

SENATE BILL No. 311

By Committee on Ways and Means

1-20

1 AN ACT making and concerning appropriations for fiscal years ending
2 June 30, 2012, and June 30, 2013, for state agencies; authorizing
3 certain transfers, imposing certain restrictions and limitations, and
4 directing or authorizing certain receipts, disbursements and acts
5 incidental to the foregoing.

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

8 Section 1. (a) For the fiscal years ending June 30, 2012, and June 30,
9 2013, appropriations are hereby made, restrictions and limitations are
10 hereby imposed, and transfers, capital improvement projects, fee, 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 the act are hereby authorized to initiate
14 and complete the capital improvement projects specified and authorized by
15 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, 2012, pursuant to section
25 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the
26 abstracters' fee fund of the abstracters' board of examiners is hereby
27 increased from \$23,291 to \$24,291.

28 Sec. 3.

29 **BOARD OF ACCOUNTANCY**

30 (a) On the effective date of this act, the expenditure limitation
31 established for the fiscal year ending June 30, 2012, pursuant to section
32 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the board of
33 accountancy fee fund of the board of accountancy is hereby decreased
34 from \$339,922 to \$334,922.

35 (b) On July 1, 2012, the expenditure limitation established for the
36 fiscal year ending June 30, 2013, by section 59(a) of chapter 118 of the

1 2011 Session Laws of Kansas on the board of accountancy fee fund of the
2 board of accountancy is hereby decreased from \$346,732 to \$340,182.

3 Sec. 4.

4 STATE BANK COMMISSIONER

5 (a) On the effective date of this act, the expenditure limitation
6 established for the fiscal year ending June 30, 2012, pursuant to section
7 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the bank
8 commissioner fee fund of the state bank commissioner is hereby increased
9 from \$9,251,724 to \$9,488,964.

10 (b) On July 1, 2012, the expenditure limitation established for the
11 fiscal year ending June 30, 2013, by section 60(a) of chapter 118 of the
12 2011 Session Laws of Kansas on the bank commissioner fee fund of the
13 state bank commissioner is hereby increased from \$9,742,902 to
14 \$10,651,324.

15 (c) On the effective date of this act, the position limitation established
16 for the fiscal year ending June 30, 2012, by section 79 of chapter 118 of
17 the 2011 Session Laws of Kansas for the state bank commissioner is
18 hereby increased from 99.00 to 105.00.

19 (d) On July 1, 2012, the position limitation established for the fiscal
20 year ending June 30, 2013, by section 79 of chapter 118 of the 2011
21 Session Laws of Kansas for the state bank commissioner is hereby
22 increased from 99.00 to 107.00.

23 (e) On July 1, 2012, there is appropriated for the above agency from
24 the following special revenue fund or funds for the fiscal year ending June
25 30, 2013, all moneys now or hereafter lawfully credited to and available in
26 such fund or funds, except that expenditures other than refunds authorized
27 by law shall not exceed the following:

28 Litigation expense fund.....No limit

29 *Provided*, That the above agency is authorized to make expenditures
30 from the litigation expense fund for costs, fees, and expenses associated
31 with administrative or judicial proceedings regarding the enforcement of
32 laws administered by the consumer and mortgage lending division and the
33 enforcement and collection of assessed fines, fees and consumer refunds;
34 *Provided further*, That a portion of the moneys collected as a result of fines
35 and investigative fees collected by the consumer and mortgage lending
36 division, as determined by the deputy of the consumer and mortgage
37 lending division, shall be deposited in the state treasury in accordance with
38 the provisions of K.S.A. 75-4215, and amendments thereto, and shall be
39 credited to the litigation expense fund.

40 Sec. 5.

41 KANSAS BOARD OF BARBERING

42 (a) On the effective date of this act, the expenditure limitation
43 established for the fiscal year ending June 30, 2012, pursuant to section

1 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the board of
2 barbering fee fund of the Kansas board of barbering is hereby increased
3 from \$156,383 to \$166,383.

4 (b) On July 1, 2012, the expenditure limitation established for the
5 fiscal year ending June 30, 2013, by section 61(a) of chapter 118 of the
6 2011 Session Laws of Kansas on the board of barbering fee fund of the
7 Kansas board of barbering is hereby increased from \$144,892 to \$154,892.

8 Sec. 6.

9 BEHAVIORAL SCIENCES REGULATORY BOARD

10 (a) On the effective date of this act, the expenditure limitation
11 established for the fiscal year ending June 30, 2012, pursuant to section
12 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the
13 behavioral sciences regulatory board fee fund of the behavioral sciences
14 regulatory board is hereby increased from \$617,861 to \$618,361.

15 (b) On July 1, 2012, the expenditure limitation established for the
16 fiscal year ending June 30, 2013, by section 62(a) of chapter 118 of the
17 2011 Session Laws of Kansas on the behavioral sciences regulatory board
18 fee fund of the behavioral sciences regulatory board is hereby increased
19 from \$636,586 to \$685,539.

