

*[As Amended by Senate Committee of the Whole]*

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*As Further Amended by Senate Committee*

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*As Amended by Senate Committee*

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*Session of 2010*

## SENATE Substitute for HOUSE BILL No. 2631

By Committee on Ways and Means

3-15

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14 AN ACT making and concerning appropriations for the fiscal years ending  
15 June 30, 2010, June 30, 2011, June 30, 2012, June 30, 2013, June 30,  
16 2014, June 30, 2015, June 30, 2016, and June 30, 2017, for state agen-  
17 cies; authorizing certain transfers, capital improvement projects and  
18 fees, imposing certain restrictions and limitations, and directing or au-  
19 thoring certain receipts, disbursements and acts incidental to the  
20 foregoing; amending K.S.A. 2009 Supp. 2-223, 12-5256, ~~40-3403~~, 55-  
21 193, 72-8814, ~~75-752~~, 75-2319, 75-6702, 76-775, 76-783, **as amended**  
22 **by Section 33 of 2010 House Bill No. 2557**, 76-7,107, 79-2959, 79-  
23 2964, 79-2978, 79-2979, 79-3425i, 79-34,156, 79-34,171, 79-4801 and  
24 82a-953a, **section 14 of 2010 Senate Substitute for House Bill No.**  
25 **2222, and Section 52 of Chapter 124 of the 2009 Session Laws**  
26 **of Kansas** and repealing the existing sections.  
27

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

29 Section 1. (a) For the fiscal years ending June 30, 2010, June 30, 2011,  
30 June 30, 2012, June 30, 2013, June 30, 2014, June 30, 2015, June 30,  
31 2016, and June 30, 2017, appropriations are hereby made, restrictions  
32 and limitations are hereby imposed, and transfers, capital improvement  
33 projects, fees, receipts, disbursements and acts incidental to the foregoing  
34 are hereby directed or authorized as provided in this act.

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

39 (c) This act shall ~~not be subject to the provisions~~ **be known and may**  
40 **be cited as the omnibus appropriation act of 2010 and shall consti-**  
41 **tute the omnibus reconciliation spending limit bill for the 2010 reg-**  
42 **ular session of the legislature for purposes** of subsection (a) of K.S.A.  
43 75-6702, and amendments thereto.

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

3 Sec. 2.

4 DEPARTMENT OF COMMERCE

5 (a) On the effective date of this act, of the \$14,019,902 appropriated  
6 for the above agency for the fiscal year ending June 30, 2010, by section  
7 54(b) of chapter 124 of the 2009 Session Laws of Kansas from the state  
8 economic development initiatives fund in the operating grant (including  
9 official hospitality) account, the sum of \$5,001 is hereby lapsed.

10 (b) There is appropriated for the above agency from the state economic  
11 development initiatives fund for the fiscal year ending June 30, 2010, the  
12 following:

13 Senior community service employment program — ARRA  
14 match ..... \$5,000

15 Sec. 3.

16 KANSAS LOTTERY

17 (a) On the effective date of this act, the amount authorized by section  
18 9(b) of chapter 144 of the 2009 Session Laws of Kansas to be transferred  
19 from the lottery operating fund to the state gaming revenues fund during  
20 the fiscal year ending June 30, 2010, is hereby decreased from  
21 \$70,540,000 to ~~\$70,400,000~~ **\$67,650,000**.

22 (b) On the effective date of this act, the position limitation established  
23 for the fiscal year ending June 30, 2010, by section 99(a) of chapter 124  
24 of the 2009 Session Laws of Kansas for the Kansas lottery is hereby de-  
25 creased from 99.00 to 89.00.

26 Sec. 4.

27 KANSAS RACING AND GAMING COMMISSION

28 (a) There is appropriated for the above agency from the following spe-  
29 cial revenue fund or funds for the fiscal year ending June 30, 2010, all  
30 moneys now or hereafter lawfully credited to and available in such fund  
31 or funds, except that expenditures other than refunds authorized by law  
32 shall not exceed the following:

33 Gaming background investigation fund..... No limit  
34 Education and training fund ..... No limit

35 *Provided*, That expenditures may be made from the education and train-  
36 ing fund for operating expenditures, including official hospitality, in-  
37 curred for hosting or providing training, in-service workshops and con-  
38 ferences: *Provided further*, That the Kansas racing and gaming  
39 commission is hereby authorized to fix, charge and collect fees for hosting  
40 or providing training, in-service workshops and conferences: *And pro-*  
41 *vided further*, That such fees shall be fixed in order to recover all or part  
42 of the operating expenditures incurred for hosting or providing such train-  
43 ing, in-service workshops and conferences: *And provided further*, That

1 all fees received for hosting or providing such training, in-service work-  
2 shops and conferences shall be deposited in the state treasury in accord-  
3 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and  
4 shall be credited to the education and training fund.

5 Sec. 5.

6 STATE CORPORATION COMMISSION

7 (a) On the effective date of this act, the expenditure limitation estab-  
8 lished for the fiscal year ending June 30, 2010, by section 46(b) of chapter  
9 124 of the 2009 Session Laws of Kansas on the aggregate limit of the  
10 public service regulation fund, the motor carrier license fees fund and  
11 the conservation fee fund is hereby increased from \$16,290,795 to  
12 \$16,900,839.

13 (b) On the effective date of this act, the position limitation established  
14 for the fiscal year ending June 30, 2010, by section 99(a) of chapter 124  
15 of the 2009 Session Laws of Kansas for the state corporation commission  
16 is hereby increased from 214.00 to 216.00.

17 Sec. 6.

18 DEPARTMENT OF REVENUE

19 (a) On the effective date of this act, the director of accounts and reports  
20 shall transfer \$195,395 from the Kansas qualified biodiesel fuel producer  
21 incentive fund of the state department of revenue to the state general  
22 fund.

23 Sec. 7.

24 STATE COURT OF TAX APPEALS

25 (a) On the effective date of this act, the expenditure limitation estab-  
26 lished for the fiscal year ending June 30, 2010, by the state finance council  
27 on the COTA filing fee fund of the state court of tax appeals is hereby  
28 increased from \$546,492 to ~~\$589,299~~ **\$607,299**.

29 Sec. 8.

30 ABSTRACTERS' BOARD OF EXAMINERS

31 (a) On the effective date of this act, the expenditure limitation estab-  
32 lished for the fiscal year ending June 30, 2010, by section 8(a) of chapter  
33 124 of the 2009 Session Laws of Kansas on the abstracters' fee fund is  
34 hereby increased from \$21,207 to \$23,407.

35 (b) On July 1, 2010, the expenditure limitation established for the fiscal  
36 year ending June 30, 2011, by section 8(a) of chapter 124 of the 2009  
37 Session Laws of Kansas on the abstracters' fee fund is hereby increased  
38 from \$21,207 to \$23,407.

39 Sec. 9.

40 BOARD OF ACCOUNTANCY

41 (a) On ~~the effective date of this act~~ **July 1, 2010**, the expenditure  
42 limitation established for the fiscal year ending June 30, 2011, by section  
43 9(a) of chapter 124 of the 2009 Session Laws of Kansas on the board of

1   accountancy fee fund is hereby increased from \$309,832 to \$311,611.

2    Sec. 10.

3                                   GOVERNMENTAL ETHICS COMMISSION

4    (a) On the effective date of this act, the expenditure limitation estab-  
5    lished for the fiscal year ending June 30, 2010, by section 43(b) of chapter  
6    144 of the 2009 Session Laws of Kansas on the governmental ethics com-  
7    mission fee fund of the governmental ethics commission is hereby in-  
8    creased from \$238,394 to \$251,282.

9    (b) On July 1, 2010, of the \$472,411 appropriated for the above agency  
10   for the fiscal year ending June 30, 2011, by section 27(a) of chapter 124  
11   of the 2009 Session Laws of Kansas from the state general fund in the  
12   operating expenditures account, the sum of ~~\$15,040~~ **\$10,549** is hereby  
13   lapsed.

14   (c) On July 1, 2010, the expenditure limitation established for the fiscal  
15   year ending June 30, 2011, by section 27(b) of chapter 124 of the 2009  
16   Session Laws of Kansas on the governmental ethics commission fee fund  
17   of the governmental ethics commission is hereby increased from \$227,417  
18   to \$251,489.

19    Sec. 11.

20                                   KANSAS HOME INSPECTORS REGISTRATION BOARD

21   (a) On the effective date of this act, the expenditure limitation estab-  
22   lished for the fiscal year ending June 30, 2010, by section 28(a) of chapter  
23   124 of the 2009 Session Laws of Kansas on the home inspectors registra-  
24   tion fee fund of the Kansas home inspectors registration board is hereby  
25   decreased from no limit to \$36,020.

26   (b) On July 1, 2010, the expenditure limitation established for the fiscal  
27   year ending June 30, 2011, by section 28(a) of chapter 124 of the 2009  
28   Session Laws of Kansas on the home inspectors registration fee fund of  
29   the Kansas home inspectors registration board is hereby decreased from  
30   no limit to \$35,750.

31    Sec. 12.

32                                   STATE BOARD OF MORTUARY ARTS

33   (a) On July 1, 2010, the expenditure limitation established for the fiscal  
34   year ending June 30, 2011, by section 17(a) of chapter 124 of the 2009  
35   Session Laws of Kansas on the mortuary arts fee fund of the state board  
36   of mortuary arts is hereby increased from \$270,657 to \$271,510.

37    Sec. 13.

38                                   BOARD OF NURSING

39   (a) On July 1, 2010, the expenditure limitation established for the fiscal  
40   year ending June 30, 2011, by section 19(a) of chapter 124 of the 2009  
41   Session Laws of Kansas on the board of nursing fee fund of the board of  
42   nursing is hereby increased from \$1,812,999 to \$1,887,059.

43

1     Sec. 14.

2     OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

3     (a) On July 1, 2010, or as soon thereafter as moneys are available,  
4 notwithstanding the provisions of K.S.A. 17-12a601, and amendments  
5 thereto, or any other statute, the director of accounts and reports shall  
6 transfer \$1,250,000 from the investor education fund of the office of the  
7 securities commissioner of Kansas to the state general fund: *Provided*,  
8 That the transfer of such amount shall be in addition to any other transfer  
9 from the investor education fund to the state general fund as prescribed  
10 by law: *Provided further*, That the amount transferred from the investor  
11 education fund to the state general fund pursuant to this subsection is to  
12 reimburse the state general fund for accounting, auditing, budgeting, le-  
13 gal, payroll, personnel and purchasing services and any other govern-  
14 mental services which are performed on behalf of the office of the se-  
15 curities commissioner of Kansas by other state agencies which receive  
16 appropriations from the state general fund to provide such services.

17     Sec. 15.

18     STATE BOARD OF TECHNICAL PROFESSIONS

19     (a) On ~~the effective date of this act~~ **July 1, 2010**, the expenditure  
20 limitation established for the fiscal year ending June 30, 2011, by section  
21 25(a) of chapter 124 of the 2009 Session Laws of Kansas on the technical  
22 professions fee fund is hereby increased from \$583,468 to \$586,103.

23     Sec. 16.

24     STATE BOARD OF VETERINARY EXAMINERS

25     (a) On the effective date of this act, the expenditure limitation estab-  
26 lished for the fiscal year ending June 30, 2010, by section 17(a) of chapter  
27 144 of the 2009 Session Laws of Kansas on the veterinary examiners fee  
28 fund of the state board of veterinary examiners is hereby decreased from  
29 \$266,706 to \$264,908.

30     (b) On July 1, 2010, the expenditure limitation established for the fiscal  
31 year ending June 30, 2011, by section 26(a) of chapter 124 of the 2009  
32 Session Laws of Kansas on the veterinary examiners fee fund of the state  
33 board of veterinary examiners is hereby increased from \$266,706 to  
34 \$268,382.

35     Sec. 17.

36     KANSAS BOARD OF EXAMINERS IN FITTING AND  
37     DISPENSING OF HEARING INSTRUMENTS

38     (a) On the effective date of this act, the expenditure limitation estab-  
39 lished for the fiscal year ending June 30, 2010, by section 18(a) of chapter  
40 124 of the 2009 Session Laws of Kansas on the hearing instrument board  
41 fee fund of the Kansas board of examiners in fitting and dispensing of  
42 hearing instruments is hereby increased from \$29,923 to \$31,357.

43     (b) On July 1, 2010, the expenditure limitation established for the fiscal

1 year ending June 30, 2011, by section 18(a) of chapter 124 of the 2009  
2 Session Laws of Kansas on the hearing instrument board fee fund of the  
3 Kansas board of examiners in fitting and dispensing of hearing instru-  
4 ments is hereby increased from \$29,923 to \$31,352.

5 Sec. 18.

6 BOARD OF HEALING ARTS

7 (a) On July 1, 2010, the expenditure limitation established for the fiscal  
8 year ending June 30, 2011, by section 13(a) of chapter 124 of the 2009  
9 Session Laws of Kansas on the healing arts fee fund of the state board of  
10 healing arts is hereby increased from \$3,836,348 to ~~\$3,885,857~~  
11 **\$4,027,385**.

12 Sec. 19.

13 KANSAS DENTAL BOARD

14 (a) On July 1, 2010, the expenditure limitation established for the fiscal  
15 year ending June 30, 2011, by section 16(a) of chapter 124 of the 2009  
16 Session Laws of Kansas on the dental board fee fund of the Kansas dental  
17 board is hereby increased from \$366,774 to \$370,799.

18 Sec. 20.

19 BOARD OF EXAMINERS IN OPTOMETRY

20 (a) On July 1, 2010, the expenditure limitation established for the fiscal  
21 year ending June 30, 2011, by section 20(a) of chapter 124 of the 2009  
22 Session Laws of Kansas on the optometry fee fund of the board of ex-  
23 aminers in optometry is hereby increased from \$139,977 to \$140,310.

24 Sec. 21.

25 STATE BOARD OF PHARMACY

26 (a) On the effective date of this act, the expenditure limitation estab-  
27 lished for the fiscal year ending June 30, 2010, by the state finance council  
28 on the state board of pharmacy fee fund of the state board of pharmacy  
29 is hereby increased from \$768,977 to \$818,977.

30 Sec. 22.

31 ATTORNEY GENERAL

32 (a) On the effective date of this act, or as soon thereafter as moneys  
33 are available, the director of accounts and reports shall transfer \$232,432  
34 from the Kansas endowment for youth fund to the tobacco master settle-  
35 ment agreement compliance fund of the attorney general.

36 (b) On the effective date of this act, or as soon thereafter as moneys  
37 are available, the director of accounts and reports shall transfer \$686,998  
38 from the medicaid fraud prosecution revolving fund of the attorney gen-  
39 eral to the interstate water litigation fund of the attorney general.

40 (c) On the effective date of this act, or as soon thereafter as moneys  
41 are available, the director of accounts and reports shall transfer \$20,000  
42 from the court cost fund of the attorney general to the sexually violent  
43 predator expense fund of the attorney general.

1     Sec. 23.

2                                   JUDICIAL BRANCH

3     (a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, all  
4     moneys now or hereafter lawfully credited to and available in such fund  
5     or funds, except that expenditures other than refunds authorized by law  
6     shall not exceed the following:  
7     District magistrate judge supplemental compensation

8     fund..... No limit

9     ~~*Provided*, That all moneys received by the judicial branch from the county  
10    or counties comprising a judicial district to supplement the salary of, or  
11    to pay any compensation to, any district magistrate judge of a judicial  
12    district pursuant to K.S.A. 2009 Supp. 75-3120k, and amendments  
13    thereto, shall be deposited in the state treasury in accordance with the  
14    provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited  
15    to the district magistrate judge supplemental compensation fund.  
16    *Provided further*, That all moneys credited to the district magistrate judge  
17    supplemental compensation fund shall be paid to, or on behalf of, the  
18    district magistrate judge or district magistrate judges for whom such moneys  
19    were remitted by the county or counties. *And provided further*, That  
20    all expenditures from the district magistrate judge supplemental compensation  
21    fund for such purposes shall be made in the same manner and  
22    at the same times that biweekly compensation is payable for the biweekly  
23    pay periods ending on or after January 1, 2010, which are chargeable to  
24    fiscal year 2010, subject to the same conditions or restrictions imposed  
25    or prescribed by law as the salary or other compensation payable by law  
26    to such district magistrate judge or district magistrate judges, including  
27    any applicable withholding or other taxes, associated employer contributions  
28    and authorized deductions.~~

29     Sec. 24.

30                                   DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

31     (a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2010, by section 64(b) of chapter  
32     124 of the 2009 Session Laws of Kansas on the social welfare fund is hereby increased from \$29,496,729 to \$30,639,326.  
33     hereby increased from \$29,496,729 to \$30,639,326.

34     (b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2010, by section 64(b) of chapter  
35     124 of the 2009 Session Laws of Kansas on the title XIX fund is hereby increased from \$45,210,781 to \$52,258,499.  
36     increased from \$45,210,781 to \$52,258,499.

37     (c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2010, by section 64(b) of chapter  
38     124 of the 2009 Session Laws of Kansas on the Kansas neurological institute fee fund is hereby increased from \$1,178,211 to \$1,272,665.  
39     increased from \$1,178,211 to \$1,272,665.  
40     increased from \$1,178,211 to \$1,272,665.  
41     increased from \$1,178,211 to \$1,272,665.  
42     increased from \$1,178,211 to \$1,272,665.  
43     increased from \$1,178,211 to \$1,272,665.

1 (d) On the effective date of this act, the expenditure limitation estab-  
2 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter  
3 124 of the 2009 Session Laws of Kansas on the Osawatomie state hospital  
4 fee fund is hereby increased from \$5,225,669 to \$7,578,727.

5 (e) On the effective date of this act, the expenditure limitation estab-  
6 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter  
7 124 of the 2009 Session Laws of Kansas on the Parsons state hospital and  
8 training center fee fund is hereby increased from \$1,229,990 to  
9 \$1,297,748.

10 (f) On the effective date of this act, the expenditure limitation estab-  
11 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter  
12 124 of the 2009 Session Laws of Kansas on the Rainbow mental health  
13 facility fee fund is hereby increased from \$1,063,053 to \$1,375,252.

14 (g) On the effective date of this act, the expenditure limitation estab-  
15 lished for the fiscal year ending June 30, 2010, by section 64(b) of chapter  
16 124 of the 2009 Session Laws of Kansas on the Larned state hospital fee  
17 fund is hereby increased from \$3,897,760 to \$4,428,237.

18 (h) On the effective date of this act, of the \$115,673,005 appropriated  
19 for the above agency for the fiscal year ending June 30, 2010, by section  
20 64(a) of chapter 124 of the 2009 Session Laws of Kansas from the state  
21 general fund in the youth services aid and assistance account, the sum of  
22 ~~\$15,000,000~~ **\$16,840,057** is hereby lapsed.

23 *(i) On the effective date of this act, there is appropriated for the*  
24 *above agency from the state institutions building fund for the fiscal*  
25 *year ending June 30, 2010, for the capital improvement project or*  
26 *projects specified, the following:*

27 **Rehabilitation and repair projects..... \$261,800**

28 *(j) On the effective date of this act, of the \$58,015,398 appropri-*  
29 *ated for the above agency for the fiscal year ending June 30, 2010,*  
30 *by section 64(a) of chapter 124 of the 2009 Session Laws of Kansas*  
31 *from the state general fund in the cash assistance account, the sum*  
32 *of \$376,320 is hereby lapsed.*

33 *(k) On the effective date of this act, there is appropriated for the*  
34 *above agency from the state general fund for the fiscal year ending*  
35 *June 30, 2010, the following:*

36 **Other medical assistance..... \$642,890**

37 Sec. 25.

38 KANSAS HEALTH POLICY AUTHORITY

39 (a) On the effective date of this act, the expenditure limitation estab-  
40 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter  
41 124 of the 2009 Session Laws of Kansas on the medical programs fee  
42 fund is hereby decreased from \$49,200,000 to ~~\$40,567,543~~ **\$46,567,543**.

43 (b) On the effective date of this act, the expenditure limitation estab-



1 lished for the fiscal year ending June 30, 2010, by the state finance council  
2 on expenditures from the state workers compensation self-insurance fund  
3 for salaries and wages and other operating expenditures is hereby in-  
4 creased from \$3,347,628 to \$3,711,658.

5 (c) On the effective date of this act, the expenditure limitation estab-  
6 lished for the fiscal year ending June 30, 2010, by the state finance council  
7 on expenditures from the cafeteria benefits fund for salaries and wages  
8 and other operating expenditures is hereby decreased from \$2,327,068  
9 to \$2,324,288.

10 (d) On the effective date of this act, the expenditure limitation estab-  
11 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter  
12 124 of the 2009 Session Laws of Kansas on expenditures from the de-  
13 pendent care assistance program fund for salaries and wages and other  
14 operating expenditures is hereby increased from \$133,902 to \$225,935.

15 (e) On the effective date of this act, the expenditure limitation estab-  
16 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter  
17 124 of the 2009 Session Laws of Kansas on the preventative health care  
18 program fund is hereby increased from \$333,815 to \$1,324,421.

19 (f) On the effective date of this act, the expenditure limitation estab-  
20 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter  
21 124 of the 2009 Session Laws of Kansas on the other state fees fund is  
22 hereby increased from \$252,644 to \$336,456.

23 (g) On the effective date of this act, the expenditure limitation estab-  
24 lished for the fiscal year ending June 30, 2010, by section 63(b) of chapter  
25 124 of the 2009 Session Laws of Kansas on the health committee insur-  
26 ance fund is hereby decreased from \$339,223 to \$253,788.

27 (h) On the effective date of this act, the position limitation established  
28 by section 99(a) of chapter 124 of the 2009 Session Laws of Kansas for  
29 the Kansas health policy authority is hereby increased from 272.70 to  
30 279.65.

31 (i) On the effective date of this act, of the \$369,220,105 appropriated  
32 for the above agency for the fiscal year ending June 30, 2010, by section  
33 63(a) of chapter 124 of the 2009 Session Laws of Kansas from the state  
34 general fund in the other medical assistance account, the sum of  
35 \$16,400,000 is hereby lapsed.

36 Sec. 26.

37 KANSAS COMMISSION ON VETERANS AFFAIRS

38 (a) There is appropriated for the above agency from the following spe-  
39 cial revenue fund or funds for the fiscal year ending June 30, 2010, all  
40 moneys now or hereafter lawfully credited to and available in such fund  
41 or funds, except that expenditures other than refunds authorized by law  
42 shall not exceed the following:

43 Soldiers' home medicaid fund ..... No limit

1	Veterans' home medicaid fund .....	No limit
2	<del>(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, 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:</del>	
7	<del>Soldiers' home fee fund .....</del>	<del>No limit</del>
8	<del>Veterans' home fee fund .....</del>	<del>No limit</del>
9	<del>VA burial reimbursement fund — federal .....</del>	<del>No limit</del>
10	<del>Veterans home federal fund .....</del>	<del>No limit</del>
11	<del>Soldiers home federal fund .....</del>	<del>No limit</del>
12	<del>Commission on veterans affairs federal fund .....</del>	<del>No limit</del>

13 *(b) On the effective date of this act, the expenditure limitation*  
14 *established for the fiscal year ending June 30, 2010, by section 59*  
15 *(b) of chapter 124 of the 2009 Session Laws of Kansas on the sol-*  
16 *diers' home fee fund is hereby increased from \$2,262,066 to no*  
17 *limit.*

18 *(c) On the effective date of this act, the expenditure limitation*  
19 *established for the fiscal year ending June 30, 2010, by section 59*  
20 *(b) of chapter 124 of the 2009 Session Laws of Kansas on the vet-*  
21 *erans' home fee fund is hereby increased from \$3,359,588 to no*  
22 *limit.*

23 *(d) On the effective date of this act, the expenditure limitation*  
24 *established for the fiscal year ending June 30, 2010, by section 59*  
25 *(b) of chapter 124 of the 2009 Session Laws of Kansas on the VA*  
26 *burial reimbursement fund — federal is hereby increased from*  
27 *\$35,667 to no limit.*

28 *(e) On the effective date of this act, the expenditure limitation*  
29 *established for the fiscal year ending June 30, 2010, by section 59*  
30 *(b) of chapter 124 of the 2009 Session Laws of Kansas on the vet-*  
31 *erans home federal fund is hereby increased from \$3,077,188 to no*  
32 *limit.*

33 *(f) On the effective date of this act, the expenditure limitation*  
34 *established for the fiscal year ending June 30, 2010, by section 59*  
35 *(b) of chapter 124 of the 2009 Session Laws of Kansas on the soldiers*  
36 *home federal fund is hereby increased from \$3,530,819 to no limit.*

37 *(g) On the effective date of this act, the expenditure limitation*  
38 *established for the fiscal year ending June 30, 2010, by section 59*  
39 *(b) of chapter 124 of the 2009 Session Laws of Kansas on the com-*  
40 *mission on veterans affairs federal fund is hereby increased from*  
41 *\$250,259 to no limit.*

42 ~~(h)~~ *(h) During the fiscal year ending June 30, 2010, the executive di-*  
43 *rector of the Kansas commission on veterans affairs, with the approval of*

1 the director of the budget, may transfer any part of any item of appro-  
2 priation for the fiscal year ending June 30, 2010, from the state general  
3 fund for the Kansas commission on veterans affairs or any institution or  
4 facility under the general supervision and management of the Kansas  
5 commission on veterans affairs to another item of appropriation for fiscal  
6 year 2010 from the state general fund for the Kansas commission on  
7 veterans affairs or any institution or facility under the general supervision  
8 and management of the Kansas commission on veterans affairs. The ex-  
9 ecutive director of the Kansas commission on veterans affairs shall certify  
10 each such transfer to the director of accounts and reports and shall trans-  
11 mit a copy of each such certification to the director of legislative research.

12 ~~(d)~~ **(i)** (1) During the fiscal year ending June 30, 2010, notwithstanding  
13 the provisions of K.S.A. 73-1231, 73-1906, 73-1953 or 75-3728g, and  
14 amendments thereto, or K.S.A. 2009 Supp. 73-1233, and amendments  
15 thereto, or any other statute, the executive director of the Kansas com-  
16 mission on veterans affairs, with the approval of the director of the  
17 budget, may transfer moneys that are credited to a special revenue fund  
18 of the Kansas commission on veterans affairs to another special revenue  
19 fund of the Kansas commission on veterans affairs. The executive director  
20 of the Kansas commission on veterans affairs shall certify each such trans-  
21 fer to the director of accounts and reports and shall transmit a copy of  
22 each such certification to the director of legislative research.

23 (2) As used in this subsection (d), “special revenue fund” means the  
24 soldiers’ home fee fund, veterans’ home fee fund, soldiers’ home outpa-  
25 tient clinic fund, soldiers’ home benefit fund, soldiers’ home work therapy  
26 fund, veterans’ home canteen fund, soldiers’ home canteen fund, veter-  
27 ans’ home benefit fund, Persian Gulf War veterans health initiative fund,  
28 state veterans cemeteries fee fund, state veterans cemeteries donations  
29 and contributions fund, and Kansas veterans memorials fund.

30 ~~(e) (1) During the fiscal year ending June 30, 2010, the executive di-~~  
31 ~~rector of the Kansas commission on veterans affairs, with the approval of~~  
32 ~~the director of the budget and subject to the applicable restrictions and~~  
33 ~~limitations or other provisions of federal grant agreements, may transfer~~  
34 ~~moneys received under a federal grant that are credited to a federal fund~~  
35 ~~of the Kansas commission on veterans affairs to another federal fund of~~  
36 ~~the Kansas commission on veterans affairs. The executive director of the~~  
37 ~~Kansas commission on veterans affairs shall certify each such transfer to~~  
38 ~~the director of accounts and reports and shall transmit a copy of each~~  
39 ~~such certification to the director of legislative research.~~

40 ~~(2) As used in this subsection (e), “federal fund” means the VA burial~~  
41 ~~reimbursement fund — federal, veterans home federal fund, soldiers’~~  
42 ~~home federal fund, commission on veterans affairs federal fund, soldiers’~~  
43 ~~home medicare fund, soldiers’ home medicaid fund, veterans’ home med-~~

~~icare fund, veterans' home medicaid fund, and out-patient clinic patient  
federal reimbursement fund — federal.~~

Sec. 27.

#### DEPARTMENT OF EDUCATION

(a) On the effective date of this act, the director of accounts and reports shall transfer an amount certified by the commissioner of education from the motorcycle safety fund of the department of education to the motorcycle safety fund of the state board of regents: *Provided*, That the amount to be transferred shall be determined by the commissioner of the education based on the amounts required to be paid pursuant to subsection (b)(2) of K.S.A. 8-272, and amendments thereto.

Sec. 28.

#### STATE BOARD OF REGENTS

(a) On and after the effective date of this act, during the fiscal year ending June 30, 2010, no expenditures shall be made by the state board of regents from any moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2010, as authorized by chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws of Kansas or by this or other appropriation act of the 2010 regular session of the legislature, to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, K.S.A. 2009 Supp. 76-7,120, and amendments thereto, or any other statute, for any projects under the postsecondary educational institution infrastructure finance program: *Provided further*, That, notwithstanding the provisions of K.S.A. 74-8905, and amendments thereto, K.S.A. 2009 Supp. 76-7,120, and amendments thereto, or any other statute, no projects under the postsecondary educational institution infrastructure finance program are approved for the state board of regents 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, K.S.A. 2009 Supp. 76-7,120, and amendments thereto, or any other statute for any project under the postsecondary educational institution infrastructure finance program: *And provided further*, That, on and after the effective date of this act, during the fiscal year ending June 30, 2010, no bonds shall be issued by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, K.S.A. 2009 Supp. 76-7,120, and amendments thereto, or any other statute, for any projects under the postsecondary educational institution infrastructure finance program for the state board of regents.

(b) On and after the effective date of this act, during the fiscal year ending June 30, 2010, in addition to the other purposes for which expenditures may be made by the state board of regents from moneys ap-

1 appropriated from the state general fund for fiscal year 2010 in the PEI  
2 infrastructure — debt service account of the state general fund for fiscal  
3 year 2010 after the principal payment has been received for fiscal year  
4 2010 by the state treasurer from the postsecondary institutions that were  
5 recipients of the PEI infrastructure bond proceeds, (1) the state board of  
6 regents may expend the amount of moneys appropriated for fiscal year  
7 2010 in the PEI infrastructure — debt service account for the principal  
8 payment from the PEI infrastructure — debt service account for any  
9 other purpose for which moneys are appropriated for fiscal year 2010  
10 from the state general fund for the state board of regents; or (2) the state  
11 board of regents may transfer such amount of moneys from the PEI  
12 infrastructure — debt service account of the state general fund for fiscal  
13 year 2010 to an account or accounts of the state general fund of any  
14 institution under the control and supervision of the state board of regents  
15 to be expended by the institution for a purpose for which expenditures  
16 may be made for fiscal year 2010 from such account or accounts and  
17 which is approved by the state board of regents: *Provided*, That the state  
18 board of regents shall certify to the director of accounts and reports each  
19 such transfer of moneys from the PEI infrastructure — debt service ac-  
20 count of the state general fund for fiscal year 2010: *Provided further*,  
21 That the state board of regents shall transmit a copy of each such certi-  
22 fication to the director of the budget and to the director of legislative  
23 research.

24 ***[(c) There is appropriated for the above agency from the state***  
25 ***general fund for the fiscal year ending June 30, 2010, the following:***  
26 ***[Midwest higher education commission..... \$4,331]***  
27 ***Sec. 29.***

28 KANSAS STATE UNIVERSITY

29 (a) There is appropriated for the above agency from the following spe-  
30 cial revenue fund or funds for the fiscal year ending June 30, 2010, all  
31 moneys now or hereafter lawfully credited to an available in such fund or  
32 funds, except that expenditures shall not exceed the following:  
33 Energy conservation improvements fund ..... No limit  
34 ***Sec. 30.***

35 DEPARTMENT OF CORRECTIONS

36 (a) On the effective date of this act, of the \$3,231,303 appropriated for  
37 the above agency for the fiscal year ending June 30, 2010, by section  
38 122(b) of chapter 124 of the 2009 Session Laws of Kansas from the cor-  
39 rectional institutions building fund in the capital improvements — re-  
40 habilitation and repair of correctional institutions account, the sum of  
41 \$108,687 is hereby lapsed.

42 ***[(b) There is appropriated for the above agency from the state***  
43 ***general fund for the fiscal year ending June 30, 2010, the following:***

1 **[Department of corrections forensic psychologist**  
2 **fund ..... \$67,500**  
3 **[Provided, That any unencumbered balance in the department of**  
4 **corrections forensic psychologist fund account in excess of \$100 as**  
5 **of June 30, 2010, is hereby reappropriated for fiscal year 2011.]**

6 Sec. 31.

7 JUVENILE JUSTICE AUTHORITY

8 (a) On the effective date of this act, of the \$687,500 appropriated for  
9 the above agency for the fiscal year ending June 30, 2010, by section 83(a)  
10 of chapter 124 of the 2009 Session Laws of Kansas from the state general  
11 fund in the incentive funding account, the sum of \$162,301 is hereby  
12 lapsed.

13 **(b) On the effective date of this act, of the \$3,769,578 appropri-**  
14 **ated for the above agency for the fiscal year ending June 30, 2010,**  
15 **by section 13(i) of chapter 144 of the 2009 Session Laws of Kansas**  
16 **from the state general fund in the purchase of services account, the**  
17 **sum of \$914,847 is hereby lapsed.**

18 Sec. 32.

19 ADJUTANT GENERAL

20 (a) On the effective date of this act, of the \$4,893,433 appropriated for  
21 the above agency for the fiscal year ending June 30, 2010, by section 84(a)  
22 of chapter 124 of the 2009 Session Laws of Kansas from the state general  
23 fund in the operating expenditures account, the sum of \$26,089 is hereby  
24 lapsed.

25 (b) There is appropriated for the above agency from the state general  
26 fund for the fiscal year ending June 30, 2010, the following:

27 Civil air patrol — operating expenditures..... \$4,231  
28 Military activation payments..... \$21,858

29 (c) On the effective date of this act, or as soon thereafter as moneys  
30 are available, the director of accounts and reports shall transfer \$180,000  
31 from the adjutant general's expense fund of the adjutant general to the  
32 state general fund: *Provided*, That the transfer of such amount shall be  
33 in addition to any other transfer from the adjutant general expense fund  
34 to the state general fund as prescribed by law: *Provided further*, That the  
35 amount transferred from the adjutant general expense fund to the state  
36 general fund pursuant to this subsection is to reimburse the state general  
37 fund for accounting, auditing, budgeting, legal, payroll, personnel and  
38 purchasing services and any other governmental services which are per-  
39 formed on behalf of the adjutant general by other state agencies which  
40 receive appropriations from the state general fund to provide such serv-  
41 ices.

42 (d) On the effective date of this act, or as soon thereafter as moneys  
43 are available, the director of accounts and reports shall transfer \$459,357

1 from the state general fund to the national guard museum assistance fund.  
2 Sec. 33.

3 STATE FIRE MARSHAL

4 (a) On the effective date of this act, the expenditure limitation estab-  
5 lished for the fiscal year ending June 30, 2010, by the state finance council  
6 on the fire marshal fee fund is hereby decreased from \$3,650,981 to  
7 \$3,628,716.

8 (b) On the effective date of this act, the expenditure limitation estab-  
9 lished for the fiscal year ending June 30, 2010, by section 85(a) of chapter  
10 124 of the 2009 Session Laws of Kansas on the hazardous materials emer-  
11 gency fund is hereby increased from \$238,000 to \$250,000.

12 Sec. 34.

13 KANSAS HIGHWAY PATROL

14 (a) On the effective date of this act, the Kansas highway patrol is au-  
15 thorized to make expenditures for fiscal year 2010 from the amount in  
16 excess of \$100 as of June 30, 2009, in the operating expenditures account  
17 of the state general fund that was reappropriated for fiscal year 2010 by  
18 section 87(a) of chapter 124 of the 2009 Session Laws of Kansas: *Pro-*  
19 *vided*, That the Kansas highway patrol may make such expenditures for  
20 fiscal year 2010 from such reappropriated balance without first obtaining  
21 the approval of the state finance council pursuant to the second proviso  
22 to the appropriation of such reappropriated balance: *Provided further*,  
23 That the provisions of such proviso requiring the prior approval by the  
24 state finance council to make expenditures for fiscal year 2010 from such  
25 reappropriated balance are hereby declared to be null and void and shall  
26 be of no force and effect.

27 (b) On the effective date of this act, or as soon thereafter as moneys  
28 are available, the director of accounts and reports shall transfer \$220,025  
29 from the highway patrol training center clearing fund to the highway  
30 patrol training center fund of the Kansas highway patrol.

31 Sec. 35.

32 KANSAS PAROLE BOARD

33 (a) There is appropriated for the above agency from the state general  
34 fund for the fiscal year ending June 30, 2010, the following:

35 Parole from adult correctional  
36 institutions ..... ~~\$28,090~~ ~~\$95,590~~ [**\$28,090**]

37 Sec. 36.

38 STATE FAIR BOARD

39 (a) On the effective date of this act, or as soon thereafter as moneys  
40 are available, the director of accounts and reports shall transfer \$186,283  
41 from the state emergency fund — building damage May 23/25 2008 ac-  
42 count of the state fair board to the state general fund: *Provided*, That the  
43 transfer of such amount shall be in addition to any other transfer from

1 the state emergency fund — building damage May 23/25 2008 account  
2 to the state general fund as prescribed by law.

3 Sec. 37.

4 DEPARTMENT OF WILDLIFE AND PARKS

5 (a) There is appropriated for the above agency from the state general  
6 fund for the fiscal year ending June 30, 2010, for the capital improvement  
7 project or projects specified, the following:

8 Kansas city district office — debt service ..... \$8,419

9 (b) In addition to the other purposes for which expenditures may be  
10 made by the above agency from the boating fee fund for fiscal year 2010,  
11 expenditures may be made by the above agency from the following capital  
12 improvement account or accounts of the boating fee fund for fiscal year  
13 2010 for the following capital improvement project or projects, subject  
14 to the expenditure limitations prescribed therefor:

15 Kansas city district office — debt service ..... \$13,832

16 (c) In addition to the other purposes for which expenditures may be  
17 made by the above agency from the wildlife fee fund for fiscal year 2010,  
18 expenditures may be made by the above agency from the following capital  
19 improvement account or accounts of the wildlife fee fund for fiscal year  
20 2010 for the following capital improvement project or projects, subject  
21 to the expenditure limitations prescribed therefor:

22 Kansas city district office — debt service ..... \$37,887

23 Sec. 38.

24 DEPARTMENT OF TRANSPORTATION

25 (a) On the effective date of this act, the expenditure limitation estab-  
26 lished for the fiscal year ending June 30, 2010, by the state finance council  
27 on the agency operations account of the state highway fund is hereby  
28 decreased from \$278,651,194 to \$253,732,286.

29 (b) On the effective date of this act, or as soon thereafter as moneys  
30 are available, the director of accounts and reports shall transfer  
31 \$28,000,000 from the state highway fund of the department of transpor-  
32 tation to the state general fund: *Provided*, That the transfer of such  
33 amount shall be in addition to any other transfer from the state highway  
34 fund of the department of transportation to the state general fund as  
35 prescribed by law: *Provided further*, That, in addition to other purposes  
36 for which transfers and expenditures may be made from the state highway  
37 fund during fiscal year 2010 and notwithstanding the provisions of K.S.A.  
38 68-416, and amendments thereto, or any other statute, transfers may be  
39 made from the state highway fund to the state general fund under this  
40 subsection during fiscal year 2010: *And provided further*, That all moneys  
41 transferred from the state highway fund to the state general fund under  
42 this subsection shall be moneys credited to the state highway fund pur-  
43 suant to K.S.A. 79-3620 or 79-3710, and amendments thereto.



1     Sec. 39.

2             DEPARTMENT OF HEALTH AND ENVIRONMENT—  
3                     DIVISION OF HEALTH

4             (a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, 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:

5             Health information exchange — federal fund .....     No limit

6             Sec. 40.

7             DEPARTMENT OF HEALTH AND ENVIRONMENT—  
8                     DIVISION OF ENVIRONMENT

9             (a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, 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:

10            QuantIFERON TB laboratory fund.....     No limit

11            Sec. 41.

12                             DEPARTMENT ON AGING

13            (a) *On the effective date of this act, of the \$114,937,676 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 62(a) of chapter 124 of the 2009 Session Laws of Kansas from the state general fund in the LTC — medicaid assistance — NF account, the sum of \$861,550 is hereby lapsed.*

14            Sec. 42.

15                             BEHAVIORAL SCIENCES REGULATORY BOARD

16            (a) *On July 1, 2010, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 12(a) of chapter 124 of the 2009 Session Laws of Kansas on the behavioral sciences regulatory board fee fund is hereby increased from \$595,421 to \$601,166.*

17            Sec. 43.

18                             STATE BOARD OF INDIGENTS’ DEFENSE SERVICES

19            (a) *On the effective date of this act, there is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2010, the following:*

20            Assigned counsel expenditures .....     \$686,456

21            *Provided, That expenditures for indigents’ defense services are authorized to be made from the assigned counsel expenditures account regardless of when services were rendered.*

22  
23  
24

1     **Sec. 44.**

2             **KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM**

3             ***(a) On the effective day of this act, notwithstanding the provisions***  
4             ***of K.S.A. 38-2101, and amendments thereto, or any other statute,***  
5             ***the director of accounts and reports shall transfer \$4,430,134 from***  
6             ***the state general fund to the Kansas endowment for youth fund.***

7             Sec. ~~44~~ 45.

8                     LEGISLATIVE COORDINATING COUNCIL

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

11            Legislative coordinating council — operations .....     \$727,436

12            *Provided*, That any unencumbered balance in the legislative coordinating  
13            council — operations account in excess of \$100 as of June 30, 2010, is  
14            hereby reappropriated for fiscal year 2011.

15            Legislative research department — operations.....     \$3,420,862

16            *Provided*, That any unencumbered balance in the legislative research de-  
17            partment — operations account in excess of \$100 as of June 30, 2010, is  
18            hereby reappropriated for fiscal year 2011.

19            Legislative research department redistricting.....     \$263,811

20            *Provided*, That any unencumbered balance in the legislative research de-  
21            partment redistricting account in excess of \$100 as of June 30, 2011, is  
22            hereby reappropriated for fiscal year 2012.

23            Office of revisor of statutes — operations .....     \$3,215,664

24            *Provided*, That any unencumbered balance in the office of revisor of  
25            statutes — operations account in excess of \$100 as of June 30, 2010, is  
26            hereby reappropriated for fiscal year 2011.

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

32            Legislative research department special revenue fund.....     No limit

33            ***(c) Any unencumbered balance in the legislative reserve account***  
34            ***of the legislative coordinating council in excess of \$100 as of June***  
35            ***30, 2010, is hereby reappropriated to the operations (including of-***  
36            ***ficial hospitality) account of the legislature for fiscal year 2011.***

37            Sec. ~~44~~ 46.

38                     LEGISLATURE

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

41            Operations (including official hospitality) .....     \$15,509,913

42            *Provided*, That any unencumbered balance in the operations (including  
43            official hospitality) account in excess of \$100 as of June 30, 2010, is hereby

1 reappropriated for fiscal year 2011: *Provided further*, That expenditures  
2 may be made from this account, pursuant to vouchers approved by the  
3 chairperson or vice-chairperson of the legislative coordinating council, to  
4 pay compensation and travel expenses and subsistence expenses or allow-  
5 ances as authorized by K.S.A. 75-3212, and amendments thereto, for  
6 members and associate members of the advisory committee to the Kansas  
7 commission on interstate cooperation established under K.S.A. 46-407a,  
8 and amendments thereto, for attendance at meetings of the advisory com-  
9 mittee which are authorized by the legislative coordinating council, except  
10 that (1) the legislative coordinating council may establish restrictions or  
11 limitations, or both, on travel expenses, subsistence expenses or allow-  
12 ances, or any combination thereof, paid to members and associate mem-  
13 bers of such advisory committee, and (2) any person who is an associate  
14 member of such advisory committee, by reason of such person having  
15 been accredited by the national conference of commissioners on uniform  
16 state laws as a life member of that organization, shall receive the same  
17 travel expenses and subsistence expenses for attendance at meetings of  
18 the advisory committee as a regular member, but shall receive no per  
19 diem compensation: *And provided further*, That expenditures may be  
20 made from this account for services, facilities and supplies provided for  
21 legislators in addition to those provided under the approved budget and  
22 for related copying, facsimile transmission and other services provided to  
23 persons other than legislators, in accordance with policies and any restric-  
24 tions or limitations prescribed by the legislative coordinating council: *And*  
25 *provided further*, Notwithstanding the provisions of K.S.A. 46-134a, and  
26 amendments thereto, or any other statute, no expenditures shall be made  
27 from this account for any meeting of any joint committee, or of any sub-  
28 committee of any joint committee, during fiscal year 2011 unless such  
29 meeting is approved by the legislative coordinating council: *Provided,*  
30 *however*, That the aggregate amount of expenditures for meetings of any  
31 joint committee, or of any subcommittee of any joint committee, ap-  
32 proved by the legislative coordinating council shall not exceed the costs  
33 of 60 days of such meetings as determined and approved by the legislative  
34 coordinating council : *And provided further*, That, notwithstanding the  
35 provisions of K.S.A. 46-137b, and amendments thereto, or any other stat-  
36 ute, no expenditures shall be made from this account for allowances under  
37 K.S.A. 46-137b, and amendments thereto, for more than the following  
38 number of days in connection with discharging the duties assigned to the  
39 respective legislative officers in addition to days during the regular session  
40 or any special session, or for days for attendance at interim committee  
41 meetings during fiscal year 2011: The president of the senate and speaker  
42 of the house of representatives, not more than 30 days for each such  
43 officer; the majority and minority leaders of the senate and the house of

1 representatives, not more than 20 days for each such officer; the chair-  
2 person of the senate committee on ways and means and the chairperson  
3 of the house of representatives committee on appropriations, not more  
4 than 15 days for each such officer; the speaker pro tem of the house of  
5 representatives and vice president of the senate, not more than 10 days  
6 for each such officer; the assistant majority and minority leaders of the  
7 senate and house of representatives, not more than 5 days for each such  
8 officer; and no days for any other legislator in a leadership position of the  
9 senate or house of representatives: *And provided further*, That, notwith-  
10 standing the provisions of K.S.A. 45-116, and amendments thereto, or  
11 any other statute, no expenditures shall be made from this account for  
12 the printing and distribution of copies of the permanent journals of the  
13 senate or house of representatives to each member of the legislature  
14 during fiscal year 2011: *And provided further*, That, notwithstanding the  
15 provisions of K.S.A. 77-138, and amendments thereto, or any other stat-  
16 ute, no expenditures shall be made from this account for the printing and  
17 distribution of complete sets of the Kansas Statutes Annotated to each  
18 member of the legislature in excess of one complete set of the Kansas  
19 Statutes Annotated to each member at the commencement of the mem-  
20 ber's first term as legislator during fiscal year 2011: *And provided further*,  
21 That, notwithstanding the provisions of K.S.A. 77-138, and amendments  
22 thereto, or any other statute, no expenditures shall be made from this  
23 account for the legislator's name to be printed on one complete set of  
24 the Kansas Statutes Annotated during fiscal year 2011: *And provided fur-*  
25 *ther*, That, notwithstanding the provisions of K.S.A. 77-165, and amend-  
26 ments thereto, or any other statute, no expenditures shall be made from  
27 this account for the printing and delivering of a set of the cumulative  
28 supplements of the Kansas Statutes Annotated to each member of the  
29 legislature in excess of one cumulative supplement set of the Kansas Stat-  
30 utes Annotated to each member of the legislature during fiscal year 2011.  
31 Legislative redistricting ..... \$95,000  
32 *Provided*, That any unencumbered balance in the legislative redistricting  
33 account in excess of \$100 as of June 30, 2011, is hereby reappropriated  
34 for fiscal year 2012.

35 (b) There is appropriated for the above agency from the following spe-  
36 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
37 moneys now or hereafter lawfully credited to and available in such fund  
38 or funds, except that expenditures other than refunds authorized by law  
39 shall not exceed the following:

40 Legislative special revenue fund ..... No limit  
41 *Provided*, That expenditures may be made from the legislative special  
42 revenue fund, pursuant to vouchers approved by the chairperson or the  
43 vice-chairperson of the legislative coordinating council, to pay compen-

1 sation and travel expenses and subsistence expenses or allowances as  
2 authorized by K.S.A. 75-3212, and amendments thereto, for members and  
3 associate members of the advisory committee to the Kansas commission  
4 on interstate cooperation established under K.S.A. 46-407a, and amend-  
5 ments thereto, for attendance at meetings of the advisory committee  
6 which are authorized by the legislative coordinating council, except that  
7 (1) the legislative coordinating council may establish restrictions or limi-  
8 tations, or both, on travel expenses, subsistence expenses or allowances,  
9 or any combination thereof, paid to members and associate members of  
10 such advisory committee, and (2) any person who is an associate member  
11 of such advisory committee, by reason of such person having been ac-  
12 credited by the national conference of commissioners on uniform state  
13 laws as a life member of that organization, shall receive the same travel  
14 expenses and subsistence expenses for attendance at meetings of the ad-  
15 visory committee as a regular member, but shall receive no per diem  
16 compensation: *Provided further*, That expenditures may be made from  
17 this fund for services, facilities and supplies provided for legislators in  
18 addition to those provided under the approved budget and for related  
19 copying, facsimile transmission and other services provided to persons  
20 other than legislators, in accordance with policies and any restrictions or  
21 limitations prescribed by the legislative coordinating council: *And pro-*  
22 *vided further*, That amounts are hereby authorized to be collected for  
23 such services, facilities and supplies in accordance with policies of the  
24 council: *And provided further*, That such amounts shall be fixed in order  
25 to recover all or part of the expenses incurred for providing such services,  
26 facilities and supplies and shall be consistent with policies and fees estab-  
27 lished in accordance with K.S.A. 46-1207a, and amendments thereto: *And*  
28 *provided further*, That all such amounts received shall be deposited in  
29 the state treasury in accordance with the provisions of K.S.A. 75-4215,  
30 and amendments thereto, and shall be credited to the legislative special  
31 revenue fund: *And provided further*, That all donations, gifts or bequests  
32 of money for the legislative branch of government which are received and  
33 accepted by the legislative coordinating council shall be deposited in the  
34 state treasury and credited to an account of the legislative special revenue  
35 fund: *And provided further*, Notwithstanding the provisions of K.S.A. 46-  
36 134a, and amendments thereto, or any other statute, no expenditures shall  
37 be made from this fund for any meeting of any joint committee, or of any  
38 subcommittee of any joint committee, during fiscal year 2011 unless such  
39 meeting is approved by the legislative coordinating council: *Provided,*  
40 *however*, That the aggregate amount of expenditures for meetings of any  
41 joint committee, or of any subcommittee of any joint committee, ap-  
42 proved by the legislative coordinating council shall not exceed the costs  
43 of 60 days of such meetings as determined and approved by the legislative

1 coordinating council : *And provided further*, That, notwithstanding the  
2 provisions of K.S.A. 46-137b, and amendments thereto, or any other stat-  
3 ute, no expenditures shall be made from this fund for allowances under  
4 K.S.A. 46-137b, and amendments thereto, for more than the following  
5 number of days in connection with discharging the duties assigned to the  
6 respective legislative officers in addition to days during the regular session  
7 or any special session, or for days for attendance at interim committee  
8 meetings during fiscal year 2011: The president of the senate and speaker  
9 of the house of representatives, not more than 30 days for each such  
10 officer; the majority and minority leaders of the senate and the house of  
11 representatives, not more than 20 days for each such officer; the chair-  
12 person of the senate committee on ways and means and the chairperson  
13 of the house of representatives committee on appropriations, not more  
14 than 15 days for each such officer; the speaker pro tem of the house of  
15 representatives and vice president of the senate, not more than 10 days  
16 for each such officer; the assistant majority and minority leaders of the  
17 senate and house of representatives, not more than 5 days for each such  
18 officer; and no days for any other legislator in a leadership position of the  
19 senate or house of representatives: *And provided further*, That, notwith-  
20 standing the provisions of K.S.A. 45-116, and amendments thereto, or  
21 any other statute, no expenditures shall be made from this fund for the  
22 printing and distribution of copies of the permanent journals of the senate  
23 or house of representatives to each member of the legislature during fiscal  
24 year 2011: *And provided further*, That, notwithstanding the provisions of  
25 K.S.A. 77-138, and amendments thereto, or any other statute, no ex-  
26 penditures shall be made from this fund for the printing and distribution  
27 of complete sets of the Kansas Statutes Annotated to each member of  
28 the legislature in excess of one complete set of the Kansas Statutes An-  
29 notated to each member at the commencement of the member's first  
30 term as legislator during fiscal year 2011: *And provided further*, That,  
31 notwithstanding the provisions of K.S.A. 77-138, and amendments  
32 thereto, or any other statute, no expenditures shall be made from this  
33 fund for the legislator's name to be printed on one complete set of the  
34 Kansas Statutes Annotated during fiscal year 2011: *And provided further*,  
35 That, notwithstanding the provisions of K.S.A. 77-165, and amendments  
36 thereto, or any other statute, no expenditures shall be made from this  
37 fund for the printing and delivering of a set of the cumulative supple-  
38 ments of the Kansas Statutes Annotated to each member of the legislature  
39 in excess of one cumulative supplement set of the Kansas Statutes An-  
40 notated to each member of the legislature during fiscal year 2011.  
41 Capitol restoration — gifts and donations fund..... No limit  
42 (c) As used in this section, "joint committee" includes the joint com-  
43 mittee on rules and regulations, health care stabilization fund oversight

1 committee, joint committee on special claims against the state, legislative  
2 budget committee, legislative educational planning committee, joint com-  
3 mittee on economic development, joint committee on state building con-  
4 struction, joint committee on the arts and cultural resources, joint com-  
5 mittee on information technology, joint committee on pensions,  
6 investments and benefits, joint committee on state-tribal relations, work-  
7 ers compensation fund oversight committee, confirmation oversight com-  
8 mittee, joint committee on corrections and juvenile justice oversight, joint  
9 committee on children's issues, compensation commission, joint com-  
10 mittee on Kansas security, 2010 commission, joint committee on health  
11 policy oversight, state employee pay plan oversight committee, joint com-  
12 mittee on energy and environmental policy, joint committee on home and  
13 community based services oversight, capitol restoration commission, Kan-  
14 sas criminal code recodification commission, Kansas DUI commission,  
15 redistricting advisory group, any special committee, any select committee,  
16 any standing committee, any legislative study committee created pursuant  
17 to K.S.A. 46-1205, and amendments thereto, and any other committee,  
18 commission or other body for which expenditures are to be paid from  
19 moneys appropriated for the legislature for the expenses of any meeting  
20 of any such body or for the expenses of any member thereof.

21 (d) During the fiscal years ending June 30, 2011, and June 30, 2012,  
22 the aggregate amount of expenditures by the legislature from the state  
23 general fund and any special revenue fund or funds for the postage al-  
24 lotment for each member of the legislature, including the postage allot-  
25 ment provided for each committee chairperson, during calendar year  
26 2011 as prescribed by the policy adopted by the legislative coordinating  
27 council, shall not exceed the amount equal to 50% of the postage allot-  
28 ment prescribed by such policy for such member of the legislature or  
29 chairperson: *Provided* , That, on and after the effective date of this act,  
30 if the aggregate amount of expenditures by the legislature from the state  
31 general fund and any special revenue fund or funds for the postage al-  
32 lotment for any member of the legislature or any committee chairperson  
33 during calendar year 2011 as prescribed by the policy adopted by the  
34 legislative coordinating council exceeds the amount equal to 50% of the  
35 postage allotment prescribed by such policy for such member of the leg-  
36 islature or chairperson, then no further expenditures shall be made by  
37 the legislature from the state general fund or any special revenue fund  
38 or funds for the postage allotment for such member of the legislature or  
39 chairperson during calendar year 2011: *Provided further*, That during the  
40 fiscal years ending June 30, 2011, and June 30, 2012, the aggregate  
41 amount of expenditures by the legislature from the state general fund  
42 and any special revenue fund or funds for the additional postage allotment  
43 for the president of the senate, the speaker of the house of representa-

1 tives, the speaker pro tem of the house of representatives, the majority  
2 and minority leaders of the senate and the house of representatives, dur-  
3 ing calendar year 2011, shall not exceed \$2,500 for each such officer of  
4 the legislature.

5 Sec. ~~43~~ 47.

6 DIVISION OF POST AUDIT

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

9 Operations (including legislative post audit committee).... \$2,137,025

10 *Provided*, That any unencumbered balance in the operations (including  
11 legislative post audit committee) account in excess of \$100 as of June 30,  
12 2010, is hereby reappropriated for fiscal year 2011.

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

17 Audit services fund..... No limit

18 *Provided*, That the division of post audit is hereby authorized to fix, charge  
19 and collect fees for copies of public records of the division, including  
20 distribution of such copies: *Provided further*, That such fees shall be fixed  
21 to recover all or part of the expenses incurred for reproducing and dis-  
22 tributing such copies and shall be consistent with policies and fees estab-  
23 lished in accordance with K.S.A. 46-1207a, and amendments thereto: *And*  
24 *provided further*, That the division of post audit is hereby authorized to  
25 fix, charge and collect fees for the costs of financial-compliance audits  
26 under K.S.A. 46-1106, and amendments thereto: *And provided further*,  
27 That such fees shall be fixed to recover the expenses incurred for finan-  
28 cial-compliance audits under K.S.A. 46-1106, and amendments thereto:  
29 *And provided further*, That all moneys received for such fees for copies  
30 and costs of financial-compliance audits shall be deposited in the state  
31 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-  
32 ments thereto, and shall be credited to the audit services fund.

33 Conversion of materials and equipment fund ..... No limit

34 State agency audits fund..... No limit

35 (c) Notwithstanding the provisions of K.S.A. 46-1132, and amendments  
36 thereto, or any other statute, during the fiscal years ending June 30, 2011,  
37 and June 30, 2012, no expenditures shall be made by the division of post  
38 audit from moneys appropriated from the state general fund and any  
39 special revenue fund or funds for the expenses incurred to conduct school  
40 district performance audits during fiscal year 2011 or fiscal year 2012.

41 Sec. ~~44~~ 48.

42 GOVERNOR'S DEPARTMENT

43 (a) There is appropriated for the above agency from the state general



1 fund for the fiscal year ending June 30, 2011, the following:  
2 Governor's department ..... \$2,165,393  
3 *Provided*, That any unencumbered balance in the governor's department  
4 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
5 for fiscal year 2011: *Provided further*, That expenditures may be made  
6 from this account for official hospitality and contingencies without limi-  
7 tation at the discretion of the governor.  
8 Domestic violence prevention grants ..... \$3,754,515  
9 *Provided*, That any unencumbered balance in the domestic violence pre-  
10 vention grants account in excess of \$100 as of June 30, 2010, is hereby  
11 reappropriated for fiscal year 2011: *Provided further*, That expenditures  
12 may be made from the domestic violence prevention grants account for  
13 official hospitality and contingencies without limitation at the discretion  
14 of the governor.  
15 Child advocacy centers ..... \$876,170  
16 *Provided*, That any unencumbered balance in the child advocacy centers  
17 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
18 for fiscal year 2011: *Provided further*, That expenditures may be made  
19 from the child advocacy centers account for official hospitality and con-  
20 tingencies without limitation at the discretion of the governor.  
21 (b) Expenditures may be made by the above agency for travel expenses  
22 of the governor's spouse when accompanying the governor or when rep-  
23 resenting the governor on official state business, for travel and subsistence  
24 expenditures for security personnel when traveling with the governor and  
25 for entertainment of officials and other persons as guests from the amount  
26 appropriated for the fiscal year ending June 30, 2011, by subsection (a)  
27 from the state general fund in the governor's department account.  
28 (c) There is appropriated for the above agency from the following spe-  
29 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
30 moneys now or hereafter lawfully credited to and available in such fund  
31 or funds, except that expenditures shall not exceed the following:  
32 Special programs fund ..... No limit  
33 *Provided*, That expenditures may be made from the special programs  
34 fund for operating expenditures for the governor's department, including  
35 conferences and official hospitality: *Provided further*, That the governor  
36 is hereby authorized to fix, charge and collect fees for such conferences:  
37 *And provided further*, That fees for such conferences shall be fixed in  
38 order to recover all or part of the operating expenses incurred for such  
39 conferences, including official hospitality: *And provided further*, That all  
40 fees received for such conferences shall be deposited in the state treasury  
41 in accordance with the provisions of K.S.A. 75-4215, and amendments  
42 thereto, and shall be credited to the special programs fund.  
43 Hispanic and Latino American affairs fee fund ..... No limit

1 Miscellaneous projects fund..... No limit  
2 *Provided*, That expenditures may be made from the miscellaneous pro-  
3 jects fund for operating expenditures for the governor’s department, in-  
4 cluding conferences and official hospitality: *Provided further*, That the  
5 governor is hereby authorized to fix, charge and collect fees for such  
6 conferences: *And provided further*, That fees for such conferences shall  
7 be fixed in order to recover all or part of the operating expenses incurred  
8 for such conferences, including official hospitality: *And provided further*,  
9 That all fees received for such conferences and all fees received by the  
10 governor’s department under the open records act for providing access  
11 to or furnishing copies of public records, shall be deposited in the state  
12 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-  
13 ments thereto, and shall be credited to the miscellaneous projects fund.  
14 Intragovernmental service fund ..... No limit  
15 *Provided*, That expenditures may be made from the intragovernmental  
16 service fund for operating expenditures for the governor’s department,  
17 including conferences and official hospitality: *Provided further*, That the  
18 governor is hereby authorized to fix, charge and collect fees for such  
19 conferences: *And provided further*, That fees for such conferences shall  
20 be fixed in order to recover all or part of the operating expenses incurred  
21 for such conferences, including official hospitality: *And provided further*,  
22 That all fees received for such conferences shall be deposited in the state  
23 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-  
24 ments thereto, and shall be credited to the intragovernmental service  
25 fund.  
26 Conversion of materials and equipment fund ..... No limit  
27 Federal grants fund ..... No limit  
28 Justice assistance grant — federal fund..... No limit  
29 Hispanic and Latino American affairs commission — do-  
30 nations fund..... No limit  
31 Advisory commission on African-American affairs — do-  
32 nations fund..... No limit  
33 Wireless enhanced 911 grant fund ..... No limit  
34 *Provided*, That expenditures may be made from the wireless enhanced  
35 911 grant fund for operating expenditures for the governor’s department,  
36 including conferences and official hospitality: *Provided further*, That the  
37 governor is hereby authorized to fix, charge and collect fees for such  
38 conferences: *And provided further*, That fees for such conferences shall  
39 be fixed in order to recover all or part of the operating expenses incurred  
40 for such conferences, including official hospitality: *And provided further*,  
41 That all fees received for such conferences and all fees received by the  
42 governor’s department under the open records act for providing access  
43 to or furnishing copies of public records, shall be remitted to the state

1 treasurer in accordance with the provisions of K.S.A. 75-4215, and  
2 amendments thereto: *And provided further*, That, upon receipt of each  
3 such remittance, the state treasurer shall deposit the entire amount in the  
4 state treasury to the credit of the wireless enhanced 911 grant fund.

5 (d) During the fiscal year ending June 30, 2011, the governor, with the  
6 approval of the director of the budget, may transfer any part of any item  
7 of appropriation for fiscal year 2011 from the state general fund for the  
8 governor's department to another item of appropriation for fiscal year  
9 2011 from the state general fund for the governor's department. The  
10 governor shall certify each such transfer to the director of accounts and  
11 reports and shall transmit a copy of each such certification to the director  
12 of legislative research.

13 Sec. ~~45~~ 49.

14 LIEUTENANT GOVERNOR

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

17 Operations ..... \$191,390

18 *Provided*, That any unencumbered balance in the operations account in  
19 excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal  
20 year 2011.

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

26 Special programs fund..... No limit

27 *Provided*, That expenditures may be made from the special programs  
28 fund for operating expenditures for the lieutenant governor, including  
29 conferences and official hospitality: *Provided further*, That the lieutenant  
30 governor is hereby authorized to fix, charge and collect fees for such  
31 conferences: *And provided further*, That fees for such conferences shall  
32 be fixed in order to recover all or part of the operating expenses incurred  
33 for such conferences, including official hospitality: *And provided further*,  
34 That all fees received for such conferences and all fees received by the  
35 lieutenant governor under the open records act for providing access to  
36 or furnishing copies of public records, shall be deposited in the state  
37 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-  
38 ments thereto, and shall be credited to the special programs fund.

39 (c) Expenditures may be made by the above agency for travel expenses  
40 of the lieutenant governor's spouse when accompanying the lieutenant  
41 governor on official state business and for travel and subsistence expend-  
42 itures for security personnel when traveling with the lieutenant governor  
43 on official state business from the amount appropriated by subsection (a)

1 from the state general fund for the fiscal year ending June 30, 2011, in  
2 the operations account.

3 (d) Expenditures may be made by the above agency for official hospi-  
4 tality and contingencies from the amount appropriated by subsection (a)  
5 from the state general fund for the fiscal year ending June 30, 2011, in  
6 the operations account without limit at the discretion of the lieutenant  
7 governor.

8 Sec. ~~46~~. **50.**

9 ATTORNEY GENERAL

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

12 Operating expenditures ..... \$2,020,652

13 *Provided*, That any unencumbered balance in the operating expenditures  
14 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
15 for fiscal year 2011: *Provided, however*, That expenditures from this ac-  
16 count for official hospitality shall not exceed \$2,000.

17 Litigation costs..... \$82,911

18 *Provided*, That any unencumbered balance in the litigation costs account  
19 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal  
20 year 2011.

21 Internet training education for Kansas kids ..... \$310,522

22 *Provided*, That any unencumbered balance in excess of \$100 as of June  
23 30, 2010, in the internet training education for Kansas kids account is  
24 hereby reappropriated for fiscal year 2011.

25 Abuse, neglect and exploitation unit..... \$96,789

26 *Provided*, That any unencumbered balance in excess of \$100 as of June  
27 30, 2010, in the abuse, neglect and exploitation unit account is hereby  
28 reappropriated for fiscal year 2011: *Provided further*, That expenditures  
29 may be made by the attorney general from the abuse, neglect and ex-  
30 ploitation unit account pursuant to contracts with other agencies or or-  
31 ganizations to provide services related to the investigation or litigation of  
32 findings related to abuse, neglect or exploitation.

33 ***Domestic violence prevention grants*..... \$200,000**

34 (b) There is appropriated for the above agency from the following spe-  
35 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
36 moneys now or hereafter lawfully credited to and available in such fund  
37 or funds, except that expenditures other than refunds authorized by law  
38 shall not exceed the following:

39 Court cost fund..... No limit

40 Bond transcript review fee fund ..... No limit

41 Conversion of materials and equipment fund ..... No limit

42 Attorney general's antitrust special revenue fund ..... No limit

43 Private gifts fund..... No limit

1 Medicaid fraud reimbursement fund..... No limit  
2 Attorney general's antitrust suspense fund ..... No limit  
3 Attorney general's consumer protection clearing fund..... No limit  
4 Attorney general's committee on crime prevention fee  
5 fund..... No limit  
6 *Provided*, That expenditures may be made from the attorney general's  
7 committee on crime prevention fee fund for operating expenditures di-  
8 rectly or indirectly related to conducting training seminars organized by  
9 the attorney general's committee on crime prevention, including official  
10 hospitality: *Provided further*, That the attorney general is hereby author-  
11 ized to fix, charge and collect fees for conducting training seminars or-  
12 ganized by the attorney general's committee on crime prevention: *And*  
13 *provided further*, That such fees shall be fixed in order to recover all or  
14 part of the direct and indirect operating expenses incurred for conducting  
15 such seminars, including official hospitality: *And provided further*, That  
16 all fees received for conducting such seminars shall be deposited in the  
17 state treasury in accordance with the provisions of K.S.A. 75-4215, and  
18 amendments thereto, and shall be credited to the attorney general's com-  
19 mittee on crime prevention fee fund.  
20 Tort claims fund..... No limit  
21 Crime victims compensation fund..... No limit  
22 *Provided*, That expenditures from the crime victims compensation fund  
23 for state operations shall not exceed \$434,368: *Provided further*, That any  
24 expenditures for payment of compensation to crime victims are author-  
25 ized to be made from this fund regardless of when the claim was awarded:  
26 ~~*And provided further*, That, notwithstanding the provisions of K.S.A. 75-~~  
27 ~~752, and amendments thereto, or any other statute, on July 1, 2010, or~~  
28 ~~as soon thereafter as moneys are available, the director of accounts and~~  
29 ~~reports shall transfer \$300,000 from the crime victims compensation fund~~  
30 ~~to the crime victims assistance fund.~~  
31 Crime victims assistance fund ..... No limit  
32 Protection from abuse fund ..... No limit  
33 Victims of crime assistance act — federal fund ..... No limit  
34 Crime victims grants and gifts fund..... No limit  
35 *Provided*, That all private grants and gifts received by the crime victims  
36 compensation board shall be deposited to the credit of the crime victims  
37 grants and gifts fund.  
38 Attorney general's medicaid fraud control fund..... No limit  
39 Other federal grants and reimbursement fund..... No limit  
40 Debt collection administration cost recovery fund..... No limit  
41 *Provided*, That the attorney general shall deposit in the state treasury to  
42 the credit of the debt collection administration cost recovery fund all  
43 moneys remitted to the attorney general as administrative costs under

1 contracts entered into pursuant to K.S.A. 75-719, and amendments  
2 thereto.

3 Medicaid fraud prosecution revolving fund ..... No limit  
4 *Provided*, That all moneys recovered by the medicaid fraud and abuse  
5 division of the attorney general’s office in the enforcement of state and  
6 federal law which are in excess of any restitution for overcharges and  
7 interest, including all moneys recovered as recoupment of expenses of  
8 investigation and prosecution, shall be deposited in the state treasury to  
9 the credit of the medicaid fraud prosecution revolving fund: *Provided*  
10 *further*, That, notwithstanding the provisions of K.S.A. 21-3851, and  
11 amendments thereto, or any other statute, expenditures may be made  
12 from the medicaid fraud prosecution revolving fund for other operating  
13 expenditures of the attorney general’s office other than for medicaid fraud  
14 prosecution costs.

15 Interstate water litigation fund ..... No limit  
16 *Provided*, That, in addition to the other purposes authorized by K.S.A.  
17 82a-1802, and amendments thereto, expenditures may be made from the  
18 interstate water litigation fund for: (1) Litigation costs for the case of  
19 Kansas v. Colorado No. 105, Original in the Supreme Court of the United  
20 States, including repayment of past contributions; (2) expenses related to  
21 the appointment of a river master or such other official as may be ap-  
22 pointed by the Supreme Court to administer, implement or enforce its  
23 decree or other orders of the Supreme Court related to this case; and (3)  
24 expenses incurred by agencies of the state of Kansas to monitor actions  
25 of the state of Colorado and its water users and to enforce any settlement,  
26 decree or order of the Supreme Court related to this case.

27 Suspense fund ..... No limit  
28 Children’s advocacy center fund ..... No limit  
29 Abuse, neglect and exploitation of people with disabilities  
30 unit grant acceptance fund ..... No limit  
31 Concealed weapon licensure fund ..... No limit  
32 Tobacco master settlement agreement compliance fund... No limit  
33 Sexually violent predator expense fund ..... No limit  
34 False claims litigation revolving fund ..... No limit  
35 *Provided*, That expenditures may be made from the false claims litigation  
36 revolving fund for costs associated with litigation under the Kansas false  
37 claims act, K.S.A. 2009 Supp. 75-7501 et seq., and amendments thereto.

38 VAWA ARRA federal fund ..... No limit  
39 Victims of crime act ARRA federal fund ..... No limit  
40 JAG ARRA federal fund ..... No limit  
41 Project safe neighborhood 2009 federal fund ..... No limit  
42 Project safe neighborhood multi federal fund ..... No limit  
43 Project safe neighborhood 2006 federal fund ..... No limit

1	Project safe neighborhood 2007 federal fund.....	No limit
2	Congressional earmark COPS meth initiative federal	
3	fund.....	No limit
4	KDOT DUI prosecutor federal fund.....	No limit
5	GTEAP federal fund.....	No limit
6	Criminal justice federal fund.....	No limit
7	(c) During the fiscal year ending June 30, 2011, grants made pursuant	
8	to K.S.A. 74-7325, and amendments thereto, from the protection from	
9	abuse fund and grants made pursuant to K.S.A. 74-7334, and amend-	
10	ments thereto, from the crime victims assistance fund shall be made after	
11	consideration of the recommendation of an entity that has been desig-	
12	nated by the United States department of health and human services and	
13	by the centers for disease control as the official domestic violence or	
14	sexual assault coalition.	
15	(d) On July 1, 2010, or as soon thereafter as moneys are available, the	
16	director of accounts and reports shall transfer \$475,985 from the Kansas	
17	endowment for youth fund to the tobacco master settlement agreement	
18	compliance fund of the attorney general.	
19	(e) On July 1, 2010, or as soon thereafter as moneys are available,	
20	notwithstanding the provisions of K.S.A. 21-3851, and amendments	
21	thereto, or any other statute, the director of accounts and reports shall	
22	transfer \$578,605 from the medicaid fraud prosecution revolving fund of	
23	the attorney general to the interstate water litigation fund of the attorney	
24	general.	
25	(f) On July 1, 2010, or as soon thereafter as moneys are available, the	
26	director of accounts and reports shall transfer \$578,605 from the court	
27	cost fund of the attorney general to the interstate water litigation fund of	
28	the attorney general.	
29	(g) On July 1, 2010, or as soon thereafter as moneys are available, the	
30	director of accounts and reports shall transfer \$20,000 from the court cost	
31	fund of the attorney general to the sexually violent predator expense fund	
32	of the attorney general.	
33	(h) On July 1, 2010, or as soon thereafter as moneys are available,	
34	notwithstanding the provisions of K.S.A. 21-3851, and amendments	
35	thereto, or any other statute, the director of accounts and reports shall	
36	transfer \$1,450,000 from the medicaid fraud prosecution revolving fund	
37	of the attorney general to the court cost fund of the attorney general.	
38	(i) (1) On July 1, 2011, or as soon thereafter as moneys are available,	
39	the director of accounts and reports shall transfer \$2,000,000 from the	
40	state <del>water plan</del> <b>general</b> fund to the interstate water litigation fund of	
41	the attorney general.	
42	(2) On July 1, 2012, or as soon thereafter as moneys are available, the	
43	director of accounts and reports shall transfer \$3,000,000 from the state	

1 ~~water plan~~ **general** fund to the interstate water litigation fund of the  
2 attorney general.

3 (3) On July 1, 2013, or as soon thereafter as moneys are available, the  
4 director of accounts and reports shall transfer \$3,000,000 from the state  
5 ~~water plan~~ **general** fund to the interstate water litigation fund of the  
6 attorney general.

7 (4) On July 1, 2014, or as soon thereafter as moneys are available, the  
8 director of accounts and reports shall transfer \$3,000,000 from the state  
9 ~~water plan~~ **general** fund to the interstate water litigation fund of the  
10 attorney general.

11 (5) On July 1, 2015, or as soon thereafter as moneys are available, the  
12 director of accounts and reports shall transfer \$3,000,000 from the state  
13 ~~water plan~~ **general** fund to the interstate water litigation fund of the  
14 attorney general.

15 (6) On July 1, 2016, or as soon thereafter as moneys are available, the  
16 director of accounts and reports shall transfer \$3,000,000 from the state  
17 ~~water plan~~ **general** fund to the interstate water litigation fund of the  
18 attorney general.

19 (j) During the fiscal year ending June 30, 2011, the attorney general,  
20 with the approval of the director of the budget, may transfer any part of  
21 any item of appropriation for fiscal year 2011 from the state general fund  
22 for the attorney general to another item of appropriation for fiscal year  
23 2011 from the state general fund for the attorney general. The attorney  
24 general shall certify each such transfer to the director of accounts and  
25 reports and shall transmit a copy of each such certification to the director  
26 of legislative research.

27 Sec. ~~47~~ **51**.

28 SECRETARY OF STATE

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

33 Cemetery and funeral audit fee fund.....	No limit
34 HAVA ELVIS fund .....	No limit
35 Conversion of materials and equipment fund .....	No limit
36 Information and services fee fund.....	No limit
37 <i>Provided</i> , That expenditures from the information and services fee fund 38 for official hospitality shall not exceed \$2,500.	
39 State register fee fund.....	No limit
40 Uniform commercial code fee fund.....	No limit
41 State flag and banner fund.....	No limit
42 Secretary of state fee refund fund.....	No limit
43 Electronic voting machine examination fund .....	No limit



1	Credit card clearing fund.....	No limit
2	Suspense fund .....	No limit
3	Prepaid services fund.....	No limit
4	Athlete agent registration fee fund.....	No limit
5	Democracy fund .....	No limit
6	<i>Provided</i> , That all expenditures from the democracy fund shall be to provide matching funds to implement Title II of the federal help America	
7	vote act of 2002, public law 107-252, as prescribed under that act.	
8	Technology communication fee fund.....	No limit
9	HAVA federal fund.....	No limit
10		
11	Sec. <del>48</del> . <b>52.</b>	

STATE TREASURER

12

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

14 moneys now or hereafter lawfully credited to and available in such fund

15 or funds, except that expenditures shall not exceed the following:

16

17	State treasurer operating fund.....	\$1,558,756
----	-------------------------------------	-------------

18 *Provided*, That, notwithstanding the provisions of the uniform unclaimed

19 property act, K.S.A. 58-3934 et seq., and amendments thereto, or any

20 other statute, of all the moneys received under the uniform unclaimed

21 property act, K.S.A. 58-3934 et seq., and amendments thereto, during

22 fiscal year 2011, the state treasurer is hereby authorized and directed to

23 credit the first \$1,558,756 received and deposited in the state treasury to

24 the state treasurer operating fund: *Provided further*, That, after such aggregate amount has been credited to the state treasurer operating fund,

25 then all of the moneys received under the uniform unclaimed property

26 act during fiscal year 2011 shall be credited as prescribed under the un-

27 claimed property act, K.S.A. 58-3934 et seq., and amendments thereto:

28 *Provided further*, That all moneys credited to the state treasurer operating

29 fund during fiscal year 2011 are to reimburse the state treasurer for ac-

30 counting, auditing, budgeting, legal, payroll, personnel and purchasing

31 services and any other governmental services which are performed to

32 administer the provisions of the uniform unclaimed property act, K.S.A.

33 58-3934 et seq., and amendments thereto, that are not otherwise reim-

34 bursed under any other provision of law.

35		
36	Fiscal agency fund.....	No limit
37	Bond services fee fund.....	No limit
38	City bond finance fund.....	No limit
39	Local ad valorem tax reduction fund .....	No limit
40	County and city revenue sharing fund .....	No limit
41	Suspense fund .....	No limit
42	County and city retailers' sales tax fund .....	No limit
43	County and city compensating use tax fund.....	No limit

1	Local alcoholic liquor fund .....	No limit
2	Local alcoholic liquor equalization fund.....	No limit
3	Unclaimed property claims fund.....	No limit
4	Unclaimed property expense fund .....	No limit
5	<i>Provided</i> , That expenditures from the unclaimed property expense fund	
6	for official hospitality shall not exceed \$2,000.	
7	County and city transient guest tax fund.....	No limit
8	Racing admissions tax fund .....	No limit
9	Rental motor vehicle excise tax fund .....	No limit
10	Transportation development district sales tax fund .....	No limit
11	Redevelopment bond fund .....	No limit
12	Municipal investment pool fund .....	No limit
13	Pooled money investment portfolio fee fund .....	No limit
14	<i>Provided</i> , That on or before the fifth day of each month of the fiscal year	
15	ending June 30, 2011, the state treasurer shall certify to the pooled money	
16	investment board an accounting of the banking fees incurred by the state	
17	treasurer during the second preceding month that are attributable to the	
18	investment of the pooled money investment portfolio during such month:	
19	<i>Provided further</i> , That, prior to the 10th day of each month during the	
20	fiscal year ending June 30, 2011, the pooled money investment board	
21	shall review the certification from the state treasurer and shall make ex-	
22	penditures from the pooled money investment portfolio fee fund to pay	
23	the amount of banking fees incurred by the state treasurer during the	
24	second preceding month that are attributable to the investment of the	
25	pooled money investment portfolio during the second preceding month,	
26	as determined by the pooled money investment board: <i>And provided</i>	
27	<i>further</i> , That expenditures from the pooled money investment portfolio	
28	fee fund for official hospitality shall not exceed \$800.	
29	Special qualified industrial manufacturer fund.....	No limit
30	<i>Provided</i> , That, notwithstanding the provisions of K.S.A. 2009 Supp. 74-	
31	50,122, and amendments thereto, or any other statute, the special qual-	
32	ified industrial manufacturer fund shall be maintained in the state treas-	
33	ury and shall be administered by the state treasurer for the purposes of	
34	the qualified industrial manufacturer act: <i>Provided further</i> , That on the	
35	15th day of each month that commences during fiscal year 2011, the	
36	secretary of commerce and the secretary of revenue shall consult and	
37	determine the amount of revenue received by the state from withholding	
38	taxes paid by each taxpayer that is a qualified industrial manufacturer	
39	during the preceding month and then, jointly, shall certify the amount so	
40	determined to the director of accounts and reports and, at the same time	
41	as such certification is transmitted to the director of accounts and reports,	
42	shall transmit a copy of such certification to the director of the budget	
43	and the director of legislative research: <i>And provided further</i> , That, upon	

1 receipt of each such certification, the director of accounts and reports  
 2 shall transfer the amount certified from the state general fund to the  
 3 special qualified industrial manufacturer fund established by this subsec-  
 4 tion: *And provided further*, That, on or before the 10th day of each month  
 5 commencing during fiscal year 2011, the director of accounts and reports  
 6 shall transfer from the state general fund to the special qualified industrial  
 7 manufacturer fund interest earnings based on: (1) The average daily bal-  
 8 ance of moneys in the special qualified industrial manufacturer fund es-  
 9 tablished by this subsection for the preceding month; and (2) the net  
 10 earnings rate of the pooled money investment portfolio for the preceding  
 11 month: *And provided further*, That the moneys credited to the special  
 12 qualified industrial manufacturer fund from the withholding taxes paid  
 13 by a qualified industrial manufacturer shall be paid by the state treasurer  
 14 to such qualified industrial manufacturer on such dates as are mutually  
 15 agreed to by the secretary of commerce and the state treasurer, serving  
 16 as paying agent in accordance with the terms of the agreement entered  
 17 into pursuant to K.S.A. 2009 Supp. 74-50,122, and amendments thereto,  
 18 by the secretary of commerce and such qualified industrial manufacturer:  
 19 *And provided further*, That not more than \$2,000,000 shall be paid from  
 20 the special qualified industrial manufacturer fund established by this sub-  
 21 section by the state treasurer to a qualified industrial manufacturer: *And*  
 22 *provided further*, That the words and phrases used in these provisos to  
 23 appropriation of moneys in the special qualified industrial manufacturer  
 24 fund shall have the meanings respectively ascribed thereto by K.S.A. 2009  
 25 Supp. 74-50,121, and amendments thereto, unless the context requires  
 26 otherwise.

27 Kansas postsecondary education savings program trust  
 28 fund..... \$265,000  
 29 *Provided*, That notwithstanding the provisions of subsection (f) of K.S.A.  
 30 2009 Supp. 75-650, and amendments thereto, or any other statute, mon-  
 31 eys are hereby appropriated for the fiscal year ending June 30, 2011, for  
 32 the purpose of matching contributions of qualified applicants approved  
 33 between January 1, 2010, and June 30, 2010.  
 34 Kansas postsecondary education savings program expense  
 35 fund..... \$346,043  
 36 Conversion of materials and equipment fund ..... No limit  
 37 Tax increment financing revenue replacement fund ..... No limit  
 38 Spirit bonds fund ..... No limit  
 39 *Provided*, That, on the 15th day of each month that commences during  
 40 fiscal year 2011, the secretary of revenue shall determine the amount of  
 41 revenue received by the state during the preceding month from with-  
 42 holding taxes paid with respect to an eligible project by each taxpayer  
 43 that is an eligible business for which bonds have been issued under K.S.A.

1 2009 Supp. 74-50,136, and amendments thereto, and shall certify the  
2 amount so determined to the director of accounts and reports and, at the  
3 same time as such certification is transmitted to the director of accounts  
4 and reports, shall transmit a copy of such certification to the director of  
5 the budget and the director of legislative research: *Provided further*, That,  
6 upon receipt of each such certification, the director of accounts and re-  
7 ports shall transfer the amount certified from the state general fund to  
8 the spirit bonds fund: *And provided further*, That, on or before the 10th  
9 day of each month commencing during fiscal year 2011, the director of  
10 accounts and reports shall transfer from the state general fund to the  
11 spirit bonds fund interest earnings based on: (1) The average daily balance  
12 of moneys in the spirit bonds fund for the preceding month; and (2) the  
13 net earnings rate of the pooled money investment portfolio for the pre-  
14 ceding month: *And provided further*, That the moneys credited to the  
15 spirit bonds fund from the withholding taxes paid by an eligible business  
16 and the interest earnings thereon shall be transferred by the state trea-  
17 surer from the spirit bonds fund to the special economic revitalization  
18 fund administered by the state treasurer in accordance with K.S.A. 2009  
19 Supp. 74-50,136, and amendments thereto.

20 Business machinery and equipment tax reduction assis-	
21 tance fund .....	\$0
22 Telecommunications and railroad machinery and equip-	
23 ment tax reduction assistance fund .....	\$0
24 Community improvement district sales tax fund.....	No limit

25 (b) During the fiscal year ending June 30, 2011, notwithstanding the  
26 provisions of K.S.A. 75-1514, and amendments thereto, or any other stat-  
27 ute, the commissioner of insurance shall remit all moneys received by the  
28 commissioner under K.S.A. 75-1508, and amendments thereto, to the  
29 state treasurer in accordance with the provisions of K.S.A. 75-4215, and  
30 amendments thereto: *Provided*, That, upon receipt of each such remit-  
31 tance, the state treasurer shall deposit the entire amount in the state  
32 treasury: *Provided, however*, That, for each such remittance deposited in  
33 the state treasury during fiscal year 2011, the state treasurer shall not  
34 credit such deposit pursuant to K.S.A. 75-1514, and amendments thereto,  
35 but shall credit such deposit in accordance with the provisions of this  
36 subsection: *Provided further*, That the state treasurer shall credit 20% of  
37 each such deposit to the state general fund and the state treasurer shall  
38 credit the remainder of each such deposit as follows: (1) The amount  
39 equal to 64% of the remainder of such deposit shall be credited to the  
40 fire marshal fee fund of the state fire marshal; (2) the amount equal to  
41 20% of the remainder of such deposit shall be credited to the emergency  
42 medical services board operating fund of the emergency medical services  
43 board; and (3) the amount equal to 16% of the remainder of such deposit

1 shall be credited to the fire service training program fund of the university  
2 of Kansas: *And provided further*, That the amount of each such deposit  
3 that is credited to the state general fund pursuant to this subsection is to  
4 reimburse the state general fund for accounting, auditing, budgeting, le-  
5 gal, payroll, personnel and purchasing services and any other govern-  
6 mental services which are performed on behalf of the state fire marshal,  
7 the emergency medical services board, and the fire service training pro-  
8 gram of the university of Kansas by other state agencies which receive  
9 appropriations from the state general fund to provide such services: *And*  
10 *provided further*, That, whenever in fiscal year 2011 the aggregate  
11 amount that the 20% credit to the state general fund prescribed by this  
12 subsection is equal to \$200,000, then (1) the provisions of this subsection  
13 prescribing the 20% credit to the state general fund no longer shall apply  
14 to moneys received pursuant to K.S.A. 75-1508, and amendments thereto,  
15 and (2) for the remainder of fiscal year 2011, the state treasurer shall  
16 credit the full 100% so received of each such deposit as follows: (A) The  
17 amount equal to 64% of such deposit shall be credited to the fire marshal  
18 fee fund of the state fire marshal; (B) the amount equal to 20% of such  
19 deposit shall be credited to the emergency medical services board oper-  
20 ating fund of the emergency medical services board; and (C) the amount  
21 equal to 16% of such deposit shall be credited to the fire service training  
22 program fund of the university of Kansas.

23 Sec. ~~49~~ 53.

24 INSURANCE DEPARTMENT

25 (a) There is appropriated for the above agency from the following spe-  
26 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
27 moneys now or hereafter lawfully credited to and available in such fund  
28 or funds, except that expenditures other than refunds authorized by law  
29 shall not exceed the following:

30 Insurance department service regulation fund .....	No limit
31 <i>Provided</i> , That expenditures from the insurance department service reg- 32 ulation fund for official hospitality shall not exceed \$2,500: <i>Provided fur-</i> 33 <i>ther</i> , That transfers may be made from this fund to the insurance de- 34 partment rehabilitation and repair fund of the insurance department.	
35 Insurance company examination fund.....	No limit
36 <i>Provided</i> , That transfers may be made from the insurance company ex- 37 amination fund to the insurance department rehabilitation and repair 38 fund of the insurance department.	
39 Insurance company annual statement examination fund...	No limit
40 Insurance company examiner training fund.....	No limit
41 Conversion of materials and equipment fund .....	No limit
42 Commissioner's travel reimbursement fund.....	No limit
43 <i>Provided</i> , That expenditures may be made from the commissioner's travel	

1 reimbursement fund only to reimburse the commissioner of insurance,  
2 or any designated employee, for expenses incurred for in-state or out-of-  
3 state travel for official purposes, including travel to meetings of public or  
4 private associations: *Provided further*, That all moneys received by the  
5 commissioner of insurance for such travel from any non-state agency  
6 source shall be deposited in the state treasury to the credit of this fund.  
7 Workers compensation fund ..... No limit  
8 *Provided*, That expenditures from the workers compensation fund for  
9 attorney fees and other costs and benefit payments may be made regard-  
10 less of when services were rendered or when the initial award of benefits  
11 was made.  
12 State firefighters relief fund ..... No limit  
13 *Provided*, That notwithstanding the provisions of K.S.A. 40-1706, and  
14 amendments thereto, or any other statute, transfers may be made from  
15 the state firefighters relief fund to the insurance department rehabilita-  
16 tion and repair fund of the insurance department: *Provided further*, That,  
17 pursuant to provisions of section 34(a) of chapter 131 of the 2008 Session  
18 Laws of Kansas, one or more transfers may be made during fiscal year  
19 2011 from the state firefighters relief fund to the insurance department  
20 service regulation fund to repay the amount that was borrowed for the  
21 special distribution in FY 2008 pursuant to section 34(a) of chapter 131  
22 of the 2008 Session Laws of Kansas, relating to the overpayment to the  
23 firefighters relief association for Manhattan, KS: *And provided further*,  
24 That, as used in this proviso, (1) “2011 formula amount” means the  
25 amount determined in accordance with the formula and other provisions  
26 of K.S.A. 40-1706, and amendments thereto, for the firefighters relief  
27 association for Manhattan, KS, for fiscal year 2011, (2) “2008 payment  
28 amount” means the amount actually paid to the firefighters relief asso-  
29 ciation for Manhattan, KS, from the state firefighters relief fund for fiscal  
30 year 2008, and (3) “2011 repayment amount” means the difference be-  
31 tween the 2011 formula amount and the 2008 payment amount: *And*  
32 *provided further*, That, notwithstanding the provisions of K.S.A. 40-1706,  
33 and amendments thereto, or any other statute, the amount of the distri-  
34 bution to be paid to the firefighters relief association for Manhattan, KS,  
35 from the state firefighters relief fund for fiscal year 2011 shall not exceed  
36 the 2008 payment amount: *And provided further*, That the commissioner  
37 of insurance shall certify the 2011 repayment amount to the director of  
38 accounts and reports and the outstanding amount that remains to be  
39 repaid to the insurance department service regulation fund pursuant to  
40 provisions of section 34(a) of chapter 131 of the 2008 Session Laws of  
41 Kansas after the transfer to the insurance department service regulation  
42 fund pursuant to this proviso: *And provided further*, That, upon receipt  
43 of such certification, the director of accounts and reports shall transfer

1 the amount equal to the 2011 repayment amount from the state firefight-  
2 ers relief fund to the insurance department service regulation fund: *And*  
3 *provided further*, That, at the same time that the commissioner of insur-  
4 ance transmits such certification to the director of accounts and reports,  
5 the commissioner of insurance shall transmit a copy of such certification  
6 to the director of the budget and to the director of legislative research.

7 Insurance company tax and fee refund fund..... No limit  
8 Group-funded workers' compensation pools fee fund ..... No limit  
9 *Provided*, That transfers may be made from the group-funded workers'  
10 compensation pools fee fund to the insurance department rehabilitation  
11 and repair fund of the insurance department.

12 Municipal group-funded pools fee fund..... No limit  
13 *Provided*, That transfers may be made from the municipal group-funded  
14 pools fee fund to the insurance department rehabilitation and repair fund  
15 of the insurance department.

16 Uninsurable health insurance plan fund..... No limit  
17 Insurance education and training fund..... No limit  
18 *Provided*, That expenditures may be made from the insurance education  
19 and training fund for training programs and official hospitality: *Provided*  
20 *further*, That the insurance commissioner is hereby authorized to fix,  
21 charge and collect fees for such training programs: *And provided further*,  
22 That fees for such training programs shall be fixed in order to collect all  
23 or part of the operating expenses incurred for such training programs,  
24 including official hospitality: *And provided further*, That all fees received  
25 for such training programs shall be deposited in the state treasury in  
26 accordance with the provisions of K.S.A. 75-4215, and amendments  
27 thereto, and shall be credited to the insurance education and training  
28 fund.

29 Other federal grants fund..... No limit  
30 *Provided*, That the above agency is authorized to make expenditures from  
31 the other federal grants fund of any moneys credited to this fund from  
32 any individual grant if the grant: (1) Is less than or equal to \$250,000 in  
33 the aggregate, and (2) does not require the matching expenditure of any  
34 other moneys in the state treasury during fiscal year 2011 other than  
35 moneys appropriated by this or other appropriation act of the 2010 reg-  
36 ular session of the legislature: *Provided, however*, That, upon application  
37 to and authorization by the governor, the above agency may make ex-  
38 penditures of moneys credited to this fund from any individual federal  
39 grant which is more than \$250,000 in the aggregate or which requires the  
40 matching expenditure of moneys in the state treasury during fiscal year  
41 2011, other than moneys appropriated by this or other appropriation act  
42 of the 2010 regular session of the legislature.

43 Monumental life settlement fund..... No limit

1 *Provided*, That all expenditures from the monumental life settlement  
2 fund shall be made for scholarship purposes: *Provided further*, That the  
3 scholarship recipients shall be African-American students who are cur-  
4 rently enrolled and are attending an accredited higher education insti-  
5 tution in the state of Kansas and who have designated a major in math-  
6 ematics, computer science or business.

7 Fines and penalties fund ..... \$10,000

8 *Provided*, That, notwithstanding the provisions of K.S.A. 40-2606, and  
9 amendments thereto, or any other statute, all moneys received during  
10 fiscal year 2011 for penalties imposed pursuant to K.S.A. 40-2606, and  
11 amendments thereto, shall be remitted to the state treasurer in accord-  
12 ance with the provisions of K.S.A. 75-4215, and amendments thereto:

13 *Provided further*, That, upon receipt of each such remittance, the state  
14 treasurer shall deposit the entire amount in the state treasury to the credit  
15 of the fines and penalties fund.

16 Settlements fund..... No limit

17 *Provided*, That moneys may be transferred or otherwise credited to the  
18 settlements fund as the result of or pursuant to court orders under K.S.A.  
19 40-3644, and amendments thereto, court-ordered settlements, or legis-  
20 lative authority: *Provided further*, That expenditures from the settlements  
21 fund shall be made for the purpose of providing consumer education and  
22 outreach or for costs that the insurance department may incur in closeout  
23 of any troubled insurance company matters.

24 (b) In addition to the other purposes for which expenditures may be  
25 made by the insurance department from the insurance company exami-  
26 nation fund for fiscal year 2011 as authorized by K.S.A. 40-223, and  
27 amendments thereto, notwithstanding the provisions of K.S.A. 40-223 or  
28 75-3721, and amendments thereto, or any other statute, expenditures may  
29 be made by the insurance department from the insurance company ex-  
30 amination fund for fiscal year 2011 for the examination of annual state-  
31 ments filed with the commissioner of insurance, regardless of when the  
32 services were rendered, when the expenses were incurred or when any  
33 claim was submitted or processed for payment and regardless of whether  
34 or not the services were rendered or the expenses were incurred prior to  
35 the effective date of this act.

36 (c) On July 1, 2010, or as soon thereafter as moneys are available,  
37 notwithstanding the provisions of K.S.A. 40-112, and amendments  
38 thereto, or of any other statute, the director of accounts and reports shall  
39 transfer \$5,000,000 from the insurance department service regulation  
40 fund to the state general fund: *Provided*, That the transfer of such amount  
41 shall be in addition to any other transfer from the insurance department  
42 service regulation fund to the state general fund as prescribed by law:  
43 *Provided further*, That the amount transferred from the insurance de-



1 partment service regulation fund to the state general fund pursuant to  
2 this subsection is to reimburse the state general fund for accounting,  
3 auditing, budgeting, legal, payroll, personnel and purchasing services and  
4 any other governmental services which are performed on behalf of the  
5 insurance department by other state agencies which receive appropri-  
6 ations from the state general fund to provide such services.

