

Approved: March 11, 2009  
Date

## MINUTES OF THE HOUSE HIGHER EDUCATION COMMITTEE

The meeting was called to order by Chairman Terrie Huntington at 2:00 p.m. on February 26, 2009, in Room 786 of the Docking State Office Building.

All members were present except:

Representative Joe McLeland- excused

Committee staff present:

Renae Jefferies, Office of the Revisor of Statutes  
Mary Galligan, Kansas Legislative Research Department  
Jennifer Horchem, Kansas Legislative Research Department  
Kay Scarlett, Committee Assistant

Conferees appearing before the committee:

Diane Duffy, Vice President, Finance and Administration, Kansas Board of Regents

Others attending:

See attached list.

Representative Moxley moved to approve the minutes of February 9, 10, 11, 12 and 16. Seconded by Representative Winn, the motion passed.

Diane Duffy, Vice President, Finance and Administration, Kansas Board of Regents, presented an overview of higher education "block grant" funding. She reviewed the higher education portion of Senate Bill 534, the 2008 Legislative Session annual appropriation bill, explaining the various sections and answering committee questions. (Attachment 1)

The meeting was adjourned at 3:05 p.m. The next meeting of the House Higher Education Committee is scheduled for March 3, 2009.





# KANSAS BOARD OF REGENTS

1000 SW JACKSON • SUITE 520 • TOPEKA, KS 66612-1368

TELEPHONE – 785-296-3421  
FAX – 785-296-0983  
[www.kansasregents.org](http://www.kansasregents.org)

**House Higher Education Committee  
February 26, 2008**

*Higher Education “Block Grant” Funding Overview*

**Diane C. Duffy, Vice-President, Finance and Administration**

Chairman Huntington, and members of the Committee, thank you for the opportunity to appear before you this afternoon to provide an overview of the “block grant” budgeting model.

First, each state university has a section in the annual appropriation bills and each state university has a SGF line item appropriation within their section that appropriated base operating expenditures and other direct SGF appropriations unique to an individual university, such as the special appropriation for the Kansas Wetlands Education Center at Cheyenne Bottoms or the Cancer Center at the University of Kansas Medical Center. The Board office section of the appropriation bill includes the individual SGF line-items for the base operating grants for the community colleges and Washburn universities and postsecondary aid to technical colleges/community colleges that are statutorily eligible for postsecondary aid. (See the attached 2008 SB 534 – mega appropriation bill).

In 2000, the Board, Governor, and Legislature moved to this new budget model for the state universities called the state operating grant/tuition ownership model, under which each university would receive a state operating grant and would retain ownership of and accountability for its tuition revenue. Each university would receive a state operating grant based on a request determined by the Board. Upon the Board’s approval of tuition rates, each university would assess, collect and have expenditure authority over all of its tuition revenue.

Under the state operating grant/tuition ownership budget model, any increase in state appropriations over the previous year are appropriated to the State Board of Regents in what has been called a “block grant.” For several years, the Legislature appropriated new funding in a line-item called state university operating grant. Last year all new funding for state universities, community colleges, technical colleges and Washburn University was appropriated in a single line item called postsecondary education operating grant account.

In a year of budget reductions such as this year, where there are no new operating grant dollars for institutions, the Governor and Legislature make reductions to each of the individual operating expenditures accounts of the state universities as well as the individual line items within the Board office for the community college operating grant, Washburn University operating grant account and postsecondary aid for technical institutions.

House Higher Education Committee  
February 26, 2009  
Attachment 1

The Legislature has granted authority in the appropriation bill to the President and CEO of the Board to transfer funds between SGF line-items with the approval of the state budget director.

In a year of budget increases, the new SGF funding has been distributed by the Board to the universities using an established distribution methodology. Because the universities vary greatly in their ability to generate tuition revenue, the current formula, in place for several years was designed to help account for the difference in the capacity to generate tuition revenues. This methodology distributes an additional one percent to the University of Kansas Medical Center, Kansas State University – Extension Systems and Agriculture Research Programs (which generates no tuition revenue), and each of the regional universities (Emporia State University, Pittsburg State University, Fort Hays State University). An additional half percent is distributed to Wichita State University. Once the Board approves the amounts to be distributed from the new SGF funds, a transfer is made from the block grant to the operating expenditure account of each state university and becomes a part of the universities' base appropriation.

