SENATE SUBSTITUTE FOR HOUSE BILL No. 2014

By Committee on Ways and Means

2-10

AN ACT making and concerning appropriations for the fiscal year ending June 30, 2011, for state agencies; authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing.

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) For the fiscal year ending June 30, 2011, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, capital improvement projects, fees, receipts, disbursements and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) The agencies named in this act are hereby authorized to initiate and complete the capital improvement projects specified and authorized by this act or for which appropriations are made by this act, subject to the restrictions and limitations imposed by this act.

(c) This act shall not be subject to the provisions of subsection (a) of K.S.A. 75-6702, and amendments thereto.

(d) The appropriations made by this act shall not be subject to the provisions of K.S.A. 46-155, and amendments thereto.

Sec. 2.

ABSTRACTERS' BOARD OF EXAMINERS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by the state finance council on the abstracters’ fee fund of the abstracters’ board of examiners is hereby decreased from $24,088 to $23,419.

Sec. 3.

GOVERNMENTAL ETHICS COMMISSION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by the state finance council on the governmental ethics commission fee fund of the governmental ethics commission is hereby decreased from $291,764 to $263,176.

Sec. 4.

KANSAS HOME INSPECTORS REGISTRATION BOARD

(a) On the effective date of this act, the expenditure limitation
established for the fiscal year ending June 30, 2011, by section 11(b) of chapter 165 of the 2010 Session Laws of Kansas on the home inspectors registration fee fund of the Kansas home inspectors registration board is hereby decreased from $35,750 to $16,800.

Sec. 5.

BOARD OF NURSING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by the state finance council on the board of nursing fee fund of the board of nursing is hereby increased from $1,904,365 to $1,952,425.

Sec. 6.

STATE BOARD OF PHARMACY

(a) On the effective date of this act, there is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2011, 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:

Harold Rogers prescription federal fund

Non-federal gifts and grants fund

Provided, That the state board of pharmacy is authorized to apply for and to accept grants and may accept donations, bequests or gifts from any non-federal source: Provided, however, That all moneys received for such grants, donations, bequests or gifts shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: Provided further, That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the non-federal gifts and grants fund: And provided further, That all expenditures from this fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the state board of pharmacy or a person designated by the president.

Sec. 7.

KANSAS REAL ESTATE COMMISSION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by the state finance council on the real estate fee fund of the Kansas real estate commission is hereby decreased from $1,123,206 to $1,028,342.

Sec. 8.

OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 17-12a601, and amendments thereto, or any other statute, the director of accounts and
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reports shall transfer $800,000 from the investor education fund of the office of the securities commissioner of Kansas to the state general fund:

Provided, That the transfer of such amount shall be in addition to any other transfer from the investor education fund to the state general fund as prescribed by law: Provided further, That the amount transferred from the investor education fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the office of the securities commissioner of Kansas by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 9.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by the state finance council on the technical professions fee fund of the state board of technical professions is hereby increased from $589,122 to $609,122.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 25(a) of chapter 124 of the 2009 Session Laws of Kansas on expenditures for official hospitality from the technical professions fee fund of the state board of technical professions is hereby increased from $500 to $1,000.

Sec. 10.

STATE BOARD OF VETERINARY EXAMINERS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 16(b) of chapter 165 of the 2010 Session Laws of Kansas on the veterinary examiners fee fund of the state board of veterinary examiners is hereby decreased from $268,382 to $265,522.

Sec. 11.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer $4,350,937 from the Kansas endowment for youth fund to the children’s initiatives fund.

Sec. 12.

DEPARTMENT OF ADMINISTRATION

(a) On the effective date of this act, of the $2,470,809 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 114(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the restructuring debt service account, the sum of $158,816 is hereby lapsed.
(b) On the effective date of this act, of the $16,271,413 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 114(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the statehouse improvements – debt service account, the sum of $53,840 is hereby lapsed.

Sec. 13.

OFFICE OF ADMINISTRATIVE HEARINGS

(a) In addition to the other purposes for which expenditures may be made by the office of administrative hearings from moneys appropriated in the administrative hearings office fund for fiscal year 2011 for the office of administrative hearings as authorized by this or other appropriation act of the 2011 regular session of the legislature, expenditures may be made by the office of administrative hearings from moneys appropriated in the administrative hearings office fund for fiscal year 2011 for official hospitality: Provided, That expenditures from the administrative hearings office fund for fiscal year 2011 for official hospitality shall not exceed $100.

Sec. 14.

CITIZENS’ UTILITY RATEPAYER BOARD

(a)(1) On and after the effective date of this act, notwithstanding the provisions of section 47(c) of chapter 124 of the 2009 Session Laws of Kansas or any other statute, no expenditures shall be made for fiscal year 2011 from the utility regulatory fee fund by the citizens' utility ratepayer board of the amount equal to the final aggregate amount of unexpended and unencumbered expenditure authority for fiscal year 2010, pursuant to and as authorized for expenditure for fiscal year 2011 as provided by section 47(c) of chapter 124 of the 2009 Session Laws of Kansas, and, on the effective date of this act, the provisions of section 47(c) of chapter 124 of the 2009 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