7 Sec. ~~50.~~ **54.**

8 HEALTH CARE STABILIZATION FUND BOARD OF  
9 GOVERNORS

10 (a) There is appropriated for the above agency from the following spe-  
11 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
12 moneys now or hereafter lawfully credited to and available in such fund  
13 or funds, except that expenditures other than refunds authorized by law  
14 shall not exceed the following:

15 Health care stabilization fund.....	No limit
16 Conference fee fund.....	No limit
17 Records fee fund.....	No limit

18 (b) Expenditures from the health care stabilization fund for the fiscal  
19 year ending June 30, 2011, other than refunds authorized by law for the  
20 following specified purposes shall not exceed the limitations prescribed  
21 therefor as follows:

22 Operating expenditures .....	\$1,658,928
23 <i>Provided</i> , That expenditures from the operating expenditures account for 24 official hospitality shall not exceed \$500.	
25 Legal services and other claims expenses .....	No limit
26 Claims and benefits .....	No limit

27 Sec. ~~51.~~ **55.**

28 JUDICIAL COUNCIL

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

34 Judicial council fund.....	No limit
35 Grants and gifts fund .....	No limit

36 *Provided*, That all private grants and gifts received by the judicial council,  
37 other than moneys received as grants, gifts or donations for the prepa-  
38 ration, publication or distribution of legal publications, shall be deposited  
39 to the credit of the grants and gifts fund.

40 Publications fee fund .....	No limit
41 Judicial performance fund .....	No limit

42 (b) On June 30, 2011, notwithstanding the provisions of K.S.A. 20-2207,  
43 and amendments thereto, or any other statute, the director of accounts

1 and reports shall transfer the amount of any unencumbered balance in  
2 the publications fee fund as of June 30, 2011, in excess of \$175,000 from  
3 the publications fee fund to the state general fund: *Provided*, That the  
4 transfer of such amount shall be in addition to any other transfer from  
5 the publications fee fund to the state general fund as prescribed by law:  
6 *Provided further*, That the amount transferred from the publications fee  
7 fund to the state general fund pursuant to this subsection is to reimburse  
8 the state general fund for accounting, auditing, budgeting, legal, payroll,  
9 personnel and purchasing services and any other governmental services  
10 which are performed on behalf of the judicial council by other state agen-  
11 cies which receive appropriations from the state general fund to provide  
12 such services: *And provided further*, That when the judicial council must  
13 expend moneys for unforeseen and unbudgeted items, that such moneys  
14 shall be paid first from the judicial council fund and then from the pub-  
15 lication fees fund.

16 Sec. ~~52~~ **56.**

17 STATE BOARD OF INDIGENTS' DEFENSE SERVICES

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

20 Operating expenditures ..... \$11,038,882

21 *Provided*, That any unencumbered balance in the operating expenditures  
22 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
23 for fiscal year 2011: *Provided, however*, That expenditures for indigents'  
24 defense services are authorized to be made from the operating expendi-  
25 tures account regardless of when services were rendered: *Provided fur-*  
26 *ther*, That expenditures may be made from the operating expenditures  
27 account for negotiated contracts for malpractice insurance for public de-  
28 fenders and deputy or assistant public defenders: *And provided further*,  
29 That all contracts for malpractice insurance for public defenders and dep-  
30 uty or assistant public defenders shall be negotiated and purchased by  
31 the state board of indigents' defense services, shall not be subject to ap-  
32 proval or purchase by the committee on surety bonds and insurance under  
33 K.S.A. 75-4114 and 75-6111, and amendments thereto, and shall not be  
34 subject to the provisions of K.S.A. 75-3739, and amendments thereto.

35 Assigned counsel expenditures ..... ~~\$7,904,015~~ **\$8,103,156**

36 *Provided*, That any unencumbered balance in excess of \$100 as of June  
37 30, 2010, in the assigned counsel expenditures account is hereby reap-  
38 propriated for fiscal year 2011: *Provided further*, That expenditures for  
39 indigents' defense services are authorized to be made from the assigned  
40 counsel expenditures account regardless of when services were rendered.

41 Capital defense operations ..... \$2,187,458

42 *Provided*, That any unencumbered balance in excess of \$100 as of June  
43 30, 2010, in the capital defense operations account is hereby reappro-

1 appropriated for fiscal year 2011: *Provided further*, That expenditures for in-  
2 digents' defense services are authorized to be made from the capital de-  
3 fense operations account regardless of when services were rendered.

4 Legal services for prisoners..... \$293,073

5 (b) There is appropriated for the above agency from the following spe-  
6 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
7 moneys now or hereafter lawfully credited to and available in such fund  
8 or funds, except that expenditures other than refunds authorized by law  
9 shall not exceed the following:

10 Indigents' defense services fund ..... No limit

11 *Provided*, That expenditures may be made from the indigents' defense  
12 services fund for the purpose of assigned counsel and other professional  
13 services related to contract cases.

14 Inservice education workshop fee fund..... No limit

15 *Provided*, That expenditures may be made from the inservice education  
16 workshop fee fund for operating expenditures, including official hospi-  
17 tality, incurred for inservice workshops and conferences: *Provided fur-*  
18 *ther*, That the state board of indigents' defense services is hereby au-  
19 thorized to fix, charge and collect fees for inservice workshops and  
20 conferences: *And provided further*, That such fees shall be fixed in order  
21 to recover all or part of such operating expenditures incurred for inservice  
22 workshops and conferences: *And provided further*, That all fees received  
23 for inservice workshops and conferences shall be deposited in the state  
24 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-  
25 ments thereto, and shall be credited to the inservice education workshop  
26 fee fund.

27 ARRA public defenders grant fund ..... No limit

28 JAG grant server backup/recovery fund ..... No limit

29 (c) During the fiscal year ending June 30, 2011, the executive director  
30 of the state board of indigents' defense services, with the approval of the  
31 director of the budget, may transfer any part of any item of appropriation  
32 for the fiscal year ending June 30, 2011, from the state general fund for  
33 the state board of indigents' defense services to any other item of appro-  
34 priation for fiscal year 2011 from the state general fund for the state board  
35 of indigents' defense services. The executive director shall certify each  
36 such transfer to the director of accounts and reports and shall transmit a  
37 copy of each such certification to the director of legislative research.

38 Sec. ~~53~~ 57.

39 JUDICIAL BRANCH

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

42 Judiciary operations ..... ~~\$99,079,087~~ **\$101,354,087**

43 *Provided*, That any unencumbered balance in the judiciary operations

1 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
2 for fiscal year 2011: *Provided further*, That contracts for computer input  
3 of judicial opinions and all purchases thereunder shall not be subject to  
4 the provisions of K.S.A. 75-3739, and amendments thereto: *And provided*  
5 *further*, That expenditures may be made from the judicial operations  
6 account for contingencies without limitation at the discretion of the chief  
7 justice: *And provided further*, That expenditures from the judicial oper-  
8 ations account for such contingencies shall not exceed \$25,000: *And pro-*  
9 *vided further*, That expenditures from the judicial operations account for  
10 official hospitality shall not exceed \$4,000: *And provided further*, That  
11 expenditures shall be made from the judicial operations account for the  
12 travel expenses of panels of the court of appeals for travel to cities across  
13 the state to hear appealed cases: *And provided further*, That for the fiscal  
14 year ending June 30, 2011, the costs of printing advance sheets and bound  
15 volumes of opinions of the supreme court and the court of appeals shall  
16 first be paid from the fees collected for the sale of advance sheets and  
17 the bound volumes of opinions and after all such fees are expended for  
18 such purpose, any remaining costs of printing shall be paid from moneys  
19 appropriated in the judiciary operations account of the state general fund  
20 for fiscal year ending June 30, 2011.

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

26 Library report fee fund .....	No limit
27 Judiciary technology fund .....	No limit
28 Judicial branch gifts fund.....	No limit
29 Dispute resolution fund.....	No limit
30 Judicial branch education fund.....	No limit

31 *Provided*, That expenditures may be made from the judicial branch ed-  
32 ucation fund to provide services and programs for the purpose of edu-  
33 cating and training judicial branch officers and employees, administering  
34 the training, testing and education of municipal judges as provided in  
35 K.S.A. 12-4114, and amendments thereto, educating and training munic-  
36 ipal judges and municipal court support staff, and for the planning and  
37 implementation of a family court system, as provided by law, including  
38 official hospitality: *Provided further*, That the judicial administrator is  
39 hereby authorized to fix, charge and collect fees for such services and  
40 programs: *And provided further*, That such fees may be fixed to cover all  
41 or part of the operating expenditures incurred in providing such services  
42 and programs, including official hospitality: *And provided further*, That  
43 all fees received for such services and programs, including official hos-

1 pitality, shall be deposited in the state treasury in accordance with the  
2 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-  
3 ited to the judicial branch education fund.

4 Conversion of materials and equipment fund .....	No limit
5 Child welfare federal grant fund.....	No limit
6 Child support enforcement contractual agreement fund...	No limit
7 Bar admission fee fund .....	No limit
8 Permanent families account — family and children invest- 9 ment fund .....	No limit
10 Duplicate law book fund .....	No limit
11 Court reporter fund.....	No limit
12 Access to justice fund.....	No limit
13 Judicial technology and building and grounds fund.....	No limit
14 Judicial branch nonjudicial salary initiative fund.....	No limit
15 Judicial branch nonjudicial salary adjustment fund .....	No limit
16 Federal grants fund .....	No limit
17 District magistrate judge supplemental compensation 18 fund.....	No limit

19 ~~Provided, That all moneys received by the judicial branch from the county~~  
20 ~~or counties comprising a judicial district to supplement the salary of, or~~  
21 ~~to pay any compensation to, any district magistrate judge of a judicial~~  
22 ~~district pursuant to K.S.A. 2009 Supp. 75-3120k, and amendments~~  
23 ~~thereto, shall be deposited in the state treasury in accordance with the~~  
24 ~~provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-~~  
25 ~~ited to the district magistrate judge supplemental compensation fund.~~  
26 ~~Provided further, That all moneys credited to the district magistrate judge~~  
27 ~~supplemental compensation fund shall be paid to, or on behalf of, the~~  
28 ~~district magistrate judge or district magistrate judges for whom such mon-~~  
29 ~~eys were remitted by the county or counties: And provided further, That~~  
30 ~~all expenditures from the district magistrate judge supplemental com-~~  
31 ~~penensation fund for such purposes shall be made in the same manner and~~  
32 ~~at the same times that biweekly compensation is payable for the biweekly~~  
33 ~~pay periods which are chargeable to fiscal year 2011, subject to the same~~  
34 ~~conditions or restrictions imposed or prescribed by law as the salary or~~  
35 ~~other compensation payable by law to such district magistrate judge or~~  
36 ~~district magistrate judges, including any applicable withholding or other~~  
37 ~~taxes, associated employer contributions and authorized deductions.~~

38 <b>Correctional supervision fund .....</b>	<b>No limit</b>
39 Judicial branch surcharge fund .....	No limit

40 Sec. ~~54~~ 58.

41 KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

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

1 13th retirement check — debt service..... \$3,213,748  
2 (b) There is appropriated for the above agency from the following spe-  
3 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
4 moneys now or hereafter lawfully credited to and available in such fund  
5 or funds, except that expenditures other than refunds authorized by law  
6 shall not exceed the following:  
7 Kansas public employees retirement fund..... No limit  
8 *Provided*, That no expenditures may be made from the Kansas public  
9 employees retirement fund other than for benefits, investments, refunds  
10 authorized by law, and other purposes specifically authorized by this or  
11 other appropriation act.  
12 Kansas public employees deferred compensation fees  
13 fund..... No limit  
14 Group insurance reserve fund..... No limit  
15 Optional death benefit plan reserve fund..... No limit  
16 Kansas endowment for youth fund..... No limit  
17 Senior services trust fund ..... No limit  
18 Family and children endowment account — family and  
19 children investment fund ..... No limit  
20 Non-retirement administration fund..... No limit  
21 *Provided*, That the executive officer of the Kansas public employees re-  
22 tirement system shall certify to the director of accounts and reports the  
23 amount of moneys to transfer from the Kansas endowment for youth  
24 fund, the senior services trust fund, the family and children endowment  
25 account — family and children investment fund, and the unclaimed prop-  
26 erty account of the state general fund for the purpose of reimbursing the  
27 costs of non-retirement related administrative activities and investment-  
28 related expenses for managing such funds in accordance with K.S.A. 74-  
29 4909b, and amendments thereto.  
30 K DFA series 2003H bond debt service fund..... No limit  
31 *Provided*, That notwithstanding the provisions of K.S.A. 74-4921 et seq.,  
32 and amendments thereto, any employer contributions remitted in ac-  
33 cordance with the provisions of K.S.A. 20-2605, and amendments thereto,  
34 K.S.A. 74-4920, and amendments thereto, K.S.A. 74-4939, and amend-  
35 ments thereto, and K.S.A. 74-4967, and amendments thereto, for the  
36 purpose of paying the actuarial cost of the provisions of K.S.A. 74-49,109  
37 et seq., and amendments thereto, shall be deposited in the K DFA series  
38 2003H bond debt service fund: *Provided further*, That the executive di-  
39 rector of the Kansas public employees retirement system shall certify to  
40 the director of accounts and reports an amount to reimburse the state  
41 general fund for bond debt service payments authorized in fiscal year  
42 2011: *And provided further*, That the director of accounts and reports  
43 shall transfer to the state general fund such amount certified as provided

1 by the executive director no later than June 30, 2011.

2 (c) Expenditures may be made from the expense reserve of the Kansas  
3 public employees retirement fund for the fiscal year ending June 30,  
4 2011, for the following specified purposes:

5 Agency operations ..... \$8,803,613

6 *Provided*, That expenditures from the agency operations account may be  
7 made for official hospitality.

8 Investment-related expenses ..... No limit

9 KPERS technology project ..... No limit

10 (d) Expenditures may be made from the non-retirement administration  
11 fund for the fiscal year ending June 30, 2011, for the following specified  
12 purposes:

13 Agency operations ..... \$82,177

14 Investment-related expenses ..... No limit

15 (e) On July 1, 2010, notwithstanding the provisions of K.S.A. 38-2102,  
16 and amendments thereto, the amount prescribed by subsection (d)(4) of  
17 K.S.A. 38-2102, and amendments thereto, to be transferred on July 1,  
18 2010, by the director of accounts and reports from the Kansas endowment  
19 for youth fund to the children's initiatives fund is hereby decreased to  
20 ~~\$55,118,748~~ **\$59,764,922**.

21 ~~(f) On July 1, 2010, or as soon thereafter as moneys are available there-~~  
22 ~~for, notwithstanding the provisions K.S.A. 38-2101, and amendments~~  
23 ~~thereto, or any other statute, the director of accounts and reports shall~~  
24 ~~transfer \$12,000,000 from the Kansas endowment for youth fund to the~~  
25 ~~state general fund.~~

26 Sec. ~~55.~~ **59.**

27 KANSAS HUMAN RIGHTS COMMISSION

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

30 Operating expenditures ..... \$1,406,696

31 *Provided*, That any unencumbered balance in the operating expenditures  
32 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
33 for fiscal year 2011: *Provided, however*, That expenditures from this ac-  
34 count for official hospitality shall not exceed \$150: *Provided further*, That  
35 expenditures for mediation services contracted with Kansas legal services  
36 shall be made only upon certification by the executive director of the  
37 human rights commission to the director of accounts and reports that  
38 private moneys are available to match the expenditure of state moneys  
39 on a \$1 of private moneys to \$3 of state moneys basis.

40 (b) There is appropriated for the above agency from the following spe-  
41 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
42 moneys now or hereafter lawfully credited to and available in such fund  
43 or funds, except that expenditures other than refunds authorized by law

1 shall not exceed the following:

2 Federal fund..... No limit  
3 Conversion of materials and equipment fund ..... No limit  
4 Annual banquet fund ..... No limit

5 *Provided*, That expenditures may be made from the annual banquet fund  
6 for operating expenditures for the commission's annual banquet, includ-  
7 ing official hospitality: *Provided further*, That the executive director is  
8 hereby authorized to fix, charge and collect fees for such banquet: *And*  
9 *provided further*, That such fees shall be fixed in order to recover all or  
10 part of the operating expenses incurred for such banquet, including of-  
11 ficial hospitality: *And provided further*, That all fees received for such  
12 banquet shall be deposited in the state treasury in accordance with the  
13 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-  
14 ited to the annual banquet fund.

15 Education and training fund ..... No limit

16 *Provided*, That expenditures may be made from the education and train-  
17 ing fund for operating expenditures for the commission's education and  
18 training programs for the general public, including official hospitality:  
19 *Provided further*, That the executive director is hereby authorized to fix,  
20 charge and collect fees for such programs: *And provided further*, That  
21 such fees shall be fixed in order to recover all or part of the operating  
22 expenses incurred for such training programs, including official hospital-  
23 ity: *And provided further*, That all fees received for such programs shall  
24 be deposited in the state treasury in accordance with the provisions of  
25 K.S.A. 75-4215, and amendments thereto, shall be credited to the edu-  
26 cation and training fund.

27 Sec. ~~56~~ **60**.

28 STATE CORPORATION COMMISSION

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

34 Public service regulation fund ..... No limit  
35 Motor carrier license fees fund..... No limit  
36 Conservation fee fund..... No limit

37 *Provided*, That any expenditure made from the conservation fee fund for  
38 plugging abandoned wells, cleanup of pollution from oil and gas activities  
39 and testing of wells shall be in addition to any expenditure limitation  
40 imposed on this fund: *Provided further*, That expenditures may be made  
41 from this fund for debt collection and set-off administration: *And pro-*  
42 *vided further*, That a percentage of the fees collected, not to exceed 27%,  
43 shall be transferred from the conservation fee fund to the accounting



1 services recovery fund of the department of administration for services  
2 rendered in collection efforts: *And provided further*, That all expenditures  
3 made from the conservation fee fund for debt collection and set-off ad-  
4 ministration shall be in addition to any expenditure limitation imposed  
5 on this fund: *And provided further*, That the state corporation commis-  
6 sion shall include as part of the fiscal year 2012 budget estimates for the  
7 state corporation commission submitted pursuant to K.S.A. 75-3717, and  
8 amendments thereto, a three-year projection of receipts to and expend-  
9 itures from the conservation fee fund for fiscal years 2012, 2013 and 2014.

10 Energy grants management federal fund — ARRA ..... No limit  
11 *Provided*, That the state corporation commission is hereby designated as  
12 the state agency to receive moneys from federal agencies for energy con-  
13 servation and other energy related activities under the federal American  
14 recovery and reinvestment act of 2009, as amended: *Provided, further*,  
15 That, whenever moneys are received by the state corporation commission  
16 from federal agencies for energy conservation and other energy-related  
17 activities under the federal American recovery and reinvestment act of  
18 2009, as amended, such moneys shall be deposited in the state treasury  
19 in accordance with the provisions of K.S.A. 75-4215, and amendments  
20 thereto, and shall be credited to the energy grants management federal  
21 fund — ARRA.

22 Gas pipeline safety program special one call — federal  
23 fund..... No limit  
24 State electricity regulators assistance — ARRA federal  
25 fund..... No limit  
26 Energy efficiency revolving loan program — ARRA federal  
27 fund..... No limit

28 *Provided*, That expenditures may be made from the energy efficiency  
29 revolving loan program — ARRA federal fund for the energy efficiency  
30 revolving loan program pursuant to vouchers approved by the chairperson  
31 of the state corporation commission or by a person or persons designated  
32 by the chairperson: *Provided further*, That the state corporation com-  
33 mission is hereby authorized to establish the energy efficiency revolving  
34 loan program for the purpose of making loans for energy conservation  
35 and other energy-related activities: *And provided further*, That loans un-  
36 der such program shall be made at an interest rate established by the  
37 state corporation commission: *And provided further*, That the state cor-  
38 poration commission is hereby authorized to enter into contracts with  
39 other state agencies and with persons as may be necessary to administer  
40 the energy efficiency revolving loan program: *And provided further*, That  
41 any person who agrees to receive money from the energy efficiency re-  
42 volving loan program — ARRA federal fund shall enter into an agreement  
43 requiring such person to submit a written report to the state corporation

1 commission detailing and accounting for all expenditures and receipts  
2 related to the use of the moneys received from the energy efficiency  
3 revolving loan program — ARRA federal fund: *And provided further,*  
4 That moneys repaid to the energy efficiency revolving loan program mon-  
5 eys shall be deposited in the state treasury in accordance with the pro-  
6 visions of K.S.A. 75-4215, and amendments thereto, and shall be credited  
7 to the energy efficiency revolving loan program — ARRA federal fund:  
8 *And provided further,* That, on or before the 10th day of each month,  
9 the director of accounts and reports shall transfer from the state general  
10 fund to the energy efficiency revolving loan program — ARRA federal  
11 fund interest earnings based on: (1) The average daily balance of repaid  
12 moneys in the energy efficiency revolving loan program — ARRA federal  
13 fund for the preceding month; and (2) the net earnings rate for the pooled  
14 money investment portfolio for the preceding month.

15 Natural gas underground storage fee fund .....	No limit
16 Gas pipeline inspection fee fund.....	No limit
17 Abandoned oil and gas well fund .....	No limit
18 Well plugging assurance fund.....	No limit
19 Facility conservation improvement program fund.....	No limit
20 Gas pipeline safety program — federal fund .....	No limit
21 Carbon dioxide injection well and underground storage 22 fund.....	No limit
23 Energy related grants — federal fund .....	No limit
24 Energy grants management fund .....	No limit
25 Energy conservation plan — federal fund .....	No limit
26 Underground injection control class II — federal fund ....	No limit
27 Pipeline damage prevention grant program — federal 28 fund.....	No limit
29 Other federal grants fund .....	No limit

30 *Provided,* That the above agency is authorized to make expenditures from  
31 the other federal grants fund of any moneys credited to this fund from  
32 any individual grant if the grant: (1) Is less than or equal to \$250,000 in  
33 the aggregate, and (2) does not require the matching expenditure of any  
34 other moneys in the state treasury during fiscal year 2011 other than  
35 moneys appropriated by this or other appropriation act of the 2010 reg-  
36 ular session of the legislature: *Provided, however,* That, upon application  
37 to and authorization by the governor, the above agency may make ex-  
38 penditures of moneys credited to this fund from any individual federal  
39 grant which is more than \$250,000 in the aggregate or which requires the  
40 matching expenditure of moneys in the state treasury during fiscal year  
41 2011, other than moneys appropriated by this or other appropriation act  
42 of the 2010 regular session of the legislature.

43 Inservice education workshop fee fund.....	No limit
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1 *Provided*, That expenditures may be made from the inservice education  
2 workshop fee fund for operating expenditures, including official hospi-  
3 tality, incurred for inservice workshops and conferences conducted by the  
4 state corporation commission for staff and members of the state corpo-  
5 ration commission: *Provided further*, That the state corporation commis-  
6 sion is hereby authorized to fix, charge and collect fees for such inservice  
7 workshops and conferences: *And provided further*, That such fees shall  
8 be fixed in order to recover all or part of the operating expenditures  
9 incurred for conducting such inservice workshops and conferences: *And*  
10 *provided further*, That all moneys received for such fees shall be depos-  
11 ited in the state treasury in accordance with the provisions of K.S.A. 75-  
12 4215, and amendments thereto, and shall be credited to the inservice  
13 education workshop fee fund.

14 Base state registration clearing fund.....	No limit
15 Credit card clearing fund.....	No limit
16 Suspense fund .....	No limit
17 KETA development fund .....	No limit

18 (b) Expenditures for the fiscal year ending June 30, 2011, by the state  
19 corporation commission from the public service regulation fund, the mo-  
20 tor carrier license fees fund and the conservation fee fund shall not ex-  
21 ceed, in the aggregate, \$16,468,621: *Provided*, That, within such limita-  
22 tion on the aggregate of expenditures, expenditures made for fiscal year  
23 2011 from the public service regulation fund, the motor carrier license  
24 fees fund and the conservation fee fund for official hospitality shall not  
25 exceed, in the aggregate, \$2,000.

26 (c) Expenditures for the fiscal year ending June 30, 2011, by the state  
27 corporation commission from the conservation fee fund or the abandoned  
28 oil and gas well fund may be made for the service of independent on-site  
29 supervision of well plugging contracts: *Provided*, That all expenditures  
30 from the conservation fee fund or the abandoned oil and gas well fund  
31 for the purpose of plugging of abandoned oil and gas wells shall be subject  
32 to the competitive bidding requirements of K.S.A. 75-3739, and amend-  
33 ments thereto, and shall not be exempt from such competitive bidding  
34 requirements on the basis of the estimated amount of such purchases.

35 (d) During the fiscal year ending June 30, 2011, the executive director  
36 of the state corporation commission, with the approval of the director of  
37 the budget, may transfer additional moneys from the conservation fee  
38 fund of the state corporation commission, which are in excess of \$400,000  
39 prescribed by K.S.A. 2009 Supp. 55-193, and amendments thereto, to the  
40 abandoned oil and gas well plugging fund of the state corporation com-  
41 mission: *Provided*, That the executive director of the state corporation  
42 commission shall certify each such transfer of additional moneys to the  
43 director of accounts and reports and shall transmit a copy of each such

1 certification to the director of legislative research.

2 (e) During the fiscal year ending June 30, 2011, notwithstanding the  
3 provisions of any other statute, the executive director of the state cor-  
4 poration commission, with the approval of the director of the budget, may  
5 transfer funds from any special revenue fund or funds of the state cor-  
6 poration commission to any other special revenue fund or funds of the  
7 state corporation commission. The executive director of the state corpo-  
8 ration commission shall certify each such transfer to the director of ac-  
9 counts and reports and shall transmit a copy of each such certification to  
10 the director of legislative research.

11 (f) (1) In addition to other purposes for which expenditures may be  
12 made by the state corporation commission from the public service reg-  
13 ulation fund for fiscal year 2011 for the state corporation commission as  
14 authorized by this or other appropriation act of the 2010 regular session  
15 of the legislature, notwithstanding the provisions of any other statute to  
16 the contrary, the state corporation commission may make expenditures  
17 from the public service regulation fund for fiscal year 2011 for expenses  
18 incurred by the Kansas electric transmission authority: *Provided*, That  
19 expenditures from the public service regulation fund for the expenses of  
20 the Kansas electric transmission authority for fiscal year 2011 shall not  
21 exceed \$100,000.

22 (2) In addition to other purposes for which expenditures may be made  
23 by the state corporation commission from the public service regulation  
24 fund for fiscal year 2012 for the state corporation commission as author-  
25 ized by this or other appropriation act of the 2010 regular session of the  
26 legislature or by any appropriation act of the 2011 regular session of the  
27 legislature, notwithstanding the provisions of any other statute to the con-  
28 trary, the state corporation commission may make expenditures from the  
29 public service regulation fund for fiscal year 2012 for expenses incurred  
30 by the Kansas electric transmission authority, if the total expenditures for  
31 such purpose authorized by the expenditure limitation prescribed by this  
32 subsection (f) for fiscal year 2011 are not expended or encumbered for  
33 fiscal year 2011, then the amount equal to the amount of such unex-  
34 pended or encumbered expenditure authority for fiscal year 2011 re-  
35 maining may be expended by the state corporation commission from the  
36 public service regulation fund for fiscal year 2012 for expenses incurred  
37 by the Kansas electric transmission authority and any such expenditures  
38 for fiscal year 2012 shall be in addition to any expenditure limitation  
39 imposed on the public service regulation fund for expenses incurred by  
40 the Kansas electric transmission authority for fiscal year 2012.

41 (g) On July 1, 2010, or as soon thereafter as moneys are available, the  
42 state corporation commission shall certify to the director of the budget  
43 and director of accounts and reports an amount or amounts to be trans-

1 ferred on July 1, 2010, or as soon thereafter as moneys are available,  
2 notwithstanding the provisions of K.S.A. 55-143, 55-167, 55-168, 55-180,  
3 55-1,116, 66-1,142 or 66-1a01, and amendments thereto, or any other  
4 statute, from the public service regulation fund, the motor carrier license  
5 fees fund, the conservation fee fund, the gas pipeline fee fund, the in-  
6 service education fund, and the petroleum violation escrow fund of the  
7 state corporation commission to the state general fund during fiscal year  
8 2011: *Provided*, That the aggregate of the amounts specified in such cer-  
9 tification to be transferred from such funds during fiscal year 2011 shall  
10 be \$1,500,000: *Provided further*, That, upon receipt of such certification,  
11 the director of accounts and reports shall transfer the amount or amounts  
12 specified to be transferred from the public service regulation fund, the  
13 motor carrier license fees fund, the conservation fee fund, the gas pipeline  
14 fee fund, the in-service education fund, and the petroleum violation es-  
15 crow fund of the state corporation commission to the state general fund  
16 on the date or dates specified in such certification therefor, or as soon  
17 thereafter as moneys are available: *Provided, however*, That the aggregate  
18 of the amounts transferred in accordance with this subsection to the state  
19 general fund from the public service regulation fund, the motor carrier  
20 license fees fund, the conservation fee fund, the gas pipeline fee fund,  
21 the in-service education fund, and the petroleum violation escrow fund  
22 during fiscal year 2011 shall not exceed \$1,500,000: *And provided further*,  
23 That the transfer of each such amount from the public service regulation  
24 fund, the motor carrier license fees fund, the conservation fee fund, the  
25 gas pipeline fee fund, the in-service education fund, and the petroleum  
26 violation escrow fund to the state general fund pursuant to this subsection  
27 shall be in addition to any other transfer from the public service regulation  
28 fund, the motor carrier license fees fund, the conservation fee fund, the  
29 gas pipeline fee fund, the in-service education fund, and the petroleum  
30 violation escrow fund to the state general fund as prescribed by law: *And*  
31 *provided further*, That the transfer of each such amount from the public  
32 service regulation fund, the motor carrier license fees fund, the conser-  
33 vation fee fund, the gas pipeline fee fund, the in-service education fund,  
34 and the petroleum violation escrow fund to the state general fund pur-  
35 suant to this subsection is to reimburse the state general fund for ac-  
36 counting, auditing, budgeting, legal, payroll, personnel and purchasing  
37 services and any other governmental services which are performed on  
38 behalf of the state corporation commission by other state agencies which  
39 receive appropriations from the state general fund to provide such serv-  
40 ices.

41 Sec. ~~57~~ **61**.

42 CITIZENS' UTILITY RATEPAYER BOARD

43 (a) There is appropriated for the above agency from the following spe-

1 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
2 moneys now or hereafter lawfully credited to and available in such fund  
3 or funds, except that expenditures other than refunds authorized by law  
4 shall not exceed the following:

5 Utility regulatory fee fund ..... \$807,710

6 (b) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,  
7 2011, or as soon after each such date as moneys are available, and upon  
8 receipt of certification by the state corporation commission of the amount  
9 to be transferred, the director of accounts and reports shall transfer from  
10 the public service regulation fund of the state corporation commission to  
11 the utility regulatory fee fund of the citizens' utility ratepayer board all  
12 moneys assessed by the state corporation commission for the citizens'  
13 utility ratepayer board under K.S.A. 66-1502 or 66-1503, and amend-  
14 ments thereto, and deposited in the state treasury to the credit of the  
15 public service regulation fund.

16 (c) During the fiscal year ending June 30, 2012, in addition to other  
17 purposes for which expenditures may be made by the citizens' utility  
18 ratepayer board from the utility regulatory fee fund for fiscal year 2012  
19 for the citizens' utility ratepayer board as authorized by this or other  
20 appropriation act of the 2010 regular session of the legislature or by any  
21 appropriation act of the 2011 regular session of the legislature, notwith-  
22 standing the provisions of any other statute to the contrary, if the total  
23 expenditures authorized by the expenditure limitation prescribed by sub-  
24 section (a) are not expended or encumbered for fiscal year 2011, then  
25 the amount equal to the amount of such expenditure authority for fiscal  
26 year 2011 remaining may be expended from the utility regulatory fee fund  
27 for fiscal year 2012 pursuant to contracts for professional services and any  
28 such expenditure for fiscal year 2012 shall be in addition to any expend-  
29 iture limitation imposed on the utility regulatory fee fund for fiscal year  
30 2012.

31 Sec. ~~58~~. **62.**

32 DEPARTMENT OF ADMINISTRATION

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

35 General administration ..... \$974,220

36 *Provided*, That any unencumbered balance in the general administration  
37 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
38 for fiscal year 2011: *Provided further*, That in addition to other positions  
39 within the department of administration in the unclassified service as  
40 prescribed by law, expenditures may be made from the general admin-  
41 istration account for three employees in the unclassified service under  
42 the Kansas civil service act: *And provided further*, That expenditures from  
43 this account for official hospitality shall not exceed \$1,000.

1 Financial management system ..... \$843,810  
2 *Provided*, That any unencumbered balance in the financial management  
3 system account in excess of \$100 as of June 30, 2010, is hereby reapprop-  
4 priated for fiscal year 2011.  
5 Department of administration systems..... \$2,172,614  
6 *Provided*, That any unencumbered balance in the department of admin-  
7 istration systems account in excess of \$100 as of June 30, 2010, is hereby  
8 reappropriated for fiscal year 2011: *Provided further*, That expenditures  
9 from the department of administration systems account for official hos-  
10 pitality shall not exceed \$1,000.  
11 Personnel services ..... \$1,773,822  
12 *Provided*, That any unencumbered balance in the personnel services ac-  
13 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for  
14 fiscal year 2011.  
15 Purchasing..... \$481,184  
16 *Provided*, That any unencumbered balance in the purchasing account in  
17 excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal  
18 year 2011.  
19 Budget analysis ..... \$1,278,517  
20 *Provided*, That any unencumbered balance in the budget analysis account  
21 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal  
22 year 2011: *Provided further*, That, in addition to other positions within  
23 the department of administration in the unclassified service as prescribed  
24 by law, expenditures may be made from the budget analysis account for  
25 eight employees in the unclassified service under the Kansas civil service  
26 act: *And provided further*, That expenditures from this account for official  
27 hospitality shall not exceed \$1,000.  
28 Facilities management..... \$55,037  
29 *Provided*, That any unencumbered balance in the facilities management  
30 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
31 for fiscal year 2011.  
32 Accounts and reports ..... \$1,786,894  
33 *Provided*, That any unencumbered balance in the accounts and reports  
34 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
35 for fiscal year 2011.  
36 Public broadcasting council grants ..... \$1,806,322  
37 *Provided*, That any unencumbered balance in the public broadcasting  
38 council grants account in excess of \$100 as of June 30, 2010, is hereby  
39 reappropriated for fiscal year 2011: *Provided further*, That all expendi-  
40 tures from the public broadcasting council grants account for capital  
41 equipment shall be made to provide matching funds for federal capital  
42 equipment grants awarded to eligible public broadcasting stations: *And*  
43 *provided further*, That expenditures from this account may be made to

1 provide matching funds for capital equipment projects funded from any  
2 nonstate source in the event federal capital equipment grants are not  
3 awarded: *And provided further*, That in the event the federal facility pro-  
4 grams cease to exist or fail to conduct grant solicitations, expenditures  
5 may be made from this account to provide matching funds for capital  
6 equipment projects funded from any nonstate source without first apply-  
7 ing for federal capital equipment grants.

8 KPEERS bonds debt service .....	\$36,140,952
9 Public broadcasting digital conversion debt service.....	\$609,200
10 Policy analysis initiatives .....	\$156,122

11 *Provided*, That any unencumbered balance in the policy analysis initia-  
12 tives account in excess of \$100 as of June 30, 2010, is hereby reappro-  
13 priated for fiscal year 2011: *Provided further*, That expenditures from this  
14 account for official hospitality shall not exceed \$5,000.

15 Long-term care ombudsman .....	\$262,295
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16 *Provided*, That any unencumbered balance in the long-term care om-  
17 budsman account in excess of \$100 as of June 30, 2010, is hereby reap-  
18 propriated for fiscal year 2011: *Provided further*, That expenditures from  
19 this account for official hospitality shall not exceed \$1,000.

20 (b) There is appropriated for the above agency from the following spe-  
21 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
22 moneys now or hereafter lawfully credited to and available in such fund  
23 or funds, except that expenditures other than refunds or indirect cost  
24 recoveries authorized by law shall not exceed the following:

25 Federal cash management fund.....	No limit
26 State leave payment reserve fund.....	No limit
27 Building and ground fund.....	No limit

28 *Provided*, That expenditures may be made from the building and ground  
29 fund for operating and other expenses for the Hiram Price Dillon House.

30 General fees fund.....	No limit
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31 *Provided*, That expenditures may be made from the general fees fund for  
32 operating expenditures for the division of personnel services, including  
33 human resources programs and official hospitality: *Provided further*, That  
34 the director of personnel services is hereby authorized to fix, charge and  
35 collect fees: *And provided further*, That fees shall be fixed in order to  
36 recover all or part of the operating expenses incurred, including official  
37 hospitality: *And provided further*, That all fees received, including fees  
38 received under the open records act for providing access to or furnishing  
39 copies of public records, shall be deposited in the state treasury in ac-  
40 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,  
41 and shall be credited to the general fees fund of the department of ad-  
42 ministration.  
43



1 Human resource information systems cost recovery  
2 fund..... No limit  
3 Budget fees fund..... No limit  
4 *Provided*, That expenditures may be made from the budget fees fund for  
5 operating expenditures for the division of the budget, including training  
6 programs, special projects and official hospitality: *Provided further*, That  
7 the director of the budget is hereby authorized to fix, charge and collect  
8 fees for such training programs: *And provided further*, That fees for such  
9 training programs and special projects shall be fixed in order to recover  
10 all or part of the operating expenses incurred for such training programs  
11 and special projects, including official hospitality: *And provided further*,  
12 That all fees received for such training programs and special projects and  
13 all fees received by the division of the budget under the open records act  
14 for providing access to or furnishing copies of public records shall be  
15 deposited in the state treasury in accordance with the provisions of K.S.A.  
16 75-4215, and amendments thereto, and shall be credited to the budget  
17 fees fund.  
18 Purchasing fees fund..... No limit  
19 *Provided*, That expenditures may be made from the purchasing fees fund  
20 for operating expenditures of the division of purchases, including training  
21 seminars and official hospitality: *Provided further*, That the director of  
22 purchases is hereby authorized to fix, charge and collect fees for operating  
23 expenditures incurred to reproduce and disseminate purchasing infor-  
24 mation, administer vendor applications, administer state contracts and  
25 conduct training seminars, including official hospitality: *And provided fur-*  
26 *ther*, That such fees shall be fixed in order to recover all or part of such  
27 operating expenses.  
28 Architectural services fee fund ..... No limit  
29 *Provided*, That expenditures may be made from the architectural services  
30 fee fund for operating expenditures for distribution of architectural in-  
31 formation: *Provided further*, That the director of facilities management  
32 is hereby authorized to fix, charge and collect fees for reproduction and  
33 distribution of architectural information: *And provided further*, That such  
34 fees shall be fixed in order to recover all or part of the operating expenses  
35 incurred for reproducing and distributing architectural information: *And*  
36 *provided further*, That all fees received for such reproduction and distri-  
37 bution of architectural information shall be deposited in the state treasury  
38 in accordance with the provisions of K.S.A. 75-4215, and amendments  
39 thereto, and shall be credited to the architectural services fee fund.  
40 Budget equipment conversion fund..... No limit  
41 Conversion of materials and equipment fund ..... No limit  
42 Architectural services equipment conversion fund..... No limit  
43 Property contingency fund..... No limit

1	Flood control emergency — federal fund .....	No limit
2	CJIS Byrne Grant — federal fund .....	No limit
3	FICA reimbursements medical residents fund.....	No limit
4	Information technology fund.....	No limit
5	<i>Provided</i> , That any moneys collected from a fee increase for information	
6	services recommended by the governor shall be deposited in the state	
7	treasury to the credit of the information technology fund.	
8	Information technology reserve fund.....	No limit
9	State buildings operating fund.....	No limit
10	<i>Provided</i> , That expenditures may be made from the state buildings op-	
11	erating fund for operating and other expenses for the Hiram Price Dillon	
12	House: <i>Provided further</i> , That the secretary of administration is hereby	
13	authorized to fix, charge and collect fees for use of the rooms and other	
14	facilities of the Hiram Price Dillon House in accordance with policies	
15	adopted by the legislative coordinating council under K.S.A. 75-3682, and	
16	amendments thereto, for approving the use of such property: <i>And pro-</i>	
17	<i>vided further</i> , That fees for approved use of such property shall be rea-	
18	sonable and directly related to the costs of such use and shall be fixed in	
19	order to recover all or part of the operating expenses incurred for such	
20	use: <i>And provided further</i> , That all moneys received for such fees shall	
21	be deposited in the state treasury in accordance with the provisions of	
22	K.S.A. 75-4215, and amendments thereto, and shall be credited to the	
23	state buildings operating fund or the building and ground fund, as deter-	
24	mined and directed by the secretary of administration: <i>And provided fur-</i>	
25	<i>ther</i> , That the secretary of administration is hereby authorized to fix,	
26	charge and collect a real estate property leasing services fee at a reason-	
27	able rate per square foot of space leased by state agencies as approved	
28	by the secretary of administration under K.S.A. 75-3739, and amend-	
29	ments thereto, to recover the costs incurred by the department of ad-	
30	ministration in providing services to state agencies relating to leases of	
31	real property: <i>And provided further</i> , That each state agency that is party	
32	to a lease of real property that is approved by the secretary of adminis-	
33	tration under K.S.A. 75-3739, and amendments thereto, shall remit to the	
34	secretary of administration the real estate property leasing services fee	
35	upon receipt of the billing therefor: <i>And provided further</i> , That all mon-	
36	eys received for real estate property leasing services fees shall be depos-	
37	ited in the state treasury in accordance with the provisions of K.S.A. 75-	
38	4215, and amendments thereto, and shall be credited to the state	
39	buildings operating fund or the building and ground fund, as determined	
40	and directed by the secretary of administration: <i>And provided further</i> ,	
41	That the net proceeds from the sale of all or any part of the Topeka state	
42	hospital property, as defined by subsection (a) of K.S.A. 2009 Supp. 75-	
43	37,123, and amendments thereto, shall be deposited in the state treasury	

1 and credited to the state buildings operating fund or the building and  
2 ground fund, as determined and directed by the secretary of administra-  
3 tion: *And provided further*, That the secretary of administration is hereby  
4 authorized to fix, charge and collect a surcharge against all state agency  
5 leased square footage in Shawnee County including both state-owned and  
6 privately-owned buildings: *And provided further*, That all moneys re-  
7 ceived for such surcharge shall be deposited in the state treasury in ac-  
8 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,  
9 and shall be credited to the state buildings operating fund or the building  
10 and ground fund, as determined and directed by the secretary of admin-  
11 istration.

12 Accounting services recovery fund ..... No limit  
13 *Provided*, That expenditures may be made from the accounting services  
14 recovery fund for the operating expenditures, including official hospital-  
15 ity, of the department of administration: *Provided further*, That the sec-  
16 retary of administration is hereby authorized to fix, charge and collect  
17 fees for services or sales provided by the department of administration  
18 which are not specifically authorized by any other statute: *And provided*  
19 *further*, That all fees received for such services or sales shall be deposited  
20 in the state treasury in accordance with the provisions of K.S.A. 75-4215,  
21 and amendments thereto, and shall be credited to the accounting services  
22 recovery fund.

23 Architectural services recovery fund..... No limit  
24 *Provided*, That expenditures may be made from the architectural services  
25 recovery fund for operating expenditures for the division of facilities man-  
26 agement: *Provided further*, That the director of facilities management is  
27 hereby authorized to charge and collect fees for services provided to other  
28 state agencies not directly related to the construction of a capital im-  
29 provement project: *And provided further*, That all fees received for all  
30 such services shall be deposited in the state treasury in accordance with  
31 the provisions of K.S.A. 75-4215, and amendments thereto, and shall be  
32 credited to the architectural services recovery fund.

33 Motor pool service fund ..... No limit

34 Intragovernmental printing service fund ..... No limit

35 Intragovernmental printing service depreciation reserve  
36 fund..... No limit

37 Municipal accounting and training services recovery  
38 fund..... No limit

39 *Provided*, That expenditures may be made from the municipal accounting  
40 and training services recovery fund to provide general ledger, payroll  
41 reporting, utilities billing, data processing, and accounting services to mu-  
42 nicipalities and to provide training programs conducted for municipal  
43 government personnel, including official hospitality: *Provided further*,

1 That the director of accounts and reports is hereby authorized to fix,  
2 charge and collect fees for such services and programs: *And provided*  
3 *further*, That such fees shall be fixed to cover all or part of the operating  
4 expenditures incurred in providing such services and programs, including  
5 official hospitality: *And provided further*, That all fees received for such  
6 services and programs, including official hospitality, shall be deposited in  
7 the state treasury in accordance with the provisions of K.S.A. 75-4215,  
8 and amendments thereto, and shall be credited to the municipal account-  
9 ing and training services recovery fund.

10 Canceled warrants payment fund.....	No limit
11 State emergency fund .....	No limit
12 Bid and contract deposit fund .....	No limit
13 Federal withholding tax clearing fund.....	No limit
14 Financial management system development fund.....	No limit

15 *Provided*, That the secretary of administration may establish fees and  
16 make special assessments in order to finance the costs of developing the  
17 financial management system: *Provided further*, That all moneys received  
18 for such fees and special assessments shall be deposited in the state treas-  
19 ury in accordance with the provisions of K.S.A. 75-4215, and amendments  
20 thereto, and shall be credited to the financial management system de-  
21 velopment fund of the department of administration.

22 State gaming revenues fund.....	No limit
23 Financial management system development fund — on	
24 budget .....	No limit
25 Construction defects recovery fund.....	No limit
26 Facilities conservation improvement fund .....	No limit
27 State revolving fund services fee fund .....	No limit
28 Conversion of materials and equipment — recycling pro-	
29 gram fund.....	No limit
30 Curtis office building maintenance reserve fund .....	No limit
31 Equipment lease purchase program administration clear-	
32 ing fund .....	No limit
33 Suspense fund .....	No limit
34 Electronic funds transfer suspense fund .....	No limit
35 Surplus property program fund — on budget.....	No limit
36 Surplus property program fund — off budget.....	No limit
37 Older Americans act long-term care ombudsman federal	
38 fund.....	No limit
39 Long-term care ombudsman gift and grant fund.....	No limit
40 Title XIX — long-term care ombudsman medicaid federal	
41 grant fund .....	No limit
42 Wireless enhanced 911 grant fund.....	No limit
43 Landon state office building repair expense fund.....	No limit

1 MacVicar avenue assessment expense fund ..... No limit

2 (c) On July 1, 2010, the director of accounts and reports shall transfer  
3 \$210,000 from the state highway fund to the state general fund for the  
4 purpose of reimbursing the state general fund for the cost of providing  
5 purchasing services to the department of transportation.

6 (d) During the fiscal year ending June 30, 2011, the secretary of ad-  
7 ministration is hereby authorized to approve refinancing of equipment  
8 being financed by state agencies through the department's equipment  
9 financing program. Such refinancing project is hereby approved for the  
10 purposes of subsection (b) of K.S.A. 74-8905, and amendments thereto.

11 (e) In addition to the other purposes for which expenditures may be  
12 made by the above agency from moneys appropriated in any capital im-  
13 provement account of any special revenue fund or in any capital improve-  
14 ment account of the state general fund for the above agency for fiscal  
15 year 2011 by this or other appropriation act of the 2010 regular session  
16 of the legislature, expenditures may be made by the above agency from  
17 any such capital improvement account of any special revenue fund or any  
18 such capital improvement account of the state general fund for fiscal year  
19 2011 for the purpose of making emergency repairs to any facility that is  
20 under the charge, care, management or control of the department of  
21 administration as provided by law: *Provided*, That the secretary of ad-  
22 ministration shall make a full report on such repairs and expenditures to  
23 the director of the budget and the director of legislative research.

24 (f) (1) On July 1, 2010, the director of accounts and reports shall record  
25 a debit to the state treasurer's receivables for the children's initiatives  
26 fund and shall record a corresponding credit to the children's initiatives  
27 fund in an amount certified by the director of the budget which shall be  
28 equal to 50% of the amount estimated by the director of the budget to  
29 be transferred and credited to the children's initiatives fund during the  
30 fiscal year ending June 30, 2011, except that such amount shall be pro-  
31 portionally adjusted during fiscal year 2011 with respect to any change in  
32 the moneys to be transferred and credited to the children's initiatives  
33 fund during fiscal year 2011. Among other appropriate factors, the direc-  
34 tor of the budget shall take into consideration the estimated and actual  
35 receipts and interest earnings of the Kansas endowment for youth fund  
36 for fiscal year 2010 and fiscal year 2011 in determining the amount to be  
37 certified under this subsection. All moneys transferred and credited to  
38 the children's initiatives fund during fiscal year 2011 shall reduce the  
39 amount debited and credited to the children's initiatives fund under this  
40 subsection.

41 (2) On June 30, 2011, the director of accounts and reports shall adjust  
42 the amounts debited and credited to the state treasurer's receivables and  
43 to the children's initiatives fund pursuant to this subsection, to reflect all

1 moneys actually transferred and credited to the children's initiatives fund  
2 during fiscal year 2011.

3 (3) The director of accounts and reports shall notify the state treasurer  
4 of all amounts debited and credited to the children's initiatives fund pur-  
5 suant to this subsection and all reductions and adjustments thereto made  
6 pursuant to this subsection. The state treasurer shall enter all such  
7 amounts debited and credited and shall make reductions and adjustments  
8 thereto on the books and records kept and maintained for the children's  
9 initiatives fund by the state treasurer in accordance with the notice  
10 thereof.

11 (4) The reductions and adjustments prescribed to be made by the di-  
12 rector of accounts and reports and the state treasurer pursuant to this  
13 subsection for the children's initiatives fund to account for moneys ac-  
14 tually received that are to be transferred and credited to the children's  
15 initiatives fund shall be made after the reductions and adjustments pre-  
16 scribed to be made by the director of accounts and reports and the state  
17 treasurer pursuant to subsection (i) for the Kansas endowment for youth  
18 fund to account for moneys actually received that are to be deposited in  
19 the state treasury and credited to the Kansas endowment for youth fund.

20 (g) (1) On July 1, 2010, the director of accounts and reports shall record  
21 a debit to the state treasurer's receivables for the state economic devel-  
22 opment initiatives fund and shall record a corresponding credit to the  
23 state economic development initiatives fund in an amount certified by  
24 the director of the budget which shall be equal to 50% of the amount  
25 estimated by the director of the budget to be transferred and credited to  
26 the state economic development initiatives fund during the fiscal year  
27 ending June 30, 2011, except that such amount shall be proportionally  
28 adjusted during fiscal year 2011 with respect to any change in the moneys  
29 to be transferred and credited to the state economic development initia-  
30 tives fund during fiscal year 2011. All moneys transferred and credited to  
31 the state economic development initiatives fund during fiscal year 2011  
32 shall reduce the amount debited and credited to the state economic de-  
33 velopment initiatives fund under this subsection.

34 (2) On June 30, 2011, the director of accounts and reports shall adjust  
35 the amounts debited and credited to the state treasurer's receivables and  
36 to the state economic development initiatives fund pursuant to this sub-  
37 section, to reflect all moneys actually transferred and credited to the state  
38 economic development initiatives fund during fiscal year 2011.

39 (3) The director of accounts and reports shall notify the state treasurer  
40 of all amounts debited and credited to the state economic development  
41 initiatives fund pursuant to this subsection and all reductions and adjust-  
42 ments thereto made pursuant to this subsection. The state treasurer shall  
43 enter all such amounts debited and credited and shall make reductions

1 and adjustments thereto on the books and records kept and maintained  
2 for the state economic development initiatives fund by the state treasurer  
3 in accordance with the notice thereof.

4 (h) (1) On July 1, 2010, the director of accounts and reports shall record  
5 a debit to the state treasurer's receivables for the correctional institutions  
6 building fund and shall record a corresponding credit to the correctional  
7 institutions building fund in an amount certified by the director of the  
8 budget which shall be equal to 80% of the amount estimated by the  
9 director of the budget to be transferred and credited to the correctional  
10 institutions building fund during the fiscal year ending June 30, 2011,  
11 except that such amount shall be proportionally adjusted during fiscal year  
12 2011 with respect to any change in the moneys to be transferred and  
13 credited to the correctional institutions building fund during fiscal year  
14 2011. All moneys transferred and credited to the correctional institutions  
15 building fund during fiscal year 2011 shall reduce the amount debited  
16 and credited to the correctional institutions building fund under this sub-  
17 section.

18 (2) On June 30, 2011, the director of accounts and reports shall adjust  
19 the amounts debited and credited to the state treasurer's receivables and  
20 to the correctional institutions building fund pursuant to this subsection,  
21 to reflect all moneys actually transferred and credited to the correctional  
22 institutions building fund during fiscal year 2011.

23 (3) The director of accounts and reports shall notify the state treasurer  
24 of all amounts debited and credited to the correctional institutions build-  
25 ing fund pursuant to this subsection and all reductions and adjustments  
26 thereto made pursuant to this subsection. The state treasurer shall enter  
27 all such amounts debited and credited and shall make reductions and  
28 adjustments thereto on the books and records kept and maintained for  
29 the correctional institutions building fund by the state treasurer in ac-  
30 cordance with the notice thereof.

31 (i) (1) On July 1, 2010, the director of accounts and reports shall record  
32 a debit to the state treasurer's receivables for the Kansas endowment for  
33 youth fund and shall record a corresponding credit to the Kansas endow-  
34 ment for youth fund in an amount certified by the director of the budget  
35 which shall be equal to 80% of the amount approved for expenditure by  
36 the children's cabinet during the fiscal year ending June 30, 2011, as  
37 certified by the director of the budget. All moneys received and credited  
38 to the Kansas endowment for youth fund during fiscal year 2011 shall  
39 reduce the amount debited and credited to the Kansas endowment for  
40 youth fund under this subsection.

41 (2) On June 30, 2011, the director of accounts and reports shall adjust  
42 the amounts debited and credited to the state treasurer's receivables and  
43 to the Kansas endowment for youth fund pursuant to this subsection, to

1 reflect all moneys actually transferred and credited to the Kansas endow-  
2 ment for youth fund during fiscal year 2011.

3 (3) The director of accounts and reports shall notify the state treasurer  
4 of all amounts debited and credited to the Kansas endowment for youth  
5 fund pursuant to this subsection and all reductions and adjustments  
6 thereto made pursuant to this subsection. The state treasurer shall enter  
7 all such amounts debited and credited and shall make reductions and  
8 adjustments thereto on the books and records kept and maintained for  
9 the Kansas endowment for youth fund by the state treasurer in accord-  
10 ance with the notice thereof.

11 (4) The reductions and adjustments prescribed to be made by the di-  
12 rector of accounts and reports and the state treasurer pursuant to this  
13 subsection for the Kansas endowment for youth fund to account for mon-  
14 eys actually received that are to be deposited in the state treasury and  
15 credited to the Kansas endowment for youth fund shall be made before  
16 the reductions and adjustments prescribed to be made by the director of  
17 accounts and reports and the state treasurer pursuant to subsection (f)  
18 for the children's initiatives fund to account for moneys actually received  
19 that are to be transferred and credited to the children's initiatives fund.

20 (j) During the fiscal year ending June 30, 2011, the secretary of ad-  
21 ministration, with the approval of the director of the budget, may transfer  
22 any part of any item of appropriation for the fiscal year ending June 30,  
23 2011, from the state general fund for the department of administration  
24 to another item of appropriation for fiscal year 2011 from the state general  
25 fund for the department of administration. The secretary of administra-  
26 tion shall certify each such transfer to the director of accounts and reports  
27 and shall transmit a copy of each such certification to the director of  
28 legislative research.

29 (k) There is appropriated for the above agency from the state institu-  
30 tions building fund for the fiscal year ending June 30, 2011, the following:  
31 SIBF — state building insurance ..... \$105,000  
32 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b05, and  
33 amendments thereto, expenditures may be made by the above agency  
34 from the SIBF — state building insurance account of the state institutions  
35 building fund for state building insurance premiums.

36 (l) There is appropriated for the above agency from the correctional  
37 institutions building fund for the fiscal year ending June 30, 2011, the  
38 following:

39 CIBF — state building insurance ..... \$85,000  
40 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b09, and  
41 amendments thereto, expenditures may be made by the above agency  
42 from the CIBF — state building insurance account of the correctional  
43 institutions building fund for state building insurance premiums.



- 1 (m) On July 1, 2010, or as soon thereafter as moneys are available  
2 during the fiscal year ending June 30, 2011, the director of accounts and  
3 reports shall transfer an amount or amounts from the appropriate federal  
4 fund or funds of the department on aging to the older Americans act  
5 long-term care ombudsman federal fund of the department of adminis-  
6 tration: *Provided*, That the aggregate of such amount or amounts trans-  
7 ferred during fiscal year 2011 shall be equal to and shall not exceed the  
8 Older Americans Act Title VII: Ombudsman Award and 4.38% of the  
9 Kansas Older Americans Act Title III: Part B Supportive Services Award.
- 10 (n) (1) On July 1, 2010, notwithstanding the provisions of any other  
11 statute, the director of accounts and reports shall record a debit to the  
12 state treasurer’s receivables for the state general fund and shall record a  
13 corresponding credit to the state general fund in the net amount equal  
14 to \$32,689,900 minus the amount credited and debited on or before June  
15 30, 2010, pursuant to section 76(p)(9)(D) of chapter 142 of the 2006  
16 Session Laws of Kansas, to finance the cost of the 27th payroll chargeable  
17 to the fiscal year ending June 30, 2006, for state agencies.
- 18 (2) On or before September 1, 2010, the director of accounts and re-  
19 ports shall adjust the amounts debited and credited to the state treasurer’s  
20 receivables and to the state general fund pursuant to this subsection (n),  
21 to reflect all moneys actually transferred and credited to the state general  
22 fund during fiscal year 2011.
- 23 (3) (A) (i) Prior to August 15, 2010, the director of the budget shall  
24 determine and certify to the director of accounts and reports the amount  
25 reappropriated in each account of the state general fund of a state agency,  
26 other than any regents agency, from the state general fund that has a  
27 specific expenditure limitation prescribed for fiscal year 2011 and that is  
28 in excess of the amount authorized under the approved budget of exp-  
29 penditures to be expended from such reappropriated amount for fiscal  
30 year 2011.
- 31 (ii) On or before June 30, 2011, the director of the budget shall deter-  
32 mine and certify to the director of accounts and reports the amount reap-  
33 propriated in each account of the state general fund of a state agency,  
34 other than any regents agency, from the state general fund that has no  
35 specific expenditure limitation prescribed for the fiscal year, that is in  
36 excess of the amount estimated under the approved budget of expendi-  
37 tures to be expended from such reappropriated amount for fiscal year  
38 2011, and that is determined by the director of the budget not to be  
39 needed for the purpose for which such amount was originally budgeted,  
40 including, but not limited to, actual or projected cost savings as a result  
41 of completed, cancelled or modified projects, programs or operations.
- 42 (iii) As used in paragraphs (i) and (ii) of this subsection (n)(3)(A), “spe-  
43 cific expenditure limitation prescribed for the fiscal year” includes any

1 case in which no expenditures may be made from such reappropriated  
2 balance except upon approval by the state finance council.

3 (B) Prior to August 15, 2010, the director of the budget shall determine  
4 and certify to the director of accounts and reports the aggregate of all  
5 unanticipated lapses of moneys which were appropriated or reappro-  
6 priated from the state general fund for fiscal year 2010 and which were  
7 not reappropriated for fiscal year 2011, as determined by the director of  
8 the budget: *Provided*, That, as used in this subsection (n)(3)(B), “unan-  
9 ticipated lapses of moneys” shall not include any amount lapsed from the  
10 state general fund pursuant to explicit language in an appropriation act  
11 of the 2010 regular session of the legislature or any amount lapsed from  
12 the state general fund for which specific reappropriation language was  
13 deliberately not included in any appropriation act of the 2010 regular  
14 session of the legislature.

15 (C) Prior to August 15, 2010, the director of the budget shall determine  
16 and certify to the director of accounts and reports the aggregate of all  
17 amounts of unencumbered balances in accounts of the state general fund  
18 that were first encumbered during a fiscal year commencing prior to July  
19 1, 2009, that were released during fiscal year 2010, and that were not  
20 specifically reappropriated by an appropriation act of the 2010 regular  
21 session of the legislature.

22 (4) (A) On August 15, 2010, in accordance with the certification by the  
23 director of the budget that is submitted to the director of accounts and  
24 reports under subsection (n)(3)(A)(i), the appropriation for fiscal year  
25 2011 for each account of the state general fund that is appropriated or  
26 reappropriated for the fiscal year ending June 30, 2011, by this or other  
27 appropriation act of the 2010 regular session of the legislature is hereby  
28 respectively lapsed by the amount equal to the amount certified under  
29 subsection (n)(3)(A)(i).

30 (B) On June 30, 2011, in accordance with the certification by the di-  
31 rector of the budget that is submitted to the director of accounts and  
32 reports under subsection (n)(3)(A)(ii), the appropriation for fiscal year  
33 2011 for each account of the state general fund that is appropriated or  
34 reappropriated for the fiscal year ending June 30, 2011, by this or other  
35 appropriation act of the 2010 regular session of the legislature is hereby  
36 respectively lapsed by the amount equal to the amount certified under  
37 subsection (n)(3)(A)(ii).

38 (5) At the same time as the director of the budget transmits each cer-  
39 tification to the director of accounts and reports pursuant to subsection  
40 (n)(3), the director of the budget shall transmit a copy of such certification  
41 to the director of legislative research.

42 (6) (A) Prior to August 15, 2010, the state board of regents shall de-  
43 termine and certify to the director of the budget each of the specific

1 amounts from the amounts appropriated from the state general fund or  
2 from the moneys appropriated and available in the special revenue funds  
3 for each of the regents agencies to be transferred to and debited to the  
4 27th payroll adjustment account of the state general fund by the director  
5 of accounts and reports pursuant to this subsection (n): *Provided* That  
6 the aggregate of all such amounts certified to the director of the budget  
7 shall be an amount that is equal to or more than \$1,184,054. The certi-  
8 fication by the state board of regents shall specify the amount in each  
9 account of the state general fund or in each special revenue fund, or  
10 account thereof, that is designated by the state board of regents pursuant  
11 to this subsection for each of the regents agencies to be transferred to  
12 and debited to the 27th payroll adjustment account in the state general  
13 fund by the director of accounts and reports pursuant to this subsection  
14 (n). At the same time as such certification is transmitted to the director  
15 of the budget, the state board of regents shall transmit a copy of such  
16 certification to the director of legislative research.

17 (B) The director of the budget shall review each such certification from  
18 the state board of regents and shall certify a copy of each such certification  
19 from the state board of regents to the director of accounts and reports.  
20 At the same time as such certification is transmitted to the director of  
21 accounts and reports, the director of the budget shall transmit a copy of  
22 each such certification to the director of legislative research.

23 (C) On August 15, 2010, in accordance with the certification by the  
24 director of the budget that is submitted to the director of accounts and  
25 reports under this subsection (n)(6), the appropriation for fiscal year 2011  
26 for each account of the state general fund, state economic development  
27 initiatives fund, state water plan fund and children's initiatives fund that  
28 is appropriated or reappropriated for the fiscal year ending June 30, 2011,  
29 by this or other appropriation act of the 2010 regular session of the leg-  
30 islature is hereby respectively lapsed by the amount equal to the amount  
31 certified under this subsection (n)(6).

32 (7) In determining the amounts to be certified to the director of ac-  
33 counts and reports in accordance with this subsection (n), the director of  
34 the budget and the state board of regents shall consider any changed  
35 circumstances and unanticipated reductions in expenditures or unantici-  
36 pated and required expenditures by the state agencies for fiscal year 2011.

37 (8) (A) On or before September 1, 2010, after receipt of each certifi-  
38 cation by the director of the budget pursuant to this subsection (n), the  
39 director of accounts and reports shall transfer and debit to the 27th payroll  
40 adjustment account of the state general fund, which is hereby established  
41 in the state general fund, by an amount equal to the aggregate of the  
42 amounts certified by the director of the budget pursuant to subsection  
43 (n)(3) and subsection (n)(6) in accordance with such certifications.

1 (B) On September 1, 2010, the director of accounts and reports shall  
2 transfer the balance of the 27th payroll adjustment account of the state  
3 general fund to the master account of the state general fund: *Provided,*  
4 *however,* That the amount transferred shall not exceed the amount of the  
5 then outstanding balance of the state treasurer's receivables for the state  
6 general fund.

7 (C) On September 1, 2010, the director of accounts and reports shall  
8 adjust the amounts debited and credited to the state treasurer's receive-  
9 ables and to the 27th payroll adjustment account of the state general fund  
10 pursuant to this subsection (n), to reflect all moneys actually transferred  
11 and credited to the 27th payroll adjustment account of the state general  
12 fund pursuant to this subsection (n) during fiscal year 2011.

13 (D) On or before June 30, 2011, after receipt of each certification by  
14 the director of the budget pursuant to subsection (n)(3)(A)(ii), the direc-  
15 tor of accounts and reports shall transfer and debit to the 27th payroll  
16 adjustment account of the state general fund, which is hereby established  
17 in the state general fund, an amount equal to the aggregate of the amounts  
18 certified by the director of the budget pursuant to subsection (n)(3)(A)(ii)  
19 in accordance with such certifications.

20 (E) On June 30, 2011, the director of accounts and reports shall transfer  
21 the balance of the 27th payroll adjustment account of the state general  
22 fund to the master account of the state general fund: *Provided, however,*  
23 *That* the amount transferred shall not exceed the amount of the then  
24 outstanding balance of the state treasurer's receivables for the state gen-  
25 eral fund.

26 (F) On June 30, 2011, the director of accounts and reports shall adjust  
27 the amounts debited and credited to the state treasurer's receivables and  
28 to the 27th payroll adjustment account of the state general fund pursuant  
29 to this subsection (n), to reflect all moneys actually transferred and cred-  
30 ited to the 27th payroll adjustment account of the state general fund  
31 pursuant to this subsection (n) during fiscal year 2011.

32 (G) On June 30, 2011, the director of accounts and reports shall record  
33 a credit to the state treasurer's receivables for the state general fund and  
34 shall record a corresponding debit to the state general fund in the amount  
35 of the outstanding receivable created to finance the cost of the 27th pay-  
36 roll chargeable to the fiscal year ending June 30, 2006.

37 (H) The director of accounts and reports shall notify the state treasurer  
38 of all amounts debited and credited to the 27th payroll adjustment ac-  
39 count of the state general fund pursuant to this subsection (n) and all  
40 reductions and adjustments thereto made pursuant to this subsection (n).  
41 The state treasurer shall enter all such amounts debited and credited and  
42 shall make reductions and adjustments thereto on the books and records  
43 kept and maintained for the state general fund by the state treasurer in

1 accordance with the notice thereof.

2 (9) As used in this subsection (n), “regents agency” means the state  
3 board of regents, Fort Hays state university, Kansas state university, Kan-  
4 sas state university extension systems and agriculture research programs,  
5 Kansas state university veterinary medical center, Emporia state univer-  
6 sity, Pittsburg state university, university of Kansas, university of Kansas  
7 medical center, and Wichita state university.

8 (10) The provisions of this subsection (n) shall not apply to:

9 (A) The health care stabilization fund of the health care stabilization  
10 fund board of governors;

11 (B) any money held in trust in a trust fund or held in trust in any other  
12 special revenue fund of any state agency;

13 (C) any moneys received from any agency or authority of the federal  
14 government or from any other federal source, other than any such federal  
15 moneys that are credited to or may be received and credited to special  
16 revenue funds of a regents agency and that are determined by the state  
17 board of regents to be federal moneys that may be transferred to and  
18 debited to the 27th payroll adjustment account of the state general fund  
19 by the director of accounts and reports pursuant to this subsection (n);

20 (D) any account of the Kansas educational building fund or the state  
21 institutions building fund; or

22 (E) any fund in the state treasury, as determined by the director of the  
23 budget, that would experience financial or administrative difficulties as a  
24 result of executing the provisions of this subsection (n), including, but not  
25 limited to, cash-flow problems, the inability to meet ordinary expenditure  
26 obligations, or any conflicts with prevailing contracts, compacts or other  
27 provisions of law.

28 (11) Each amount transferred from any special revenue fund of any  
29 state agency, including any regents agency, to the state general fund pur-  
30 suant to this subsection (n), is transferred to reimburse the state general  
31 fund for accounting, auditing, budgeting, legal, payroll, personnel and  
32 purchasing services and any other governmental services which are per-  
33 formed on behalf of the state agency involved by other state agencies  
34 which receive appropriations from the state general fund to provide such  
35 services.

36 (12) On or after July 1, 2010, notwithstanding the provisions of K.S.A.  
37 75-4209, and amendments thereto, or any other statute, upon specific  
38 authorization in an appropriation act of the legislature, the pooled money  
39 investment board is authorized and directed to loan an amount of not  
40 more than \$6,000,000 to the state general fund to provide financing for  
41 any additional amounts required above the moneys otherwise provided  
42 by law to repay amounts provided by law to finance the cost of the 27th  
43 payroll chargeable to the fiscal year 2006 and to provide for an adequate

1 reserve in the 27th payroll adjustment account. The pooled money in-  
2 vestment board is authorized and directed to use any moneys in the op-  
3 erating accounts, investment accounts or other investments of the state  
4 of Kansas to provide the funds for such loan. Such loan shall not bear  
5 interest and shall not be deemed to be an indebtedness or debt of the  
6 state of Kansas within the meaning of section 6 of article 11 of the con-  
7 stitution of the state of Kansas. Any such loan shall be repaid from the  
8 state general fund and any appropriate special revenue funds in the state  
9 treasury.

10 (o) During the fiscal year ending June 30, 2011, in addition to the other  
11 purposes for which expenditures may be made by the above agency from  
12 moneys appropriated from the state general fund or any special revenue  
13 fund for the above agency for fiscal year 2011 by this or other appropri-  
14 ation act of the 2010 regular session of the legislature, expenditures may  
15 be made by the above agency from the state general fund or from any  
16 special revenue fund for fiscal year 2011, for the secretary of administra-  
17 tion to fix, charge and collect fees for architectural, engineering and man-  
18 agement services provided for capital improvement projects of the state  
19 board of regents or any state educational institution, as defined by K.S.A.  
20 76-711, and amendments thereto, for which the department of adminis-  
21 tration provides such services and which are financed in whole or in part  
22 by gifts, bequests or donations made by one or more private individuals  
23 or other private entities: *Provided*, That such fees for such services are  
24 hereby authorized to be fixed, charged and collected in accordance with  
25 the provisions of K.S.A. 2009 Supp. 75-1269, and amendments thereto,  
26 notwithstanding any provisions of K.S.A. 2009 Supp. 75-1269, and  
27 amendments thereto, to the contrary: *Provided further*, That all such fees  
28 received shall be deposited in the state treasury in accordance with the  
29 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-  
30 ited to the architectural services recovery fund.

31 (p) During the fiscal year ending June 30, 2011, notwithstanding the  
32 provisions of any statute or any rules and regulations to the contrary, in  
33 addition to the other purposes for which expenditures may be made by  
34 the above agency from moneys appropriated from the state general fund  
35 or any special revenue fund for the above agency for fiscal year 2011 as  
36 authorized by this or other appropriation act of the 2010 regular session  
37 of the legislature, expenditures shall be made by the above agency from  
38 the state general fund or from any special revenue fund for fiscal year  
39 2011, for the secretary of administration to provide parking for state em-  
40 ployees on state-owned parking lots located within the state capitol area,  
41 as defined by subsection (c) of K.S.A. 75-2240a, and amendments thereto,  
42 without charge or cost to such employees for such parking: *Provided*, That  
43 this subsection shall not apply to parking garages or other parking struc-

1 tures in such state capitol area or to any state-owned parking lots for which  
2 revenues have been pledged to repay bonds issued for the construction  
3 of any of such parking garages, structures or lots: *Provided further*, That  
4 the secretary of administration shall continue otherwise to administer  
5 access to state-owned parking lots in accordance with policies and pro-  
6 cedures adopted as provided by law, including use of hang tags and wait-  
7 ing lists for specific parking lots, in order to ensure orderly parking pro-  
8 cedures: *And provided further*, That the secretary of administration shall  
9 make expenditures from moneys appropriated from the state buildings  
10 operating fund or any other special revenue funds for the purpose of  
11 maintaining the state-owned parking lots.

12 ***(q) In addition to the other purposes for which expenditures may***  
13 ***be made by the department of administration from the moneys ap-***  
14 ***propriated from the state general fund or from any special revenue***  
15 ***fund for fiscal year 2011 by this or other appropriation act of the***  
16 ***2010 regular session of the legislature, expenditures shall be made***  
17 ***by the department of administration from moneys appropriated***  
18 ***from the state general fund or from any special revenue fund for***  
19 ***fiscal year 2011 to provide for the issuance of bonds by the Kansas***  
20 ***development finance authority in accordance with K.S.A. 74-8905,***  
21 ***and amendments thereto, to provide additional financing for the***  
22 ***capital improvement project to construct, equip, furnish, renovate,***  
23 ***reconstruct and repair the state capitol: Provided, That such capital***  
24 ***improvement project is hereby approved for the department of ad-***  
25 ***ministration for the purposes of subsection (b) of K.S.A. 74-8905,***  
26 ***and amendments thereto, and the authorization of the issuance of***  
27 ***bonds by the Kansas development finance authority in accordance***  
28 ***with that statute: Provided further, That the department of admin-***  
29 ***istration may make expenditures from the moneys received from the***  
30 ***issuance of any such bonds for such capital improvement project:***  
31 ***Provided, however, That expenditures from the moneys received from***  
32 ***the issuance of any such bonds for such capital improvement project***  
33 ***shall not exceed \$36,000,000, plus all amounts required for costs of***  
34 ***bond issuance, costs of interest on the bonds issued for such capital***  
35 ***improvement project during the construction of such project and***  
36 ***any required reserves for the payment of principal and interest on***  
37 ***the bonds: And provided further, That all moneys received from the***  
38 ***issuance of any such bonds shall be deposited and accounted for as***  
39 ***prescribed by applicable bond covenants: And provided further, That***  
40 ***debt service for any such bonds for such capital improvement pro-***  
41 ***ject shall be financed by appropriations from the state general fund***  
42 ***or any appropriate special revenue fund or funds: And provided fur-***  
43 ***ther, That no such bonds shall be issued by the Kansas development***

1 *finance authority unless the director of the budget has certified to*  
2 *the department of administration and to the Kansas development*  
3 *finance authority that sufficient moneys will be available to make*  
4 *debt service payments for such bonds.*  
5 *[(r) (1) In addition to the other purposes for which expenditures*  
6 *may be made by the department of administration from moneys*  
7 *appropriated from the state general fund or any special revenue*  
8 *fund for fiscal year 2011 for the department of administration, as*  
9 *authorized by this or other appropriation act of the 2010 regular*  
10 *session of the legislature, expenditures shall be made by the secre-*  
11 *tary of administration for fiscal year 2011 to establish a state real*  
12 *property inventory of all state real property: Provided, That, on or*  
13 *before August 30, 2010, the secretary of administration, or the sec-*  
14 *retary's designee, shall complete a state real property inventory of*  
15 *all state real property: Provided further, That the state real property*  
16 *inventory shall include the legal description of each tract of state*  
17 *real property: And provided further, That, on or before August 30,*  
18 *2010, the secretary of administration shall provide a copy of the*  
19 *state real property inventory to the members of the legislative co-*  
20 *ordinating council, the house appropriations committee and the*  
21 *senate ways and means committee: And provided further, That, on or*  
22 *before November 30, 2010, the secretary of administration, or the*  
23 *secretary's designee, shall (1) determine and compile a market value*  
24 *for each tract of state real property, including the insurance value*  
25 *of each tract of state real property, if insured, the estimated market*  
26 *value of each tract of state real property, or a suggested method of*  
27 *determining the value of each such tract of state real property, and*  
28 *(2) determine and verify the current use of each tract of state real*  
29 *property to the state: And provided further, That, on or before No-*  
30 *vember 30, 2010, the secretary of administration shall prepare and*  
31 *provide a copy of a report of the state real property valuation and*  
32 *the current use of such state real property, to the governor, the*  
33 *governor-elect, the members of the legislative coordinating council,*  
34 *the members of the house appropriations committee and the mem-*  
35 *bers of the senate ways and means committee: And provided further,*  
36 *That on or before, November 30, 2010, a legislative state property*  
37 *evaluation committee shall be established: And provided further,*  
38 *That the members of the legislative state property evaluation com-*  
39 *mittee shall include the governor or the governor's designee, the*  
40 *governor-elect, or the governor-elect's designee, the president of the*  
41 *senate, or the president's designee, the speaker of the house, or the*  
42 *speaker's designee, the minority leader of the house and senate, or*  
43 *such leader's designee, the chairperson of the house appropriations*



1 *committee and senate ways and means committees, or such chair-*  
2 *person’s designee, the chairperson of the house and senate taxation*  
3 *committees, or such chairperson’s designee, the chairperson of the*  
4 *senate commerce committee, or such chairperson’s designee, and*  
5 *the chairperson of the house commerce and labor committee, or*  
6 *such chairperson’s designee: And provided further, That, on or before*  
7 *January 15, 2011, the legislative state property evaluation commit-*  
8 *tee shall (1) evaluate the marketability of each such tract of state*  
9 *real property, (2) evaluate the use or need of each such tract of*  
10 *state real property to the state, (3) evaluate the cost-to-benefit ratio*  
11 *of the state maintaining ownership of each such tract of state real*  
12 *property, (4) determine whether liquidation, privatization or lev-*  
13 *eraging of each such tract of state real property is in the best inter-*  
14 *est of the state, (5) establish contract safeguards and transaction*  
15 *parameters for the sale of such state real property, and (6) compile*  
16 *a prioritized list of such state real property which could be sold,*  
17 *liquidated, privatized or leveraged in an amount equal to or greater*  
18 *than \$175,000,000 in transaction value: And provided further, That,*  
19 *on or before January 15, 2011, the legislative state property eval-*  
20 *uation committee shall provide a copy of such evaluation and de-*  
21 *termination to the members of the house appropriations committee*  
22 *and the members of the the senate ways and means committee: And*  
23 *provided further, That, on or before January 31, 2011, the secretary*  
24 *of administration, or the secretary’s designee, shall issue a request*  
25 *for proposal to liquidate all state real property which has been de-*  
26 *termined to be in the best interest of the state to sell: And provided*  
27 *further, That, on or before January 31, 2011, the secretary of ad-*  
28 *ministration shall provide a final report of all information required*  
29 *pursuant to this subsection to the members of the legislative coor-*  
30 *ordinating council, the house appropriations committee, the senate*  
31 *ways and means committee and the legislative state property eval-*  
32 *uation committee.*

33 *[(2) As used in this subsection, “state real property” includes each*  
34 *tract of real property owned by the state of Kansas, or any state*  
35 *agency, as defined by K.S.A. 75-3701, and amendments thereto, and*  
36 *includes all buildings, facilities and other improvements thereon.]*

37 Sec. ~~59~~ 63.

38 OFFICE OF ADMINISTRATIVE HEARINGS

39 (a) There is appropriated for the above agency from the following spe-  
40 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
41 moneys now or hereafter lawfully credited to and available in such fund  
42 or funds, except that expenditures other than refunds authorized by law  
43 shall not exceed the following:

1 Administrative hearings office fund..... No limit

2 (b) On July 1, 2010, or as soon thereafter as moneys are available, the  
3 director of accounts and reports shall transfer \$150,000 from the admin-  
4 istrative hearings office fund of the office of administrative hearings to  
5 the state general fund: *Provided* That the transfer of such amount shall  
6 be in addition to any other transfer from the administrative hearings office  
7 fund to the state general fund as prescribed by law: *Provided further*,  
8 That the amount transferred from the administrative hearings office fund  
9 to the state general fund pursuant to this subsection is to reimburse the  
10 state general fund for accounting, auditing, budgeting, legal, payroll, per-  
11 sonnel and purchasing services and any other governmental services  
12 which are performed on behalf of the office of administrative hearings  
13 by other state agencies which receive appropriations from the state gen-  
14 eral fund to provide such services.

15 Sec. ~~60~~ **64.**

16 STATE COURT OF TAX APPEALS

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

19 Operating expenditures ..... \$1,348,927

20 *Provided*, That any unencumbered balance in the operating expenditures  
21 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
22 for fiscal year 2011.

23 (b) There is appropriated for the above agency from the following spe-  
24 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
25 moneys now or hereafter lawfully credited to and available in such fund  
26 or funds, except that expenditures other than refunds authorized by law  
27 shall not exceed the following:

28 Duplicating fees fund..... \$5,000

29 COTA filing fee fund..... \$681,777

30 Sec. ~~61~~ **65.**

31 DEPARTMENT OF REVENUE

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

34 Operating expenditures ..... ~~\$15,951,517~~ **\$15,922,517**

35 *Provided*, That any unencumbered balance in the operating expenditures  
36 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
37 for fiscal year 2011: *Provided, however*, That expenditures from this ac-  
38 count for official hospitality shall not exceed \$1,500.

39 (b) There is appropriated for the above agency from the following spe-  
40 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
41 moneys now or hereafter lawfully credited to and available in such fund  
42 or funds, except that expenditures other than refunds authorized by law  
43 shall not exceed the following:

1 Sand royalty fund ..... No limit  
2 Division of vehicles operating fund ..... \$46,611,647  
3 *Provided*, That all receipts collected under authority of K.S.A. 74-2012,  
4 and amendments thereto, shall be credited to the division of vehicles  
5 operating fund: *Provided further*, That any expenditure from the division  
6 of vehicles operating fund of the department of revenue to reimburse the  
7 audit services fund of the division of post audit for a financial-compliance  
8 audit in an amount certified by the legislative post auditor shall be in  
9 addition to any expenditure limitation imposed on the division of vehicles  
10 operating fund for the fiscal year ending June 30, 2011: *And provided*  
11 *further*, That, notwithstanding the provisions of K.S.A. 68-416, and  
12 amendments thereto, or of any other statute, expenditures may be made  
13 from this fund for the administration and operation of the department of  
14 revenue.  
15 Vehicle dealers and manufacturers fee fund ..... No limit  
16 Kansas qualified agricultural ethyl alcohol producer incen-  
17 tive fund..... No limit  
18 Kansas qualified biodiesel fuel producer incentive fund ... No limit  
19 Division of vehicles modernization fund ..... No limit  
20 Kansas retail dealer incentive fund..... No limit  
21 Local report fee fund..... No limit  
22 Military retirees income tax refund fund..... No limit  
23 Conversion of materials and equipment fund ..... No limit  
24 Forfeited property fee fund ..... No limit  
25 Setoff services revenue fund ..... No limit  
26 Publications fee fund ..... No limit  
27 State bingo regulation fund..... No limit  
28 Child support enforcement contractual agreement fund... No limit  
29 County treasurers' vehicle licensing fee fund..... No limit  
30 Reappraisal reimbursement fund ..... No limit  
31 *Provided*, That all moneys received for the costs incurred for conducting  
32 appraisals for any county shall be deposited in the state treasury and  
33 credited to the reappraisal reimbursement fund: *Provided further*, That  
34 expenditures may be made from this fund for the purpose of conducting  
35 appraisals pursuant to orders of the court of tax appeals under K.S.A. 79-  
36 1479, and amendments thereto.  
37 Special training fund..... No limit  
38 *Provided*, That expenditures may be made from the special training fund  
39 for operating expenditures, including official hospitality, incurred for con-  
40 ferences, training seminars, workshops and examinations: *Provided fur-*  
41 *ther*, That the secretary of revenue is hereby authorized to fix, charge and  
42 collect fees for conferences, training seminars, workshops and examina-  
43 tions sponsored or cosponsored by the department of revenue: *And pro-*

1 *vided further*, That such fees shall be fixed in order to recover all or part  
2 of the operating expenditures incurred for such conferences, training  
3 seminars, workshops and examinations or for qualifying applicants for  
4 such conferences, training seminars, workshops and examinations: *And*  
5 *provided further*, That all fees received for conferences, training semi-  
6 nars, workshops and examinations shall be deposited in the state treasury  
7 in accordance with the provisions of K.S.A. 75-4215, and amendments  
8 thereto, and shall be credited to the special training fund.  
9 Recovery fund for enforcement actions and attorney  
10 fees..... No limit  
11 Federal commercial motor vehicle safety fund..... No limit  
12 Homeland security reimbursement fund..... No limit  
13 Earned income tax credits — TANF — federal fund..... No limit  
14 Central stores fund..... No limit  
15 *Provided*, That expenditures may be made from the central stores fund  
16 to operate and maintain a central stores activity to sell supplies to other  
17 state agencies: *Provided further*, That all moneys received for such sup-  
18 plies shall be deposited in the state treasury in accordance with the pro-  
19 visions of K.S.A. 75-4215, and amendments thereto, and shall be credited  
20 to the central stores fund.  
21 Microfilming fund ..... No limit  
22 *Provided*, That expenditures may be made from the microfilming fund to  
23 operate and maintain a microfilming activity to sell microfilming services  
24 to other state agencies: *Provided further*, That all moneys received for  
25 such services shall be deposited in the state treasury in accordance with  
26 the provisions of K.S.A. 75-4215, and amendments thereto, and shall be  
27 credited to the microfilming fund.  
28 Miscellaneous trust bonds fund ..... No limit  
29 Liquor excise tax guarantee bond fund ..... No limit  
30 Non-resident contractors cash bond fund..... No limit  
31 Bond guaranty fund..... No limit  
32 Interstate motor fuel user cash bond fund ..... No limit  
33 Motor fuel distributor cash bond fund..... No limit  
34 Special county mineral production tax fund..... No limit  
35 County drug tax fund..... No limit  
36 Escheat proceeds suspense fund..... No limit  
37 Privilege tax refund fund ..... No limit  
38 Suspense fund ..... No limit  
39 Cigarette tax refund fund ..... No limit  
40 Motor-vehicle fuel tax refund fund ..... No limit  
41 Cereal malt beverage tax refund fund..... No limit  
42 Income tax refund fund..... No limit  
43 Sales tax refund fund ..... No limit

1	Compensating tax refund fund .....	No limit
2	Alcoholic liquor tax refund fund .....	No limit
3	Cigarette/tobacco products regulation fund .....	No limit
4	Motor carrier tax refund fund .....	No limit
5	Car company tax fund .....	No limit
6	Protested motor carrier taxes fund .....	No limit
7	Tobacco products refund fund .....	No limit
8	Transient guest tax refund fund established by K.S.A. 12-	
9	1694a .....	No limit
10	Interstate motor fuel taxes clearing fund .....	No limit
11	Bingo refund fund .....	No limit
12	Transient guest tax refund fund established by K.S.A. 12-	
13	16,100 .....	No limit
14	Interstate motor fuel taxes refund fund .....	No limit
15	Interfund clearing fund .....	No limit
16	Local alcoholic liquor clearing fund .....	No limit
17	International registration plan distribution clearing fund ..	No limit
18	Rental motor vehicle excise tax refund fund .....	No limit
19	International fuel tax agreement clearing fund .....	No limit
20	Mineral production tax refund fund .....	No limit
21	Special fuels tax refund fund .....	No limit
22	LP-gas motor fuels refund fund .....	No limit
23	Local alcoholic liquor refund fund .....	No limit
24	Sales tax clearing fund .....	No limit
25	Rental motor vehicle excise tax clearing fund .....	No limit
26	VIPS/CAMA technology hardware fund .....	No limit
27	<i>Provided</i> , That, notwithstanding the provisions of K.S.A. 74-2021, and	
28	amendments thereto, or of any other statute, expenditures may be made	
29	from the VIPS/CAMA technology hardware fund for the purposes of up-	
30	grading the VIPS/CAMA computer hardware and software for the state	
31	or for the counties and for administration and operation of the depart-	
32	ment of revenue.	
33	County and city retailers sales tax clearing fund — county	
34	and city sales tax .....	No limit
35	City and county compensating use tax clearing fund .....	No limit
36	County and city transient guest tax clearing fund .....	No limit
37	Automated tax systems fund .....	No limit
38	Dyed diesel fuel fee fund .....	No limit
39	Electronic databases fee fund .....	No limit
40	<i>Provided</i> , That, notwithstanding the provisions of K.S.A. 74-2022, and	
41	amendments thereto, or of any other statute, expenditures may be made	
42	from electronic databases fee fund for the purposes of operating expend-	
43	itures, including expenditures for capital outlay; of operating, maintaining	

1 or improving the vehicle information processing system (VIPS), the Kan-  
2 sas computer assisted mass appraisal system (CAMA) and other electronic  
3 database systems of the department of revenue, including the costs in-  
4 curred to provide access to or to furnish copies of public records in such  
5 database systems and for the administration and operation of the depart-  
6 ment of revenue.

7 Photo fee fund.....	No limit
8 <i>Provided</i> , That expenditures may be made from the photo fee fund for	
9 administration and operation of the driver license program and related	
10 support operations in the division of administration of the department of	
11 revenue, including costs of implementing Chapter 5 and Chapter 63 of	
12 the 2003 Session Laws of Kansas.	
13 Estate tax abatement refund fund.....	No limit
14 Distinctive license plate fund .....	No limit
15 Repossessed certificates of title fee fund.....	No limit
16 Hazmat fee fund .....	No limit
17 Intra-governmental service fund.....	No limit
18 Community improvement district sales tax administration	
19 fund.....	No limit
20 Community improvement district sales tax refund fund ...	No limit
21 Community improvement district sales tax clearing fund..	No limit
22 Drivers license first responders indicator federal fund .....	No limit

23 (c) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,  
24 2011, the director of accounts and reports shall transfer \$11,266,597 from  
25 the state highway fund of the department of transportation to the division  
26 of vehicles operating fund of the department of revenue for the purpose  
27 of financing the cost of operation and general expense of the division of  
28 vehicles and related operations of the department of revenue.

29 (d) On August 1, 2010, the director of accounts and reports shall trans-  
30 fer \$77,250 from the accounting services recovery fund of the department  
31 of administration to the setoff services revenue fund of the department  
32 of revenue for reimbursing costs of recovering amounts owed state agen-  
33 cies under K.S.A. 75-6201 et seq., and amendments thereto.

34 (e) On August 1, 2010, the director of accounts and reports shall trans-  
35 fer \$20,400 from the social welfare fund and \$39,600 from the federal  
36 child support enforcement fund of the department of social and rehabil-  
37 itation services to the child support enforcement contractual agreement  
38 fund of the department of revenue to reimburse costs of administrative  
39 expenses of child support enforcement activities under the agreement.

40 (f) On July 1, 2010, or as soon thereafter as moneys are available, not-  
41 withstanding the provisions of any other statute, the director of accounts  
42 and reports shall transfer \$1,000,000 from the state emergency fund —  
43 southeast Kansas business recovery account of the department of revenue

1 to the state general fund.

2 Sec. ~~62~~ **66**.

3 KANSAS LOTTERY

4 (a) There is appropriated for the above agency from the following spe-  
5 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
6 moneys now or hereafter lawfully credited to and available in such fund  
7 or funds, except that expenditures other than refunds authorized by law  
8 shall not exceed the following:

9 Lottery prize payment fund .....	No limit
10 Lottery operating fund .....	No limit
11 <i>Provided</i> , That expenditures from the lottery operating fund for official	
12 hospitality shall not exceed \$5,000.	
13 Expanded lottery receipts fund.....	No limit
14 Lottery gaming facility manager fund .....	No limit
15 Expanded lottery act revenues fund .....	\$0

16 (b) Notwithstanding the provisions of K.S.A. 74-8711, and amendments  
17 thereto, and subject to the provisions of this subsection, an amount of  
18 not less than \$4,500,000 shall be certified by the executive director of the  
19 Kansas lottery to the director of accounts and reports on or before ~~August~~  
20 ~~25~~ **July 15**, 2010, and on or before the ~~25th~~ **15th** of each month there-  
21 after through June ~~25~~ **15**, 2011: *Provided*, That, upon receipt of each  
22 such certification, the director of accounts and reports shall transfer the  
23 amount certified from the lottery operating fund to the state gaming rev-  
24 enues fund and shall credit such amount to the state gaming revenues  
25 fund for the fiscal year ending June 30, 2011: *Provided, however*, That,  
26 after the date that an amount of \$54,000,000 has been transferred from  
27 the lottery operating fund to the state gaming revenues fund for fiscal  
28 year 2011 pursuant to this subsection, the executive director of the Kansas  
29 lottery shall continue to certify amounts to the director of accounts and  
30 reports on or before the ~~25th~~ **15th** of each month through June ~~25~~ **15**,  
31 2011, except that the amounts certified after such date shall not be subject  
32 to the minimum amount of \$4,500,000: *Provided further*, That the  
33 amounts certified by the executive director of the Kansas lottery to the  
34 director of accounts and reports, after the date an amount of \$54,000,000  
35 has been transferred from the lottery operating fund to the state gaming  
36 revenues fund for fiscal year 2011 pursuant to this subsection, shall be  
37 determined by the executive director so that an aggregate of all amounts  
38 certified pursuant to this subsection for fiscal year 2011 is equal to or  
39 more than \$70,400,000: *And provided further*, That the aggregate of all  
40 amounts transferred from the lottery operating fund to the state gaming  
41 revenues fund for fiscal year 2011 pursuant to this subsection shall be  
42 equal to or more than \$70,400,000: *And provided further*, That the trans-  
43 fers prescribed by this subsection shall be made in lieu of transfers under

1 subsection (d) of K.S.A. 74-8711, and amendments thereto, for fiscal year  
2 2011.

3 (c) Notwithstanding the provisions of K.S.A. 79-4801, and amendments  
4 thereto, or any other statute and in addition to the requirements of sub-  
5 section (b) of this section, on or after June 15, 2011, upon certification  
6 by the executive director of the lottery, the director of accounts and re-  
7 ports shall transfer from the lottery operating fund to the state gaming  
8 revenues fund the amount of total profit attributed to the special veterans  
9 benefits game under K.S.A. 2009 Supp. 74-8724, and amendments  
10 thereto, during fiscal year 2011: *Provided*, That the director of accounts  
11 and reports shall transfer immediately thereafter such amount of total  
12 profit attributed to the special veterans benefits game from the state gam-  
13 ing revenues fund to the state general fund: *Provided further*, That, on  
14 or before June 25, 2011, the executive director of the lottery shall certify  
15 to the director of accounts and reports the amount equal to the amount  
16 of total profit attributed to the special veterans benefits game under  
17 K.S.A. 2009 Supp. 74-8724, and amendments thereto, during fiscal year  
18 2011: *And provided further*, That, at the same time as such certification  
19 is transmitted to the director of accounts and reports, the executive di-  
20 rector of the lottery shall transmit a copy of such certification to the  
21 director of the budget and the director of legislative research.

22 (d) In addition to the purposes for which expenditures of moneys in  
23 the lottery operating fund may be made, as authorized by provisions of  
24 K.S.A. 2009 Supp. 74-8711, and amendments thereto, moneys in the lot-  
25 tery operating fund may be used for payment of all costs incurred in the  
26 operation and administration of the Kansas lottery, the Kansas lottery act,  
27 and the Kansas expanded lottery act.

28 (e) During the fiscal year ending June 30, 2011, notwithstanding the  
29 provisions of K.S.A. 74-8768, and amendments thereto, or any other stat-  
30 ute, the director of accounts and reports shall transfer all moneys that are  
31 credited to the expanded lottery act revenues fund from the expanded  
32 lottery act revenues fund to the state general fund within 10 days after  
33 such moneys are credited to the expanded lottery act revenues fund:  
34 *Provided*, That the transfer of such amounts shall be in addition to any  
35 other transfer from the expanded lottery act revenues fund to the state  
36 general fund as prescribed by law: *Provided further*, That the moneys  
37 transferred from the expanded lottery act revenues fund to the state gen-  
38 eral fund pursuant to this subsection is to reimburse the state general  
39 fund for accounting, auditing, budgeting, legal, payroll, personnel and  
40 purchasing services and any other governmental services which are per-  
41 formed on behalf of the department of revenue, and other state agencies,  
42 by other state agencies which receive appropriations from the state gen-  
43 eral fund to provide such services.



1       Sec. ~~63~~ **67**.  
2                   KANSAS RACING AND GAMING COMMISSION  
3       (a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2011, all  
4       moneys now or hereafter lawfully credited to and available in such fund  
5       or funds, except that expenditures other than refunds authorized by law  
6       shall not exceed the following:  
7  
8       State racing fund..... No limit  
9       *Provided*, That expenditures from the state racing fund for official hospitality shall not exceed \$2,500.  
10  
11      Racing reimbursable expense fund..... No limit  
12      Racing applicant deposit fund ..... No limit  
13      Kansas horse breeding development fund..... No limit  
14      Kansas greyhound breeding development fund..... No limit  
15      *Provided*, That notwithstanding K.S.A. 74-8831, and amendments thereto, all moneys transferred into this fund pursuant to subsection (b)  
16      of K.S.A. 2009 Supp. 74-8767, and amendments thereto, shall be deposited to a separate account established for the purpose described herein  
17      and moneys in this account shall be expended only to supplement special stake races and to enhance the amount per point paid to owners of Kansas-whelped greyhounds which win live races at Kansas greyhound tracks  
18      and pursuant to rules and regulations adopted by the Kansas racing and gaming commission: *Provided further*, That transfers from this account  
19      to the live greyhound racing purse supplement fund may be made in accordance with subsection (b) of K.S.A. 2009 Supp. 74-8767, and  
20      amendments thereto.  
21  
22      Racing investigative expense fund..... No limit  
23      Horse fair racing benefit fund..... No limit  
24      Tribal gaming fund..... No limit  
25      *Provided*, That expenditures from the tribal gaming fund for the fiscal year ending June 30, 2011, for official hospitality shall not exceed \$1,500.  
26      Expanded lottery act regulation fund..... No limit  
27      *Provided*, That expenditures from the expanded lottery act regulation fund for the fiscal year ending June 30, 2011, for official hospitality shall  
28      not exceed \$2,500.  
29  
30      Live horse racing purse supplement fund ..... No limit  
31      Live greyhound racing purse supplement fund ..... No limit  
32      Greyhound promotion and development fund ..... No limit  
33      Gaming machine examination fund..... No limit  
34      Gaming background investigation fund..... No limit  
35      Horse purse fund ..... No limit  
36      Education and training fund ..... No limit  
37      *Provided*, That expenditures may be made from the education and train-

1 ing fund for operating expenditures, including official hospitality, in-  
2 curred for hosting or providing training, in-service workshops and con-  
3 ferences: *Provided further*, That the Kansas racing and gaming  
4 commission is hereby authorized to fix, charge and collect fees for hosting  
5 or providing training, in-service workshops and conferences: *And pro-*  
6 *vided further*, That such fees shall be fixed in order to recover all or part  
7 of the operating expenditures incurred for hosting or providing such train-  
8 ing, in-service workshops and conferences: *And provided further*, That  
9 all fees received for hosting or providing such training, in-service work-  
10 shops and conferences shall be deposited in the state treasury in accord-  
11 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and  
12 shall be credited to the education and training fund.