20 (c) On July 1, 2012, the position limitation established for the fiscal
21 year ending June 30, 2013, by section 79 of chapter 118 of the 2011
22 Session Laws of Kansas for the behavioral sciences regulatory board is
23 hereby increased from 8.00 to 9.00.

24 Sec. 7.

25 STATE BOARD OF HEALING ARTS

26 (a) On the effective date of this act, the expenditure limitation
27 established for the fiscal year ending June 30, 2012, pursuant to section
28 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the healing
29 arts fee fund of the state board of healing arts is hereby decreased from
30 \$4,321,859 to \$4,223,509.

31 Sec. 8.

32 STATE DEPARTMENT OF CREDIT UNIONS

33 (a) On July 1, 2012, the expenditure limitation established for the
34 fiscal year ending June 30, 2013, by section 65(a) of chapter 118 of the
35 2011 Session Laws of Kansas on the credit union fee fund of the state
36 department of credit unions is hereby decreased from \$1,038,452 to
37 \$931,047.

38 (b) On July 1, 2012, the position limitation established for the fiscal
39 year ending June 30, 2013, by section 79 of chapter 118 of the 2011
40 Session Laws of Kansas for the state department of credit unions is hereby
41 decreased from 12.00 to 11.00.

42 Sec. 9.

43 KANSAS DENTAL BOARD

1 (a) On the effective day of this act, the expenditure limitation
2 established for the fiscal year ending June 30, 2012, pursuant to section
3 174(c) of chapter 118 of the Session Laws of Kansas on the dental board
4 fee fund of the Kansas dental board is hereby increased from \$371,890 to
5 \$379,932.

6 (b) On July 1, 2012, the expenditure limitation established for the
7 fiscal year ending June 30, 2013, by section 66(a) of chapter 118 of the
8 Session Laws of Kansas on the dental board fee fund of the Kansas dental
9 board is hereby decreased from \$374,145 to \$369,098.

10 Sec. 10.

11 KANSAS BOARD OF EXAMINERS IN FITTING AND DISPENSING
12 OF HEARING INSTRUMENTS

13 (a) On the effective date of this act, the expenditure limitation
14 established for the fiscal year ending June 30, 2012, by section 68(a) of
15 chapter 118 of the 2011 Session Laws of Kansas on the hearing instrument
16 board fee fund of the Kansas board of examiners in fitting and dispensing
17 of hearing instruments is hereby decreased from \$29,636 to \$28,552.

18 (b) On July 1, 2012, the expenditure limitation established for the
19 fiscal year ending June 30, 2013, by section 68(a) of chapter 118 of the
20 2011 Session Laws of Kansas on the hearing instrument board fee fund of
21 the Kansas board of examiners in fitting and dispensing of hearing
22 instruments is hereby decreased from \$29,181 to \$28,103.

23 Sec. 11.

24 BOARD OF NURSING

25 (a) On the effective date of this act, the expenditure limitation
26 established for the fiscal year ending June 30, 2012, pursuant to section
27 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the board of
28 nursing fee fund of the board of nursing is hereby decreased from
29 \$2,046,214 to \$2,043,652.

30 (b) On July 1, 2012, the expenditure limitation established for the
31 fiscal year ending June 30, 2013, by section 69(a) of chapter 118 of the
32 2011 Session Laws of Kansas on the board of nursing fee fund of the
33 board of nursing is hereby increased from \$2,109,810 to \$2,405,418.

34 (c) On July 1, 2012, the position limitation established for the fiscal
35 year ending June 30, 2013, by section 79 of chapter 118 of the 2011
36 Session Laws of Kansas for the board of nursing is hereby increased from
37 24.00 to 28.00.

38 Sec. 12.

39 BOARD OF EXAMINERS IN OPTOMETRY

40 (a) On the effective date of this act, the expenditure limitation
41 established for the fiscal year ending June 30, 2012, pursuant to section
42 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the
43 optometry fee fund of the board of examiners in optometry is hereby

1 decreased from \$121,180 to \$120,141.

2 (b) On July 1, 2012, the expenditure limitation established for the
3 fiscal year ending June 30, 2013, by section 70(a) of chapter 118 of the
4 2011 Session Laws of Kansas on the optometry fee fund of the board of
5 examiners in optometry is hereby increased from \$111,631 to \$114,437.

6 Sec. 13.

7 STATE BOARD OF PHARMACY

8 (a) On the effective date of this act, the expenditure limitation
9 established for the fiscal year ending June 30, 2012, pursuant to section
10 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the state
11 board of pharmacy fee fund of the state board of pharmacy is hereby
12 increased from \$791,288 to \$792,038.

13 (b) On July 1, 2012, the expenditure limitation established for the
14 fiscal year ending June 30, 2013, by section 71(a) of chapter 118 of the
15 2011 Session Laws of Kansas on the state board of pharmacy fee fund of
16 the state board of pharmacy is hereby decreased from \$839,771 to
17 \$818,777.

