

**HOUSE BILL No. 2014**

By Committee on Appropriations

1-14

1 AN ACT making and concerning appropriations for the fiscal year ending  
2 June 30, 2011, for state agencies; authorizing certain transfers,  
3 imposing certain restrictions and limitations, and directing or  
4 authorizing certain receipts, disbursements and acts incidental to the  
5 foregoing.

6  
7 *Be it enacted by the Legislature of the State of Kansas:*

8 Section 1. (a) For the fiscal year ending June 30, 2011,  
9 appropriations are hereby made, restrictions and limitations are hereby  
10 imposed, and transfers, capital improvement projects, fees, receipts,  
11 disbursements and acts incidental to the foregoing are hereby directed or  
12 authorized as provided in this act.

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

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

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

21 Sec. 2.

22 **ABSTRACTERS' BOARD OF EXAMINERS**

23 (a) On the effective date of this act, the expenditure limitation  
24 established for the fiscal year ending June 30, 2011, by the state finance  
25 council on the abstracters' fee fund of the abstracters' board of examiners  
26 is hereby decreased from \$24,088 to \$23,419.

27 Sec. 3.

28 **GOVERNMENTAL ETHICS COMMISSION**

29 (a) On the effective date of this act, the expenditure limitation  
30 established for the fiscal year ending June 30, 2011, by the state finance  
31 council on the governmental ethics commission fee fund of the  
32 governmental ethics commission is hereby decreased from \$291,764 to  
33 \$263,176.

34 Sec. 4.

35 **KANSAS HOME INSPECTORS REGISTRATION BOARD**

36 (a) On the effective date of this act, the expenditure limitation

1 established for the fiscal year ending June 30, 2011, by section 11(b) of  
2 chapter 165 of the 2010 Session Laws of Kansas on the home inspectors  
3 registration fee fund of the Kansas home inspectors registration board is  
4 hereby decreased from \$35,750 to \$16,800.

5 Sec. 5.

6 BOARD OF NURSING

7 (a) On the effective date of this act, the expenditure limitation  
8 established for the fiscal year ending June 30, 2011, by the state finance  
9 council on the board of nursing fee fund of the board of nursing is hereby  
10 increased from \$1,904,365 to \$1,952,425.

11 Sec. 6.

12 STATE BOARD OF PHARMACY

13 (a) On the effective date of this act, there is appropriated for the  
14 above agency from the following special revenue fund or funds for the  
15 fiscal year ending June 30, 2011, all moneys now or hereafter lawfully  
16 credited to and available in such fund or funds, except that expenditures  
17 other than refunds authorized by law shall not exceed the following:

18 Harold Rogers prescription federal fund.....	No limit
19 NASPER grant federal fund.....	No limit
20 Non-federal gifts and grants fund.....	No limit

21 *Provided*, That the state board of pharmacy is authorized to apply for and  
22 to accept grants and may accept donations, bequests or gifts from any  
23 non-federal source: *Provided, however*, That all moneys received for such  
24 grants, donations, bequests or gifts shall be remitted to the state treasurer  
25 in accordance with the provisions of K.S.A. 75-4215, and amendments  
26 thereto: *Provided further*, That, upon receipt of each such remittance, the  
27 state treasurer shall deposit the entire amount in the state treasury to the  
28 credit of the non-federal gifts and grants fund: *And provided further*, That  
29 all expenditures from this fund shall be made in accordance with  
30 appropriation acts upon warrants of the director of accounts and reports  
31 issued pursuant to vouchers approved by the president of the state board  
32 of pharmacy or a person designated by the president.

33 Sec. 7.

34 KANSAS REAL ESTATE COMMISSION

35 (a) On the effective date of this act, the expenditure limitation  
36 established for the fiscal year ending June 30, 2011, by the state finance  
37 council on the real estate fee fund of the Kansas real estate commission is  
38 hereby decreased from \$1,123,206 to \$1,028,342.

39 Sec. 8.

40 OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

41 (a) On the effective date of this act, or as soon thereafter as moneys  
42 are available, notwithstanding the provisions of K.S.A. 17-12a601, and  
43 amendments thereto, or any other statute, the director of accounts and

1 reports shall transfer \$800,000 from the investor education fund of the  
2 office of the securities commissioner of Kansas to the state general fund:  
3 *Provided*, That the transfer of such amount shall be in addition to any  
4 other transfer from the investor education fund to the state general fund  
5 as prescribed by law: *Provided further*, That the amount transferred from  
6 the investor education fund to the state general fund pursuant to this  
7 subsection is to reimburse the state general fund for accounting, auditing,  
8 budgeting, legal, payroll, personnel and purchasing services and any  
9 other governmental services which are performed on behalf of the office  
10 of the securities commissioner of Kansas by other state agencies which  
11 receive appropriations from the state general fund to provide such  
12 services.

13 Sec. 9.

#### 14 STATE BOARD OF TECHNICAL PROFESSIONS

15 (a) On the effective date of this act, the expenditure limitation  
16 established for the fiscal year ending June 30, 2011, by the state finance  
17 council on the technical professions fee fund of the state board of  
18 technical professions is hereby increased from \$589,122 to \$609,122.

19 (b) On the effective date of this act, the expenditure limitation  
20 established for the fiscal year ending June 30, 2011, by section 25(a) of  
21 chapter 124 of the 2009 Session Laws of Kansas on expenditures for  
22 official hospitality from the technical professions fee fund of the state  
23 board of technical professions is hereby increased from \$500 to \$1,000.