13 (b) On July 1, 2010, the director of accounts and reports shall transfer  
14 \$450,000 from the state general fund to the tribal gaming fund of the  
15 Kansas racing and gaming commission.

16 (c) During the fiscal year ending June 30, 2011, the director of accounts  
17 and reports shall transfer one or more amounts certified by the executive  
18 director of the state gaming agency from the tribal gaming fund to the  
19 state general fund: *Provided*, That all such transfers shall be for the pur-  
20 pose of reimbursing the state general fund for the amount equal to the  
21 net amount obtained by subtracting (1) the aggregate of any costs in-  
22 curred by the state gaming agency during fiscal year 2011 for any arbi-  
23 tration or litigation in connection with the administration and enforce-  
24 ment of tribal-state gaming compacts or the provisions of the tribal  
25 gaming oversight act, from (2) the aggregate of the amounts transferred  
26 to the tribal gaming fund of the Kansas racing and gaming commission  
27 during fiscal year 2011 for the operating expenditures for the state gaming  
28 agency and any other expenses incurred in connection with the admin-  
29 istration and enforcement of tribal-state gaming compacts or the provi-  
30 sions of the tribal gaming oversight act.

31 (d) During the fiscal year ending June 30, 2011, all payments for serv-  
32 ices provided by the Kansas bureau of investigation shall be paid by the  
33 Kansas racing and gaming commission in accordance with subsection (b)  
34 of K.S.A. 75-5516, and amendments thereto, pursuant to bills which are  
35 presented in a timely manner by the Kansas bureau of investigation for  
36 services rendered.

37 (e) In addition to the other purposes for which expenditures may be  
38 made from the moneys appropriated in the tribal gaming fund for fiscal  
39 year 2011 for the Kansas racing and gaming commission by this or other  
40 appropriation act of the 2010 regular session of the legislature, expendi-  
41 tures may be made from the tribal gaming fund for fiscal year 2011 for  
42 the state gaming agency regulatory oversight of class III gaming, including  
43 but not limited to the regulatory oversight and law enforcement activities

1 of monitoring compliance with tribal-state gaming compacts and con-  
2 ducting investigations of violations of tribal-state gaming compacts, in-  
3 vestigations of criminal violations of the laws of this state at tribal gaming  
4 facilities, criminal violations of the tribal gaming oversight act, back-  
5 ground investigations of applicants and vendors and investigations of  
6 other criminal activities related to tribal gaming, which are hereby au-  
7 thORIZED.

8 (f) Notwithstanding the provisions of K.S.A. 74-8831, and amendments  
9 thereto, or any other statute, the director of accounts and reports (1) shall  
10 not make the transfer from the Kansas greyhound breeding development  
11 fund of the Kansas racing and gaming commission to the greyhound tour-  
12 ism fund of the department of commerce that is directed to be made on  
13 or before June 30, 2011, by subsection (b)(1) of K.S.A. 74-8831, and  
14 amendments thereto, and (2) shall transfer on or before June 30, 2011,  
15 the amount equal to 15% of all moneys credited to the Kansas greyhound  
16 breeding development fund during the fiscal year ending June 30, 2011,  
17 from the Kansas greyhound breeding development fund to the greyhound  
18 promotion and development fund of the Kansas racing and gaming com-  
19 mission.

20 (g) During the fiscal year ending June 30, 2011, notwithstanding the  
21 provisions of any other statute, the Kansas racing and gaming commission  
22 is hereby authorized to fix, charge and collect additional fees to recover  
23 all or part of the direct and indirect costs or operating expenses incurred  
24 by the Kansas racing and gaming commission for the regulation of racing  
25 activities that are not otherwise recovered from the parimutuel facility  
26 licensee under authority of any other statute: *Provided*, That such fees  
27 shall be in addition to all taxes and other fees authorized by law: *Provided*  
28 *further*, That such costs or operating expenses shall include all or part of  
29 any auditing, drug testing, accounting, security and law enforcement, li-  
30 censing of any office or other facility for use by a parimutuel facility  
31 licensee, projects to update and upgrade information technology software  
32 or facilities of the commission and shall specifically include any general  
33 operating expenses that are associated with regulatory activities attribut-  
34 able to the entity upon which any such fee is imposed and all expenses  
35 related to reopening any race track or other racing facility: *And provided*  
36 *further*, That all moneys received for such fees shall be deposited in the  
37 state treasury in accordance with the provisions of K.S.A. 75-4215, and  
38 amendments thereto, and shall be credited to the state racing fund.

39 Sec. ~~64~~ **68**.

40 DEPARTMENT OF COMMERCE

41 (a) There is appropriated for the above agency from the state economic  
42 development initiatives fund for the fiscal year ending June 30, 2011, the  
43 following:

1 Older Kansans employment program ..... \$294,651  
2 *Provided*, That any unencumbered balance in excess of \$100 as of June  
3 30, 2010, in the older Kansans employment program account is hereby  
4 reappropriated for fiscal year 2011.  
5 Rural opportunity program ..... \$1,752,035  
6 *Provided*, That any unencumbered balance in excess of \$100 as of June  
7 30, 2010, in the rural opportunity program account is hereby reapprop-  
8 priated for fiscal year 2011.  
9 Senior community service employment program..... \$3,941  
10 *Provided*, That any unencumbered balance in excess of \$100 as of June  
11 30, 2010, in the senior community service employment program account  
12 is hereby reappropriated for fiscal year 2011.  
13 Senior community service employment program — ARRA  
14 match ..... \$5,200  
15 Kansas commission on disability concerns ..... \$192,292  
16 *Provided*, That any unencumbered balance in excess of \$100 as of June  
17 30, 2010, in the Kansas commission on disability concerns account is  
18 hereby reappropriated for fiscal year 2011.  
19 Strong military bases program ..... \$307,050  
20 Operating grant (including official hospitality) ..... \$13,038,871  
21 *Provided*, That any unencumbered balance in the operating grant (in-  
22 cluding official hospitality) account in excess of \$100 as of June 30, 2010,  
23 is hereby reappropriated for fiscal year 2011: *Provided further*, That ex-  
24 penditures may be made from the operating grant (including official hos-  
25 pitality) account for loans pursuant to loan agreements which are hereby  
26 authorized to be entered into by the secretary of commerce in accordance  
27 with repayment provisions and other terms and conditions as may be  
28 prescribed by the secretary therefor under the agricultural value added  
29 center program: *And provided further*, That expenditures may be made  
30 from the operating grant (including official hospitality) account for cer-  
31 tified development companies that have been determined to be qualified  
32 for grants by the secretary of commerce, except that expenditures for  
33 such grants shall not be made for grants to more than 10 certified devel-  
34 opment companies that have been determined to be qualified for grants  
35 by the secretary of commerce: *And provided further*, That during fiscal  
36 year 2011, all expenditures made by the department of commerce from  
37 moneys appropriated in the state treasury for the department, including  
38 moneys appropriated in the operating grant (including official hospitality)  
39 account of the state economic development initiatives fund, shall be made  
40 for the purpose of achieving the following outcome measures:  
41  
42  
43

Measure	Budget Year Projection FY 2011
Jobs created or retained by projects utilizing KDOC assistance	29,125
Payroll generated by projects utilizing KDOC assistance	\$660,103,373
Capital investment in Kansas resulting from projects utilizing KDOC assistance	\$1,115,861,204
Funds leveraged through match in projects utilizing KDOC assistance	\$300,346,932
Individuals trained through workforce development programs	57,200
Sales generated by projects utilizing KDOC assistance	\$131,822,742
Visitations at state managed travel information centers	205,000
Kansans served with counseling, technical assistance or business services	152,575
Number of communities receiving community assistance services	101
Number of grants provided to Kansas businesses, communities, and families	215
Number of businesses impacted by funding from KDOC	3,975

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

Publication and other sales fund .....	No limit
Conversion of equipment and materials fund .....	No limit
Conference registration and disbursement fund.....	No limit
Trademark fund .....	No limit
Greyhound tourism fund .....	No limit
Reimbursement and recovery fund .....	No limit
Community development block grant — federal fund.....	No limit
Community development block grant — federal fund — revolving loan account .....	No limit
Community development block grant administration ARRA — federal fund.....	No limit
Other federal grants fund .....	No limit

*Provided*, That the above agency is authorized to make expenditures from the other federal grants fund of any moneys credited to this fund from any individual grant if the grant is: (1) Less than or equal to \$250,000 in the aggregate, and (2) does not require the matching expenditure of any other moneys in the state treasury during fiscal year 2011 other than moneys appropriated by this or other appropriation act of the 2010 regular session of the legislature: *Provided, however*, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual federal

1 grant which is more than \$250,000 in the aggregate or which requires the  
2 matching expenditure of moneys in the state treasury during the fiscal  
3 year 2011, other than moneys appropriated by this or other appropriation  
4 act of the 2010 regular session of the legislature.

5 National main street center fund ..... No limit  
6 IMPACT program services fund..... No limit  
7 IMPACT program repayment fund..... No limit  
8 Kansas partnership fund..... No limit

9 *Provided*, That the interest rate on any loan made from the Kansas part-  
10 nership fund shall be annually indexed to the federal discount rate.

11 General fees fund..... No limit  
12 *Provided*, That expenditures may be made from the general fees fund for  
13 loans pursuant to loan agreements which are hereby authorized to be  
14 entered into by the secretary of commerce in accordance with repayment  
15 provisions and other terms and conditions as may be prescribed by the  
16 secretary therefor under programs of the department.

17 Market development fund ..... No limit  
18 *Provided*, That expenditures may be made from the market development  
19 fund for loans pursuant to loan agreements which are hereby authorized  
20 to be entered into by the secretary of commerce in accordance with re-  
21 payment provisions and other terms and conditions as may be prescribed  
22 by the secretary therefor under the agricultural value added center pro-  
23 gram: *Provided further*, That all moneys received by the department of  
24 commerce for repayment of loans made under the agricultural value  
25 added center program shall be deposited in the state treasury in accord-  
26 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and  
27 shall be credited to the market development fund.

28 Kansas economic opportunity initiatives fund ..... No limit  
29 Kansas existing industry expansion fund..... No limit

30 *Provided*, That expenditures may be made from the Kansas existing in-  
31 dustry expansion fund for loans pursuant to loan agreements which are  
32 hereby authorized to be entered into by the secretary of commerce in  
33 accordance with repayment provisions and other terms and conditions as  
34 may be prescribed by the secretary therefor under the Kansas existing  
35 industry expansion program: *Provided further*, That all moneys received  
36 by the department of commerce for repayment of loans made under the  
37 Kansas existing industry expansion program shall be deposited in the state  
38 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-  
39 ments thereto, and shall be credited to the Kansas existing industry ex-  
40 pansion fund.

41 Athletic fee fund ..... No limit  
42 WIA adult — federal fund..... No limit  
43 WIA youth — federal fund..... No limit

1	WIA dislocated worker — federal fund .....	No limit
2	Trade adjustment assistance — federal fund .....	No limit
3	Veterans assistance program — federal fund .....	No limit
4	Local veterans employment representative — federal	
5	fund.....	No limit
6	Disabled veterans outreach program — federal fund.....	No limit
7	Wagner Peyser — federal fund .....	No limit
8	Senior community service employment program — federal	
9	fund.....	No limit
10	Indirect cost — federal fund.....	No limit
11	Kansas commission on disability concerns fee fund .....	No limit
12	Kansas commission on disability concerns — gifts, grants	
13	and donations fund .....	No limit
14	State affordable airfare fund .....	\$5,000,000
15	Labor certification foreign workers — federal fund.....	No limit
16	USDA cooperative — federal fund .....	No limit
17	Work opportunity tax credit — federal fund.....	No limit
18	American job link alliance — federal fund .....	No limit
19	Early childhood associate apprenticeship program — fed-	
20	eral fund .....	No limit
21	USDA rural business opportunity — federal fund.....	No limit
22	Shared youth vision — federal fund.....	No limit
23	Modernization apprentice — federal fund.....	No limit
24	Greensburg — NEG — federal fund .....	No limit
25	Workforce development — WIRED — federal fund.....	No limit
26	Disability Program Navigator — federal fund.....	No limit
27	Registered apprenticeship works — federal fund .....	No limit
28	Neighborhood stabilization program — federal fund .....	No limit
29	Green jobs grant ARRA — federal fund.....	No limit
30	Enterprise facilitation fund .....	No limit
31	<b>Connected nation ARRA — federal fund .....</b>	<b>No limit</b>

32 (c) The secretary of commerce is hereby authorized to fix, charge and  
33 collect fees during the fiscal year ending June 30, 2011, for (1) the pro-  
34 vision and administration of conferences held for the purposes of pro-  
35 grams and activities of the department of commerce and for which fees  
36 are not specifically prescribed by statute, (2) sale of *Kansas!* magazine  
37 and other publications of the department of commerce and for sale of  
38 educational and other promotional items and for which fees are not spe-  
39 cifically prescribed by statute, and (3) promotional and other advertising  
40 and related economic development activities and services provided under  
41 economic development programs and activities of the department of com-  
42 merce, including those provided at tourist information centers: *Provided,*  
43 That such fees shall be fixed in order to recover all or part of the operating

1 expenses incurred in providing such services, conferences, publications  
2 and items, advertising and other economic development activities and  
3 services provided under economic development programs and activities  
4 of the department of commerce for which fees are not specifically pre-  
5 scribed by statute: *Provided further*, That all such fees shall be deposited  
6 in the state treasury in accordance with the provisions of K.S.A. 75-4215,  
7 and amendments thereto, and shall be credited to one or more special  
8 revenue funds of the department of commerce as specified by the sec-  
9 retary of commerce: *And provided further*, That expenditures may be  
10 made from such special revenue funds of the department of commerce  
11 for fiscal year 2011, in accordance with the provisions of this or other  
12 appropriation act of the 2010 regular session of the legislature, for op-  
13 erating expenses incurred in providing such services, conferences,  
14 publications and items, advertising, programs and activities and for op-  
15 erating expenses incurred in providing similar economic development ac-  
16 tivities and services provided under economic development programs and  
17 activities of the department of commerce.

18 (d) In addition to the other purposes for which expenditures may be  
19 made by the department of commerce from moneys appropriated in any  
20 special revenue fund for fiscal year 2011 for the department of commerce  
21 as authorized by this or other appropriation act of the 2010 regular session  
22 of the legislature, expenditures may be made by the department of com-  
23 merce from moneys appropriated in any special revenue fund for fiscal  
24 year 2011 for official hospitality.

25 (e) On August 15, 2010, and December 15, 2010, or as soon thereafter  
26 as moneys are available, the director of accounts and reports shall transfer  
27 \$1,025,000 from the state economic development initiatives fund to the  
28 Kansas economic opportunity initiatives fund of the department of com-  
29 merce.

30 (f) On July 1, 2010, the WIA — federal fund of the department of  
31 commerce is hereby redesignated as the WIA adult — federal fund of  
32 the department of commerce.

33 (g) On July 1, 2010, the veterans assistance programs — federal fund  
34 of the department of commerce is hereby redesignated as the veterans  
35 assistance program — federal fund of the department of commerce.

36 ~~***(h) During the fiscal year ending June 30, 2011, no expenditures***~~  
37 ~~***shall be made by the department of commerce from any moneys***~~  
38 ~~***appropriated from the state general fund or from any special rev-***~~  
39 ~~***enue fund for fiscal year 2011, as authorized by this or other ap-***~~  
40 ~~***propriation act of the 2010 regular session of the legislature, to***~~  
41 ~~***respond to requests for proposals or bid for contract work for the***~~  
42 ~~***purpose of providing job search services, labor exchange services,***~~  
43 ~~***case management software, or any related work for state workforce***~~



~~1 agencies, or to otherwise attempt to obtain further contracts or sub-~~  
~~2 contracts services with any state of Kansas agency other than the~~  
~~3 department of commerce or any other state agency in other states~~  
~~4 with which the department of commerce has contracts executed on~~  
~~5 or before March 31, 2010.~~

6 Sec. ~~65.~~ **69.**

7 KANSAS, INC.

8 (a) There is appropriated for the above agency from the state economic  
9 development initiatives fund for the fiscal year ending June 30, 2011, the  
10 following:

11 Operations (including official hospitality) ..... \$346,904  
12 *Provided*, That any unencumbered balance in excess of \$100 as of June  
13 30, 2010, in the operations (including official hospitality) account is  
14 hereby reappropriated for fiscal year 2011.

15 (b) There is appropriated for the above agency from the following spe-  
16 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
17 moneys now or hereafter lawfully credited to and available in such fund  
18 or funds, except that expenditures other than refunds authorized by law  
19 shall not exceed the following:

20 Kansas, Inc., private operations fund..... No limit  
21 Conversion of materials and equipment fund ..... No limit

22 Sec. ~~66.~~ **70.**

23 KANSAS TECHNOLOGY ENTERPRISE CORPORATION

24 (a) There is appropriated for the above agency from the state economic  
25 development initiatives fund for the fiscal year ending June 30, 2011, the  
26 following:

27 Operations, assistance and grants (including official  
28 hospitality)..... \$5,990,000  
29 *Provided*, That any unencumbered balance in the operations, assistance  
30 and grants (including official hospitality) account as of June 30, 2010, is  
31 hereby reappropriated for fiscal year 2011: *Provided further*, That ex-  
32 penditures from the operations, assistance and grants (including official  
33 hospitality) account for the fiscal year 2011 for salary and wages shall not  
34 exceed \$834,475.

35 (b) There is appropriated for the above agency from the following spe-  
36 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
37 moneys now or hereafter lawfully credited to and available in such fund  
38 or funds, except that expenditures other than refunds authorized by law  
39 shall not exceed the following:

40 MAMTC federal fund..... No limit  
41 KTEC special revenue fund..... No limit

42 (c) No moneys appropriated for the fiscal year ending June 30, 2011,  
43 by this or other appropriation act of the 2010 regular session of the leg-

1 legislature for the Kansas technology enterprise corporation shall be ex-  
2 pended for any bonus or other payment of additional compensation for  
3 any officer or employee of the Kansas technology enterprise corporation,  
4 or any subsidiary corporation, agency or instrumentality thereof, except  
5 longevity bonus payments pursuant to K.S.A. 75-5541, and amendments  
6 thereto, or as otherwise specifically authorized by statute or other bonus  
7 payments that are in conformance with the governor's executive order  
8 no. 09-04, which was filed with the secretary of state and was effective  
9 on June 26, 2009, or a succeeding executive order of the governor for  
10 fiscal year 2011.

11 (d) In addition to the other purposes for which expenditures may be  
12 made by the Kansas technology enterprise corporation from moneys ap-  
13 propriated from the state general fund or any special revenue fund for  
14 fiscal year 2011 for the Kansas technology enterprise corporation as au-  
15 thorized by this or other appropriation act of the 2010 regular session of  
16 the legislature, expenditures shall be made by the Kansas technology en-  
17 terprise corporation from moneys appropriated from the state general  
18 fund or any special revenue fund for fiscal year 2011, notwithstanding the  
19 provisions of any other statute, to adopt, implement and administer pol-  
20 icies limiting bonus payments that are applicable to all officers and em-  
21 ployees of the Kansas technology enterprise corporation for fiscal year  
22 2011, that are equivalent to the provisions of the governor's executive  
23 order no. 09-04, or a succeeding executive order of the governor for fiscal  
24 year 2011, and that, in addition, include a prohibition on payment of any  
25 employee bonuses from any moneys of KTEC Holding, Inc., and to take  
26 all administrative and other actions as may be required, including adopt-  
27 ing additional policies and entering into such new agreements, or modi-  
28 fications of existing agreements as may be required for the implementa-  
29 tion and administration of such policies limiting bonus payments to  
30 officers and employees of Kansas technology enterprise corporation for  
31 fiscal year 2011.

32 ~~Sec. 67.~~ **71.**

33 **KANSAS HOUSING RESOURCES CORPORATION**

34 (a) There is appropriated for the above agency from the following spe-  
35 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
36 moneys now or hereafter lawfully credited to and available in such fund  
37 or funds, except that expenditures other than refunds authorized by law  
38 shall not exceed the following:

39 State housing trust fund ..... No limit  
40 *Provided*, That all expenditures from the state housing trust fund shall be  
41 made by the Kansas housing resources corporation pursuant to K.S.A. 12-  
42 5246 and K.S.A. 2009 Supp. 12-5242 and 12-5252 through 12-5258, and  
43 amendments thereto: *Provided further*, That, notwithstanding the pro-

1 visions of K.S.A. 74-8959, and amendments thereto, or any other statute,  
2 the Kansas housing resources corporation may make expenditures from  
3 the state housing trust fund for the purposes of implementing and ad-  
4 ministering the provisions of K.S.A. 2009 Supp. 12-5252 through 12-5258,  
5 and amendments thereto, the Kansas rural housing incentive district act.

6 Sec. ~~68~~. **72.**

7 DEPARTMENT OF LABOR

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

10 Operating expenditures ..... \$443,415

11 *Provided*, That any unencumbered balance in the operating expenditures  
12 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
13 for fiscal year 2011: *Provided further*, That in addition to the other pur-  
14 poses for which expenditures may be made by the above agency from this  
15 account for the fiscal year ending June 30, 2011, expenditures may be  
16 made from this account for the costs incurred for court reporting under  
17 K.S.A. 72-5413 et seq., and 75-4321 et seq., and amendments thereto:  
18 *And provided further*, That expenditures from this account for official  
19 hospitality by the secretary of labor shall not exceed \$2,000.

20 (b) There is appropriated for the above agency from the following spe-  
21 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
22 moneys now or hereafter lawfully credited to and available in such fund  
23 or funds, except that expenditures other than refunds authorized by law  
24 shall not exceed the following:

25 Workmen’s compensation fee fund ..... \$13,623,116

26 Occupational health and safety — federal fund..... No limit

27 Boiler inspection fee fund..... No limit

28 General fees fund..... No limit

29 Special employment security fund..... No limit

30 *Provided*, That expenditures may be made from the special employment  
31 security fund for payment of communications costs: *And provided fur-*  
32 *ther*, That expenditures from this fund for payment of communications  
33 costs shall not exceed \$10,000.

34 Employment security administration fund..... No limit

35 State workplace health and safety fund..... No limit

36 Wage claims assignment fee fund ..... No limit

37 Employment security computer systems institute fund..... No limit

38 Department of labor special projects fund ..... No limit

39 Federal indirect cost offset fund..... \$394,095

40 Dispute resolution fund..... No limit

41 *Provided*, That all moneys received by the secretary of labor for reim-  
42 bursement of expenditures for the costs incurred for mediation under  
43 K.S.A. 72-5427, and amendments thereto, and for fact-finding under

1 K.S.A. 72-5428, and amendments thereto, shall be deposited in the state  
2 treasury and credited to the dispute resolution fund: *Provided further*,  
3 That expenditures may be made from this fund to pay the costs incurred  
4 for mediation under K.S.A. 72-5427, and amendments thereto, and for  
5 fact-finding under K.S.A. 72-5428, and amendments thereto, subject to  
6 full reimbursement therefor by the board of education and the profes-  
7 sional employees' organization involved in such mediation and fact-find-  
8 ing procedures.

9 Employment security fund..... No limit

10 (c) In addition to the other purposes for which expenditures may be  
11 made by the department of labor from the employment security fund for  
12 fiscal year 2011 as authorized by this or other appropriation act of the  
13 2010 regular session of the legislature, expenditures may be made by the  
14 department of labor for fiscal year 2011 from the employment security  
15 fund from moneys made available to the state under section 903(d) of  
16 the federal social security act, as amended, for payment of debt service  
17 on a bond issued for the rewrite of the unemployment insurance benefit  
18 system: *Provided*, That expenditures from the employment security fund  
19 during fiscal year 2011 of moneys made available to the state under sec-  
20 tion 903(d) of the federal social security act, as amended, for payment of  
21 such debt service shall not exceed \$2,646,150.

22 (d) In addition to the other purposes for which expenditures may be  
23 made by the above agency from the special employment security fund  
24 for fiscal year 2011, expenditures may be made by the above agency from  
25 the special employment security fund for fiscal year 2011 for the following  
26 capital improvement purposes: Payment on the master lease agreement  
27 for the renovation of the Eastman building on the Topeka west complex:  
28 *Provided*, That expenditures from this fund for fiscal year 2011 for such  
29 capital improvement purposes shall not exceed \$99,625: *Provided further*,  
30 That all expenditures from this fund for any such capital improvement  
31 purpose shall be in addition to any expenditure limitation imposed on the  
32 special employment security fund for fiscal year 2011.

33 (e) During the fiscal year ending June 30, 2011, and the fiscal year  
34 ending June 30, 2012, in addition to the other purposes for which ex-  
35 penditures may be made by the department of labor from moneys ap-  
36 propriated from the state general fund or any special revenue fund for  
37 the department of labor for fiscal year 2011 or fiscal year 2012 by this or  
38 other appropriation act of the 2010 regular session of the legislature or  
39 by any appropriation act of the 2011 regular session of the legislature,  
40 expenditures may be made by the department of labor from the state  
41 general fund or from any special revenue fund for fiscal year 2011 and  
42 for fiscal year 2012, to establish a pilot program of alternatives to layoffs,  
43 in accordance with the provisions of Kansas Administrative Regulation

1 No. 1-1-5, which establishes alternatives to layoffs: *Provided*, That such  
2 pilot program may be implemented and pursued only after the develop-  
3 ment and approval of a layoff plan for the department of labor pursuant  
4 to the provisions of the administrative regulations contained in Article 14  
5 of the Kansas Administrative Regulations: *Provided further*, That on or  
6 before June 30, 2012, the secretary of labor shall submit a report to the  
7 secretary of administration detailing the impacts, outcomes, results, les-  
8 sons learned and any recommendations regarding the future use of the  
9 policies developed and tested through use of the pilot project of alter-  
10 natives to layoffs.

11 (f) On July 1, 2010, or as soon thereafter as moneys are available, not-  
12 withstanding the provisions of K.S.A. 74-715, and amendments thereto,  
13 or any other statute, the director of accounts and reports shall transfer  
14 \$800,000 from the workmen's compensation fee fund of the department  
15 of labor to the state general fund: *Provided* That the transfer of such  
16 amount shall be in addition to any other transfer from the workmen's  
17 compensation fee fund to the state general fund as prescribed by law:  
18 *Provided further*, That the amount transferred from the workmen's com-  
19 pensation fee fund to the state general fund pursuant to this subsection  
20 is to reimburse the state general fund for accounting, auditing, budgeting,  
21 legal, payroll, personnel and purchasing services and any other govern-  
22 mental services which are performed on behalf of the department of labor  
23 by other state agencies which receive appropriations from the state gen-  
24 eral fund to provide such services.

25 Sec. ~~69~~. **73.**

26 KANSAS COMMISSION ON VETERANS AFFAIRS

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

29 Operating expenditures — veteran services..... \$685,050

30 *Provided*, That any unencumbered balance in the operating expenditures  
31 — veterans services account in excess of \$100 as of June 30, 2010, is  
32 hereby reappropriated for fiscal year 2011.

33 Operations — state veterans cemeteries ..... \$534,196

34 *Provided*, That any unencumbered balance in the operations — state  
35 veterans cemeteries account in excess of \$100 as of June 30, 2010, is  
36 hereby reappropriated for fiscal year 2011: *Provided further*, That ex-  
37 penditures from this account for official hospitality shall not exceed  
38 \$1,200.

39 Operating expenditures — Kansas soldiers' home ..... \$1,848,061

40 *Provided*, That any unencumbered balance in the operating expenditures  
41 — Kansas soldiers' home account in excess of \$100 as of June 30, 2010,  
42 is hereby reappropriated for fiscal year 2011.

43 Operating expenditures — Kansas veterans' home ..... \$2,468,042

1 *Provided*, That any unencumbered balance in the operating expenditures  
2 — Kansas veterans' home account in excess of \$100 as of June 30, 2010,  
3 is hereby reappropriated for fiscal year 2011.

4 Scratch lotto — Kansas veterans' home ..... \$123,055  
5 Scratch lotto — veterans services..... \$488,687

6 *Provided*, That, notwithstanding the provisions of K.S.A. 74-8724, and  
7 amendments thereto, expenditures from the scratch lotto — veterans  
8 services account may be used for normal program operations and imple-  
9 mentation of the enhanced services delivery program for the fiscal year  
10 ending June 30, 2011.

11 Scratch lotto — Kansas soldiers' home ..... \$90,361  
12 Scratch lotto — veterans cemeteries ..... \$210,394  
13 Operating expenditures — administration ..... \$457,394

14 *Provided*, That any unencumbered balance in the operating expenditures  
15 — administration account in excess of \$100 as of June 30, 2010, is hereby  
16 reappropriated for fiscal year 2011.

17 Veterans claim assistance program — service grants ..... \$465,381

18 *Provided*, That any unencumbered balance in the veterans claim assis-  
19 tance program — service grants account in excess of \$100 as of June 30,  
20 2010, is hereby reappropriated for fiscal year 2011: *Provided further*, That  
21 expenditures from the veterans claim assistance program — service grants  
22 account shall be made only for the purpose of awarding service grants to  
23 veterans service organizations for the purpose of aiding veterans in ob-  
24 taining federal benefits: *Provided however*, That no expenditures shall be  
25 made by the Kansas commission on veterans affairs from the veterans  
26 claim assistance program — service grants account for operating expend-  
27 itures or overhead for administering the grants in accordance with the  
28 provisions of K.S.A. 73-1234, and amendments thereto.

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

34 Soldiers' home fee fund .....	No limit
35 Soldiers' home benefit fund .....	No limit
36 Soldiers' home work therapy fund.....	No limit
37 Soldiers' home medicare fund.....	No limit
38 Soldiers' home medicaid fund .....	No limit
39 Soldiers' home canteen fund.....	No limit
40 Veterans' home medicare fund.....	No limit
41 Veterans' home medicaid fund .....	No limit
42 Veterans' home fee fund .....	No limit
43 Persian Gulf War veterans health initiative fund .....	No limit

1	Veterans' home canteen fund.....	No limit
2	Veterans' home benefit fund.....	No limit
3	Soldiers' home outpatient clinic fund .....	No limit
4	State veterans cemeteries fee fund.....	No limit
5	State veterans cemeteries donations and contributions	
6	fund.....	No limit
7	Outpatient clinic patient federal reimbursement fund —	
8	federal .....	No limit
9	VA burial reimbursement fund — federal.....	No limit
10	Veterans home federal fund.....	No limit
11	Soldiers home federal fund.....	No limit
12	Commission on veterans affairs federal fund .....	No limit
13	Kansas veterans memorials fund.....	No limit
14	Vietnam war era veterans' recognition award fund .....	No limit

15 (c) During the fiscal year ending June 30, 2011, the executive director  
16 of the Kansas commission on veterans affairs, with the approval of the  
17 director of the budget, may transfer any part of any item of appropriation  
18 for the fiscal year ending June 30, 2011, from the state general fund for  
19 the Kansas commission on veterans affairs or any institution or facility  
20 under the general supervision and management of the Kansas commission  
21 on veterans affairs to another item of appropriation for fiscal year 2011  
22 from the state general fund for the Kansas commission on veterans affairs  
23 or any institution or facility under the general supervision and manage-  
24 ment of the Kansas commission on veterans affairs. The executive director  
25 of the Kansas commission on veterans affairs shall certify each such trans-  
26 fer to the director of accounts and reports and shall transmit a copy of  
27 each such certification to the director of legislative research.

28 (d) (1) During the fiscal year ending June 30, 2011, notwithstanding  
29 the provisions of K.S.A. 73-1231, 73-1906, 73-1953 or 75-3728g, and  
30 amendments thereto, or K.S.A. 2009 Supp. 73-1233, and amendments  
31 thereto, or any other statute, the executive director of the Kansas com-  
32 mission on veterans affairs, with the approval of the director of the  
33 budget, may transfer moneys that are credited to a special revenue fund  
34 of the Kansas commission on veterans affairs to another special revenue  
35 fund of the Kansas commission on veterans affairs. The executive director  
36 of the Kansas commission on veterans affairs shall certify each such trans-  
37 fer to the director of accounts and reports and shall transmit a copy of  
38 each such certification to the director of legislative research.

39 (2) As used in this subsection (d), "special revenue fund" means the  
40 soldiers' home fee fund, veterans' home fee fund, soldiers' home outpa-  
41 tient clinic fund, soldiers' home benefit fund, soldiers' home work therapy  
42 fund, veterans' home canteen fund, soldiers' home canteen fund, veter-  
43 ans' home benefit fund, Persian Gulf War veterans health initiative fund,

1 state veterans cemeteries fee fund, state veterans cemeteries donations  
2 and contributions fund, and Kansas veterans memorials fund.

3 ~~(c) (1) During the fiscal year ending June 30, 2011, the executive di-~~  
4 ~~rector of the Kansas commission on veterans affairs, with the approval of~~  
5 ~~the director of the budget and subject to the applicable restrictions and~~  
6 ~~limitations or other provisions of federal grant agreements, may transfer~~  
7 ~~moneys received under a federal grant that are credited to a federal fund~~  
8 ~~of the Kansas commission on veterans affairs to another federal fund of~~  
9 ~~the Kansas commission on veterans affairs. The executive director of the~~  
10 ~~Kansas commission on veterans affairs shall certify each such transfer to~~  
11 ~~the director of accounts and reports and shall transmit a copy of each~~  
12 ~~such certification to the director of legislative research.~~

13 ~~—(2) As used in this subsection (c), “federal fund” means the VA burial~~  
14 ~~reimbursement fund — federal, veterans home federal fund, soldiers~~  
15 ~~home federal fund, commission on veterans affairs federal fund, soldiers’~~  
16 ~~home medicare fund, soldiers’ home medicaid fund, veterans’ home med-~~  
17 ~~icare fund, veterans’ home medicaid fund, and out-patient clinic patient~~  
18 ~~federal reimbursement fund — federal.~~

19 ~~Sec. 70.~~ **74.**

20 DEPARTMENT OF HEALTH AND ENVIRONMENT —  
21 DIVISION OF HEALTH

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

24 Operating expenditures (including official  
25 hospitality) .....~~\$3,634,892~~ **\$3,739,891**

26 *Provided*, That any unencumbered balance in the operating expenditures  
27 (including official hospitality) account of the department of health and  
28 environment — division of health in excess of \$100 as of June 30, 2010,  
29 is hereby reappropriated for fiscal year 2011.

30 Operating expenditures (including official hospitality) —  
31 health .....~~\$4,386,075~~ **\$4,456,157**

32 *Provided*, That any unencumbered balance in the operating expenditures  
33 (including official hospitality) — health account in excess of \$100 as of  
34 June 30, 2010, is hereby reappropriated for fiscal year 2011.

35 Vaccine purchases .....~~\$813,522~~ **\$837,022**

36 *Provided*, That any unencumbered balance in the vaccine purchases ac-  
37 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for  
38 fiscal year 2011.

39 Aid to local units .....~~\$4,849,029~~ **\$4,805,709**

40 *Provided*, That any unencumbered balance in the aid to local units ac-  
41 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for  
42 fiscal year 2011: *Provided further*, That all expenditures from this account  
43 for state financial assistance to local health departments shall be in ac-



1 cordance with the formula prescribed by K.S.A. 65-241 through 65-246,  
2 and amendments thereto.

3 Aid to local units — primary health projects ...~~\$7,271,033~~ **\$7,243,065**  
4 *Provided*, That any unencumbered balance in the aid to local units —  
5 primary health projects account in excess of \$100 as of June 30, 2010, is  
6 hereby reappropriated for fiscal year 2011: *Provided further*, That pre-  
7 scription support expenditures shall be made from the aid to local units  
8 — primary health projects account for: (1) Purchase of drug inventory  
9 under section 340B of the federal public health service act for community  
10 health center grantees and federally qualified health center look-alikes  
11 who qualify; (2) increasing access to prescription drugs by subsidizing a  
12 portion of the costs for the benefit of patients at section 340B participat-  
13 ing clinics on a sliding fee scale; and (3) expanding access to prescription  
14 medication assistance programs by making expenditures to support op-  
15 erating costs of assistance programs at not-for-profit or publicly-funded  
16 primary care clinics, including federally qualified community health cen-  
17 ters and federally qualified community health center look-alikes, as de-  
18 fined by 42 U.S.C. 330, that provide comprehensive primary health care  
19 services, offer sliding fee discounts based upon household income and  
20 serve any person regardless of ability to pay: *And provided further*, That  
21 policies determining patient eligibility due to income or insurance status  
22 may be determined by each community but must be clearly documented  
23 and posted.

24 Aid to local units — family planning .....~~\$94,665~~ **\$97,400**  
25 *Provided*, That any unencumbered balance in the aid to local units —  
26 family planning account in excess of \$100 as of June 30, 2010, is hereby  
27 reappropriated for fiscal year 2011: *Provided further*, That all expendi-  
28 tures from the aid to local units — family planning account shall be in  
29 accordance with grant agreements entered into by the secretary of health  
30 and environment and grant recipients.

31 Immunization programs .....~~\$447,617~~ **\$462,146**  
32 *Provided*, That any unencumbered balance in the immunization programs  
33 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
34 for fiscal year 2011.

35 Breast cancer screening program .....~~\$220,196~~ **\$226,557**  
36 *Provided*, That any unencumbered balance in the breast cancer screening  
37 program account in excess of \$100 as of June 30, 2010, is hereby reap-  
38 propriated for fiscal year 2011.

39 Ryan White matching funds .....~~\$47,869~~ **\$49,252**  
40 *Provided*, That any unencumbered balance in the Ryan White matching  
41 funds account in excess of \$100 as of June 30, 2010, is hereby reappro-  
42 priated for fiscal year 2011.

43 Youth mentoring program .....~~\$99,601~~ **\$50,368**

1 *Provided*, That any unencumbered balance in the youth mentoring pro-  
2 gram account in excess of \$100 as of June 30, 2010, is hereby reappro-  
3 priated for fiscal year 2011.  
4 Coordinated school health program ..... \$473,524     **\$467,202**  
5 *Provided*, That any unencumbered balance in the coordinated school  
6 health program account in excess of \$100 as of June 30, 2010, is hereby  
7 reappropriated for fiscal year 2011.  
8 Cerebral palsy posture seating ..... \$102,671     **\$105,537**  
9 *Provided*, That any unencumbered balance in the cerebral palsy posture  
10 seating account in excess of \$100 as of June 30, 2010, is hereby reappro-  
11 priated for fiscal year 2011.  
12 PKU treatment ..... \$201,655     **\$207,480**  
13 *Provided*, That any unencumbered balance in the PKU treatment account  
14 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal  
15 year 2011.  
16 ***Infant and toddlers program*** .....     **\$373,032**  
17 ***Pregnancy maintenance initiative*** .....     **\$162,500**  
18 ***Teen pregnancy prevention activities*** .....     **\$162,500**  
19 *Provided, That expenditures from the teen pregnancy prevention ac-*  
20 *tivities account shall be made to give highest priority to recipients*  
21 *of temporary assistance to families and other medicaid eligible*  
22 *teens.*  
23     (b) There is appropriated for the above agency from the following spe-  
24 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
25 moneys now or hereafter lawfully credited to and available in such fund  
26 or funds, except that expenditures other than refunds authorized by law  
27 shall not exceed the following:  
28 Primary care safety net clinic loan guarantee fund.....     No limit  
29 Title XIX fund .....     No limit  
30 Breast and cervical cancer program and detection — fed-  
31 eral fund .....     No limit  
32 Health and environment training fee fund — health.....     No limit  
33 *Provided*, That expenditures may be made from the health and environ-  
34 ment training fee fund — health for acquisition and distribution of divi-  
35 sion of health program literature and films and for participation in or  
36 conducting training seminars for training employees of the division of  
37 health of the department of health and environment, for training recipi-  
38 ents of state aid from the division of health of the department of health  
39 and environment and for training representatives of industries affected  
40 by rules and regulations of the department of health and environment  
41 relating to the division of health: *Provided further*, That the secretary of  
42 health and environment is hereby authorized to fix, charge and collect  
43 fees in order to recover costs incurred for such acquisition and distribu-

1 tion of literature and films and for the operation of such seminars: *And*  
2 *provided further*, That such fees may be fixed in order to recover all or  
3 part of such costs: *And provided further*, That all moneys received from  
4 such fees shall be deposited in the state treasury in accordance with the  
5 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-  
6 ited to the health and environment training fee fund — health: *And pro-*  
7 *vided further*, That, in addition to the other purposes for which expend-  
8 itures may be made by the department of health and environment for  
9 the division of health from moneys appropriated from the health and  
10 environment training fee fund — health for fiscal year 2011, expenditures  
11 may be made by the department of health and environment from the  
12 health and environment training fee fund — health for fiscal year 2011  
13 for agency operations for the division of health.

14 Health facilities review fund.....	No limit
15 Insurance statistical plan fund .....	No limit
16 Health and environment publication fee fund — health...	No limit
17 <i>Provided</i> , That expenditures from the health and environment publica-	
18 tion fee fund — health shall be made only for the purpose of paying the	
19 expenses of publishing documents as required by K.S.A. 75-5662, and	
20 amendments thereto.	
21 District coroners fund.....	No limit
22 Sponsored project overhead fund — health.....	No limit
23 Child care facilities licensure — federal fund .....	No limit
24 Cancer registry — federal fund .....	No limit
25 Child care and development block grant — federal	
26 fund.....	No limit
27 Office of rural health — federal fund.....	No limit
28 Medicare — federal fund .....	No limit
29 <i>Provided</i> , That transfers of moneys from the medicare — federal fund to	
30 the state fire marshal may be made during fiscal year 2011 pursuant to a	
31 contract which is hereby authorized to be entered into by the secretary	
32 of health and environment and the state fire marshal to provide fire and	
33 safety inspections for hospitals.	
34 Migrant health program — federal fund.....	No limit
35 Venereal disease control project — federal fund.....	No limit
36 Disease prevention and health promotion grants — federal	
37 fund.....	No limit
38 <i>Provided</i> , That no moneys from any grant that requires the matching	
39 expenditure of any other moneys in the state treasury during the current	
40 or any ensuing fiscal year shall be deposited to the credit of the disease	
41 prevention and health promotion grants — federal fund.	
42 Women, infants and children health program — federal	
43 fund.....	No limit

1	Occupational health and safety statistics program — fed-	
2	eral fund .....	No limit
3	Other federal grants fund — health .....	No limit
4	<i>Provided</i> , That the department of health and environment is authorized	
5	to make expenditures for the division of health from the other federal	
6	grants fund — health of any moneys credited to this fund from any in-	
7	dividual grant if the grant is: (1) Less than or equal to \$650,000 in the	
8	aggregate, and (2) does not require the matching expenditure of any other	
9	moneys in the state treasury during fiscal year 2011 other than moneys	
10	appropriated by this or other appropriation act of the 2010 regular session	
11	of the legislature: <i>Provided, however</i> , That, upon application to and au-	
12	thorization by the governor, the division of health may make expenditures	
13	for the division of health of moneys credited to this fund from any indi-	
14	vidual federal grant which is more than \$650,000 in the aggregate or	
15	which requires the matching expenditure of moneys in the state treasury	
16	during the current or any ensuing fiscal year.	
17	Immunization grant funds — federal fund .....	No limit
18	Title I — P.L. 99-457 child development — federal	
19	fund.....	No limit
20	Preventive health and health services block grant — fed-	
21	eral fund .....	No limit
22	Maternal and child health services block grant — federal	
23	fund.....	No limit
24	National center for health statistics — federal fund.....	No limit
25	Title X family planning — federal fund.....	No limit
26	Early childhood developmental services — federal fund ..	No limit
27	Commodity supplemental food program — federal fund..	No limit
28	Special child clinic program — federal fund.....	No limit
29	Make a difference information network — federal fund...	No limit
30	Ryan White Title II — federal fund.....	No limit
31	Bicycle helmet revolving fund .....	No limit
32	SSA fee fund .....	No limit
33	Lead poisoning prevention — federal fund .....	No limit
34	Title IV-E — federal fund.....	No limit
35	Environment public health — federal fund.....	No limit
36	Surveillance and epidemiology — federal fund.....	No limit
37	Universal newborn hearing screening — federal fund.....	No limit
38	Trauma fund .....	No limit
39	<i>Provided</i> , That expenditures may be made by the department of health	
40	and environment for fiscal year 2011 from the trauma fund of the de-	
41	partment of health and environment for the stroke prevention project:	
42	<i>Provided further</i> , That expenditures from the trauma fund for official	
43	hospitality shall not exceed \$2,000.	

1	Homeland security — federal fund .....	No limit
2	AIDS project — education and risk reduction — federal	
3	fund.....	No limit
4	Medical student loan repayment — federal fund.....	No limit
5	HRSA grant — federal fund .....	No limit
6	Lead based paint hazardous grant program — federal	
7	fund.....	No limit
8	Gifts, grants and donations fund — health .....	No limit
9	Special bequest fund — health.....	No limit
10	Civil registration and health statistics fee fund.....	No limit
11	Vital statistics system project fund .....	No limit
12	Tobacco use prevention and control program — federal	
13	fund.....	No limit
14	Lead-based paint hazard fee fund.....	No limit
15	Census of traumatic occupational fatalities — federal	
16	fund.....	No limit
17	Avian flu vaccine — federal fund.....	No limit
18	Real ID — federal fund .....	No limit
19	Health information exchange — federal fund .....	No limit
20	(c) There is appropriated for the above agency from the children's	
21	initiatives fund for the fiscal year ending June 30, 2011, the following:	
22	Healthy start .....	<del>\$250,000</del> <b>\$215,460</b>
23	<i>Provided</i> , That any unencumbered balance in the healthy start account	
24	in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal	
25	year 2011.	
26	Infants and toddlers program .....	<del>\$5,700,000</del> <b>\$5,326,968</b>
27	<i>Provided</i> , That any unencumbered balance in the infants and toddlers	
28	program account in excess of \$100 as of June 30, 2010, is hereby reap-	
29	propriated for fiscal year 2011.	
30	Smoking prevention .....	<del>\$1,000,000</del> <b>\$934,556</b>
31	<i>Provided</i> , That any unencumbered balance in the smoking prevention	
32	account in excess of \$100 as of June 30, 2010, is hereby reappropriated	
33	for fiscal year 2011.	
34	Newborn hearing aid loaner program .....	<del>\$50,000</del> <b>\$37,639</b>
35	<i>Provided</i> , That any unencumbered balance in the newborn hearing aid	
36	loaner program account in excess of \$100 as of June 30, 2010, is hereby	
37	reappropriated for fiscal year 2011.	
38	SIDS network grant .....	<del>\$75,000</del> <b>\$61,911</b>
39	<i>Provided</i> , That any unencumbered balance in the SIDS network grant	
40	account in excess of \$100 as of June 30, 2010, is hereby reappropriated	
41	for fiscal year 2011.	
42	Newborn screening .....	<del>\$321,300</del> <b>\$276,840</b>
43	<i>Provided</i> , That any unencumbered balance in the newborn screening ac-	

1 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for  
2 fiscal year 2011.

3 (d) On July 1, 2010, and on other occasions during fiscal year 2011  
4 when necessary as determined by the secretary of health and environ-  
5 ment, the director of accounts and reports shall transfer amounts speci-  
6 fied by the secretary of health and environment, which amounts consti-  
7 tute reimbursements, credits and other amounts received by the  
8 department of health and environment for activities related to federal  
9 programs, from specified special revenue funds of the department of  
10 health and environment — division of health or of the department of  
11 health and environment — division of environment, to the sponsored  
12 project overhead fund — health of the department of health and envi-  
13 ronment — division of health.

14 (e) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,  
15 2011, or as soon after each such date as moneys are available, the director  
16 of accounts and reports shall transfer \$559,307 from the child care and  
17 development federal fund of the department of social and rehabilitation  
18 services to the child care and development block grant — federal fund  
19 of the department of health and environment.

20 (f) During the fiscal year ending June 30, 2011, the director of accounts  
21 and reports shall transfer an amount or amounts specified by the secretary  
22 of health and environment from any one or more special revenue funds  
23 of the department of health and environment — division of health, which  
24 have available moneys, to the sponsored project overhead fund — health  
25 of the department of health and environment — division of health for  
26 expenditures, as the case may be, for administrative expenses.

27 (g) In addition to the other purposes for which expenditures may be  
28 made by the department of health and environment from moneys approp-  
29 riated from the state general fund or from any special revenue fund for  
30 fiscal year 2011 and from which expenditures may be made for salaries  
31 and wages, as authorized by this or other appropriation act of the 2010  
32 regular session of the legislature, expenditures may be made by the de-  
33 partment of health and environment from such moneys appropriated  
34 from the state general fund or from any special revenue fund for fiscal  
35 year 2011 for up to four full-time equivalent positions in the unclassified  
36 service under the Kansas civil service act: *Provided*, That all such addi-  
37 tional full-time equivalent positions in the unclassified service under the  
38 Kansas civil service act shall be in addition to other positions within the  
39 department of health and environment in the unclassified service as pre-  
40 scribed by law and shall be established by the secretary of health and  
41 environment within the position limitation established for the department  
42 of health and environment on the number of full-time and regular part-  
43 time positions equated to full-time, excluding seasonal and temporary

1 positions, paid from appropriations for fiscal year 2011 made by this or  
2 other appropriation act of the 2010 regular session of the legislature:  
3 *Provided, however,* That the authority to establish such additional posi-  
4 tions in the unclassified service shall not affect the classified service status  
5 of any person who is an employee of the department of health and en-  
6 vironment in the classified service under the Kansas civil service act.

7 (h) During the fiscal year ending June 30, 2011, the amounts trans-  
8 ferred by the director of accounts and reports from each of the special  
9 revenue funds of the department of health and environment — division  
10 of health to the sponsored project overhead fund — health of the de-  
11 partment of health and environment — division of health pursuant to this  
12 section may include amounts equal to up to 25% of the expenditures from  
13 such special revenue fund, excepting expenditures for contractual serv-  
14 ices.

15 (i) During the fiscal year ending June 30, 2011, the secretary of health  
16 and environment, with approval of the director of the budget, may trans-  
17 fer any part of any item of appropriation for fiscal year 2011 from the  
18 state general fund for the department of health and environment — di-  
19 vision of health or the department of health and environment — division  
20 of environment to another item of appropriation for fiscal year 2011 from  
21 the state general fund for the department of health and environment —  
22 division of health or the department of health and environment — divi-  
23 sion of environment. The secretary of health and environment shall certify  
24 each such transfer to the director of accounts and reports and shall trans-  
25 mit a copy of each such certification to the director of legislative research.

26 (j) In addition to the other purposes for which expenditures may be  
27 made by the department of health and environment — division of health  
28 from moneys appropriated from the district coroners fund for fiscal year  
29 2011, as authorized by this or other appropriation act of the 2010 regular  
30 session of the legislature, and notwithstanding the provisions of K.S.A.  
31 22a-245, and amendments thereto, or any other statute, expenditures may  
32 be made by the department of health and environment — division of  
33 health from such moneys appropriated from the district coroners fund  
34 for fiscal year 2011 pursuant to K.S.A. 22a-242, and amendments thereto.

35 (k) On July 1, 2010, the director of accounts and reports shall transfer  
36 \$200,000 from the health care stabilization fund of the health care sta-  
37 bilization fund board of governors to the health facilities review fund of  
38 the department of health and environment for the purpose of financing  
39 a review of records of licensed medical care facilities and an analysis of  
40 quality of health care services provided to assist in correcting substandard  
41 services and to reduce the incidence of liability resulting from the ren-  
42 dering of health care services and implementing the risk management  
43 provisions of K.S.A. 65-4922 et seq., and amendments thereto.

1     Sec. ~~71~~ **75.**  
2             DEPARTMENT OF HEALTH AND ENVIRONMENT —  
3             DIVISION OF ENVIRONMENT  
4             (a) There is appropriated for the above agency from the state general  
5 fund for the fiscal year ending June 30, 2011, the following:  
6     Operating expenditures (including official  
7         hospitality) .....~~\$4,248,339~~ **\$4,164,182**  
8     *Provided*, That any unencumbered balance in the operating expenditures  
9 (including official hospitality) account of the department of health and  
10 environment — division of environment in excess of \$100 as of June 30,  
11 2010, is hereby reappropriated for fiscal year 2011.  
12     Operating expenditures (including official hospitality) —  
13         laboratories .....~~\$3,340,236~~ **\$3,424,393**  
14     *Provided*, That any unencumbered balance in the operating expenditures  
15 (including official hospitality) — laboratories account in excess of \$100 as  
16 of June 30, 2010, is hereby reappropriated for fiscal year 2011.  
17     (b) There is appropriated for the above agency from the following spe-  
18 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
19 moneys now or hereafter lawfully credited to and available in such fund  
20 or funds, except that expenditures other than refunds authorized by law  
21 shall not exceed the following:  
22     Radiation control operations fee fund..... No limit  
23     Mined-land conservation and reclamation fee fund ..... No limit  
24     Solid waste management fund..... No limit  
25     *Provided*, That expenditures may be made from the solid waste manage-  
26 ment fund during the fiscal year ending June 30, 2011, for official hospi-  
27 tality: *Provided further*, That such expenditures for official hospitality  
28 shall not exceed \$2,500.  
29     Public water supply fee fund..... No limit  
30     Voluntary cleanup fund..... No limit  
31     Storage tank fee fund..... No limit  
32     Air quality fee fund..... No limit  
33     Hazardous waste collection fund..... No limit  
34     Power generating facility fee fund..... No limit  
35     Health and environment training fee fund —  
36         environment ..... No limit  
37     *Provided*, That expenditures may be made from the health and environ-  
38 ment training fee fund — environment for acquisition and distribution  
39 of division of environment program literature and films and for partici-  
40 pation in or conducting training seminars for training employees of the  
41 division of environment of the department of health and environment,  
42 for training recipients of state aid from the division of environment of the  
43 department of health and environment and for training representatives



1 of industries affected by rules and regulations of the department of health  
2 and environment relating to the division of environment: *Provided fur-*  
3 *ther*, That the secretary of health and environment is hereby authorized  
4 to fix, charge and collect fees in order to recover costs incurred for such  
5 acquisition and distribution of literature and films and for the operation  
6 of such seminars: *And provided further*, That such fees may be fixed in  
7 order to recover all or part of such costs: *And provided further*, That all  
8 moneys received from such fees shall be deposited in the state treasury  
9 in accordance with the provisions of K.S.A. 75-4215, and amendments  
10 thereto, and shall be credited to the health and environment training fee  
11 fund — environment: *And provided further*, That, in addition to the other  
12 purposes for which expenditures may be made by the department of  
13 health and environment for the division of environment from moneys  
14 appropriated from the health and environment training fee fund — en-  
15 vironment for fiscal year 2011, expenditures may be made by the de-  
16 partment of health and environment from the health and environment  
17 training fee fund — environment for fiscal year 2011 for agency opera-  
18 tions for the division of environment.

19	Driving under the influence equipment fund .....	No limit
20	Nuclear safety emergency preparedness special revenue	
21	fund.....	No limit

22 *Provided*, That all moneys received from the adjutant general from the  
23 nuclear safety emergency management fee fund of the adjutant general  
24 shall be credited to the nuclear safety emergency preparedness special  
25 revenue fund of the department of health and environment — division  
26 of environment.

27	Waste tire management fund .....	No limit
28	Health and environment publication fee fund —	
29	environment .....	No limit

30 *Provided*, That expenditures from the health and environment publica-  
31 tion fee fund — environment shall be made only for the purpose of paying  
32 the expenses of publishing documents as required by K.S.A. 75-5662, and  
33 amendments thereto.

34	Local air quality control authority regulation services	
35	fund.....	No limit
36	Environmental response fund.....	No limit
37	Sponsored project overhead fund — environment.....	No limit
38	QuantiFERON TB laboratory fund.....	No limit
39	Resource conservation and recovery act — federal fund ..	No limit
40	Enhancing radiological incident response — federal	
41	fund.....	No limit
42	Water supply — federal fund.....	No limit
43	EPA voluntary cleanup federal fund.....	No limit

1 *Provided*, That all expenditures from the EPA voluntary cleanup federal  
2 fund during fiscal year 2011 shall be supplemental to fees collected for  
3 direct or indirect costs of administering the voluntary cleanup and prop-  
4 erty redevelopment act: *Provided, however*, That such expenditures shall  
5 be in accordance with the federal agreement entered into by the secretary  
6 of health and environment for the grant moneys.

7	Clinical laboratory improvement amendments — federal	
8	fund.....	No limit
9	EPA — core support — federal fund.....	No limit
10	Other federal grants fund — environment.....	No limit

11 *Provided*, That the department of health and environment is authorized  
12 to make expenditures for the division of environment from the other  
13 federal grants fund — environment of any moneys credited to this fund  
14 from any individual grant if the grant: (1) Is less than or equal to \$650,000  
15 in the aggregate, and (2) does not require the matching expenditure of  
16 any other moneys in the state treasury during fiscal year 2011 other than  
17 moneys appropriated by this or other appropriation act of the 2010 reg-  
18 ular session of the legislature: *Provided, however*, That, upon application  
19 to and authorization by the governor, the department of health and en-  
20 vironment may make expenditures for the division of environment of  
21 moneys credited to this fund from any individual federal grant which is  
22 more than \$650,000 in the aggregate or which requires the matching  
23 expenditure of moneys in the state treasury during the current or any  
24 ensuing fiscal year: *Provided further*, That transfers or payments from  
25 this fund to other state agencies shall be in addition to any expenditure  
26 limitation placed on this fund.

27	Air quality program — federal fund.....	No limit
28	Leaking underground storage tank trust — federal fund..	No limit
29	National surface mining control and reclamation act —	
30	federal fund.....	No limit
31	Abandoned mined-land — federal fund.....	No limit
32	State indoor radon grant — federal fund.....	No limit
33	EPA non-point source implementation — federal fund....	No limit
34	Pollution prevention program — federal fund.....	No limit
35	Gifts, grants and donations fund — environment.....	No limit
36	Special bequest fund — environment.....	No limit
37	Aboveground petroleum storage tank release trust fund...	No limit
38	Underground petroleum storage tank release trust fund...	No limit
39	Drycleaning facility release trust fund.....	No limit
40	Public water supply loan fund.....	No limit
41	Public water supply loan operations fund.....	No limit
42	Kansas water pollution control revolving fund.....	No limit

43 *Provided*, That the proceeds from revenue bonds issued by the Kansas

1 development finance authority to provide matching grant payments under  
2 the federal clean water act of 1987 (P.L.92-500) shall be credited to the  
3 Kansas water pollution control revolving fund: *Provided further*, That  
4 expenditures from this fund shall be made to provide for the payment of  
5 such matching grants.

6	Kansas water pollution control operations fund.....	No limit
7	Cost of issuance fund for Kansas water pollution control	
8	revolving fund revenue bonds.....	No limit
9	Surcharge fund for Kansas water pollution control revol-	
10	ving fund revenue bonds.....	No limit
11	Surcharge operations fund for Kansas water pollution con-	
12	trol revolving fund revenue bonds.....	No limit
13	Debt service reserve fund.....	No limit
14	EPA water related grants — federal fund.....	No limit

15 *Provided*, That no moneys from any grant that requires the matching  
16 expenditure of any other moneys in the state treasury during the current  
17 or any ensuing fiscal year shall be deposited to the credit of the EPA  
18 water related grants — federal fund.

19	Chemical control — federal fund.....	No limit
20	Subsurface hydrocarbon storage fund.....	No limit
21	Clean air leadership — federal fund.....	No limit
22	Natural resources damages trust fund.....	No limit
23	Hazardous waste management fund.....	No limit
24	Brownfields revolving loan program — federal fund.....	No limit
25	Mined—land reclamation fund.....	No limit
26	104 (6)(1) outreach operator training program — federal	
27	fund.....	No limit
28	Underground storage tank — federal fund.....	No limit
29	EPA underground injection control — federal fund.....	No limit
30	Laboratory medicaid cost recovery fund —	
31	environment.....	No limit
32	Diagnostic X-ray program — federal fund.....	No limit
33	Environmental control use fund.....	No limit
34	Environmental response remedial activity specific site —	
35	lead site federal fund.....	No limit
36	Emergency environmental response — nonspecific sites	
37	federal fund.....	No limit
38	Chemical control fund.....	No limit
39	Medicare program — environment — federal fund.....	No limit
40	EPA 106 water pollution control — federal fund.....	No limit
41	Salt solution mining well plugging fund.....	No limit
42	Kansas essential fuels supply trust fund.....	No limit

43 (c) There is appropriated for the above agency from the state water

1 plan fund for the fiscal year ending June 30, 2011, for the state water  
2 plan project or projects specified as follows:  
3 Contamination remediation..... \$753,870  
4 *Provided*, That any unencumbered balance in the contamination reme-  
5 diation account in excess of \$100 as of June 30, 2010, is hereby reappro-  
6 priated for fiscal year 2011.  
7 TMDL initiatives and use attainability analysis..... \$166,821  
8 *Provided*, That any unencumbered balance in the TMDL initiatives and  
9 use attainability analysis account in excess of \$100 as of June 30, 2010, is  
10 hereby reappropriated for fiscal year 2011.  
11 Watershed restoration and protection plan..... \$548,696  
12 *Provided*, That any unencumbered balance in the watershed restoration  
13 and protection plan account in excess of \$100 as of June 30, 2010, is  
14 hereby reappropriated for fiscal year 2011.  
15 Local environmental protection program ..... \$980,000  
16 *Provided*, That any unencumbered balance in the local environmental  
17 protection program account in excess of \$100 as of June 30, 2010, is  
18 hereby reappropriated for fiscal year 2011.  
19 Nonpoint source program..... \$246,072  
20 *Provided*, That any unencumbered balance in the nonpoint source pro-  
21 gram account in excess of \$100 as of June 30, 2010, is hereby reappro-  
22 priated for fiscal year 2011.  
23 Treece superfund match..... \$350,000  
24 (d) There is appropriated for the above agency from the children’s  
25 initiatives fund for the fiscal year ending June 30, 2011, for the project  
26 specified as follows:  
27 Newborn screening ..... ~~\$1,898,457~~ **\$1,636,243**  
28 (e) During the fiscal year ending June 30, 2011, the secretary of health  
29 and environment, with the approval of the director of the budget, may  
30 transfer any part of any item of appropriation for fiscal year 2011 from  
31 the state water plan fund for the department of health and environment  
32 — division of environment to another item of appropriation for fiscal year  
33 2011 from the state water plan fund for the department of health and  
34 environment — division of environment: *Provided*, That the secretary of  
35 health and environment shall certify each such transfer to the director of  
36 accounts and reports and shall transmit a copy of each such certification  
37 to the director of legislative research, the chairperson of the house of  
38 representatives agriculture and natural resources budget committee and  
39 the chairperson of the subcommittee on health and environment/human  
40 resources of the senate committee on ways and means.  
41 (f) During the fiscal year ending June 30, 2011, notwithstanding the  
42 provisions of K.S.A. 65-3024, and amendments thereto, the director of  
43 accounts and reports shall not make the transfers of amounts of interest

1 earnings from the state general fund to the air quality fee fund of the  
2 department of health and environment which are directed to be made on  
3 or before the 10th day of each month by K.S.A. 65-3024, and amendments  
4 thereto.

5 (g) On July 1, 2010, and on other occasions during fiscal year 2011  
6 when necessary, the director of accounts and reports shall transfer  
7 amounts specified by the secretary of health and environment, which  
8 amounts constitute reimbursements, credits and other amounts received  
9 by the department of health and environment for activities related to  
10 federal programs, from specified special revenue funds of the department  
11 of health and environment — division of health or of the department of  
12 health and environment — division of environment, to the sponsored  
13 project overhead fund — environment of the department of health and  
14 environment — division of environment.

15 (h) During the fiscal year ending June 30, 2011, the director of accounts  
16 and reports shall transfer an amount or amounts specified by the secretary  
17 of health and environment from any one or more special revenue funds  
18 of the department of health and environment — division of environment,  
19 which have available moneys, to the sponsored project overhead fund —  
20 environment of the department of health and environment — division of  
21 environment or to the sponsored project overhead fund — health of the  
22 department of health and environment — division of health, as the case  
23 may be, for expenditures for administrative expenses.

24 (i) During the fiscal year ending June 30, 2011, the secretary of health  
25 and environment, with approval of the director of the budget, may trans-  
26 fer any part of any item of appropriation for fiscal year 2011 from the  
27 state general fund for the department of health and environment — di-  
28 vision of health or the department of health and environment — division  
29 of environment to another item of appropriation for fiscal year 2011 from  
30 the state general fund for the department of health and environment —  
31 division of health or the department of health and environment — divi-  
32 sion of environment. The secretary of health and environment shall certify  
33 each such transfer to the director of accounts and reports and shall trans-  
34 mit a copy of each such certification to the director of legislative research.

35 (j) During the fiscal year ending June 30, 2011, the amounts transferred  
36 by the director of accounts and reports from each of the special revenue  
37 funds of the department of health and environment — division of envi-  
38 ronment to the sponsored project overhead fund — environment of the  
39 department of health and environment — division of environment pur-  
40 suant to this section may include amounts equal to up to 25% of the  
41 expenditures from such special revenue fund, excepting expenditures for  
42 contractual services.

43

1     Sec. ~~72~~ **76.**

2                                   DEPARTMENT ON AGING

3     (a) There is appropriated for the above agency from the state general  
4 fund for the fiscal year ending June 30, 2011, the following:  
5 Administration ..... \$689,090  
6 *Provided*, That any unencumbered balance in the administration account  
7 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal  
8 year 2011.  
9 Administration — assessments ..... \$77,651  
10 *Provided*, That any unencumbered balance in the administration — as-  
11 sements account in excess of \$100 as of June 30, 2010, is hereby reap-  
12 propriated for fiscal year 2011.  
13 Administration — assessments — Level II care ..... \$43,500  
14 *Provided*, That any unencumbered balance in the administration — as-  
15 sements — Level II care account in excess of \$100 as of June 30, 2010,  
16 is hereby reappropriated for fiscal year 2011.  
17 Administration — assessments — Level I care ..... \$351,884  
18 *Provided*, That any unencumbered balance in the administration — as-  
19 sements — Level I care account in excess of \$100 as of June 30, 2010,  
20 is hereby reappropriated for fiscal year 2011.  
21 Administration — medicaid ..... \$1,631,747  
22 *Provided*, That any unencumbered balance in the administration — med-  
23 icaid account in excess of \$100 as of June 30, 2010, is hereby reappro-  
24 priated for fiscal year 2011.  
25 Administration — medicaid MFP - admin match ..... \$39,157  
26 *Provided*, That any unencumbered balance in the administration — med-  
27 icaid MFP - admin match account in excess of \$100 as of June 30, 2010,  
28 is hereby reappropriated for fiscal year 2011.  
29 Administration — older Americans act match ..... \$184,489  
30 *Provided*, That any unencumbered balance in the administration — older  
31 Americans act match account in excess of \$100 as of June 30, 2010, is  
32 hereby reappropriated for fiscal year 2011.  
33 Senior care act ..... ~~\$660,173~~ **\$1,223,051**  
34 *Provided*, That any unencumbered balance in the senior care act account  
35 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal  
36 year 2011: *Provided further*, That each grant agreement with an area  
37 agency on aging for a grant from the senior care act account shall require  
38 the area agency on aging to submit to the secretary of aging a report for  
39 fiscal year 2010 by the area agency on aging which shall include infor-  
40 mation about the kinds of services provided and the number of persons  
41 receiving each kind of service during fiscal year 2010: *And provided fur-*  
42 *ther*, That the secretary of aging shall submit to the senate committee on  
43 ways and means and the house of representatives committee on appro-

1 priations at the beginning of the 2011 regular session of the legislature a  
2 report of the information contained in such reports from the area agencies  
3 on aging on expenditures for fiscal year 2010: *And provided further*, That  
4 all people receiving or applying for services that are funded, either par-  
5 tially or entirely, through expenditures from this account shall be placed  
6 in appropriate services which are determined to be the most economical  
7 services available with regard to state general fund expenditures.  
8 Program grants — nutrition — state match ..... ~~\$466,277~~ **\$3,077,233**  
9 *Provided*, That any unencumbered balance in the program grants — nu-  
10 trition — state match account in excess of \$100 as of June 30, 2010, is  
11 hereby reappropriated for fiscal year 2011: *Provided further*, That each  
12 grant agreement with an area agency on aging for a grant from the pro-  
13 gram grants — nutrition — state match account shall require the area  
14 agency on aging to submit to the secretary of aging a report for federal  
15 fiscal year 2010 by the area agency on aging which shall include infor-  
16 mation about the kinds of services provided and the number of persons  
17 receiving each kind of service during federal fiscal year 2010: *And pro-*  
18 *vided further*, That the secretary of aging shall submit to the senate com-  
19 mittee on ways and means and the house of representatives committee  
20 on appropriations at the beginning of the 2011 regular session of the  
21 legislature a report of the information contained in such reports from the  
22 area agencies on aging on expenditures for federal fiscal year 2010: *And*  
23 *provided further*, That all people receiving or applying for services that  
24 are funded, either partially or entirely, through expenditures from this  
25 account shall be placed in appropriate services which are determined to  
26 be the most economical services available with regard to state general  
27 fund expenditures.  
28 LTC — medicaid assistance —  
29 TCM/FE ..... ~~\$1,852,760~~ ~~**\$1,814,423**~~ **\$1,532,869**  
30 *Provided*, That any unencumbered balance in the LTC — medicaid as-  
31 sistance — TCM/FE account in excess of \$100 as of June 30, 2010, is  
32 hereby reappropriated for fiscal year 2011: *Provided further*, That all  
33 people receiving or applying for services that are funded, either partially  
34 or entirely, through expenditures from the LTC — medicaid assistance  
35 — TCM/FE account shall be placed in appropriate services which are  
36 determined to be the most economical services available with regard to  
37 state general fund expenditures.  
38 LTC — medicaid assistance —  
39 HCBS/FE ..... ~~\$24,955,371~~ ~~**\$25,420,017**~~ **\$21,554,366**  
40 *Provided*, That any unencumbered balance in the LTC — medicaid as-  
41 sistance — HCBS/FE account in excess of \$100 as of June 30, 2010, is  
42 hereby reappropriated for fiscal year 2011: *Provided further*, That all  
43 people receiving or applying for services that are funded, either partially

1 or entirely, through expenditures from the LTC — medicaid assistance  
2 — HCBS/FE account shall be placed in appropriate services which are  
3 determined to be the most economical services available with regard to  
4 state general fund expenditures: *And provided further, That expendi-*  
5 *tures shall be made from this account to expand the telehealth pilot*  
6 *study by 500 telehealth monitor units for fiscal year 2011: And pro-*  
7 *vided further, That such units shall be distributed geographically*  
8 *statewide: And provided further, That if legislation which authorizes*  
9 *an annual, uniform assessment per licensed bed, referred to as a*  
10 *quality care assessment, on each skilled nursing care facility, is*  
11 *passed by the legislature during the 2010 regular session and en-*  
12 *acted into law, no such funds collected by such assessment shall be*  
13 *expended for any telehealth monitor units.*

14 LTC — medicaid assistance —

15 NF ..... ~~\$127,658,325~~ ~~\$133,149,324~~ **\$112,857,112**

16 *Provided, That any unencumbered balance in the LTC — medicaid as-*  
17 *istance — NF account in excess of \$100 as of June 30, 2010, is hereby*  
18 *reappropriated for fiscal year 2011: Provided further, That all people re-*  
19 *ceiving or applying for services that are funded, either partially or entirely,*  
20 *through expenditures from this account shall be placed in appropriate*  
21 *services which are determined to be the most economical services avail-*  
22 *able with regard to state general fund expenditures: And provided further,*  
23 *That notwithstanding the provisions of K.S.A. 2009 Supp. 75-5958, and*  
24 *amendments thereto, or any other statute, and subject to appropriations,*  
25 *the secretary of aging shall institute trending methods to provide rate*  
26 *increases for nursing facilities for fiscal year 2011.*

27 LTC — medicaid assistance —

28 PACE ..... ~~\$1,606,418~~ ~~\$1,857,166~~ **\$1,551,955**

29 *Provided, That any unencumbered balance in the LTC — medicaid as-*  
30 *istance — PACE account in excess of \$100 as of June 30, 2010, is hereby*  
31 *reappropriated for fiscal year 2011: Provided further, That all expendi-*  
32 *tures made from the LTC — medicaid assistance — PACE account shall*  
33 *be for the PACE program: Provided further, That all people receiving or*  
34 *applying for services that are funded, either partially or entirely, through*  
35 *expenditures from this account shall be placed in appropriate services*  
36 *which are determined to be the most economical services available with*  
37 *regard to state general fund expenditures.*

38 Nursing facilities regulation ..... \$1,608,029

39 *Provided, That any unencumbered balance in the nursing facilities reg-*  
40 *ulation account in excess of \$100 as of June 30, 2010, is hereby reappro-*  
41 *riated for fiscal year 2011.*

42 Nursing facilities regulation — title XIX ..... \$1,066,813

43 *Provided, That any unencumbered balance in the nursing facilities reg-*



1 ulation — title XIX account in excess of \$100 as of June 30, 2010, is  
2 hereby reappropriated for fiscal year 2011.

3 Any unencumbered balance in the LTC — medicaid assistance — MFP  
4 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
5 for fiscal year 2011.

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

10 Older Americans act — federal fund..... No limit

11 Title XIX fund — federal ..... No limit

12 *Provided*, That transfers of moneys from the title XIX fund — federal to  
13 the state fire marshal may be made during fiscal year 2011 pursuant to a  
14 contract which is hereby authorized to be entered into by the secretary  
15 of aging with the state fire marshal to provide fire and safety inspections  
16 for adult care homes and hospitals.

17 Senior care act — social service block grant fund..... \$4,500,000

18 *Provided*, That each grant agreement with an area agency on aging for a  
19 grant from the senior care act — social service block grant fund shall  
20 require the area agency on aging to submit to the secretary of aging a  
21 report for fiscal year 2010 by the area agency on aging which shall include  
22 information about the kinds of services provided and the number of per-  
23 sons receiving each kind of service during fiscal year 2010: *Provided fur-*  
24 *ther*, That the secretary of aging shall submit to the senate committee on  
25 ways and means and the house of representatives committee on approp-  
26 riations at the beginning of the 2011 regular session of the legislature a  
27 report of the information contained in such reports from the area agencies  
28 on aging on expenditures for fiscal year 2010: *And provided further*, That  
29 all people receiving or applying for services that are funded, either par-  
30 tially or entirely, through expenditures from this fund shall be placed in  
31 appropriate services which are determined to be the most economical  
32 services available.

33 Nutrition fund — federal ..... No limit

34 Senior citizen nutrition check-off fund ..... No limit

35 Conferences and workshops attendance and publications  
36 fees fund ..... No limit

37 *Provided*, That the secretary of aging is hereby authorized to fix, charge  
38 and collect conference and workshop attendance fees for conferences and  
39 workshops sponsored by the department on aging and fees for copies of  
40 publications: *Provided further*, That such fees shall be deposited in the  
41 state treasury in accordance with the provisions of K.S.A. 75-4215, and  
42 amendments thereto, and shall be credited to the conferences and work-  
43 shops attendance and publications fees fund: *And provided further*, That

1 expenditures may be made from this fund to defray all or part of the costs  
2 of such conferences and workshops including official hospitality and of  
3 such publications.  
4 State licensure fee fund..... \$1,144,569  
5 General fees fund..... No limit  
6 *Provided*, That the secretary of aging is hereby authorized to collect (1)  
7 fees from the sale of surplus property, (2) fees charged for searching,  
8 copying and transmitting copies of public records, (3) fees paid by em-  
9 ployees for personal long distance calls, postage, faxed messages, copies  
10 and other authorized uses of state property, and (4) other miscellaneous  
11 fees: *Provided further*, That such fees shall be deposited in the state  
12 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-  
13 ments thereto, and shall be credited to the general fees fund: *And pro-*  
14 *vided further*, That expenditures shall be made from this fund to meet  
15 the obligations of the department on aging, or to benefit and meet the  
16 mission of the department on aging.  
17 Gifts and donations fund ..... No limit  
18 *Provided*, That the secretary of aging is hereby authorized to receive gifts  
19 and donations of money for services to senior citizens or purposes related  
20 thereto: *Provided further*, That such gifts and donations of money shall  
21 be deposited in the state treasury and credited to the gifts and donations  
22 fund.  
23 Medical resources and collection fund..... No limit  
24 *Provided*, That all moneys received or collected by the secretary of aging  
25 due to medicaid overpayments shall be deposited in the state treasury  
26 and credited to the medical resources and collection fund and expendi-  
27 tures from such fund shall be made for medicaid program-related ex-  
28 penses and used to reduce state general fund outlays for the medicaid  
29 program: *Provided further*, That all moneys received or collected by the  
30 secretary of aging due to civil monetary penalty assessments against adult  
31 care homes shall be deposited in the state treasury and credited to this  
32 fund and expenditures from such fund shall be made to protect the health  
33 or property of adult care home residents as required by federal law.  
34 SHICK fund — grants — federal ..... No limit  
35 SHICK fund — state operations — federal..... No limit  
36 Other CMS demo grants — federal fund..... No limit  
37 Other AoA demo grants — federal fund..... No limit  
38 Senior services fund..... No limit  
39 Long-term care loan and grant fund..... No limit  
40 Intergovernmental transfer administration fund..... \$0  
41 Non-government grant fund..... No limit  
42 Other federal grants and assistance fund..... No limit  
43 *Provided*, That the above agency is authorized to make expenditures from

1 the other federal grants and assistance fund of any moneys credited to  
2 this fund from any individual grant if the grant: (1) Is less than or equal  
3 to \$250,000 in the aggregate, and (2) does not require the matching ex-  
4 penditure of any other moneys in the state treasury during fiscal year  
5 2011 other than moneys appropriated by this or other appropriation act  
6 of the 2010 regular session of the legislature: *Provided, however*, That,  
7 upon application to and authorization by the governor, the above agency  
8 may make expenditures of moneys credited to this fund from any indi-  
9 vidual federal grant which is more than \$250,000 in the aggregate or  
10 which requires the matching expenditure of moneys in the state treasury  
11 during the current or any ensuing fiscal year.

12 Health facilities review fund..... No limit  
13 Medicare fund — federal ..... No limit

14 (c) During the fiscal year ending June 30, 2011, the secretary of aging,  
15 with the approval of the director of the budget, may transfer any part of  
16 any item of appropriation for fiscal year 2011 from the state general fund  
17 for the department on aging to another item of appropriation for fiscal  
18 year 2011 from the state general fund for the department on aging. The  
19 secretary of aging shall certify each such transfer to the director of ac-  
20 counts and reports and shall transmit a copy of each such certification to  
21 the director of legislative research.

22 (d) In addition to the other purposes for which expenditures may be  
23 made by the department of social and rehabilitation services from moneys  
24 appropriated from the state general fund or any special revenue fund for  
25 fiscal year 2011 for the department of social and rehabilitation services  
26 and in addition to the other purposes for which expenditures may be  
27 made by the department of health and environment — division of health  
28 from moneys appropriated from the state general fund or any special  
29 revenue fund for fiscal year 2011 for the department of health and en-  
30 vironment — division of health, as authorized by this or other appropria-  
31 tion act of the 2010 regular session of the legislature, expenditures may  
32 be made by the secretary of social and rehabilitation services and the  
33 secretary of health and environment for fiscal year 2011 to enter into a  
34 contract with the secretary of aging, which is hereby authorized and di-  
35 rected to be entered into by such secretaries, to provide for the secretary  
36 of aging to perform the powers, duties, functions and responsibilities pre-  
37 scribed by and to conduct investigations pursuant to K.S.A. 39-1404, and  
38 amendments thereto, in conjunction with the performance of such pow-  
39 ers, duties, functions, responsibilities and investigations by the secretary  
40 of social and rehabilitation services and the secretary of health and en-  
41 vironment under such statute, with respect to reports of abuse, neglect  
42 or exploitation of residents or reports of residents in need of protective  
43 services on behalf of the secretary of social and rehabilitation services or

1 the secretary of health and environment, as the case may be, in accord-  
2 ance with and pursuant to K.S.A. 39-1404, and amendments thereto, dur-  
3 ing fiscal year 2011: *Provided*, That, in addition to the other purposes for  
4 which expenditures may be made by the department on aging from mon-  
5 eys appropriated from the state general fund or any special revenue fund  
6 for fiscal year 2011 for the department on aging, as authorized by this or  
7 other appropriation act of the 2010 regular session of the legislature,  
8 expenditures shall be made by the secretary of aging for fiscal year 2011  
9 to provide for the performance of such powers, duties, functions and  
10 responsibilities and to conduct such investigations: *Provided further*,  
11 That, the words and phrases used in this subsection shall have the mean-  
12 ings respectively ascribed thereto by K.S.A. 39-1401, and amendments  
13 thereto.

14 (e) During the fiscal year ending June 30, 2010, the director of accounts  
15 and reports shall transfer the amounts specified by the director of the  
16 budget from the LTC — medicaid assistance — NF account of the state  
17 general fund of the department on aging to the LTC — medicaid assis-  
18 tance — HCBS/FE account of the state general fund of the department  
19 on aging or to the community based services account of the department  
20 of social and rehabilitation services: *Provided*, That such amounts to be  
21 transferred shall be certified by the director of the budget on December  
22 1, 2010, and on June 1, 2011, to reflect the nursing facility rate paid for  
23 persons moving from a nursing facility to the home and community-based  
24 services waiver for the physically disabled or the frail elderly for the six  
25 months preceding the date of certification: *Provided further*, That each  
26 of the individuals transferred must meet the requirements described in  
27 a policy jointly developed by the secretary of aging and the secretary of  
28 social and rehabilitation services governing the operations of this transfer:  
29 *And provided further*, That the director of the budget shall transmit a  
30 copy of each such certification to the director of legislative research: *And*  
31 *provided further*, That the department of social and rehabilitation services  
32 shall report to the legislature at the beginning of the regular session in  
33 2011 with expenditure data regarding this program.

34 Sec. ~~73~~ 77.

35 KANSAS HEALTH POLICY AUTHORITY

36 (a) There is appropriated for the above agency from the state general  
37 fund for the fiscal year ending June 30, 2011, the following:  
38 Operating expenditures ..... \$17,104,347  
39 *Provided*, That any unencumbered balance in the operating expenditures  
40 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
41 for fiscal year 2011: *Provided further*, **That expenditures shall be made**  
42 **from this account for the drug utilization review board to perform**  
43 **an annual review of the approved exemptions to the current single**

1 **source limit by program.**

2 Office of the inspector general ..... \$95,543

3 *Provided*, That any unencumbered balance in the office of the inspector  
4 general account in excess of \$100 as of June 30, 2010, is hereby reapprop-  
5 priated for fiscal year 2011.

6 Other medical assistance ... ~~\$426,649,784~~ ~~\$437,713,309~~ **\$354,900,882**

7 *Provided*, That any unencumbered balance in the other medical assis-  
8 tance account in excess of \$100 as of June 30, 2010, is hereby reapprop-  
9 priated for fiscal year 2011: *Provided further*, **That expenditures may**  
10 **be made from this account for the purpose of implementing or ex-**  
11 **panding any prior authorization project: And provided further, That**  
12 **an evaluation of the automated implementation, savings obtained**  
13 **from implementation, and other outcomes of the implementation or**  
14 **expansion shall be submitted to the health policy oversight com-**  
15 **mittee prior to the start of the 2011 legislative session.**

16 Children's health insurance program ..... \$17,136,928

17 *Provided*, That any unencumbered balance in the children's health in-  
18 surance program account in excess of \$100 as of June 30, 2010, is hereby  
19 reappropriated for fiscal year 2011: *Provided further*, **That no increases**  
20 **shall be made to monthly premium payments for the state children's**  
21 **health insurance program until approval of the increase is received**  
22 **by the Kansas health policy authority from the federal centers for**  
23 **medicare and medicaid services.**

24 (b) There is appropriated for the above agency from the following spe-  
25 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
26 moneys now or hereafter lawfully credited to and available in such fund  
27 or funds, except that expenditures other than refunds authorized by law  
28 shall not exceed the following:

29 Preventive health care program fund..... \$519,470

30 Cafeteria benefits fund..... No limit

31 *Provided*, That expenditures from the cafeteria benefits fund for the fiscal  
32 year ending June 30, 2011, for salaries and wages and other operating  
33 expenditures shall not exceed \$2,324,908.

34 State workers compensation self-insurance fund ..... No limit

35 *Provided*, That expenditures from the state workers compensation self-  
36 insurance fund for the fiscal year ending June 30, 2011, for salaries and  
37 wages and other operating expenditures shall not exceed \$3,725,998.

38 Dependent care assistance program fund..... No limit

39 *Provided*, That expenditures from the dependent care assistance program  
40 fund for the fiscal year ending June 30, 2011, for salaries and wages and  
41 other operating expenditures shall not exceed \$226,372.

42 Non-state employer group benefit fund ..... \$163,931

43 Kansas health policy authority special revenue fund ..... No limit

1 *Provided*, That expenditures from the Kansas health policy authority special revenue fund for the fiscal year ending June 30, 2011, for official  
2 hospitality shall not exceed \$1,000.  
3  
4 Health committee insurance fund..... \$248,870  
5 Health care database fee fund..... No limit  
6 Medical programs fee fund..... \$38,476,110  
7 Health and hospitalization insurance clearing fund..... No limit  
8 *Provided*, That expenditures from the health and hospitalization insurance clearing fund for the fiscal year ending June 30, 2011, for salaries  
9 and wages and other operating expenditures shall not exceed \$7,854,305.  
10  
11 Health insurance premium reserve fund..... No limit  
12 Other state fees fund ..... \$0  
13 Health care access improvement fund ..... ~~\$37,300,236~~ **\$54,284,610**  
14 Other federal grants and assistance fund..... No limit  
15 Medical assistance federal fund ..... No limit  
16 Children’s health insurance federal fund..... No limit  
17 Ticket to work infrastructure grant federal fund..... No limit  
18 Health policy and finance — PERM grant federal fund... No limit  
19 Ryan White title II federal fund ..... No limit  
20 (c) During the fiscal year ending June 30, 2011, the executive director  
21 of the Kansas health policy authority, with the approval of the director of  
22 the budget, may transfer any part of any item of appropriation for the  
23 fiscal year ending June 30, 2011, from the state general fund for the  
24 Kansas health policy authority to another item of appropriation for fiscal  
25 year 2011 from the state general fund for the Kansas health policy authority. The executive director of the Kansas health policy authority shall  
26 certify each such transfer to the director of accounts and reports and shall  
27 transmit a copy of each such certification to the director of legislative  
28 research.  
29  
30 (d) Any moneys donated or granted to the Kansas health policy authority, and any federal funds received as match to such donations or  
31 grants, for the fiscal year ending June 30, 2011, shall only be expended  
32 by the Kansas health policy authority to assist the clearinghouse in reducing any backlogs or waiting lists, unless otherwise specified by the  
33 donor or grantor: *Provided*, That any donated or granted moneys, and the matching moneys received therefor from the federal centers for medicare and medicaid services, shall not be used to supplant or replace funds  
34 already budgeted for the clearinghouse, or to restore any other reductions  
35 in funding to the clearinghouse or the agency, unless otherwise specified  
36 by the donor or grantor.  
37  
38 (e) During the fiscal year ending June 30, 2011, notwithstanding the  
39 provisions of this or any other appropriation act of the 2010 regular session of the legislature, or any other statute, no moneys appropriated for  
40  
41  
42  
43

1 the Kansas health policy authority from the state general fund or from  
2 any special revenue fund or funds for fiscal year 2011 shall be expended  
3 by the Kansas health policy authority for the purposes of requiring, and  
4 the Kansas health policy authority shall not require, an individual, who is  
5 currently prescribed medications for mental health purposes in the  
6 MediKan program, to change prescriptions under a preferred drug for-  
7 mulary during the fiscal year ending June 30, 2011: *Provided*, That all  
8 prescriptions paid for by the MediKan program during fiscal year 2011  
9 shall be filled pursuant to subsection (a) of K.S.A. 65-1637, and amend-  
10 ments thereto: *Provided further*, That the Kansas health policy authority  
11 shall follow the existing prior authorization protocol for reimbursement  
12 of prescriptions for the MediKan program for fiscal year 2011: *And pro-*  
13 *vided further*, That the Kansas health policy authority shall not expend  
14 any moneys appropriated from the state general fund or any special rev-  
15 enue fund or funds for fiscal year 2011, as authorized by this or other  
16 appropriation act of the 2010 regular session of the legislature, to imple-  
17 ment or maintain a preferred drug formulary for medications prescribed  
18 for mental health purposes to individuals in the MediKan program during  
19 fiscal year 2011.

20 ***(f) On July 1, 2010, or as soon hereafter as moneys are available,***  
21 ***the director of accounts and reports shall transfer \$9,675,000 from***  
22 ***the HBA clearing fund — remittance to admin service org account***  
23 ***of the HBA clearing fund to the state general fund.***

24 ***(g) In addition to the other purposes for which expenditures may***  
25 ***be made by the Kansas health policy authority from moneys appro-***  
26 ***priated from the state general fund or any special revenue fund or***  
27 ***funds for fiscal year 2010 and fiscal year 2011 for the Kansas health***  
28 ***policy authority as authorized by chapter 124 or chapter 144 of the***  
29 ***2009 Session Laws of Kansas or by this or other appropriation act***  
30 ***of the 2010 regular session of the legislature, expenditures shall be***  
31 ***made by the Kansas health policy authority from the state general***  
32 ***fund or any special revenue fund or funds for fiscal year 2010 or***  
33 ***fiscal year 2011 to enter into a one-year contract for a pilot project***  
34 ***for health care cost containment and recovery services to be imple-***  
35 ***mented regarding programs of state agencies or programs respon-***  
36 ***sible for the payment of medical or pharmacy claims, including the***  
37 ***department of social and rehabilitation services, department on ag-***  
38 ***ing, Kansas health policy authority, juvenile justice authority, de-***  
39 ***partment of labor, department of health and environment and the***  
40 ***state health care benefits program, as provided in K.S.A. 75-6501***  
41 ***through 75-6523, and amendments thereto: Provided, That the pilot***  
42 ***project shall be designed to provide statewide efficiencies and cost***  
43 ***savings across multiple state agencies and the state health care ben-***

1 **efits program: Provided further, That the pilot project shall include**  
2 **services to extract savings and recover funds for health care services**  
3 **paid by any state agency to include, but not be limited to, the re-**  
4 **covery of overpayments identified through claims review and pro-**  
5 **vider audits; and coordination of payment between private insurers,**  
6 **Medicare, and other public and private payers of health care claims:**  
7 **And provided further, That the pilot project shall include these serv-**  
8 **ices and additional services as approved by the Kansas health policy**  
9 **authority and the affected state agency: And provided further, That**  
10 **the pilot project shall be supplemental to audit and recovery pro-**  
11 **jects already conducted by individual state agencies and shall de-**  
12 **termine ways to improve efficiencies by coordinating audits and**  
13 **recovery program activities across multiple state agencies: And pro-**  
14 **vided further, That the contract for the pilot project shall provide**  
15 **for the vendor to be compensated by a percentage of recoveries or**  
16 **savings attained: And provided further, That, upon completion of the**  
17 **pilot project, the executive directory of the Kansas health policy**  
18 **authority shall report to the legislature the savings generated from**  
19 **the pilot program and make recommendations regarding extension**  
20 **of the pilot program, termination of the program, or competitive**  
21 **procurement for the services provided thereunder: And provided fur-**  
22 **ther, That such contract shall be entered into through a request for**  
23 **proposal process: And provided however, That nothing in the contract**  
24 **for such pilot project shall make null and void any other contract**  
25 **that a selected vendor under such request for proposal may cur-**  
26 **rently be entered into with the state of Kansas: And provided further,**  
27 **That such pilot project shall be implemented in such a manner as**  
28 **to coordinate with federal requirements to establish a medicaid re-**  
29 **covery audit contract pursuant to the federal patient protection and**  
30 **affordable care act, H.R. 3590.**

31 Sec. ~~74~~ 78.

32 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

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

35 State operations .....~~\$107,382,124~~ **\$111,089,328**

36 *Provided*, That any unencumbered balance in the state operations ac-  
37 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for  
38 fiscal year 2011: *Provided further*, That expenditures may be made from  
39 this account for the purchase of professional liability insurance for phy-  
40 sicians and dentists at any institution, as defined by K.S.A. 76-12a01, and  
41 amendments thereto: *And provided further*, That expenditures from this  
42 account for official hospitality by the secretary of social and rehabilitation  
43 services shall not exceed \$500: *And provided further, That expenditures*



1 **shall be made from this account to contract with Kansas legal serv-**  
2 **ices for the purpose of providing legal representation and disability**  
3 **determination case management for adult cash assistance recipi-**  
4 **ents.**  
5 Alcohol and drug abuse services grants..... \$1,226,535  
6 *Provided*, That any unencumbered balance in the alcohol and drug abuse  
7 services grants account in excess of \$100 as of June 30, 2010, is hereby  
8 reappropriated for fiscal year 2011.  
9 Mental health and retardation services aid and  
10 assistance .....~~\$119,259,900~~ ~~\$134,678,400~~ **\$117,674,506**  
11 *Provided*, That any unencumbered balance in the mental health and re-  
12 tardation services aid and assistance account in excess of \$100 as of June  
13 30, 2010, is hereby reappropriated for fiscal year 2011.  
14 Kansas neurological institute — operating expenditures... \$11,327,917  
15 *Provided*, That any unencumbered balance in the Kansas neurological  
16 institute — operating expenditures account in excess of \$100 as of June  
17 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided, how-*  
18 *ever*, That expenditures from the Kansas neurological institute — oper-  
19 ating expenditures account for official hospitality by the superintendent  
20 shall not exceed \$150: *Provided further*, That expenditures shall be made  
21 from this account to assist residents of the institution to take personally-  
22 used items, which were constructed for use by such residents and which  
23 are hereby authorized to be transferred to such residents, from the in-  
24 stitution to communities when such residents leave the institution to re-  
25 side in the communities.  
26 Larned state hospital — operating expenditures..... \$30,849,692  
27 *Provided*, That any unencumbered balance in the Larned state hospital  
28 — operating expenditures account in excess of \$100 as of June 30, 2010,  
29 is hereby reappropriated for fiscal year 2011: *Provided, however*, That  
30 expenditures from the Larned state hospital — operating expenditures  
31 account for official hospitality by the superintendent shall not exceed  
32 \$150: *Provided further*, That expenditures may be made from this account  
33 for educational services contracts which are hereby authorized to be ne-  
34 gotiated and entered into by Larned state hospital with unified school  
35 districts or other public educational services providers: *And provided fur-*  
36 *ther*, That such educational services contracts shall not be subject to the  
37 competitive bidding requirements of K.S.A. 75-3739, and amendments  
38 thereto.  
39 Larned state hospital — sexual predator treatment  
40 program ..... \$12,895,380  
41 *Provided*, That any unencumbered balance in the Larned state hospital  
42 — sexual predator treatment program account in excess of \$100 as of  
43 June 30, 2010, is hereby reappropriated for fiscal year 2011.

