 2003 to utilize the Meyer building on the Larned state hospital grounds for relief of overcrowding.

(b) There is appropriated for the above agency from the children’s initiatives fund for the fiscal year ending June 30, 2003, the following:

Prevention program grant \$6,000,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2002, in the prevention program grant account is hereby reappropriated for fiscal year 2003: Provided, however, That all expenditures by the above agency from the prevention program grant account shall be for prevention program grants and evaluation of prevention programs for fiscal year 2003: Provided further, That money awarded as grants from this account shall be distributed according to the percentage distribution of a judicial district’s high school graduation failure rate, averaged over a period of three years, and shall be subject to the requirement that no judicial district shall receive less than \$50,000: And provided further, That money awarded as grants from this account is not an entitlement to communities, but a grant that must meet conditions prescribed by the above agency for appropriate outcomes.

Intervention and graduated sanctions community grants \$2,000,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2002, in the intervention and graduated sanctions community grants account is hereby reappropriated for fiscal year 2003.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Title XIX fund.....	No limit
Title IV-E fund.....	No limit
Juvenile justice delinquency prevention—federal fund	No limit
Juvenile detention facilities fund.....	\$4,082,535
Juvenile justice fee fund.....	No limit
Kansas juvenile delinquency prevention trust fund	No limit
Juvenile justice federal fund.....	No limit
Juvenile justice community planning fund.....	No limit
Byrne grant—federal fund.....	No limit
Construction of juvenile correctional facilities fund—VOI/TIS	No limit
Topeka juvenile correctional facility fee fund	No limit
Topeka juvenile correctional facility improvement fund.....	No limit

Topeka juvenile correctional facility—elementary and secondary education fund—federal	No limit
Topeka juvenile correctional facility—canteen fund	No limit
Topeka juvenile correctional facility—patient benefit fund.....	No limit
Atchison juvenile correctional facility fee fund.....	No limit
Atchison juvenile correctional facility—elementary and secondary education fund—federal	No limit
Atchison juvenile correctional facility—canteen fund.....	No limit
Atchison juvenile correctional facility—patient benefit fund	No limit
Beloit juvenile correctional facility fee fund.....	No limit
Beloit juvenile correctional facility—elementary and secondary education fund—federal	No limit
Beloit juvenile correctional facility—canteen fund.....	No limit
Beloit juvenile correctional facility—patient benefit fund	No limit
Larned juvenile correctional facility fee fund	No limit

(d) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$90,000 from the alcohol and drug abuse block grant federal fund of the department of social and rehabilitation services to the juvenile justice federal fund of the juvenile justice authority.

(e) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$46,705 from the alcohol and drug abuse block grant federal fund of the department of social and rehabilitation services to the Beloit juvenile correctional facility fee fund of the juvenile justice authority.

(f) During the fiscal year ending June 30, 2003, the commissioner of juvenile justice, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2003, from the state general fund for the juvenile justice authority or any juvenile correctional facility or institution under the general supervision and management of the commissioner of juvenile justice to another item of appropriation for fiscal year 2003 from the state general fund for the juvenile justice authority or any juvenile correctional facility or institution under the general supervision and management of the commissioner of juvenile justice. The commissioner of juvenile justice shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the legislative research department.

(g) In addition to the other purposes for which expenditures may be made by the juvenile justice authority from the juvenile detention facilities fund for fiscal year 2003, notwithstanding the provisions of K.S.A. 79-4803 and amendments thereto, the juvenile justice authority is hereby authorized and directed to make expenditures from the juvenile detention facilities fund for fiscal year 2003 for purchase of services: *Provided*, That all expenditures for such purpose shall be in addition to any expenditure limitation imposed on the juvenile detention facilities fund for fiscal year 2003.

Sec. 115.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures	\$4,398,908
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$1,250.

Civil air patrol—operating expenditures	\$26,259
Additional operating expenditures	\$25,000

Provided, That expenditures may be made from the additional operating expenditures account only upon approval by the state finance council acting after receiving certification from the adjutant general that moneys have been received from the federal government to match such expenditures and 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, except that such approval also may be given while the legislature is in session.

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

2002 ice storm disaster relief	
For the fiscal year ending June 30, 2002.....	\$450,000
For the fiscal year ending June 30, 2003.....	\$5,488,000
For the fiscal year ending June 30, 2004.....	\$1,172,000

(c) During the fiscal years ending June 30, 2003, and June 30, 2004, all expenditures from the 2002 ice storm disaster relief account of the state general fund shall be subject to approval by 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.

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Conversion of materials and equipment fund—military division	No limit
Training and support of title III—federal fund	No limit
Emergency management—federal fund matching—equipment fund.....	No limit
Emergency management—federal fund matching—administration fund.....	No limit
Emergency management—RADEF instrument—maintenance —federal fund.....	No limit
State disaster coordination—federal fund	No limit
Emergency management—nuclear civil protection—federal fund.....	No limit
Payment of death, disability, and medical benefit claims fund	No limit
Expenses under national guard mutual assistance compact fund.....	No limit
Nuclear safety emergency management fee fund	No limit
Military fees fund	No limit

Provided, That all moneys received by the adjutant general from the federal government for reimbursement for expenditures made under agreements with the federal government shall be deposited in the state treasury and credited to the military fees fund.

State emergency fund allocation—flood relief	No limit
Emergency management—fee fund	No limit
Armories and units general fees fund.....	No limit
Emergency management—disaster fund—federal fund	No limit
Civil air patrol—grants and contributions—federal fund	No limit
Emergency management performance grant (EMPG)—federal fund	No limit
EMPG terrorism consequence management preparedness grant (TCMPA)— federal fund.....	No limit
NG—federal forfeiture fund	No limit

(e) (1) On July 1, 2002, the emergency management—RADEF instrument—maintenance fund of the adjutant general is hereby redesignated as the emergency management—RADEF instrument—maintenance—federal fund of the adjutant general.

(2) On July 1, 2002, the nuclear safety emergency preparedness fee fund of the adjutant general is hereby redesignated as the nuclear safety emergency management fee fund of the adjutant general.

(3) On July 1, 2002, the civil air patrol—grants and contributions fund of the adjutant general is hereby redesignated as the civil air patrol—grants and contributions—federal fund of the adjutant general.

(4) On July 1, 2002, the emergency management performance grant (EMPG) fund of the adjutant general is hereby redesignated as the emergency management performance grant (EMPG)—federal fund of the adjutant general.

(5) On July 1, 2002, the EMPG terrorism consequence management preparedness grant (TCMPA) fund of the adjutant general is hereby redesignated as the EMPG terrorism consequence management preparedness grant (TCMPA)—federal fund of the adjutant general.

(f) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2003, the following:

Educational assistance	\$243,342
Sec. 116.	

STATE FIRE MARSHAL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures, other than refunds authorized by law, purchases of nationally recognized adopted codes for resale and federally reimbursed overtime, shall not exceed the following:

Fire marshal fee fund.....	\$2,860,355
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Provided, That expenditures from the fire marshal fee fund for official hospitality shall not exceed \$500.

Other federal grants fund.....	No limit
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Provided, That the above agency is authorized to make expenditures from the other federal grants fund of any moneys credited to this fund from any individual grant if the grant is: (1) Less than or equal to \$250,000 in the aggregate, and (2) does not require the matching expenditure of any other moneys in the state treasury during fiscal year 2003 other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature: *Provided, however*, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual federal grant which is more than \$250,000 in the aggregate or which requires the matching expenditure of moneys in the state treasury during the current or any ensuing fiscal year.

Gifts, grants and donations fund	No limit
Hazardous material program fund	\$416,782
Hazardous materials emergency fund.....	\$250,000

Provided, That expenditures may be made by the state fire marshal from the hazardous materials emergency fund for fiscal year 2003 for the purposes of responding to specific incidences of emergencies related to hazardous materials without prior approval of the state finance council: *Provided, however*, That expenditures from the hazardous materials emergency fund during fiscal year 2003 for the purposes of responding to any specific incidence of an emergency related to hazardous materials without prior approval by the state finance council shall not exceed \$25,000, except upon approval by 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, except that such approval also may be given while the legislature is in session.

(b) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$224,663 from the fire marshal fee fund to the hazardous material program fund of the state fire marshal.

(c) During the fiscal year ending June 30, 2003, the director of the budget and the director of the legislative research department shall consult periodically and review the balance credited to and the estimated receipts to be credited to the fire marshal fee fund during fiscal year 2003, and, upon a finding by the director of the budget in consultation with the director of the legislative research department that the total of the unencumbered balance and estimated receipts to be credited to the fire marshal fee fund during fiscal year 2003 are insufficient to fund the budgeted expenditures and transfers from the fire marshal fee fund for fiscal year 2003 in accordance with the provisions of appropriation acts, the director of the budget shall certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of moneys from the hazardous materials emergency fund to the fire marshal fee fund that is required, in accordance with the certification by the director of the budget under this

subsection, to fund the budgeted expenditures and transfers from the fire marshal fee fund for the remainder of fiscal year 2003 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(d) On July 1, 2002, and January 1, 2003, or as soon after each such date as moneys are available, the director of accounts and reports shall transfer \$850,000 from the fire marshal fee fund of the state fire marshal to the state general fund: *Provided*, That the amount transferred from the fire marshal fee fund of the state fire marshal to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 117.

KANSAS PAROLE BOARD

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Parole from adult correctional institutions..... \$531,640

Provided, That any unencumbered balance in the parole from adult correctional institutions account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Sec. 118.

KANSAS HIGHWAY PATROL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures..... \$26,027,733

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$426 except upon approval of the state finance council: *Provided further*, That expenditures may be made from this account for the purchase of civilian clothing for members of the Kansas highway patrol assigned to duties pursuant to K.S.A. 74-2105 and amendments thereto: *And provided further*, That expenditures may be made from this account for state aircraft insurance: *And provided further*, That expenditures from this account for official hospitality shall not exceed \$2,000: *And provided further*, That expenditures shall be made from this account for operating expenditures of the Kansas highway patrol to provide leadership, coordination and technical assistance to other state public safety agencies in implementing the conversion to 800 megahertz radio systems for those agencies.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund..... No limit

Provided, That all moneys received from the sale of used equipment, recovery of and reimbursements for expenditures and any other source of revenue shall be deposited in the state treasury and credited to the general fees fund, except as otherwise provided by law: *Provided further*, That the Kansas highway patrol shall deposit the proceeds from the sale of personal sidearms to retiring troopers and other retiring sworn officers of the Kansas highway patrol, which sales upon retirement are hereby authorized, in the state treasury to the credit of this fund: *Provided, however*, That each such sale of a retiring sworn officer's personal sidearm upon retirement shall be for an amount of not less than the replacement cost of the sidearm: *And provided further*, That the Kansas highway patrol is hereby authorized to sell and a trooper or other sworn officer of the Kansas highway patrol who resigns from the Kansas highway patrol to accept employment with a local, state or federal law enforcement agency is hereby authorized to purchase such trooper or other sworn officer's personal sidearm with a trigger lock upon resignation in the same manner as prescribed in this subsection for retiring troopers and sworn officers of the Kansas highway patrol for the amount equal to the total of the cost of the sidearm plus the cost of the trigger

lock: *And provided further*, That no sale of a personal sidearm shall be made to any trooper or sworn officer of the Kansas highway patrol upon resignation unless the superintendent of the Kansas highway patrol determines that the employment record and performance evaluations of each such trooper or sworn officer of the Kansas highway patrol is satisfactory: *And provided further*, That the Kansas highway patrol shall deposit the proceeds from the sale of personal sidearms and trigger locks to such resigning troopers and other sworn officers in the state treasury to the credit of this fund.

For patrol of Kansas turnpike fund	No limit
Highway patrol motor vehicle fund	No limit
Highway patrol—federal fund.....	No limit
Kansas highway patrol state forfeiture fund	No limit
Gifts and donations fund	No limit
Federal forfeiture fund	No limit
Motor carrier safety assistance program fund	No limit
Highway patrol training center clearing fund	No limit

Provided, That expenditures may be made from the highway patrol training center clearing fund for use of the highway patrol training center by other state or local government agencies: *Provided further*, That the superintendent of the Kansas highway patrol is hereby authorized to fix, charge and collect fees for recovery of costs associated with use of the highway patrol training center by other state or local government agencies: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the highway patrol training center by other state or local government agencies: *And provided further*, That all fees received for use of the highway patrol training center by other state or local government agencies shall be deposited in the state treasury and credited to this fund.

Highway safety fund	No limit
Capitol area security fund	No limit

Provided, That the Kansas highway patrol and any state agency which is responsible for the operation of buildings in the capitol area are hereby authorized to negotiate contracts for building security services: *Provided further*, That any such contract shall provide for reimbursement of the Kansas highway patrol for services rendered pursuant to such contract and such reimbursement shall be credited to the capitol area security fund.

Vehicle identification number fee fund.....	No limit
Interagency motor vehicle fuel sales fund.....	No limit

Provided, That expenditures may be made from the interagency motor vehicle fuel sales fund to provide and sell motor vehicle fuel to other state agencies: *Provided further*, That the superintendent of the Kansas highway patrol is hereby authorized to fix, charge and collect fees for motor vehicle fuel sold to other state agencies: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing motor vehicle fuel to other state agencies: *And provided further*, That all fees received for such sales of motor vehicle fuel shall be credited to this fund.

Motor carrier inspection fund.....	\$10,555,455
Highway patrol training center fund.....	\$776,092
Executive aircraft fund	No limit

Provided, That expenditures may be made from the executive aircraft fund to provide aircraft services to other state agencies and to purchase liability and property damage insurance for state aircraft: *Provided further*, That the superintendent of the highway patrol is hereby authorized to fix, charge and collect fees for such aircraft services to other state agencies: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing such services: *And provided further*, That all fees received for such services shall be credited to this fund.

1122 program clearing fund.....	No limit
Special services fund.....	\$260,000

(c) On or before the 10th of each month during the fiscal year ending June 30, 2003, the

director of accounts and reports shall transfer from the state general fund to the 1122 program clearing fund interest earnings based on: (1) The average daily balance of moneys in the 1122 program clearing fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(d) On July 1, 2002, the director of accounts and reports shall transfer \$291,042 from the motor carrier license fees fund of the state corporation commission to the motor carrier safety assistance program fund of the Kansas highway patrol.

(e) On January 1, 2003, the director of accounts and reports shall transfer \$291,042 from the motor carrier license fees fund of the state corporation commission to the motor carrier safety assistance program fund of the Kansas highway patrol.

(f) On July 1, 2002, October 1, 2002, January 1, 2003, and April 1, 2003, the director of accounts and reports shall transfer \$2,618,946 from the state highway fund of the department of transportation to the motor carrier inspection fund of the Kansas highway patrol for the purpose of financing the motor carrier inspection program of the Kansas highway patrol.

(g) On July 1, 2002, the director of accounts and reports shall transfer \$150,000 from the state highway fund of the department of transportation to the highway safety fund of the Kansas highway patrol for the purpose of financing the motorist assistance program of the Kansas highway patrol.

(h) On July 1, 2002, the director of accounts and reports shall transfer \$223,949 from the state highway fund of the department of transportation to the general fees fund of the Kansas highway patrol for the purpose of financing operating expenditures of the Kansas highway patrol.

(i) On July 1, 2002, the director of accounts and reports shall transfer all moneys in the central aircraft fund of the department of administration to the executive aircraft fund of the Kansas highway patrol. On July 1, 2002, all liabilities of the central aircraft fund of the department of administration, including any outstanding encumbrances, are hereby transferred to and imposed on the executive aircraft fund of the Kansas highway patrol and the central aircraft fund of the department of administration is hereby abolished.

(j) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$260,000 from the state highway fund of the department of transportation to the special services fund of the Kansas highway patrol.

(k) On July 1, 2002, and January 1, 2003, or as soon after each such date as moneys are available, the director of accounts and reports shall transfer \$504,000 from the motor vehicle fund of the Kansas highway patrol to the state general fund: *Provided*, That the amount transferred from the motor vehicle fund of the Kansas highway patrol to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 119.

ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures \$12,347,923

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$56,214 except upon approval of the state finance council: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$750.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas bureau of investigation state forfeiture fund No limit
Kansas bureau of investigation federal forfeiture fund..... No limit

Kansas bureau of investigation federal grants fund No limit

Provided, That the above agency is authorized to make expenditures from the Kansas bureau of investigation federal grants fund of any moneys credited to this fund from any individual federal grant if the grant is less than or equal to \$500,000 in the aggregate and the grant does not require the matching expenditure of any moneys in the state treasury during the current or any ensuing fiscal year, other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature: *Provided, however*, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual federal grant which is more than \$500,000 in the aggregate or which requires the matching expenditure of moneys in the state treasury during the current or any ensuing fiscal year not appropriated by this or other appropriation act of the 2002 regular session of the legislature.

High intensity drug trafficking area—federal fund..... No limit

Private detective fee fund \$55,856

Forensic laboratory and materials fee fund..... No limit

Provided, That expenditures may be made from the forensic laboratory and materials fee fund for the acquisition of laboratory equipment and materials and for other direct or indirect operating expenditures for the forensic laboratory of the Kansas bureau of investigation incurred for laboratory tests conducted for noncriminal justice entities, including governmental agencies and private organizations, which testing activity is hereby authorized: *Provided, however*, That all expenditures from this fund of moneys received as Kansas bureau of investigation laboratory analysis fees pursuant to subsection (a) of K.S.A. 28-176 and amendments thereto shall be for the purposes authorized by subsection (c) of K.S.A. 28-176 and amendments thereto: *Provided further*, That the director of the Kansas bureau of investigation is hereby authorized to fix, charge and collect fees for laboratory tests conducted for such noncriminal justice entities: *And provided further*, That such fees shall be fixed in order to recover all or part of the direct and indirect operating expenses incurred for conducting laboratory tests for such noncriminal justice entities: *And provided further*, That all fees received for such laboratory tests, including all moneys received pursuant to subsection (a) of K.S.A. 28-176 and amendments thereto shall be deposited in the state treasury and credited to this fund.

KBI general fees fund No limit

Provided, That expenditures may be made from the KBI general fees fund for direct or indirect operating expenditures incurred for the following activities: (1) Conducting education and training classes for special agents and other personnel, including official hospitality; (2) purchasing illegal drugs, making contacts and acquiring information leading to illegal drug outlets, contraband and stolen property, and conducting other activities for similar investigatory purposes; (3) conducting investigations and related activities for the Kansas lottery or the Kansas racing and gaming commission; (4) conducting DNA forensic laboratory tests and related activities; (5) preparing, publishing and distributing crime prevention materials: *Provided, however*, That the director of the Kansas bureau of investigation is hereby authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses incurred, except as otherwise hereinafter provided, for the following: (1) Education and training services made available to local law enforcement personnel in classes conducted for special agents and other personnel of the Kansas bureau of investigation; (2) investigations and related activities conducted for the Kansas lottery or the Kansas racing and gaming commission, except that the fees fixed for these activities shall be fixed in order to recover all of the direct and indirect expenses incurred for such investigations and related activities; (3) DNA forensic laboratory tests and related activities; (4) sale and distribution of crime prevention materials: *Provided further*, That all fees received for such activities shall be deposited in the state treasury and credited to this fund: *And provided further*, That all moneys which are expended for any such evidence purchase, information acquisition or similar investigatory purpose or activity from whatever funding source and which are recovered shall be deposited in the state treasury and credited to this fund: *And provided further*, That all moneys received as gifts, grants or donations

for the preparation, publication or distribution of crime prevention materials shall be deposited in the state treasury to the credit of this fund: *And provided further*, That expenditures from any moneys received from the division of alcoholic beverage control and credited to the KBI general fees fund may be made by the Kansas bureau of investigation for all purposes for which expenditures may be made for operating expenditures.

Record check fee fund..... No limit

Provided, That the director of the Kansas bureau of investigation is authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses for criminal history record checks conducted for noncriminal justice entities including government agencies and private organizations: *Provided, however*, That all moneys received for such fees shall be deposited in the state treasury and credited to the record check fee fund: *Provided further*, That expenditures from the record check fee fund may be made only for the expenses of conducting criminal history record checks.

(c) On July 1, 2002, the director of accounts and reports shall transfer all moneys in the federal grants fund—HIDTA account of the Kansas bureau of investigation federal grants fund to the high intensity drug trafficking area—federal fund. On July 1, 2002, all liabilities of the federal grants fund—HIDTA account of the Kansas bureau of investigation federal grants fund are hereby transferred to and imposed upon the high intensity drug trafficking area—federal fund and the federal grants fund—HIDTA account of the Kansas bureau of investigation federal grants fund is hereby abolished.

Sec. 120.

EMERGENCY MEDICAL SERVICES BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

EMS—federal fund..... No limit
Rural health options grant fund..... No limit
Emergency medical services operating fund \$858,974

Provided, That the emergency medical services board is hereby authorized to fix, charge and collect fees in order to recover costs incurred for distributing educational videos, replacing lost educational materials and mailing labels of those licensed by the board: *Provided further*, That such 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 in the state treasury and credited to the emergency medical services operating fund: *And provided further*, That expenditures from the emergency medical services operating fund for the operating costs of the emergency medical services board shall not exceed \$781,474: *And provided further*, That expenditures from the emergency medical services operating fund shall not exceed \$77,500 to provide additional funding to the regional councils: *And provided further*, That, notwithstanding any provisions of K.S.A. 65-6128 or 65-6129b, and amendments thereto, or of any other statute to the contrary, all moneys received by the emergency medical services board for fees authorized by law for licensure or the issuance of permits, or for any other regulatory duties and functions prescribed by law in the field of emergency medical services, shall be deposited in the state treasury to the credit of the emergency medical services operating fund of the emergency medical services board.

(c) In addition to the other purposes for which expenditures may be made by the emergency medical services board from moneys appropriated from the state general fund or any special revenue funds for fiscal year 2003 as authorized by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature, expenditures are hereby authorized and shall be made by the emergency medical services board from moneys appropriated from the state general fund or any special revenue funds for fiscal year 2003 to use an 800 megahertz radio system tower or towers in Meade county to facilitate placement of an early warning system: *Provided*, That any early warning system placed on such tower or towers shall be 800 MHz compliant as certified by the secretary of transportation.

Sec. 121.

KANSAS SENTENCING COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures	\$460,520
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund	No limit
Juvenile justice—federal fund	No limit
Statistical analysis—federal fund	No limit
Drug abuse fund—federal	No limit
Sentencing commission forfeiture fund	No limit

Sec. 122.

OMBUDSMAN OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Adult corrections oversight	\$175,786
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Provided, That any unencumbered balance in the adult corrections oversight account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall be made only upon approval of the state finance council.

