HOUSE BILL No. 2133

By Joint Committee on Special Claims Against the State

AN ACT concerning certain claims against the state, making appropriations, authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain disbursements, procedures and acts incidental to the foregoing.

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

Section 1. For the fiscal year ending June 30, 2011, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, disbursements, procedures and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

Sec. 2. The department of revenue is hereby authorized and directed to pay the following amounts from the motor-vehicle fuel tax refund fund, for claims not filed within the statutory filing period prescribed in K.S.A. 79-3458, and amendments thereto, to the following claimants:

AGCO Corporation
PO Box 4000
Hesston, KS 67062

$7,801.70

America Jet
2010 Rogers Ct
Salina, KS 67401

$218.16

Armstrong, Harold
8920 Parallel Rd
Frankfort, KS 66427

$81.00

Bailey, Leland E
4747 NW 86th St
Topeka, KS 66618

$125.16

Barton County Highway Dept
PO Box 518
Great Bend, KS 67530

$360.58

Boden, Ignatz
958 Hwy 128
Mankato, KS 66956

$530.93

Bretton, Darrell
2037 E 1300 Rd
Kensington, KS 66951

$78.36

Buller, Elizabeth
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<td>328 Rd 370</td>
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<td>City of Concordia</td>
<td>701 Washington</td>
<td>Concordia, KS 66901</td>
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<td>City of Eldorado</td>
<td>PO Box 792</td>
<td>El Dorado, KS 67042</td>
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<td>5</td>
<td>Decatur County Feed Yard LLC</td>
<td>2361 Hwy 83</td>
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<td>Dreier, Robert A</td>
<td>3328 W Dutch Ave</td>
<td>Sabetha, KS 66534</td>
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<td>Elliott, Blake</td>
<td>787 Paint Rd</td>
<td>Hope, KS 67451</td>
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<td>Ford Country Feed Yard Inc</td>
<td>12466 US Hwy 400</td>
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<td>Jirak Farms Inc</td>
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<td>Kinsley Country Club</td>
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<td>Marlatt Construction Co Inc</td>
<td>17588 274th Rd</td>
<td>Larimer County</td>
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<td>Norton Co Road &amp; Bridge Dept</td>
<td>15590 Washington Rd</td>
<td>Norton, KS 67654</td>
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<td>Peterson Farms &amp; Livestock Inc</td>
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<td>Assaria, KS 67416</td>
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<td>Howard, KS 67349</td>
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<td>13901 E 47th S</td>
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<td>Talkington, Phyllis</td>
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<td>1577 40th Rd</td>
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<td>USD 231 Gardner Edgerton</td>
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<td>Wildcat Concrete Serv Inc</td>
<td>PO Box 750075</td>
<td>Topeka, KS 66675</td>
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Sec. 3. (a) The department of corrections is hereby authorized and directed to pay the following amount from the Lansing correctional facility facilities operations account of the state.
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general] fund for property loss of a television set, to the following claimant:
Sherman L. Galloway #34138
PO Box 2
Lansing, KS 66043............................................................................................................$108.00

(b) The department of corrections is hereby authorized and directed to pay the following amount from the El Dorado correctional facility—facilities operations [facility -- facilities operations account of the state general] fund for audiocassettes lost by staff, to the following claimant:
Nasif Gadelkarim #48278
PO Box 1568
Hutchison, KS 67504......................................................................................................$130.00

(c) The department of corrections is hereby authorized and directed to pay the following amount from the Winfield correctional facility—facilities operations [facility -- facilities operations account of the state general] fund for damage to a television set, to the following claimant:
Eugene Jackson #66395
PO Box 311
El Dorado, KS 67042....................................................................................................$80.68

(d) The department of corrections is hereby authorized and directed to pay the following amount from the Lansing correctional facility—facilities operations [facility -- facilities operations account of the state general] fund for a pair of boots lost while in the custody of staff, to the following claimant:
Joseph Carlos Jones #59134
PO Box 2
Lansing, KS 66043......................................................................................................$59.90

(e) The department of corrections is hereby authorized and directed to pay the following amount from the Larned correctional mental health facility—facilities operations [facility -- facilities operations account of the state general] fund for pair of sweat shorts lost while in the custody of staff, to the following claimant:
Jorge Jovel #85033
LCMHF
1318 Ks Hwy 264
Larned, KS 67550........................................................................................................$7.77