1 Osawatomie state hospital — operating expenditures..... \$14,342,009  
2 *Provided*, That any unencumbered balance in the Osawatomie state hos-  
3 pital — operating expenditures account in excess of \$100 as of June 30,  
4 2010, is hereby reappropriated for fiscal year 2011: *Provided further*, That  
5 expenditures from the Osawatomie state hospital — operating expendi-  
6 tures account for official hospitality by the superintendent shall not ex-  
7 ceed \$150.  
8 Parsons state hospital and training center — operating  
9 expenditures ..... \$10,447,821  
10 *Provided*, That any unencumbered balance in the Parsons state hospital  
11 and training center — operating expenditures account in excess of \$100  
12 as of June 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided*  
13 *further*, That expenditures from the Parsons state hospital and training  
14 center — operating expenditures account for official hospitality by the  
15 superintendent shall not exceed \$150: *And provided further*, That ex-  
16 penditures may be made from this account for educational services con-  
17 tracts which are hereby authorized to be negotiated and entered into by  
18 Parsons state hospital and training center with unified school districts or  
19 other public educational services providers: *And provided further*, That  
20 such educational services contracts shall not be subject to the competitive  
21 bidding requirements of K.S.A. 75-3739, and amendments thereto: *And*  
22 *provided further*, That expenditures shall be made from this account to  
23 assist residents of the institution to take personally-used items, which  
24 were constructed for use by such residents and which are hereby au-  
25 thorized to be transferred to such residents, from the institution to com-  
26 munities when such residents leave the institution to reside in the com-  
27 munities.  
28 Rainbow mental health facility — operating  
29 expenditures ..... \$4,524,298  
30 *Provided*, That any unencumbered balance in the Rainbow mental health  
31 facility — operating expenditures account in excess of \$100 as of June 30,  
32 2010, is hereby reappropriated for fiscal year 2011: *Provided further*, That  
33 expenditures from the Rainbow mental health facility — operating ex-  
34 penditures account for official hospitality by the superintendent shall not  
35 exceed \$150.  
36 Children’s mental health initiative..... \$1,500,000  
37 *Provided*, That any unencumbered balance in the children’s mental health  
38 initiative account in excess of \$100 as of June 30, 2010, is hereby reap-  
39 propriated for fiscal year 2011: *Provided, however*, That no expenditures  
40 shall be made from the children’s mental health initiative account for  
41 inpatient hospital beds for children.  
42 Youth services aid and assistance .....~~\$109,366,779~~ **\$111,023,868**  
43 *Provided*, That any unencumbered balance in the youth services aid and

1 assistance account in excess of \$100 as of June 30, 2010, is hereby reap-  
2 propriated for fiscal year 2011.

3 Vocational rehabilitation aid and assistance .....~~\$5,469,209~~ **\$6,219,209**  
4 *Provided*, That any unencumbered balance in the vocational rehabilitation  
5 aid and assistance account in excess of \$100 as of June 30, 2010, is hereby  
6 reappropriated for fiscal year 2011: *Provided further*, That expenditures  
7 may be made from this account for the acquisition of durable medical  
8 equipment and assistive technology devices: *Provided, however*, That all  
9 such expenditures for durable equipment or assistive technology devices  
10 shall require a \$1 for \$1 match from non-state sources: *And provided*  
11 *further*, That expenditures may be made from this account by the sec-  
12 retary of social and rehabilitation services for the purchase of worker's  
13 compensation insurance for consumers of vocational rehabilitation serv-  
14 ices and assessments at work site and job tryout sites throughout the state.

15 Cash assistance .....~~\$54,286,708~~ **\$52,304,404**  
16 *Provided*, That any unencumbered balance in the cash assistance account  
17 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal  
18 year 2011.

19 Community based services .....~~\$64,974,959~~ ~~**\$66,508,295**~~ **\$58,187,993**  
20 *Provided*, That any unencumbered balance in the community based serv-  
21 ices account in excess of \$100 as of June 30, 2010, is hereby reappro-  
22 priated for fiscal year 2011.

23 Other medical assistance .....~~\$99,315,783~~ ~~**\$101,529,886**~~ **\$86,521,952**  
24 *Provided*, That any unencumbered balance in the other medical assis-  
25 tance account in excess of \$100 as of June 30, 2010, is hereby reappro-  
26 priated for fiscal year 2011.

27 ***Community mental health centers supplemental***  
28 ***funding***..... **\$2,500,000**  
29 ***Provided, That any unencumbered balance in the community mental***  
30 ***health center supplemental funding account in excess of \$100 as of***  
31 ***June 30, 2010, is hereby reappropriated for fiscal year 2011.***

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

36 Title XIX fund ..... \$47,640,920  
37 *Provided*, That all receipts resulting from payments under title XIX of  
38 the federal social security act to any of the institutions under mental  
39 health and retardation services may be credited to the title XIX fund:  
40 *Provided further*, That moneys in the title XIX fund may be used for  
41 expenditures for contractual services to provide for collecting additional  
42 payments under title XVIII and title XIX of the federal social security act,  
43 for expenditures for premiums and surcharges required to be paid for

1 physicians' malpractice insurance, and for transfers to the other federal  
2 grants and assistance fund.

3 Nonfederal reimbursements fund ..... No limit

4 *Provided*, That all nonfederal reimbursements received by the depart-  
5 ment of social and rehabilitation services shall be deposited in the state  
6 treasury and credited to the nonfederal reimbursements fund: *Provided*  
7 *further*, That moneys in the nonfederal reimbursements fund may be  
8 used for expenditures for contractual services to provide for collecting  
9 additional payments under title XVIII and title XIX of the federal social  
10 security act, for expenditures for premiums and surcharges required to  
11 be paid for physicians' malpractice insurance, and for transfers to the  
12 social welfare fund.

13 Kansas neurological institute fee fund ..... \$1,279,743

14 Kansas neurological institute — foster grandparents pro-  
15 gram — federal fund..... No limit

16 Kansas neurological institute — FGP gifts, grants, dona-  
17 tions special ..... No limit

18 Kansas neurological institute — FGP gifts, grants, dona-  
19 tions fund ..... No limit

20 Kansas neurological institute — patient benefit fund ..... No limit

21 Kansas neurological institute — work therapy patient ben-  
22 efit fund ..... No limit

23 Kansas neurological institute — conferences fees fund .... No limit

24 *Provided*, That all moneys received as fees for conference activities by  
25 Kansas neurological institute shall be deposited in the state treasury in  
26 accordance with the provisions of K.S.A. 75-4215, and amendments  
27 thereto, and shall be credited to the Kansas neurological institute — con-  
28 ferences fees fund: *Provided further*, That the superintendent of Kansas  
29 neurological institute is hereby authorized to fix, charge and collect fees  
30 for conference activities sponsored by Kansas neurological institute: *And*  
31 *provided further*, That expenditures may be made from this fund to de-  
32 fray the costs of such conference activities.

33 Larned state hospital fee fund..... \$4,459,008

34 Larned state hospital — elementary and secondary edu-  
35 cation fund — federal ..... No limit

36 Larned state hospital — vocational education fund —  
37 federal ..... No limit

38 Larned state hospital — ECIA fund — federal..... No limit

39 Larned state hospital — motor pool revolving fund ..... No limit

40 Larned state hospital work therapy patient benefit fund... No limit

41 Larned state hospital — canteen fund ..... No limit

42 Larned state hospital — patient benefit fund..... No limit

43 *Provided*, That all moneys received as fees for the use of video telecon-

1 ferencing equipment at Osawatomie state hospital shall be deposited in  
2 the state treasury in accordance with the provisions of K.S.A. 75-4215,  
3 and amendments thereto, and shall be credited to the video teleconfer-  
4 encing fee account of the Osawatomie state hospital fee fund: *Provided*  
5 *further*, That all moneys credited to the video teleconferencing fee ac-  
6 count shall be used solely for the servicing, technical and program sup-  
7 port, maintenance and replacement of associated equipment at Osawa-  
8 tomie state hospital: *And provided further*, That any expenditures from  
9 the video teleconferencing fee account shall be in addition to any ex-  
10 penditure limitation imposed on the Osawatomie state hospital fee fund.

11 Osawatomie state hospital — ECIA fund — federal.....	No limit
12 Osawatomie state hospital — canteen fund.....	No limit
13 Osawatomie state hospital — patient benefit fund.....	No limit
14 Osawatomie state hospital — work therapy patient benefit	
15 fund.....	No limit
16 Osawatomie state hospital — motor pool revolving fund..	No limit
17 Osawatomie state hospital — training fee revolving	
18 fund.....	No limit

19 *Provided*, That all moneys received as fees for training activities for Os-  
20 awatomie state hospital shall be deposited in the state treasury in accord-  
21 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and  
22 shall be credited to the Osawatomie state hospital — training fee revol-  
23 ving fund: *Provided further*, That the superintendent of Osawatomie state  
24 hospital is hereby authorized to fix, charge and collect fees for training  
25 activities at Osawatomie state hospital: *And provided further*, That such  
26 fees shall be fixed in order to recover all or part of the expenses of such  
27 training activities for Osawatomie state hospital.

28 Osawatomie state hospital fee fund.....	\$9,007,325
29 Parsons state hospital and training center — canteen	
30 fund.....	No limit
31 Parsons state hospital and training center — patient ben-	
32 efit fund.....	No limit
33 Parsons state hospital and training center — work therapy	
34 patient benefit fund.....	No limit
35 Parsons state hospital and training center fee fund.....	\$1,329,990

36 *Provided*, That all moneys received as fees for the use of video telecon-  
37 ferencing equipment at Parsons state hospital and training center shall  
38 be deposited in the state treasury in accordance with the provisions of  
39 K.S.A. 75-4215, and amendments thereto, and shall be credited to the  
40 video teleconferencing fee account of the Parsons state hospital and train-  
41 ing center fee fund: *Provided further*, That all moneys credited to the  
42 video teleconferencing fee account shall be used solely for the servicing,  
43 maintenance and replacement of video teleconferencing equipment at

1 Parsons state hospital and training center: *And provided further*, That any  
2 expenditures from the video teleconferencing fee account shall be in ad-  
3 dition to any expenditure limitation imposed on the Parsons state hospital  
4 and training center fee fund.

5	Rainbow mental health facility fee fund.....	\$2,463,173
6	Rainbow mental health facility — patient benefit fund ....	No limit
7	Rainbow mental health facility — work therapy patient	
8	benefit fund.....	No limit
9	Social services clearing fund.....	No limit
10	Social welfare fund .....	<del>\$38,999,729</del> <b>\$39,303,198</b>
11	Other state fees fund .....	No limit
12	Alcohol and drug abuse block grant federal fund .....	No limit
13	Child welfare services block grant federal fund.....	No limit
14	Mental health block grant federal fund.....	No limit
15	Social services block grant — federal fund .....	No limit
16	Child care and development federal fund .....	No limit
17	Children’s cabinet grants federal fund .....	No limit
18	Temporary assistance to needy families federal fund .....	No limit
19	Disability determination services federal fund .....	No limit
20	Food stamp assistance federal fund.....	No limit
21	Foster care assistance federal fund.....	No limit
22	Medical assistance federal fund .....	No limit
23	Rehabilitation services federal fund.....	No limit
24	Other federal grants and assistance fund.....	No limit
25	SRS enterprise fund .....	No limit
26	SRS trust fund .....	No limit
27	Problem gambling and addictions grant fund.....	No limit
28	Child support enforcement administration fund.....	No limit
29	Energy assistance block grant federal fund.....	No limit
30	Family and children trust account — family and children	
31	investment fund .....	No limit

32 *Provided*, That expenditures from the family and children trust account  
33 — family and children investment fund for official hospitality shall not  
34 exceed \$1,500.

35 (c) There is appropriated for the above agency from the children’s  
36 initiatives fund for the fiscal year ending June 30, 2011, the following:

37	Children’s cabinet accountability fund .....	<del>\$411,817</del> <b>\$407,850</b>
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38 *Provided*, That any unencumbered balance in the children’s cabinet ac-  
39 countability fund account in excess of \$100 as of June 30, 2010, is hereby  
40 reappropriated for fiscal year 2011.

41	Children’s mental health waiver .....	<del>\$2,888,331</del> <b>\$3,274,992</b>
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42 *Provided*, That any unencumbered balance in the children’s mental health  
43 waiver account in excess of \$100 as of June 30, 2010, is hereby reappro-



1 (f) During the fiscal year ending June 30, 2011, the secretary of social  
2 and rehabilitation services, with the approval of the director of the budget,  
3 may transfer any part of any item of appropriation for the fiscal year  
4 ending June 30, 2011, from the state general fund for the department of  
5 social and rehabilitation services or any institution or facility under the  
6 general supervision and management of the secretary of social and re-  
7 habilitation services to another item of appropriation for fiscal year 2011  
8 from the state general fund for the department of social and rehabilitation  
9 services or any institution or facility under the general supervision and  
10 management of the secretary of social and rehabilitation services. The  
11 secretary of social and rehabilitation services shall certify each such trans-  
12 fer to the director of accounts and reports and shall transmit a copy of  
13 each such certification to the director of legislative research.

14 (g) During the fiscal year ending June 30, 2011, the secretary of social  
15 and rehabilitation services, with the approval of the director of the budget  
16 and subject to the provisions of federal grant agreements, may transfer  
17 moneys received under a federal grant that are credited to a federal fund  
18 of the department of social and rehabilitation services, or of any institution  
19 or facility under the general supervision and management of the secretary  
20 of social and rehabilitation services, to another federal fund of the de-  
21 partment of social and rehabilitation services, or of another institution or  
22 facility under the general supervision and management of the secretary  
23 of social and rehabilitation services. The secretary of social and rehabili-  
24 tation services shall certify each such transfer to the director of accounts  
25 and reports and shall transmit a copy of each such certification to the  
26 director of legislative research.

27 (h) On July 1, 2010, the superintendent of Osawatomie state hospital,  
28 upon the approval of the director of accounts and reports, shall transfer  
29 an amount specified by the superintendent from the Osawatomie state  
30 hospital — canteen fund to the Osawatomie state hospital — patient  
31 benefit fund.

32 (i) On July 1, 2010, the superintendent of Parsons state hospital and  
33 training center, upon the approval of the director of accounts and reports,  
34 shall transfer an amount specified by the superintendent from the Parsons  
35 state hospital and training center — canteen fund to the Parsons state  
36 hospital and training center — patient benefit fund.

37 (j) On July 1, 2010, the superintendent of Larned state hospital, upon  
38 the approval of the director of accounts and reports, shall transfer an  
39 amount specified by the superintendent from the Larned state hospital  
40 — canteen fund to the Larned state hospital — patient benefit fund.

41 (k) (1) On July 1, 2010, or as soon thereafter as moneys are available,  
42 the director of accounts and reports may transfer, in one or more  
43 amounts, from the title XIX fund to the other federal grants and assistance



1 fund the amount specified by the secretary of social and rehabilitation  
2 services.

3 (2) On July 1, 2010, or as soon thereafter as moneys are available, the  
4 director of accounts and reports may transfer, in one or more amounts,  
5 from the nonfederal reimbursements fund to the social welfare fund the  
6 amount specified by the secretary of social and rehabilitation services.

7 (l) During the fiscal year ending June 30, 2011, all moneys received by  
8 the secretary of social and rehabilitation services, to provide an endow-  
9 ment to provide interest earnings for the purposes for which expenditures  
10 may be made from the family and children trust account of the family  
11 and children investment fund, shall be deposited in the state treasury to  
12 the credit of the family and children endowment account of the family  
13 and children investment fund.

14 (m) During the fiscal year ending June 30, 2011, to the extent it is  
15 determined by the secretary of social and rehabilitation services to be cost  
16 effective, the secretary of social and rehabilitation services shall apply for  
17 and accept donations from private sources to provide an endowment to  
18 provide interest earnings for the purposes for which expenditures may be  
19 made from the family and children trust account of the family and chil-  
20 dren investment fund. During the fiscal year ending June 30, 2011, upon  
21 receipt of one or more donations of moneys from private sources for  
22 deposit to the credit of the family and children endowment account of  
23 the family and children investment fund, in addition to the other purposes  
24 for which expenditures may be made by the department of social and  
25 rehabilitation services from any moneys appropriated from the state gen-  
26 eral fund or any special revenue fund or funds for the fiscal year 2011,  
27 as authorized by this or other appropriation act of the 2010 regular session  
28 of the legislature, expenditures shall be made by the department of social  
29 and rehabilitation services from any such moneys appropriated for fiscal  
30 year 2011 for payments into the family and children endowment account  
31 of the family and children investment fund that match the aggregate  
32 amount of all such donations and that are equal to the aggregate amount  
33 of moneys donated to and credited to the family and children endowment  
34 account of the family and children investment fund during fiscal year  
35 2011.

36 (n) During the fiscal year ending June 30, 2011, no moneys paid by the  
37 department of social and rehabilitation services from the mental health  
38 and retardation services aid and assistance account of the state general  
39 fund shall be expended by the entity receiving such moneys to pay mem-  
40 bership dues and fees to any entity that does not provide the department  
41 of social and rehabilitation services, the legislative division of post audit,  
42 or another state agency with access to its financial records upon request  
43 for such access.

1 (o) During the fiscal year ending June 30, 2011, in addition to the other  
2 purposes for which expenditures may be made by the department of  
3 social and rehabilitation services from moneys appropriated from the state  
4 general fund or any special revenue fund for fiscal year 2011 for the  
5 department of social and rehabilitation services as authorized by this or  
6 other appropriation act of the 2010 regular session of the legislature,  
7 expenditures shall be made by the secretary of social and rehabilitation  
8 services for fiscal year 2011 to fix, charge and collect fees from parents  
9 for services provided to their children by an institution or program of the  
10 department of social and rehabilitation services: *Provided*, That in ac-  
11 cordance with the provisions of federal law, the secretary of social and  
12 rehabilitation services shall not deny services to children under the home  
13 and community based services programs based on the failure of any par-  
14 ent to pay such fees: *Provided further*, That such fees shall be fixed by  
15 adoption of a sliding fee scale established by the secretary of social and  
16 rehabilitation services and such fees shall recover all or part of the ex-  
17 penses incurred in providing such services: *And provided further*, That  
18 such fees shall be reduced or waived in cases of demonstrable hardship  
19 and for families who are at or below 200% of the federal poverty level  
20 and who are receiving home and community based services: *And provided*  
21 *further*, That all moneys received by the department of social and reha-  
22 bilitation services for such fees shall be deposited in the state treasury in  
23 accordance with the provisions of K.S.A.75-4215, and amendments  
24 thereto, and shall be credited to the social welfare fund.

25 (p) During the fiscal year ending June 30, 2011, the director of accounts  
26 and reports shall transfer the amounts specified by the director of the  
27 budget from the LTC — medicaid assistance — NF account of the state  
28 general fund of the department on aging to the LTC — medicaid assis-  
29 tance — HCBS/FE account of the state general fund of the department  
30 on aging or to the community based services account of the department  
31 of social and rehabilitation services: *Provided*, That such amounts to be  
32 transferred shall be certified by the director of the budget on December  
33 1, 2010, and on June 1, 2011, to reflect the nursing facility rate paid for  
34 persons moving from a nursing facility to the home and community-based  
35 services waiver for the physically disabled or the frail elderly for the six  
36 months preceding the date of certification: *Provided further*, That each  
37 of the individuals transferred must meet the requirements described in  
38 a policy jointly developed by the secretary of aging and the secretary of  
39 social and rehabilitation services governing the operations of this transfer:  
40 *And provided further*, That the director of the budget shall transmit a  
41 copy of each such certification to the director of legislative research: *And*  
42 *provided further*, That the department of social and rehabilitation services  
43 shall report to the legislature at the beginning of the regular session in

1 2011 with expenditure data regarding this program.  
2 (q) During the fiscal year ending June 30, 2011, notwithstanding the  
3 provisions of any statutes or rules and regulations, the department of  
4 social and rehabilitation services shall not be required to make expendi-  
5 tures of moneys appropriated from the state general fund or any special  
6 revenue fund for fiscal year 2011 by this or other appropriation act of the  
7 2010 regular session of the legislature for any assistance program of the  
8 department of social and rehabilitation services under the fiscal year 2011  
9 approved budget for the department if the fiscal year 2011 approved  
10 budget does not provide sufficient moneys to provide such assistance for  
11 fiscal year 2011.

12 Sec. ~~75~~ **79.**

13 KANSAS GUARDIANSHIP PROGRAM

14 (a) There is appropriated for the above agency from the state general  
15 fund for the fiscal year ending June 30, 2011, the following:  
16 Kansas guardianship program ..... ~~\$1,002,250~~ **\$1,159,395**  
17 *Provided*, That any unencumbered balance in the Kansas guardianship  
18 program account in excess of \$100 as of June 30, 2010, is hereby reap-  
19 propriated for fiscal year 2011.

20 Sec. ~~76~~ **80.**

21 DEPARTMENT OF EDUCATION

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

24 Operating expenditures (including official  
25 hospitality) ..... ~~\$10,701,741~~ **\$10,717,436**

26 *Provided*, That any unencumbered balance in the operating expenditures  
27 (including official hospitality) account in excess of \$100 as of June 30,  
28 2010, is hereby reappropriated for fiscal year 2011.

29 Governor's teaching excellence scholarships and awards... \$55,525

30 *Provided*, That any unencumbered balance in the governor's teaching  
31 excellence scholarships and awards account in excess of \$100 as of June  
32 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided further*,  
33 That all expenditures from the governor's teaching excellence scholar-  
34 ships and awards account for teaching excellence scholarships shall be  
35 made in accordance with K.S.A. 72-1398, and amendments thereto: *And*  
36 *provided further*, That each such grant shall be required to be matched  
37 on a \$1 for \$1 basis from nonstate sources: *And provided further*, That  
38 award of each such grant shall be conditioned upon the recipient entering  
39 into an agreement requiring the grant to be repaid if the recipient fails  
40 to complete the course of training under the national board for profes-  
41 sional teaching standards certification program: *And provided further*,  
42 That all moneys received by the department of education for repayment  
43 of grants for governor's teaching excellence scholarships shall be depos-

1 ited in the state treasury and credited to the governor’s teaching excel-  
2 lence scholarships program repayment fund.

3 Mentor teacher program grants ..... \$1,450,000  
4 Special education services aid..... \$367,540,630  
5 *Provided*, That any unencumbered balance in the special education serv-  
6 ices aid account in excess of \$100 as of June 30, 2010, is hereby reappro-  
7 priated for fiscal year 2011: *Provided further*, That expenditures shall not  
8 be made from the special education services aid account for the provision  
9 of instruction for any homebound or hospitalized child unless the cate-  
10 gorization of such child as exceptional is conjoined with the categorization  
11 of the child within one or more of the other categories of exceptionality:  
12 *Provided further*, That expenditures shall be made from this account for  
13 grants to school districts in amounts determined pursuant to and in ac-  
14 cordance with the provisions of K.S.A. 72-983, and amendments thereto:  
15 *And provided further*, That expenditures shall be made from the amount  
16 remaining in this account, after deduction of the expenditures specified  
17 in the foregoing proviso, for payments to school districts in amounts de-  
18 termined pursuant to and in accordance with the provisions of K.S.A. 72-  
19 978, and amendments thereto.

20 General state aid ..... \$1,961,339,680  
21 *Provided*, That an unencumbered balance in the general state aid account  
22 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal  
23 year 2011.

24 Supplemental general state aid..... \$339,212,000  
25 *Provided*, That any unencumbered balance in the supplemental general  
26 state aid account in excess of \$100 as of June 30, 2010, is hereby reap-  
27 propriated for fiscal year 2011.

28 Kansas foundation for agriculture project grant..... \$35,000  
29 *Provided*, That expenditures from the Kansas foundation for agriculture  
30 project grant account shall be used for agriculture in the classroom pro-  
31 grams to supplement existing elementary and secondary curricula with  
32 agricultural information: *Provided further*, That expenditures from this  
33 account shall be made only if private funding sources are available to  
34 match such state grants on a 60% state and 40% private basis.

35 Discretionary grants ..... ~~\$10,000~~ **\$670,000**  
36 *Provided*, That the above agency shall make expenditures from the dis-  
37 cretionary grants account during the fiscal year 2011, in an amount not  
38 less than ~~\$10,000 for the teacher of the year program~~ **\$250,000 for after**  
39 **school programs for middle school students in the sixth, seventh and**  
40 **eighth grades: *Provided further*, That the after school programs may**  
41 **also include fifth and ninth grade students, if they attend a junior**  
42 **high school: *And provided further*, That such discretionary grants**  
43 **shall be awarded to after school programs that operate for a mini-**

1 ***minimum of two hours a day, every day that school is in session, and a***  
2 ***minimum of six hours a day for a minimum of five weeks during the***  
3 ***summer: And provided further, That the discretionary grants***  
4 ***awarded to after school programs shall require a dollar-for-dollar***  
5 ***local match: And provided further, That the aggregate amount of dis-***  
6 ***cretionary grants awarded to any one after school program for fis-***  
7 ***cal year 2011 shall not exceed \$25,000.***

8 School food assistance..... \$2,435,171  
9 School safety hotline..... \$10,000  
10 KPERS — employer contributions ..... ~~\$304,402,545~~ **\$291,602,545**

11 *Provided*, That any unencumbered balance in the KPERS — employer  
12 contributions account in excess of \$100 as of June 30, 2010, is hereby  
13 reappropriated for fiscal year 2011: *Provided further*, That all expendi-  
14 tures from the KPERS — employer contributions account shall be for  
15 payment of participating employers’ contributions to the Kansas public  
16 employees retirement system as provided in K.S.A. 74-4939, and amend-  
17 ments thereto: *And provided further*, That expenditures from this ac-  
18 count for the payment of participating employers’ contributions to the  
19 Kansas public employees retirement system may be made regardless of  
20 when the liability was incurred.

21 Educable deaf-blind and severely handicapped children’s  
22 programs aid..... \$110,000  
23 School district juvenile detention facilities and Flint Hills  
24 job corps center grants ..... \$6,012,355

25 *Provided*, That any unencumbered balance in the school district juvenile  
26 detention facilities and Flint Hills job corps center grants account in ex-  
27 cess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal year  
28 2011: *Provided further*, That expenditures shall be made from the school  
29 district juvenile detention facilities and Flint Hills job corps center grants  
30 account for grants to school districts in amounts determined pursuant to  
31 and in accordance with the provisions of K.S.A. 72-8187, and amend-  
32 ments thereto.

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

38 State school district finance fund..... No limit  
39 School district capital improvements fund..... No limit

40 *Provided*, That expenditures from the school district capital improve-  
41 ments fund shall be made only for the payment of general obligation  
42 bonds approved by voters under the authority of K.S.A. 72-6761, and  
43 amendments thereto.

1	School district capital outlay state aid fund.....	No limit
2	Conversion of materials and equipment fund .....	No limit
3	State safety fund .....	No limit
4	School bus safety fund .....	No limit
5	Motorcycle safety fund.....	No limit
6	Federal indirect cost reimbursement fund .....	No limit
7	Certificate fee fund .....	No limit
8	Food assistance — federal fund.....	No limit
9	Food assistance — school breakfast program — federal	
10	fund.....	No limit
11	Food assistance — national school lunch program — fed-	
12	eral fund .....	No limit
13	Food assistance — child and adult care food program —	
14	federal fund.....	No limit
15	Elementary and secondary school aid — federal fund.....	No limit
16	Elementary and secondary school aid — educationally de-	
17	prived children — federal fund.....	No limit
18	Educationally deprived children — state operations — fed-	
19	eral fund .....	No limit
20	Elementary and secondary school — educationally de-	
21	prived children — LEA's fund.....	No limit
22	ESEA chapter II — state operations — federal fund.....	No limit
23	Education of handicapped children fund — federal.....	No limit
24	Education of handicapped children fund — state opera-	
25	tions — federal .....	No limit
26	Education of handicapped children fund — preschool —	
27	federal fund.....	No limit
28	Education of handicapped children fund — preschool state	
29	operations — federal.....	No limit
30	Elementary and secondary school aid — federal fund —	
31	migrant education fund .....	No limit
32	Elementary and secondary school aid — federal fund —	
33	migrant education — state operations.....	No limit
34	Vocational education amendments of 1968 — federal	
35	fund.....	No limit
36	Vocational education title II — federal fund.....	No limit
37	Vocational education title II — federal fund — state	
38	operations.....	No limit
39	Educational research grants and projects fund.....	No limit
40	Drug abuse fund — department of education —	
41	federal .....	No limit
42	Drug abuse funds — federal — state operations fund .....	No limit
43	Federal K-12 fiscal stabilization fund.....	No limit

1 Inservice education workshop fee fund..... No limit  
2 *Provided*, That expenditures may be made from the inservice education  
3 workshop fee fund for operating expenditures, including official hospi-  
4 tality, incurred for inservice workshops and conferences: *Provided fur-*  
5 *ther*, That the state board of education is hereby authorized to fix, charge  
6 and collect fees for inservice workshops and conferences: *And provided*  
7 *further*, That such fees shall be fixed in order to recover all or part of  
8 such operating expenditures incurred for inservice workshops and con-  
9 ferences: *And provided further*, That all fees received for inservice work-  
10 shops and conferences shall be deposited in the state treasury in accord-  
11 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and  
12 shall be credited to the inservice education workshop fee fund.  
13 Private donations, gifts, grants and bequests fund ..... No limit  
14 Interactive video fee fund..... No limit  
15 *Provided*, That expenditures may be made from the interactive video fee  
16 fund for operating expenditures incurred in conjunction with the oper-  
17 ation and use of the interactive video conference facility of the department  
18 of education: *Provided further*, That the state board of education is  
19 hereby authorized to fix, charge and collect fees for the operation and  
20 use of such interactive video conference facility: *And provided further*,  
21 That all fees received for the operation and use of such interactive video  
22 conference facility shall be deposited in the state treasury in accordance  
23 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall  
24 be credited to the interactive video fee fund.  
25 Reimbursement for services fund ..... No limit  
26 Communities in schools program fund ..... No limit  
27 Governor’s teaching excellence scholarships program re-  
28 payment fund..... No limit  
29 *Provided*, That all expenditures from the governor’s teaching excellence  
30 scholarships program repayment fund shall be made in accordance with  
31 K.S.A. 72-1398, and amendments thereto: *Provided further*, That each  
32 such grant shall be required to be matched on a \$1 for \$1 basis from  
33 nonstate sources: *And provided further*, That award of each such grant  
34 shall be conditioned upon the recipient entering into an agreement re-  
35 quiring the grant to be repaid if the recipient fails to complete the course  
36 of training under the national board for professional teaching standards  
37 certification program: *And provided further*, That all moneys received by  
38 the department of education for repayment of grants made under the  
39 governor’s teaching excellence scholarships program shall be deposited  
40 in the state treasury in accordance with the provisions of K.S.A. 75-4215,  
41 and amendments thereto, and shall be credited to the governor’s teaching  
42 excellence scholarships program repayment fund.  
43

1	Elementary and secondary school aid — federal fund —	
2	reading first .....	No limit
3	Elementary and secondary school aid — federal fund —	
4	reading first — state operations .....	No limit
5	State grants for improving teacher quality — federal	
6	fund.....	No limit
7	State grants for improving teacher quality — federal fund	
8	— state operations.....	No limit
9	21st century community learning centers — federal	
10	fund.....	No limit
11	State assessments — federal fund.....	No limit
12	Rural and low-income schools program — federal fund...	No limit
13	Language assistance state grants — federal fund.....	No limit
14	Service clearing fund .....	No limit
15	Helping schools license plate program fund .....	No limit

16 (c) There is appropriated for the above agency from the children's  
17 initiatives fund for the fiscal year ending June 30, 2011, the following:

18	Pre-K program .....	<del>\$3,800,435</del>	<b>\$4,309,200</b>
19	Parent education program .....	<del>\$5,730,676</del>	<b>\$6,771,964</b>

20 *Provided*, That expenditures from the parent education program account  
21 for each such grant shall be matched by the school district in an amount  
22 which is equal to not less than 65% of the grant.

23 (d) On July 1, 2010, or as soon thereafter as moneys are available, the  
24 director of accounts and reports shall transfer \$50,000 from the family  
25 and children trust account of the family and children investment fund of  
26 the department of social and rehabilitation services to the communities  
27 in schools program fund of the department of education.

28 (e) On July 1, 2010, and quarterly thereafter, the director of accounts  
29 and reports shall transfer \$12,074 from the school bus safety fund to the  
30 state general fund: *Provided*, That the transfer of each such amount shall  
31 be in addition to any other transfer from the school bus safety fund to  
32 the state general fund as prescribed by law: *Provided further*, That the  
33 amount transferred from the school bus safety fund to the state general  
34 fund pursuant to this subsection is to reimburse the state general fund  
35 for accounting, auditing, budgeting, legal, payroll, personnel and pur-  
36 chasing services and any other governmental services which are per-  
37 formed on behalf of the department of education by other state agencies  
38 which receive appropriations from the state general fund to provide such  
39 services.

40 (f) On December 31, 2010, or as soon thereafter as moneys are avail-  
41 able, the director of accounts and reports shall transfer \$640,000 from  
42 the state safety fund to the state general fund: *Provided* That the transfer  
43 of such amount shall be in addition to any other transfer from the state



1 safety fund to the state general fund as prescribed by law: *Provided fur-*  
2 *ther*, That the amount transferred from the state safety fund to the state  
3 general fund pursuant to this subsection is to reimburse the state general  
4 fund for accounting, auditing, budgeting, legal, payroll, personnel and  
5 purchasing services and any other governmental services which are per-  
6 formed on behalf of the department of education by other state agencies  
7 which receive appropriations from the state general fund to provide such  
8 services.

9 (g) On March 30, 2011, or as soon thereafter as moneys are available,  
10 the director of accounts and reports shall transfer \$750,000 from the state  
11 safety fund to the state general fund: *Provided* That the transfer of such  
12 amount shall be in addition to any other transfer from the state safety  
13 fund to the state general fund as prescribed by law: *Provided further*,  
14 That the amount transferred from the state safety fund to the state gen-  
15 eral fund pursuant to this subsection is to reimburse the state general  
16 fund for accounting, auditing, budgeting, legal, payroll, personnel and  
17 purchasing services and any other governmental services which are per-  
18 formed on behalf of the department of education by other state agencies  
19 which receive appropriations from the state general fund to provide such  
20 services.

21 (h) On June 30, 2011, or as soon thereafter as moneys are available,  
22 the director of accounts and reports shall transfer \$1,100,000 from the  
23 state safety fund to the state general fund: *Provided* That the transfer of  
24 such amount shall be in addition to any other transfer from the state safety  
25 fund to the state general fund as prescribed by law: *Provided further*,  
26 That the amount transferred from the state safety fund to the state gen-  
27 eral fund pursuant to this subsection is to reimburse the state general  
28 fund for accounting, auditing, budgeting, legal, payroll, personnel and  
29 purchasing services and any other governmental services which are per-  
30 formed on behalf of the department of education by other state agencies  
31 which receive appropriations from the state general fund to provide such  
32 services.

33 (i) On July 1, 2010, and quarterly thereafter, the director of accounts  
34 and reports shall transfer \$70,722 from the state highway fund of the  
35 department of transportation to the school bus safety fund of the de-  
36 partment of education.

37 (j) On July 1, 2010, the director of accounts and reports shall transfer  
38 an amount certified by the commissioner of education from the motor-  
39 cycle safety fund of the department of education to the motorcycle safety  
40 fund of the state board of regents: *Provided*, That the amount to be  
41 transferred shall be determined by the commissioner of education based  
42 on the amounts required to be paid pursuant to subsection (b)(2) of  
43 K.S.A. 8-272, and amendments thereto.



1 *Provided*, That expenditures from the arts programming grants and chal-  
2 lenge grants account shall be made in a manner to benefit the maximum  
3 number of Kansas communities in the development of Kansas talent and  
4 art: *Provided further*, That expenditures from this account shall be util-  
5 ized for the purpose of matching federal grant moneys, local grant mon-  
6 eys, or local in-kind contributions, or any combination thereof, for arts  
7 programming projects.

8 (b) There is appropriated for the above agency from the following spe-  
9 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
10 moneys now or hereafter lawfully credited to and available in such fund  
11 or funds, except that expenditures other than refunds authorized by law  
12 shall not exceed the following:

13 Kansas arts commission gifts, grants and bequests — fed-	
14 eral fund .....	No limit
15 Kansas arts commission fee fund .....	No limit
16 Kansas arts commission special gifts fund.....	No limit
17 Arts programming grants fund.....	No limit

18 *Provided*, That moneys received by the Kansas arts commission from the  
19 remittance of the unexpended balance of arts programming grants to the  
20 commission shall be deposited in the state treasury and credited to the  
21 arts programming grants fund: *Provided further*, That expenditures from  
22 this fund shall be utilized for the purpose of matching federal grant mon-  
23 eys, local grant moneys, or local in-kind contributions, or any combination  
24 thereof, for arts programming projects.

25 Sec. ~~79~~ **83**.

26 KANSAS STATE SCHOOL FOR THE BLIND

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

29 Operating expenditures .....	\$5,178,786
---------------------------------	-------------

30 *Provided*, That any unencumbered balance in the operating expenditures  
31 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
32 for fiscal year 2011: *Provided, however*, That expenditures from the op-  
33 erating expenditures for official hospitality shall not exceed \$2,000.

34 Arts for the handicapped .....	\$134,896
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35 (b) There is appropriated for the above agency from the following spe-  
36 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
37 moneys now or hereafter lawfully credited to and available in such fund  
38 or funds, except that expenditures other than refunds authorized by law  
39 shall not exceed the following:

40 General fees fund.....	No limit
41 Local services reimbursement fund.....	No limit

42 *Provided*, That the Kansas state school for the blind is hereby authorized  
43 to assess and collect a fee of 20% of the total cost of services provided to

1 local school districts: *Provided further*, That all moneys received from  
2 such fees shall be deposited in the state treasury in accordance with the  
3 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-  
4 ited to the local services reimbursement fund.

5 Student activity fees fund .....	No limit
6 Special bequest fund.....	No limit
7 Adaptive technology resource center fund.....	No limit
8 Technology lending library — federal fund .....	No limit
9 Nine month payroll clearing fund .....	No limit
10 Food assistance — cash for commodities — federal	
11 fund.....	No limit
12 Food assistance — breakfast — federal fund.....	No limit
13 Food assistance — lunch — federal fund.....	No limit
14 Chapter I handicapped — federal fund .....	No limit
15 Education improvement — federal fund.....	No limit
16 Elementary and secondary education act — federal	
17 fund.....	No limit
18 Special education assistance — ARRA — federal fund.....	No limit
19 E-rate grant — federal fund .....	No limit
20 Preparation and mentoring of teachers of the blind and	
21 visually impaired — federal fund .....	No limit

22 (c) On July 1, 2010, the gift fund of the Kansas state school of the blind  
23 is hereby redesignated as the adaptive technology resource center fund  
24 of the Kansas state school for the blind.

25 (d) On July 1, 2010, the director of accounts and reports shall transfer  
26 all moneys in the math and science improvement — federal fund to the  
27 elementary and secondary education act — federal fund. On July 1, 2010,  
28 all liabilities of the math and science improvement — federal fund are  
29 hereby transferred to and imposed on the elementary and secondary ed-  
30 ucation act — federal fund and the math and science improvement —  
31 federal fund is hereby abolished.

32 (e) On July 1, 2010, the director of accounts and reports shall transfer  
33 all moneys in the supported employment initiative — federal fund to the  
34 elementary and secondary education act — federal fund. On July 1, 2010,  
35 all liabilities of the supported employment initiative — federal fund are  
36 hereby transferred to and imposed on the elementary and secondary ed-  
37 ucation act — federal fund and the supported employment initiative —  
38 federal fund is hereby abolished.

39 Sec. ~~80~~ **84**.

40 KANSAS STATE SCHOOL FOR THE DEAF

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

43 Operating expenditures .....	\$8,576,352
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1 *Provided*, That any unencumbered balance in the operating expenditures  
2 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
3 for fiscal year 2011.

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

9	General fees fund.....	No limit
10	Local services reimbursement fund.....	No limit
11	<i>Provided</i> , That the Kansas state school for the deaf is hereby authorized	
12	to assess and collect a fee of 20% of the total cost of services provided to	
13	local school districts: <i>Provided further</i> , That all moneys received from	
14	such fees shall be deposited in the state treasury in accordance with the	
15	provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-	
16	ited to the local services reimbursement fund.	
17	Student activity fees fund .....	No limit
18	Elementary and secondary education act — federal	
19	fund.....	No limit
20	Elementary and secondary education act 2009 ARRA —	
21	federal fund.....	No limit
22	Vocational education fund — federal.....	No limit
23	School lunch program — federal fund.....	No limit
24	Special bequest fund.....	No limit
25	Special workshop fund .....	No limit
26	Gift fund.....	No limit
27	Nine month payroll clearing fund .....	No limit

28 Sec. ~~81~~ 85.

29 STATE HISTORICAL SOCIETY

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

32	Operating expenditures .....	\$5,145,994
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33 *Provided*, That any unencumbered balance in the operating expenditures  
34 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
35 for fiscal year 2011: *Provided, however*, That expenditures from the oper-  
36 ating expenditures account for official hospitality shall not exceed  
37 \$2,463.

38	Kansas humanities council .....	\$68,586
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39 (b) There is appropriated for the above agency from the following special  
40 revenue fund or funds for the fiscal year ending June 30, 2011, all  
41 moneys now or hereafter lawfully credited to and available in such fund  
42 or funds, except that expenditures other than refunds authorized by law  
43 shall not exceed the following:

1	Credit card clearing fund.....	No limit
2	Vehicle repair and replacement fund.....	No limit
3	General fees fund.....	No limit
4	Archeology fee fund.....	No limit
5	<i>Provided</i> , That expenditures may be made from the archeology fee fund	
6	for operating expenses for providing archeological services by contract:	
7	<i>Provided further</i> , That the state historical society is hereby authorized to	
8	fix, charge and collect fees for the sale of such services: <i>And provided</i>	
9	<i>further</i> , That such fees shall be fixed in order to recover all or part of the	
10	operating expenses incurred in providing archeological services by con-	
11	tract: <i>And provided further</i> , That all fees received for such services shall	
12	be deposited in the state treasury in accordance with the provisions of	
13	K.S.A. 75-4215, and amendments thereto, and shall be credited to the	
14	archeology fee fund.	
15	Archeology federal fund .....	No limit
16	Microfilm fees fund.....	No limit
17	<i>Provided</i> , That expenditures may be made from the microfilm fees fund	
18	for operating expenses for providing microfilming services: <i>Provided fur-</i>	
19	<i>ther</i> , That the state historical society is hereby authorized to fix, charge	
20	and collect fees for the sale of such services: <i>And provided further</i> , That	
21	such fees shall be fixed in order to recover all or part of the operating	
22	expenses incurred in providing microfilming services: <i>And provided fur-</i>	
23	<i>ther</i> , That all fees received for such services shall be deposited in the state	
24	treasury in accordance with the provisions of K.S.A. 75-4215, and amend-	
25	ments thereto, and shall be credited to the microfilm fees fund.	
26	Records center fee fund.....	No limit
27	<i>Provided</i> , That expenditures may be made from the records center fee	
28	fund for operating expenses for providing copying and related services:	
29	<i>Provided further</i> , That the state historical society is hereby authorized to	
30	fix, charge and collect fees for the sale of such services: <i>And provided</i>	
31	<i>further</i> , That such fees shall be fixed in order to recover all or part of the	
32	operating expenses incurred in providing such services: <i>And provided</i>	
33	<i>further</i> , That all fees received for such services shall be deposited in the	
34	state treasury in accordance with the provisions of K.S.A. 75-4215, and	
35	amendments thereto, and shall be credited to the records center fee fund.	
36	Historic properties fee fund.....	No limit
37	National historic preservation act fund — state.....	No limit
38	Historic preservation overhead fees fund.....	No limit
39	National historic preservation act fund — local.....	No limit
40	Private gifts, grants and bequests fund.....	No limit
41	Museum and historic sites visitor donation fund.....	No limit
42	Insurance collection replacement/reimbursement fund....	No limit
43	Heritage trust fund.....	No limit

1 *Provided*, That expenditures from the heritage trust fund for state oper-  
2 ations shall not exceed \$94,112.  
3 Land survey fee fund..... No limit  
4 *Provided*, That, notwithstanding the provisions of K.S.A. 58-2012, and  
5 amendments thereto, expenditures may be made by the above agency  
6 from the land survey fee fund for the fiscal year 2011 for operating ex-  
7 penditures that are not related to administering the land survey program.  
8 State historical society facilities fund ..... No limit  
9 Historic properties fund ..... No limit  
10 Law enforcement memorial fund..... No limit  
11 Other federal grants fund ..... No limit  
12 *Provided*, That the above agency is authorized to make expenditures from  
13 the other federal grants fund of any moneys credited to this fund from  
14 any individual grant if the grant: (1) Is less than or equal to \$250,000 in  
15 the aggregate, and (2) does not require the matching expenditure of any  
16 other moneys in the state treasury during fiscal year 2011 other than  
17 moneys appropriated by this or other appropriation act of the 2010 reg-  
18 ular session of the legislature: *Provided, however*, That, upon application  
19 to and authorization by the governor, the above agency may make ex-  
20 penditures of moneys credited to this fund from any individual federal  
21 grant which is more than \$250,000 in the aggregate or which requires the  
22 matching expenditure of moneys in the state treasury during the current  
23 or any ensuing fiscal year.  
24 Property sale proceeds fund..... No limit  
25 *Provided*, That proceeds from the sale of property pursuant to K.S.A. 75-  
26 2701, and amendments thereto, shall be deposited in the state treasury  
27 and credited to the property sale proceeds fund.  
28 Amelia Earhart bridge mitigation project fund..... No limit  
29 Sec. ~~82~~ **86**.

30 FORT HAYS STATE UNIVERSITY

31 (a) There is appropriated for the above agency from the state general  
32 fund for the fiscal year ending June 30, 2011, the following:  
33 Operating expenditures (including official hospitality)..... \$32,816,791  
34 *Provided*, That any unencumbered balance in the operating expenditures  
35 (including official hospitality) account in excess of \$100 as of June 30,  
36 2010, is hereby reappropriated for fiscal year 2011.  
37 Master's-level nursing capacity ..... \$135,492  
38 Kansas wetlands education center at Cheyenne bottoms .. \$270,490  
39 *Provided*, That any unencumbered balance in the Kansas wetlands edu-  
40 cation center at Cheyenne bottoms account in excess of \$100 as of June  
41 30, 2010, is hereby reappropriated for fiscal year 2011.  
42 Kansas academy of math and science ..... \$553,857  
43 *Provided*, That any unencumbered balance in the Kansas academy of

1 math and science account in excess of \$100 as of June 30, 2011, is hereby  
2 reappropriated for fiscal year 2012.

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

7 Parking fees fund ..... No limit  
8 *Provided*, That expenditures may be made from the parking fees fund for  
9 a capital improvement project for parking lot improvements.

10 General fees fund..... No limit  
11 *Provided*, That expenditures may be made from the general fees fund to  
12 match federal grant moneys: *Provided further*, That expenditures may be  
13 made from the general fees fund for official hospitality.

14 Restricted fees fund..... No limit  
15 *Provided*, That restricted fees shall be limited to receipts for the following  
16 accounts: Special events; technology equipment; Gross coliseum services;  
17 performing arts center services; farm income; choral music clinic; year-  
18 book; off-campus tours; memorial union activities; student activity (un-  
19 allocated); Leader (newspaper); conferences, clinics and workshops —  
20 noncredit; summer laboratory school; little theater; library services; stu-  
21 dent affairs; speech and debate; student government; counseling center  
22 services; interest on local funds; student identification cards; nurse edu-  
23 cation programs; athletics; placement fees; virtual college classes; speech  
24 and hearing; child care services for dependent students; computer serv-  
25 ices; interactive television contributions; midwestern student exchange;  
26 departmental receipts for all sales, refunds and other collections not spe-  
27 cifically enumerated above: *Provided, however*, That the state board of  
28 regents, with the approval of the state finance council acting on this mat-  
29 ter which is hereby characterized as a matter of legislative delegation and  
30 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,  
31 and amendments thereto, may amend or change this list of restricted fees:  
32 *Provided further*, That all restricted fees shall be deposited in the state  
33 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-  
34 ments thereto, and shall be credited to the appropriate account of the  
35 restricted fees fund and shall be used solely for the specific purpose or  
36 purposes for which collected: *And provided further*, That expenditures  
37 may be made from this fund to purchase insurance for equipment pur-  
38 chased through research and training grants only if such grants include  
39 money for and authorize the purchase of such insurance: *And provided*  
40 *further*, That all amounts of tuition received from students participating  
41 in the midwestern student exchange program shall be deposited in the  
42 state treasury in accordance with the provisions of K.S.A. 75-4215, and  
43 amendments thereto, and shall be credited to the midwestern student



1 exchange account of the restricted fees fund: *And provided further*, That  
2 expenditures may be made from the restricted fees fund for official hos-  
3 pitality.  
4 Education opportunity act — federal fund ..... No limit  
5 Service clearing fund ..... No limit  
6 *Provided*, That the service clearing fund shall be used for the following  
7 service activities: Computer services, storeroom for official supplies in-  
8 cluding office supplies, paper products, janitorial supplies, printing and  
9 duplicating, car pool, postage, copy center, and telecommunications and  
10 such other internal service activities as are authorized by the state board  
11 of regents under K.S.A. 76-755, and amendments thereto.  
12 Commencement fees fund..... No limit  
13 Health fees fund ..... No limit  
14 *Provided*, That expenditures from the health fees fund may be made for  
15 the purchase of medical malpractice liability coverage for individuals em-  
16 ployed on the medical staff, including pharmacists and physical therapists,  
17 at the student health center.  
18 Student union fees fund ..... No limit  
19 Kansas career work study program fund ..... No limit  
20 Economic opportunity act — federal fund ..... No limit  
21 Kansas comprehensive grant fund..... No limit  
22 Faculty of distinction matching fund ..... No limit  
23 Nine month payroll clearing account fund..... No limit  
24 Federal Perkins student loan fund ..... No limit  
25 Housing system revenue fund ..... No limit  
26 Institutional overhead fund ..... No limit  
27 Oil and gas royalties fund ..... No limit  
28 Housing system suspense fund ..... No limit  
29 Housing system operations fund ..... No limit  
30 Housing system repairs, equipment and improvement  
31 fund..... No limit  
32 Sponsored research overhead fund ..... No limit  
33 Kansas distinguished scholarship fund ..... No limit  
34 University federal fund..... No limit  
35 *Provided*, That expenditures may be made by the above agency from the  
36 university federal fund to purchase insurance for equipment purchased  
37 through research and training grants only if such grants include money  
38 for and authorize the purchase of such insurance: *Provided further*, That  
39 expenditures may be made by the above agency from this fund to procure  
40 a policy of accident, personal liability and excess automobile liability in-  
41 surance insuring volunteers participating in the senior companion pro-  
42 gram against loss in accordance with specifications of federal grant guide-  
43 lines, as provided in K.S.A. 75-4101, and amendments thereto.

1 Federal higher education fiscal stabilization fund — Fort  
2 Hays state university ..... No limit  
3 (c) On July 1, 2010, or as soon thereafter as moneys are available, the  
4 director of accounts and reports shall transfer an amount specified by the  
5 president of Fort Hays state university of not to exceed \$125,000 from  
6 the general fees fund to the federal Perkins student loan fund.  
7 (d) There is appropriated for the above agency from the state economic  
8 development initiatives fund for the fiscal year ending June 30, 2011, the  
9 following:  
10 Kansas academy of math and science ..... \$200,000  
11 *Provided*, That any unencumbered balance in the Kansas academy of  
12 math and science account in excess of \$100 as of June 30, 2011, is hereby  
13 reappropriated for fiscal year 2012.

14 Sec. ~~83~~ 87.

15 KANSAS STATE UNIVERSITY

16 (a) There is appropriated for the above agency from the state general  
17 fund for the fiscal year ending June 30, 2011, the following:  
18 Operating expenditures (including official hospitality)..... \$104,167,911  
19 *Provided*, That any unencumbered balance in the operating expenditures  
20 (including official hospitality) account in excess of \$100 as of June 30,  
21 2010, is hereby reappropriated for fiscal year 2011.  
22 Midwest institute for comparative stem cell biology..... \$132,799  
23 *Provided*, That any unencumbered balance in the midwest institute for  
24 comparative stem cell biology account in excess of \$100 as of June 30,  
25 2010, is hereby reappropriated for fiscal year 2011.  
26 (b) There is appropriated for the above agency from the following special  
27 revenue fund or funds for the fiscal year ending June 30, 2011, all  
28 moneys now or hereafter lawfully credited to and available in such fund  
29 or funds, except that expenditures shall not exceed the following:  
30 Parking fees fund ..... No limit  
31 Faculty of distinction matching fund ..... No limit  
32 General fees fund..... No limit  
33 *Provided*, That expenditures may be made from the general fees fund to  
34 match federal grant moneys: *Provided further*, That expenditures may be  
35 made from the general fees fund for official hospitality.  
36 Interest on endowment fund..... No limit  
37 Restricted fees fund..... No limit  
38 *Provided*, That restricted fees shall be limited to receipts for the following  
39 accounts: Technology equipment; flight services; human resources man-  
40 agement system; computer services; copy centers; standardized test fees;  
41 placement center; recreational services; college of technology and avia-  
42 tion; motor pool; music; professorships; student activities fees; army and  
43 aerospace uniforms; aerospace uniform augmentation; biology sales and

1 services; chemistry; field camps; state department of education; physics  
2 storeroom; sponsored research, instruction, public service, equipment  
3 and facility grants; chemical engineering; nuclear engineering; contract-  
4 post office; library collections; civil engineering; continuing education;  
5 sponsored construction or improvement projects; attorney, educational  
6 and personal development, human resources; student financial assistance;  
7 application for undergraduate programs; speech and hearing fees; gifts;  
8 human development and family research and training; college of educa-  
9 tion — publications and services; guaranteed student loan application  
10 processing; student identification card; auditorium receipts; catalog sales;  
11 emission spectroscopy fees; interagency consulting; sales and services of  
12 educational programs; transcript fees; facility use fees; human ecology  
13 storeroom; college of human ecology sales; family resource center fees;  
14 human movement performance; application for post baccalaureate pro-  
15 grams; art exhibit fees; college of education — Kansas careers; foreign  
16 student application fee; student union repair and replacement reserve;  
17 departmental receipts for all sales, refunds and other collections; insti-  
18 tutional support fee; miscellaneous renovations — construction; speech  
19 receipts; art museum; exchange program; flight training lab fees; admin-  
20 istrative reimbursements; parking fees; postage center; printing; short  
21 courses and conferences; student government association receipts; re-  
22 gents educational communications center; late registration fee; engineer-  
23 ing equipment fee; architecture equipment fee; biotechnology facility;  
24 English language program; international programs; Bramlage coliseum;  
25 planning and analysis; telecommunications; comparative medicine; other  
26 specifically designated receipts not available for general operations of the  
27 university: *Provided, however*, That the state board of regents, with the  
28 approval of the state finance council acting on this matter which is hereby  
29 characterized as a matter of legislative delegation and subject to the  
30 guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amend-  
31 ments thereto, may amend or change this list of restricted fees: *Provided*  
32 *further*, That all restricted fees shall be deposited in the state treasury in  
33 accordance with the provisions of K.S.A. 75-4215, and amendments  
34 thereto, and shall be credited to the appropriate account of the restricted  
35 fees fund and shall be used solely for the specific purpose or purposes  
36 for which collected: *And provided further*, That expenditures may be  
37 made from this fund to purchase insurance for equipment purchased  
38 through research and training grants only if such grants include money  
39 for and authorize the purchase of such insurance: *And provided further*,  
40 That expenditures from the restricted fees fund may be made for the  
41 purchase of insurance for operation and testing of completed project air-  
42 craft and for operation of aircraft used in professional pilot training, in-  
43 cluding coverage for public liability, physical damage, medical payments

1	and voluntary settlement coverages.	
2	Kansas career work study program fund .....	No limit
3	Service clearing fund .....	No limit
4	<i>Provided</i> , That the service clearing fund shall be used for the following	
5	service activities: Supplies stores; telecommunications services; photo-	
6	graphic services; K-State printing services; postage; facilities services; fa-	
7	ilities carpool; public safety services; facility planning services; facilities	
8	storeroom; computing services; and such other internal service activities	
9	as are authorized by the state board of regents under K.S.A. 76-755, and	
10	amendments thereto.	
11	Sponsored research overhead fund .....	No limit
12	Housing system suspense fund .....	No limit
13	Housing system operations fund .....	No limit
14	<i>Provided</i> , That expenditures may be made from the housing system op-	
15	erations fund for official hospitality.	
16	Housing system repairs, equipment and improvement	
17	fund.....	No limit
18	Mandatory retirement annuity clearing fund .....	No limit
19	Student health fees fund .....	No limit
20	<i>Provided</i> , That expenditures from the student health fees fund may be	
21	made for the purchase of medical malpractice liability coverage for in-	
22	dividuals employed on the medical staff, including pharmacists and phys-	
23	ical therapists, at the student health center.	
24	Scholarship funds fund.....	No limit
25	Perkins student loan fund.....	No limit
26	Board of regents — U.S. department of education awards	
27	fund.....	No limit
28	State agricultural university fund .....	No limit
29	Federal extension civil service retirement clearing fund ...	No limit
30	Salina — student union fees fund .....	No limit
31	Salina — housing system operation fund.....	No limit
32	Kansas distinguished scholarship fund .....	No limit
33	Kansas comprehensive grant fund.....	No limit
34	Temporary deposit fund.....	No limit
35	Business procurement card clearing fund.....	No limit
36	Suspense fund .....	No limit
37	Voluntary tax shelter annuity clearing fund.....	No limit
38	Agency payroll deduction clearing fund .....	No limit
39	Payroll clearing fund.....	No limit
40	Pre-tax parking clearing fund .....	No limit
41	University federal fund.....	No limit
42	<i>Provided</i> , That expenditures may be made by the above agency from the	
43	university federal fund to purchase insurance for equipment purchased	

1 through research and training grants only if such grants include money  
2 for and authorize the purchase of such insurance.  
3 Johnson county education research triangle fund ..... No limit  
4 Federal higher education fiscal stabilization fund — Kan-  
5 sas state university ..... No limit  
6 Energy conservation improvements fund ..... No limit  
7 (c) On July 1, 2010, or as soon thereafter as moneys are available, the  
8 director of accounts and reports shall transfer an amount specified by the  
9 president of Kansas state university of not to exceed \$100,000 from the  
10 general fees fund to the Perkins student loan fund.

11 ~~Sec. 84~~ **88.**

12 **KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND**  
13 **AGRICULTURE RESEARCH PROGRAMS**

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

16 Cooperative extension service (including official  
17 hospitality)..... \$18,839,116

18 *Provided*, That any unencumbered balance in the cooperative extension  
19 service (including official hospitality) account in excess of \$100 as of June  
20 30, 2010, is hereby reappropriated for fiscal year 2011.

21 Agricultural experiment stations (including official  
22 hospitality)..... \$29,991,495

23 *Provided*, That any unencumbered balance in the agricultural experiment  
24 stations (including official hospitality) account in excess of \$100 as of June  
25 30, 2010, is hereby reappropriated for fiscal year 2011.

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

30 Restricted fees fund..... No limit

31 *Provided*, That restricted fees shall be limited to receipts for the following  
32 accounts: Plant pathology; Kansas artificial breeding service unit; tech-  
33 nology equipment; professorships; agricultural experiment station, direc-  
34 tor's office; agronomy — Ashland farm; KSU agricultural research center  
35 — Hays; KSU southeast agricultural research center; KSU southwest re-  
36 search extension center; agronomy — general; agronomy — experimental  
37 field crop sales; entomology sales; grain science and industry — Kansas  
38 state university; food and nutrition research; extension services and pub-  
39 lication; sponsored construction or improvement projects; gifts; compar-  
40 ative medicine; sales and services of educational programs; animal sci-  
41 ences and industry livestock and product sales; horticulture greenhouse  
42 and farm products sales; Konza prairie operations; departmental receipts  
43 for all sales, refunds and other collections; institutional support fee; KSU

1 northwest research extension center operations; sponsored research, pub-  
2 lic service, equipment and facility grants; statistical laboratory; equip-  
3 ment/pesticide storage building; miscellaneous renovation — construc-  
4 tion; other specifically designated receipts not available for general  
5 operations of the university: *Provided, however*, That the state board of  
6 regents, with the approval of the state finance council acting on this mat-  
7 ter which is hereby characterized as a matter of legislative delegation and  
8 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,  
9 and amendments thereto, may amend or change this list of restricted fees:  
10 *Provided further*, That all restricted fees shall be deposited in the state  
11 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-  
12 ments thereto, and shall be credited to the appropriate account of the  
13 restricted fees fund and shall be used solely for the specific purpose or  
14 purposes for which collected: *And provided further*, That expenditures  
15 may be made from this fund to purchase insurance for equipment pur-  
16 chased through research and training grants only if such grants include  
17 money for and authorize the purchase of such insurance: *And provided*  
18 *further*, That expenditures may be made from the Kansas agricultural  
19 mediation service account of the restricted fees fund during fiscal year  
20 2011.

21 Fertilizer research fund.....	No limit
22 Sponsored research overhead fund .....	No limit
23 Federal extension fund.....	No limit
24 Federal experimental station fund.....	No limit
25 Federal awards — advance payment fund.....	No limit
26 Smith-Lever special program grant — federal fund.....	No limit
27 Faculty of distinction matching fund .....	No limit
28 Agricultural land use-value fund .....	No limit
29 University federal fund.....	No limit

30 *Provided*, That expenditures may be made by the above agency from the  
31 university federal fund to purchase insurance for equipment purchased  
32 through research and training grants only if such grants include money  
33 for and authorize the purchase of such insurance.

34 Federal higher education fiscal stabilization fund — Kan- 35 sas state university extension systems and agriculture 36 research programs .....	No limit
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37 (c) There is appropriated for the above agency from the state economic  
38 development initiatives fund for the fiscal year ending June 30, 2011, the  
39 following:

40 Agricultural experiment stations .....	\$298,668
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41 (d) During the fiscal years ending June 30, 2010, and June 30, 2011,  
42 no moneys appropriated from the state general fund or any special rev-  
43 enue fund for Kansas state university or Kansas state university extension

1 systems and agriculture research programs shall be expended on or after  
2 the effective date of this act by Kansas state university or Kansas state  
3 university extension systems and agriculture research programs, directly  
4 or indirectly, for (1) any financial aid or other support for any 4-H com-  
5 petitive events or activities at county fairs for which the minimum age for  
6 participants is increased from 7 years of age to 9 years of age, or (2) any  
7 financial aid or other support for any 4-H organization or unit that spon-  
8 sors competitive events at county fairs and that is planning to increase or  
9 has increased the minimum age for participants in such events from 7  
10 years of age to 9 years of age.

11 Sec. ~~85~~. **89.**

12 KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

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

15 Operating expenditures (including official hospitality)..... \$9,975,659

16 *Provided*, That any unencumbered balance in the operating expenditures  
17 (including official hospitality) account in excess of \$100 as of June 30,  
18 2010, is hereby reappropriated for fiscal year 2011.

19 Veterinary training program for rural Kansas..... \$388,623

20 *Provided*, That any unencumbered balance in the veterinary training pro-  
21 gram for rural Kansas account in excess of \$100 as of June 30, 2010, is  
22 hereby reappropriated for fiscal year 2011.

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

27 General fees fund..... No limit

28 *Provided*, That expenditures may be made from the general fees fund to  
29 match federal grant moneys.

30 Veterinary medicine teaching hospital revenue fund..... No limit

31 Faculty of distinction matching fund ..... No limit

32 Hospital and diagnostic laboratory improvement fund ..... No limit

33 Restricted fees fund..... No limit

34 *Provided*, That restricted fees shall be limited to receipts for the following  
35 accounts: Sponsored research, instruction, public service, equipment and  
36 facility grants; sponsored construction or improvement projects; technol-  
37 ogy equipment; pathology fees; laboratory test fees; miscellaneous reno-  
38 vations or construction; dean of veterinary medicine receipts; gifts; ap-  
39 plication for postbaccalaureate programs; professorship; embryo transfer  
40 unit; swine serology; rapid focal fluorescent inhibition test; comparative  
41 medicine; storerooms; departmental receipts for all sales refunds and  
42 other collections; other specifically designated receipts not available for  
43 general operation of the Kansas state university veterinary medical center:

1 *Provided, however*, That the state board of regents, with the approval of  
2 the state finance council acting on this matter which is hereby character-  
3 ized as a matter of legislative delegation and subject to the guidelines  
4 prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto,  
5 may amend or change this list of restricted fees: *Provided further*, That  
6 all restricted fees shall be deposited in the state treasury in accordance  
7 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall  
8 be credited to the appropriate account of the restricted fees fund and  
9 shall be used solely for the specific purpose or purposes for which col-  
10 lected: *And provided further*, That expenditures may be made from this  
11 fund to purchase insurance for equipment purchased through research  
12 and training grants only if such grants include money for and authorize  
13 the purchase of such insurance.

14 Sponsored research overhead fund .....	No limit
15 Health professions student loan fund .....	No limit
16 University federal fund.....	No limit

17 *Provided*, That expenditures may be made by the above agency from the  
18 university federal fund to purchase insurance for equipment purchased  
19 through research and training grants only if such grants include money  
20 for and authorize the purchase of such insurance.

21 Federal higher education fiscal stabilization fund — Kan-  
22 sas state university veterinary medical center ..... No limit

23 (c) On July 1, 2010, or as soon thereafter as moneys are available, the  
24 director of accounts and reports shall transfer an amount specified by the  
25 president of Kansas state university of not to exceed a total of \$15,000  
26 from the general fees fund to the health professions student loan fund.

27 Sec. ~~86~~ **90**.

28 EMPORIA STATE UNIVERSITY

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

31 Operating expenditures (including official hospitality).....	\$31,092,853
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32 *Provided*, That any unencumbered balance in the operating expenditures  
33 (including official hospitality) account in excess of \$100 as of June 30,  
34 2010, is hereby reappropriated for fiscal year 2011.

35 Reading recovery program.....	\$215,035
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36 Nat'l Board Cert/Future Teacher Academy.....	\$129,050
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37 (b) There is appropriated for the above agency from the following spe-  
38 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
39 moneys now or hereafter lawfully credited to and available in such fund  
40 or funds, except that expenditures shall not exceed the following:

41 Parking fees fund .....	No limit
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42 *Provided*, That expenditures may be made from the parking fees fund for  
43 a capital improvement project for parking lot improvements.



- 1 General fees fund..... No limit  
2 *Provided*, That expenditures may be made from the general fees fund to  
3 match federal grant moneys.  
4 Interest on state normal school fund fund..... No limit  
5 Restricted fees fund..... No limit  
6 *Provided*, That restricted fees shall be limited to receipts for the following  
7 accounts: Computer services, student activity; technology equipment; stu-  
8 dent union; sponsored research; computer services; extension classes;  
9 gifts and grants (for teaching, research and capital improvements); busi-  
10 ness school contributions; state department of education (vocational); li-  
11 brary services; library collections; interest on local funds; receipts from  
12 conferences, clinics, and workshops held on campus for which no college  
13 credit is given; physical plant reimbursements from auxiliary enterprises;  
14 midwestern student exchange; departmental receipts — for all sales, re-  
15 funds and other collections or receipts not specifically enumerated above:  
16 *Provided, however*, That the state board of regents, with the approval of  
17 the state finance council acting on this matter which is hereby character-  
18 ized as a matter of legislative delegation and subject to the guidelines  
19 prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto,  
20 may amend or change this list of restricted fees: *Provided further*, That  
21 all restricted fees shall be deposited in the state treasury in accordance  
22 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall  
23 be credited to the appropriate account of the restricted fees fund and  
24 shall be used solely for the specific purpose or purposes for which col-  
25 lected: *And provided further*, That expenditures may be made from this  
26 fund to purchase insurance for equipment purchased through research  
27 and training grants only if such grants include money for and authorize  
28 the purchase of such insurance: *And provided further*, That all amounts  
29 of tuition received from students participating in the midwestern student  
30 exchange program shall be deposited in the state treasury in accordance  
31 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall  
32 be credited to the midwestern student exchange account of the restricted  
33 fees fund.  
34 Service clearing fund ..... No limit  
35 *Provided*, That the service clearing fund shall be used for the following  
36 service activities: Telecommunications services; office supplies inventory;  
37 state car operation; ESU press including duplicating and reproducing;  
38 postage; physical plant storeroom including motor fuel inventory; data  
39 processing center; and such other internal service activities as are au-  
40 thorized by the state board of regents under K.S.A. 76-755, and amend-  
41 ments thereto.  
42 Commencement fees fund..... No limit  
43 Kansas career work study program fund ..... No limit

1	Student health fees fund .....	No limit
2	<i>Provided</i> , That expenditures from the student health fees fund may be	
3	made for the purchase of medical malpractice liability coverage for in-	
4	dividuals employed on the medical staff, including pharmacists and phys-	
5	ical therapists, at the student health center.	
6	Faculty of distinction matching fund .....	No limit
7	Bureau of educational measurements fund.....	No limit
8	National direct student loan fund .....	No limit
9	Economic opportunity act — work study — federal	
10	fund.....	No limit
11	Educational opportunity grants — federal fund .....	No limit
12	Basic opportunity grant program — federal fund .....	No limit
13	Research and institutional overhead fund.....	No limit
14	Kansas comprehensive grant fund.....	No limit
15	Housing system suspense fund .....	No limit
16	Housing system operations fund.....	No limit
17	Housing system repairs, equipment and improvement	
18	fund.....	No limit
19	Kansas distinguished scholarship fund .....	No limit
20	University federal fund.....	No limit
21	<i>Provided</i> , That expenditures may be made by the above agency from the	
22	university federal fund to purchase insurance for equipment purchased	
23	through research and training grants only if such grants include money	
24	for and authorize the purchase of such insurance.	
25	Leveraging educational assistance partnership federal	
26	fund.....	No limit
27	Federal higher education fiscal stabilization fund — Em-	
28	poria state university .....	No limit
29	(c) On July 1, 2010, or as soon thereafter as moneys are available, the	
30	director of accounts and reports shall transfer an amount specified by the	
31	president of Emporia state university of not to exceed \$30,000 from the	
32	general fees fund to the national direct student loan fund.	
33	Sec. <del>87</del> <b>91</b> .	
34	PITTSBURG STATE UNIVERSITY	
35	(a) There is appropriated for the above agency from the state general	
36	fund for the fiscal year ending June 30, 2011, the following:	
37	Operating expenditures (including official hospitality).....	\$34,116,217
38	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
39	(including official hospitality) account in excess of \$100 as of June 30,	
40	2010, is hereby reappropriated for fiscal year 2011.	
41	(b) There is appropriated for the above agency from the following spe-	
42	cial revenue fund or funds for the fiscal year ending June 30, 2011, all	
43	moneys now or hereafter lawfully credited to and available in such fund	

1 or funds, except that expenditures shall not exceed the following:  
2 Parking fees fund ..... No limit  
3 *Provided*, That expenditures may be made from the parking fees fund for  
4 capital improvement projects for parking lot improvements.  
5 General fees fund..... No limit  
6 *Provided*, That all moneys received for tuition received from students  
7 participating in the gorilla advantage program or the midwestern student  
8 exchange program shall be deposited in the state treasury to the credit  
9 of the general fees fund: *Provided further*, That expenditures may be  
10 made from the general fees fund to match federal grant moneys: *And*  
11 *provided further*, That expenditures may be made from the general fees  
12 fund for official hospitality.  
13 Restricted fees fund..... No limit  
14 *Provided*, That restricted fees shall be limited to receipts for the following  
15 accounts: Computer services; instructional technology fee; technology  
16 equipment; student activity fee accounts; commencement fees; ROTC  
17 activities; continuing education receipts; vocational auto parts and service  
18 fees; receipts from camps, conferences and meetings held on campus;  
19 library service collections and fines; and grants from other state agencies;  
20 *Midwest Quarterly*; chamber music series; contract — post office; gifts  
21 and grants; intensive English program; business and technology institute;  
22 public sector radio station activities; economic opportunity — state match;  
23 Kansas career work study; regents supplemental grants; departmental re-  
24 cepts, and other specifically designated receipts not available for general  
25 operations of the university: *Provided, however*, That the state board of  
26 regents, with the approval of the state finance council acting on this mat-  
27 ter which is hereby characterized as a matter of legislative delegation and  
28 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,  
29 and amendments thereto, may amend or change this list of restricted fees:  
30 *Provided further*, That all restricted fees shall be deposited in the state  
31 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-  
32 ments thereto, and shall be credited to the appropriate account of the  
33 restricted fees fund and shall be used solely for the specific purpose or  
34 purposes for which collected: *And provided further*, That expenditures  
35 may be made from this fund to purchase insurance for equipment pur-  
36 chased through research and training grants only if such grants include  
37 money for and authorize the purchase of such insurance: *And provided*  
38 *further*, That surplus restricted fees moneys generated by the music de-  
39 partment may be transferred to the Pittsburg state university foundation,  
40 inc., for the express purpose of awarding music scholarships: *And pro-*  
41 *vided further*, That expenditures may be made from this fund for official  
42 hospitality.  
43 Service clearing fund ..... No limit

1 *Provided*, That the service clearing fund shall be used for the following  
2 service activities: Duplicating and printing services; instructional media  
3 division; office stationery and supplies; motor carpool; postage services;  
4 photo services; telephone services; and such other internal service activ-  
5 ities as are authorized by the state board of regents under K.S.A. 76-755,  
6 and amendments thereto.

7 Hospital and student health fees fund ..... No limit

8 *Provided*, That expenditures from the hospital and student health fees  
9 fund may be made for the purchase of medical malpractice liability cov-  
10 erage for individuals employed on the medical staff, including pharmacists  
11 and physical therapists, at the student health center: *Provided further*,  
12 That expenditures may be made from this fund for capital improvement  
13 projects for hospital and student health center improvements.

14 Suspense fund ..... No limit

15 Faculty of distinction matching fund ..... No limit

16 Perkins student loan fund ..... No limit

17 Sponsored research overhead fund ..... No limit

18 College work study fund ..... No limit

19 Nursing student loan fund ..... No limit

20 Housing system suspense fund ..... No limit

21 Housing system operations fund ..... No limit

22 Housing system repairs, equipment and improvement  
23 fund ..... No limit

24 Kansas comprehensive grant fund ..... No limit

25 Kansas distinguished scholarship program fund ..... No limit

26 University federal fund ..... No limit

27 *Provided*, That expenditures may be made by the above agency from the  
28 university federal fund to purchase insurance for equipment purchased  
29 through research and training grants only if such grants include money  
30 for and authorize the purchase of such insurance.

31 Federal higher education fiscal stabilization fund — Pitts-  
32 burg state university ..... No limit

33 (c) During the fiscal year ending June 30, 2011, the director of accounts  
34 and reports shall transfer amounts specified by the president of Pittsburg  
35 state university of not to exceed a total of \$125,000 for all such amounts,  
36 from the general fees fund to the following specified funds and accounts  
37 of funds: Perkins student loan fund; nursing student loan fund.

38 Sec. ~~88~~ **92**.

39 UNIVERSITY OF KANSAS

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

42 Operating expenditures (including official hospitality) ..... \$129,866,493

43 *Provided*, That any unencumbered balance in the operating expenditures

1 (including official hospitality) account in excess of \$100 as of June 30,  
2 2010, is hereby reappropriated for fiscal year 2011.

3 Geological survey ..... \$5,966,998  
4 *Provided*, That any unencumbered balance in the geological survey ac-  
5 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for  
6 fiscal year 2011.

7 Umbilical cord matrix project ..... \$132,674  
8 *Provided*, That any unencumbered balance in the umbilical cord matrix  
9 project account in excess of \$100 as of June 30, 2010, is hereby reappro-  
10 priated for fiscal year 2011.

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

15 Parking facilities revenue fund ..... No limit  
16 Faculty of distinction matching fund ..... No limit  
17 General fees fund ..... No limit

18 *Provided*, That expenditures may be made from the general fees fund to  
19 match federal grant moneys: *Provided further*, That all moneys received  
20 for tuition for students enrolled in courses offered at the regents center  
21 on the Edwards campus shall be deposited in the state treasury in ac-  
22 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,  
23 and shall be credited to this fund.

24 Regents center development fund ..... No limit  
25 *Provided*, That expenditures shall be made from the regents center de-  
26 velopment fund for program operations and development and for capital  
27 improvements at the Edwards campus.

28 Interest fund ..... No limit  
29 Sponsored research overhead fund ..... No limit  
30 Law enforcement training center fund ..... No limit

31 *Provided*, That expenditures may be made from the law enforcement  
32 training center fund to cover the costs of tuition for students enrolled in  
33 the law enforcement training program in addition to the costs of salaries  
34 and wages and other operating expenditures for the program: *Provided*  
35 *further*, That expenditures may be made from this fund for the acquisition  
36 of tracts of land.

37 Law enforcement training center fees fund ..... No limit  
38 *Provided*, That all moneys received for tuition from students enrolling in  
39 the basic law enforcement training program for undergraduate or grad-  
40 uate credit shall be deposited in the state treasury and credited to the  
41 law enforcement training center fees fund.

42 Local law enforcement training reimbursement fund ..... No limit  
43 Restricted fees fund ..... No limit

1 *Provided*, That restricted fees shall be limited to receipts for the following  
2 accounts: Institute for public policy and business research; technology  
3 equipment; clinical psychology conference; concert course; speech, lan-  
4 guage and hearing clinic; perceptual motor clinic; application for admis-  
5 sion fees; named professorships; summer institutes and workshops; dra-  
6 matics; economic opportunity act; executive management; continuing  
7 education programs; geology field trips; gifts and grants; extension serv-  
8 ices; counseling center; investment income from bequests; reimbursable  
9 salaries; music and art camp; child development lab preschools; orienta-  
10 tion center; educational placement; press publications; Rice estate edu-  
11 cational project; sponsored research; student activities; sale of surplus  
12 books and art objects; building use charges; Kansas applied remote sens-  
13 ing program; executive master's degree in business administration; ap-  
14 plied English center; cartographic services; economic education; study  
15 abroad programs; computer services; recreational activities; animal care  
16 activities; geological survey; engineering equipment fee; midwestern stu-  
17 dent exchange; department commercial receipts for all sales, refunds, and  
18 all other collections or receipts not specifically enumerated above: *Pro-*  
19 *vided, however*, That the state board of regents, with the approval of the  
20 state finance council acting on this matter which is hereby characterized  
21 as a matter of legislative delegation and subject to the guidelines pre-  
22 scribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto,  
23 may amend or change this list of restricted fees: *Provided further*, That  
24 all restricted fees shall be deposited in the state treasury in accordance  
25 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall  
26 be credited to the appropriate account of the restricted fees fund and  
27 shall be used solely for the specific purpose or purposes for which col-  
28 lected: *And provided further*, That moneys received for student fees in  
29 any account of the restricted fees fund may be transferred to one or more  
30 other accounts of the restricted fees fund.

31 Service clearing fund ..... No limit

32 *Provided*, That the service clearing fund shall be used for the following  
33 service activities: Residence hall food stores; university motor pool; mil-  
34 itary uniforms; telecommunications service; and such other internal serv-  
35 ice activities as are authorized by the state board of regents under K.S.A.  
36 76-755, and amendments thereto.

37 Health service fund ..... No limit

38 Kansas career work study program fund ..... No limit

39 Student union fund..... No limit

40 Federal Perkins loan fund..... No limit

41 Health professions student loan fund ..... No limit

42 Housing system suspense fund ..... No limit

43

1	Scientific research and development project — special revenue fund.....	No limit
2		
3	Housing system operations fund.....	No limit
4	Housing system repairs, equipment and improvement fund.....	No limit
5		
6	Educational opportunity act — federal fund.....	No limit
7	Loans for disadvantaged students fund.....	No limit
8	Prepaid tuition fees clearing fund.....	No limit
9	Kansas comprehensive grant fund.....	No limit
10	Fire service training fund.....	No limit
11	University federal fund.....	No limit
12	Johnson county education research triangle fund.....	No limit
13	Federal higher education fiscal stabilization fund — university of Kansas.....	No limit
14		

15 (c) On July 1, 2010, or as soon thereafter as moneys are available, the  
16 director of accounts and reports shall transfer amounts specified by the  
17 chancellor of the university of Kansas of not to exceed a total of \$325,000  
18 for all such amounts, from the general fees fund to the following specified  
19 funds and accounts of funds: Federal Perkins student loan program ac-  
20 count of the national direct student loan fund; federal supplemental ed-  
21 ucational opportunity program account of the national direct student loan  
22 fund; federal disadvantaged student loan program account of the national  
23 direct student loan fund; health professions student loan fund.

24 (d) There is appropriated for the above agency from the state water  
25 plan fund for the fiscal year ending June 30, 2011, for the water plan  
26 project or projects specified, the following:

27 Geological survey..... \$28,800

28 *Provided*, That any unencumbered balance in excess of \$100 as of June  
29 30, 2010, in the geological survey account is hereby reappropriated for  
30 fiscal year 2011.

31 ~~Sec. 89.~~ **93.**

32 UNIVERSITY OF KANSAS MEDICAL CENTER

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

35 Operating expenditures (including official hospitality)..... \$103,123,599

36 *Provided*, That any unencumbered balance in the operating expenditures  
37 (including official hospitality) account in excess of \$100 as of June 30,  
38 2010, is hereby reappropriated for fiscal year 2011: *Provided further*, That  
39 expenditures may be made from this account for the purchase of mal-  
40 practice insurance for students in training at the university of Kansas  
41 school of medicine, nursing and allied health: *And provided further*, That  
42 expenditures from this account may be used to reimburse medical resi-  
43 dents in residency programs located in Kansas City at the university of

1 Kansas medical center for the purchase of health insurance for residents’  
2 dependents.  
3 Medical scholarships and loans ..... \$2,652,900  
4 *Provided*, That any unencumbered balance in the medical scholarships  
5 and loans account in excess of \$100 as of June 30, 2010, is hereby reap-  
6 propriated for fiscal year 2011.  
7 Cancer center ..... \$4,413,431  
8 *Provided*, That any unencumbered balance in the cancer center account  
9 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal  
10 year 2011.  
11 (b) There is appropriated for the above agency from the following special  
12 revenue fund or funds for the fiscal year ending June 30, 2011, all  
13 moneys now or hereafter lawfully credited to and available in such fund  
14 or funds, except that expenditures shall not exceed the following:  
15 General fees fund..... No limit  
16 *Provided*, That expenditures may be made from the general fees fund to  
17 match federal grant moneys.  
18 Faculty of distinction matching fund ..... No limit  
19 Restricted fees fund..... No limit  
20 *Provided*, That restricted fees shall be limited to the following accounts:  
21 Technology equipment; computer services; expenses reimbursed by the  
22 Kansas university endowment association; postgraduate fees; pathology  
23 fees; student health insurance premiums; gift receipts; designated re-  
24 search collaboration; facilities use; photography; continuing education;  
25 student activity fees; student application fees; department duplicating;  
26 student health services; student identification badges; student transcript  
27 fees; loan administration fees; fitness center fees; occupational health  
28 fees; computer remote access; employee health; telekid care fees; area  
29 outreach fees; police fees; endowment payroll reimbursement; rental  
30 property; e-learning fees; surplus property sales; student union fees; out-  
31 reach air travel; student loan legal fees; hospital authority salary reim-  
32 bursements; graduate medical education contracts; Kansas university phy-  
33 sicians inc., salaries reimbursements; housestaff activity fees; anatomy  
34 cadavers; biotechnology services; energy center funded depreciation; fun-  
35 gal sales; biostatistics; electron microscope services; Wichita faculty con-  
36 tracts; physical therapy services; legal fee reimbursements; sponsored re-  
37 search; departmental commercial receipts for all sales, refunds and all  
38 other collections of receipts not specifically enumerated above; depart-  
39 ment of social and rehabilitation services cost-sharing; *Provided, however*,  
40 That the state board of regents, with the approval of the state finance  
41 council acting on this matter which is hereby characterized as a matter  
42 of legislative delegation and subject to the guidelines prescribed in sub-  
43 section (c) of K.S.A. 75-3711c, and amendments thereto, may amend or



1 change this list of restricted fees: *Provided further*, That all restricted fees  
2 shall be deposited in the state treasury in accordance with the provisions  
3 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the  
4 appropriate account of the restricted fees fund and shall be used solely  
5 for the specific purpose or purposes for which collected: *And provided*  
6 *further*, That expenditures may be made from this fund to purchase  
7 health insurance coverage for all students enrolled in the school of allied  
8 health, school of nursing and school of medicine.  
9 Scientific research and development — special revenue  
10 fund..... No limit  
11 Kansas breast cancer research fund..... No limit  
12 Sponsored research overhead fund ..... No limit  
13 Parking fund — Wichita campus ..... No limit  
14 Services to hospital authority fund ..... No limit  
15 Direct medical education reimbursement fund..... No limit  
16 Service clearing fund ..... No limit  
17 *Provided*, That the service clearing fund shall be used for the following  
18 service activities: Printing services; purchasing storeroom; university mo-  
19 tor pool; clothing (uniforms); physical plant storeroom; photo services;  
20 telecommunications services; facilities operations discretionary repairs;  
21 animal care; graphic services; instructional services; biomedical engineer-  
22 ing; audiovisual services; computing services; and such other internal serv-  
23 ice activities as are authorized by the state board of regents under K.S.A.  
24 76-755, and amendments thereto.  
25 Educational nurse faculty loan program fund..... No limit  
26 Federal college work study fund..... No limit  
27 AMA education and research grant fund..... No limit  
28 Federal health professions/primary care student loan  
29 fund..... No limit  
30 Federal nursing student loan fund ..... No limit  
31 Suspense fund ..... No limit  
32 Federal student educational opportunity grant fund ..... No limit  
33 Federal Pell grant fund ..... No limit  
34 Federal Perkins student loan fund ..... No limit  
35 Medical loan repayment fund..... No limit  
36 *Provided*, That expenditures from the medical loan repayment fund for  
37 attorney fees and litigation costs associated with the administration of the  
38 medical scholarship and loan program shall be in addition to any expend-  
39 iture limitation imposed on the operating expenditures account of the  
40 medical loan repayment fund or on the total expenditures from the med-  
41 ical loan repayment fund.  
42 Medical student loan programs provider assessment  
43 fund..... No limit



1 moneys now or hereafter lawfully credited to and available in such fund  
2 or funds, except that expenditures shall not exceed the following:  
3 General fees fund..... No limit  
4 *Provided*, That expenditures may be made from the general fees fund to  
5 match federal grant moneys: *Provided further*, That expenditures may be  
6 made from the general fees fund for official hospitality.  
7 Restricted fees fund..... No limit  
8 *Provided*, That restricted fees shall be limited to receipts for the following  
9 accounts: Summer school workshops; technology equipment; concert  
10 course; dramatics; continuing education; flight training; gifts and grants  
11 (for teaching, research, and capital improvements); testing service; state  
12 department of education (vocational); investment income from bequests;  
13 sale of surplus books and art objects; public service; veterans counseling  
14 and educational benefits; sponsored research; campus privilege fee; stu-  
15 dent activities; national defense education programs; engineering equip-  
16 ment fee; midwestern student exchange; departmental receipts — for all  
17 sales, refunds and other collections or receipts not specifically enumer-  
18 ated above: *Provided, however*, That the state board of regents, with the  
19 approval of the state finance council acting on this matter which is hereby  
20 characterized as a matter of legislative delegation and subject to the  
21 guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amend-  
22 ments thereto, may amend or change this list of restricted fees: *Provided*  
23 *further*, That all restricted fees shall be deposited in the state treasury in  
24 accordance with the provisions of K.S.A. 75-4215, and amendments  
25 thereto, and shall be credited to the appropriate account of the restricted  
26 fees fund and shall be used solely for the specific purpose or purposes  
27 for which collected: *And provided further*, That expenditures may be  
28 made from this fund to purchase insurance for equipment purchased  
29 through research and training grants only if such grants include money  
30 for and authorize the purchase of such insurance: *And provided further*,  
31 That expenditures from this fund may be made for the purchase of med-  
32 ical malpractice liability coverage for individuals employed on the medical  
33 staff at the student health center: *And provided further*, That expendi-  
34 tures may be made from this fund for official hospitality.  
35 Service clearing fund ..... No limit  
36 *Provided*, That the service clearing fund shall be used for the following  
37 service activities: Central service duplicating and reproducing bureau; au-  
38 tomobiles; furniture stores; postal clearing; telecommunication; computer  
39 service; and such other internal service activities as are authorized by the  
40 state board of regents under K.S.A. 76-755, and amendments thereto.  
41 Faculty of distinction matching fund ..... No limit  
42 Kansas career work study program fund ..... No limit  
43 Scholarship funds fund..... No limit

1	Sponsored research overhead fund .....	No limit
2	Economic opportunity act — federal fund .....	No limit
3	Education opportunity grant — federal fund.....	No limit
4	Matching education opportunity grant fund .....	No limit
5	Health professions student assistance program — loans	
6	fund.....	No limit
7	Nine month payroll clearing account fund.....	No limit
8	Pell grants fund.....	No limit
9	Housing system suspense fund .....	No limit
10	Housing system operations fund .....	No limit
11	Housing system renovation principal and interest fund ....	No limit
12	Housing system renovation and bond reserve fund.....	No limit
13	WSU housing system depreciation and replacement	
14	fund.....	No limit
15	Perkins loan fund .....	No limit
16	Kansas distinguished scholarship fund .....	No limit
17	Kansas comprehensive grant fund.....	No limit
18	WSU housing systems revenue fund.....	No limit
19	University federal fund.....	No limit
20	<i>Provided</i> , That expenditures may be made by the above agency from the	
21	university federal fund to purchase insurance for equipment purchased	
22	through research and training grants only if such grants include money	
23	for and authorize the purchase of such insurance.	
24	Leveraging educational assistance partnership — federal	
25	fund.....	No limit
26	Federal higher education fiscal stabilization fund — Wich-	
27	ita state university .....	No limit
28	(c) There is appropriated for the above agency from the state economic	
29	development initiatives fund for the fiscal year ending June 30, 2011, the	
30	following:	
31	Aviation research.....	\$5,000,000
32	<i>Provided</i> , That any unencumbered balance in the aviation research ac-	
33	count in excess of \$100 as of June 30, 2010, is hereby reappropriated for	
34	fiscal year 2011.	
35	Aviation infrastructure.....	\$4,800,000
36	<i>Provided</i> , That during the fiscal year ending June 30, 2011, notwithstand-	
37	ing the provisions of any other statute, in addition to the other purposes	
38	for which expenditures may be made from the aviation infrastructure	
39	account of the state economic development initiatives fund for fiscal year	
40	2011 by Wichita state university by this or other appropriation act of the	
41	2010 regular session of the legislature, the moneys appropriated in the	
42	aviation infrastructure account of the state economic development initia-	
43	tives fund for fiscal year 2011 may only be expended for equipment ex-	

1 penditures of the national center for aviation training: *Provided further*,  
2 That expenditures shall be made by the above agency from the aviation  
3 infrastructure account of the state economic development initiatives fund  
4 to provide a report by September 2, 2010, to the legislative budget com-  
5 mittee detailing the expenditures from the account for the national center  
6 for aviation training to date.

7 Sec. ~~91~~ **95**.

8 STATE BOARD OF REGENTS

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

11 Operating expenditures (including official hospitality)..... \$3,385,596

12 *Provided*, That any unencumbered balance in the operating expenditures  
13 (including official hospitality) account in excess of \$100 as of June 30,  
14 2010, is hereby reappropriated for fiscal year 2011: *Provided further*,  
15 That, during fiscal year 2011, notwithstanding the provisions of any other  
16 statute, in addition to the other purposes for which expenditures may be  
17 made from the operating expenditures (including official hospitality) ac-  
18 count for fiscal year 2011 by the state board of regents as authorized by  
19 this or other appropriation act of the 2010 regular session of the legisla-  
20 ture, the state board of regents is hereby authorized to make expenditures  
21 from the operating expenditures (including official hospitality) account  
22 for fiscal year 2011 for attendance at an in-state meeting by members of  
23 the state board of regents for participation in matters of educational in-  
24 terest to the state of Kansas, upon approval of such attendance and par-  
25 ticipation by the state board of regents: *And provided further*, That each  
26 member of the state board of regents attending an in-state meeting so  
27 authorized shall be paid compensation, subsistence allowances, mileage  
28 and other expenses as provided in K.S.A. 75-3212, and amendments  
29 thereto, for members of the legislature: *And provided further*, That, dur-  
30 ing fiscal year 2011, notwithstanding the provisions of any other statute  
31 and in addition to the other purposes for which expenditures may be  
32 made from the operating expenditures (including official hospitality) ac-  
33 count for fiscal year 2011 by the state board of regents as authorized by  
34 this or other appropriation act of the 2010 regular session of the legisla-  
35 ture, the state board of regents is hereby authorized to make expenditures  
36 from the operating expenditures (including official hospitality) account  
37 for fiscal year 2011 for attendance at an out-of-state meeting by members  
38 of the state board of regents whenever under any provision of law such  
39 members of the state board of regents are authorized to attend the out-  
40 of-state meeting or whenever the state board of regents authorizes such  
41 members to attend the out-of-state meeting for participation in matters  
42 of educational interest to the state of Kansas: *And provided further*, That  
43 each member of the state board of regents attending an out-of-state meet-

1 ing so authorized shall be paid compensation, subsistence allowances,  
2 mileage and other expenses as provided in K.S.A. 75-3212, and amend-  
3 ments thereto, for members of the legislature: *And provided further,*  
4 ***That the above agency, working in conjunction with the University***  
5 ***of Kansas, Kansas State University and Wichita State University,***  
6 ***shall develop and provide a multi-year plan for accomplishing the***  
7 ***necessary expansion in the engineering programs to alleviate the***  
8 ***severe shortage of engineering graduates: And provided further, That***  
9 ***the plan shall be submitted to the governor and the legislature on***  
10 ***or before September 1, 2010.***

11 State scholarship program..... \$1,078,766  
12 *Provided, That any unencumbered balance in the state scholarship pro-*  
13 *gram account in excess of \$100 as of June 30, 2010, is hereby reappro-*  
14 *riated for fiscal year 2011: Provided further, That expenditures may be*  
15 *made from the state scholarship program account for the state scholarship*  
16 *program under K.S.A. 72-6816, and amendments thereto, and for the*  
17 *Kansas distinguished scholarship program under K.S.A. 74-3278 through*  
18 *74-3283, and amendments thereto: And provided further, That of the*  
19 *total amount appropriated in the state scholarship program account the*  
20 *amount dedicated for the Kansas distinguished scholarship program shall*  
21 *not exceed \$25,000.*

22 Comprehensive grant program ..... \$14,936,208  
23 *Provided, That any unencumbered balance in the comprehensive grant*  
24 *program account in excess of \$100 as of June 30, 2010, is hereby reap-*  
25 *propriated for fiscal year 2011.*

26 Ethnic minority scholarship program..... \$300,071  
27 *Provided, That any unencumbered balance in the ethnic minority schol-*  
28 *arship program account in excess of \$100 as of June 30, 2010, is hereby*  
29 *reappropriated for fiscal year 2011.*

30 Kansas work-study program ..... \$502,801  
31 *Provided, That any unencumbered balance in the Kansas work-study pro-*  
32 *gram account in excess of \$100 as of June 30, 2010, is hereby reappro-*  
33 *riated for fiscal year 2011: Provided further, That the state board of*  
34 *regents is hereby authorized to transfer moneys from the Kansas work-*  
35 *study program account to the Kansas career work study program fund of*  
36 *any institution under its jurisdiction participating in the Kansas work-*  
37 *study program established by K.S.A. 74-3274 et seq., and amendments*  
38 *thereto: And provided further, That all moneys transferred from this ac-*  
39 *count to the Kansas career work study program fund of any such insti-*  
40 *tution shall be expended for and in accordance with the Kansas work-*  
41 *study program.*

42 ROTC service scholarships ..... \$177,447  
43 *Provided, That any unencumbered balance in the ROTC service schol-*

1 arships account in excess of \$100 as of June 30, 2010, is hereby reappro-  
2 priated for fiscal year 2011.

3 Military service scholarships..... \$475,982  
4 *Provided*, That any unencumbered balance in the military service schol-  
5 arships account in excess of \$100 as of June 30, 2010, is hereby reappro-  
6 priated for fiscal year 2011: *Provided further*, That all expenditures from  
7 the military service scholarships account shall be made for scholarships  
8 awarded under the military service scholarship program act.

9 Teachers scholarship program ..... \$1,868,572  
10 *Provided*, That any unencumbered balance in the teachers scholarship  
11 program account in excess of \$100 as of June 30, 2010, is hereby reap-  
12 propriated for fiscal year 2011.

13 National guard educational assistance ..... \$881,365  
14 *Provided*, That any unencumbered balance in the national guard educa-  
15 tional assistance account in excess of \$100 as of June 30, 2010, is hereby  
16 reappropriated for fiscal year 2011.

17 Vocational scholarships..... \$115,450  
18 *Provided*, That any unencumbered balance in the vocational scholarships  
19 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
20 for fiscal year 2011.

21 Nursing student scholarship program ..... \$422,284  
22 *Provided*, That any unencumbered balance in the nursing student schol-  
23 arship program account in excess of \$100 as of June 30, 2010, is hereby  
24 reappropriated for fiscal year 2011.

25 Optometry education program ..... \$108,380  
26 *Provided*, That any unencumbered balance in the optometry education  
27 program account in excess of \$100 as of June 30, 2010, is hereby reap-  
28 propriated for fiscal year 2011.

29 Municipal university operating grant ..... \$11,087,963  
30 Postsecondary aid for vocational education..... \$31,098,410  
31 Adult basic education..... \$1,474,591  
32 Community college operating grant..... \$97,166,602  
33 Technology equipment at community colleges and Wash-  
34 burn university ..... \$403,277  
35 *Provided*, That the state board of regents is hereby authorized to make  
36 expenditures from the technology equipment at community colleges and  
37 Washburn university account for grants to community colleges and Wash-  
38 burn university pursuant to grant applications for the purchase of tech-  
39 nology equipment, in accordance with guidelines established by the state  
40 board of regents.

