

As Amended by Senate Committee

Session of 2012

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 See. 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(e) 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. 3.~~

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. 4.~~

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.~~ 5.

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.~~ 6.

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**
12 **DISPENSING**
13 **OF HEARING INSTRUMENTS**

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

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

24 Sec. 11. 7.

25 **BOARD OF NURSING**

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 board of
29 nursing fee fund of the board of nursing is hereby decreased from
30 \$2,046,214 to \$2,043,652.

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

35 (c) On July 1, 2012, the position limitation established for the fiscal
36 year ending June 30, 2013, by section 79 of chapter 118 of the 2011
37 Session Laws of Kansas for the board of nursing is hereby increased from
38 24.00 to 28.00.

39 Sec. 12. 8.

40 **BOARD OF EXAMINERS IN OPTOMETRY**

41 (a) 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

1 optometry fee fund of the board of examiners in optometry is hereby
2 decreased from \$121,180 to \$120,141.

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

7 Sec. ~~13~~. **9.**

8 STATE BOARD OF PHARMACY

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

14 (b) On July 1, 2012, the expenditure limitation established for the
15 fiscal year ending June 30, 2013, by section 71(a) of chapter 118 of the
16 2011 Session Laws of Kansas on the state board of pharmacy fee fund of
17 the state board of pharmacy is hereby decreased from \$839,771 to
18 \$818,777.

19 Sec. ~~14~~.—

20 REAL ESTATE APPRAISAL BOARD

21 ~~(a) On the effective date of this act, the expenditure limitation~~
22 ~~established for the fiscal year ending June 30, 2012, pursuant to section~~
23 ~~174(c) of chapter 118 of the 2011 Session Laws of Kansas on the appraiser~~
24 ~~fee fund of the real estate appraisal board is hereby decreased from~~
25 ~~\$302,300 to \$288,643.—~~

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

30 Sec. ~~15~~.—

31 KANSAS REAL ESTATE COMMISSION

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

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

41 Sec. ~~16~~. **10.**

42 OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

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

1 established for the fiscal year ending June 30, 2012, pursuant to section
2 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the securities
3 act fee fund of the office of the securities commissioner of Kansas is
4 hereby decreased from \$2,871,074 to \$2,801,596.

5 (b) On July 1, 2012, the expenditure limitation established for the
6 fiscal year ending June 30, 2013, by section 74(a) of chapter 118 of the
7 2011 Session Laws of Kansas on the securities act fee fund of the office of
8 the securities commissioner of Kansas is hereby decreased from
9 \$2,923,867 to \$2,835,091.

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

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

18 ~~Sec. 17.~~ **11.**

19 STATE BOARD OF TECHNICAL PROFESSIONS

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 technical~~
23 ~~professions fee fund of the state board of technical professions is hereby~~
24 ~~decreased from \$605,232 to \$604,778.~~

25 (b) On July 1, 2012, the expenditure limitation established for the
26 fiscal year ending June 30, 2013, by section 75(a) of chapter 118 of the
27 2011 Session Laws of Kansas on the technical professions fee fund of the
28 state board of technical professions is hereby increased from \$589,122 to
29 \$615,278.

30 ~~Sec. 18.~~ **12.**

31 STATE BOARD OF VETERINARY EXAMINERS

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

37 (b) On July 1, 2012, the expenditure limitation established for the
38 fiscal year ending June 30, 2013, by section 76(a) of chapter 118 of the
39 2011 Session Laws of Kansas on the veterinary examiners fee fund of the
40 state board of veterinary examiners is hereby decreased from \$268,132 to
41 \$267,575.

42 ~~Sec. 19.~~—

43 ~~GOVERNMENTAL ETHICS COMMISSION~~

1 103(b) of chapter 118 of the 2011 Session Laws of Kansas from the state
 2 economic development initiatives fund in the senior community service
 3 employment program – ARRA match account, is hereby lapsed.