The community colleges have a distribution formula that is contained in state statute and Board staff works closely with the community colleges to run the distribution calculation that determines the amount to each individual college.

With regard to the technical colleges and several of the community colleges eligible to access postsecondary aid, there is a distribution formula in place that uses a three-year rolling average of enrollments to determine the amount to each.

The Board makes allocations to the sectors and distributions to individual institutions within a sector in June of each year to start the new fiscal year on July 1.

Finally, it is important to note, that any increase in funding for all institutions is contingent upon the Board's assessment of each university's performance pursuant to the performance agreement process. Additional information about this process can be found on KBOR's website (<http://www.kansasregents.org/academic/perfguidelines.html>).



**Where State Funding Goes – FY 2009 State Appropriations** (SGF, EDIF, SWPF, ELARF)

1-3

<u>Expenditure Category</u>	<u>\$ in Millions</u>	<u>% of Total</u>
State Universities	\$646.5	74.9%
Community Colleges	110.1	12.8
Technical Colleges	37.7	4.4
Washburn University	12.5	1.5
Board Student Financial Assistance Programs	25.3	2.9
Other Programs/Direct Appropriations (Kan-ed, ABE, Nursing Initiative, KAMS, WSU – Aviation Research & Infrastructure, KUMC WCGME, etc)	26.9	3.1
Board Office Administration	4.2	0.5
<b>System Total</b>	<b>\$863.2 million</b>	



from the land survey fee fund for the fiscal year ending June 30, 2009, for operating expenditures that are not related to administering the land survey program.

State historical society facilities 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 2009 other than moneys appropriated by this or other appropriation act of the 2008 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 amendments thereto, shall be deposited in the state treasury and credited to the property sale proceeds fund.

Sec. 107.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2009, the following:

Operating expenditures (including official hospitality).....	\$35,720,190
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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, 2008, is hereby reappropriated for fiscal year 2009.

Master's-level nursing capacity .....	\$150,000
Kansas wetlands education center at Cheyenne bottoms ..	\$309,430

*Provided*, That any unencumbered balance in the Kansas wetlands education center at Cheyenne bottoms account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2009, 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 a capital improvement project for parking lot improvements.

General fees fund.....	No limit
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*Provided*, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Restricted fees fund.....	No limit
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*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; year-book; off-campus tours; memorial union activities; student activity (un-allocated); 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; 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 in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the midwestern student exchange account of the restricted fees fund: *And provided further*, That expenditures may be made from the restricted fees fund for official hospitality.

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  
 Faculty of distinction matching fund ..... No limit  
 Nine month payroll clearing account fund ..... No limit  
 Federal Perkins student loan fund ..... No limit  
 Housing system revenue fund ..... No limit  
 Institutional overhead fund ..... No limit  
 Oil and gas royalties fund ..... No limit  
 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  
 Kansas distinguished scholarship fund ..... No limit  
 University federal fund ..... No limit

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

(c) On July 1, 2008, 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 federal Perkins student loan fund.

Sec. 108.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2009, the following:

Operating expenditures (including official hospitality) ..... \$113,487,252

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

(including official hospitality) account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Midwest institute for comparative stem cell biology..... \$150,000

*Provided*, That any unencumbered balance in the midwest institute for comparative stem cell biology account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2009, 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 may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Interest on endowment fund.....	No limit
Restricted fees fund.....	No limit

*Provided*, That restricted fees shall be limited to receipts for the following accounts: Technology equipment; flight services; 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; chemical engineering; nuclear engineering; contract-post office; 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; 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; administrative reimbursements; parking fees; postage center; printing; short courses and conferences; student government association receipts; regents educational communications center; late registration fee; engineering equipment fee; architecture equipment fee; biotechnology facility; English language program; international programs; Bramlage coliseum; planning and analysis; telecommunications; other specifically designated receipts not available for general operations of the university: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures 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; 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.