41 Vocational education capital outlay aid..... \$72,448  
42 Payment to KPERS ..... \$1,753,701  
43 Tuition waivers ..... \$85,677

1 Nurse educator grant program ..... \$190,393  
2 *Provided*, That any unencumbered balance in the nurse educator grant  
3 program account in excess of \$100 as of June 30, 2010, is hereby reap-  
4 propriated for fiscal year 2011: *Provided further*, That all expenditures  
5 from the nurse educator grant program account shall be made for schol-  
6 arships awarded under the nurse educator service scholarship program  
7 act.  
8 Nursing faculty and supplies grant program ..... \$1,808,733  
9 *Provided*, That any unencumbered balance in the nursing faculty and  
10 supplies grant program account in excess of \$100 as of June 30, 2010, is  
11 hereby reappropriated for fiscal year 2011: *Provided further*, That the  
12 state board of regents is hereby authorized to make grants to Kansas  
13 postsecondary education institutions from the nursing faculty and sup-  
14 plies grant program account for expansion of nursing faculty and consum-  
15 able laboratory supplies: *And provided further*, That such grants shall be  
16 either need-based or competitive and shall be matched on the basis of \$1  
17 from the nurse faculty and supplies grant program account for \$1 from  
18 the state educational institution receiving the grant: *And provided further*,  
19 That not less than \$95,196 in such grants shall be made to accredited  
20 private post secondary educational institutions in Kansas.  
21 Postsecondary technical education authority ..... \$731,716  
22 Midwest higher education commission ..... ~~\$95,000~~ [**\$90,669**]  
23 Any unencumbered balance in each of the following accounts in excess  
24 of \$100 as of June 30, 2010, is hereby reappropriated for fiscal year 2011:  
25 Southwest Kansas access project.  
26 (b) There is appropriated for the above agency from the following spe-  
27 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
28 moneys now or hereafter lawfully credited to and available in such fund  
29 or funds, except that expenditures shall not exceed the following:  
30 Osteopathic medical service scholarship repayment  
31 fund..... No limit  
32 Vocational education scholarship discontinued attendance  
33 fund..... No limit  
34 Leveraging educational assistance program fund —  
35 federal ..... No limit  
36 Regents' scholarship gift fund ..... No limit  
37 *Provided*, That expenditures may be made from the regents' scholarship  
38 gift fund for scholarships awarded to Kansas residents who are attending  
39 institutions of postsecondary education in Kansas which are authorized  
40 under the laws of this state to award academic degrees and who meet  
41 academic and other eligibility criteria established by the state board of  
42 regents by rules and regulations: *Provided, however*, That a financial  
43 needs test shall not be one of the eligibility criteria established by the



1 state board of regents for such scholarships: *Provided further*, That no  
2 scholarship awarded from this fund shall exceed \$2,000 per academic  
3 year: *And provided further*, That any recipient of a scholarship awarded  
4 from this fund may also receive either a state scholarship under K.S.A.  
5 72-6810 through 72-6816, and amendments thereto, or a tuition grant  
6 under K.S.A. 72-6107 through 72-6111, and amendments thereto, or  
7 both: *And provided further*, That there shall be no reduction of any schol-  
8 arship awarded from this fund for the amount of any such state scholar-  
9 ship or tuition grant received.

10 KAN-ED fund .....	No limit
11 <i>Provided</i> , That expenditures may be made from the KAN-ED fund for 12 official hospitality for the purposes of the KAN-ED act.	
13 KAN-ED federal fund .....	No limit
14 Earned indirect costs fund — federal.....	No limit
15 Faculty of distinction program fund .....	No limit
16 Paul Douglas teacher scholarship fund — federal .....	No limit
17 GED credentials processing fees fund.....	No limit
18 Proprietary school fee fund.....	No limit
19 Tuition waiver gifts, grants and reimbursements fund.....	No limit
20 Adult basic education — federal fund .....	No limit
21 Truck driver training fund .....	No limit
22 No child left behind federal fund.....	No limit
23 Comprehensive grant program discontinued attendance 24 fund.....	No limit
25 State scholarship discontinued attendance fund .....	No limit
26 Kansas ethnic minority fellowship program fund.....	No limit
27 Private postsecondary educational institution degree au- 28 thorization expense reimbursement fee fund .....	No limit
29 Substance abuse education fund — federal .....	No limit
30 Nursing service scholarship program fund.....	No limit
31 Clearing fund.....	No limit
32 Conversion of materials and equipment fund .....	No limit
33 Teacher scholarship program fund.....	No limit
34 Motorcycle safety fund.....	No limit
35 Financial aid services fee fund.....	No limit

36 *Provided*, That expenditures may be made from the financial aid services  
37 fee fund for operating expenditures directly or indirectly related to the  
38 operating costs associated with student financial assistance programs ad-  
39 ministered by the state board of regents: *Provided further*, That the chief  
40 executive officer of the state board of regents is hereby authorized to fix,  
41 charge and collect fees for the processing of applications and other activ-  
42 ities related to student financial assistance programs administered by the  
43 state board of regents: *And provided further*, That such fees shall be fixed

1 in order to recover all or a part of the direct and indirect operating ex-  
2 penses incurred for administering such programs: *And provided further,*  
3 That all moneys received for such fees shall be deposited in the state  
4 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-  
5 ments thereto, and shall be credited to the financial aid services fee fund.  
6 Inservice education workshop fee fund..... No limit  
7 Optometry education repayment fund..... No limit  
8 Teacher scholarship repayment fund..... No limit  
9 Advanced registered nurse practitioner service scholarship  
10 program fund..... No limit  
11 Nursing service scholarship repayment fund..... No limit  
12 Nurse educator service scholarship repayment fund ..... No limit  
13 ROTC service scholarship program fund..... No limit  
14 ROTC service scholarship repayment fund..... No limit  
15 Carl D. Perkins vocational and technical education — fed-  
16 eral fund ..... No limit  
17 Carl D. Perkins vocational and technical education — fed-  
18 eral fund — state operations ..... No limit  
19 College access challenge grant program..... No limit  
20 Other federal grants fund ..... No limit  
21 *Provided,* That the above agency is authorized to make expenditures from  
22 the other federal grants fund of any moneys credited to this fund from  
23 any individual grant if the grant: (1) Is less than or equal to \$750,000 in  
24 the aggregate, and (2) does not require the matching expenditure of any  
25 other moneys in the state treasury during fiscal year 2011 other than  
26 moneys appropriated by this or other appropriation act of the 2010 reg-  
27 ular session of the legislature: *Provided, however,* That, upon application  
28 to and authorization by the governor, the above agency may make ex-  
29 penditures of moneys credited to this fund from any individual federal  
30 grant which is more than \$750,000 in the aggregate or which requires the  
31 matching expenditure of moneys in the state treasury during fiscal year  
32 2011, other than moneys appropriated by this or other appropriation act  
33 of the 2010 regular session of the legislature.  
34 Kansas national guard educational assistance program re-  
35 payment fund..... No limit  
36 Carl D. Perkins technical preparation — federal fund ..... No limit  
37 Grants fund ..... No limit  
38 Workforce development loan fund..... No limit  
39 Regents clearing fund ..... No limit  
40 Private and out-of-state postsecondary educational insti-  
41 tution fee fund ..... No limit  
42 Federal higher education fiscal stabilization fund..... No limit  
43

1	Federal higher education fiscal stabilization fund — com-	
2	community colleges .....	No limit
3	Federal higher education fiscal stabilization fund — mu-	
4	nicipal university.....	No limit
5	Federal higher education fiscal stabilization fund — pos-	
6	tsecondary technical education .....	No limit
7	(c) During the fiscal year ending June 30, 2011, the chief executive	
8	officer of the state board of regents, with the approval of the director of	
9	the budget, may transfer any part of any item of appropriation in an	
10	account of the state general fund for the fiscal year ending June 30, 2011,	
11	to another item of appropriation in an account of the state general fund	
12	for fiscal year 2011. The chief executive officer of the state board of	
13	regents shall certify each such transfer to the director of accounts and	
14	reports and shall transmit a copy of each such certification to the director	
15	of legislative research. As used in this subsection, “account” (1) means	
16	the operating expenditures (including official hospitality) account of the	
17	state board of regents, the university of Kansas, the university of Kansas	
18	medical center, Kansas state university, Kansas state university veterinary	
19	medical center, Kansas state university extension systems and agriculture	
20	research programs, Wichita state university, Emporia state university,	
21	Pittsburg state university and Fort Hays state university; and (2) includes	
22	each other account of the state general fund of the state board of regents.	
23	(d) During the fiscal year ending June 30, 2011, the chief executive	
24	officer of the state board of regents, subject to the applicable restrictions	
25	and limitations or other provisions of federal grant agreements, is hereby	
26	authorized to transfer moneys that are received under a federal grant and	
27	that are credited to a federal fund of the state board of regents to a federal	
28	fund of an institution under the supervision and management of the state	
29	board of regents during the fiscal year ending June 30, 2011. The chief	
30	executive officer of the state board of regents shall certify each such trans-	
31	fer to the director of accounts and reports and shall transmit a copy of	
32	each such certification to the director of the budget and to the director	
33	of legislative research. As used in this subsection (d), “federal fund”	
34	means (1) the federal flexible fiscal stabilization fund, the federal higher	
35	education fiscal stabilization fund — community colleges, the federal	
36	higher education fiscal stabilization fund — municipal university, or the	
37	federal higher education fiscal stabilization fund — postsecondary tech-	
38	nical education of the state board of regents, (2) the federal flexible fiscal	
39	stabilization fund — university of Kansas, the federal flexible fiscal sta-	
40	bilization fund — university of Kansas medical center, the federal flexible	
41	fiscal stabilization fund — Kansas state university, the federal flexible	
42	fiscal stabilization fund — Kansas state university veterinary medical cen-	
43	ter, the federal flexible fiscal stabilization fund — Kansas state university	

1 extension systems and agriculture research programs, the federal flexible  
2 fiscal stabilization fund — Wichita state university, the federal flexible  
3 fiscal stabilization fund — Emporia state university, the federal flexible  
4 fiscal stabilization fund — Pittsburg state university, and the federal flex-  
5 ible fiscal stabilization fund — Fort Hays state university of such insti-  
6 tutions, or (3) a federal fiscal stabilization fund of a community college,  
7 the municipal university or an institution of postsecondary technical ed-  
8 ucation.

9 (e) (1) In addition to the other purposes for which expenditures may  
10 be made by any state educational institution from the moneys appropri-  
11 ated from the state general fund or from any special revenue fund for  
12 fiscal year 2011 for such state educational institution as authorized by this  
13 or other appropriation act of the 2010 regular session of the legislature,  
14 expenditures may be made by such state educational institution from  
15 moneys appropriated from the state general fund or from any special  
16 revenue fund for fiscal year 2011 for the purposes of capital improvement  
17 projects making energy and other conservation improvements: *Provided*,  
18 That such capital improvement projects are hereby approved for such  
19 state educational institution for the purposes of subsection (b) of K.S.A.  
20 74-8905, and amendments thereto, and the authorization of issuance of  
21 one or more series of bonds by the Kansas development finance authority  
22 in accordance with that statute from time to time during fiscal year 2011:  
23 *Provided, however*, That no such bonds shall be issued until the state  
24 board of regents has first advised and consulted on any such project with  
25 the joint committee on state building construction: *Provided further*, That  
26 the amount of the bond proceeds that may be utilized for any such capital  
27 improvement project shall be subject to approval by the state finance  
28 council acting on this matter which is hereby characterized as a matter  
29 of legislative delegation and subject to the guidelines prescribed in sub-  
30 section (c) of K.S.A. 75-3711c, and amendments thereto, except that such  
31 approval also may be given while the legislature is in session: *And pro-*  
32 *vided further*, That, in addition to such project costs, any such amount of  
33 bond proceeds may include costs of issuance, capitalized interest and any  
34 required reserves for the payment of principal and interest on such bonds:  
35 *And provided further*, That all moneys received from the issuance of any  
36 such bonds shall be deposited and accounted for as prescribed by appli-  
37 cable bond covenants: *And provided further*, That payments relating to  
38 principal and interest on such bonds shall be subject to and dependent  
39 upon annual appropriations therefor to the state educational institution  
40 for which the bonds are issued: *And provided further*, That each energy  
41 conservation capital improvement project for which bonds are issued for  
42 financing under this subsection shall be designed and completed in order  
43 to have cost savings sufficient to be equal or greater than the cost of debt

1 service on such bonds: *And provided further*, That the state board of  
2 regents shall prepare and submit a report to the committee on appropri-  
3 ations of the house of representatives and the committee on ways and  
4 means of the senate on the savings attributable to energy conservation  
5 capital improvements for which bonds are issued for financing under this  
6 subsection at the beginning of the 2011 regular session of the legislature.

7 (2) As used in this subsection, “state educational institution” includes  
8 each state educational institution as defined in K.S.A. 76-711, and amend-  
9 ments thereto.

10 (f) There is appropriated for the above agency from the state economic  
11 development initiatives fund for the fiscal year ending June 30, 2011, the  
12 following:

13 SEDIF — vocational education capital outlay aid..... \$2,565,000

14 *Provided*, That expenditures from the SEDIF — vocational education  
15 capital outlay aid account for each grant of vocational education capital  
16 outlay aid shall be matched by the postsecondary institution awarded such  
17 grant in an amount which is equal to 50% of the grant: *Provided further*,  
18 That any unencumbered balance in excess of \$100 as of June 30, 2010,  
19 in the SEDIF — vocational education capital outlay aid account is hereby  
20 reappropriated for fiscal year 2011.

21 SEDIF — technology innovation and internship  
22 program ..... \$180,500

23 *Provided*, That any unencumbered balance in excess of \$100 as of June  
24 30, 2010, in the SEDIF — technical innovation and internship program  
25 account is hereby reappropriated for fiscal year 2011.

26 (g) There is appropriated for the above agency from the Kansas edu-  
27 cational building fund for the fiscal year ending June 30, 2011, the fol-  
28 lowing:

29 EBF — state building insurance..... \$475,000

30 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b02, and  
31 amendments thereto, expenditures may be made by the above agency  
32 from the EBF — state building insurance account of the Kansas educa-  
33 tional building fund for state building insurance premiums.

34 (h) During the fiscal year ending June 30, 2011, notwithstanding any  
35 provisions of subsection (f) of K.S.A. 2009 Supp. 66-2010, and amend-  
36 ments thereto, as such subsection existed prior to June 30, 2009, to the  
37 contrary, the amount of \$10,000,000 shall be certified before July 1, 2011,  
38 by the chief executive officer of the state board of regents to the admin-  
39 istrator of the KUSF and the administrator of the KUSF shall pay such  
40 amount from the Kansas universal service fund of the state corporation  
41 commission to the KAN-ED fund of the state board of regents during  
42 the fiscal year 2011 in accordance with the provisions of subsections (f)(1)  
43 and (f)(2) of K.S.A. 2009 Supp. 66-2010, and amendments thereto, as

1 such subsections existed prior to June 30, 2009.  
2 (i) On July 1, 2010, of the amount reappropriated for the above agency  
3 for the fiscal year ending June 30, 2010, by subsection (a) of this section  
4 in the southwest Kansas access project account, the sum of ~~\$225,000~~  
5 **[\$220,669]** is hereby lapsed.  
6 (j) On or before July 1, 2010, the state board of regents shall determine  
7 and the chief executive officer of the state board of regents shall certify  
8 to the director of accounts and reports the amounts to be lapsed from  
9 the amounts of money appropriated from state general fund for **[the state**  
10 **board of regents or the]** state educational institutions under the control  
11 and supervision of the state board of regents pursuant this subsection,  
12 which in the aggregate shall be equal to ~~\$7,901,469~~ **\$4,301,469**: *Pro-*  
13 *vided*, That such certification shall specify each specific amount to be  
14 lapsed from a specified state general fund account **[or accounts]** of **[the**  
15 **state board of regents or]** a state educational institution as determined  
16 by the state board of regents in accordance with this subsection: *Provided*  
17 *further*, That, upon receipt of such certification, the director of accounts  
18 and reports shall lapse each such amount specified in such certification  
19 from the state general fund account **[or accounts]** of **[the state board**  
20 **of regents or]** a state educational institution designated therefor, in ac-  
21 cordance with such certification, and each such amount is hereby lapsed  
22 on July 1, 2010, in accordance with such certification: *And provided fur-*  
23 *ther*, That, at the same time that such certification is transmitted to the  
24 director of accounts and reports, the chief executive officer of the state  
25 board of regents shall transmit a copy of such certification to the director  
26 of the budget and the director of legislative research.

27 Sec. ~~92~~ **96**.

28 DEPARTMENT OF CORRECTIONS

29 (a) There is appropriated for the above agency from the state general  
30 fund for the fiscal year ending June 30, 2011, the following:  
31 Operating expenditures ..... \$23,367,545  
32 *Provided*, That any unencumbered balance in the operating expenditures  
33 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
34 for fiscal year 2011: *Provided, however*, That expenditures from the op-  
35 erating expenditures account for official hospitality shall not exceed  
36 \$2,000.  
37 Community corrections ..... \$16,998,912  
38 *Provided*, That any unencumbered balance in the community corrections  
39 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
40 for fiscal year 2011: *Provided, however*, That no expenditures may be  
41 made by any county from any grant made to such county from the com-  
42 munity corrections account for either half of state fiscal year 2011 which  
43 supplant any amount of local public or private funding of existing pro-

1 grams as determined in accordance with rules and regulations adopted  
2 by the secretary of corrections.

3 Local jail payments ..... \$1,100,000  
4 *Provided*, That, notwithstanding the provisions of K.S.A. 19-1930, and  
5 amendments thereto, payments by the department of corrections under  
6 subsection (b) of K.S.A. 19-1930, and amendments thereto, for the cost  
7 of maintenance of prisoners shall not exceed the per capita daily operating  
8 cost, not including inmate programs, for the department of corrections.

9 Treatment and programs ..... \$45,463,886  
10 *Provided*, That any unencumbered balance in the treatment and pro-  
11 grams account in excess of \$100 as of June 30, 2010, is hereby reappro-  
12 priated for fiscal year 2011.

13 Topeka correctional facility — facilities operations ..... \$13,084,057  
14 *Provided*, That any unencumbered balance in the Topeka correctional  
15 facility — facilities operations account in excess of \$100 as of June 30,  
16 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,  
17 That expenditures from the Topeka correctional facility — facilities op-  
18 erations account for official hospitality shall not exceed \$500.

19 Hutchinson correctional facility — facilities operations .... \$8,308,154  
20 *Provided*, That any unencumbered balance in the Hutchinson correc-  
21 tional facility — facilities operations account in excess of \$100 as of June  
22 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided, how-*  
23 *ever*, That expenditures from the Hutchinson correctional facility — fa-  
24 cilities operations account for official hospitality shall not exceed \$500.

25 Lansing correctional facility — facilities operations ..... \$38,326,136  
26 *Provided*, That any unencumbered balance in the Lansing correctional  
27 facility — facilities operations account in excess of \$100 as of June 30,  
28 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,  
29 That expenditures from the Lansing correctional facility — facilities op-  
30 erations account for official hospitality shall not exceed \$500.

31 Ellsworth correctional facility — facilities operations ..... \$12,936,609  
32 *Provided*, That any unencumbered balance in the Ellsworth correctional  
33 facility — facilities operations account in excess of \$100 as of June 30,  
34 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,  
35 That expenditures from the Ellsworth correctional facility — facilities  
36 operations account for official hospitality shall not exceed \$500.

37 Winfield correctional facility — facilities operations ..... \$2,682,562  
38 *Provided*, That any unencumbered balance in the Winfield correctional  
39 facility — facilities operations account in excess of \$100 as of June 30,  
40 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,  
41 That expenditures from the Winfield correctional facility — facilities op-  
42 erations account for official hospitality shall not exceed \$500.

43 Norton correctional facility — facilities operations ..... \$3,601,602

1 *Provided*, That any unencumbered balance in the Norton correctional  
2 facility — facilities operations account in excess of \$100 as of June 30,  
3 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,  
4 That expenditures from the Norton correctional facility — facilities op-  
5 erations account for official hospitality shall not exceed \$500.  
6 El Dorado correctional facility — facilities operations..... \$23,735,057  
7 *Provided*, That any unencumbered balance in the El Dorado correctional  
8 facility — facilities operations account in excess of \$100 as of June 30,  
9 2010, is hereby reappropriated for fiscal year 2011: *Provided, however*,  
10 That expenditures from the El Dorado correctional facility — facilities  
11 operations account for official hospitality shall not exceed \$500.  
12 Larned correctional mental health facility — facilities  
13 operations..... \$9,950,415  
14 *Provided*, That any unencumbered balance in the Larned correctional  
15 mental health facility — facilities operations account in excess of \$100 as  
16 of June 30, 2010, is hereby reappropriated for fiscal year 2011: *Provided,*  
17 *however*, That expenditures from the Larned correctional mental health  
18 facility — facilities operations account for official hospitality shall not  
19 exceed \$500.  
20 Facilities operations..... \$13,700,482  
21 *Provided*, That any unencumbered balance in the facilities operations  
22 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
23 for fiscal year 2011.  
24 Any unencumbered balance in excess of \$100 as of June 30, 2010, in each  
25 of the following accounts is hereby reappropriated for fiscal year 2011:  
26 Community correctional conservation camps; reentry programs.  
27 Any unencumbered balance in the DUI treatment services account in  
28 excess of \$100 as of June 30, 2010, is hereby reappropriated for the fiscal  
29 year 2011: *Provided further*, That expenditures may be made from the  
30 DUI treatment services account for payments associated with providing  
31 treatment services to offenders who were driving under the influence of  
32 alcohol or drugs regardless of when the services were rendered.  
33 (b) There is appropriated for the above agency from the following special  
34 revenue fund or funds for the fiscal year ending June 30, 2011, all  
35 moneys now or hereafter lawfully credited to and available in such fund  
36 or funds, except that expenditures other than refunds authorized by law  
37 shall not exceed the following:  
38 ***[Department of corrections forensic psychologist***  
39 ***fund ..... \$270,000***  
40 ***[Provided, That if remittances in the department of corrections fo-***  
41 ***rensic psychologist fund exceed \$270,000, then the director of ac-***  
42 ***counts and reports shall transfer each month during fiscal year***  
43 ***2011 all amounts credited to the department of corrections forensic***



1 ***psychologist fund during fiscal year 2011 in excess of \$270,000 from***  
2 ***the department of corrections forensic psychologist fund to the op-***  
3 ***erating expenditures account of the state general fund of the attor-***  
4 ***ney general — Kansas bureau of investigation.]***  
5 Other federal grants fund ..... No limit  
6 *Provided*, That the above agency is authorized to make expenditures from  
7 the other federal grants fund of any moneys credited to this fund from  
8 any individual grant if the grant: (1) Is less than or equal to \$1,000,000  
9 in the aggregate, and (2) does not require the matching expenditure of  
10 any other moneys in the state treasury during fiscal year 2011 other than  
11 moneys appropriated by this or other appropriation act of the 2010 reg-  
12 ular session of the legislature: *Provided, however*, That, upon application  
13 to and authorization by the governor, the above agency may make ex-  
14 penditures of moneys credited to this fund from any individual federal  
15 grant which is more than \$1,000,000 in the aggregate or which requires  
16 the matching expenditure of moneys in the state treasury during the cur-  
17 rent or any ensuing fiscal year.  
18 Federal flexible fiscal stabilization fund ..... No limit  
19 Supervision fees fund..... No limit  
20 Residential substance abuse treatment — federal fund .... No limit  
21 Recovery act justice assistance — federal fund ..... No limit  
22 Department of corrections state asset forfeiture fund ..... No limit  
23 Chapter I — federal fund..... No limit  
24 Victims of crime act — federal fund..... No limit  
25 Correctional industries fund..... No limit  
26 *Provided*, That expenditures may be made from the correctional indus-  
27 tries fund for official hospitality.  
28 Alcohol and drug abuse treatment fund..... No limit  
29 *Provided*, That expenditures may be made from the alcohol and drug  
30 abuse fund for payments associated with providing treatment services to  
31 offenders who were driving under the influence of alcohol or drugs re-  
32 gardless of when the services were rendered.  
33 State of Kansas — department of corrections inmate ben-  
34 efit fund..... No limit  
35 Department of corrections — alien incarceration grant  
36 fund — federal..... No limit  
37 Department of corrections — general fees fund ..... No limit  
38 *Provided*, That expenditures may be made from the department of cor-  
39 rections — general fees fund for operating expenditures for training pro-  
40 grams for correctional personnel, including official hospitality: *Provided*  
41 *further*, That the secretary of corrections is hereby authorized to fix,  
42 charge and collect fees for such programs: *And provided further*, That  
43 such fees shall be fixed in order to recover all or part of the operating

1 expenses incurred for such training programs, including official hospital-  
2 ity: *And provided further*, That all fees received for such programs shall  
3 be deposited in the state treasury in accordance with the provisions of  
4 K.S.A. 75-4215, and amendments thereto, and shall be credited to this  
5 fund.

6 JEHT reentry program fund .....	No limit
7 Topeka correctional facility — community development	
8 block grant — federal fund .....	No limit
9 Topeka correctional facility — bureau of prisons contract	
10 — federal fund .....	No limit
11 Topeka correctional facility — general fees fund .....	No limit
12 Topeka correctional facility — laundry equipment depre-	
13 ciation reserve fund .....	No limit
14 Hutchinson correctional facility — general fees fund .....	No limit
15 Federal flexible fiscal stabilization fund — Hutchinson cor-	
16 rectional facility .....	No limit
17 Lansing correctional facility — general fees fund .....	No limit
18 Ellsworth correctional facility — general fees fund .....	No limit
19 Winfield correctional facility — general fees fund .....	No limit
20 Federal flexible fiscal stabilization fund — Winfield cor-	
21 rectional facility .....	No limit
22 Norton correctional facility — general fees fund .....	No limit
23 Federal flexible fiscal stabilization fund — Norton correc-	
24 tional facility .....	No limit
25 El Dorado correctional facility — general fees fund .....	No limit
26 Larned correctional mental health facility — general fees	
27 fund .....	No limit
28 Correctional services special revenue fund .....	No limit

29 (c) During the fiscal year ending June 30, 2011, the secretary of cor-  
30 rections, with the approval of the director of the budget, may transfer any  
31 part of any item of appropriation for the fiscal year ending June 30, 2011,  
32 from the state general fund for the department of corrections or any  
33 correctional institution or facility under the general supervision and man-  
34 agement of the secretary of corrections to another item of appropriation  
35 for fiscal year 2011 from the state general fund for the department of  
36 corrections or any correctional institution or facility under the general  
37 supervision and management of the secretary of corrections. The secre-  
38 tary of corrections shall certify each such transfer to the director of ac-  
39 counts and reports and shall transmit a copy of each such certification to  
40 the director of legislative research.

41 (d) (1) During the fiscal year ending June 30, 2011, the secretary of  
42 corrections, subject to the applicable restrictions and limitations or other  
43 provisions of federal grant agreements, is hereby authorized to transfer

1 moneys received under a federal grant that are credited to a federal fund  
2 of the department of corrections or any correctional institution or facility  
3 under the general supervision and management of the secretary of cor-  
4 rections to another federal fund for the fiscal year ending June 30, 2011,  
5 for the department of corrections or any correctional institution or facility  
6 under the general supervision and management of the secretary of cor-  
7 rections. The secretary of corrections shall certify each such transfer to  
8 the director of accounts and reports and shall transmit a copy of each  
9 such certification to the director of the budget and the director of legis-  
10 lative research.

11 (2) As used in this subsection (d), “federal fund” means the federal  
12 flexible fiscal stabilization fund, the federal flexible fiscal stabilization fund  
13 — Hutchinson correctional facility, the federal flexible fiscal stabilization  
14 fund — Winfield correctional facility, and the federal flexible fiscal sta-  
15 bilization fund — Norton correctional facility.

16 (e) Notwithstanding the provisions of K.S.A. 75-3731, and amendments  
17 thereto, or any other statute, the director of accounts and reports shall  
18 accept for payment from the secretary of corrections any duly authorized  
19 claim to be paid from the local jail payments account of the state general  
20 fund during fiscal year 2011 for costs pursuant to subsection (b) of K.S.A.  
21 19-1930, and amendments thereto, even though such claim is not sub-  
22 mitted or processed for payment within the fiscal year in which the service  
23 is rendered and whether or not the services were rendered prior to the  
24 effective date of this act.

25 (f) Notwithstanding the provisions of K.S.A. 75-3731, and amendments  
26 thereto, or any other statute, the director of accounts and reports shall  
27 accept for payment from the director of Kansas correctional industries  
28 any duly authorized claim to be paid from the correctional industries fund  
29 during fiscal year 2011 for operating or manufacturing costs even though  
30 such claim is not submitted or processed for payment within the fiscal  
31 year in which the service is rendered and whether or not the services  
32 were rendered prior to the effective date of this act. The director of  
33 Kansas correctional industries shall provide to the director of the budget  
34 on or before September 15, 2010, a detailed accounting of all such pay-  
35 ments made from the correctional industries fund during fiscal year 2011.

36 (g) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,  
37 2011, or as soon after each such date as moneys are available, the director  
38 of accounts and reports shall transfer \$233,750 from the correctional in-  
39 dustries fund to the department of corrections — general fees fund.

40 (h) On July 1, 2010 or as soon thereafter as moneys are available, the  
41 director of accounts and reports shall transfer \$500,000 from the correc-  
42 tional industries fund to the state general fund: *Provided*, That the trans-  
43 fer of such amount shall be in addition to any other transfer from the

1 correctional industries fund to the state general fund as prescribed by  
2 law: *Provided further*, That the amount transferred from the correctional  
3 industries fund to the state general fund pursuant to this subsection is to  
4 reimburse the state general fund for accounting, auditing, budgeting, le-  
5 gal, payroll, personnel and purchasing services and any other govern-  
6 mental services which are performed on behalf of the department of  
7 corrections by other state agencies which receive appropriations from the  
8 state general fund to provide such services.

9 Sec. ~~93~~ 97.

10 JUVENILE JUSTICE AUTHORITY

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

13 Operating expenditures ..... \$3,683,033

14 *Provided*, That any unencumbered balance in the operating expenditures  
15 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
16 for fiscal year 2011: *Provided, however*, That expenditures from the op-  
17 erating expenditures account for official hospitality shall not exceed  
18 \$2,000.

19 Management information systems..... \$1,108,092

20 *Provided*, That any unencumbered balance in the management infor-  
21 mation systems account in excess of \$100 as of June 30, 2010, is hereby  
22 reappropriated for fiscal year 2011.

23 Kansas juvenile correctional complex facility operations ... \$16,856,354

24 *Provided*, That any unencumbered balance in the Kansas juvenile cor-  
25 rectional complex facility operations account in excess of \$100 as of June  
26 30, 2010, are hereby reappropriated to the Kansas juvenile correctional  
27 complex facility operations account for fiscal year 2011: *Provided further*,  
28 That expenditures may be made from this account for educational services  
29 contracts which are hereby authorized to be negotiated and entered into  
30 by the above agency with unified school districts or other public educa-  
31 tional services providers: *And provided further*, That such educational  
32 services contracts shall not be subject to the competitive bid requirements  
33 of K.S.A. 75-3739, and amendments thereto.

34 Larned juvenile correctional facility operations ..... \$8,719,585

35 *Provided*, That any unencumbered balance in the Larned juvenile cor-  
36 rectional facility operations account in excess of \$100 as of June 30, 2010,  
37 is hereby reappropriated for fiscal year 2011: *Provided further*, That ex-  
38 penditures may be made from this account for educational services con-  
39 tracts which are hereby authorized to be negotiated and entered into by  
40 the above agency with unified school districts or other public educational  
41 services providers: *And provided further*, That such educational services  
42 contracts shall not be subject to the competitive bidding requirements of  
43 K.S.A. 75-3739, and amendments thereto.

1	Purchase of services .....	<del>\$23,332,627</del>	<del>\$23,767,732</del>	<b>\$23,331,916</b>
2	Intervention and graduated sanctions community grants ..		\$14,408,639	
3	(b) There is appropriated for the above agency from the children's			
4	initiatives fund for the fiscal year ending June 30, 2011, the following:			
5	Prevention program grant.....		\$3,785,814	
6	<i>Provided</i> , That any unencumbered balance in the prevention program			
7	grant account in excess of \$100 as of June 30, 2010, is hereby reappro-			
8	priated for fiscal year 2011: <i>Provided further</i> , That money awarded as			
9	grants from this account is not an entitlement to communities, but a grant			
10	that must meet conditions prescribed by the above agency for appropriate			
11	outcomes.			
12	Intervention and graduated sanctions community grants ..		\$5,214,186	
13	<i>Provided</i> , That any unencumbered balance in the intervention and grad-			
14	uated sanctions community grants account in excess of \$100 as of June			
15	30, 2010, is hereby reappropriated for fiscal year 2011.			
16	(c) There is appropriated for the above agency from the following special			
17	revenue fund or funds for the fiscal year ending June 30, 2011, all			
18	moneys now or hereafter lawfully credited to and available in such fund			
19	or funds, except that expenditures other than refunds authorized by law			
20	shall not exceed the following:			
21	Title XIX fund .....		No limit	
22	Title IV-E fund.....		No limit	
23	Juvenile accountability incentive block grant — federal			
24	fund.....		No limit	
25	Juvenile justice delinquency prevention — federal fund...		No limit	
26	Juvenile detention facilities fund .....	<del>\$4,115,404</del>	<b>\$4,187,174</b>	
27	Juvenile justice fee fund — central office.....		No limit	
28	Juvenile justice federal fund — Beloit juvenile correctional			
29	facility.....		No limit	
30	Juvenile justice federal fund — Larned juvenile correc-			
31	tional facility .....		No limit	
32	Juvenile justice federal fund — Kansas juvenile correc-			
33	tional complex.....		No limit	
34	Juvenile justice federal fund.....		No limit	
35	Byrne grant — federal fund — Kansas juvenile correc-			
36	tional complex.....		No limit	
37	Recovery act Byrne grant — federal fund — Kansas ju-			
38	venile correctional complex.....		No limit	
39	Federal Byrne justice assistance grant — ARRA — federal			
40	fund — Larned juvenile correctional facility.....		No limit	
41	Federal Byrne justice assistance grant — JAG — federal			
42	fund — Larned juvenile justice correctional facility ..		No limit	
43	Kansas juvenile delinquency prevention trust fund.....		No limit	

1	Byrne grant — federal fund.....	No limit
2	Atchison youth residential center fee fund.....	No limit
3	Beloit juvenile correctional facility fee fund.....	No limit
4	Larned juvenile correctional facility fee fund.....	No limit
5	Larned juvenile correctional facility — elementary and sec-	
6	ondary education fund — federal.....	No limit
7	Kansas juvenile correctional complex fee fund.....	No limit
8	Kansas juvenile correctional complex — elementary and	
9	secondary education fund — federal.....	No limit
10	Kansas juvenile correctional complex — gifts, grants, and	
11	donations fund.....	No limit

12 (d) During the fiscal year ending June 30, 2011, the commissioner of  
13 juvenile justice, with the approval of the director of the budget, may  
14 transfer any part of any item of appropriation for the fiscal year ending  
15 June 30, 2011, from the state general fund for the juvenile justice au-  
16 thority or any juvenile correctional facility or institution under the general  
17 supervision and management of the commissioner of juvenile justice to  
18 another item of appropriation for fiscal year 2011 from the state general  
19 fund for the juvenile justice authority or any juvenile correctional facility  
20 or institution under the general supervision and management of the com-  
21 missioner of juvenile justice. The commissioner of juvenile justice shall  
22 certify each such transfer to the director of accounts and reports and shall  
23 transmit a copy of each such certification to the director of legislative  
24 research.

25 (e) During the fiscal year ending June 30, 2011, the commissioner of  
26 juvenile justice, with the approval of the director of the budget, may  
27 transfer any part of any item of appropriation for the fiscal year ending  
28 June 30, 2011, from the children's initiatives fund for the juvenile justice  
29 authority to another item of appropriation for fiscal year 2011 from the  
30 children's initiatives fund for the juvenile justice authority. The commis-  
31 sioner of juvenile justice shall certify each such transfer to the director of  
32 accounts and reports and shall transmit a copy of each such certification  
33 to the director of legislative research.

34 (f) In addition to the other purposes for which expenditures may be  
35 made by the juvenile justice authority from the juvenile detention facili-  
36 ties fund for fiscal year 2011, notwithstanding the provisions of K.S.A. 79-  
37 4803, and amendments thereto, the juvenile justice authority is hereby  
38 authorized and directed to make expenditures from the juvenile detention  
39 facilities fund for fiscal year 2011 for purchase of services.

40 Sec. ~~94~~ **98.**

41 ADJUTANT GENERAL

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

1 Operating expenditures ..... \$4,699,766  
2 *Provided*, That any unencumbered balance in the operating expenditures  
3 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
4 for fiscal year 2011: *Provided, however*, That expenditures from this ac-  
5 count for official hospitality shall not exceed \$1,250.  
6 Disaster relief ..... ~~\$29,060,851~~ **\$5,173,836**  
7 *Provided*, That any unencumbered balance in the disaster relief account  
8 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal  
9 year 2011.  
10 Incident management team ..... \$16,415  
11 *Provided*, That any unencumbered balance in the incident management  
12 team account in excess of \$100 as of June 30, 2010, is hereby reappro-  
13 priated for fiscal year 2011.  
14 Civil air patrol — operating expenditures..... \$36,496  
15 Military activation payments..... \$45,002  
16 *Provided*, That all expenditures from the military activation payments  
17 account shall be for military activation payments authorized by and sub-  
18 ject to the provisions of K.S.A. 2009 Supp. 75-3228, and amendments  
19 thereto: *Provided further*, That any unencumbered balance in the military  
20 activation payments account in excess of \$100 as of June 30, 2010, is  
21 hereby reappropriated for fiscal year 2011.  
22 Kansas military emergency relief ..... \$46,104  
23 *Provided*, That expenditures may be made from the Kansas military emer-  
24 gency relief account of the state general fund for grants and interest-free  
25 loans, which are hereby authorized to be entered into by the adjutant  
26 general with repayment provisions and other terms and conditions in-  
27 cluding eligibility as may be prescribed by the adjutant general therefor,  
28 to members and families of the Kansas army and air national guard and  
29 members and families of the reserve forces of the United States of Amer-  
30 ica who are Kansas residents, during the period preceding, during and  
31 after mobilization to provide assistance to eligible family members ex-  
32 perienceing financial emergencies: *Provided further*, That such assistance  
33 may include, but shall not be limited to, medical, funeral, emergency  
34 travel, rent, utilities, child care, food expenses and other unanticipated  
35 emergencies: *And provided further*, That any moneys received by the  
36 adjutant general in repayment of any grants or interest-free loans made  
37 from the Kansas military emergency relief account of the state general  
38 fund shall be deposited in the state treasury in accordance with the pro-  
39 visions of K.S.A. 75-4215, and amendments thereto, and shall be credited  
40 to the Kansas military emergency relief fund.  
41 (b) There is appropriated for the above agency from the following spe-  
42 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
43 moneys now or hereafter lawfully credited to and available in such fund

1	or funds, except that expenditures other than refunds authorized by law	
2	shall not exceed the following:	
3	<b>911 statewide coordinating fees fund</b> .....	<b>\$129,683</b>
4	Conversion of materials and equipment fund — military	
5	division .....	No limit
6	Adjutant general expense fund .....	No limit
7	Emergency management — federal fund matching —	
8	equipment fund.....	No limit
9	Emergency management — federal fund matching — ad-	
10	ministration fund .....	No limit
11	Nuclear safety emergency management fee fund .....	No limit
12	<i>Provided</i> , That, notwithstanding the provisions of any other statute, the	
13	adjutant general may make transfers of moneys from the nuclear safety	
14	emergency management fee fund to other state agencies for fiscal year	
15	2011 pursuant to agreements which are hereby authorized to be entered	
16	into by the adjutant general with other state agencies to provide appro-	
17	priate emergency management plans to administer the Kansas nuclear	
18	safety emergency management act.	
19	Military fees fund — federal.....	No limit
20	<i>Provided</i> , That all moneys received by the adjutant general from the fed-	
21	eral government for reimbursement for expenditures made under agree-	
22	ments with the federal government shall be deposited in the state treasury	
23	in accordance with the provisions of K.S.A. 75-4215, and amendments	
24	thereto, and shall be credited to the military fees fund — federal.	
25	Emergency management — federal fund.....	No limit
26	Homeland security federal fund .....	No limit
27	Homeland security interest — federal fund.....	No limit
28	Armories and units general fees fund .....	No limit
29	Emergency management — disaster fund — federal	
30	fund.....	No limit
31	State emergency fund allocation — several disasters	
32	fund.....	No limit
33	State emergency fund allocation — weather related emer-	
34	gencies fund .....	No limit
35	State emergency fund — weather disasters .....	No limit
36	State emergency fund — assistance fund .....	No limit
37	Radioactive materials fund.....	No limit
38	Hazardous materials emergency preparedness federal	
39	fund.....	No limit
40	Civil air patrol — grants and contributions — federal	
41	fund.....	No limit
42	Emergency management performance grant (EMPG) —	
43	federal fund.....	No limit



1	NG — federal forfeiture fund .....	No limit
2	Inaugural expense fund .....	No limit
3	Indirect cost — federal fund.....	No limit
4	Kansas military emergency relief fund.....	No limit
5	<i>Provided</i> , That expenditures may be made from the Kansas military emer-	
6	gency relief fund for grants and interest-free loans, which are hereby	
7	authorized to be entered into by the adjutant general with repayment	
8	provisions and other terms and conditions including eligibility as may be	
9	prescribed by the adjutant general therefor, to members and families of	
10	the Kansas army and air national guard and members and families of the	
11	reserve forces of the United States of America who are Kansas residents,	
12	during the period preceding, during and after mobilization to provide	
13	assistance to eligible family members experiencing financial emergencies:	
14	<i>Provided further</i> , That such assistance may include, but shall not be lim-	
15	ited to, medical, funeral, emergency travel, rent, utilities, child care, food	
16	expenses and other unanticipated emergencies: <i>And provided further</i> ,	
17	That any moneys received by the adjutant general in repayment of any	
18	grants or interest-free loans made from the Kansas military emergency	
19	relief fund shall be deposited in the state treasury in accordance with the	
20	provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-	
21	ited to the Kansas military emergency relief fund.	
22	National guard life insurance premium reimbursement	
23	fund.....	No limit
24	Emergency management assistance compact federal	
25	fund.....	No limit
26	Public safety interoperable communications grant program	
27	federal fund.....	No limit
28	Military construction national guard federal fund.....	No limit
29	National guard civilian youth opportunities federal fund ..	No limit
30	Community economic assistance brac federal fund.....	No limit
31	Hazard mitigation grant federal fund.....	No limit
32	Other needs or individual assistance federal fund.....	No limit
33	Citizen corps federal fund .....	No limit
34	Law enforcement terrorism prevention program federal	
35	fund.....	No limit
36	COPS federal fund .....	No limit
37	IECGP federal fund .....	No limit
38	NOAA weather alert grant federal fund.....	No limit
39	National guard museum assistance fund .....	No limit
40	<i>Provided</i> , That all expenditures from the national guard museum assis-	
41	tance fund shall be made for an expansion of the 35th infantry division	
42	museum and education center facility.	
43	Great plains joint regional training center fee fund.....	No limit

1 *Provided*, That expenditures may be made from the great plains joint  
2 regional training center fee fund for use of the great plains joint regional  
3 training center by other state agencies, local government agencies, for-  
4 profit organizations and not-for-profit organizations: *Provided further*,  
5 That the adjutant general is hereby authorized to fix, charge and collect  
6 fees for recovery of costs associated with the use of the great plains joint  
7 regional training center by other state agencies, local government agen-  
8 cies, for-profit organizations and not-for-profit organizations: *And pro-*  
9 *vided further*, That such fees shall be fixed in order to recover all or part  
10 of the expenses incurred in providing for the use of the great plains joint  
11 regional training center by other state agencies, local government agen-  
12 cies, for-profit organizations and not-for-profit organizations: *And pro-*  
13 *vided further*, That all fees received for use of the great plains joint re-  
14 gional training center by other state agencies, local government agencies,  
15 for-profit organizations or not-for-profit organizations shall be deposited  
16 in the state treasury in accordance with the provisions of K.S.A. 75-4215,  
17 and amendments thereto, and shall be credited to the great plains joint  
18 regional training center fee fund.

19 (c) In addition to the other purposes for which expenditures may be  
20 made by the adjutant general from moneys appropriated from the state  
21 general fund or from any special revenue fund for fiscal year 2011 and  
22 from which expenditures may be made for salaries and wages, as author-  
23 ized by this or other appropriation act of the 2010 regular session of the  
24 legislature, expenditures may be made by the adjutant general from such  
25 moneys appropriated from the state general fund or from any special  
26 revenue fund for fiscal year 2011, notwithstanding the provisions of K.S.A.  
27 48-205, and amendments thereto, or any other statute, in addition to  
28 expenditures for other positions within the adjutant general's department  
29 in the unclassified service as prescribed by law: *Provided*, That the ad-  
30 jutant general may appoint a deputy adjutant general, who shall have no  
31 military command authority, and who may be a civilian and shall have  
32 served at least five years as a commissioned officer with the Kansas na-  
33 tional guard, who will perform such duties as the adjutant general shall  
34 assign, and who will serve in the unclassified service under the Kansas  
35 civil service act: *Provided further*, That the position of such deputy ad-  
36 jutant general in the unclassified service under the Kansas civil service  
37 act shall be established by the adjutant general within the position limi-  
38 tation established for the adjutant general on the number of full-time and  
39 regular part-time positions equated to full-time, excluding seasonal and  
40 temporary positions, paid from appropriations for fiscal year 2011 made  
41 by this or other appropriation act of the 2010 regular session of the leg-  
42 islature.

43



1	Fire safety standard and firefighter protection act enforce-	
2	ment fund .....	No limit
3	Cigarette fire safety standard and firefighter protection act	
4	fund.....	No limit

5 (b) On July 1, 2010, and January 1, 2011, or as soon after each such  
6 date as moneys are available, the director of accounts and reports shall  
7 transfer \$188,458 from the fire marshal fee fund to the hazardous material  
8 program fund of the state fire marshal.

9 (c) During the fiscal year ending June 30, 2011, notwithstanding the  
10 provisions of any other statute, the state fire marshal, with the approval  
11 of the director of the budget, may transfer funds from the fire marshal  
12 fee fund to the hazardous materials emergency fund of the state fire  
13 marshal. The state fire marshal shall certify each such transfer to the  
14 director of accounts and reports and shall transmit a copy of each such  
15 certification to the director of legislative research. *Provided*, That the  
16 aggregate amount of such transfers for the fiscal year ending June 30,  
17 2011, shall not exceed \$50,000.

18 (d) During the fiscal year ending June 30, 2011, the director of the  
19 budget and the director of legislative research shall consult periodically  
20 and review the balance credited to and the estimated receipts to be cred-  
21 ited to the fire marshal fee fund during fiscal year 2011, and, upon a  
22 finding by the director of the budget in consultation with the director of  
23 legislative research that the total of the unencumbered balance and es-  
24 timated receipts to be credited to the fire marshal fee fund during fiscal  
25 year 2011 are insufficient to fund the budgeted expenditures and transfers  
26 from the fire marshal fee fund for fiscal year 2011 in accordance with the  
27 provisions of appropriation acts, the director of the budget shall certify  
28 such finding to the director of accounts and reports. Upon receipt of any  
29 such certification, the director of accounts and reports shall transfer the  
30 amount of moneys from the hazardous materials emergency fund to the  
31 fire marshal fee fund that is required, in accordance with the certification  
32 by the director of the budget under this subsection, to fund the budgeted  
33 expenditures and transfers from the fire marshal fee fund for the re-  
34 mainder of fiscal year 2011 in accordance with the provisions of approp-  
35 riation acts, as specified by the director of the budget pursuant to such  
36 certification.

37 (e) During the fiscal year ending June 30, 2011, the director of the  
38 budget and the director of legislative research shall consult periodically  
39 and review the balance credited to and the estimated receipts to be cred-  
40 ited to the fire marshal fee fund and any other resources available to the  
41 fire marshal fee fund during the fiscal year 2011, and, upon a finding by  
42 the director of the budget in consultation with the director of legislative  
43 research that the total of the unencumbered balance and estimated re-

1 ceipts to be credited to the fire marshal fee fund during fiscal year 2011  
2 are insufficient to meet in full the estimated expenditures for fiscal year  
3 2011 as they become due to meet the financial obligations imposed by  
4 law on the fire marshal fee fund as a result of a cash flow shortfall, within  
5 the authorized budgeted expenditures in accordance with the provisions  
6 of appropriation acts, the director of the budget is authorized and directed  
7 to certify such finding to the director of accounts and reports. Upon re-  
8 ceipt of any such certification, the director of accounts and reports shall  
9 transfer the amount of money specified in such certification from the  
10 state general fund to the fire marshal fee fund in order to maintain the  
11 cash flow of the fire marshal fee fund for such purposes for fiscal year  
12 2011: *Provided*, That the aggregate amount of such transfers during fiscal  
13 year 2011 pursuant to this subsection shall not exceed \$500,000. Within  
14 one year from the date of each such transfer to the fire marshal fee fund  
15 pursuant to this subsection, the director of accounts and reports shall  
16 transfer the amount equal to the amount transferred from the state gen-  
17 eral fund to the fire marshal fee fund from the fire marshal fee fund to  
18 the state general fund in accordance with a certification for such purpose  
19 by the director of the budget. At the same time as the director of the  
20 budget transmits any certification under this subsection is transmitted to  
21 the director of accounts and reports during fiscal year 2011, the director  
22 of the budget shall transmit a copy of such certification to the director of  
23 legislative research.

24 Sec. ~~96~~. **100.**

25 KANSAS PAROLE BOARD

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

28 Parole from adult correctional institutions ..... ~~\$510,135~~ **\$780,135**

29 *Provided*, That any unencumbered balance in the parole from adult cor-  
30 rectional institutions account in excess of \$100 as of June 30, 2010, is  
31 hereby reappropriated for fiscal year 2011.

32 ***[(b) If 2010 Senate Bill No. 434 is passed by the legislature during***  
33 ***the 2010 regular session and enacted into law, then, on July 1, 2010,***  
34 ***the director of accounts and reports shall transfer \$270,000 from***  
35 ***the adult correctional institutions account of the state general fund***  
36 ***of the parole board to the department of corrections forensic psy-***  
37 ***chologist fund of the department of corrections.]***

38 Sec. ~~97~~. **101.**

39 KANSAS HIGHWAY PATROL

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

42 Operating expenditures ..... \$31,938,642

43 *Provided*, That any unencumbered balance in the operating expenditures

1 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
2 for fiscal year 2011: *Provided, however*, That expenditures from the op-  
3 erating expenditures account for official hospitality shall not exceed  
4 \$3,000.

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

10 General fees fund..... No limit

11 *Provided*, That all moneys received from the sale of used equipment,  
12 recovery of and reimbursements for expenditures and any other source  
13 of revenue shall be deposited in the state treasury and credited to the  
14 general fees fund, except as otherwise provided by law.

15 Homeland security 2006 — federal fund ..... No limit

16 Homeland security 2007 — federal fund ..... No limit

17 Homeland security 2008 — federal fund ..... No limit

18 Homeland security 2009 — federal fund ..... No limit

19 Homeland security 2010 — federal fund ..... No limit

20 Homeland security 2011 — federal fund ..... No limit

21 For patrol of Kansas turnpike fund ..... No limit

22 *Provided*, That expenditures shall be made from the for patrol of Kansas  
23 turnpike fund for necessary moving expenses in accordance with K.S.A.  
24 75-3225, and amendments thereto.

25 Highway patrol motor vehicle fund ..... No limit

26 Highway patrol — federal fund ..... No limit

27 Department of justice — federal recovery act — Edward

28 J. Byrne memorial justice assistance grant program —

29 federal fund ..... No limit

30 Department of justice, office of justice programs and bu-

31 reau of justice assistance — recovery act rural law en-

32 forcement grant program — federal fund..... No limit

33 Kansas highway patrol state forfeiture fund..... No limit

34 Gifts and donations fund ..... No limit

35 *Provided*, That expenditures from the gifts and donations fund for official  
36 hospitality shall not exceed \$1,000.

37 Federal forfeiture fund ..... No limit

38 Motor carrier safety assistance program state fund ..... No limit

39 *Provided*, That expenditures shall be made from the motor carrier safety  
40 assistance program state fund for necessary moving expenses in accord-  
41 ance with K.S.A. 75-3225, and amendments thereto.

42 Motor carrier safety assistance program — federal fund... No limit

43 *Provided*, That expenditures shall be made from the motor carrier safety

1 assistance program — federal fund for necessary moving expenses in ac-  
2 cordance with K.S.A. 75-3225, and amendments thereto.

3 COPS grant — federal fund.....	No limit
4 Aircraft fund — on budget .....	No limit
5 Highway safety fund .....	No limit
6 Capitol area security fund.....	No limit
7 Vehicle identification number fee fund.....	No limit
8 Motor vehicle fuel and storeroom sales fund .....	No limit

9 *Provided*, That expenditures may be made from the motor vehicle fuel  
10 and storeroom sales fund to acquire and sell commodities and to provide  
11 services to local governments and other state agencies: *Provided further*,  
12 That the superintendent of the Kansas highway patrol is hereby author-  
13 ized to fix, charge and collect fees for such commodities and services:  
14 *And provided further*, That such fees shall be fixed in order to recover  
15 all or part of the expenses incurred in acquiring or providing and selling  
16 such commodities and services: *And provided further*, That all fees re-  
17 ceived for such commodities and services shall be deposited in the state  
18 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-  
19 ments thereto, and shall be credited to the motor vehicle fuel and store-  
20 room sales fund.

21 Kansas highway patrol operations fund .....	\$19,573,115
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22 *Provided*, That expenditures may be made from the Kansas highway pa-  
23 trol operations fund for the purchase of civilian clothing for members of  
24 the Kansas highway patrol assigned to duties pursuant to K.S.A. 74-2105,  
25 and amendments thereto: *Provided further*, That the superintendent shall  
26 make expenditures from the Kansas highway patrol operations fund for  
27 necessary moving expenses in accordance with K.S.A. 75-3225, and  
28 amendments thereto.

29 Highway patrol training center fund.....	No limit
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30 *Provided*, That expenditures may be made from the highway patrol train-  
31 ing center fund for use of the highway patrol training center by other  
32 state agencies, local government agencies and not-for-profit organiza-  
33 tions: *Provided further*, That the superintendent of the Kansas highway  
34 patrol is hereby authorized to fix, charge and collect fees for recovery of  
35 costs associated with use of the highway patrol training center by other  
36 state agencies, local government agencies and not-for-profit organiza-  
37 tions: *And provided further*, That such fees shall be fixed in order to  
38 recover all or part of the expenses incurred in providing for the use of  
39 the highway patrol training center by other state or local government  
40 agencies: *And provided further*, That all fees received for use of the high-  
41 way patrol training center by other state agencies, local government agen-  
42 cies or not-for-profit organizations shall be deposited in the state treasury  
43 in accordance with the provisions of K.S.A. 75-4215, and amendments

1 thereto, and shall be credited to the highway patrol training center fund.  
2 Executive aircraft fund..... No limit  
3 *Provided*, That expenditures may be made from the executive aircraft  
4 fund to provide aircraft services to other state agencies and to purchase  
5 liability and property damage insurance for state aircraft: *Provided fur-*  
6 *ther*, That the superintendent of the highway patrol is hereby authorized  
7 to fix, charge and collect fees for such aircraft services to other state  
8 agencies: *And provided further*, That such fees shall be fixed in order to  
9 recover all or part of the operating expenses incurred in providing such  
10 services: *And provided further*, That all fees received for such services  
11 shall be deposited in the state treasury in accordance with the provisions  
12 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the  
13 executive aircraft fund.  
14 1122 program clearing fund..... No limit  
15 (c) On or before the 10th of each month during the fiscal year ending  
16 June 30, 2011, the director of accounts and reports shall transfer from  
17 the state general fund to the 1122 program clearing fund interest earnings  
18 based on: (1) The average daily balance of moneys in the 1122 program  
19 clearing fund for the preceding month; and (2) the net earnings rate for  
20 the pooled money investment portfolio for the preceding month.  
21 (d) On July 1, 2010, and January 1, 2011, or as soon after each date as  
22 moneys are available the director of accounts and reports shall transfer  
23 an amount specified by the executive director of the state corporation  
24 commission, with the approval of the director of the budget, of not more  
25 than \$650,000 from the motor carrier license fees fund of the state cor-  
26 poration commission to the motor carrier safety assistance program state  
27 fund of the Kansas highway patrol.  
28 (e) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,  
29 2011, or as soon after each date as moneys are available, the director of  
30 accounts and reports shall transfer \$4,708,956.25 from the state highway  
31 fund of the department of transportation to the Kansas highway patrol  
32 operations fund of the Kansas highway patrol for the purpose of financing  
33 the Kansas highway patrol operations. In addition to other purposes for  
34 which expenditures may be made from the state highway fund during  
35 fiscal year 2011 and notwithstanding the provisions of K.S.A. 68-416, and  
36 amendments thereto, or any other statute, transfers and expenditures may  
37 be made from the state highway fund during fiscal year 2011 for support  
38 and maintenance of the Kansas highway patrol.  
39 (f) On July 1, 2010, or as soon thereafter as moneys are available, the  
40 director of accounts and reports shall transfer \$212,000 from the state  
41 highway fund of the department of transportation to the highway safety  
42 fund of the Kansas highway patrol for the purpose of financing the mo-  
43 torist assistance program of the Kansas highway patrol.



1 (g) On July 1, 2010, or as soon thereafter as moneys are available, the  
2 director of accounts and reports shall transfer \$250,000 from the state  
3 highway fund of the department of transportation to the general fees fund  
4 of the Kansas highway patrol for the purpose of financing operating ex-  
5 penditures of the Kansas highway patrol.

6 (h) On July 1, 2010, and January 1, 2011, or as soon after each date as  
7 moneys are available, notwithstanding the provisions of K.S.A. 74-2136,  
8 and amendments thereto, or any other statute, the director of accounts  
9 and reports shall transfer \$200,000 from the highway patrol motor vehicle  
10 fund of the Kansas highway patrol to the aircraft fund — on budget of  
11 the Kansas highway patrol.

12 (i) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1, 2011,  
13 or as soon after each date as moneys are available, the director of accounts  
14 and reports shall transfer \$9,000,000 from the state highway fund of the  
15 department of transportation to the state general fund. In addition to  
16 other purposes for which expenditures may be made from the state high-  
17 way fund during fiscal year 2011 and notwithstanding the provisions of  
18 K.S.A. 68-416, and amendments thereto, or any other statute, transfers  
19 and expenditures may be made from the state highway fund during fiscal  
20 year 2011 for the support and maintenance of the Kansas highway patrol.

21 (j) On July 1, 2010, or as soon thereafter as moneys are available, the  
22 director of accounts and reports shall transfer \$333,588 from the highway  
23 patrol training center fund of the Kansas highway patrol to the Kansas  
24 highway patrol operations fund of the Kansas highway patrol.

25 (k) On July 1, 2010, or as soon thereafter as moneys are available, the  
26 director of accounts and reports shall transfer \$240,570 from the general  
27 fees fund of the Kansas highway patrol to the Kansas highway patrol  
28 operations fund of the Kansas highway patrol.

29 (l) On July 1, 2010, or as soon thereafter as moneys are available, the  
30 director of accounts and reports shall transfer \$37,153 from the vehicle  
31 identification number fee fund of the Kansas highway patrol to the Kansas  
32 highway patrol operations fund of the Kansas highway patrol.

33 Sec. ~~98~~ **102**.

34 ATTORNEY GENERAL — KANSAS BUREAU OF INVESTIGATION

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

37 Operating expenditures ..... \$14,508,932

38 *Provided*, That any unencumbered balance in the operating expenditures  
39 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
40 to the operating expenditures account for fiscal year 2011: *Provided, how-*  
41 *ever*, That expenditures from the operating expenditures account for of-  
42 ficial hospitality shall not exceed \$750: *Provided further, That, if 2010*  
43 *Senate Substitute for House Bill No. 2226 is passed by the legisla-*

1 *ture during the 2010 regular session and enacted into law, then, on*  
2 *July 1, 2010, of the \$14,508,932 appropriated for the above agency*  
3 *for the fiscal year ending June 30, 2011, by this section from the*  
4 *state general fund in the operating expenditures account, the sum*  
5 *of \$218,000 is hereby lapsed.*

6 (b) There is appropriated for the above agency from the following spe-  
7 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
8 moneys now or hereafter lawfully credited to and available in such fund  
9 or funds, except that expenditures other than refunds authorized by law  
10 shall not exceed the following:

11 Kansas bureau of investigation state forfeiture fund..... No limit  
12 *Provided*, That expenditures may be made from the Kansas bureau of  
13 investigation state forfeiture fund for direct or indirect operating expend-  
14 itures incurred for the conducting educational classes and training for  
15 special agents and other personnel, including official hospitality.

16 Kansas bureau of investigation federal forfeiture fund ..... No limit  
17 *Provided*, That expenditures may be made from the Kansas bureau of  
18 investigation federal forfeiture fund for direct or indirect operating ex-  
19 penditures incurred for the conducting educational classes and training  
20 for special agents and other personnel, including official hospitality.

21 Kansas bureau of investigation federal grants fund ..... No limit  
22 *Provided*, That the above agency is authorized to make expenditures from  
23 the Kansas bureau of investigation federal grants fund of any moneys  
24 credited to this fund from any individual federal grant if the grant is less  
25 than or equal to \$500,000 in the aggregate and the grant does not require  
26 the matching expenditure of any moneys in the state treasury during fiscal  
27 year 2011 or any ensuing fiscal year, other than moneys appropriated by  
28 this or other appropriation act of the 2010 regular session of the legisla-  
29 ture: *Provided, however*, That, upon application to and authorization by  
30 the governor, the above agency may make expenditures of moneys cred-  
31 ited to this fund from any individual federal grant which is more than  
32 \$500,000 in the aggregate or which requires the matching expenditure of  
33 moneys in the state treasury during the current or any ensuing fiscal year,  
34 other than moneys appropriated by this or other appropriation act of the  
35 2010 regular session of the legislature.

36 High intensity drug trafficking area — federal fund..... No limit

37 ***Criminal justice information system line fund .....*** ***\$660,000***

38 Private detective fee fund..... No limit

39 DNA database fund..... No limit

40 Kansas bureau of investigation motor vehicle fund ..... No limit

41 *Provided*, That expenditures may be made from the Kansas bureau of  
42 investigation motor vehicle fund to acquire and sell motor vehicles for  
43 the Kansas bureau of investigation: *Provided further*, That all moneys

1 received for sale of motor vehicles of the Kansas bureau of investigation  
2 shall be deposited in the state treasury in accordance with the provisions  
3 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the  
4 Kansas bureau of investigation motor vehicle fund.  
5 Forensic laboratory and materials fee fund..... No limit  
6 *Provided*, That expenditures may be made from the forensic laboratory  
7 and materials fee fund for the acquisition of laboratory equipment and  
8 materials and for other direct or indirect operating expenditures for the  
9 forensic laboratory of the Kansas bureau of investigation incurred for  
10 laboratory tests conducted for noncriminal justice entities, including gov-  
11 ernmental agencies and private organizations, which testing activity is  
12 hereby authorized: *Provided, however*, That all expenditures from this  
13 fund of moneys received as Kansas bureau of investigation laboratory  
14 analysis fees pursuant to subsection (a) of K.S.A. 28-176, and amendments  
15 thereto, shall be for the purposes authorized by subsection (c) of K.S.A.  
16 28-176, and amendments thereto: *Provided further*, That the director of  
17 the Kansas bureau of investigation is hereby authorized to fix, charge and  
18 collect fees for laboratory tests conducted for such noncriminal justice  
19 entities: *And provided further*, That such fees shall be fixed in order to  
20 recover all or part of the direct and indirect operating expenses incurred  
21 for conducting laboratory tests for such noncriminal justice entities: *And*  
22 *provided further*, That all fees received for such laboratory tests, including  
23 all moneys received pursuant to subsection (a) of K.S.A. 28-176, and  
24 amendments thereto, shall be deposited in the state treasury in accord-  
25 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and  
26 shall be credited to the forensic laboratory and materials fee fund.  
27 KBI general fees fund..... No limit  
28 *Provided*, That expenditures may be made from the KBI general fees  
29 fund for direct or indirect operating expenditures incurred for the follow-  
30 ing activities: (1) Conducting education and training classes for special  
31 agents and other personnel, including official hospitality; (2) purchasing  
32 illegal drugs, making contacts and acquiring information leading to illegal  
33 drug outlets, contraband and stolen property, and conducting other ac-  
34 tivities for similar investigatory purposes; (3) conducting investigations  
35 and related activities for the Kansas lottery or the Kansas racing and  
36 gaming commission; (4) conducting DNA forensic laboratory tests and  
37 related activities; (5) preparing, publishing and distributing crime pre-  
38 ventation materials; and (6) conducting agency operations: *Provided, how-*  
39 *ever*, That the director of the Kansas bureau of investigation is hereby  
40 authorized to fix, charge and collect fees in order to recover all or part of  
41 the direct and indirect operating expenses incurred, except as otherwise  
42 hereinafter provided, for the following: (1) Education and training serv-  
43 ices made available to local law enforcement personnel in classes con-

1 ducted for special agents and other personnel of the Kansas bureau of  
2 investigation; (2) investigations and related activities conducted for the  
3 Kansas lottery or the Kansas racing and gaming commission, except that  
4 the fees fixed for these activities shall be fixed in order to recover all of  
5 the direct and indirect expenses incurred for such investigations and re-  
6 lated activities; (3) DNA forensic laboratory tests and related activities;  
7 (4) sale and distribution of crime prevention materials: *Provided further*,  
8 That all fees received for such activities shall be deposited in the state  
9 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-  
10 ments thereto, and shall be credited to the KBI general fees fund: *And*  
11 *provided further*, That all moneys which are expended for any such evi-  
12 dence purchase, information acquisition or similar investigatory purpose  
13 or activity from whatever funding source and which are recovered shall  
14 be deposited in the state treasury in accordance with the provisions of  
15 K.S.A. 75-4215, and amendments thereto, and shall be credited to the  
16 KBI general fees fund: *And provided further*, That all moneys received  
17 as gifts, grants or donations for the preparation, publication or distribution  
18 of crime prevention materials shall be deposited in the state treasury in  
19 accordance with the provisions of K.S.A. 75-4215, and amendments  
20 thereto, and shall be credited to the KBI general fees fund: *And provided*  
21 *further*, That expenditures from any moneys received from the division  
22 of alcoholic beverage control and credited to the KBI general fees fund  
23 may be made by the Kansas bureau of investigation for all purposes for  
24 which expenditures may be made for operating expenditures.

25 Record check fee fund .....	No limit
26 <i>Provided</i> , That the director of the Kansas bureau of investigation is au-	
27 thorized to fix, charge and collect fees in order to recover all or part of	
28 the direct and indirect operating expenses for criminal history record	
29 checks conducted for noncriminal justice entities including government	
30 agencies and private organizations: <i>Provided, however</i> , That all moneys	
31 received for such fees shall be deposited in the state treasury in accord-	
32 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and	
33 shall be credited to the record check fee fund: <i>Provided further</i> , That	
34 expenditures may be made from the record check fee fund for operating	
35 expenditures of the Kansas bureau of investigation.	
36 Intergovernmental service fund .....	No limit
37 Agency motor pool fund .....	No limit
38 Marijuana eradication federal fund .....	No limit
39 National criminal history improvement federal fund .....	No limit
40 Violence against women federal fund .....	No limit
41 Public safety partnership and community policing federal	
42 fund .....	No limit
43 Byrne — JAG federal fund .....	No limit

1	DNA backlog reduction federal fund.....	No limit
2	Coverdell forensic sciences improvement federal fund.....	No limit
3	Anti-gang initiative federal fund .....	No limit
4	Convicted offender/arrestee DNA federal fund.....	No limit
5	Byrne/JAG — ARRA federal fund .....	No limit
6	Homeland security federal fund .....	No limit
7	State homeland security program federal fund.....	No limit

8     Sec. ~~99~~ **103.**

9                     **EMERGENCY MEDICAL SERVICES BOARD**

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

15	Rural health options grant fund.....	No limit
16	Rural access to emergency devices grant — federal	
17	fund.....	No limit

18     Emergency medical services operating fund.....     \$1,384,926

19     *Provided*, That the emergency medical services board is hereby authorized to fix, charge and collect fees in order to recover costs incurred for distributing educational videos, replacing lost educational materials and mailing labels of those licensed by the board: *Provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees 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 emergency medical services operating fund: *And provided further*, That, notwithstanding any provisions of K.S.A. 65-6128 or 65-6129b, and amendments thereto, or of any other statute to the contrary, all moneys received by the emergency medical services board for fees authorized by law for licensure or the issuance of permits, or for any other regulatory duties and functions prescribed by law in the field of emergency medical services, shall be deposited in the state treasury to the credit of the emergency medical services operating fund of the emergency medical services board: *And provided further*, That expenditures from the emergency medical services operating fund for official hospitality shall not exceed \$2,000.

37     Education incentive grant payment fund.....     No limit

38     *Provided*, That the priority for award of education incentive grants shall be to award such grants to rural areas.

40     EMS revolving fund.....     No limit

41     *Provided*, That, if an organization agrees to receive money from the EMS revolving fund, the organization shall enter into a grant agreement requiring such organization to submit a written report to the emergency

1 medical services board detailing and accounting for all expenditures and  
2 receipts related to the use of the moneys received from the EMS revol-  
3 ing fund: *Provided further*, That the emergency medical services board  
4 shall prepare a written report specifying and accounting for all moneys  
5 allocated to and expended from the EMS revolving fund: *And provided*  
6 *further*, That such report shall be submitted to the house of representa-  
7 tives committee on appropriations and the senate committee on ways and  
8 means on or before February 1, 2011.

9 (b) In addition to the other purposes for which expenditures may be  
10 made by the emergency medical services board from the board of emer-  
11 gency medical services operating fund for fiscal year 2011 by this or other  
12 appropriation act of the 2010 regular session of the legislature, expendi-  
13 tures may be made by the emergency medical services board from the  
14 emergency medical services operating fund for fiscal year 2011 for the  
15 purpose of implementing a grant program for emergency medical services  
16 training and educational assistance for persons in underserved areas: *Pro-*  
17 *vided*, That when issuing such grants, first priority shall be given to am-  
18 bulance services submitting applications seeking grants to pay the cost of  
19 recruiting volunteers and cost of the initial courses of training for atten-  
20 dants, instructor-coordinators and training officers: *Provided further*,  
21 That the second priority shall be given to ambulance services submitting  
22 applications seeking grants to pay the cost of continuing education for  
23 attendants, instructor-coordinators and training officers: *And provided*  
24 *further*, That the third priority shall be given to ambulance services sub-  
25 mitting applications seeking grants to pay the cost of education for atten-  
26 dants, instructor-coordinators and training officers who are obtaining a  
27 post-secondary education degree.

28 (c) In addition to the other purposes for which expenditures may be  
29 made by the emergency medical services board from the moneys appro-  
30 priated from the state general fund or from any special revenue fund for  
31 the emergency medical services board for fiscal year 2011, as authorized  
32 by this or any other appropriation act of the 2010 regular session of the  
33 legislature, expenditures shall be made by the emergency medical services  
34 board from moneys appropriated from the state general fund or from any  
35 special revenue fund for the emergency medical services board for fiscal  
36 year 2011 to require emergency medical services agencies in each of the  
37 six EMS regions of the state to prepare and submit a report of the ex-  
38 penditures made and moneys received in the EMS region are related to  
39 the operation and administration of the Kansas emergency medical serv-  
40 ices examination to the emergency medical services board: *Provided*, That  
41 the report for each EMS region specify and account for all moneys ap-  
42 propriated from the state treasury for the emergency medical services  
43 board and disbursed to such EMS region for the operation of the most

1 recently conducted Kansas emergency medical services examination in  
2 such EMS region.

3 (d) On July 1, 2010, and January 1, 2011, or as soon after each such  
4 date as moneys are available, the director of accounts and reports shall  
5 transfer \$125,000 from the emergency medical services operating fund  
6 to the educational incentive grant payment fund.

7 (e) During the fiscal year ending June 30, 2011, the director of the  
8 budget and the director of legislative research shall consult periodically  
9 and review the balance credited to and the estimated receipts to be cred-  
10 ited to the emergency medical services operating fund during fiscal year  
11 2011, and, upon a finding by the director of the budget in consultation  
12 with the director of legislative research that the total of the unencum-  
13 bered balance and estimated receipts to be credited to the emergency  
14 medical services operating fund during fiscal year 2011 are insufficient to  
15 fund the budgeted expenditures and transfers from the emergency med-  
16 ical services operating fund for fiscal year 2011 in accordance with the  
17 provisions of appropriation acts, the director of the budget shall certify  
18 such funding to the director of accounts and reports. Upon receipt of any  
19 such certification, the director of accounts and reports shall transfer the  
20 amount of moneys from the education incentive grant payment fund to  
21 the emergency medical services operating fund that is required, in ac-  
22 cordance with the certification by the director of the budget under this  
23 subsection, to fund the budgeted expenditures and transfers from the  
24 emergency medical services operating fund for the remainder of fiscal  
25 year 2011 in accordance with the provisions of appropriation acts, as spec-  
26 ified by the director of the budget pursuant to such certification.

27 (f) During the fiscal year ending June 30, 2011, if any EMS regional  
28 council enters into a grant agreement with the emergency medical service  
29 board, such council shall be required to submit pursuant to such grant  
30 agreement a written report detailing and accounting for all expenditures  
31 and receipts of such council during such fiscal year. The emergency med-  
32 ical services board shall prepare a written report specifying and account-  
33 ing for all moneys received by and expended by each individual council  
34 that has reported to the emergency medical services board pursuant to  
35 such grant agreement and submit such report to the house of represen-  
36 tatives committee on appropriations and the senate committee on ways  
37 and means on or before February 1, 2011.

38 Sec. ~~100.~~ **104.**

39 KANSAS SENTENCING COMMISSION

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

42 Operating expenditures ..... \$713,536  
43 *Provided*, That any unencumbered balance in the operating expenditures

1 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
2 for fiscal year 2011.

3 Substance abuse treatment programs ..... \$6,646,019  
4 *Provided*, That any unencumbered balance in the substance abuse treat-  
5 ment programs account in excess of \$100 as of June 30, 2010, is hereby  
6 reappropriated for fiscal year 2011.

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

12 General fees fund.....	No limit
13 Statistical analysis — federal fund.....	No limit
14 Drug abuse fund — federal.....	No limit

15 Sec. ~~101~~, **105**.

16 KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS  
17 AND TRAINING

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

23 Kansas commission on peace officers' standards and train- 24 ing fund .....	\$650,005
---	-----------

25 *Provided*, That expenditures from the Kansas commission on peace off-  
26 icers' standards and training fund for the fiscal year ending June 30, 2011,  
27 for official hospitality shall not exceed \$1,000.

28 (b) On July 1, 2010, or as soon thereafter as moneys are available, the  
29 director of accounts and reports shall transfer \$200,000 from the Kansas  
30 commission on peace officers' standards and training fund of the Kansas  
31 commission on peace officers' standards and training to the state general  
32 fund: *Provided*, That the transfer of such amount shall be in addition to  
33 any other transfer from the Kansas commission on peace officers' stan-  
34 dards and training fund to the state general fund as prescribed by law:  
35 *Provided further*, That the amount transferred from the Kansas commis-  
36 sion on peace officers' standards and training fund to the state general  
37 fund pursuant to this subsection is to reimburse the state general fund  
38 for accounting, auditing, budgeting, legal, payroll, personnel and pur-  
39 chasing services and any other governmental services which are per-  
40 formed on behalf of the Kansas commission on peace officers' standards  
41 and training by other state agencies which receive appropriations from  
42 the state general fund to provide such services.

43



1     Sec. ~~102.~~ **106.**

2                     KANSAS DEPARTMENT OF AGRICULTURE

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

5     Operating expenditures ..... \$9,279,539

6     *Provided*, That any unencumbered balance in the operating expenditures  
7 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
8 to the operating expenditures account for fiscal year 2011: *Provided fur-*  
9 *ther*, That expenditures may be made from this account for expenses  
10 incurred in holding the annual meeting; *And provided further*, That ex-  
11 penditures from this account for official hospitality shall not exceed  
12 \$5,000; *And provided further*, That the above agency may negotiate and  
13 enter into contracts to carry out its functions at the annual meeting; *And*  
14 *provided further*, That such contracts shall not be subject to the com-  
15 petitive bid requirements of K.S.A. 75-3739, and amendments thereto.

16     ***Agricultural land valuations*..... \$29,000**

17     (b) There is appropriated for the above agency from the following spe-  
18 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
19 moneys now or hereafter lawfully credited to and available in such fund  
20 or funds, except that expenditures other than refunds authorized by law  
21 shall not exceed the following:

22 Dairy fee fund .....	No limit
23 Meat and poultry inspection fee fund.....	No limit
24 Wheat quality survey fund .....	No limit
25 Entomology fee fund .....	No limit
26 Laboratory equipment fund .....	No limit
27 Water structures — state highway fund .....	\$104,832
28 Soil amendment fee fund .....	No limit
29 Agricultural liming materials fee fund.....	No limit
30 Weights and measures fee fund.....	No limit
31 Water appropriation certification fund.....	\$553,868
32 Water resources cost fund .....	No limit

33     *Provided*, That all moneys received by the secretary of agriculture from  
34 any governmental or nongovernmental source to implement the provi-  
35 sions of the Kansas water banking act, K.S.A. 2009 Supp. 82a-761 through  
36 82a-773, and amendments thereto, which are hereby authorized to be  
37 applied for and received, shall be deposited in the state treasury in ac-  
38 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,  
39 and shall be credited to the water resources cost fund.

40 Agriculture seed fee fund .....	No limit
41 Chemigation fee fund .....	No limit
42 Agriculture statistics fund .....	No limit
43 Petroleum inspection fee fund .....	No limit

1	Water transfer hearing fund.....	No limit
2	Grain commodity commission services fund.....	No limit
3	Kansas agricultural remediation board fund.....	No limit
4	Kansas agricultural remediation fund.....	No limit
5	Warehouse fee fund.....	No limit
6	U.S. geological survey cooperative gauge agreement grants	
7	fund.....	No limit
8	<i>Provided</i> , That the secretary of agriculture is hereby authorized to enter	
9	into a cooperative gauge agreement with the United States geological	
10	survey: <i>Provided further</i> , That all moneys collected for the construction	
11	or operation of river water intake gauges shall be deposited in the state	
12	treasury in accordance with the provisions of K.S.A. 75-4215, and amend-	
13	ments thereto, and shall be credited to the U.S. geological survey coop-	
14	erative gauge agreement grants fund: <i>And provided further</i> , That ex-	
15	penditures may be made from this fund to pay the costs incurred in the	
16	construction or operation of river water intake gauges.	
17	Computer services fund .....	No limit
18	Agricultural chemical fee fund.....	No limit
19	Feeding stuffs fee fund .....	No limit
20	Fertilizer fee fund .....	No limit
21	Plant pest emergency response fund .....	No limit
22	Pesticide use fee fund.....	No limit
23	Geographic information system fee fund.....	No limit
24	Egg fee fund .....	No limit
25	Fertilizer/pesticide compliance admin fund.....	No limit
26	Water structures fund .....	\$144,521
27	Meat and poultry inspection fund — federal .....	No limit
28	EPA pesticide performance partnership grant — federal	
29	fund.....	No limit
30	FEMA dam safety — federal fund.....	No limit
31	FEMA stream mapping — federal fund .....	No limit
32	Pest detection and survey — federal fund.....	No limit
33	USDA NASS postage fund .....	No limit
34	FDA tissue residue — federal fund .....	No limit
35	Conversion of materials and equipment fund .....	No limit
36	Speciality crop block grant — federal fund.....	No limit
37	Publications fee fund .....	No limit
38	<i>Provided</i> , That expenditures may be made from the publications fee fund	
39	for operating expenditures related to preparation and publication of in-	
40	formational or educational materials related to the programs or functions	
41	of the Kansas department of agriculture: <i>Provided further</i> , That, not-	
42	withstanding the provisions of K.S.A. 75-1005, and amendments thereto,	
43	to the contrary, the secretary of agriculture is hereby authorized to enter	

1 into a contract with a commercial publisher for the printing, distribution  
2 and sale of such materials: *And provided further*, That the secretary of  
3 agriculture is hereby authorized to collect fees from such commercial  
4 publisher pursuant to contract with the publisher for the sale of such  
5 materials: *And provided further*, That the secretary of agriculture is  
6 hereby authorized to receive and accept grants, gifts, donations or funds  
7 from any non-federal source for the printing, publication and distribution  
8 of such materials: *And provided further*, That all moneys received from  
9 such fees or for such grants, gifts, donations or other funds received for  
10 such purpose, shall be deposited in the state treasury in accordance with  
11 the provisions of K.S.A. 75-4215, and amendments thereto, and shall be  
12 credited to the publications fee fund.

13 Agriculture preparedness — homeland security — federal  
14 fund..... No limit  
15 Other federal grants fund..... No limit

16 *Provided*, That, the above agency is authorized to make expenditures from  
17 the other federal grants fund of any moneys credited to this fund from  
18 any individual grant if the grant: (1) Is less than or equal to \$500,000 in  
19 the aggregate, and (2) does not require the matching expenditure of any  
20 moneys in the state treasury during fiscal year 2011 other than moneys  
21 appropriated by this or other appropriation act of the 2010 regular session  
22 of the legislature: *Provided, however*, That, upon application to and au-  
23 thorization by the governor, the above agency may make expenditures of  
24 moneys credited to this fund from any individual federal grant which is  
25 more than \$500,000 in the aggregate or which requires the matching  
26 expenditure of moneys in the state treasury during fiscal year 2011, other  
27 than moneys appropriated by this or other appropriation act of the 2010  
28 regular session of the legislature: *Provided further*, That no grant for the  
29 farmers' assistance, counseling and training program shall be deposited  
30 to the credit of this fund.

31 USDA national agricultural statistics services — federal  
32 fund..... No limit

33 FDA food protection conference grant — federal fund.... No limit

34 Retail food good manufacturing practice management —  
35 federal fund..... No limit

36 Medicated feed and FDA BSE inspection — federal  
37 fund..... No limit

38 National floodplain insurance assistance (CAP) — federal  
39 fund..... No limit

40 FEMA map modernization management support — fed-  
41 eral fund ..... No limit

42 Civil litigation fee fund..... No limit

43 *Provided*, That the above agency is authorized to make expenditures from

1 the civil litigation fee fund for costs or other expenses associated with  
2 investigation and litigation regarding fraudulent meat sales: *Provided fur-*  
3 *ther*, That a portion of the moneys received by the state from fines and  
4 other moneys collected as a result of the settlement of fraudulent meat  
5 sales cases, as determined by the secretary of agriculture and the attorney  
6 general, shall be deposited in the state treasury in accordance with the  
7 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-  
8 ited to the civil litigation fee fund by the attorney general.

9 Food safety fund ..... No limit  
10 *Provided*, That expenditures may be made from the food safety fund for  
11 operating expenditures for the food inspection program and other activ-  
12 ities for the regulation of food service establishments, food vending ma-  
13 chines, food vending machine companies and food vending machine deal-  
14 ers under the food service and lodging act: *Provided further*, That,  
15 notwithstanding the provisions of K.S.A. 36-512, and amendments  
16 thereto, to the contrary, all moneys received from fees charged and col-  
17 lected by the secretary of agriculture under the food inspection program  
18 and other activities for the regulation of food service establishments, food  
19 vending machines, food vending machine companies and food vending  
20 machine dealers under the food service and lodging act shall be remitted  
21 to the state treasurer in accordance with the provisions of K.S.A. 75-4215,  
22 and amendments thereto, deposited in the state treasury and shall be  
23 credited to the food safety fund: *And provided further*, That the secretary  
24 of agriculture is hereby authorized to make expenditures from the food  
25 safety fund for contracts or other agreements with local governments to  
26 inspect food service, food processing, grocery or other facilities for which  
27 the department of agriculture has inspection authority.

28 Gifts and donations fund ..... No limit  
29 *Provided*, That the secretary of agriculture is hereby authorized to receive  
30 gifts and donations of resources and money for services for the benefit  
31 and support of agriculture and purposes thereto: *Provided further*, That  
32 such gifts and donations of money shall be deposited in the state treasury  
33 in accordance with the provisions of K.S.A. 75-4215, and amendments  
34 thereto, and shall be credited to the gifts and donations fund.

35 General fees fund..... No limit  
36 *Provided*, That expenditures may be made from the general fees fund for  
37 operating expenditures for the regulatory programs of the Kansas de-  
38 partment of agriculture and for official hospitality: *Provided further*, That  
39 the secretary of agriculture is hereby authorized to fix, charge and collect  
40 fees in order to recover all or part of the costs incurred for such regulatory  
41 program activities and for official hospitality: *And provided further*, That  
42 such fees shall be fixed in order to recover all or part of the operating  
43 expenses incurred for the regulatory program activity or official hospitality

1 for which such fees are imposed: *And provided further*, That all amounts  
2 received for such fees shall be deposited in the state treasury in accord-  
3 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and  
4 shall be credited to the general fees fund.

5 Food service inspection reimbursement fund ..... No limit  
6 Food inspection fee fund..... No limit

7 *Provided*, That expenditures may be made from the food inspection fee  
8 fund for operating expenditures for the food inspection program and  
9 other activities for the regulation of food service establishments under  
10 the food service and lodging act: *Provided further*, That, notwithstanding  
11 the provisions of K.S.A. 36-512, and amendments thereto, to the contrary,  
12 all moneys received from fees charged and collected by the secretary of  
13 agriculture under the food inspection program and other activities for the  
14 regulation of food service establishments under the food service and lodg-  
15 ing act shall be deposited in the state treasury in accordance with the  
16 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-  
17 ited to the food inspection fee fund: *And provided further*, That, on the  
18 first day of each month during fiscal year 2011, the director of accounts  
19 and reports shall transfer from the food inspection fee fund to the food  
20 service inspection reimbursement fund an amount equal to 80% of all  
21 fees credited to the food inspection fee fund where food service inspec-  
22 tion services are provided by a local agency under contract with the sec-  
23 retary to inspect food service establishments located in a municipality.

24 (c) There is appropriated for the above agency from the state water  
25 plan fund for the fiscal year ending June 30, 2011, for the water plan  
26 project or projects specified, the following:

27 Basin management ..... \$490,032

28 *Provided*, That any unencumbered balance in the basin management ac-  
29 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for  
30 fiscal year 2011.

31 Water use..... \$46,200

32 *Provided*, That any unencumbered balance in the water use account in  
33 excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal  
34 year 2011.

35 Interstate water issues..... \$459,816

36 *Provided*, That any unencumbered balance in the interstate water issues  
37 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
38 for fiscal year 2011.

39 (d) During the fiscal year ending June 30, 2011, the secretary of agri-  
40 culture, with the approval of the director of the budget, may transfer any  
41 part of any item of appropriation for fiscal year 2011 from the state water  
42 plan fund for the Kansas department of agriculture to another item of  
43 appropriation for fiscal year 2011 from the state water plan fund for the

1 Kansas department of agriculture: *Provided*, That the secretary of agri-  
2 culture shall certify each such transfer to the director of accounts and  
3 reports and shall transmit a copy of each such certification to (1) the  
4 director of legislative research, (2) the chairperson of the house of rep-  
5 resentatives agriculture and natural resources budget committee, and (3)  
6 the appropriate chairperson of the subcommittee on agriculture of the  
7 senate committee on ways and means.

8 (e) On July 1, 2010, the director of accounts and reports shall transfer  
9 \$99,732 from the state highway fund of the department of transportation  
10 to the water structures — state highway fund of the Kansas department  
11 of agriculture.

12 Sec. ~~103~~. **107.**

13 KANSAS ANIMAL HEALTH DEPARTMENT

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

16 Operating expenditures ..... \$778,635

17 *Provided*, That any unencumbered balance in the operating expenditures  
18 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
19 for fiscal year 2011: *Provided, however*, That expenditures from such  
20 reappropriated balance shall be made only upon approval by the state  
21 finance council.

22 (b) There is appropriated for the above agency from the following spe-  
23 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
24 moneys now or hereafter lawfully credited to and available in such fund  
25 or funds, except that expenditures other than refunds authorized by law  
26 shall not exceed the following:

27 Animal disease control fund..... No limit

28 *Provided*, That expenditures from the animal disease control fund for  
29 official hospitality shall not exceed \$450.

30 Animal dealers fee fund ..... No limit

31 *Provided*, That expenditures from the animal dealers fee fund for official  
32 hospitality shall not exceed \$300: *Provided further*, That expenditures  
33 shall be made from the animal dealers fund by the livestock commissioner  
34 for operating expenditures for an educational course regarding animals  
35 and their care and treatment as authorized by K.S.A. 47-1707, and  
36 amendments thereto, to be provided through the internet or printed  
37 booklets.

38 Veterinary inspection fee fund..... No limit

39 Livestock market brand inspection fee fund ..... No limit

40 Livestock brand fee fund..... No limit

41 *Provided*, That expenditures from the livestock brand fee fund for official  
42 hospitality shall not exceed \$250.

43 Livestock brand emergency revolving fund..... No limit

1	County option brand fee fund .....	No limit
2	Livestock and pseudorabies indemnity fund .....	No limit
3	Conversion of materials and equipment fund .....	No limit
4	Legal services fund.....	No limit
5	<i>Provided</i> , That all moneys received by the animal health department from	
6	other state agencies pursuant to one or more interagency agreements for	
7	the provision of legal services, which agreements are hereby authorized	
8	and directed to be entered into, shall be credited to the legal services	
9	fund.	
10	Disease control fund — federal.....	No limit
11	Animal donation fund .....	No limit
12	Animal health protection fund.....	No limit

13 ~~(c) On July 1, 2010, or as soon thereafter as moneys are available, the~~  
14 ~~director of accounts and reports shall transfer \$12,442 from the livestock~~  
15 ~~brand fee fund to the animal disease control fund.~~

16 ~~(d) On July 1, 2010, or as soon thereafter as moneys are available, the~~  
17 ~~director of accounts and reports shall transfer \$4,662 from the livestock~~  
18 ~~brand emergency revolving fund to the animal disease control fund.~~

19 ~~(e) On July 1, 2010, or as soon thereafter as moneys are available, the~~  
20 ~~director of accounts and reports shall transfer \$4,909 from the legal serv-~~  
21 ~~ices fund to the animal disease control fund.~~

22 ~~(f) On July 1, 2010, or as soon thereafter as moneys are available, the~~  
23 ~~director of accounts and reports shall transfer \$20,000 from the animal~~  
24 ~~dealers fee fund to the animal disease control fund.~~

25 ~~(g) On July 1, 2010, or as soon thereafter as moneys are available, the~~  
26 ~~director of accounts and reports shall transfer \$6,723 from the livestock~~  
27 ~~brand fee fund to the county option brand fee fund.~~

28 Sec. ~~104.~~ **108.**

29 STATE FAIR BOARD

30 (a) There is appropriated for the above agency from the following special  
31 revenue fund or funds for the fiscal year ending June 30, 2011, all  
32 moneys now or hereafter lawfully credited to and available in such fund  
33 or funds, except that expenditures, other than refunds authorized by law  
34 and remittances of sales tax to the department of revenue, shall not exceed  
35 the following:

36	State fair fee fund .....	No limit
37	<i>Provided</i> , That expenditures from the state fair fee fund for official hos-	
38	pitality shall not exceed \$15,000.	
39	State fair federal transfer fund .....	No limit
40	State fair special cash fund .....	No limit
41	State fair debt service special revenue fund.....	No limit

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

1 State fair debt service ..... \$1,549,854

2 Sec. ~~105.~~ **109.**

3 STATE CONSERVATION COMMISSION

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

6 Operating expenditures ..... \$744,134

7 *Provided*, That any unencumbered balance in the operating expenditures  
8 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
9 for fiscal year 2011: *Provided further*, That expenditures from this account  
10 for official hospitality shall not exceed \$1,500.

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

16 Agency motor pool fund..... No limit

17 Land reclamation fee fund..... No limit

18 Watershed protect approach/WTR RSRCE MGT fund.... No limit

19 Conversion of materials and equipment fund ..... No limit

20 Buffer participation incentive fund..... No limit

21 NRCS contribution agreement 2002 farm bill — federal  
22 fund..... No limit

23 (c) There is appropriated for the above agency from the state water  
24 plan fund for the fiscal year ending June 30, 2011, for the following water  
25 plan project or projects specified, the following:

26 Water resources cost share ..... \$2,142,151

27 *Provided*, That any unencumbered balance in the water resources cost  
28 share account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
29 to the water resources cost share account for fiscal year 2011:  
30 *Provided further*, That the initial allocation for grants to conservation  
31 districts for fiscal year 2011 shall be made on a priority basis, as deter-  
32 mined by the state conservation commission and the provisions of the  
33 state water plan: *And provided further*, That expenditures from this ac-  
34 count for contractual technical expertise and/or non-salary state conser-  
35 vation commission administration expenditures shall not exceed the  
36 amount equal to 6% of the approved budget amount for fiscal year 2011  
37 for the water resources cost share account.

38 Nonpoint source pollution assistance..... \$2,278,435

39 *Provided*, That any unencumbered balance in the nonpoint source pol-  
40 lution assistance account in excess of \$100 as of June 30, 2010, is hereby  
41 reappropriated for fiscal year 2011.

42 Conservation district aid..... \$2,113,796

43 *Provided*, That any unencumbered balance in the conservation district



1 aid account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
2 for fiscal year 2011.

3 Watershed dam construction..... \$691,975  
4 *Provided*, That any unencumbered balance in the watershed dam con-  
5 struction account in excess of \$100 as of June 30, 2010, is hereby reap-  
6 propriated for fiscal year 2011: *Provided further*, That expenditures from  
7 the watershed dam construction account are hereby authorized for en-  
8 gineering contracts for watershed planning as determined by the state  
9 conservation commission.

10 Lake restoration..... \$656,298  
11 *Provided*, That any unencumbered balance in the lake restoration account  
12 in excess of \$100 as of June 30, 2010, is hereby reappropriated for fiscal  
13 year 2011: *Provided further*, **That the state conservation commission**  
14 **may make expenditures during fiscal year 2011 from the lake res-**  
15 **toration account, from fiscal year 2009 encumbered moneys under**  
16 **contract in the water supply restoration program, for the installa-**  
17 **tion of an alternative public water supply solution for Washington**  
18 **county rural water district no. 1.**

19 Kansas water quality buffer initiatives..... \$196,770  
20 *Provided*, That any unencumbered balance in the Kansas water quality  
21 buffer initiatives account in excess of \$100 as of June 30, 2010, is hereby  
22 reappropriated for fiscal year 2011: *Provided further*, That all expendi-  
23 tures from the Kansas water quality buffer initiatives account shall be for  
24 grants or incentives to install water quality best management practices  
25 under the governor’s water quality initiative: *And provided further*, That  
26 such expenditures may be made from this account from the approved  
27 budget amount for fiscal year 2011 in accordance with contracts, which  
28 are hereby authorized to be entered into by the executive director of the  
29 state conservation commission on behalf of the commission, for such  
30 grants or incentives.

31 Riparian and wetland program ..... \$165,144  
32 *Provided*, That any unencumbered balance in the riparian and wetland  
33 program account in excess of \$100 as of June 30, 2010, is hereby reap-  
34 propriated for fiscal year 2011.

35 Water transition assistance program ..... \$600,984  
36 *Provided*, That any unencumbered balance in the water transition assis-  
37 tance program account in excess of \$100 as of June 30, 2010, is hereby  
38 reappropriated for fiscal year 2011.

39 (d) On or after the effective date of this act, during fiscal year 2009,  
40 fiscal year 2010 and fiscal year 2011, all expenditures made by the state  
41 conservation commission from the moneys appropriated in the conser-  
42 vation reserve enhancement program account from the state water plan  
43 fund for fiscal year 2009, fiscal year 2010 or fiscal year 2011 as authorized

1 by chapter 187 of the 2008 session laws of Kansas, or by this or other  
2 appropriation act of the 2010 regular session of the legislature, shall be  
3 made by the state conservation commission in accordance with the fol-  
4 lowing; *Provided*, That any unencumbered balance in the conservation  
5 reserve enhancement program account in excess of \$100 as of June 30,  
6 2010, is hereby reappropriated for fiscal year 2011: *And provided further*,  
7 That all expenditures under the conservation reserve enhancement pro-  
8 gram, referred to as CREP in this subsection, are subject to the following  
9 criteria:

10 (1) The total number of acres enrolled in Kansas in CREP for the four  
11 fiscal years 2008, 2009, 2010, and 2011 shall not exceed 40,000 acres;

12 (2) the number of acres eligible for enrollment in CREP in Kansas shall  
13 be limited to one-half of the number of acres represented by contracts  
14 in the federal conservation reserve program that have expired in the prior  
15 year in counties within the CREP area, except that if federal law permits  
16 the land enrolled in the CREP program to be used for agricultural pur-  
17 poses such as planting of agricultural commodities, including, but not  
18 limited to, grains, cellulosic or biomass materials, alfalfa, grasses, legumes  
19 or other cover crops then the number of acres eligible for enrollment  
20 shall be limited to the number of acres represented by contracts in the  
21 federal conservation reserve program that have expired in the prior year  
22 in counties within the CREP area;

23 (3) lands enrolled in the conservation reserve program as of January 1,  
24 2008, shall not be eligible for enrollment in CREP;

25 (4) no more than 25% of the acreage in CREP may be in any one  
26 county;

27 (5) no water right that is owned by a governmental entity, except a  
28 groundwater management district, shall be purchased or retired by the  
29 state or federal government pursuant to CREP; and

30 (6) only water rights in good standing are eligible for inclusion under  
31 CREP: *And provided further*, That to be a water right in good standing  
32 the following criteria must be met: (A) At least 50% of the maximum  
33 annual quantity authorized to be diverted under the water right has been  
34 used in any three years from 2001 through 2005; (B) in the years 2001  
35 through 2005 the water rights used for the acreage in CREP shall not  
36 have exceeded the maximum annual quantity authorized to be diverted  
37 and shall not have been the subject of enforcement sanctions by the di-  
38 vision of water resources in the last four years; and (C) the water right  
39 holder has submitted the required annual water use report required by  
40 K.S.A. 82a-732, and amendments thereto, for each of the most recent 10  
41 years; *And provided further*, That the state conservation commission shall  
42 submit a CREP report to the senate committee on natural resources and  
43 the house committee on agriculture and natural resources at the begin-

1 ning of the 2011 regular session of the legislature which shall contain a  
2 description of program activities and shall include: (i) The total water  
3 rights, measured in acre feet, retired in CREP during fiscal year 2009,  
4 fiscal year 2010, and fiscal year 2011 to date, (ii) the acreage enrolled in  
5 CREP during fiscal year 2009 and in fiscal year 2010 and in fiscal year  
6 2011 to date, (iii) the dollar amounts received and expended for CREP  
7 during fiscal year 2009 and in fiscal year 2010 and in fiscal year 2011 to  
8 date, (iv) the economic impact of the CREP, (v) the change in ground-  
9 water levels in the CREP area during fiscal year 2009, fiscal year 2010,  
10 and fiscal year 2011 to date, (vi) the annual amount of water usage in the  
11 CREP area during fiscal year 2007, and fiscal year 2008, and fiscal year  
12 2009, and fiscal year 2010, and fiscal year 2011, to date, (vii) an assessment  
13 of meeting each of the program objectives identified in the agreement  
14 with the farm service agency, and (viii) such other information as the state  
15 conservation commission shall specify.