18 Sec. 14.

19 REAL ESTATE APPRAISAL BOARD

20 (a) On the effective date of this act, the expenditure limitation
21 established for the fiscal year ending June 30, 2012, pursuant to section
22 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the appraiser
23 fee fund of the real estate appraisal board is hereby decreased from
24 \$302,300 to \$288,643.

25 (b) On July 1, 2012, the expenditure limitation established for the
26 fiscal year ending June 30, 2013, by section 72(a) of chapter 118 of the
27 2011 Session Laws of Kansas on the appraiser fee fund of the real estate
28 appraisal board is hereby decreased from \$314,607 to \$298,877.

29 Sec. 15.

30 KANSAS REAL ESTATE COMMISSION

31 (a) On the effective date of this act, the expenditure limitation
32 established for the fiscal year ending June 30, 2012, pursuant to section
33 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the real
34 estate fee fund of the Kansas real estate commission is hereby decreased
35 from \$1,130,322 to \$1,098,091.

36 (b) On July 1, 2012, the expenditure limitation established for the
37 fiscal year ending June 30, 2013, by section 73(a) of chapter 118 of the
38 2011 Session Laws of Kansas on the real estate fee fund of the Kansas real
39 estate commission is hereby decreased from \$1,133,094 to \$1,105,155.

40 Sec. 16.

41 OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

42 (a) On the effective date of this act, the expenditure limitation
43 established for the fiscal year ending June 30, 2012, pursuant to section

1 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the securities
2 act fee fund of the office of the securities commissioner of Kansas is
3 hereby decreased from \$2,871,074 to \$2,801,596.

4 (b) On July 1, 2012, the expenditure limitation established for the
5 fiscal year ending June 30, 2013, by section 74(a) of chapter 118 of the
6 2011 Session Laws of Kansas on the securities act fee fund of the office of
7 the securities commissioner of Kansas is hereby decreased from
8 \$2,923,867 to \$2,835,091.

9 (c) On the effective date of this act, the position limitation established
10 for the fiscal year ending June 30, 2012, by section 79 of chapter 118 of
11 the 2011 Session Laws of Kansas for the office of the securities
12 commissioner of Kansas is hereby decreased from 32.13 to 30.00.

13 (d) On July 1, 2012, the position limitation established for the fiscal
14 year ending June 30, 2013, by section 79 of chapter 118 of the 2011
15 Session Laws of Kansas for the office of the securities commissioner of
16 Kansas is hereby decreased from 32.13 to 30.00.

17 Sec. 17.

18 STATE BOARD OF TECHNICAL PROFESSIONS

19 (a) On the effective date of this act, the expenditure limitation
20 established for the fiscal year ending June 30, 2012, pursuant to section
21 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the technical
22 professions fee fund of the state board of technical professions is hereby
23 decreased from \$605,232 to \$604,778.

24 (b) On July 1, 2012, the expenditure limitation established for the
25 fiscal year ending June 30, 2013, by section 75(a) of chapter 118 of the
26 2011 Session Laws of Kansas on the technical professions fee fund of the
27 state board of technical professions is hereby increased from \$589,122 to
28 \$615,278.

29 Sec. 18.

30 STATE BOARD OF VETERINARY EXAMINERS

31 (a) On the effective date of this act, the expenditure limitation
32 established for the fiscal year ending June 30, 2012, pursuant to section
33 174(c) of chapter 118 of the 2011 Session Laws of Kansas, on the
34 veterinary examiners fee fund of the state board of veterinary examiners is
35 hereby decreased from \$266,632 to \$264,881.

36 (b) On July 1, 2012, the expenditure limitation established for the
37 fiscal year ending June 30, 2013, by section 76(a) of chapter 118 of the
38 2011 Session Laws of Kansas on the veterinary examiners fee fund of the
39 state board of veterinary examiners is hereby decreased from \$268,132 to
40 \$267,575.

41 Sec. 19.

42 GOVERNMENTAL ETHICS COMMISSION

43 (a) On the effective date of this act, the position limitation established

1 for the fiscal year ending June 30, 2012, by section 79 of chapter 118 of
2 the 2011 Session Laws of Kansas for the governmental ethics commission
3 is hereby decreased from 9.00 to 8.50.

4 (b) On July 1, 2012, of the \$421,567 appropriated for the above
5 agency for the fiscal year ending June 30, 2013, by section 77(a) of
6 chapter 118 of the 2011 Session Laws of Kansas from the state general
7 fund in the operating expenditures account, the sum of \$9,175 is hereby
8 lapsed.

9 Sec. 20.

10 STATE CORPORATION COMMISSION

11 (a) On the effective date of this act, the expenditure limitation for the
12 fiscal year ending June 30, 2012, by the state corporation commission
13 from the public service regulation fund, the motor carrier license fees fund,
14 and the conservation fee fund in the aggregate, as established in section
15 95(b) of chapter 118 of the 2011 Session Laws of Kansas, is hereby
16 increased from \$16,844,081 to \$16,960,956.