(2) On and after the effective date of this act, during the fiscal year ending June 30, 2011, in addition to other purposes for which expenditures may be made by the citizens’ utility ratepayer board from the utility regulatory fee fund for fiscal year 2011 as authorized by chapter 6 or chapter 165 of the 2010 Session Laws of Kansas or by this or other appropriation act of the 2011 regular session of the legislature, notwithstanding the provisions of any other statute, if the total expenditures authorized to be expended on contracts for professional services by the citizens’ utility ratepayer board by the expenditure limitation prescribed by section 47(a) of chapter 124 of the 2009 Session Laws of Kansas are not expended or encumbered for fiscal year 2010, then the amount equal to the amount of such expenditure authority for fiscal year 2010 remaining may be expended from the utility regulatory
fee fund for fiscal year 2011 pursuant to contracts for professional
services and any such expenditure for fiscal year 2011 shall be in addition
to any expenditure limitation imposed on the utility regulatory fee fund
for fiscal year 2011.
Sec. 15.

DEPARTMENT OF COMMERCE
(a) On the effective date of this act, of the $307,050 appropriated for
the above agency for the fiscal year ending June 30, 2011, by section
67(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
economic development initiatives fund in the strong military bases
program account, the sum of $61,410 is hereby lapsed.
(b) On the effective date of this act, the expenditure limitation
established for the fiscal year ending June 30, 2011, by section 67(b) of
chapter 165 of the 2010 Session Laws of Kansas on the state affordable
airfare fund of the department of commerce is hereby increased from
$5,000,000 to $5,125,000.
(c) On the effective date of this act, the amount directed by section
67(e) of chapter 165 of the 2010 Session Laws of Kansas to be
transferred from the state economic development initiatives fund to the
Kansas economic opportunity initiatives fund of the department of
commerce on December 15, 2010, or as soon thereafter as moneys are
available, is hereby decreased from $625,000 to $0: Provided, That, on
the effective date of this act, any moneys transferred from the state
economic development initiatives fund to the Kansas economic
opportunity initiatives fund of the department of commerce on or after
December 15, 2010, pursuant to section 67(e) of chapter 165 of the 2010
Session Laws of Kansas, shall be transferred from the Kansas economic
opportunity initiatives fund of the department of commerce to the state
economic development initiatives fund by the director of accounts and
reports.
Sec. 16.

STATE CORPORATION COMMISSION
(a) On the effective date of this act, the aggregate expenditure
limitation established for the fiscal year ending June 30, 2011, by section
59(b) of chapter 165 of the 2010 Session Laws of Kansas on expenditures
from the public service regulation fund, the motor carrier license fees
fund and the conservation fee fund, in the aggregate, is hereby increased
from $16,468,621 to $16,628,381.
(b) There is appropriated for the above agency from the following
special revenue fund or funds for the fiscal year ending June 30, 2011, 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:
Compressed air energy storage fee fund.................................No limit
ARRA state electricity regulators assistance – federal fund...........No limit

(c) On the effective date of this act, the base state registration
clearing fund of the state corporation commission is hereby redesignated
as the unified carrier registration clearing fund of the state corporation
commission, in accordance with K.S.A. 66-1,139a, and amendments
thereto.

(d) On the effective date of this act, the pipeline damage prevention
grant program – federal fund of the state corporation commission is
hereby redesignated as the one call – federal fund.

Sec. 17.

KANSAS, INC.

(a) On the effective date of this act, of the $346,904 appropriated for
the above agency for the fiscal year ending June 30, 2011, by section
68(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
economic development initiatives fund in the operations (including
official hospitality) account, the sum of $88,756 is hereby lapsed.

Sec. 18.

KANSAS LOTTERY

(a) On the effective date of this act, the aggregate of the amounts
authorized by section 65(b) of chapter 165 of the 2010 Session Laws of
Kansas to be transferred from the lottery operating fund to the state
gaming revenues fund during the fiscal year ending June 30, 2011, is
hereby increased from $70,400,000 to $70,800,000.

Sec. 19.

KANSAS TECHNOLOGY ENTERPRISE CORPORATION

(a) On the effective date of this act, of the $5,990,000 appropriated
for the above agency for the fiscal year ending June 30, 2011, by section
69(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
economic development initiatives fund in the operations, assistance and
grants (including official hospitality) account, the sum of $371,426 is
hereby lapsed.

Sec. 20.

KANSAS RACING AND GAMING COMMISSION

(a) There is appropriated for the above agency from the following
special revenue fund or funds for the fiscal year ending June 30, 2011, 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:

Illegal gambling enforcement fund.................................No limit

Provided, That expenditures may be made from the illegal gambling
enforcement fund for direct or indirect operating expenditures incurred
for investigatory activities, including, but not limited to, (1) conducting
investigations of illegal gambling operations or activities, (2) participating in illegal gaming in order to collect or purchase evidence as part of an undercover investigation into illegal gambling operations, and (3) acquiring information or making contacts leading to illegal gaming activities: Provided, however, That all moneys that are expended for any such evidence purchase, information acquisition or similar investigatory purpose or activity from whatever funding source and that are recovered 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 illegal gambling enforcement fund.

(b) On the effective date of this act, the director of accounts and reports shall transfer $5,000 from the state racing fund of the Kansas racing and gaming commission to the illegal gambling enforcement fund of the Kansas racing and gaming commission.