16 (e) During the fiscal year ending June 30, 2011, the executive director  
17 of the state conservation commission, with the approval of the director  
18 of the budget, may transfer any part of any item of appropriation for fiscal  
19 year 2011 from the state water plan fund for the state conservation com-  
20 mission to another item of appropriation for fiscal year 2011 from the  
21 state water plan fund for the state conservation commission: *Provided*,  
22 That the executive director of the state conservation commission shall  
23 certify each such transfer to the director of accounts and reports and shall  
24 transmit a copy of each such certification to (1) the director of legislative  
25 research, (2) the chairperson of the house of representatives agriculture  
26 and natural resources budget committee, and (3) the appropriate chair-  
27 person of the subcommittee on agriculture of the senate committee on  
28 ways and means.

29 (f) On July 1, 2010, or as soon thereafter as moneys are available, not-  
30 withstanding the provisions of any other statute, the director of accounts  
31 and reports shall transfer \$9,144 from the agency motor pool fund to the  
32 state general fund: *Provided*, That the transfer of such amount shall be  
33 in addition to any other transfer from the agency motor pool fund to the  
34 state general fund as prescribed by law: *Provided further*, That the  
35 amount transferred from the agency motor pool fund to the state general  
36 fund pursuant to this subsection is to reimburse the state general fund  
37 for accounting, auditing, budgeting, legal, payroll, personnel and pur-  
38 chasing services and any other governmental services which are per-  
39 formed on behalf of the state conservation commission by other state  
40 agencies which receive appropriations from the state general fund to pro-  
41 vide such services.

42 (g) On July 1, 2010, or as soon thereafter as moneys are available,  
43 notwithstanding the provisions of any other statute, the director of ac-

1 counts and reports shall transfer \$9,144 from the land reclamation fee  
2 fund to the state general fund: *Provided*, That the transfer of such amount  
3 shall be in addition to any other transfer from the land reclamation fee  
4 fund to the state general fund as prescribed by law: *Provided further*,  
5 That the amount transferred from the land reclamation fee fund to the  
6 state general fund pursuant to this subsection is to reimburse the state  
7 general fund for accounting, auditing, budgeting, legal, payroll, personnel  
8 and purchasing services and any other governmental services which are  
9 performed on behalf of the state conservation commission by other state  
10 agencies which receive appropriations from the state general fund to pro-  
11 vide such services.

12 Sec. ~~106.~~ **110.**

13 KANSAS WATER OFFICE

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

16 Water resources operating expenditures ..... \$1,889,952

17 *Provided*, That any unencumbered balance in the water resources oper-  
18 ating expenditures account in excess of \$100 as of June 30, 2010, is hereby  
19 reappropriated for fiscal year 2011: *Provided, however*, That expenditures  
20 from this account for official hospitality shall not exceed \$250.

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

25 Local water project match fund..... No limit

26 *Provided*, That all moneys received from local government entities and  
27 instrumentalities to be used to match funds for water projects shall be  
28 deposited in the state treasury in accordance with the provisions of K.S.A.  
29 75-4215, and amendments thereto, and shall be credited to the local water  
30 project match fund: *Provided further*, That all moneys credited to this  
31 fund shall be used to match state funds or federal funds, or both for water  
32 projects.

33 Water supply storage assurance fund..... No limit

34 *Provided*, That no additional water supply storage space shall be pur-  
35 chased in Milford, Perry, Big Hill or Hillsdale reservoirs during fiscal year  
36 2011, unless a contract is entered into under the state water plan storage  
37 act, K.S.A. 82a-1301 et seq., and amendments thereto, to supply water  
38 to users which is not held under contract in such reservoirs.

39 State conservation storage water supply fund..... \$0

40 Water marketing fund..... No limit

41 Federal grants and receipts fund ..... No limit

42 General fees fund..... No limit

43 *Provided*, That expenditures may be made from the general fees fund for

1 operating expenditures for the Kansas water office, including training and  
2 informational programs and official hospitality: *Provided further*, That the  
3 director of the Kansas water office is hereby authorized to fix, charge and  
4 collect fees for such programs: *And provided further*, That fees for such  
5 programs shall be fixed in order to recover all or part of the operating  
6 expenses incurred for such programs, including official hospitality: *And*  
7 *provided further*, That all fees received for such programs and all fees  
8 received for providing access to or for furnishing copies of public records  
9 shall be deposited in the state treasury in accordance with the provisions  
10 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the  
11 general fees fund.

12 Motor pool vehicle replacement fund..... No limit  
13 Reservoir storage beneficial use fund ..... No limit

14 *Provided*, That expenditures may be made by the above agency from the  
15 reservoir storage beneficial use fund to call water into service for bene-  
16 ficial uses or to complete studies or take actions necessary to ensure res-  
17 ervoir storage sustainability, subject to the availability of moneys credited  
18 to the reservoir storage beneficial use fund.

19 (c) There is appropriated for the above agency from the state water  
20 plan fund for the fiscal year ending June 30, 2011, for the state water  
21 plan project or projects specified, the following:

22 Assessment and evaluation..... \$490,000

23 *Provided*, That any unencumbered balance in the assessment and eval-  
24 uation account in excess of \$100 as of June 30, 2010, is hereby reappro-  
25 priated for fiscal year 2011.

26 GIS data base development ..... \$175,000

27 *Provided*, That any unencumbered balance in the GIS data base devel-  
28 opment account in excess of \$100 as of June 30, 2010, is hereby reap-  
29 propriated for fiscal year 2011.

30 MOU — storage operations and maintenance ..... \$248,500

31 *Provided*, That any unencumbered balance in the MOU — storage op-  
32 erations and maintenance account in excess of \$100 as of June 30, 2010,  
33 is hereby reappropriated for fiscal year 2011.

34 Technical assistance to water users ..... \$437,443

35 *Provided*, That any unencumbered balance in the technical assistance to  
36 water users account in excess of \$100 as of June 30, 2010, is hereby  
37 reappropriated for fiscal year 2011.

38 Water resource education..... \$38,500

39 *Provided*, That any unencumbered balance in the water resource edu-  
40 cation account in excess of \$100 as of June 30, 2010, is hereby reappro-  
41 priated for fiscal year 2011.

42 Wichita aquifer storage and recovery project..... \$563,531

43 *Provided*, That any unencumbered balance in the Wichita aquifer recov-

1 ery project account in excess of \$100 as of June 30, 2010, is hereby reap-  
2 propriated to the Wichita aquifer storage and recovery project account  
3 for fiscal year 2011.

4 Weather modification program..... \$168,000  
5 *Provided*, That any unencumbered balance in the weather modification  
6 program account in excess of \$100 as of June 30, 2010, is hereby reap-  
7 propriated for fiscal year 2011.

8 Weather stations ..... \$49,000  
9 *Provided*, That any unencumbered balance in the weather stations ac-  
10 count in excess of \$100 as of June 30, 2010, is hereby reappropriated for  
11 fiscal year 2011.

12 (d) During the fiscal year ending June 30, 2011, the director of the  
13 Kansas water office, with approval of the director of the budget, may  
14 transfer any part of any item of appropriation for fiscal year 2011 from  
15 the state water plan fund for the Kansas water office to another item of  
16 appropriation for fiscal year 2011 from the state water plan fund for the  
17 Kansas water office: *Provided, however*, That the director of the Kansas  
18 water office shall certify each such transfer to the director of accounts  
19 and reports and shall transmit a copy of each such certification to (1) the  
20 director of legislative research, (2) the chairperson of the house of rep-  
21 resentatives agriculture and natural resources budget committee, and (3)  
22 the appropriate chairperson of the subcommittee on agriculture of the  
23 senate committee on ways and means.

24 (e) During the fiscal year ending June 30, 2011, if it appears that the  
25 resources are insufficient to meet in full the estimated expenditures as  
26 they become due to meet the financial obligations imposed by law on the  
27 water marketing fund of the Kansas water office as a result of a cash flow  
28 shortfall, the pooled money investment board is authorized and directed  
29 to loan to the director of the Kansas water office a sufficient amount or  
30 amounts of moneys to maintain the cash flow of the water marketing fund  
31 upon approval of each such loan by the state finance council acting on  
32 this matter which is hereby characterized as a matter of legislative dele-  
33 gation and subject to the guidelines prescribed in subsection (c) of K.S.A.  
34 75-3711c, and amendments thereto. No such loan shall be made unless  
35 the terms have been approved by the director of the budget. A copy of  
36 the terms of each such loan shall be submitted to the director of legislative  
37 research. The pooled money investment board is authorized and directed  
38 to use any moneys in the operating accounts, investment accounts or other  
39 investments of the state of Kansas to provide the funds for each such loan.  
40 Each such loan shall be repaid without interest within one year from the  
41 date of the loan.

42 (f) During the fiscal year ending June 30, 2011, if it appears that the  
43 resources are insufficient to meet in full the estimated expenditures as

1 they become due to meet the financial obligations imposed by law on the  
2 water marketing fund of the Kansas water office as a result of increases  
3 in water rates, fees or charges imposed by the federal government, the  
4 pooled money investment board is authorized and directed to loan to the  
5 director of the Kansas water office a sufficient amount or amounts of  
6 moneys to reimburse the water marketing fund for increases in water  
7 rates, fees or charges imposed by the federal government and to allow  
8 the Kansas water office to spread such increases to consumers over a  
9 longer period, except that no such loan shall be made unless the terms  
10 thereof have been approved by the state finance council acting on this  
11 matter which is hereby characterized as a matter of legislative delegation  
12 and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-  
13 3711c, and amendments thereto. The pooled money investment board is  
14 authorized and directed to use any moneys in the operating accounts,  
15 investment accounts or other investments of the state of Kansas to provide  
16 the funds for each such loan. Each such loan shall bear interest at a rate  
17 equal to the net earnings rate for the pooled money investment portfolio  
18 at the time of the making of such loan. Such loan shall not be deemed to  
19 be an indebtedness or debt of the state of Kansas within the meaning of  
20 section 6 of article 11 of the constitution of the state of Kansas. Upon  
21 certification to the pooled money investment board by the director of the  
22 Kansas water office of the amount of each loan authorized pursuant to  
23 this subsection, the pooled money investment board shall transfer each  
24 such amount certified by the director of the Kansas water office from the  
25 state bank account or accounts to the water marketing fund of the Kansas  
26 water office. The principal and interest of each loan authorized pursuant  
27 to this subsection shall be repaid in payments payable at least annually  
28 for a period of not more than five years.

29 (g) During the fiscal year ending June 30, 2011, the director of accounts  
30 and reports shall transfer an amount or amounts specified by the director  
31 of the Kansas water office prior to April 1, 2011, from the water marketing  
32 fund to the state general fund, in accordance with the provisions of the  
33 state water plan storage act, and amendments thereto, and rules and reg-  
34 ulations adopted thereunder, for the purposes of making repayments to  
35 the state general fund for moneys advanced for annual capital cost pay-  
36 ments for water supply storage space in reservoirs.

37 (h) During the fiscal year ending June 30, 2011, the director of accounts  
38 and reports shall transfer an amount or amounts specified by the director  
39 of the Kansas water office prior to April 1, 2011, from the water assurance  
40 fund to the state general fund, in accordance with the provisions of the  
41 state water plan storage act, and amendments thereto, and rules and reg-  
42 ulations adopted thereunder, for the purposes of making repayments to  
43 the state general fund for moneys advanced for the purchase of water

1 supply storage space in reservoirs.  
2 (i) On July 1, 2010, or as soon thereafter as moneys are available, not-  
3 withstanding the provisions of any other statute, the director of accounts  
4 and reports shall transfer \$46,447 from the water supply storage assurance  
5 fund to the state general fund: *Provided*, That the transfer of such amount  
6 shall be in addition to any other transfer from the water supply storage  
7 assurance fund to the state general fund as prescribed by law: *Provided*  
8 *further*, That the amount transferred from the water supply storage as-  
9 surance fund to the state general fund pursuant to this subsection is to  
10 reimburse the state general fund for accounting, auditing, budgeting, le-  
11 gal, payroll, personnel and purchasing services and any other govern-  
12 mental services which are performed on behalf of the state conservation  
13 commission by other state agencies which receive appropriations from  
14 the state general fund to provide such services.

15 Sec. ~~107~~. **III.**

16 DEPARTMENT OF WILDLIFE AND PARKS

17 (a) There is appropriated for the above agency from the state general  
18 fund for the fiscal year ending June 30, 2011, the following:  
19 Operating expenditures ..... \$3,408,618  
20 *Provided*, That any unencumbered balance in the operating expenditures  
21 account in excess of \$100 as of June 30, 2010, is hereby reappropriated  
22 for fiscal year 2011: *Provided, however*, That expenditures from this ac-  
23 count for official hospitality shall not exceed \$1,000.  
24 State parks operating expenditures..... \$1,457,810  
25 *Provided*, That any unencumbered balance in the state parks operating  
26 expenditures account in excess of \$100 as of June 30, 2010, is hereby  
27 reappropriated for fiscal year 2011.  
28 Reimbursement for annual licenses issued to national  
29 guard members ..... \$36,500  
30 *Provided*, That all moneys in the reimbursement for annual licenses is-  
31 sued to national guard members account shall be expended to pay the  
32 wildlife fee fund for the cost of fees for annual hunting and annual fishing  
33 licenses issued for the calendar year 2011 to Kansas army or air national  
34 guard members, which licenses are hereby authorized to be issued with-  
35 out charge to such members in accordance with policies and procedures  
36 prescribed by the secretary of wildlife and parks therefor and subject to  
37 the limitation of the moneys appropriated and available in the reimburse-  
38 ment for annual licenses issued to national guard members account to  
39 pay the wildlife fee fund for such licenses: *Provided, however*, That no  
40 other hunting or fishing licenses or permits shall be eligible to be paid  
41 from this account: *Provided further*, That any unencumbered balance in  
42 the reimbursement for annual licenses issued to national guard members  
43 account in excess of \$100 as of June 30, 2010, is hereby reappropriated



1 for fiscal year 2011.  
2 Reimbursement for annual park permits issued to national  
3 guard members ..... \$18,000  
4 *Provided*, That all moneys in the reimbursement for annual park permits  
5 issued to national guard members account shall be expended to pay the  
6 parks fee fund for the cost of fees for annual park vehicle permits issued  
7 for the calendar year 2011 to Kansas army or air national guard members,  
8 which annual park vehicle permits are hereby authorized to be issued  
9 without charge to such members in accordance with policies and proce-  
10 dures prescribed by the secretary of wildlife and parks therefor and sub-  
11 ject to the limitation of the moneys appropriated and available in the  
12 reimbursement for annual park permits issued to national guard members  
13 account to pay the parks fee fund for such permits: *Provided, however*,  
14 That not more than one annual park vehicle permit per family shall be  
15 eligible to be paid from this account: *Provided further*, That any unen-  
16 cumbered balance in the reimbursement for annual park permits issued  
17 to national guard members account in excess of \$100 as of June 30, 2010,  
18 is hereby reappropriated for fiscal year 2011.  
19 Reimbursement for annual licenses issued to Kansas dis-  
20 abled veterans ..... \$74,264  
21 *Provided*, That all moneys in the reimbursement for annual licenses is-  
22 sued to Kansas disabled veterans account shall be expended to pay the  
23 wildlife fee fund for the cost of fees for annual hunting and annual fishing  
24 licenses issued for the calendar year 2011 to Kansas disabled veterans,  
25 which licenses are hereby authorized to be issued without charge to such  
26 veterans in accordance with policies and procedures prescribed by the  
27 secretary of wildlife and parks therefor and subject to the limitation of  
28 the moneys appropriated and available in the reimbursement for annual  
29 licenses issued to Kansas disabled veterans account to pay the wildlife fee  
30 fund for such licenses: *Provided, however*, That to qualify for such license  
31 without charge, the resident disabled veteran shall have been separated  
32 from the armed services under honorable conditions, have a disability  
33 certified by the Kansas commission on veterans affairs as being service  
34 connected and such service connected disability is equal to or greater  
35 than 30%: *Provided further*, That no other hunting or fishing licenses or  
36 permits shall be eligible to be paid from this account: *And provided fur-*  
37 *ther*, That any unencumbered balance in the reimbursement for annual  
38 licenses issued to Kansas disabled veterans account in excess of \$100 as  
39 of June 30, 2010, is hereby reappropriated for fiscal year 2011.  
40 (b) There is appropriated for the above agency from the following spe-  
41 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
42 moneys now or hereafter lawfully credited to and available in such fund  
43 or funds, except that expenditures other than refunds authorized by law

1 shall not exceed the following:  
2 Wildlife fee fund ..... \$24,254,777  
3 *Provided*, That additional expenditures may be made from the wildlife  
4 fee fund for fiscal year 2011 for the purposes of compensating federal aid  
5 program expenditures if necessary in order to comply with requirements  
6 established by the United States fish and wildlife service for the utilization  
7 of federal aid funds: *Provided further*, That all such expenditures shall be  
8 in addition to any expenditure limitation imposed upon the wildlife fee  
9 fund for fiscal year 2011: *And provided further*, That the secretary of  
10 wildlife and parks shall report all such expenditures to the governor and  
11 the legislature as appropriate: *And provided further*, That expenditures  
12 from this fund for official hospitality shall not exceed \$1,000.  
13 Parks fee fund ..... ~~\$5,934,743~~ **\$6,261,987**  
14 *Provided*, That additional expenditures may be made from the parks fee  
15 fund for fiscal year 2011 for the purposes of compensating federal aid  
16 program expenditures if necessary in order to comply with requirements  
17 established by the United States fish and wildlife service for the utilization  
18 of federal aid funds: *Provided further*, That all such expenditures shall be  
19 in addition to any expenditure limitation imposed upon the parks fee fund  
20 for fiscal year 2011: *And provided further*, That the secretary of wildlife  
21 and parks shall report all such expenditures to the governor and the leg-  
22 islature as appropriate.  
23 Boating fee fund ..... \$964,820  
24 *Provided*, That additional expenditures may be made from the boating  
25 fee fund for fiscal year 2011 for the purposes of compensating federal aid  
26 program expenditures if necessary in order to comply with requirements  
27 established by the United States fish and wildlife service for the utilization  
28 of federal aid funds: *Provided further*, That all such expenditures shall be  
29 in addition to any expenditure limitation imposed upon the boating fee  
30 fund for fiscal year 2011: *And provided further*, That the secretary of  
31 wildlife and parks shall report all such expenditures to the governor and  
32 the legislature as appropriate: *And provided further*, That expenditures  
33 from this fund for official hospitality shall not exceed \$1,000.  
34 Central aircraft fund ..... No limit  
35 *Provided*, That expenditures may be made by the above agency from the  
36 central aircraft fund for aircraft operating expenditures, for aircraft main-  
37 tenance and repair, to provide aircraft services to other state agencies,  
38 and for the purchase of state aircraft insurance: *Provided further*, That  
39 the secretary of wildlife and parks is hereby authorized to fix, charge and  
40 collect fees for the provision of aircraft services to other state agencies:  
41 *And provided further*, That such fees shall be fixed to recover all or part  
42 of the operating expenditures incurred in providing such services: *And*  
43 *provided further*, That all fees received for such services shall be credited

1	to the central aircraft fund.	
2	Department access roads fund .....	\$1,012,347
3	Wildlife and parks nonrestricted fund.....	No limit
4	Prairie spirit rails-to-trails fee fund.....	No limit
5	Nongame wildlife improvement fund .....	No limit
6	Nongame wildlife improvement fund — federal .....	No limit
7	Wildlife conservation fund .....	No limit
8	Federally licensed wildlife areas fund.....	No limit
9	State agricultural production fund.....	No limit
10	Land and water conservation fund — state .....	No limit
11	Land and water conservation fund — local .....	No limit
12	Development and promotions fund.....	No limit
13	Department of wildlife and parks private gifts and dona-	
14	tions fund .....	No limit
15	Fish and wildlife restitution fund.....	No limit
16	Parks restitution fund.....	No limit
17	Nonfederal grants fund .....	No limit
18	Other federal grants fund .....	No limit
19	<i>Provided</i> , That the above agency is authorized to make expenditures from	
20	the other federal grants fund of any moneys credited to this fund from	
21	any individual grant if the grant: (1) Is less than or equal to \$750,000 in	
22	the aggregate, and (2) does not require the matching expenditure of any	
23	other moneys in the state treasury during fiscal year 2011 other than	
24	moneys appropriated by this or other appropriation act of the 2010 reg-	
25	ular session of the legislature: <i>Provided, however</i> , That, upon application	
26	to and authorization by the governor, the above agency may make ex-	
27	penditures of moneys credited to this fund from any individual federal	
28	grant which is more than \$750,000 in the aggregate or which requires the	
29	matching expenditure of moneys in the state treasury during the current	
30	or any ensuing fiscal year: <i>Provided further</i> , That, subject to the provisions	
31	of the other provisos prescribing guidelines for authority to make ex-	
32	penditures from the other federal grants fund, expenditures may be made	
33	from the other federal grants fund for capital improvements.	
34	Suspense fund .....	No limit
35	Employee maintenance deduction clearing fund.....	No limit
36	Cabin revenue fund.....	No limit
37	Boating fund — federal.....	No limit
38	Wildlife fund — federal .....	No limit
39	Wildlife conservation fund — federal.....	No limit
40	Feed the hungry fund .....	No limit
41	(c) There is appropriated for the above agency from the state water	
42	plan fund for the fiscal year ending June 30, 2011, the following:	
43	Stream monitoring.....	\$28,800

1     Sec. ~~108.~~ **112.**

2                     DEPARTMENT OF TRANSPORTATION

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

6     State highway fund ..... No limit

7     *Provided*, That no expenditures may be made from the state highway fund  
8     other than for the purposes specifically authorized by this or other ap-  
9     propriation act.

10    Special city and county highway fund ..... No limit

11    County equalization and adjustment fund ..... \$2,500,000

12    Highway special permits fund ..... No limit

13    Highway bond debt service fund ..... No limit

14    Rail service improvement fund..... No limit

15    Transportation revolving fund ..... No limit

16    Rail service assistance program loan guarantee fund..... No limit

17    ~~Railroad rehabilitation loan guarantee fund..... No limit~~

18    ~~*Provided*, That expenditures from the railroad rehabilitation loan guar-  
19    antee fund shall not exceed the amount which the secretary of transpor-  
20    tation is obligated to pay during the fiscal year ending June 30, 2011, in  
21    satisfaction of liabilities arising from the unconditional guarantee of pay-  
22    ment which was entered into by the secretary of transportation in con-  
23    nection with the mid-states port authority federally taxable revenue re-  
24    funding bonds, series 1994, dated May 1, 1994, authorized by K.S.A.  
25    12-3420, and amendments thereto, and guaranteed pursuant to K.S.A.  
26    75-5031, and amendments thereto.~~

27    Interagency motor vehicle fuel sales fund ..... No limit

28    *Provided*, That expenditures may be made from the interagency motor  
29    vehicle fuel sales fund to provide and sell motor vehicle fuel to the Kansas  
30    highway patrol: *Provided further*, That the secretary of transportation is  
31    hereby authorized to fix, charge and collect fees for motor vehicle fuel  
32    sold to the Kansas highway patrol: *And provided further*, That such fees  
33    shall be fixed in order to recover all or part of the expenses incurred in  
34    providing motor vehicle fuel to the Kansas highway patrol: *And provided*  
35    *further*, That all fees received for such sales of motor vehicle fuel shall  
36    be credited to the interagency motor vehicle fuel sales fund.

37    Coordinated public transportation assistance fund..... No limit

38    Public use general aviation airport development fund..... No limit

39    Highway bond proceeds fund..... No limit

40    Communication system revolving fund ..... No limit

41    Traffic records enhancement fund ..... No limit

42    Other federal grants fund ..... No limit

43    Other federal grants fund ..... No limit

1 *Provided*, That no moneys received by the department of transportation  
2 that are highway trust funds or moneys that are received by the depart-  
3 ment of transportation under federal grants received on an ongoing basis  
4 shall be credited to the other federal grants fund: *Provided, however*,  
5 That the secretary of transportation may transfer moneys between the  
6 other federal grants fund and the state highway fund.  
7 Kansas intermodal transportation revolving fund..... No limit  
8 (b) Expenditures may be made by the above agency for the fiscal year  
9 ending June 30, 2011, from the state highway fund for the following  
10 specified purposes: *Provided*, That expenditures from the state highway  
11 fund for fiscal year 2011 other than refunds authorized by law for the  
12 following specified purposes shall not exceed the limitations prescribed  
13 therefor as follows:  
14 ***Passenger rail service revolving fund..... No limit***  
15 Agency operations ..... ~~\$267,865,758~~ **\$268,052,188**  
16 *Provided*, That expenditures from the agency operations account of the  
17 state highway fund for official hospitality by the secretary of transporta-  
18 tion shall not exceed \$5,000: *Provided further*, That expenditures may be  
19 made from this account for engineering services furnished to counties for  
20 road and bridge projects under K.S.A. 68-402e, and amendments thereto.  
21 Conference fees ..... No limit  
22 *Provided*, That the secretary of transportation is hereby authorized to fix,  
23 charge and collect conference, training and workshop attendance and  
24 registration fees for conferences, training seminars and workshops spon-  
25 sored or cosponsored by the department: *Provided further*, That such  
26 fees shall be deposited in the state treasury and credited to the conference  
27 fees account of the state highway fund: *And provided further*, That ex-  
28 penditures may be made from this account to defray all or part of the  
29 costs of the conferences, training seminars and workshops.  
30 Substantial maintenance ..... No limit  
31 Claims ..... No limit  
32 Payments for city connecting links ..... \$3,360,000  
33 Federal local aid programs..... No limit  
34 Bond services fees ..... No limit  
35 Construction, remodeling and special maintenance pro-  
36 jects for buildings ..... \$0  
37 *Provided*, That expenditures may be made from the construction, re-  
38 modeling and special maintenance projects for buildings account of the  
39 state highway fund of amounts in unexpended balances as of June 30,  
40 2010, in capital improvement project accounts of projects approved for  
41 prior fiscal years: *Provided further*, That expenditures from this account  
42 of amounts in such unexpended balances shall be in addition to any ex-  
43 penditure limitation imposed on this account for fiscal year 2011.

1 Other capital improvements..... No limit  
2 *Provided*, That the secretary of transportation is authorized to make ex-  
3 penditures from the other capital improvements account to undertake a  
4 program to assist cities and counties with railroad crossings of roads not  
5 on the state highway system.

6 (c) (1) In addition to the other purposes for which expenditures may  
7 be made by the above agency from the state highway fund for fiscal year  
8 2011, expenditures may be made by the above agency from the following  
9 capital improvement account or accounts of the state highway fund for  
10 fiscal year 2011 for the following capital improvement project or projects,  
11 subject to the expenditure limitations prescribed therefor:

12 Buildings — rehabilitation and repair.....	\$3,454,139
13 Buildings — reroofing.....	\$380,317
14 Buildings — other construction, renovation and repair ....	\$1,991,974

15 (2) In addition to the other purposes for which expenditures may be  
16 made by the above agency from the state highway fund for fiscal year  
17 2011, expenditures may be made by the above agency from the state  
18 highway fund for fiscal year 2011 from the unencumbered balance as of  
19 June 30, 2010, in each capital improvement project account for a building  
20 or buildings in the state highway fund for one or more projects approved  
21 for prior fiscal years: *Provided*, That all expenditures from the unencum-  
22 bered balance in any such project account of the state highway fund for  
23 fiscal year 2011 shall not exceed the amount of the unencumbered bal-  
24 ance in such project account on June 30, 2010, subject to the provisions  
25 of section (d): *Provided further*, That all expenditures from any such pro-  
26 ject account shall be in addition to any expenditure limitation imposed  
27 on the state highway fund for fiscal year 2011.

28 (d) During the fiscal year ending June 30, 2011, the secretary of trans-  
29 portation, with the approval of the director of the budget, may transfer  
30 any part of any item of appropriation in a capital improvement project  
31 account for a building or buildings for fiscal year 2011 from the state  
32 highway fund for the department of transportation to another item of  
33 appropriation in a capital improvement project account for a building or  
34 buildings for fiscal year 2011 from the state highway fund for the de-  
35 partment of transportation: *Provided*, That the secretary of transportation  
36 shall certify each such transfer to the director of accounts and reports and  
37 shall transmit a copy of each such certification to the director of legislative  
38 research.

39 (e) On April 1, 2011, the director of accounts and reports shall transfer  
40 from the motor pool service fund of the department of administration to  
41 the state highway fund of the department of transportation an amount  
42 determined to be equal to the sum of the annual vehicle registration fees  
43 for each vehicle owned or leased by the state or any state agencies in

1 accordance with K.S.A. 75-4611, and amendments thereto.

2 ~~(f) During the fiscal year ending June 30, 2011, upon notification from~~  
3 ~~the secretary of transportation that an amount is due and payable from~~  
4 ~~the railroad rehabilitation loan guarantee fund, the director of accounts~~  
5 ~~and reports shall transfer from the state highway fund to the railroad~~  
6 ~~rehabilitation loan guarantee fund the amount certified by the secretary~~  
7 ~~as due and payable.~~

8 ~~(g)~~ (f) Any payment for services during the fiscal year ending June 30,  
9 2011, from the state highway fund to other state agencies shall be in  
10 addition to any expenditure limitation imposed on the state highway fund  
11 for fiscal year 2011.

12 ~~(h)~~ (g) For the fiscal year ending June 30, 2011, the department of  
13 transportation shall prepare and submit along with the documents re-  
14 quired under K.S.A. 75-3717, and amendments thereto, additional doc-  
15 uments that present the revenues, transfers, and expenditures that are  
16 considered to be in support of the comprehensive transportation program  
17 authorized by K.S.A. 68-2314a et seq., and amendments thereto: *Pro-*  
18 *vided*, That documents shall include both reportable as well as nonre-  
19 portable and off-budget items that reflect the revenues, transfers and  
20 expenditures associated with the comprehensive transportation program.

21 ~~(i)~~ (h) On July 1, 2010, October 1, 2010, January 1, 2011, and April 1,  
22 2011, or as soon after each such date as moneys are available, the director  
23 of accounts and reports shall transfer ~~\$26,250,000~~ **\$37,325,000** from the  
24 state highway fund of the department of transportation to the state gen-  
25 eral fund: *Provided*, That the transfer of each such amount shall be in  
26 addition to any other transfer from the state highway fund of the depart-  
27 ment of transportation to the state general fund as prescribed by law:  
28 *Provided further*, That, in addition to other purposes for which transfers  
29 and expenditures may be made from the state highway fund during fiscal  
30 year 2011 and notwithstanding the provisions of K.S.A. 68-416, and  
31 amendments thereto, or any other statute, transfers may be made from  
32 the state highway fund to the state general fund under this subsection  
33 during fiscal year 2011: *And provided further*, That all moneys transferred  
34 from the state highway fund to the state general fund under this subsec-  
35 tion shall be moneys credited to the state highway fund pursuant to K.S.A.  
36 79-3620 or 79-3710, and amendments thereto.

37 ~~(j)~~ (i) On July 1, 2010, or soon thereafter as moneys are available,  
38 notwithstanding the provisions of K.S.A. 75-5061, and amendments  
39 thereto, or any other statute, the director of accounts and reports shall  
40 transfer \$1,000,000 from the public use general aviation airport devel-  
41 opment fund to the state highway fund of the department of transpor-  
42 tation.

43 Sec. ~~109~~ **113**. *Position limitations.* (a) The number of full-time and

1	regular part-time positions equated to full-time, excluding seasonal and	
2	temporary positions, paid from appropriations for the fiscal year ending	
3	June 30, 2011, made in this or other appropriation act of the 2010 regular	
4	session of the legislature for the following agencies shall not exceed the	
5	following, except upon approval of the state finance council or pursuant	
6	to subsection (b):	
7	Attorney General.....	110.00
8	Secretary of State .....	54.00
9	State Treasurer .....	53.50
10	Insurance Department.....	138.36
11	<i>Provided</i> , That any attorney positions established in the insurance de-	
12	partment for the purpose of defense of the workers compensation fund	
13	shall be in addition to any limitation imposed on the full-time and regular	
14	part-time equivalent number of positions, excluding seasonal and tem-	
15	porary positions, paid from appropriations made for fiscal year 2011 for	
16	the department of insurance.	
17	Department of Commerce.....	314.75
18	Health Care Stabilization Fund Board of Governors.....	18.00
19	Judicial Council.....	7.00
20	Kansas Human Rights Commission.....	34.00
21	State Corporation Commission.....	214.00
22	Citizens' Utility Ratepayer Board.....	6.00
23	Department of Administration .....	746.95
24	Office of Administrative Hearings.....	13.00
25	State Court of Tax Appeals .....	26.00
26	Department of Revenue.....	1,096.00
27	Kansas Health Policy Authority .....	<del>288.65</del> <b>294.65</b>
28	Kansas Lottery.....	99.00
29	Kansas Racing and Gaming Commission — state racing	
30	operations and expanded lottery act regulation	
31	division .....	49.53
32	Kansas Racing and Gaming Commission — state gaming	
33	agency.....	24.00
34	Department of Labor.....	552.00
35	Kansas Commission on Veterans Affairs.....	498.00
36	Department of Health and Environment — Division of	
37	Health .....	<del>364.40</del> <b>363.40</b>
38	Department of Health and Environment — Division of	
39	Environment .....	<del>431.03</del> <b>428.03</b>
40	Department on Aging .....	214.00
41	Department of Social and Rehabilitation Services .....	3,669.13
42	Kansas Neurological Institute .....	<del>570.20</del> <b>546.70</b>
43	Larned State Hospital .....	<del>976.20</del> <b>953.70</b>



1	Osawatomie State Hospital .....	<del>441.40</del>	<b>439.40</b>
2	Parsons State Hospital and Training Center .....	<del>497.20</del>	<b>495.20</b>
3	Rainbow Mental Health Facility .....	<del>122.20</del>	<b>121.20</b>
4	Kansas, Inc. ....		4.50
5	Kansas Guardianship Program.....		11.00
6	State Library.....		25.00
7	Kansas Arts Commission .....		8.00
8	Kansas State School for the Blind.....		93.50
9	Kansas State School for the Deaf.....		173.50
10	State Historical Society .....		134.00
11	State Board of Regents .....		63.50
12	Department of Corrections.....		3,023.00
13	Juvenile Justice Authority .....		499.50
14	Adjutant General .....	<del>210.00</del>	<b>221.00</b>
15	State Fire Marshal.....		53.00
16	Kansas Parole Board.....		3.00
17	Attorney General — Kansas Bureau of Investigation .....		221.00
18	Emergency Medical Services Board.....		14.00
19	Kansas Sentencing Commission.....		10.00
20	Kansas Commission on Peace Officers' Standards and		
21	Training .....		7.00
22	Kansas Department of Agriculture .....	<del>341.50</del>	<b>343.50</b>
23	<i>Provided, That, if 2010 Senate Bill No. 570 is not passed by the</i>		
24	<i>legislature during the 2010 regular session and enacted into law,</i>		
25	<i>then, on July 1, 2010, the position limitation established for the</i>		
26	<i>fiscal year ending June 30, 2011, by this subsection for the Kansas</i>		
27	<i>department of agriculture is hereby decreased from 343.50 to</i>		
28	<i>341.50.</i>		
29	Kansas Animal Health Department.....		33.00
30	State Fair Board.....		24.00
31	State Conservation Commission.....		13.00
32	Kansas Water Office .....		23.50
33	Department of Wildlife and Parks .....		416.50
34	Department of Transportation.....		3,113.50
35	(b) During the fiscal year ending June 30, 2011, the secretary of social		
36	and rehabilitation services may increase the position limitation for the		
37	department of social and rehabilitation services or for any institution or		
38	facility under the general supervision and management of the secretary		
39	of social and rehabilitation services by making a corresponding decrease		
40	in the position limitation for either the department of social and rehabil-		
41	itation services or any institution or facility under the general supervision		
42	and management of the secretary of social and rehabilitation services.		
43	The secretary of social and rehabilitation services shall certify each such		

1 increase and corresponding decrease to the director of personnel services  
2 of the department of administration and shall transmit a copy of each  
3 such certification to the director of legislative research and the director  
4 of the budget.

5 (c) During the fiscal year ending June 30, 2011, the attorney general  
6 may authorize full-time non-FTE unclassified permanent positions and  
7 regular part-time non-FTE unclassified permanent positions, for the Kan-  
8 sas bureau of investigation that are paid from appropriations for the at-  
9 torney general — Kansas bureau of investigation for fiscal year 2011 made  
10 in this or other appropriation act of the 2010 regular session of the leg-  
11 islature, which shall be in addition to the number of full-time and regular  
12 part-time positions equated to full-time, excluding seasonal and tempo-  
13 rary positions, authorized for fiscal year 2011 for the attorney general —  
14 Kansas bureau of investigation. The attorney general shall certify each  
15 such authorization for non-FTE unclassified permanent positions for the  
16 Kansas bureau of investigation to the director of personnel services of the  
17 department of administration and shall transmit a copy of each such cer-  
18 tification to the director of legislative research and the director of the  
19 budget.

20 ~~Sec. 110.~~ **114.** (a) In addition to the other purposes for which expend-  
21 itures may be made by the legislature from the operations (including  
22 official hospitality) account of the state general fund for the fiscal year  
23 ending June 30, 2011, expenditures shall be made by the legislature from  
24 the operations (including official hospitality) account of the state general  
25 fund for fiscal year 2011 for an additional amount of allowance equal to  
26 the amount required to provide, along with the amount of allowance  
27 otherwise payable from appropriations for the legislature to each member  
28 of the legislature at the rate prescribed by subsection (c) of K.S.A. 46-  
29 137a, and amendments thereto, an aggregate amount of allowance (A) of  
30 \$354.15 for the two-week period which coincides with the first biweekly  
31 payroll period which is chargeable to fiscal year 2011 and for each of the  
32 14 ensuing two-week periods thereafter, and (B) of \$354.15 for the two-  
33 week period which coincides with the biweekly payroll period which in-  
34 cludes April 3, 2011, which is chargeable to fiscal year 2011 and for each  
35 of the four ensuing two-week periods thereafter, for each member of the  
36 legislature to defray expenses incurred between sessions of the legislature  
37 for postage, telephone, office and other incidental expenses, which are  
38 chargeable to fiscal year 2011, notwithstanding the provisions of K.S.A.  
39 46-137a, and amendments thereto: *Provided*, That all expenditures under  
40 this subsection (a) for such purposes shall be made otherwise in the same  
41 manner that such allowance is payable to such members of the legislature  
42 for such two-week periods for which such allowance is payable in accord-  
43 ance with this subsection (a) and which are chargeable to fiscal year 2011.

1 (b) (1) In addition to the other purposes for which expenditures may  
2 be made by any state agency named in this or other appropriation act of  
3 the 2010 regular session of the legislature from the moneys appropriated  
4 from the state general fund or from any special revenue fund for fiscal  
5 year 2011 as authorized by this or other appropriation act of the 2010  
6 regular session of the legislature, expenditures are hereby authorized and  
7 directed to be made by each such state agency from moneys appropriated  
8 from the state general fund or from any special revenue fund for fiscal  
9 year 2011 to provide each employee, who is eligible for a longevity bonus  
10 payment pursuant to K.S.A. 75-5541, and amendments thereto, an ad-  
11 ditional amount of longevity bonus payment during fiscal year 2011 equal  
12 to the amount required to provide, along with the amount of the longevity  
13 bonus payment otherwise payable pursuant to K.S.A. 75-5541, and  
14 amendments thereto, an aggregate amount of longevity bonus that would  
15 be payable if the amount of the longevity bonus payment pursuant to  
16 K.S.A. 75-5541, and amendments thereto, were determined by multiply-  
17 ing the number of full years of state service, not to exceed 25 years,  
18 rendered by such employee by \$50: *Provided*, That all expenditures under  
19 this subsection (b) for such purposes shall be made in the same manner  
20 and at the same time that the longevity bonus payment determined under  
21 K.S.A. 75-5541, and amendments thereto, is payable during fiscal year  
22 2011 to such employee: *Provided further*, That each such additional  
23 amount of longevity bonus payment to any such employee shall be  
24 deemed to have the same characteristics, be subject to the same with-  
25 holding, deduction or contribution requirements, and is intended to be a  
26 bonus as defined in 29 C.F.R. § 778.208, to the same extent and effect  
27 as longevity bonus payments that are payable pursuant to K.S.A. 75-5541,  
28 and amendments thereto.

29 (2) As used in this subsection (b), “state agency” means any state agency  
30 in the executive branch, legislative branch or judicial branch of state gov-  
31 ernment and “employee” means any officer or employee of a state agency.

32 (c) On July 1, 2010, the \$8,534,972 appropriated for the ~~above agency~~  
33 **state finance council** for the fiscal year ending June 30, 2011, by section  
34 3(a) of chapter 159 of the 2008 Session Laws of Kansas from the state  
35 general fund in the classified salary market adjustments (including fringe  
36 benefits) account, is hereby lapsed.

37 ***Sec. 115. On the effective date of this act, section 14 of 2010***  
38 ***Senate Substitute for House Bill No. 2222, is hereby amended to***  
39 ***read as follows: Sec. 14. (a) On the effective date of this act, of the***  
40 ***amount appropriated or reappropriated for the fiscal year ending***  
41 ***June 30, 2010, in each account of the state general fund of each***  
42 ***state agency, as authorized and provided by chapter 2, chapter 124***  
43 ***or chapter 144 of the 2009 Session Laws of Kansas or by this or***

1 *other appropriation act of the 2010 regular session of the legisla-*  
2 *ture, that is budgeted for salaries and wages, including per diem*  
3 *compensation, and any associated employer contributions other*  
4 *than employer payments for participants under the state health care*  
5 *benefits program pursuant to K.S.A. 75-6508, and amendments*  
6 *thereto, for state officers, as defined by this section, for the first*  
7 *payroll period commencing on or after the effective date of this act*  
8 *and each payroll period thereafter chargeable to fiscal year 2010,*  
9 *as determined by the director of the budget after consultation with*  
10 *the director of legislative research and upon certification to the*  
11 *director of accounts and reports, the amount equal to 5% of the*  
12 *amount so determined is hereby lapsed: Provided, however, That the*  
13 *lapse provided for in this subsection shall not apply to the appropriations*  
14 *or reappropriations for fiscal year 2010 in each account of the state gen-*  
15 *eral fund for the state board of regents, or any state educational institution*  
16 *under the control and supervision of the state board of regents.*

17 *(b) On the effective date of this act, notwithstanding the provi-*  
18 *sions of K.S.A. 2-1904, 17-2233, 20-155, 20-318, 20-3122, 20-3124,*  
19 *25-4119a, 32-801, 40-102, 40-110, 44-1003, 46-137a, 46-137b, 46-*  
20 *1102, 46-1210, 46-1211, 46-1212a, 48-203, 72-7602, 74-560, 74-*  
21 *601, 74-630, 74-2434, 74-2613, 74-3203a, 74-4908, 74-5002a, 74-*  
22 *8005, 74-8105, 74-8703, 75-412, 75-622, 75-711, 75-2535, 75-2701,*  
23 *75-2935b, 75-3101, 75-3102, 75-3103, 75-3104, 75-3108, 75-3110,*  
24 *75-3111, 75-3120f, 75-3120g, 75-3120h, 75-3120j, 75-3122, 75-*  
25 *3123, 75-3124, 75-3125, 75-3126, 75-3135, 75-3136, 75-3137, 75-*  
26 *3141, 75-3148, 75-3149, 75-3150, 75-3212, 75-3223, 75-3702a, 75-*  
27 *5001, 75-5101, 75-5203, 75-5301, 75-5601, 75-5701, 75-5702,*  
28 *75-5708, 75-5903, 75-6301 and 75-7001 and K.S.A. 2009 Supp. 75-*  
29 *3135a, 75-7206, 75-7207, 75-7402 and 75-7427, and amendments*  
30 *thereto, or any other statute, the rate of compensation for each state*  
31 *officer is hereby reduced by 5% for the period commencing on the*  
32 *first day of the first payroll period commencing after the effective*  
33 *date of this act and for each payroll period thereafter chargeable*  
34 *to fiscal year 2010: Provided, That such reduction shall not apply*  
35 *to payroll periods commencing on or after June 13, 2010.*

36 *(c) On the effective date of this act, the expenditure limitation*  
37 *established for the fiscal year ending June 30, 2010, by chapter 2,*  
38 *chapter 124 or chapter 144 of the 2009 Session Laws of Kansas or*  
39 *by the state finance council on each special revenue fund in the*  
40 *state treasury is hereby decreased for fiscal year 2010 by the*  
41 *amount equal to 5% of the amount that is budgeted for salaries and*  
42 *wages, including per diem compensation, and any associated em-*  
43 *ployer contributions other than employer payments for participants*

1 *under the state health care benefits program pursuant to K.S.A. 75-*  
2 *6508, and amendments thereto, for state officers, as defined by this*  
3 *section, for the first payroll period commencing on or after the ef-*  
4 *fective date of this act and each payroll period thereafter charge-*  
5 *able to fiscal year 2010 for such special revenue fund, as determined*  
6 *by the director of the budget, after consultation with the director*  
7 *of legislative research, and certified to the director of accounts and*  
8 *reports: Provided, however, That the reduction in the expenditure limi-*  
9 *tations provided for in this subsection shall not apply to the special rev-*  
10 *enue funds in the state treasury for fiscal year 2010 of the state board of*  
11 *regents, or any state educational institution under the control and super-*  
12 *vision of the state board of regents.*

13 *(d) As used in this section, (1) “state agency” has the meaning*  
14 *ascribed thereto by K.S.A. 75-3701, and amendments thereto, and*  
15 *includes the governor’s department, lieutenant governor, attorney*  
16 *general, secretary of state, state treasurer, commissioner of insur-*  
17 *ance, each agency of the executive branch, the legislature and each*  
18 *agency of the legislative branch, the judicial branch and each*  
19 *agency of the judicial branch;*

20 *(2) “state officer” means (A) the governor, lieutenant governor,*  
21 *attorney general, secretary of state, state treasurer, commissioner*  
22 *of insurance, each secretary of a department or other chief executive*  
23 *officer of a department of the executive branch, each member of a*  
24 *board, commission, council or authority of the executive branch,*  
25 *(B) each member of the legislature, each legislative officer specified*  
26 *in K.S.A. 46-137b, and amendments thereto, each member of the*  
27 *staff of each legislative officer specified in K.S.A. 46-137b, and*  
28 *amendments thereto, (C) each justice of the supreme court, each*  
29 *judge of the court of appeals, each district judge, each district mag-*  
30 *istrate judge, and (D) each other state officer in the executive*  
31 *branch, legislative branch or judicial branch of state government*  
32 *whose position is specified by statute or is otherwise determined to*  
33 *be a salaried officer of the state as that phrase is used in section 15*  
34 *of article 1 or section 13 of article 3 of the Constitution of the State*  
35 *of Kansas, and in any case “state officer” includes all salaried of-*  
36 *ficers of the state as that phrase is used in section 15 of article 1 or*  
37 *section 13 of article 3 of the Constitution of the State of Kansas;*  
38 *and*

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

41 *Sec. ~~111~~, ~~115~~. 116.* (a) On July 1, 2010, of the amount appropriated  
42 or reappropriated for the fiscal year ending June 30, 2011, in each account  
43 of the state general fund of each state agency, as authorized and provided

1 by chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws of  
2 Kansas or by this or other appropriation act of the 2010 regular session  
3 of the legislature, that is budgeted for salaries and wages, including per  
4 diem compensation, and any associated employer contributions other  
5 than employer payments for participants under the state health care ben-  
6 efits program pursuant to K.S.A. 75-6508, and amendments thereto, for  
7 state officers, as defined by this section, for each payroll period chargeable  
8 to fiscal year 2011, as determined by the director of the budget after  
9 consultation with the director of legislative research and upon certifica-  
10 tion to the director of accounts and reports, the amount equal to 5% of  
11 the amount so determined is hereby lapsed: *Provided*, That the amount  
12 lapsed that is attributable to members of the staff of legislative officers  
13 specified in K.S.A. 46-137b, and amendments thereto, other than the  
14 chiefs of staff of such legislative officers, shall not exceed the amount  
15 equal to 2.5% of the amount in each such account that is attributable to  
16 members of the staff of legislative officers specified in K.S.A. 46-137b,  
17 and amendments thereto, other than the chiefs of staff of such legislative  
18 officers.

19 (b) On July 1, 2010, notwithstanding the provisions of K.S.A. 2-1904,  
20 17-2233, 20-155, 20-318, 20-3122, 20-3124, 25-4119a, 32-801, 40-102,  
21 40-110, 44-1003, 46-137a, 46-137b, 46-1102, 46-1210, 46-1211, 46-1212a,  
22 48-203, 72-7602, 74-560, 74-601, 74-630, 74-2434, 74-2613, 74-3203a,  
23 74-4908, 74-5002a, 74-8005, 74-8105, 74-8703, 75-412, 75-622, 75-711,  
24 75-2535, 75-2701, 75-2935b, 75-3101, 75-3102, 75-3103, 75-3104, 75-  
25 3108, 75-3110, 75-3111, 75-3120f, 75-3120g, 75-3120h, 75-3120j, 75-  
26 3122, 75-3123, 75-3124, 75-3125, 75-3126, 75-3135, 75-3136, 75-3137,  
27 75-3141, 75-3148, 75-3149, 75-3150, 75-3212, 75-3223, 75-3702a, 75-  
28 5001, 75-5101, 75-5203, 75-5301, 75-5601, 75-5701, 75-5702, 75-5708,  
29 75-5903, 75-6301 ~~and 75-7001~~, **75-7001, 76-714 and 76-715** and K.S.A.  
30 2009 Supp. 75-3135a, 75-7206, 75-7207, 75-7402 and 75-7427, and  
31 amendments thereto, or any other statute, except as provided further, the  
32 rate of compensation for each state officer is hereby reduced by 5% for  
33 the period commencing on the first day of the first payroll period charge-  
34 able to fiscal year 2011 and for each payroll period thereafter chargeable  
35 to fiscal year 2011, except that the rate of compensation of each state  
36 officer, as defined by this section, who is a staff member of a legislative  
37 officer specified in K.S.A. 46-137b, and amendments thereto, other than  
38 the chief of staff of the legislative officer if there is one, shall be reduced  
39 by 2.5% for the period commencing on the first day of the first payroll  
40 period chargeable to fiscal year 2011 and for each payroll period there-  
41 after chargeable to fiscal year 2011: *Provided, however*, That the rate of  
42 compensation for each state officer who is a member of the staff of leg-  
43 islative officers specified in K.S.A. 46-137b, and amendments thereto,

1 other than the chief of staff of such legislative officers, is hereby reduced  
2 by 2.5% for the period commencing on the first day of the first payroll  
3 period chargeable to fiscal year 2011 and for each payroll period there-  
4 after chargeable to fiscal year 2011: *And provided further*, That the sec-  
5 retary of administration is hereby authorized and directed to implement  
6 and administer the provisions of this section to provide for such reduc-  
7 tions: *And provided further*, That the secretary of administration shall  
8 ensure that such reductions to the rate of compensation of the state of-  
9 ficers subject to the provisions of this section for the fiscal year 2011 have  
10 been implemented: *And provided further*, That the secretary of admin-  
11 istration is hereby authorized to reduce any such rate of compensation to  
12 implement the provisions of this section: *And provided further*, That no  
13 such reduction prescribed by this subsection shall apply to payroll periods  
14 commencing on or after June 12, 2011.

15 (c) On the effective date of this act, the expenditure limitation estab-  
16 lished for the fiscal year ending June 30, 2011, provided by chapter 2,  
17 chapter 124 or chapter 144 of the 2009 Session Laws of Kansas or by this  
18 or other appropriation act of the 2010 regular session of the legislature,  
19 or by the state finance council on each special revenue fund in the state  
20 treasury is hereby decreased for fiscal year 2011 by the amount equal to  
21 5% of the amount that is budgeted for salaries and wages, including per  
22 diem compensation, and any associated employer contributions other  
23 than employer payments for participants under the state health care ben-  
24 efits program pursuant to K.S.A. 75-6508, and amendments thereto, for  
25 state officers, as defined by this section, for each payroll period chargeable  
26 to fiscal year 2011 for such special revenue fund, as determined by the  
27 director of the budget, after consultation with the director of legislative  
28 research, and certified to the director of accounts and reports: *Provided*,  
29 That the portion of the expenditure limitation decrease that is attributable  
30 to members of the staff of legislative officers specified in K.S.A. 46-137b,  
31 and amendments thereto, other than the chiefs of staff of such legislative  
32 officers, shall not exceed the amount equal to 2.5% of the amount that is  
33 budgeted for such purpose in each such fund for fiscal year 2011.

34 (d) As used in this section, (1) “state agency” has the meaning ascribed  
35 thereto by K.S.A. 75-3701, and amendments thereto, and includes the  
36 governor’s department, lieutenant governor, attorney general, secretary  
37 of state, state treasurer, commissioner of insurance, each agency of the  
38 executive branch, the legislature and each agency of the legislative branch,  
39 the judicial branch and each agency of the judicial branch;

40 (2) “state officer” means (A) the governor, lieutenant governor, attor-  
41 ney general, secretary of state, state treasurer, commissioner of insurance,  
42 each secretary of a department or other chief executive officer of a de-  
43 partment of the executive branch, each member of a board, commission,

1 council or authority of the executive branch, (B) each member of the  
2 legislature, each legislative officer specified in K.S.A. 46-137b, and  
3 amendments thereto, each member of the staff of each legislative officer  
4 specified in K.S.A. 46-137b, and amendments thereto, (C) each justice of  
5 the supreme court, each judge of the court of appeals, each district judge,  
6 each district magistrate judge, and (D) each other state officer in the  
7 executive branch, legislative branch or judicial branch of state government  
8 whose position is specified by statute or is otherwise determined to be a  
9 salaried officer of the state as that phrase is used in section 15 of article  
10 1 or section 13 of article 3 of the Constitution of the State of Kansas, and  
11 in any case “state officer” includes all salaried officers of the state as that  
12 phrase is used in section 15 of article 1 or section 13 of article 3 of the  
13 Constitution of the State of Kansas; and

14 (3) “compensation” means any salary or per diem compensation pro-  
15 vided by law for a state officer.

16 Sec. ~~112~~, ~~116~~, 117.

17 DEPARTMENT OF ADMINISTRATION

18 (a) There is appropriated for the above agency from the state general  
19 fund for the fiscal year ending June 30, 2011, for the capital improvement  
20 project or projects specified, the following:

21 Rehabilitation and repair for state facilities.....	\$163,741
22 <i>Provided</i> , That any unencumbered balance in the rehabilitation and re- 23 pair for state facilities account in excess of \$100 as of June 30, 2010, is 24 hereby reappropriated for fiscal year 2011.	
25 Judicial center rehabilitation and repair .....	\$81,946
26 <i>Provided</i> , That any unencumbered balance in the judicial center reha- 27 bilitation and repair account in excess of \$100 as of June 30, 2010, is 28 hereby reappropriated for fiscal year 2011.	
29 Replace Docking chillers .....	\$483,885
30 Kansas department of transportation — CTP — debt 31 service.....	\$16,150,975
32 Statehouse improvements — debt service .....	\$16,271,413
33 Capitol complex repair and rehabilitation.....	\$2,458,406
34 Judicial center improvements — debt service .....	\$100,150
35 Restructuring debt service .....	\$2,470,809

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

40 Veterans memorial fund.....	No limit
41 State facilities gift fund.....	No limit
42 Master lease program fund.....	No limit
43 State buildings depreciation fund.....	No limit



- 1 Executive mansion gifts fund ..... No limit
- 2 Topeka state hospital cemetery memorial gift fund..... No limit
- 3 Landon state office building repair expense fund ..... No limit
- 4 MacVicar avenue assessment expense fund ..... No limit
- 5 Capitol area plaza authority planning fund ..... No limit
- 6 *Provided*, That, the secretary of administration may accept gifts, dona-
- 7 tions and grants of money, including payments from local units of city
- 8 and county government, for the development of a new master plan for
- 9 the capitol plaza and the state zoning area described in K.S.A. 75-3619,
- 10 and amendments thereto: *Provided further*, That all such gifts, donations
- 11 and grants shall be deposited in the state treasury in accordance with the
- 12 provisions of K.S.A. 75-4215, and amendments thereto, to the credit of
- 13 the capitol plaza area authority planning fund.
- 14 (c) In addition to the other purposes for which expenditures may be
- 15 made by the above agency from the building and ground fund for fiscal
- 16 year 2011, expenditures may be made by the above agency from the
- 17 following capital improvement account or accounts of the building and
- 18 ground fund for fiscal year 2011 for the following capital improvement
- 19 project or projects, subject to the expenditure limitations prescribed
- 20 therefor:
- 21 Motor pool shop — debt service..... No limit
- 22 Paint and grounds shop — debt service..... No limit
- 23 Parking improvements and repair ..... No limit
- 24 (d) In addition to the other purposes for which expenditures may be
- 25 made by the above agency from the building and ground fund for fiscal
- 26 year 2011, expenditures may be made by the above agency from the
- 27 building and ground fund for fiscal year 2011 from any unencumbered
- 28 balance as of June 30, 2010, in each of the following capital improvement
- 29 accounts of the building and ground fund: Parking improvements and
- 30 repair: *Provided*, That the expenditures for fiscal year 2011 from the
- 31 unencumbered balance of any such account shall not exceed the amount
- 32 of the unencumbered balance in such account on June 30, 2010: *Provided*
- 33 *further*, That all expenditures from the building and ground fund for the
- 34 fiscal year 2011 from the unencumbered balance in any such account
- 35 shall be in addition to any expenditure limitation imposed on the building
- 36 and ground fund for the fiscal year 2011.
- 37 (e) In addition to the other purposes for which expenditures may be
- 38 made by the above agency from the state buildings depreciation fund for
- 39 fiscal year 2011, expenditures may be made by the above agency from
- 40 the following capital improvement account or accounts of the state build-
- 41 ings depreciation fund for fiscal year 2011 for the following capital im-
- 42 provement project or projects, subject to the expenditure limitations pre-
- 43 scribed therefor:

1 State of Kansas facilities projects — debt service ..... No limit  
2 Rehabilitation and repair ..... \$400,000  
3 *Provided*, That all expenditures from each such capital improvement ac-  
4 count shall be in addition to any expenditure limitation imposed on the  
5 state buildings depreciation fund for fiscal year 2011.  
6 (f) In addition to the other purposes for which expenditures may be  
7 made by the above agency from the state buildings depreciation fund for  
8 fiscal year 2011, expenditures may be made by the above agency from  
9 the state buildings depreciation fund for fiscal year 2011 from the unen-  
10 cumbered balance as of June 30, 2010, in each capital improvement ac-  
11 count of the state buildings depreciation fund for one or more projects  
12 approved for prior fiscal years: *Provided*, That expenditures from the  
13 unencumbered balance in any such account shall not exceed the amount  
14 of the unencumbered balance in such account on June 30, 2010: *Provided*  
15 *further*, That all expenditures from any such account shall be in addition  
16 to any expenditure limitation imposed on the state buildings depreciation  
17 fund for fiscal year 2011.  
18 (g) In addition to the other purposes for which expenditures may be  
19 made by the above agency from the state buildings operating fund for  
20 fiscal year 2011, expenditures may be made by the above agency from  
21 the following capital improvement account or accounts of the state build-  
22 ings operating fund for fiscal year 2011 for the following capital improve-  
23 ment project or projects, subject to the expenditure limitations prescribed  
24 therefor:  
25 Memorial hall — debt service ..... No limit  
26 Docking cooling towers replacement — debt service ..... No limit  
27 Eisenhower building purchase and renovation — debt  
28 service ..... No limit  
29 (h) In addition to the other purposes for which expenditures may be  
30 made from the intragovernmental printing service fund for fiscal year  
31 2011, expenditures may be made by the above agency from the following  
32 capital improvement account or accounts of the intragovernmental print-  
33 ing service fund for fiscal year 2011 for the following capital improvement  
34 project or projects, subject to the expenditure limitations prescribed  
35 therefor:  
36 Printing plant — debt service ..... No limit  
37 (i) In addition to the other purposes for which expenditures may be  
38 made from the intragovernmental printing service depreciation reserve  
39 fund for fiscal year 2011, expenditures may be made by the above agency  
40 from the following capital improvement account or accounts of the intra-  
41 governmental printing service depreciation reserve fund for fiscal year  
42 2011 for the following capital improvement project or projects, subject  
43 to the expenditure limitations prescribed therefor:

1 Rehabilitation and repair ..... \$75,000

2 Sec. ~~113~~, ~~117~~, **118**.

3 DEPARTMENT OF COMMERCE

4 (a) In addition to the other purposes for which expenditures may be  
5 made by the above agency from the reimbursement and recovery fund  
6 for fiscal year 2011, expenditures may be made by the above agency from  
7 the following capital improvement account or accounts of the reimburse-  
8 ment and recovery fund during the fiscal year 2011, for the following  
9 capital improvement project or projects, subject to the expenditure lim-  
10 itations prescribed therefor:

11 Debt service — 1430 Topeka facilities..... \$136,770

12 (b) In addition to the other purposes for which expenditures may be  
13 made by the above agency from the Wagner Peyser — federal fund for  
14 fiscal year 2011, expenditures may be made by the above agency from  
15 the following capital improvement account or accounts of the Wagner  
16 Peyser — federal fund during the fiscal year 2011, for the following capital  
17 improvement project or projects, subject to the expenditure limitations  
18 prescribed therefor:

19 Rehabilitation and repair ..... \$80,000

20 Sec. ~~114~~, ~~118~~, **119**.

21 INSURANCE DEPARTMENT

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

26 Insurance department rehabilitation and repair fund ..... No limit

27 Sec. ~~115~~, ~~119~~, **120**.

28 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

29 (a) There is appropriated for the above agency from the state institu-  
30 tions building fund for the fiscal year ending June 30, 2011, for the capital  
31 improvement project or projects specified, the following:

32 Rehabilitation and repair projects ..... ~~\$1,415,629~~ **\$2,702,629**

33 *Provided*, That the secretary of social and rehabilitation services is hereby  
34 authorized to transfer moneys during fiscal year 2011 from the rehabili-  
35 tation and repair projects account to a rehabilitation and repair account  
36 for any institution, as defined by K.S.A. 76-12a01 or 76-12a18, and  
37 amendments thereto, for projects approved by the secretary of social and  
38 rehabilitation services: *Provided further*, That expenditures also may be  
39 made from this account during fiscal year 2011 for the purposes of re-  
40 habilitation and repair for facilities of the department of social and re-  
41 habilitation services other than any institution, as defined by K.S.A. 76-  
42 12a01 or 76-12a18, and amendments thereto.

43 Debt service — new state security hospital ..... \$3,822,570

1 Debt service — state hospitals rehabilitation and repair... \$2,584,371  
2 (b) In addition to the purposes for which expenditures may be made  
3 by the above agency from the other state fees fund for fiscal year 2011,  
4 expenditures may be made by the above agency from the other state fees  
5 fund for fiscal year 2011 for the following capital improvement project or  
6 projects, subject to the expenditure limitations prescribed therefor:  
7 Area office rehabilitation and repair ..... \$200,000  
8 *Provided*, That expenditures from the area office rehabilitation and repair  
9 account shall be in addition to any expenditure limitation imposed on the  
10 other state fees fund for fiscal year 2011.

11 Sec. ~~116.~~ ~~120.~~ **121.**

12 DEPARTMENT OF LABOR

13 (a) In addition to the other purposes for which expenditures may be  
14 made by the above agency from the employment security administration  
15 fund for fiscal year 2011, expenditures may be made by the above agency  
16 from the employment security administration fund for fiscal year 2011  
17 from moneys made available to the state under section 903(d) of the  
18 federal social security act, as amended: *Provided*, That expenditures from  
19 this fund during fiscal year 2011 of moneys made available to the state  
20 under section 903(d) of the federal social security act, as amended, may  
21 be made for the following capital improvement projects: (1) For rehabil-  
22 itation and repair of existing buildings used by the department of labor  
23 for employment security purposes; (2) for paving, landscaping and ac-  
24 quiring fixed equipment as may be required for the use and operation of  
25 such buildings; or (3) for any combination of these purposes: *Provided*  
26 *further*, That expenditures from this fund for fiscal year 2011 of moneys  
27 made available to the state under section 903(d) of the federal social  
28 security act, as amended, for such capital improvement purposes shall not  
29 exceed \$40,000 plus the amounts of unencumbered balances as of June  
30 30, 2010, for capital improvement projects approved for fiscal years prior  
31 to fiscal year 2011: *And provided further*, That all expenditures from this  
32 fund for any such capital improvement purposes or projects shall be in  
33 addition to any expenditure limitation imposed on the employment se-  
34 curity administration fund for fiscal year 2011.

35 (b) There is appropriated for the above agency from the following spe-  
36 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
37 moneys now or hereafter lawfully credited to and available in such fund  
38 or funds, except that expenditures shall not exceed the following:  
39 Employment security administration property sale fund... No limit  
40 *Provided*, That the secretary of labor is hereby authorized to make ex-  
41 penditures from the employment security administration property sale  
42 fund for the unemployment insurance program: *Provided, however*, That  
43 no expenditures shall be made from this fund for the proposed purchase

1 or other acquisition of additional real estate to provide space for the un-  
2 employment insurance program of the department of labor until such  
3 proposed purchase or other acquisition, including the preliminary plans  
4 and program statement for any capital improvement project that is pro-  
5 posed to be initiated and completed by or for the department of labor  
6 have been reviewed by the joint committee on state building construction.  
7 (c) In addition to the other purposes for which expenditures may be  
8 made by the department of labor from moneys appropriated from any  
9 special revenue fund for fiscal year 2011 as authorized by this or other  
10 appropriation act of the 2010 regular session of the legislature, expendi-  
11 tures may be made by the department of labor for fiscal year 2011 from  
12 the moneys appropriated from any special revenue fund for the expenses  
13 of the sale, exchange or other disposition conveying title for any portion  
14 or all of the real estate of the department of labor: *Provided*, That such  
15 expenditures may be made and such sale, exchange or other disposition  
16 conveying title for any portion or all of the real estate of the department  
17 of labor may be executed or otherwise effectuated only upon specific  
18 authorization by the state finance council acting on this matter, which is  
19 hereby characterized as a matter of legislative delegation and subject to  
20 the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and  
21 amendments thereto, and acting after receiving the recommendations of  
22 the joint committee on state building construction: *Provided, however*,  
23 That no such sale, exchange or other disposition conveying title for any  
24 portion of the real estate of the department of labor shall be executed  
25 until the proposed sale, exchange or other disposition conveying title for  
26 such real estate has been reviewed by the joint committee on state build-  
27 ing construction: *Provided further*, That the net proceeds from the sale  
28 of any of the real estate of the department of labor shall be deposited in  
29 the state treasury to the credit of the employment security administration  
30 property sale fund of the department of labor: *Provided, however*, That  
31 expenditures from such fund shall not exceed the limitation established  
32 for fiscal year 2011 by this or other appropriation act of the 2010 regular  
33 session of the legislature except upon approval of the state finance coun-  
34 cil.  
35 (d) In addition to the other purposes for which expenditures may be  
36 made by the above agency from the special employment security fund  
37 for fiscal year 2011, expenditures may be made by the above agency from  
38 the special employment security fund for fiscal year 2011 for the following  
39 capital improvement projects: Payment of debt service on revenue bonds  
40 issued to finance remodeling of the 401 S. Topeka building: *Provided*,  
41 That expenditures from the special employment security fund for fiscal  
42 year 2011 for such capital improvement purposes shall not exceed  
43 \$278,158: *Provided further*, That all expenditures from this fund for any

1 such capital improvement purpose shall be in addition to any expenditure  
2 limitation imposed on the special employment security fund for fiscal year  
3 2011.

4 Sec. ~~117.~~ ~~121.~~ **122.**

5 KANSAS COMMISSION ON VETERANS AFFAIRS

6 (a) There is appropriated for the above agency from the state institu-  
7 tions building fund for the fiscal year ending June 30, 2011, for the capital  
8 improvement project or projects specified, the following:

9 Soldiers' home rehabilitation and repair  
10 projects ..... ~~\$551,909~~ **\$1,385,765**  
11 Veterans' home rehabilitation and repair projects..... \$486,505

12 (b) There is appropriated for the above agency from the following spe-  
13 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
14 moneys now or hereafter lawfully credited to and available in such fund  
15 or funds, except that expenditures other than refunds authorized by law  
16 shall not exceed the following:

17 Veterans' cemeteries federal construction grant fund..... No limit

18 Sec. ~~118.~~ ~~122.~~ **123.**

19 KANSAS STATE SCHOOL FOR THE BLIND

20 (a) There is appropriated for the above agency from the state institu-  
21 tions building fund for the fiscal year ending June 30, 2011, for the capital  
22 improvement project or projects specified, the following:

23 Rehabilitation and repair projects ..... \$78,600  
24 **Johnson building roofing project ..... \$239,700**

25 Sec. ~~119.~~ ~~123.~~ **124.**

26 KANSAS STATE SCHOOL FOR THE DEAF

27 (a) There is appropriated for the above agency from the state institu-  
28 tions building fund for the fiscal year ending June 30, 2011, for the capital  
29 improvement project or projects specified, the following:

30 Rehabilitation and repair projects ..... \$205,000  
31 **Electrical distribution project ..... \$339,415**

32 Sec. ~~120.~~ ~~124.~~ **125.**

33 STATE HISTORICAL SOCIETY

34 (a) There is appropriated for the above agency from the state general  
35 fund for the fiscal year ending June 30, 2011, the following:  
36 Rehabilitation and repair projects ..... \$125,000

37 *Provided*, That any unencumbered balance in the rehabilitation and re-  
38 pair projects account in excess of \$100 as of June 30, 2010, is hereby  
39 reappropriated for fiscal year 2011.

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

1 Other federal grants fund ..... No limit  
2 Private gifts, grants and bequests ..... No limit  
3 (c) In addition to other purposes for which expenditures may be made  
4 by the above agency from the state historical society facilities fund for  
5 fiscal year 2011, expenditures may be made by the above agency from  
6 the following capital improvement account or accounts of the state his-  
7 torical society facilities fund for fiscal year 2011 for the following capital  
8 improvement project or projects, subject to the expenditure limitations  
9 prescribed therefor:

10 Rehabilitation and repair projects ..... \$50,000  
11 *Provided*, That all expenditures from each such capital improvement ac-  
12 count shall be in addition to any expenditure limitation imposed on the  
13 state historical society facilities fund for fiscal year 2011.

14 (d) In addition to other purposes for which expenditures may be made  
15 by the above agency from the historic properties fee fund for fiscal year  
16 2011, expenditures may be made by the above agency from the following  
17 capital improvement account or accounts of the historic properties fee  
18 fund for fiscal year 2011 for the following capital improvement project or  
19 projects, subject to the expenditure limitations prescribed therefor:

20 Rehabilitation and repair projects ..... \$34,477  
21 *Provided*, That all expenditures from each such capital improvement ac-  
22 count shall be in addition to any expenditure limitation imposed on the  
23 historic properties fee fund for fiscal year 2011.

24 Sec. ~~121~~, ~~125~~, **126**.

25 EMPORIA STATE UNIVERSITY

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

30 Student union refurbishing fund ..... No limit  
31 Twin towers project revenue fund ..... No limit  
32 Twin towers bond and interest sinking fund ..... No limit  
33 Twin towers maintenance and equipment reserve fund.... No limit  
34 Deferred maintenance support fund ..... No limit  
35 Infrastructure maintenance fund ..... No limit

36 (b) During the fiscal year ending June 30, 2011, the above agency may  
37 make expenditures from the rehabilitation and repair projects — EBF  
38 account of the Kansas educational building fund of the above agency of  
39 moneys transferred to such account by the state board of regents pursuant  
40 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or  
41 to any provision of this or other appropriation act of the 2010 regular  
42 session of the legislature: *Provided*, That this subsection shall not apply  
43 to the unencumbered balance in any account of the Kansas educational

1 building fund of the above agency that was first appropriated for any fiscal  
2 year commencing prior to July 1, 2009.

3 (c) In addition to the other purposes for which expenditures may be  
4 made by Emporia state university from the moneys appropriated from  
5 the state general fund or from any special revenue fund for fiscal year  
6 2011 or fiscal year 2012 as authorized by this or other appropriation act  
7 of the 2010 regular session of the legislature or by any appropriation act  
8 of the 2011 regular session of the legislature, expenditures shall be made  
9 by Emporia state university from moneys appropriated from the state  
10 general fund or from any special revenue fund or funds for fiscal year  
11 2011 or fiscal year 2012, to provide for the issuance of bonds by the  
12 Kansas development finance authority in accordance with K.S.A. 74-8905,  
13 and amendments thereto, for a capital improvement project to redevelop,  
14 renovate and equip the memorial student union: *Provided*, That such  
15 capital improvement project is hereby approved for Emporia state uni-  
16 versity for the purposes of subsection (b) of K.S.A. 74-8905, and amend-  
17 ments thereto, and the authorization of the issuance of bonds by the  
18 Kansas development finance authority in accordance with that statute:  
19 *Provided further*, That Emporia state university may make expenditures  
20 from the moneys received from the issuance of any such bonds for such  
21 capital improvement project: *Provided, however*, That expenditures from  
22 the moneys received from the issuance of any such bonds for such capital  
23 improvement project shall not exceed \$25,030,000, plus all amounts re-  
24 quired for costs of bond issuance, costs of interest on the bonds issued  
25 for such capital improvement project during the construction of such  
26 project and any required reserves for the payment of principal and inter-  
27 est on the bonds: *And provided further*, That all moneys received from  
28 the issuance of any such bonds shall be deposited and accounted for as  
29 prescribed by applicable bond covenants: *And provided further*, That  
30 debt service for any such bonds for such capital improvement project  
31 shall be financed by appropriations from any appropriate special revenue  
32 fund or funds of Emporia state university.

33 Sec. ~~122.~~ ~~126.~~ **127.**

34 FORT HAYS STATE UNIVERSITY

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

39 Lewis field renovation — bond and interest sinking	
40 fund.....	No limit
41 Lewis field renovation — revenue fund.....	No limit
42 Memorial union renovation debt service fund.....	No limit
43 Deferred maintenance support fund .....	No limit



1	Infrastructure maintenance fund .....	No limit
2	Soccer facility fund .....	No limit
3	Wind power generation facility fund .....	No limit

4 (b) During the fiscal year ending June 30, 2011, the above agency may  
5 make expenditures from the rehabilitation and repair projects — EBF  
6 account of the Kansas educational building fund of the above agency of  
7 moneys transferred to such account by the state board of regents pursuant  
8 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or  
9 to any provision of this or other appropriation act of the 2010 regular  
10 session of the legislature: *Provided*, That this subsection shall not apply  
11 to the unencumbered balance in any account of the Kansas educational  
12 building fund of the above agency that was first appropriated for any fiscal  
13 year commencing prior to July 1, 2009.

14 (c) In addition to the other purposes for which expenditures may be  
15 made by Fort Hays state university from the moneys appropriated from  
16 the state general fund or from any special revenue fund or funds for Fort  
17 Hays state university for fiscal year 2011, as authorized by this or other  
18 appropriation act of the 2010 regular session of the legislature, expendi-  
19 tures may be made by Fort Hays state university from moneys appropri-  
20 ated from the state general fund or from any special revenue fund or  
21 funds for Fort Hays state university for fiscal year 2011 to raze wing “A”  
22 of Wiest hall.

23 Sec. ~~123.~~ ~~127.~~ **128.**

24 KANSAS STATE UNIVERSITY

25 (a) There is appropriated for the above agency from the state general  
26 fund for the fiscal year ending June 30, 2011, for the capital improvement  
27 project or projects specified as follows:

28	Lease payment — Salina aeronautical center (including	
29	aeronautical laboratory center).....	\$165,396

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

34	Engineering complex phase II private gift fund .....	No limit
35	Ackert hall addition — gifts and grants fund .....	No limit
36	Salina runway improvements fund .....	No limit
37	Student life center — Salina construction debt service	
38	fund.....	No limit
39	Deferred maintenance support fund .....	No limit
40	Infrastructure maintenance fund .....	No limit
41	Child care fund.....	No limit

42 (c) In addition to the other purposes for which expenditures may be  
43 made by Kansas state university from the moneys appropriated from the

1 state general fund or from any special revenue fund for fiscal year 2011  
2 or fiscal year 2012 as authorized by this or other appropriation act of the  
3 2010 regular session of the legislature or by any appropriation act of the  
4 2011 regular session of the legislature, expenditures shall be made by  
5 Kansas state university from moneys appropriated from the state general  
6 fund or from any special revenue fund or funds for fiscal year 2011 or  
7 fiscal year 2012, to provide for the issuance of bonds by the Kansas de-  
8 velopment finance authority in accordance with K.S.A. 74-8905, and  
9 amendments thereto, for a capital improvement project to redevelop,  
10 renovate and equip the Jardine apartments: *Provided*, That such capital  
11 improvement project is hereby approved for Kansas state university for  
12 the purposes of subsection (b) of K.S.A. 74-8905, and amendments  
13 thereto, and the authorization of the issuance of bonds by the Kansas  
14 development finance authority in accordance with that statute: *Provided*  
15 *further*, That Kansas state university may make expenditures from the  
16 moneys received from the issuance of any such bonds for such capital  
17 improvement project: *Provided, however*, That expenditures from the  
18 moneys received from the issuance of any such bonds for such capital  
19 improvement project shall not exceed \$102,000,000, plus all amounts re-  
20 quired for costs of bond issuance, costs of interest on the bonds issued  
21 for such capital improvement project during the construction of such  
22 project and any required reserves for the payment of principal and inter-  
23 est on the bonds: *And provided further*, That all moneys received from  
24 the issuance of any such bonds shall be deposited and accounted for as  
25 prescribed by applicable bond covenants: *And provided further*, That  
26 debt service for any such bonds for such capital improvement project  
27 shall be financed by appropriations from the housing system operations  
28 fund or any other appropriate special revenue fund or funds of Kansas  
29 state university.

30 (d) In addition to the other purposes for which expenditures may be  
31 made by Kansas state university for the moneys appropriated from the  
32 state general fund or from any special revenue fund for fiscal year 2011  
33 or fiscal year 2012 as authorized by this or other appropriation act of the  
34 2010 regular session of the legislature or by any appropriation act of the  
35 2011 regular session of the legislature, expenditures shall be made by  
36 Kansas state university from moneys appropriated from the state general  
37 fund or from any special revenue fund for fiscal year 2011 or for fiscal  
38 year 2012 to provide for the issuance of bonds by the Kansas development  
39 finance authority in accordance with K.S.A. 74-8905, and amendments  
40 thereto, for a capital improvement project to expand and renovate the  
41 Bramlage coliseum and Bill Snyder family stadium: *Provided*, That such  
42 capital improvement project is hereby approved for Kansas state univer-  
43 sity for the purposes of subsection (b) of K.S.A. 74-8905, and amendments

1 thereto, and the authorization of the issuance of bonds by the Kansas  
2 development finance authority in accordance with that statute: *Provided*  
3 *further*, That Kansas state university may make expenditures from the  
4 moneys received from the issuance of any such bonds for such capital  
5 improvement project: *Provided, however*, That expenditures from the  
6 moneys received from the issuance of any such bonds for such capital  
7 improvement project shall not exceed \$45,000,000, plus all amounts re-  
8 quired for costs of bond issuance, costs of interest on the bonds issued  
9 for such capital improvement project during the construction of such  
10 project and any required reserves for payment of principal and interest  
11 on the bonds: *And provided further*, That all moneys received from the  
12 issuance of any such bonds shall be deposited and accounted for as pre-  
13 scribed by applicable bond covenants: *And provided further*, That debt  
14 service for any such bonds for such capital improvement projects shall be  
15 financed by appropriations from any special revenue fund or funds or any  
16 other appropriate fund.

17 (e) During the fiscal year ending June 30, 2011, the above agency may  
18 make expenditures from the rehabilitation and repair projects — EBF  
19 account of the Kansas educational building fund of the above agency of  
20 moneys transferred to such account by the state board of regents pursuant  
21 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or  
22 to any provision of this or other appropriation act of the 2010 regular  
23 session of the legislature: *Provided*, That this subsection shall not apply  
24 to the unencumbered balance in any account of the Kansas educational  
25 building fund of the above agency that was first appropriated for any fiscal  
26 year commencing prior to July 1, 2009.

27 (f) In addition to the other purposes for which expenditures may be  
28 made by Kansas state university from the moneys appropriated from the  
29 state general fund or from any special revenue fund or funds for fiscal  
30 year 2011 or fiscal year 2012 as authorized by this or other appropriation  
31 act of the 2010 regular session of the legislature, expenditures may be  
32 made by Kansas state university from moneys appropriated from the state  
33 general fund or from any special revenue fund or funds for fiscal year  
34 2011 or fiscal year 2012 to raze building no. 457 (elevator and feed mill),  
35 building no. 437 (herdsman house), building no. 10002 (art kiln), building  
36 no. 145 (vet surgical instruction), building no. 200 (vet research lab grey-  
37 hound kennels), building no. 224 (food animal barn and shed) and por-  
38 tions of building no. 025 (seaton court).

39 Sec. ~~124, 128, 129.~~

40 KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND  
41 AGRICULTURE RESEARCH PROGRAMS

42 (a) In addition to the other purposes for which expenditures may be  
43 made by the above agency from the restricted fees fund for the fiscal year

1 ending June 30, 2011, expenditures may be made by the above agency  
2 from the appropriate account or accounts of the restricted fees fund dur-  
3 ing fiscal year 2011 for the following capital improvement project or pro-  
4 jects:

5 Validation/fresh meats processing laboratory.....	No limit
6 Equine education and research center.....	No limit
7 Grain science center .....	No limit
8 Construct east Kansas horticulture research center.....	No limit

9 (b) In addition to the other purposes for which expenditures may be  
10 made by the above agency from the sponsored research overhead fund  
11 for fiscal year 2011, expenditures may be made by the above agency from  
12 the sponsored research overhead fund for the fiscal year 2011 for the  
13 following capital improvement project or projects, subject to the expend-  
14 iture limitations prescribed therefor:

15 Southeast agriculture research center buildings .....	No limit
--	----------

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

20 Greenhouse laboratory construction fund.....	No limit
21 Horticulture research/education center construction 22 fund.....	No limit

23 (d) In addition to the other purposes for which expenditures may be  
24 made by Kansas state university extension systems and agriculture re-  
25 search programs from the moneys appropriated from the state general  
26 fund or from any special revenue fund for fiscal year 2011 or fiscal year  
27 2012 as authorized by this or other appropriation act of the 2010 regular  
28 session of the legislature or by any appropriation act of the 2011 regular  
29 session of the legislature, expenditures shall be made by Kansas state  
30 university extension systems and agriculture research programs from  
31 moneys appropriated from the state general fund or from any special  
32 revenue fund for fiscal year 2011 or fiscal year 2012 to provide for the  
33 issuance of bonds by the Kansas development finance authority in ac-  
34 cordance with K.S.A. 74-8905, and amendments thereto, for a capital  
35 improvement project for greenhouse laboratory construction: *Provided,*  
36 That such capital improvement project is hereby approved for Kansas  
37 state university extension systems and agriculture research programs for  
38 the purposes of subsection (b) of K.S.A. 74-8905, and amendments  
39 thereto, and the authorization of the issuance of bonds by the Kansas  
40 development finance authority in accordance with that statute: *Provided*  
41 *further,* That Kansas state university extension systems and agriculture  
42 research programs may make expenditures from the moneys received  
43 from the issuance of any such bonds for such capital improvement project:

1 *Provided, however,* That expenditures from the moneys received from  
2 the issuance of any such bonds for such capital improvement project shall  
3 not exceed \$1,700,000, plus all amounts required for costs of bond issu-  
4 ance, costs of interest on the bonds issued for such capital improvement  
5 project during the construction of such project and any required reserves  
6 for the payment of principal and interest on the bonds: *And provided*  
7 *further,* That all moneys received from the issuance of any such bonds  
8 shall be deposited and accounted for as prescribed by applicable bond  
9 covenants: *And provided further,* That debt service for any such bonds  
10 for such capital improvement projects shall be financed by appropriations  
11 from the Kansas educational building fund or any other appropriate spe-  
12 cial revenue fund or funds.

13 (e) In addition to the other purposes for which expenditures may be  
14 made by Kansas state university extension systems and agriculture re-  
15 search programs from the moneys appropriated from the state general  
16 fund or from any special revenue fund for fiscal year 2011 or fiscal year  
17 2012 as authorized by this or other appropriation act of the 2010 regular  
18 session of the legislature or by any appropriation act of the 2011 regular  
19 session of the legislature, expenditures shall be made by Kansas state  
20 university extension systems and agriculture research programs from  
21 moneys appropriated from the state general fund or from any special  
22 revenue fund for fiscal year 2011 or fiscal year 2012 to provide for the  
23 issuance of bonds by the Kansas development finance authority in ac-  
24 cordance with K.S.A. 74-8905, and amendments thereto, for a capital  
25 improvement project for horticulture research/education center construc-  
26 tion: *Provided,* That such capital improvement project is hereby approved  
27 for Kansas state university extension systems and agriculture research  
28 programs for the purposes of subsection (b) of K.S.A. 74-8905, and  
29 amendments thereto, and the authorization of the issuance of bonds by  
30 the Kansas development finance authority in accordance with that statute:  
31 *Provided further,* That Kansas state university extension systems and ag-  
32 riculture research programs may make expenditures from the moneys  
33 received from the issuance of any such bonds for such capital improve-  
34 ment project: *Provided, however,* That expenditures from the moneys  
35 received from the issuance of any such bonds for such capital improve-  
36 ment project shall not exceed \$1,500,000, plus all amounts required for  
37 costs of bond issuance, costs of interest on the bonds issued for such  
38 capital improvement project during the construction of such project and  
39 any required reserves for the payment of principal and interest on the  
40 bonds: *And provided further,* That all moneys received from the issuance  
41 of any such bonds shall be deposited and accounted for as prescribed by  
42 applicable bond covenants: *And provided further,* That debt service for  
43 any such bonds for such capital improvement projects shall be financed

1 by appropriations from the Kansas educational building fund or any other  
2 appropriate special revenue fund or funds.

3 Sec. ~~125~~; ~~129~~; **130**.

4 PITTSBURG STATE UNIVERSITY

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

7 Armory/classroom/recreation center debt service ..... \$323,999

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

12 Horace Mann renovation revenue fund ..... No limit

13 Overman renovation revenue fund..... No limit

14 Deferred maintenance support fund ..... No limit

15 Infrastructure maintenance fund ..... No limit

16 Student health center — private gifts fund..... No limit

17 (c) During the fiscal year ending June 30, 2011, the above agency may  
18 make expenditures from the rehabilitation and repair projects — EBF  
19 account of the Kansas educational building fund of the above agency of  
20 moneys transferred to such account by the state board of regents pursuant  
21 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or  
22 to any provision of this or other appropriation act of the 2010 regular  
23 session of the legislature: *Provided*, That this subsection shall not apply  
24 to the unencumbered balance in any account of the Kansas educational  
25 building fund of the above agency that was first appropriated for any fiscal  
26 year commencing prior to July 1, 2009.

27 (d) In addition to the other purposes for which expenditures may be  
28 made by Pittsburg state university from the moneys appropriated from  
29 any special revenue fund for Pittsburg state university for fiscal year 2011  
30 by this or other appropriation act of the 2010 regular session of the leg-  
31 islature, expenditures shall be made by Pittsburg state university from  
32 moneys appropriated from any special revenue fund for Pittsburg state  
33 university for fiscal year 2011 to provide for the issuance of bonds by the  
34 Kansas development finance authority in accordance with K.S.A. 74-8905,  
35 and amendments thereto, for a capital improvement project for parking  
36 improvements: *Provided*, That such capital improvement project is  
37 hereby approved for Pittsburg state university for the purposes of sub-  
38 section (b) of K.S.A. 74-8905, and amendments thereto, and the author-  
39 ization of the issuance of bonds by the Kansas development finance au-  
40 thority in accordance with that statute: *Provided further*, That Pittsburg  
41 state university may make expenditures from the moneys received from  
42 the issuance of any such bonds for such capital improvement project:  
43 *Provided, however*, That expenditures from the moneys received from

1 the issuance of any such bonds for such capital improvement project shall  
2 not exceed \$4,000,000, plus all amounts required for costs of bond issu-  
3 ance, costs of interest on the bonds issued for such capital improvement  
4 project during the construction of such project and any required reserves  
5 for the payment of principal and interest on the bonds: *And provided*  
6 *further*, That all moneys received from the issuance of any such bonds  
7 shall be deposited and accounted for as prescribed by applicable bond  
8 covenants: *And provided further*, That debt service for any such bonds  
9 for such capital improvement project shall be financed by appropriations  
10 from any appropriate special revenue fund or funds.

11 (e) In addition to the other purposes for which expenditures may be  
12 made by Pittsburg state university from the moneys appropriated from  
13 any special revenue fund for Pittsburg state university for fiscal year 2011  
14 by this or other appropriation act of the 2010 regular session of the leg-  
15 islature, expenditures shall be made by Pittsburg state university from  
16 moneys appropriated from any special revenue fund for Pittsburg state  
17 university for fiscal year 2011 to provide for the issuance of bonds by the  
18 Kansas development finance authority in accordance with K.S.A. 74-8905,  
19 and amendments thereto, for a capital improvement project for student  
20 housing improvements and construction: *Provided*, That such capital im-  
21 provement project is hereby approved for Pittsburg state university for  
22 the purposes of subsection (b) of K.S.A. 74-8905, and amendments  
23 thereto, and the authorization of the issuance of bonds by the Kansas  
24 development finance authority in accordance with that statute: *Provided*  
25 *further*, That Pittsburg state university may make expenditures from the  
26 moneys received from the issuance of any such bonds for such capital  
27 improvement project: *Provided, however*, That expenditures from the  
28 moneys received from the issuance of any such bonds for such capital  
29 improvement project shall not exceed \$22,000,000, plus all amounts re-  
30 quired for costs of bond issuance, costs of interest on the bonds issued  
31 for such capital improvement project during the construction of such  
32 project and any required reserves for the payment of principal and inter-  
33 est on the bonds: *And provided further*, That all moneys received from  
34 the issuance of any such bonds shall be deposited and accounted for as  
35 prescribed by applicable bond covenants: *And provided further*, That  
36 debt service for any such bonds for such capital improvement project  
37 shall be financed by appropriations from any appropriate special revenue  
38 fund or funds.

39 Sec. ~~126~~, ~~130~~, 131.

40 UNIVERSITY OF KANSAS

41 (a) There is appropriated for the above agency from the state general  
42 fund for the fiscal year ending June 30, 2011, for the capital improvement  
43 project or projects specified as follows:

1	School of pharmacy debt service.....	\$1,631,243
2	(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2011, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:	
3		
4		
5		
6	Student union renovation revenue fund.....	No limit
7	Student health facility maintenance, repair, and equipment	
8	fee fund .....	No limit
9	Regents center revenue fund — K DFA D bonds, 1990 ...	No limit
10	Parking facilities surplus fund — K DFA G bonds, 1993...	No limit
11	<i>Provided</i> , That the university of Kansas may make expenditures from the parking facilities surplus fund — K DFA G bonds, 1993 for capital improvements to parking lots in addition to the expenditure of other moneys appropriated therefor: <i>Provided further</i> , That the university of Kansas may transfer moneys during fiscal year 2011 from the parking facilities surplus fund — K DFA G bonds, 1993 to the restricted fees fund.	
12		
13		
14		
15		
16		
17	Deferred maintenance support fund .....	No limit
18	Infrastructure maintenance fund .....	No limit
19	Athletic facilities enhancements special revenue fund	
20	K DFA A	
21	university proceeds .....	No limit
22	Child care facility operations account fund.....	No limit
23	Child care facility student fee account fund.....	No limit
24	Student recreation & fitness center revenue fund .....	No limit
25	Child care facility addition fund.....	No limit
26	<i>Provided</i> , That the university of Kansas may transfer moneys during fiscal year 2011 from the restricted fees fund or the general fees fund to the child care facility addition fund for the capital improvement project to construct an addition to the child care facility: <i>Provided further</i> , That upon completion of the construction project, the university of Kansas may transfer unused moneys from the child care facility addition fund to the general fees fund or the restricted fees fund.	
27		
28		
29		
30		
31		
32		
33	Wescoe hall infill construction fund .....	No limit
34	<i>Provided</i> , That, upon completion of the construction project, the university of Kansas may transfer unused moneys from the Wescoe hall infill construction fund to the general fees fund.	
35		
36		
37	Smissman hall renovation fund .....	No limit
38	<i>Provided</i> , That the university of Kansas may transfer moneys during fiscal year 2011 from the restricted fees fund and general fees fund to the Smissman hall renovation fund for the renovation project for Smissman hall: <i>Provided further</i> , That upon completion of the renovation project, the university of Kansas may transfer unused moneys received from the restricted fees fund in the Smissman hall renovation fund to the restricted	
39		
40		
41		
42		
43		



1 fees fund: *And provided further*, That upon completion of the renovation  
2 project, the university of Kansas may transfer unused moneys received  
3 from the general fees fund in the Smissman hall renovation fund to the  
4 general fees fund.

5 (c) During the fiscal year ending June 30, 2011, the above agency may  
6 make expenditures from the rehabilitation and repair projects — EBF  
7 account of the Kansas educational building fund of the above agency of  
8 moneys transferred to such account by the state board of regents pursuant  
9 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or  
10 to any provision of this or other appropriation act of the 2010 regular  
11 session of the legislature: *Provided*, That this subsection shall not apply  
12 to the unencumbered balance in any account of the Kansas educational  
13 building fund of the above agency that was first appropriated for any fiscal  
14 year commencing prior to July 1, 2009.

15 (d) In addition to the other purposes for which expenditures may be  
16 made by the university of Kansas from the moneys appropriated from  
17 any special revenue fund for the university of Kansas for fiscal year 2011  
18 by this or other appropriation act of the 2010 regular session of the leg-  
19 islature, expenditures shall be made by the university of Kansas from  
20 moneys appropriated from any special revenue fund for the university of  
21 Kansas for fiscal year 2011 to provide for the issuance of bonds by the  
22 Kansas development finance authority in accordance with K.S.A. 74-8905,  
23 and amendments thereto, for a capital improvement project for the ren-  
24 ovation of Gertrude Sellards Pearson hall: *Provided*, That such capital  
25 improvement project is hereby approved for the university of Kansas for  
26 the purposes of subsection (b) of K.S.A. 74-8905, and amendments  
27 thereto, and the authorization of the issuance of bonds by the Kansas  
28 development finance authority in accordance with that statute: *Provided*  
29 *further*, That the university of Kansas may make expenditures from the  
30 moneys received from the issuance of any such bonds for such capital  
31 improvement project: *Provided, however*, That expenditures from the  
32 moneys received from the issuance of any such bonds for such capital  
33 improvement project shall not exceed \$13,075,000, plus all amounts re-  
34 quired for costs of bond issuance, costs of interest on the bonds issued  
35 for such capital improvement project during the construction of such  
36 project and any required reserves for the payment of principal and inter-  
37 est on the bonds: *And provided further*, That all moneys received from  
38 the issuance of any such bonds shall be deposited and accounted for as  
39 prescribed by applicable bond covenants: *And provided further*, That  
40 debt service for any such bonds for such capital improvement project  
41 shall be financed by appropriations from any appropriate special revenue  
42 fund or funds.

