

3
4 **SENATE BILL No. 385**

5
6 By Committee on Ways and Means

7
8 1-15

9
10 AN ACT making and concerning appropriations for the fiscal year ending
11 June 30, 2002; amending K.S.A. 2001 Supp. 79-34,147 and repealing
12 the existing section.

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

15 Section 1. (a) For the fiscal year ending June 30, 2002, appropri-
16 ations are hereby made, restrictions and limitations are hereby imposed,
17 and transfers, capital improvements projects, fees, receipts, disburse-
18 ments and acts incidental to the foregoing are hereby directed or au-
19 thorized as provided in this act.

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

22 Sec. 2.

23 **JUDICIAL BRANCH**

24 (a) There is appropriated for the above agency from the state general
25 fund for the fiscal year ending June 30, 2002, the following:

26 Judiciary operations \$500,000

27 Sec. 3.

28 **DEPARTMENT OF EDUCATION**

29 (a) There is appropriated for the above agency from the state general
30 fund for the fiscal year ending June 30, 2002, the following:

31 Supplemental general state aid \$20,287,000

32 ~~(b) On the effective date of this act, of the \$1,804,013,000 appropri-~~
33 ~~ated for the above agency for the fiscal year ending June 30, 2002, by~~
34 ~~section 132(a) of chapter 144 of the 2001 Session Laws of Kansas from~~
35 ~~the state general fund in the general state aid account, the sum of~~
36 ~~\$22,627,000 is hereby lapsed.~~

37 ~~(c)~~ (b) On the effective date of this act, of the \$256,390,000 appro-
38 priated for the above agency for the fiscal year ending June 30, 2002, by
39 section 132(a) of chapter 144 of the 2001 Session Laws of Kansas from
40 the state general fund in the special education services aid account, the
41 sum of \$13,704,589 is hereby lapsed.

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1 Sec. 4.

2 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

3 (a) There is appropriated for the above agency from the state general
4 fund for the fiscal year ending June 30, 2002, the following:

5 Community based services.....	\$1,378,263
6 Cash assistance	\$1,000,000
7 Other medical assistance	\$20,385,967
8 Youth services aid and assistance	\$9,654,043
9 Youth services aid and assistance	\$1,750,254

10 Sec. 5. (a) Except as otherwise provided under subsection (b), on the
11 effective date of this act, of the amount of each appropriation and reap-
12 propriation from the state general fund for the fiscal year ending June
13 30, 2002, made by any appropriation act of the 2001 regular session of
14 the legislature, the sum equal to 2% of the total of each such appropriation
15 and reappropriation is hereby lapsed.

16 (b) The following shall not be subject to the provisions of subsection
17 (a):

18 (1) Any item of appropriation or reappropriation from the state general
19 fund for employer contributions for the employers who are eligible em-
20 ployers as specified in subsections (1), (2) and (3) of K.S.A. 74-4931, and
21 amendments thereto, under the Kansas public employees retirement sys-
22 tem pursuant to K.S.A. 74-4939, and amendments thereto;

23 (2) any item of appropriation or reappropriation from the state general
24 fund for the department of education for general state aid, supplemental
25 state aid or special education services aid;

26 (3) any item of appropriation or reappropriation from the state general
27 fund for any state educational institution, as defined by K.S.A. 76-711,
28 and amendments thereto, under the control and supervision of the state
29 board of regents;

30 (4) any item of appropriation or reappropriation from the state general
31 fund for the state board of regents;

32 (5) any item of appropriation or reappropriation from the state general
33 fund for debt service for payments pursuant to contractual bond obliga-
34 tions; ~~and~~

35 (6) any item of appropriation or reappropriation from the state general
36 fund for the judicial branch.