(c) On June 30, 2011, the director of accounts and reports shall transfer all moneys in the racing reimbursable expense fund of the Kansas racing and gaming commission to the state racing fund of the Kansas racing and gaming commission.

(d) On June 30, 2011, the director of accounts and reports shall transfer all moneys in the racing investigative expense fund of the Kansas racing and gaming commission to the state racing fund of the Kansas racing and gaming commission.

(e) On June 30, 2011, the director of accounts and reports shall transfer all moneys in the horse fair racing benefit fund of the Kansas racing and gaming commission to the state racing fund of the Kansas racing and gaming commission.

(f) On June 30, 2011, the director of accounts and reports shall transfer all moneys in the racing applicant deposit fund of the Kansas racing and gaming commission to the state racing fund of the Kansas racing and gaming commission.

(g) On June 30, 2011, the director of accounts and reports shall transfer all moneys in the horse purse fund to the Kansas horse breeding development fund. On June 30, 2011, all liabilities of the horse purse fund are hereby transferred to and imposed on the Kansas horse breeding development fund and the horse purse fund is hereby abolished.

(h) On June 30, 2011, the director of accounts and reports shall transfer all moneys in the gaming machine examination fund to the expanded lottery act regulation fund. On June 30, 2011, all liabilities of the gaming machine examination fund are hereby transferred to and imposed on the expanded lottery act regulation fund and the gaming machine examination fund is hereby abolished.

Sec. 21.
(a) On the effective date of this act, the director of accounts and reports shall transfer $124,265 from the Kansas qualified biodiesel fuel producer incentive fund of the department of revenue to the state economic development initiatives fund.

Sec. 22.

STATE COURT OF TAX APPEALS

(a) On the effective date of this act, of the $1,348,927 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 63(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of $40,454 is hereby lapsed.

Sec. 23.

ATTORNEY GENERAL

(a) On the effective date of this act, of the $2,020,652 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 49(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of $1,801 is hereby lapsed.

(b) On the effective date of this act, of the $310,522 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 49(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the internet training education for Kansas kids account, the sum of $36,734 is hereby lapsed.

Sec. 24.

SECRETARY OF STATE

(a) On the effective date of this act, the director of accounts and reports shall transfer $82,010 from the HAVA ELVIS fund of the secretary of state to the democracy fund of the secretary of state to provide matching funds to implement Title II of the federal help America vote act of 2002, public law 107-252, as prescribed under that act.

Sec. 25.

STATE TREASURER

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 51(a) of chapter 165 of the 2010 Session Laws of Kansas on the Kansas post secondary education savings program trust fund of the state treasurer is hereby increased from $265,000 to no limit.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 51(a) of chapter 165 of the 2010 Session Laws of Kansas on the Kansas post secondary education savings program expense fund of the state treasurer is hereby increased from $346,043 to no limit.

(c) There is appropriated for the above agency from the following
special revenue fund or funds for the fiscal year ending June 30, 2011, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Learjet bond fund...............................................................................................No limit

Provided, That, on the 15th day of each month that commences during fiscal year 2011, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 2010 Supp. 74-50,136, and amendments thereto, and for which the learjet bond fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: Provided further, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the learjet bond fund: And provided further, That, on or before the 10th day of each month commencing during fiscal year 2011, the director of accounts and reports shall transfer from the state general fund to the learjet bond fund interest earnings based on: (1) The average daily balance of moneys in the learjet bond fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: And provided further, That the moneys credited to the learjet bond fund from the withholding taxes paid by an eligible business and the interest earnings thereon shall be transferred by the state treasurer from the learjet bond fund to the appropriate account of the special economic revitalization fund administered by the state treasurer in accordance with K.S.A. 2010 Supp. 74-50,136, and amendments thereto.

Siemens bond fund................................................................................................No limit

Provided, That, on the 15th day of each month that commences during fiscal year 2011, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 2010 Supp. 74-50,136, and amendments thereto, and for which the Siemens bond fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: Provided further, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the Siemens bond
And provided further, That, on or before the 10th day of each month commencing during fiscal year 2011, the director of accounts and reports shall transfer from the state general fund to the Siemens bond fund interest earnings based on: (1) The average daily balance of moneys in the Siemens bond fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month:

And provided further, That the moneys credited to the Siemens bond fund from the withholding taxes paid by an eligible business and the interest earnings thereon shall be transferred by the state treasurer from the Siemens bond fund to the appropriate account of the special economic revitalization fund administered by the state treasurer in accordance with K.S.A. 2010 Supp. 74-50,136, and amendments thereto.

Sec. 26.

LEGISLATIVE COORDINATING COUNCIL

(a) On the effective date of this act, of the $727,436 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 44(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the legislative coordinating council – operations account, the sum of $20 is hereby lapsed.

(b) On the effective date of this act, of the $3,215,664 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 44(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the office of revisor of statutes – operations account, the sum of $2,425 is hereby lapsed.

(c) On the effective date of this act, of the $3,684,673 appropriated for the above agency for the fiscal year ending June 30, 2011 by section 44(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the legislative research department – operations account, the sum of $12,223 is hereby lapsed.

Sec. 27.

DIVISION OF POST AUDIT

(a) On the effective date of this act, of the $2,136,995 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 46(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the operations (including legislative post audit committee) account, the sum of $4,413 is hereby lapsed.

