

Message from the Governor

Pursuant to Article 2, Section 14 of the Constitution of the State of Kansas, I hereby return Senate Substitute for House Bill No. 2968 with my signature approving the bill, except for the items enumerated below.

Health Policy Authority

Business Health Partnership

Section 35(d) has been line item vetoed in its entirety.

I veto removal of the \$500,000 from the State General Fund for FY 2007 for the Business Health Partnership that was approved by the 2006 Legislature in SB 480, the MEGA bill. This pilot program was originally requested by the Business Health Policy Committee, which was created by the Legislature with the intention of providing small businesses access to health coverage at an affordable rate. The Committee includes business leaders and legislators. The Health Policy Authority has already presented a request for proposals and undertaken a considerable amount of other preparation work to implement this program. Leaving this \$500,000 appropriation in the budget allows the Business Health Partnership to go forward.

Department of Wildlife & Parks

Playa Lakes Groundwater

Section 63(f) has been line item vetoed in its entirety.

I veto this portion of the bill, which would not allow any state funds to be used to pump or transport water to playa lakes or other wetlands in the region of the high plains aquifer belonging to the Department of Wildlife and Parks. The playa lakes and wetlands affected by this proviso are important components of the national flyway for both shore birds and waterfowl. In addition, they are important open public hunting facilities. The water rights that have been granted for the purpose of maintaining these resources are appropriately dealt with in the Water Appropriations Act and should not be limited or changed through a proviso in an appropriations bill.

Motor Vehicles

Section 63(g) has been line item vetoed in its entirety.

This item would require the Department of Wildlife and Parks to retain 25 vehicles in the agency fleet. Over the last three years, all agencies have been examining their vehicle fleets in an attempt to reduce them to the most efficient level possible. Requiring an agency to retain vehicles that they may not need does not promote efficient management.

Legislature

Tiered Floor of House Chamber

Section 70 has been line item vetoed in its entirety.

I veto Section 70, which prohibits the use of any expenditures to level permanently the tiered floor in the Kansas House chamber. This section would alter the plan for Statehouse renovation agreed to by the Capitol Restoration Committee and would create problems in meeting ADA requirements. A level floor allows full seating for the House members and maximum access for people with disabilities.

There being no motion to reconsider, the Speaker ruled the line item vetoes to Senate Substitute for HB 2968 sustained.

SENATE Substitute for HOUSE BILL No. 2968

AN ACT making and concerning appropriations for the fiscal years ending June 30, 2006, June 30, 2007, June 30, 2008, June 30, 2009, June 30, 2010, and June 30, 2011, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing; amending K.S.A. 2005 Supp. 75-6702 and repealing the existing section.

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

Section 1. (a) For the fiscal years ending June 30, 2006, June 30, 2007, June 30, 2008, June 30, 2009, June 30, 2010, and June 30, 2011, appropriations are hereby made, restrictions and limitations are hereby im-

posed, 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 be known and may be cited as the omnibus appropriation act of 2006 and shall constitute the omnibus reconciliation spending limit bill for the 2006 regular session of the legislature for purposes 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.

LEGISLATURE

(a) In addition to the other purposes for which expenditures may be made by the legislature from the operations (including official hospitality) account of the state general fund for the fiscal year ending June 30, 2007, expenditures shall be made by the legislature from the operations (including official hospitality) account of the state general fund for fiscal year 2007 for an additional amount of allowance equal to the amount required to provide, along with the amount of allowance otherwise payable from appropriations for the legislature to each member of the legislature at the rate prescribed by subsection (c) of K.S.A. 46-137a and amendments thereto, an aggregate amount of allowance of \$338.74 for the two-week period which coincides with the fifth biweekly payroll period occurring after the biweekly payroll period which includes April 1, 2007, and which is chargeable to fiscal year 2007, for each member of the legislature to defray expenses incurred between sessions of the legislature for postage, telephone, office and other incidental expenses, which are chargeable to fiscal year 2007, notwithstanding the provisions of K.S.A. 46-137a, and amendments thereto: *Provided*, That all expenditures under this subsection (a) for such purposes shall be made otherwise in the same manner that such allowance is payable to such members of the legislature for such two-week period for which such allowance is payable in accordance with this subsection (a) and which is chargeable to fiscal year 2007.

(b) In addition to the other purposes for which expenditures may be made by the legislature from the moneys appropriated from the state general fund or from the legislative special revenue fund for fiscal year 2007 as authorized by section 60 of 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the legislature from moneys appropriated from the state general fund or from the legislative special revenue fund for fiscal year 2007 to provide for meetings of a special committee on children's issues composed of senators and representatives appointed by the legislative coordinating council who are members of the joint committee on children's issues, except that no representative shall be required to be a member of the house committee on insurance or the house committee on appropriations to be a member of the special committee on children's issues: *Provided*, That the special committee on children's issues shall be assigned by the legislative coordinating council to oversee the implementation and operation of the children's health insurance plans created under the provisions of K.S.A. 38-2001 through 38-2010 and amendments thereto, including the assessment of the performance based contracting's measurable outcomes as set forth in subsection (b)(4) of K.S.A. 38-2001 and amendments thereto, and other children's issues as the special committee deems necessary and such other matters as may be assigned by the legislative coordinating council.

(c) In addition to the other purposes for which expenditures may be made by the legislature from the moneys appropriated from the state general fund or from any special revenue fund for the above agency for fiscal year 2007 by this or any other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the legislature from moneys appropriated from the state general fund or from any special revenue fund for the above agency for fiscal year 2007 to establish the Kansas technical college and vocational school commission, hereafter referred to as the commission: *Provided*, That the commission shall consist

of the following members, one member shall be a member of the state board of regents and shall be appointed by the state board of regents, one member shall be a Kansas technical college president and shall be appointed by the state board of regents, one member appointed by the president of the senate, one member appointed by the speaker of the house of representatives, one member appointed by the minority leader of the senate, one member appointed by the minority leader of the house of representatives, one member appointed by the governor, and the president of the state board of regents who is an ex-officio, nonvoting member: *Provided further*, That in making such selections, the governor and legislative leaders shall give consideration to persons representing businesses, industry and instructional staff of such schools and colleges: *And provided further*, That the member appointed by the governor shall serve as chairperson of the commission. The commission shall meet on call of the chairperson or on the request of four members of the commission. Four members of the commission shall constitute a quorum. All actions of the commission shall be taken by a majority of all members of the commission: *And provided further*, That the commission shall undertake a study of the governance, funding and the mission of Kansas technical colleges and vocational education schools: *And provided further*, That on or before January 1, 2007, the commission shall submit a report of the commission's activities and recommendations regarding governance, funding and the mission of Kansas technical colleges and vocational education schools: *And provided further*, That the staff of the office of the revisor of statutes, the legislative research department and the division of legislative administrative services shall provide such assistance as may be requested by the commission and authorized by the legislative coordinating council: *And provided further*, That the members of the commission attending meetings of such commission, or attending a subcommittee meeting thereof authorized by such commission, shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto, upon vouchers approved by the chairperson of the commission or a person or persons designated by the chairperson: *And provided further*, That "per diem compensation" means the per diem compensation payable to a member of the legislature by law for service as a member of the legislature as provided by or as determined in accordance with K.S.A. 46-137a and amendments thereto, but does not include any other compensation, any expense allowance or reimbursement, or any retirement benefit.

(d) In addition to the other purposes for which expenditures may be made by the legislature from the moneys appropriated from the state general fund or from the legislative special revenue fund for fiscal year 2007 as authorized by section 60 of 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, notwithstanding any of the provisions of section 60 of 2006 Senate Bill No. 480, expenditures may be made by the legislature from moneys appropriated from the operations (including official hospitality) account of the state general fund or from the legislative special revenue fund for fiscal year 2007 for each meeting of the compensation commission established by K.S.A. 46-3101 and amendments thereto during fiscal year 2007.

Sec. 3.

INSURANCE DEPARTMENT

(a) On the effective date of this act, the position limitation established for the fiscal year ending June 30, 2006, by section 146(a) of chapter 174 of the 2005 Session Laws of Kansas for the insurance department is hereby decreased from 146.70 to 143.00.

(b) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the insurance department is hereby decreased from 146.70 to 143.00.

Sec. 4.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures	
For the fiscal year ending June 30, 2007.....	\$32,800

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year or years specified, the following:

Tuck-point and seal repairs

For the fiscal year ending June 30, 2007..... \$140,000

Sec. 5.

STATE BOARD OF HEALING ARTS

(a) Notwithstanding the provisions of K.S.A. 65-2878, and amendments thereto, or any other provision of law to the contrary, in addition to the other purpose for which expenditures may be made by the state board of healing arts from the board of healing arts fee fund for fiscal year 2007 as authorized by section 64 of chapter 174 of the 2005 Session Laws of Kansas, expenditures may be made by the above agency from the board of healing arts fee fund for one administrative assistant in the unclassified service under the Kansas civil service act.

(b) During the fiscal year ending June 30, 2007, the director of the budget and the director of the legislative research department shall consult periodically and review the balance credited to and the estimated receipts to be credited to the healing arts fee fund during the fiscal year 2007, and, upon a finding by the director of the budget in consultation with the director of the legislative research department that the total of the unencumbered balance and estimated receipts to be credited to the healing arts fee fund during fiscal year 2007 are insufficient to finance the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, the director of the budget shall certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of money as certified from the state general fund to the healing arts fee fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification. On or before June 30, 2007, the director of accounts and reports shall transfer from the healing arts fee fund to the state general fund to reimburse the state general fund the amount of money equal to the aggregate of all amounts transferred during fiscal year 2007 pursuant to this section.

Sec. 6.

DEPARTMENT OF TRANSPORTATION

(a) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund for fiscal year 2007, expenditures may be made by the above agency from the state highway fund for fiscal year 2007 from the unencumbered balance as of June 30, 2006, in each capital improvement project account for a building or buildings in the state highway fund for one or more projects approved for prior fiscal years: *Provided*, That all expenditures from the unencumbered balance in any such project account of the state highway fund for fiscal year 2007 shall not exceed the amount of the unencumbered balance in such project account on June 30, 2006, subject to the provisions of section 124(d) of 2006 Senate Bill No. 480: *Provided further*, That all expenditures from any such project account shall be in addition to any expenditure limitation imposed on the state highway fund for fiscal year 2007.

(b) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 124(b) of 2006 Senate Bill No. 480 on the agency operations account of the state highway fund of the department of transportation is hereby increased from \$258,347,800 to \$261,047,800.

Sec. 7.

STATE BOARD OF MORTUARY ARTS

(a) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 68(a) of chapter 174 of the 2005 Session Laws of Kansas on the mortuary arts fee fund is hereby increased from \$249,080 to \$261,580.

Sec. 8.

JUDICIAL COUNCIL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Judicial performance fund

For the fiscal year ending June 30, 2007..... No limit

Provided, That, if 2006 Senate Bill No. 337 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the appropriation of all moneys now or hereafter lawfully credited to and available in such fund is hereby lapsed.

(b) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the judicial council is hereby increased from 4.00 to 7.00: *Provided*, That, if 2006 Senate Bill No. 337 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by this subsection is hereby decreased from 7.00 to 4.00.

Sec. 9.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

New sheep and swine barn construction

For the fiscal year ending June 30, 2007..... \$2,375,727

Sec. 10.

ATTORNEY GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Internet training education for Kansas kids

For the fiscal year ending June 30, 2007..... \$175,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2006, in the young Kansans — safe kids program account is hereby reappropriated to the internet training education for Kansas kids account for fiscal year 2007.

Abuse, neglect and exploitation unit

For the fiscal year ending June 30, 2006..... \$122,000

Provided, That expenditures may be made by the attorney general from the abuse, neglect and exploitation account of the state general fund to contract with other agencies or organizations to provide services related to the investigation or litigation of findings related to abuse, neglect, or exploitation.

Abuse, neglect and exploitation unit

For the fiscal year ending June 30, 2007..... \$228,000

Provided, That expenditures may be made by the attorney general from the abuse, neglect and exploitation account of the state general fund to contract with other agencies or organizations to provide services related to the investigation or litigation of findings related to abuse, neglect, or exploitation: *Provided further*, That expenditures shall be made by the attorney general from the abuse, neglect and exploitation account of the state general fund to employ an inspector general who shall be an attorney in the classified service under the Kansas civil service act who shall be authorized to oversee, audit, investigate, and provide a performance review of the administration of the state medicaid program, mediKan program, and the state children's health insurance program: *Provided, however*, That no expenditures shall be made from this account for compensation, or associated employer contributions, for such inspector general for any payroll period commencing before December 17, 2006: *And provided further*, That any unencumbered balance in excess of \$100

as of June 30, 2006, in the abuse, neglect and exploitation unit account is hereby reappropriated for fiscal year 2007.

(b) On the effective date of this act, the position limitation established for the fiscal year ending June 30, 2006, by section 147(a) of chapter 174 of the 2005 Session Laws of Kansas for the attorney general is hereby increased from 94.50 to 96.00.

(c) In addition to the other purposes for which expenditures may be made by the attorney general from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 for the attorney general, as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the attorney general to prepare and submit a report to the house committee on appropriations and the senate committee on ways and means on or before February 1, 2007, concerning the implementation of the personal and family protection act and costs associated therewith.

(d) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the attorney general is hereby increased from 94.50 to 102.00.

(e) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Concealed weapon licensure fund	
For the fiscal year ending June 30, 2007.....	No limit

Provided, That the attorney general shall authorize the director of accounts and reports to transfer amounts totaling \$260,000 from the concealed weapon licensure fund of the attorney general to the state general fund at such time as receipts to the fund are sufficient to sustain expenditures for duties and activities relating to the administration of the personal and family protection act as well as to repay the state general fund for money advanced for such purpose: *Provided further*, That upon receipt of such authorization, the director of accounts and reports shall transfer such amount authorized from the concealed weapon licensure fund of the attorney general to the state general fund.

(f) On July 1, 2006, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$260,000 from the state general fund to the concealed weapon licensure fund.