24 Sec. 10.

#### 25 STATE BOARD OF VETERINARY EXAMINERS

26 (a) On the effective date of this act, the expenditure limitation  
27 established for the fiscal year ending June 30, 2011, by section 16(b) of  
28 chapter 165 of the 2010 Session Laws of Kansas on the veterinary  
29 examiners fee fund of the state board of veterinary examiners is hereby  
30 decreased from \$268,382 to \$265,522.

31 Sec. 11.

#### 32 KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

33 (a) On the effective date of this act, or as soon thereafter as moneys  
34 are available, the director of accounts and reports shall transfer  
35 \$4,350,937 from the Kansas endowment for youth fund to the children's  
36 initiatives fund.

37 Sec. 12.

#### 38 DEPARTMENT OF ADMINISTRATION

39 (a) On the effective date of this act, of the \$2,470,809 appropriated  
40 for the above agency for the fiscal year ending June 30, 2011, by section  
41 114(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
42 general fund in the restructuring debt service account, the sum of  
43 \$158,816 is hereby lapsed.

1 (b) On the effective date of this act, of the \$16,271,413 appropriated  
2 for the above agency for the fiscal year ending June 30, 2011, by section  
3 114(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
4 general fund in the statehouse improvements – debt service account, the  
5 sum of \$53,840 is hereby lapsed.

6 Sec. 13.

#### 7 OFFICE OF ADMINISTRATIVE HEARINGS

8 (a) In addition to the other purposes for which expenditures may be  
9 made by the office of administrative hearings from moneys appropriated  
10 in the administrative hearings office fund for fiscal year 2011 for the  
11 office of administrative hearings as authorized by this or other  
12 appropriation act of the 2011 regular session of the legislature,  
13 expenditures may be made by the office of administrative hearings from  
14 moneys appropriated in the administrative hearings office fund for fiscal  
15 year 2011 for official hospitality: *Provided*, That expenditures from the  
16 administrative hearings office fund for fiscal year 2011 for official  
17 hospitality shall not exceed \$100.

18 Sec. 14.

#### 19 CITIZENS' UTILITY RATEPAYER BOARD

20 (a)(1) On and after the effective date of this act, notwithstanding the  
21 provisions of section 47(c) of chapter 124 of the 2009 Session Laws of  
22 Kansas or any other statute, no expenditures shall be made for fiscal year  
23 2011 from the utility regulatory fee fund by the citizens' utility ratepayer  
24 board of the amount equal to the final aggregate amount of unexpended  
25 and unencumbered expenditure authority for fiscal year 2010, pursuant to  
26 and as authorized for expenditure for fiscal year 2011 as provided by  
27 section 47(c) of chapter 124 of the 2009 Session Laws of Kansas, and, on  
28 the effective date of this act, the provisions of section 47(c) of chapter  
29 124 of the 2009 Session Laws of Kansas are hereby declared to be null  
30 and void and shall have no force and effect.

31 (2) On and after the effective date of this act, during the fiscal year  
32 ending June 30, 2011, in addition to other purposes for which  
33 expenditures may be made by the citizens' utility ratepayer board from  
34 the utility regulatory fee fund for fiscal year 2011 as authorized by  
35 chapter 6 or chapter 165 of the 2010 Session Laws of Kansas or by this or  
36 other appropriation act of the 2011 regular session of the legislature,  
37 notwithstanding the provisions of any other statute, if the total  
38 expenditures authorized to be expended on contracts for professional  
39 services by the citizens' utility ratepayer board by the expenditure  
40 limitation prescribed by section 47(a) of chapter 124 of the 2009 Session  
41 Laws of Kansas are not expended or encumbered for fiscal year 2010,  
42 then the amount equal to the amount of such expenditure authority for  
43 fiscal year 2010 remaining may be expended from the utility regulatory

1 fee fund for fiscal year 2011 pursuant to contracts for professional  
2 services and any such expenditure for fiscal year 2011 shall be in addition  
3 to any expenditure limitation imposed on the utility regulatory fee fund  
4 for fiscal year 2011.

5 Sec. 15.

6 DEPARTMENT OF COMMERCE

7 (a) On the effective date of this act, of the \$307,050 appropriated for  
8 the above agency for the fiscal year ending June 30, 2011, by section  
9 67(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
10 economic development initiatives fund in the strong military bases  
11 program account, the sum of \$61,410 is hereby lapsed.

12 (b) On the effective date of this act, the expenditure limitation  
13 established for the fiscal year ending June 30, 2011, by section 67(b) of  
14 chapter 165 of the 2010 Session Laws of Kansas on the state affordable  
15 airfare fund of the department of commerce is hereby increased from  
16 \$5,000,000 to \$5,125,000.

17 (c) On the effective date of this act, the amount directed by section  
18 67(e) of chapter 165 of the 2010 Session Laws of Kansas to be  
19 transferred from the state economic development initiatives fund to the  
20 Kansas economic opportunity initiatives fund of the department of  
21 commerce on December 15, 2010, or as soon thereafter as moneys are  
22 available, is hereby decreased from \$625,000 to \$0: *Provided*, That, on  
23 the effective date of this act, any moneys transferred from the state  
24 economic development initiatives fund to the Kansas economic  
25 opportunity initiatives fund of the department of commerce on or after  
26 December 15, 2010, pursuant to section 67(e) of chapter 165 of the 2010  
27 Session Laws of Kansas, shall be transferred from the Kansas economic  
28 opportunity initiatives fund of the department of commerce to the state  
29 economic development initiatives fund by the director of accounts and  
30 reports.