Sec. 28.

STATE FINANCE COUNCIL

(a) On the effective date of this act, of the $8,534,972 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 3(a) of chapter 159 of the 2008 Session Laws of Kansas from the state general fund in the classified salary market adjustments (including fringe benefits) account, the sum of $1,316,263 is hereby lapsed.
Sec. 29. DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2011, the following:

<table>
<thead>
<tr>
<th>Service</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Other medical assistance</td>
<td>$5,444,990</td>
</tr>
<tr>
<td>Community based services</td>
<td>$4,263,900</td>
</tr>
<tr>
<td>Mental health and retardation services aid and assistance</td>
<td>$5,350,166</td>
</tr>
<tr>
<td>Youth services aid and assistance</td>
<td>$4,413,425</td>
</tr>
</tbody>
</table>

(b) On the effective date of this act, of the $541,802 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the children’s initiatives fund in the children’s cabinet accountability fund account, the sum of $250,000 is hereby lapsed.

(c) On the effective date of this act, of the $5,000,000 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the children’s initiatives fund in the family centered system of care account, the sum of $150,000 is hereby lapsed.

(d) On the effective date of this act, of the $1,400,000 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the children’s initiatives fund in the child care account, the sum of $163 is hereby lapsed.

(e) On the effective date of this act, of the $8,443,161 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the children’s initiatives fund in the children’s cabinet early childhood discretionary grant program account, the sum of $251,003 is hereby lapsed.

(f) On the effective date of this act, of the $3,452,779 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the children’s initiatives fund in the early headstart account, the sum of $306 is hereby lapsed.

(g) On the effective date of this act, of the $11,099,830 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the children’s initiatives fund in the early childhood block grant account, the sum of $1,062,207 is hereby lapsed.

(h) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 77(b) of chapter 165 of the 2010 Session Laws of Kansas on the social welfare fund of the department of social and rehabilitation services is hereby
decreased from $39,303,198 to $39,186,535.

(i) On the effective date of this act, of the $3,822,570 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 117(a) of chapter 165 of the 2010 Session Laws of Kansas from the state institutions building fund in the debt service – new state security hospital account, the sum of $839,561 is hereby lapsed.

(j) On the effective date of this act, of the $2,584,371 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 117(a) of chapter 165 of the 2010 Session Laws of Kansas from the state institutions building fund in the debt service – state hospitals rehabilitation and repair account, the sum of $7,161 is hereby lapsed.

(k) On the effective date of this act, of the $14,342,009 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 77(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the Osawatomie state hospital – operating expenditures account, the sum of $500,000 is hereby lapsed.

(l) On the effective date of this act, of the $4,524,298 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 77(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the Rainbow mental health facility – operating expenditures account, the sum of $250,000 is hereby lapsed.

Sec. 30.

DEPARTMENT ON AGING

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2011, the following:

LTC – medicaid assistance – TCM/FE............................................$25,169
LTC – medicaid assistance – HCBS/FE.................................$2,263,079
LTC – medicaid assistance – NF..............................$10,142,156

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 75(b) of chapter 165 of the 2010 Session Laws of Kansas on the state licensure fee fund of the department on aging is hereby decreased from $1,144,569 to $1,115,927.

(c) There is appropriated for the above agency from the following special revenue fund for the fiscal year ending June 30, 2011, all moneys now or hereafter lawfully credited to and available in such fund, except that expenditures other than refunds authorized by law shall not exceed the following:

Health policy nursing facility quality care fund.......................$19,501,789

Sec. 31.

KANSAS HEALTH POLICY AUTHORITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2011, the following:
(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 76(b) of chapter 165 of the 2010 Session Laws of Kansas on the medical programs fee fund of the Kansas health policy authority is hereby increased from $54,284,610 to $54,480,402.

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 76(b) of chapter 165 of the 2010 Session Laws of Kansas on the other state fees fund of the Kansas health policy authority is hereby increased from $0 to $502,180.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 76(b) of chapter 165 of the 2010 Session Laws of Kansas on the health care access improvement fund of the Kansas health policy authority is hereby decreased from $37,390,236 to $34,700,000.

(e) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 76(b) of chapter 165 of the 2010 Session Laws of Kansas on the preventive health care program fund of the Kansas health policy authority is hereby increased from $519,240 to $656,100.

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 17 (b) of chapter 165 of the 2010 Session Laws of Kansas on the health committee insurance fund of the Kansas health policy authority is hereby increased from $248,575 to $290,117.

(g) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by the state finance council on expenditures from the state workers compensation self-insurance fund of the Kansas health policy authority for salaries and wages and other operating expenditures is hereby increased from $3,724,910 to $3,785,193.

(h) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by the state finance council on expenditures from the cafeteria benefits fund of the Kansas health policy authority for salaries and wages and other operating expenditures is hereby increased from $2,324,247 to $2,324,908.

(i) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by the state finance council on expenditures from the dependent care assistance program fund of the Kansas health policy authority for salaries and wages and other operating expenditures is hereby increased from $226,327 to $429,628.