37 (7) **any item of appropriation or reappropriation from the fol-**
38 **lowing state general fund accounts of the department of health and**
39 **environment: Vaccine purchases; infant and toddler program; aid**
40 **to local units; aid to local units—primary health projects; teen preg-**
41 **nancy prevention activities; aid to local units—family planning; im-**
42 **munization programs; pregnancy maintenance initiative; and**

43 (8) **any item of appropriation or reappropriation from the state**

1 **general fund for the department of corrections or institutions under**
2 **the control of the department of corrections.**

3 Sec. 6.

4 FORT HAYS STATE UNIVERSITY

5 (a) On the effective date of this act, of the \$31,309,311 appropriated
6 for the above agency for the fiscal year ending June 30, 2002, by section
7 138(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
8 general fund in the operating expenditures (including official hospitality)
9 account, the sum of ~~\$279,594~~ **\$66,699** is hereby lapsed.

10 (b) On the effective date of this act, of the amount of each appropri-
11 ation and reappropriation from the state general fund for the fiscal year
12 ending June 30, 2002, remaining after the application of subsection (a)
13 of this section, for the above agency made by any appropriation act of the
14 2001 regular session of the legislature, the sum equal to 1.2% of the total
15 of each appropriation and reappropriation is hereby lapsed.

16 Sec. 7.

17 KANSAS STATE UNIVERSITY

18 (a) On the effective date of this act, of the \$103,806,622 appropriated
19 for the above agency for the fiscal year ending June 30, 2002, by section
20 139(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
21 general fund in the operating expenditures (including official hospitality)
22 account, the sum of ~~\$1,039,546~~ **\$108,951** is hereby lapsed.

23 (b) On the effective date of this act, of the amount of each appropri-
24 ation and reappropriation from the state general fund for the fiscal year
25 ending June 30, 2002, remaining after the application of subsection (a)
26 of this section, for the above agency made by any appropriation act of the
27 2001 regular session of the legislature, the sum equal to 1.2% of the total
28 of each appropriation and reappropriation is hereby lapsed.

29 Sec. 8.

30 KANSAS STATE UNIVERSITY EXTENSION SYSTEMS
31 AND AGRICULTURE RESEARCH PROGRAMS

32 (a) On the effective date of this act, of the \$18,295,652 appropriated
33 for the above agency for the fiscal year ending June 30, 2002, by section
34 140(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
35 general fund in the cooperative extension service (including official hos-
36 pitality) account, the sum of ~~\$289,680~~ **\$24,614** is hereby lapsed.

37 (b) On the effective date of this act, of the \$29,480,930 appropriated
38 for the above agency for the fiscal year ending June 30, 2002, by section
39 140(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
40 general fund in the agricultural experiment stations (including official
41 hospitality) account, the sum of ~~\$412,425~~ **\$38,286** is hereby lapsed.

42 (c) On the effective date of this act, of the amount of each appropri-
43 ation and reappropriation from the state general fund for the fiscal year

1 ending June 30, 2002, remaining after the application of subsection (a)
2 and subsection (b) of this section, for the above agency made by any
3 appropriation act of the 2001 regular session of the legislature, the sum
4 equal to 1.2% of the total of each appropriation and reappropriation is
5 hereby lapsed.

6 Sec. 9.

7 KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

8 (a) On the effective date of this act, of the \$9,842,527 appropriated
9 for the above agency for the fiscal year ending June 30, 2002, by section
10 141(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
11 general fund in the operating expenditures (including official hospitality)
12 account, the sum of ~~\$208,253~~ **\$11,294** is hereby lapsed.

13 (b) On the effective date of this act, of the amount of each appropri-
14 ation and reappropriation from the state general fund for the fiscal year
15 ending June 30, 2002, remaining after the application of subsection (a)
16 of this section, for the above agency made by any appropriation act of the
17 2001 regular session of the legislature, the sum equal to 1.2% of the total
18 of each appropriation and reappropriation is hereby lapsed.

