

1 (b) On or before the 10<sup>th</sup> day of each month commencing July 1,  
2 2017, the director of accounts and reports shall transfer from the state  
3 general fund to the budget stabilization fund interest earnings based on:

4 (1) The average daily balance of moneys in the budget stabilization  
5 fund, for the preceding month; and

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

8 (c) On and after July 1, 2017, no moneys in the budget stabilization  
9 fund shall be expended pursuant to this subsection unless the expenditure  
10 either has been approved by an appropriation or other act of the legislature  
11 or has been approved by the state finance council acting on this matter  
12 which is hereby characterized as a matter of legislative delegation and  
13 subject to the guidelines prescribed in K.S.A. 75-3711(c), and amendments  
14 thereto.

15 ~~(d) (1) During the 2016 interim between regular sessions of the~~  
16 ~~legislature, The legislative budget committee shall study and review the~~  
17 ~~policy concerning the balance of, transfers to and expenditures from the~~  
18 ~~budget stabilization fund. The legislative budget committee study and~~  
19 ~~review shall include, but not be limited to, the following:~~

20 (A) Risk-based budget stabilization fund practices utilized in other  
21 states.

22 (B) The appropriate number of years to review the state general fund:

23 (i) Revenue variances from projections; and

24 (ii) expenditure variances from budgets.

25 (C) The entity to certify the amount necessary in the budget  
26 stabilization fund to maintain the appropriate risk-based balance.

27 (D) Plan to fund the budget stabilization fund.

28 (E) Process and circumstances to reach the appropriate risk-based  
29 balance, including the amount of risk that is acceptable.

30 (F) Circumstances under which expenditures may be made from the  
31 fund.

32 (2) The legislative budget committee may make recommendations  
33 and introduce legislation as it deems necessary to implement such  
34 recommendations.

35 ~~(3) Notwithstanding the provisions of sections 52 and 53 of chapter~~  
36 ~~104 of the 2015 Session Laws of Kansas, section 18 of chapter 12 of the~~  
37 ~~2016 Session Laws of Kansas, this or any other appropriation act of the~~  
38 ~~2016 regular session of the legislature, the legislative budget committee~~  
39 ~~may meet not more than 10 days to study and review such policies as~~  
40 ~~determined by the chairperson of the committee.~~

41 (e) *On or before August 15, 2017, August 15, 2018, and August 15,*  
42 *2019, the director of the budget, in consultation with the director of*  
43 *legislative research, shall certify the amount of the unencumbered ending*

2019

~~1 balance in the state general fund for the previous fiscal year. Except as  
2 provided further, Upon making such certification, the director of the budget  
3 shall authorize the director of accounts and reports to transfer 10% of  
4 such ending balance from the state general fund to the budget stabilization  
5 fund. No transfer to the budget stabilization fund shall occur in fiscal year  
6 2018 unless the amount transferred in section 75(b), and amendments  
7 thereto, is equal to the total amount of fiscal year 2017 employer  
8 contributions that were decreased under sections 73 and 74, and  
9 amendments thereto.~~

10 Sec. ~~82.~~ {85.} K.S.A. 2016 Supp. 74-4914d, 74-4920, 75-2319, 75-  
11 2319d and 75-6706 are hereby repealed.

12 Sec. ~~83.~~ {86.} If any fund or account name described by words and  
13 the numerical accounting code that follows such fund or account name do  
14 not match, it shall be conclusively presumed that the legislature intended  
15 that the fund or account name described by words is the correct fund or  
16 account name, and such fund or account name described by words shall  
17 control over a contradictory or incorrect numerical accounting code.

18 Sec. ~~84.~~ {87.} *Severability.* If any provision or clause of this act or  
19 application thereof to any person or circumstance is held invalid, such  
20 invalidity shall not affect other provisions or applications of the act which  
21 can be given effect without the invalid provision or application, and to this  
22 end the provisions of this act are declared to be severable.

23 Sec. ~~85.~~ {88.} *Appeals to exceed expenditure limitations.* (a) Upon  
24 written application to the governor and approval of the state finance  
25 council, expenditures from special revenue funds may exceed the amounts  
26 specified in this act.

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

31 Sec. ~~86.~~ {89.} This act shall take effect and be in force from and after  
32 its publication in the Kansas register.