Sponsored research overhead fund ..... No limit  
 Housing system suspense fund ..... No limit  
 Housing system operations fund ..... No limit  
 Housing system repairs, equipment and improvement 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  
 Board of regents — U.S. department of education awards 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 — housing system operation fund ..... No limit  
 Kansas distinguished scholarship 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  
 University federal fund ..... No limit

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

(c) On July 1, 2008, 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 \$100,000 from the general fees fund to the Perkins student loan fund.

Sec. 109.

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, 2009, the following:

Operating expenditures (including official hospitality) ..... \$696,754

*Provided*, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Cooperative extension service (including official hospitality) ..... \$20,514,007

*Provided*, That any unencumbered balance in the cooperative extension service (including official hospitality) account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Agricultural experiment stations (including official hospitality) ..... \$32,727,735

*Provided*, That any unencumbered balance in the agricultural experiment

stations (including official hospitality) account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2009, 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
<i>Provided</i> , That restricted fees shall be limited to receipts for the following accounts: Plant pathology; Kansas artificial breeding service unit; 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; 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; 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: <i>Provided, however</i> , 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: <i>Provided further</i> , That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: <i>And provided further</i> , 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: <i>And provided further</i> , That expenditures may be made from the Kansas agricultural mediation service account of the restricted fees fund during fiscal year 2009.	
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
University federal fund.....	No limit

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

(c) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2009, the following:

Agricultural experiment stations .....	\$300,000
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(d) During the fiscal years ending June 30, 2008, and June 30, 2009, no moneys appropriated from the state general fund or any special revenue fund for Kansas state university or Kansas state university extension systems and agriculture research programs shall be expended on or after the effective date of this act by Kansas state university or Kansas state university extension systems and agriculture research programs, directly or indirectly, for (1) any financial aid or other support for any 4-H competitive events or activities at county fairs for which the minimum age for participants is increased from 7 years of age to 9 years of age, or (2) any financial aid or other support for any 4-H organization or unit that spon-



sors competitive events at county fairs and that is planning to increase or has increased the minimum age for participants in such events from 7 years of age to 9 years of age.

Sec. 110.

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, 2009, the following:

Operating expenditures (including official hospitality)..... \$10,927,680  
*Provided*, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Veterinary training program for rural Kansas..... \$300,000  
*Provided*, That any unencumbered balance in the veterinary training program for rural Kansas account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2009, 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  
*Provided*, That expenditures may be made from the general fees fund to match federal grant moneys.

Veterinary medicine teaching hospital 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; sponsored construction or improvement projects; technology equipment; pathology fees; laboratory test fees; miscellaneous renovations; dean of veterinary medicine receipts; gifts; application for post-baccalaureate programs; professorship; embryo transfer unit; swine serology; rapid focal fluorescent inhibition test; animal resource center; 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 in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.

Sponsored research overhead fund ..... No limit  
 Health professions student loan fund ..... No limit  
 University federal fund..... No limit

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

(c) On July 1, 2008, 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 \$15,000 from the general fees fund to the health professions student loan fund.

(d) On July 1, 2008, the hospital and diagnostic laboratory revenue fund of Kansas state university veterinary medical center is hereby redesignated as the veterinary medicine teaching hospital revenue fund of Kansas state university veterinary medical center.

Sec. 111.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2009, the following:

Operating expenditures (including official hospitality)..... \$33,865,048  
*Provided*, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Reading recovery program..... \$242,889  
 Nat'l Board Cert/Future Teacher Academy..... \$145,766

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2009, 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 may be made from the general fees fund to match federal grant moneys.

Interest on state normal school fund 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; gifts and grants (for teaching, research and capital improvements); business school contributions; state department of education (vocational); 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 in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the 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
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
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
University federal fund.....	No limit

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

Leveraging educational assistance partnership federal fund .....

No limit

(c) On July 1, 2008, 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.