(j) There is appropriated for the above agency from the following
special revenue fund for the fiscal year ending June 30, 2011, all moneys
now or hereafter lawfully credited to and available in such fund, except
that expenditures other than refunds authorized by law shall not exceed
the following:
Quality care fund.................................................................$0
Sec. 32.
DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF
HEALTH
(a) There is appropriated for the above agency from the following
special revenue fund or funds for the fiscal year ending June 30, 2011, 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:
Maternity centers and child care facilities licensing fee fund.........No limit
(b) There is hereby appropriated for the above agency from the state
general fund for the fiscal year ending June 30, 2011, the following:
Teen pregnancy prevention activities.................................$100,000
Sec. 33.
DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF
ENVIRONMENT
(a) There is appropriated for the above agency from the following
special revenue fund or funds for the fiscal year ending June 30, 2011, 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:
Healthy watershed initiative – federal fund............................No limit
Sec. 34.
KANSAS COMMISSION ON VETERANS AFFAIRS
(a) There is appropriated for the above agency from the state general
fund for the fiscal year ending June 30, 2011, the following:
Scratch lotto – veteran services..............................................$2,972
Veterans claim assistance program – service grants.......................$22,894
(b) On the effective date of this act, of the $457,394 appropriated for
the above agency for the fiscal year ending June 30, 2011, by section
72(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
general fund in the operating expenditures – administration account, the
sum of $15,241 is hereby lapsed.
(c) On the effective date of this act, of the $1,173,050 appropriated
for the above agency for the fiscal year ending June 30, 2011, by section
72(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
general fund in the operating expenditures – veteran services account, the
sum of $26,050 is hereby lapsed.
Sec. 35.
DEPARTMENT OF EDUCATION

(a) (1) On the effective date of this act, of the $1,961,339,680 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 79(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the general state aid account, the sum of $69,237,942 is hereby lapsed.

(2) On the effective date of this act, the director of accounts and reports shall transfer $16,710,878 from the general state aid account of the state general fund to the special education services aid account of the state general fund.

(b) On the effective date of this act, of the $7,539,500 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 79(c) of chapter 165 of the 2010 Session Laws of Kansas from the children’s initiatives fund in the parent education program account, the sum of $180,370 is hereby lapsed.

(c) On the effective date of this act, of the $5,000,000 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 79(c) of chapter 165 of the 2010 Session Laws of Kansas from the children’s initiatives fund in the Pre-K program account, the sum of $119,630 is hereby lapsed.

(d) During the fiscal year ending June 30, 2011, in addition to other purposes for which expenditures may be made by the department of education from the special education services aid account of the state general fund for fiscal year 2011 for special education services aid as authorized by section 79(a) of chapter 165 of the 2010 Session Laws of Kansas or by this or other appropriation act of the 2011 regular session of the legislature, and notwithstanding the provisions of K.S.A. 2010 Supp. 72-998, and amendments thereto, or any other statute, the department of education shall make expenditures from the special education services aid account of the state general fund for fiscal year 2011 for a payment to each school district, as defined by K.S.A. 72-962, and amendments thereto, that received an amount of medicaid replacement state aid for the 2010-2011 school year that was more than $300,000 less than the amount of medicaid replacement state aid received for the 2009-2010 school year due to the loss of attendant care medicaid revenue from the Kansas health policy authority for school year 2010-2011: Provided, That the amount of such payment shall be equal to (1) the amount by which the medicaid replacement state aid received by the school district for the 2009-2010 school year is greater than the total of the medicaid replacement state aid for the 2010-2011 school year plus $300,000, minus (2) the total received by the school district for increases in other medicaid reimbursements for the 2010-2011 school year: Provided further, That each such payment shall be made from the amount designated by the state board of education
pursuant to K.S.A. 2010 Supp. 72-998, and amendments thereto, for
medicaid replacement state aid for the 2010-2011 school year.
(e) There is appropriated from the above agency from the state
general fund for the fiscal year ending June 30, 2011, the following:
General state aid........................................................................$5,700,000
Special education services aid....................................................$8,600,000
Sec. 36.

STATE BOARD OF REGENTS
(a) On the effective date of this act, of the $6,219,875 appropriated
for the above agency for the fiscal year ending June 30, 2011, by section
131(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
general fund in the PEI infrastructure – debt service account, the sum of
$2,322,229 is hereby lapsed.
Sec. 37.

UNIVERSITY OF KANSAS
(a) There is appropriated for the above agency from the following
special revenue fund or funds for the fiscal year ending June 30, 2011, all
moneys now or hereafter lawfully credited to and available in such fund
or funds, except that expenditures, other than refunds authorized by law,
purchases of nationally recognized adopted codes for resale and federally
reimbursed overtime, shall not exceed the following:
Standardized water data repository fund......................................No limit
Sec. 38.

JUDICIAL BRANCH
(a) There is appropriated for the above agency from the following
special revenue fund or funds for the fiscal year ending June 30, 2011, 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:
SJI grant fund ...........................................................................No limit
Sec. 39.

KANSAS STATE SCHOOL FOR THE DEAF
(a) On the effective date of this act, of the $8,890,257 appropriated
for the above agency for the fiscal year ending June 30, 2011, by section
83(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
general fund in the operating expenditures account, the sum of $393 is
hereby lapsed.
Sec. 40.

KANSAS ARTS COMMISSION
(a) On the effective date of this act, of the $256,684 appropriated for
the above agency for the fiscal year ending June 30, 2011, by section
81(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
general fund in the operating expenditures account, the sum of $13,310 is
hereby lapsed.