31 Sec. 16.

32 STATE CORPORATION COMMISSION

33 (a) On the effective date of this act, the aggregate expenditure  
34 limitation established for the fiscal year ending June 30, 2011, by section  
35 59(b) of chapter 165 of the 2010 Session Laws of Kansas on expenditures  
36 from the public service regulation fund, the motor carrier license fees  
37 fund and the conservation fee fund, in the aggregate, is hereby increased  
38 from \$16,468,621 to \$16,628,381.

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

1 Compressed air energy storage fee fund.....No limit  
2 ARRA state electricity regulators assistance – federal fund.....No limit

3 (c) On the effective date of this act, the base state registration  
4 clearing fund of the state corporation commission is hereby redesignated  
5 as the unified carrier registration clearing fund of the state corporation  
6 commission, in accordance with K.S.A. 66-1,139a, and amendments  
7 thereto.

8 (d) On the effective date of this act, the pipeline damage prevention  
9 grant program – federal fund of the state corporation commission is  
10 hereby redesignated as the one call – federal fund.

11 Sec. 17.

12 KANSAS, INC.

13 (a) On the effective date of this act, of the \$346,904 appropriated for  
14 the above agency for the fiscal year ending June 30, 2011, by section  
15 68(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
16 economic development initiatives fund in the operations (including  
17 official hospitality) account, the sum of \$88,756 is hereby lapsed.

18 Sec. 18.

19 KANSAS LOTTERY

20 (a) On the effective date of this act, the aggregate of the amounts  
21 authorized by section 65(b) of chapter 165 of the 2010 Session Laws of  
22 Kansas to be transferred from the lottery operating fund to the state  
23 gaming revenues fund during the fiscal year ending June 30, 2011, is  
24 hereby increased from \$70,400,000 to \$70,800,000.

25 Sec. 19.

26 KANSAS TECHNOLOGY ENTERPRISE CORPORATION

27 (a) On the effective date of this act, of the \$5,990,000 appropriated  
28 for the above agency for the fiscal year ending June 30, 2011, by section  
29 69(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
30 economic development initiatives fund in the operations, assistance and  
31 grants (including official hospitality) account, the sum of \$371,426 is  
32 hereby lapsed.

33 Sec. 20.

34 KANSAS RACING AND GAMING COMMISSION

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

40 Illegal gambling enforcement fund..... No limit  
41 *Provided*, That expenditures may be made from the illegal gambling  
42 enforcement fund for direct or indirect operating expenditures incurred  
43 for investigatory activities, including, but not limited to, (1) conducting

1 investigations of illegal gambling operations or activities, (2)  
2 participating in illegal gaming in order to collect or purchase evidence as  
3 part of an undercover investigation into illegal gambling operations, and  
4 (3) acquiring information or making contacts leading to illegal gaming  
5 activities: *Provided, however;* That all moneys that are expended for any  
6 such evidence purchase, information acquisition or similar investigatory  
7 purpose or activity from whatever funding source and that are recovered  
8 shall be deposited in the state treasury in accordance with the provisions  
9 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the  
10 illegal gambling enforcement fund.

11  
12 (b) On the effective date of this act, the director of accounts and  
13 reports shall transfer \$5,000 from the state racing fund of the Kansas  
14 racing and gaming commission to the illegal gambling enforcement fund  
15 of the Kansas racing and gaming commission.

16 (c) On June 30, 2011, the director of accounts and reports shall  
17 transfer all moneys in the racing reimbursable expense fund of the Kansas  
18 racing and gaming commission to the state racing fund of the Kansas  
19 racing and gaming commission.

20 (d) On June 30, 2011, the director of accounts and reports shall  
21 transfer all moneys in the racing investigative expense fund of the Kansas  
22 racing and gaming commission to the state racing fund of the Kansas  
23 racing and gaming commission.

24 (e) On June 30, 2011, the director of accounts and reports shall  
25 transfer all moneys in the horse fair racing benefit fund of the Kansas  
26 racing and gaming commission to the state racing fund of the Kansas  
27 racing and gaming commission.

28 (f) On June 30, 2011, the director of accounts and reports shall  
29 transfer all moneys in the racing applicant deposit fund of the Kansas  
30 racing and gaming commission to the state racing fund of the Kansas  
31 racing and gaming commission.

32 (g) On June 30, 2011, the director of accounts and reports shall  
33 transfer all moneys in the horse purse fund to the Kansas horse breeding  
34 development fund. On June 30, 2011, all liabilities of the horse purse  
35 fund are hereby transferred to and imposed on the Kansas horse breeding  
36 development fund and the horse purse fund is hereby abolished.

37 (h) On June 30, 2011, the director of accounts and reports shall  
38 transfer all moneys in the gaming machine examination fund to the  
39 expanded lottery act regulation fund. On June 30, 2011, all liabilities of  
40 the gaming machine examination fund are hereby transferred to and  
41 imposed on the expanded lottery act regulation fund and the gaming  
42 machine examination fund is hereby abolished.

43 Sec. 21.

## 1 DEPARTMENT OF REVENUE

2 (a) On the effective date of this act, the director of accounts and  
3 reports shall transfer \$124,265 from the Kansas qualified biodiesel fuel  
4 producer incentive fund of the department of revenue to the state  
5 economic development initiatives fund.