17 Sec. 21.

18 KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

19 (a) On the effective date of this act, the expenditure limitation
20 established for the fiscal year ending June 30, 2012, in section 93(c) of
21 chapter 118 of the 2011 Session Laws of Kansas on the agency operations
22 account of the expense reserve of the Kansas public employees retirement
23 fund is hereby increased from \$8,517,600 to \$8,845,767.

24 (b) On the effective date of this act, the expenditure limitation
25 established for the fiscal year ending June 30, 2012, in section 93(d) of
26 chapter 118 of the 2011 Session Laws of Kansas on the agency operations
27 account of the non-retirement administration fund is hereby increased from
28 \$75,603 to \$82,117.

29 (c) On the effective date of this act, or as soon thereafter as moneys
30 are available, notwithstanding the provisions of K.S.A. 38-2102, and
31 amendments thereto, or any other statute, the director of accounts and
32 reports shall transfer \$832,896 from the Kansas endowment for youth fund
33 to the children's initiatives fund.

34 Sec. 22.

35 DEPARTMENT OF COMMERCE

36 (a) On the effective date of this act, of the \$131,486 appropriated for
37 the above agency for the fiscal year ending June 30, 2012, by section
38 103(b) of chapter 118 of the 2011 Session Laws of Kansas from the state
39 economic development initiatives fund in the senior community service
40 employment program account, the sum of \$126,245 is hereby lapsed.

41 (b) On the effective date of this act, the appropriation of \$8,935 for
42 the above agency for the fiscal year ending June 30, 2012, by section
43 103(b) of chapter 118 of the 2011 Session Laws of Kansas from the state

1 economic development initiatives fund in the senior community service
2 employment program – ARRA match account, is hereby lapsed.

3 (c) On the effective date of this act, the position limitation established
4 for the fiscal year ending June 30, 2012, by section 143(a) of chapter 118
5 of the 2011 Session Laws of Kansas for the department of commerce is
6 hereby decreased from 251.80 to 250.00.

7 (d) (1) On the effective date of this act, notwithstanding the
8 provisions of K.S.A. 74-50,151, and amendments thereto, or any other
9 statute, the director of accounts and reports shall transfer all moneys in the
10 Kansas economic opportunity initiatives fund of the department of
11 commerce to the job creation program fund of the department of
12 commerce. On the effective date of this act, all liabilities of the Kansas
13 economic opportunity initiatives fund are hereby transferred to and
14 imposed on the job creation program fund of the department of commerce.

15 (2) On the effective date of this act, the expenditure limitation
16 established for the fiscal year ending June 30, 2012, established by section
17 103(c) of chapter 118 of the 2011 Session Laws of Kansas on the Kansas
18 economic opportunity initiatives fund of the department of commerce is
19 hereby decreased from no limit to \$0.

20 Sec. 23.

21 KANSAS LOTTERY

22 (a) On the effective date of this act, the aggregate of the amounts
23 authorized by section 101(b) of chapter 118 of the 2011 Session Laws of
24 Kansas to be transferred from the lottery operating fund to the state
25 gaming revenues fund during the fiscal year ending June 30, 2012, is
26 hereby increased from \$70,800,000 to \$71,000,000.

27 Sec. 24.

28 KANSAS RACING AND GAMING COMMISSION

29 (a) On the effective date of this act, the position limitation established
30 for the fiscal year ending June 30, 2012, by section 143(a) of chapter 118
31 of the 2011 Session Laws of Kansas for the Kansas racing and gaming
32 commission – state racing operations program and expanded lottery act
33 regulation division is hereby decreased from 75.53 to 74.00.

34 Sec. 25.

35 STATE COURT OF TAX APPEALS

36 (a) On the effective date of this act, the expenditure limitation
37 established for the fiscal year ending June 30, 2012, pursuant to section
38 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the COTA
39 filing fee fund of the state court of tax appeals is hereby decreased from
40 \$1,331,328 to \$1,013,888.

41 Sec. 26.

42 STATE BOARD OF INDIGENTS' DEFENSE SERVICES

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

1 fund for the fiscal year ending June 30, 2012, the following:
 2 Assigned counsel expenditures.....\$695,010
 3 Sec. 27.

4 LEGISLATIVE COORDINATING COUNCIL

5 (a) On the effective date of this act, of the \$749,822 appropriated for
 6 the above agency for the fiscal year ending June 30, 2012, by section 80(a)
 7 of chapter 118 of the 2011 Session Laws of Kansas from the state general
 8 fund in the legislative coordinating council – operations account, the sum
 9 of \$6,667 is hereby lapsed.

10 (b) On the effective date of this act, of the \$3,549,398 appropriated
 11 for the above agency for the fiscal year ending June 30, 2012, by section
 12 80(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
 13 general fund in the legislative research department – operations account,
 14 the sum of \$156,515 is hereby lapsed.