Sec. 11.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 2007.....	\$2,300
KPERs — employer contributions	
For the fiscal year ending June 30, 2006.....	\$632,231
Supplemental general state aid	
For the fiscal year ending June 30, 2007.....	\$65,000
General state aid	
For the fiscal year ending June 30, 2006.....	\$3,800,000
Challenger learning center in Wellington grant	
For the fiscal year ending June 30, 2007.....	\$300,000

Provided, That any teacher employed by a school district in Kansas who teaches in the areas of math or science may submit an application for a scholarship to Challenger learning center in Wellington, Kansas: *Provided further*, That such scholarship shall be in an amount to be determined by the Challenger learning center for the purpose of paying the costs of obtaining training at the Challenger learning center: *And provided further*, That the application shall be prepared in such form and manner as required by the Challenger learning center and shall be submitted at a

time to be determined and specified by the Challenger learning center: *And provided further*, That the Challenger learning center shall establish standards and criteria for reviewing, evaluating and approving applications for scholarships: *And provided further*, That all scholarships shall be awarded by the Challenger learning center in accordance with the standards and criteria established by the Challenger learning center and that the Challenger learning center shall determine the amount of scholarships and shall be responsible for payment thereof: *And provided further*, That expenditures shall be made from the Challenger learning center in Wellington grant account only if non-state funding sources are available to match such state grants on the basis of \$1 from non-state sources to match \$1 from the state grant for each such scholarship.

Parent education program

For the fiscal year ending June 30, 2007..... \$2,500,000

Special education services aid

For the fiscal year ending June 30, 2007..... \$1,225,000

(b) On July 1, 2006, of the \$1,875,545,955 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 92(a) of 2006 Senate Bill No. 480 from the state general fund in the general state aid account, the sum of \$25,375,088 is hereby lapsed.

(c) On July 1, 2006, of the \$238,709,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 92(a) of 2006 Senate Bill No. 480 from the state general fund in the supplemental general state aid account, the sum of \$1,819,180 is hereby lapsed.

(d) On July 1, 2006, of the \$184,556,614 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 92(a) of 2006 Senate Bill No. 480 from the state general fund in the KPERs — employer contributions account, the sum of \$925,383 is hereby lapsed.

(e) On the effective date of this act, of the \$5,304,045 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 113(c) of chapter 174 of the 2005 Session Laws of Kansas from the children's initiatives fund in the general state aid four-year-old at-risk account, the sum of \$3,800,000 is hereby lapsed.

(f) (1) On July 1, 2006, the \$2,500,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 92(c) of 2006 Senate Bill No. 480 from the children's initiatives fund in the parent education program account, is hereby lapsed.

(2) On July 1, 2006, the director of accounts and reports shall transfer the amount equal to any unencumbered balance in excess of \$100 as of June 30, 2006, in the parent education program account of the children's initiatives fund from the children's initiatives fund to the state general fund and the amount equal to the amount transferred pursuant to this subsection (f)(2) is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2007, in the parent education program account of the state general fund.

(g) (1) On July 1, 2006, the \$5,304,045 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 92(c) of 2006 Senate Bill No. 480 from the children's initiatives fund in the general state aid four-year-old at-risk account, is hereby lapsed.

(2) On July 1, 2006, the director of accounts and reports shall transfer the amount equal to any unencumbered balance in excess of \$100 as of June 30, 2006, in the general state aid four-year-old at-risk account of the children's initiatives fund from the children's initiatives fund to the state general fund and the amount equal to the amount transferred pursuant to this subsection (g)(2) is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2007, in the general state aid account of the state general fund.

(h) (1) On July 1, 2006, the \$1,225,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 92(c) of 2006 Senate Bill No. 480 from the children's initiatives fund in the special education services aid account, is hereby lapsed.

(2) On July 1, 2006, the director of accounts and reports shall transfer

the amount equal to any unencumbered balance in excess of \$100 as of June 30, 2006, in the special education services aid account of the children's initiatives fund from the children's initiatives fund to the state general fund and the amount equal to the amount transferred pursuant to this subsection (h)(2) is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2007, in the special education services aid account of the state general fund.

Sec. 12.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Judiciary operations

For the fiscal year ending June 30, 2007..... \$7,005,083

(b) On July 1, 2006, of the \$2,150,446 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 128(q)(10)(A) of 2006 Senate Bill No. 480 from the state general fund in the judiciary operations account, the sum of \$943,768 is hereby lapsed.

(c) During the fiscal year ending June 30, 2007, notwithstanding the provisions of K.S.A. 75-3120l, and amendments thereto, or any other statute to the contrary, no expenditures shall be made from any moneys appropriated for the judicial branch from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, to pay any amount of salary or other compensation, or associated employer contributions to provide for any increase in salary or other compensation for any justice of the supreme court for fiscal year 2007 that is greater than a 2.0% increase in the salary or other compensation for such justice of the supreme court for fiscal year 2006: *Provided*, That, during the fiscal year ending June 30, 2007, expenditures shall be made from moneys appropriated for the judicial branch from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, to pay the salary or other compensation, and associated employer contributions, for each justice of the supreme court for fiscal year 2007 that is equal to a 2.0% increase in the salary or other compensation paid to such justice of the supreme court for fiscal year 2006 otherwise in accordance with the provisions of K.S.A. 75-3120l, and amendments thereto: *Provided further*, That no provision of K.S.A. 75-3120f or 75-3120l, and amendments thereto, or any other statute, shall be deemed to provide or to otherwise authorize any increase in the monthly rate of salary or other compensation for any justice of the supreme court for fiscal year 2007 that is greater than a 2.0% increase in the salary or other compensation paid to such justice of the supreme court for fiscal year 2006: *And provided further*, That, during the fiscal year ending June 30, 2007, expenditures shall be made from moneys appropriated for the judicial branch from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, to pay the salary or other compensation, and associated employer contributions, for each judge of the court of appeals in accordance with the provisions of K.S.A. 75-3120h and 75-3120l, and amendments thereto, except, that no provision of K.S.A. 75-3120l, and amendments thereto, or any other statute, shall be deemed to provide or to otherwise authorize any increase in the monthly rate of salary or other compensation for any judge of the court of appeals for fiscal year 2007 that is greater than a 2.0% increase in any such salary or other compensation that is payable for fiscal year 2007 in accordance with the provisions of K.S.A. 75-3120h, as amended by 2006 House Substitute for Senate Bill No. 337: *And provided further*, That, during the fiscal year ending June 30, 2007, expenditures shall be made from moneys appropriated for the judicial branch from the state general fund or any special revenue fund for the fiscal year ending June

30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, to pay the salary or other compensation, and associated employer contributions, for each judge of a district court for fiscal year 2007 in accordance with the provisions of K.S.A. 75-3120g and 75-3120k, as amended by 2006 House Substitute for Senate Bill No. 337: *Provided, however*, That, notwithstanding any provision of K.S.A. 75-3120l, and amendments thereto, or any other statute to the contrary, the provisions of K.S.A. 75-3120l, and amendments thereto, shall not be construed to provide any increase in salary or other compensation for any judge of a district court for fiscal year 2007 and no expenditures shall be made from any moneys appropriated for the judicial branch from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, to pay any amount of salary or other compensation, or associated employer contributions to provide for any increase in salary or other compensation for any judge of a district court for fiscal year 2007 in accordance with the provisions of K.S.A. 75-3120l, and amendments thereto: *And provided further*, That expenditures from moneys appropriated for the judicial branch from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, to pay the salary or other compensation, and associated employer contributions, for any justice of the supreme court, any judge of court of appeals or any judge of a district court for fiscal year 2007 are subject to appropriations available therefor: *And provided further*, That the provisions of section 128(q)(10)(B) of 2006 Senate Bill No. 480 are hereby declared to be null and void and shall have no force and effect: *And provided further*, That, as used in this subsection, “judge of a district court” means any district judge designated as the chief judge of a district court, any other district judge and any district magistrate judge.

Sec. 13.

DEPARTMENT OF HEALTH AND ENVIRONMENT —
DIVISION OF HEALTH

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 2006.....	\$500,000
PKU/hemophilia treatment products	
For the fiscal year ending June 30, 2006.....	\$100,000
Rape crisis centers	
For the fiscal year ending June 30, 2007.....	\$300,000
Operating expenditures (including official hospitality) — health	
For the fiscal year ending June 30, 2007.....	\$705,000
Infant and toddler program	
For the fiscal year ending June 30, 2007.....	\$1,650,000
Advanced education general dentistry residency program	
For the fiscal year ending June 30, 2007.....	\$415,000
For the fiscal year ending June 30, 2008.....	\$415,000
For the fiscal year ending June 30, 2009.....	\$415,000

Provided, That the secretary of health and environment shall submit a report to the house committee on appropriations and the senate committee on ways and means on or before February 1, 2007, 2008 and 2009, concerning the status of the advanced education general dentistry residency program.

SIDS network grant	
For the fiscal year ending June 30, 2007.....	\$50,000

Provided, That expenditures shall be made by the department of health and environment from the SIDS network grant account for the SIDS network grant only upon certification by the secretary of health and environment to the director of accounts and reports that private moneys, or

in kind services, or a combination of both, are available to match the expenditure of state moneys on the basis of \$1 of private moneys, or in kind services, or a combination of both, to \$1 of state moneys.

Domestic violence support training grant

For the fiscal year ending June 30, 2007..... \$225,000

Provided, That expenditures shall be made by the department of health and environment for domestic violence support training from the domestic violence support training grant account only upon certification by the secretary of health and environment to the director of accounts and reports that private moneys, or in kind services, or a combination of both, are available to match the expenditure of state moneys on the basis of \$1 of private moneys, or in kind services, or a combination of both, to \$1 of state moneys.

Pregnancy maintenance initiative grant

For the fiscal year ending June 30, 2007..... \$200,000

Provided, That expenditures shall be made by the department of health and environment from the pregnancy maintenance initiative grant account only upon certification by the secretary of health and environment to the director of accounts and reports that private moneys, or in kind services, or a combination of both, are available to match the expenditure of state moneys on the basis of \$1 of private moneys, or in kind services, or a combination of both, to \$1 of state moneys.

Newborn hearing aid loaner program

For the fiscal year ending June 30, 2007..... \$50,000

Youth mentoring program

For the fiscal year ending June 30, 2007..... \$250,000

Provided, That expenditures shall be made by the department of health and environment for youth mentoring from the youth mentoring program account of the state general fund only upon certification by the secretary of health and environment to the director of accounts and reports that private moneys, or in kind services, or a combination of both, are available to match the expenditure of state moneys on the basis of \$1 of private moneys, or in kind services, or a combination of both, to \$1 of state moneys: *Provided further*, That no expenditures shall be made by the department of health and environment — division of health from the youth mentoring program account for any payments to unified school districts or other private or public schools: *And provided further*, That no expenditures shall be made by the department of health and environment — division of health from the youth mentoring program account for any grant to any program in any community unless such program is a youth mentoring program or for any grant that supplants existing funding for a youth mentoring program.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Avian flu vaccine — federal fund

For the fiscal year ending June 30, 2007..... No limit

Avian flu vaccine state fund

For the fiscal year ending June 30, 2007..... \$0

(c) During the fiscal year ending June 30, 2007, if the director of the budget determines that the unencumbered balance in the avian flu vaccine state fund is insufficient to pay an amount that is necessary to finance an action pursuant to state efforts for the prevention and treatment of avian flu and upon approval of an amount to be transferred from the state general fund to the avian flu vaccine state fund for such purpose by the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amendments thereto except that (1) such approval may be given only subsequent to review and

recommendation by the legislative budget committee and only upon unanimous vote of all members of the state finance council and (2) may be given while the legislature is in session, the director of the budget shall certify to the director of accounts and reports the amount approved by the state finance council to be transferred from the state general fund to the avian flu vaccine state fund and shall transmit a copy of each such certification to the director of the legislative research department. During the fiscal year ending June 30, 2007, upon receipt of each such certification from the director of the budget, the director of accounts and reports shall transfer the amount specified in accordance with such certification from the state general fund to the avian flu vaccine state fund. The aggregate of all amounts transferred from the state general fund to the avian flu vaccine state fund pursuant to this subsection during fiscal year 2007 shall not exceed \$10,000,000.

(d) In addition to the other purposes for which expenditures may be made by the department of health and environment — division of health from the state general fund or any special revenue fund for fiscal year 2007 as authorized by section 86 of 2006 Senate Bill No. 480 or by this act or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the above agency to appoint an advisory committee to develop appropriate newborn screening guidelines and recommendations regarding any rule and regulation or statutory changes that would be required to implement the recommendations of the advisory committee: *Provided*, That the advisory committee shall report to the senate committee on ways and means and house committee on appropriations on or before January 1, 2007.

(e) On July 1, 2006, of the \$250,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 86(c) of 2006 Senate Bill No. 480 from the children's initiatives fund in the PKU/hemophilia account, the sum of \$42,000 is hereby lapsed.

Sec. 14.

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 or years specified, 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:

Kansas essential fuels supply trust fund

For the fiscal year ending June 30, 2007.....	No limit
---	----------

(b) During the fiscal year ending June 30, 2007, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from the aboveground petroleum storage tank release trust fund to the Kansas essential fuels supply trust fund: *Provided*, That the aggregate of all such amounts shall not exceed \$250,000.

Sec. 15.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Disaster relief

For the fiscal year ending June 30, 2006.....	\$1,138,000
---	-------------

Operating expenditures

For the fiscal year ending June 30, 2006.....	\$134,000
For the fiscal year ending June 30, 2007.....	\$20,067

(b) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, for the capital improvement project or projects specified as follows:

Rehabilitation and repair projects

For the fiscal year ending June 30, 2007.....	\$376,000
---	-----------

(c) On July 1, 2006, the position limitation established for the fiscal

year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the adjutant general is hereby increased from 217.00 to 219.00.

Sec. 16.

STATE FIRE MARSHAL

(a) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 111(a) of 2006 Senate Bill No. 480 on the fire marshal fee fund is hereby increased from \$3,278,087 to \$3,436,802.