Sec. 41.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general
fund for the fiscal year ending June 30, 2011, the following:
Operating expenditures.........................................................$472,709
(b) On the effective date of this act, of the $13,700,482 appropriated
for the above agency for the fiscal year ending June 30, 2011, by section
95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
general fund in the facilities operations account, the sum of $3,500,000 is
hereby lapsed.
(c) On the effective date of this act, of the $13,084,057 appropriated
for the above agency for the fiscal year ending June 30, 2011, by section
95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
general fund in the Topeka correctional facility – facilities operations
account, the sum of $200 is hereby lapsed.
(d) On the effective date of this act, of the $8,308,154 appropriated
for the above agency for the fiscal year ending June 30, 2011, by section
95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
general fund in the Hutchinson correctional facility – facilities operations
account, the sum of $500 is hereby lapsed.
(e) On the effective date of this act, of the $38,326,136 appropriated
for the above agency for the fiscal year ending June 30, 2011, by section
95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
general fund in the Lansing correctional facility – facilities operations
account, the sum of $500 is hereby lapsed.
(f) On the effective date of this act, of the $12,936,609 appropriated
for the above agency for the fiscal year ending June 30, 2011, by section
95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
general fund in the Ellsworth correctional facility – facilities operations
account, the sum of $442 is hereby lapsed.
(g) On the effective date of this act, of the $5,301,602 appropriated
for the above agency for the fiscal year ending June 30, 2011, by section
95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
general fund in the Norton correctional facility – facilities operations
account, the sum of $991 is hereby lapsed.
(h) On the effective date of this act, of the $3,088,303 appropriated
for the above agency for the fiscal year ending June 30, 2011, by section
132(b) of chapter 165 of the 2010 Session Laws of Kansas from the
correctional institutions building fund in the capital improvements –
rehabilitation and repair of correctional institutions account, the sum of
$374,471 is hereby lapsed.

Sec. 42.
SENATE SUBSTITUTE FOR HB 2014

1 JUVENILE JUSTICE AUTHORITY
2 (a) On the effective date of this act, of the $23,331,916 appropriated
3 for the above agency for the fiscal year ending June 30, 2011, by section
4 96(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
5 general fund in the purchase of services account, the sum of $3,336,312 is
6 hereby lapsed.
7 (b) On the effective date of this act, of the $4,000,013 appropriated
8 for the above agency for the fiscal year ending June 30, 2011, by section
9 133(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
10 institutions building fund in the debt service – Topeka complex and
11 Larned juvenile correctional facility account, the sum of $2,411 is hereby
12 lapsed.
13 (c) On the effective date of this act, of the $87,682 appropriated for
14 the above agency for the fiscal year ending June 30, 2011, by section
15 157(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
16 institutions building fund in the raze Atchison juvenile correctional
17 facility maintenance building account, the sum of $3,148 is hereby
18 lapsed.
19 Sec. 43.

ADJUTANT GENERAL
20 (a) There is appropriated for the above agency from the state general
21 fund for the fiscal year ending June 30, 2011, the following:
22 Disaster relief.................................................................$2,000,000
23 Provided, That any unencumbered balance in the disaster relief account
24 in excess of $100 as of June 30, 2011, is hereby reappropriated for fiscal
25 year 2012.
26 (b) On the effective date of this act, of the $2,478,091
27 appropriated for the above agency for the fiscal year ending June 30,
28 2011, by section 135(a) of chapter 165 of the 2010 Session Laws of
29 Kansas from the state general fund in the debt service – rehabilitation and
30 repair of the statewide armories account, the sum of $3,960 is hereby
31 lapsed.
32 Sec. 44.

EMERGENCY MEDICAL SERVICES BOARD
34 (a) On the effective date of this act, the expenditure limitation
35 established for the fiscal year ending June 30, 2011, by the state finance
36 council on the emergency medical services operating fund of the
37 emergency medical services board is hereby increased from $1,393,582
38 to $1,518,582.
39 Sec. 45.

STATE FIRE MARSHAL
41 (a) On the effective date of this act, the expenditure limitation
42 established for the fiscal year ending June 30, 2011, by the state finance
council on the fire marshal fee fund of the state fire marshal is hereby decreased from $3,629,360 to $3,626,625.

(b) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer $52,509 from the hazardous material program fund of the state fire marshal to the fire marshal fee fund of the state fire marshal.

Sec. 46.

KANSAS PAROLE BOARD

(a) On the effective date of this act, of the $510,135 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 99(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the parole from adult correctional institutions account, the sum of $982 is hereby lapsed.

Sec. 47.

KANSAS COMMISSION ON PEACE OFFICERS’ STANDARDS AND TRAINING

(a) On June 30, 2011, the director of accounts and reports shall transfer $500,000 from the Kansas commission on peace officers’ standards and training fund of the Kansas commission on peace officers’ standards and training to the state general fund: Provided, That the transfer of such amount shall be in addition to any other transfer from the Kansas commission on peace officers’ standards and training fund to the state general fund as prescribed by law: Provided further, That the amount transferred from the Kansas commission on peace officers’ standards and training fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the Kansas commission on peace officers’ standards and training by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 104(a) of chapter 165 of the 2010 Session Laws of Kansas on the Kansas commission on peace officers’ standards and training fund of the Kansas commission on peace officers’ standards and training is hereby decreased from $650,005 to $549,246.

