AN ACT making and concerning appropriations for fiscal years ending June 30, 2012, and June 30, 2013, 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 years ending June 30, 2012, and June 30, 2013, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, capital improvement projects, fee, receipts, disbursements and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) The agencies named in the 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, 2012, pursuant to section 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the abstracters' fee fund of the abstracters' board of examiners is hereby increased from $23,291 to $24,291.

See 3——

BOARD OF ACCOUNTANCY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(e) of chapter 118 of the 2011 Session Laws of Kansas on the board of
accountancy fee fund of the board of accountancy is hereby decreased from $339,922 to $334,922.

(b) On July 1, 2012, the expenditure limitation established for the fiscal year ending June 30, 2013, by section 59(a) of chapter 118 of the 2011 Session Laws of Kansas on the board of accountancy fee fund of the board of accountancy is hereby decreased from $346,732 to $340,182.

Sec. 4.

STATE BANK COMMISSIONER

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the bank commissioner fee fund of the state bank commissioner is hereby increased from $9,251,724 to $9,488,964.

(b) On July 1, 2012, the expenditure limitation established for the fiscal year ending June 30, 2013, by section 60(a) of chapter 118 of the 2011 Session Laws of Kansas on the bank commissioner fee fund of the state bank commissioner is hereby increased from $9,742,902 to $10,651,324.

(c) On the effective date of this act, the position limitation established for the fiscal year ending June 30, 2012, by section 79 of chapter 118 of the 2011 Session Laws of Kansas for the state bank commissioner is hereby increased from 99.00 to 105.00.

(d) On July 1, 2012, the position limitation established for the fiscal year ending June 30, 2013, by section 79 of chapter 118 of the 2011 Session Laws of Kansas for the state bank commissioner is hereby increased from 99.00 to 107.00.

(e) On July 1, 2012, there is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2013, 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:

Litigation expense fund.................................................................No limit

Provided, That the above agency is authorized to make expenditures from the litigation expense fund for costs, fees, and expenses associated with administrative or judicial proceedings regarding the enforcement of laws administered by the consumer and mortgage lending division and the enforcement and collection of assessed fines, fees and consumer refunds;

Provided further, That a portion of the moneys collected as a result of fines and investigative fees collected by the consumer and mortgage lending division, as determined by the deputy of the consumer and mortgage lending division, 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 litigation expense fund.
Sec. 5.

KANSAS BOARD OF BARBERING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the board of barbering fee fund of the Kansas board of barbering is hereby increased from $156,383 to $166,383.

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

Sec. 6.

BEHAVIORAL SCIENCES REGULATORY BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the behavioral sciences regulatory board fee fund of the behavioral sciences regulatory board is hereby increased from $617,861 to $618,361.

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

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

Sec. 7.

STATE BOARD OF HEALING ARTS

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

Sec. 8.

STATE DEPARTMENT OF CREDIT UNIONS

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

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

Sec. 9.

KANSAS DENTAL BOARD

(a) On the effective day of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(c) of chapter 118 of the Session Laws of Kansas on the dental board fee fund of the Kansas dental board is hereby increased from $371,890 to $379,932.

(b) On July 1, 2012, the expenditure limitation established for the fiscal year ending June 30, 2013, by section 66(a) of chapter 118 of the Session Laws of Kansas on the dental board fee fund of the Kansas dental board is hereby decreased from $374,145 to $369,098.

Sec. 10.

KANSAS BOARD OF EXAMINERS IN FITTING AND DISPENSING OF HEARING INSTRUMENTS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, by section 68(a) of chapter 118 of the 2011 Session Laws of Kansas on the hearing instrument board fee fund of the Kansas board of examiners in fitting and dispensing of hearing instruments is hereby decreased from $29,636 to $28,552.

(b) On July 1, 2012, the expenditure limitation established for the fiscal year ending June 30, 2013, by section 68(a) of chapter 118 of the 2011 Session Laws of Kansas on the hearing instrument board fee fund of the Kansas board of examiners in fitting and dispensing of hearing instruments is hereby decreased from $29,181 to $28,103.

Sec. 11.

BOARD OF NURSING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the board of nursing fee fund of the board of nursing is hereby decreased from $2,046,214 to $2,043,652.

