

As Further Amended by Senate Committee

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 ~~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.~~

1 (a) On the effective date 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 2011 Session Laws of Kansas on the board of
4 barbering fee fund of the Kansas board of barbering is hereby increased
5 from \$156,383 to \$166,383.

6 (b) On July 1, 2012, the expenditure limitation established for the
7 fiscal year ending June 30, 2013, by section 61(a) of chapter 118 of the
8 2011 Session Laws of Kansas on the board of barbering fee fund of the
9 Kansas board of barbering is hereby increased from \$144,892 to \$154,892.

10 Sec. 6. 5.

11 BEHAVIORAL SCIENCES REGULATORY BOARD

12 (a) 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
15 behavioral sciences regulatory board fee fund of the behavioral sciences
16 regulatory board is hereby increased from \$617,861 to \$618,361.

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

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

26 Sec. 7.—

27 ~~STATE BOARD OF HEALING ARTS~~

28 ~~(a) On the effective date of this act, the expenditure limitation~~
29 ~~established for the fiscal year ending June 30, 2012, pursuant to section~~
30 ~~174(c) of chapter 118 of the 2011 Session Laws of Kansas on the healing~~
31 ~~arts fee fund of the state board of healing arts is hereby decreased from~~
32 ~~\$4,321,859 to \$4,223,509.~~

33 ~~Sec. 8.—~~

34 ~~STATE DEPARTMENT OF CREDIT UNIONS~~

35 ~~(a) On July 1, 2012, the expenditure limitation established for the~~
36 ~~fiscal year ending June 30, 2013, by section 65(a) of chapter 118 of the~~
37 ~~2011 Session Laws of Kansas on the credit union fee fund of the state~~
38 ~~department of credit unions is hereby decreased from \$1,038,452 to~~
39 ~~\$931,047.~~

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

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

5 (b) On July 1, 2012, the expenditure limitation established for the
6 fiscal year ending June 30, 2013, by section 70(a) of chapter 118 of the
7 2011 Session Laws of Kansas on the optometry fee fund of the board of
8 examiners in optometry is hereby increased from \$111,631 to \$114,437.

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

10 STATE BOARD OF PHARMACY

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

16 (b) On July 1, 2012, the expenditure limitation established for the
17 fiscal year ending June 30, 2013, by section 71(a) of chapter 118 of the
18 2011 Session Laws of Kansas on the state board of pharmacy fee fund of
19 the state board of pharmacy is hereby decreased from \$839,771 to
20 \$818,777.

21 ~~Sec. 14.~~—

22 REAL ESTATE APPRAISAL BOARD

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 appraiser~~
26 ~~fee fund of the real estate appraisal board is hereby decreased from~~
27 ~~\$302,300 to \$288,643.—~~

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

32 ~~Sec. 15.~~—

33 KANSAS REAL ESTATE COMMISSION

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 real~~
37 ~~estate fee fund of the Kansas real estate commission is hereby decreased~~
38 ~~from \$1,130,322 to \$1,098,091.~~

39 ~~(b) On July 1, 2012, the expenditure limitation established for the~~
40 ~~fiscal year ending June 30, 2013, by section 73(a) of chapter 118 of the~~
41 ~~2011 Session Laws of Kansas on the real estate fee fund of the Kansas real~~
42 ~~estate commission is hereby decreased from \$1,133,094 to \$1,105,155.~~

43 ~~Sec. 16.~~ **10.**

1 OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

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

7 (b) On July 1, 2012, the expenditure limitation established for the
8 fiscal year ending June 30, 2013, by section 74(a) of chapter 118 of the
9 2011 Session Laws of Kansas on the securities act fee fund of the office of
10 the securities commissioner of Kansas is hereby decreased from
11 \$2,923,867 to \$2,835,091.

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

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

20 ~~Sec. 17. 11.~~

21 STATE BOARD OF TECHNICAL PROFESSIONS

22 ~~(a) On the effective date of this act, the expenditure limitation~~
23 ~~established for the fiscal year ending June 30, 2012, pursuant to section~~
24 ~~174(c) of chapter 118 of the 2011 Session Laws of Kansas on the technical~~
25 ~~professions fee fund of the state board of technical professions is hereby~~
26 ~~decreased from \$605,232 to \$604,778.~~

27 ~~(b)~~ On July 1, 2012, the expenditure limitation established for the
28 fiscal year ending June 30, 2013, by section 75(a) of chapter 118 of the
29 2011 Session Laws of Kansas on the technical professions fee fund of the
30 state board of technical professions is hereby increased from \$589,122 to
31 \$615,278.

32 ~~Sec. 18. 12.~~

33 STATE BOARD OF VETERINARY EXAMINERS

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
37 veterinary examiners fee fund of the state board of veterinary examiners is
38 hereby decreased from \$266,632 to \$264,881.