43 (e) In addition to the other purposes for which expenditures may be

1 made by the university of Kansas from the moneys appropriated from  
2 any special revenue fund for fiscal year 2011 or fiscal year 2012 as au-  
3 thorized by this or other appropriation act of the 2010 regular session of  
4 the legislature or by any appropriation act of the 2011 regular session of  
5 the legislature, expenditures shall be made by the university of Kansas  
6 from moneys appropriated from the state general fund or from any special  
7 revenue fund for fiscal year 2011 or for fiscal year 2012 to provide for  
8 the issuance of bonds by the Kansas development finance authority in  
9 accordance with K.S.A. 74-8905, and amendments thereto, for a capital  
10 improvement project to construct building number four, Edwards cam-  
11 pus: *Provided*, That such capital improvement project is hereby approved  
12 for the university of Kansas for the purposes of subsection (b) of K.S.A.  
13 74-8905, and amendments thereto, and the authorization of the issuance  
14 of bonds by the Kansas development finance authority in accordance with  
15 that statute: *Provided further*, That the university of Kansas may make  
16 expenditures from the moneys received from the issuance of any such  
17 bonds for such capital improvement project: *Provided, however*, That  
18 expenditures from the moneys received from the issuance of any such  
19 bonds for such capital improvement project shall not exceed \$24,950,000,  
20 plus all amounts required for costs of bond issuance, costs of interest on  
21 the bonds issued for such capital improvement project during the con-  
22 struction of such project, credit enhancement costs and any required re-  
23 serves for payment of principal and interest on the bonds: *And provided*  
24 *further*, That all moneys received from the issuance of any such bonds  
25 shall be deposited and accounted for as prescribed by applicable bond  
26 covenants: *And provided further*, That debt service for any such bonds  
27 for such capital improvement projects shall be financed by appropriations  
28 from any appropriate special revenue fund or funds, including, but not  
29 limited to, money deposited in such fund or funds from amounts derived  
30 pursuant to K.S.A. 19-5001 et seq., and amendments thereto.

31 Sec. ~~127~~, ~~131~~, 132.

32 UNIVERSITY OF KANSAS MEDICAL CENTER

33 (a) There is appropriated for the above agency from the following spe-  
34 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
35 moneys now or hereafter lawfully credited to and available in such fund  
36 or funds, except that expenditures shall not exceed the following:  
37 Parking fund — K.C. campus..... No limit  
38 Construct and equip center for health in aging bond rev-  
39 enue fund..... No limit  
40 Construct and equip center for health in aging bond re-  
41 serve fund ..... No limit  
42 Deferred maintenance support fund ..... No limit  
43 Infrastructure maintenance fund ..... No limit

- 1 Construct parking facility #3 fund..... No limit  
2 Construct parking facility #4 fund..... No limit  
3 *Provided*, That the university of Kansas medical center may transfer mon-  
4 eys during fiscal year 2011 from appropriate accounts of the parking fees  
5 fund to the construct parking facility #4 fund for such capital improve-  
6 ment project.  
7 Lied biomedical research building renovation — gift and  
8 grant fund ..... No limit  
9 (b) During the fiscal year ending June 30, 2011, the director of accounts  
10 and reports shall transfer amounts certified by the chancellor of the uni-  
11 versity of Kansas from the sponsored research overhead fund to the con-  
12 struct and equip center for health in aging bond revenue fund.  
13 (c) In addition to the other purposes for which expenditures may be  
14 made by the university of Kansas medical center from the moneys ap-  
15 propriated from the state general fund or from any special revenue fund  
16 for fiscal year 2011 or fiscal year 2012 as authorized by this or other  
17 appropriation act of the 2010 regular session of the legislature or by any  
18 appropriation act of the 2011 regular session of the legislature, expendi-  
19 tures shall be made by the university of Kansas medical center from mon-  
20 eys appropriated from the state general fund or from any special revenue  
21 fund for fiscal year 2011 or fiscal year 2012 to provide for the issuance  
22 of bonds by the Kansas development finance authority in accordance with  
23 K.S.A. 74-8905, and amendments thereto, for a capital improvement pro-  
24 ject to construct parking facility #4: *Provided*, That such capital improve-  
25 ment project is hereby approved for the university of Kansas medical  
26 center for the purposes of subsection (b) of K.S.A. 74-8905, and amend-  
27 ments thereto, and the authorization of the issuance of bonds by the  
28 Kansas development finance authority in accordance with that statute:  
29 *Provided further*, That the university of Kansas medical center may make  
30 expenditures from the moneys received from the issuance of any such  
31 bonds for such capital improvement project: *Provided, however*, That  
32 expenditures from the moneys received from the issuance of any such  
33 bonds for such capital improvement project shall not exceed \$9,100,000,  
34 plus all amounts required for costs of bond issuance, costs of interest on  
35 the bonds issued for such capital improvement project during the con-  
36 struction of such project and any required reserves for the payment of  
37 principal and interest on the bonds: *And provided further*, That all mon-  
38 eys received from the issuance of any such bonds shall be deposited and  
39 accounted for as prescribed by applicable bond covenants: *And provided*  
40 *further*, That debt service for any such bonds for such capital improve-  
41 ment projects shall be financed by appropriations from the parking fees  
42 fund or any other appropriate special revenue fund or funds.  
43 (d) During the fiscal year ending June 30, 2011, the above agency may

1 make expenditures from the rehabilitation and repair projects — EBF  
2 account of the Kansas educational building fund of the above agency of  
3 moneys transferred to such account by the state board of regents pursuant  
4 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or  
5 to any provision of this or other appropriation act of the 2010 regular  
6 session of the legislature: *Provided*, That this subsection shall not apply  
7 to the unencumbered balance in any account of the Kansas educational  
8 building fund of the above agency that was first appropriated for any fiscal  
9 year commencing prior to July 1, 2009.

10 (e) In addition to the other purposes for which expenditures may be  
11 made by the university of Kansas medical center for the moneys appro-  
12 priated from any special revenue fund for fiscal year 2011 or fiscal year  
13 2012 as authorized by this or other appropriation act of the 2010 regular  
14 session of the legislature or by any appropriation act of the 2011 regular  
15 session of the legislature, expenditures shall be made by the university of  
16 Kansas medical center from moneys appropriated from the state general  
17 fund or from any special revenue fund for fiscal year 2011 or for fiscal  
18 year 2012 to provide for the issuance of bonds by the Kansas development  
19 finance authority in accordance with K.S.A. 74-8905, and amendments  
20 thereto, for a capital improvement project to remodel the KU clinical  
21 research center: *Provided*, That such capital improvement project is  
22 hereby approved for the university of Kansas medical center for the pur-  
23 poses of subsection (b) of K.S.A. 74-8905, and amendments thereto, and  
24 the authorization of the issuance of bonds by the Kansas development  
25 finance authority in accordance with that statute: *Provided further*, That  
26 the university of Kansas may make expenditures from the moneys re-  
27 ceived from the issuance of any such bonds for such capital improvement  
28 project: *Provided, however*, That expenditures from the moneys received  
29 from the issuance of any such bonds for such capital improvement project  
30 shall not exceed \$25,000,000, plus all amounts required for costs of bond  
31 issuance, costs of interest on the bonds issued for such capital improve-  
32 ment project during the construction of such project, credit enhancement  
33 costs and any required reserves for payment of principal and interest on  
34 the bonds: *And provided further*, That all moneys received from the is-  
35 suance of any such bonds shall be deposited and accounted for as pre-  
36 scribed by applicable bond covenants: *And provided further*, That debt  
37 service for any such bonds for such capital improvement projects shall be  
38 financed by appropriations from any appropriate special revenue fund or  
39 funds, including, but not limited to, money deposited in such fund or  
40 funds from amounts derived pursuant to K.S.A. 19-5001 et seq., and  
41 amendments thereto.

42 (f) In addition to the other purposes for which expenditures may be  
43 made by the university of Kansas medical center from the moneys ap-

1 appropriated from any special revenue fund for fiscal year 2011 or fiscal  
2 year 2012 as authorized by this or other appropriation act of the 2010  
3 regular session of the legislature or by any appropriation act of the 2011  
4 regular session of the legislature, expenditures shall be made by the uni-  
5 versity of Kansas medical center of the moneys appropriated from any  
6 special revenue fund for fiscal year 2011 or for fiscal year 2012 to provide  
7 for the issuance of bonds by the Kansas development finance authority  
8 in accordance with K.S.A. 74-8905, and amendments thereto, for a capital  
9 improvement project to renovate the Hixon/Wahl east/Wahl west labo-  
10 ratory complex: *Provided*, That such capital improvement project is  
11 hereby approved for the university of Kansas medical center for the pur-  
12 poses of subsection (b) of K.S.A. 74-8905, and amendments thereto, and  
13 the authorization of the issuance of bonds by the Kansas development  
14 finance authority in accordance with that statute: *Provided further*, That  
15 the university of Kansas medical center may make expenditures from the  
16 moneys received from the issuance of any such bonds for such capital  
17 improvement project: *Provided, however*, That expenditures from the  
18 moneys received from the issuance of any such bonds for such capital  
19 improvement project shall not exceed \$34,000,000, plus all amounts re-  
20 quired for costs of bond issuance, costs of interest on the bonds issued  
21 for such capital improvement project during the construction of such  
22 project, credit enhancement costs and any required reserves for payment  
23 of principal and interest on the bonds: *And provided further*, That all  
24 moneys received from the issuance of any such bonds shall be deposited  
25 and accounted for as prescribed by applicable bond covenants: *And pro-*  
26 *vided further*, That debt service for any such bonds for such capital im-  
27 provement projects shall be financed by appropriations from any appro-  
28 priate special revenue fund or funds, including, but not limited to, money  
29 deposited in such fund or funds from amounts derived pursuant to K.S.A.  
30 19-5001 et seq., and amendments thereto.

31 Sec. ~~128~~, ~~132~~, 133.

32 WICHITA STATE UNIVERSITY

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

35 Aviation research debt service ..... \$1,647,276

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

40 On campus parking reserve account fund — K DFA B  
41 bonds..... No limit  
42 Parking system project — maintenance fund, K DFA rev-  
43 enue bonds..... No limit

1	On campus parking principal and interest fund — K DFA	
2	B bonds.....	No limit
3	Parking system project revenue fund — K DFA bonds.....	No limit
4	WSU housing system surplus fund.....	No limit
5	Deferred maintenance support fund .....	No limit
6	Infrastructure maintenance fund .....	No limit

7     (c) During the fiscal year ending June 30, 2011, the above agency may  
8 make expenditures from the rehabilitation and repair projects — EBF  
9 account of the Kansas educational building fund of the above agency of  
10 moneys transferred to such account by the state board of regents pursuant  
11 to section 121(c) of chapter 124 of the 2009 Session Laws of Kansas or  
12 to any provision of this or other appropriation act of the 2010 regular  
13 session of the legislature: *Provided*, That this subsection shall not apply  
14 to the unencumbered balance in any account of the Kansas educational  
15 building fund of the above agency that was first appropriated for any fiscal  
16 year commencing prior to July 1, 2009.

17     Sec. ~~129.~~ ~~133.~~ **134.**

18                                   STATE BOARD OF REGENTS

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

21     PEI infrastructure — debt service .....

	\$6,219,875
--	-------------

22     *Provided*, That, during the fiscal year ending June 30, 2011, in addition  
23 to the other purposes for which expenditures may be made by the state  
24 board of regents from moneys appropriated from the state general fund  
25 for fiscal year 2011 in the PEI infrastructure — debt service account of  
26 the state general fund for fiscal year 2011 after the principal payment has  
27 been received for fiscal year 2011 by the state treasurer from the postse-  
28 condary institutions that were recipients of the PEI infrastructure bond  
29 proceeds, (1) the state board of regents may expend the amount of mon-  
30 eys appropriated for fiscal year 2011 in the PEI infrastructure — debt  
31 service account for the principal payment from the PEI infrastructure —  
32 debt service account for any other purpose for which moneys are approp-  
33 riated for fiscal year 2011 from the state general fund for the state board  
34 of regents; or (2) the state board of regents may transfer such amount of  
35 moneys from the PEI infrastructure — debt service account of the state  
36 general fund for fiscal year 2011 to an account or accounts of the state  
37 general fund of any institution under the control and supervision of the  
38 state board of regents to be expended by the institution for a purpose for  
39 which expenditures may be made for fiscal year 2011 from such account  
40 or accounts and which is approved by the state board of regents: *Provided*  
41 *further*, That the state board of regents shall certify to the director of  
42 accounts and reports each such transfer of moneys from the PEI infra-  
43 structure — debt service account of the state general fund for fiscal year

1 2011: *And provided further*, That the state board of regents shall transmit  
2 a copy of each such certification to the director of the budget and to the  
3 director of legislative research.

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

9 Postsecondary educational infrastructure finance K DFA

10 2008A revenue fund.....	No limit
11 Infrastructure maintenance fund .....	No limit

12 (c) There is appropriated for the above agency from the Kansas edu-  
13 cational building fund for the fiscal year ending June 30, 2011, for the  
14 capital improvement project or projects specified as follows:

15 Debt service — revenue bonds issued for major remodel-  
16 eling and new construction projects at state educa-  
17 tional institutions ..... \$15,000,000

18 Rehabilitation and repair projects, Americans with disabili-  
19 ties act compliance projects, state fire marshal code  
20 compliance projects, and improvements to classroom  
21 projects for institutions of higher education ..... \$15,000,000

22 *Provided*, That the state board of regents is hereby authorized to transfer  
23 moneys from the rehabilitation and repair projects, Americans with dis-  
24 abilities act compliance projects, state fire marshal code compliance pro-  
25 jects, and improvements to classroom projects for institutions of higher  
26 education account to an account or accounts of the Kansas educational  
27 building fund of any institution under the control and supervision of the  
28 state board of regents to be expended by the institution for projects ap-  
29 proved by the state board of regents: *Provided, however*, That no ex-  
30 penditures shall be made from any such account until the proposed pro-  
31 jects have been reviewed by the joint committee on state building  
32 construction: *Provided further*, That the state board of regents shall cer-  
33 tify to the director of accounts and reports each such transfer of moneys  
34 from the rehabilitation and repair projects, Americans with disabilities act  
35 compliance projects, state fire marshal code compliance projects, and  
36 improvements to classroom projects for institutions of higher education  
37 account: *And provided further*, That the state board of regents shall trans-  
38 mit a copy of each such certification to the director of the budget and to  
39 the director of legislative research.

40 (d) There is appropriated for the above agency from the following special  
41 revenue fund or funds for the fiscal year ending June 30, 2011, all  
42 moneys now or hereafter lawfully credited to and available in such fund  
43 or funds, except that expenditures other than refunds authorized by law

1 shall not exceed the following:  
2 Research bond debt service fund..... No limit  
3 Sec. ~~130, 134, 135.~~

4 DEPARTMENT OF CORRECTIONS

5 (a) There is appropriated for the above agency from the state general  
6 fund for the fiscal year ending June 30, 2011, for the capital improvement  
7 project or projects specified, the following:

8 Debt service payment for the revenue refunding bond  
9 issues ..... \$577,303  
10 Debt service payment for the infrastructure projects bond  
11 issue ..... \$1,544,000  
12 Debt service payment for the reception and diagnostic unit  
13 relocation bond issue..... \$1,402,000

14 (b) There is appropriated for the above agency from the correctional  
15 institutions building fund for the fiscal year ending June 30, 2011, for the  
16 capital improvement project or projects specified, the following:

17 Debt service payment for the revenue refunding bond  
18 issues ..... \$1,689,697  
19 Capital improvements — rehabilitation and repair of cor-  
20 rectional institutions..... \$3,088,303

21 *Provided*, That the secretary of corrections is hereby authorized to trans-  
22 fer moneys during fiscal year 2011 from the capital improvements —  
23 rehabilitation and repair of correctional institutions account of the cor-  
24 rectional institutions building fund to an account or accounts of the cor-  
25 rectional institutions building fund of any institution or facility under the  
26 jurisdiction of the secretary of corrections to be expended during fiscal  
27 year 2011 by the institution or facility for capital improvement projects  
28 and for security improvement projects including acquisition of security  
29 equipment.

30 Debt service payment for the prison capacity expansion  
31 projects bond issue ..... \$129,000

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

36 Correctional facilities infrastructure projects fund ..... No limit

37 *Provided*, That the department of corrections may make expenditures  
38 from the correctional facilities infrastructure projects fund for a capital  
39 improvement project or projects to improve agency facilities: *Provided*,  
40 *however*, That expenditures from this fund for such capital improvement  
41 project or projects, including necessary furniture and equipment, shall  
42 not exceed the amount transferred to the correctional facilities infrastruc-  
43 ture projects fund: *Provided further*, That the secretary of corrections is



1 hereby authorized to transfer moneys during fiscal year 2011 from the  
2 correctional facilities infrastructure projects fund to an account or subac-  
3 count of the correctional facilities infrastructure projects fund of any in-  
4 stitution or facility under the jurisdiction of the secretary of corrections.

5 (d) In addition to other purposes for which expenditures may be made  
6 by the department of corrections from the moneys appropriated from the  
7 correctional institutions building fund or from any other special revenue  
8 fund or funds for fiscal year 2011 as authorized by this or other approp-  
9 riation act of the 2010 regular session of the legislature, expenditures  
10 may be made by the department of corrections from moneys appropriated  
11 from the correctional institutions building fund or from any special rev-  
12 enue fund or funds for FY 2011 to raze the training building no. 4005, at  
13 the Hutchinson correctional facility.

14 Sec. ~~131.~~ ~~135.~~ **136.**

15 JUVENILE JUSTICE AUTHORITY

16 (a) There is appropriated for the above agency from the state institu-  
17 tions building fund for the fiscal year ending June 30, 2011, for the capital  
18 improvement project or projects specified, the following:

19 Capital improvements — rehabilitation and repair of ju-  
20 venile correctional facilities ..... \$860,973

21 *Provided*, That the commissioner of juvenile justice is hereby authorized  
22 to transfer moneys during fiscal year 2011 from the capital improvements  
23 — rehabilitation and repair of juvenile correctional facilities account of  
24 the state institutions building fund to any account or accounts of the state  
25 institutions building fund of any juvenile correctional facility or institution  
26 under the general supervision and management of the commissioner of  
27 juvenile justice to an account or accounts of the state institutions building  
28 fund of any juvenile correctional facility or institution under the general  
29 supervision and management of the commissioner of juvenile justice to  
30 be expended during fiscal year 2011 for capital improvement projects  
31 approved by the commissioner of juvenile justice: *Provided further*, That  
32 the commissioner of juvenile justice shall certify each such transfer to the  
33 director of accounts and reports and shall transmit a copy of each such  
34 certification to the director of the budget and the director of legislative  
35 research.

36 Debt service — Topeka complex and Larned juvenile cor-  
37 rectional facility ..... \$4,000,013

38 Sec. ~~132.~~ ~~136.~~ **137.**

39 KANSAS HIGHWAY PATROL

40 (a) In addition to the other purposes for which expenditures may be  
41 made from the highway patrol training center fund for fiscal year 2011,  
42 expenditures may be made by the above agency from the highway patrol  
43 training center fund for fiscal year 2011 for the following capital improve-

1 ment project or projects, subject to the expenditure limitation prescribed  
2 therefor:

3 Rehabilitation and repair — training center — Salina..... \$51,560

4 *Provided*, That all expenditures from each such capital improvement ac-  
5 count shall be in addition to any expenditure limitation imposed on the  
6 highway patrol training center fund for fiscal year 2011.

7 (b) In addition to the other purposes for which expenditures may be  
8 made from the vehicle identification number fee fund for fiscal year 2011,  
9 expenditures may be made by the above agency from the vehicle iden-  
10 tification number fee fund for fiscal year 2011 for the following capital  
11 improvement project or projects, subject to the expenditure limitation  
12 prescribed therefor:

13 Debt service — vehicle inspection facility — Olathe ..... \$60,556

14 *Provided*, That all expenditures from each such capital improvement ac-  
15 count shall be in addition to any expenditure limitation imposed on the  
16 vehicle identification number fee fund for fiscal year 2011.

17 (c) In addition to the other purposes for which expenditures may be  
18 made from the Kansas highway patrol operations fund for fiscal year 2011,  
19 expenditures may be made by the above agency from the Kansas highway  
20 patrol operations fund for fiscal year 2011 for the following capital im-  
21 provement project or projects, subject to the expenditure limitation pre-  
22 scribed therefor:

23 Debt service — Topeka fleet service..... \$373,200

24 Scale replacement and rehabilitation and repair of  
25 buildings ..... \$95,000

26 *Provided*, That all expenditures from each such capital improvement ac-  
27 count shall be in addition to any expenditure limitation imposed on the  
28 Kansas highway patrol operations fund for fiscal year 2011.

29 (d) On July 1, 2010, or as soon thereafter as moneys are available, the  
30 director of accounts and reports shall transfer \$468,200 from the state  
31 highway fund of the department of transportation to the Kansas highway  
32 patrol operations fund. In addition to other purposes for which expend-  
33 itures may be made from the state highway fund during fiscal year 2011  
34 and notwithstanding the provisions of K.S.A. 68-416, and amendments  
35 thereto, or any other statute, transfers and expenditures may be made  
36 from the state highway fund during fiscal year 2011 for support and main-  
37 tenance of the Kansas highway patrol.

38 Sec. ~~133~~, ~~137~~, 138.

39 ADJUTANT GENERAL

40 (a) There is hereby appropriated for the above agency from the state  
41 general fund for the fiscal year ending June 30, 2011, for the capital  
42 improvement project or projects specified, the following:

43 Debt service — training center ..... \$721,263

1	Debt service — armory/classroom/recreation center at	
2	PSU .....	\$115,588
3	Debt service — rehabilitation and repair of the statewide	
4	armories .....	\$2,478,091
5	Rehabilitation and repair projects .....	\$176,345

6 *Provided*, That any unencumbered balance in the rehabilitation and re-  
7 pair projects account in excess of \$100 as of June 30, 2010, is hereby  
8 reappropriated for fiscal year 2011.

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

14	Comprehensive armory construction and rehabilitation	
15	fund.....	No limit

16 *Provided*, That the adjutant general is hereby authorized to make ex-  
17 penditures from the comprehensive armory construction and rehabilita-  
18 tion fund for capital improvement projects for acquisition, construction,  
19 equipping, furnishing, renovation, reconstruction and repair of armories  
20 or for payment of debt service on revenue bonds issued to finance such  
21 projects: *Provided further*, That the adjutant general may make expend-  
22 itures from this fund for the payment of debt service on revenue bonds  
23 issued to finance such projects: *And provided further*, That prior to the  
24 issuance of any bonds authorized by this section or making first expend-  
25 iture from this fund for any such capital improvement project, the adju-  
26 tant general shall pursue the availability of alternative funding from local,  
27 state, federal and private funding sources for all or part of the costs of  
28 such capital improvement project and shall report to the state finance  
29 council concerning such capital improvement project and the proposed  
30 issuance of bonds for such project: *And provided further*, That such re-  
31 port to the state finance council shall specifically include information  
32 about the proposed utilization of bond proceeds for such capital improve-  
33 ment project and the availability and use of other sources including local,  
34 state, federal and private funds for such project: *And provided further*,  
35 That capital improvement projects for the acquisition, construction,  
36 equipping, furnishing, renovation, reconstruction and repair of armories  
37 are hereby approved for the adjutant general for the purposes of subsec-  
38 tion (b) of K.S.A. 74-8905, and amendments thereto, and the authoriza-  
39 tion of one or more series of revenue bonds by the Kansas development  
40 finance authority in accordance with that statute, except that no bonds  
41 shall be issued for any such capital improvement project except upon  
42 approval of the state finance council acting on this matter which is hereby  
43 characterized as a matter of legislative delegation and subject to the

1 guidelines prescribed by subsection (c) of K.S.A. 75-3711c, and amend-  
2 ments thereto, except that approval by the state finance council may be  
3 given when the legislature is in session: *And provided further*, That the  
4 aggregate amount of all such revenue bonds issued shall not exceed  
5 \$3,000,000 for the fiscal year ending June 30, 2011, plus all amounts  
6 required for costs of any bond issuance, costs of interest on any bond  
7 issued or obtained for one or more of such capital improvement projects  
8 and any required reserves for payment of principal and interest on any  
9 such bonds: *And provided further*, That all moneys received from issu-  
10 ance of any such bonds shall be deposited in the state treasury and cred-  
11 ited to this fund.

12 Sec. ~~134~~, ~~138~~, 139.

13 STATE FAIR BOARD

14 (a) There is appropriated for the above agency from the following spe-  
15 cial revenue fund or funds for the fiscal year ending June 30, 2011, all  
16 moneys now or hereafter lawfully credited to and available in such fund  
17 or funds, except that expenditures other than refunds authorized by law  
18 shall not exceed the following:

19 State fair capital improvements fund..... No limit

20 (b) On or before the 10th of each month during the fiscal year ending  
21 June 30, 2011, the director of accounts and reports shall transfer from  
22 the state general fund to the state fair capital improvements fund interest  
23 earnings based on: (1) The average daily balance of moneys in the state  
24 fair capital improvements fund for the preceding month; and (2) the net  
25 earnings rate for the pooled money investment portfolio for the preceding  
26 month.

27 Sec. ~~135~~, ~~139~~, 140.

28 DEPARTMENT OF WILDLIFE AND PARKS

29 (a) There is appropriated for the above agency from the state general  
30 fund for the fiscal year ending June 30, 2011, for the capital improvement  
31 project or projects specified, the following:

32 Debt service — Kansas city district office ..... \$6,300

33 *Provided*, That any unencumbered balance in the parks ongoing rehabil-  
34 itation account in excess of \$100 as of June 30, 2010, is hereby reappro-  
35 priated to the debt service — Kansas city district office account for fiscal  
36 year 2011.

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

41 Department access road fund..... No limit

42 *Provided*, That, except in cases of emergencies or other unanticipated  
43 projects, all expenditures from the department access road fund for fiscal

1 year 2011 shall be for projects at the state parks.  
2 Bridge maintenance fund ..... No limit  
3 (c) On July 1, 2010, or as soon thereafter as moneys are available, the  
4 director of accounts and reports shall transfer \$1,649,819 from the state  
5 highway fund of the department of transportation to the department ac-  
6 cess road fund of the department of wildlife and parks.  
7 (d) On July 1, 2010, or as soon thereafter as moneys are available, the  
8 director of accounts and reports shall transfer \$200,000 from the state  
9 highway fund of the department of transportation to the bridge mainte-  
10 nance fund of the department of wildlife and parks.  
11 (e) In addition to the other purposes for which expenditures may be  
12 made by the above agency from the parks fee fund for fiscal year 2011,  
13 expenditures may be made by the above agency from the parks fee fund  
14 for fiscal year 2011 from the unencumbered balance as of June 30, 2010,  
15 in each existing capital improvement account of the parks fee fund: *Pro-*  
16 *vided*, That expenditures from the unencumbered balance of any such  
17 existing capital improvement account shall not exceed the amount of the  
18 unencumbered balance in such account on June 30, 2010: *Provided fur-*  
19 *ther*, That all expenditures from the unencumbered balance of any such  
20 account shall be in addition to any expenditure limitation imposed on the  
21 parks fee fund for fiscal year 2011 and shall be in addition to any other  
22 expenditure limitation imposed on any such account of the parks fee fund  
23 for fiscal year 2011.  
24 (f) In addition to the other purposes for which expenditures may be  
25 made by the above agency from the boating fee fund for fiscal year 2011,  
26 expenditures may be made by the above agency from the following capital  
27 improvement account or accounts of the boating fee fund for fiscal year  
28 2011 for the following capital improvement project or projects, subject  
29 to the expenditure limitations prescribed therefor:  
30 River access ..... \$150,000  
31 Debt service — Kansas city district office ..... \$10,350  
32 *Provided*, That all expenditures from each such capital improvement ac-  
33 count shall be in addition to any expenditure limitation imposed on the  
34 boating fee fund for fiscal year 2011.  
35 (g) In addition to the other purposes for which expenditures may be  
36 made by the above agency from the boating fee fund for fiscal year 2011,  
37 expenditures may be made by the above agency from the boating fee  
38 fund for fiscal year 2011 from the unencumbered balance as of June 30,  
39 2010, in each existing capital improvement account of the boating fee  
40 fund: *Provided*, That expenditures from the unencumbered balance of  
41 any such existing capital improvement account shall not exceed the  
42 amount of the unencumbered balance in such account on June 30, 2010:  
43 *Provided further*, That all expenditures from the unencumbered balance

1 of any such account shall be in addition to any expenditure limitation  
2 imposed on the boating fee fund for fiscal year 2011 and shall be in  
3 addition to any other expenditure limitation imposed on any such account  
4 of the boating fee fund for fiscal year 2011.

5 (h) In addition to the other purposes for which expenditures may be  
6 made by the above agency from the boating fund — federal for fiscal year  
7 2011, expenditures may be made by the above agency from the following  
8 capital improvement account or accounts of the boating fund — federal  
9 for fiscal year 2011 for the following capital improvement project or pro-  
10 jects, subject to the expenditure limitations prescribed therefor:

11 Rehabilitation and repair ..... \$25,000

12 *Provided*, That all expenditures from each such capital improvement ac-  
13 count shall be in addition to any expenditure limitation imposed on the  
14 boating fund — federal for fiscal year 2011.

15 (i) In addition to the other purposes for which expenditures may be  
16 made by the above agency from the boating fund — federal for fiscal year  
17 2011, expenditures may be made by the above agency from the boating  
18 fund — federal for fiscal year 2011 from the unencumbered balance as  
19 of June 30, 2010, in each existing capital improvement account of the  
20 boating fund — federal: *Provided*, That expenditures from the unencum-  
21 bered balance of any such existing capital improvement account shall not  
22 exceed the amount of the unencumbered balance in such account on June  
23 30, 2010: *Provided further*, That all expenditures from the unencumbered  
24 balance of any such account shall be in addition to any expenditure lim-  
25 itation imposed on the boating fund — federal for fiscal year 2011 and  
26 shall be in addition to any other expenditure limitation imposed on any  
27 such account of the boating fund — federal for fiscal year 2011.

28 (j) In addition to the other purposes for which expenditures may be  
29 made by the above agency from the wildlife fee fund for fiscal year 2011,  
30 expenditures may be made by the above agency from the following capital  
31 improvement account or accounts of the wildlife fee fund during fiscal  
32 year 2011 for the following capital improvement project or projects, sub-  
33 ject to the expenditure limitations prescribed therefor:

34 Federally mandated boating access ..... \$1,140,000

35 Land acquisition..... \$1,000,000

36 Rehabilitation and repair ..... \$367,500

37 Debt service — Kansas city office..... \$28,350

38 *Provided*, That all expenditures from each such capital improvement ac-  
39 count shall be in addition to any expenditure limitation imposed on the  
40 wildlife fee fund for fiscal year 2011.

41 (k) In addition to the other purposes for which expenditures may be  
42 made by the above agency from the wildlife fee fund for fiscal year 2011,  
43 expenditures may be made by the above agency from the wildlife fee fund

1 for fiscal year 2011 from the unencumbered balance as of June 30, 2010,  
2 in each existing capital improvement account of the wildlife fee fund:  
3 *Provided*, That expenditures from the unencumbered balance of any such  
4 existing capital improvement account shall not exceed the amount of the  
5 unencumbered balance in such account on June 30, 2010: *Provided fur-*  
6 *ther*, That all expenditures from the unencumbered balance of any such  
7 account shall be in addition to any expenditure limitation imposed on the  
8 wildlife fee fund for fiscal year 2011 and shall be in addition to any other  
9 expenditure limitation imposed on any such account of the wildlife fee  
10 fund for fiscal year 2011.

11 (l) In addition to the other purposes for which expenditures may be  
12 made by the above agency from the wildlife conservation fund for fiscal  
13 year 2011, expenditures may be made by the above agency from the  
14 wildlife conservation fund for fiscal year 2011 from the unencumbered  
15 balance as of June 30, 2010, in each existing capital improvement account  
16 of the wildlife conservation fund: *Provided*, That expenditures from the  
17 unencumbered balance of any such existing capital improvement account  
18 shall not exceed the amount of the unencumbered balance in such ac-  
19 count on June 30, 2010: *Provided further*, That all expenditures from the  
20 unencumbered balance of any such account shall be in addition to any  
21 expenditure limitation imposed on the wildlife conservation fund for fiscal  
22 year 2011 and shall be in addition to any other expenditure limitation  
23 imposed on any such account of the wildlife conservation fund for fiscal  
24 year 2011.

25 (m) In addition to the other purposes for which expenditures may be  
26 made by the above agency from the cabin revenue fund for fiscal year  
27 2011, expenditures may be made by the above agency from the following  
28 capital improvement account or accounts of the cabin revenue fund for  
29 fiscal year 2011 for the following capital improvement project or projects,  
30 subject to the expenditure limitations prescribed therefor:

31 Cabin site preparation..... \$300,000

32 *Provided*, That all expenditures from each such capital improvement ac-  
33 count shall be in addition to any expenditure limitation imposed on the  
34 cabin revenue fund for fiscal year 2011.

35 (n) In addition to the other purposes for which expenditures may be  
36 made by the above agency from the cabin revenue fund for fiscal year  
37 2011, expenditures may be made by the above agency from the cabin  
38 revenue fund for fiscal year 2011 from the unencumbered balance as of  
39 June 30, 2010, in each existing capital improvement account of the cabin  
40 revenue fund: *Provided*, That expenditures from the unencumbered bal-  
41 ance of any such existing capital improvement account shall not exceed  
42 the amount of the unencumbered balance in such account on June 30,  
43 2010: *Provided further*, That all expenditures from the unencumbered

1 balance of any such account shall be in addition to any expenditure lim-  
2 itation imposed on the cabin revenue fund for fiscal year 2011 and shall  
3 be in addition to any other expenditure limitation imposed on any such  
4 account of the cabin revenue fund for fiscal year 2011.

5 (o) In addition to the other purposes for which expenditures may be  
6 made by the above agency from the wildlife conservation fund — federal  
7 for fiscal year 2011, expenditures may be made by the above agency from  
8 the wildlife conservation fund — federal for fiscal year 2011 from the  
9 unencumbered balance as of June 30, 2010, in each existing capital im-  
10 provement account of the wildlife conservation fund — federal: *Provided*,  
11 That expenditures from the unencumbered balance of any such existing  
12 capital improvement account shall not exceed the amount of the unen-  
13 cumbered balance in such account on June 30, 2010: *Provided further*,  
14 That all expenditures from the unencumbered balance of any such ac-  
15 count shall be in addition to any expenditure limitation imposed on the  
16 wildlife conservation fund — federal for fiscal year 2011 and shall be in  
17 addition to any other expenditure limitation imposed on any such account  
18 of the wildlife conservation fund — federal for fiscal year 2011.

19 (p) In addition to the other purposes for which expenditures may be  
20 made by the above agency from the wildlife fund — federal for fiscal year  
21 2011, expenditures may be made by the above agency from the following  
22 capital improvement account or accounts of the wildlife fund — federal  
23 for fiscal year 2011 for the following capital improvement project or pro-  
24 jects, subject to the expenditure limitations prescribed therefor:

25 Wetlands acquisition and development .....	\$200,000
26 Land acquisition.....	\$1,000,000

27 *Provided*, That all expenditures from each such capital improvement ac-  
28 count shall be in addition to any expenditure limitation imposed on the  
29 wildlife fund — federal for fiscal year 2011.

30 (q) In addition to the other purposes for which expenditures may be  
31 made by the above agency from the wildlife fund — federal for fiscal year  
32 2011, expenditures may be made by the above agency from the wildlife  
33 fund — federal for fiscal year 2011 from the unencumbered balance as  
34 of June 30, 2010, in each existing capital improvement account of the  
35 wildlife fund — federal: *Provided*, That expenditures from the unencum-  
36 bered balance of any such existing capital improvement account shall not  
37 exceed the amount of the unencumbered balance in such account on June  
38 30, 2010: *Provided further*, That all expenditures from the unencumbered  
39 balance of any such account shall be in addition to any expenditure lim-  
40 itation imposed on the wildlife fund — federal for fiscal year 2011 and  
41 shall be in addition to any other expenditure limitation imposed on any  
42 such account of the wildlife fund — federal for fiscal year 2011.

43 (r) In addition to the other purposes for which expenditures may be



1 made by the above agency from the migratory waterfowl propagation and  
2 protection fund for fiscal year 2011, expenditures may be made by the  
3 above agency from the following capital improvement account or accounts  
4 of the migratory waterfowl propagation and protection fund for fiscal year  
5 2011 for the following capital improvement project or projects, subject  
6 to the expenditure limitations prescribed therefor:

7 Wetlands acquisition..... \$200,000

8 *Provided*, That all expenditures from each such capital improvement ac-  
9 count shall be in addition to any expenditure limitation imposed on the  
10 migratory waterfowl propagation and protection fund for fiscal year 2011.

11 (s) In addition to the other purposes for which expenditures may be  
12 made by the above agency from the migratory waterfowl propagation and  
13 protection fund for fiscal year 2011, expenditures may be made by the  
14 above agency from the migratory waterfowl propagation and protection  
15 fund for fiscal year 2011 from the unencumbered balance as of June 30,  
16 2010, in each existing capital improvement account of the migratory wa-  
17 terfowl propagation and protection fund: *Provided*, That expenditures  
18 from the unencumbered balance of any such existing capital improvement  
19 account shall not exceed the amount of the unencumbered balance in  
20 such account on June 30, 2010: *Provided further*, That all expenditures  
21 from the unencumbered balance of any such account shall be in addition  
22 to any expenditure limitation imposed on the migratory waterfowl prop-  
23 agation and protection fund for fiscal year 2011 and shall be in addition  
24 to any other expenditure limitation imposed on any such account of the  
25 migratory waterfowl propagation and protection fund for fiscal year 2011.

26 (t) In addition to the other purposes for which expenditures may be  
27 made by the above agency from the nongame wildlife improvement fund  
28 — federal for fiscal year 2011, expenditures may be made by the above  
29 agency from the following capital improvement account or accounts of  
30 the nongame wildlife improvement fund — federal for fiscal year 2011  
31 for the following capital improvement project or projects, subject to the  
32 expenditure limitations prescribed therefor:

33 Land acquisition..... \$100,000

34 *Provided*, That all expenditures from each such capital improvement ac-  
35 count shall be in addition to any expenditure limitation imposed on the  
36 nongame wildlife improvement fund — federal for fiscal year 2011.

37 (u) In addition to the other purposes for which expenditures may be  
38 made by the above agency from the land and water conservation fund —  
39 local for fiscal year 2011, expenditures may be made by the above agency  
40 from the land and water conservation fund — local for fiscal year 2011  
41 from the unencumbered balance as of June 30, 2010, in each existing  
42 capital improvement account of the land and water conservation fund —  
43 local: *Provided*, That expenditures from the unencumbered balance of

1 any such existing capital improvement account shall not exceed the  
2 amount of the unencumbered balance in such account on June 30, 2010:  
3 *Provided further*, That all expenditures from the unencumbered balance  
4 of any such account shall be in addition to any expenditure limitation  
5 imposed on the land and water conservation fund — local for fiscal year  
6 2011 and shall be in addition to any other expenditure limitation imposed  
7 on any such account of the land and water conservation fund — local for  
8 fiscal year 2011.

9 (v) In addition to the other purposes for which expenditures may be  
10 made by the above agency from the land and water conservation fund —  
11 state for fiscal year 2011, expenditures may be made by the above agency  
12 from the following capital improvement account or accounts of the land  
13 and water conservation fund — state for fiscal year 2011 for the following  
14 capital improvement project or projects, subject to the expenditure lim-  
15 itations prescribed therefor:

16 Rehabilitation and repair ..... \$500,000

17 *Provided*, That all expenditures from each such capital improvement ac-  
18 count shall be in addition to any expenditure limitation imposed on the  
19 land and water conservation fund — state for fiscal year 2011.

20 (w) In addition to the other purposes for which expenditures may be  
21 made by the above agency from the land and water conservation fund —  
22 state for fiscal year 2011, expenditures may be made by the above agency  
23 from the land and water conservation fund — state for fiscal year 2011  
24 from the unencumbered balance as of June 30, 2010, in each existing  
25 capital improvement account of the land and water conservation fund —  
26 state: *Provided*, That expenditures from the unencumbered balance of  
27 any such existing capital improvement account shall not exceed the  
28 amount of the unencumbered balance in such account on June 30, 2010:  
29 *Provided further*, That all expenditures from the unencumbered balance  
30 of any such account shall be in addition to any expenditure limitation  
31 imposed on the land and water conservation fund — state for fiscal year  
32 2011 and shall be in addition to any other expenditure limitation imposed  
33 on any such account of the land and water conservation fund — state for  
34 fiscal year 2011.

35 (x) In addition to the other purposes for which expenditures may be  
36 made by the above agency from the other federal grants fund for fiscal  
37 year 2011, expenditures may be made by the above agency from the  
38 following capital improvement account or accounts of the other federal  
39 grants fund for fiscal year 2011 for the following capital improvement  
40 project or projects, subject to the expenditure limitations prescribed  
41 therefor:

42 Trail development ..... \$585,000

43 *Provided*, That all expenditures from each such capital improvement ac-

1 count shall be in addition to any expenditure limitation imposed on the  
2 other federal grants fund for fiscal year 2011.

3 (y) In addition to the other purposes for which expenditures may be  
4 made by the above agency from the other federal grants fund for fiscal  
5 year 2011, expenditures may be made by the above agency from the other  
6 federal grants fund for fiscal year 2011 from the unencumbered balance  
7 as of June 30, 2010, in each existing capital improvement account of the  
8 other federal grants fund: *Provided*, That expenditures from the unen-  
9 cumbered balance of any such existing capital improvement account shall  
10 not exceed the amount of the unencumbered balance in such account on  
11 June 30, 2010: *Provided further*, That all expenditures from the unen-  
12 cumbered balance of any such account shall be in addition to any ex-  
13 penditure limitation imposed on the other federal grants fund for fiscal  
14 year 2011 and shall be in addition to any other expenditure limitation  
15 imposed on any such account of the other federal grants fund for fiscal  
16 year 2011.

17 (z) In addition to the other purposes for which expenditures may be  
18 made by the above agency from the department of wildlife and parks gifts  
19 and donations fund for fiscal year 2011, expenditures may be made by  
20 the above agency from the department of wildlife and parks gifts and  
21 donations fund for fiscal year 2011 from the unencumbered balance as  
22 of June 30, 2010, in each existing capital improvement account of the  
23 department of wildlife and parks gifts and donations fund: *Provided*, That  
24 expenditures from the unencumbered balance of any such existing capital  
25 improvement account shall not exceed the amount of the unencumbered  
26 balance in such account on June 30, 2010: *Provided further*, That all  
27 expenditures from the unencumbered balance of any such account shall  
28 be in addition to any expenditure limitation imposed on the department  
29 of wildlife and parks gifts and donations fund for fiscal year 2011 and  
30 shall be in addition to any other expenditure limitation imposed on any  
31 such account of the department of wildlife and parks gifts and donations  
32 fund for fiscal year 2011.

33 (aa) In addition to the other purposes for which expenditures may be  
34 made by the above agency from the Tuttle Creek state park mitigation  
35 project fund for fiscal year 2011, expenditures may be made by the above  
36 agency from the Tuttle Creek state park mitigation project fund for fiscal  
37 year 2011 from the unencumbered balance as of June 30, 2010, in each  
38 existing capital improvement account of the Tuttle Creek state park mit-  
39 igation project fund: *Provided*, That expenditures from the unencum-  
40 bered balance of any such existing capital improvement account shall not  
41 exceed the amount of the unencumbered balance in such account on June  
42 30, 2010: *Provided further*, That all expenditures from the unencumbered  
43 balance of any such account shall be in addition to any expenditure lim-

1 itation imposed on the Tuttle Creek state park mitigation project fund  
2 for fiscal year 2011 and shall be in addition to any other expenditure  
3 limitation imposed on any such account of the Tuttle Creek state park  
4 mitigation project fund for fiscal year 2011.

5 Sec. ~~136. 140.~~ **141.** (a) On and after July 1, 2010, notwithstanding the  
6 provisions of K.S.A. 2009 Supp. 74-99b34, and amendments thereto, or  
7 any other statute, the aggregate amount equal to (1) the annual amount  
8 equal to 95% of withholding above the base, as certified or estimated and  
9 reconciled by the secretary of revenue, plus (2) annual interest earnings  
10 based on the average daily balance of moneys in the bioscience devel-  
11 opment and investment fund and the net earnings rate of the pooled  
12 money investment portfolio, that is directed to be transferred during the  
13 fiscal year ending June 30, 2011, from the state general fund to the bio-  
14 science development and investment fund by K.S.A. 2009 Supp. 74-  
15 99b34, and amendments thereto, is hereby decreased from such aggre-  
16 gate amount, which would otherwise be transferred pursuant to K.S.A.  
17 2009 Supp. 74-99b34, and amendments thereto, to the aggregate annual  
18 amount of \$35,000,000: *Provided*, That not more than \$35,000,000 shall  
19 be transferred from the state general fund to the bioscience development  
20 and investment fund during the fiscal year ending June 30, 2011, pursuant  
21 to K.S.A. 2009 Supp. 74-99b34, and amendments thereto: *Provided fur-*  
22 *ther*, That the state treasurer shall certify to the director of the budget  
23 and the director of legislative research when \$35,000,000 has been trans-  
24 ferred from the state general fund to the bioscience development and  
25 investment fund during the fiscal year ending June 30, 2011, pursuant to  
26 K.S.A. 2009 Supp. 74-99b34, and amendments thereto.

27 (b) On and after July 1, 2011, notwithstanding the provisions of K.S.A.  
28 2009 Supp 74-99b34, and amendments thereto, or any other statute, the  
29 aggregate amount equal to (1) the annual amount equal to 95% of with-  
30 holding above the base, as certified or estimated and reconciled by the  
31 secretary of revenue, plus (2) annual interest earnings based on the av-  
32 erage daily balance of moneys in the bioscience development and invest-  
33 ment fund and the net earnings rate of the pooled money investment  
34 portfolio, that is directed to be transferred during the fiscal year ending  
35 June 30, 2012, from the state general fund to the bioscience development  
36 and investment fund by K.S.A. 2009 Supp. 74-99b34, and amendments  
37 thereto, is hereby decreased from such aggregate amount, which would  
38 otherwise be transferred pursuant to K.S.A. 2009 Supp. 74-99b34, and  
39 amendments thereto, to the aggregate annual amount of \$35,000,000:  
40 *Provided*, That not more than \$35,000,000 shall be transferred from the  
41 state general fund to the bioscience development and investment fund  
42 during the fiscal year ending June 30, 2012, pursuant to K.S.A. 2009 Supp.  
43 74-99b34, and amendments thereto: *Provided further*, That the state trea-

1 surer shall certify to the director of the budget and the director of leg-  
2 islative research when \$35,000,000 has been transferred from the state  
3 general fund to the bioscience development and investment fund during  
4 the fiscal year ending June 30, 2012, pursuant to K.S.A. 2009 Supp. 74-  
5 99b34, and amendments thereto.

6 Sec. ~~137~~, ~~141~~, **142**. On June 30, 2011, notwithstanding the provisions  
7 of K.S.A. 79-4804, and amendments thereto, or any other statute, the  
8 director of accounts and reports shall transfer \$3,018,605 from the state  
9 economic development initiatives fund to the state general fund.

10 Sec. ~~138~~, ~~142~~, **143**. (a) The director of accounts and reports shall not  
11 make the transfer of \$250,000 prescribed to be transferred from the state  
12 general fund to the waste tire management fund of the department of  
13 health and environment — division of environment by section 48(h)(2)  
14 of chapter 2 of the 2009 Session Laws of Kansas, which was directed to  
15 be made on or before June 30, 2011, on a date certified by the director  
16 of the budget for the purpose of repaying 25% of the amount transferred  
17 from the waste tire management fund to the state general fund pursuant  
18 to section 13(a)(1) of chapter 3 of the 2003 Session Laws of Kansas. On  
19 the effective date of this act, the provisions of section 48(h)(2) of chapter  
20 2 of the 2009 Session Laws of Kansas are hereby declared to be null and  
21 void and shall have no force and effect.

22 (b) The director of accounts and reports shall not make the transfer of  
23 \$2,500,000 prescribed to be transferred from the state general fund to  
24 the underground petroleum storage tank release trust fund of the de-  
25 partment of health and environment — division of environment by sec-  
26 tion 48(i)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was  
27 directed to be made on or before June 30, 2011, on a date certified by  
28 the director of the budget for the purpose of repaying 25% of the amount  
29 transferred from the underground petroleum storage tank release trust  
30 fund to the state general fund pursuant to section 13(b)(1) of chapter 3  
31 of the 2003 Session Laws of Kansas. On the effective date of this act, the  
32 provisions of section 48(i)(2) of chapter 2 of the 2009 Session Laws of  
33 Kansas are hereby declared to be null and void and shall have no force  
34 and effect.

35 (c) The director of accounts and reports shall not make the transfer of  
36 \$23,652,162 prescribed to be transferred from the state general fund to  
37 the state highway fund of the department of transportation by section  
38 86(d)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was  
39 directed to be made on or before June 30, 2011, on a date certified by  
40 the director of the budget for the purpose of repaying 25% of the amount  
41 transferred from the state highway fund to the state general fund pursuant  
42 to section 40(a) of chapter 205 of the 2002 Session Laws of Kansas. On  
43 the effective date of this act, the provisions of section 86(d)(2) of chapter

1 2 of the 2009 Session Laws of Kansas are hereby declared to be null and  
2 void and shall have no force and effect.

3 (d) The director of accounts and reports shall not make the transfer of  
4 \$7,220,145 prescribed to be transferred from the state general fund to  
5 the state highway fund of the department of transportation by section  
6 86(e)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was  
7 directed to be made on or before June 30, 2011, on a date certified by  
8 the director of the budget for the purpose of repaying 25% of the amount  
9 transferred from the state highway fund to the state general fund pursuant  
10 to section 73(j) of chapter 138 of the 2003 Session Laws of Kansas. On  
11 the effective date of this act, the provisions of section 86(e)(2) of chapter  
12 2 of the 2009 Session Laws of Kansas are hereby declared to be null and  
13 void and shall have no force and effect.

14 (e) The director of accounts and reports shall not make the transfer of  
15 \$23,901.75 prescribed to be transferred from the state general fund to  
16 the state highway fund of the department of transportation by section  
17 86(f)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was  
18 directed to be made on or before June 30, 2011, on a date certified by  
19 the director of the budget for the purpose of repaying 25% of the amount  
20 transferred from the state highway fund to the state general fund pursuant  
21 to section 19(c) of chapter 160 of the 2003 Session Laws of Kansas. On  
22 the effective date of this act, the provisions of section 86(f)(2) of chapter  
23 2 of the 2009 Session Laws of Kansas are hereby declared to be null and  
24 void and shall have no force and effect.

25 (f) The director of accounts and reports shall not make the transfer of  
26 \$1,000,000 prescribed to be transferred from the state general fund to  
27 the workers compensation fund of the insurance department by section  
28 86(i)(2) of chapter 2 of the 2009 Session Laws of Kansas, which was  
29 directed to be made on or before June 30, 2011, on a date certified by  
30 the director of the budget for the purpose of repaying 25% of the amount  
31 transferred from the workers compensation fund to the state general fund  
32 pursuant to section 10(a) of chapter 3 of the 2003 Session Laws of Kansas.  
33 On the effective date of this act, the provisions of section 86(i)(2) of  
34 chapter 2 of the 2009 Session Laws of Kansas are hereby declared to be  
35 null and void and shall have no force and effect.

36 Sec. ~~139, 143, 144~~. On the effective date of this act, K.S.A. 2009 Supp.  
37 2-223 is hereby amended to read as follows: 2-223. (a) There is hereby  
38 established in the state treasury the state fair capital improvements fund.  
39 All expenditures of moneys in the state fair capital improvements fund  
40 shall be used for the payment of capital improvements and maintenance  
41 for the state fairgrounds and the payment of capital improvement obli-  
42 gations that have been financed. Capital improvement projects for the  
43 Kansas state fairgrounds are hereby approved for the purposes of sub-

1 section (b) of K.S.A. 74-8905 and amendments thereto and the authori-  
2 zation of the issuance of bonds by the Kansas development finance au-  
3 thority in accordance with that statute.

4 (b) On each June 30, the state fair board shall certify to the director of  
5 accounts and reports an amount to be transferred from the state fair fee  
6 fund to the state fair capital improvements fund, which amount shall be  
7 not less than the amount equal to 5% of the total gross receipts during  
8 the current fiscal year from state fair activities and non-fair days activities,  
9 *except that (1) for the fiscal year ending June 30, 2010, notwithstanding*  
10 *the other provisions of this section, on March 1, 2010, or as soon thereafter*  
11 *as moneys are available therefor, the director of accounts and reports shall*  
12 *transfer from the state fair fee fund to the state fair capital improvements*  
13 *fund the amount equal to the greater of \$300,000 or the amount equal to*  
14 *5% of the total gross receipts during fiscal year 2010 from state fair ac-*  
15 *tivities and non-fair days activities through March 1, 2010; and (2) for*  
16 *the fiscal year ending June 30, 2011, notwithstanding the other provisions*  
17 *of this section, on March 1, 2011, or as soon thereafter as moneys are*  
18 *available therefor, the director of accounts and reports shall transfer from*  
19 *the state fair fee fund to the state fair capital improvements fund the*  
20 *amount equal to the greater of \$350,000 or the amount equal to 5% of*  
21 *the total gross receipts during fiscal year 2011 from state fair activities*  
22 *and non-fair days activities through March 1, 2011, except that, (1) sub-*  
23 *ject to approval by the director of the budget prior to March 1, 2010,*  
24 *after reviewing the amounts credited to the state fair fee fund and the*  
25 *state fair capital improvements fund, cash flow considerations for the state*  
26 *fair fee fund, and the amount required to be credited to the state fair*  
27 *capital improvements fund pursuant to this subsection to pay the bonded*  
28 *debt service payment due on April 1, 2010, the state fair board may certify*  
29 *an amount on March 1, 2010, to the director of accounts and reports to*  
30 *be transferred from the state fair fee fund to the state fair capital im-*  
31 *provements fund that is equal to the amount required to be credited to*  
32 *the state fair capital improvements fund pursuant to this subsection to*  
33 *pay the bonded debt service payment due on April 1, 2010, and shall*  
34 *certify to the director of accounts and reports on the date specified by the*  
35 *director of the budget the amount equal to the balance of the aggregate*  
36 *amount that is required to be transferred from the state fair fee fund to*  
37 *the state fair capital improvements fund for fiscal year 2010, and (2)*  
38 *subject to approval by the director of the budget prior to March 1, 2011,*  
39 *after reviewing the amounts credited to the state fair fee fund and the*  
40 *state fair capital improvements fund, cash flow considerations for the state*  
41 *fair fee fund, and the amount required to be credited to the state fair*  
42 *capital improvements fund pursuant to this subsection to pay the bonded*  
43 *debt service payment due on April 1, 2011, the state fair board may certify*

1 *an amount on March 1, 2011, to the director of accounts and reports to*  
2 *be transferred from the state fair fee fund to the state fair capital im-*  
3 *provements fund that is equal to the amount required to be credited to*  
4 *the state fair capital improvements fund pursuant to this subsection to*  
5 *pay the bonded debt service payment due on April 1, 2011, and shall*  
6 *certify to the director of accounts and reports on the date specified by the*  
7 *director of the budget the amount equal to the balance of the aggregate*  
8 *amount that is required to be transferred from the state fair fee fund to*  
9 *the state fair capital improvements fund for fiscal year 2011. Upon receipt*  
10 *of any such certification, the director of accounts and reports shall trans-*  
11 *fer moneys from the state fair fee fund to the state fair capital improve-*  
12 *ments fund in accordance with such certification.*

13 (c) On each July 1, the director of accounts and reports shall transfer  
14 from the state general fund to the state fair capital improvements fund,  
15 an amount equal to the amount certified by the state fair board pursuant  
16 to subsection (b), except that: (1) No transfer from the state general fund  
17 under this subsection shall exceed \$300,000 in any fiscal year; *and (2) all*  
18 ~~transfers made in accordance with the provisions of this section during~~  
19 ~~the fiscal years ending June 30, 2010, and June 30, 2011, shall be consid-~~  
20 ~~ered to be revenue transfers from the state general fund, and (3) no~~  
21 ~~moneys shall be transferred pursuant to this section from the state general~~  
22 ~~fund to the state fair capital improvements fund during the fiscal year~~  
23 ~~years ending June 30, 2010, June 30, 2011, or June 30, 2012.~~

24 Sec. ~~140, 144, 145~~. On July 1, 2010, K.S.A. 2009 Supp. 12-5256 is  
25 hereby amended to read as follows: 12-5256. (a) All expenditures from  
26 the state housing trust fund made for the purposes of K.S.A. 2009 Supp.  
27 12-5253 through 12-5255, and amendments thereto, shall be made in  
28 accordance with appropriation acts upon warrants of the director of ac-  
29 counts and reports issued pursuant to vouchers approved by the president  
30 of the Kansas housing resources corporation.

31 (b) On the effective date of this act and on July 1, 2008, ~~July 1, 2011,~~  
32 ~~July 1, 2012,~~ July 1, 2013, and July 1, 2014, the director of accounts and  
33 reports shall transfer \$4,000,000 from the state general fund to the state  
34 housing trust fund established by K.S.A. 2009 Supp. 74-8959, and amend-  
35 ments thereto. On July 1, ~~2009~~ 2012, the director of accounts and reports  
36 shall transfer \$2,000,000 from the economic development initiatives fund  
37 to the state housing trust fund established by K.S.A. 2009 Supp. 74-8959,  
38 and amendments thereto. On July 1, ~~2010~~ 2012, the director of accounts  
39 and reports shall transfer \$2,000,000 from the state general fund to the  
40 state housing trust fund established by K.S.A. 2009 Supp. 74-8959, and  
41 amendments thereto.

42 ~~Sec. 141. On July 1, 2010, K.S.A. 2009 Supp. 40-3403 is hereby~~  
43 ~~amended to read as follows: 40-3403. (a) For the purpose of paying dam-~~



1 ~~ages for personal injury or death arising out of the rendering of or the~~  
2 ~~failure to render professional services by a health care provider, self-~~  
3 ~~insurer or inactive health care provider subsequent to the time that such~~  
4 ~~health care provider or self-insurer has qualified for coverage under the~~  
5 ~~provisions of this act, there is hereby established the health care stabili-~~  
6 ~~zation fund. The fund shall be held in trust in the state treasury and~~  
7 ~~accounted for separately from other state funds. The board of governors~~  
8 ~~shall administer the fund or contract for the administration of the fund~~  
9 ~~with an insurance company authorized to do business in this state.~~  
10 ~~—(b) (1) There is hereby created a board of governors which shall be~~  
11 ~~composed of such members and shall have such powers, duties and func-~~  
12 ~~tions as are prescribed by this act. The board of governors shall:~~  
13 ~~—(A) Administer the fund and exercise and perform other powers, duties~~  
14 ~~and functions required of the board under the health care provider in-~~  
15 ~~surance availability act;~~  
16 ~~—(B) provide advice, information and testimony to the appropriate li-~~  
17 ~~censing or disciplinary authority regarding the qualifications of a health~~  
18 ~~care provider;~~  
19 ~~—(C) prepare and publish, on or before October 1 of each year, a sum-~~  
20 ~~mary of the fund's activity during the preceding fiscal year, including but~~  
21 ~~not limited to the amount collected from surcharges, the highest and~~  
22 ~~lowest surcharges assessed, the amount paid from the fund, the number~~  
23 ~~of judgments paid from the fund, the number of settlements paid from~~  
24 ~~the fund and the amount in the fund at the end of the fiscal year; and~~  
25 ~~—(D) have the authority to grant exemptions from the provisions of sub-~~  
26 ~~section (m) of this section when a health care provider temporarily leaves~~  
27 ~~the state for the purpose of obtaining additional education or training or~~  
28 ~~to participate in religious, humanitarian or government service programs.~~  
29 ~~Whenever a health care provider has previously left the state for one of~~  
30 ~~the reasons specified in this paragraph and returns to the state and re-~~  
31 ~~commences practice, the board of governors may refund any amount paid~~  
32 ~~by the health care provider pursuant to subsection (m) of this section if~~  
33 ~~no claims have been filed against such health care provider during the~~  
34 ~~provider's temporary absence from the state.~~  
35 ~~—(2) The board shall consist of 10 persons appointed by the commis-~~  
36 ~~sioner of insurance, as provided by this subsection (b) and as follows:~~  
37 ~~—(A) Three members who are licensed to practice medicine and surgery~~  
38 ~~in Kansas who are doctors of medicine and who are on a list of nominees~~  
39 ~~submitted to the commissioner by the Kansas medical society;~~  
40 ~~—(B) three members who are representatives of Kansas hospitals and~~  
41 ~~who are on a list of nominees submitted to the commissioner by the~~  
42 ~~Kansas hospital association;~~  
43 ~~—(C) two members who are licensed to practice medicine and surgery~~

1 ~~in Kansas who are doctors of osteopathic medicine and who are on a list~~  
2 ~~of nominees submitted to the commissioner by the Kansas association of~~  
3 ~~osteopathic medicine;~~  
4 ~~—(D) one member who is licensed to practice chiropractic in Kansas and~~  
5 ~~who is on a list of nominees submitted to the commissioner by the Kansas~~  
6 ~~chiropractic association;~~  
7 ~~—(E) one member who is a licensed professional nurse authorized to~~  
8 ~~practice as a registered nurse anesthetist who is on a list of nominees~~  
9 ~~submitted to the commissioner by the Kansas association of nurse anes-~~  
10 ~~thetists;~~  
11 ~~—(3) When a vacancy occurs in the membership of the board of gover-~~  
12 ~~ners created by this act, the commissioner shall appoint a successor of~~  
13 ~~like qualifications from a list of three nominees submitted to the com-~~  
14 ~~missioner by the professional society or association prescribed by this~~  
15 ~~section for the category of health care provider required for the vacant~~  
16 ~~position on the board of governors. All appointments made shall be for a~~  
17 ~~term of office of four years, but no member shall be appointed for more~~  
18 ~~than two successive four-year terms. Each member shall serve until a~~  
19 ~~successor is appointed and qualified. Whenever a vacancy occurs in the~~  
20 ~~membership of the board of governors created by this act for any reason~~  
21 ~~other than the expiration of a member's term of office, the commissioner~~  
22 ~~shall appoint a successor of like qualifications to fill the unexpired term.~~  
23 ~~In each case of a vacancy occurring in the membership of the board of~~  
24 ~~governors, the commissioner shall notify the professional society or as-~~  
25 ~~sociation which represents the category of health care provider required~~  
26 ~~for the vacant position and request a list of three nominations of health~~  
27 ~~care providers from which to make the appointment.~~  
28 ~~—(4) The board of governors shall organize on July 1 of each year and~~  
29 ~~shall elect a chairperson and vice-chairperson from among its member-~~  
30 ~~ship. Meetings shall be called by the chairperson or by a written notice~~  
31 ~~signed by three members of the board.~~  
32 ~~—(5) The board of governors, in addition to other duties imposed by this~~  
33 ~~act, shall study and evaluate the operation of the fund and make such~~  
34 ~~recommendations to the legislature as may be appropriate to ensure the~~  
35 ~~viability of the fund.~~  
36 ~~—(6) (A) The board shall appoint an executive director who shall be in~~  
37 ~~the unclassified service under the Kansas civil service act and may appoint~~  
38 ~~such attorneys, legal assistants, claims managers and compliance auditors~~  
39 ~~who shall also be in the unclassified service under the Kansas civil service~~  
40 ~~act. Such executive director, attorneys, legal assistants, claims managers~~  
41 ~~and compliance auditors shall receive compensation fixed by the board,~~  
42 ~~in accordance with appropriation acts of the legislature, not subject to~~  
43 ~~approval of the governor.~~

1 ~~—(B) The board may appoint such additional employees, and provide all~~  
2 ~~office space, services, equipment, materials and supplies, and all budget-~~  
3 ~~ing, personnel, purchasing and related management functions required~~  
4 ~~by the board in the exercise of the powers, duties and functions imposed~~  
5 ~~or authorized by the health care provider insurance availability act or may~~  
6 ~~enter into a contract with the commissioner of insurance for the provision,~~  
7 ~~by the commissioner, of all or any part thereof.~~  
8 ~~—(7) The commissioner shall:~~  
9 ~~—(A) Provide technical and administrative assistance to the board of gov-~~  
10 ~~ernors with respect to administration of the fund upon request of the~~  
11 ~~board;~~  
12 ~~—(B) provide such expertise as the board may reasonably request with~~  
13 ~~respect to evaluation of claims or potential claims.~~  
14 ~~—(c) Subject to subsections (d), (e), (f), (i), (k), (m), (n), (o), (p) and (q),~~  
15 ~~the fund shall be liable to pay: (1) Any amount due from a judgment or~~  
16 ~~settlement which is in excess of the basic coverage liability of all liable~~  
17 ~~resident health care providers or resident self-insurers for any personal~~  
18 ~~injury or death arising out of the rendering of or the failure to render~~  
19 ~~professional services within or without this state;~~  
20 ~~—(2) subject to the provisions of subsection (m), any amount due from~~  
21 ~~a judgment or settlement which is in excess of the basic coverage liability~~  
22 ~~of all liable nonresident health care providers or nonresident self-insurers~~  
23 ~~for any such injury or death arising out of the rendering or the failure to~~  
24 ~~render professional services within this state but in no event shall the~~  
25 ~~fund be obligated for claims against nonresident health care providers or~~  
26 ~~nonresident self-insurers who have not complied with this act or for~~  
27 ~~claims against nonresident health care providers or nonresident self-in-~~  
28 ~~surers that arose outside of this state;~~  
29 ~~—(3) subject to the provisions of subsection (m), any amount due from~~  
30 ~~a judgment or settlement against a resident inactive health care provider,~~  
31 ~~an optometrist or pharmacist who purchased coverage pursuant to sub-~~  
32 ~~section (n) or a physical therapist who purchased coverage pursuant to~~  
33 ~~subsection (o), for any such injury or death arising out of the rendering~~  
34 ~~of or failure to render professional services;~~  
35 ~~—(4) subject to the provisions of subsection (m), any amount due from~~  
36 ~~a judgment or settlement against a nonresident inactive health care pro-~~  
37 ~~vider, an optometrist or pharmacist who purchased coverage pursuant to~~  
38 ~~subsection (n) or a physical therapist who purchased coverage pursuant~~  
39 ~~to subsection (o), for any injury or death arising out of the rendering or~~  
40 ~~failure to render professional services within this state, but in no event~~  
41 ~~shall the fund be obligated for claims against: (A) Nonresident inactive~~  
42 ~~health care providers who have not complied with this act; or (B) non-~~  
43 ~~resident inactive health care providers for claims that arose outside of this~~

1 ~~state, unless such health care provider was a resident health care provider~~  
2 ~~or resident self-insurer at the time such act occurred;~~  
3 ~~—(5) subject to subsection (b) of K.S.A. 40-3411, and amendments~~  
4 ~~thereto, reasonable and necessary expenses for attorney fees incurred in~~  
5 ~~defending the fund against claims;~~  
6 ~~—(6) any amounts expended for reinsurance obtained to protect the best~~  
7 ~~interests of the fund purchased by the board of governors, which purchase~~  
8 ~~shall be subject to the provisions of K.S.A. 75-3738 through 75-3744, and~~  
9 ~~amendments thereto, but shall not be subject to the provisions of K.S.A.~~  
10 ~~75-4101 and amendments thereto;~~  
11 ~~—(7) reasonable and necessary actuarial expenses incurred in adminis-~~  
12 ~~tering the act, including expenses for any actuarial studies contracted for~~  
13 ~~by the legislative coordinating council, which expenditures shall not be~~  
14 ~~subject to the provisions of K.S.A. 75-3738 through 75-3744, and amend-~~  
15 ~~ments thereto;~~  
16 ~~—(8) periodically to the plan or plans, any amount due pursuant to sub-~~  
17 ~~section (a)(3) of K.S.A. 40-3413 and amendments thereto;~~  
18 ~~—(9) reasonable and necessary expenses incurred by the board of gov-~~  
19 ~~ernors in the administration of the fund or in the performance of other~~  
20 ~~powers, duties or functions of the board under the health care provider~~  
21 ~~insurance availability act;~~  
22 ~~—(10) return of any unearned surcharge;~~  
23 ~~—(11) subject to subsection (b) of K.S.A. 40-3411, and amendments~~  
24 ~~thereto, reasonable and necessary expenses for attorney fees and other~~  
25 ~~costs incurred in defending a person engaged or who was engaged in~~  
26 ~~residency training or the private practice corporations or foundations and~~  
27 ~~their full-time physician faculty employed by the university of Kansas~~  
28 ~~medical center or any nonprofit corporation organized to administer the~~  
29 ~~graduate medical education programs of community hospitals or medical~~  
30 ~~care facilities affiliated with the university of Kansas school of medicine~~  
31 ~~from claims for personal injury or death arising out of the rendering of~~  
32 ~~or the failure to render professional services by such health care provider;~~  
33 ~~—(12) notwithstanding the provisions of subsection (m), any amount due~~  
34 ~~from a judgment or settlement for an injury or death arising out of the~~  
35 ~~rendering of or failure to render professional services by a person engaged~~  
36 ~~or who was engaged in residency training or the private practice corpo-~~  
37 ~~rations or foundations and their full-time physician faculty employed by~~  
38 ~~the university of Kansas medical center or any nonprofit corporation or-~~  
39 ~~ganized to administer the graduate medical education programs of com-~~  
40 ~~munity hospitals or medical care facilities affiliated with the university of~~  
41 ~~Kansas school of medicine;~~  
42 ~~—(13) subject to the provisions of K.S.A. 65-429 and amendments~~  
43 ~~thereto, reasonable and necessary expenses for the development and pro-~~

1 ~~motion of risk management education programs and for the medical care~~  
2 ~~facility licensure and risk management survey functions carried out under~~  
3 ~~K.S.A. 65-429 and amendments thereto;~~  
4 ~~—(14) notwithstanding the provisions of subsection (m), any amount, but~~  
5 ~~not less than the required basic coverage limits, owed pursuant to a judg-~~  
6 ~~ment or settlement for any injury or death arising out of the rendering~~  
7 ~~of or failure to render professional services by a person, other than a~~  
8 ~~person described in clause (12) of this subsection (c), who was engaged~~  
9 ~~in a postgraduate program of residency training approved by the state~~  
10 ~~board of healing arts but who, at the time the claim was made, was no~~  
11 ~~longer engaged in such residency program;~~  
12 ~~—(15) subject to subsection (b) of K.S.A. 40-3411, and amendments~~  
13 ~~thereto, reasonable and necessary expenses for attorney fees and other~~  
14 ~~costs incurred in defending a person described in clause (14) of this sub-~~  
15 ~~section (c);~~  
16 ~~—(16) expenses incurred by the commissioner in the performance of~~  
17 ~~duties and functions imposed upon the commissioner by the health care~~  
18 ~~provider insurance availability act, and expenses incurred by the com-~~  
19 ~~missioner in the performance of duties and functions under contracts~~  
20 ~~entered into between the board and the commissioner as authorized by~~  
21 ~~this section; and~~  
22 ~~—(17) periodically to the state general fund reimbursements of amounts~~  
23 ~~paid to members of the health care stabilization fund oversight committee~~  
24 ~~for compensation, travel expenses and subsistence expenses pursuant to~~  
25 ~~subsection (c) of K.S.A. 40-3403b, and amendments thereto.~~  
26 ~~—(d) All amounts for which the fund is liable pursuant to subsection (c)~~  
27 ~~shall be paid promptly and in full except that, if the amount for which~~  
28 ~~the fund is liable is \$300,000 or more, it shall be paid, by installment~~  
29 ~~payments of \$300,000 or 10% of the amount of the judgment including~~  
30 ~~interest thereon, whichever is greater, per fiscal year, the first installment~~  
31 ~~to be paid within 60 days after the fund becomes liable and each subse-~~  
32 ~~quent installment to be paid annually on the same date of the year the~~  
33 ~~first installment was paid, until the claim has been paid in full. Any at-~~  
34 ~~torney fees payable from such installment shall be similarly prorated.~~  
35 ~~—(e) In no event shall the fund be liable to pay in excess of \$3,000,000~~  
36 ~~pursuant to any one judgment or settlement against any one health care~~  
37 ~~provider relating to any injury or death arising out of the rendering of or~~  
38 ~~the failure to render professional services on and after July 1, 1984, and~~  
39 ~~before July 1, 1989, subject to an aggregate limitation for all judgments~~  
40 ~~or settlements arising from all claims made in any one fiscal year in the~~  
41 ~~amount of \$6,000,000 for each health care provider.~~  
42 ~~—(f) The fund shall not be liable to pay in excess of the amounts specified~~  
43 ~~in the option selected by the health care provider pursuant to subsection~~

- 1 ~~(l) for judgments or settlements relating to injury or death arising out of~~  
2 ~~the rendering of or failure to render professional services by such health~~  
3 ~~care provider on or after July 1, 1989.~~  
4 ~~—(g) A health care provider shall be deemed to have qualified for cov-~~  
5 ~~erage under the fund.~~  
6 ~~—(1) On and after July 1, 1976, if basic coverage is then in effect,~~  
7 ~~—(2) subsequent to July 1, 1976, at such time as basic coverage becomes~~  
8 ~~effective; or~~  
9 ~~—(3) upon qualifying as a self-insurer pursuant to K.S.A. 40-3414 and~~  
10 ~~amendments thereto.~~  
11 ~~—(h) A health care provider who is qualified for coverage under the fund~~  
12 ~~shall have no vicarious liability or responsibility for any injury or death~~  
13 ~~arising out of the rendering of or the failure to render professional serv-~~  
14 ~~ices inside or outside this state by any other health care provider who is~~  
15 ~~also qualified for coverage under the fund. The provisions of this subsec-~~  
16 ~~tion shall apply to all claims filed on or after July 1, 1986.~~  
17 ~~—(i) Notwithstanding the provisions of K.S.A. 40-3402 and amendments~~  
18 ~~thereto, if the board of governors determines due to the number of claims~~  
19 ~~filed against a health care provider or the outcome of those claims that~~  
20 ~~an individual health care provider presents a material risk of significant~~  
21 ~~future liability to the fund, the board of governors is authorized by a vote~~  
22 ~~of a majority of the members thereof, after notice and an opportunity for~~  
23 ~~hearing in accordance with the provisions of the Kansas administrative~~  
24 ~~procedure act, to terminate the liability of the fund for all claims against~~  
25 ~~the health care provider for damages for death or personal injury arising~~  
26 ~~out of the rendering of or the failure to render professional services after~~  
27 ~~the date of termination. The date of termination shall be 30 days after~~  
28 ~~the date of the determination by the board of governors. The board of~~  
29 ~~governors, upon termination of the liability of the fund under this sub-~~  
30 ~~section, shall notify the licensing or other disciplinary board having juris-~~  
31 ~~isdiction over the health care provider involved of the name of the health~~  
32 ~~care provider and the reasons for the termination.~~  
33 ~~—(j) (1) Upon the payment of moneys from the health care stabilization~~  
34 ~~fund pursuant to subsection (c)(11), the board of governors shall certify~~  
35 ~~to the director of accounts and reports the amount of such payment, and~~  
36 ~~the director of accounts and reports shall transfer an amount equal to the~~  
37 ~~amount certified, reduced by any amount transferred pursuant to para-~~  
38 ~~graph (3) or (4) of this subsection (j), from the state general fund to the~~  
39 ~~health care stabilization fund.~~  
40 ~~—(2) Upon the payment of moneys from the health care stabilization~~  
41 ~~fund pursuant to subsection (c)(12), the board of governors shall certify~~  
42 ~~to the director of accounts and reports the amount of such payment which~~  
43 ~~is equal to the basic coverage liability of self-insurers, and the director of~~

1 ~~accounts and reports shall transfer an amount equal to the amount cer-~~  
2 ~~tified, reduced by any amount transferred pursuant to paragraph (3) or~~  
3 ~~(4) of this subsection (j), from the state general fund to the health care~~  
4 ~~stabilization fund.~~  
5 ~~—(3) The university of Kansas medical center private practice foundation~~  
6 ~~reserve fund is hereby established in the state treasury. If the balance in~~  
7 ~~such reserve fund is less than \$500,000 on July 1 of any year, the private~~  
8 ~~practice corporations or foundations referred to in subsection (c) of K.S.A.~~  
9 ~~40-3402, and amendments thereto, shall remit the amount necessary to~~  
10 ~~increase such balance to \$500,000 to the state treasurer for credit to such~~  
11 ~~reserve fund as soon after such July 1 date as is practicable. Upon receipt~~  
12 ~~of each such remittance, the state treasurer shall credit the same to such~~  
13 ~~reserve fund. When compliance with the foregoing provisions of this par-~~  
14 ~~agraph have been achieved on or after July 1 of any year in which the~~  
15 ~~same are applicable, the state treasurer shall certify to the board of gov-~~  
16 ~~ernors that such reserve fund has been funded for the year in the manner~~  
17 ~~required by law. Moneys in such reserve fund may be invested or rein-~~  
18 ~~vested in accordance with the provisions of K.S.A. 40-3406, and amend-~~  
19 ~~ments thereto, and any income or interest earned by such investments~~  
20 ~~shall be credited to such reserve fund. Upon payment of moneys from~~  
21 ~~the health care stabilization fund pursuant to subsection (c)(11) or (c)(12)~~  
22 ~~with respect to any private practice corporation or foundation or any of~~  
23 ~~its full-time physician faculty employed by the university of Kansas, the~~  
24 ~~director of accounts and reports shall transfer an amount equal to the~~  
25 ~~amount paid from the university of Kansas medical center private practice~~  
26 ~~foundation reserve fund to the health care stabilization fund or, if the~~  
27 ~~balance in such reserve fund is less than the amount so paid, an amount~~  
28 ~~equal to the balance in such reserve fund.~~  
29 ~~—(4) The graduate medical education administration reserve fund is~~  
30 ~~hereby established in the state treasury. If the balance in such reserve~~  
31 ~~fund is less than \$40,000 on July 1 of any year, the nonprofit corporations~~  
32 ~~organized to administer the graduate medical education programs of com-~~  
33 ~~munity hospitals or medical care facilities affiliated with the university of~~  
34 ~~Kansas school of medicine shall remit the amount necessary to increase~~  
35 ~~such balance to \$40,000 to the state treasurer for credit to such reserve~~  
36 ~~fund as soon after such July 1 date as is practicable. Upon receipt of each~~  
37 ~~such remittance, the state treasurer shall credit the same to such reserve~~  
38 ~~fund. When compliance with the foregoing provisions of this paragraph~~  
39 ~~have been achieved on or after July 1 of any year in which the same are~~  
40 ~~applicable, the state treasurer shall certify to the board of governors that~~  
41 ~~such reserve fund has been funded for the year in the manner required~~  
42 ~~by law. Moneys in such reserve fund may be invested or reinvested in~~  
43 ~~accordance with the provisions of K.S.A. 40-3406, and amendments~~

1 ~~thereto, and any income or interest earned by such investments shall be~~  
2 ~~credited to such reserve fund. Upon payment of moneys from the health~~  
3 ~~care stabilization fund pursuant to subsection (c)(11) or (c)(12) with re-~~  
4 ~~spect to any nonprofit corporations organized to administer the graduate~~  
5 ~~medical education programs of community hospitals or medical care fa-~~  
6 ~~ilities affiliated with the university of Kansas school of medicine the~~  
7 ~~director of accounts and reports shall transfer an amount equal to the~~  
8 ~~amount paid from the graduate medical education administration reserve~~  
9 ~~fund to the health care stabilization fund or, if the balance in such reserve~~  
10 ~~fund is less than the amount so paid, an amount equal to the balance in~~  
11 ~~such reserve fund.~~

12 ~~—(5) Upon payment of moneys from the health care stabilization fund~~  
13 ~~pursuant to subsection (c)(14) or (c)(15), the board of governors shall~~  
14 ~~certify to the director of accounts and reports the amount of such pay-~~  
15 ~~ment, and the director of accounts and reports shall transfer an amount~~  
16 ~~equal to the amount certified from the state general fund to the health~~  
17 ~~care stabilization fund.~~

18 ~~—(6) Notwithstanding any other provision of this subsection (j), no mon-~~  
19 ~~eys shall be transferred pursuant to subsection (j) from the state general~~  
20 ~~fund to the healthcare stabilization fund for the fiscal years ending June~~  
21 ~~30, 2011, and June 30, 2012.~~

22 ~~—(k) Notwithstanding any other provision of the health care provider~~  
23 ~~insurance availability act, no psychiatric hospital licensed under K.S.A.~~  
24 ~~75-3307b and amendments thereto shall be assessed a premium sur-~~  
25 ~~charge or be entitled to coverage under the fund if such hospital has not~~  
26 ~~paid any premium surcharge pursuant to K.S.A. 40-3404 and amend-~~  
27 ~~ments thereto prior to January 1, 1988.~~

28 ~~—(l) On or after July 1, 1989, every health care provider shall make an~~  
29 ~~election to be covered by one of the following options provided in this~~  
30 ~~subsection (l) which shall limit the liability of the fund with respect to~~  
31 ~~judgments or settlements relating to injury or death arising out of the~~  
32 ~~rendering of or failure to render professional services on or after July 1,~~  
33 ~~1989. Such election shall be made at the time the health care provider~~  
34 ~~renews the basic coverage in effect on July 1, 1989, or, if basic coverage~~  
35 ~~is not in effect, such election shall be made at the time such coverage is~~  
36 ~~acquired pursuant to K.S.A. 40-3402, and amendments thereto. Notice~~  
37 ~~of the election shall be provided by the insurer providing the basic cov-~~  
38 ~~erage in the manner and form prescribed by the board of governors and~~  
39 ~~shall continue to be effective from year to year unless modified by a~~  
40 ~~subsequent election made prior to the anniversary date of the policy. The~~  
41 ~~health care provider may at any subsequent election reduce the dollar~~  
42 ~~amount of the coverage for the next and subsequent fiscal years, but may~~  
43 ~~not increase the same, unless specifically authorized by the board of gov-~~



1 ~~errors. Any election of fund coverage limits, whenever made, shall be~~  
2 ~~with respect to judgments or settlements relating to injury or death arising~~  
3 ~~out of the rendering of or failure to render professional services on or~~  
4 ~~after the effective date of such election of fund coverage limits. Such~~  
5 ~~election shall be made for persons engaged in residency training and~~  
6 ~~persons engaged in other postgraduate training programs approved by~~  
7 ~~the state board of healing arts at medical care facilities or mental health~~  
8 ~~centers in this state by the agency or institution paying the surcharge~~  
9 ~~levied under K.S.A. 40-3404, and amendments thereto, for such persons.~~  
10 ~~The election of fund coverage limits for a nonprofit corporation organized~~  
11 ~~to administer the graduate medical education programs of community~~  
12 ~~hospitals or medical care facilities affiliated with the university of Kansas~~  
13 ~~school of medicine shall be deemed to be effective at the highest option.~~  
14 ~~Such options shall be as follows:~~  
15 ~~—(1) *OPTION 1.* The fund shall not be liable to pay in excess of \$100,000~~  
16 ~~pursuant to any one judgment or settlement for any party against such~~  
17 ~~health care provider, subject to an aggregate limitation for all judgments~~  
18 ~~or settlements arising from all claims made in the fiscal year in an amount~~  
19 ~~of \$300,000 for such provider.~~  
20 ~~—(2) *OPTION 2.* The fund shall not be liable to pay in excess of \$300,000~~  
21 ~~pursuant to any one judgment or settlement for any party against such~~  
22 ~~health care provider, subject to an aggregate limitation for all judgments~~  
23 ~~or settlements arising from all claims made in the fiscal year in an amount~~  
24 ~~of \$900,000 for such provider.~~  
25 ~~—(3) *OPTION 3.* The fund shall not be liable to pay in excess of \$800,000~~  
26 ~~pursuant to any one judgment or settlement for any party against such~~  
27 ~~health care provider, subject to an aggregate limitation for all judgments~~  
28 ~~or settlements arising from all claims made in the fiscal year in an amount~~  
29 ~~of \$2,400,000 for such health care provider.~~  
30 ~~—(m) The fund shall not be liable for any amounts due from a judgment~~  
31 ~~or settlement against resident or nonresident inactive health care provid-~~  
32 ~~ers who first qualify as an inactive health care provider on or after July 1,~~  
33 ~~1989, unless such health care provider has been in compliance with K.S.A.~~  
34 ~~40-3402, and amendments thereto, for a period of not less than five years.~~  
35 ~~If a health care provider has not been in compliance for five years, such~~  
36 ~~health care provider may make application and payment for the coverage~~  
37 ~~for the period while they are nonresident health care providers, nonres-~~  
38 ~~ident self-insurers or resident or nonresident inactive health care provid-~~  
39 ~~ers to the fund. Such payment shall be made within 30 days after the~~  
40 ~~health care provider ceases being an active health care provider and shall~~  
41 ~~be made in an amount determined by the board of governors to be suf-~~  
42 ~~ficient to fund anticipated claims based upon reasonably prudent actuarial~~  
43 ~~principles. The provisions of this subsection shall not be applicable to any~~

1 ~~health care provider which becomes inactive through death or retirement,~~  
2 ~~or through disability or circumstances beyond such health care provider's~~  
3 ~~control, if such health care provider notifies the board of governors and~~  
4 ~~receives approval for an exemption from the provisions of this subsection.~~  
5 ~~Any period spent in a postgraduate program of residency training ap-~~  
6 ~~proved by the state board of healing arts shall not be included in com-~~  
7 ~~putation of time spent in compliance with the provisions of K.S.A. 40-~~  
8 ~~3402, and amendments thereto.~~  
9 ~~—(n) Notwithstanding the provisions of subsection (m) or any other pro-~~  
10 ~~vision in article 34 of chapter 40 of the Kansas Statutes Annotated to the~~  
11 ~~contrary, the fund shall not be liable for any claim made on or after July~~  
12 ~~1, 1991, against a licensed optometrist or pharmacist relating to any injury~~  
13 ~~or death arising out of the rendering of or failure to render professional~~  
14 ~~services by such optometrist or pharmacist prior to July 1, 1991, unless~~  
15 ~~such optometrist or pharmacist qualified as an inactive health care pro-~~  
16 ~~vider prior to July 1, 1991.~~  
17 ~~—(o) Notwithstanding the provisions of subsection (m) or any other pro-~~  
18 ~~vision in article 34 of chapter 40 of the Kansas Statutes Annotated to the~~  
19 ~~contrary, the fund shall not be liable for any claim made on or after July~~  
20 ~~1, 1995, against a physical therapist registered by the state board of heal-~~  
21 ~~ing arts relating to any injury or death arising out of the rendering of or~~  
22 ~~failure to render professional services by such physical therapist prior to~~  
23 ~~July 1, 1995, unless such physical therapist qualified as an inactive health~~  
24 ~~care provider prior to July 1, 1995.~~  
25 ~~—(p) Notwithstanding the provisions of subsection (m) or any other pro-~~  
26 ~~vision in article 34 of chapter 40 of the Kansas Statutes Annotated to the~~  
27 ~~contrary, the fund shall not be liable for any claim made on or after July~~  
28 ~~1, 1997, against a health maintenance organization relating to any injury~~  
29 ~~or death arising out of the rendering of or failure to render professional~~  
30 ~~services by such health maintenance organization prior to July 1, 1997,~~  
31 ~~unless such health maintenance organization qualified as an inactive~~  
32 ~~health care provider prior to July 1, 1997, and obtained coverage pursuant~~  
33 ~~to subsection (m). Health maintenance organizations not qualified as in-~~  
34 ~~active health care providers prior to July 1, 1997, may purchase coverage~~  
35 ~~from the fund for periods of prior compliance by making application prior~~  
36 ~~to August 1, 1997, and payment within 30 days from notice of the cal-~~  
37 ~~culated amount as determined by the board of governors to be sufficient~~  
38 ~~to fund anticipated claims based on reasonably prudent actuarial princi-~~  
39 ~~ples.~~  
40 ~~—(q) Notwithstanding anything in article 34 of chapter 40 of the Kansas~~  
41 ~~Statutes Annotated to the contrary, the fund shall in no event be liable~~  
42 ~~for any claims against any health care provider based upon or relating to~~  
43 ~~the health care provider's sexual acts or activity, but in such cases the~~

1 ~~fund may pay reasonable and necessary expenses for attorney fees in-~~  
2 ~~curred in defending the fund against such claim. The fund may recover~~  
3 ~~all or a portion of such expenses for attorney fees if an adverse judgment~~  
4 ~~is returned against the health care provider for damages resulting from~~  
5 ~~the health care provider's sexual acts or activity.~~

6 Sec. ~~142, 145, 146~~. On July 1, 2010, K.S.A. 2009 Supp. 55-193 is  
7 hereby amended to read as follows: 55-193. On July 15, 1996, and on the  
8 15th day of each calendar quarter thereafter before July 1, 2016, the  
9 director of accounts and reports shall transfer \$100,000 from the state  
10 general fund, \$100,000 from the state water plan fund established by  
11 K.S.A. 82a-951 and amendments thereto and \$100,000 from the conser-  
12 vation fee fund established by K.S.A. 55-143 and amendments thereto to  
13 the abandoned oil and gas well fund established by K.S.A. 55-192 and  
14 amendments thereto, except that: (a) No transfers shall be made pursuant  
15 to this section from the state general fund to the abandoned oil and gas  
16 well fund during state fiscal year 2009 ~~or~~, state fiscal year 2010, *state fiscal*  
17 *year 2011 or state fiscal year 2012*; (b) the aggregate of the transfers  
18 made pursuant to this section from the state water plan fund to the aban-  
19 doned oil and gas well fund during state fiscal year 2009 shall not exceed  
20 \$320,000; ~~and~~ (c) the aggregate of the transfers made pursuant to this  
21 section from the state water plan fund to the abandoned oil and gas well  
22 fund during state fiscal year 2010 shall not exceed \$288,000; *and (d) the*  
23 *aggregate of the transfers made pursuant to this section from the state*  
24 *water plan fund to the abandoned oil and gas well fund during state fiscal*  
25 *year 2011 shall not exceed \$374,865.*

26 Sec. ~~143, 146, 147~~. On July 1, 2010, K.S.A. 2009 Supp. 72-8814 is  
27 hereby amended to read as follows: 72-8814. (a) There is hereby estab-  
28 lished in the state treasury the school district capital outlay state aid fund.  
29 Such fund shall consist of all amounts transferred thereto under the pro-  
30 visions of subsection (c).

31 (b) In each school year, each school district which levies a tax pursuant  
32 to K.S.A. 72-8801 et seq., and amendments thereto, shall be entitled to  
33 receive payment from the school district capital outlay state aid fund in  
34 an amount determined by the state board of education as provided in this  
35 subsection. The state board of education shall:

36 (1) Determine the amount of the assessed valuation per pupil (AVPP)  
37 of each school district in the state and round such amount to the nearest  
38 \$1,000. The rounded amount is the AVPP of a school district for the  
39 purposes of this section;

40 (2) determine the median AVPP of all school districts;

41 (3) prepare a schedule of dollar amounts using the amount of the me-  
42 dian AVPP of all school districts as the point of beginning. The schedule  
43 of dollar amounts shall range upward in equal \$1,000 intervals from the

1 point of beginning to and including an amount that is equal to the amount  
2 of the AVPP of the school district with the highest AVPP of all school  
3 districts and shall range downward in equal \$1,000 intervals from the  
4 point of beginning to and including an amount that is equal to the amount  
5 of the AVPP of the school district with the lowest AVPP of all school  
6 districts;

7 (4) determine a state aid percentage factor for each school district by  
8 assigning a state aid computation percentage to the amount of the median  
9 AVPP shown on the schedule, decreasing the state aid computation per-  
10 centage assigned to the amount of the median AVPP by one percentage  
11 point for each \$1,000 interval above the amount of the median AVPP,  
12 and increasing the state aid computation percentage assigned to the  
13 amount of the median AVPP by one percentage point for each \$1,000  
14 interval below the amount of the median AVPP. Except as provided by  
15 K.S.A. 2009 Supp. 72-8814b, and amendments thereto, the state aid per-  
16 centage factor of a school district is the percentage assigned to the sched-  
17 ule amount that is equal to the amount of the AVPP of the school district,  
18 except that the state aid percentage factor of a school district shall not  
19 exceed 100%. The state aid computation percentage is 25%;

20 (5) determine the amount levied by each school district pursuant to  
21 K.S.A. 72-8801 et seq., and amendments thereto;

22 (6) multiply the amount computed under (5), but not to exceed 8 mills,  
23 by the applicable state aid percentage factor. The product is the amount  
24 of payment the school district is entitled to receive from the school district  
25 capital outlay state aid fund in the school year.

26 (c) The state board shall certify to the director of accounts and reports  
27 the entitlements of school districts determined under the provisions of  
28 subsection (b), and an amount equal thereto shall be transferred by the  
29 director from the state general fund to the school district capital outlay  
30 state aid fund for distribution to school districts, *except that no transfers*  
31 *shall be made from the state general fund to the school district capital*  
32 *outlay state aid fund during the fiscal years ending June 30, 2011, or June*  
33 *30, 2012.* All transfers made in accordance with the provisions of this  
34 subsection shall be considered to be demand transfers from the state  
35 general fund.

36 (d) Payments from the school district capital outlay state aid fund shall  
37 be distributed to school districts at times determined by the state board  
38 of education. The state board of education shall certify to the director of  
39 accounts and reports the amount due each school district entitled to pay-  
40 ment from the fund, and the director of accounts and reports shall draw  
41 a warrant on the state treasurer payable to the treasurer of the school  
42 district. Upon receipt of the warrant, the treasurer of the school district  
43 shall credit the amount thereof to the capital outlay fund of the school

1 district to be used for the purposes of such fund.

2 (e) Amounts transferred to the capital outlay fund of a school district  
3 as authorized by K.S.A. 72-6433, and amendments thereto, shall not be  
4 included in the computation when determining the amount of state aid  
5 to which a district is entitled to receive under this section.

6 ~~Sec. 144. On and after the effective date of this act, K.S.A. 2009 Supp.~~  
7 ~~75-752 is hereby amended to read as follows: 75-752. (a) During the fiscal~~  
8 ~~year years ending June 30, 2005, and during each ensuing fiscal year~~  
9 ~~thereafter 2010, June 30, 2011, June 30, 2012, June 30, 2013, June 30,~~  
10 ~~2014, and June 30, 2015, the director of accounts and reports is hereby~~  
11 ~~authorized to transfer an amount certified by the attorney general of not~~  
12 ~~to exceed \$100,000 \$300,000 from the crime victims compensation fund~~  
13 ~~to the crime victims assistance fund.~~

14 ~~—(b) During the fiscal year ending June 30, 2016, and during each en-~~  
15 ~~suuing fiscal year thereafter, the director of accounts and reports is hereby~~  
16 ~~authorized to transfer an amount certified by the attorney general of not~~  
17 ~~to exceed \$100,000 from the crime victims compensation fund to the crime~~  
18 ~~victims assistance fund.~~

19 Sec. ~~145. 147. 148.~~ On July 1, 2010, K.S.A. 2009 Supp. 75-2319 is  
20 hereby amended to read as follows: 75-2319. (a) There is hereby estab-  
21 lished in the state treasury the school district capital improvements fund.  
22 The fund shall consist of all amounts transferred thereto under the pro-  
23 visions of subsection (c).

24 (b) Subject to the provisions of subsection (f), in each school year, each  
25 school district which is obligated to make payments from its capital im-  
26 provements fund shall be entitled to receive payment from the school  
27 district capital improvements fund in an amount determined by the state  
28 board of education as provided in this subsection. The state board of  
29 education shall:

30 (1) Determine the amount of the assessed valuation per pupil (AVPP)  
31 of each school district in the state and round such amount to the nearest  
32 \$1,000. The rounded amount is the AVPP of a school district for the  
33 purposes of this section;

34 (2) determine the median AVPP of all school districts;

35 (3) prepare a schedule of dollar amounts using the amount of the me-  
36 dian AVPP of all school districts as the point of beginning. The schedule  
37 of dollar amounts shall range upward in equal \$1,000 intervals from the  
38 point of beginning to and including an amount that is equal to the amount  
39 of the AVPP of the school district with the highest AVPP of all school  
40 districts and shall range downward in equal \$1,000 intervals from the  
41 point of beginning to and including an amount that is equal to the amount  
42 of the AVPP of the school district with the lowest AVPP of all school  
43 districts;

1 (4) determine a state aid percentage factor for each school district by  
2 assigning a state aid computation percentage to the amount of the median  
3 AVPP shown on the schedule, decreasing the state aid computation per-  
4 centage assigned to the amount of the median AVPP by one percentage  
5 point for each \$1,000 interval above the amount of the median AVPP,  
6 and increasing the state aid computation percentage assigned to the  
7 amount of the median AVPP by one percentage point for each \$1,000  
8 interval below the amount of the median AVPP. Except as provided by  
9 K.S.A. 2009 Supp. 75-2319c, and amendments thereto, the state aid per-  
10 centage factor of a school district is the percentage assigned to the sched-  
11 ular amount that is equal to the amount of the AVPP of the school district.  
12 The state aid percentage factor of a school district shall not exceed 100%.  
13 The state aid computation percentage is 5% for contractual bond obli-  
14 gations incurred by a school district prior to the effective date of this act,  
15 and 25% for contractual bond obligations incurred by a school district on  
16 or after the effective date of this act;

17 (5) determine the amount of payments in the aggregate that a school  
18 district is obligated to make from its bond and interest fund and, of such  
19 amount, compute the amount attributable to contractual bond obligations  
20 incurred by the school district prior to the effective date of this act and  
21 the amount attributable to contractual bond obligations incurred by the  
22 school district on or after the effective date of this act;

23 (6) multiply each of the amounts computed under (5) by the applicable  
24 state aid percentage factor; and

25 (7) add the products obtained under (6). The amount of the sum is the  
26 amount of payment the school district is entitled to receive from the  
27 school district capital improvements fund in the school year.