(b) On July 1, 2012, the expenditure limitation established for the fiscal year ending June 30, 2013, by section 69(a) of chapter 118 of the 2011 Session Laws of Kansas on the board of nursing fee fund of the board of nursing is hereby increased from $2,109,810 to $2,405,418.

(c) On July 1, 2012, the position limitation established for the fiscal year ending June 30, 2013, by section 79 of chapter 118 of the 2011 Session Laws of Kansas for the board of nursing is hereby increased from 24.00 to 28.00.

Sec. 12.
BOARD OF EXAMINERS IN OPTOMETRY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the optometry fee fund of the board of examiners in optometry is hereby decreased from $121,180 to $120,141.

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

Sec. 13.

STATE BOARD OF PHARMACY

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

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

Sec. 14.—

REAL ESTATE APPRAISAL BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the appraiser fee fund of the real estate appraisal board is hereby decreased from $302,300 to $288,643.

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

Sec. 15.—

KANSAS REAL ESTATE COMMISSION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the real estate fee fund of the Kansas real estate commission is hereby decreased from $1,130,322 to $1,098,091.

(b) On July 1, 2012, the expenditure limitation established for the fiscal year ending June 30, 2013, by section 73(a) of chapter 118 of the 2011 Session Laws of Kansas on the real estate fee fund of the Kansas real
OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

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

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

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

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

STATE BOARD OF TECHNICAL PROFESSIONS

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

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

STATE BOARD OF VETERINARY EXAMINERS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(c) of chapter 118 of the 2011 Session Laws of Kansas, on the veterinary examiners fee fund of the state board of veterinary examiners is hereby decreased from $266,632 to $264,881.

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

Sec. 19. —

GOVERNMENTAL ETHICS COMMISSION

(a) On the effective date of this act, the position limitation established
for the fiscal year ending June 30, 2012, by section 79 of chapter 118 of
the 2011 Session Laws of Kansas for the governmental ethics commission
is hereby decreased from 9.00 to 8.50.
(b) On July 1, 2012, of the $421,567 appropriated for the above-
agency for the fiscal year ending June 30, 2013, by section 77(a) of
chapter 118 of the 2011 Session Laws of Kansas from the state general
fund in the operating expenditures account, the sum of $9,175 is hereby
lapsed.

Sec. 20. —

STATE CORPORATION COMMISSION

(a) On the effective date of this act, the expenditure limitation for the
fiscal year ending June 30, 2012, by the state corporation commission
from the public service regulation fund, the motor carrier license fees fund,
and the conservation fee fund in the aggregate, as established in section
95(b) of chapter 118 of the 2011 Session Laws of Kansas, is hereby
increased from $16,844,081 to $16,960,956.

(b) On the effective date of this act, the expenditure limitation
established for the fiscal year ending June 30, 2012, in section 93(d) of
chapter 118 of the 2011 Session Laws of Kansas on the agency operations
account of the non-retirement administration fund is hereby increased from
$75,603 to $82,117.
(c) On the effective date of this act, or as soon thereafter as moneys
are available, notwithstanding the provisions of K.S.A. 38-2102, and
amendments thereto, or any other statute, the director of accounts and
reports shall transfer $832,896 from the Kansas endowment for youth fund
to the children’s initiatives fund.

Sec. 21. —

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) On the effective date of this act, the expenditure limitation
established for the fiscal year ending June 30, 2012, in section 93(c) of
chapter 118 of the 2011 Session Laws of Kansas on the agency operations
account of the expense reserve of the Kansas public employees retirement
fund is hereby increased from $8,517,600 to $8,845,767.
(b) On the effective date of this act, the expenditure limitation
established for the fiscal year ending June 30, 2012, in section 93(d) of
chapter 118 of the 2011 Session Laws of Kansas on the agency operations
account of the non-retirement administration fund is hereby increased from
$75,603 to $82,117.
(c) On the effective date of this act, or as soon thereafter as moneys
are available, notwithstanding the provisions of K.S.A. 38-2102, and
amendments thereto, or any other statute, the director of accounts and
reports shall transfer $832,896 from the Kansas endowment for youth fund
to the children’s initiatives fund.

Sec. 22. —

DEPARTMENT OF COMMERCE

(a) On the effective date of this act, of the $131,486 appropriated for
the above agency for the fiscal year ending June 30, 2012, by section
103(b) of chapter 118 of the 2011 Session Laws of Kansas from the state
economic development initiatives fund in the senior community service
employment program account, the sum of $126,245 is hereby lapsed.