Sec. 17.

ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures

For the fiscal year ending June 30, 2007..... \$533,349

Youth mentoring — background checks

For the fiscal year ending June 30, 2007..... \$100,000

Provided, That expenditures shall be made by the attorney general — Kansas bureau of investigation from the youth mentoring — background checks account for record checks for individuals applying to participate as a mentor in a mentoring program only upon certification by the director of the Kansas bureau of investigation to the director of accounts and reports that private moneys are available to match the expenditure of state moneys from this account on the basis of \$1 of private moneys to \$1 of state moneys.

(b) On June 15, 2007, if federal funds for the automated fingerprint identification system have been received by the above agency, of the \$15,504,323 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 114(a) of 2006 Senate Bill No. 480 from the state general fund, the sum of \$752,070 is hereby lapsed.

(c) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the attorney general—Kansas bureau of investigation is hereby increased from 213.00 to 220.00.

(d) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, for the capital improvement project or projects specified as follows:

IMA building purchase and Great Bend laboratory renovation

For the fiscal year ending June 30, 2007..... \$2,354,475

Provided, That all expenditures from the IMA building purchase and Great Bend laboratory renovation account shall be for capital improvement projects for acquisition of the IMA building; for laboratory renovations, security, and communications at the Headquarters and IMA building; and to finish the second floor of the Great Bend laboratory.

(e) In addition to the other purposes for which expenditures may be made by the attorney general — Kansas bureau of investigation from the operating expenditures account of the state general fund for fiscal year 2007, expenditures may be made by the attorney general — Kansas bureau of investigation from the operating expenditures account of the state general fund to provide funding for the automated fingerprint identification system upon approval by the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto, if federal funds for such system are not going to be received by the above agency during fiscal year 2007: *Provided, however*, That expenditures by the above agency from the operating expenditures account of the state general fund for such purpose during fiscal year 2007 shall not exceed \$752,070.

(f) Notwithstanding the provisions of section 151(b) of 2006 Senate Bill No. 480, no expenditures shall be made by the attorney general — Kansas bureau of investigation from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2006 or

fiscal year 2007 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905 and amendments thereto for capital improvement projects for acquisition of the IMA Building and to finish the second floor of the Great Bend laboratory: *Provided*, That the approval of such capital improvement projects for the attorney general — Kansas bureau of investigation is specifically withdrawn for all purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto: *Provided further*, That the authorization for the issuance of bonds by the Kansas development finance authority for such capital improvement projects in accordance with that statute is specifically revoked and the Kansas development finance authority shall not issue bonds for such capital improvement projects under section 151(b) of 2006 Senate Bill No. 480: *And provided further*, That the provisions of section 151(b) of 2006 Senate Bill No. 480 are hereby declared to be null and void and shall have no force and effect.

Sec. 18.

KANSAS HIGHWAY PATROL

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures

For the fiscal year ending June 30, 2006.....	\$146,587
For the fiscal year ending June 30, 2007.....	\$111,938

(b) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 113(b) of 2006 Senate Bill No. 480 on the Kansas highway patrol operations fund is hereby increased from \$17,240,790 to \$17,422,134.

(c) On the effective date of this act, the director of accounts and reports shall transfer \$146,587 from the state highway fund of the department of transportation to the state general fund. In addition to other purposes for which expenditures may be made from the state highway fund during fiscal year 2006 and notwithstanding the provisions of K.S.A. 68-416 and amendments thereto or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2006 for the support and maintenance of the Kansas highway patrol.

(d) The director of accounts and reports shall not make the transfer of \$8,639,668 from the state highway fund of the department of transportation to the state general fund which was directed to be made on July 1, 2006, October 1, 2006, January 1, 2007, and April 1, 2007, by section 113(i) of 2006 Senate Bill No. 480 and, on July 1, 2006, the provisions of section 113(i) of 2006 Senate Bill No. 480 are hereby declared to be null and void and shall have no force and effect.

Sec. 19.

KANSAS SENTENCING COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Substance abuse treatment programs

For the fiscal year ending June 30, 2006.....	\$87,500
---	----------

Operating expenditures

For the fiscal year ending June 30, 2007.....	\$92,701
---	----------

(b) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the Kansas sentencing commission is hereby increased from 8.00 to 9.00.

Sec. 20.

STATE CONSERVATION COMMISSION

(a) There is appropriated for the above agency from the state water plan fund for the fiscal year or years specified, for the following water plan project or projects specified, the following:

Irrigation water use reductions

For the fiscal year ending June 30, 2007.....	\$786,268
---	-----------

Conservation reserve enhancement program
 For the fiscal year ending June 30, 2007..... \$4,588,429

(b) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Conservation easements
 For the fiscal year ending June 30, 2007..... \$311,500

Provided, That expenditures shall be made from the conservation easements account for the United States department of defense army compatible use buffer program: *Provided, however*, That, after moneys have been expended or encumbered from the conservation easements account for the United States department of defense army compatible use buffer program, any unencumbered balance remaining in the conservation easements account may be expended for the United States department of agriculture natural resources conservation service farm and ranch lands protection program.

(c) During the fiscal year ending June 30, 2007, no moneys appropriated for the state conservation commission from the state general fund or any special revenue fund for fiscal year 2007 by this or other appropriation act of the 2006 regular session of the legislature, or by any appropriation act of any special session of 2006 of the legislature, shall be expended for fiscal year 2007 for a conservation reserve enhancement program unless (1) a substantive bill authorizing and prescribing the administration of a conservation reserve enhancement program, including the requirement that the state conservation commission and the Kansas water office prepare a program for the retirement of water rights under the conservation reserve enhancement program and present such program for the retirement of water rights to the senate committee on natural resources and the house committee on environment, is passed by the legislature during the 2007 regular session, or during any special session of 2006 of the legislature, and enacted into law; and (2) such program for the retirement of water rights has been presented to the senate committee on natural resources and the house committee on environment during a regular or special session of the legislature.

(d) On July 1, 2006, the amount of the unencumbered balance in the state water plan fund on June 30, 2006, is hereby appropriated for fiscal year 2007 to the conservation reserve enhancement program account of the state water plan fund of the state conservation commission: *Provided*, That the amount appropriated by this subsection for fiscal year 2007 from the state water plan fund in the conservation reserve enhancement program account of the state water plan fund of the state conservation commission shall not exceed \$411,571.

Sec. 21.

KANSAS WATER OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Water resources operating expenditures
 For the fiscal year ending June 30, 2007..... \$50,000

(b) Any unencumbered balance in excess of \$100 as of June 30, 2006, in each of the following accounts of the state water plan fund is hereby reappropriated for fiscal year 2007: Stream gaging program; water planning process; Kansas water authority.

(c) (1) On the effective date of this act, the expenditure limitation established by section 50(a) of 2006 Senate Bill No. 480 on the water conservation projects fund is hereby increased from \$733,058 to \$745,036.

(2) During the fiscal year ending June 30, 2006, expenditures may be made from the water conservation projects fund for reimbursements provided pursuant to subsection (d) of K.S.A. 82a-1803, and amendments thereto, to the following, within the expenditure limitation established by subsection (c)(1), subject to the expenditure limitations prescribed therefor:

Kearney County irrigation association	
For the fiscal year ending June 30, 2006.....	\$98,651
Southside Ditch association	
For the fiscal year ending June 30, 2006.....	\$44,100
Finney County water users association	
For the fiscal year ending June 30, 2006.....	\$50,285

Provided, That all expenditures from each such project account shall be within any expenditure limitation imposed on the water conservation projects fund for fiscal year 2006.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the water conservation projects fund for the fiscal years ending June 30, 2006, and June 30, 2007, as authorized by chapter 174 or chapter 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill No. 480, or by this or other appropriation act of the 2006 regular session of the legislature, expenditures may be made by the above agency from the water conservation projects fund for fiscal year 2006 and fiscal year 2007 for the purpose of feasibility studies for projects including: (1) Alternate delivery system around Lake McKinney, (2) capacity storage and control structures at Lake McKinney, (3) lining of the southside ditch, (4) alternate delivery system for the farmers ditch, (5) recharge projects, (6) Arkansas River channel restoration and maintenance, and (7) check dams and structures: *Provided*, That the aggregate of expenditures from the water conservation projects fund for these projects during the fiscal years ending on June 30, 2006, and June 30, 2007, shall not exceed \$552,000.

(e) (1) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 121(b) of 2006 Senate Bill No. 480 on the water conservation projects fund is hereby increased from \$0 to \$3,152,000.

(2) In addition to the other purposes for which expenditures may be made by the above agency from the water conservation projects fund for the fiscal year ending June 30, 2007, as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures may be made by the above agency from the water conservation projects fund for fiscal year 2007 for the purpose of feasibility studies for projects specified in subsection (d) and for projects to reduce leakage by lining the southside ditch and developing an alternate southside canal water delivery system in the Arkansas River system upstream of Garden City: *Provided*, That expenditures from the water conservation projects fund for fiscal year 2007 for such projects to reduce leakage by lining the southside ditch and developing an alternate southside canal water delivery system in the Arkansas River system upstream of Garden City shall be in addition to expenditures for the projects specified in subsection (d): *Provided, however*, That the aggregate of expenditures from the water conservation projects fund for fiscal year 2007 for such projects to reduce leakage by lining the southside ditch and developing an alternate southside canal water delivery system in the Arkansas River system upstream of Garden City shall not exceed \$2,500,000.

Sec. 22.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Technical college hold harmless funding	
For the fiscal year ending June 30, 2007.....	\$735,000

Provided, That the state board of regents is hereby authorized to make expenditures from the technical college hold harmless funding account for grants to the technical colleges and schools: *Provided further*, That such grants shall be distributed so that no technical college shall receive less state aid in the fiscal year ending June 30, 2007, than it received in the previous fiscal year.

Nurse educator grant program

For the fiscal year ending June 30, 2007..... \$200,000

Provided, That the state board of regents is hereby authorized to make grants to qualified individuals from the nurse educator grant program account: *Provided further*, That such grants shall be awarded to Kansas residents who are registered nurses and enrolled in an accredited program leading to a master of science degree in nursing or a doctorate degree in nursing at a state educational institution or another institution of higher education located in Kansas: *And provided further*, That each grant to an individual enrolled at a state educational institution shall not exceed 70% of the cost of attendance for an individual enrolled at the state educational institution or, if the individual is enrolled at an institution other than a state educational institution, then the grant shall not exceed the lower of either 70% of the cost of attendance of the institution of higher education located in Kansas at which the individual is enrolled or the average cost of attendance at the state educational institutions: *And provided further*, That such grants shall be matched on the basis of \$2 from the nurse educator grant program account for \$1 from the state educational institution or the other institution of higher education located in Kansas: *And provided further*, That, as used in this proviso, “state educational institution” has the meaning ascribed thereto by K.S.A. 76-711 and amendments thereto.

Nursing faculty and supplies grant program

For the fiscal year ending June 30, 2007..... \$1,200,000

Provided, That the state board of regents is hereby authorized to make grants to Kansas postsecondary education institutions from the nursing faculty and supplies grant program account for expansion of nursing faculty and consumable laboratory supplies: *Provided further*, That such grants shall be either need-based or competitive and shall be matched on the basis of \$1 from the nurse faculty and supplies grant program account for \$1 from the state educational institution receiving the grant.

Nursing equipment and facility upgrade grant program

For the fiscal year ending June 30, 2007..... \$2,000,000

Provided, That the state board of regents is hereby authorized to make grants to Kansas postsecondary education institutions from the nursing equipment and facility upgrade grant program account to provide equipment and upgrade nursing education facilities: *Provided further*, That such grants shall be either need-based or competitive and shall be matched on the basis of \$2 from the nursing equipment and facility upgrade grant program account for \$1 from the state educational institution receiving the grant.

Special education teacher scholarship program

For the fiscal year ending June 30, 2007..... \$300,000

Provided, That, if 2006 Senate Bill No. 2578 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the \$300,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by this section from the state general fund in the special education teacher scholarship program account is hereby lapsed.

Teacher education scholarship program

For the fiscal year ending June 30, 2007..... \$86,115

Provided, That, if 2006 House Bill No. 2578 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the \$86,115 appropriated for the above agency for the fiscal year ending June 30, 2007, by this section from the state general fund in the teacher education scholarship program account is hereby lapsed.

Midwest higher education commission

For the fiscal year ending June 30, 2007..... \$90,000

KAN-ED operating expenditures

For the fiscal year ending June 30, 2007..... \$2,000,000

(b) On July 1, 2006, the position limitation established for the fiscal

year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the above agency is hereby increased from 57.50 to 58.50.

(c) In addition to the other purposes for which expenditures may be made from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007, as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the above agency to prepare and submit a report to the house committee on appropriations and the senate committee on ways and means on or before January 15, 2007, concerning the status of the systemwide nursing capacity initiative: *Provided*, That such report shall include an analysis of the nursing faculty and supplies grant program and the nursing equipment and facility upgrade grant program and shall include information setting forth the level of participation by each institution under the governance, supervision and coordination of the state board of regents.