6 Sec. 22.

## 7 STATE COURT OF TAX APPEALS

8 (a) On the effective date of this act, of the \$1,348,927 appropriated  
9 for the above agency for the fiscal year ending June 30, 2011, by section  
10 63(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
11 general fund in the operating expenditures account, the sum of \$40,454 is  
12 hereby lapsed.

13 Sec. 23.

## 14 ATTORNEY GENERAL

15 (a) On the effective date of this act, of the \$2,020,652 appropriated  
16 for the above agency for the fiscal year ending June 30, 2011, by section  
17 49(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
18 general fund in the operating expenditures account, the sum of \$1,801 is  
19 hereby lapsed.

20 (b) On the effective date of this act, of the \$310,522 appropriated for  
21 the above agency for the fiscal year ending June 30, 2011, by section  
22 49(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
23 general fund in the internet training education for Kansas kids account,  
24 the sum of \$36,734 is hereby lapsed.

25 Sec. 24.

## 26 SECRETARY OF STATE

27 (a) On the effective date of this act, the director of accounts and  
28 reports shall transfer \$82,010 from the HAVA ELVIS fund of the  
29 secretary of state to the democracy fund of the secretary of state to  
30 provide matching funds to implement Title II of the federal help America  
31 vote act of 2002, public law 107-252, as prescribed under that act.

32 Sec. 25.

## 33 STATE TREASURER

34 (a) On the effective date of this act, the expenditure limitation  
35 established for the fiscal year ending June 30, 2011, by section 51(a) of  
36 chapter 165 of the 2010 Session Laws of Kansas on the Kansas post  
37 secondary education savings program trust fund of the state treasurer is  
38 hereby increased from \$265,000 to no limit.

39 (b) On the effective date of this act, the expenditure limitation  
40 established for the fiscal year ending June 30, 2011, by section 51(a) of  
41 chapter 165 of the 2010 Session Laws of Kansas on the Kansas post  
42 secondary education savings program expense fund of the state treasurer  
43 is hereby increased from \$346,043 to no limit.



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

5 Learjet bond fund.....No limit

6 *Provided*, That, on the 15th day of each month that commences during  
 7 fiscal year 2011, the secretary of revenue shall determine the amount of  
 8 revenue received by the state during the preceding month from  
 9 withholding taxes paid with respect to an eligible project by each  
 10 taxpayer that is an eligible business for which bonds have been issued  
 11 under K.S.A. 2010 Supp. 74-50,136, and amendments thereto, and for  
 12 which the learjet bond fund was created, and shall certify the amount so  
 13 determined to the director of accounts and reports and, at the same time  
 14 as such certification is transmitted to the director of accounts and reports,  
 15 shall transmit a copy of such certification to the director of the budget and  
 16 the director of legislative research: *Provided further*, That, upon receipt of  
 17 each such certification, the director of accounts and reports shall transfer  
 18 the amount certified from the state general fund to the learjet bond fund:  
 19 *And provided further*, That, on or before the 10th day of each month  
 20 commencing during fiscal year 2011, the director of accounts and reports  
 21 shall transfer from the state general fund to the learjet bond fund interest  
 22 earnings based on: (1) The average daily balance of moneys in the learjet  
 23 bond fund for the preceding month; and (2) the net earnings rate of the  
 24 pooled money investment portfolio for the preceding month: *And*  
 25 *provided further*, That the moneys credited to the learjet bond fund from  
 26 the withholding taxes paid by an eligible business and the interest  
 27 earnings thereon shall be transferred by the state treasurer from the learjet  
 28 bond fund to the appropriate account of the special economic  
 29 revitalization fund administered by the state treasurer in accordance with  
 30 K.S.A. 2010 Supp. 74-50,136, and amendments thereto.

31  
 32 Siemens bond fund.....No limit

33 *Provided*, That, on the 15th day of each month that commences during  
 34 fiscal year 2011, the secretary of revenue shall determine the amount of  
 35 revenue received by the state during the preceding month from  
 36 withholding taxes paid with respect to an eligible project by each  
 37 taxpayer that is an eligible business for which bonds have been issued  
 38 under K.S.A. 2010 Supp. 74-50,136, and amendments thereto, and for  
 39 which the Siemens bond fund was created, and shall certify the amount so  
 40 determined to the director of accounts and reports and, at the same time  
 41 as such certification is transmitted to the director of accounts and reports,  
 42 shall transmit a copy of such certification to the director of the budget and  
 43 the director of legislative research: *Provided further*, That, upon receipt of

1 each such certification, the director of accounts and reports shall transfer  
2 the amount certified from the state general fund to the Siemens bond  
3 fund: *And provided further*, That, on or before the 10th day of each month  
4 commencing during fiscal year 2011, the director of accounts and reports  
5 shall transfer from the state general fund to the Siemens bond fund  
6 interest earnings based on: (1) The average daily balance of moneys in  
7 the Siemens bond fund for the preceding month; and (2) the net earnings  
8 rate of the pooled money investment portfolio for the preceding month:  
9 *And provided further*, That the moneys credited to the Siemens bond fund  
10 from the withholding taxes paid by an eligible business and the interest  
11 earnings thereon shall be transferred by the state treasurer from the  
12 Siemens bond fund to the appropriate account of the special economic  
13 revitalization fund administered by the state treasurer in accordance with  
14 K.S.A. 2010 Supp. 74-50,136, and amendments thereto.