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

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

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

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

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

Air service incentive fund..........................................................$2,000,000

Provided, That 50% of all expenditures from the air service incentive
fund account during fiscal year 2012 shall be made to participate in air
passenger service support agreements with the Manhattan area chamber
of commerce, inc., and airlines providing air passenger service at
Manhattan regional airport, related to any quarter during fiscal year
2012 when flights provided by an airline that is a party to an air
passenger service support agreement are filled to less than 70% of
capacity, or as determined under a formula finalized and agreed upon by
the Manhattan area chamber of commerce, inc., in such support
agreements: Provided however, That no expenditures shall be made
from the air service incentive fund account unless the Manhattan area
chamber of commerce, inc., has made payments to such airlines for such
purpose of $250,000 or more for fiscal year 2012: Provided further, That
expenditures from the air service incentive fund account to such airlines
for such purpose for fiscal year 2012 shall not exceed $1,000,000: And
provided further, That 50% of all expenditures from the air service incentive fund account during fiscal year 2012 shall be for a competitive grant program developed and administered by the secretary of commerce for the purposes of expanding air travel options and airport improvements across the state: And provided further, That in addition to the other purposes for which expenditures may be made by the department of commerce from moneys appropriated in the air service incentive fund for fiscal year 2012, expenditures may be made by the secretary of commerce to enter into an agreement for competitive grants or to produce market research studies to determine the economic benefits of providing incentives to expand air travel options and airport improvements in the state: And provided further, That expenditures from the air service incentive fund for competitive grants for fiscal year 2012 shall not exceed $1,000,000: made to participate in air passenger service support agreements with the growth organization of Topeka/Shawnee county, inc., and airlines providing air passenger service at Topeka Forbes field airport, related to any quarter during fiscal year 2012 when flights provided by an airline that is a party to an air passenger service support agreement are filled to less than 70% of capacity, or as determined under a formula finalized and agreed upon by the growth organization of Topeka/Shawnee county, inc., in such support agreements: Provided however, That no expenditures shall be made from the air service incentive fund account unless the growth organization of Topeka/Shawnee county, inc., has made payments to such airlines for such purpose of $250,000 or more for fiscal year 2012: Provided further, That expenditures from the air service incentive fund account to such airlines for such purpose for fiscal year 2012 shall not exceed $1,000,000: And provided further, That any unencumbered balance in the air service incentive fund account of the state economic development initiatives fund that was available to be expended during fiscal year 2012 to provide air passenger service at Topeka Forbes field airport in excess of $100 as of June 30, 2012, is hereby reappropriated for fiscal year 2013, for the same use and purpose as the same was heretofore appropriated: And provided further, That, the growth organization of Topeka/Shawnee county, inc., shall submit an annual report to the legislature on or before January 1, 2013: And provided further, That during the 2013 regular legislative session such annual report shall be delivered and the growth organization of Topeka/Shawnee county, inc. shall appear in person to the house committee on commerce and economic development, the house committee on appropriations, the senate committee on commerce and the senate committee on ways and means regarding such annual report: And provided further, That the secretary of commerce shall conduct an
independent review of the financial reports submitted by the growth
organization of Topeka/Shawnee county, inc., as well as an analysis of
the data used by the growth organization of Topeka/Shawnee county,
inc.; And provided further, That the secretary of commerce shall submit
a report and appear in person to the house committee on {commerce
and} economic development, the house committee on appropriations, the
senate committee on commerce and the senate committee on ways and
means regarding these matters: And provided further, That the secretary
of commerce shall develop and implement the necessary procedures to
conduct such a review.

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

Sec.-23: 16.

KANSAS LOTTERY

(a) On the effective date of this act, the aggregate of the amounts
authorized by section 101(b) of chapter 118 of the 2011 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, 2012, is
hereby increased from $70,800,000 to $71,000,000.

Sec.-24: 17.

KANSAS RACING AND GAMING COMMISSION

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

Sec.-25: 18.

STATE COURT OF TAX APPEALS

(a) On the effective date of this act, the expenditure limitation
established for the fiscal year ending June 30, 2012, pursuant to section
174(c) of chapter 118 of the 2011 Session Laws of Kansas on the COTA
filing fee fund of the state court of tax appeals is hereby decreased from
$1,331,328 to $1,013,888.