39 (b) On July 1, 2012, the expenditure limitation established for the
40 fiscal year ending June 30, 2013, by section 76(a) of chapter 118 of the
41 2011 Session Laws of Kansas on the veterinary examiners fee fund of the
42 state board of veterinary examiners is hereby decreased from \$268,132 to
43 \$267,575.

1 (b) On the effective date of this act, the appropriation of \$8,935 for
 2 the above agency for the fiscal year ending June 30, 2012, by section
 3 103(b) of chapter 118 of the 2011 Session Laws of Kansas from the state
 4 economic development initiatives fund in the senior community service
 5 employment program – ARRA match account, is hereby lapsed.

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

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

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

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

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

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

1 ~~grant program developed and administered by the secretary of commerce~~
2 ~~for the purposes of expanding air travel options and airport~~
3 ~~improvements across the state. And provided further, That in addition to~~
4 ~~the other purposes for which expenditures may be made by the~~
5 ~~department of commerce from moneys appropriated in the air service~~
6 ~~incentive fund for fiscal year 2012, expenditures may be made by the~~
7 ~~secretary of commerce to enter into an agreement for competitive grants~~
8 ~~or to produce market research studies to determine the economic~~
9 ~~benefits of providing incentives to expand air travel options and airport~~
10 ~~improvements in the state. And provided further, That expenditures from~~
11 ~~the air service incentive fund for competitive grants for fiscal year 2012~~
12 ~~shall not exceed \$1,000,000. made to participate in air passenger service~~
13 ~~support agreements with the growth organization of Topeka/Shawnee~~
14 ~~county, inc., and airlines providing air passenger service at Topeka~~
15 ~~forbes field airport, related to any quarter during fiscal year 2012 when~~
16 ~~flights provided by an airline that is a party to an air passenger service~~
17 ~~support agreement are filled to less than 70% of capacity, or as~~
18 ~~determined under a formula finalized and agreed upon by the growth~~
19 ~~organization of Topeka/Shawnee county, inc., in such support~~
20 ~~agreements: Provided however, That no expenditures shall be made~~
21 ~~from the air service incentive fund account unless the growth~~
22 ~~organization of Topeka/Shawnee county, inc., has made payments to~~
23 ~~such airlines for such purpose of \$250,000 or more for fiscal year 2012:~~
24 ~~Provided further, That expenditures from the air service incentive fund~~
25 ~~account to such airlines for such purpose for fiscal year 2012 shall not~~
26 ~~exceed \$1,000,000: And provided further, That any unencumbered~~
27 ~~balance in the air service incentive fund account of the state economic~~
28 ~~development initiatives fund that was available to be expended during~~
29 ~~fiscal year 2012 to provide air passenger service at Topeka forbes field~~
30 ~~airport in excess of \$100 as of June 30, 2012, is hereby reappropriated~~
31 ~~for fiscal year 2013, for the same use and purpose as the same was~~
32 ~~heretofore appropriated: And provided further, That, the growth~~
33 ~~organization of Topeka/Shawnee county, inc., shall submit an annual~~
34 ~~report to the legislature on or before January 1, 2013: And provided~~
35 ~~further, That during the 2013 regular legislative session such annual~~
36 ~~report shall be delivered and the growth organization of~~
37 ~~Topeka/Shawnee county, inc. shall appear in person to the house~~
38 ~~committee on economic development, the house committee on~~
39 ~~appropriations, the senate committee on commerce and the senate~~
40 ~~committee on ways and means regarding such annual report: And~~
41 ~~provided further, That the secretary of commerce shall conduct an~~
42 ~~independent review of the financial reports submitted by the growth~~
43 ~~organization of Topeka/Shawnee county, inc., as well as an analysis of~~

1 *the data used by the growth organization of Topeka/Shawnee county,*
2 *inc.;* *And provided further, That the secretary of commerce shall submit*
3 *a report and appear in person to the house committee on economic*
4 *development, the house committee on appropriations, the senate*
5 *committee on commerce and the senate committee on ways and means*
6 *regarding these matters: And provided further, That the secretary of*
7 *commerce shall develop and implement the necessary procedures to*
8 *conduct such a review.*

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

14 ~~Sec. 23.~~ 16.

15 KANSAS LOTTERY

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

21 ~~Sec. 24.~~ 17.

22 KANSAS RACING AND GAMING COMMISSION

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

28 ~~Sec. 25.~~ 18.

29 STATE COURT OF TAX APPEALS

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 COTA
33 filing fee fund of the state court of tax appeals is hereby decreased from
34 \$1,331,328 to \$1,013,888.

35 ~~Sec. 26.~~ 19.