19 Sec. 10.

20 EMPORIA STATE UNIVERSITY

21 (a) On the effective date of this act, of the \$30,056,455 appropriated
22 for the above agency for the fiscal year ending June 30, 2002, by section
23 142(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
24 general fund in the operating expenditures (including official hospitality)
25 account, the sum of ~~\$369,754~~ **\$31,022** is hereby lapsed.

26 (b) On the effective date of this act, of the amount of each appropri-
27 ation and reappropriation from the state general fund for the fiscal year
28 ending June 30, 2002, remaining after the application of subsection (a)
29 of this section, for the above agency made by any appropriation act of the
30 2001 regular session of the legislature, the sum equal to 1.2% of the total
31 of each appropriation and reappropriation is hereby lapsed.

32 Sec. 11.

33 PITTSBURG STATE UNIVERSITY

34 (a) On the effective date of this act, of the \$32,764,096 appropriated
35 for the above agency for the fiscal year ending June 30, 2002, by section
36 143(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
37 general fund in the operating expenditures (including official hospitality)
38 account, the sum of ~~\$482,739~~ **\$13,755** is hereby lapsed.

39 (b) On the effective date of this act, of the amount of each appropri-
40 ation and reappropriation from the state general fund for the fiscal year
41 ending June 30, 2002, remaining after the application of subsection (a)
42 of this section, for the above agency made by any appropriation act of the
43 2001 regular session of the legislature, the sum equal to 1.2% of the total

1 of each appropriation and reappropriation is hereby lapsed.

2 Sec. 12.

3 UNIVERSITY OF KANSAS

4 (a) On the effective date of this act, of the \$129,392,277 appropriated
5 for the above agency for the fiscal year ending June 30, 2002, by section
6 144(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
7 general fund in the operating expenditures (including official hospitality)
8 account, the sum of ~~\$1,391,112~~ **\$139,606** is hereby lapsed.

9 (b) On the effective date of this act, of the \$6,175,626 appropriated
10 for the above agency for the fiscal year ending June 30, 2002, by section
11 144(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
12 general fund in the geological survey account, the sum of ~~\$88,648~~ **\$8,882**
13 is hereby lapsed.

14 (c) On the effective date of this act, of the amount of each appropri-
15 ation and reappropriation from the state general fund for the fiscal year
16 ending June 30, 2002, remaining after the application of subsection (a)
17 and subsection (b) of this section, for the above agency made by any
18 appropriation act of the 2001 regular session of the legislature, the sum
19 equal to 1.2% of the total of each appropriation and reappropriation is
20 hereby lapsed.

21 Sec. 13.

22 UNIVERSITY OF KANSAS MEDICAL CENTER

23 (a) On the effective date of this act, of the \$103,070,977 appropriated
24 for the above agency for the fiscal year ending June 30, 2002, by section
25 145(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
26 general fund in the operating expenditures (including official hospitality)
27 account, the sum of ~~\$1,234,837~~ **\$114,833** is hereby lapsed.

28 (b) On the effective date of this act, of the amount of each appropri-
29 ation and reappropriation from the state general fund for the fiscal year
30 ending June 30, 2002, remaining after the application of subsection (a)
31 of this section, for the above agency made by any appropriation act of the
32 2001 regular session of the legislature, the sum equal to 1.2% of the total
33 of each appropriation and reappropriation is hereby lapsed.

34 Sec. 14.

35 WICHITA STATE UNIVERSITY

36 (a) On the effective date of this act, of the amount of each appropri-
37 ation and reappropriation from the state general fund for the fiscal year
38 ending June 30, 2002, for the above agency made by any appropriation
39 act of the 2001 regular session of the legislature, the sum equal to 1.2%
40 of the total of each appropriation and reappropriation is hereby lapsed.

41 Sec. 15.

42 STATE BOARD OF REGENTS

43 (a) On the effective date of this act, of the \$2,881,151 appropriated

1 for the above agency for the fiscal year ending June 30, 2002, by section
2 147(a) of chapter 144 of the 2001 Session Laws of Kansas from the state
3 general fund in the operating expenditures (including official hospitality)
4 account, the sum of \$3,410 is hereby lapsed.