(f) The department of corrections is hereby authorized and directed to pay the following amount from the Lansing correctional facility—facilities operations [facility -- facilities operations account of the state general] fund for a picture destroyed by staff, to the following claimant:
Austin T. Mason #80464
PO Box 2
Lansing, KS 66043......................................................................................................$18.00
(g) The department of corrections is hereby authorized and directed to pay the following amount from the Hutchinson correctional facility—facilities operations [facility -- facilities operations account of the state general] fund for lost property while in the custody of staff, to the following claimant:
- Michael P O'Neill #81296
  PO Box 2
  Lansing, KS 66043
  $18.23

(h) The department of corrections is hereby authorized and directed to pay the following amount from the Norton correctional facility—facilities operations [facility -- facilities operations account of the state general] fund for magazines confiscated by staff, to the following claimant:
- Micky Don Owens #94516
  PO Box 546
  Norton, KS 67654
  $6.00

(i) The department of corrections is hereby authorized and directed to pay the following amount from the Winfield correctional facility—facilities operations [facility -- facilities operations account of the state general] fund for lost property in the custody of staff, to the following claimant:
- Adrian M. Requena #48877
  PO Box 1568
  Hutchinson, KS 67504
  $24.19

(j) The department of corrections is hereby authorized and directed to pay the following amount from the Lansing correctional facility—facilities operations [facility -- facilities operations account of the state general] fund for a radio lost while in the custody of staff, to the following claimant:
- Antonio Toro #91574
  PO Box 2
  Lansing, KS 66043
  $13.50

Sec. 4. The [Kansas] department of wildlife and parks is hereby authorized an directed to pay the following amount [from the wildlife fee fund] for bobcat skins damaged while in the custody of the department, to the following claimant:
- Dan Barrow
  Dan Barrow Trading Co. Inc.
  204 Central Ave
  PO Box 93
  Denison, KS 66419
  $5,280.00

Sec. 5. The university of Kansas is hereby authorized and directed to pay from the general fees fund the following amount for reimbursement of overpayment of tuition due to an error in the determination of the
residency status of a student, to the following claimant:
Fred H. Fishman
3006 Wildwood Court
North Newton, KS 67117...........................................$12,302.40

Sec. 6. (a) The Kansas highway patrol is hereby authorized and
directed to pay the following amount from the Kansas highway patrol
operations fund for payment of medical expenses of a prisoner in custody,
to the following claimant:
Kansas University Physicians Inc
c/o E. Lou Bjorgaard Probasco
Attorney and Agent
615 SW Topeka Blvd
Topeka, KS 66603...........................................$12,477.14

(b) The Kansas highway patrol is hereby authorized and directed to
pay the following amount from the Kansas highway patrol operations fund
for payment of medical expenses of two prisoners in custody, to the
following claimant:
University of Kansas Hospital Authority
c/o E. Lou Bjorgaard Probasco
Attorney and Agent
615 SW Topeka Blvd
Topeka, KS 66603...........................................$112,938.90

Sec. 7. The Kansas department of revenue is hereby authorized and
directed to pay the following amount from the sales tax refund fund for
reimbursement of the overpayment of sales taxes from 2007 through mid
2010, to the following claimant:
Saunge, Inc
PO Box 553
Inman, KS 67546...........................................$7,064.10

Sec. 8. The governmental ethics commission is hereby authorized and
directed to pay the following amount from the [operating expenditures
account of the] state general fund for the reimbursement of legal expenses
of a person against whom an ethics complaint was dismissed after a
determination that the person's actions were constitutionally protected, to
the following claimant:
Kristian D. Van Meteren
PO Box 9265
Shawnee Mission, KS 66201...........................................$9,452.18

Sec. 9. The department of health and environment is hereby
authorized and directed to pay the following amount from the Kansas-
[underground] petroleum storage tank release trust fund for
reimbursement of expenses incurred for tests required by the department
on a gasoline storage tank, to the following claimant:
Sec. 10. The state board of technical professions is hereby authorized and directed to pay the following amount from the technical professions fee fund for refund of expenses incurred by an individual accused of practicing architecture or engineering without a license, to the following claimant:

Eldon L Ray
16284 R Road
Mayetta, KS 66509..........................................................$3,122.00

Sec. 11. (a) Except as otherwise provided by this act, the director of accounts and reports is hereby authorized and directed to draw warrants on the state treasurer in favor of the claimants specified in this act, upon vouchers duly executed by the state agencies directed to pay the amounts specified in such sections to the claimants or their legal representatives or duly authorized agents, as provided by law.

(b) The director of accounts and reports shall secure prior to the payment of any amount to any claimant, other than amounts authorized to be paid pursuant to section 2 as motor-vehicle fuel tax refunds or as transactions between state agencies as provided by this act, a written release and satisfaction of all claims and rights against the state of Kansas and any agencies, officers and employees of the state of Kansas regarding their respective claims.

Sec. 12. This act shall take effect and be in force from and after its publication in the Kansas register.