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

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

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

21 (e) *There is appropriated for the above agency from the state*
 22 *economic development initiatives fund for the fiscal year ending June*
 23 *30, 2012, the following:*

24 *Air service incentive fund.....\$2,000,000*

25 *Provided, That 50% of all expenditures from the air service incentive*
 26 *fund during fiscal year 2012 shall be made to participate in air*
 27 *passenger service support agreements with the Manhattan area chamber*
 28 *of commerce, inc., and airlines providing air passenger service at*
 29 *Manhattan regional airport, related to any quarter during fiscal year*
 30 *2012 when flights provided by an airline that is a party to an air*
 31 *passenger service support agreement are filled to less than 70% of*
 32 *capacity, or as determined under a formula finalized and agreed upon by*
 33 *the Manhattan area chamber of commerce, inc., in such support*
 34 *agreements: Provided however, That no expenditures shall be made*
 35 *from the air service incentive fund unless the Manhattan area chamber*
 36 *of commerce, inc., has made payments to such airlines for such purpose*
 37 *of \$250,000 or more for fiscal year 2012: Provided further, That*
 38 *expenditures from the air service incentive fund to such airlines for such*
 39 *purpose for fiscal year 2012 shall not exceed \$1,000,000: And provided*
 40 *further, That 50% of all expenditures from the air service incentive fund*
 41 *during fiscal year 2012 shall be for a competitive grant program*
 42 *developed and administered by the secretary of commerce for the*
 43 *purposes of expanding air travel options and airport improvements*

1 *across the state: And provided further, That in addition to the other*
 2 *purposes for which expenditures may be made by the department of*
 3 *commerce from moneys appropriated in the air service incentive fund*
 4 *for fiscal year 2012, expenditures may be made by the secretary of*
 5 *commerce to enter into an agreement for competitive grants or to*
 6 *produce market research studies to determine the economic benefits of*
 7 *providing incentives to expand air travel options and airport*
 8 *improvements in the state: And provided further, That expenditures from*
 9 *the air service incentive fund for competitive grants for fiscal year 2012*
 10 *shall not exceed \$1,000,000.*

11 *(f) On the effective date of this act, of the \$2,203,172 appropriated*
 12 *for the above agency for the fiscal year ending June 30, 2012, by section*
 13 *103 (b) of chapter 118 of the 2011 Session Laws of Kansas from the state*
 14 *economic development initiatives fund in the rural opportunity zones*
 15 *program account, the sum of \$300,000 is hereby lapsed.*

16 ~~Sec. 23.~~ 16.

17 KANSAS LOTTERY

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

23 ~~Sec. 24.~~ 17.

24 KANSAS RACING AND GAMING COMMISSION

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

30 ~~Sec. 25.~~ 18.

31 STATE COURT OF TAX APPEALS

32 (a) On the effective date of this act, the expenditure limitation
 33 established for the fiscal year ending June 30, 2012, pursuant to section
 34 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the COTA
 35 filing fee fund of the state court of tax appeals is hereby decreased from
 36 \$1,331,328 to \$1,013,888.

37 ~~Sec. 26.~~ 19.

38 STATE BOARD OF INDIGENTS' DEFENSE SERVICES

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 Assigned counsel expenditures.....\$695,010

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,*

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

4 *Capital litigation training grant fund.....No limit*
5 *Sec. 27. 20.*

6 LEGISLATIVE COORDINATING COUNCIL

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

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

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

22 ~~Sec. 28. 21.~~

23 DIVISION OF POST AUDIT

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

29 ~~Sec. 29. 22.~~

30 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

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

36 (b) On the effective date of this act, of the \$87,187,295 appropriated
37 for the above agency for the fiscal year ending June 30, 2012, by section
38 111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
39 general fund in the community based services account, the sum of
40 \$1,333,408 is hereby lapsed.

41 (c) On the effective date of this act, of the \$3,029,539 appropriated
42 for the above agency for the fiscal year ending June 30, 2012, by section
43 111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state

1 general fund in the alcohol and drug abuse services grants account, the
2 sum of \$60,213 is hereby lapsed.

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

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

13 (f) On the effective date of this act, of the \$99,098,413 appropriated
14 for the above agency for the fiscal year ending June 30, 2012, by section
15 111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
16 general fund in the youth services aid and assistance account, the sum of
17 \$3,252,120 is hereby lapsed.

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

21 Sexual predator treatment program expansion.....	\$2,058,900
22 <i>Renovations at rainbow mental health facility.....</i>	<i>\$1,500,000</i>

23 (h) On the effective date of this act, of the \$519,325 appropriated for
24 the above agency for the fiscal year ending June 30, 2012, by section
25 111(c) of chapter 118 of the 2011 Session Laws of Kansas from the
26 children’s initiatives fund in the children’s cabinet accountability fund
27 account, the sum of \$42,367 is hereby lapsed.