15 (c) On the effective date of this act, of the \$3,049,313 appropriated
 16 for the above agency for the fiscal year ending June 30, 2012, by section
 17 80(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
 18 general fund in the office of revisor of statutes – operations account, the
 19 sum of \$241,617 is hereby lapsed.

20 Sec. 28.

21 DIVISION OF POST AUDIT

22 (a) On the effective date of this act, of the \$2,020,838 appropriated
 23 for the above agency for the fiscal year ending June 30, 2012, by section
 24 82(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
 25 general fund in the operations (including legislative post audit committee)
 26 account, the sum of \$634 is hereby lapsed.

27 Sec. 29.

28 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

29 (a) On the effective date of this act, of the \$120,322,135 appropriated
 30 for the above agency for the fiscal year ending June 30, 2012, by section
 31 111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
 32 general fund in the other medical assistance account, the sum of \$697,394
 33 is hereby lapsed.

34 (b) On the effective date of this act, of the \$87,187,295 appropriated
 35 for the above agency for the fiscal year ending June 30, 2012, by section
 36 111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
 37 general fund in the community based services account, the sum of
 38 \$1,333,408 is hereby lapsed.

39 (c) On the effective date of this act, of the \$3,029,539 appropriated
 40 for the above agency for the fiscal year ending June 30, 2012, by section
 41 111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
 42 general fund in the alcohol and drug abuse services grants account, the
 43 sum of \$60,213 is hereby lapsed.

1 (d) On the effective date of this act, of the \$46,069,941 appropriated
2 for the above agency for the fiscal year ending June 30, 2012, by section
3 111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
4 general fund in the cash assistance account, the sum of \$328,232 is hereby
5 lapsed.

6 (e) On the effective date of this act, of the \$5,965,139 appropriated
7 for the above agency for the fiscal year ending June 30, 2012, by section
8 111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
9 general fund in the vocational rehabilitation aid and assistance account, the
10 sum of \$40,812 is hereby lapsed.

11 (f) On the effective date of this act, of the \$99,098,413 appropriated
12 for the above agency for the fiscal year ending June 30, 2012, by section
13 111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
14 general fund in the youth services aid and assistance account, the sum of
15 \$3,252,120 is hereby lapsed.

16 (g) There is appropriated for the above agency from the state
17 institutions building fund for the fiscal year ending June 30, 2012, the
18 following:

19 Sexual predator treatment program expansion.....\$2,058,900

20 (h) On the effective date of this act, of the \$519,325 appropriated for
21 the above agency for the fiscal year ending June 30, 2012, by section
22 111(c) of chapter 118 of the 2011 Session Laws of Kansas from the
23 children’s initiatives fund in the children’s cabinet accountability fund
24 account, the sum of \$42,367 is hereby lapsed.

25 (i) On the effective date of this act, of the \$4,750,000 appropriated for
26 the above agency for the fiscal year ending June 30, 2012, by section
27 111(c) of chapter 118 of the 2011 Session Laws of Kansas from the
28 children’s initiatives fund in the family centered system of care account,
29 the sum of \$3 is hereby lapsed.

30 (j) On the effective date of this act, of the \$5,033,679 appropriated for
31 the above agency for the fiscal year ending June 30, 2012, by section
32 111(c) of chapter 118 of the 2011 Session Laws of Kansas from the
33 children’s initiatives fund in the child care account, the sum of \$213 is
34 hereby lapsed.

35 (k) On the effective date of this act, the expenditure limitation
36 established for the fiscal year ending June 30, 2012, pursuant to section
37 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the social
38 welfare fund of the department of social and rehabilitation services is
39 hereby increased from \$29,069,381 to \$32,383,404.

40 (l) There is appropriated for the above agency from the state general
41 fund for the fiscal year ending June 30, 2012, the following:

42 Larned state hospital – sexual predator treatment program.....\$213,805

43 (m) On the effective date of this act, the expenditure limitation

1 established for the fiscal year ending June 30, 2012, by section 174(c) of
2 chapter 118 of the 2011 Session Laws of Kansas on the rainbow mental
3 health facility fee fund of the department of social and rehabilitation
4 services is hereby increased from \$2,465,445 to \$2,501,169.

5 Sec. 30.

6 DEPARTMENT ON AGING

7 (a) There is appropriated for the above agency from the state general
8 fund for the fiscal year ending June 30, 2012, the following:

9 LTC – medicaid assistance – NF.....\$4,000,000

10 (b) On the effective date of this act, the expenditure limitation
11 established for the fiscal year ending June 30, 2012, by section 110(b) of
12 chapter 118 of the 2011 Session Laws of Kansas on the health policy
13 nursing facility quality care fund of the department on aging is hereby
14 increased from \$19,577,801 to no limit.

15 (c) On the effective date of this act, the expenditure limitation
16 established for the fiscal year ending June 30, 2012, by section 110(b) of
17 chapter 118 of the 2011 Session Laws of Kansas on the social service
18 block grant fund of the department on aging is hereby increased from
19 \$4,399,305 to \$4,500,000.