15 Sec. 26.

#### 16 LEGISLATIVE COORDINATING COUNCIL

17 (a) On the effective date of this act, of the \$727,436 appropriated for  
18 the above agency for the fiscal year ending June 30, 2011, by section  
19 44(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
20 general fund in the legislative coordinating council – operations account,  
21 the sum of \$20 is hereby lapsed.

22 (b) On the effective date of this act, of the \$3,215,664 appropriated  
23 for the above agency for the fiscal year ending June 30, 2011, by section  
24 44(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
25 general fund in the office of revisor of statutes – operations account, the  
26 sum of \$2,425 is hereby lapsed.

27 (c) On the effective date of this act, of the \$3,684,673 appropriated  
28 for the above agency for the fiscal year ending June 30, 2011 by section  
29 44(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
30 general fund in the legislative research department – operations account,  
31 the sum of \$12,223 is hereby lapsed.

32 Sec. 27.

#### 33 LEGISLATURE

34 (a) On the effective date of this act, the amount equal to the amount  
35 of the unencumbered balance in the legislative reserve account of the  
36 state general fund of the legislative coordinating council in excess of  
37 \$100 as of June 30, 2010, that was reappropriated for the above agency  
38 for the fiscal year ending June 30, 2011, by section 44(c) of chapter 165  
39 of the 2010 Session Laws of Kansas from the state general fund in the  
40 operations (including official hospitality) account of the legislature, is  
41 hereby lapsed.

42

43



1 for the above agency for the fiscal year ending June 30, 2011, by section  
2 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the  
3 children's initiatives fund in the child care account, the sum of \$163 is  
4 hereby lapsed.

5 (e) On the effective date of this act, of the \$8,443,161 appropriated  
6 for the above agency for the fiscal year ending June 30, 2011, by section  
7 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the  
8 children's initiatives fund in the children's cabinet early childhood  
9 discretionary grant program account, the sum of \$251,003 is hereby  
10 lapsed.

11 (f) On the effective date of this act, of the \$3,452,779 appropriated  
12 for the above agency for the fiscal year ending June 30, 2011, by section  
13 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the  
14 children's initiatives fund in the early headstart account, the sum of \$306  
15 is hereby lapsed.

16 (g) On the effective date of this act, of the \$11,099,830 appropriated  
17 for the above agency for the fiscal year ending June 30, 2011, by section  
18 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the  
19 children's initiatives fund in the early childhood block grant account, the  
20 sum of \$1,062,207 is hereby lapsed.

21 (h) On the effective date of this act, the expenditure limitation  
22 established for the fiscal year ending June 30, 2011, by section 77(b) of  
23 chapter 165 of the 2010 Session Laws of Kansas on the social welfare  
24 fund of the department of social and rehabilitation services is hereby  
25 decreased from \$39,303,198 to \$39,186,535.

26 (i) On the effective date of this act, of the \$3,822,570 appropriated  
27 for the above agency for the fiscal year ending June 30, 2011, by section  
28 117(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
29 institutions building fund in the debt service – new state security hospital  
30 account, the sum of \$839,561 is hereby lapsed.

31 (j) On the effective date of this act, of the \$2,584,371 appropriated  
32 for the above agency for the fiscal year ending June 30, 2011, by section  
33 117(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
34 institutions building fund in the debt service – state hospitals  
35 rehabilitation and repair account, the sum of \$7,161 is hereby lapsed.

36 (k) On the effective date of this act, of the \$14,342,009 appropriated  
37 for the above agency for the fiscal year ending June 30, 2011, by section  
38 77(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
39 general fund in the Osawatimie state hospital – operating expenditures  
40 account, the sum of \$500,000 is hereby lapsed.

41 (l) On the effective date of this act, of the \$4,524,298 appropriated  
42 for the above agency for the fiscal year ending June 30, 2011, by section  
43 77(a) of chapter 165 of the 2010 Session Laws of Kansas from the state

1 general fund in the Rainbow mental health facility – operating  
2 expenditures account, the sum of \$250,000 is hereby lapsed.

3 Sec. 31.

4 DEPARTMENT ON AGING

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

7 LTC – medicaid assistance – TCM/FE.....	\$25,169
8 LTC – medicaid assistance – HCBS/FE.....	\$2,263,079
9 LTC – medicaid assistance – NF.....	\$10,142,156

10 (b) On the effective date of this act, the expenditure limitation  
11 established for the fiscal year ending June 30, 2011, by section 75(b) of  
12 chapter 165 of the 2010 Session Laws of Kansas on the state licensure fee  
13 fund of the department on aging is hereby decreased from \$1,144,569 to  
14 \$1,115,927.

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

20 Health policy nursing facility quality care fund.....	\$19,501,789
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21 Sec. 32.

22 KANSAS HEALTH POLICY AUTHORITY

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

25 Other medical assistance.....	\$30,526,618
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26 (b) On the effective date of this act, the expenditure limitation  
27 established for the fiscal year ending June 30, 2011, by section 76(b) of  
28 chapter 165 of the 2010 Session Laws of Kansas on the medical programs  
29 fee fund of the Kansas health policy authority is hereby increased from  
30 \$54,284,610 to \$54,480,402.

31 (c) On the effective date of this act, the expenditure limitation  
32 established for the fiscal year ending June 30, 2011, by section 76(b) of  
33 chapter 165 of the 2010 Session Laws of Kansas on the other state fees  
34 fund of the Kansas health policy authority is hereby increased from \$0 to  
35 \$502,180.