Sec. 123.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures	\$10,029,542
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall be made only upon approval of the state finance council: *Provided further*, That expenditures may be made from this account for expenses incurred in holding the annual meeting: *And provided further*, That expenditures from this account for official hospitality shall not exceed \$2,000: *And provided further*, That the above agency may negotiate and enter into contracts to carry out its functions at the annual meeting: *And provided further*, That such contracts shall not be subject to the competitive bid requirements of K.S.A. 75-3739 and amendments thereto.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Dairy fee fund	\$332,370
Meat and poultry inspection fee fund	\$68,630
Wheat quality survey fund	\$29,341
Entomology fee fund	\$122,017
Laboratory equipment fund	No limit
Water structures—state highway fund	\$89,832
Soil amendment fee fund	\$1,075
Agricultural liming materials fee fund	\$48,792
Weights and measures fee fund	\$162,163
Water appropriation certification fund	\$297,449
Water rights information system fees fund	No limit

Provided, That the secretary of agriculture is hereby authorized to fix, charge and collect fees for water data provided at the request of non-state government agencies and the general public: *Provided further*, That such fees shall be fixed in order to recover all of the direct data processing expenses incurred in preparation of requested water data: *And provided further*, That such fees shall be deposited in the state treasury and credited to the water rights information system fees fund: *And provided further*, That expenditures may be made from this fund to pay the costs incurred by the division of water resources for data processing services to prepare requested water data.

Water resources cost fund..... No limit

Provided, That all moneys received by the secretary of agriculture from any governmental or nongovernmental source to implement the provisions of 2001 Senate Bill No. 237, which are hereby authorized to be applied for and received, shall be deposited in the state treasury to the credit of the water resources cost fund.

Agriculture seed fee fund.....	\$60,219
Chemigation fee fund.....	\$107,255
Agriculture statistics fund.....	No limit
Petroleum inspection fee fund.....	\$623,605
Water transfer hearing fund.....	No limit
Grain commodity commission services fund.....	No limit
Kansas agricultural remediation board fund.....	\$150,000
Kansas agricultural remediation fund.....	No limit
Warehouse fee fund.....	\$588,058
Grain inspection fee fund.....	\$0
U.S. geological survey cooperative gage agreement fund.....	No limit

Provided, That the secretary of agriculture is hereby authorized to enter into a cooperative gage agreement with the United States geological survey: *Provided further*, That all moneys collected for the construction or operation of river water intake gages shall be deposited in the state treasury and credited to the U.S. geological survey cooperative gage agreement fund: *And provided further*, That expenditures may be made from this fund to pay the costs incurred in the construction or operation of river water intake gauges.

Computer services fund.....	No limit
Agricultural chemical fee fund.....	\$284,864
Feeding stuffs fee fund.....	\$479,178
Fertilizer fee fund.....	\$507,571
Livestock remedies fee fund.....	\$21,975
Plant pest emergency responses fund.....	No limit
Pesticide use fee fund.....	\$433,922
Geographic information system fee fund.....	No limit
Egg fee fund.....	\$112,643
Meat and poultry inspection fund—federal.....	No limit
EPA pesticide performance partnership grant fund.....	No limit
FEMA dam safety.....	No limit
FEMA stream mapping fund.....	No limit
Pest detection and survey—federal fund.....	No limit
USDA NASS postage fund.....	No limit
FDA tissue residue fund—federal.....	No limit
Conversion of materials and equipment fund.....	No limit
Publications fee fund.....	No limit

Provided, That expenditures may be made from the publications fee fund for operating expenditures related to preparation and publication of "Insects in Kansas": *Provided further*, That, notwithstanding the provisions of K.S.A. 75-1005 and amendments thereto to the contrary, the secretary of agriculture is hereby authorized to enter into a contract with a commercial publisher for the printing, distribution and sale of the publication "Insects in Kansas": *And provided further*, That the secretary of agriculture is hereby authorized to collect fees from such commercial publisher pursuant to contract with the publisher for the

sale of the publication: *And provided further*, That the secretary of agriculture is hereby authorized to receive and accept grants, gifts, donations or funds of any kind from the federal government or any of its agencies or from any other source whatsoever for the printing, publication and distribution of "Insects in Kansas": *And provided further*, That all moneys received from such fees or for such grants, gifts, donations or other funds received for such purpose, shall be deposited in the state treasury and credited to this fund.

Other federal grants fund..... No limit

Provided, That, the above agency is authorized to make expenditures from the other federal grants fund of any moneys credited to this fund from any individual grant if the grant is: (1) Less than or equal to \$250,000 in the aggregate, and (2) does not require the matching expenditure of any moneys in the state treasury during fiscal year 2003 other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature:

Provided, however, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual federal grant which is more than \$250,000 in the aggregate or which requires the matching expenditure of moneys in the state treasury during fiscal year 2003, other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature:

Provided further, That no grant for the farmers' assistance, counseling and training program shall be deposited to the credit of this fund.

Civil litigation fee fund No limit

Provided, That the above agency is authorized to make expenditures from the civil litigation fee fund for costs or other expenses associated with investigation and litigation regarding fraudulent meat sales: *Provided further*, That a portion of the moneys received by the state from fines and other moneys collected as a result of the settlement of fraudulent meat sales cases, as determined by the secretary of agriculture and the attorney general, shall be deposited in the state treasury to the credit of this fund by the attorney general.

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2003, for the water plan project or projects specified, the following:

Floodplain management	\$128,738
Interstate water issues	\$218,297
Subbasin water resources management.....	\$493,508
Water appropriation subprogram	\$93,393

Provided, That, notwithstanding the provisions of K.S.A. 82a-951, and amendments thereto, all moneys in the water appropriation subprogram account of the state water plan fund shall be expended for salaries and wages, including associated employer contributions.

(d) During the fiscal year ending June 30, 2003, the secretary of agriculture, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2003 from the state water plan fund for the Kansas department of agriculture to another item of appropriation for fiscal year 2003 from the state water plan fund for the Kansas department of agriculture: *Provided*, That the secretary of agriculture shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of the legislative research department.

(e) On July 1, 2002, the director of accounts and reports shall transfer \$77,103 from the state highway fund of the department of transportation to the water structures—state highway fund of the Kansas department of agriculture.

(f) On July 1, 2002, the other grants fund of the Kansas department of agriculture is hereby redesignated as the other federal grants fund of the Kansas department of agriculture.

(g) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the petroleum inspection fee fund of the Kansas department of agriculture to the state general fund: *Provided*, That the amount transferred from the petroleum inspection fee fund of the Kansas department of agriculture to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other

governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(h) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the feeding stuffs fee fund of the Kansas department of agriculture to the state general fund: *Provided*, That the amount transferred from the feeding stuffs fee fund of the Kansas department of agriculture to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 124. (a) In addition to the other purposes for which expenditures may be made by the Kansas department of agriculture from moneys appropriated from the state general fund or any special revenue funds for fiscal year 2003 for the Kansas department of agriculture as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by the Kansas department of agriculture from moneys appropriated from the state general fund or any special revenue funds for fiscal year 2003, in addition to other statutory implementation requirements of the meat and poultry inspection subprogram of the Kansas department of agriculture, to: (1) Continue procedures to provide for annual or updated training for authorized representatives and inspectors of the meat and poultry inspection subprogram and to allow the owners of facilities regulated under the meat and poultry inspection subprogram to attend and participate at the annual training workshop for the meat and poultry inspection subprogram; and (2) make available to such owners and other interested persons an inspection handbook describing the duties and responsibilities of such authorized representatives and inspectors of the meat and poultry inspection subprogram.

(b) In addition to the other purposes for which expenditures may be made by the Kansas department of agriculture and Kansas state university from moneys appropriated from the state general fund or any special revenue funds for fiscal year 2003 for the Kansas department of agriculture and Kansas state university as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by the Kansas department of agriculture and Kansas state university from moneys appropriated from the state general fund or any special revenue funds for fiscal year 2003 to provide technical assistance to the department of commerce and housing for the development of a marketing handbook that shall include, in addition to other information and strategies, (1) methods to facilitate the development and marketing of Kansas-grown meat products with meat products producers and with owners of facilities selling or providing value-added services to meat products, (2) methods to promote sales of Kansas meat products, and (3) a listing of resource contact information.

(c) In addition to the other purposes for which expenditures may be made by the department of commerce and housing from moneys appropriated from the state general fund or any special revenue funds for fiscal year 2003 for the department of commerce and housing as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by the department of commerce and housing from moneys appropriated from the state general fund or any special revenue funds for fiscal year 2003 to conduct a survey of other state or regional programs that offer marketing ideas and strategies to assist small meat locker owners in Kansas and shall make the information derived from the survey available to such meat locker owners.

Sec. 125.

KANSAS ANIMAL HEALTH DEPARTMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures \$616,995

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*,

That expenditures from such reappropriated balance shall be made only upon approval of the state finance council.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Animal disease control fund..... No limit

Provided, That expenditures from the animal disease control fund for official hospitality shall not exceed \$450.

Animal dealers fee fund No limit

Provided, That expenditures from the animal dealers fee fund for official hospitality shall not exceed \$300.

Veterinary inspection fee fund No limit

Livestock market brand inspection fee fund..... No limit

Livestock brand fee fund No limit

Provided, That expenditures from the livestock brand fee fund for official hospitality shall not exceed \$250.

Livestock brand emergency revolving fund..... No limit

County option brand fee fund..... No limit

Livestock and pseudorabies indemnity fund..... No limit

Legal services fund No limit

Provided, That all moneys received by the animal health department from other state agencies pursuant to one or more interagency agreements for the provision of legal services, which agreements are hereby authorized and directed to be entered into, shall be credited to the legal services fund: *Provided further*, That all expenditures from the legal services fund shall be for contractual legal services to be provided to the animal health department and such other state agencies pursuant to such interagency agreements.

Sec. 126.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures, other than refunds authorized by law and remittances of sales tax to the department of revenue, shall not exceed the following:

State fair fee fund..... No limit

Provided, That expenditures from the state fair fee fund for official hospitality shall not exceed \$10,000.

State fair special cash fund No limit

Sec. 127.

STATE CONSERVATION COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures \$600,594

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*, That expenditures from such reappropriated balance shall be made only upon approval of the state finance council.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Land reclamation fee fund No limit

Riparian & wetland areas project—federal fund No limit

Watershed protect approach/WTR RSRCE MGT fund	No limit
Conversion of materials and equipment fund	No limit
Buffer participation incentive fund	No limit
Riparian participation incentive fund	No limit
Environmental improvement incentives fund	No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2003, for the following water plan project or projects specified, the following:

Land treatment cost share..... \$3,896,770

Provided, That any unencumbered balance in the land treatment cost share account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That expenditures from the land treatment cost share account shall be for cost-sharing grants for construction of enduring water conservation structures on privately and publicly owned land in conservation districts which are needed for development and improvement of the quality and quantity of Kansas water resources: *And provided further*, That an amount of not to exceed \$2,720,000 of the initial allocation among conservation districts for such grants for fiscal year 2003 shall be on the basis of allocating 60% of the amount equally among all conservation districts and allocating 40% of the amount to be initially allocated proportionally among all conservation districts on the basis of an index composed of the measurement of nonfederal rural acreage, erosion potential and rainfall in all conservation districts, as determined by the state conservation commission: *And provided further*, That the balance of the initial allocation for such grants for fiscal year 2003 shall be allocated to conservation districts on a priority basis, as determined by the state conservation commission and the provisions of the state water plan: *And provided further*, That expenditures from this account for contractual technical expertise shall not exceed the amount equal to 3% of the approved budget amount for fiscal year 2003 for the land treatment cost-share programs account.

Nonpoint source pollution assistance \$2,835,000

Provided, That any unencumbered balance in the nonpoint source pollution assistance account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Conservation district aid..... \$938,250

Provided, That any unencumbered balance in the conservation district aid account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Watershed dam construction \$634,500

Provided, That any unencumbered balance in the watershed dam construction account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That expenditures from the watershed dam construction account are hereby authorized for engineering contracts for watershed planning as determined by the state conservation commission: *Provided, however*, That expenditures from this account for such engineering contracts for watershed planning shall not exceed \$50,000.

Kansas water quality buffer initiatives \$347,971

Provided, That any unencumbered balance in the Kansas water quality buffer initiatives account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided further*, That all expenditures from the Kansas water quality buffer initiatives account shall be for grants or incentives to install water quality best management practices under the governor's water quality initiative: *And provided further*, That such expenditures may be made from this account from the approved budget amount for fiscal year 2003 in accordance with contracts, which are hereby authorized to be entered into by the executive director of the state conservation commission on behalf of the commission, for such grants or incentives: *And provided further*, That such contracts may provide for such expenditures from the approved budget amount for fiscal year 2003 to be made pursuant to encumbrances for expenditures after June 30, 2003: *Provided, however*, That expenditures from this account for contractual educational and technical assistance for fiscal year 2003 shall not exceed \$40,000.

Riparian and wetland program \$225,000

Provided, That any unencumbered balance in the riparian and wetland program account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Water rights purchase \$62,490

Provided, That any unencumbered balance in the water rights purchase account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(d) During the fiscal year ending June 30, 2003, the executive director of the state conservation commission, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2003 from the state water plan fund for the state conservation commission to another item of appropriation for fiscal year 2003 from the state water plan fund for the state conservation commission: *Provided*, That the executive director of the state conservation commission shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of the legislative research department.

(e) On July 1, 2002, or as soon thereafter as moneys are available therefor, the director of accounts and reports shall transfer \$150,000 from the wildlife fee fund of the department of wildlife and parks to the buffer participation incentive fund of the state conservation commission.

Sec. 128.

KANSAS WATER OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Water resources operating expenditures \$1,390,084

Provided, That any unencumbered balance in the water resources operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003:

Provided however, That expenditures from such reappropriated balance shall be made only upon approval of the state finance council: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$250.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Conversion of materials and equipment fund No limit

Local water project match fund No limit

Provided, That all moneys received from local government entities and instrumentalities to be used to match funds for water projects shall be deposited in the state treasury to the credit of the local water project match fund: *Provided further*, That all moneys credited to this fund shall be used to match state funds for water projects using federal cost-share funds.

Water supply storage assurance fund No limit

Provided, That any moneys deposited to the credit of the water supply storage assurance fund which are received from a water assurance district shall be credited to a separate subaccount: *Provided further*, That moneys in such subaccounts may be transferred to the water marketing fund for (1) payment to the federal government of annual capital costs of water supply storage in federal reservoirs under the water assurance program act, (2) payment and reimbursement to the water marketing fund for water supply storage space previously paid for with revenue from the water marketing fund, if such storage space has been transferred to the water assurance program, (3) payment to the federal government of annual operation, maintenance and repair costs associated with the water supply storage space dedicated for the use of water assurance districts, and (4) payment and reimbursement to the water marketing fund and the state general fund for costs incurred by the state for the administration and enforcement of applicable state laws governing the operations and management of the water assurance program as provided in contracts with water assurance districts: *And provided further*, That no additional water supply storage space shall be purchased in Milford, Perry or Tuttle Creek reservoirs during fiscal year 2003.

State conservation storage water supply fund	\$0
Water marketing fund	No limit
Federal grants and receipts fund.....	No limit
General fees fund.....	No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the Kansas water office, including training and informational programs and official hospitality: *Provided further*, That the director of the Kansas water office is hereby authorized to fix, charge and collect fees for such programs: *And provided further*, That fees for such programs shall be fixed in order to recover all or part of the operating expenses incurred for such programs, including official hospitality: *And provided further*, That all fees received for such programs and all fees received for providing access to or for furnishing copies of public records shall be deposited in the state treasury and credited to this fund.

Water conservation projects fund	\$0
Water plan projects fund	No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2003, for the state water plan project or projects specified, the following:

Assessment and evaluation	\$207,000
Federal cost-share programs	\$144,257

Provided, That any unencumbered balance in the grant to the federal cost-share programs account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

GIS data access and support center.....	\$69,142
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Provided, That any unencumbered balance in the GIS data access and support center account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

GIS data base development	\$202,500
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Provided, That any unencumbered balance in the GIS data base development account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

MOU—storage operations and maintenance.....	\$351,644
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Provided, That any unencumbered balance in the MOU—storage operations and maintenance account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Ogallala aquifer institute.....	\$36,000
PMIB loan payment for storage.....	\$235,629
Public information	\$31,500
Stream gauging program.....	\$353,203
Technical assistance to water users	\$392,668
Water planning process.....	\$138,669
Water resource education	\$49,500
Weather modification program.....	\$155,700

Provided, That any unencumbered balance in the weather modification program account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

Kansas water authority.....	\$19,891
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(d) During the fiscal year ending June 30, 2003, the director of the Kansas water office, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2003 from the state water plan fund for the Kansas water office to another item of appropriation for fiscal year 2003 from the state water plan fund for the Kansas water office: *Provided, however*, That the director of the Kansas water office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of the legislative research department.

(e) During the fiscal year ending June 30, 2003, the director of accounts and reports shall transfer an amount or amounts specified by the director of the Kansas water office from the state water plan fund to the water plan projects fund of the Kansas water office, except that such transfers shall only be made upon the approval of the director of the budget. The

director of the Kansas water office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the legislative research department.

(f) During the fiscal year ending June 30, 2003, if it appears that the resources are insufficient to meet in full the estimated expenditures as they become due to meet the financial obligations imposed by law on the water marketing fund of the Kansas water office as a result of a cash flow shortfall, the pooled money investment board is authorized and directed to loan to the director of the Kansas water office sufficient funds to maintain the cash flow of the water marketing fund upon approval of such loan by 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. No loan shall be made unless the terms thereof have been approved by the director of the budget. A copy of the terms of the loan shall be submitted to the director of the legislative research department. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for such loan. Each such loan shall be repaid without interest within one year from the date of the loan.

(g) During the fiscal year ending June 30, 2003, if it appears that the resources are insufficient to meet in full the estimated expenditures as they become due to meet the financial obligations imposed by law on the water marketing fund of the Kansas water office as a result of increases in water rates, fees or charges imposed by the federal government, the pooled money investment board is authorized and directed to loan to the director of the Kansas water office sufficient funds to reimburse the water marketing fund for increases in water rates, fees or charges imposed by the federal government and to allow the Kansas water office to spread such increases to consumers over a longer period, except that no such loan shall be made unless the terms thereof have been approved by 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. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for such loan. Each such loan shall bear interest at a rate equal to the net earnings rate for the pooled money investment portfolio at the time of the making of such loan. Such loan shall not be deemed to be an indebtedness or debt of the state of Kansas within the meaning of section 6 of article 11 of the constitution of the state of Kansas. Upon certification by the pooled money investment board by the director of the Kansas water office of the amount of each loan authorized pursuant to this subsection, the pooled money investment board shall transfer each such amount certified by the director of the Kansas water office from the state bank account or accounts to the water marketing fund of the Kansas water office. The principal and interest of each loan authorized pursuant to this subsection shall be repaid in payments payable at least annually for a period of not more than five years.

(h) During the fiscal year ending June 30, 2003, the director of accounts and reports shall transfer an amount or amounts specified by the director of the Kansas water office prior to April 1, 2003, from the water marketing fund to the state general fund, in accordance with the provisions of the state water plan storage act, and amendments thereto, and rules and regulations adopted thereunder, for the purposes of making repayments to the state general fund for moneys advanced for annual capital cost payments for water supply storage space in reservoirs and for administration and enforcement costs of the state associated with the state water plan storage act, and amendments thereto.

Sec. 129.

DEPARTMENT OF WILDLIFE AND PARKS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Operating expenditures \$3,408,099

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003: *Provided, however*,

That expenditures from such reappropriated balance shall not exceed \$1,187 except upon approval of the state finance council: *Provided further*, That no expenditures shall be made from the operating expenditures account for the purchase of state aircraft insurance: *And provided further*, That expenditures from this account for official hospitality shall not exceed \$1,000.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Wildlife fee fund \$23,945,007

Provided, That additional expenditures may be made from the wildlife fee fund for fiscal year 2003 for the purposes of compensating federal aid program expenditures if necessary in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditure limitation imposed upon the wildlife fee fund for fiscal year 2003: *And provided further*, That the secretary of wildlife and parks shall report all such expenditures to the governor and the legislature as appropriate: *And provided further*, That expenditures from this fund for official hospitality shall not exceed \$1,000.

Parks fee fund \$5,585,301

Provided, That additional expenditures may be made from the parks fee fund for fiscal year 2003 for the purposes of compensating federal aid program expenditures if necessary in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditure limitation imposed upon the parks fee fund for fiscal year 2003: *And provided further*, That the secretary of wildlife and parks shall report all such expenditures to the governor and the legislature as appropriate.

Boating fee fund \$1,125,045

Provided, That additional expenditures may be made from the boating fee fund for fiscal year 2003 for the purposes of compensating federal aid program expenditures if necessary in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditure limitation imposed upon the boating fee fund for fiscal year 2003: *And provided further*, That the secretary of wildlife and parks shall report all such expenditures to the governor and the legislature as appropriate: *And provided further*, That expenditures from this fund for official hospitality shall not exceed \$1,000.

Central aircraft fund No limit

Provided, That expenditures may be made by the above agency from the central aircraft fund for aircraft operating expenditures, for aircraft maintenance and repair, to provide aircraft services to other state agencies, and for the purchase of state aircraft insurance: *Provided further*, That the secretary of wildlife and parks is hereby authorized to fix, charge and collect fees for the provision of aircraft services to other state agencies: *And provided further*, That such fees shall be fixed to recover all or part of the operating expenditures incurred in providing such services: *And provided further*, That all fees received for such services shall be credited to this fund.

Wildlife and parks nonrestricted fund No limit

Provided, That all moneys received under K.S.A. 32-990, 32-991, 32-992, 32-993, 32-994 and 32-1173, and amendments thereto, other than moneys restricted by K.S.A. 32-990, 32-991, 32-992, 32-993, 32-994 and 32-1173, and amendments thereto, shall be deposited in the state treasury and credited to the wildlife and parks nonrestricted fund: *Provided further*, That expenditures from this fund may be made for federal aid eligible expenditures at the discretion of the secretary of wildlife and parks.

Prairie spirit rails-to-trails fee fund No limit

Nongame wildlife improvement fund No limit

Wildlife conservation fund No limit

Federally licensed wildlife areas fund.....	No limit
State agricultural production fund	No limit
Land and water conservation fund—state	No limit
Land and water conservation fund—local	No limit
Development and promotions fund.....	No limit
Department of wildlife and parks private gifts and donations fund	No limit
Fish and wildlife restitution fund	No limit
Parks restitution fund.....	No limit
Nonfederal grants fund.....	No limit
Other federal grants fund.....	No limit

Provided, That the above agency is authorized to make expenditures from the other federal grants fund of any moneys credited to this fund from any individual grant if the grant is: (1) Less than or equal to \$750,000 in the aggregate, and (2) does not require the matching expenditure of any other moneys in the state treasury during fiscal year 2003 other than moneys appropriated by this or other appropriation act of the 2002 regular session of the legislature: *Provided, however*, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual federal grant which is more than \$750,000 in the aggregate or which requires the matching expenditure of moneys in the state treasury during the current or any ensuing fiscal year: *Provided further*, That, subject to the provisions of the other provisos prescribing guidelines for authority to make expenditures from the other federal grants fund, expenditures may be made from the other federal grants fund for capital improvements.