28 (c) The state board of education shall certify to the director of accounts  
29 and reports the entitlements of school districts determined under the  
30 provisions of subsection (b), and an amount equal thereto shall be trans-  
31 ferred by the director from the state general fund to the school district  
32 capital improvements fund for distribution to school districts. All transfers  
33 made in accordance with the provisions of this subsection shall be con-  
34 sidered to be demand transfers from the state general fund, except that  
35 all such transfers during the fiscal ~~year~~ *years* ending June 30, ~~2007~~ *2011*,  
36 *and June 30, 2012*, shall be considered to be revenue transfers from the  
37 state general fund.

38 (d) Payments from the school district capital improvements fund shall  
39 be distributed to school districts at times determined by the state board  
40 of education to be necessary to assist school districts in making scheduled  
41 payments pursuant to contractual bond obligations. The state board of  
42 education shall certify to the director of accounts and reports the amount  
43 due each school district entitled to payment from the fund, and the di-

1 rector of accounts and reports shall draw a warrant on the state treasurer  
2 payable to the treasurer of the school district. Upon receipt of the warrant,  
3 the treasurer of the school district shall credit the amount thereof to the  
4 bond and interest fund of the school district to be used for the purposes  
5 of such fund.

6 (e) The provisions of this section apply only to contractual obligations  
7 incurred by school districts pursuant to general obligation bonds issued  
8 upon approval of a majority of the qualified electors of the school district  
9 voting at an election upon the question of the issuance of such bonds.

10 (f) Amounts transferred to the capital improvements fund of a school  
11 district as authorized by K.S.A. 72-6433, and amendments thereto, shall  
12 not be included in the computation when determining the amount of  
13 state aid to which a district is entitled to receive under this section.

14 Sec. ~~146-148~~ **149**. On July 1, 2010, K.S.A. 2009 Supp. 75-6702 is  
15 hereby amended to read as follows: 75-6702. (a) The last appropriation  
16 bill passed in any regular session of the legislature shall be the omnibus  
17 reconciliation spending limit bill. Each bill which is passed during a reg-  
18 ular session of the legislature and which appropriates or transfers money  
19 from the state general fund for the ensuing fiscal year shall contain a  
20 provision that such bill shall take effect and be in force from and after  
21 the effective date of the omnibus reconciliation spending limit bill for  
22 that regular session of the legislature or from and after such effective date  
23 and a subsequent date or an event occurring after such effective date.

24 (b) Except as provided in subsection (c), the maximum amount of ex-  
25 penditures and demand transfers from the state general fund that may  
26 be authorized by act of the legislature during the 2004 regular session of  
27 the legislature and each regular session of the legislature thereafter, is  
28 hereby fixed so that there will be an ending balance in the state general  
29 fund for the ensuing fiscal year that is equal to 7.5% or more of the total  
30 amount authorized to be expended or transferred by demand transfer  
31 from the state general fund in such fiscal year.

32 (c) The provisions of subsection (b) are hereby suspended for the fiscal  
33 year ending June 30, ~~2010~~ 2011, and shall not prescribe a maximum  
34 amount of expenditures and demand transfers from the state general fund  
35 that may be authorized by act of the legislature during the ~~2009~~ 2010  
36 regular session of the legislature.

37 Sec. ~~147-149~~ **150**. On July 1, 2010, K.S.A. 2009 Supp. 76-775 is  
38 hereby amended to read as follows: 76-775. (a) Subject to the other pro-  
39 visions of this act, on the first day of the first state fiscal year commencing  
40 after receiving a certification of receipt of a qualifying gift under K.S.A.  
41 2009 Supp. 76-774 and amendments thereto, the director of accounts and  
42 reports shall transfer from the state general fund the amount determined  
43 by the director of accounts and reports to be the earnings equivalent

1 award for such qualifying gift for the period of time between the date of  
2 certification of the qualifying gift and the first day of the ensuing state  
3 fiscal year to either (1) the endowed professorship account of the faculty  
4 of distinction matching fund of the eligible educational institution, in the  
5 case of a certification of a qualifying gift to an eligible educational insti-  
6 tution that is a state educational institution, or (2) the faculty of distinction  
7 program fund of the state board of regents, in the case of a certification  
8 of a qualifying gift to an eligible institution that is not a state educational  
9 institution. Subject to the other provisions of this act, on each July 1  
10 thereafter, the director of accounts and reports shall make such transfer  
11 from the state general fund of the earnings equivalent award for such  
12 qualifying gift for the period of the preceding state fiscal year. All transfers  
13 made in accordance with the provisions of this subsection shall be con-  
14 sidered demand transfers from the state general fund, except that all such  
15 transfers during the fiscal years ending June 30, ~~2007~~ 2011, and June 30,  
16 ~~2008~~ 2012, shall be considered to be revenue transfers from the state  
17 general fund.

18 (b) There is hereby established in the state treasury the faculty of dis-  
19 tinction program fund which shall be administered by the state board of  
20 regents. All moneys transferred under this section to the faculty of dis-  
21 tinction program fund of the state board of regents shall be paid to eligible  
22 educational institutions that are not state educational institutions for earn-  
23 ings equivalent awards for qualifying gifts to such eligible educational  
24 institutions. The state board of regents shall pay from the faculty of dis-  
25 tinction program fund the amount of each such transfer to the eligible  
26 educational institution for the earnings equivalent award for which such  
27 transfer was made under this section.

28 (c) The earnings equivalent award for an endowed professorship shall  
29 be determined by the director of accounts and reports and shall be the  
30 amount of interest earnings that the amount of the qualifying gift certified  
31 by the state board of regents would have earned at the average net earn-  
32 ings rate of the pooled money investment board portfolio for the period  
33 for which the determination is being made.

34 (d) The total amount of new qualifying gifts which may be certified to  
35 the director of accounts and reports under this act during any state fiscal  
36 year for all eligible educational institutions shall not exceed \$30,000,000.  
37 The total amount of new qualifying gifts which may be certified to the  
38 director of accounts and reports under this act during any state fiscal year  
39 for any individual eligible educational institution shall not exceed  
40 \$10,000,000. No additional qualifying gifts shall be certified by the state  
41 board of regents under this act when the total of all transfers from the  
42 state general fund for earnings equivalent awards for qualifying gifts pur-  
43 suant to this section and amendments thereto for a fiscal year is equal to



1 or greater than \$6,000,000 in fiscal year 2009, \$7,000,000 in fiscal year  
2 2010 and \$8,000,000 in fiscal year 2011 and in each fiscal year thereafter.

3 ~~Sec. 148. On July 1, 2010, K.S.A. 2009 Supp. 76-783 is hereby amended~~  
4 ~~to read as follows: 76-783. (a) (1) The Kansas development finance au-~~  
5 ~~thority is hereby authorized to issue from time to time bonds on behalf~~  
6 ~~of the board of regents in such principal amounts as the Kansas devel-~~  
7 ~~opment finance authority and the board of regents determine to be nec-~~  
8 ~~essary to provide sufficient funds to finance scientific research and de-~~  
9 ~~velopment facilities, including, but not limited to, the payment of interest~~  
10 ~~on such bonds, the establishment of reserves to secure such bonds, costs~~  
11 ~~of issuance, refunding any outstanding bonds, and all other expenditures~~  
12 ~~of the board of regents incident to and necessary or convenient to carry~~  
13 ~~out the powers and functions authorized by this act. The Kansas devel-~~  
14 ~~opment finance authority shall not issue any bond or bonds on behalf of~~  
15 ~~the corporation formed by the board of regents under this act. The Kansas~~  
16 ~~development finance authority shall not issue bonds under this act for~~  
17 ~~more than \$120,000,000, in the aggregate, plus all amounts required for~~  
18 ~~costs of any bond issuance, costs of interest on any bond issued or ob-~~  
19 ~~tained for such scientific research and development facilities and any~~  
20 ~~required reserves for payment of principal and interest on any such bond.~~  
21 ~~—(2) Except as may otherwise be expressly provided by the board of~~  
22 ~~regents, every obligation of the board of regents with respect to such~~  
23 ~~bonds shall be an obligation of the board of regents payable out of any~~  
24 ~~revenues or moneys of the board of regents derived from annual appro-~~  
25 ~~priations of the legislature. Subject only to any agreements with holders~~  
26 ~~of particular bonds pledging any particular revenues, the board of regents~~  
27 ~~shall use moneys derived from scientific research and development facil-~~  
28 ~~ities to provide funds sufficient to pay principal and interest on any bonds~~  
29 ~~issued pursuant to this act commencing after the date a project is com-~~  
30 ~~pleted and has been accepted by the board of regents. Subject to the~~  
31 ~~provisions of appropriation acts, payment of principal and interest on the~~  
32 ~~bonds shall be made by the state board of regents from annual appro-~~  
33 ~~priations by the legislature from such revenues as are furnished by the~~  
34 ~~board of regents, or from any other available funds, in amounts sufficient~~  
35 ~~to pay principal and interest on the bonds until the bonds are finally paid.~~  
36 ~~—(3) Upon acceptance by the board of regents of each project initiated~~  
37 ~~and completed under this act and upon a determination by the board of~~  
38 ~~regents that the period for repayment of debt for such project is to com-~~  
39 ~~mence, the board of regents shall certify to the director of accounts and~~  
40 ~~reports that principal and interest payments for such project are to com-~~  
41 ~~mence and the dates and amounts of all principal and interest payments~~  
42 ~~for such project. Pursuant to each such certification and commencing on~~  
43 ~~or after July 1, 2004, the director of accounts and reports shall transfer,~~

1 ~~from the state general fund to the debt service fund or funds at a state~~  
2 ~~educational institution as specified in the certification for such project,~~  
3 ~~the amount certified on or before the respective payment date therefor.~~  
4 ~~Transfers shall be made under this section pursuant to any such certifi-~~  
5 ~~cation on or after July 1, 2004. Each such transfer during the fiscal years~~  
6 ~~ending June 30, 2011, and June 30, 2012, shall be considered to be revenue~~  
7 ~~transfers from the state general fund. The aggregate of all such transfers~~  
8 ~~from the state general fund during any fiscal year shall not exceed~~  
9 ~~\$10,000,000 and the aggregate of all such transfers from the state general~~  
10 ~~fund under this section shall not exceed \$50,000,000. The Kansas devel-~~  
11 ~~opment finance authority and the board of regents shall enter into con-~~  
12 ~~tracts with respect to the scientific research and development facilities~~  
13 ~~financed under this act prescribing the obligation of the board of regents~~  
14 ~~and the state educational institutions to provide for repayment of amounts~~  
15 ~~of bond debt service in addition to those amounts provided for by trans-~~  
16 ~~fers under this section from the state general fund.~~  
17 ~~—(b) (1) The bonds shall be authorized by a resolution adopted by the~~  
18 ~~board of directors of the Kansas development finance authority.~~  
19 ~~—(2) Except as otherwise provided in this act, bonds issued by the Kansas~~  
20 ~~development finance authority under authority of this act shall be subject~~  
21 ~~to the provisions of K.S.A. 74-8901 et seq., and amendments thereto.~~  
22 ~~—(c) Any resolution authorizing the board of regents to incur any obli-~~  
23 ~~gation with respect to bonds issued by the Kansas development finance~~  
24 ~~authority may contain such provisions as deemed appropriate by the~~  
25 ~~board of regents for the purpose of carrying out the purposes of this act~~  
26 ~~and securing such bonds, which shall be a part of the contract with the~~  
27 ~~holders thereof, including, but not limited to, provisions:~~  
28 ~~—(1) Pledging all or any part of the revenues of the board of regents~~  
29 ~~derived from scientific research and development facilities to secure the~~  
30 ~~payment of the bonds or of any issue thereof, subject to such agreements~~  
31 ~~with bondholders as may then exist;~~  
32 ~~—(2) the setting aside of reserves or sinking funds and the regulation and~~  
33 ~~disposition thereof;~~  
34 ~~—(3) limitations on the issuance of additional bonds or other obligations,~~  
35 ~~the terms upon which additional bonds or obligations may be issued and~~  
36 ~~secured, and the refunding of outstanding or other bonds;~~  
37 ~~—(4) defining the acts or omissions to act which shall constitute a default~~  
38 ~~in the obligations and duties of the board of regents to the Kansas de-~~  
39 ~~velopment finance authority, the applicable bond trustee or the holders~~  
40 ~~of the bonds, except that such rights and remedies shall not be inconsis-~~  
41 ~~tent with the general laws of this state and the other provisions of this~~  
42 ~~act; and~~  
43 ~~—(5) any other matters, of like or different character, which in any way~~

1 ~~affect the security or protection of the holders of the notes or bonds.~~  
2 ~~—(d) Any of the provisions relating to any bonds described in this section~~  
3 ~~may be set forth in a trust indenture, loan agreement, lease agreement~~  
4 ~~or other financing document authorized by a resolution of the board of~~  
5 ~~regents or the board of directors of the Kansas development finance au-~~  
6 ~~thority.~~  
7 ~~—(e) The bonds of each issue may, in the discretion of the board of~~  
8 ~~directors of the Kansas development finance authority, be made redeem-~~  
9 ~~able before maturity at such prices and under such terms and conditions~~  
10 ~~as may be determined by the board of directors of the Kansas develop-~~  
11 ~~ment finance authority. Bonds issued on behalf of the board of regents~~  
12 ~~shall mature at such time, not exceeding 30 years from their date of issue,~~  
13 ~~as may be determined by the board of regents and the board of directors~~  
14 ~~of the Kansas development finance authority. The bonds may be issued~~  
15 ~~as serial bonds payable in annual installments or as term bonds or as a~~  
16 ~~combination thereof. The bonds shall bear interest at such rate either~~  
17 ~~fixed or variable, be in such denominations, be in such form, either cou-~~  
18 ~~pon or registered, carry such registration privileges, be executed in such~~  
19 ~~manner, be payable in such medium of payment and at such place, and~~  
20 ~~be subject to such terms of redemption as provided in the resolution of~~  
21 ~~trust indenture. The bonds may be sold by the Kansas development fi-~~  
22 ~~nance authority, at public or private sale, at such price as the board of~~  
23 ~~directors of the Kansas development finance authority shall determine.~~  
24 ~~—(f) In case any officer of the Kansas development finance authority~~  
25 ~~whose signature or a facsimile of whose signature appears on any bonds~~  
26 ~~or coupons attached thereto ceases to be such officer before the delivery~~  
27 ~~thereof, such signature or such facsimile shall nevertheless be valid and~~  
28 ~~sufficient for all purposes the same as if such officer had remained in~~  
29 ~~office until such delivery.~~  
30 ~~—(g) Any bonds issued by the Kansas development finance authority~~  
31 ~~pursuant to this section, and the income therefrom (including any profit~~  
32 ~~from the sale thereof) shall at all times be free from taxation by the state~~  
33 ~~or any agency, political subdivision or instrumentality of the state, includ-~~  
34 ~~ing income, inheritance and property taxes.~~  
35 ~~—(h) Any holder of bonds issued under the provisions of this act, or any~~  
36 ~~coupons appertaining thereto and the trustee under any trust agreement~~  
37 ~~or resolution authorizing the issuance of such bonds, except the rights~~  
38 ~~under this act may be restricted by such trust agreement or resolution,~~  
39 ~~may, either at law or in equity by suit, action, mandamus or other pro-~~  
40 ~~ceeding, protect and enforce any and all rights under the laws of the state~~  
41 ~~or granted under this act or under such agreement or resolution, or under~~  
42 ~~any other contract executed by the board of regents pursuant to this act,~~  
43 ~~and may enforce and compel the performance of all duties required by~~

1 ~~this act or by such trust agreement or resolution to be performed by the~~  
2 ~~board of regents or by an officer thereof.~~

3 ~~—(i) The bonds shall be special, limited obligations of the Kansas devel-~~  
4 ~~opment finance authority and the state shall not be liable for bonds issued~~  
5 ~~by the Kansas development finance authority on behalf of the board of~~  
6 ~~regents, and such bonds shall not constitute a debt of the state.~~

7 ~~—(j) Neither the board of regents, the board of the Kansas development~~  
8 ~~finance authority nor any authorized employee of the board of regents or~~  
9 ~~the Kansas development finance authority shall be personally liable for~~  
10 ~~such bonds by reason of the issuance thereof.~~

11 ~~—(k) Nothing in this act shall be construed as a restriction or limitation~~  
12 ~~upon any other powers which the board of regents might otherwise have~~  
13 ~~under any other law of this state, and this act is cumulative to any such~~  
14 ~~powers. This act does and shall be construed to provide a complete, ad-~~  
15 ~~ditional and alternative method for the doing of the things authorized~~  
16 ~~thereby and shall be regarded as supplemental and additional to powers~~  
17 ~~conferred by other laws. The issuance of bonds under the provisions of~~  
18 ~~this act need not comply with the requirements of any other state law~~  
19 ~~applicable to the issuance of bonds. No proceedings, notice or approval~~  
20 ~~shall be required for the issuance of any bonds or any instrument as~~  
21 ~~security therefor, except as is provided in this act.~~

22 ~~—(l) Any of the provisions relating to bonds described in this section may~~  
23 ~~be included in any contracts between the board of regents and the Kansas~~  
24 ~~development finance authority relating to obligations of the Kansas de-~~  
25 ~~velopment finance authority issued on behalf of the board of regents.~~

26 ***Sec. ~~150~~: 151. On July 1, 2010, K.S.A. 2009 Supp. 76-783, as***  
27 ***amended by Section 33 of 2010 House Bill No. 2557, is hereby***  
28 ***amended to read as follows: 76-783. (a) (1) The Kansas development***  
29 ***finance authority is hereby authorized to issue from time to time***  
30 ***bonds on behalf of the board of regents in such principal amounts***  
31 ***as the Kansas development finance authority and the board of re-***  
32 ***gents determine to be necessary to provide sufficient funds to fi-***  
33 ***nance scientific research and development facilities, including, but***  
34 ***not limited to, the payment of interest on such bonds, the establish-***  
35 ***ment of reserves to secure such bonds, costs of issuance, refunding***  
36 ***any outstanding bonds, and all other expenditures of the board of***  
37 ***regents incident to and necessary or convenient to carry out the***  
38 ***powers and functions authorized by this act. The Kansas develop-***  
39 ***ment finance authority shall not issue any bond or bonds on behalf***  
40 ***of the corporation formed by the board of regents under this act.***  
41 ***The Kansas development finance authority shall not issue bonds***  
42 ***under this act for more than \$120,000,000, in the aggregate, plus***  
43 ***all amounts required for costs of any bond issuance, costs of interest***

1 *on any bond issued or obtained for such scientific research and*  
2 *development facilities and any required reserves for payment of*  
3 *principal and interest on any such bond.*

4 *(2) Except as may otherwise be expressly provided by the board*  
5 *of regents, every obligation of the board of regents with respect to*  
6 *such bonds shall be an obligation of the board of regents payable*  
7 *out of any revenues or moneys of the board of regents derived from*  
8 *annual appropriations of the legislature. Subject only to any agree-*  
9 *ments with holders of particular bonds pledging any particular rev-*  
10 *enues, the board of regents shall use moneys derived from scientific*  
11 *research and development facilities to provide funds sufficient to*  
12 *pay principal and interest on any bonds issued pursuant to this act*  
13 *commencing after the date a project is completed and has been ac-*  
14 *cepted by the board of regents. Subject to the provisions of appro-*  
15 *riation acts, payment of principal and interest on the bonds shall*  
16 *be made by the state board of regents from annual appropriations*  
17 *by the legislature from such revenues as are furnished by the board*  
18 *of regents, or from any other available funds, in amounts sufficient*  
19 *to pay principal and interest on the bonds until the bonds are finally*  
20 *paid.*

21 *(3) Upon acceptance by the board of regents of each project ini-*  
22 *tiated and completed under this act and upon a determination by*  
23 *the board of regents that the period for repayment of debt for such*  
24 *project is to commence, the board of regents shall certify to the*  
25 *director of accounts and reports that principal and interest pay-*  
26 *ments for such project are to commence and the dates and amounts*  
27 *of all principal and interest payments for such project. Pursuant to*  
28 *each such certification and commencing on or after July 1, 2004,*  
29 *the director of accounts and reports shall transfer, from the state*  
30 *general fund to the debt service fund or funds at a state educational*  
31 *institution as specified in the certification for such project, the*  
32 *amount certified on or before the respective payment date therefor.*  
33 *Transfers shall be made under this section pursuant to any such*  
34 *certification on or after July 1, 2004. All such transfers during the*  
35 *fiscal years ending June 30, 2011, and June 30, 2012, shall be considered*  
36 *to be revenue transfers from the state general fund. The aggregate of all*  
37 *such transfers from the state general fund during any fiscal year*  
38 *shall not exceed \$10,000,000 and the aggregate of all such transfers*  
39 *from the state general fund under this section shall not exceed*  
40 *\$50,000,000. The Kansas development finance authority and the*  
41 *board of regents shall enter into contracts with respect to the sci-*  
42 *entific research and development facilities financed under this act*  
43 *prescribing the obligation of the board of regents and the state ed-*

- 1 *ucational institutions to provide for repayment of amounts of bond*  
2 *debt service in addition to those amounts provided for by transfers*  
3 *under this section from the state general fund.*
- 4 *(b) (1) The bonds shall be authorized by a resolution adopted by*  
5 *the board of directors of the Kansas development finance authority.*
- 6 *(2) Except as otherwise provided in this act, bonds issued by the*  
7 *Kansas development finance authority under authority of this act*  
8 *shall be subject to the provisions of K.S.A. 74-8901 et seq., and*  
9 *amendments thereto.*
- 10 *(c) Any resolution authorizing the board of regents to incur any*  
11 *obligation with respect to bonds issued by the Kansas development*  
12 *finance authority may contain such provisions as deemed appro-*  
13 *priate by the board of regents for the purpose of carrying out the*  
14 *purposes of this act and securing such bonds, which shall be a part*  
15 *of the contract with the holders thereof, including, but not limited*  
16 *to, provisions:*
- 17 *(1) Pledging all or any part of the revenues of the board of regents*  
18 *derived from scientific research and development facilities to secure*  
19 *the payment of the bonds or of any issue thereof, subject to such*  
20 *agreements with bondholders as may then exist;*
- 21 *(2) the setting aside of reserves or sinking funds and the regula-*  
22 *tion and disposition thereof;*
- 23 *(3) limitations on the issuance of additional bonds or other obli-*  
24 *gations, the terms upon which additional bonds or obligations may*  
25 *be issued and secured, and the refunding of outstanding or other*  
26 *bonds;*
- 27 *(4) defining the acts or omissions to act which shall constitute a*  
28 *default in the obligations and duties of the board of regents to the*  
29 *Kansas development finance authority, the applicable bond trustee*  
30 *or the holders of the bonds, except that such rights and remedies*  
31 *shall not be inconsistent with the general laws of this state and the*  
32 *other provisions of this act; and*
- 33 *(5) any other matters, of like or different character, which in any*  
34 *way affect the security or protection of the holders of the notes or*  
35 *bonds.*
- 36 *(d) Any of the provisions relating to any bonds described in this*  
37 *section may be set forth in a trust indenture, loan agreement, lease*  
38 *agreement or other financing document authorized by a resolution*  
39 *of the board of regents or the board of directors of the Kansas de-*  
40 *velopment finance authority.*
- 41 *(e) The bonds of each issue may, in the discretion of the board of*  
42 *directors of the Kansas development finance authority, be made re-*  
43 *deemable before maturity at such prices and under such terms and*

1 *conditions as may be determined by the board of directors of the*  
2 *Kansas development finance authority. Bonds issued on behalf of*  
3 *the board of regents shall mature at such time, not exceeding 30*  
4 *years from their date of issue, as may be determined by the board*  
5 *of regents and the board of directors of the Kansas development*  
6 *finance authority. The bonds may be issued as serial bonds payable*  
7 *in annual installments or as term bonds or as a combination thereof.*  
8 *The bonds shall bear interest at such rate either fixed or variable,*  
9 *be in such denominations, be in such form, either coupon or regis-*  
10 *tered, carry such registration privileges, be executed in such man-*  
11 *ner, be payable in such medium of payment and at such place, and*  
12 *be subject to such terms of redemption as provided in the resolution*  
13 *of trust indenture. The bonds may be sold by the Kansas develop-*  
14 *ment finance authority, at public or private sale, at such price as*  
15 *the board of directors of the Kansas development finance authority*  
16 *shall determine.*

17 *(f) In case any officer of the Kansas development finance author-*  
18 *ity whose signature or a facsimile of whose signature appears on*  
19 *any bonds or coupons attached thereto ceases to be such officer*  
20 *before the delivery thereof, such signature or such facsimile shall*  
21 *nevertheless be valid and sufficient for all purposes the same as if*  
22 *such officer had remained in office until such delivery.*

23 *(g) Any bonds issued by the Kansas development finance author-*  
24 *ity pursuant to this section, and the income therefrom (including*  
25 *any profit from the sale thereof) shall at all times be free from tax-*  
26 *ation by the state or any agency, political subdivision or instru-*  
27 *mentality of the state, including income and property taxes.*

28 *(h) Any holder of bonds issued under the provisions of this act,*  
29 *or any coupons appertaining thereto and the trustee under any trust*  
30 *agreement or resolution authorizing the issuance of such bonds,*  
31 *except the rights under this act may be restricted by such trust*  
32 *agreement or resolution, may, either at law or in equity by suit,*  
33 *action, mandamus or other proceeding, protect and enforce any and*  
34 *all rights under the laws of the state or granted under this act or*  
35 *under such agreement or resolution, or under any other contract*  
36 *executed by the board of regents pursuant to this act, and may en-*  
37 *force and compel the performance of all duties required by this act*  
38 *or by such trust agreement or resolution to be performed by the*  
39 *board of regents or by an officer thereof.*

40 *(i) The bonds shall be special, limited obligations of the Kansas*  
41 *development finance authority and the state shall not be liable for*  
42 *bonds issued by the Kansas development finance authority on be-*  
43 *half of the board of regents, and such bonds shall not constitute a*

1 *debt of the state.*

2 (j) *Neither the board of regents, the board of the Kansas devel-*  
3 *opment finance authority nor any authorized employee of the board*  
4 *of regents or the Kansas development finance authority shall be*  
5 *personally liable for such bonds by reason of the issuance thereof.*

6 (k) *Nothing in this act shall be construed as a restriction or lim-*  
7 *itation upon any other powers which the board of regents might*  
8 *otherwise have under any other law of this state, and this act is*  
9 *cumulative to any such powers. This act does and shall be construed*  
10 *to provide a complete, additional and alternative method for the*  
11 *doing of the things authorized thereby and shall be regarded as*  
12 *supplemental and additional to powers conferred by other laws. The*  
13 *issuance of bonds under the provisions of this act need not comply*  
14 *with the requirements of any other state law applicable to the is-*  
15 *suance of bonds. No proceedings, notice or approval shall be re-*  
16 *quired for the issuance of any bonds or any instrument as security*  
17 *therefor, except as is provided in this act.*

18 (l) *Any of the provisions relating to bonds described in this section*  
19 *may be included in any contracts between the board of regents and*  
20 *the Kansas development finance authority relating to obligations of*  
21 *the Kansas development finance authority issued on behalf of the*  
22 *board of regents.*

23 Sec. ~~149, 151, 152~~. On July 1, 2010, K.S.A. 2009 Supp. 76-7,107 is  
24 hereby amended to read as follows: 76-7,107. (a) (1) On July 1, 2008, or  
25 as soon thereafter as sufficient moneys are available, \$7,000,000 shall be  
26 transferred by the director of accounts and reports from the state general  
27 fund to the infrastructure maintenance fund established by K.S.A. 2009  
28 Supp. 76-7,104, and amendments thereto.

29 (2) No moneys shall be transferred by the director of accounts and  
30 reports from the state general fund to the infrastructure maintenance  
31 fund established by K.S.A. 2009 Supp. 76-7,104, and amendments  
32 thereto, during the fiscal year ending June 30, 2010, pursuant to this  
33 section.

34 (3) ~~On July 1, 2010, or as soon thereafter as sufficient moneys are~~  
35 ~~available, \$15,000,000~~ *No moneys shall be transferred by the director of*  
36 *accounts and reports from the state general fund to the infrastructure*  
37 *maintenance fund established by K.S.A. 2009 Supp. 76-7,104, and*  
38 *amendments thereto, during the fiscal year ending June 30, 2011, pur-*  
39 *suant to this section.*

40 (4) ~~On July 1, 2011, or as soon thereafter as sufficient moneys are~~  
41 ~~available, \$10,000,000~~ *No moneys shall be transferred by the director of*  
42 *accounts and reports from the state general fund to the infrastructure*  
43 *maintenance fund established by K.S.A. 2009 Supp. 76-7,104, and*



1 amendments thereto *during the fiscal year ending June 30, 2012, pur-*  
2 *suant to this section.*

3 (b) All transfers made in accordance with the provisions of this section  
4 shall be considered to be demand transfers from the state general fund.

5 (c) All moneys credited to the infrastructure maintenance fund shall  
6 be expended or transferred only for the purpose of paying the cost of  
7 projects approved by the state board pursuant to the state educational  
8 institution long-term infrastructure maintenance program.

9 Sec. ~~150~~, ~~152~~, **153**. On July 1, 2010, K.S.A. 2009 Supp. 79-2959 is  
10 hereby amended to read as follows: 79-2959. (a) There is hereby created  
11 the local ad valorem tax reduction fund. All moneys transferred or cred-  
12 ited to such fund under the provisions of this act or any other law shall  
13 be apportioned and distributed in the manner provided herein.

14 (b) On January 15 and on July 15 of each year, the director of accounts  
15 and reports shall make transfers in equal amounts which in the aggregate  
16 equal 3.63% of the total retail sales and compensating taxes credited to  
17 the state general fund pursuant to articles 36 and 37 of chapter 79 of  
18 Kansas Statutes Annotated and acts amendatory thereof and supplemen-  
19 tal thereto during the preceding calendar year from the state general fund  
20 to the local ad valorem tax reduction fund, except that: (1) No moneys  
21 shall be transferred from the state general fund to the local ad valorem  
22 tax reduction fund during state fiscal years 2009, 2010 ~~and~~, 2011, *and*  
23 *2012*, and (2) the amount of the transfer on each such date shall be  
24 \$13,500,000 during fiscal year ~~2012~~ 2013, \$20,250,000 during fiscal year  
25 ~~2013~~ 2014, and \$27,000,000 during fiscal year ~~2014~~ 2015 and all fiscal  
26 years thereafter. All such transfers are subject to reduction under K.S.A.  
27 75-6704, and amendments thereto. All transfers made in accordance with  
28 the provisions of this section shall be considered to be demand transfers  
29 from the state general fund, except that all such transfers during fiscal  
30 year ~~2012~~ 2013 shall be considered to be revenue transfers from the state  
31 general fund.

32 (c) The state treasurer shall apportion and pay the amounts transferred  
33 under subsection (b) to the several county treasurers on January 15 and  
34 on July 15 in each year as follows: (1) Sixty-five percent of the amount to  
35 be distributed shall be apportioned on the basis of the population figures  
36 of the counties certified to the secretary of state pursuant to K.S.A. 11-  
37 201, and amendments thereto, on July 1 of the preceding year; and (2)  
38 thirty-five percent of such amount shall be apportioned on the basis of  
39 the equalized assessed tangible valuations on the tax rolls of the counties  
40 on November 1 of the preceding year as certified by the director of prop-  
41 erty valuation.

42 Sec. ~~151~~, ~~153~~, **154**. On July 1, 2010, K.S.A. 2009 Supp. 79-2964 is  
43 hereby amended to read as follows: 79-2964. There is hereby created the

1 county and city revenue sharing fund. All moneys transferred or credited  
2 to such fund under the provisions of this act or any other law shall be  
3 allocated and distributed in the manner provided herein. The director of  
4 accounts and reports in each year on July 15 and December 10, shall  
5 make transfers in equal amounts which in the aggregate equal 2.823% of  
6 the total retail sales and compensating taxes credited to the state general  
7 fund pursuant to articles 36 and 37 of chapter 79 of the Kansas Statutes  
8 Annotated and acts amendatory thereof and supplemental thereto during  
9 the preceding calendar year from the state general fund to the county  
10 and city revenue sharing fund, except that no moneys shall be transferred  
11 from the state general fund to the county and city revenue sharing fund  
12 during state fiscal years ~~2010~~ 2011 and ~~2011~~ 2012. All such transfers are  
13 subject to reduction under K.S.A. 75-6704, and amendments thereto. All  
14 transfers made in accordance with the provisions of this section shall be  
15 considered to be demand transfers from the state general fund.

16 Sec. ~~152~~ ~~154~~ **155**. On July 1, 2010, K.S.A. 2009 Supp. 79-2978 is  
17 hereby amended to read as follows: 79-2978. (a) There is hereby estab-  
18 lished in the state treasury the business machinery and equipment tax  
19 reduction assistance fund which shall be administered by the state trea-  
20 surer. All expenditures from the business machinery and equipment tax  
21 reduction assistance fund shall be for the payments to counties for dis-  
22 tribution to taxing subdivisions levying ad valorem taxes within the county  
23 in accordance with this section.

24 (b) The secretary of revenue shall adopt a policy using the most current  
25 information that is available, and that is determined to be practicable by  
26 the secretary for this purpose and shall calculate the following:

27 (1) On January 31, 2008, the secretary shall calculate for each county  
28 an amount equal to the difference in total ad valorem taxes levied by the  
29 county on commercial and industrial machinery and equipment for all  
30 taxing subdivisions within the county imposing ad valorem taxes on com-  
31 mercial and industrial machinery and equipment for tax year 2005, and  
32 the total of such ad valorem taxes levied for tax year 2007 not including  
33 any such ad valorem taxes on commercial and industrial machinery and  
34 equipment that were abated or exempted prior to July 1, 2006, and which  
35 such abatement or exemption expired after July 1, 2006. On or before  
36 February 15, 2008, subject to the provisions of subsection (d), the state  
37 treasurer shall pay to the county treasurer of each county an amount equal  
38 to 90% of such difference for distribution as provided in subsection (e).

39 (2) On January 31, 2009, the secretary shall calculate for each county  
40 an amount equal to the difference in total ad valorem taxes levied by the  
41 county on commercial and industrial machinery and equipment for all  
42 taxing subdivisions within the county imposing ad valorem taxes on com-  
43 mercial and industrial machinery and equipment for tax year 2005, and

1 the total of such ad valorem taxes levied for tax year 2008 not including  
2 any such ad valorem taxes on commercial and industrial machinery and  
3 equipment that were abated or exempted prior to July 1, 2006, and which  
4 such abatement or exemption expired after July 1, 2006. On March 2,  
5 2009, subject to the provisions of subsection (d) and subsection (g), the  
6 state treasurer shall pay to the county treasurer of each county an amount  
7 equal to 70% of such difference for distribution as provided in subsection  
8 (e).

9 (3) On January 31, 2010, the secretary shall calculate for each county  
10 an amount equal to the difference in total ad valorem taxes levied by the  
11 county on commercial and industrial machinery and equipment for all  
12 taxing subdivisions within the county imposing ad valorem taxes on com-  
13 mercial and industrial machinery and equipment for tax year 2005, and  
14 the total of such ad valorem taxes levied for tax year 2009 not including  
15 any such ad valorem taxes on commercial and industrial machinery and  
16 equipment that were abated or exempted prior to July 1, 2006, and which  
17 such abatement or exemption expired after July 1, 2006. On or before  
18 February 15, 2010, subject to the provisions of subsection (d), the state  
19 treasurer shall pay to the county treasurer of each county an amount equal  
20 to 50% of such difference for distribution as provided in subsection (e).

21 (4) On January 31, 2011, the secretary shall calculate for each county  
22 an amount equal to the difference in total ad valorem taxes levied by the  
23 county on commercial and industrial machinery and equipment for all  
24 taxing subdivisions within the county imposing ad valorem taxes on com-  
25 mercial and industrial machinery and equipment for tax year 2005, and  
26 the total of such ad valorem taxes levied for tax year 2010 not including  
27 any such ad valorem taxes on commercial and industrial machinery and  
28 equipment that were abated or exempted prior to July 1, 2006, and which  
29 such abatement or exemption expired after July 1, 2006. On or before  
30 February 15, 2011, subject to the provisions of subsection (d), the state  
31 treasurer shall pay to the county treasurer of each county an amount equal  
32 to 30% of such difference for distribution as provided in subsection (e).

33 (5) On January 31, 2012, the secretary shall calculate for each county  
34 an amount equal to the difference in total ad valorem taxes levied by the  
35 county on commercial and industrial machinery and equipment for all  
36 taxing subdivisions within the county imposing ad valorem taxes on com-  
37 mercial and industrial machinery and equipment for tax year 2005, and  
38 the total of such ad valorem taxes levied for tax year 2011 not including  
39 any such ad valorem taxes on commercial and industrial machinery and  
40 equipment that were abated or exempted prior to July 1, 2006, and which  
41 such abatement or exemption expired after July 1, 2006. On or before  
42 February 15, 2012, subject to the provisions of subsection (d), the state  
43 treasurer shall pay to the county treasurer of each county an amount equal

1 to 10% of such difference for distribution as provided in subsection (e).  
2 (6) There shall be no payments made pursuant to this section after the  
3 payments made by the state treasurer on or before February 15, 2012,  
4 and the provisions of this section shall expire at such time.  
5 (c) The calculations required by subsection (b) shall be based upon a  
6 certification made by the county clerk on or before November 15 of the  
7 tax year and submitted to the director of property valuation. Such certi-  
8 fication shall be in a format devised and prescribed by the director of  
9 property valuation. Such certification shall report the total ad valorem  
10 taxes levied by the county on commercial and industrial machinery and  
11 equipment for all taxing subdivisions within the county imposing ad va-  
12 lorem taxes on commercial and industrial machinery and equipment. The  
13 county clerk shall provide a copy of such certification to the county trea-  
14 surer for the purpose of determining the distribution of moneys pursuant  
15 to the provisions of subsection (e)(2) paid to the county pursuant to sub-  
16 section (b) by the state treasurer.  
17 (d) If the amount calculated for the difference in subsections (b)(1)  
18 through (b)(5) is negative, the amount calculated for such county for such  
19 year shall be deemed to be zero and no amount shall be paid to the county  
20 treasurer of such county as otherwise provided in subsection (b). Nothing  
21 in this section shall be construed to require the county to make any pay-  
22 ments to the state in such event that the amount calculated for the dif-  
23 ference is negative for the county for such year.  
24 (e) (1) On January 31 of each year specified in this section, the secretary  
25 of revenue shall certify to the director of accounts and reports the aggre-  
26 gate of all amounts determined for counties pursuant to subsection (b).  
27 Upon receipt of such certification, the director of accounts and reports  
28 shall transfer the amount certified from the state general fund to the  
29 business machinery and equipment tax reduction assistance fund, except  
30 that (A) the aggregate amount of moneys transferred from the state gen-  
31 eral fund to the business machinery and equipment tax reduction assis-  
32 tance fund during the state fiscal year ending June 30, 2009, pursuant to  
33 this section shall not exceed the maximum amount determined pursuant  
34 to subsection (g), (B) an amount equal to 50% of the maximum amount  
35 determined pursuant to subsection (g) shall be transferred from the state  
36 general fund to the business machinery and equipment tax reduction  
37 assistance fund on March 2, 2009, ~~and~~ (C) no moneys shall be transferred  
38 from the state general fund to the business machinery and equipment tax  
39 reduction assistance fund during the state fiscal year ending June 30,  
40 2010, pursuant to this section, (D) *no moneys shall be transferred from*  
41 *the state general fund to the business machinery and equipment tax re-*  
42 *duction assistance fund during the state fiscal year ending June 30, 2011,*  
43 *pursuant to this section, and (E) no moneys shall be transferred from the*

1 *state general fund to the business machinery and equipment tax reduction*  
2 *assistance fund during the state fiscal year ending June 30, 2012, pursuant*  
3 *to this section.*

4 (2) The state treasurer shall apportion and distribute the moneys cred-  
5 ited to the business machinery and equipment tax reduction assistance  
6 fund to the county treasurers in accordance with subsection (b). Upon  
7 receipt of each such amount, each county treasurer shall apportion such  
8 amount among the ad valorem taxing subdivisions imposing ad valorem  
9 taxes on commercial and industrial machinery and equipment in an  
10 amount equal to the difference between the total ad valorem taxes on  
11 commercial and industrial machinery and equipment levied by each such  
12 ad valorem taxing subdivision for the tax year 2005 and the total ad va-  
13 lorem taxes on commercial and industrial machinery and equipment lev-  
14 ied by each such ad valorem taxing subdivision for the tax year of the  
15 apportionment, subject to the percentage reduction set forth in subsec-  
16 tion (b) for the tax year of the apportionment of such moneys to that  
17 county. The county treasurer shall pay such amounts to the taxing sub-  
18 divisions at the same time or times as their regular operating tax rate mill  
19 levy is paid to them.

20 (f) Before January 31 of 2007 through 2013, the secretary of revenue  
21 shall make a detailed report of amounts calculated as required pursuant  
22 to subsection (b) for each individual county and in aggregate for all the  
23 counties for the current year along with any projections for future years,  
24 amounts distributed to the counties pursuant to this section, the amount  
25 of ad valorem taxes on commercial and industrial machinery and equip-  
26 ment not included in the total ad valorem taxes for each tax year due to  
27 the fact that the tax liability of such machinery and equipment was abated  
28 or exempted prior to July 1, 2006, and such abatement or exemption  
29 expired after July 1, 2006, for each individual county and in aggregate for  
30 all counties and all other relevant information related to the provisions of  
31 this section, and shall present such report before such date to the house  
32 committee on taxation of the house of representatives and the senate  
33 committee on assessment and taxation of the senate for consideration by  
34 the legislature in making any appropriate adjustments to the provisions  
35 of this section.

36 (g) (1) The maximum amount that may be transferred during the fiscal  
37 year ending June 30, 2009, from the state general fund to the business  
38 machinery and equipment tax reduction assistance fund pursuant to this  
39 section shall be equal to (A) the amount equal to 93.5% of the aggregate  
40 amount determined under subsection (b)(2) plus the amount equal to  
41 93.5% of the aggregate amount determined under subsection (b)(2) of  
42 K.S.A. 2009 Supp. 79-2979, and amendments thereto, multiplied by (B)  
43 the result obtained by dividing the amount equal to 93.5% of the aggre-

1 gate amount determined under subsection (b)(2) by the aggregate of the  
2 amount equal to 93.5% of the aggregate amount determined under sub-  
3 section (b)(2) plus the amount equal to 93.5% of the aggregate amount  
4 determined under subsection (b)(2) of K.S.A. 2009 Supp. 79-2979, and  
5 amendments thereto.

6 (2) If a maximum amount is imposed under this subsection and the  
7 aggregate amount transferred from the state general fund to the business  
8 machinery and equipment tax reduction assistance fund during state fiscal  
9 year 2009 pursuant to this section is reduced, then the amount allocated  
10 to each county by the state treasurer under subsection (b)(2) shall be  
11 reduced proportionately with respect to aggregate reduction in the  
12 amount of such transfer from the state general fund to the business ma-  
13 chinery and equipment tax reduction assistance fund during state fiscal  
14 year 2009.

15 Sec. ~~153~~ ~~155~~ **156**. On July 1, 2010, K.S.A. 2009 Supp. 79-2979 is  
16 hereby amended to read as follows: 79-2979. (a) There is hereby estab-  
17 lished in the state treasury the telecommunications and railroad machin-  
18 ery and equipment tax reduction assistance fund which shall be admin-  
19 istered by the state treasurer. All expenditures from the  
20 telecommunications and railroad machinery and equipment tax reduction  
21 assistance fund shall be for the payments to counties for distribution to  
22 taxing subdivisions levying ad valorem taxes within the county in accord-  
23 ance with this section.

24 (b) The secretary of revenue shall adopt a policy using the most current  
25 information that is available, and that is determined to be practicable by  
26 the secretary for this purpose and shall calculate the following:

27 (1) On January 31, 2008, the secretary shall calculate for each county  
28 an amount equal to the difference in total ad valorem taxes levied by the  
29 county on telecommunications machinery and equipment and railroad  
30 machinery and equipment for all taxing subdivisions within the county  
31 imposing ad valorem taxes on telecommunications machinery and equip-  
32 ment and railroad machinery and equipment for tax year 2005, and the  
33 total of such ad valorem taxes levied for tax year 2007 not including any  
34 such ad valorem taxes on telecommunications machinery and equipment  
35 and railroad machinery and equipment that were abated or exempted  
36 prior to July 1, 2006, and which such abatement or exemption expired  
37 after July 1, 2006. On or before February 15, 2008, subject to the pro-  
38 visions of subsection (c), the state treasurer shall pay to the county trea-  
39 surer of each county an amount equal to 90% of such difference for  
40 distribution as provided in subsection (d).

41 (2) On January 31, 2009, the secretary shall calculate for each county  
42 an amount equal to the difference in total ad valorem taxes levied by the  
43 county on telecommunications machinery and equipment and railroad

1 machinery and equipment for all taxing subdivisions within the county  
2 imposing ad valorem taxes on telecommunications machinery and equip-  
3 ment and railroad machinery and equipment for tax year 2005, and the  
4 total of such ad valorem taxes levied for tax year 2008 not including any  
5 such ad valorem taxes on telecommunications machinery and equipment  
6 and railroad machinery and equipment that were abated or exempted  
7 prior to July 1, 2006, and which such abatement or exemption expired  
8 after July 1, 2006. On March 2, 2009, subject to the provisions of sub-  
9 section (c) and subsection (f), the state treasurer shall pay to the county  
10 treasurer of each county an amount equal to 70% of such difference for  
11 distribution as provided in subsection (d).

12 (3) On January 31, 2010, the secretary shall calculate for each county  
13 an amount equal to the difference in total ad valorem taxes levied by the  
14 county on telecommunications machinery and equipment and railroad  
15 machinery and equipment for all taxing subdivisions within the county  
16 imposing ad valorem taxes on telecommunications machinery and equip-  
17 ment and railroad machinery and equipment for tax year 2005, and the  
18 total of such ad valorem taxes levied for tax year 2009 not including any  
19 such ad valorem taxes on telecommunications machinery and equipment  
20 and railroad machinery and equipment that were abated or exempted  
21 prior to July 1, 2006, and which such abatement or exemption expired  
22 after July 1, 2006. On or before February 15, 2010, subject to the pro-  
23 visions of subsection (c), the state treasurer shall pay to the county trea-  
24 surer of each county an amount equal to 50% of such difference for  
25 distribution as provided in subsection (d).

26 (4) On January 31, 2011, the secretary shall calculate for each county  
27 an amount equal to the difference in total ad valorem taxes levied by the  
28 county on telecommunications machinery and equipment and railroad  
29 machinery and equipment for all taxing subdivisions within the county  
30 imposing ad valorem taxes on telecommunications machinery and equip-  
31 ment and railroad machinery and equipment for tax year 2005, and the  
32 total of such ad valorem taxes levied for tax year 2010 not including any  
33 such ad valorem taxes on telecommunications machinery and equipment  
34 and railroad machinery and equipment that were abated or exempted  
35 prior to July 1, 2006, and which such abatement or exemption expired  
36 after July 1, 2006. On or before February 15, 2011, subject to the pro-  
37 visions of subsection (c), the state treasurer shall pay to the county trea-  
38 surer of each county an amount equal to 30% of such difference for  
39 distribution as provided in subsection (d).

40 (5) On January 31, 2012, the secretary shall calculate for each county  
41 an amount equal to the difference in total ad valorem taxes levied by the  
42 county on telecommunications machinery and equipment and railroad  
43 machinery and equipment for all taxing subdivisions within the county

1 imposing ad valorem taxes on telecommunications machinery and equip-  
2 ment and railroad machinery and equipment for tax year 2005, and the  
3 total of such ad valorem taxes levied for tax year 2011 not including any  
4 such ad valorem taxes on telecommunications machinery and equipment  
5 and railroad machinery and equipment that were abated or exempted  
6 prior to July 1, 2006, and which such abatement or exemption expired  
7 after July 1, 2006. On or before February 15, 2012, subject to the pro-  
8 visions of subsection (c), the state treasurer shall pay to the county trea-  
9 surer of each county an amount equal to 10% of such difference for  
10 distribution as provided in subsection (d).

11 (6) There shall be no payments made pursuant to this section after the  
12 payments made by the state treasurer on or before February 15, 2012,  
13 and the provisions of this section shall expire at such time.

14 (c) If the amount calculated for the difference in subsections (b)(1)  
15 through (b)(5) is negative, the amount calculated for such county for such  
16 year shall be deemed to be zero and no amount shall be paid to the county  
17 treasurer of such county as otherwise provided in subsection (b). Nothing  
18 in this section shall be construed to require the county to make any pay-  
19 ments to the state in such event that the amount calculated for the dif-  
20 ference is negative for the county for such year.

21 (d) (1) On January 31 of each year specified in this section, the secretary  
22 of revenue shall certify to the director of accounts and reports the aggre-  
23 gate of all amounts determined for counties pursuant to subsection (b).  
24 Upon receipt of such certification, the director of accounts and reports  
25 shall transfer the amount certified from the state general fund to the  
26 telecommunications and railroad machinery and equipment tax reduction  
27 assistance fund, except that (A) the aggregate amount of moneys trans-  
28 ferred from the state general fund to the telecommunications and railroad  
29 machinery and equipment tax reduction assistance fund during the state  
30 fiscal year ending June 30, 2009, pursuant to this section shall not exceed  
31 the maximum amount determined pursuant to subsection (f), (B) an  
32 amount equal to 50% of the maximum amount determined pursuant to  
33 subsection (f) shall be transferred from the state general fund to the  
34 telecommunications and railroad machinery and equipment tax reduction  
35 assistance fund on March 2, 2009, ~~and~~ (C) no moneys shall be transferred  
36 from the state general fund to the telecommunications and railroad ma-  
37 chinery and equipment tax reduction assistance fund during the state  
38 fiscal year ending June 30, 2010, pursuant to this section, (D) *no moneys*  
39 *shall be transferred from the state general fund to the telecommunications*  
40 *and railroad machinery and equipment tax reduction assistance fund dur-*  
41 *ing the state fiscal year ending June 30, 2011, pursuant to this section,*  
42 *and (E) no moneys shall be transferred from the state general fund to the*  
43 *telecommunications and railroad machinery and equipment tax reduction*



1 *assistance fund during the state fiscal year ending June 30, 2012, pursuant*  
2 *to this section.*

3 (2) The state treasurer shall apportion and distribute the moneys cred-  
4 ited to the telecommunications and railroad machinery and equipment  
5 tax reduction assistance fund to the county treasurers in accordance with  
6 subsection (b). Upon receipt of each such amount, each county treasurer  
7 shall apportion such amount among the ad valorem taxing subdivisions  
8 imposing ad valorem taxes on telecommunications machinery and equip-  
9 ment and railroad machinery and equipment in an amount equal to the  
10 difference between the total ad valorem taxes on telecommunications  
11 machinery and equipment and railroad machinery and equipment levied  
12 by each such ad valorem taxing subdivision for the tax year 2005 and the  
13 total ad valorem taxes on telecommunications machinery and equipment  
14 and railroad machinery and equipment levied by each such ad valorem  
15 taxing subdivision for the tax year of the apportionment, subject to the  
16 percentage reduction set forth in subsection (b) for the tax year of the  
17 apportionment of such moneys to that county. The county treasurer shall  
18 pay such amounts to the taxing subdivisions at the same time or times as  
19 their regular operating tax rate mill levy is paid to them.

20 (e) Before January 31 of 2007 through 2013, the secretary of revenue  
21 shall make a detailed report of amounts calculated as required pursuant  
22 to subsection (b) for each individual county and in aggregate for all the  
23 counties for the current year along with any projections for future years,  
24 amounts distributed to the counties pursuant to this section, the amount  
25 of ad valorem taxes on telecommunications machinery and equipment  
26 and railroad machinery and equipment not included in the total of ad  
27 valorem taxes for each tax year due to the fact that the tax liability of such  
28 machinery and equipment was abated or exempted prior to July 1, 2006,  
29 and the abatement or exemption expired after July 1, 2006, for each in-  
30 dividual county and in aggregate for all counties and all other relevant  
31 information related to the provisions of this section, and shall present  
32 such report before such date to the house committee on taxation of the  
33 house of representatives and the senate committee on assessment and  
34 taxation of the senate for consideration by the legislature in making any  
35 appropriate adjustments to the provisions of this section.

36 (f) (1) The maximum amount that may be transferred during the fiscal  
37 year ending June 30, 2009, from the state general fund to the telecom-  
38 munications and railroad machinery and equipment tax reduction assis-  
39 tance fund pursuant to this section shall be equal to (A) the amount equal  
40 to 93.5% of the aggregate amount determined under subsection (b)(2)  
41 plus the amount equal to 93.5% of the aggregate amount determined  
42 under subsection (b)(2) of K.S.A. 2009 Supp. 79-2978, and amendments  
43 thereto, multiplied by (B) the result obtained by dividing the amount

1 equal to 93.5% of the aggregate amount determined under subsection  
2 (b)(2) by the aggregate of the amount equal to 93.5% of the aggregate  
3 amount determined under subsection (b)(2) plus the amount equal to  
4 93.5% of the aggregate amount determined under subsection (b)(2) of  
5 K.S.A. 2009 Supp. 79-2978, and amendments thereto.

6 (2) If a maximum amount is imposed under this subsection and the  
7 aggregate amount transferred from the state general fund to the telecom-  
8 munications and railroad machinery and equipment tax reduction assis-  
9 tance fund during state fiscal year 2009 pursuant to this section is re-  
10 duced, then the amount allocated to each county by the state treasurer  
11 under subsection (b)(2) shall be reduced proportionately with respect to  
12 aggregate reduction in the amount of such transfer from the state general  
13 fund to the telecommunications and railroad machinery and equipment  
14 tax reduction assistance fund during state fiscal year 2009.

15 Sec. ~~154~~ ~~156~~ **157**. On July 1, 2010, K.S.A. 2009 Supp. 79-3425i is  
16 hereby amended to read as follows: 79-3425i. (a) On January 15 and July  
17 15 of each year, the director of accounts and reports shall transfer a sum  
18 equal to the total taxes collected under the provisions of K.S.A. 79-6a04  
19 and 79-6a10, and amendments thereto, and credited to the state general  
20 fund during the six months next preceding the date of transfer, from the  
21 state general fund to the special city and county highway fund, created  
22 by K.S.A. 79-3425, and amendments thereto, except that: (1) Such trans-  
23 fers are subject to reduction under K.S.A. 75-6704, and amendments  
24 thereto; *and* (2) ~~the amount of moneys transferred from the state general~~  
25 ~~fund to the special city and county highway fund during state fiscal year~~  
26 ~~2009 on each such date shall not exceed \$3,330,543.50, and (3) no moneys~~  
27 ~~shall be transferred from the state general fund to the special city and~~  
28 ~~county highway fund during state fiscal year 2010, and (4) notwithstand-~~  
29 ~~ing the provisions of K.S.A. 79-3425c and 79-3425i, and amendments~~  
30 ~~thereto, or any other statute, the aggregate amount of \$6,661,087 of the~~  
31 ~~moneys credited to the special city and county highway fund shall be paid~~  
32 ~~on or before April 14, 2009, by the state treasurer in accordance with the~~  
33 ~~following to the following counties in the amounts specified respectively~~  
34 ~~therefor with the requirement that the moneys received by each such~~  
35 ~~county shall be deposited and administered in accordance with K.S.A. 79-~~  
36 ~~3425c, and amendments thereto, including any redistributions provided~~  
37 ~~for by that statute: Barton county, \$174,544.98; Butler county,~~  
38 ~~\$890,898.90; Chautauqua county, \$7,293.76; Clay county, \$15,533.75;~~  
39 ~~Comanche county, \$15,525.56; Cowley county, \$151,493.36; Douglas~~  
40 ~~county, \$1,152,561.96; Finney county, \$38,376.16; Geary county,~~  
41 ~~\$41,101.83; Grant county, \$11,827.23; Lane county, \$6,986.21; Leaven-~~  
42 ~~worth county, \$655,874.14; Ness county, \$13,000.51; Rice county,~~  
43 ~~\$9,780.91; Russell county, \$18,610.55; Shawnee county, \$3,299,659.69;~~

1 ~~Sherman county, \$20,680.72; Stevens county, \$7,532.41; Trego county,~~  
2 ~~\$4,257.37, and Wyandotte county, \$116,537.47, which shall be for the~~  
3 ~~purpose of providing such counties, cities and other local governmental~~  
4 ~~entities the amounts that were not paid as directed by statute during state~~  
5 ~~fiscal years 2006, 2007 and 2008 state fiscal year 2011 or state fiscal year~~  
6 ~~2012. All transfers under this section shall be considered to be demand~~  
7 ~~transfers from the state general fund except that all such transfers during~~  
8 ~~the fiscal years ending June 30, 2010, and June 30, 2011, shall be consid-~~  
9 ~~ered to be revenue transfers from the state general fund. Any transfers~~  
10 ~~of moneys from the state general fund to the special city and county~~  
11 ~~highway fund during the state fiscal year ending June 30, 2009, pursuant~~  
12 ~~to the provisions of K.S.A. 79-3425i, and amendments thereto, or any~~  
13 ~~other statute, that have been made prior to the effective date of this act~~  
14 ~~shall be reversed by the director of accounts and reports and reversing~~  
15 ~~entries shall be entered upon the accounting records of the state treasurer~~  
16 ~~therefor and (3) (A) on each January 14, April 14, July 14 and October~~  
17 ~~14 of state fiscal years 2011, 2012, 2013, 2014 and 2015 the state treasurer~~  
18 ~~shall determine the amount of money to be paid the counties and cities~~  
19 ~~on such dates of such year, pursuant to K.S.A. 79-3425c, and amendments~~  
20 ~~thereto, and make the following adjustments prior to the apportionment~~  
21 ~~and payment specified in K.S.A. 79-3425c, and amendments thereto: (i)~~  
22 ~~The following amounts shall be added to the apportionment and payment~~  
23 ~~to be paid to the following counties: Barton county, \$7,984.99; Butler~~  
24 ~~county, \$96,937.27; Douglas county, \$128,245.99; Leavenworth county,~~  
25 ~~\$55,766.22; Shawnee county, \$267,356.20; and (ii) the following amounts~~  
26 ~~shall be deducted from the apportionment and payment to the following~~  
27 ~~counties: Allen county, \$3,839.12; Anderson county, \$2,957.98; Atchison~~  
28 ~~county, \$4,345.79; Barber county, \$1,813.76; Bourbon county, \$2,945.98;~~  
29 ~~Brown county, \$1,590.14; Chase county, \$1,364.54; Chautauqua county,~~  
30 ~~\$539.42; Cherokee county, \$5,874.25; Cheyenne county, \$1,317.84; Clark~~  
31 ~~county, \$757.32; Clay county, \$968.54; Cloud county, \$2,774.68; Coffey~~  
32 ~~county, \$2,894.76; Comanche county, \$446.63; Cowley county, \$2,116.31;~~  
33 ~~Crawford county, \$5,558.19; Decatur county, \$1,615.15; Dickinson~~  
34 ~~county, \$6,024.00; Doniphan county, \$2,626.24; Edwards county,~~  
35 ~~\$1,580.33; Elk county, \$525.08; Ellis county, \$8,774.46; Ellsworth county,~~  
36 ~~\$2,334.37; Finney county, \$5,837.57; Ford county, \$7,048.03; Franklin~~  
37 ~~county, \$6,898.28; Geary county, \$976.57; Gove county, \$1,058.76; Gra-~~  
38 ~~ham county, \$1,409.48; Grant county, \$1,936.03; Gray county, \$2,355.25;~~  
39 ~~Greeley county, \$941.53; Greenwood county, \$2,701.29; Hamilton~~  
40 ~~county, \$1,060.71; Harper county, \$1,466.35; Harvey county, \$7,863.46;~~  
41 ~~Haskell county, \$1,335.39; Hodgeman county, \$959.20; Jackson county,~~  
42 ~~\$4,647.68; Jefferson county, \$6,701.43; Jewell county, \$1,211.66; Johnson~~  
43 ~~county, \$115,947.72; Kearny county, \$1,160.82; Kingman county,~~

1 \$2,801.87; Kiowa county, \$1,441.36; Labette county, \$5,563.25; Lane  
2 county, \$652.48; Lincoln county, \$1,203.05; Linn county, \$3,772.22; Lo-  
3 gan county, \$1,169.58; Lyon county, \$8,236.73; Marion county,  
4 \$3,681.52; Marshall county, \$3,878.17; McPherson county, \$8,652.66;  
5 Meade county, \$1,048.56; Miami county, \$10,701.45; Mitchell county,  
6 \$3,466.79; Montgomery county, \$8,377.29; Morris county, \$1,955.91;  
7 Morton county, \$1,200.61; Nemaha county, \$3,774.74; Neosho county,  
8 \$5,507.28; Ness county, \$991.77; Norton county, \$1,800.14; Osage  
9 county, \$2,327.93; Osborne county, \$1,882.73; Ottawa county, \$2,063.91;  
10 Pawnee county, \$1,802.09; Phillips county, \$2,622.20; Pottawatomie  
11 county, \$6,512.08; Pratt county, \$2,187.16; Rawlins county, \$1,119.60;  
12 Reno county, \$12,935.71; Republic county, \$2,272.31; Rice county,  
13 \$1,722.51; Riley county, \$11,149.53; Rooks county, \$2,252.51; Rush  
14 county, \$1,235.76; Russell county, \$577.59; Saline county, \$14,049.86;  
15 Scott county, \$1,340.37; Sedgwick county, \$117,126.91; Seward county,  
16 \$4,488.67; Sheridan county, \$1,786.11; Sherman county, \$194.37; Smith  
17 county, \$1,993.99; Stafford county, \$2,029.27; Stanton county, \$991.97;  
18 Stevens county, \$638.08; Sumner county, \$5,908.68; Thomas county,  
19 \$3,388.44; Trego county, \$1,781.87; Wabaunsee county, \$2,354.10; Wal-  
20 lace county, \$994.33; Washington county, \$2,554.75; Wichita county,  
21 \$1,333.92; Wilson county, \$3,659.10; Woodson county, \$1,214.90; Wy-  
22 andotte county, \$16,818.00; (B) after determining and including such ad-  
23 ditions and deductions, the resulting apportionment and payment shall  
24 be paid by the state treasurer to the counties and cities prescribed there-  
25 for, notwithstanding the provisions of K.S.A. 79-3425c, and amendments  
26 thereto, or any other statute, each January 14, April 14, July 14 and  
27 October 14 of state fiscal years 2011, 2012, 2013, 2014 and 2015, with  
28 the requirement that the additional moneys received by each such county  
29 shall be deposited and administered in accordance with K.S.A. 79-3425c,  
30 and amendments thereto, including any redistributions provided for by  
31 that statute, except that the state treasurer shall calculate the annual  
32 equalization payment to each county without considering the deductions  
33 or additions to quarterly distributions required by subsection (a)(3)(A);  
34 and (C) acceptance of the payments made pursuant to this subsection  
35 (a)(3) shall be deemed as payment in full and a release of any liability  
36 from the county to the state treasurer for payments from the special city  
37 and county highway fund for state fiscal years 2000 through 2009.  
38 (b) During the state fiscal year ending June 30, 2010, on July 15, 2009,  
39 and January 15, 2010, the director of accounts and reports shall transfer  
40 \$2,515,916 from the state highway fund to the special city and county  
41 highway fund, created by K.S.A. 79-3425, and amendments thereto.  
42 Sec. ~~155~~, ~~157~~, **158**. On July 1, 2010, K.S.A. 2009 Supp. 79-34,156 is  
43 hereby amended to read as follows: 79-34,156. On April 1, 2007, the

1 director of accounts and reports shall transfer \$437,500 from the state  
2 economic development initiatives fund to the Kansas qualified biodiesel  
3 fuel producer incentive fund. If sufficient moneys are not available in the  
4 state economic development initiatives fund for such transfer on April 1,  
5 2007, then the director of accounts and reports shall transfer on such date  
6 the amount available in the state economic development initiatives fund  
7 in accordance with this section and shall transfer on such date, or as soon  
8 thereafter as moneys are available therefor, the amount equal to the in-  
9 sufficiency from the state general fund to the Kansas qualified biodiesel  
10 fuel producer incentive fund. On July 1, 2007, and quarterly thereafter,  
11 the director of accounts and reports shall transfer \$875,000 from the state  
12 economic development initiatives fund to the Kansas qualified biodiesel  
13 fuel producer incentive fund, except: (a) That, *during the fiscal year end-*  
14 *ing June 30, 2011*, on July 1, ~~2008~~ 2010, October 1, ~~2008~~ 2010, and  
15 January 1, ~~2009~~ 2011, and April 1, 2011, the director of accounts and  
16 reports shall transfer ~~\$100,000~~ \$50,000 from the state economic devel-  
17 opment initiatives fund to the Kansas qualified biodiesel fuel producer  
18 incentive fund, and (b) that ~~on April 1, 2009~~, *if sufficient moneys are not*  
19 *available in the state economic development initiatives fund for any such*  
20 *transfer during the fiscal year ending June 30, 2011*, then the director of  
21 accounts and reports shall transfer ~~\$74,000 from the amount available in~~  
22 ~~the state economic development initiatives fund to the Kansas qualified~~  
23 ~~biodiesel fuel producer incentive fund~~ *on the date specified in the fiscal*  
24 *year ending June 30, 2011*. If sufficient moneys are not available in the  
25 state economic development initiatives fund for such transfer on July 1,  
26 ~~2007~~ 2011, and on the first day of any calendar quarter thereafter, in any  
27 such fiscal year, then the director of accounts and reports shall transfer  
28 on such date the amount available in the state economic development  
29 initiatives fund in accordance with this section and shall transfer on such  
30 date, or as soon thereafter as moneys are available therefor, the amount  
31 equal to the insufficiency from the state general fund to the Kansas qual-  
32 ified biodiesel fuel producer incentive fund; *except that no moneys shall*  
33 *be transferred from the state general fund to the Kansas biodiesel fuel*  
34 *producer fund during the fiscal year ending June 30, 2011*.

35 Sec. ~~156. 158. 159.~~ On the effective date of this act, K.S.A. 2009 Supp.  
36 79-34,171 is hereby amended to read as follows: 79-34,171. (a) On January  
37 1, 2009, and quarterly thereafter, the director of accounts and reports  
38 shall transfer \$400,000 from the state general fund to the Kansas retail  
39 dealer incentive fund, *except that (1) no moneys shall be transferred pur-*  
40 *suant to this section from the state general fund to the Kansas retail dealer*  
41 *incentive fund during the fiscal years ending June 30, 2010, or June 30,*  
42 *2011, or June 30, 2012, and (2) any transfers of moneys from the state*  
43 *general fund to the Kansas retail dealer incentive fund during the state*

1 *fiscal year ending June 30, 2010, under this or any other statute that have*  
2 *been made prior to the effective date of this act shall be reversed by the*  
3 *director of accounts and reports and reversing entries shall be entered*  
4 *upon the accounting records of the state treasurer therefor.* On and after  
5 July 1, 2009, the unobligated balance in the Kansas retail dealer incentive  
6 fund shall not exceed \$1.5 million. If the unobligated balance of the fund  
7 exceeds \$1.1 million at the time of a quarterly transfer, the transfer shall  
8 be limited to the amount necessary for the fund to reach a total of \$1.5  
9 million.

10 (b) There is hereby created in the state treasury the Kansas retail dealer  
11 incentive fund. All moneys in the Kansas retail dealer incentive fund shall  
12 be expended by the secretary of the department of revenue for the pay-  
13 ment of incentives to Kansas retail dealers who sell and dispense renew-  
14 able fuels or biodiesel through a motor fuel pump in accordance with the  
15 provisions of K.S.A. 2009 Supp. 79-34,170 through 79-34,175 and amend-  
16 ments thereto.

17 (c) All moneys remaining in the Kansas retail dealer incentive fund  
18 upon the expiration of K.S.A. 2009 Supp. 79-34,170 through 79-34,175,  
19 and amendments thereto, shall be credited by the state treasurer to the  
20 state general fund.

21 Sec. ~~157, 159, 160~~. On the effective date of this act, K.S.A. 2009 Supp.  
22 79-4801 is hereby amended to read as follows: 79-4801. There is hereby  
23 created the state gaming revenues fund in the state treasury. All moneys  
24 credited to such fund shall be expended or transferred only for the pur-  
25 poses and in the manner provided by this act and all expenditures from  
26 the state gaming revenues fund shall be made in accordance with approp-  
27 riation acts. All moneys credited to such fund shall be allocated and  
28 credited monthly to the funds and in the amounts specified by this act  
29 except that the total of the amounts credited to such funds in any one  
30 fiscal year pursuant to this act shall not exceed \$50,000,000, except that  
31 the total of the amounts credited to such funds for fiscal years 2009 and  
32 2010, pursuant to this act shall not exceed \$48,059,846. All amounts cred-  
33 ited to such fund in any one fiscal year which are in excess of \$50,000,000  
34 shall be transferred and credited to the state general fund on July 15,  
35 1996, and June 25, 1997, and each year thereafter on June 25, except  
36 that: (a) All amounts credited to the state gaming revenues fund in fiscal  
37 year 2009 which are in excess of \$48,059,846 shall be transferred and  
38 credited to the state general fund on July 15, 2009, and shall be recorded  
39 and accounted for as receipts to the state general fund for fiscal year  
40 2009; (b) all amounts credited to the state gaming revenues fund in fiscal  
41 year 2010 which are in excess of \$48,059,846 shall be transferred and  
42 credited to the state general fund on ~~July 15~~ June 25 ~~15~~, 2010, and shall  
43 be recorded and accounted for as receipts to the state general fund for

1 fiscal year 2010; and (c) all amounts credited to the state gaming revenues  
2 fund in fiscal year 2011 which are in excess of \$50,000,000 shall be trans-  
3 ferred and credited to the state general fund on ~~July 15~~ June 25 ~~15~~, 2011,  
4 and shall be recorded and accounted for as receipts to the state general  
5 fund for fiscal year 2011.

6 Sec. ~~158~~, ~~160~~, **161**. On July 1, 2010, K.S.A. 2009 Supp. 82a-953a is  
7 hereby amended to read as follows: 82a-953a. During each fiscal year,  
8 the director of accounts and reports shall transfer \$6,000,000 from the  
9 state general fund to the state water plan fund created by K.S.A. 82a-951,  
10 and amendments thereto, one-half of such amount to be transferred on  
11 July 15 and one-half to be transferred on January 15, except that (1) such  
12 transfers during each fiscal year commencing after June 30, 2008, are  
13 subject to reduction under K.S.A. 75-6704, and amendments thereto, (2)  
14 the total amount of moneys transferred from the state general fund to  
15 the state water plan fund during the fiscal year ending June 30, 2009,  
16 shall not exceed \$2,000,000, ~~and~~ (3) the total amount of moneys trans-  
17 ferred from the state general fund to the state water plan fund during  
18 the fiscal year ending June 30, 2010, shall not exceed \$3,295,432, *and* (4)  
19 *the total amount of moneys transferred from the state general fund to the*  
20 *state water plan fund during the fiscal year ending June 30, 2011, shall*  
21 *not exceed \$1,348,245. On the effective date of this act, the director of*  
22 *accounts and reports shall transfer the amount in excess of \$2,000,000*  
23 *which was transferred from the state general fund to the state water plan*  
24 *fund prior to the effective date of this act during the fiscal year ending*  
25 *June 30, 2009, as certified by the director of the budget to the director*  
26 *of accounts and reports to the state general fund. All transfers under this*  
27 *section shall be considered to be demand transfers from the state general*  
28 *fund, except that all such transfers during the fiscal years ending June 30,*  
29 *2008 2010, and June 30, 2009 2011, shall be considered revenue transfers*  
30 *from the state general fund.*

31 **Sec. ~~161~~, 162.** *On the effective date of this act, Section 52 of Chap-*  
32 *ter 124 of the 2009 Session Laws of Kansas is hereby amended to*  
33 *read as follows:*

34 **Sec. 52.**

35 **KANSAS LOTTERY**

36 *(a) There is appropriated for the above agency from the following*  
37 *special revenue fund or funds for the fiscal year ending June 30,*  
38 *2010, all moneys now or hereafter lawfully credited to and availa-*  
39 *ble in such fund or funds, except that expenditures other than re-*  
40 *venues authorized by law shall not exceed the following:*

41 *Lottery prize payment fund ..... No limit*  
42 *Lottery operating fund..... No limit*  
43 *Provided, That expenditures from the lottery operating fund for of-*

1	<i>ficial hospitality shall not exceed \$5,000.</i>	
2	<i>Expanded lottery receipts fund.....</i>	<i>No limit</i>
3	<i>Lottery gaming facility manager fund.....</i>	<i>No limit</i>
4	<i>Expanded lottery act revenues fund.....</i>	<i>\$0</i>

5       ***(b) Notwithstanding the provisions of K.S.A. 74-8711, and amend-***  
6 ***ments thereto, and subject to the provisions of this subsection, an***  
7 ***amount of not less than \$4,500,000 shall be certified by the execu-***  
8 ***tive director of the Kansas lottery to the director of accounts and***  
9 ***reports on or before August 15, 2009, and on or before the 15th of***  
10 ***each month thereafter through ~~July~~ June 15, 2010: Provided, That,***  
11 ***upon receipt of each such certification, the director of accounts and***  
12 ***reports shall transfer the amount certified from the lottery operat-***  
13 ***ing fund to the state gaming revenues fund and shall credit such***  
14 ***amount to the state gaming revenues fund for the fiscal year ending***  
15 ***June 30, 2010: Provided, however, That, after the date that an amount***  
16 ***of \$54,000,000 has been transferred from the lottery operating fund***  
17 ***to the state gaming revenues fund for fiscal year 2010 pursuant to***  
18 ***this subsection, the executive director of the Kansas lottery shall***  
19 ***continue to certify amounts to the director of accounts and reports***  
20 ***on or before the 15th of each month through July 15, 2010, except***  
21 ***that the amounts certified after such date shall not be subject to the***  
22 ***minimum amount of \$4,500,000: Provided further, That the amounts***  
23 ***certified by the executive director of the Kansas lottery to the di-***  
24 ***rector of accounts and reports, after the date an amount of***  
25 ***\$54,000,000 has been transferred from the lottery operating fund***  
26 ***to the state gaming revenues fund for fiscal year 2010 pursuant to***  
27 ***this subsection, shall be determined by the executive director so that***  
28 ***an aggregate of all amounts certified pursuant to this subsection for***  
29 ***fiscal year 2010 is equal to or more than ~~\$73,540,000~~ \$67,650,000:***  
30 ***And provided further, That the aggregate of all amounts transferred***  
31 ***from the lottery operating fund to the state gaming revenues fund***  
32 ***for fiscal year 2010 pursuant to this subsection shall be equal to or***  
33 ***more than ~~\$73,540,000~~ \$67,650,000: And provided further, That the***  
34 ***transfers prescribed by this subsection shall be made in lieu of***  
35 ***transfers under subsection (d) of K.S.A. 74-8711, and amendments***  
36 ***thereto, for fiscal year 2010.***

37       ***(c) Notwithstanding the provisions of K.S.A. 79-4801, and amend-***  
38 ***ments thereto, or any other statute and in addition to the require-***  
39 ***ments of subsection (b) of this section, on or after June 15, 2010,***  
40 ***upon certification by the executive director of the lottery, the di-***  
41 ***rector of accounts and reports shall transfer from the lottery op-***  
42 ***erating fund to the state gaming revenues fund the amount of total***  
43 ***profit attributed to the special veterans benefits game under K.S.A.***



1 **2008 Supp. 74-8724, and amendments thereto, during fiscal year**  
2 **2010: Provided, That the director of accounts and reports shall**  
3 **transfer immediately thereafter such amount of total profit attrib-**  
4 **uted to the special veterans benefits game from the state gaming**  
5 **revenues fund to the state general fund: Provided further, That, on**  
6 **or before June 15, 2010, the executive director of the lottery shall**  
7 **certify to the director of accounts and reports the amount equal to**  
8 **the amount of total profit attributed to the special veterans benefits**  
9 **game under K.S.A. 2008 Supp. 74-8724, and amendments thereto,**  
10 **during fiscal year 2010: And provided further, That, at the same time**  
11 **as such certification is transmitted to the director of accounts and**  
12 **reports, the executive director of the lottery shall transmit a copy**  
13 **of such certification to the director of the budget and the director**  
14 **of legislative research.**

15 (d) **In addition to the purposes for which expenditures of moneys**  
16 **in the lottery operating fund may be made, as authorized by pro-**  
17 **visions of K.S.A. 2008 Supp. 74-8711, and amendments thereto,**  
18 **moneys in the lottery operating fund may be used for payment of**  
19 **all costs incurred in the operation and administration of the Kansas**  
20 **lottery, the Kansas lottery act, and the Kansas expanded lottery act.**

21 (e) **During the fiscal year ending June 30, 2010, notwithstanding**  
22 **the provisions of K.S.A. 74-8768, and amendments thereto, or any**  
23 **other statute, the director of accounts and reports shall transfer all**  
24 **moneys, other than moneys received for privilege fees, that are cred-**  
25 **ited to the expanded lottery act revenues fund from the expanded**  
26 **lottery act revenues fund to the state general fund within 10 days**  
27 **after such moneys are credited to the expanded lottery act revenues**  
28 **fund: Provided, That no moneys received for privilege fees that are**  
29 **credited to the expanded lottery act revenues fund shall be trans-**  
30 **ferred to the state general fund pursuant to this subsection: Provided**  
31 **further, That the transfer of such amounts shall be in addition to**  
32 **any other transfer from the expanded lottery act revenues fund to**  
33 **the state general fund as prescribed by law: Provided further, That**  
34 **the moneys transferred from the expanded lottery act revenues fund**  
35 **to the state general fund pursuant to this subsection is to reimburse**  
36 **the state general fund for accounting, auditing, budgeting, legal,**  
37 **payroll, personnel and purchasing services and any other govern-**  
38 **mental services which are performed on behalf of the department**  
39 **of revenue, and other state agencies, by other state agencies which**  
40 **receive appropriations from the state general fund to provide such**  
41 **services.**

42 **Sec. ~~162~~. 163. (a) (1) On and after the effective date of this act,**  
43 **notwithstanding the provisions of K.S.A. 74-4927, and amendments**

1 *thereto, or any other statute, no state agency shall pay to the Kansas*  
2 *public employees retirement system any amounts to the group in-*  
3 *surance reserve fund attributable to the months of April, May and*  
4 *June, 2010, that constitute such state agency's portion of the state's*  
5 *contribution to the group insurance reserve fund under K.S.A. 74-*  
6 *4927, and amendments thereto.*

7 *(2) On the effective date of this act, the amount in each account*  
8 *of the state general fund of each state agency that is appropriated*  
9 *for the fiscal year ending June 30, 2010, by chapter 2, chapter 124*  
10 *or chapter 144 of the 2009 Session Laws of Kansas, by 2010 Senate*  
11 *Substitute for House Bill No. 2222, or by this or other appropriation*  
12 *act of the 2010 regular session of the legislature, and that is budg-*  
13 *eted for payment to the Kansas public employees retirement system*  
14 *as a contribution for April, May and June, 2010, to the group in-*  
15 *surance reserve fund under K.S.A. 74-4927, and amendments*  
16 *thereto, as certified by the director of the budget to the director of*  
17 *accounts and reports for fiscal year 2010, is hereby lapsed from*  
18 *each such account[: Provided, however, That the lapse provided for*  
19 *in this subsection shall not apply to the appropriations or reappro-*  
20 *priations for fiscal year 2010 in each account of the state general*  
21 *fund for the state board of regents, or any state educational insti-*  
22 *tution under the control and supervision of the state board of re-*  
23 *gents].*

24 *(3) On the effective date of this act, the expenditure limitation*  
25 *established for the fiscal year ending June 30, 2010, provided by*  
26 *chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws of*  
27 *Kansas, by 2010 Senate Substitute for House Bill No. 2222, by this*  
28 *or other appropriation act of the 2010 regular session of the legis-*  
29 *lature, or by the state finance council on each special revenue fund*  
30 *in the state treasury is hereby decreased for fiscal year 2010 by the*  
31 *amount equal to the amount that is budgeted for payment to the*  
32 *Kansas public employees retirement system as a contribution for*  
33 *April, May and June, 2010, to the group insurance reserve fund*  
34 *under K.S.A. 74-4927, and amendments thereto, as certified by the*  
35 *director of the budget to the director of accounts and reports for*  
36 *fiscal year 2010, from such special revenue fund, or account*  
37 *thereof[: Provided, however, That the reduction in the expenditure*  
38 *limitations provided for in this subsection shall not apply to the*  
39 *special revenue funds in the state treasury for fiscal year 2010 of*  
40 *the state board of regents, or any state educational institution under*  
41 *the control and supervision of the state board of regents].*

42 *(4) On the effective date of this act, or as soon thereafter as mon-*  
43 *neys are available, the director of accounts and reports shall transfer*

1 *the amount in each account of each special revenue fund of each*  
2 *state agency that is equal to the aggregate of all amounts that would*  
3 *have been paid from such account to the Kansas public employees*  
4 *retirement system as a contribution for the period commencing on*  
5 *April 1, 2010, and ending on June 30, 2010, to the group insurance*  
6 *reserve fund under K.S.A. 74-4927, and amendments thereto, sub-*  
7 *ject to any applicable federal limitations or restrictions, as certified*  
8 *by the director of the budget to the director of accounts and reports*  
9 *for fiscal year 2010, from such special revenue fund, or account*  
10 *thereof, to the state general fund: Provided, That the amounts trans-*  
11 *ferred from special revenue funds to the state general fund pursuant*  
12 *to this subsection (a)(4) are to reimburse the state general fund for*  
13 *accounting, auditing, budgeting, legal, payroll, personnel and pur-*  
14 *chasing services and any other governmental services which are*  
15 *performed on behalf of the state agency involved by other state*  
16 *agencies which receive appropriations from the state general fund*  
17 *to provide such services[: Provided, however, That the provisions of*  
18 *this subsection prescribing transfers of amounts from special reve-*  
19  *nue funds to the state general fund as provided for in this subsection*  
20 *shall not apply to the special revenue funds in the state treasury for*  
21 *fiscal year 2010 of the state board of regents, or any state educa-*  
22 *tional institution under the control and supervision of the state*  
23 *board of regents].*

24 *(b) (1) On and after July 1, 2010, notwithstanding the provisions*  
25 *of K.S.A. 74-4927, and amendments thereto, or any other statute,*  
26 *no state agency shall pay to the Kansas public employees retirement*  
27 *system any amounts to the group insurance reserve fund attribut-*  
28 *able to the months of April, May and June, 2011, that constitute*  
29 *such state agency's portion of the state's contribution to the group*  
30 *insurance reserve fund under K.S.A. 74-4927, and amendments*  
31 *thereto.*

32 *(2) On July 1, 2010, the amount in each account of the state gen-*  
33 *eral fund of each state agency that is appropriated for the fiscal*  
34 *year ending June 30, 2011, by chapter 2, chapter 124 or chapter*  
35 *144 of the 2009 Session Laws of Kansas, by 2010 Senate Substitute*  
36 *for House Bill No. 2222, or by this or other appropriation act of the*  
37 *2010 regular session of the legislature, and that is budgeted for*  
38 *payment to the Kansas public employees retirement system as a*  
39 *contribution for April, May and June, 2011, to the group insurance*  
40 *reserve fund under K.S.A. 74-4927, and amendments thereto, as cer-*  
41 *tified by the director of the budget to the director of accounts and*  
42 *reports for fiscal year 2011, is hereby lapsed from each such ac-*  
43 *count.*

1       ***(3) On July 1, 2010, the expenditure limitation established for the***  
2 ***fiscal year ending June 30, 2011, provided by chapter 2, chapter***  
3 ***124 or chapter 144 of the 2009 Session Laws of Kansas, by 2010***  
4 ***Senate Substitute for House Bill No. 2222, by this or other appro-***  
5 ***riation act of the 2010 regular session of the legislature, or by the***  
6 ***state finance council on each special revenue fund in the state treas-***  
7 ***ury is hereby decreased for fiscal year 2011 by the amount equal***  
8 ***to the amount that is budgeted for payment to the Kansas public***  
9 ***employees retirement system as a contribution for April, May and***  
10 ***June, 2011, to the group insurance reserve fund under K.S.A. 74-***  
11 ***4927, and amendments thereto, as certified by the director of the***  
12 ***budget to the director of accounts and reports for fiscal year 2011,***  
13 ***from such special revenue fund, or account thereof.***

14       ***(4) On July 1, 2010, or as soon thereafter as moneys are available,***  
15 ***the director of accounts and reports shall transfer the amount in***  
16 ***each account of each special revenue fund of each state agency that***  
17 ***is equal to the aggregate of all amounts that would have been paid***  
18 ***from such account to the Kansas public employees retirement sys-***  
19 ***tem as a contribution for the period commencing on April 1, 2011,***  
20 ***and ending on June 30, 2011, to the group insurance reserve fund***  
21 ***under K.S.A. 74- 4927, and amendments thereto, subject to any ap-***  
22 ***licable federal limitations or restrictions, as certified by the direc-***  
23 ***tor of the budget to the director of accounts and reports for fiscal***  
24 ***year 2011, from such special revenue fund, or account thereof, to***  
25 ***the state general fund: Provided, That the amounts transferred from***  
26 ***special revenue funds to the state general fund pursuant to this sub-***  
27 ***section ~~(a)(4)~~ (b)(4) are to reimburse the state general fund for ac-***  
28 ***counting, auditing, budgeting, legal, payroll, personnel and pur-***  
29 ***chasing services and any other governmental services which are***  
30 ***performed on behalf of the state agency involved by other state***  
31 ***agencies which receive appropriations from the state general fund***  
32 ***to provide such services.***

33       Sec. ~~159, 163, 164~~. On the effective date of this act, K.S.A. 2009 Supp.  
34 2-223, ~~75-752~~, 79-34,171 and 79-4801, **section 14 of 2010 Senate Sub-**  
35 **stitute for House Bill No. 2222, and Section 52 of Chapter 124 of**  
36 **the 2009 Session Laws of Kansas** are hereby repealed.

37       Sec. ~~160, 164, 165~~. On July 1, 2010, K.S.A. 2009 Supp. 12-5256, ~~40-~~  
38 ~~3403~~, 55-193, 72-8814, 75-2319, 75-6702, 76-775, 76-783, **as amended**  
39 **by Section 33 of 2010 House Bill No. 2557**, 76-7,107, 79-2959, 79-  
40 2964, 79-2978, 79-2979, 79-3425i, 79-34,156 and 82a-953a are hereby  
41 repealed.

42       ***[Sec. 166. (a) During the fiscal year ending June 30, 2011, subject***  
43 ***to any applicable requirements of federal statutes, rules, regula-***

1 *tions or guidelines, any expenditures or grants of money by any*  
2 *state agency for family planning services financed in whole or in*  
3 *part from federal title X moneys shall be made subject to the fol-*  
4 *lowing two priorities: First priority to public entities (state, county,*  
5 *local health departments and health clinics) and if any moneys re-*  
6 *main then; second priority to non-public entities which are hospitals*  
7 *or federally qualified health centers that provide comprehensive*  
8 *primary and preventative care in addition to family planning serv-*  
9 *ices.*

10 *[(b) As used in this section “hospitals” shall have the same mean-*  
11 *ing as defined in K.S.A. 65- 425, and amendments thereto, and “fed-*  
12 *erally qualified health center” shall have the same meaning as de-*  
13 *finied in K.S.A. 65-1669, and amendments thereto.]*

14 *[Sec. 167. (a) During the fiscal year ending June 30, 2011, no*  
15 *expenditures shall be made from any moneys appropriated or reap-*  
16 *propriated for any state agency from the state general fund or any*  
17 *special revenue fund or funds as authorized and provided by chap-*  
18 *ter 2, chapter 124 or chapter 144 of the 2009 Session Laws of Kan-*  
19 *sas, by 2010 Senate Substitute for House Bill No. 2222, or by this*  
20 *or any other appropriation act of the 2010 regular session of the*  
21 *legislature to plan, draft, propose, promulgate, finalize, or imple-*  
22 *ment any rules and regulations pursuant to the clean air act (42*  
23 *U.S.C. 7401 et seq.) involving the greenhouse gases identified in the*  
24 *final rule entitled “Endangerment and cause or contribute findings*  
25 *for greenhouse gases under Section 202(a) of the clear air act.”*

26 *[(b) As used in this section, “state agency” has the meaning as-*  
27 *cribed thereto by K.S.A. 75- 3701, and amendments thereto.]*

28 *Sec. ~~161.~~ ~~165.~~ ~~166.~~ [168.] Severability.* If any provision or clause of  
29 this act or application thereof to any person or circumstances is held  
30 invalid, such invalidity shall not affect other provisions or applications of  
31 the act which can be given effect without the invalid provision or appli-  
32 cation, and to this end the provisions of this act are declared to be sev-  
33 erable.

34 *Sec. ~~162.~~ ~~166.~~ ~~167.~~ [169.] Appeals to exceed position limitations.* (a)  
35 The limitations imposed by this act on the number of full-time and regular  
36 part-time positions equated to full-time, excluding seasonal and tempo-  
37 rary positions, paid from appropriations for the fiscal years ending June  
38 30, 2010, made in chapter 2, chapter 124 or chapter 144 of the 2009  
39 Session Laws of Kansas or in this act or in any other appropriation act of  
40 the 2010 regular session of the legislature may be exceeded upon approval  
41 of the state finance council.

42 (b) The limitations imposed by this act on the number of full-time and  
43 regular part-time positions equated to full-time, excluding seasonal and

1 temporary positions, paid from appropriations for the fiscal year ending  
2 June 30, 2011, made in chapter 2, chapter 124 or chapter 144 of the 2009  
3 Session Laws of Kansas or in this act or in any other appropriation act of  
4 the 2010 regular session of the legislature may be exceeded upon approval  
5 of the state finance council.

6 Sec. ~~163. 167. 168.~~ [170.] *Appeals to exceed expenditure limitations.*

7 (a) Upon written application to the governor and approval of the state  
8 finance council, expenditures from special revenue funds may exceed the  
9 amounts specified in this act.

10 (b) This section shall not apply to the expanded lottery act revenues  
11 fund, the state economic development initiatives fund, the children's in-  
12 itiatives fund, the state water plan fund or the Kansas endowment for  
13 youth fund, or to any account of any of such funds.

14 Sec. ~~164. 168. 169.~~ [171.] *Savings.* (a) Any unencumbered balance as  
15 of June 30, 2010, in any special revenue fund, or account thereof, of any  
16 state agency named in this act which is not otherwise specifically appro-  
17 priated or limited by this or other appropriation act of the 2010 regular  
18 session of the legislature, is hereby appropriated for the fiscal year ending  
19 June 30, 2011, for the same use and purpose as the same was heretofore  
20 appropriated.

21 (b) Any unencumbered balance as of June 30, 2010, in any special  
22 revenue fund, or account thereof, of any state agency named in section  
23 29 of chapter 124 of the 2009 Session Laws of Kansas which is not oth-  
24 erwise specifically appropriated or limited for fiscal year 2011 by chapter  
25 2, chapter 124 or chapter 144 of the 2009 Session Laws of Kansas or by  
26 this or other appropriation act of the 2010 regular session of the legisla-  
27 ture, is hereby appropriated for fiscal year 2011 for the same use and  
28 purpose as the same was heretofore appropriated.

29 (c) This section shall not apply to the expanded lottery act revenues  
30 fund, the state economic development initiatives fund, the children's in-  
31 itiatives fund, the state water plan fund, the Kansas endowment for youth  
32 fund, the Kansas educational building fund, the state institutions building  
33 fund, or the correctional institutions building fund, or to any account of  
34 any of such funds.

35 Sec. ~~165. 169. 170.~~ [172.] During the fiscal year ending June 30, 2011,  
36 all moneys which are lawfully credited to and available in any bond special  
37 revenue fund, which are not otherwise specifically appropriated or limited  
38 by this or other appropriation act of the 2010 regular session of the leg-  
39 islature, are hereby appropriated for the fiscal year ending June 30, 2011,  
40 for the state agency for which the bond special revenue fund was estab-  
41 lished for the purposes authorized by law for expenditures from such  
42 bond special revenue fund. As used in this section, "bond special revenue  
43 fund" means any special revenue fund or account thereof established in

1 the state treasury prior to or on or after the effective date of this act for  
2 the deposit of the proceeds of bonds issued by the Kansas development  
3 finance authority, for the payment of debt service for bonds issued by the  
4 Kansas development finance authority, or for any related purpose in ac-  
5 cordance with applicable bond covenants.

6 Sec. ~~166. 170. 171.~~ [173.] *Federal grants.* (a) During the fiscal year  
7 ending June 30, 2011, each federal grant or other federal receipt which  
8 is received by a state agency named in this act and which is not otherwise  
9 appropriated to that state agency by this or other appropriation act of the  
10 2010 regular session of the legislature, is hereby appropriated for the  
11 fiscal year ending June 30, 2011, for that state agency for the purpose set  
12 forth in such federal grant or receipt, except that no expenditure shall be  
13 made from and no obligation shall be incurred against any such federal  
14 grant or other federal receipt, which has not been previously appropriated  
15 or reappropriated or approved for expenditure by the governor, until the  
16 governor has authorized the state agency to make expenditures there-  
17 from.

18 (b) During the fiscal year ending June 30, 2011, each federal grant or  
19 other federal receipt which is received by a state agency named in section  
20 29 of chapter 124 of the 2009 Session Laws of Kansas and which is not  
21 otherwise appropriated to that state agency for fiscal year 2011 by this or  
22 other appropriation act of the 2010 regular session of the legislature, is  
23 hereby appropriated for fiscal year 2011 for that state agency for the  
24 purpose set forth in such federal grant or receipt, except that no expend-  
25 iture shall be made from and no obligation shall be incurred against any  
26 such federal grant or other federal receipt, which has not been previously  
27 appropriated or reappropriated or approved for expenditure by the gov-  
28 ernor, for fiscal year 2011, until the governor has authorized the state  
29 agency to make expenditures from such federal grant or other federal  
30 receipt for fiscal year 2011.

31 (c) In addition to the other purposes for which expenditures may be  
32 made by any state agency which is named in this act and which is not  
33 otherwise authorized by law to apply for and receive federal grants, ex-  
34 penditures may be made by such state agency from moneys appropriated  
35 for fiscal year 2011 by chapter 2, chapter 124 or chapter 144 of the 2009  
36 Session Laws of Kansas or by this or other appropriation act of the 2010  
37 regular session of the legislature to apply for and receive federal grants  
38 during fiscal year 2011, which federal grants are hereby authorized to be  
39 applied for and received by such state agencies: *Provided*, That no ex-  
40 penditure shall be made from and no obligation shall be incurred against  
41 any such federal grant or other federal receipt, which has not been pre-  
42 viously appropriated or reappropriated or approved for expenditure by  
43 the governor, until the governor has authorized the state agency to make

1 expenditures therefrom.

2 Sec. ~~167. 171. 172.~~ [174.] (a) Any correctional institutions building  
3 fund appropriation heretofore appropriated to any state agency named in  
4 this or other appropriation act of the 2010 regular session of the legisla-  
5 ture, and having an unencumbered balance as of June 30, 2010, in excess  
6 of \$100 is hereby reappropriated for the fiscal year ending June 30, 2011,  
7 for the same uses and purposes as originally appropriated unless specific  
8 provision is made for lapsing such appropriation.

9 (b) This section shall not apply to the unencumbered balance in any  
10 account of the correctional institutions building fund that was encum-  
11 bered for any fiscal year commencing prior to July 1, 2009.

12 Sec. ~~168. 172. 173.~~ [175.] (a) Any Kansas educational building fund  
13 appropriation heretofore appropriated to any institution named in this or  
14 other appropriation act of the 2010 regular session of the legislature and  
15 having an unencumbered balance as of June 30, 2010, in excess of \$100  
16 is hereby reappropriated for the fiscal year ending June 30, 2011, for the  
17 same use and purpose as originally appropriated, unless specific provision  
18 is made for lapsing such appropriation.

19 (b) This section shall not apply to the unencumbered balance in any  
20 account of the Kansas educational building fund that was encumbered  
21 for any fiscal year commencing prior to July 1, 2009.

22 Sec. ~~169. 173. 174.~~ [176.] (a) Any state institutions building fund  
23 appropriation heretofore appropriated to any state agency named in this  
24 or other appropriation act of the 2010 regular session of the legislature  
25 and having an unencumbered balance as of June 30, 2010, in excess of  
26 \$100 is hereby reappropriated for the fiscal year ending June 30, 2011,  
27 for the same use and purpose as originally appropriated, unless specific  
28 provision is made for lapsing such appropriation.

29 (b) This section shall not apply to the unencumbered balance in any  
30 account of the state institutions building fund that was encumbered for  
31 any fiscal year commencing prior to July 1, 2009.

32 Sec. ~~170. 174. 175.~~ [177.] Any transfers of money during the fiscal  
33 year ending June 30, 2011, from any special revenue fund of any state  
34 agency named in this act to the audit services fund of the division of post  
35 audit under K.S.A. 46-1121, and amendments thereto, shall be in addition  
36 to any expenditure limitation imposed on any such fund for the fiscal year  
37 ending June 30, 2011.

38 Sec. ~~171. 175. 176.~~ [178.] This act shall take effect and be in force  
39 from and after its publication in the Kansas register.