Sec. 112.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2009, the following:

Operating expenditures (including official hospitality)..... \$37,197,366

*Provided*, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2009, 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 capital improvement projects for parking lot improvements.

General fees fund.....

No limit

*Provided*, That all moneys received for tuition received from students participating in the gorilla advantage program or the midwestern student exchange program shall be deposited in the state treasury to the credit of the general fees fund: *Provided further*, That expenditures may be made from the general fees fund to match federal grant moneys: *And provided further*, That expenditures may be made from the general fees fund for official hospitality.

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; library service collections and fines; and grants from other state agencies; *Midwest Quarterly*; chamber music series; contract — post office; gifts and grants; intensive English program; business and technology institute; public sector radio station activities; economic opportunity — state match; Kansas career work study; regents supplemental grants; 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 in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That 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 expenditures may be made from this fund for official hospitality.

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; photo services; telephone 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.

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.

Suspense fund ..... No limit

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

Housing system suspense fund ..... No limit

Housing system operations fund ..... No limit

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

Kansas comprehensive grant fund ..... No limit

Kansas distinguished scholarship program fund ..... No limit

University federal fund ..... No limit

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

(c) During the fiscal year ending June 30, 2009, 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; nursing student loan fund.

Sec. 113.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2009, the following:

Operating expenditures (including official hospitality) ..... \$142,852,221

*Provided*, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Geological survey ..... \$6,571,267

*Provided*, That any unencumbered balance in the geological survey account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Umbilical cord matrix project ..... \$150,000

*Provided*, That any unencumbered balance in the umbilical cord matrix project account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2009, 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 may be made from the general fees fund to match federal grant moneys: *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 in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be 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.

Regents center development fund .....	No limit
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*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 expenditures may be made from this fund for the acquisition of tracts of land.

Law enforcement training center fees fund.....	No limit
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*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
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*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; 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; mid-western 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 in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments

thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That moneys received for student fees in any account of the restricted fees fund may be transferred to one or more other accounts of the restricted fees fund.

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

Federal Perkins loan fund ..... No limit

Ford foundation — forgivable loan fund ..... No limit

Health professions student loan fund ..... No limit

Housing system suspense fund ..... No limit

Scientific research and development project — special 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

Fire service training fund ..... No limit

University federal fund ..... No limit

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

(c) On July 1, 2008, 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.

(d) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2009, for the water plan project or projects specified, the following:

Geological survey ..... \$40,000

*Provided*, That any unencumbered balance in excess of \$100 as of June 30, 2008, in the geological survey account is hereby reappropriated for fiscal year 2009.

(e) During the fiscal year ending June 30, 2009, the director of accounts and reports shall transfer one or more amounts specified by the chancellor of the university of Kansas from one or more accounts of the restricted fees fund to the multicultural resource center — construction fund.

Sec. 114.

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, 2009, the following:



Operating expenditures (including official hospitality)..... \$111,465,815  
*Provided*, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009: *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.

Medical scholarships and loans ..... \$2,786,764  
 Cancer center ..... \$5,000,000  
 Wichita center for graduate medical education ..... \$1,000,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2009, 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

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

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; expenses 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; student 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; e-learning fees; surplus property sales; student union fees; outreach air travel; student loan legal fees; hospital authority salary reimbursements; graduate medical education contracts; Kansas university physicians inc., salaries reimbursements; 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 in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures may be made from this fund to purchase health insurance coverage for all students enrolled in the school of allied health, school of nursing and school of medicine.

Scientific research and development — special revenue fund ..... No limit

Kansas breast cancer research fund..... No limit

Sponsored research overhead fund ..... No limit

Parking fund — Wichita campus ..... 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.

Educational nurse faculty loan program fund..... No limit  
 Federal college work study fund..... No limit  
 AMA education and research grant fund..... No limit  
 Federal health professions/primary care student loan fund ..... No limit  
 Federal nursing student loan fund ..... No limit  
 Suspense fund ..... No limit  
 Federal student educational opportunity grant fund ..... No limit  
 Federal Pell grant fund ..... No limit  
 Federal Perkins student loan fund ..... No limit  
 Medical loan repayment fund..... No limit

*Provided*, That expenditures from the medical loan repayment 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 loan repayment fund or on the total expenditures from the medical loan repayment fund.