Suspense fund.....	No limit
Employee maintenance deduction clearing fund.....	No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2003, for the water plan project or projects specified, the following:

Stream monitoring.....	\$50,000
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Provided, That any unencumbered balance in the stream monitoring account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(d) In addition to the other purposes for which expenditures may be made by the department of wildlife and parks from the moneys appropriated in the parks fee fund for fiscal year 2003 as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures may be made from the parks fee fund for fiscal year 2003 for operating expenditures and capital improvement projects for the purposes of maintaining and repairing the Prairie Spirit rail trail in Allen, Anderson and Franklin counties, including, but not limited to, the expenses of operating of park equipment by employees of the department of wildlife and parks that are assigned to the state park system.

(e) On July 1, 2002, the federal grants fund of the department of wildlife and parks is hereby redesignated as the other federal grants fund of the department of wildlife and parks.

(f) On July 1, 2002, or whenever sufficient funds are available, the director of accounts and reports shall transfer \$200,000 from the state agricultural production fund of the department of wildlife and parks to the state general fund: *Provided*, That the amount transferred from the state agricultural production fund of the department of wildlife and parks to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 130.

DEPARTMENT OF TRANSPORTATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

State highway fund.....	No limit
<i>Provided</i> , That no expenditures may be made from the state highway fund other than for the purposes specifically authorized by this or other appropriation act.	
Special city and county highway fund.....	No limit
County equalization and adjustment fund.....	\$2,500,000
Highway special permits fund.....	No limit
Highway bond debt service fund.....	No limit
Rail service improvement fund.....	No limit
Rail service assistance program loan guarantee fund.....	No limit
Railroad rehabilitation loan guarantee fund.....	No limit

Provided, That expenditures from the railroad rehabilitation loan guarantee fund shall not exceed the amount which the secretary of transportation is obligated to pay during the fiscal year ending June 30, 2003, in satisfaction of liabilities arising from the unconditional guarantee of payment which was entered into by the secretary of transportation in connection with the mid-states port authority federally taxable revenue refunding bonds, series 1994, dated May 1, 1994, authorized by K.S.A. 12-3420 and amendments thereto and guaranteed pursuant to K.S.A. 75-5031 and amendments thereto.

Interagency motor vehicle fuel sales fund.....	No limit
<i>Provided</i> , That expenditures may be made from the interagency motor vehicle fuel sales fund to provide and sell motor vehicle fuel to the Kansas highway patrol: <i>Provided further</i> , That the secretary of transportation is hereby authorized to fix, charge and collect fees for motor vehicle fuel sold to the Kansas highway patrol: <i>And provided further</i> , That such fees shall be fixed in order to recover all or part of the expenses incurred in providing motor vehicle fuel to the Kansas highway patrol: <i>And provided further</i> , That all fees received for such sales of motor vehicle fuel shall be credited to this fund.	
Coordinated public transportation assistance fund.....	No limit
Public use general aviation airport development fund.....	No limit
Highway bond proceeds fund.....	No limit

(b) Expenditures may be made by the above agency for the fiscal year ending June 30, 2003, from the state highway fund for the following specified purposes: *Provided*, That expenditures from the state highway fund for fiscal year 2003 other than refunds authorized by law for the following specified purposes shall not exceed the limitations prescribed therefor as follows:

Agency operations.....	\$227,072,321
<i>Provided</i> , That expenditures from the agency operations account of the state highway fund for official hospitality by the secretary of transportation shall not exceed \$1,000: <i>Provided, however</i> , That expenditures may be made from this account for state aircraft insurance: <i>Provided further</i> , That expenditures may be made from this account for engineering services furnished to counties for road and bridge projects under K.S.A. 68-402e and amendments thereto.	
Conference fees.....	No limit
<i>Provided</i> , That the secretary of transportation is hereby authorized to fix, charge and collect conference, training and workshop attendance and registration fees for conferences, training seminars and workshops sponsored or cosponsored by the department: <i>Provided further</i> , That such fees shall be deposited in the state treasury and credited to the conference fees account of the state highway fund: <i>And provided further</i> , That expenditures may be made from this account to defray all or part of the costs of the conferences, training seminars and workshops.	
Substantial maintenance.....	No limit
Claims.....	No limit
Payments for city connecting links.....	\$3,360,000
Federal local aid programs.....	No limit
Pre-1992 bond services fees.....	No limit

Construction, remodeling and special maintenance projects for
buildings..... \$6,356,185

Provided, That expenditures may be made from the construction, remodeling and special maintenance projects for buildings account of the state highway fund of amounts in unexpended balances as of June 30, 2002, in capital improvement project accounts of projects approved for prior fiscal years: *Provided further*, That expenditures from this account of amounts in such unexpended balances shall be in addition to any expenditure limitation imposed on this account for fiscal year 2003.

Other capital improvements..... No limit

Provided, That the secretary of transportation is authorized to undertake a program to assist cities and counties with railroad crossings of roads not on the state highway system.

(c) On April 1, 2003, the director of accounts and reports shall transfer from the motor pool service fund of the department of administration to the state highway fund of the department of transportation an amount determined to be equal to the sum of the annual vehicle registration fees for each vehicle owned or leased by the state or any state agencies in accordance with K.S.A. 75-4611 and amendments thereto.

(d) During the fiscal year ending June 30, 2003, upon notification from the secretary of transportation that an amount is due and payable from the railroad rehabilitation loan guarantee fund, the director of accounts and reports shall transfer from the state highway fund to the railroad rehabilitation loan guarantee fund the amount certified by the secretary as due and payable.

(e) Any transfer of money or payment for services during the fiscal year ending June 30, 2003, from the state highway fund to other state agencies shall be in addition to any expenditure limitation imposed on the state highway fund for the fiscal year ending June 30, 2003.

(f) Any transfer of money during the fiscal year ending June 30, 2003, from the state highway fund to the highway bonds debt service fund shall be in addition to any expenditure limitation imposed on the state highway fund for the fiscal year ending June 30, 2003.

(g) For the fiscal year ending June 30, 2003, the department of transportation shall prepare and submit along with the documents required under K.S.A. 75-3717, and amendments thereto, additional documents that present the revenues, transfers, and expenditures that are considered to be in support of the comprehensive transportation program authorized by K.S.A. 2001 Supp. 68-2314a *et seq.*, and amendments thereto: *Provided*, That documents shall include both reportable as well as nonreportable and off-budget items that reflect the revenues, transfers and expenditures associated with the comprehensive transportation program.

(h) *Kansas savings incentive program.* (1) In addition to other expenditures authorized by law, expenditures may be made from the agency operations account of the state highway fund appropriated by this act for the fiscal year ending June 30, 2003, by the department of transportation for the following purposes: (A) Salary bonus payments at the discretion of the agency head to full-time or regular part-time employees of the state agency who are not in temporary positions, (B) purchase or other acquisition of technology equipment which was included in the budget estimates for fiscal year 2003 submitted by the state agency pursuant to K.S.A. 75-3717 and amendments thereto, and (C) professional development training including official hospitality: *Provided*, That all such expenditures from such fund for the fiscal year 2003 shall be in addition to any expenditure limitation imposed on the agency operations account of the state highway fund for fiscal year 2003: *Provided, however*, That the total amount of such expenditures from the agency operations account of the state highway fund for fiscal year 2003 shall not exceed the amount equal to 50% of the unexpended portion of the amount authorized to be expended from the agency operations account of the state highway fund for fiscal year 2002 for agency operations, as determined by the director of accounts and reports: *Provided further*, That the total net amount of any such salary bonus payments to any individual employee during fiscal year 2003 shall not exceed \$1,000: *And provided further*, That the provisions of this subsection (h)(1) shall apply only to: (A) That portion of the moneys in the agency operations account of the state highway fund from which expenditures may be made for agency operations, and (B) shall

not include that portion of moneys which may be expended for other operating expenses in the regular maintenance subprogram.

(2) Any unencumbered balance in excess of \$100 as of June 30, 2002, in any account of any special revenue fund of the department of transportation, which was appropriated by subsection (h)(2) of section 164 of chapter 144 of the 2001 Session Laws of Kansas and which is not otherwise specifically appropriated or limited by this or other appropriation act of the 2002 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2003, for the purposes authorized in subsection (h)(1) of this section. All expenditures from any such account of any such special revenue fund shall be in addition to any expenditure limitation imposed on such special revenue fund for the fiscal year ending June 30, 2003.

(3) No salary bonus payment paid pursuant to this section during fiscal year 2003 shall be compensation, within the meaning of K.S.A. 74-4901 *et seq.*, and amendments thereto, for any purpose under the Kansas public employees retirement system and shall not be subject to deductions for employee contributions thereunder. Each salary bonus payment paid under this section shall be a bonus, as defined by 29 C.F.R. 778, and shall be in addition to the regular earnings which that employee may be entitled or for which the employee may become eligible.

(i) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$500,000 from the coordinated public transportation assistance fund of the department of transportation to the state general fund: *Provided*, That the amount transferred from the coordinated public transportation assistance fund of the department of transportation to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(j) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$260,896 from the Kansas department of transportation Kansas savings incentive program account of the department of transportation to the state general fund: *Provided*, That the amount transferred from the Kansas department of transportation Kansas savings incentive program account of the department of transportation to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 131. *Position limitations.* (a) The number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for the fiscal year ending June 30, 2003, made in this or other appropriation act of the 2002 regular session of the legislature for the following agencies shall not exceed the following, except upon approval of the state finance council or pursuant to subsection (b):

Attorney General.....	95.0
Secretary of State	56.0
State Treasurer.....	55.5
Insurance Department.....	157.0

Provided, That any attorney positions established in the insurance department for the purpose of defense of the workers compensation fund shall be in addition to any limitation imposed on the full-time and regular part-time equivalent number of positions, excluding seasonal and temporary positions, paid from appropriations made for fiscal year 2003 for the department of insurance.

Health Care Stabilization Fund Board of Governors	16.0
Judicial Council	4.0
Kansas Human Rights Commission.....	37.0
State Corporation Commission.....	210.0
Citizens' Utility Ratepayer Board	5.0

Department of Administration	881.2
State Board of Tax Appeals	28.0
Department of Revenue	1,196.0
Kansas Lottery	87.8
Kansas Racing and Gaming Commission—state racing operations	43.0
Kansas Racing and Gaming Commission—state gaming agency	21.0
Department of Commerce and Housing	148.0
Kansas, Inc.	4.0
Department of Human Resources	941.4
Kansas Commission on Veterans Affairs	555.3
Department of Health and Environment	1,001.0
Department on Aging	157.1
Department of Social and Rehabilitation Services	4,048.5
Kansas Neurological Institute	655.5
Larned State Hospital	725.8
Osawatomie State Hospital	477.4
Parsons State Hospital and Training Center	513.5
Rainbow Mental Health Facility	126.8
State Library	27.0
Kansas Arts Commission	8.0
Kansas State School for the Blind	93.5
Kansas State School for the Deaf	173.5
State Historical Society	136.5
State Board of Regents	45.0
Department of Corrections	3,132.5
Juvenile Justice Authority	635.0
Adjutant General	215.0
State Fire Marshal	46.0
Kansas Parole Board	4.0
Kansas Highway Patrol	823.8
Attorney General—Kansas Bureau of Investigation	200.0
Emergency Medical Services Board	13.0
Kansas Sentencing Commission	10.0
Ombudsman of Corrections	3.5
Kansas Department of Agriculture	300.5
Kansas Animal Health Department	31.0
State Fair Board	22.0
State Conservation Commission	15.5
Kansas Water Office	22.5
Department of Wildlife and Parks	406.5
Department of Transportation	3,247.5

(b) During the fiscal year ending June 30, 2003, the secretary of social and rehabilitation services may increase the position limitation for the department of social and rehabilitation services or for any institution or facility under the general supervision and management of the secretary of social and rehabilitation services by making a corresponding decrease in the position limitation for either the department of social and rehabilitation services or any institution or facility under the general supervision and management of the secretary of social and rehabilitation services. The secretary of social and rehabilitation services shall certify each such increase and corresponding decrease to the director of personnel services of the department of administration and shall transmit a copy of each such certification to the legislative research department and the division of the budget.

(c) During the fiscal year ending June 30, 2003, any full-time and regular part-time positions of the Kansas highway patrol that are for capitol area police officers and capitol area security guards, that are assigned to security for state-owned and controlled properties located in Shawnee county under contracts with other state agencies shall be in addition to any limitation on the number of full-time and regular part-time positions equated to full-

time, excluding seasonal and temporary positions, paid from appropriations for the Kansas highway patrol for fiscal year 2003, made in this or other appropriation act of the 2002 regular session of the legislature: *Provided*, That the Kansas highway patrol shall prepare and submit a report on all such positions assigned to provide security under such contracts to the legislative budget committee prior to the 2003 regular session of the legislature.

(d) During the fiscal year ending June 30, 2003, the secretary of social and rehabilitation services may authorize the total number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, for the department of social and rehabilitation services that are paid from appropriations for department of social and rehabilitation services for fiscal year 2003 made in this or other appropriation act of the 2002 regular session of the legislature, to temporarily exceed the limitation on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, established for fiscal year 2003 for the department of social and rehabilitation services so long as the total number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, for the department of social and rehabilitation services does not exceed such limitation as of June 30, 2003. The secretary of social and rehabilitation services shall certify each such authorization to the director of personnel services of the department of administration and shall transmit a copy of each such certification to the legislative research department and the division of the budget.

(e) During the fiscal year ending June 30, 2003, the attorney general may authorize full-time non-FTE unclassified permanent positions and regular part-time non-FTE unclassified permanent positions, for the Kansas bureau of investigation that are paid from appropriations for the attorney general—Kansas bureau of investigation for fiscal year 2003 made in this or other appropriation act of the 2002 regular session of the legislature, which shall be in addition to the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, authorized for fiscal year 2003 for the attorney general—Kansas bureau of investigation. The attorney general shall certify each such authorization for non-FTE unclassified permanent positions for the Kansas bureau of investigation to the director of personnel services of the department of administration and shall transmit a copy of each such certification to the legislative research department and the division of the budget.

(f) During the fiscal year ending June 30, 2003, to provide for the closure of the Osawatomie, Toronto and Stockton minimum security units, the secretary of corrections may authorize the total number of full-time and regular part-time positions equated to full-time for the department of corrections that are paid from appropriations for the department of corrections for fiscal year 2003 made in this or other appropriation act of the 2002 regular session of the legislature, to temporarily exceed the limitation on the number of full-time and regular part-time positions equated to full-time established for fiscal year 2003 for the department of corrections: *Provided*, That the number of full-time and regular part-time positions equated to full-time, by which such limitation on positions for the department of corrections may be temporarily exceeded, shall not exceed 74.0. The secretary of corrections shall certify each such authorization to the director of personnel services of the department of administration and shall transmit a copy of each such certification to the legislative research department and the division of the budget.

Sec. 132. *Kansas savings incentive program.* (a) In addition to other expenditures authorized by law, expenditures may be made from any account of the state general fund reappropriated by this act for the fiscal year ending June 30, 2003, for any state agency named in this act for the following purposes: (1) Salary bonus payments at the discretion of the agency head to full-time or regular part-time employees of the state agency who are not in temporary positions, (2) purchase or other acquisition of technology equipment which was included in the budget estimates for fiscal year 2003 submitted by the state agency pursuant to K.S.A. 75-3717 and amendments thereto, and (3) professional development training including official hospitality: *Provided, however*, That the total of all such expenditures from such account of the state general fund for the fiscal year 2003 shall not exceed the amount equal to 50% of the amount of the unencumbered balance as of June 30, 2002, in such account of the state general fund that is reappropriated for fiscal year 2003 and that is in excess of the amount authorized to be expended for fiscal year 2003 from such reap-

propriated balance, as determined by the director of accounts and reports: *Provided further*, That the total net amount of any such salary bonus payments to any individual employee during fiscal year 2003 that are paid under subsection (b) or this subsection shall not exceed \$1,000: *And provided further*, That the provisions of this subsection shall apply only to that portion of any such account from which expenditures may be made for state operations: *And provided further*, That all such expenditures from the reappropriated balance in any such account for the fiscal year 2003 shall be in addition to any expenditure limitation imposed on expenditures from the reappropriated balance in any such account for fiscal year 2003.

(b) In addition to other expenditures authorized by law, expenditures may be made from any special revenue fund appropriated by this act for the fiscal year ending June 30, 2003, for a state agency named in this act for the following purposes: (1) Salary bonus payments at the discretion of the agency head to full-time or regular part-time employees of the state agency who are not in temporary positions, (2) purchase or other acquisition of technology equipment which was included in the budget estimates for fiscal year 2003 submitted by the state agency pursuant to K.S.A. 75-3717 and amendments thereto, and (3) professional development training including official hospitality: *Provided*, That all such expenditures from such fund for the fiscal year 2003 shall be in addition to any expenditure limitation imposed on such fund or any account thereof for fiscal year 2003: *Provided, however*, That the total amount of such expenditures from such fund for fiscal year 2003 shall not exceed the amount equal to 50% of the unexpended portion of the amount authorized to be expended from such fund for fiscal year 2002 for state operations, as determined by the director of accounts and reports, or, in the case of no limit appropriations, as determined by the director of the budget: *Provided further*, That the total net amount of any such salary bonus payments to any individual employee during fiscal year 2003 that are paid under subsection (a) or this subsection shall not exceed \$1,000: *And provided further*, That the provisions of this subsection shall apply only to: (1) That portion of the moneys in each account of a special revenue fund from which portion expenditures may be made for state operations, and (2) that portion of the moneys in a special revenue fund, that does not have any such accounts specified in this or other appropriation act, from which portion expenditures may be made for state operations.

(c) (1) Any unencumbered balance in excess of \$100 as of June 30, 2002, in any account of the state general fund of any state agency named in this act, which was reappropriated by subsection (c)(1) of section 166 of chapter 144 of the 2001 Session Laws of Kansas and which is not otherwise specifically appropriated or limited by this or other appropriation act of the 2002 regular session of the legislature, is hereby reappropriated for the fiscal year ending June 30, 2003, and may be expended for the purposes authorized in subsections (a) and (b).

(2) Any unencumbered balance in excess of \$100 as of June 30, 2002, in any account of any special revenue fund of any state agency named in this act, which was appropriated by subsection (c)(2) of section 166 of chapter 144 of the 2001 Session Laws of Kansas and which is not otherwise specifically appropriated or limited by this or other appropriation act of the 2002 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2003, and may be expended for the purposes authorized in subsections (a) and (b). All expenditures from any such account of any such special revenue fund shall be in addition to any expenditure limitation imposed on such special revenue fund for fiscal year 2003.

(d) No salary bonus payment paid pursuant to this section during fiscal year 2003 shall be compensation, within the meaning of K.S.A. 74-4901 *et seq.*, and amendments thereto, for any purpose under the Kansas public employees retirement system and shall not be subject to deductions for employee contributions thereunder. Each salary bonus payment paid under this section shall be a bonus, as defined by 29 C.F.R. 778, and shall be in addition to the regular earnings which that employee may be entitled or for which the employee may become eligible.

(e) The provisions of this section shall not apply to any state agency named in section 99 of chapter 144 of the 2001 Session Laws of Kansas or to the department of transportation.

Sec. 133. *Kansas savings incentive program.* (a) In addition to other expenditures authorized by law, expenditures may be made for fiscal year 2003 from any account of the

state general fund reappropriated by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature for the fiscal year ending June 30, 2003, for any state agency named in section 99 of chapter 144 of the 2001 Session Laws of Kansas for the following purposes: (1) Salary bonus payments at the discretion of the agency head to full-time or regular part-time employees of the state agency who are not in temporary positions, (2) purchase or other acquisition of technology equipment which was included in the budget estimates for fiscal year 2003 submitted by the state agency pursuant to K.S.A. 75-3717 and amendments thereto, and (3) professional development training including official hospitality: *Provided, however*, That the total of all such expenditures from such account of the state general fund for such fiscal year shall not exceed the amount equal to 50% of the amount of the unencumbered balance as of June 30, 2002, in such account of the state general fund that is reappropriated for fiscal year 2003 and that is in excess of the amount authorized to be expended for fiscal year 2003 from such reappropriated balance, as determined by the director of accounts and reports: *Provided further*, That the total net amount of any such salary bonus payments to any individual employee during fiscal year 2003 that are paid under subsection (b) or this subsection shall not exceed \$1,000: *And provided further*, That the provisions of this subsection shall apply only to that portion of any such account from which expenditures may be made for state operations: *And provided further*, That all such expenditures from the reappropriated balance in any such account for fiscal year 2003 shall be in addition to any expenditure limitation imposed on expenditures from the reappropriated balance in any such account for fiscal year 2003.

(b) In addition to other expenditures authorized by law, expenditures may be made for fiscal year 2003 from any special revenue fund appropriated by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature for the fiscal year ending June 30, 2003, for a state agency named in section 99 of chapter 144 of the 2001 Session Laws of Kansas for the following purposes: (1) Salary bonus payments at the discretion of the agency head to full-time or regular part-time employees of the state agency who are not in temporary positions, (2) purchase or other acquisition of technology equipment which was included in the budget estimates for fiscal year 2003 submitted by the state agency pursuant to K.S.A. 75-3717 and amendments thereto, and (3) professional development training including official hospitality: *Provided*, That all such expenditures from such fund for fiscal year 2003 shall be in addition to any expenditure limitation imposed on such fund or any account thereof for fiscal year 2003: *Provided, however*, That the total amount of such expenditures from such fund for fiscal year 2003 shall not exceed the amount equal to 50% of the unexpended portion of the amount authorized to be expended from such fund for fiscal year 2002 for state operations, as determined by the director of accounts and reports, or, in the case of no limit appropriations, as determined by the director of the budget: *Provided further*, That the total net amount of any such salary bonus payments to any individual employee during fiscal year 2003 that are paid under subsection (a) or this subsection shall not exceed \$1,000: *And provided further*, That the provisions of this subsection shall apply only to: (1) That portion of the moneys in each account of a special revenue fund from which portion expenditures may be made for state operations, and (2) that portion of the moneys in a special revenue fund, that does not have any such accounts specified in this or other appropriation act, from which portion expenditures may be made for state operations.

(c) Any unencumbered balance in excess of \$100 as of June 30, 2002, in any such account of any such special revenue fund is hereby appropriated for the fiscal year ending June 30, 2003, and may be expended for fiscal year 2003 for the purposes authorized in subsections (a) and (b). All expenditures from any such account of any such special revenue fund shall be in addition to any expenditure limitation imposed on such special revenue fund for fiscal year 2003.

(d) No salary bonus payment paid pursuant to this section during fiscal year 2003 shall be compensation, within the meaning of K.S.A. 74-4901 et seq., and amendments thereto, for any purpose under the Kansas public employees retirement system and shall not be subject to deductions for employee contributions thereunder. Each salary bonus payment paid under this section shall be a bonus, as defined by 29 C.F.R. 778, and shall be in addition

to the regular earnings which that employee may be entitled or for which the employee may become eligible.