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

33 (j) On the effective date of this act, of the \$5,033,679 appropriated for
34 the above agency for the fiscal year ending June 30, 2012, by section
35 111(c) of chapter 118 of the 2011 Session Laws of Kansas from the
36 children’s initiatives fund in the child care account, the sum of \$213 is
37 hereby lapsed.

38 (k) On the effective date of this act, the expenditure limitation
39 established for the fiscal year ending June 30, 2012, pursuant to section
40 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the social
41 welfare fund of the department of social and rehabilitation services is
42 hereby increased from \$29,069,381 to \$32,383,404.

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

1 fund for the fiscal year ending June 30, 2012, the following:
 2 Larned state hospital – sexual predator treatment program.....\$213,805

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

8 (n) *In addition to the other purposes for which expenditures may be*
 9 *made by the above agency from the state operations account of the state*
 10 *general fund for fiscal year 2012 as authorized by section 111(a) of*
 11 *chapter 118 of the 2011 Session Laws of Kansas, expenditures shall be*
 12 *made by the above agency from the state operations account of the state*
 13 *general fund for fiscal year 2012 to provide reimbursement to the cities*
 14 *of Ft. Scott, Lawrence, Marysville, McPherson and Pratt for expenses*
 15 *incurred in keeping open each such city’s local social and rehabilitation*
 16 *services office: Provided, That such expenditures from the state*
 17 *operations account of the state general fund for fiscal year 2012 shall*
 18 *not exceed \$448,977.*

19 Sec. ~~30~~. 23.

20 DEPARTMENT ON AGING

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

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

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

29 (c) On the effective date of this act, the expenditure limitation
 30 established for the fiscal year ending June 30, 2012, by section 110(b) of
 31 chapter 118 of the 2011 Session Laws of Kansas on the social service
 32 block grant fund of the department on aging is hereby increased from
 33 \$4,399,305 to \$4,500,000.

34 Sec. ~~31~~. 24.

35 DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION
 36 OF HEALTH CARE FINANCE

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

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

40 (b) On the effective date of this act, of the \$17,293,612 appropriated
 41 for the above agency for the fiscal year ending June 30, 2012, by section
 42 108(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
 43 general fund in the children’s health insurance program account, the sum

1 of \$28,819 is hereby lapsed.

2 (c) On the effective date of this act, of the \$14,482,995 appropriated
3 for the above agency for the fiscal year ending June 30, 2012, by section
4 108(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
5 general fund in the health policy operating expenditures account, the sum
6 of \$52,694 is hereby lapsed.

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

12 (e) On the effective date of this act, the expenditure limitation
13 established for the fiscal year ending June 30, 2012, by section 108(b) of
14 chapter 118 of the 2011 Session Laws of Kansas on the health care access
15 improvement fund of the department of health and environment – division
16 of health care finance is hereby increased from \$33,300,000 to
17 \$33,354,454.

18 (f) On the effective date of this act, the expenditure limitation
19 established for the fiscal year ending June 30, 2012, pursuant to section
20 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the
21 preventive health care program fund of the department of health and
22 environment – division of health care finance is hereby increased from
23 \$667,369 to \$711,214.

24 (g) On the effective date of this act, the expenditure limitation
25 established for the fiscal year ending June 30, 2012, pursuant to section
26 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the health
27 committee insurance fund of the department of health and environment –
28 division of health care finance is hereby decreased from \$287,646 to
29 \$283,854.

30 (h) 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 expenditures
33 from the state workers compensation self-insurance fund of the department
34 of health and environment – division of health care finance for salaries and
35 wages and other operating expenditures is hereby increased from
36 \$3,510,806 to \$3,776,357.

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

43 ~~Sec. 32.~~ 25.

DEPARTMENT OF LABOR

1
2 (a) On the effective date of this act, of the \$409,271 appropriated for
3 the above agency for the fiscal year ending June 30, 2012, by section
4 105(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
5 general fund in the operating expenditures account, the sum of \$3,731 is
6 hereby lapsed.

7 (b) 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 workmen's compensation fee fund of the department of labor is hereby
11 decreased from \$13,883,381 to \$10,624,371.

12 (c) On the effective date of this act, the expenditure limitation
13 established for the fiscal year ending June 30, 2012, pursuant to section
14 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the federal
15 indirect cost offset fund of the department of labor is hereby decreased
16 from \$404,143 to \$364,858.