5 —(b) (a) On the effective date of this act, of the amount of each appro-
6 priation and reappropriation from the state general fund for the fiscal
7 year ending June 30, 2002, remaining after the application of subsection
8 (a) of this section, for the above agency made by any appropriation act of
9 the 2001 regular session of the legislature, the sum equal to 1.2% of the
10 total of each appropriation and reappropriation is hereby lapsed.

11 **Sec. 16.**

12 **DEPARTMENT OF CORRECTIONS**

13 ***(a) On the effective date of this act, of the amount of each ap-***
14 ***propriation and reappropriation from the state general fund for the***
15 ***fiscal year ending June 30, 2002, for the department of corrections***
16 ***and institutions under control of the department of corrections***
17 ***made by any appropriation act of the 2001 regular session of the***
18 ***legislature, the sum equal to 1.0% of the total of each appropriation***
19 ***and reappropriation is hereby lapsed.***

20 ~~Sec. 16.~~ **17.** K.S.A. 2001 Supp. 79-34,147 is hereby amended to read
21 as follows: 79-34,147. (a) (1) On July 1, 1999, and quarterly thereafter
22 the secretary of revenue shall certify to the director of accounts and re-
23 ports the amount equal to 7.628% of the total revenues received by the
24 secretary from the taxes imposed under the Kansas retailers' sales tax act
25 and deposited in the state treasury and credited to the state general fund
26 during the preceding three calendar months.

27 (2) On July 1, 2001, and quarterly thereafter, the secretary of revenue
28 shall certify to the director of accounts and reports the amount equal to
29 9.5% of the total revenues received by the secretary from the taxes im-
30 posed under the Kansas retailers' sales tax act and deposited in the state
31 treasury and credited to the state general fund during the preceding three
32 calendar months.

33 (3) On July 1, 2002, and quarterly thereafter, the secretary of revenue
34 shall certify to the director of accounts and reports the amount equal to
35 11% of the total revenues received by the secretary from the taxes im-
36 posed under the Kansas retailers' sales tax act and deposited in the state
37 treasury and credited to the state general fund during the preceding three
38 calendar months.

39 (4) On July 1, 2003, and quarterly thereafter, the secretary of revenue
40 shall certify to the director of accounts and reports the amount equal to
41 11.25% of the total revenues received by the secretary from the taxes
42 imposed under the Kansas retailers' sales tax act and deposited in the
43 state treasury and credited to the state general fund during the preceding

1 three calendar months.

2 (5) On July 1, 2004, and quarterly thereafter, the secretary of revenue
3 shall certify to the director of accounts and reports the amount equal to
4 12% of the total revenues received by the secretary from the taxes im-
5 posed under the Kansas retailers' sales tax act and deposited in the state
6 treasury and credited to the state general fund during the preceding three
7 calendar months.

8 (b) Upon receipt of each certification under subsection (a), the direc-
9 tor of accounts and reports shall transfer from the state general fund to
10 the state highway fund an amount equal to the amount so certified, on
11 each July 1, October 1, January 1 and April 1, except that the amount of
12 the transfer on each such date *July 1, October 1, and January 1* during
13 state fiscal year 2002 shall not exceed \$30,277,162 *and the amount of the*
14 *transfer on April 1, 2002, shall not exceed* ~~\$4,227,162~~ **\$3,777,162**. All
15 transfers made pursuant to this section are subject to reduction under
16 K.S.A. 75-6704, and amendments thereto.

17 (c) All transfers made in accordance with the provisions of this section
18 shall be considered to be demand transfers from the state general fund.

19 Sec. ~~17~~ **18**. K.S.A. 2001 Supp. 79-34,147 is hereby repealed.

20 Sec. ~~18~~ **19**. This act shall take effect and be in force from and after
21 its publication in the Kansas register.

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