Sec. 134.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State fair capital improvements fund No limit

(b) On or before the 10th of each month during the fiscal year ending June 30, 2003, the director of accounts and reports shall transfer from the state general fund to the state fair capital improvements fund interest earnings based on: (1) The average daily balance of moneys in the state fair capital improvements fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(c) During the fiscal year ending June 30, 2003, the director of accounts and reports shall not make any transfer directed to be made by subsection (c) of K.S.A. 2-223 and amendments thereto from the state general fund to the state fair capital improvements fund of the state fair board. On July 1, 2002, or as soon as moneys are available, and notwithstanding the provisions of K.S.A. 2-223 and amendments thereto, the director of accounts and reports shall transfer from the state general fund to the state fair capital improvements fund of the state fair board the amount equal to the difference between \$300,000 and the amount certified by the state fair board and transferred from the state fair fee fund to the state fair capital improvements fund pursuant to subsection (b) of K.S.A. 2-223 and amendments thereto.

Sec. 135.

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2003, for the capital improvement project or projects specified as follows:

Rehabilitation and repair projects..... \$3,500,000

Provided, That the secretary of social and rehabilitation services is hereby authorized to transfer moneys during fiscal year 2003 from the rehabilitation and repair projects account to a rehabilitation and repair account for any institution, as defined by K.S.A. 76-12a01 or 76-12a18 and amendments thereto, for projects approved by the secretary of social and rehabilitation services: *Provided further*, That expenditures also may be made from this account during fiscal year 2003 for the purposes of rehabilitation and repair for facilities of the department of social and rehabilitation services other than any institution, as defined by K.S.A. 76-12a01 or 76-12a18 and amendments thereto.

Sex predator capacity expansion..... \$356,306

(b) In addition to the purposes for which expenditures may be made by the above agency from the other state fees fund for fiscal year 2003, expenditures may be made by the above agency from the other state fees fund for fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Area office rehabilitation and repair \$300,000

Provided, That expenditures from the area office rehabilitation and repair account shall be in addition to any expenditure limitation imposed on the other state fees fund for fiscal year 2003.

(c) In addition to the other purposes for which expenditures may be made by the department of social and rehabilitation services from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2003 as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by the department of social and rehabilitation services from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2003 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905 and amendments thereto for a capital improvement project for construction

of a new state security hospital on the Larned state hospital grounds: *Provided*, That the capital improvement project for construction of a new state security hospital on the Larned state hospital grounds is hereby approved for the department of social and rehabilitation services for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That the department of social and rehabilitation services may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$50,120,884, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement projects shall be financed by appropriations from the state institutions building fund or any other appropriate special revenue fund or funds.

(d) On the effective date of this act, any unencumbered balance in each of the following accounts of the state institutions building fund is hereby lapsed: Sex predator contingency fund.

Sec. 136.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2003, for the capital improvement project or projects specified as follows:

Rehabilitation and repair projects.....	\$59,435
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Sec. 137.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2003, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects.....	\$165,000
Dorm renovation.....	\$327,792
Parks—Bilger/Taylor gym roof.....	\$139,885

Sec. 138.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, for the capital improvement project or projects specified as follows:

Debt service payment for the revenue refunding bond issues.....	\$4,946,000
Debt service payment for the Wichita work release facility bond issue...	\$169,000
Debt service payment for the Ellsworth correctional facility at Ellsworth, Kansas	\$1,622,000
Debt service payment for the reception and diagnostic unit relocation bond issue	\$1,334,000
Debt service payment for the Topeka and Lansing correctional facility bond issue	\$1,009,000
Debt service payment for El Dorado correctional facility site utilities re- placement project.....	\$1,256,000

(b) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year ending June 30, 2003, for the capital improvement project or projects specified as follows:

Debt service payment for the revenue refunding bond issues.....	\$1,542,472
Capital improvements—rehabilitation, remodeling, renovation and repair of correctional institutions.....	\$3,457,528

Provided, That the secretary of corrections is hereby authorized to transfer moneys during fiscal year 2003 from the capital improvements—rehabilitation, remodeling, renovation and repair of correctional institutions account of the correctional institutions building fund to an account or accounts of the correctional institutions building fund of any institution or facility under the jurisdiction of the secretary of corrections to be expended during fiscal year 2003 by the institution or facility for capital improvement projects.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Lease revenue bond issue—principal and interest fund—H bonds	No limit
Lease revenue bond issue—principal and interest fund—J bonds	No limit
Lease revenue bond issue—principal and interest fund—R bonds	No limit
Reception and diagnostic unit replacement project revenue fund	No limit
Refunding revenue bond issue—principal and interest fund—Q bonds ..	No limit

Sec. 139.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, the following:

Rehabilitation and repair projects.....	\$50,000
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Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2002, is hereby reappropriated for fiscal year 2003.

(b) There is hereby appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Historical society capital improvements fund	No limit
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Sec. 140.

INSURANCE DEPARTMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Insurance building principal and interest payment fund.....	No limit
Insurance department rehabilitation and repair fund.....	No limit

Sec. 141.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, for the capital improvement project or projects specified, the following:

Judicial center rehabilitation and repair	
For the fiscal year ending June 30, 2003.....	\$75,000
Rehabilitation and repair for state facilities	
For the fiscal year ending June 30, 2002.....	\$70,404

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2002, in the rehabilitation and repair for state facilities account is hereby reappropriated for fiscal year 2003.

Judicial center improvements—debt service	
For the fiscal year ending June 30, 2003.....	\$101,889
Statehouse improvements—debt service	
For the fiscal year ending June 30, 2003.....	\$3,173,148
Energy conservation improvements—debt service	
For the fiscal year ending June 30, 2003.....	\$2,066,680

Any unencumbered balance in excess of \$100 as of June 30, 2002, in each of the following

capital improvement accounts is hereby reappropriated for fiscal year 2003: Fire and safety alarms—statehouse; judicial center renovation planning; statehouse grounds and facility improvements; rehabilitation and repair for state facilities; judicial center rehabilitation and repair; judicial center improvements.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Veterans memorial fund	No limit
State facilities gift fund	No limit
Master lease program fund	No limit
State buildings depreciation fund	\$0
Executive mansion gifts fund	No limit
Topeka state hospital cemetery memorial gift fund	No limit
State capitol dome sculpture fund	No limit

Provided, That, notwithstanding the provisions of K.S.A. 75-2249 and amendments thereto, all expenditures from the state capitol dome sculpture fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of administration, or the secretary's designee: *Provided further*, That all moneys received by the department of administration in the form of grants, gifts, contributions or bequests made for the purpose of financing the cost of acquiring and placing atop the capitol the work of sculpture selected pursuant to statute shall be deposited in the state treasury and credited to this fund and all such grants, gifts, contributions or bequests are hereby authorized to be received by the department of administration.

(c) In addition to the other purposes for which expenditures may be made from the state budget stabilization fund for fiscal year 2003, expenditures may be made by the above agency from the state budget stabilization fund for fiscal year 2003 from any unencumbered balance as of June 30, 2002, in each of the following capital improvement accounts of the state budget stabilization fund: Statehouse elevators renovation; statehouse grounds & facility improvements; statehouse fire and safety alarms; judicial center improvements: *Provided*, That the expenditures for fiscal year 2003 from the unencumbered balance of any such account shall not exceed the amount of the unencumbered balance in such account on June 30, 2002: *Provided further*, That all expenditures from the state budget stabilization fund for the fiscal year 2003 from the unencumbered balance in any such account shall be in addition to any expenditure limitation imposed on the state budget stabilization fund for the fiscal year 2003.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the building and ground fund for fiscal year 2003, expenditures may be made by the above agency from the following capital improvement account or accounts of the building and ground fund for fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Paint and grounds shop—debt service	No limit
Parking improvements and repair	\$95,000

(e) In addition to the other purposes for which expenditures may be made from the building and ground fund for fiscal year 2003, expenditures may be made by the above agency from the building and ground fund for fiscal year 2003 from any unencumbered balance as of June 30, 2002, in each of the following capital improvement accounts of the building and ground fund: Docking 9th street right-of-way; parking improvements and repair; memorial hall parking improvements: *Provided*, That the expenditures for fiscal year 2003 from the unencumbered balance of any such account shall not exceed the amount of the unencumbered balance in such account on June 30, 2002: *Provided further*, That all expenditures from the building and ground fund for the fiscal year 2003 from the unencumbered balance in any such account shall be in addition to any expenditure limitation imposed on the building and ground fund for the fiscal year 2003.

(f) In addition to the other purposes for which expenditures may be made by the above agency from the state buildings depreciation fund for fiscal year 2003, expenditures may be made by the above agency from the following capital improvement account or accounts of the state buildings depreciation fund for fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair	\$200,000
Docking building assessment study	\$250,000
Landon building assessment study	\$250,000
Docking electrical equipment condition study	\$40,000
Capitol complex pedestrian—utility tunnels design and construction.....	\$345,500

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitation imposed on the state buildings depreciation fund for fiscal year 2003.

(g) (1) In addition to the other purposes for which expenditures may be made by the above agency from the state buildings depreciation fund for fiscal year 2003, expenditures may be made by the above agency from the state buildings depreciation fund for fiscal year 2003 from the unencumbered balance as of June 30, 2002, in each capital improvement account of the state buildings depreciation fund for one or more projects approved for prior fiscal years: *Provided*, That expenditures from the unencumbered balance in any such account shall not exceed the amount of the unencumbered balance in such account on June 30, 2002: *Provided further*, That all expenditures from any such account shall be in addition to any expenditure limitation imposed on the state buildings depreciation fund for fiscal year 2003.

(2) On July 1, 2002, the director of accounts and reports shall transfer all moneys in the memorial & Landon steam tunnel and walkway planning and construction account of the state buildings depreciation fund and all moneys in the Landon & statehouse steam tunnel and walkway planning and construction account of the state buildings depreciation fund to the capitol complex pedestrian—utility tunnels design and construction account of the state buildings depreciation fund. On July 1, 2002, all liabilities of the memorial & Landon steam tunnel and walkway planning and construction account of the state buildings depreciation fund and all liabilities of the Landon & statehouse steam tunnel and walkway planning and construction account of the state buildings depreciation fund are hereby transferred to and imposed upon the capitol complex pedestrian—utility tunnels design and construction account of the state buildings depreciation fund. On July 1, 2002, the memorial & Landon steam tunnel and walkway planning and construction account of the state buildings depreciation fund and the Landon & statehouse steam tunnel and walkway planning and construction account of the state buildings depreciation fund are hereby abolished.

(h) In addition to the other purposes for which expenditures may be made by the above agency from the state buildings operating fund for fiscal year 2003, expenditures may be made by the above agency from the following capital improvement account or accounts of the state buildings operating fund for fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Landon state office building—debt service.....	No limit
Memorial hall—debt service	No limit
State of Kansas facilities projects—debt service.....	No limit

(i) In addition to the other purposes for which expenditures may be made by the above agency from the motor pool service fund for fiscal year 2003, expenditures may be made by the above agency from the following capital improvement account or accounts of the motor pool service fund for fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Motor pool shop—debt service	No limit
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(j) In addition to the other purposes for which expenditures may be made from the intragovernmental printing service fund for fiscal year 2003, expenditures may be made by the above agency from the following capital improvement account or accounts of the intra-

governmental printing service fund for fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Printing plant—debt service..... No limit

(k) In addition to the other purposes for which expenditures may be made by the department of administration from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2002 or for fiscal year 2003 as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by the department of administration from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2002 or fiscal year 2003 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905 and amendments thereto for a capital improvement project and equipment acquisition for the renovation of the Security Benefit Group building: *Provided*, That such capital improvement project and equipment acquisition are hereby approved for the department of administration for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That the department of administration may make expenditures from the moneys received from the issuance of any such bonds for a capital improvement project and equipment acquisition for the renovation of the Security Benefit Group building: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project and equipment acquisition shall not exceed \$10,850,000, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project and equipment acquisition during the construction of such project and acquisition and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for a capital improvement project and equipment acquisition for the renovation of the Security Benefit Group building shall be financed by appropriations from the state general fund or any appropriate special revenue fund or funds.

(l) During the fiscal year ending June 30, 2003, no moneys appropriated for the department of administration for the fiscal year ending June 30, 2003, from the state general fund or any special revenue fund by this or other appropriation act of the 2002 regular session of the legislature shall be expended by the department of administration for the purpose of reinforcing the statehouse dome for placement of the Ad Astra sculpture atop the statehouse dome: *Provided*, That the provisions of this subsection shall not apply to gifts, grants or donations received for this project.

Sec. 142.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, for the capital improvement project or projects specified as follows:

Judicial center renovation \$114,400

Sec. 143.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Lewis field renovation—bond and interest sinking fund..... No limit
Lewis field renovation—revenue fund..... No limit

(b) In addition to the other purposes for which expenditures may be made by Fort Hays state university from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2003 as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by Fort Hays state

university from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2003 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905 and amendments thereto to finance a capital improvement project for renovation of student residential life facilities: *Provided*, That such capital improvement project is hereby approved for the Fort Hays state university for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That the Fort Hays state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$9,045,000, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement project shall be financed by appropriations from the state general fund or any appropriate special revenue fund or funds.

Sec. 144.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, for the capital improvement project or projects specified as follows:

Lease payment—Salina aeronautical center (including aeronautical laboratory center) \$189,446

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Federal construction funds fund	No limit
Bond construction funds fund.....	No limit
Coliseum repair, equipment and improvement fund.....	No limit
Housing system refunding revenue bond fund, K DFA F bonds, 1999 fund	No limit
Parking system refunding revenue bond fund, K DFA G bonds, 1995	No limit
Housing system bond fund, K DFA H bonds, 1993	No limit
Farrell library renovation/expansion-gifts/donations fund.....	No limit
Farrell library expansion revenue bond fund, K DFA K bonds, 1995	No limit
Recreation complex revenue bond fund, K DFA D bonds, 1993	No limit
Plant science building phase II—special revenue fund	No limit
Site improvements fund	No limit
College center construction fund	No limit
Bluemont hall defects repair fund	No limit
Engineering complex phase II private gift fund.....	No limit
Student recreation building repair, equipment & improvement fund.....	No limit
Coliseum/stadium parking repair & improvement fund	No limit
Energy conservation projects fund.....	No limit
Student union renovation and expansion revenue bond fund, K DFA B bonds, 1998.....	No limit

Provided, That Kansas state university may make expenditures from the student union renovation and expansion revenue bond fund, K DFA B bonds, 1998 for the capital improvement project to renovate and expand the student union in an amount of not more than \$11,500,000, plus all amounts required for cost of bond issuance, cost of interest on the bonds during the construction of the project and required reserves for the payment of principal and interest on the bonds: *Provided further*, That such capital improvement project

is hereby approved for Kansas state university for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited in the state treasury to the credit of this fund.

Ackert hall addition—federal fund.....	No limit
Ackert hall addition—gifts and grants fund.....	No limit
Ackert hall project revenue bond fund, K DFA series 2000 D	No limit

Provided, That Kansas state university may make expenditures from the Ackert hall project revenue bond fund, K DFA series 2000 D for the project to construct an addition to Ackert hall in addition to the expenditure of other moneys appropriated therefor: *Provided, however*, That expenditures from this fund for such capital improvement project shall not exceed \$1,500,000 plus all amounts required for costs of any bond issuance, costs of interest on any bond issued or obtained for such capital improvement project and any required reserves for payment of principal and interest on any bond: *Provided further*, That such capital improvement project is hereby approved for Kansas state university for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited in the state treasury to the credit of this fund.

Football stadium expansion—special revenue fund	No limit
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Provided, That Kansas state university may make expenditures from the football stadium expansion—special revenue fund for the capital improvement project to expand the football stadium in addition to the expenditure of other moneys appropriated therefor: *Provided, however*, That expenditures from this fund for such capital improvement project shall not exceed \$16,000,000 plus all amounts required for costs of any such bond issuance, costs of interest on any bonds issued or obtained for such capital improvement projects and any required reserves for payment of principal and interest on any bond: *Provided further*, That such capital improvement is hereby approved for Kansas state university for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited in the state treasury to the credit of this fund.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the restricted fees fund for the fiscal year ending June 30, 2003, expenditures may be made by the above agency from the appropriate account or accounts of the restricted fees fund during fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Biological and agricultural engineering research storage building.....	No limit
Konza prairie preserve storage building	No limit
Improvements to grain science value added laboratory.....	No limit
Construct a materials acoustics laboratory.....	No limit

(d) In addition to the other purposes for which expenditures may be made by the above agency from the student union renovation and expansion fund for fiscal year 2003, expenditures may be made by the above agency from the student union renovation and expansion fund for fiscal year 2003 for costs associated with roof repair on an existing portion of the student union building.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the sponsored research overhead fund for fiscal year 2003, expenditures may be made by the above agency from the sponsored research overhead fund for the fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Accelerated testing laboratory garage addition	No limit
Accelerated testing laboratory storage/equipment shed.....	No limit
Salina national gas machinery laboratory	No limit

(f) During the fiscal year ending June 30, 2003, Kansas state university is hereby authorized to make expenditures to raze Dennison hall and to raze portions of building no. 025 (Seaton hall).

Sec. 145.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND AGRICULTURE RESEARCH PROGRAMS

(a) In addition to the other purposes for which expenditures may be made by the above agency from the restricted fees fund for the fiscal year ending June 30, 2003, expenditures may be made by the above agency from the appropriate account or accounts of the restricted fees fund during fiscal year 2003 for the following capital improvement project or projects:

Validation/fresh meats processing laboratory	No limit
Renovate laboratories in Throckmorton hall	No limit
Warehouse expansion—department of agronomy building	No limit
Scandia experiment field office facility	No limit
Equipment/pesticide storage buildings	No limit
Southwest research extension center office/administrative facility	No limit
Equine education and research center.....	No limit
Southeast agriculture research center buildings	No limit
South central agronomy experiment field office and storage building	No limit
Grain science center	No limit
Agricultural shop buildings—east central Kansas experiment field.....	No limit
Animal science swine facility	No limit
Construct east Kansas horticulture research center.....	No limit

(b) In addition to the other purposes for which expenditures may be made by the above agency from the sponsored overhead research fund for fiscal year 2003, expenditures may be made by the above agency from the sponsored research overhead fund for the fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Southeast agriculture research center buildings.....	No limit
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(c) During the fiscal year ending June 30, 2003, upon approval of the state board of regents, the president of Kansas state university may request and the pooled money investment board is hereby authorized and directed to provide loans to Kansas state university for the grain science center biological and industrial value-added program in accordance with this subsection. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for such loans. As requested by the president of Kansas state university, the loan amounts shall be provided in multiple disbursements during fiscal year 2003 and each such amount shall bear interest from the date of disbursement based on the net earnings rate for the pooled money investment portfolio for the prior fiscal year. Interest-only payments shall be made on or before August 1, 2002, and on or before each August 1 thereafter until the principal amounts have been repaid. Loan principal amounts may be repaid at any time and all outstanding principal amounts shall be repaid in full on or before August 1, 2005. The aggregate of such loan amounts shall not exceed \$4,000,000.

Sec. 146.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Student union refurbishing fund.....	No limit
Bond construction funds fund.....	No limit
Student union addition bond and interest sinking fund.....	No limit
Twin towers project revenue fund	No limit
Twin towers bond and interest sinking fund.....	No limit
Twin towers maintenance and equipment reserve fund	No limit

Student recreational building fund..... No limit

Provided, That Emporia state university may make expenditures from the student recreational building fund for the capital improvement project to plan and construct a student recreational center in an amount of not more than \$3,000,000, plus all amounts required for the cost of bond issuance, cost of interest on the bond during planning and construction of the project and required reserves for the payment of principal and interest on the bonds: Provided further, That such capital improvement project is hereby approved for Emporia state university for the purpose of subsection (b) of K.S.A. 74-8905 and amendments thereto and authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: And provided further, That all moneys received from the issuance of any such bonds shall be deposited into the state treasury to the credit of this fund.

Sec. 147.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Horace Mann construction fund..... No limit

Provided, That Pittsburg state university may make expenditures from the Horace Mann construction fund for the renovation of the Horace Mann building: Provided further, That the capital improvement project to renovate the Horace Mann building is hereby approved for Pittsburg state university for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: And provided further, That all moneys received from the issuance of any such project bonds shall be deposited to the credit of this fund.

Willard hall construction fund..... No limit

Provided, That Pittsburg state university may make expenditures from the Willard hall construction fund for the renovation of Willard hall: Provided further, That the capital improvement project to renovate Willard hall is hereby approved for Pittsburg state university for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: And provided further, That all moneys received from the issuance of any such project bonds shall be deposited to the credit of this fund.

Suspense fund..... No limit

Energy conservation projects fund..... No limit

(b) In addition to the other purposes for which expenditures may be made by Pittsburg state university from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2003 as authorized by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by Pittsburg state university from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2003 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905 and amendments thereto to finance a capital improvement project for renovation of Overman student center: Provided, That such capital improvement project is hereby approved for the Pittsburg state university for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: Provided further, That the Pittsburg state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: Provided, however, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$3,000,000, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project and any required reserves for the payment of principal and interest on the bonds: And

provided further, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement project shall be financed by appropriations from the state general fund or any appropriate special revenue fund or funds.

Sec. 148.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Student union renovation revenue fund	No limit
Student health facility maintenance, repair, and equipment fee fund.....	No limit
Parking facilities surplus fund—K DFA G bonds, 1993.....	No limit

Provided, That the university of Kansas may make expenditures from the parking facilities surplus fund—K DFA G bonds, 1993 for capital improvements to parking lots in addition to the expenditure of other moneys appropriated therefor.

Regents center revenue fund—K DFA D bonds, 1990	No limit
Regents center surplus fund.....	No limit
Regents center rebate fund.....	No limit
Regents center revenue refund project principal and interest—K DFA C bonds, 1997	No limit
Student union renovation rebate fund (phase I)	No limit
Student union renovation surplus fund—K DFA C bonds, 1992	No limit
Student union renovation rebate fund—K DFA C bonds, 1992	No limit
Student union addition—special revenue fund.....	No limit

Provided, That the university of Kansas may make expenditures from the student union addition—special revenue fund for the capital improvement project to construct an addition to the student union in addition to the expenditure of other moneys appropriated therefor:

Provided, however, That expenditures from this fund for such capital improvement project shall not exceed \$5,600,000 plus all amounts required for costs of any bond issuance, costs of interest on any bond issued or obtained for such capital improvement project and any required reserves for payment of principal and interest on any bond: *Provided further*, That such capital improvement project is hereby approved for the university of Kansas for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited in the state treasury to the credit of this fund.