(d) In addition to the other purposes for which expenditures may be made from the operations (including official hospitality) account of the state general fund or the legislative special revenue fund of the legislature for fiscal year 2007, expenditures shall be made by the legislature from the operations (including official hospitality) account of the state general fund or the legislative special revenue fund, for operating expenditures of a KAN—ED oversight committee, which shall consist of members appointed as follows: (1) One member of the house appropriations, education, health and human services and utility committees appointed by the speaker of the house of representatives; (2) one member of the senate ways and means, education, public health and welfare, commerce and utilities committees appointed by the president of the senate; and (3) a member of the joint committee on information technology appointed jointly by the speaker of the house of representatives and the president of the senate: *Provided*, That the minority party shall receive appointments in an amount of members not less than the proportional representation of the minority party to the majority party in each body: *Provided further*, That, as used in this subsection “committee” means the KAN—ED oversight committee: *And provided further*, That operating expenditures shall be incurred for the committee in accordance with the following:

(A) Members of the committee shall be paid compensation, subsistence allowances, mileage and other expenses as provided by K.S.A. 75-3223, and amendments thereto;

(B) the committee shall elect a chairperson and may elect such other officers as the committee deems necessary to carry out the functions of the committee;

(C) the committee shall meet on call of the chairperson;

(D) the committee may meet at any time or place in the state and may hold such public hearings as the committee determines necessary to carry out the functions of the committee;

(E) the committee shall study the original objectives and goals of KAN—ED and whether such objectives and goals have been accomplished;

(F) recommendations for statutory changes needed to make KAN—ED a more viable program, consolidation of KAN—ED with other state networks, the funding of KAN-ED, and the possible addition of other entities to the list of entities served by KAN—ED;

(G) on or before January 1, 2007, the committee shall submit a report addressing the matters specified by paragraphs (E) and (F) of this subsection;

(H) a quorum of the committee shall be six and all actions of the committee shall be taken by a majority of a quorum of the committee; and

(I) the staff of the legislative research department, the office of revisor of statutes, and the division of the legislative administrative services shall provide such assistance as may be required by the committee and to the extent authorized by the legislative coordinating council.

Sec. 23.

KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 2007.....	\$12,850
Veterinary training program for rural Kansas	
For the fiscal year ending June 30, 2007.....	\$100,000

Provided, That, if 2006 House Bill No. 3005 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the \$100,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by this section from the state general fund in the veterinary training program for rural Kansas account is hereby lapsed.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Deferred maintenance support fund	
For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

Provided, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(d) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 24.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Midwest institute for comparative stem cell biology	
For the fiscal year ending June 30, 2007.....	\$150,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Student life center — Salina construction debt service fund	
For the fiscal year ending June 30, 2007.....	No limit
Deferred maintenance support fund	
For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

Provided, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(d) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

(e) In addition to other purposes for which expenditures may be made by Kansas state university from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2007 or fiscal year 2008 as authorized by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by Kansas state university from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2007 or

fiscal year 2008, or both fiscal years, to provide for issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905 and amendments thereto for a capital improvement project to plan and construct the student life center at the Salina campus: *Provided*, That such capital improvement project is hereby approved for Kansas state university for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That Kansas state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$2,000,000, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement project shall be financed by appropriations of moneys credited to the student life center-Salina construction debt service fund or any other appropriate special revenue funds of Kansas state university.

Sec. 25.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Medical student loan program provider assessment fund	
For the fiscal year ending June 30, 2006.....	No limit
For the fiscal year ending June 30, 2007.....	No limit
Deferred maintenance support fund	
For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

Provided, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal

to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 26.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Umbilical cord matrix project

For the fiscal year ending June 30, 2007..... \$150,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Deferred maintenance support fund

For the fiscal year ending June 30, 2007..... \$0

For the fiscal year ending June 30, 2008..... No limit

Provided, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(d) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state

general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 27.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Deferred maintenance support fund

For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

Provided, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 28.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Deferred maintenance support fund	
For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

Provided, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 29.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Deferred maintenance support fund	
For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

Provided, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating ex-

penditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 30.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Deferred maintenance support fund	
For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

Provided, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 31.

KANSAS STATE UNIVERSITY — EXTENSION SYSTEMS AND
AGRICULTURE RESEARCH PROGRAMS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Deferred maintenance support fund

For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

Provided, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the restricted fees fund of the above agency.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall, on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(1) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

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

Sec. 32.

STATE BANK COMMISSIONER

(a) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 11(b) of 2006 Senate Bill No. 480 on the bank commissioner fee fund is hereby increased from \$6,699,848 to \$6,709,260.

Sec. 33.

KANSAS STATE BOARD OF COSMETOLOGY

(a) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 65(a) of chapter 174 of the 2005 Session Laws of Kansas on the cosmetology fee fund is hereby increased from \$688,213 to \$700,213.

Sec. 34.

JUVENILE JUSTICE AUTHORITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures	
For the fiscal year ending June 30, 2006.....	\$657,879
For the fiscal year ending June 30, 2007.....	\$2,490,132
Parental modeling program grant	
For the fiscal year ending June 30, 2007.....	\$750,000
<i>Provided</i> , That all expenditures from the parental modeling program grant account by the juvenile justice authority shall be to develop parental modeling programs with the goal of maintaining families: <i>Provided further</i> , That such expenditures shall be used only for programs which are contained in the office of juvenile justice and delinquency prevention model programs guide and which meet federal qualifications and requirements to be eligible to receive medicaid reimbursement for services to medicaid eligible participants.	
Kansas juvenile correctional complex facility operations	
For the fiscal year ending June 30, 2007.....	\$19,000
Larned juvenile correctional facility operations	
For the fiscal year ending June 30, 2006.....	\$125,000
For the fiscal year ending June 30, 2007.....	\$125,000

(b) On July 1, 2006, of the \$4,285,135 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 109(a) of 2006 Senate Bill No. 480 from the state general fund in the Beloit juvenile correctional facility operations account, the sum of \$400,488 is hereby lapsed.

(c) On July 1, 2006, of the \$5,798,909 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 109(a) of 2006 Senate Bill No. 480 from the state general fund in the Atchison juvenile correctional facility operations account, the sum of \$84,899 is hereby lapsed.

(d) On the effective date of this act, of the \$56,931 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 43(a) of 2006 Senate Bill No. 480 from the state general fund in the Atchison juvenile correctional facility operations account, the sum of \$56,931 is hereby lapsed.

Sec. 35.

KANSAS HEALTH POLICY AUTHORITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Kansas health policy authority operating expenditures	
For the fiscal year ending June 30, 2007.....	\$1,573,763
Other medical assistance	
For the fiscal year ending June 30, 2007.....	\$3,463,794

(b) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 for the Kansas health policy authority as authorized by chapter 174

or 206 of the 2005 Session Laws of Kansas or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 to authorize each resident and each resident spouse of a nursing facility receiving long-term care in a medicaid approved institution to retain a certain amount of money a month in a personal needs fund: *Provided*, That subject to the provisions of this subsection, such amount shall be prescribed in rules and regulations adopted by the head of the designated state medicaid agency, except that the amount shall not be less than \$50: *Provided further*, That the head of the designated state medicaid agency shall authorize for persons receiving long-term care in a medicaid approved institution who also receive supplemental security income payments of a certain amount of money per month to supplement such income: *And provided further*, That subject to the provisions of this subsection, such amount shall be prescribed in rules and regulations adopted by the head of the designated state medicaid agency, except that the amount shall not be less than \$20.

(c) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from the state general fund or any special revenue fund for fiscal year 2007 as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the above agency to study rebates for the state pharmaceutical purchasing plan, including the possibility of increasing rebates for generic products, in light of the consolidation of state purchasing under the Kansas health policy authority: *Provided*, That the Kansas health policy authority shall conduct a survey of Kansas retail community pharmacies or utilize a recently conducted national survey of a statistically relevant sample of pharmacies, to determine the cost of dispensing pharmaceutical products and services within the Kansas medicaid program: *Provided further*, That such study shall be conducted on or before September 30, 2006: *And provided further*, That the Kansas health policy authority shall present the cost of dispensing survey, analysis and recommendations of the Kansas health policy authority to the joint committee on health policy oversight on or before November 30, 2006.

~~(d) On July 1, 2006, the \$500,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 89(a) of 2006 Senate Bill No. 480 from the state general fund in the business health partnership account, is hereby lapsed.~~

(e) On July 1, 2006, the expenditure limitation established by section 89(b) of 2006 Senate Bill No. 480 on the medical programs fee fund is hereby increased from \$67,789,636 to \$88,489,636.

(f) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 for the Kansas health policy authority as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or any special revenue fund for fiscal year 2007 to enter into a three-year contract for a pilot project for efficient and effective medicaid estate recovery services with a provider who is qualified and experienced in the area of medicaid estate recovery for state government and who is currently involved in medicaid estate recovery or medicaid third-party liability recoveries for Kansas: *Provided*, That, reimbursement for such contract shall be on a contingent fee basis: *Provided further*, That the Kansas health policy authority shall report to the legislature prior to February 1 of each year during such pilot project on the results of the medicaid estate recovery pilot project and the distribution of medicaid estate recovery collections by county.

(g) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated

from the state general fund or any special revenue fund for fiscal year 2007 for the Kansas health policy authority as authorized by chapter 174 or chapter 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority for fiscal year 2007 from the moneys appropriated from the state general fund or any special revenue fund during the period beginning July 1, 2006, and ending March 1, 2007, to continue MediKan eligibility for those new applicants and current recipients during such period that are found not to meet the criteria established for the presumptive disability determination process established by the Kansas health policy authority, but who otherwise meet the general assistance eligibility criteria: *Provided*, That, in addition to the other positions within the Kansas health policy authority in the unclassified service as prescribed by law, expenditures shall be made from the operating expenditures account of the state general fund for two employees in the unclassified service to implement the provisions of this subsection.

(h) During the fiscal year ending June 30, 2007, notwithstanding the provisions of section 89(g) of 2006 Senate Bill No. 480 or any other statute, expenditures may be made from any moneys appropriated for the Kansas health policy authority from the state general fund or any special revenue fund for fiscal year 2007 as authorized by this or other appropriation act of the 2006 regular session of the legislature for the state health care benefits program for prescription drug coverage for participating state employees and other eligible persons or their dependents, whether or not such prescription drug coverage allows such persons and their dependents to purchase a supply of prescription drugs during calendar year 2007 from local pharmacies at an equal or lesser cost to the consumer than the cost to purchase an equal supply of such prescription drugs through the mail-order pharmacy program of the state health care benefits program for the same period for which a supply of such drugs is available under the consumer's selected plan under the state health care benefits program: *Provided*, That the provisions of section 89(g) of 2006 Senate Bill No. 480 are hereby declared to be null and void and shall have no force and effect.

(i) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2006 or fiscal year 2007 for the Kansas health policy authority as authorized by chapter 174 or chapter 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority for fiscal year 2006 or for fiscal year 2007, or both such fiscal years, from the moneys appropriated from the state general fund or any special revenue fund to conduct a review and study of the issues relating to specialty hospitals and a review and study of the Kansas hospital licensure laws and to prepare and adopt recommendations concerning these issues and, in particular, appropriate definitions for "general hospital," "special hospital" and "specialty hospital" so that the definitions under the Kansas hospital licensure laws properly define specific categories of hospitals for licensure as necessary to reflect current medical facilities: *Provided*, That the Kansas health policy authority shall complete such review and study of such matters and adopt recommendations thereon prior to March 1, 2007, and shall submit a report on all such matters to the legislature during the 2007 regular session.

(j) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 for the Kansas health policy authority as authorized by chapter 174 or 206 of the 2005 Session Laws of Kansas or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority from moneys appropriated

from the state general fund or any special revenue fund for fiscal year 2007, to provide a report to the joint committee on health policy oversight prior to March 1, 2007, regarding the status of the title XIX and title XXI dental programs: *Provided*, That the Kansas health policy authority shall make recommendations for the long-term policy direction for the title XIX and title XXI dental programs regarding whether these programs will be administered as managed care or as fee-for-service programs.

(k) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 to prepare a report to the 2007 legislature to be presented on or before the first day of the 2007 regular session of the legislature to the house committee on appropriations and the senate committee on ways and means regarding the implementation of presumptive eligibility for the title XIX and XXI programs: *Provided*, That the report shall include a detailed description of the plan for the implementation at both the state and provider level, as well as the anticipated number of children served and the cost of providing services under this program: *Provided further*, That no expenditures shall be made to implement the program prior to April 1, 2007.

(l) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 for the Kansas health policy authority as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007, to study (1) the implementation of a requirement that each medicaid consumer present a Kansas current resident driver's license, state-issued identification card or a federally-issued passport at the time such consumer receives medicaid services, (2) the development of rules and regulations to address the need for third parties to access services for consumers under the state medicaid plan, (3) the development of hardship criteria and a process for paying for a driver's license or state-issued identification card for hardship-qualifying medicaid consumers with state funds that are matched at the highest allowable federal rate, and (4) the feasibility of implementing a plastic card with photo identification to access benefits under the state medicaid plan: *Provided*, That the Kansas health policy authority shall report the results of such study to the legislature on or before January 1, 2007.

(m) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 for the Kansas health policy authority as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007, to study the Massachusetts commonwealth health insurance connector program and provide a report to the legislature on or before February 1, 2007, on the feasibility of implementing a similar plan in Kansas.

(n) On July 1, 2006, the amount equal to the unencumbered balance on June 30, 2006, in the Kansas legal services contract for disability determination advocacy account of the state general fund of the department of social and rehabilitation services is hereby appropriated for fiscal year 2007 from the state general fund for the Kansas health policy authority in the Kansas health policy authority operating expenditures account.

(o) No moneys appropriated from the state general fund or any special

revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or any other appropriation act of the 2006 regular session of the legislature shall be expended under the state health care benefits program, K.S.A. 75-6501 *et seq.*, and amendments thereto, to provide health insurance coverage for any medical procedure which is intended to result in the termination of a pregnancy other than by live birth, except in a case of (1) termination of a tubal pregnancy, (2) termination of a pregnancy where the life of the mother would be endangered if the fetus were carried to term, or (3) termination of a pregnancy resulting from rape or incest prior to the eighth week of pregnancy.

Sec. 36.

DEPARTMENT OF COMMERCE

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year or years specified, the following:

Operating grant (including official hospitality)

For the fiscal year ending June 30, 2007.....	\$22,500
---	----------

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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 affordable airfare fund

For the fiscal year ending June 30, 2007.....	\$5,000,000
---	-------------

(c) (1) On July 1, 2006, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state highway fund of the department of transportation to the state affordable airfare fund of the department of commerce: *Provided*, That, in addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2007 and, notwithstanding the provisions of K.S.A. 68-416 and amendments thereto or any other statute, transfers may be made from the state highway fund during fiscal year 2007 to the state affordable airfare fund of the department of commerce.