Medical student loan programs provider assessment fund ..... No limit  
 Graduate medical education administration reserve fund ..... No limit  
 University of Kansas medical center private practice foundation reserve fund..... No limit  
 Robert Wood Johnson award fund..... No limit  
 Federal scholarship for disadvantaged students fund ..... No limit  
 University federal fund..... No limit

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

Leveraging educational assistance partnership federal fund ..... No limit  
 Graduate medical education support fund..... No limit

(c) On July 1, 2008, 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: Federal Perkins student loan fund; federal nursing student loan fund; federal student educational opportunity grant fund; federal college work study fund; educational nurse faculty loan program fund; federal health professions/primary care student loan fund.

(d) During the fiscal year ending June 30, 2009, and within 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, 2009, the director of accounts and reports shall transfer an amount specified by the chancellor from the general fees fund to the student health insurance premiums account of the restricted fees fund.

(f) Any unencumbered balance in excess of \$100 as of June 30, 2008, in each of the following accounts of the children's initiatives fund is hereby reappropriated for fiscal year 2009: Telekid health care link.

(g) On July 1, 2008, the parking fees fund of the university of Kansas medical center is hereby redesignated as the parking fund—Wichita campus.

Sec. 115.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2009, the following:

Operating expenditures (including official hospitality) ..... \$71,758,241

*Provided*, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Aviation infrastructure..... \$2,500,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2009, 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

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

Restricted fees fund..... No limit

*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 in the state treasury in accordance with the provisions of K.S.A. 75- 4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures 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: *And provided further*, That expenditures may be made from this fund for official hospitality.

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

Scholarship funds fund..... No limit

Sponsored research overhead fund ..... No limit

Economic opportunity act — federal fund ..... No limit

Education opportunity grant — federal fund ..... No limit

Matching education opportunity grant fund ..... No limit

Health professions student assistance program — loans

fund ..... No limit

Nine month payroll clearing account fund..... No limit

Pell grants fund..... No limit

Housing system suspense fund ..... No limit

Housing system operations fund ..... No limit

Housing system renovation principal and interest fund .... No limit

Housing system renovation and bond reserve 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
WSU housing systems revenue fund .....	No limit
University federal fund .....	No limit

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

Leveraging educational assistance partnership — federal fund .....	No limit
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(c) On July 1, 2008, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$26,350 from the WSU housing systems revenue fund of Wichita state university to the state general fund.

(d) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2009, the following:

Aviation research .....	\$5,000,000
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*Provided*, That any unencumbered balance in the aviation research account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Aviation infrastructure .....	\$2,500,000
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Sec. 116.

#### STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2009, the following:

Operating expenditures (including official hospitality) .....	\$3,385,455
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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, 2008, is hereby reappropriated for fiscal year 2009: *Provided, further*, That, during the fiscal year ending June 30, 2009, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2009 by the state board of regents as authorized by this or other appropriation act of the 2008 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2009 for attendance at an in-state meeting by members of the state board of regents for participation in matters of educational interest to the state of Kansas, upon approval of such attendance and participation by the state board of regents: *And provided further*, That each member of the state board of regents attending an in-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature: *And provided further*, That, during the fiscal year ending June 30, 2009, notwithstanding the provisions of any other statute and in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2009 by the state board of regents as authorized by this or other appropriation act of the 2008 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2009 for attendance at an out-of-state meeting by members of the state board of regents whenever under any provision of law such members of the state board of regents are authorized to attend the out-of-state meeting or whenever the state board of regents authorizes such members to attend the out-of-state meeting for participation in matters of educational interest to the state of Kansas: *And provided further*, That each member of the state board of regents attending an out-of-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature.