20 Sec. 31.

21 DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF
22 HEALTH CARE FINANCE

23 (a) There is appropriated for the above agency from the state general
24 fund for the fiscal year ending June 30, 2012, the following:

25 Other medical assistance.....\$22,543,116

26 (b) On the effective date of this act, of the \$17,293,612 appropriated
27 for the above agency for the fiscal year ending June 30, 2012, by section
28 108(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
29 general fund in the children’s health insurance program account, the sum
30 of \$28,819 is hereby lapsed.

31 (c) On the effective date of this act, of the \$14,482,995 appropriated
32 for the above agency for the fiscal year ending June 30, 2012, by section
33 108(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
34 general fund in the health policy operating expenditures account, the sum
35 of \$52,694 is hereby lapsed.

36 (d) On the effective date of this act, the expenditure limitation
37 established for the fiscal year ending June 30, 2012, by section 108(b) of
38 chapter 118 of the 2011 Session Laws of Kansas on the medical programs
39 fee fund of the department of health and environment – division of health
40 care finance is hereby increased from \$50,529,602 to \$56,610,742.

41 (e) On the effective date of this act, the expenditure limitation
42 established for the fiscal year ending June 30, 2012, by section 108(b) of
43 chapter 118 of the 2011 Session Laws of Kansas on the health care access

1 improvement fund of the department of health and environment – division
2 of health care finance is hereby increased from \$33,300,000 to
3 \$33,354,454.

4 (f) On the effective date of this act, the expenditure limitation
5 established for the fiscal year ending June 30, 2012, pursuant to section
6 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the
7 preventive health care program fund of the department of health and
8 environment – division of health care finance is hereby increased from
9 \$667,369 to \$711,214.

10 (g) On the effective date of this act, the expenditure limitation
11 established for the fiscal year ending June 30, 2012, pursuant to section
12 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the health
13 committee insurance fund of the department of health and environment –
14 division of health care finance is hereby decreased from \$287,646 to
15 \$283,854.

16 (h) On the effective date of this act, the expenditure limitation
17 established for the fiscal year ending June 30, 2012, pursuant to section
18 174(c) of chapter 118 of the 2011 Session Laws of Kansas on expenditures
19 from the state workers compensation self-insurance fund of the department
20 of health and environment – division of health care finance for salaries and
21 wages and other operating expenditures is hereby increased from
22 \$3,510,806 to \$3,776,357.

23 (i) On the effective date of this act, the expenditure limitation
24 established for the fiscal year ending June 30, 2012, by section 108(b) of
25 chapter 118 of the 2011 Session Laws of Kansas on expenditures from the
26 cafeteria benefits fund of the department of health and environment –
27 division of health care finance for salaries and wages and other operating
28 expenditures is hereby decreased from \$1,979,603 to \$1,977,635.

29 Sec. 32.

30

DEPARTMENT OF LABOR

31 (a) On the effective date of this act, of the \$409,271 appropriated for
32 the above agency for the fiscal year ending June 30, 2012, by section
33 105(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
34 general fund in the operating expenditures account, the sum of \$3,731 is
35 hereby lapsed.

36 (b) On the effective date of this act, the expenditure limitation
37 established for the fiscal year ending June 30, 2012, pursuant to section
38 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the
39 workmen's compensation fee fund of the department of labor is hereby
40 decreased from \$13,883,381 to \$10,624,371.

41 (c) On the effective date of this act, the expenditure limitation
42 established for the fiscal year ending June 30, 2012, pursuant to section
43 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the federal

1 indirect cost offset fund of the department of labor is hereby decreased
2 from \$404,143 to \$364,858.

3 Sec. 33.

4 COMMISSION ON VETERANS AFFAIRS

5 (a) On the effective date of this act, of the \$426,485 appropriated for
6 the above agency for the fiscal year ending June 30, 2012, by section
7 106(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
8 general fund in the operating expenditures – administration account, the
9 sum of \$350 is hereby lapsed.

10 (b) On the effective date of this act, of the \$1,200,598 appropriated
11 for the above agency for the fiscal year ending June 30, 2012, by section
12 106(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
13 general fund in the operating expenditures – veterans services account, the
14 sum of \$1,178 is hereby lapsed.

15 (c) On the effective date of this act, the expenditure limitation
16 established for the fiscal year ending June 30, 2012, by section 106(b) of
17 chapter 118 of the 2011 Session Laws of Kansas on the soldiers home fee
18 fund of the Kansas commission of veterans affairs is hereby decreased
19 from \$1,719,521 to \$1,648,438.

20 (d) On the effective date of this act, the expenditure limitation
21 established for the fiscal year ending June 30, 2012, by section 106(b) of
22 chapter 118 of the 2011 Session Laws of Kansas on the soldiers home
23 federal fund of the Kansas commission of veterans affairs is hereby
24 increased from \$2,254,408 to \$2,427,906.