36 (d) On the effective date of this act, the expenditure limitation  
37 established for the fiscal year ending June 30, 2011, by section 76(b) of  
38 chapter 165 of the 2010 Session Laws of Kansas on the health care access  
39 improvement fund of the Kansas health policy authority is hereby  
40 decreased from \$37,390,236 to \$34,700,000.

41 (e) On the effective date of this act, the expenditure limitation  
42 established for the fiscal year ending June 30, 2011, by section 76(b) of  
43 chapter 165 of the 2010 Session Laws of Kansas on the preventive health

1 care program fund of the Kansas health policy authority is hereby  
2 increased from \$519,240 to \$656,100.

3 (f) On the effective date of this act, the expenditure limitation  
4 established for the fiscal year ending June 30, 2011, by section 17 (b) of  
5 chapter 165 of the 2010 Session Laws of Kansas on the health committee  
6 insurance fund of the Kansas health policy authority is hereby increased  
7 from \$248,575 to \$290,117.

8 (g) On the effective date of this act, the expenditure limitation  
9 established for the fiscal year ending June 30, 2011, by the state finance  
10 council on expenditures from the state workers compensation self-  
11 insurance fund of the Kansas health policy authority for salaries and  
12 wages and other operating expenditures is hereby increased from  
13 \$3,724,910 to \$3,785,193.

14 (h) On the effective date of this act, the expenditure limitation  
15 established for the fiscal year ending June 30, 2011, by the state finance  
16 council on expenditures from the cafeteria benefits fund of the Kansas  
17 health policy authority for salaries and wages and other operating  
18 expenditures is hereby increased from \$2,324,247 to \$2,324,908.

19 (i) On the effective date of this act, the expenditure limitation  
20 established for the fiscal year ending June 30, 2011, by the state finance  
21 council on expenditures from the dependent care assistance program fund  
22 of the Kansas health policy authority for salaries and wages and other  
23 operating expenditures is hereby increased from \$226,327 to \$429,628.

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

29 Quality care fund.....\$0  
30 Sec. 33.

31 DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION  
32 OF HEALTH

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

38 Maternity centers and child care facilities licensing fee fund.....No limit  
39 Sec. 34.

40 DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION  
41 OF ENVIRONMENT

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

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

4 Healthy watershed initiative – federal fund.....No limit  
5 Sec. 35.

6 KANSAS COMMISSION ON VETERANS AFFAIRS

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

9 Scratch lotto – veteran services.....\$2,972  
10 Veterans claim assistance program – service grants.....\$22,894

11 (b) On the effective date of this act, of the \$457,394 appropriated for  
12 the above agency for the fiscal year ending June 30, 2011, by section  
13 72(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
14 general fund in the operating expenditures – administration account, the  
15 sum of \$15,241 is hereby lapsed.

16 (c) On the effective date of this act, of the \$1,173,050 appropriated  
17 for the above agency for the fiscal year ending June 30, 2011, by section  
18 72(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
19 general fund in the operating expenditures – veteran services account, the  
20 sum of \$26,050 is hereby lapsed.

21 Sec. 36.

22 DEPARTMENT OF EDUCATION

23 (a) On the effective date of this act, of the \$1,961,339,680  
24 appropriated for the above agency for the fiscal year ending June 30,  
25 2011, by section 79(a) of chapter 165 of the 2010 Session Laws of  
26 Kansas from the state general fund in the general state aid account, the  
27 sum of \$85,948,820 is hereby lapsed.

28 (b) On the effective date of this act, of the \$7,539,500 appropriated  
29 for the above agency for the fiscal year ending June 30, 2011, by section  
30 79(c) of chapter 165 of the 2010 Session Laws of Kansas from the  
31 children’s initiatives fund in the parent education program account, the  
32 sum of \$183,370 is hereby lapsed.

33 (c) On the effective date of this act, of the \$5,000,000 appropriated  
34 for the above agency for the fiscal year ending June 30, 2011, by section  
35 79(c) of chapter 165 of the 2010 Session Laws of Kansas from the  
36 children’s initiatives fund in the Pre-K program account, the sum of  
37 \$119,630 is hereby lapsed.

38 (d) During the fiscal year ending June 30, 2011, in addition to other  
39 purposes for which expenditures may be made by the department of  
40 education from the special education services aid account of the state  
41 general fund for fiscal year 2011 for special education services aid as  
42 authorized by section 79(a) of chapter 165 of the 2010 Session Laws of  
43 Kansas or by this or other appropriation act of the 2011 regular session of

1 the legislature, and notwithstanding the provisions of K.S.A. 2010 Supp.  
 2 72-998, and amendments thereto, or any other statute, the department of  
 3 education shall make expenditures from the special education services aid  
 4 account of the state general fund for fiscal year 2011 for a payment to  
 5 each school district, as defined by K.S.A. 72-962, and amendments  
 6 thereto, that received an amount of medicaid replacement state aid for the  
 7 2010-2011 school year that was more than \$300,000 less than the amount  
 8 of medicaid replacement state aid received for the 2009-2010 school year  
 9 due to the loss of attendant care medicaid revenue from the Kansas health  
 10 policy authority for school year 2010-2011: *Provided*, That the amount of  
 11 such payment shall be equal to (1) the amount by which the medicaid  
 12 replacement state aid received by the school district for the 2009-2010  
 13 school year is greater than the total of the medicaid replacement state aid  
 14 for the 2010-2011 school year plus \$300,000, minus (2) the total received  
 15 by the school district for increases in other medicaid reimbursements for  
 16 the 2010-2011 school year: *Provided further*, That each such payment  
 17 shall be made from the amount designated by the state board of education  
 18 pursuant to K.S.A. 2010 Supp. 72-998, and amendments thereto, for  
 19 medicaid replacement state aid for the 2010-2011 school year.