Sec.-26: 19.

STATE BOARD OF INDIGENTS’ DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general
fund for the fiscal year ending June 30, 2012, the following:
Assigned counsel expenditures..........................................................$695,010

(b) There is appropriated for the above agency from the following
special revenue fund or funds for the fiscal year ending June 30, 2012,
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:
Capital litigation training grant fund............................................No limit

Sec. 27. 20.

LEGISLATIVE COORDINATING COUNCIL
(a) On the effective date of this act, of the $749,822 appropriated for
the above agency for the fiscal year ending June 30, 2012, by section 80(a)
of chapter 118 of the 2011 Session Laws of Kansas from the state general
fund in the legislative coordinating council – operations account, the sum
of $6,667 is hereby lapsed.
(b) On the effective date of this act, of the $3,549,398 appropriated
for the above agency for the fiscal year ending June 30, 2012, by section
80(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
genral fund in the legislative research department – operations account, the
sum of $156,515 is hereby lapsed.
(e) On the effective date of this act, of the $3,049,313 appropriated
for the above agency for the fiscal year ending June 30, 2012, by section
80(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
genral fund in the office of revisor of statutes – operations account, the
sum of $241,617 is hereby lapsed.
Sec. 28. 21.

DIVISION OF POST AUDIT
(a) On the effective date of this act, of the $2,020,838 appropriated
for the above agency for the fiscal year ending June 30, 2012, by section
82(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
genral fund in the operations (including legislative post audit committee)
account, the sum of $634 is hereby lapsed.
Sec. 29. 22.

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES
(a) On the effective date of this act, of the $120,322,135 appropriated
for the above agency for the fiscal year ending June 30, 2012, by section
111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
genral fund in the other medical assistance account, the sum of $697,394
is hereby lapsed.
(b) On the effective date of this act, of the $87,187,295 appropriated
for the above agency for the fiscal year ending June 30, 2012, by section
111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
genral fund in the community based services account, the sum of
$1,333,408 is hereby lapsed.
(c) On the effective date of this act, of the $3,029,539 appropriated
for the above agency for the fiscal year ending June 30, 2012, by section
111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
general fund in the alcohol and drug abuse services grants account, the
sum of $60,213 is hereby lapsed.

(d) On the effective date of this act, of the $46,069,941 appropriated
for the above agency for the fiscal year ending June 30, 2012, by section
111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
general fund in the cash assistance account, the sum of $328,232 is hereby
lapsed.

(e) On the effective date of this act, of the $5,965,139 appropriated
for the above agency for the fiscal year ending June 30, 2012, by section
111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
general fund in the vocational rehabilitation aid and assistance account, the
sum of $40,812 is hereby lapsed.

(f) On the effective date of this act, of the $5,965,139 appropriated
for the above agency for the fiscal year ending June 30, 2012, by section
111(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
general fund in the youth services aid and assistance account, the sum of
$3,252,120 is hereby lapsed.

(g) There is appropriated for the above agency from the state
institutions building fund for the fiscal year ending June 30, 2012, the
following:

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

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

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

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

(k) On the effective date of this act, the expenditure limitation
established for the fiscal year ending June 30, 2012, pursuant to section
174(c) of chapter 118 of the 2011 Session Laws of Kansas on the social
welfare fund of the department of social and rehabilitation services is
hereby increased from $29,069,381 to $32,383,404.

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

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

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

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

Sec. 30. 23.

DEPARTMENT ON AGING

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

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

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

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

Sec. 34. 24.

DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF HEALTH CARE FINANCE

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

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

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

(c) On the effective date of this act, of the $14,482,995 appropriated for the above agency for the fiscal year ending June 30, 2012, by section 108(a) of chapter 118 of the 2011 Session Laws of Kansas from the state general fund in the health policy operating expenditures account, the sum of $52,694 is hereby lapsed.

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

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

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the preventive health care program fund of the department of health and environment – division of health care finance is hereby increased from $667,369 to $711,214.

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

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

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

Sec.–32. 25.
DEPARTMENT OF LABOR

(a) On the effective date of this act, of the $409,271 appropriated for the above agency for the fiscal year ending June 30, 2012, by section 105(a) of chapter 118 of the 2011 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of $3,731 is hereby lapsed.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the workmen’s compensation fee fund of the department of labor is hereby decreased from $13,883,381 to $10,624,371.