Bioscience research center rebate fund—K DFA series Q bonds, 1992...	No limit
Bioscience research center principal and interest payment account—K DFA A bonds, 1994 fund.....	No limit
Bioscience research center reserve account—K DFA A bonds, 1994 fund.....	No limit
Bioscience research center rebate account—K DFA A bonds, 1994 fund.....	No limit
Parking facilities refunding bonds principal and interest fund—K DFA G bonds, 1993	No limit
Parking facilities refunding bonds reserve fund—K DFA G bonds, 1993.....	No limit
Parking facilities refunding bonds rebate fund—K DFA G bonds 1993...	No limit
Student health facility addition revenue fund	No limit
Biosciences research center—special revenue fund.....	No limit

Provided, That all gifts and grants received for the capital improvement project to construct and equip a biosciences research center, other than those received from the federal government for such capital improvement project, shall be deposited in the state treasury to

the credit of the biosciences research center—special revenue fund: *Provided further*, That the above agency may transfer moneys during fiscal year 2003 from the sponsored research overhead fund and from appropriate accounts of the restricted fees fund to this fund for such capital improvement project or for debt service for such capital improvement project: *And provided further*, That all transfers of moneys for fiscal year 2003 from the sponsored research overhead fund to this fund shall be in addition to any expenditure limitation imposed on the sponsored research overhead fund for fiscal year 2003: *And provided further*, That such capital improvement project is hereby approved for the university of Kansas for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited in the state treasury to the credit of this fund.

Law enforcement training center improvements special revenue fund ... No limit

Provided, That the university of Kansas may make expenditures from the law enforcement training center improvements special revenue fund for a capital improvement project for parking lot improvements at the law enforcement training center: *Provided, however*, That expenditures from this fund for such capital improvement project shall not exceed \$450,000: *Provided further*, That the above agency may transfer moneys for fiscal year 2003 from the law enforcement training center fund to this fund for such capital improvement project: *And provided further*, That all transfers of moneys for fiscal year 2003 from the law enforcement training center fund to this fund shall be in addition to any expenditure limitation imposed on the law enforcement training center fund for fiscal year 2003.

Lewis hall renovation bond proceeds project account K DFA D bonds, 1998 fund.....	No limit
Lewis hall renovation rebate fund K DFA D bonds, 1998 fund	No limit
Lewis hall renovation bond reserve fund K DFA D bonds, 1998 fund....	No limit
Continuing education revenue bonds principal and interest K DFA H bonds, 1998 fund.....	No limit
Continuing education revenue bonds reserve fund K DFA H bonds, 1998 fund.....	No limit
Continuing education revenue bonds surplus account K DFA H bonds, 1998 fund.....	No limit
Athletic facilities enhancements special revenue fund K DFA A university proceeds	No limit
Renovate Ellsworth hall—special revenue fund.....	No limit

Provided, That the university of Kansas may make expenditures from the renovate Ellsworth hall—special revenue fund for the project to renovate Ellsworth hall in addition to the expenditure of other moneys appropriated therefor: *Provided, however*, That expenditures from this fund for such capital improvement project shall not exceed \$12,467,450 plus all amounts required for costs of any bond issuance, cost of interest on bonds issued or obtained for such capital improvement project and any required reserves for payment of principal and interest on any bond: *And provided further*, That such capital improvement project is hereby approved for the university of Kansas for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited in the state treasury to the credit of this fund: *And provided further*, That the above agency may transfer moneys for fiscal year 2003 from appropriate accounts of the house system repairs, equipment and improvement fund to renovate Ellsworth hall—special revenue fund for such capital improvement project.

Templin hall renovation principal and interest payment account K DFA E bonds, 1996 fund.....	No limit
Templin hall renovation bond reserve K DFA E bonds, 1996 fund	No limit
Watkins health center addition principal and interest payment account K DFA D bonds, 1995 fund	No limit

Watkins health center addition bond reserve K DFA D bonds, 1995 fund.....	No limit
Watkins health center addition surplus fund K DFA D bonds, 1995 fund.....	No limit
Watkins health center addition rebate fund K DFA D bonds, 1995 fund.....	No limit
Regents rehabilitation and repair phase II—project series K DFA G bonds, 1997 fund.....	No limit
Parking garage no. 2 construction project principal and interest account K DFA D bonds, 1999 fund	No limit
Parking garage no. 2 construction project bond reserve fund—K DFA D bonds 1999	No limit
Parking garage no. 2 construction project bond proceeds account—K DFA D bonds, 1999 fund.....	No limit
Lewis hall renovation principal and interest account K DFA D bonds 1998 fund.....	No limit
Edwards campus facility expansion—special revenue fund.....	No limit

Provided, That the university of Kansas may make expenditures from the Edwards campus facility expansion—special revenue fund for the capital improvement project to expand facilities on the Edwards campus in addition to the expenditure of other moneys appropriated therefor: *Provided, however*, That expenditures from this fund for such capital improvement project shall not exceed \$17,800,000 plus all amounts required for costs of any bond issuance, costs of interest on any bond issued or obtained for such capital improvement project and any required reserves for payment of principal and interest on any bond: *Provided further*, That such capital improvement project is hereby approved for the university of Kansas for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited in the state treasury to the credit of this fund: *And provided further*, That all gifts and grants received for the capital improvement project to expand facilities on the Edwards campus, other than those received from the federal government for such capital improvement project, shall be deposited in the state treasury to the credit of the Edwards campus facility expansion—special revenue fund.

Child care facility university proceeds fund	No limit
Child care facility principal and interest fund	No limit
Child care facility bond reserve fund	No limit
Child care facility surplus fund.....	No limit
Child care facility operations account.....	No limit
Child care facility student fee account.....	No limit
Budig hall completion fund	No limit

Provided, That during the fiscal year ending June 30, 2003, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas from moneys available to the above agency in special revenue funds for fiscal year 2003, including the general fees fund, tuition accountability fund, sponsored research overhead fund and various moneys within the restricted fees fund, including grants, gifts, contracts and fees to the Budig hall completion fund: *Provided, however*, That no expenditures shall be made from this fund until the preliminary plans and program statement for the Budig hall completion project have been reviewed by the joint committee on state building construction: *Provided further*, That upon request by the chancellor to the director of accounts and reports, any unencumbered balance in this fund shall be transferred from this fund to the tuition accountability fund of the university of Kansas.

Continuing education program building acquisition—special revenue fund.....	No limit
Dole institute gift or grant fund.....	No limit
Construct student recreation & fitness center—special revenue fund....	No limit

Provided, That the university of Kansas may make expenditures from the construct student recreation & fitness center—special revenue fund for the capital improvement project to construct student recreation center in addition to the expenditure of other moneys appropriated therefor: *Provided, however*, That expenditures from this fund for such capital improvement project shall not exceed \$17,000,000 plus all amounts required for costs of any bond issuance, cost of interest on bonds issued or obtained for such capital improvement project and any required reserves for payment of principal and interest on any bond: *Provided further*, That such capital improvement project is hereby approved for the university of Kansas for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited in the state treasury to the credit of this fund: *And provided further*, That the above agency may transfer moneys for fiscal year 2003 from appropriate accounts of the restricted fees fund to this fund for such capital improvement project.

Student recreation and fitness center fund—reserve account K DFA 2000Q	No limit
Rehabilitation and repair projects for institutions of higher education fund.....	No limit
Rehabilitation and repair projects for disability act, etc fund.....	No limit
Regents rehabilitation and repair project series K DFA F bonds 2001 fund.....	No limit
Templin hall rebate fund.....	No limit
Student union addition—bond proceeds account K DFA T2 2001 fund ..	No limit
Student union addition—university proceeds account K DFA T2 2001 fund.....	No limit
Student union addition—bond reserve account K DFA T2 2001 fund....	No limit
Student union addition—principal and interest account K DFA T2 2001 fund.....	No limit
Student union addition—surplus account K DFA T2 2001 fund	No limit
Bioscience research center refunding bonds—principal and interest ac- count K DFA G5 2001 fund	No limit
Bioscience research center refunding bonds—reserve account K DFA G5 2001 fund.....	No limit
Bioscience research center refunding bonds—rebate account K DFA G5 2001 fund.....	No limit
Parking facilities refunding bonds—principal and interest account K DFA G4 2001 fund	No limit
Parking facilities refunding bonds—reserve account K DFA G4 2001 fund.....	No limit
Parking facilities refunding bonds—rebate account K DFA G4 2001 fund.....	No limit

(b) During the fiscal year ending June 30, 2003, the university of Kansas is hereby authorized to make expenditures to raze building no. 27—facilities operations storage facility.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the state budget stabilization fund for fiscal year 2003, expenditures may be made by the above agency for fiscal year 2003 from the unencumbered balance as of June 30, 2002, in the Dole institute of public service and public policy account of the above agency in the state budget stabilization fund: *Provided*, That expenditures from the unencumbered balance in such account shall not exceed the amount of the unencumbered balance in such account on June 30, 2002: *Provided further*, That all expenditures from the unencumbered balance in such account shall be in addition to any expenditure limitation imposed on the state budget stabilization fund for fiscal year 2003.

(d) In addition to the other purposes for which expenditures may be made by the university of Kansas from the restricted fees fund for the fiscal year ending June 30, 2003, expenditures may be made by the university of Kansas from the restricted fees fund for the

following capital improvement project or projects, subject to the expenditure limitation prescribed therefor:

Remodel of 2nd floor west wing of Strong hall No limit

Sec. 149.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Wahl hall renovation fund No limit

Provided, That the university of Kansas medical center may make expenditures from the Wahl hall renovation fund for the capital improvement project to construct, equip, furnish, renovate, reconstruct and repair Wahl hall.

Construct and equip nursing education facility—gift and grant fund No limit

Parking facility K DFA principal and interest fund 1988 No limit

Parking facility K DFA bond reserve fund 1988 No limit

Parking facility K DFA surplus fund 1988 No limit

Parking facility revenue fund No limit

Parking facility rebate fund—K DFA F bonds—1988 No limit

Rehabilitation and repair projects for institutions of higher education fund No limit

Regents R&R project K DFA K bonds, 1996 fund No limit

Construct and equip research building fund No limit

Construct and equip center for health in aging fund No limit

Provided, That the university of Kansas medical center may make expenditures from the construct and equip center for health in aging fund for the capital improvement project to construct the center for health in aging in addition to the expenditure of other moneys appropriated therefor: *Provided, however*, That expenditures from this fund for such capital improvement project shall not exceed \$8,000,000 plus all amounts required for costs of any bond issuance, costs of interest on any bond issued or obtained for such capital improvement project and any required reserves for payment of principal and interest on any bond: *Provided further*, That the above agency may transfer moneys for fiscal year 2003 from appropriate accounts of the sponsored research overhead fund to this fund for such capital improvement project or for debt service for such capital improvement project: *And provided further*, That such capital improvement project is hereby approved for the university of Kansas medical center for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited in the state treasury to the credit of this fund.

Construct and equip center for health in aging principal and interest—K DFA B bonds, 1999 No limit

Construct and equip center for health in aging bond reserve fund—K DFA B bonds, 1999 No limit

Construct and equip center for health in aging bond reserve fund No limit

Construct and equip center for health in aging—gift and grant fund No limit

Construct and equip research support facility fund No limit

Provided, That the university of Kansas medical center may make expenditures from the construct and equip research support facility fund for the capital improvement project to construct an addition to the research support facility in addition to the expenditure of other moneys appropriated therefor: *Provided, however*, That expenditures from this fund for such capital improvement project shall not exceed \$5,240,000 plus all amounts required for costs of any bond issuance, costs of interest on any bond issued or obtained for such capital improvement project and any required reserves for payment of principal and interest on any bond: *Provided further*, That the above agency may transfer moneys for fiscal year 2003

from appropriate accounts of the sponsored research overhead fund to this fund for such capital improvement project or for debt service for such capital improvement project: *And provided further*, That such capital improvement project is hereby approved for the university of Kansas medical center for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited in the state treasury to the credit of this fund.

Construct and equip addition to research support facility—gift and grant fund..... No limit

(b) During the fiscal year ending June 30, 2003, the director of accounts and reports shall transfer amounts certified by the chancellor of the university of Kansas from the sponsored research overhead fund to the construct and equip center for health in aging bond reserve fund.

Sec. 150.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking system project—maintenance fund, K DFA revenue bonds No limit
On-campus parking project fund K DFA bonds No limit

Provided, That Wichita state university may make expenditures from the on-campus parking expansion—special revenue fund for the capital improvement project to construct additional on-campus parking spaces in addition to the expenditure of other moneys appropriated therefor: *Provided, however*, That expenditures from this fund for such capital improvement project shall not exceed \$7,500,000 plus all amounts required for costs of any bond issuance, costs of interest on any bond issued or obtained for such capital improvement project and any required reserves for payment of principal and interest on any bond: *Provided further*, That such capital improvement project is hereby approved for Wichita state university for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited in the state treasury to the credit of this fund.

Parking system project revenue fund—K DFA bonds No limit
On campus parking principal and interest account—K DFA bonds, 2000 fund..... No limit
On campus parking bond reserve account—K DFA bonds, 2000 fund.... No limit
WSU housing system surplus fund..... No limit
Bond reserve fund—K DFA—WSU housing system renovation..... No limit
Regents rehabilitation and repair phase II—K DFA G bonds, 1997 fund..... No limit
Athletic facilities enhancements—special revenue fund No limit

Provided, That Wichita state university may renovate and expand athletic facilities at such university and make expenditures from the athletic facilities enhancements—special revenue fund for such capital improvement project, in addition to the expenditure of other moneys appropriated therefor or obtained by such university from other sources: *Provided, however*, That expenditures from this fund for such capital improvements project shall not exceed \$15,000,000 plus all amounts required for costs of any bond issuance, cost of interest on any bond issued or obtained for such capital improvement project and any required reserves for payment of principal and interest on any such bond: *Provided further*, That such capital improvement project is hereby approved for Wichita state university for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *And provided further*, That all moneys received from the issuance of any bonds

issued pursuant to subsection (b) of K.S.A. 74-8905 and amendments thereto shall be deposited in the state treasury to the credit of this fund.

Sec. 151.

DEPARTMENT OF HUMAN RESOURCES

(a) In addition to the other purposes for which expenditures may be made by the above agency from the special employment security fund for fiscal year 2003, expenditures may be made by the above agency from the special employment security fund for fiscal year 2003: *Provided*, That expenditures from this fund during fiscal year 2003 may be made for the following capital improvement purposes: For planning and preliminary costs, to include acquiring architectural services, purchasing land and buildings and razing existing structures, for a new building at 427 S.W. Topeka Boulevard to be used by the department of human resources: *Provided further*, That expenditures from this fund for fiscal year 2003 for such capital improvement purposes shall not exceed \$95,838: *And provided further*, That all expenditures from this fund for any such capital improvement purposes or projects shall be in addition to any expenditure limitation imposed on the special employment security fund for fiscal year 2003.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Employment security administration property sale fund..... \$72,000

Provided, That expenditures may be made for fiscal year 2003 from the employment security administration property fund to plan for a new building at 427 S.W. Topeka Boulevard to be used by the department of human resources for employment security purposes.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the employment security administration fund for fiscal year 2003, expenditures may be made by the above agency from the employment security administration fund for fiscal year 2003 from moneys made available to the state under section 903 of the federal social security act, as amended: *Provided*, That expenditures from this fund during fiscal year 2003 of moneys made available to the state under section 903 of the federal social security act, as amended, may be made for the following capital improvement purposes: (1) For major maintenance of existing buildings used by the department of human resources for employment security purposes; (2) for paving, landscaping and acquiring fixed equipment as may be required for the use and operation of such buildings; or (3) for any combination of these purposes: *Provided further*, That expenditures from this fund for fiscal year 2003 of moneys made available to the state under section 903 of the federal social security act, as amended, for such capital improvement purposes shall not exceed \$50,000 plus the amounts of unencumbered balances as of June 30, 2002, for capital improvement projects approved for fiscal years prior to fiscal year 2003: *And provided further*, That all expenditures from this fund for any such capital improvement purposes or projects shall be in addition to any expenditure limitation imposed on the employment security administration fund for fiscal year 2003.

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Complete remodeling of agency headquarters fund No limit

Provided, That the department of human resources may make expenditures from the complete remodeling of agency headquarters fund for the capital improvement project to remodel the agency headquarters: *Provided, however*, That expenditures from this fund for such capital improvement project including necessary furniture and equipment shall not exceed \$3,800,000, plus all amounts required for cost of bond issuance, cost of interest on the bonds issued for such capital improvement project and any required reserves for the payment of principal and interest on the bonds: *Provided further*, That such capital improvement project is hereby approved for the department of human resources for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization

of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited in the state treasury to the credit of this fund.

Sec. 152.

KANSAS COMMISSION ON VETERANS AFFAIRS

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2003, for the capital improvement project or projects specified as follows:

Soldiers' home repair and rehabilitation projects	\$100,000
Veterans' home repair and rehabilitation projects.....	\$90,634

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Winfield veterans home acquisition and construction.....	No limit
Veterans' home federal construction grant fund	No limit

Provided, That all moneys received by the above agency as federal grants for the purposes of construction and remodeling at the Kansas veterans' home, which grants are hereby authorized to be applied for and received by the above agency, shall be deposited in the state treasury to the credit of the Veterans' home federal construction grant fund.

Veterans' cemeteries federal construction grant fund.....	No limit
Federal home construction grant fund.....	No limit

(c) On July 1, 2002, any unencumbered balance in the repair and rehabilitation project account of the state institutions building fund is hereby lapsed.

(d) There is appropriated for the above agency from the state institutions building fund for the fiscal year or years specified for the capital improvement project or projects specified as follows:

Veterans' home capital improvements federal match	
For the fiscal year ending June 30, 2004	\$587,825

Provided, That no expenditures shall be made from the veterans' home federal match account for fiscal year 2004 except after (1) receipt of federal funds for the purpose of capital improvements for the Kansas veterans' home, (2) presentation of the proposed capital improvement projects to the joint committee on state building construction, and (3) 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.

For the fiscal year ending June 30, 2005.....	\$587,825
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Provided, That no expenditures shall be made from the veterans' home federal match account for fiscal year 2005 except upon (1) receipt of federal funds for the purpose of capital improvements for the Kansas veterans' home, (2) presentation of the proposed capital improvement projects to the joint committee on state building construction, and (3) 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.

Sec. 153.

ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION

(a) There is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, for the capital improvement project or projects specified as follows:

Debt service—headquarters building	\$311,575
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(b) On July 1, 2002, or as soon thereafter as moneys are available and after all liabilities pursuant to subsections (c)(2) and (c)(3) of K.S.A. 2001 Supp. 60-4117, and amendments thereto, court orders and federal requirements have been satisfied, as certified by the director of the budget, the director of accounts and reports shall make one or more transfers

from the Kansas bureau of investigation state forfeiture fund to the state general fund for the purpose of reimbursing the state general fund for moneys advanced to the remodel Great Bend facility fund: *Provided*, That the aggregate of all transfers from the Kansas bureau of investigation state forfeiture fund to the state general fund for such purpose during the fiscal years ending June 30, 2002, and June 30, 2003, shall not exceed \$293,329.

Sec. 154.

KANSAS HIGHWAY PATROL

(a) In addition to the other purposes for which expenditures may be made from the highway patrol training center fund for fiscal year 2003, expenditures may be made by the above agency from the highway patrol training center fund for fiscal year 2003 to make debt service payments for the Kansas highway patrol training center at Salina for the bonds issued for such project pursuant to subsection (b) of section 6 of chapter 326 of the 1992 Session Laws of Kansas.

(b) In addition to the other purposes for which expenditures may be made from the highway patrol training center fund for fiscal year 2003, expenditures may be made by the above agency from the highway patrol training center fund for fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitation prescribed therefor:

Training center—remodeling, rehabilitation and repair projects..... \$50,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitation imposed on the highway patrol training center fund for fiscal year 2003.

(c) In addition to other purposes for which expenditures may be made by the above agency from the motor carrier inspection fund for fiscal year 2003, expenditures may be made by the above agency from the motor carrier inspection fund for fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Remodeling, rehabilitation and repair projects..... \$50,000
Replacement of scales \$170,249
Port Modernization \$110,872

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitation imposed on the motor carrier inspection fund for fiscal year 2003.

(d) In addition to the other purposes for which expenditures may be made by the Kansas highway patrol from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2002 or fiscal year 2003 as authorized chapter 144 or 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by the Kansas highway patrol from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2002 or fiscal year 2003 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905 and amendments thereto to finance a capital improvement project to modernize port weigh stations on interstate 70 and interstate 35 highways: *Provided*, That such capital improvement project is hereby approved for the Kansas highway patrol for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That the Kansas highway patrol may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$1,400,000, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital

improvement project shall be financed by appropriations from the state general fund or any appropriate special revenue fund or funds.

Sec. 155.

ADJUTANT GENERAL

(a) There is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, for the capital improvement project or projects specified as follows:

Debt service—rehabilitation and repair of the statewide armories \$197,124

Sec. 156.

DEPARTMENT OF WILDLIFE AND PARKS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2003, for the capital improvement project or projects specified as follows:

Any unencumbered balance in excess of \$100 as of June 30, 2002, in each of the following capital improvement accounts of the state general fund is hereby reappropriated for fiscal year 2003: Rehabilitation and repair; Crawford state fishing lake sewer repair.

Any unencumbered balance in excess of \$100 as of June 30, 2002, in each of the following capital improvement accounts of the state general fund is hereby reappropriated for fiscal year 2003: Matching grant for development of wetlands project at Milford reservoir: *Provided*, That expenditures for fiscal year 2003 may be made from the matching grant for development of wetlands project at Milford reservoir account by the secretary of wildlife and parks only upon verification by the chairperson of WILDSCAPE that federal funds are available from the U.S. army corps of engineers for development of the Milford wetlands: *Provided, however*, That funds provided by the Kansas department of wildlife and parks to WILDSCAPE shall not be used to finance the administrative costs of WILDSCAPE.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Department access road fund No limit
Bridge maintenance fund No limit
Nongame wildlife improvement fund No limit

(c) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,500,000 from the state highway fund of the department of transportation to the department access road fund of the department of wildlife and parks.

(d) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the state highway fund of the department of transportation to the bridge maintenance fund of the department of wildlife and parks.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the migratory waterfowl propagation and protection fund for fiscal year 2003, expenditures may be made by the above agency from the following capital improvement account or accounts of the migratory waterfowl propagation and protection fund for fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Migratory waterfowl propagation and protection fund—wetlands acquisition/ development \$100,000

Provided, That all expenditures from each such capital improvement account of the migratory waterfowl propagation and protection fund shall be in addition to any expenditure limitation imposed on the migratory waterfowl propagation and protection fund for fiscal year 2003.

(f) In addition to the other purposes for which expenditures may be made by the above agency from the migratory waterfowl propagation and protection fund for fiscal year 2003, expenditures may be made by the above agency from the migratory waterfowl propagation and protection fund for fiscal year 2003 from the unencumbered balance as of June 30, 2002, in each existing capital improvement account of the migratory waterfowl propagation

and protection fund: *Provided*, That all expenditures from the unencumbered balance of any such account shall not exceed the amount of the unencumbered balance in such account on June 30, 2002: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on the migratory waterfowl propagation and protection fund for fiscal year 2003.