State scholarship program..... \$1,133,199  
*Provided*, That any unencumbered balance in the state scholarship program account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009: *Provided further*, 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: *And 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 ..... \$15,689,878  
*Provided*, That any unencumbered balance in the comprehensive grant program account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Ethnic minority scholarship program..... \$315,213  
*Provided*, That any unencumbered balance in the ethnic minority scholarship program account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Kansas work-study program ..... \$528,172  
*Provided*, That any unencumbered balance in the Kansas work-study program account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009: *Provided further*, 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: *And 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 service scholarships ..... \$186,401  
*Provided*, That any unencumbered balance in the ROTC service scholarships account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Military service scholarships..... \$500,000  
*Provided*, That any unencumbered balance in the military service scholarships account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Teachers scholarship program ..... \$1,962,859  
*Provided*, That any unencumbered balance in the teachers scholarship program account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

National guard educational assistance..... \$925,838  
*Provided*, That any unencumbered balance in the national guard educational assistance account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Vocational scholarships..... \$121,275  
*Provided*, That any unencumbered balance in the vocational scholarships account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Nursing student scholarship program ..... \$443,592  
*Provided*, That any unencumbered balance in the nursing student scholarship program account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Optometry education program ..... \$113,850  
*Provided*, That any unencumbered balance in the optometry education program account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Municipal university operating grant ..... \$12,126,216  
 Postsecondary aid for vocational education..... \$34,010,397  
*Provided*, That no technical college shall receive less state aid in the fiscal year ending June 30, 2009, than it received in the previous fiscal year.

Adult basic education .....	\$1,548,998
Community college operating grant .....	\$106,265,068
Technology equipment at community colleges and Washburn university .....	\$441,040

*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.

Postsecondary education operating grant .....	\$10,000,000
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*Provided*, That the state board of regents is hereby authorized to transfer moneys from the postsecondary education operating grant account to the appropriate account or accounts of the state general fund of any state educational institution under the control and supervision of the state board of regents: *Provided further*, That the state board of regents shall certify to the director of accounts and reports each such transfer of moneys from the postsecondary education operating grant account: *And provided further*, That the state board of regents shall transmit a copy of each such certification to the director of the budget and to the director of legislative research.

Payment to KPERS .....	\$1,756,004
Southwest Kansas access project .....	\$200,000

*Provided*, That any unencumbered balance in the southwest Kansas access project account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009.

Tuition waivers .....	\$90,000
Nurse educator grant program .....	\$200,000

*Provided*, That any unencumbered balance in the nurse educator grant program account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009: *Provided further*, That the state board of regents is hereby authorized to make grants to qualified individuals from the nurse educator grant program account: *And provided further*, That such grants shall be awarded to Kansas residents who are registered nurses and enrolled in an accredited program leading to a master of science degree in nursing or a doctorate degree in nursing at a state educational institution or another institution of higher education located in Kansas: *And provided further*, That each grant to an individual enrolled at a state educational institution shall not exceed 70% of the cost of attendance for an individual enrolled at the state educational institution or, if the individual is enrolled at an institution other than a state educational institution, then the grant shall not exceed the lower of either 70% of the cost of attendance of the institution of higher education located in Kansas at which the individual is enrolled or the average cost of attendance at the state educational institutions: *And provided further*, That such grants shall be matched on the basis of \$2 from the nurse educator grant program account for \$1 from the state educational institution or the other institution of higher education located in Kansas: *And provided further*, That, as used in this proviso, "state educational institution" has the meaning ascribed thereto by K.S.A. 76-711, and amendments thereto.

Nursing faculty and supplies grant program .....	\$1,900,000
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*Provided*, That any unencumbered balance in the nursing faculty and supplies grant program account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009: *Provided further*, That the state board of regents is hereby authorized to make grants to Kansas postsecondary education institutions from the nursing faculty and supplies grant program account for expansion of nursing faculty and consumable laboratory supplies: *And provided further*, That such grants shall be either need-based or competitive and shall be matched on the basis of \$1 from the nurse faculty and supplies grant program account for \$1 from the state educational institution receiving the grant: *And provided further*, That not less than \$100,000 in such grants shall be made to accredited private post secondary educational institutions in Kansas.