25 Sec. 34.

26 STATE BOARD OF REGENTS

27 (a) There is appropriated for the above agency from the Kansas
28 educational building fund for the fiscal year ending June 30, 2012, for the
29 capital improvement project or projects specified as follows:

30 Debt service – revenue bonds issued for major remodeling and new
31 construction projects at state educational institutions.....\$1,254,925

32 Sec. 35.

33 DEPARTMENT OF EDUCATION

34 (a) There is appropriated for the above agency from the state general
35 fund for the fiscal year ending June 30, 2012, the following:

36 KPERS – employer contributions.....\$6,992,555
37 General state aid.....\$24,632,000

38 (b) On and after the effective date of this act, notwithstanding the
39 provisions of section 113(a) of chapter 118 of the 2011 Session Laws of
40 Kansas or any other statute, no appropriation shall be made for fiscal year
41 2012 from the state general fund to the general state aid account of the
42 department of education by the second proviso to the general state aid
43 account appropriation from the state general fund of section 113(a) of

1 chapter 118 of the 2011 Session Laws of Kansas: *Provided*, That the
 2 amount that would be appropriated for the above agency for the fiscal year
 3 ending June 30, 2012, pursuant to the second proviso to the general state
 4 aid account appropriation from the state general fund of section 113(a) of
 5 chapter 118 of the 2011 Session Laws of Kansas from the state general
 6 fund to the general state aid account is hereby lapsed: *Provided further*,
 7 That, on the effective date of this act, the provisions of the second proviso
 8 to the general state aid account appropriation from the state general fund
 9 of section 113(a) of chapter 118 of the 2011 Session Laws of Kansas are
 10 hereby declared to be null and void and shall have no force and effect.

11 Sec. 36.

12 DEPARTMENT OF CORRECTIONS

13 (a) There is appropriated for the above agency from the state general
 14 fund for the fiscal year ending June 30, 2012, the following:

15 Treatment and programs.....	\$1,825,000
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16 (b) There is appropriated for the above agency from the expanded
 17 lottery act revenues fund for the fiscal year ending June 30, 2012, the
 18 following:

19 Labette facility renovation.....	\$1,696,150
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20 Sec. 37.

21 JUVENILE JUSTICE AUTHORITY

22 (a) On the effective date of this act, of the \$21,979,200 appropriated
 23 for the above agency for the fiscal year ending June 30, 2012, by section
 24 130(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
 25 general fund in the purchase of services account, the sum of \$78 is hereby
 26 lapsed.

27 (b) On the effective date of this act, the expenditure limitation
 28 established for the fiscal year ending June 30, 2012, by section 130(b) of
 29 chapter 118 of the 2011 Session Laws of Kansas on the juvenile detention
 30 facilities fund of the juvenile justice authority is hereby increased from
 31 \$3,575,963 to \$4,459,805.

32 (c) On the effective date of this act, of the \$408,118 appropriated for
 33 the above agency for the fiscal year ending June 30, 2012, by section
 34 164(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
 35 institutions building fund in the backup generator – Kansas juvenile
 36 correctional complex account, the sum of \$407,618 is hereby lapsed.

37 Sec. 38.

38 ADJUTANT GENERAL

39 (a) There is appropriated for the above agency from the state general
 40 fund for the fiscal year ending June 30, 2012, the following:

41 Disaster relief.....	\$4,226,905
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42 (b) There is appropriated for the above agency from the following
 43 special revenue fund or funds for the fiscal year ending June 30, 2012, all

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

4 State asset forfeiture fund.....No limit

5 Sec. 39.

6 EMERGENCY MEDICAL SERVICES BOARD

7 (a) On the effective date of this act, the expenditure limitation
8 established for the fiscal year ending June 30, 2012, pursuant to section
9 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the
10 emergency medical services operating fund of the emergency medical
11 services board is hereby increased from \$1,330,025 to \$1,332,018.

12 Sec. 40.

13 STATE FIRE MARSHAL

14 (a) On the effective date of this act, or as soon thereafter as moneys
15 are available, the director of accounts and reports shall transfer \$29,339
16 from the hazardous material program fund of the state fire marshal to the
17 fire marshal fee fund of the state fire marshal.

18 Sec. 41.

19 ATTORNEY GENERAL – KANSAS BUREAU OF INVESTIGATION

20 (a) There is appropriated for the above agency from the state general
21 fund for the fiscal year ending June 30, 2012, the following:

22 Rehabilitation and repair projects.....\$64,500

23 Sec. 42.

24 KANSAS DEPARTMENT OF AGRICULTURE

25 (a) On the effective date of this act, of the amount reappropriated for
26 the above agency for the fiscal year ending June 30, 2012, by section
27 138(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
28 general fund, in the operating expenditures account, the sum of \$57,541 is
29 hereby lapsed.

30 (b) On the effective date of this act, of the \$702,722 appropriated for
31 the above agency for the fiscal year ending June 30, 2012, by section
32 138(c) of chapter 118 of the 2011 Session Laws of Kansas in the basin
33 management account of the state water plan fund, the sum of \$68,403 is
34 hereby lapsed.