36 STATE BOARD OF INDIGENTS' DEFENSE SERVICES

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

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,*
42 *all moneys now or hereafter lawfully credited to and available in such*
43 *fund or funds, except that expenditures other than refunds authorized by*

1 *law shall not exceed the following:*
 2 *Capital litigation training grant fund.....No limit*
 3 *Sec. 27. 20.*

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.*

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. 22.*

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 ***Renovations at rainbow mental health facility.....\$1,500,000***

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

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

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

36 (k) 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 social
 39 welfare fund of the department of social and rehabilitation services is
 40 hereby increased from \$29,069,381 to \$32,383,404.

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

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

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

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

17 Sec. ~~30~~. 23.

18 DEPARTMENT ON AGING

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

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

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

32 Sec. ~~31~~. 24.

33 DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION
34 OF HEALTH CARE FINANCE

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

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

38 (b) On the effective date of this act, of the \$17,293,612 appropriated
39 for the above agency for the fiscal year ending June 30, 2012, by section
40 108(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
41 general fund in the children’s health insurance program account, the sum
42 of \$28,819 is hereby lapsed.

43 (c) On the effective date of this act, of the \$14,482,995 appropriated

1 for the above agency for the fiscal year ending June 30, 2012, by section
2 108(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
3 general fund in the health policy operating expenditures account, the sum
4 of \$52,694 is hereby lapsed.

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

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

16 (f) 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 the
19 preventive health care program fund of the department of health and
20 environment – division of health care finance is hereby increased from
21 \$667,369 to \$711,214.

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

28 (h) On the effective date of this act, the expenditure limitation
29 established for the fiscal year ending June 30, 2012, pursuant to section
30 174(c) of chapter 118 of the 2011 Session Laws of Kansas on expenditures
31 from the state workers compensation self-insurance fund of the department
32 of health and environment – division of health care finance for salaries and
33 wages and other operating expenditures is hereby increased from
34 \$3,510,806 to \$3,776,357.

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

41 ~~Sec. 32. 25.~~

42 DEPARTMENT OF LABOR

43 (a) On the effective date of this act, of the \$409,271 appropriated for

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

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

10 (c) 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 federal
13 indirect cost offset fund of the department of labor is hereby decreased
14 from \$404,143 to \$364,858.

15 Sec. ~~33~~. 26.

16 COMMISSION ON VETERANS AFFAIRS

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

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

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

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

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

42 *(f) On the effective date of this act, the expenditure limitation*
43 *established for the fiscal year ending June 30, 2012, by section 106(b) of*

1 *chapter 118 of the 2011 Session Laws of Kansas on the veterans’ home*
2 *fee fund of the Kansas commission of veterans affairs is hereby*
3 *increased from \$3,000,003 to \$3,133,615.*

4 *(g) On the effective date of this act, the expenditure limitation*
5 *established for the fiscal year ending June 30, 2012, by section 106(b) of*
6 *chapter 118 of the 2011 Session Laws of Kansas on the veterans’ home*
7 *federal fund of the Kansas commission of veterans affairs is hereby*
8 *increased from \$2,924,231 to \$3,308,745.*

9 Sec. ~~34~~. 27.

10 STATE BOARD OF REGENTS

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

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

16 *(b) On the effective date of this act, the appropriation for the above*
17 *agency for the fiscal year ending June 30, 2012, by section 128(a) of*
18 *chapter 118 of the 2011 Session Laws of Kansas of any unencumbered*
19 *balance in the southwest Kansas access project account of the state*
20 *general fund, is hereby lapsed.*

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

23 *Midwest higher education commission.....\$5,462*

24 Sec. ~~35~~. 28.

25 DEPARTMENT OF EDUCATION

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

28 KPERS – employer contributions.....\$6,992,555

29 General state aid.....\$24,632,000

30 *Operating expenditures (including official hospitality).....\$50,000*

31 (b) On and after the effective date of this act, notwithstanding the
32 provisions of section 113(a) of chapter 118 of the 2011 Session Laws of
33 Kansas or any other statute, no appropriation shall be made for fiscal year
34 2012 from the state general fund to the general state aid account of the
35 department of education by the second proviso to the general state aid
36 account appropriation from the state general fund of section 113(a) of
37 chapter 118 of the 2011 Session Laws of Kansas: Provided, That the
38 amount that would be appropriated for the above agency for the fiscal year
39 ending June 30, 2012, pursuant to the second proviso to the general state
40 aid account appropriation from the state general fund of section 113(a) of
41 chapter 118 of the 2011 Session Laws of Kansas from the state general
42 fund to the general state aid account is hereby lapsed: Provided further,
43 That, on the effective date of this act, the provisions of the second proviso

1 to the general state aid account appropriation from the state general fund
2 of section 113(a) of chapter 118 of the 2011 Session Laws of Kansas are
3 hereby declared to be null and void and shall have no force and effect.