(2) On or after July 1, 2007, the secretary of commerce shall certify to the director of the budget and to the director of accounts and reports a report of the activities of the regional economic area partnership (REAP) and the progress attained by REAP during fiscal year 2007 to develop and implement the program to provide more air flight options, more competition for air travel and affordable air fares for Kansas, including a regional airport in western Kansas. At the same time as such certification is transmitted to the director of accounts and reports and the director of the budget, the secretary of commerce shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of such certification from the secretary of commerce, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state highway fund of the department of transportation to the state affordable airfare fund of the department of commerce: *Provided*, That, in addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2008 and, notwithstanding the provisions of K.S.A. 68-416 and amendments thereto or any other statute, transfers may be made from the state highway fund during fiscal year 2008 to the state affordable airfare fund of the department of commerce.

(3) On or after July 1, 2008, the secretary of commerce shall certify to the director of the budget and to the director of accounts and reports a report of the activities of the regional economic area partnership (REAP) and the progress attained by REAP during fiscal year 2008 to develop and implement the program to provide more air flight options, more competition for air travel and affordable air fares for Kansas, including a regional airport in western Kansas. At the same time as such certification is transmitted to the director of accounts and reports and the director of

the budget, the secretary of commerce shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of such certification from the secretary of commerce, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state highway fund of the department of transportation to the state affordable airfare fund of the department of commerce: *Provided*, That, in addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2009 and, notwithstanding the provisions of K.S.A. 68-416 and amendments thereto or any other statute, transfers may be made from the state highway fund during fiscal year 2009 to the state affordable airfare fund of the department of commerce.

(4) On or after July 1, 2009, the secretary of commerce shall certify to the director of the budget and to the director of accounts and reports a report of the activities of the regional economic area partnership (REAP) and the progress attained by REAP during fiscal year 2009 to develop and implement the program to provide more air flight options, more competition for air travel and affordable air fares for Kansas, including a regional airport in western Kansas. At the same time as such certification is transmitted to the director of accounts and reports and the director of the budget, the secretary of commerce shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of such certification from the secretary of commerce, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state highway fund of the department of transportation to the state affordable airfare fund of the department of commerce: *Provided*, That, in addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2010 and, notwithstanding the provisions of K.S.A. 68-416 and amendments thereto or any other statute, transfers may be made from the state highway fund during fiscal year 2010 to the state affordable airfare fund of the department of commerce.

(5) On or after July 1, 2010, the secretary of commerce shall certify to the director of the budget and to the director of accounts and reports a report of the activities of the regional economic area partnership (REAP) and the progress attained by REAP during fiscal year 2010 to develop and implement the program to provide more air flight options, more competition for air travel and affordable air fares for Kansas, including a regional airport in western Kansas. At the same time as such certification is transmitted to the director of accounts and reports and the director of the budget, the secretary of commerce shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of such certification from the secretary of commerce, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state highway fund of the department of transportation to the state affordable airfare fund of the department of commerce: *Provided*, That, in addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2011 and, notwithstanding the provisions of K.S.A. 68-416 and amendments thereto or any other statute, transfers may be made from the state highway fund during fiscal year 2011 to the state affordable airfare fund of the department of commerce.

Sec. 37.

KANSAS, INC.

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

State operations	
For the fiscal year ending June 30, 2007.....	\$25,000

Sec. 38.

STATE LIBRARY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Grants to libraries and library systems
 For the fiscal year ending June 30, 2007..... \$340,000

Sec. 39.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

State operations
 For the fiscal year ending June 30, 2007..... \$141,791

(b) There is appropriated for the above agency from the state water plan fund for the fiscal year or years specified, for the water plan project or projects specified, the following:

Compliance water model
 For the fiscal year ending June 30, 2007..... \$38,878

Sec. 40.

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Community based services
 For the fiscal year ending June 30, 2006..... \$788,200
 For the fiscal year ending June 30, 2007..... \$2,470,277

Provided, That, of the moneys appropriated in the community based services account for fiscal year 2007 by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, which are related to the home and community based services for persons with physical disabilities waiver, the secretary of social and rehabilitation services shall determine the portion of such funding to be used for reducing the waiting list for such waiver and the portion of such funding to be used for increasing compensation for persons caring for individuals receiving services under such waiver: *Provided further*, That the department of social and rehabilitation services shall report the decision regarding this issue to the legislative budget committee on or before August 31, 2006.

State operations
 For the fiscal year ending June 30, 2007..... \$8,558,615

Other medical assistance
 For the fiscal year ending June 30, 2006..... \$3,064,671
 For the fiscal year ending June 30, 2007..... \$477,351

Cash assistance
 For the fiscal year ending June 30, 2007..... \$400,000

Provided, That expenditures shall be made by the department of social and rehabilitation services from the cash assistance account to study and prepare recommendations for a long-term plan for the provision of Level V and Level VI services: *Provided further*, That the department of social and rehabilitation services shall report such recommendations to the house committee on appropriations and the senate committee on ways and means during the 2007 regular session of the legislature on or before January 31, 2007.

Youth services aid and assistance
 For the fiscal year ending June 30, 2006..... \$968,878
 For the fiscal year ending June 30, 2007..... \$500,000

Provided, That, of the moneys appropriated from the state general fund for the department of social and rehabilitation services for fiscal year 2007 in the youth services aid and assistance account by 2006 Senate Bill No. 480 or by this or another appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the department of social and rehabilitation services for fiscal year 2007 to develop parental modeling programs with the goal of maintaining families: *Provided further*, That such expenditures shall be used only for programs which meet federal qualifications and requirements to be eligible to receive medicaid reimbursement for services to medicaid eligible participants.

Larned state hospital — operating expenditures	
For the fiscal year ending June 30, 2007.....	\$296,828
Osawatomie state hospital — operating expenditures	
For the fiscal year ending June 30, 2006.....	\$297,220
Parsons state hospital and training center — operating expenditures	
For the fiscal year ending June 30, 2006.....	\$16,004
For the fiscal year ending June 30, 2007.....	\$63,708
Kansas legal services contract for disability determination advocacy	
For the fiscal year ending June 30, 2006.....	\$150,000

Provided, That, on July 1, 2006, any unencumbered balance in the Kansas legal services contract for disability determination advocacy account of the state general fund of the department of social and rehabilitation services is hereby lapsed.

(b) On the effective date of this act, of the \$2,243,622 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 9(a) of chapter 206 of the 2005 Session Laws of Kansas from the state general fund in the Larned state hospital — operating expenditures account, the sum of \$116,148 is hereby lapsed.

(c) On the effective date of this act, the position limitation established for the fiscal year ending June 30, 2006, by section 9(o) of chapter 206 of the 2005 Session Laws of Kansas for the department of social and rehabilitation services is hereby decreased from 3,848.12 to 3,655.11.

(d) On July 1, 2006, of the \$3,803,726 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 90(a) of 2006 Senate Bill No. 480 from the state general fund in the rainbow mental health facility — operating expenditures account, the sum of \$2,633 is hereby lapsed.

(e) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 90(b) of 2006 Senate Bill No. 480 on the rainbow mental health facility fee fund is hereby increased from \$1,002,925 to \$1,005,558.

(f) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the Larned state hospital is hereby increased from 954.20 to 966.20.

Sec. 41.

HEALTH CARE STABILIZATION FUND BOARD
OF GOVERNORS

(a) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 68(b) of 2006 Senate Bill No. 480 on the operating expenditures account of the health care stabilization fund is hereby increased from \$1,158,008 to \$1,191,350.

(b) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the health care stabilization fund board of governors is hereby increased from 16.00 to 17.00.

Sec. 42.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Ellsworth correctional facility — facilities operations	
For the fiscal year ending June 30, 2006.....	\$277,000
Lansing correctional facility — facilities operations	
For the fiscal year ending June 30, 2006.....	\$161,000
Central administration operations and parole and postrelease supervision operations	
For the fiscal year ending June 30, 2007.....	\$170,120
Larned correctional mental health facility — facilities operations	
For the fiscal year ending June 30, 2007.....	\$45,727
El Dorado correctional facility — facilities operations	
For the fiscal year ending June 30, 2007.....	\$136,460
DUI treatment services	
For the fiscal year ending June 30, 2006.....	\$538,000

For the fiscal year ending June 30, 2007.....	\$538,000
Kansas criminal justice recodification, rehabilitation and restoration project	
For the fiscal year ending June 30, 2006.....	\$100,000

Provided, That any unencumbered balance in the Kansas criminal justice recodification, rehabilitation and restoration project account in excess of \$100 as of June 30, 2006, is hereby reappropriated for fiscal year 2007: *Provided further*, That, in addition to the other purposes for which expenditures may be made by the department of corrections from moneys appropriated from the state general fund or any special revenue fund during the fiscal year ending June 30, 2007, for the department of corrections as authorized by this or other appropriation act of 2006 regular session of the legislature, if 2006 House Bill No. 2555 or any other bill which continues the Kansas criminal recodification, rehabilitation and restoration project beyond June 30, 2006, is not enacted into law during the 2006 regular session of the legislature, expenditures shall be made by the secretary of corrections to continue the Kansas criminal justice recodification, rehabilitation and restoration project in accordance with and subject to the provisions of K.S.A. 2005 Supp. 22-5101 in effect on June 30, 2006, until June 30, 2007.

(b) On the effective date of this act, of the \$14,913,120 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 129(a) of chapter 174 of the 2005 Session Laws of Kansas from the state general fund in the central administration operations and parole and post-release supervision operations account, the sum of \$728,000 is hereby lapsed.

(c) On July 1, 2006, of the \$1,332,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 149(a) of 2006 Senate Bill No. 480 from the state general fund in the debt service payment for the reception and diagnostic unit relocation bond issue account, the sum of \$559,000 is hereby lapsed.

(d) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the department of corrections is hereby increased from 3,107.70 to 3,108.70.

Sec. 43.

KANSAS PAROLE BOARD

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Parole from adult correctional institutions	
For the fiscal year ending June 30, 2007.....	\$40,344

Provided, That, if 2006 Senate Bill No. 337 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, of the \$40,344 appropriated for the above agency for the fiscal year ending June 30, 2007, by this section from the state general fund in the parole from adult correctional institutions account, the sum of \$30,335 is hereby lapsed.

Sec. 44.

KANSAS DENTAL BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 67(a) of chapter 206 of the 2005 Session Laws of Kansas on the dental board fee fund is hereby increased from \$297,121 to \$305,121.

Sec. 45.

KANSAS HUMAN RIGHTS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures	
For the fiscal year ending June 30, 2007.....	\$46,000

(b) In addition to the other purposes for which expenditures may be made by the Kansas human rights commission from the operating expenditures account of the state general fund for fiscal year 2007 as au-

thorized by section 73(a) of 2006 Senate Bill No. 480, expenditures shall be made by the above agency from the operating expenditures account of the state general fund for fiscal year 2007 for operating expenditures to implement 2006 House Bill No. 2582: *Provided*, That expenditures for such purpose from the operating expenditures account of the state general fund for fiscal year 2007 shall not exceed \$1,000.

Sec. 46.

STATE TREASURER

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures

For the fiscal year ending June 30, 2007..... \$50,000

Provided, That, if 2006 Senate Bill No. 332 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the \$50,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by this subsection from the state general fund in the operating expenditures account is hereby lapsed.

(b) The director of accounts and reports shall not make the transfer of any unencumbered balance in the services reimbursement fund of the state treasurer to the state general fund which was directed to be made by section 66(b) of 2006 Senate Bill No. 480 and which were directed to be made on July 1, 2006: *Provided*, That, the services reimbursement fund of the state treasurer is hereby continued in existence: *Provided further*, That on July 1, 2006, the provisions of section 66(b) of 2006 Senate Bill No. 480 are hereby declared to be null and void and shall have no force and effect.

Sec. 47.

STATE BOARD OF PHARMACY

(a) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 58(a) of 2006 Senate Bill No. 480 on the state board of pharmacy fee fund is hereby increased from \$631,344 to \$651,344.

Sec. 48.

STATE BOARD OF VETERINARY EXAMINERS

(a) During the fiscal year ending June 30, 2007, as certified by the executive director of the state board of veterinary examiners, the director of accounts and reports shall transfer \$5,481 from the veterinary examiners fee fund to the state general fund to reimburse the state general fund for the 27th payroll chargeable to fiscal year 2006.

Sec. 49.

KANSAS BOARD OF EXAMINERS IN FITTING AND DISPENSING OF HEARING AIDS

(a) During the fiscal year ending June 30, 2007, as certified by the executive director of the Kansas board of examiners in fitting and dispensing of hearing aids, the director of accounts and reports shall transfer \$658 from the hearing aid board fee fund to the state general fund to reimburse the state general fund for the 27th payroll chargeable to fiscal year 2006.

Sec. 50.

STATE BOARD OF INDIGENTS' DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Assigned counsel

For the fiscal year ending June 30, 2007..... \$3,200,000

Provided, That if 2006 House Bill No. 2129 increasing the statutory rate of compensation for assigned counsel is not passed by the legislature and enacted into law during the 2006 regular session, the amount of \$3,200,000 is hereby lapsed.

Legal services for prisoners

For the fiscal year ending June 30, 2007..... \$16,687

(b) During the fiscal year ending June 30, 2007, if 2006 House Bill No.

2129 increasing the statutory rate of compensation for assigned counsel is passed by the legislature and enacted into law during the 2006 regular session, the executive director of the board of indigents' defense services is hereby directed to open additional public defender offices in locations where it is cost effective.

Sec. 51.

DEPARTMENT OF LABOR

(a) (1) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 84(b) of 2006 Senate Bill No. 480 on the workmen's compensation fee fund is hereby increased from \$11,898,900 to \$12,358,030.

(2) On July 1, 2006, if 2006 House Substitute for Senate Bill No. 337 is not passed by the legislature during the 2006 regular session and enacted into law, then the expenditure limitation on the workmen's compensation fee fund established by subsection (a)(1) is hereby decreased from \$12,358,030 to \$12,228,176.