(g) In addition to the other purposes for which expenditures may be made by the above agency from the boating fee fund for fiscal year 2003, expenditures may be made by the above agency from the following capital improvement account or accounts of the boating fee fund for fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Boating fee fund—motorboat access.....	\$275,425
Boating fee fund—Kansas and Missouri river access	\$100,000

(h) In addition to the other purposes for which expenditures may be made by the above agency from the boating fee fund for fiscal year 2003, expenditures may be made by the above agency from the boating fee fund for fiscal year 2003 from the unencumbered balance as of June 30, 2002, in each existing capital improvement account of the boating fee fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2002: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on the boating fee fund for fiscal year 2003 and shall be in addition to any other expenditure limitation imposed on any such account of the boating fee fund for fiscal year 2003.

(i) In addition to the other purposes for which expenditures may be made by the above agency from the state budget stabilization fund for fiscal year 2003, expenditures may be made by the above agency from the state budget stabilization fund for fiscal year 2003 from the unencumbered balance as of June 30, 2002, in each existing capital improvement account of the above agency in the state budget stabilization fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2002: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on the state budget stabilization fund for fiscal year 2003.

(j) On June 30, 2003, any unencumbered balance in any existing capital improvement account or accounts of the above agency in the state budget stabilization fund is hereby lapsed.

(k) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife fee fund for fiscal year 2003, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife fee fund during fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Wildlife fee fund federally mandated boating access	\$526,275
Wildlife fee fund rehabilitation and repair	\$489,150

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitation imposed on the wildlife fee fund for fiscal year 2003.

(l) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife fee fund for fiscal year 2003, expenditures may be made by the above agency from the wildlife fee fund for fiscal year 2003 from the unencumbered balance as of June 30, 2002, in each existing capital improvement account of the wildlife fee fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2002: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on the wildlife fee fund for fiscal year 2003.

(m) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife conservation fund for fiscal year 2003, expenditures may be made by the above agency from the following capital improvement account or accounts of the

wildlife conservation fund for fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Wildlife conservation fund—wetlands acquisition/development	\$350,000
Wildlife conservation fund—land acquisition.....	\$500,000

(n) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife conservation fund for fiscal year 2003, expenditures may be made by the above agency from the wildlife conservation fund for fiscal year 2003 from the unencumbered balance as of June 30, 2002, in each existing capital improvement account of the wildlife conservation fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2002: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on the wildlife conservation fund for fiscal year 2003 and shall be in addition to any other expenditure limitation imposed on any such account of the wildlife conservation fund for fiscal year 2003.

(o) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife conservation fund for fiscal year 2003, expenditures may be made by the above agency from the wildlife conservation fund for fiscal year 2003 from the unexpended balance in the wildlife conservation fund—wetlands acquisition/development account and the unexpended balance in the wildlife conservation fund—land acquisition account for the additional purpose of financing a pilot project of grass terracing designed to encourage bird populations.

(p) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund for fiscal year 2003, expenditures may be made by the above agency from the following capital improvement account or accounts of the parks fee fund for fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Parks fee fund—rehabilitation and repair	\$268,643
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(q) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund for fiscal year 2003, expenditures may be made by the above agency from the parks fee fund for fiscal year 2003 from the unencumbered balance as of June 30, 2002, in each existing capital improvement account of the parks fee fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2002: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on the parks fee fund for fiscal year 2003.

(r) In addition to the other purposes for which expenditures may be made by the above agency from the land and water conservation fund for fiscal year 2003, expenditures may be made by the above agency from the following capital improvement account or accounts of the land and water conservation fund for fiscal year 2003 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Land and water conservation fund—rehabilitation and repair	\$149,242
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Provided, That all expenditures from each such capital improvement account of the land and water conservation fund shall be in addition to any expenditure limitation imposed on the land and water conservation fund for fiscal year 2003.

(s) In addition to the other purposes for which expenditures may be made by the above agency from the land and water conservation fund for fiscal year 2003 from the unencumbered balance as of June 30, 2002, in each existing capital improvement account of the land and water conservation fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2002: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on the nongame wildlife improvement fund for fiscal year 2003 and shall

be in addition to any other expenditure limitation imposed on any such account of the land and water conservation fund for the fiscal year 2003.

(t) During the fiscal year ending June 30, 2003, no expenditures shall be made from any moneys appropriated for the department of wildlife and parks from the state general fund or any special revenue fund for fiscal year 2003 for construction of any new river access project on the Kansas River unless (1) the secretary of wildlife and parks has obtained the prior written permission for the proposed river access project from each owner of each parcel of real property on the river which is immediately adjacent to the real property upon which the proposed river access project is to be constructed, and (2), if a parcel of any of such immediately adjacent real property is being leased, the secretary of wildlife and parks also has obtained the prior written permission for the proposed river access project from the lessor of such parcel of any such immediately adjacent real property.

Sec. 157.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the Kansas educational building fund for the fiscal year ending June 30, 2003, for the capital improvement project or projects specified as follows:

Rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education	\$10,000,000
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Provided, That the state board of regents is hereby authorized to transfer moneys from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account to an account or accounts of the Kansas educational building fund of any institution under the control and supervision of the state board of regents to be expended by the institution for projects approved by the state board of regents: *Provided, however*, That no expenditures shall be made from any such account until the proposed projects have been reviewed by the joint committee on state building construction.

Debt service—revenue bonds issued for major remodeling and new construction projects at state educational institutions.....	\$15,000,000
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Sec. 158.

JUVENILE JUSTICE AUTHORITY

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2003, for the capital improvement project or projects specified as follows:

Capital improvements—rehabilitation, remodeling, renovation and repair of juvenile correctional facilities.....	\$973,356
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Provided, That the commissioner of juvenile justice is hereby authorized to transfer moneys from the capital improvements—rehabilitation, remodeling, renovation and repair of juvenile correctional facilities account of the state institutions building fund to an account or accounts of the state institutions building fund of any institution or facility under the jurisdiction of the commissioner of juvenile justice to be expended during fiscal year 2003 by the institution or facility for capital improvement projects approved by the commissioner of juvenile justice.

Debt service—Topeka complex and Larned juvenile correctional facility.....	\$3,394,028
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(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2003, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Construction of juvenile correctional facilities fund—VOI/TIS	No limit
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Provided, That the juvenile justice authority may make expenditures from the construction of juvenile correctional facilities fund—VOI/TIS to construct new maximum security build-

ings at the Topeka juvenile correctional facility: *Provided, however,* That expenditures from this fund to construct new maximum security buildings at the Topeka juvenile correctional facility shall not exceed \$5,500,000.

Sec. 159. On July 1, 2002, K.S.A. 2001 Supp. 55-193 is hereby amended to read as follows: 55-193. On July 15, 1996, and on the 15th day of each calendar quarter thereafter before July 1, 2009, the director of accounts and reports shall transfer \$100,000 from the state general fund, \$100,000 from the state water plan fund established by K.S.A. 82a-951 and amendments thereto and \$100,000 from the conservation fee fund established by K.S.A. 55-143 and amendments thereto to the abandoned oil and gas well fund established by K.S.A. 2001 Supp. 55-192, and amendments thereto, *except that no transfers shall be made pursuant to this section from the state water plan fund to the abandoned oil and gas well fund during state fiscal year 2003.*

Sec. 160. On July 1, 2002, K.S.A. 75-2319 is hereby amended to read as follows: 75-2319.

(a) There is hereby established in the state treasury the school district capital improvements fund. The fund shall consist of all amounts transferred thereto under the provisions of subsection (c).

(b) In each school year, each school district which is obligated to make payments from its bond and interest fund shall be entitled to receive payment from the school district capital improvements fund in an amount determined by the state board of education as provided in this subsection. The state board of education shall:

(1) Determine the amount of the assessed valuation per pupil (AVPP) of each school district in the state and round such amount to the nearest \$1,000. The rounded amount is the AVPP of a school district for the purposes of this section;

(2) determine the median AVPP of all school districts;

(3) prepare a schedule of dollar amounts using the amount of the median AVPP of all school districts as the point of beginning. The schedule of dollar amounts shall range upward in equal \$1,000 intervals from the point of beginning to and including an amount that is equal to the amount of the AVPP of the school district with the highest AVPP of all school districts and shall range downward in equal \$1,000 intervals from the point of beginning to and including an amount that is equal to the amount of the AVPP of the school district with the lowest AVPP of all school districts;

(4) determine a state aid percentage factor for each school district by assigning a state aid computation percentage to the amount of the median AVPP shown on the schedule, decreasing the state aid computation percentage assigned to the amount of the median AVPP by one percentage point for each \$1,000 interval above the amount of the median AVPP, and increasing the state aid computation percentage assigned to the amount of the median AVPP by one percentage point for each \$1,000 interval below the amount of the median AVPP. The state aid percentage factor of a school district is the percentage assigned to the schedule amount that is equal to the amount of the AVPP of the school district, except that the state aid percentage factor of a school district shall not exceed 100%. The state aid computation percentage is 5% for contractual bond obligations incurred by a school district prior to the effective date of this act, and 25% for contractual bond obligations incurred by a school district on or after the effective date of this act;

(5) determine the amount of payments in the aggregate that a school district is obligated to make from its bond and interest fund and, of such amount, compute the amount attributable to contractual bond obligations incurred by the school district prior to the effective date of this act and the amount attributable to contractual bond obligations incurred by the school district on or after the effective date of this act;

(6) multiply each of the amounts computed under (5) by the applicable state aid percentage factor; and

(7) add the products obtained under (6). The amount of the sum is the amount of payment the school district is entitled to receive from the school district capital improvements fund in the school year.

(c) The state board of education shall certify to the director of accounts and reports the entitlements of school districts determined under the provisions of subsection (b), and an amount equal thereto shall be transferred by the director from the state general fund to the school district capital improvements fund for distribution to school districts. All transfers

made in accordance with the provisions of this subsection shall be considered to be demand transfers from the state general fund, *except that all such transfers during the fiscal year ending June 30, 2003, shall be considered revenue transfers from the state general fund.*

(d) Payments from the school district capital improvements fund shall be distributed to school districts at times determined by the state board of education to be necessary to assist school districts in making scheduled payments pursuant to contractual bond obligations. The state board of education shall certify to the director of accounts and reports the amount due each school district entitled to payment from the fund, and the director of accounts and reports shall draw a warrant on the state treasurer payable to the treasurer of the school district. Upon receipt of the warrant, the treasurer of the school district shall credit the amount thereof to the bond and interest fund of the school district to be used for the purposes of such fund.

(e) The provisions of this section apply only to contractual obligations incurred by school districts pursuant to general obligation bonds issued upon approval of a majority of the qualified electors of the school district voting at an election upon the question of the issuance of such bonds.

Sec. 161. On July 1, 2002, K.S.A. 2001 Supp. 79-2959 is hereby amended to read as follows: 79-2959. (a) There is hereby created the local ad valorem tax reduction fund. All moneys transferred or credited to such fund under the provisions of this act or any other law shall be apportioned and distributed in the manner provided herein.

(b) On January 15 and on July 15 of each year, the director of accounts and reports shall make transfers in equal amounts which in the aggregate equal 4.5% of the total retail sales and compensating taxes credited to the state general fund pursuant to articles 36 and 37 of chapter 79 of Kansas Statutes Annotated and acts amendatory thereof and supplemental thereto during the preceding calendar year from the state general fund to the local ad valorem tax reduction fund, except that: (1) The transfers on January 15 and July 15 of each year shall be in equal amounts which in the aggregate equal 3.630% of such taxes credited to the state general fund during the preceding calendar year; and (2) the amount of the transfer on each such date during state fiscal year ~~2002 2003~~ shall be ~~\$27,340,335.50~~ \$26,246,722. All such transfers are subject to reduction under K.S.A. 75-6704 and amendments thereto. All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund, except that all such transfers during the fiscal year ending June 30, ~~2002 2003~~, shall be considered revenue transfers from the state general fund.

(c) The state treasurer shall apportion and pay the amounts transferred under subsection (b) to the several county treasurers on January 15 and on July 15 in each year as follows: (1) Sixty-five percent of the amount to be distributed shall be apportioned on the basis of the population figures of the counties certified to the secretary of state pursuant to K.S.A. 11-201 and amendments thereto on July 1 of the preceding year; and (2) thirty-five percent of such amount shall be apportioned on the basis of the equalized assessed tangible valuations on the tax rolls of the counties on November 1 of the preceding year as certified by the director of property valuation.

Sec. 162. On July 1, 2002, K.S.A. 2001 Supp. 79-2964 is hereby amended to read as follows: 79-2964. There is hereby created the county and city revenue sharing fund. All moneys transferred or credited to such fund under the provisions of this act or any other law shall be allocated and distributed in the manner provided herein. The director of accounts and reports in each year on July 15 and December 10, shall make transfers in equal amounts which in the aggregate equal 3.5% of the total retail sales and compensating taxes credited to the state general fund pursuant to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated and acts amendatory thereof and supplemental thereto during the preceding calendar year from the state general fund to the county and city revenue sharing fund, except that: (a) The transfers on July 15 and December 10 of each year shall be in equal amounts which in the aggregate equal 2.823% of such taxes credited to the state general fund during the preceding calendar year; and (b) the amount of the transfer on each such date during state fiscal year ~~2002 2003~~ shall be ~~\$17,438,174.50~~ \$16,740,646. All such transfers are subject to reduction under K.S.A. 75-6704 and amendments thereto. All transfers made in accordance with the provisions of this section shall be considered to be demand

transfers from the state general fund, except that all such transfers during the fiscal year ending June 30, ~~2002~~ 2003, shall be considered revenue transfers from the state general fund.

Sec. 163. On July 1, 2002, K.S.A. 2001 Supp. 79-3425i is hereby amended to read as follows: 79-3425i. On January 15 and July 15 of each year, the director of accounts and reports shall transfer a sum equal to the total taxes collected under the provisions of K.S.A. 79-6a04 and 79-6a10, and amendments thereto, and credited to the state general fund during the six months next preceding the date of transfer, from the state general fund to the special city and county highway fund, created by K.S.A. 79-3425, and amendments thereto, except that: (1) Such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto; and (2) the amount of the transfer on each such date during state fiscal year ~~2002~~ 2003 shall not exceed ~~\$5,223,310.50~~ \$5,031,822. All transfers under this section shall be considered to be demand transfers from the state general fund, except that all such transfers during the fiscal year ending June 30, ~~2002~~ 2003, shall be considered revenue transfers from the state general fund.

Sec. 164. On July 1, 2002, K.S.A. 2001 Supp. 79-34,147 is hereby amended to read as follows: 79-34,147. (a) (1) On July 1, 1999, and quarterly thereafter the secretary of revenue shall certify to the director of accounts and reports the amount equal to 7.628% of the total revenues received by the secretary from the taxes imposed under the Kansas retailers' sales tax act and deposited in the state treasury and credited to the state general fund during the preceding three calendar months.

(2) On July 1, 2001, and quarterly thereafter, the secretary of revenue shall certify to the director of accounts and reports the amount equal to 9.5% of the total revenues received by the secretary from the taxes imposed under the Kansas retailers' sales tax act and deposited in the state treasury and credited to the state general fund during the preceding three calendar months.

(3) On July 1, 2002, and quarterly thereafter, the secretary of revenue shall certify to the director of accounts and reports the amount equal to 11% of the total revenues received by the secretary from the taxes imposed under the Kansas retailers' sales tax act and deposited in the state treasury and credited to the state general fund during the preceding three calendar months.

(4) On July 1, 2003, and quarterly thereafter, the secretary of revenue shall certify to the director of accounts and reports the amount equal to 11.25% of the total revenues received by the secretary from the taxes imposed under the Kansas retailers' sales tax act and deposited in the state treasury and credited to the state general fund during the preceding three calendar months.

(5) On July 1, 2004, and quarterly thereafter, the secretary of revenue shall certify to the director of accounts and reports the amount equal to 12% of the total revenues received by the secretary from the taxes imposed under the Kansas retailers' sales tax act and deposited in the state treasury and credited to the state general fund during the preceding three calendar months.

(b) Upon receipt of each certification under subsection (a), the director of accounts and reports shall transfer from the state general fund to the state highway fund an amount equal to the amount so certified, on each July 1, October 1, January 1 and April 1, except that ~~the amount of the transfer on each such date during state fiscal year 2002 shall not exceed \$30,277,162~~ no transfers shall be made pursuant to this section during state fiscal year 2003. All transfers made pursuant to this section are subject to reduction under K.S.A. 75-6704, and amendments thereto.

(c) All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund.

Sec. 165. On July 1, 2002, K.S.A. 2001 Supp. 82a-953a is hereby amended to read as follows: 82a-953a. In each fiscal year, the director of accounts and reports shall transfer ~~\$6,000,000~~ \$3,773,949 from the state general fund to the state water plan fund created by K.S.A. 82a-51, and amendments thereto, of such amount to be transferred on July 15 and ½ to be transferred on January 15, except that ~~(1)~~ such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto, and ~~(2) the amount of the transfer on each such date during state fiscal year 2001 shall be \$2,250,000.~~ All transfers under this section

shall be considered to be demand transfers from the state general fund, *except that all such transfers during the fiscal year ending June 30, 2003, shall be considered revenue transfers from the state general fund.*

Sec. 166. (a) In addition to the other purposes for which expenditures may be made by the governor's department from the governor's department account of the state general fund for the fiscal year ending June 30, 2003, expenditures shall be made by the governor's department from the governor's department account of the state general fund for fiscal year 2003 for an additional amount of biweekly compensation for the governor equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$3,726.07 per biweekly pay period for each biweekly pay period commencing on or after June 9, 2002, which is chargeable to fiscal year 2003: *Provided*, That all expenditures for such purpose shall be made in the same manner and at the same times that biweekly compensation is payable to the governor for the biweekly pay periods which commence on or after June 9, 2002, and which are chargeable to fiscal year 2003.

(b) In addition to the other purposes for which expenditures may be made by the lieutenant governor from the operations account of the state general fund for the fiscal year ending June 30, 2003, expenditures shall be made by the lieutenant governor from the operations account of the state general fund for fiscal year 2003 for an additional amount of biweekly compensation for the lieutenant governor equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$1,053.91 per biweekly pay period for each biweekly pay period commencing on or after June 9, 2002, which is chargeable to fiscal year 2003: *Provided*, That all expenditures for such purpose shall be made in the same manner and at the same times that biweekly compensation is payable to the lieutenant governor for the biweekly pay periods which commence on or after June 9, 2002, and which are chargeable to fiscal year 2003.

(c) In addition to the other purposes for which expenditures may be made by the secretary of state from the operating expenditures account of the state general fund for the fiscal year ending June 30, 2003, expenditures shall be made by the secretary of state from the operating expenditures account of the state general fund for fiscal year 2003 for an additional amount of biweekly compensation for the secretary of state equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$2,894.60 per biweekly pay period for each biweekly pay period commencing on or after June 9, 2002, which is chargeable to fiscal year 2003: *Provided*, That all expenditures for such purpose shall be made in the same manner and at the same times that biweekly compensation is payable to the secretary of state for the biweekly pay periods which commence on or after June 9, 2002, and which are chargeable to fiscal year 2003.

(d) In addition to the other purposes for which expenditures may be made by the attorney general from the operating expenditures account of the state general fund for the fiscal year ending June 30, 2003, expenditures shall be made by the attorney general from the operating expenditures account of the state general fund for fiscal year 2003 for an additional amount of biweekly compensation for the attorney general equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$3,328.71 per biweekly pay period for each biweekly pay period commencing on or after June 9, 2002, which is chargeable to fiscal year 2003: *Provided*, That all expenditures for such purpose shall be made in the same manner and at the same times that biweekly compensation is payable to the attorney general for the biweekly pay periods which commence on or after June 9, 2002, and which are chargeable to fiscal year 2003.

(e) In addition to the other purposes for which expenditures may be made by the state treasurer from the operating expenditures account of the state general fund for the fiscal year ending June 30, 2003, expenditures shall be made by the state treasurer from the operating expenditures account of the state general fund for fiscal year 2003 for an additional amount of biweekly compensation for the state treasurer equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$2,894.60 per biweekly pay period for each biweekly pay period

commencing on or after June 9, 2002, which is chargeable to fiscal year 2003: *Provided*, That all expenditures for such purpose shall be made in the same manner and at the same times that biweekly compensation is payable to the state treasurer for the biweekly pay periods which commence on or after June 9, 2002, and which are chargeable to fiscal year 2003.

(f) In addition to the other purposes for which expenditures may be made by the insurance department from the insurance department service regulation fund for the fiscal year ending June 30, 2003, expenditures shall be made by the insurance department from the insurance department service regulation fund for fiscal year 2003 for an additional amount of biweekly compensation for the commissioner of insurance equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$2,894.60 per biweekly pay period for each biweekly pay period commencing on or after June 9, 2002, which is chargeable to fiscal year 2003: *Provided*, That all expenditures for such purpose shall be made in the same manner and at the same times that biweekly compensation is payable to the commissioner of insurance for the biweekly pay periods which commence on or after June 9, 2002, and which are chargeable to fiscal year 2003.

(g) (1) In addition to the other purposes for which expenditures may be made by each state agency from appropriations made for the fiscal year ending June 30, 2003, expenditures shall be made by each state agency from the appropriations made for fiscal year 2003 for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of a board for any calendar day occurring on or after June 9, 2002, for which per diem compensation is payable to such member of a board under K.S.A. 75-3212 or 75-3223 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto and is chargeable to fiscal year 2003: *Provided*, That all expenditures for such purpose shall be made in the same manner and at the same times that per diem compensation is payable to such member of a board for the biweekly pay periods for which such per diem compensation for calendar days occurring on or after June 9, 2002, is payable and which are chargeable to fiscal year 2003.

(2) As used in this subsection (g), (A) "state agency" means any state agency of the executive branch of state government (i) which has appropriations made for the fiscal year ending June 30, 2003, by this act or any other appropriation act of the 2002 regular session of the legislature, and (ii) which is, or which makes expenditures for, any board; and

(B) "board" means any board, commission, committee, task force, panel or other body in the executive branch of state government, including any advisory body, having one or more members who are entitled to receive per diem compensation for attendance at meetings of such body, or attendance at meetings authorized by such body of a subcommittee or other subsidiary group of such body, as provided in K.S.A. 75-3212 or 75-3223 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto.

(h) In addition to the other purposes for which expenditures may be made by the Kansas turnpike authority for the period commencing June 9, 2002, and ending June 30, 2003, expenditures shall be made by the Kansas turnpike authority for such period for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of the Kansas turnpike authority for any calendar day occurring on or after June 9, 2002, for which per diem compensation is payable to such member of the Kansas turnpike authority under K.S.A. 68-2003 and amendments thereto who is entitled, in accordance with K.S.A. 75-3223 and amendments thereto, to receive such per diem compensation as provided in K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto and is chargeable to fiscal year 2003: *Provided*, That all expenditures for such purpose shall be made in the same manner and at the same times that per diem compensation is payable to such member of the Kansas turnpike authority for the appropriate pay periods for which such per diem compensation for calendar days occurring on or after June 9, 2002, and prior to July 1, 2003, is payable by the Kansas turnpike authority.