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the federal indirect cost offset fund of the department of labor is hereby decreased from $404,143 to $364,858.

Sec. 33.

COMMISSION ON VETERANS AFFAIRS

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

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

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

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

(e) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, by section 106(b) of chapter 118 of the 2011 Session Laws of Kansas on the VA burial reimbursement fund – federal of the Kansas commission of veterans affairs is hereby increased from $80,538 to $101,942.
(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, by section 106(b) of chapter 118 of the 2011 Session Laws of Kansas on the veterans' home fee fund of the Kansas commission of veterans affairs is hereby increased from $3,000,003 to $3,133,615.

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

Sec. 34. 27.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the Kansas educational building fund for the fiscal year ending June 30, 2012, for the capital improvement project or projects specified as follows:
Debt service – revenue bonds issued for major remodeling and new construction projects at state educational institutions.............$1,254,925

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

(c) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2012, the following:
Midwest higher education commission..............................$5,462

Sec. 35. 28.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2012, the following:
KPERS – employer contributions........................................$6,992,555
General state aid.............................................................$24,632,000
Operating expenditures (including official hospitality).........$50,000

(b) On and after the effective date of this act, notwithstanding the provisions of section 113(a) of chapter 118 of the 2011 Session Laws of Kansas or any other statute, no appropriation shall be made for fiscal year 2012 from the state general fund to the general state aid account of the department of education by the second proviso to the general state aid account appropriation from the state general fund of section 113(a) of chapter 118 of the 2011 Session Laws of Kansas: Provided, That the amount that would be appropriated for the above agency for the fiscal year ending June 30, 2012, pursuant to the second proviso to the general state aid account appropriation from the state general fund of section 113(a) of chapter 118 of the 2011 Session Laws of Kansas from the state general
That, on the effective date of this act, the provisions of the second proviso to the general state aid account appropriation from the state general fund of section 113(a) of chapter 118 of the 2011 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 36.

DEPARTMENT OF CORRECTIONS

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

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

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

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

Sec. 37.

JUVENILE JUSTICE AUTHORITY

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

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

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

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

Purchase of services.................................................................$870,540

Sec. 38.

ADJUTANT GENERAL

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

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

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2012, 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:
State asset forfeiture fund........................................................................No limit

Sec.-39. 32.

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

Sec.-40. 33.

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

Sec.-41. 34.

ATTORNEY GENERAL – KANSAS BUREAU OF
INVESTIGATION
(a) There is appropriated for the above agency from the state general
fund for the fiscal year ending June 30, 2012, the following:
Rehabilitation and repair projects.................................................................$64,500

Sec.-42. 35.

KANSAS DEPARTMENT OF AGRICULTURE
(a) On the effective date of this act, of the amount reappropriated for
the above agency for the fiscal year ending June 30, 2012, by section
138(a) of chapter 118 of the 2011 Session Laws of Kansas from the state
general fund, in the operating expenditures account, the sum of $57,541 is
hereby lapsed.
(b) On the effective date of this act, of the $702,722 appropriated for
the above agency for the fiscal year ending June 30, 2012, by section
138(c) of chapter 118 of the 2011 Session Laws of Kansas in the basin
management account of the state water plan fund, the sum of $68,403 is
hereby lapsed.
(c) On the effective date of this act, of the amount reappropriated for
the above agency for the fiscal year ending June 30, 2012, by section
138(c) of chapter 118 of the 2011 Session Laws of Kansas from the state
water plan fund in the water transition assistance program/conservation
reserve enhancement program account, the sum of $1,093,354 is hereby
lapsed.
(d) On the effective date of this act, the expenditure limitation
established for the fiscal year ending June 30, 2012, by section 138(a) of
chapter 118 of the 2011 Session Laws of Kansas on expenditures from the
operating expenditures account of the Kansas department of agriculture for
official hospitality is hereby increased from $5,000 to $10,000.

(e) On and after the effective date of this act, during the fiscal year ending June 30, 2012, in addition to other purposes for which expenditures may be made by the Kansas department of agriculture from moneys appropriated in the reimbursement and recovery fund, conference regulation and disbursement fund, and the market development fund for the fiscal year ending June 30, 2012, as authorized by section 138(b) of chapter 118 of the 2011 session laws of Kansas or by this or other appropriation act of the 2012 regular session of the Kansas legislature, expenditures may be made by the Kansas department of agriculture from moneys appropriated in the reimbursement and recovery fund, conference regulation and disbursement fund, and the market development fund for official hospitality.

