

STATE OF KANSAS

HOUSE OF REPRESENTATIVES

MR. CHAIRMAN:

I move to amend **House Substitute for SB 161**, on page 7, following line 16, by inserting:

"(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2017, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas rainy day fund\$0";

On page 46 following line 5, by inserting:

"Sec. 99. (a) For the fiscal years ending June 30, 2017, and June 30, 2018, there is hereby established in the state treasury the Kansas rainy day fund which shall constitute a trust fund and shall be invested, managed and administered in accordance with the provisions of this act by the board of trustees of the Kansas public employees retirement system established by K.S.A. 74-4905, and amendments thereto. All expenditures from the Kansas rainy day fund shall be for:

(1) Any fiscal year when it appears that the resources of the general fund or any special revenue fund or funds are likely to be insufficient to cover the appropriations made against such general fund or special revenue fund or funds as certified by the director of the budget and the director of legislative research or in order to execute an allotment ordered by the governor pursuant to K.S.A. 75-3722, and amendments thereto; and

(2) operating expenses of the board of trustees, including the expenses of investing and managing the moneys, which are attributable to the Kansas rainy day fund.

(b) No moneys in the Kansas rainy day fund shall be expended pursuant to this subsection

unless the expenditure either has been approved by an appropriation or other act of the legislature or has been approved by the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711(c), and amendments thereto.

(c) All expenditures from the Kansas rainy day fund shall be made in accordance with appropriation acts pursuant to subsection (b) upon warrants of the director of accounts and reports issued pursuant to vouchers approved by chairperson of the board of trustees of the Kansas public employees retirement system or by the chairperson's designee. All moneys received pursuant to the provisions of this section, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas rainy day fund.

(d) During the fiscal years ending June 30, 2017, and June 30, 2018, on or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the Kansas rainy day fund interest earnings based on:

(1) The average daily balance of repaid moneys in the Kansas rainy day fund for the preceding month; and

(2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(e) During the fiscal years ending June 30, 2017, and June 30, 2018, the director of the budget shall continuously monitor the implementation of the recommendations of the Kansas statewide efficiency review, which was conducted during fiscal year 2016. Commencing on August 1, 2016, and on or before August 1, 2017, and August 1, 2018, the director of the budget shall determine and certify to the director of accounts and reports the amount that is determined by the director of the budget to be actual or projected cost savings as a result of the implementation of such efficiency recommendations during the preceding fiscal year. Upon receipt of such certification, the director of accounts and reports shall transfer the first \$50,000,000 of such amount from the state general fund to the Kansas rainy day

fund.

(f) At the same time as the director of the budget transmits each such certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Sec. 100.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2018, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas rainy day fund\$0";

And by renumbering sections accordingly

_____ District.