(i) In addition to the other purposes for which expenditures may be made by the legislature from the operations (including official hospitality) account of the state general fund for the fiscal year ending June 30, 2003, expenditures shall be made by the legislature from the operations (including official hospitality) account of the state general fund for fiscal year 2003 (1) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of the legislature for service at the regular session or any special session of the legislature for any calendar day occurring on or after June 9, 2002, which is chargeable to fiscal year 2003; and (2) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of the legislature and for any other public officer or person for any calendar day occurring on or after June 9, 2002, for which per diem compensation is payable from appropriations for the legislature to such member of the legislature, public officer or person under K.S.A. 75-3212 or 75-3223 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto and is chargeable to fiscal year 2003: *Provided*, That all expenditures for such purpose shall be made in the same manner and at the same times that per diem compensation is payable to such members of the legislature, public officials and persons for the biweekly pay periods for which such per diem compensation for calendar days occurring on or after June 9, 2002, is payable and which are chargeable to fiscal year 2003.

(j) In addition to the other purposes for which expenditures may be made by the legislature from the operations (including official hospitality) account of the state general fund for the fiscal year ending June 30, 2003, expenditures shall be made by the legislature from the operations (including official hospitality) account of the state general fund for fiscal year 2003 for an additional amount of biweekly compensation for the following legislative officers equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation per biweekly pay period for such legislative officers as follows: (1) For the president of the senate and the speaker of the house of representatives an amount equal to the amount required to provide an aggregate amount of \$479.60 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after June 9, 2002, which is chargeable to fiscal year 2003; (2) for the speaker pro tem of the house of representatives, the vice president of the senate, the assistant majority leaders of the senate and house of representatives, and the assistant minority leaders of the senate and house of representatives an amount equal to the amount required to provide an aggregate amount of \$244.79 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after June 9, 2002, which is chargeable to fiscal year 2003; (3) for the chairperson of the senate committee on ways and means and the chairperson of the house of representatives committee on appropriations an amount equal to the amount required to provide an aggregate amount of \$385.69 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after June 9, 2002, which is chargeable to fiscal year 2003; (4) for the majority leaders of the senate and house of representatives an amount equal to the amount required to provide an aggregate amount of \$432.68 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after June 9, 2002, which is chargeable to fiscal year 2003; and (5) for the minority leaders of the senate and house of representatives an amount equal to the amount required to provide an aggregate amount of \$432.68 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after June 9, 2002, which is chargeable to fiscal year 2003: *Provided*, That all expenditures under this subsection (j) for such purposes shall be made in the same manner and at the same times that biweekly compensation is payable to such legislative officers under K.S.A. 46-137b and amendments thereto for the biweekly pay periods which commence on or after June 9, 2002, and which are chargeable to fiscal year 2003.

(k) In addition to the other purposes for which expenditures may be made by the legislative coordinating council from the legislative coordinating council—operations account of the state general fund for the fiscal year ending June 30, 2003, expenditures shall be made by the legislative coordinating council from the legislative coordinating council—operations account of the state general fund for fiscal year 2003 for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of the legislative coordinating council for any calendar day occurring on or after June 9, 2002, for which per diem compensation is payable from appropriations for the legislative coordinating council under K.S.A. 46-1209 and amendments thereto to such member as provided in K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and which is chargeable to fiscal year 2003: *Provided*, That all expenditures under this subsection (k) for such purposes shall be made in the same manner and at the same times that per diem compensation is payable to such members of the legislative coordinating council for the biweekly pay periods for which such per diem compensation is payable for calendar days occurring on or after June 9, 2002, and which are chargeable to fiscal year 2003.

(l) In addition to the other purposes for which expenditures may be made by the division of post audit from the operations (including legislative post audit committee) account of the state general fund for the fiscal year ending June 30, 2003, expenditures shall be made by the division of post audit from the operations (including legislative post audit committee) account of the state general fund for fiscal year 2003: (1) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of the legislative post audit committee for any calendar day occurring on or after June 9, 2002, for which per diem compensation is payable from appropriations for the division of post audit under K.S.A. 46-1104 and amendments thereto to such member as provided in K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and which is chargeable to fiscal year 2003; and (2) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of the contract audit committee for any calendar day occurring on or after June 9, 2002, for which per diem compensation is payable from appropriations for the division of post audit under K.S.A. 46-1120 and amendments thereto to such member as provided in K.S.A. 75-3223 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and which is chargeable to fiscal year 2003: *Provided*, That all expenditures under this subsection (l) for such purposes shall be made in the same manner and at the same times that per diem compensation is payable to such members of the legislative post audit committee or contract audit committee for the biweekly pay periods for which such per diem compensation is payable for calendar days occurring on or after June 9, 2002, and which are chargeable to fiscal year 2003.

(m) In addition to the other purposes for which expenditures may be made by the judicial branch from the judiciary operations account of the state general fund for the fiscal year ending June 30, 2003, expenditures shall be made by the judicial branch from the judiciary operations account of the state general fund for fiscal year 2003: (1) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of the advisory council on dispute resolution for any calendar day occurring on or after June 9, 2002, for which per diem compensation is payable to such member of the advisory council on dispute resolution under K.S.A. 5-505 and amendments thereto who is entitled, in accordance with subsection (e) of K.S.A. 75-3223 and amendments thereto, to receive such per diem compensation as provided in K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and which is chargeable to fiscal year 2003; and (2) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of

compensation of \$78.75 per calendar day for each retired justice or judge who performs judicial service or duties under K.S.A. 20-2616 and amendments thereto for each calendar day occurring on or after June 9, 2002, for which per diem compensation is payable to such retired justice or judge under K.S.A. 20-2616 and amendments thereto, and is chargeable to fiscal year 2003: *Provided*, That all expenditures under this subsection (m) for such purposes shall be made in the same manner and at the same times that per diem compensation is payable to such members of the advisory council on dispute resolution or to such retired justices or judges for the biweekly pay periods for which such per diem compensation for calendar days occurring on or after June 9, 2002, is payable and which are chargeable to fiscal year 2003.

(n) In addition to the other purposes for which expenditures may be made by the judicial council from the operating expenditures account of the state general fund for the fiscal year ending June 30, 2003, expenditures shall be made by the judicial council from the operating expenditures account of the state general fund for fiscal year 2003 for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of the judicial council and for each regularly appointed member of a special committee of the judicial council who is not a member of the judicial council for any calendar day occurring on or after June 9, 2002, for which per diem compensation is payable to such member of the judicial council or a special committee thereof under K.S.A. 20-2206 and amendments thereto at the rate of compensation in accordance with K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and is chargeable to fiscal year 2003: *Provided*, That all expenditures under this subsection (n) for such purposes shall be made in the same manner and at the same times that per diem compensation is payable to such members of the judicial council or special committees thereof for the biweekly pay periods for which such per diem compensation for calendar days occurring on or after June 9, 2002, is payable and which are chargeable to fiscal year 2003.

Sec. 167. On July 1, 2002, K.S.A. 2001 Supp. 79-4804 is hereby amended to read as follows: 79-4804. (a) After the transfer of moneys pursuant to K.S.A. 2001 Supp. 79-4806, and amendments thereto, an amount equal to 85% of the balance of all moneys credited to the state gaming revenues fund shall be transferred and credited to the state economic development initiatives fund. Expenditures from the state economic development initiatives fund shall be made in accordance with appropriations acts for the financing of such programs supporting and enhancing the existing economic foundation of the state and fostering growth through the expansion of current, and the establishment and attraction of new, commercial and industrial enterprises as provided by this section and as may be authorized by law and not less than $\frac{1}{2}$ of such money shall be distributed equally among the congressional districts of the state. Except as provided by subsection (g), all moneys credited to the state economic development initiatives fund shall be credited within the fund, as provided by law, to an account or accounts of the fund which are created by this section.

(b) There is hereby created the Kansas capital formation account in the state economic development initiatives fund. All moneys credited to the Kansas capital formation account shall be used to provide, encourage and implement capital development and formation in Kansas.

(c) There is hereby created the Kansas economic development research and development account in the state economic development initiatives fund. All moneys credited to the Kansas economic development research and development account shall be used to promote, encourage and implement research and development programs and activities in Kansas and technical assistance funded through state educational institutions under the supervision and control of the state board of regents or other Kansas colleges and universities.

(d) There is hereby created the Kansas economic development endowment account in the state economic development initiatives fund. All moneys credited to the Kansas economic development endowment account shall be accumulated and invested as provided in this section to provide an ongoing source of funds which shall be used for economic development activities in Kansas, including but not limited to continuing appropriations or de-

mand transfers for programs and projects which shall include, but are not limited to, specific community infrastructure projects in Kansas that stimulate economic growth.

(e) Except as provided in subsection (f), the director of investments may invest and reinvest moneys credited to the state economic development initiatives fund in accordance with investment policies established by the pooled money investment board under K.S.A. 75-4232, and amendments thereto, in the pooled money investment portfolio. All moneys received as interest earned by the investment of the moneys credited to the state economic development initiatives fund shall be deposited in the state treasury and credited to the Kansas economic development endowment account of such fund.

(f) Moneys credited to the Kansas economic development endowment account of the state economic development initiatives fund may be invested in government guaranteed loans and debentures as provided by law in addition to the investments authorized by subsection (e) or in lieu of such investments. All moneys received as interest earned by the investment under this subsection of the moneys credited to the Kansas economic development endowment account shall be deposited in the state treasury and credited to the Kansas economic development endowment account of the state economic development initiatives fund.

(g) In each fiscal year, the director of accounts and reports shall make transfers in equal amounts on July 15 and January 15 which in the aggregate equal \$2,000,000 from the state economic development initiatives fund to the state water plan fund created by K.S.A. 82a-951, and amendments thereto, *except that the aggregate amount of the transfers on such dates during state fiscal year 2003 shall not exceed \$1,900,000*. No other moneys credited to the state economic development initiatives fund shall be used for: (1) Water-related projects or programs, or related technical assistance; or (2) any other projects or programs, or related technical assistance, which meet one or more of the long-range goals, objectives and considerations set forth in the state water resource planning act.

Sec. 168. (a) On June 30, 2003, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$2,301,112 from the state economic development initiatives fund to the state general fund.

Sec. 169. (a) (1) On the effective date of this act, of the amount in each account of the state general fund of each state agency that is appropriated or reappropriated for the fiscal year ending June 30, 2002, by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature and that is subject to the provisions of this subsection (a), the amount equal to .31% of such amount in each such account is hereby lapsed from each such account: *Provided*, That the aggregate amount lapsed from such accounts of the state general fund for fiscal year 2002 by this subsection (a) shall not exceed \$5,250,000.

(2) The provisions of this subsection (a) shall not apply to any item of appropriation or reappropriation from the state general fund for fiscal year 2002 (A) for debt service for payments pursuant to contractual bond obligations, (B) for employer contributions for the employers who are eligible employers as specified in subsection (1), (2) or (3) of K.S.A. 74-4931, and amendments thereto, under the Kansas public employees retirement system pursuant to K.S.A. 74-4939, and amendments thereto, (C) for the department of education, (D) for any institution, as defined in K.S.A. 76-12a01 and amendments thereto, under the jurisdiction of the department of social and rehabilitation services, or (E) for the department of social and rehabilitation services or the department on aging which are required to meet caseload obligations under the state medicaid plan or for the department of social and rehabilitation services to meet caseload obligations for nursing facilities for mental health, general assistance, temporary assistance for families, foster care and reintegration services contracts or adoption services contracts, as certified by the director of the budget to the director of accounts and reports for the purposes of this clause (E): *Provided*, That, at the same time that such certification is made by the director of the budget to the director of accounts and reports under this clause (E), the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

(b) (1) On July 1, 2002, the amount in each account of the state general fund of each state agency that is appropriated for the fiscal year ending June 30, 2003, by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of

the 2002 regular session of the legislature and that is budgeted for purchase of motor vehicles as certified by the director of the budget to the director of accounts and reports for fiscal year 2003, is hereby lapsed from each such account.

(2) On July 1, 2002, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount in each account of each special revenue fund of each state agency that is appropriated for the fiscal year ending June 30, 2003, by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature and that is budgeted for purchase of motor vehicles as certified by the director of the budget to the director of accounts and reports for fiscal year 2003, from such special revenue fund, or account thereof, to the state general fund: *Provided*, That the amounts transferred from special revenue funds to the state general fund pursuant to this subsection (b)(2) are to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(3) The total of (A) the aggregate amount lapsed from all such accounts of the state general fund for fiscal year 2003 by subsection (b)(1), and (B) the aggregate amount transferred from all such special revenue funds and accounts to the state general fund during fiscal year 2003 pursuant to subsection (b)(2), shall not exceed \$5,000,000.

(4) In determining the amount budgeted for each state agency for the purchase of motor vehicles for the fiscal year ending June 30, 2003, in each account of the state general fund of such state agency that is appropriated for fiscal year 2003, and in each account of each special revenue fund of such state agency that is appropriated for fiscal year 2003, for the purposes of making the certifications to the director of accounts and reports prescribed by this subsection (b), the director of the budget shall review the information contained in budget estimates submitted by state agencies for fiscal year 2003, the recommendations thereon by the governor, and the bills, reports and other legislative documentation of legislative action on such budget estimates and recommendations for fiscal year 2003 for such state agencies and may consider such additional information, including actual expenditures for purchase of motor vehicles during prior fiscal years by state agencies, and may apply appropriate analyses and prorations to determine the amounts to be certified under this subsection (b), subject to the maximum aggregate amount prescribed therefor and any applicable federal, state and other statutory or contract restrictions: *Provided*, That the provisions of this subsection (b) shall not apply to the Kansas highway patrol: *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection (b), the director of the budget shall deliver a copy of such certification to the director of the legislative research department: *And provided further*, That, as used in this subsection (b), "motor vehicle" includes motorized vehicles and equipment, whether or not such vehicles and equipment are to be used or operated primarily on roads and highways.

(c) (1) On July 1, 2002, of the amount in each account of the state general fund of each state agency that is appropriated for the fiscal year ending June 30, 2003, by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature and that is budgeted for contracting any firms providing temporary or on-call workers, as certified by the director of the budget to the director of accounts and reports for fiscal year 2003, the amount equal to 66% of the amount certified by the director of the budget is hereby lapsed from each such account: *Provided*, That the aggregate amount lapsed from such accounts of the state general fund for fiscal year 2003 by this subsection shall not exceed \$250,000: *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

(2) In determining the amount budgeted for each state agency for contracting with any firms providing temporary or on-call workers for the fiscal year ending June 30, 2003, in each account of the state general fund of such state agency that is appropriated for fiscal year 2003, for the purposes of making the certifications to the director of accounts and reports prescribed by this subsection (c), the director of the budget shall review the infor-

mation contained in budget estimates submitted by state agencies for fiscal year 2003, the recommendations thereon by the governor, and the bills, reports and other legislative documentation of legislative action on such budget estimates and recommendations for fiscal year 2003 for such state agencies and may consider such additional information, including actual expenditures for contracting with any firms providing temporary or on-call workers during prior fiscal years by state agencies, and may apply appropriate analyses and prorations to determine the amounts to be certified under this subsection (c), subject to the maximum aggregate amount prescribed therefor and any applicable federal, state and other statutory or contract restrictions.

(d) (1) On July 1, 2002, the amount in each account of the state general fund of each state agency that is appropriated for the fiscal year ending June 30, 2003, by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature and that is budgeted for purchase of office furniture or office equipment from any source other than the correctional industries program, as certified by the director of the budget to the director of accounts and reports for fiscal year 2003, is hereby lapsed from each such account: *Provided*, That the aggregate amount lapsed from such accounts of the state general fund for fiscal year 2003 by this subsection shall not exceed \$6,000,000: *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

(2) In determining the amount budgeted for each state agency for the purchase of office furniture or office equipment for the fiscal year ending June 30, 2003, in each account of the state general fund of such state agency that is appropriated for fiscal year 2003, for the purposes of making the certifications to the director of accounts and reports prescribed by this subsection (d), the director of the budget shall review the information contained in budget estimates submitted by state agencies for fiscal year 2003, the recommendations thereon by the governor, and the bills, reports and other legislative documentation of legislative action on such budget estimates and recommendations for fiscal year 2003 for such state agencies and may consider such additional information, including actual expenditures for purchase of office furniture or office equipment during prior fiscal years by state agencies from all sources including the correctional industries program, and may apply appropriate analyses and prorations to determine the amounts to be certified under this subsection (d), subject to the maximum aggregate amount prescribed therefor and any applicable federal, state and other statutory or contract restrictions.

(3) Except as otherwise provided for purchases from the correctional industries program of the department of corrections, no expenditures shall be made during the fiscal year ending June 30, 2003, from any moneys appropriated for any state agency from the state general fund for fiscal year 2003 by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature for purchase of office furniture or office equipment.

(4) The provisions of this subsection (d) shall not apply (A) to any purchase of office furniture or office equipment by any state agency from the correctional industries program of the department of corrections or (B) to any amount budgeted for the purchase of office furniture or office equipment by any state agency from the correctional industries program of the department of corrections.

(e) (1) On July 1, 2002, of the amount in each account of the state general fund of each state agency that is appropriated for the fiscal year ending June 30, 2003, by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature and that is budgeted for fiscal year 2003 for purchase of general supplies in expenditure object codes 370 and 390 for the state agency, the amount equal to 10% of the amount budgeted for fiscal year 2003 in each such account of the state general fund for purchase of general supplies in expenditure object codes 370 and 390 for the state agency, as certified by the director of the budget to the director of accounts and reports for fiscal year 2003, is hereby lapsed: *Provided*, That the aggregate amount lapsed from all such accounts of the state general fund for fiscal year 2003 by this subsection shall not exceed \$2,500,000: *Provided further*, That, at the same time that each

certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

(2) In determining the amount budgeted for each state agency for the purchase of general supplies in expenditure object codes 370 and 390 for the fiscal year ending June 30, 2003, in each account of the state general fund of such state agency that is appropriated for fiscal year 2003, for the purposes of making the certifications to the director of accounts and reports prescribed by this subsection (e), the director of the budget shall review the information contained in budget estimates submitted by state agencies for fiscal year 2003, the recommendations thereon by the governor, and the bills, reports and other legislative documentation of legislative action on such budget estimates and recommendations for fiscal year 2003 for such state agencies and may consider such additional information, including actual expenditures for the purchase of general supplies in expenditure object codes 370 and 390 during prior fiscal years by state agencies, and may apply appropriate analyses and prorations to determine the amounts to be certified under this subsection (e), subject to the maximum aggregate amount prescribed therefor and any applicable federal, state and other statutory or contract restrictions.

(f) (1) On July 1, 2002, of the amount in each account of the state general fund of each state agency that is appropriated for the fiscal year ending June 30, 2003, by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature and that is budgeted for fiscal year 2003 for payment of color printing expenditures for annual reports, as certified by the director of the budget to the director of accounts and reports, is hereby lapsed: *Provided*, That the aggregate amount lapsed from all such accounts of the state general fund for fiscal year 2003 by this subsection shall not exceed \$1,000,000: *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

(2) In determining the amount budgeted for each state agency for payment of color printing expenditures for annual reports for the fiscal year ending June 30, 2003, in each account of the state general fund of such state agency that is appropriated for fiscal year 2003, for the purposes of making the certifications to the director of accounts and reports prescribed by this subsection (f), the director of the budget shall review the information contained in budget estimates submitted by state agencies for fiscal year 2003, the recommendations thereon by the governor, and the bills, reports and other legislative documentation of legislative action on such budget estimates and recommendations for fiscal year 2003 for such state agencies and may consider such additional information, including actual expenditures for payment of color printing expenditures for annual reports during prior fiscal years by state agencies, and may apply appropriate analyses and prorations to determine the amounts to be certified under this subsection (f), subject to the maximum aggregate amount prescribed therefor and any applicable federal, state and other statutory or contract restrictions.

(3) During the fiscal year ending June 30, 2003, no expenditures shall be made from any moneys appropriated for any state agency from the state general fund or any special revenue fund for fiscal year 2003 by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature for payment of color printing expenditures for annual reports.

(g) (1) On July 1, 2002, of the amount in each account of the state general fund of each state agency that is appropriated for the fiscal year ending June 30, 2003, by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature and that is budgeted for fiscal year 2003 for official out-of-state travel for the state agency, the amount equal to 40% of the amount budgeted for fiscal year 2003 in each such account of the state general fund for official out-of-state travel for the state agency, as certified by the director of the budget to the director of accounts and reports for fiscal year 2003, is hereby lapsed: *Provided*, That the aggregate amount lapsed from all such accounts of the state general fund for fiscal year 2003 by this subsection shall not exceed \$2,000,000: *Provided further*, That, at the same time that each

certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

(2) In determining the amount budgeted for each state agency for official out-of-state travel for the fiscal year ending June 30, 2003, in each account of the state general fund of such state agency that is appropriated for fiscal year 2003, for the purposes of making the certifications to the director of accounts and reports prescribed by this subsection (g), the director of the budget shall review the information contained in budget estimates submitted by state agencies for fiscal year 2003, the recommendations thereon by the governor, and the bills, reports and other legislative documentation of legislative action on such budget estimates and recommendations for fiscal year 2003 for such state agencies and may consider such additional information, including actual expenditures for official out-of-state travel during prior fiscal years by state agencies, and may apply appropriate analyses and prorations to determine the amounts to be certified under this subsection (g), subject to the maximum aggregate amount prescribed therefor and any applicable federal, state and other statutory or contract restrictions.

(h) (1) On July 1, 2002, of the amount in each account of the state general fund of each state agency that is appropriated for the fiscal year ending June 30, 2003, by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature and that is budgeted for fiscal year 2003 for payment of expenses of private vehicle reimbursement for official in-state travel for the state agency, the amount equal to 10% of the amount budgeted for fiscal year 2003 in each such account of the state general fund for payment of expenses of private vehicle reimbursement for official in-state travel for the state agency, as certified by the director of the budget to the director of accounts and reports for fiscal year 2003, is hereby lapsed: *Provided*, That the aggregate amount lapsed from all such accounts of the state general fund for fiscal year 2003 by this subsection shall not exceed \$200,000: *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

(2) In determining the amount budgeted for each state agency for the payment of expenses of private vehicle reimbursement for official in-state travel for the fiscal year ending June 30, 2003, in each account of the state general fund of such state agency that is appropriated for fiscal year 2003, for the purposes of making the certifications to the director of accounts and reports prescribed by this subsection (h), the director of the budget shall review the information contained in budget estimates submitted by state agencies for fiscal year 2003, the recommendations thereon by the governor, and the bills, reports and other legislative documentation of legislative action on such budget estimates and recommendations for fiscal year 2003 for such state agencies and may consider such additional information, including actual expenditures for the payment of expenses of private vehicle reimbursement for official in-state travel during prior fiscal years by state agencies, and may apply appropriate analyses and prorations to determine the amounts to be certified under this subsection (h), subject to the maximum aggregate amount prescribed therefor and any applicable federal, state and other statutory or contract restrictions.