20 Sec. 37.

21 STATE BOARD OF REGENTS

22 (a) On the effective date of this act, of the \$6,219,875 appropriated  
 23 for the above agency for the fiscal year ending June 30, 2011, by section  
 24 131(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
 25 general fund in the PEI infrastructure – debt service account, the sum of  
 26 \$2,322,229 is hereby lapsed.

27 Sec. 38.

28 UNIVERSITY OF KANSAS

29 (a) There is appropriated for the above agency from the following  
 30 special revenue fund or funds for the fiscal year ending June 30, 2011, all  
 31 moneys now or hereafter lawfully credited to and available in such fund  
 32 or funds, except that expenditures, other than refunds authorized by law,  
 33 purchases of nationally recognized adopted codes for resale and federally  
 34 reimbursed overtime, shall not exceed the following:

35 Standardized water data repository fund.....No limit

36 Sec. 39.

37 JUDICIAL BRANCH

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

43 SJI grant fund .....No limit



1       Sec. 40.

2                               KANSAS STATE SCHOOL FOR THE DEAF

3       (a) On the effective date of this act, of the \$8,890,257 appropriated  
4 for the above agency for the fiscal year ending June 30, 2011, by section  
5 83(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
6 general fund in the operating expenditures account, the sum of \$393 is  
7 hereby lapsed.

8       Sec. 41.

9                               KANSAS ARTS COMMISSION

10      (a) On the effective date of this act, of the \$256,684 appropriated for  
11 the above agency for the fiscal year ending June 30, 2011, by section  
12 81(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
13 general fund in the operating expenditures account, the sum of \$13,310 is  
14 hereby lapsed.

15      Sec. 42.

16                               DEPARTMENT OF CORRECTIONS

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

19      Operating expenditures.....\$472,709

20      (b) On the effective date of this act, of the \$13,700,482 appropriated  
21 for the above agency for the fiscal year ending June 30, 2011, by section  
22 95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
23 general fund in the facilities operations account, the sum of \$3,500,000 is  
24 hereby lapsed.

25      (c) On the effective date of this act, of the \$13,084,057 appropriated  
26 for the above agency for the fiscal year ending June 30, 2011, by section  
27 95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
28 general fund in the Topeka correctional facility – facilities operations  
29 account, the sum of \$200 is hereby lapsed.

30      (d) On the effective date of this act, of the \$8,308,154 appropriated  
31 for the above agency for the fiscal year ending June 30, 2011, by section  
32 95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
33 general fund in the Hutchinson correctional facility – facilities operations  
34 account, the sum of \$500 is hereby lapsed.

35      (e) On the effective date of this act, of the \$38,326,136 appropriated  
36 for the above agency for the fiscal year ending June 30, 2011, by section  
37 95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
38 general fund in the Lansing correctional facility – facilities operations  
39 account, the sum of \$500 is hereby lapsed.

40      (f) On the effective date of this act, of the \$12,936,609 appropriated  
41 for the above agency for the fiscal year ending June 30, 2011, by section  
42 95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
43 general fund in the Ellsworth correctional facility – facilities operations

1 account, the sum of \$442 is hereby lapsed.

2 (g) On the effective date of this act, of the \$5,301,602 appropriated  
3 for the above agency for the fiscal year ending June 30, 2011, by section  
4 95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
5 general fund in the Norton correctional facility – facilities operations  
6 account, the sum of \$991 is hereby lapsed.

7 (h) On the effective date of this act, of the \$3,088,303 appropriated  
8 for the above agency for the fiscal year ending June 30, 2011, by section  
9 132(b) of chapter 165 of the 2010 Session Laws of Kansas from the  
10 correctional institutions building fund in the capital improvements –  
11 rehabilitation and repair of correctional institutions account, the sum of  
12 \$374,471 is hereby lapsed.

13 Sec. 43.

#### 14 JUVENILE JUSTICE AUTHORITY

15 (a) On the effective date of this act, of the \$23,331,916 appropriated  
16 for the above agency for the fiscal year ending June 30, 2011, by section  
17 96(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
18 general fund in the purchase of services account, the sum of \$3,336,312 is  
19 hereby lapsed.

20 (b) On the effective date of this act, of the \$4,000,013 appropriated  
21 for the above agency for the fiscal year ending June 30, 2011, by section  
22 133(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
23 institutions building fund in the debt service – Topeka complex and  
24 Larned juvenile correctional facility account, the sum of \$2,411 is hereby  
25 lapsed.

26 (c) On the effective date of this act, of the \$87,682 appropriated for  
27 the above agency for the fiscal year ending June 30, 2011, by section  
28 157(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
29 institutions building fund in the raze Atchison juvenile correctional  
30 facility maintenance building account, the sum of \$3,148 is hereby  
31 lapsed.

32 Sec. 44.

#### 33 ADJUTANT GENERAL

34 (a) On the effective date of this act, of the \$2,478,091 appropriated  
35 for the above agency for the fiscal year ending June 30, 2011, by section  
36 135(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
37 general fund in the debt service – rehabilitation and repair of the  
38 statewide armories account, the sum of \$3,960 is hereby lapsed.