35 (c) On the effective date of this act, of the amount reappropriated for
36 the above agency for the fiscal year ending June 30, 2012, by section
37 138(c) of chapter 118 of the 2011 Session Laws of Kansas from the state
38 water plan fund in the water transition assistance program/conservation
39 reserve enhancement program account, the sum of \$1,093,354 is hereby
40 lapsed.

41 (d) On the effective date of this act, the expenditure limitation
42 established for the fiscal year ending June 30, 2012, by section 138(a) of
43 chapter 118 of the 2011 Session Laws of Kansas on expenditures from the

1 operating expenditures account of the Kansas department of agriculture for
2 official hospitality is hereby increased from \$5,000 to \$10,000.

3 (e) On and after the effective date of this act, during the fiscal year
4 ending June 30, 2012, in addition to other purposes for which expenditures
5 may be made by the Kansas department of agriculture from moneys
6 appropriated in the reimbursement and recovery fund, conference
7 regulation and disbursement fund, and the market development fund for
8 the fiscal year ending June 30, 2012, as authorized by section 138(b) of
9 chapter 118 of the 2011 session laws of Kansas or by this or other
10 appropriation act of the 2012 regular session of the Kansas legislature,
11 expenditures may be made by the Kansas department of agriculture from
12 moneys appropriated in the reimbursement and recovery fund, conference
13 regulation and disbursement fund, and the market development fund for
14 official hospitality.

15 Sec. 43.

16 KANSAS DEPARTMENT OF WILDLIFE, PARKS AND TOURISM

17 (a) On the effective date of this act, of the \$40,000 appropriated for
18 the above agency for the fiscal year ending June 30, 2012, by section
19 141(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
20 general fund in the reimbursement for annual licenses issued to Kansas
21 disabled veterans account, the sum of \$18,388 is hereby lapsed.

22 (b) There is appropriated for the above agency from the state general
23 fund for the fiscal year ending June 30, 2012, the following:

24 State parks operating expenditures.....\$1,200,000

25 Sec. 44.

26 DEPARTMENT OF TRANSPORTATION

27 (a) On the effective date of this act, the expenditure limitation
28 established for the fiscal year ending June 30, 2012, pursuant to section
29 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the agency
30 operations account of the state highway fund of the department of
31 transportation is hereby increased from \$287,632,588 to \$289,632,588.

32 (b) On the effective date of this act, the director of accounts and
33 reports shall transfer \$2,000,000 from the north central Kansas air
34 passenger service support fund of the department of transportation to the
35 state economic development initiatives fund.

36 Sec. 45. On the effective date of this act, during fiscal year 2012,
37 notwithstanding the provisions of section 101(e) of chapter 118 of the
38 2011 Session Laws of Kansas, K.S.A. 74-8768, and amendments thereto,
39 or any other statute, the director of accounts and reports shall transfer all
40 moneys exceeding the first \$1,696,150 credited to the expanded lottery act
41 revenues fund during fiscal year 2012 from the expanded lottery act
42 revenues fund to the state general fund, within 10 days after such moneys
43 are credited to the expanded lottery act revenues fund: *Provided*, That the

1 transfer of such amounts shall be in addition to any other transfer from the
2 expanded lottery act revenues fund to the state general fund as prescribed
3 by law: *Provided further*, That all moneys transferred from the expanded
4 lottery act revenues fund to the state general fund pursuant to this
5 subsection are to reimburse the state general fund for accounting, auditing,
6 budgeting, legal, payroll, personnel and purchasing services and any other
7 governmental services which are performed on behalf of the department of
8 revenue, and other state agencies, by other state agencies which receive
9 appropriations from the state general fund to provide such services:
10 *Provided further*, That, on the effective date of this act, the provisions of
11 section 101(e) of chapter 118 of the 2011 Session Laws of Kansas, that
12 transfers all moneys that are credited to the expanded lottery act revenues
13 fund from the expanded lottery act revenues fund to the state general fund
14 during the fiscal year ending June 30, 2012, are hereby declared to be null
15 and void and shall have no force and effect.

16 Sec. 46. *Appeals to exceed position limitations*. The limitations
17 imposed by this act on the number of full-time and regular part-time
18 positions equated to full-time, excluding seasonal and temporary positions,
19 paid from appropriations for the fiscal year ending June 30, 2012, made in
20 chapter 118 of the 2011 Session Laws of Kansas or in this act or in any
21 other appropriation act of the 2012 regular session of the legislature may
22 be exceeded upon approval of the state finance council.

23 Sec. 47. *Appeals to exceed expenditure limitations*. (a) Upon written
24 application to the governor and approval of the state finance council,
25 expenditures from the special revenue funds may exceed the amounts
26 specified in this act.

27 (b) This section shall not apply to the state economic development
28 initiatives fund, the children's initiative fund, the state water plan fund or
29 the Kansas endowment for youth fund, or to any account of any of such
30 funds.

31 Sec. 48. This act shall take effect and be in force from and after its
32 publication in the Kansas register.