(b) In addition to the other purposes for which expenditures may be made by the above agency from the employment security fund for the fiscal year 2006 as authorized by chapter 174 or 206 of the 2005 Session Laws of Kansas or by this or other appropriation act of the 2006 regular session of the legislature, expenditures may be made by the above agency from the employment security fund for fiscal year 2006 from moneys made available to the state under section 903(d) of the federal social security act, as amended: *Provided*, That expenditures from this fund during fiscal year 2006 of moneys made available to the state under section 903(d) of the federal social security act, as amended, may be made for the following purposes: To pay debt service on bonds issued for the unemployment insurance modernization project: *Provided further*, That expenditures from this fund for fiscal year 2006 of moneys made available to the state under section 903(d) of the federal social security act, as amended, for such purposes shall not exceed \$2,259,950: *And provided further*, That all expenditures from this fund for any such purpose or project shall be in addition to any expenditure limitation imposed on the employment security fund for fiscal year 2006.

Sec. 52.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Rehabilitation and repair projects

For the fiscal year ending June 30, 2007..... \$632,248

Sec. 53.

KANSAS ANIMAL HEALTH DEPARTMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures

For the fiscal year ending June 30, 2007..... \$144,000

Provided, That expenditures shall be made by the Kansas animal health department from the operating expenditures account of the state general fund to establish a feral swine monitoring and reporting system, which shall include collection of reports of feral swine by a toll-free telephone number, postcard, or electronic communication through the internet to the Kansas animal health department, and the Kansas animal health department shall maintain a database of information collected through such feral swine monitoring and reporting system, which shall also be made available to the Kansas pork industry to accomplish the goal of eradicating feral swine: *Provided further*, That the Kansas animal health department shall compile quarterly reports of the information collected through such feral swine monitoring and reporting system and shall make such information available to the public and the Kansas pork industry: *And provided further*, That the Kansas animal health department shall incorporate methods intended to control and eradicate feral swine, including, but not

limited to, aerial hunting, trapping, snaring and the establishment of a bounty program.

Sec. 54.

DEPARTMENT OF REVENUE

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures

For the fiscal year ending June 30, 2007..... \$171,630

(b) On July 1, 2006, the director of accounts and reports shall transfer \$1,000,000 from the state general fund to the Kansas qualified agricultural ethyl alcohol producer incentive fund.

(c) On July 1, 2006, the expenditure limitation established for fiscal year ending June 30, 2007, by section 78(b) of 2006 Senate Bill No. 480, on the division of vehicles operating fund is hereby increased from \$38,455,865 to \$38,780,275: *Provided*, That, if 2006 Senate Bill No. 506 has not been passed by the legislature during the 2006 regular session of the legislature and enacted into law, then, on July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by this subsection on the division of vehicles operating fund is hereby decreased from \$38,780,275 to \$38,680,275.

(d) (1) On July 1, 2006, the amount of \$9,463,761.75 authorized for fiscal year ending June 30, 2007, by section 78(c) of 2006 Senate Bill No. 480, to be transferred by the director of accounts and reports from the state highway fund of the department of transportation to the division of vehicles operating fund of the department of revenue on July 1, 2006, October 1, 2006, January 1, 2007, and April 1, 2007, is hereby increased to \$9,501,261.75.

(2) The secretary of revenue shall certify the amount expended, not to exceed \$100,000, on activities related to implementation of 2006 Senate Bill No. 506 to the director of accounts and reports on or before April 1, 2007. The director of accounts and reports shall reduce the amount of the transfer to be made on April 1, 2007, under subsection (d)(1) by the amount equal to the difference between \$100,000 and the amount certified by the secretary of revenue under this subsection (d)(2).

(e) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Kansas qualified biodiesel fuel producer incentive fund

For the fiscal year ending June 30, 2007..... \$437,500

(f) On April 1, 2007, the director of accounts and reports shall transfer \$437,500 from the state general fund to the Kansas qualified biodiesel fuel producer incentive fund: *Provided*, That, notwithstanding the provision of section 2 of 2006 Senate Bill No. 388, the director of accounts and reports shall not transfer any moneys from the state economic development initiatives fund to the Kansas qualified biodiesel fuel producer incentive fund on April 1, 2007: *Provided further*, That the aggregate of payments from the Kansas qualified biodiesel fuel producer incentive fund during the fiscal year ending June 30, 2007, shall not exceed \$437,500.

(g) In addition to the other purposes for which expenditures may be made by the department of revenue from the operating expenditures account of the state general fund for the fiscal year ending June 30, 2007, as authorized by section 78(a) of 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the department of revenue from the operating expenditures account of the state general fund for fiscal year 2007 to establish and maintain toll-free telephone lines for the purpose of providing assistance to taxpayers: *Provided*, That such telephone lines shall be adequately staffed and maintained by the department of revenue: *Pro-*

vided, however, That expenditures for this purpose may be limited by the secretary of revenue to specific instances where it appears the department of revenue staff made errors concerning taxpayer returns or other matters.

(h) In addition to the other purposes for which expenditures may be made by the department of revenue from moneys appropriated from the operating expenditures account of the state general fund for the fiscal year ending June 30, 2007, as authorized by section 70(a) of 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the department of revenue from moneys appropriated from the operating expenditures account of the state general fund for fiscal year 2007 to prepare a report to the 2007 legislature to be presented on or before February 1, 2007, to the house committee on appropriations and the senate committee on ways and means regarding the expenditures to implement the provisions of 2006 Senate Bill No. 432: *Provided,* That the report shall include a detailed description of the amounts and types of expenditures made by the department of revenue to implement the provisions of 2006 Senate Bill No. 432.

Sec. 55.

STATE CORPORATION COMMISSION

(a) On July 1, 2006, the aggregate expenditure limitation established for the fiscal year ending June 30, 2007, by section 74(b) of 2006 Senate Bill No. 480 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 \$15,051,326 to \$15,283,326.

(b) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 74(e) of 2006 Senate Bill No. 480 on the public service regulation fund for expenses of the Kansas electric transmission authority is hereby increased from \$30,000 to \$70,000.

Sec. 56.

DEPARTMENT ON AGING

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Administration	
For the fiscal year ending June 30, 2007.....	\$101,214
LTC — medicaid assistance — PACE	
For the fiscal year ending June 30, 2007.....	\$824,770
LTC — medicaid assistance — TCM/FE	
For the fiscal year ending June 30, 2007.....	\$156,268
LTC — medicaid assistance — HCBS/FE	
For the fiscal year ending June 30, 2007.....	\$1,000,000
Programs grants — nutrition — state match	
For the fiscal year ending June 30, 2007.....	\$23,736
Program grants — rural nutrition — pilot program	
For the fiscal year ending June 30, 2007.....	\$25,000

(b) On the effective date of this act, of the \$129,514,620 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state general fund in the LTC — medicaid assistance — NF account, the sum of \$598,088 is hereby lapsed.

(c) In addition to the other purposes for which expenditures may be made by the above agency from moneys reappropriated in the LTC — medicaid assistance — NF account of the state general fund for fiscal year 2007 as authorized by section 88(a) of 2006 Senate Bill No. 480, by this act or by any other appropriation act of the 2006 regular session of the legislature, the secretary of aging shall make expenditures from the initial \$3,590,440 reappropriated from the LTC — medicaid assistance — NF account of the state general fund for fiscal year 2007 to increase nursing facility reimbursement rates: *Provided,* That, notwithstanding the provisions of section 88(a) of 2006 Senate Bill No. 480 or any other stat-

ute, the secretary of aging shall implement a base-year model of reimbursement for nursing facilities for state fiscal year 2007 in accordance with this subsection: *Provided further*, That information from the 2003, 2004, and 2005 cost reports shall be averaged together to be used to calculate the base year: *And provided further*, That the secretary of aging shall not apply the 85% rule regarding number of beds filled for nursing facilities with 60 licensed beds or less to determine nursing facility reimbursement rates.

Sec. 57.

KANSAS GUARDIANSHIP PROGRAM

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Kansas guardianship program	
For the fiscal year ending June 30, 2007.....	\$160,080

Sec. 58.

KANSAS COMMISSION ON VETERANS AFFAIRS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures — veteran services	
For the fiscal year ending June 30, 2007.....	\$48,478
Operating expenditures — Kansas soldiers' home	
For the fiscal year ending June 30, 2007.....	\$32,800
Veterans claim assistance program — service grants	
For the fiscal year ending June 30, 2007.....	\$500,000

Provided, That expenditures from the veterans claims assistance program — service grants account shall be made only for the purpose of awarding service grants to veterans service organizations for the purpose of aiding veterans in obtaining federal benefits: *Provided however*, That no expenditures shall be made by the Kansas commission on veterans affairs from the veterans claim assistance program — service grants account for operating expenditures or overhead for administering the grants in accordance with the provisions of 2006 House Substitute for Senate Bill No. 396.

Sec. 59.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Health policy and finance — state operations	
For the fiscal year ending June 30, 2006.....	\$554,000
Long-term care ombudsman	
For the fiscal year ending June 30, 2007.....	\$11,731
Public broadcasting council grants	
For the fiscal year ending June 30, 2007.....	\$25,000
KPTS — Wichita equipment grant	
For the fiscal year ending June 30, 2007.....	\$192,170
KTWU — Topeka equipment grant	
For the fiscal year ending June 30, 2007.....	\$150,000

(b) During the fiscal years ending June 30, 2006, and June 30, 2007, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund for the above agency for fiscal year 2006 or fiscal year 2007 by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures may be made by the above agency from the state general fund or from any special revenue fund for fiscal year 2006 or fiscal year 2007, for the secretary of administration to fix, charge and collect fees for architectural, engineering and management services provided for capital improvement projects of the state board of regents or any state educational institution, as defined by K.S.A. 76-711 and amendments thereto, for which the department of administration provides such services and which are financed in whole or in part by gifts, bequests or donations made by one or more

private individuals or other private entities: *Provided*, That such fees for such services are hereby authorized to be fixed, charged and collected in accordance with the provisions of K.S.A. 2005 Supp. 75-1269, and amendments thereto, notwithstanding any provisions of K.S.A. 2005 Supp. 75-1269 and amendments thereto to the contrary: *Provided further*, That all such fees received 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 architectural services recovery fund.

(c) During the fiscal year ending June 30, 2007, notwithstanding the provisions of any statute or any rules and regulations to the contrary, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund for the above agency for fiscal year 2007 as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund for fiscal year 2007, for the secretary of administration to provide parking for state employees on state-owned parking lots located within the state capitol area, as defined by subsection (c) of K.S.A. 75-2240a and amendments thereto, without charge or cost to such employees for such parking: *Provided*, That this subsection shall not apply to parking garages or other parking structures in such state capitol area or to any state-owned parking lots for which revenues have been pledged to repay bonds issued for the construction of any of such parking garages, structures or lots: *Provided further*, That the secretary of administration shall continue to administer access to state-owned parking lots in the present manner, including use of hang tags and waiting lists for specific parking lots in order to ensure orderly parking: *And provided further*, That the secretary of administration shall make expenditures from moneys appropriated from the state buildings operating fund or any other special revenue funds for the purpose of maintaining the parking lots.

Sec. 60.

KANSAS RACING AND GAMING COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Racing operations

For the fiscal year ending June 30, 2007.....	\$39,829
---	----------

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Racing and gaming reserve fund

For the fiscal year ending June 30, 2007.....	\$0
---	-----

Provided, That moneys deposited in the racing and gaming reserve fund for the fiscal year 2007 shall be subject to the provisions in section 61: *Provided further*, That any unencumbered balance in the racing and gaming reserve fund in excess of \$100 as of June 30, 2007, is hereby reappropriated for fiscal year 2008.

(c) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 80(a) of 2006 Senate Bill No. 480 on the state racing fund is hereby increased from \$2,446,877 to \$2,700,000.

(d) Notwithstanding the provisions of K.S.A. 74-8831 and amendments thereto or any other statute, the director of accounts and reports shall not make the transfer from the Kansas greyhound breeding development fund of the Kansas racing and gaming commission to the greyhound tourism fund of the department of commerce that is directed to be made on or before June 30, 2006, by subsection (b)(1) of K.S.A. 74-8831 and amendments thereto.

(e) On July 1, 2006, the director of accounts and reports shall not make

the transfer from the state general fund to the tribal gaming fund of the above agency to be made on July 1, 2006, by section 80(b) of 2006 Senate Bill No. 480.

(f) On July 1, 2006, the director of accounts and reports shall transfer \$450,000 from the state general fund to the racing and gaming reserve fund of the above agency.

Sec. 61.

KANSAS RACING AND GAMING COMMISSION

(a) Notwithstanding the provisions of K.S.A. 74-8829, 74-8831 and 74-8838 and amendments thereto, or the provisions of any other statute, moneys in the horse fair racing benefit fund, the Kansas horse breeding development fund, and the Kansas greyhound breeding development fund may be transferred to the state racing fund for the purpose of supplementing the revenues during fiscal year 2006 and fiscal year 2007 as determined under provisions of subsections (b) and (c) of this section.