39 Sec. 45.

#### 40 EMERGENCY MEDICAL SERVICES BOARD

41 (a) On the effective date of this act, the expenditure limitation  
42 established for the fiscal year ending June 30, 2011, by the state finance  
43 council on the emergency medical services operating fund of the

1 emergency medical services board is hereby increased from \$1,393,582  
2 to \$1,518,582.

3 Sec. 46.

4 STATE FIRE MARSHAL

5 (a) On the effective date of this act, the expenditure limitation  
6 established for the fiscal year ending June 30, 2011, by the state finance  
7 council on the fire marshal fee fund of the state fire marshal is hereby  
8 decreased from \$3,629,360 to \$3,626,625.

9 (b) On the effective date of this act, or as soon thereafter as moneys  
10 are available, the director of accounts and reports shall transfer \$52,509  
11 from the hazardous material program fund of the state fire marshal to the  
12 fire marshal fee fund of the state fire marshal.

13 Sec. 47.

14 KANSAS PAROLE BOARD

15 (a) On the effective date of this act, of the \$510,135 appropriated for  
16 the above agency for the fiscal year ending June 30, 2011, by section  
17 99(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
18 general fund in the parole from adult correctional institutions account, the  
19 sum of \$982 is hereby lapsed.

20 Sec. 48.

21 KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS  
22 AND TRAINING

23 (a) On June 30, 2011, the director of accounts and reports shall  
24 transfer \$500,000 from the Kansas commission on peace officers'  
25 standards and training fund of the Kansas commission on peace officers'  
26 standards and training to the state general fund: *Provided*, That the  
27 transfer of such amount shall be in addition to any other transfer from the  
28 Kansas commission on peace officers' standards and training fund to the  
29 state general fund as prescribed by law: *Provided further*, That the  
30 amount transferred from the Kansas commission on peace officers'  
31 standards and training fund to the state general fund pursuant to this  
32 subsection is to reimburse the state general fund for accounting, auditing,  
33 budgeting, legal, payroll, personnel and purchasing services and any  
34 other governmental services which are performed on behalf of the Kansas  
35 commission on peace officers' standards and training by other state  
36 agencies which receive appropriations from the state general fund to  
37 provide such services.

38 (b) On the effective date of this act, the expenditure limitation  
39 established for the fiscal year ending June 30, 2011, by section 104(a) of  
40 chapter 165 of the 2010 Session Laws of Kansas on the Kansas  
41 commission on peace officers' standards and training fund of the Kansas  
42 commission on peace officers' standards and training is hereby decreased  
43 from \$650,005 to \$549,246.

1       Sec. 49.

2                               KANSAS DEPARTMENT OF AGRICULTURE

3       (a) On the effective date of this act, the director of accounts and  
4 reports shall transfer \$3,081 from the state highway fund of the  
5 department of transportation to the water structures – state highway fund  
6 of the Kansas department of agriculture.

7       (b) On the effective date of this act, the expenditure limitation  
8 established for the fiscal year ending June 30, 2011, by section 105(b) of  
9 chapter 165 of the 2010 Session Laws of Kansas on the water structures –  
10 state highway fund of the Kansas department of agriculture is hereby  
11 increased from \$104,832 to no limit.

12       (c) On the effective date of this act, the expenditure limitation  
13 established for the fiscal year ending June 30, 2011, by section 105(b) of  
14 chapter 165 of the 2010 Session Laws of Kansas on the water  
15 appropriation certification fund of the Kansas department of agriculture is  
16 hereby increased from \$553,868 to no limit.

17       Sec. 50.

18                               DEPARTMENT OF WILDLIFE AND PARKS

19       (a) On the effective date of this act, of the \$74,264 appropriated for  
20 the above agency for the fiscal year ending June 30, 2011, by section  
21 110(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
22 general fund in the reimbursement for annual licenses issued to Kansas  
23 disabled veterans account, the sum of \$73,240 is hereby lapsed.

24       (b) On the effective date of this act, of the \$36,500 appropriated for  
25 the above agency for the fiscal year ending June 30, 2011, by section  
26 110(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
27 general fund in the reimbursement for annual licenses issued to national  
28 guard members account, the sum of \$11,290 is hereby lapsed.

29       (c) On the effective date of this act, of the \$18,000 appropriated for  
30 the above agency for the fiscal year ending June 30, 2011, by section  
31 110(a) of chapter 165 of the 2010 Session Laws of Kansas from the state  
32 general fund in the reimbursement for annual park permits issued to  
33 national guard members account, the sum of \$6,748 is hereby lapsed.

34       Sec. 51.

35                               KANSAS WATER OFFICE

36       (a) There is appropriated for the above agency from the state water  
37 plan fund for the fiscal year ending June 30, 2011, the following:  
38 Neosho river basin issues..... \$464,630

39       Sec. 52. *Appeals to exceed expenditure limitations.* (a) Upon written  
40 application to the governor and approval of the state finance council,  
41 expenditures from special revenue funds may exceed the amounts  
42 specified in this act.

43       (b) This section shall not apply to the state economic development

1 initiatives fund, the children's initiatives fund, the state water plan fund or  
2 the Kansas endowment for youth fund, or to any account of any of such  
3 funds.

4 Sec. 53. This act shall take effect and be in force from and after its  
5 publication in the Kansas register.

6  
7