17 Sec. ~~33~~. 26.

COMMISSION ON VETERANS AFFAIRS

18
19 (a) On the effective date of this act, of the \$426,485 appropriated for
20 the above agency for the fiscal year ending June 30, 2012, by section
21 106(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
22 general fund in the operating expenditures – administration account, the
23 sum of \$350 is hereby lapsed.

24 (b) On the effective date of this act, of the \$1,200,598 appropriated
25 for the above agency for the fiscal year ending June 30, 2012, by section
26 106(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
27 general fund in the operating expenditures – veterans services account, the
28 sum of \$1,178 is hereby lapsed.

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

34 (d) On the effective date of this act, the expenditure limitation
35 established for the fiscal year ending June 30, 2012, by section 106(b) of
36 chapter 118 of the 2011 Session Laws of Kansas on the soldiers home
37 federal fund of the Kansas commission of veterans affairs is hereby
38 increased from \$2,254,408 to ~~\$2,427,906~~ **\$2,603,283**.

39 *(e) On the effective date of this act, the expenditure limitation*
40 *established for the fiscal year ending June 30, 2012, by section 106(b) of*
41 *chapter 118 of the 2011 Session Laws of Kansas on the VA burial*
42 *reimbursement fund – federal of the Kansas commission of veterans*
43 *affairs is hereby increased from \$80,538 to \$101,942.*

1 fund to the general state aid account is hereby lapsed: *Provided further*,
2 That, on the effective date of this act, the provisions of the second proviso
3 to the general state aid account appropriation from the state general fund
4 of section 113(a) of chapter 118 of the 2011 Session Laws of Kansas are
5 hereby declared to be null and void and shall have no force and effect.

6 ~~Sec. 36.~~ **29.**

7 DEPARTMENT OF CORRECTIONS

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

10 Treatment and programs.....\$1,825,000

11 (b) There is appropriated for the above agency from the expanded
12 lottery act revenues fund for the fiscal year ending June 30, 2012, the
13 following:

14 Labette facility renovation.....\$1,696,150

15 ~~Sec. 37.~~ **30.**

16 JUVENILE JUSTICE AUTHORITY

17 (a) On the effective date of this act, of the \$21,979,200 appropriated
18 for the above agency for the fiscal year ending June 30, 2012, by section
19 130(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
20 general fund in the purchase of services account, the sum of \$78 is hereby
21 lapsed.

22 (b) On the effective date of this act, the expenditure limitation
23 established for the fiscal year ending June 30, 2012, by section 130(b) of
24 chapter 118 of the 2011 Session Laws of Kansas on the juvenile detention
25 facilities fund of the juvenile justice authority is hereby increased from
26 \$3,575,963 to \$4,459,805.

27 (c) On the effective date of this act, of the \$408,118 appropriated for
28 the above agency for the fiscal year ending June 30, 2012, by section
29 164(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
30 institutions building fund in the backup generator – Kansas juvenile
31 correctional complex account, the sum of \$407,618 is hereby lapsed.

32 *(d) There is appropriated for the above agency from the state
33 general fund for the fiscal year ending June 30, 2012, the following:*

34 *Purchase of services.....\$870,540*

35 ~~Sec. 38.~~ **31.**

36 ADJUTANT GENERAL

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

39 Disaster relief.....\$4,226,905

40 (b) There is appropriated for the above agency from the following
41 special revenue fund or funds for the fiscal year ending June 30, 2012, all
42 moneys now or hereafter lawfully credited to and available in such fund or
43 funds, except that expenditures other than refunds authorized by law shall

1 not exceed the following:
 2 State asset forfeiture fund.....No limit
 3 Sec. ~~39~~. 32.

4 EMERGENCY MEDICAL SERVICES BOARD

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
 8 emergency medical services operating fund of the emergency medical
 9 services board is hereby increased from \$1,330,025 to \$1,332,018.

10 Sec. ~~40~~. 33.

11 STATE FIRE MARSHAL

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

16 Sec. ~~41~~. 34.

17 ATTORNEY GENERAL – KANSAS BUREAU OF
18 INVESTIGATION

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

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

22 Sec. ~~42~~. 35.

23 KANSAS DEPARTMENT OF AGRICULTURE

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

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

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

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

1 official hospitality is hereby increased from \$5,000 to \$10,000.