Midwest higher education commission .....	\$90,000
KAN-ED operating expenditures .....	\$2,000,000
Postsecondary technical education authority .....	\$779,687



*Provided*, That expenditures shall be made from the postsecondary technical education authority account to develop a new credit-hour funding formula for postsecondary technical training programs based on rates established by the postsecondary technical education authority: *Provided further*, That the formula should be tiered to recognize and support cost differentials in providing high-demand, high-tech training: *And provided further*, That the formula should target industries that are critical to the Kansas economy: *And provided further*, That the formula should be responsive to program growth opportunities.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2009, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Osteopathic medical service scholarship repayment fund .....	No limit
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 through 72-6816, and amendments thereto, or a tuition grant under K.S.A. 72-6107 through 72-6111, 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
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*Provided*, That expenditures may be made from the KAN-ED fund for official hospitality for the purposes of the KAN-ED act.

KAN-ED federal 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
Tuition waiver gifts, grants and reimbursements fund .....	No limit
Adult basic education — federal fund .....	No limit
Truck driver training fund .....	No limit
No child left behind federal fund .....	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
Substance abuse education fund — federal .....	No limit
Nursing service scholarship program fund .....	No limit
Clearing fund .....	No limit
Conversion of materials and equipment fund .....	No limit
Teacher scholarship program fund .....	No limit
Motorcycle safety 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 ex-

ecutive 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 in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the financial aid services fee fund.

Inservice education workshop fee fund.....	No limit
Optometry education repayment fund.....	No limit
Teacher scholarship repayment fund.....	No limit
Advanced registered nurse practitioner service scholarship program fund.....	No limit
Nursing service 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
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 2009 other than moneys appropriated by this or other appropriation act of the 2008 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 fiscal year 2009, other than moneys appropriated by this or other appropriation act of the 2008 regular session of the legislature.

Kansas national guard educational assistance program repayment fund.....	No limit
Carl D. Perkins technical preparation — federal fund.....	No limit
Grants fund.....	No limit
Workforce development loan fund.....	No limit
Regents clearing fund.....	No limit
Private and out-of-state postsecondary educational institution fee fund.....	No limit

(c) During the fiscal year ending June 30, 2009, 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 of appropriation in an account of the state general fund for the fiscal year ending June 30, 2009, to another item of appropriation in an account of the state general fund for the fiscal year ending June 30, 2009. 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" (1) means the operating expenditures (including official hospital-ity) account 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 and Fort Hays state university; and (2) includes each account of the state general fund of the state board of regents.

(d) (1) In addition to the other purposes for which expenditures may be made by any state educational institution from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2009 for such state educational institution as authorized by this or other appropriation act of the 2008 regular session of the legislature, expenditures may be made by such state educational institution from moneys appropriated from the state general fund or from any special

revenue fund for fiscal year 2009 for the purposes of capital improvement projects making energy and other conservation improvements: *Provided*, That such capital improvement projects are hereby approved for such state educational institution for the purposes of subsection (b) of K.S.A. 74-8905, and amendments thereto, and the authorization of issuance of one or more series of bonds by the Kansas development finance authority in accordance with that statute from time to time during fiscal year 2009: *Provided, however*, That no such bonds shall be issued until the state board of regents has first advised and consulted on any such project with the joint committee on state building construction: *Provided, further*, That the amount of the bond proceeds that may be utilized for any such capital improvement project 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, except that such approval also may be given while the legislature is in session: *And provided further*, That, in addition to such project costs, any such amount of bond proceeds may include costs of issuance, capitalized interest and any required reserves for the payment of principal and interest on such 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 payments relating to principal and interest on such bonds shall be subject to and dependent upon annual appropriations therefor to the state educational institution for which the bonds are issued: *And provided further*, That each energy conservation capital improvement project for which bonds are issued for financing under this subsection shall be designed and completed in order to have cost savings sufficient to be equal or greater than the cost of debt service on such bonds: *And provided further*, That the state board of regents shall prepare and submit a report to the committee on appropriations of the house of representatives and the committee on ways and means of the senate on the savings attributable to energy conservation capital improvements for which bonds are issued for financing under this subsection at the beginning of the 2009 regular session of the legislature.