4 ~~Sec. 29.~~

5 DEPARTMENT OF CORRECTIONS

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

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

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

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

13 ~~Sec. 30.~~

14 JUVENILE JUSTICE AUTHORITY

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

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

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

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

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

33 ~~Sec. 31.~~

34 ADJUTANT GENERAL

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

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

38 (b) There is appropriated for the above agency from the following
39 special revenue fund or funds for the fiscal year ending June 30, 2012, all
40 moneys now or hereafter lawfully credited to and available in such fund or
41 funds, except that expenditures other than refunds authorized by law shall
42 not exceed the following:

43 State asset forfeiture fund.....No limit

1 Sec. ~~39~~. **32.**

2 EMERGENCY MEDICAL SERVICES BOARD

3 (a) On the effective date of this act, the expenditure limitation
4 established for the fiscal year ending June 30, 2012, pursuant to section
5 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the
6 emergency medical services operating fund of the emergency medical
7 services board is hereby increased from \$1,330,025 to \$1,332,018.

8 Sec. ~~40~~. **33.**

9 STATE FIRE MARSHAL

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

14 Sec. ~~41~~. **34.**

15 ATTORNEY GENERAL – KANSAS BUREAU OF
16 INVESTIGATION

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

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

20 Sec. ~~42~~. **35.**

21 KANSAS DEPARTMENT OF AGRICULTURE

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

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

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

38 (d) On the effective date of this act, the expenditure limitation
39 established for the fiscal year ending June 30, 2012, by section 138(a) of
40 chapter 118 of the 2011 Session Laws of Kansas on expenditures from the
41 operating expenditures account of the Kansas department of agriculture for
42 official hospitality is hereby increased from \$5,000 to \$10,000.

43 (e) On and after the effective date of this act, during the fiscal year

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

12 ~~Sec. 43.~~ **36.**

13 **KANSAS DEPARTMENT OF WILDLIFE, PARKS AND TOURISM**

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

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

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

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

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

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

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

30 ~~Sec. 44.~~ **37.**

31 **DEPARTMENT OF TRANSPORTATION**

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 agency
 35 operations account of the state highway fund of the department of
 36 transportation is hereby increased from \$287,632,588 to \$289,632,588.

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

41 **Sec. 38.**

42 **KANSAS ARTS COMMISSION**

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

1 *general fund for the fiscal year ending June 30, 2012, the following:*
2 *Operating expenditures \$172,000*

3 *Sec. 39.*

4 **KANSAS HUMAN RIGHTS COMMISSION**

5 *(a) On the effective date of this act, the expenditure limitation*
6 *established for the fiscal year ending June 30, 2012, by section 94(a) of*
7 *chapter 118 of the 2011 Session Laws of Kansas on expenditures for*
8 *official hospitality from the operating expenditures account of the*
9 *Kansas human rights commission is hereby increased from \$150 to*
10 *\$275.*

11 *Sec. 40.*

12 **ATTORNEY GENERAL**

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

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

16 *(b) On the effective date of this act, or as soon thereafter as moneys*
17 *are available, notwithstanding the provisions of K.S.A. 2011 Supp. 21-*
18 *5933, and amendments thereto, or any other statute, the director of*
19 *accounts and reports shall transfer \$50,000 from the medicaid fraud*
20 *prosecution revolving fund of the attorney general to the state general*
21 *fund.*

22 *Sec. 41.*

23 **JUDICIAL BRANCH**

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

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

27 *Sec. 42. (a) During the fiscal year ending June 30, 2012,*
28 *notwithstanding the provisions of chapter 118 of the 2011 Session Laws*
29 *of Kansas, in addition to the other purposes for which expenditures may*
30 *be made by any state agency from moneys appropriated from the state*
31 *general fund or from any special revenue fund or funds for fiscal year*
32 *2012 for the state agency by chapter 118 of the 2011 Session Laws of*
33 *Kansas or by this or other appropriation act of the 2012 regular session*
34 *of the legislature, expenditures may be made by the state agency from*
35 *moneys appropriated by chapter 118 of the 2011 Session Laws of Kansas*
36 *or by this or other appropriation act of the 2012 regular session of the*
37 *legislature from the state general fund or from any such special revenue*
38 *fund or funds for fiscal year 2012 to purchase bottled drinking water for*
39 *water dispensers.*

40 ~~Sec. 43.~~ *43. On the effective date of this act, during fiscal year 2012,*
41 *notwithstanding the provisions of section 101(e) of chapter 118 of the*
42 *2011 Session Laws of Kansas, K.S.A. 74-8768, and amendments thereto,*
43 *or any other statute, the director of accounts and reports shall transfer all*

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

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

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

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

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