(i) On July 1, 2002, of the amount in each account of the state general fund of each state agency that is appropriated for the fiscal year ending June 30, 2003, by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature and that is budgeted for fiscal year 2003 for payment of longevity bonus payments pursuant to K.S.A. 75-5541 and amendments thereto, the amount equal to 50% of the amount budgeted for fiscal year 2003 in each such account of the state general fund for longevity bonus payments, as certified by the director of the budget to the director of accounts and reports, is hereby lapsed: *Provided*, That the aggregate amount lapsed from all such accounts of the state general fund for fiscal year 2003 by this subsection shall not exceed \$2,600,000: *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

(j) In addition to the other purposes for which expenditures may be made by each state agency, which is named in this act and which has title to any real estate, from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2003 as authorized by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by each state agency named in this act from the moneys appropriated from the state general fund or from any special revenue funds for fiscal year 2003, to identify and provide for the sale of real property determined to be surplus real estate of the state agency in accordance with the provisions of K.S.A. 2001 Supp. 75-6609, and amendments thereto: *Provided*, That, notwithstanding any provisions of K.S.A. 2001 Supp. 75-6609, and amendments thereto, or of any other statute to the contrary, all proceeds from the sale of such surplus real estate shall be deposited in the state treasury to the credit of the state general fund.

(k) During the fiscal year ending June 30, 2003, no expenditures shall be made from any moneys appropriated for any state agency from the state general fund for fiscal year 2003 by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature, for purchase of any personal computers, servers or any other computer equipment other than through existing statewide purchasing contracts entered into by the director of purchases: *Provided*, That a state agency may make expenditures of moneys appropriated in special revenue funds for fiscal year 2003 for purchase of any personal computers, servers or any other computer equipment other than through existing statewide purchasing contracts entered into by the director of purchases: *Provided further*, That a state agency may make expenditures of moneys appropriated from the state general fund for fiscal year 2003 for purchase of any personal computers, servers or any other computer equipment other than through existing statewide purchasing contracts entered into by the director of purchases upon approval of such purchase by 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 and acting on this matter after such state agency has advised and consulted with the joint committee on information technology regarding such purchase: *And provided further*, That such approval also may be given by the state finance council while the legislature is in session.

(l) In addition to the other purposes for which expenditures may be made by the department of administration from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2003 as authorized by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by the department of administration from the moneys appropriated from the state general fund or from any special revenue funds for fiscal year 2003, to study the feasibility of utilizing the Linux operating system and other open source software by state agencies to replace software produced by Microsoft corporation on computer servers, including internet web servers, and other computers of state agencies other than personal desktop or laptop computers.

(m) In addition to the other purposes for which expenditures may be made by each state agency which is named in this act from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2003 as authorized by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature, expenditures shall be made by each state agency named in this act from the moneys appropriated from the state general fund or from any special revenue funds for fiscal year 2003, to provide for and implement high priority programs to save energy through lighting retro-fits, motion sensors, and more effective utility management.

(n) During the fiscal year ending June 30, 2003, no moneys appropriated from the state general fund or any special revenue fund for fiscal year 2003 for any state agency and allocated within the approved budget for such state agency for salaries and wages for fiscal year 2003 as authorized by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature, shall be transferred, reallocated or expended for any other purpose: *Provided*, That, during fiscal

year 2003, the director of the budget shall monitor all such moneys appropriated for fiscal year 2003 for each state agency and the director of the budget shall determine the amount of such moneys that are budgeted and appropriated in each account of the state general fund for fiscal year 2003 for such state agency for salaries and wages for state officers and employees, including associated employer contributions, that will not be expended for fiscal year 2003 for such purpose and are to be adjusted in such budget and are to be lapsed from such appropriations pursuant to this subsection, based on shrinkage data and other appropriate factors: *Provided further*, That the director of the budget is hereby authorized and directed to reduce the amount budgeted for salaries and wages for state officers and employees, including associated employer contributions, in each account of the state general fund for fiscal year 2003 of such state agency and to certify each such amount to the director of accounts and reports on or before June 30, 2003: *And provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department: *And provided further*, That, on June 30, 2003, the amount certified by the director of the budget to the director of accounts and reports under this subsection in each account of the state general fund of each state agency that is appropriated for fiscal year 2003, as specified in such certification, is hereby lapsed from the designated appropriation or appropriations from the state general fund for fiscal year 2003 and the director of accounts and reports shall make the appropriate adjustments to the accounts of each such state agency.

(o) On July 1, 2002, the expenditure limitation established by subsection (b) of K.S.A. 75-6702, and amendments thereto, on the maximum amount of expenditures and demand transfers from the state general fund that may be authorized by act of the legislature during the 2002 regular session of the legislature for fiscal year 2003, so that there will be an ending balance in the state general fund for fiscal year 2004 that is equal to 7.5% or more of the total amount authorized to be expended or transferred by demand transfer from the state general fund in fiscal year 2003, is hereby increased so that there will be an ending balance in the state general fund for fiscal year 2004 that is equal to 5.0% or more of the total amount authorized to be expended or transferred by demand transfer from the state general fund in fiscal year 2003.

(p) On and after the effective date of this act, during the fiscal years ending June 30, 2002, and June 30, 2003, no expenditures shall be made by any state agency from any moneys appropriated for such state agency from the state general fund or any special revenue fund for fiscal year 2002 or for fiscal year 2003 by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature for such state agency to enter into or to otherwise provide for such state agency to enter into, or to make any payments or other expenditures pursuant to, any installment purchase agreement or any lease with an option to purchase agreement for the acquisition of any item of equipment or other item of personal property with a purchase price of \$500,000 or more: *Provided*, That the provisions of this subsection (p) shall not apply under any of the following conditions: (1) The lease or project is approved for financing pursuant to subsection (b) of K.S.A. 74-8905, and amendments thereto, (2) the installment purchase agreement or lease with option to purchase agreement is an existing obligation entered into prior to the effective date of this act, (3) the installment purchase agreement or lease with option to purchase agreement is for energy or other facility conservation improvements constructed pursuant to K.S.A. 2001 Supp. 75-37,125, and amendments thereto, or is financed pursuant to K.S.A. 75-3799, and amendments thereto, (4) the equipment or other personal property acquired through an installment purchase agreement or a lease with an option to purchase agreement was specifically identified in a state agency's budget submission pursuant to K.S.A. 75-3717, and amendments thereto, and funding was appropriated therefor, or (5) the installment purchase agreement or lease with option to purchase agreement is approved by 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, except that such approval also may be given while the legislature is in session.

(q) During the fiscal year ending June 30, 2003, no expenditures shall be made from any moneys appropriated for any state agency from the state general fund or any special revenue fund for fiscal year 2003 by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature to any state officer or employee for any salary bonus payment which exceeds \$1,000: *Provided*, That the provisions of this subsection (q) shall not apply to: (1) Longevity bonus payments pursuant to K.S.A. 75-5541, and amendments thereto; (2) retention incentive bonus payments pursuant to applicable memoranda of agreement and executive directive no. 00-299 or executive directive no. 01-312; (3) unclassified bonus payments pursuant to the program for bonus awards for unclassified officers and employees established by the board of trustees of the Kansas public employees retirement system under subsection (7) of K.S.A. 74-4908, and amendments thereto; or (4) any bonus payments pursuant to section 2 of 2002 Senate Bill No. 429.

Sec. 170. *Appeals to exceed position limitations.* The limitations imposed by this act on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for the fiscal years ending June 30, 2002, or June 30, 2003, made in chapter 144 or 216 of the 2001 Session Laws of Kansas or in this act or in any other appropriation act of the 2002 regular session of the legislature may be exceeded upon approval of the state finance council.

Sec. 171. *Appeals to exceed expenditure limitations.* (a) Upon written application to the governor and approval of the state finance council, expenditures from special revenue funds may exceed the amounts specified in this act.

(b) This section shall not apply to the state economic development initiatives fund, the children's initiatives fund or the state water plan fund or to any account thereof.

Sec. 172. *Savings.* (a) Any unencumbered balance as of June 30, 2002, in any special revenue fund, or account thereof, of any state agency named in this act which is not otherwise specifically appropriated or limited by this or other appropriation act of the 2002 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2003, for the same use and purpose as the same was heretofore appropriated. This subsection shall not apply to any state agency named in section 99 of chapter 144 of the 2001 Session Laws of Kansas.

(b) Any unencumbered balance as of June 30, 2002, in any special revenue fund, or account thereof, of any state agency named in section 99 of chapter 144 of the 2001 Session Laws of Kansas which is not otherwise specifically appropriated or limited for fiscal year 2003 by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature, is hereby appropriated for fiscal year 2003 for the same use and purpose as the same was heretofore appropriated.

(c) This section shall not apply to the state economic development initiatives fund, the children's initiatives fund or the state water plan fund or any account of any of such funds.

Sec. 173. During the fiscal year ending June 30, 2003, all moneys which are lawfully credited to and available in any bond special revenue fund, which are not otherwise specifically appropriated or limited by this or other appropriation act of the 2002 regular session of the legislature, are hereby appropriated for the fiscal year ending June 30, 2003, for the state agency for which the bond special revenue fund was established for the purposes authorized by law for expenditures from such bond special revenue fund. As used in this subsection, "bond special revenue fund" means any special revenue fund or account thereof established in the state treasury prior to or on or after the effective date of this act for the deposit of the proceeds of bonds issued by the Kansas development finance authority, for the payment of debt service for bonds issued by the Kansas development finance authority, or for any related purpose in accordance with applicable bond covenants.

Sec. 174. *Federal grants.* (a) During the fiscal year ending June 30, 2003, each federal grant or other federal receipt which is received by a state agency named in this act and which is not otherwise appropriated to that state agency by this or other appropriation act of the 2002 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2003, for that state agency for the purpose set forth in such federal grant or receipt, except that no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated

or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom. This subsection shall not apply to any state agency named in section 99 of chapter 144 of the 2001 Session Laws of Kansas.

(b) During the fiscal year ending June 30, 2003, each federal grant or other federal receipt which is received by a state agency named in section 99 of chapter 144 of the 2001 Session Laws of Kansas and which is not otherwise appropriated to that state agency for fiscal year 2003 by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature, is hereby appropriated for fiscal year 2003 for that state agency for the purpose set forth in such federal grant or receipt, except that no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, for fiscal year 2003, until the governor has authorized the state agency to make expenditures from such federal grant or other federal receipt for fiscal year 2003.

(c) In addition to the other purposes for which expenditures may be made by any state agency which is named in this act and which is not otherwise authorized by law to apply for and receive federal grants, expenditures may be made by such state agency from moneys appropriated for fiscal year 2003 by chapter 144 or chapter 216 of the 2001 Session Laws of Kansas or by this or other appropriation act of the 2002 regular session of the legislature to apply for and receive federal grants during fiscal year 2003, which federal grants are hereby authorized to be applied for and received by such state agencies: *Provided*, That no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom.

Sec. 175. Any correctional institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2002 regular session of the legislature, and having an unencumbered balance as of June 30, 2002, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2003, for the same uses and purposes as originally appropriated unless specific provision is made for lapsing such appropriation.

Sec. 176. Any Kansas educational building fund appropriation heretofore appropriated to any institution named in this or other appropriation act of the 2002 regular session of the legislature and having an unencumbered balance as of June 30, 2002, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2003, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

Sec. 177. Any state institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2002 regular session of the legislature and having an unencumbered balance as of June 30, 2002, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2003, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

Sec. 178. Any transfers of money during the fiscal year ending June 30, 2003, from any special revenue fund of any state agency named in this act to the audit services fund of the division of post audit under K.S.A. 46-1121 and amendments thereto shall be in addition to any expenditure limitation imposed on any such fund for the fiscal year ending June 30, 2003.

Sec. 179. On the effective date of this act, section 59 of chapter 216 of the 2001 Session Laws of Kansas is hereby repealed.

Sec. 180. On July 1, 2002, K.S.A. 75-2319 and K.S.A. 2001 Supp. 55-193, 79-2959, 79-2964, 79-3425i, 79-34,147, 79-4804 and 82a-953a and section 100 of chapter 144 of the 2001 Session Laws of Kansas are hereby repealed.

Sec. 181. This act shall take effect and be in force from and after its publication in the Kansas register.”;

On page 1, in the title, by striking all of lines 14 through 17 and inserting new material to read as follows:

“AN ACT making and concerning appropriations for the fiscal years ending June 30, 2002, June 30, 2003, June 30, 2004, June 30, 2005, and June 30, 2006, for state agencies;

authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing; amending K.S.A. 75-2319 and K.S.A. 2001 Supp. 55-193, 79-2959, 79-2964, 79-3425i, 79-34,147, 79-4804 and 82a-953a and repealing the existing sections; also repealing section 100 of chapter 144 and section 59 of chapter 216 of the 2001 Session Laws of Kansas.”;

And your committee on conference recommends the adoption of this report.

KENNY A. WILK
MELVIN J. NEUFELD
ROCKY NICHOLS
Conferees on part of House

STEPHEN R. MORRIS
NICK JORDAN
Conferees on part of Senate

Senator Morris moved the Senate adopt the Conference Committee Report on **SB 517**.

Senator Vratil offered a substitute motion to not adopt the conference committee report and requested a new conference committee be appointed.

On roll call, the vote was: Yeas 10, Nays 30, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barone, Feleciano, Gilstrap, Gooch, Hensley, Lee, Steineger, Vratil.

Nays: Barnett, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Goodwin, Haley, Harrington, Huelsdamp, Jackson, Jenkins, Jordan, Kerr, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Taddiken, Teichman, Tyson, Umbarger, Wagle.

The substitute motion failed.

On roll call for Final Action the vote was: Yeas 21, Nays 19, Present and Passing: 0, Absent or Not Voting: 0.

Yeas: Barnett, Brungardt, Corbin, Donovan, Downey, Emler, Goodwin, Jackson, Jenkins, Jordan, Kerr, Morris, Oleen, Praeger, Salmans, Schmidt, Schodorf, Taddiken, Teichman, Umbarger, Wagle.

Nays: Adkins, Allen, Barone, Brownlee, Clark, Feleciano, Gilstrap, Gooch, Haley, Harrington, Hensley, Huelsdamp, Lee, Lyon, O'Connor, Pugh, Steineger, Tyson, Vratil.

The Conference Committee report was adopted.

EXPLANATION OF VOTE

MR. PRESIDENT: I vote no on the conference committee report for **SB 517**.

I vote no for the same reasons I voted no on the budget for fiscal year 2002, a budget with no long term vision. The fiscal crisis Kansas faces requires lasting solutions no merely a band aid approach.

And yet, the Senate is again presented with a budget focused on the short term. Like the Governor's state of the state budget, this will be obsolete within months.

In 1999, we had the courage to take a long term approach to highways, to providing for seniors and the disabled, to higher education, and, most importantly, to K-12 education.

Since then, this Legislature seems determined to not only focus on the short term, but to go in reverse.

No additional funding for K-12 education, no transfer into the highway fund, and no funding for **SB 345** are steps backwards. The list goes on and on.

Until we have a Governor and Legislature willing to look beyond this month's balance sheet, the budget for Kansas government will remain a fiscal disaster.

Unfortunately, that means a disaster for thousands of Kansans who rely on our services, and for tens of thousands of Kansas students at all levels.—JIM BARONE

Senators Feleciano, Haley, Hensley and Lee request the record to show they concur with the “Explanation of Vote” offered by Senator Barone on **SB 517**.

MR. PRESIDENT: This conference report contains the hard choices we have discussed all year. We all would like to avoid those choices by voting no—but we were sent here to govern.

Unfortunately, this conference report contains none of the FY 2003 funding promised for roads in the 1999 Comprehensive Transportation Plan. That promise is broken because the House broke its pledge to us to consider this bill only *after* considering a different version that contained the road money.

These cuts in transportation are unacceptable. I vote for this budget only because Senate leadership has assured us we will no longer wait for the House but instead will promptly assemble, debate, and vote on a Senate plan to salvage the transportation program.

Therefore, I vote aye on **SB 517** and look forward to doing the same on a separate transportation bill in short order.—DEREK SCHMIDT

CONFERENCE COMMITTEE

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2505**, submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with Senate Committee amendments, as follows:

On page 4, in line 10, by striking “(a)(6)” and inserting “(a)(5)”;

On page 5, in line 12, by striking “2003” and inserting “2005”; in line 20, by striking “\$25,000,000” and inserting “\$20,000,000”; in line 21, by striking “\$2,500,000” and inserting “\$2,000,000”;

On page 8, in line 40, by striking the period and inserting “; and”;

And your committee on conference recommends the adoption of this report.

KARIN BROWNLEE
NICK JORDAN
JIM BARONE
Conferees on part of Senate

WILLIAM G. MASON
JERRY L. ADAY
ANNIE KUETHER
Conferees on part of House

Senator Brownlee moved the Senate adopt the Conference Committee Report on **HB 2505**.

On roll call, the vote was: Yeas 25, Nays 15, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Corbin, Donovan, Downey,

Emler, Gilstrap, Goodwin, Jackson, Jenkins, Jordan, Kerr, Morris, O'Connor, Oleen, Praeger, Salmans, Schodorf, Teichman, Umbarger, Wagle.

Nays: Clark, Feleciano, Gooch, Haley, Harrington, Hensley, Huelskamp, Lee, Lyon, Pugh, Schmidt, Steineger, Taddiken, Tyson, Vratil.

The Conference Committee report was adopted.

EXPLANATION OF VOTE

MR. PRESIDENT: This venture capital bill will encourage investment in Kansas companies which will grow jobs in Kansas. The infusion of \$40 million in capital into the Kansas economy will likely grow revenues which can be utilized to support critical state services. The pay-out of tax credits for those risking their private funds will not occur until FY2006. For the next several years until then, Kansas new businesses have a chance at a new source of revenue to grow.—KARIN BROWNLEE

Senator Jordan requests the record to show he concurs with the “Explanation of Vote” offered by Senator Brownlee on **HB 2505**.

MR. PRESIDENT: I vote no on the conference committee report for **HB 2505**. Offering a tax credit for millionaires is something we simply cannot afford at this time. With a fiscal note of \$2.0 million a year and \$20 million in total, this tax credit is bad fiscal policy.

I can sympathize that millionaire investors have difficult decisions to make. They must decide which new business to invest in and which state or community will offer the largest

tax credits or abatements so that they can make and spend their money without worrying about taxes.

But I am also sympathetic to the plight of the average Kansan. They want a quality education for their children, the opportunities created by our Regents institutions, the protection offered by the highway patrol and our correctional officers, and an improved quality of life for older and disabled Kansans.

When I balance the needs of the average Kansan against the needs of millionaire investors, I will side with the average Kansan. At a time when we are struggling to balance our budget, we should not be handing out tax breaks to millionaires.—ANTHONY HENSLEY

Senators Haley and Lee request the record to show they concur with the "Explanation of Vote" offered by Senator Hensley on **HB 2505**.

CONFERENCE COMMITTEE

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2621**, submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

STEPHEN R. MORRIS
DAVID ADKINS
PAUL FELECIANO, JR.
Conferees on part of Senate

KENNY A. WILK
LLOYD A. STONE
JOE SHRIVER
Conferees on part of House

On motion of Senator Morris, the Senate adopted the conference committee report on **HB 2621**, and requested a new conference committee be appointed.

The President appointed Senators Morris, Adkins and Feleciano as a third Conference Committee on the part of the Senate on **HB 2621**.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2690**, submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with Senate Committee amendments, as follows:

On page 1, in line 19, by striking "11" and inserting "12";

On page 2, in line 7, by striking all following "any"; in line 8, by striking all preceding the period and inserting "Fort Hays state university, Emporia state university, Pittsburg state university, Kansas state university of agriculture and applied science, university of Kansas, university of Kansas medical center and Wichita state university";

On page 4, in line 4, by striking "an" and inserting "the first"; in line 6, by striking "temporary chairperson" and inserting "the temporary, nonvoting chairperson at the first organizational meeting";

On page 5, in line 17, by striking "\$130,000,000" and inserting "\$120,000,000";

On page 11, in line 1, by striking "\$130,000,000" and inserting "\$120,000,000";

On page 16, following line 40, by inserting the following:

"Sec. 11. (a) Each contract entered into by a state agency for any nonfederal aid, public works project for a scientific research and development facility under the university research and development enhancement act shall be based on bid or contract specifications prescribing and requiring that employees of any contractor or subcontractor shall be paid not less than the hourly wages, including fringe benefits, paid to corresponding classes of laborers and mechanics employed on similar projects in the county where the project is to be performed. Such minimum wage shall be the wage paid to the majority of the laborers or mechanics, unless the same wages are not paid to a majority, in which case the minimum

wage shall be the average wages paid, weighted by the total employed in the classification. In the alternative, the minimum wage shall be that determined under federal law which would be required to be paid on federally-funded projects at the location of the public works project.

(b) Employees employed by contractors or subcontractors in the execution of any non-federal aid, public works project contract subject to this section with any state agency shall be paid not less than the wages as determined pursuant to subsection (a).

(c) As used in this section, "state agency" means the board of regents, the subsidiary corporation of the board of regents formed pursuant to section 5, and amendments thereto, any firm performing construction management at-risk services under section 10, and amendments thereto, or any state educational institution.

(d) The provisions of this section shall apply only to contracts for the following projects under the university research and development enhancement act: (1) The project for the KUMC bio-medical research facility, and (2) the project for the WSU engineering complex expansion and research laboratory.";

And by renumbering sections accordingly;

And your committee on conference recommends the adoption of this report.

STEPHEN R. MORRIS
DAVID ADKINS
PAUL FELECIANO, JR.
Conferees on part of Senate

KENNY A. WILK
MELVIN J. NEUFELD
ROCKY NICHOLS
Conferees on part of House

Senator Morris moved the Senate adopt the Conference Committee Report on **HB 2690**.

On roll call, the vote was: Yeas 37, Nays 3, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Jackson, Jenkins, Jordan, Kerr, Lee, Morris, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steiniger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

Nays: Huelskamp, Lyon, O'Connor.

The Conference Committee report was adopted.

ORIGINAL MOTION

On motion of Senator Tyson, the Senate acceded to the request of the House for a conference on **HB 2703**.

The President appointed Senators Tyson, Taddiken and Lee as second conferees on the part of the Senate.

MESSAGE FROM THE HOUSE

Announcing, the House nonconcurrs in Senate amendments to **HB 2020** and requests a conference and has appointed Representatives Mays, Hutchins and Thimesch as conferees on the part of the House.

The House adopts the conference committee report on **Substitute HB 2686**.

The House adopts the conference committee report on **HB 2729**.

The House adopts the conference committee report on **HB 2880**.

The House adopts the conference committee report on **Substitute SB 467**.

The House adopts the conference committee report on **SB 541**.

The House announces the appointment of Representatives O'Neal, Loyd and Pauls to replace Representatives Edmonds, Merrick and Larkin as conferees on **SB 35**.

The House announces the appointment of Representatives O'Neal, Loyd and Pauls to replace Representatives Edmonds, Huff and Larkin as conferees on **SB 69**.

On motion of Senator Oleen the Senate adjourned until 10:00 a.m., Saturday, May 4, 2002.

HELEN A. MORELAND, *Journal Clerk*.

PAT SAVILLE, *Secretary of Senate*.