Sec. 43.

KANSAS DEPARTMENT OF WILDLIFE, PARKS AND TOURISM

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

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

<table>
<thead>
<tr>
<th>Expenditure</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State parks operating expenditures</td>
<td>$1,200,000</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Expenditure</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State parks operating fund</td>
<td>$300,000</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Expenditure</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State parks water projects fund</td>
<td>$423,267</td>
</tr>
</tbody>
</table>

Sec. 44.

DEPARTMENT OF TRANSPORTATION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2012, pursuant to section 174(c) of chapter 118 of the 2011 Session Laws of Kansas on the agency operations account of the state highway fund of the department of transportation is hereby increased from $287,632,588 to $289,632,588.

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

Sec. 38.
KANSAS ARTS COMMISSION

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

Operating expenditures .......................................................... $172,000

Sec. 39.

KANSAS HUMAN RIGHTS COMMISSION

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

Sec. 40.

ATTORNEY GENERAL

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

Court appointed special advocates ........................................... $50,000

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

Provided, That the amount transferred from the medicaid fraud prosecution revolving 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 attorney general by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 41.

JUDICIAL BRANCH

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

Judiciary operations ............................................................... $1,200,000

{Sec. 42.

KANSAS STATE BOARD OF COSMETOLOGY

(a) On July 1, 2012, the expenditure limitation established for the fiscal year ending June 30, 2013, pursuant to section 64(a) of chapter 118 of the 2011 Session Laws of Kansas on the cosmetology fee fund of the Kansas board of cosmetology is hereby increased from $816,055 to $830,955.

Sec. 43.

GOVERNMENTAL ETHICS COMMISSION
(a) On July 1, 2012, the position limitation established for the fiscal year ending June 30, 2013, by section 79 of chapter 118 of the 2011 Session Laws of Kansas for the governmental ethics commission is hereby decreased from 9.00 to 8.50.

Sec. 42. (44.) (a) During the fiscal year ending June 30, 2012, notwithstanding the provisions of chapter 118 of the 2011 Session Laws of Kansas, in addition to the other purposes for which expenditures may be made by any state agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2012 for the state agency by chapter 118 of the 2011 Session Laws of Kansas or by this or other appropriation act of the 2012 regular session of the legislature, expenditures may be made by the state agency from moneys appropriated by chapter 118 of the 2011 Session Laws of Kansas or by this or other appropriation act of the 2012 regular session of the legislature from the state general fund or from any such special revenue fund or funds for fiscal year 2012 to purchase bottled drinking water for water dispensers.

Sec. 45. (45.) On the effective date of this act, during fiscal year 2012, notwithstanding the provisions of section 101(e) of chapter 118 of the 2011 Session Laws of Kansas, K.S.A. 74-8768, and amendments thereto, or any other statute, the director of accounts and reports shall transfer all moneys exceeding the first $1,696,150 credited to the expanded lottery act revenues fund during fiscal year 2012 from the expanded lottery act revenues fund to the state general fund, within 10 days after such moneys are credited to the expanded lottery act revenues fund: Provided, That the transfer of such amounts shall be in addition to any other transfer from the expanded lottery act revenues fund to the state general fund as prescribed by law: Provided further, That all moneys transferred from the expanded lottery act revenues fund to the state general fund pursuant to this subsection are 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 department of revenue, and other state agencies, by other state agencies which receive appropriations from the state general fund to provide such services: Provided further, That, on the effective date of this act, the provisions of section 101(e) of chapter 118 of the 2011 Session Laws of Kansas, that transfers all moneys that are credited to the expanded lottery act revenues fund to the expanded lottery act revenues fund from the expanded lottery act revenues fund to the state general fund during the fiscal year ending June 30, 2012, are hereby declared to be null and void and shall have no force and effect.

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

Sec. 47. Appeals to exceed expenditure limitations. (a) Upon written application to the governor and approval of the state finance council, expenditures from the 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 initiative fund, the state water plan fund or the Kansas endowment for youth fund, or to any account of any of such funds.

Sec. 48. This act shall take effect and be in force from and after its publication in the Kansas register.