(b) During the fiscal year ending June 30, 2006, the director of the budget and the director of the legislative research department shall consult periodically and review the balance in and the estimated receipts to be credited to the state racing fund during fiscal year 2006 and, upon a finding by the director of the budget in consultation with the director of the legislative research department that the total of the unencumbered balance and estimated receipts to be credited to the state racing fund during fiscal year 2006 are insufficient to finance the budgeted expenditures for fiscal year 2006 in accordance with the provisions of appropriation acts, the director of the budget shall certify to the director of accounts and reports such finding and the amount or amounts of money to be transferred to the state racing fund pursuant to this subsection. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount or amounts of money as certified from the horse fair racing benefits fund, the Kansas horse breeding development fund, and the Kansas greyhound breeding development fund to the state racing fund that are required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures for fiscal year 2006 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(c) During the fiscal year ending June 30, 2007, the director of the budget and the director of the legislative research department shall consult periodically and review the balance in and the estimated receipts to be credited to the state racing fund during fiscal year 2007 and, upon a finding by the director of the budget in consultation with the director of the legislative research department that the total of the unencumbered balance and estimated receipts to be credited to the state racing fund during fiscal year 2007 is insufficient to finance the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, the director of the budget shall certify to the director of accounts and reports such finding and the amount or amounts of money to be transferred to the state racing fund pursuant to this subsection. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount or amounts of money as certified from the horse fair racing benefits fund, the Kansas horse breeding development fund, and the Kansas greyhound breeding development fund to the state racing fund that are required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(d) During the fiscal year ending June 30, 2007, the director of the budget and the director of the legislative research department shall consult periodically and review the balance in and the estimated receipts to be credited to the state racing fund during fiscal year 2007 and, upon a finding by the director of the budget in consultation with the director of

the legislative research department that the total of the unencumbered balance and estimated receipts to be credited to the state racing fund during fiscal year 2007 is insufficient to finance the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, the director of the budget shall certify to the director of accounts and reports such finding and the amount or amounts of money to be transferred to the state racing fund pursuant to this subsection. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount or amounts of money as certified from the racing and gaming reserve fund to the state racing fund that are required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification. No transfer to the state racing fund made during fiscal year 2007 pursuant to this subsection shall be deemed to be a loan from the state general fund and no such transfer shall be subject to the provisions of K.S.A. 74-8826 and amendments thereto regarding repayment of loans to the state general fund.

(e) (1) During the fiscal year ending June 30, 2007, the director of the budget and the director of the legislative research department shall consult periodically and review the balance in and the estimated receipts to be credited to the tribal gaming fund during fiscal year 2007, and, upon a finding by the director of the budget in consultation with the director of the legislative research department that the total of the unencumbered balance and estimated receipts to be credited to the tribal gaming fund during fiscal year 2007 is insufficient to finance the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, the director of the budget shall certify to the director of accounts and reports such finding and the amount or amounts of money to be transferred to the tribal gaming fund pursuant to this subsection. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount or amounts of money as certified from the racing and gaming reserve fund to the tribal gaming fund that are required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(2) During the fiscal year ending June 30, 2007, the director of accounts and reports shall transfer one or more amounts certified by the executive director of the state gaming agency from the tribal gaming fund to the racing and gaming reserve fund: *Provided*, That all such transfers shall be for the purpose of reimbursing the racing and gaming reserve fund for the amount equal to the net amount obtained by subtracting (A) the aggregate of any costs incurred by the state gaming agency during fiscal year 2007 for any arbitration or litigation in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act, from (B) the aggregate of the amounts transferred to the tribal gaming fund of the Kansas racing and gaming commission pursuant to subsection (e)(1) during fiscal year 2007 for the operating expenditures for the state gaming agency and any other expenses incurred in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act.

(f) During the fiscal year ending June 30, 2007, the director of accounts and reports shall transfer one or more amounts certified by the executive director of the Kansas racing and gaming commission from the racing and gaming reserve fund to the state general fund: *Provided*, That all such transfers shall be for the purpose of reimbursing the state general fund for the amounts reimbursed by the state gaming agency to the racing and gaming reserve fund under subsection (e)(2) less any amounts required for transfer during fiscal year 2007 under subsection (d).

Sec. 62.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Actuarial cost of Senate Bill No. 270 benefits enhancements

For the fiscal year ending June 30, 2007.....	\$300,000
---	-----------

(b) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, as authorized by 2006 Senate Bill No. 480, by this act or by any other appropriation act of the 2006 regular session of the legislature, the Kansas public employees retirement system may make expenditures from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, to assist the joint committee on pensions, investments and benefits in conducting a study of the state's deferred compensation plan, its operation and administration, and its relationship to the defined benefit plans offered to state employees by the Kansas public employees retirement system: *Provided*, That the joint committee on pensions, investments and benefits shall conduct a study during the 2006 interim period, with the assistance of the Kansas public employees retirement system, of the state's deferred compensation plan and shall include in its report to the 2007 legislature any findings and recommendations regarding the state's deferred compensation plan.

Sec. 63.

DEPARTMENT OF WILDLIFE AND PARKS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures

For the fiscal year ending June 30, 2007.....	\$12,000
---	----------

State parks operating expenditures

For the fiscal year ending June 30, 2007.....	\$2,135,000
---	-------------

For the fiscal year ending June 30, 2008.....	\$800,000
---	-----------

State parks capital improvement projects

For the fiscal year ending June 30, 2007.....	\$1,900,000
---	-------------

Provided, That all proposed expenditures from the state parks capital improvement projects account for state parks capital improvement projects shall be reviewed by the joint committee on state building construction after the inclusion in the agency's five-year capital improvement plan which shall be submitted to the joint committee for review after July 1, 2006: *Provided further*, That no expenditures shall be made from the state parks capital improvement projects account for capital outlay.

(b) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 122(b) of 2006 Senate Bill No. 480 on the parks fee fund is hereby decreased from \$5,407,660 to \$4,607,660.

(c) In addition to the other purposes for which expenditures may be made from moneys appropriated from the state parks operating expenditures account of the state general fund for fiscal year 2007 and fiscal year 2008 for the department of wildlife and parks, as authorized by subsection (a) of this section or other appropriations acts of the 2006 regular session of the legislature, and notwithstanding the provisions of K.S.A. 32-901 and amendments thereto, K.A.R. 115-2-2 and amendments thereto, or any other statute or rule and regulation, the secretary of wildlife and parks shall make expenditures for fiscal year 2007 and fiscal year 2008 to provide access to all state parks at one-half price admissions for annual motor vehicle permits or motor vehicle daily permits for entrance to state parks listed in K.S.A. 32-837 and amendments thereto for the period January 1, 2007, to December 31, 2007.

(d) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 122(b) of 2006 Senate Bill No. 480 on the wildlife fee fund is hereby increased from \$18,824,955 to \$20,266,380.

(e) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 122(b) of 2006 Senate Bill No. 480 on the boating fee fund is hereby increased from \$857,568 to \$993,568.

~~(f) During the fiscal year ending June 30, 2007, notwithstanding the provisions of any other statute, no expenditures shall be made by the department of wildlife and parks from any moneys appropriated for the department of wildlife and parks from the state general fund or any special revenue fund for fiscal year 2007, as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, for pumping or transportation of groundwater to playa lake or other wetland properties of the department of wildlife and parks that are located within the region of the high plains aquifer. *Provided, however,* That the department of wildlife and parks may make expenditures from the department of wildlife and parks private gifts and donations fund of moneys received by the department of wildlife and parks from non-governmental sources for pumping or transportation of groundwater to playa lake or other wetland properties of the department of wildlife and parks that are located within the region of the high plains aquifer.~~

~~(g) During the fiscal year ending June 30, 2006, and the fiscal year ending June 30, 2007, notwithstanding the provisions of any other statute, rule and regulation, governor's budget report, or executive directive to the contrary, the secretary of wildlife and parks shall make expenditures from the state general fund accounts and from any accounts of special revenue funds appropriated for the department of wildlife and parks during fiscal year 2006 and fiscal year 2007 to retain 25 motor vehicles previously scheduled for elimination by July 1, 2006, as part of the governor's recommendation in the governor's fiscal year 2007 budget report concerning fleet size and a proposed reduction of a total of 200 motor vehicles from state agencies by July 1, 2007.~~

Sec. 64. (a) No moneys appropriated from the state general fund or from any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature shall be expended for the purchase of replacement vehicles of 12,000 pounds or less of gross vehicle weight rating by any state agency, except for the Kansas highway patrol and the replacement of wrecked vehicles certified by the director of the budget: *Provided,* That expenditures may be made after the additional requirements for expenditures prescribed in subsections (b) and (c) of this section have been met.

(b) The secretary of administration shall present to the legislative budget committee a report (1) detailing the costs and benefits of the governor's current replacement policy for the purchase of replacement vehicles of 12,000 pounds or less of gross vehicle weight during fiscal year 2007; (2) documenting the advantages and disadvantages for the elimination of the central motor pool; (3) describing the costs and benefits of the existing state contract for short-term rental vehicles and the problems with administering the provisions of the contract; and (4) certifying that expenditures for all replacement vehicles included in agency budgets approved for fiscal year 2007 conform to the governor's vehicle replacement policy.

(c) The director of the budget shall certify to the director of accounts and reports that the report to the legislative budget committee required in subsection (b) of this section has been presented: *Provided,* That the director of accounts and reports shall authorize expenditures for replacement vehicles following certification by the director of the budget under this section.

Sec. 65.

STATE BOARD OF TAX APPEALS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures

For the fiscal year ending June 30, 2007..... \$30,335

Provided, That, if 2006 House Substitute for Senate Bill No. 337 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the \$30,335 appropriated for the above agency for the fiscal year ending June 30, 2007, by this section from the state general fund in the operating expenditures account is hereby lapsed.

Sec. 66. (a) To pay the proportionate share of the cost to the Kansas highway patrol for the salary increases specified in section 128(q)(1) of 2006 Senate Bill No. 480, including associated employer contributions, for officers and employees of the Kansas highway patrol, upon recommendation of the director of the budget, the state finance council, acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amendments thereto, except paragraph (3) of such subsection (c), is hereby authorized to approve an amount or amounts to be transferred on one or more dates during fiscal year 2007 from the state general fund to the Kansas highway patrol operations fund of the Kansas highway patrol for the purpose of financing the cost of such salary increases, including associated employer contributions, for the Kansas highway patrol: *Provided*, That upon such approval, the director of the budget shall certify the amount or amounts approved to be transferred for such purpose and the date or dates specified therefor: *Provided further*, That, upon receipt of such certification, the director of accounts and reports shall transfer the amount or amounts certified from the state general fund to the Kansas highway patrol operations fund of the Kansas highway patrol in accordance with such certification.

(b) To pay the proportionate share of the cost to the department of revenue for the salary increases specified in section 128(q)(1) of 2006 Senate Bill No. 480, including associated employer contributions, for officers and employees of the department of revenue, upon recommendation of the director of the budget, the state finance council, acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amendments thereto, except paragraph (3) of such subsection (c), is hereby authorized to approve an amount or amounts to be transferred on one or more dates during fiscal year 2007 from the state highway fund of the department of transportation to the division of vehicles operating fund of the department of revenue for the purpose of financing the cost of such salary increases, including associated employer contributions, for the department of revenue: *Provided*, That upon such approval, the director of the budget shall certify the amount or amounts approved to be transferred for such purpose and the date or dates specified therefor: *Provided further*, That, upon receipt of such certification, the director of accounts and reports shall transfer the amount or amounts certified from the state highway fund of the department of transportation to the division of vehicles operating fund of the department of revenue in accordance with such certification.

(c) To pay the proportionate share of the cost to the state fire marshal for the salary increases specified in section 128(q)(1) of 2006 Senate Bill No. 480, including associated employer contributions, for officers and employees of the hazardous materials program of the state fire marshal, upon recommendation of the director of the budget, the state finance council, acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amendments thereto, except paragraph (3) of such subsection (c), is hereby authorized to approve an amount or amounts to be transferred on one or more dates during fiscal year 2007 from the fire marshal fee fund of the state fire marshal to the hazardous materials program fund of the state fire marshal for the purpose of financing the cost of such salary increases, including associated employer contributions, for the state fire marshal: *Provided*, That upon such ap-

proval, the director of the budget shall certify the amount or amounts approved to be transferred for such purpose and the date or dates specified therefor: *Provided further*, That, upon receipt of such certification, the director of accounts and reports shall transfer the amount or amounts certified from the fire marshal fee fund of the state fire marshal to the hazardous materials program fund of the state fire marshal in accordance with such certification.

Sec. 67. (a) During the fiscal year 2006 and fiscal year 2007, for each state agency named in section 79 of chapter 174 of the 2005 Session Laws of Kansas, in 2006 Senate Bill No. 480, in this act or in any other appropriation act of the 2006 regular session of the legislature, except as otherwise provided by this section, that has one or more sales of motor vehicles under the 12,000 pounds of gross vehicle weight rating, the director of accounts and reports shall transfer to the state general fund, upon certification of the director of the budget, from each special revenue fund account into which all or a portion of the sales proceeds have been deposited, the proceeds of all such sales, subject to the further limitations prescribed by this section on the type of moneys that may be transferred, in accordance with the certification by the director of the budget. The director of the budget shall transmit a copy of each such certification to the director of the legislative research department.

(b) The director of the budget shall administer this section in a manner to ensure that no net sales proceeds that are deposited in special revenue fund accounts are transferred to the state general fund if any federal law or regulation prohibits such transfer or, if the state agency fee funds involved have restrictions on the lawful uses of the moneys collected under state law or rules and regulations that would prohibit such transfers.

(c) Nothing in this section shall require the transfer of money derived from the sale of any motor vehicles in accordance with K.S.A. 27-311 *et seq.*, and amendments thereto, K.S.A. 75-6601 *et seq.*, and amendments thereto, or subsection (f) of K.S.A. 75-3707 and amendments thereto, except that all moneys transferred to state agencies that was derived from surplus property sales of motor vehicles under K.S.A. 75-6601 *et seq.*, and amendments thereto, shall be subject to transfer to the state general fund under this section upon determination by the director of the budget and in accordance with procedures established under this section. Moneys from the sales of vehicles that are retained by the surplus property program to fund its operating expenditures shall not be subject to this section.

(d) The provisions of this section shall not apply to:

- (1) The health care stabilization fund of the health care stabilization fund board of governors;
- (2) any moneys held in trust in a trust fund or held in trust in any other special revenue fund of any state agency;
- (3) any account of the Kansas educational building fund or the state institutions building fund;
- (4) any special revenue fund of the Kansas highway patrol;
- (5) any special revenue fund of any state educational institution under the control and supervision of the state board of regents; or
- (6) any fund in the state treasury, as determined by the director of the budget, that would experience financial or administrative difficulties as a result of executing the provisions of this section, including, but not limited to, cash-flow problems, the inability to meet ordinary expenditure obligations, or any conflicts with prevailing contracts, compacts or other provisions of law.