Sec. 48.

KANSAS DEPARTMENT OF AGRICULTURE

(a) On the effective date of this act, the director of accounts and reports shall transfer $3,081 from the state highway fund of the department of transportation to the water structures – state highway fund of the Kansas department of agriculture.
(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 105(b) of chapter 165 of the 2010 Session Laws of Kansas on the water structures – state highway fund of the Kansas department of agriculture is hereby increased from $104,832 to no limit.

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 105(b) of chapter 165 of the 2010 Session Laws of Kansas on the water appropriation certification fund of the Kansas department of agriculture is hereby increased from $553,868 to no limit.

Sec. 49.

KANSAS DEPARTMENT OF WILDLIFE AND PARKS

(a) On the effective date of this act, of the $74,264 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 110(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the reimbursement for annual licenses issued to Kansas disabled veterans account, the sum of $73,240 is hereby lapsed.

(b) On the effective date of this act, of the $36,500 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 110(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the reimbursement for annual licenses issued to national guard members account, the sum of $11,290 is hereby lapsed.

(c) On the effective date of this act, of the $18,000 appropriated for the above agency for the fiscal year ending June 30, 2011, by section 110(a) of chapter 165 of the 2010 Session Laws of Kansas from the state general fund in the reimbursement for annual park permits issued to national guard members account, the sum of $6,748 is hereby lapsed.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund for fiscal year 2011, expenditures may be made by the above agency from the following capital improvement account or accounts of the parks fee fund for fiscal year 2011 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

<table>
<thead>
<tr>
<th>Project Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pratt operations office sewer line upgrade</td>
<td>$70,950</td>
</tr>
</tbody>
</table>

(e) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife fee fund for fiscal year 2011, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife fee fund for fiscal year 2011 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

<table>
<thead>
<tr>
<th>Project Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pratt operations office sewer line upgrade</td>
<td>$378,400</td>
</tr>
</tbody>
</table>

(f) In addition to the other purposes for which expenditures may be made by the above agency from the boating fee fund for fiscal year 2011,
expenditures may be made by the above agency from the following
capital improvement account or accounts of the boating fee fund for fiscal
year 2011 for the following capital improvement project or projects,
subject to the expenditure limitations prescribed therefor:

Pratt operations office sewer line upgrade..............................$23,650

(g) In addition to the other purposes for which expenditures may be
made by the above agency from the wildlife restoration fund for fiscal
year 2011, expenditures may be made by the above agency from the
following capital improvement account or accounts of the wildlife
restoration fund for fiscal year 2011 for the following capital
improvement project or projects, subject to the expenditure limitations
prescribed therefor:

Rehabilitation and repair..........................................................$260,000

Sec. 50.

KANSAS WATER OFFICE

(a) There is appropriated for the above agency from the state water
plan fund for the fiscal year ending June 30, 2011, the following:

Neosho river basin issues.........................................................$464,630

Sec. 51. (a) (1) On the effective date of this act, of the amount
appropriated or reappropriated for the fiscal year ending June 30, 2011, in
each account of the state general fund of each state agency, as authorized
and provided by chapter 2, chapter 124 or chapter 144 of the 2009
Session Laws of Kansas, by chapter 6 or chapter 165 of the 2010 Session
Laws of Kansas, or by this or other appropriation act of the 2011 regular
session of the legislature, that is budgeted for salaries and wages,
including per diem compensation, and any associated employer
contributions, other than employer payments for participants under the
state health care benefits program pursuant to K.S.A. 75-6508, and
amendments thereto, and longevity payments authorized by law, for state
officers, as defined by this section, for the first payroll period
commencing on or after the effective date of this act and each payroll
period thereafter chargeable to fiscal year 2011, as determined by the
director of the budget after consultation with the director of legislative
research and upon certification to the director of accounts and reports, the
amount equal to 7.5% of the amount so determined is hereby lapsed.

(2) On the effective date of this act, of the amount appropriated or
reappropriated for the fiscal year ending June 30, 2011, in each account
of the state economic development initiatives fund of each state agency,
as authorized and provided by chapter 2, chapter 124 or chapter 144 of
the 2009 Session Laws of Kansas, by chapter 6 or chapter 165 of the
2010 Session Laws of Kansas, or by this or other appropriation act of the
2011 regular session of the legislature, that is budgeted for salaries and
wages, including per diem compensation, and any associated employer
contributions, other than employer payments for participants under the state health care benefits program pursuant to K.S.A. 75-6508, and amendments thereto, and longevity payments authorized by law, for state officers, as defined by this section, for the first payroll period commencing on or after the effective date of this act and each payroll period thereafter chargeable to fiscal year 2011, as determined by the director of the budget after consultation with the director of legislative research and upon certification to the director of accounts and reports, the amount equal to 7.5% of the amount so determined is hereby lapsed.