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

14 ~~Sec. 43.~~ **36.**

15 KANSAS DEPARTMENT OF WILDLIFE, PARKS AND TOURISM

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

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

23 ~~State parks operating expenditures.....\$1,200,000~~

24 *There is appropriated for the above agency from the state economic*
25 *development initiatives fund for the fiscal year ending June 30, 2012,*
26 *the following:*

27 *State parks operating fund.....\$300,000*

28 (c) *There is appropriated for the above agency from the state water*
29 *plan fund for the fiscal year ending June 30, 2012, for the water plan*
30 *project of projects specified, the following:*

31 *State parks water projects fund..... \$423,267*

32 ~~Sec. 44.~~ **37.**

33 DEPARTMENT OF TRANSPORTATION

34 (a) On the effective date of this act, the expenditure limitation
35 established for the fiscal year ending June 30, 2012, pursuant to section
36 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the agency
37 operations account of the state highway fund of the department of
38 transportation is hereby increased from \$287,632,588 to \$289,632,588.

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

43 **Sec. 38.**

KANSAS ARTS COMMISSION

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

Operating expenditures \$172,000

Sec. 39.

KANSAS HUMAN RIGHTS COMMISSION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, by section 94(a) of chapter 118 of the 2011 Session Laws of Kansas on expenditures for official hospitality from the operating expenditures account of the Kansas human rights commission is hereby increased from \$150 to \$275.

Sec. 40.

ATTORNEY GENERAL

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

Court appointed special advocates.....\$50,000

(b) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 2011 Supp. 21-5933, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$50,000 from the medicaid fraud prosecution revolving fund of the attorney general to the state general fund.

Sec. 41.

JUDICIAL BRANCH

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

Judiciary operations.....\$1,200,000

Sec. 42. (a) During the fiscal year ending June 30, 2012, notwithstanding the provisions of chapter 118 of the 2011 Session Laws of Kansas, in addition to the other purposes for which expenditures may be made by any state agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2012 for the state agency by chapter 118 of the 2011 Session Laws of Kansas or by this or other appropriation act of the 2012 regular session of the legislature, expenditures may be made by the state agency from moneys appropriated by chapter 118 of the 2011 Session Laws of Kansas or by this or other appropriation act of the 2012 regular session of the legislature from the state general fund or from any such special revenue fund or funds for fiscal year 2012 to purchase bottled drinking water for water dispensers.

Sec. 43. On the effective date of this act, during fiscal year 2012, notwithstanding the provisions of section 101(e) of chapter 118 of the

1 2011 Session Laws of Kansas, K.S.A. 74-8768, and amendments thereto,
2 or any other statute, the director of accounts and reports shall transfer all
3 moneys exceeding the first \$1,696,150 credited to the expanded lottery act
4 revenues fund during fiscal year 2012 from the expanded lottery act
5 revenues fund to the state general fund, within 10 days after such moneys
6 are credited to the expanded lottery act revenues fund: *Provided*, That the
7 transfer of such amounts shall be in addition to any other transfer from the
8 expanded lottery act revenues fund to the state general fund as prescribed
9 by law: *Provided further*, That all moneys transferred from the expanded
10 lottery act revenues fund to the state general fund pursuant to this
11 subsection are to reimburse the state general fund for accounting, auditing,
12 budgeting, legal, payroll, personnel and purchasing services and any other
13 governmental services which are performed on behalf of the department of
14 revenue, and other state agencies, by other state agencies which receive
15 appropriations from the state general fund to provide such services:
16 *Provided further*, That, on the effective date of this act, the provisions of
17 section 101(e) of chapter 118 of the 2011 Session Laws of Kansas, that
18 transfers all moneys that are credited to the expanded lottery act revenues
19 fund from the expanded lottery act revenues fund to the state general fund
20 during the fiscal year ending June 30, 2012, are hereby declared to be null
21 and void and shall have no force and effect.

22 ~~Sec.-46:~~ **44.** *Appeals to exceed position limitations.* The limitations
23 imposed by this act on the number of full-time and regular part-time
24 positions equated to full-time, excluding seasonal and temporary positions,
25 paid from appropriations for the fiscal year ending June 30, 2012, made in
26 chapter 118 of the 2011 Session Laws of Kansas or in this act or in any
27 other appropriation act of the 2012 regular session of the legislature may
28 be exceeded upon approval of the state finance council.

29 ~~Sec.-47:~~ **45.** *Appeals to exceed expenditure limitations.* (a) Upon
30 written application to the governor and approval of the state finance
31 council, expenditures from the special revenue funds may exceed the
32 amounts specified in this act.

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

37 ~~Sec.-48:~~ **46.** This act shall take effect and be in force from and after
38 its publication in the Kansas register.