Sec. 68. (a) On June 30, 2007, notwithstanding the provisions of K.S.A. 38-2101 or 38-2102, and amendments thereto, or any other statute, the director of accounts and reports shall transfer the amount equal to the unencumbered balance in the children's initiatives fund, exclusive of any moneys attributable to any certificate of indebtedness issued pursuant to K.S.A. 75-3725a, and amendments thereto, from the children's initiatives fund to the children's initiatives reserve fund, which is hereby established in the state treasury: *Provided*, That the amount transferred to the chil-

dren's initiatives reserve fund pursuant to this subsection shall be reserved for purposes to be prescribed by law: *Provided further*, That the state finance council shall have no authority to approve any transfer of moneys from the children's initiatives reserve fund, to authorize or approve any expenditure of moneys from the children's initiatives reserve fund, or to increase any expenditure limitation on the children's initiatives reserve fund: *And provided further*, That no expenditures shall be authorized or made from the children's initiatives reserve fund by any state agency, except upon specific authorization therefor by appropriation act of the legislature.

(b) On July 1, 2007, the director of the budget shall certify to the director of accounts and reports the amount equal to 25% of the balance of moneys credited to the children's initiatives reserve fund on July 1, 2007, and shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the children's initiatives reserve fund to the children's initiatives fund: *Provided*, That the amount transferred from the children's initiatives reserve fund to the children's initiatives fund shall be available for appropriation or transfer for fiscal year 2008 and each fiscal year thereafter as provided by appropriation act of the legislature.

(c) On July 1, 2008, the director of the budget shall certify to the director of accounts and reports the amount equal to one-third of the balance of moneys credited to the children's initiatives reserve fund on July 1, 2008, and shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the children's initiatives reserve fund to the children's initiatives fund: *Provided*, That the amount transferred from the children's initiatives reserve fund to the children's initiatives fund shall be available for appropriation or transfer for fiscal year 2009 and each fiscal year thereafter as provided by appropriation act of the legislature.

(d) On July 1, 2009, the director of the budget shall certify to the director of accounts and reports the amount equal to 50% of the balance of moneys credited to the children's initiatives reserve fund on July 1, 2009, and shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the children's initiatives reserve fund to the children's initiatives fund: *Provided*, That the amount transferred from the children's initiatives reserve fund to the children's initiatives fund shall be available for appropriation or transfer for fiscal year 2010 and each fiscal year thereafter as provided by appropriation act of the legislature.

(e) On July 1, 2010, the director of the budget shall certify to the director of accounts and reports the amount equal to all of the remaining balance of moneys credited to the children's initiatives reserve fund on July 1, 2010, and shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the children's initiatives reserve fund to the children's initiatives fund: *Provided*, That the amount transferred from the children's initiatives reserve fund to the children's initiatives fund shall be available for appropriation or transfer for fiscal year 2011 and each fiscal year thereafter as provided by appropriation act of the legislature.

Sec. 69.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, 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:

Children's initiatives reserve fund

For the fiscal year ending June 30, 2007..... \$0

~~Sec. 70. (a) On and after the effective date of this act, during the fiscal years ending June 30, 2006, June 30, 2007, and June 30, 2008, no expenditures shall be made from any moneys appropriated for the department of administration or any other state agency from the state general fund or any special revenue fund for fiscal year 2006, fiscal year 2007 or fiscal year 2008 by chapter 174 or 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill No. 480, or by this or other appropriation act of the 2006 regular session of the legislature for the purpose of permanently leveling the tiered floor on the chamber of the house of representatives in the Kansas statehouse: *Provided*, That no moneys appropriated from the state general fund or any special revenue fund by chapter 174 or 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill No. 480, or by this or other appropriation act of the 2006 regular session of the legislature for fiscal year 2006, fiscal year 2007 or fiscal year 2008 shall be expended by any state agency, as defined by K.S.A. 75-3701, and amendments thereto, for any purpose to permanently remove or otherwise permanently level the tiered floor in the chamber of the house of representatives.~~

~~—(b) In addition to the other purposes for which expenditures may be made by the department of administration from the state general fund or any special revenue fund for fiscal year 2007 as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the department of administration from the state general fund or any special revenue fund for fiscal year 2007 to provide for such redesigning, planning and other matters as may be required under the relevant portion or portions of the capital improvement project for the preservation and restoration of the Kansas statehouse that relate to the chamber of the house of representatives to continue the tiered floor of the chamber of the house of representatives in existence.~~

Sec. 71. (a) During the fiscal years ending June 30, 2006, and June 30, 2007, expenditures shall be made from any moneys appropriated for the Kansas health policy authority, department of administration and the department of social and rehabilitation services from the state general fund or any special revenue fund for fiscal year 2006 or fiscal year 2007 by chapter 174 or 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature to prepare and submit amendments or waivers to the medicaid state plan to comply with federal requirements regarding the provision of mental health services by any willing, qualified provider: *Provided*, That any program established by such amendment or waiver shall require providers to associate with a community mental health center before being allowed to provide medicaid funded mental health services: *Provided further*, That all community mental health centers are directed to establish such agreements with additional willing providers to ensure that mental health services to children and youth are delivered appropriately: *And provided further*, That community mental health centers shall retain a portion of the medicaid payment, including federal and state shares, for services provided by an associated provider in an amount not to exceed the cost to the community mental health center for necessary administrative services: *And provided further*, That such costs shall not exceed 18% of the total medicaid payment, including federal and state shares.

Sec. 72.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures

For the fiscal year ending June 30, 2007..... \$80,064

(b) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the secretary of state is hereby increased from 54.00 to 55.00.

Sec. 73. (a) Whereas, as was stated in the introduction to chapter three of the report of the President's Council on Bioethics, Human Cloning and Human Dignity: An Ethical Inquiry, Washington, D.C., July 2002, pertaining to the importance of careful use of names, "Fruitful discussion of the ethical and policy issues raised by the prospects of human cloning — as with any other matter — can proceed only if we can find appropriate and agreed-upon terms for describing the processes and products involved. Before we can get to possible moral or policy arguments or disagreements, we need to agree about what to call that about which we are arguing. As a contribution to public understanding, we emphasize that this is not an easy thing to do, and we indicate how and why we have gone about making our terminological choices."

(b) Therefore, in addition to the other purposes for which expenditures may be made by the legislature from moneys appropriated in the operations (including official hospitality) account of the state general fund of the legislature or in the legislative special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, the legislature shall make expenditures for a special committee to conduct an interim study on human cloning using the report of the President's Council on Bioethics, Human Cloning and Human Dignity: An Ethical Inquiry, Washington, D.C., July 2002, as a foundation for terminology in discussing human cloning.

Sec. 74. No moneys appropriated from the state general fund or from any special revenue fund for the fiscal year ending June 30, 2007, by this act or any other appropriation act of the 2006 regular session of the legislature shall be expended to pay for the employment of or to contract for employment with any individual who is an undocumented, illegal alien.

Sec. 75. On July 1, 2006, K.S.A. 2005 Supp. 75-6702 is hereby amended to read as follows: 75-6702. (a) The last appropriation bill passed in any regular session of the legislature shall be the omnibus reconciliation spending limit bill. Each bill which is passed during a regular session of the legislature and which appropriates or transfers money from the state general fund for the ensuing fiscal year shall contain a provision that such bill shall take effect and be in force from and after the effective date of the omnibus reconciliation spending limit bill for that regular session of the legislature or from and after such effective date and a subsequent date or an event occurring after such effective date.

(b) Except as provided in subsection (c), the maximum amount of expenditures and demand transfers from the state general fund that may be authorized by act of the legislature during the 2004 regular session of the legislature and each regular session of the legislature thereafter, is hereby fixed so that there will be an ending balance in the state general fund for the ensuing fiscal year that is equal to 7½% or more of the total amount authorized to be expended or transferred by demand transfer from the state general fund in such fiscal year.

(c) The provisions of subsection (b) are hereby suspended for the fiscal year ending June 30, ~~2006~~ 2007, and shall not prescribe a maximum amount of expenditures and demand transfers from the state general fund that may be authorized by act of the legislature during the ~~2005~~ 2006 regular session of the legislature.

Sec. 76. On July 1, 2006, K.S.A. 2005 Supp. 75-6702 is hereby repealed.

Sec. 77. *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 years ending June 30, 2006, or ending June 30, 2007, made in chapter 174 or chapter 206 of the 2005 Session

Laws of Kansas or in this act or in any other appropriation act of the 2006 regular session of the legislature may be exceeded upon approval of the state finance council.

Sec. 78. *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. 79. *Savings.* (a) Any unencumbered balance as of June 30, 2006, in any special revenue fund, or account thereof, of any state agency named in this act which is not otherwise specifically appropriated or limited by this or other appropriation act of the 2006 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2007, for the same use and purpose as the same was heretofore appropriated.

(b) Any unencumbered balance as of June 30, 2006, in any special revenue fund, or account thereof, of any state agency named in section 79 of chapter 174 of the 2005 Session Laws of Kansas which is not otherwise specifically appropriated or limited for fiscal year 2007 by chapter 174 or chapter 206 of the 2005 Session Laws of Kansas or by this or other appropriation act of the 2006 regular session of the legislature, is hereby appropriated for fiscal year 2007 for the same use and purpose as the same was heretofore appropriated.

(c) This section shall not apply to the state economic development initiatives fund, the children's initiatives fund, the state water plan fund, the Kansas endowment for youth fund, the Kansas educational building fund, the state institutions building fund, or the correctional institutions building fund, or to any account of any of such funds.

Sec. 80. During the fiscal year ending June 30, 2007, all moneys which are lawfully credited to and available in any bond special revenue fund, which are not otherwise specifically appropriated or limited by this or other appropriation act of the 2006 regular session of the legislature, are hereby appropriated for the fiscal year ending June 30, 2007, for the state agency for which the bond special revenue fund was established for the purposes authorized by law for expenditures from such bond special revenue fund. As used in this section, "bond special revenue fund" means any special revenue fund or account thereof established in the state treasury prior to or on or after the effective date of this act for the deposit of the proceeds of bonds issued by the Kansas development finance authority, for the payment of debt service for bonds issued by the Kansas development finance authority, or for any related purpose in accordance with applicable bond covenants.

Sec. 81. *Federal grants.* (a) During the fiscal year ending June 30, 2007, each federal grant or other federal receipt which is received by a state agency named in this act and which is not otherwise appropriated to that state agency by this or other appropriation act of the 2006 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2007, for that state agency for the purpose set forth in such federal grant or receipt, except that no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom. This subsection shall not apply to any state agency named in section 79 of chapter 174 of the 2005 Session Laws of Kansas.

(b) During the fiscal year ending June 30, 2007, each federal grant or other federal receipt which is received by a state agency named in section 79 of chapter 174 of the 2005 Session Laws of Kansas and which is not otherwise appropriated to that state agency for fiscal year 2007 by this or

other appropriation act of the 2005 regular session of the legislature, is hereby appropriated for fiscal year 2007 for that state agency for the purpose set forth in such federal grant or receipt, except that no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, for fiscal year 2007, until the governor has authorized the state agency to make expenditures from such federal grant or other federal receipt for fiscal year 2007.

(c) In addition to the other purposes for which expenditures may be made by any state agency which is named in chapter 174 or chapter 206 of the 2005 Session Laws of Kansas in this or other appropriation act of the 2005 regular session of the legislature and which is not otherwise authorized by law to apply for and receive federal grants, expenditures may be made by such state agency from moneys appropriated for fiscal year 2007 by chapter 174 or chapter 206 of the 2005 Session Laws of Kansas or by this or other appropriation act of the 2006 regular session of the legislature to apply for and receive federal grants during fiscal year 2007, which federal grants are hereby authorized to be applied for and received by such state agencies: *Provided*, That no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom.

Sec. 82. (a) Any correctional institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2006 regular session of the legislature, and having an unencumbered balance as of June 30, 2006, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2007, for the same uses and purposes as originally appropriated unless specific provision is made for lapsing such appropriation.

(b) This section shall not apply to the unencumbered balance in any account of the correctional institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2005.

Sec. 83. (a) Any Kansas educational building fund appropriation heretofore appropriated to any institution named in this or other appropriation act of the 2006 regular session of the legislature and having an unencumbered balance as of June 30, 2006, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2007, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This section shall not apply to the unencumbered balance in any account of the Kansas educational building fund that was encumbered for any fiscal year commencing prior to July 1, 2005.

Sec. 84. (a) Any state institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2006 regular session of the legislature and having an unencumbered balance as of June 30, 2006, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2007, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This section shall not apply to the unencumbered balance in any account of the state institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2005.

Sec. 85. Any transfers of money during the fiscal year ending June 30, 2007, from any special revenue fund of any state agency named in this act to the audit services fund of the division of post audit under K.S.A. 46-1121 and amendments thereto shall be in addition to any expenditure limitation imposed on any such fund for the fiscal year ending June 30, 2007.

Sec. 86. During the fiscal year ending June 30, 2007, each state agency named in this act that has a cost reduction for which an employee suggestion bonus is paid pursuant to subsection (f) of K.S.A. 2005 Supp. 75-37,105, and amendments thereto, shall transfer (1) from each state general fund appropriation or reappropriation account for fiscal year 2007 from which all or part of such cost reduction has been realized to the state general fund, in accordance with subsection (f) of K.S.A. 2005 Supp. 75-37,105, and amendments thereto, the amount equal to 80% of the cost reduction which is attributed to such account, and (2) from each special revenue fund, excluding federal funds, for fiscal year 2007 from which all or part of such cost reduction has been realized to the state general fund, in accordance with subsection (f) of K.S.A. 2005 Supp. 75-37,105, and amendments thereto, the amount equal to 80% of the cost reduction which is attributed to such special revenue fund, excluding federal funds.

Sec. 87. This act shall take effect and be in force from and after its publication in the Kansas register.

I hereby certify that the above BILL originated in the HOUSE, and passed that body

HOUSE adopted
Conference Committee Report _____

Speaker of the House.

Chief Clerk of the House.

Passed the SENATE
as amended _____

SENATE adopted
Conference Committee Report _____

President of the Senate.

Secretary of the Senate.

APPROVED _____

Governor.