(3) On the effective date of this act, of the amount appropriated or reappropriated for the fiscal year ending June 30, 2011, in each account of the state water plan fund of each state agency, as authorized and provided by chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws of Kansas, by chapter 6 or chapter 165 of the 2010 Session Laws of Kansas, or by this or other appropriation act of the 2011 regular session of the legislature, that is budgeted for salaries and wages, including per diem compensation, and any associated employer contributions, other than employer payments for participants under the state health care benefits program pursuant to K.S.A. 75-6508, and amendments thereto, and longevity payments authorized by law, for state officers, as defined by this section, for the first payroll period commencing on or after the effective date of this act and each payroll period thereafter chargeable to fiscal year 2011, as determined by the director of the budget after consultation with the director of legislative research and upon certification to the director of accounts and reports, the amount equal to 7.5% of the amount so determined is hereby lapsed.

(b) On the effective date of this act, notwithstanding the provisions of K.S.A. 2-1904, 17-2233, 20-155, 20-318, 20-3122, 20-3124, 25-4119a, 32-801, 40-102, 40-110, 44-1003, 46-137a, 46-137b, 46-1102, 46-1210, 46-1211, 46-1212a, 48-203, 72-7602, 74-560, 74-601, 74-630, 74-2434, 74-2613, 74-3203a, 74-4908, 74-5002a, 74-8005, 74-8105, 74-8703, 75-412, 75-622, 75-711, 75-2535, 75-2701, 75-2935b, 75-3101, 75-3102, 75-3103, 75-3104, 75-3108, 75-3110, 75-3111, 75-3120f, 75-3120g, 75-3120h, 75-3120j, 75-3122, 75-3123, 75-3124, 75-3125, 75-3126, 75-3135, 75-3136, 75-3137, 75-3141, 75-3148, 75-3149, 75-3150, 75-3212, 75-3223, 75-3702a, 75-5001, 75-5101, 75-5203, 75-5301, 75-5601, 75-5701, 75-5702, 75-5708, 75-5903, 75-6301, 75-7001, 76-714 and 76-715 and K.S.A. 2010 Supp. 75-3135a, 75-7206, 75-7207, 75-7402 and 75-7427, and amendments thereto, or any other statute, the rate of compensation for each state officer, as defined by this section, is hereby reduced by 7.5% for the first payroll period commencing on or after the effective date of this act and each payroll period thereafter chargeable to fiscal year 2011, and shall not be increased for any payroll period
chargeable to fiscal year 2011: Provided, That the secretary of
administration is hereby authorized and directed to implement and
administer the provisions of this section to provide for such reductions:
Provided further, That the secretary of administration shall ensure that
such reductions to the rate of compensation of the state officers subject to
the provisions of this section for the fiscal year 2011 have been
implemented: And provided further, That the secretary of administration
is hereby authorized to reduce any such rate of compensation to
implement the provisions of this section: And provided further, That no
such reduction prescribed by this subsection shall apply to payroll periods
commencing on or after June 12, 2011.
(c) On the effective date of this act, the expenditure limitation
established for the fiscal year ending June 30, 2011, provided by chapter
2, chapter 124 or chapter 144 of the 2009 Session Laws of Kansas, by
chapter 6 or chapter 165 of the 2010 Session Laws of Kansas, or by this
or other appropriation act of the 2011 regular session of the legislature, or
by the state finance council, on each special revenue fund in the state
treasury is hereby decreased for fiscal year 2011 by the amount equal to
7.5% of the aggregate amount that is budgeted for salaries and wages,
including per diem compensation, and any associated employer
contributions, other than employer payments for participants under the
state health care benefits program pursuant to K.S.A. 75-6508, and
amendments thereto, and longevity payments authorized by law, for state
officers, as defined by this section, for all payroll periods commencing on
or after the effective date of this act which are chargeable to fiscal year
2011 for such special revenue fund, as determined by the director of the
budget, after consultation with the director of legislative research, and
certified to the director of accounts and reports.
(d) As used in this section, (1) “state agency” has the meaning
ascribed thereto by K.S.A. 75-3701, and amendments thereto, and
includes the governor’s department, lieutenant governor, attorney general,
secretary of state, state treasurer, commissioner of insurance, each agency
of the executive branch, the legislature and each agency of the legislative
branch, the judicial branch and each agency of the judicial branch;
(2) “state officer” means (A) the governor, lieutenant governor,
attorney general, secretary of state, state treasurer, commissioner of
insurance, each secretary of a department or other chief executive officer
of a department of the executive branch, each member of a board,
commission, council or authority of the executive branch, (B) each
member of the legislature, each legislative officer specified in K.S.A. 46-
137b, and amendments thereto, (C) each justice of the supreme court,
each judge of the court of appeals, each district judge, each district
magistrate judge, and (D) each other state officer in the executive branch,
legislative branch or judicial branch of state government whose position is specified by statute or is otherwise determined to be a salaried officer of the state as that phrase is used in section 15 of article 1 or section 13 of article 3 of the constitution of the state of Kansas, and in any case “state officer” includes all salaried officers of the state as that phrase is used in section 15 of article 1 or section 13 of article 3 of the constitution of the state of Kansas;

(3) “compensation” means any salary or per diem compensation provided by law for a state officer.

Sec. 52. Appeals to exceed expenditure limitations. (a) Upon written application to the governor and approval of the state finance council, expenditures from special revenue funds may exceed the amounts specified in this act.

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

Sec. 53. Severability. If any provision or clause of this act or application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to the end the provisions of this act are declared to be severable.

Sec. 54. This act shall take effect and be in force from and after its publication in the Kansas register.