(2) As used in this subsection, "state educational institution" includes each state educational institution as defined in K.S.A. 76-711, and amendments thereto.

(e) In addition to other expenditures authorized to be made from the comprehensive grant program account of the state general fund for fiscal year 2009 for the awards of Kansas comprehensive grants in accordance with the provisions of K.S.A. 74-32,120 through 74-32,125, and amendments thereto, and policies and rules and regulations adopted by the state board of regents for the administration of the Kansas comprehensive grant program, expenditures shall be made from the comprehensive grant program account of the state general fund for fiscal year 2009 for awards of Kansas comprehensive grants to eligible Kansas students who are enrolling or enrolled at an institution of higher education which is accredited by the Association for Biblical Higher Education and which has its main campus or principal place of operation located in Kansas, and otherwise in accordance with and subject to the provisions of K.S.A. 74-32,120 through 74-32,125, and amendments thereto, and policies and rules and regulations adopted by the state board of regents for the administration of the Kansas comprehensive grant program.

(f) (1) The state board of regents is authorized to expend moneys appropriated by this section in the military service scholarships account of the state general fund for the payment of tuition and fees for persons described in paragraph (2) at Kansas educational institutions as defined by K.S.A. 75-4364, and amendments thereto: *Provided*, That the state board of regents is authorized to determine the terms and conditions relating to such educational assistance.

(2) The educational assistance provided by this subsection shall be for any person: (A) who graduated from high school in Kansas or who, as a resident of Kansas for at least two years, has received a general educational development (G.E.D.) credential; and (B) who either (i) has served in military service in Iraq or Afghanistan at least 90 days after September 11, 2001, or served less than such 90 days because of injuries received in Iraq or Afghanistan or (ii) has served in military service in international

waters or on foreign soil in support of military operations in Iraq or Afghanistan for at least 90 days after September 11, 2001, or has service less than 90 days because of injuries received during such service; and (C) the person has received an honorable discharge from military service active duty orders that indicate the person has served after September 11, 2001, in one or more of the following military operations: (i) Enduring Freedom; (ii) Nobel Eagle; or (iii) Iraqi Freedom.

(g) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2009, the following:

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

*Provided*, That expenditures from the vocational education capital outlay aid account for each grant of vocational education capital outlay aid shall be matched by the area vocational school, the area vocational-technical school or the technical college awarded such grant 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, 2008, in the vocational education capital outlay aid account is hereby reappropriated for fiscal year 2009.

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

*Provided*, That any unencumbered balance in excess of \$100 as of June 30, 2008, in the technical innovation and internship program account is hereby reappropriated for fiscal year 2009.

(h) On July 1, 2008, the ROTC scholarship reimbursement account of the state general fund of the state board of regents is hereby redesignated as the ROTC service scholarships account of the state general fund of the state board of regents.

Sec. 117.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2009, the following:

Operating expenditures ..... \$19,069,339

*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, 2008, is hereby reappropriated to the operating expenditures account for fiscal year 2009: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

Community corrections ..... \$19,548,912

*Provided*, That any unencumbered balance in the community corrections account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009: *Provided, however*, 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 2009 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.

Day reporting centers and reentry programs ..... \$7,531,429

*Provided*, That any unencumbered balance in the day reporting centers and reentry programs account in excess of \$100 as of June 30, 2008, is hereby reappropriated for fiscal year 2009: *Provided further*, That all expenditures from the day reporting centers and reentry programs account shall be made pursuant to contracts which are hereby authorized to be entered into by the secretary of corrections with the counties of Sedgwick, Shawnee and Wyandotte and the cities of Topeka, Kansas City and Wichita, Kansas, for operation of such reentry programs.

Local jail payments ..... \$1,361,000

*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 programs, for the department of corrections.

Community correctional conservation camps ..... \$3,371,324

*Provided*, That any unencumbered balance in the community correctional conservation camp account in excess of \$100 as of June 30, 2008, is hereby